

**Representative Steve Eliason** proposes the following substitute bill:

**CRISIS SERVICES AMENDMENTS**

2020 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Steve Eliason**

Senate Sponsor: Daniel W. Thatcher

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**LONG TITLE**

**General Description:**

This bill relates to crisis response treatment and resources.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ changes the name of the "Mental Health Crisis Line Commission" to the "Behavioral Health Crisis Response Commission";
- ▶ modifies the membership of the Behavioral Health Crisis Response Commission;
- ▶ expands the mobile crisis outreach team grant program to fund additional mobile crisis outreach teams in certain counties;
- ▶ requires the Division of Substance Abuse and Mental Health to administer a grant program for the development of a behavioral health receiving center;
- ▶ directs the Department of Health to:
  - apply for a waiver or a state plan amendment with Medicaid to offer a program to provide reimbursement for certain services that are provided in a behavioral health receiving center at a bundled daily rate;
  - if the waiver or state plan amendment is approved, require a managed care organization that contracts with Medicaid to provide reimbursement for certain



26 services that are provided in a behavioral health receiving center; and

27 • consult with accountable care organizations and counties when determining  
28 whether to integrate payment for certain services that are provided in a  
29 behavioral health receiving center;

30 ▶ requires the Department of Human Services to establish a statewide stabilization  
31 services plan and standards for providing stabilization services to a child;

32 ▶ requires the Division of Substance Abuse and Mental Health to implement a  
33 statewide warm line;

34 ▶ requires the Behavioral Health Crisis Response Commission to study and make  
35 recommendations regarding implementation of the statewide warm line; and

36 ▶ makes technical changes.

37 **Money Appropriated in this Bill:**

38 This bill appropriates in fiscal year 2021:

39 ▶ to Department of Human Services -- Division of Substance Abuse and Mental  
40 Health -- Community Mental Health Services, as an ongoing appropriation:

41 • From General Fund, One-time, \$12,325,000.

42 ▶ to Department of Human Services -- Division of Substance Abuse and Mental  
43 Health -- Community Mental Health Services, as a one-time appropriation:

44 • From General Fund, One-time, \$12,550,000.

45 ▶ to Governor's Office -- Suicide Prevention -- Suicide Prevention, as an ongoing  
46 appropriation:

47 • from General Fund, One-time, \$150,000.

48 ▶ to University of Utah -- SafeUT Crisis Text and Tip Line -- SafeUT Operations, as  
49 an ongoing appropriation:

50 • from Education Fund, \$250,000.

51 **Other Special Clauses:**

52 None

53 **Utah Code Sections Affected:**

54 AMENDS:

55 **17-43-301**, as last amended by Laws of Utah 2019, Chapter 256

56 **26-18-418**, as last amended by Laws of Utah 2019, Chapter 393

- 57 [62A-1-104](#), as last amended by Laws of Utah 2018, Chapter 147
- 58 [62A-1-111](#), as last amended by Laws of Utah 2018, Chapter 200
- 59 [62A-15-102](#), as last amended by Laws of Utah 2018, Chapter 414
- 60 [62A-15-116](#), as last amended by Laws of Utah 2019, Chapter 446
- 61 [62A-15-1301](#), as enacted by Laws of Utah 2018, Chapter 407
- 62 [62A-15-1302](#), as enacted by Laws of Utah 2018, Chapter 407
- 63 [62A-15-1303](#), as enacted by Laws of Utah 2018, Chapter 407
- 64 [62A-15-1401](#), as enacted by Laws of Utah 2018, Chapter 84
- 65 [63C-18-101](#), as enacted by Laws of Utah 2017, Chapter 23
- 66 [63C-18-102](#), as enacted by Laws of Utah 2017, Chapter 23
- 67 [63C-18-202](#), as enacted by Laws of Utah 2017, Chapter 23
- 68 [63C-18-203](#), as last amended by Laws of Utah 2018, Chapters 84 and 407
- 69 [63I-1-226](#), as last amended by Laws of Utah 2019, Chapters 67, 136, 246, 289, 455 and
- 70 last amended by Coordination Clause, Laws of Utah 2019, Chapter 246
- 71 [63I-1-262](#), as last amended by Laws of Utah 2019, Chapters 246, 257, 440 and last
- 72 amended by Coordination Clause, Laws of Utah 2019, Chapter 246
- 73 [63I-1-263](#), as last amended by Laws of Utah 2019, Chapters 89, 246, 311, 414, 468,
- 74 469, 482 and last amended by Coordination Clause, Laws of Utah 2019, Chapter
- 75 246

76 ENACTS:

77 [62A-15-118](#), Utah Code Annotated 1953

78 [26-18-420](#), Utah Code Annotated 1953

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

81 Section 1. Section **17-43-301** is amended to read:

82 **17-43-301. Local mental health authorities -- Responsibilities.**

83 (1) As used in this section:

84 (a) "Assisted outpatient treatment" means the same as that term is defined in Section

85 [62A-15-602](#).

86 (b) "Crisis worker" means the same as that term is defined in Section [62A-15-1301](#).

87 (c) "Local mental health crisis line" means the same as that term is defined in Section

88 [~~63C-18-102~~] [62A-15-1301](#).

89 (d) "Mental health therapist" means the same as that term is defined in Section  
90 [58-60-102](#).

91 (e) "Public funds" means the same as that term is defined in Section [17-43-303](#).

92 (f) "Statewide mental health crisis line" means the same as that term is defined in  
93 Section [~~63C-18-102~~] [62A-15-1301](#).

94 (2) (a) (i) In each county operating under a county executive-council form of  
95 government under Section [17-52a-203](#), the county legislative body is the local mental health  
96 authority, provided however that any contract for plan services shall be administered by the  
97 county executive.

98 (ii) In each county operating under a council-manager form of government under  
99 Section [17-52a-204](#), the county manager is the local mental health authority.

100 (iii) In each county other than a county described in Subsection (2)(a)(i) or (ii), the  
101 county legislative body is the local mental health authority.

102 (b) Within legislative appropriations and county matching funds required by this  
103 section, under the direction of the division, each local mental health authority shall:

104 (i) provide mental health services to individuals within the county; and

105 (ii) cooperate with efforts of the Division of Substance Abuse and Mental Health to  
106 promote integrated programs that address an individual's substance abuse, mental health, and  
107 physical healthcare needs, as described in Section [62A-15-103](#).

108 (c) Within legislative appropriations and county matching funds required by this  
109 section, each local mental health authority shall cooperate with the efforts of the Department of  
110 Human Services to promote a system of care, as defined in Section [62A-1-104](#), for minors with  
111 or at risk for complex emotional and behavioral needs, as described in Section [62A-1-111](#).

112 (3) (a) By executing an interlocal agreement under Title 11, Chapter 13, Interlocal  
113 Cooperation Act, two or more counties may join to:

114 (i) provide mental health prevention and treatment services; or

115 (ii) create a united local health department that combines substance abuse treatment  
116 services, mental health services, and local health department services in accordance with  
117 Subsection (4).

118 (b) The legislative bodies of counties joining to provide services may establish

119 acceptable ways of apportioning the cost of mental health services.

120 (c) Each agreement for joint mental health services shall:

121 (i) (A) designate the treasurer of one of the participating counties or another person as  
122 the treasurer for the combined mental health authorities and as the custodian of money  
123 available for the joint services; and

124 (B) provide that the designated treasurer, or other disbursing officer authorized by the  
125 treasurer, may make payments from the money available for the joint services upon audit of the  
126 appropriate auditing officer or officers representing the participating counties;

127 (ii) provide for the appointment of an independent auditor or a county auditor of one of  
128 the participating counties as the designated auditing officer for the combined mental health  
129 authorities;

130 (iii) (A) provide for the appointment of the county or district attorney of one of the  
131 participating counties as the designated legal officer for the combined mental health  
132 authorities; and

133 (B) authorize the designated legal officer to request and receive the assistance of the  
134 county or district attorneys of the other participating counties in defending or prosecuting  
135 actions within their counties relating to the combined mental health authorities; and

136 (iv) provide for the adoption of management, clinical, financial, procurement,  
137 personnel, and administrative policies as already established by one of the participating  
138 counties or as approved by the legislative body of each participating county or interlocal board.

139 (d) An agreement for joint mental health services may provide for:

140 (i) joint operation of services and facilities or for operation of services and facilities  
141 under contract by one participating local mental health authority for other participating local  
142 mental health authorities; and

143 (ii) allocation of appointments of members of the mental health advisory council  
144 between or among participating counties.

