

HB0399S03 compared with HB0399S02

~~{deleted text}~~ shows text that was in HB0399S02 but was deleted in HB0399S03.

Inserted text shows text that was not in HB0399S02 but was inserted into HB0399S03.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative ~~{Brady Brammer}~~Karianne Lisonbee proposes the following substitute bill:

PROHIBITION OF THE PRACTICE OF CONVERSION

THERAPY UPON MINORS

2019 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Craig Hall

Senate Sponsor: _____

Cosponsors: Eric K. Hutchings

Francis D. Gibson Mike Winder

LONG TITLE

General Description:

This bill enacts provisions relating to conversion therapy for minors.

Highlighted Provisions:

This bill:

- ▶ prohibits certain health care professionals from providing conversion therapy to a minor.

Money Appropriated in this Bill:

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None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

58-1-509, Utah Code Annotated 1953

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

Section 1. Section **58-1-509** is enacted to read:

58-1-509. Prohibition on providing conversion therapy to a minor.

(1) As used in this section:

(a) (i) "Conversion therapy" means a practice or treatment that:

~~(fi) (A) subjects promises a patient or client to physical discomfort through aversive that therapy can or will result in a complete and permanent change in the patient or client's sexual orientation; or~~

~~(B) leads the patient or client to believe that a change in sexual orientation is likely.~~

~~(ii) "Conversion therapy" does not mean a practice or treatment that causes nausea, vomiting, or other unpleasant physical sensations; or~~

~~(B) provides electric shock or other electrical therapy, including electroconvulsive therapy or transcranial magnet stimulation; and~~

~~(ii) is intended to change, eliminate, or reduce behaviors, expressions, attractions, or feelings related to does not seek to change a patient or client's sexual orientation or gender identity, including mental health therapy that:~~

~~(A) is neutral with respect to sexual orientation and gender identity;~~

~~(B) provides assistance to a patient or client undergoing gender transition;~~

~~(C) explores the patient or client's assumptions and goals and maximizes self-determination by permitting a patient or client to decide how to self-identify and live out the patient or client's sexual orientation;~~

~~(D) provides acceptance, support, and understanding of a patient or client's sexual orientation identity without an a priori treatment goal;~~

~~(E) facilitates a patient or client's ability to cope, social support, and identity~~

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exploration and development;

(F) addresses unlawful, unsafe, premarital, or extramarital sexual activities in a manner that is neutral with respect to sexual orientation; or

(G) discusses with a patient or client the patient or client's moral or religious beliefs or practices.

(b) "Health care professional" means an individual who is licensed, or an individual who provides mental health therapy as part of the individual's training for a profession that is licensed, under:

(i) Chapter 31b, Nurse Practice Act;

(ii) Chapter 60, Mental Health Professional Practice Act;

(iii) Chapter 61, Psychologist Licensing Act;

(iv) Chapter 67, Utah Medical Practice Act; or

(v) Chapter 68, Utah Osteopathic Medical Practice Act.

(2) A health care professional may not provide conversion therapy to a patient or client who is younger than 18 years old.

(3) Subsection (2) does not apply to:

(a) a clergy member or religious counselor who is acting substantially in a pastoral or religious capacity and not in the capacity of a health care professional; or

(b) a parent or grandparent who is a health care professional and who is acting substantially in the capacity of a parent or grandparent and not in the capacity of a health care professional.