

1 **TELEHEALTH MENTAL HEALTH PILOT PROGRAM**

2 2018 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Ken Ivory**

5 Senate Sponsor: _____

7 **LONG TITLE**

8 **General Description:**

9 This bill creates a telehealth mental health pilot project grant program.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ defines terms;
- 13 ▶ requires the Division of Substance Abuse and Mental Health to create a telehealth
- 14 mental health pilot project grant program;
- 15 ▶ creates a reporting requirement; and
- 16 ▶ repeals the provisions of this bill on December 31, 2021.

17 **Money Appropriated in this Bill:**

18 This bill appropriates in fiscal year 2019:

- 19 ▶ to the Department of Human Services - Division of Substance Abuse and Mental
- 20 Health, as a one-time appropriation:
 - 21 • from the General Fund, One-time, \$590,000.

22 **Other Special Clauses:**

23 None

24 **Utah Code Sections Affected:**

25 AMENDS:

26 **63I-1-262**, as last amended by Laws of Utah 2017, Chapter 459

27 ENACTS:



28 62A-15-114, Utah Code Annotated 1953



30 *Be it enacted by the Legislature of the state of Utah:*

31 Section 1. Section **62A-15-114** is enacted to read:

32 **62A-15-114. Telehealth Mental Health Pilot Program.**

33 (1) As used in this section:

34 (a) "Grant" means a grant awarded by the division under this section to a person to
35 develop and implement a project.

36 (b) "Project" means a telehealth mental health pilot project for which the division
37 awards a grant.

38 (c) "Public school" means:

39 (i) a school district;

40 (ii) a school under the control of a school district;

41 (iii) a charter school; or

42 (iv) the Utah Schools for the Deaf and the Blind.

43 (d) "Telehealth mental health services" means mental health services provided
44 remotely through the use of telecommunications technology.

45 (2) (a) On or before July 1, 2018, the division shall issue a request for proposals, in
46 accordance with Title 63G, Chapter 6a, Utah Procurement Code, to award a grant to one or
47 more persons to develop and implement one or more projects in one or more public schools in
48 the state.

49 (b) An application for a project described in Subsection (2)(a) shall be submitted
50 jointly by a public school and a provider of telehealth mental health services.

51 (c) The division shall award all grants under this section before December 31, 2018.

52 (d) A project shall run for two years.

53 (3) The purpose of the telehealth mental health pilot program is to:

54 (a) determine how telehealth mental health services can best be used in the state to:

55 (i) increase access to mental health services by public school students;

56 (ii) increase the timeliness and effectiveness of mental health crisis intervention
57 services for public school students;

58 (iii) reduce the cost associated with providing mental health services to public school

59 students; and
60 (iv) increase access to mental health services by public school students in underserved
61 areas of the state;
62 (b) identify best practices for providing telehealth mental health services to public
63 school students in the state; and
64 (c) identify the best methods of using telecommunications technology to provide
65 mental health services to public school students remotely.
66 (4) Persons who apply for a grant under this section shall:
67 (a) identify the population to which the proposed project will provide telehealth mental
68 health services;
69 (b) explain how the population described in Subsection (4)(a):
70 (i) is currently underserved; and
71 (ii) will benefit from the provision of telehealth mental health services;
72 (c) provide details regarding:
73 (i) how the proposed project will provide the telehealth mental health services;
74 (ii) the projected costs of providing the telehealth mental health services;
75 (iii) the sustainability of the proposed project; and
76 (iv) the methods that the proposed project will use to:
77 (A) protect the privacy of students and patients;
78 (B) collect nonidentifying data relating to the proposed project; and
79 (C) provide transparency on the costs and operation of the proposed project; and
80 (d) provide other information requested by the division to ensure that the proposed
81 project satisfies the criteria described in Subsection (5).
82 (5) In evaluating a proposal for a grant, the division shall consider:
83 (a) the extent to which the proposed project will fulfill the purposes described in
84 Subsection (3);
85 (b) the extent to which the population that will be served by the proposed project is:
86 (i) currently underserved; and
87 (ii) likely to benefit from the proposed project;
88 (c) the cost of the proposed project;
89 (d) the viability and innovation of the proposed project; and

90 (e) the extent to which the proposed project will yield useful data to evaluate the
91 effectiveness of the proposed project.

92 (6) (a) Within six months after the day on which the division awards a grant, the
93 division shall report to the Health and Human Services Interim Committee regarding:

94 (i) each person who received a grant; and

95 (ii) the details of each project.

96 (b) Within six months after the day on which a project concludes, the division shall
97 report to the Health and Human Services Interim Committee regarding:

98 (i) the success of each project;

99 (ii) data gathered in relation to each project;

100 (iii) knowledge gained from each project relating to the provision of telehealth mental
101 health services;

102 (iv) proposals for the future use of telehealth mental health services in the state;

103 (v) obstacles encountered in the provision of telehealth mental health services; and

104 (vi) changes needed in the law to overcome obstacles to providing telehealth mental
105 health services.

106 Section 2. Section **63I-1-262** is amended to read:

107 **63I-1-262. Repeal dates, Title 62A.**

108 [~~(1) Section [62A-4a-213](#) is repealed July 1, 2019.~~]

109 [~~(2) Section [62A-4a-202.9](#) is repealed December 31, 2019.~~]

110 (1) Section [62A-4a-202.9](#) is repealed December 31, 2019.

111 (2) Section [62A-4a-213](#) is repealed July 1, 2019.

112 (3) Section [62A-15-114](#) is repealed December 31, 2021.

113 [~~(3)] (4) Subsection [62A-15-1101](#)(5) is repealed July 1, 2018.~~

114 Section 3. **Appropriation.**

115 The following sums of money are appropriated for the fiscal year beginning July 1,
116 2018, and ending June 30, 2019. These are additions to amounts previously appropriated for
117 fiscal year 2019. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
118 Act, the Legislature appropriates the following sums of money from the funds or accounts
119 indicated for the use and support of the government of the state of Utah.

120 ITEM 1

121 To Department of Human Services -- Division of Substance Abuse and Mental Health
122 From General Fund, One-time \$590,000

123 Schedule of Programs:

124 Community Mental Health Services \$590,000

125 The Legislature intends that:

126 (1) the Division of Substance Abuse and Mental Health expend appropriations
127 provided under this item for the Telehealth Mental Health Pilot Program described in Section
128 [62A-15-114](#);

129 (2) the Division of Substance Abuse and Mental Health expend the appropriations
130 provided under this item in fiscal years 2019 and 2020, in an amount not to exceed \$310,000 in
131 fiscal year 2019, and the remainder in fiscal year 2020; and

132 (3) under Section [63J-1-603](#), appropriations provided under this item not lapse at the
133 close of fiscal year 2019.

Legislative Review Note
Office of Legislative Research and General Counsel