145 (4) A county governing body may elect to combine the local mental health authority  
146 with the local substance abuse authority created in Part 2, Local Substance Abuse Authorities,  
147 and the local health department created in Title 26A, Chapter 1, Part 1, Local Health  
148 Department Act, to create a united local health department under Section [26A-1-105.5](#). A local  
149 mental health authority that joins with a united local health department shall comply with this

150 part.

151 (5) (a) Each local mental health authority is accountable to the department, the  
152 Department of Health, and the state with regard to the use of state and federal funds received  
153 from those departments for mental health services, regardless of whether the services are  
154 provided by a private contract provider.

155 (b) Each local mental health authority shall comply, and require compliance by its  
156 contract provider, with all directives issued by the department and the Department of Health  
157 regarding the use and expenditure of state and federal funds received from those departments  
158 for the purpose of providing mental health programs and services. The department and  
159 Department of Health shall ensure that those directives are not duplicative or conflicting, and  
160 shall consult and coordinate with local mental health authorities with regard to programs and  
161 services.

162 (6) (a) Each local mental health authority shall:

163 (i) review and evaluate mental health needs and services, including mental health needs  
164 and services for:

165 (A) an individual incarcerated in a county jail or other county correctional facility; and

166 (B) an individual who is a resident of the county and who is court ordered to receive  
167 assisted outpatient treatment under Section [62A-15-630.5](#);

168 (ii) in accordance with Subsection (6)(b), annually prepare and submit to the division a  
169 plan approved by the county legislative body for mental health funding and service delivery,  
170 either directly by the local mental health authority or by contract;

171 (iii) establish and maintain, either directly or by contract, programs licensed under Title  
172 62A, Chapter 2, Licensure of Programs and Facilities;

173 (iv) appoint, directly or by contract, a full-time or part-time director for mental health  
174 programs and prescribe the director's duties;

175 (v) provide input and comment on new and revised rules established by the division;

176 (vi) establish and require contract providers to establish administrative, clinical,  
177 personnel, financial, procurement, and management policies regarding mental health services  
178 and facilities, in accordance with the rules of the division, and state and federal law;

179 (vii) establish mechanisms allowing for direct citizen input;

180 (viii) annually contract with the division to provide mental health programs and

181 services in accordance with the provisions of Title 62A, Chapter 15, Substance Abuse and  
182 Mental Health Act;

183 (ix) comply with all applicable state and federal statutes, policies, audit requirements,  
184 contract requirements, and any directives resulting from those audits and contract requirements;

185 (x) provide funding equal to at least 20% of the state funds that it receives to fund  
186 services described in the plan;

187 (xi) comply with the requirements and procedures of Title 11, Chapter 13, Interlocal  
188 Cooperation Act, Title 17B, Chapter 1, Part 6, Fiscal Procedures for Local Districts, and Title  
189 51, Chapter 2a, Accounting Reports from Political Subdivisions, Interlocal Organizations, and  
190 Other Local Entities Act; and

191 (xii) take and retain physical custody of minors committed to the physical custody of  
192 local mental health authorities by a judicial proceeding under Title 62A, Chapter 15, Part 7,  
193 Commitment of Persons Under Age 18 to Division of Substance Abuse and Mental Health.

194 (b) Each plan under Subsection (6)(a)(ii) shall include services for adults, youth, and  
195 children, which shall include:

196 (i) inpatient care and services;

197 (ii) residential care and services;

198 (iii) outpatient care and services;

199 (iv) 24-hour crisis care and services;

200 (v) psychotropic medication management;

201 (vi) psychosocial rehabilitation, including vocational training and skills development;

202 (vii) case management;

203 (viii) community supports, including in-home services, housing, family support  
204 services, and respite services;

205 (ix) consultation and education services, including case consultation, collaboration  
206 with other county service agencies, public education, and public information; and

207 (x) services to persons incarcerated in a county jail or other county correctional facility.

208 (7) (a) If a local mental health authority provides for a local mental health crisis line  
209 under the plan for 24-hour crisis care and services described in Subsection (6)(b)(iv), the local  
210 mental health authority shall:

211 (i) collaborate with the statewide mental health crisis line described in Section

212 62A-15-1302;

213 (ii) ensure that each individual who answers calls to the local mental health crisis line:

214 (A) is a mental health therapist or a crisis worker; and

215 (B) meets the standards of care and practice established by the Division of Substance  
216 Abuse and Mental Health, in accordance with Section 62A-15-1302; and

217 (iii) ensure that when necessary, based on the local mental health crisis line's capacity,  
218 calls are immediately routed to the statewide mental health crisis line to ensure that when an  
219 individual calls the local mental health crisis line, regardless of the time, date, or number of  
220 individuals trying to simultaneously access the local mental health crisis line, a mental health  
221 therapist or a crisis worker answers the call without the caller first:

222 (A) waiting on hold; or

223 (B) being screened by an individual other than a mental health therapist or crisis  
224 worker.

225 (b) If a local mental health authority does not provide for a local mental health crisis  
226 line under the plan for 24-hour crisis care and services described in Subsection (6)(b)(iv), the  
227 local mental health authority shall use the statewide mental health crisis line as a local crisis  
228 line resource.

229 (8) Before disbursing any public funds, each local mental health authority shall require  
230 that each entity that receives any public funds from a local mental health authority agrees in  
231 writing that:

232 (a) the entity's financial records and other records relevant to the entity's performance  
233 of the services provided to the mental health authority shall be subject to examination by:

234 (i) the division;

235 (ii) the local mental health authority director;

236 (iii) (A) the county treasurer and county or district attorney; or

237 (B) if two or more counties jointly provide mental health services under an agreement  
238 under Subsection (3), the designated treasurer and the designated legal officer;

239 (iv) the county legislative body; and

240 (v) in a county with a county executive that is separate from the county legislative  
241 body, the county executive;

242 (b) the county auditor may examine and audit the entity's financial and other records



243 relevant to the entity's performance of the services provided to the local mental health  
244 authority; and

245 (c) the entity will comply with the provisions of Subsection (5)(b).

246 (9) A local mental health authority may receive property, grants, gifts, supplies,  
247 materials, contributions, and any benefit derived therefrom, for mental health services. If those  
248 gifts are conditioned upon their use for a specified service or program, they shall be so used.

249 (10) Public funds received for the provision of services pursuant to the local mental  
250 health plan may not be used for any other purpose except those authorized in the contract  
251 between the local mental health authority and the provider for the provision of plan services.

252 (11) A local mental health authority shall provide assisted outpatient treatment  
253 services, as described in Section [62A-15-630.4](#), to a resident of the county who has been  
254 ordered under Section [62A-15-630.5](#) to receive assisted outpatient treatment.

255 Section 2. Section **26-18-418** is amended to read:

256 **26-18-418. Medicaid waiver for mental health crisis lines and mobile crisis**  
257 **outreach teams.**

258 (1) As used in this section:

259 (a) "Local mental health crisis line" means the same as that term is defined in Section  
260 ~~[63C-18-102]~~ [62A-15-1301](#).

261 (b) "Mental health crisis" means:

262 (i) a mental health condition that manifests itself in an individual by symptoms of  
263 sufficient severity that a prudent layperson who possesses an average knowledge of mental  
264 health issues could reasonably expect the absence of immediate attention or intervention to  
265 result in:

266 (A) serious danger to the individual's health or well-being; or

267 (B) a danger to the health or well-being of others; or

268 (ii) a mental health condition that, in the opinion of a mental health therapist or the  
269 therapist's designee, requires direct professional observation or the intervention of a mental  
270 health therapist.

271 (c) (i) "Mental health crisis services" means direct mental health services and on-site  
272 intervention that a mobile crisis outreach team provides to an individual suffering from a  
273 mental health crisis, including the provision of safety and care plans, prolonged mental health

274 services for up to 90 days, and referrals to other community resources.

275 (ii) "Mental health crisis services" includes:

276 (A) local mental health crisis lines; and

277 (B) the statewide mental health crisis line.

278 (d) "Mental health therapist" means the same as that term is defined in Section  
279 [58-60-102](#).

280 (e) "Mobile crisis outreach team" or "MCOT" means a mobile team of medical and  
281 mental health professionals that, in coordination with local law enforcement and emergency  
282 medical service personnel, provides mental health crisis services.

283 (f) "Statewide mental health crisis line" means the same as that term is defined in  
284 Section ~~[63C-18-102]~~ [62A-15-1301](#).

285 (2) In consultation with the Department of Human Services and the ~~[Mental]~~  
286 Behavioral Health Crisis [Line] Response Commission created in Section [63C-18-202](#), the  
287 department shall develop a proposal to amend the state Medicaid plan to include mental health  
288 crisis services, including the statewide mental health crisis line, local mental health crisis lines,  
289 and mobile crisis outreach teams.

290 (3) By January 1, 2019, the department shall apply for a Medicaid waiver with CMS, if  
291 necessary to implement, within the state Medicaid program, the mental health crisis services  
292 described in Subsection (2).

293 Section 3. Section **26-18-420** is enacted to read:

294 **26-18-420. Reimbursement for crisis management services provided in a**  
295 **behavioral health receiving center -- Integration of payment for physical health services.**

296 (1) As used in this section:

297 (a) "Accountable care organization" means the same as that term is defined in Section  
298 [26-18-408](#).

299 (b) "Behavioral health receiving center" means the same as that term is defined in  
300 Section [62A-15-118](#).

301 (c) "Crisis management services" means behavioral health services provided to an  
302 individual who is experiencing a mental health crisis.

303 (d) "Managed care organization" means the same as that term is defined in Section  
304 [31A-27a-403](#).

305 (2) Before July 1, 2020, the division shall apply for a Medicaid waiver or state plan  
306 amendment with CMS to offer a program that provides reimbursement through a bundled daily  
307 rate for crisis management services that are delivered to an individual during the individual's  
308 stay at a behavioral health receiving center.

309 (3) If the waiver or state plan amendment described in Subsection (2) is approved, the  
310 department shall:

311 (a) implement the program described in Subsection (2); and

312 (b) require a managed care organization that contracts with the state's Medicaid  
313 program for behavioral health services or integrated health services to provide coverage for  
314 crisis management services that are delivered to an individual during the individual's stay at a  
315 behavioral health receiving center.

316 (4) (a) The department may elect to integrate payment for physical health services  
317 provided in a behavioral health receiving center.

318 (b) In determining whether to integrate payment under Subsection (4)(a), the  
319 department shall consult with accountable care organizations and counties in the state.

320 Section 4. Section **62A-1-104** is amended to read:

321 **62A-1-104. Definitions.**

322 (1) As used in this title:

323 (a) "Competency evaluation" means the same as that term is defined in Section  
324 [77-15-2](#).

325 (b) "Concurrence of the board" means agreement by a majority of the members of a  
326 board.

327 (c) "Department" means the Department of Human Services established in Section  
328 [62A-1-102](#).

329 (d) "Executive director" means the executive director of the department, appointed  
330 under Section [62A-1-108](#).

331 (e) "Forensic evaluator" means the same as that term is defined in Section [77-15-2](#).

332 (f) "Stabilization services" means in-home services provided to a child with, or who is  
333 at risk for, complex emotional and behavioral needs, including teaching the child's parent or  
334 guardian skills to improve family functioning.

335 ~~(f)~~ (g) "System of care" means a broad, flexible array of services and supports that:

- 336 (i) serves a child with or who is at risk for complex emotional and behavioral needs;
- 337 (ii) is community based;
- 338 (iii) is informed about trauma;
- 339 (iv) builds meaningful partnerships with families and children;
- 340 (v) integrates service planning, service coordination, and management across state and
- 341 local entities;
- 342 (vi) includes individualized case planning;
- 343 (vii) provides management and policy infrastructure that supports a coordinated
- 344 network of interdepartmental service providers, contractors, and service providers who are
- 345 outside of the department; and
- 346 (viii) is guided by the type and variety of services needed by a child with or who is at
- 347 risk for complex emotional and behavioral needs and by the child's family.

348 (2) The definitions provided in Subsection (1) are to be applied in addition to

349 definitions contained throughout this title that are applicable to specified chapters or parts.

350 Section 5. Section **62A-1-111** is amended to read:

351 **62A-1-111. Department authority.**

352 The department may, in addition to all other authority and responsibility granted to the

353 department by law:

- 354 (1) adopt rules, not inconsistent with law, as the department may consider necessary or
- 355 desirable for providing social services to the people of this state;
- 356 (2) establish and manage client trust accounts in the department's institutions and
- 357 community programs, at the request of the client or the client's legal guardian or representative,
- 358 or in accordance with federal law;
- 359 (3) purchase, as authorized or required by law, services that the department is
- 360 responsible to provide for legally eligible persons;
- 361 (4) conduct adjudicative proceedings for clients and providers in accordance with the
- 362 procedures of Title 63G, Chapter 4, Administrative Procedures Act;
- 363 (5) establish eligibility standards for its programs, not inconsistent with state or federal
- 364 law or regulations;
- 365 (6) take necessary steps, including legal action, to recover money or the monetary value
- 366 of services provided to a recipient who was not eligible;

- 367 (7) set and collect fees for ~~[its]~~ the department's services;
- 368 (8) license agencies, facilities, and programs, except as otherwise allowed, prohibited,  
369 or limited by law;
- 370 (9) acquire, manage, and dispose of any real or personal property needed or owned by  
371 the department, not inconsistent with state law;
- 372 (10) receive gifts, grants, devises, and donations; gifts, grants, devises, donations, or  
373 the proceeds thereof, may be credited to the program designated by the donor, and may be used  
374 for the purposes requested by the donor, as long as the request conforms to state and federal  
375 policy; all donated funds shall be considered private, nonlapsing funds and may be invested  
376 under guidelines established by the state treasurer;
- 377 (11) accept and employ volunteer labor or services; the department is authorized to  
378 reimburse volunteers for necessary expenses, when the department considers that  
379 reimbursement to be appropriate;
- 380 (12) carry out the responsibility assigned in the workforce services plan by the State  
381 Workforce Development Board;
- 382 (13) carry out the responsibility assigned by Section [35A-8-602](#) with respect to  
383 coordination of services for the homeless;
- 384 (14) carry out the responsibility assigned by Section [62A-5a-105](#) with respect to  
385 coordination of services for students with a disability;
- 386 (15) provide training and educational opportunities for ~~[its]~~ the department's staff;
- 387 (16) collect child support payments and any other money due to the department;
- 388 (17) apply the provisions of Title 78B, Chapter 12, Utah Child Support Act, to parents  
389 whose child lives out of the home in a department licensed or certified setting;
- 390 (18) establish policy and procedures, within appropriations authorized by the  
391 Legislature, in cases where the department is given custody of a minor by the juvenile court  
392 under Section [78A-6-117](#) or ordered to prepare an attainment plan for a minor found not  
393 competent to proceed under Section [78A-6-1301](#); any policy and procedures shall include:
- 394 (a) designation of interagency teams for each juvenile court district in the state;
- 395 (b) delineation of assessment criteria and procedures;
- 396 (c) minimum requirements, and timeframes, for the development and implementation  
397 of a collaborative service plan for each minor placed in department custody; and

- 398 (d) provisions for submittal of the plan and periodic progress reports to the court;
- 399 (19) carry out the responsibilities assigned to [it] the department by statute;
- 400 (20) examine and audit the expenditures of any public funds provided to local
- 401 substance abuse authorities, local mental health authorities, local area agencies on aging, and
- 402 any person, agency, or organization that contracts with or receives funds from those authorities
- 403 or agencies. Those local authorities, area agencies, and any person or entity that contracts with
- 404 or receives funds from those authorities or area agencies, shall provide the department with any
- 405 information the department considers necessary. The department is further authorized to issue
- 406 directives resulting from any examination or audit to local authorities, area agencies, and
- 407 persons or entities that contract with or receive funds from those authorities with regard to any
- 408 public funds. If the department determines that it is necessary to withhold funds from a local
- 409 mental health authority or local substance abuse authority based on failure to comply with state
- 410 or federal law, policy, or contract provisions, it may take steps necessary to ensure continuity of
- 411 services. For purposes of this Subsection (20) "public funds" means the same as that term is
- 412 defined in Section [62A-15-102](#);
- 413 (21) pursuant to Subsection [62A-2-106\(1\)\(d\)](#), accredit one or more agencies and
- 414 persons to provide intercountry adoption services;
- 415 (22) within appropriations authorized by the Legislature, promote and develop a
- 416 system of care~~[, as defined in Section [62A-1-104](#)]~~ and stabilization services:
- 417 (a) in compliance with Title 63G, Chapter 6a, Utah Procurement Code; and
- 418 (b) that encompasses the department, department contractors, and the divisions,
- 419 offices, or institutions within the department, to:
- 420 (i) navigate services, funding resources, and relationships to the benefit of the children
- 421 and families whom the department serves;
- 422 (ii) centralize department operations, including procurement and contracting;
- 423 (iii) develop policies that govern business operations and that facilitate a system of care
- 424 approach to service delivery;
- 425 (iv) allocate resources that may be used for the children and families served by the
- 426 department or the divisions, offices, or institutions within the department, subject to the
- 427 restrictions in Section [63J-1-206](#);
- 428 (v) create performance-based measures for the provision of services; and

429 (vi) centralize other business operations, including data matching and sharing among  
430 the department's divisions, offices, and institutions; and

431 (23) ensure that any training or certification required of a public official or public  
432 employee, as those terms are defined in Section 63G-22-102, complies with Title 63G, Chapter  
433 22, State Training and Certification Requirements, if the training or certification is required:

- 434 (a) under this title;
- 435 (b) by the department; or
- 436 (c) by an agency or division within the department.

437 Section 6. Section 62A-15-102 is amended to read:

438 **62A-15-102. Definitions.**

439 As used in this chapter:

440 (1) "Criminal risk factors" means a person's characteristics and behaviors that:

- 441 (a) affect the person's risk of engaging in criminal behavior; and
- 442 (b) are diminished when addressed by effective treatment, supervision, and other  
443 support resources, resulting in reduced risk of criminal behavior.

444 (2) "Director" means the director of the Division of Substance Abuse and Mental  
445 Health.

446 (3) "Division" means the Division of Substance Abuse and Mental Health established  
447 in Section 62A-15-103.

448 (4) "Local mental health authority" means a county legislative body.

449 (5) "Local substance abuse authority" means a county legislative body.

450 (6) "Mental health crisis" means:

451 (a) a mental health condition that manifests in an individual by symptoms of sufficient  
452 severity that a prudent layperson who possesses an average knowledge of mental health issues  
453 could reasonably expect the absence of immediate attention or intervention to result in:

- 454 (i) serious danger to the individual's health or well-being; or
- 455 (ii) a danger to the health or well-being of others; or
- 456 (b) a mental health condition that, in the opinion of a mental health therapist or the  
457 therapist's designee, requires direct professional observation or intervention.

458 (7) "Mental health crisis response training" means community-based training that  
459 educates laypersons and professionals on the warning signs of a mental health crisis and how to

460 respond.

461 (8) "Mental health crisis services" means an array of services provided to an individual  
462 who experiences a mental health crisis, which may include:

463 (a) direct mental health services;

464 (b) on-site intervention provided by a mobile crisis outreach team;

465 (c) the provision of safety and care plans;

466 (d) prolonged mental health services for up to 90 days after the day on which an  
467 individual experiences a mental health crisis;

468 (e) referrals to other community resources;

469 (f) local mental health crisis lines; and

470 (g) the statewide mental health crisis line.

471 (9) "Mental health therapist" means the same as that term is defined in Section  
472 [58-60-102](#).

473 (10) "Mobile crisis outreach team" or "MCOT" means a mobile team of medical and  
474 mental health professionals that, in coordination with local law enforcement and emergency  
475 medical service personnel, provides mental health crisis services.

476 (11) (a) "Public funds" means federal money received from the Department of Human  
477 Services or the Department of Health, and state money appropriated by the Legislature to the  
478 Department of Human Services, the Department of Health, a county governing body, or a local  
479 substance abuse authority, or a local mental health authority for the purposes of providing  
480 substance abuse or mental health programs or services.

481 (b) "Public funds" include federal and state money that has been transferred by a local  
482 substance abuse authority or a local mental health authority to a private provider under an  
483 annual or otherwise ongoing contract to provide comprehensive substance abuse or mental  
484 health programs or services for the local substance abuse authority or local mental health  
485 authority. The money maintains the nature of "public funds" while in the possession of the  
486 private entity that has an annual or otherwise ongoing contract with a local substance abuse  
487 authority or a local mental health authority to provide comprehensive substance abuse or  
488 mental health programs or services for the local substance abuse authority or local mental  
489 health authority.

490 (c) Public funds received for the provision of services pursuant to substance abuse or



491 mental health service plans may not be used for any other purpose except those authorized in  
492 the contract between the local mental health or substance abuse authority and provider for the  
493 provision of plan services.

494 (12) "Severe mental disorder" means schizophrenia, major depression, bipolar  
495 disorders, delusional disorders, psychotic disorders, and other mental disorders as defined by  
496 the division.

497 (13) "Statewide mental health crisis line" means the same as that term is defined in  
498 Section ~~[63C-18-102]~~ [62A-15-1301](#).

499 Section 7. Section **62A-15-116** is amended to read:

500 **62A-15-116. Mobile crisis outreach team expansion.**

501 (1) In consultation with the ~~[Mental]~~ Behavioral Health Crisis ~~[Line]~~ Response  
502 Commission, established in Section ~~63C-18-202~~, the division shall award grants for the  
503 development of:

504 (a) five mobile crisis outreach teams:

505 ~~[(a)]~~ (i) in counties of the second, third, fourth, fifth, or sixth class; or

506 (ii) in counties of the first class, if no more than two mobile crisis outreach teams are  
507 operating or have been awarded a grant to operate in the county; and

508 (b) at least three mobile crisis outreach teams in counties of the third, fourth, fifth, or  
509 sixth class.

510 ~~[(b) to]~~ (2) A mobile crisis outreach team awarded a grant under Subsection (1) shall  
511 provide mental health crisis services 24 hours per day, 7 days per week, and every day of the  
512 year.

513 ~~[(2)]~~ (3) The division shall prioritize the award of a grant described in Subsection (1)  
514 to entities, based on:

515 (a) the number of individuals the proposed mobile crisis outreach team will serve; and

516 (b) the percentage of matching funds the entity will provide to develop the proposed  
517 mobile crisis outreach team.

518 ~~[(3)]~~ (4) An entity does not need to have resources already in place to be awarded a  
519 grant described in Subsection (1).

520 ~~[(4)]~~ (5) In consultation with the ~~[Mental]~~ Behavioral Health Crisis ~~[Line]~~ Response  
521 Commission, established in Section ~~63C-18-202~~, the division shall make rules, in accordance

522 with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, for the application and award  
523 of the grants described in Subsection (1).

524 Section 8. Section **62A-15-118** is enacted to read:

525 **62A-15-118. Behavioral Health Receiving Center Grant Program.**

526 (1) As used in this section:

527 (a) "Behavioral health receiving center" means a 23-hour nonsecure program or facility  
528 that is responsible for, and provides mental health crisis services to, an individual experiencing  
529 a mental health crisis.

530 (b) "Project" means a behavioral health receiving center project described in  
531 Subsection (2)(a).

532 (2) (a) (i) Before July 1, 2020, the division shall issue a request for proposals in  
533 accordance with this section to award a grant to one or more counties of the first or second  
534 class, as classified in Section 17-50-501, to, except as provided in Subsection (2)(a)(ii),  
535 develop and implement a behavioral health receiving center.

536 (ii) A grant awarded under Subsection (2)(a)(i) may not be used to purchase land for  
537 the behavioral health receiving center.

538 (b) The division shall award all grants under this section before December 31, 2020.

539 (3) The purpose of a project is to:

540 (a) increase access to mental health crisis services for individuals in the state who are  
541 experiencing a mental health crisis; and

542 (b) reduce the number of individuals in the state who are incarcerated or in a hospital  
543 emergency room while experiencing a mental health crisis.

544 (4) An application for a grant under this section shall:

545 (a) identify the population to which the behavioral health receiving center will provide  
546 mental health crisis services;

547 (b) identify the type of mental health crisis services the behavioral health receiving  
548 center will provide;

549 (c) explain how the population described in Subsection (4)(a) will benefit from the  
550 provision of mental health crisis services;

551 (d) provide details regarding:

552 (i) how the proposed project plans to provide mental health crisis services;

553 (ii) how the proposed project will ensure that consideration is given to the capacity of  
554 the behavioral health receiving center;

555 (iii) how the proposed project will ensure timely and effective provision of mental  
556 health crisis services;

557 (iv) the cost of the proposed project;

558 (v) any existing or planned contracts or partnerships between the applicant and other  
559 individuals or entities to develop and implement the proposed project;

560 (vi) any plan to use funding sources in addition to a grant under this section for the  
561 proposed project;

562 (vii) the sustainability of the proposed project; and

563 (viii) the methods the proposed project will use to:

564 (A) protect the privacy of each individual who receives mental health crisis services  
565 from the behavioral health receiving center;

566 (B) collect nonidentifying data relating to the proposed project; and

567 (C) provide transparency on the costs and operation of the proposed project; and

568 (e) provide other information requested by the division to ensure that the proposed  
569 project satisfies the criteria described in Subsection (5).

570 (5) In evaluating an application for the grant, the division shall consider:

571 (a) the extent to which the proposed project will fulfill the purposes described in  
572 Subsection (3);

573 (b) the extent to which the population described in Subsection (4)(a) is likely to benefit  
574 from the proposed project;

575 (c) the cost of the proposed project;

576 (d) the extent to which any existing or planned contracts or partnerships between the  
577 applicant and other individuals or entities to develop and implement the project, or additional  
578 funding sources available to the applicant for the proposed project, are likely to benefit the  
579 proposed project; and

580 (e) the viability and innovation of the proposed project.

581 (6) Before June 30, 2021, the division shall report to the Health and Human Services  
582 Interim Committee regarding:

583 (a) each county awarded a grant under this section; and

- 584 (b) the details of each project.  
585 (7) Before June 30, 2023, the division shall report to the Health and Human Services  
586 Interim Committee regarding:  
587 (a) data gathered in relation to each project;  
588 (b) knowledge gained relating to the provision of mental health crisis services in a  
589 behavioral health receiving center;  
590 (c) recommendations for the future use of mental health crisis services in behavioral  
591 health receiving centers; and  
592 (d) obstacles encountered in the provision of mental health crisis services in a  
593 behavioral health receiving center.

594 Section 9. Section **62A-15-1301** is amended to read:

595 **Part 13. Statewide Mental Health Crisis Line and Statewide Warm Line**

596 **62A-15-1301. Definitions.**

597 As used in this part:

- 598 (1) "Commission" means the [~~Mental~~] Behavioral Health Crisis [Line] Response  
599 Commission created in Section 63C-18-202.  
600 (2) "Crisis worker" means an individual who:  
601 (a) meets the standards of qualification or certification that the division sets, in  
602 accordance with Section 62A-15-1302; and  
603 (b) staffs the statewide mental health crisis line, the statewide warm line, or a local  
604 mental health crisis line under the supervision of at least one mental health therapist.  
605 (3) "Local mental health crisis line" means [~~the same as that term is defined in Section~~  
606 63C-18-102.] a phone number or other response system that is:  
607 (a) accessible within a particular geographic area of the state; and  
608 (b) intended to allow an individual to contact and interact with a qualified mental or  
609 behavioral health professional.  
610 (4) "Mental health crisis" means the same as that term is defined in Section  
611 62A-15-1401.  
612 [~~(4)~~] (5) "Mental health therapist" means the same as that term is defined in Section  
613 58-60-102.  
614 (6) "Peer counselor" means an individual who:

615 (a) meets the standards of qualification or certification that the division sets, in  
 616 accordance with Section 62A-15-1302; and

617 (b) staffs the statewide warm line under the supervision of at least one mental health  
 618 therapist.

619 ~~[(5)]~~ (7) "Statewide mental health crisis line" means ~~[the same as that term is defined~~  
 620 ~~in Section 63C-18-102.]~~ a statewide phone number or other response system that allows an  
 621 individual to contact and interact with a qualified mental or behavioral health professional 24  
 622 hours per day, 365 days per year.

623 (8) "Statewide warm line" means a statewide phone number or other response system  
 624 that allows an individual to contact and interact with a qualified mental or behavioral health  
 625 professional or a peer counselor.

626 Section 10. Section 62A-15-1302 is amended to read:

627 **62A-15-1302. Contracts for statewide mental health crisis line and statewide**  
 628 **warm line -- Crisis worker and peer counselor qualification or certification.**

629 (1) (a) The division shall enter into a new contract or modify an existing contract to  
 630 manage and operate ~~[the statewide mental health crisis line]~~, in accordance with this part, ~~[and~~  
 631 ~~to encourage collaboration with local mental health crisis lines]~~ the statewide mental health  
 632 crisis line and the statewide warm line.

633 (b) Through the ~~[contract]~~ contracts described in Subsection (1)(a) and in consultation  
 634 with the commission, the division shall set standards of care and practice for:

635 (i) the mental health therapists and crisis workers who staff the statewide mental health  
 636 crisis line[-]; and

637 (ii) the mental health therapists, crisis workers, and peer counselors who staff the  
 638 statewide warm line.

639 (2) (a) The division shall establish training and minimum standards for the  
 640 qualification or certification of:

641 (i) crisis workers who staff the statewide mental health crisis line, the statewide warm  
 642 line, and local mental health crisis lines[-]; and

643 (ii) peer counselors who staff the statewide warm line.

644 (b) The division may make rules, in accordance with Title 63G, Chapter 3, Utah  
 645 Administrative Rulemaking Act, necessary to establish the training and minimum standards

646 described in Subsection (2)(a).

647 Section 11. Section **62A-15-1303** is amended to read:

648 **62A-15-1303. Statewide mental health crisis line and statewide warm line**  
649 **operational standards.**

650 (1) In consultation with the commission, the division shall ensure that:

651 ~~[(1)]~~ (a) the following individuals are available to staff and answer calls to the  
652 statewide mental health crisis line 24 hours per day, 365 days per calendar year:

653 ~~[(a)]~~ (i) mental health therapists; or

654 ~~[(b)]~~ (ii) crisis workers;

655 ~~[(2)]~~ (b) a sufficient amount of staff is available to ensure that when an individual calls  
656 the statewide mental health crisis line, regardless of the time, date, or number of individuals  
657 trying to simultaneously access the statewide mental health crisis line, an individual described  
658 in Subsection (1)~~(a)~~ answers the call without the caller first:

659 ~~[(a)]~~ (i) waiting on hold; or

660 ~~[(b)]~~ (ii) being screened by an individual other than a mental health therapist or crisis  
661 worker; ~~[and]~~

662 ~~[(3)]~~ (c) the statewide mental health crisis line has capacity to accept all calls that local  
663 mental health crisis lines route to the statewide mental health crisis line~~[-];~~

664 (d) the following individuals are available to staff and answer calls to the statewide  
665 warm line during the hours and days of operation set by the division under Subsection (2):

666 (i) mental health therapists;

667 (ii) crisis workers; or

668 (iii) peer counselors;

669 (e) when an individual calls the statewide mental health crisis line, the individual's call  
670 may be transferred to the statewide warm line if the individual is not experiencing a mental  
671 health crisis; and

672 (f) when an individual calls the statewide warm line, the individual's call may be  
673 transferred to the statewide mental health crisis line if the individual is experiencing a mental  
674 health crisis.

675 (2) The division shall make rules, in accordance with Title 63G, Chapter 3, Utah  
676 Administrative Rulemaking Act, to establish the hours and days of operation for the statewide

677 warm line.

678 Section 12. Section **62A-15-1401** is amended to read:

679 **62A-15-1401. Definitions.**

680 As used in this part:

681 (1) "Commission" means the ~~[Mental]~~ Behavioral Health Crisis [Line] Response  
682 Commission created in Section [63C-18-202](#).

683 (2) "Emergency medical service personnel" means the same as that term is defined in  
684 Section [26-8a-102](#).

685 (3) "Emergency medical services" means the same as that term is defined in Section  
686 [26-8a-102](#).

687 (4) "MCOT certification" means the certification created in this part for MCOT  
688 personnel and mental health crisis outreach services.

689 (5) "MCOT personnel" means a licensed mental health therapist or other mental health  
690 professional, as determined by the division, who is a part of a mobile crisis outreach team.

691 (6) "Mental health crisis" means a mental health condition that manifests itself by  
692 symptoms of sufficient severity that a prudent layperson who possesses an average knowledge  
693 of mental health issues could reasonably expect the absence of immediate attention or  
694 intervention to result in:

695 (a) serious jeopardy to the individual's health or well-being; or

696 (b) a danger to others.

697 (7) (a) "Mental health crisis services" means mental health services and on-site  
698 intervention that a person renders to an individual suffering from a mental health crisis.

699 (b) "Mental health crisis services" includes the provision of safety and care plans,  
700 stabilization services offered for a minimum of 60 days, and referrals to other community  
701 resources.

702 (8) "Mental health therapist" means the same as that term is defined in Section  
703 [58-60-102](#).

704 (9) "Mobile crisis outreach team" or "MCOT" means a mobile team of medical and  
705 mental health professionals that provides mental health crisis services and, based on the  
706 individual circumstances of each case, coordinates with local law enforcement, emergency  
707 medical service personnel, and other appropriate state or local resources.

708 Section 13. Section 63C-18-101 is amended to read:

709 **CHAPTER 18. BEHAVIORAL HEALTH CRISIS RESPONSE COMMISSION**

710 **63C-18-101. Title.**

711 (1) This chapter is known as the "~~Mental~~ Behavioral Health Crisis ~~Line~~ Response  
712 Commission."

713 (2) This part is known as "General Provisions."

714 Section 14. Section 63C-18-102 is amended to read:

715 **63C-18-102. Definitions.**

716 As used in this chapter:

717 (1) "Commission" means the ~~Mental~~ Behavioral Health Crisis ~~Line~~ Response  
718 Commission created in Section 63C-18-202.

719 (2) "Local mental health crisis line" means ~~[a phone number or other response system~~  
720 ~~that is:]~~ the same as that term is defined in Section 62A-15-1301.

721 ~~[(a) accessible within a particular geographic area of the state; and]~~

722 ~~[(b) intended to allow an individual to contact and interact with a qualified mental or~~  
723 ~~behavioral health professional.]~~

724 (3) "Statewide mental health crisis line" means ~~[a statewide phone number or other~~  
725 ~~response system that allows an individual to contact and interact with a qualified mental or~~  
726 ~~behavioral health professional 24 hours per day, 365 days per year]~~ the same as that term is  
727 defined in Section 62A-15-1301.

728 (4) "Statewide warm line" means the same as that term is defined in Section  
729 62A-15-1301.

730 Section 15. Section 63C-18-202 is amended to read:

731 **63C-18-202. Commission established -- Members.**

732 (1) There is created the ~~Mental~~ Behavioral Health Crisis ~~Line~~ Response  
733 Commission, composed of the following ~~[++]~~ 16 members:

734 (a) the executive director of the University Neuropsychiatric Institute;

735 (b) the governor or the governor's designee;

736 (c) the director of the Division of Substance Abuse and Mental Health;

737 (d) one representative of the Office of the Attorney General, appointed by the attorney  
738 general;



739 (e) one member of the public, appointed by the chair of the commission and approved  
740 by the commission;

741 (f) two individuals who are mental or behavioral health clinicians licensed to practice  
742 in the state, appointed by the chair of the commission and approved by the commission, at least  
743 one of whom is an individual who:

744 (i) is licensed as a physician under:

745 (A) Title 58, Chapter 67, Utah Medical Practice Act;

746 (B) Title 58, Chapter 67b, Interstate Medical Licensure Compact; or

747 (C) Title 58, Chapter 68, Utah Osteopathic Medical Practice Act; and

748 (ii) is board eligible for a psychiatry specialization recognized by the American Board  
749 of Medical Specialists or the American Osteopathic Association's Bureau of Osteopathic  
750 Specialists;

751 (g) one individual who represents a county of the first or second class, appointed by the  
752 Utah Association of Counties;

753 (h) one individual who represents a county of the third, fourth, or fifth class, appointed  
754 by the Utah Association of Counties;

755 (i) one individual who represents the Utah Hospital Association, appointed by the chair  
756 of the commission;

757 (j) one individual who represents law enforcement, appointed by the chair of the  
758 commission;

759 (k) one individual who has lived with a mental health disorder, appointed by the chair  
760 of the commission;

761 (l) one individual who represents an integrated health care system that:

762 (i) is not affiliated with the chair of the commission; and

763 (ii) provides inpatient behavioral health services and emergency room services to  
764 individuals in the state;

765 (m) one individual who represents an accountable care organization, as defined in  
766 Section [26-18-420](#), with a statewide membership base;

767 [(†)] (n) one member of the House of Representatives, appointed by the speaker of the  
768 House of Representatives; and

769 [(‡)] (o) one member of the Senate, appointed by the president of the Senate.

770 (2) (a) The executive director of the University Neuropsychiatric Institute is the chair  
771 of the commission.

772 (b) The chair of the commission shall appoint a member of the commission to serve as  
773 the vice chair of the commission, with the approval of the commission.

774 (c) The chair of the commission shall set the agenda for each commission meeting.

775 (3) (a) A majority of the members of the commission constitutes a quorum.

776 (b) The action of a majority of a quorum constitutes the action of the commission.

777 (4) (a) Except as provided in Subsection (4)(b), a member may not receive  
778 compensation, benefits, per diem, or travel expenses for the member's service on the  
779 commission.

780 (b) Compensation and expenses of a member who is a legislator are governed by  
781 Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

782 (5) The Office of the Attorney General shall provide staff support to the commission.  
783 Section 16. Section 63C-18-203 is amended to read:

784 **63C-18-203. Commission duties -- Reporting requirements.**

785 (1) The commission shall:

786 (a) identify a method to integrate existing local mental health crisis lines to ensure each  
787 individual who accesses a local mental health crisis line is connected to a qualified mental or  
788 behavioral health professional, regardless of the time, date, or number of individuals trying to  
789 simultaneously access the local mental health crisis line;

790 (b) study how to establish and implement a statewide mental health crisis line and a  
791 statewide warm line, including identifying:

792 (i) a statewide phone number or other means for an individual to easily access the  
793 statewide mental health crisis line, including a short code for text messaging and an N11  
794 number for calls;

795 (ii) a statewide phone number or other means for an individual to easily access the  
796 statewide warm line, including a short code for text messaging and an N11 number for calls;

797 ~~(ii)~~ (iii) a supply of:

798 (A) qualified mental or behavioral health professionals to staff the statewide mental  
799 health crisis line; and

800 (B) qualified mental or behavioral health professionals or peer counselors to staff the

801 statewide warm line;

802           ~~[(iii)]~~ (iv) a funding mechanism to operate and maintain the statewide mental health  
803 crisis line and the statewide warm line;

804           (c) coordinate with local mental health authorities in fulfilling the commission's duties  
805 described in Subsections (1)(a) and (b); and

806           (d) recommend standards for ~~[mobile crisis outreach team certification as]~~ the  
807 certifications described in Section [62A-15-1302](#).

808           (2) The commission may conduct other business related to the commission's duties  
809 described in Subsection (1).

810           (3) The commission shall consult with the Division of Substance Abuse and Mental  
811 Health regarding the standards and operation of the statewide mental health crisis line and the  
812 statewide warm line, in accordance with Title 62A, Chapter 15, Part 13, Statewide Mental  
813 Health Crisis Line and Statewide Warm Line.

814           Section 17. Section **63I-1-226** is amended to read:

815           **63I-1-226. Repeal dates, Title 26.**

816           (1) Section [26-1-40](#) is repealed July 1, 2022.

817           (2) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed July  
818 1, 2025.

819           (3) Section [26-10-11](#) is repealed July 1, 2020.

820           (4) Subsection [26-18-417](#)(3) relating to a report to the Health and Human Services  
821 Interim Committee is repealed July 1, 2020.

822           (5) Subsection [26-18-418](#)(2), the language that states "and the ~~[Mental]~~ Behavioral  
823 Health Crisis ~~[Line]~~ Response Commission created in Section [63C-18-202](#)" is repealed July 1,  
824 2023.

825           (6) Section [26-18-419.1](#) is repealed December 31, 2019.

826           (7) Title 26, Chapter 33a, Utah Health Data Authority Act, is repealed July 1, 2024.

827           (8) Title 26, Chapter 36b, Inpatient Hospital Assessment Act, is repealed July 1, 2024.

828           (9) Title 26, Chapter 36c, Medicaid Expansion Hospital Assessment Act, is repealed  
829 July 1, 2024.

830           (10) Title 26, Chapter 36d, Hospital Provider Assessment Act, is repealed July 1, 2024.

831           (11) Title 26, Chapter 54, Spinal Cord and Brain Injury Rehabilitation Fund and

832 Pediatric Neuro-Rehabilitation Fund, is repealed January 1, 2023.

833 (12) Subsection [26-61a-108\(2\)\(e\)\(i\)](#), related to the Native American Legislative  
834 Liaison Committee, is repealed July 1, 2022.

835 (13) Title 26, Chapter 63, Nurse Home Visiting Pay-for-Success Program, is repealed  
836 July 1, 2026.

837 Section 18. Section **63I-1-262** is amended to read:

838 **63I-1-262. Repeal dates, Title 62A.**

839 (1) Subsections [62A-1-120\(8\)\(g\)](#), (h), and (i) relating to completion of premarital  
840 counseling or education under Section [30-1-34](#) are repealed July 1, 2023.

841 (2) Section [62A-3-209](#) is repealed July 1, 2023.

842 (3) Section [62A-4a-202.9](#) is repealed December 31, 2021.

843 (4) Section [62A-4a-213](#) is repealed July 1, 2024.

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

845 (6) Subsections [62A-15-116\(1\)](#) and (4), the language that states "In consultation with  
846 the [~~SafeUT and School Safety~~] Behavioral Health Crisis Response Commission, established  
847 in Section [~~53B-17-1203~~] [63C-18-202](#)," is repealed January 1, 2023.

848 (7) Section [62A-15-118](#) is repealed December 31, 2023.

849 [~~(7)~~] (8) Subsections [62A-15-1100\(1\)](#) and [62A-15-1101](#) [~~(8)~~](9), in relation to the Utah  
850 Substance Use and Mental Health Advisory Council, are repealed January 1, 2023.

851 [~~(8)~~] (9) In relation to the [~~Mental~~] Behavioral Health Crisis [~~Line~~] Response  
852 Commission, on July 1, 2023:

853 (a) Subsections [62A-15-1301\(1\)](#) and [62A-15-1401\(1\)](#) are repealed;

854 (b) Subsection [62A-15-1302\(1\)\(b\)](#), the language that states "and in consultation with  
855 the commission" is repealed;

856 (c) Section [62A-15-1303](#), the language that states "In consultation with the  
857 commission," is repealed; and

858 (d) Subsection [62A-15-1402\(2\)\(a\)](#), the language that states "With recommendations  
859 from the commission," is repealed.

860 Section 19. Section **63I-1-263** is amended to read:

861 **63I-1-263. Repeal dates, Titles 63A to 63N.**

862 (1) In relation to the Utah Transparency Advisory Board, on January 1, 2025:

- 863 (a) Subsection 63A-1-201(1) is repealed;
- 864 (b) Subsection 63A-1-202(2)(c), the language that states "using criteria established by  
865 the board" is repealed;
- 866 (c) Section 63A-1-203 is repealed;
- 867 (d) Subsections 63A-1-204(1) and (2), the language that states "After consultation with  
868 the board, and" is repealed; and
- 869 (e) Subsection 63A-1-204(1)(b), the language that states "using the standards provided  
870 in Subsection 63A-1-203(3)(c)" is repealed.
- 871 (2) Subsection 63A-5-228(2)(h), relating to prioritizing and allocating capital  
872 improvement funding, is repealed on July 1, 2024.
- 873 (3) Section 63A-5-603, State Facility Energy Efficiency Fund, is repealed July 1, 2023.
- 874 (4) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July  
875 1, 2028.
- 876 (5) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,  
877 2025.
- 878 [~~(6) Title 63C, Chapter 16, Prison Development Commission Act, is repealed July 1,  
879 2020.~~]
- 880 [~~(7)~~ (6) Title 63C, Chapter 17, Point of the Mountain Development Commission Act,  
881 is repealed July 1, 2021.
- 882 [~~(8)~~ (7) Title 63C, Chapter 18, ~~[Mental]~~ Behavioral Health Crisis ~~[Line]~~ Response  
883 Commission, is repealed July 1, 2023.
- 884 [~~(9)~~ (8) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July  
885 1, 2025.
- 886 [~~(10)~~ (9) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed  
887 July 1, 2020.
- 888 [~~(11)~~ (10) In relation to the State Fair Corporation Board of Directors, on January 1,  
889 2025:
- 890 (a) Subsection 63H-6-104(2)(c), related to a Senate appointment, is repealed;
- 891 (b) Subsection 63H-6-104(2)(d), related to a House appointment, is repealed;
- 892 (c) in Subsection 63H-6-104(2)(e), the language that states ", of whom only one may  
893 be a legislator, in accordance with Subsection (3)(e)," is repealed;

- 894 (d) Subsection 63H-6-104(3)(a)(i) is amended to read:  
895 "(3)(a)(i) Except as provided in Subsection (3)(a)(ii), a board member appointed under  
896 Subsection (2)(e) or (f) shall serve a term that expires on the December 1 four years after the  
897 year that the board member was appointed.";
- 898 (e) in Subsections 63H-6-104(3)(a)(ii), (c)(ii), and (d), the language that states "the  
899 president of the Senate, the speaker of the House, the governor," is repealed and replaced with  
900 "the governor"; and
- 901 (f) Subsection 63H-6-104(3)(e), related to limits on the number of legislators, is  
902 repealed.
- 903 [~~(12)~~] (11) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1,  
904 2026.
- 905 [~~(13)~~] (12) Section 63M-7-212 is repealed on December 31, 2019.
- 906 [~~(14)~~] (13) On July 1, 2025:
- 907 (a) in Subsection 17-27a-404(3)(c)(ii), the language that states "the Resource  
908 Development Coordinating Committee," is repealed;
- 909 (b) Subsection 23-14-21(2)(c) is amended to read "(c) provide notification of proposed  
910 sites for the transplant of species to local government officials having jurisdiction over areas  
911 that may be affected by a transplant.";
- 912 (c) in Subsection 23-14-21(3), the language that states "and the Resource Development  
913 Coordinating Committee" is repealed;
- 914 (d) in Subsection 23-21-2.3(1), the language that states "the Resource Development  
915 Coordinating Committee created in Section 63J-4-501 and" is repealed;
- 916 (e) in Subsection 23-21-2.3(2), the language that states "the Resource Development  
917 Coordinating Committee and" is repealed;
- 918 (f) Subsection 63J-4-102(1) is repealed and the remaining subsections are renumbered  
919 accordingly;
- 920 (g) Subsections 63J-4-401(5)(a) and (c) are repealed;
- 921 (h) Subsection 63J-4-401(5)(b) is renumbered to Subsection 63J-4-401(5)(a) and the  
922 word "and" is inserted immediately after the semicolon;
- 923 (i) Subsection 63J-4-401(5)(d) is renumbered to Subsection 63J-4-401(5)(b);
- 924 (j) Sections 63J-4-501, 63J-4-502, 63J-4-503, 63J-4-504, and 63J-4-505 are repealed;

925 and

926 (k) Subsection 63J-4-603(1)(e)(iv) is repealed and the remaining subsections are  
927 renumbered accordingly.

928 [~~15~~] (14) Subsection 63J-1-602.1(13), Nurse Home Visiting Restricted Account is  
929 repealed July 1, 2026.

930 [~~16~~] (15) Subsection 63J-1-602.2(4), referring to dedicated credits to the Utah  
931 Marriage Commission, is repealed July 1, 2023.

932 [~~17~~] (16) Subsection 63J-1-602.2(5), referring to the Trip Reduction Program, is  
933 repealed July 1, 2022.

934 [~~18~~] (17) (a) Subsection 63J-1-602.1(53), relating to the Utah Statewide Radio  
935 System Restricted Account, is repealed July 1, 2022.

936 (b) When repealing Subsection 63J-1-602.1(53), the Office of Legislative Research and  
937 General Counsel shall, in addition to the office's authority under Subsection 36-12-12(3), make  
938 necessary changes to subsection numbering and cross references.

939 [~~19~~] (18) Subsection 63J-1-602.2(23), related to the Utah Seismic Safety  
940 Commission, is repealed January 1, 2025.

941 [~~20~~] (19) Subsection 63J-4-708(1), in relation to the Talent Ready Utah Board, on  
942 January 1, 2023, is amended to read:

943 "(1) On or before October 1, the board shall provide an annual written report to the  
944 Social Services Appropriations Subcommittee and the Economic Development and Workforce  
945 Services Interim Committee."[-]

946 [~~21~~] (20) In relation to the Utah Substance Use and Mental Health Advisory Council,  
947 on January 1, 2023:

948 (a) Sections 63M-7-301, 63M-7-302, 63M-7-303, 63M-7-304, and 63M-7-306 are  
949 repealed;

950 (b) Section 63M-7-305, the language that states "council" is replaced with  
951 "commission";

952 (c) Subsection 63M-7-305(1) is repealed and replaced with:

953 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and

954 (d) Subsection 63M-7-305(2) is repealed and replaced with:

955 "(2) The commission shall:

956 (a) provide ongoing oversight of the implementation, functions, and evaluation of the  
957 Drug-Related Offenses Reform Act; and

958 (b) coordinate the implementation of Section 77-18-1.1 and related provisions in  
959 Subsections 77-18-1(5)(b)(iii) and (iv).".

960 [~~22~~] (21) The Crime Victim Reparations and Assistance Board, created in Section  
961 63M-7-504, is repealed July 1, 2027.

962 [~~23~~] (22) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,  
963 2021.

964 [~~24~~] (23) Subsection 63N-1-301(4)(c), related to the Talent Ready Utah Board, is  
965 repealed on January 1, 2023.

966 [~~25~~] (24) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

967 [~~26~~] (25) (a) Title 63N, Chapter 2, Part 4, Recycling Market Development Zone Act,  
968 is repealed January 1, 2021.

969 (b) Subject to Subsection [~~26~~] (25)(c), Sections 59-7-610 and 59-10-1007 regarding  
970 tax credits for certain persons in recycling market development zones, are repealed for taxable  
971 years beginning on or after January 1, 2021.

972 (c) A person may not claim a tax credit under Section 59-7-610 or 59-10-1007:

973 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or  
974 59-10-1007, if the machinery or equipment is purchased on or after January 1, 2021; or

975 (ii) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), if  
976 the expenditure is made on or after January 1, 2021.

977 (d) Notwithstanding Subsections [~~26~~] (25)(b) and (c), a person may carry forward a  
978 tax credit in accordance with Section 59-7-610 or 59-10-1007 if:

979 (i) the person is entitled to a tax credit under Section 59-7-610 or 59-10-1007; and

980 (ii) (A) for the purchase price of machinery or equipment described in Section  
981 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before December 31,  
982 2020; or

983 (B) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), the  
984 expenditure is made on or before December 31, 2020.

985 [~~27~~] (26) Section 63N-2-512 is repealed on July 1, 2021.

986 [~~28~~] (27) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed



987 January 1, 2021.

988 (b) Section 59-9-107 regarding tax credits against premium taxes is repealed for  
989 calendar years beginning on or after January 1, 2021.

990 (c) Notwithstanding Subsection [~~(28)~~] (27)(b), an entity may carry forward a tax credit  
991 in accordance with Section 59-9-107 if:

992 (i) the person is entitled to a tax credit under Section 59-9-107 on or before December  
993 31, 2020; and

994 (ii) the qualified equity investment that is the basis of the tax credit is certified under  
995 Section 63N-2-603 on or before December 31, 2023.

996 [~~(29)~~] (28) Subsections 63N-3-109(2)(e) and 63N-3-109(2)(f)(i) are repealed July 1,  
997 2023.

998 [~~(30)~~] (29) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is  
999 repealed July 1, 2023.

1000 [~~(31)~~] (30) Title 63N, Chapter 9, Part 2, Outdoor Recreational Infrastructure Grant  
1001 Program, is repealed January 1, 2023.

1002 [~~(32)~~] (31) In relation to the Pete Suazo Utah Athletic Commission, on January 1,  
1003 2021:

1004 (a) Subsection 63N-10-201(2)(a) is amended to read:

1005 "(2) (a) The governor shall appoint five commission members with the advice and  
1006 consent of the Senate.";

1007 (b) Subsection 63N-10-201(2)(b), related to legislative appointments, is repealed;

1008 (c) in Subsection 63N-10-201(3)(a), the language that states ", president, or speaker,  
1009 respectively," is repealed; and

1010 (d) Subsection 63N-10-201(3)(d) is amended to read:

1011 "(d) The governor may remove a commission member for any reason and replace the  
1012 commission member in accordance with this section.".

1013 [~~(33)~~] (32) In relation to the Talent Ready Utah Board, on January 1, 2023:

1014 (a) Subsection 9-22-102(16) is repealed;

1015 (b) in Subsection 9-22-114(2), the language that states "Talent Ready Utah," is  
1016 repealed; and

1017 (c) in Subsection 9-22-114(5), the language that states "representatives of Talent Ready

1018 Utah," is repealed.

1019 [~~34~~] (33) Title 63N, Chapter 12, Part 5, Talent Ready Utah Center, is repealed

1020 January 1, 2023.

1021 Section 20. **Appropriation.**

1022 The following sums of money are appropriated for the fiscal year beginning July 1,  
1023 2020, and ending June 30, 2021. These are additions to amounts previously appropriated for  
1024 fiscal year 2021. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures  
1025 Act, the Legislature appropriates the following sums of money from the funds or accounts  
1026 indicated for the use and support of the government of the state of Utah.

1027 ITEM 1

1028 To Department of Human Services -- Division of Substance Abuse and Mental Health

1029 From General Fund \$2,400,000

1030 Schedule of Programs:

1031 Community Mental Health Services \$2,400,000

1032 The Legislature intends that the appropriations under this item be used to award grants  
1033 under Section [62A-15-116](#).

1034 ITEM 2

1035 To Department of Human Services -- Division of Substance Abuse and Mental Health

1036 From General Fund \$25,000

1037 From General Fund, One-time \$250,000

1038 Schedule of Programs:

1039 Community Mental Health Services \$275,000

1040 The Legislature intends that:

1041 (1) the one-time appropriations under this item be used to provide vehicles to be used  
1042 by mobile crisis outreach teams described in Section [62A-15-116](#);

1043 (2) the ongoing appropriations under this item be used to provide for maintenance or  
1044 replacement of the vehicles described in Subsection (1) of this item; and

1045 (3) under Section [63J-1-603](#), appropriations provided under this section not lapse at the  
1046 close of fiscal year 2021 and the use of any non-lapsing funds is limited to the purposes  
1047 described in Subsections (1) and (2) of this item.

1048 ITEM 3

1049	<u>To Department of Human Services -- Division of Substance Abuse and Mental Health</u>	
1050	<u>From General Fund</u>	<u>\$9,700,000</u>
1051	<u>From General Fund, One-time</u>	<u>\$11,500,000</u>
1052	<u>Schedule of Programs:</u>	
1053	<u>Community Mental Health Services</u>	<u>\$21,200,000</u>
1054	<u>The Legislature intends that the appropriations under this item be used to award grants</u>	
1055	<u>under Section <a href="#">62A-15-118</a>.</u>	
1056	<u>ITEM 4</u>	
1057	<u>To Department of Human Services -- Division of Substance Abuse and Mental Health</u>	
1058	<u>From General Fund</u>	<u>\$200,000</u>
1059	<u>From General Fund, One-time</u>	<u>\$800,000</u>
1060	<u>Schedule of Programs:</u>	
1061	<u>Community Mental Health Services</u>	<u>\$1,000,000</u>
1062	<u>The Legislature intends that:</u>	
1063	<u>(1) the ongoing appropriations under this item be used for operation of the mental</u>	
1064	<u>health crisis line and statewide warm line described in Sections <a href="#">62A-15-1302</a> and 1303;</u>	
1065	<u>(2) the one-time appropriation under this item be used to implement the statewide</u>	
1066	<u>warm line described in Sections <a href="#">62A-15-1302</a> and 1303; and</u>	
1067	<u>(3) under Section <a href="#">63J-1-603</a>, the one-time appropriations under this item not lapse at</u>	
1068	<u>the close of fiscal year 2021 and the use of any nonlapsing funds is limited to the purpose</u>	
1069	<u>described in Subsection (2) of this item.</u>	
1070	<u>ITEM 5</u>	
1071	<u>To Governor's Office -- Suicide Prevention</u>	
1072	<u>From General Fund</u>	<u>\$150,000</u>
1073	<u>Schedule of Programs:</u>	
1074	<u>Suicide Prevention</u>	<u>\$150,000</u>
1075	<u>The Legislature intends that the appropriations under this item be used to award grants</u>	
1076	<u>under Section <a href="#">62A-15-1103</a>.</u>	
1077	<u>ITEM 6</u>	
1078	<u>To University of Utah -- SafeUT Crisis Text and Tip Line</u>	
1079	<u>From Education Fund</u>	<u>\$250,000</u>

