

1 **SUBSTANCE USE AND VIOLENCE PREVENTION**

2 **REPORTING AMENDMENTS**

3 2020 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Lee B. Perry**

6 Senate Sponsor: _____

7

LONG TITLE

8 **General Description:**

9
10 This bill requires the Division of Substance Abuse and Mental Health to report on
11 violent incidents and fatalities in the state that involve substance abuse.

12 **Highlighted Provisions:**

13 This bill:

- 14 ▶ defines terms;
- 15 ▶ requires the Division of Substance Abuse and Mental Health to submit an annual
- 16 report to the Health and Human Services Interim Committee regarding the number
- 17 of violent incidents and fatalities that involved substance abuse in the state during
- 18 the preceding year;
- 19 ▶ authorizes the Division of Substance Abuse and Mental Health to contract with a
- 20 state agency, private entity, or research institution to assist with the report on violent
- 21 incidents and fatalities; and
- 22 ▶ makes technical changes.

23 **Money Appropriated in this Bill:**

24 None

25 **Other Special Clauses:**

26 None

27 **Utah Code Sections Affected:**



28 AMENDS:

29 **63I-1-262**, as last amended by Laws of Utah 2019, Chapters 246, 257, 440 and last
30 amended by Coordination Clause, Laws of Utah 2019, Chapter 246

31 ENACTS:

32 **62A-15-118**, Utah Code Annotated 1953



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

35 Section 1. Section **62A-15-118** is enacted to read:

36 **62A-15-118. Study on violent incidents and fatalities involving substance abuse --**

37 **Report.**

38 (1) As used in this section:

39 (a) "Drug overdose event" means an acute condition, including a decreased level of
40 consciousness or respiratory depression resulting from the consumption or use of a controlled
41 substance, or another substance with which a controlled substance or alcohol was combined,
42 that an individual would reasonably believe to require medical assistance.

43 (b) "Substance abuse" means the misuse or excessive use of alcohol or other drugs or
44 substances.

45 (c) "Violent incident" means:

46 (i) aggravated assault as described in Section [76-5-103](#);

47 (ii) child abuse as described in Section [76-5-109](#);

48 (iii) an offense described in Title 76, Chapter 5, Part 2, Criminal Homicide;

49 (iv) an offense described in Title 76, Chapter 5, Part 4, Sexual Offenses;

50 (v) a burglary offense described in Sections [76-6-202](#) through [76-6-204.5](#);

51 (vi) an offense described in Title 76, Chapter 6, Part 3, Robbery;

52 (vii) a domestic violence offense, as defined in Section [77-36-1](#); and

53 (viii) any other violent offense, as determined by the division.

54 (2) In 2021 and continuing every other year, the division shall provide a report before
55 October 1 to the Health and Human Services Interim Committee regarding the number of:

56 (a) violent incidents and suicides that occurred in the state during the preceding
57 calendar year that involved substance abuse;

58 (b) drug overdose events in the state during the preceding calendar year; and

59 (c) recommendations for legislation, if any, to prevent the occurrence of the events
60 described in Subsections (2)(a) and (b).

61 (3) Before October 1, 2020, the division shall:

62 (a) determine what information is necessary to complete the report described in
63 Subsection (2) and from which local, state, and federal agencies the information may be
64 obtained;

65 (b) determine the cost of any research or data collection that is necessary to complete
66 the report described in Subsection (2);

67 (c) make recommendations for legislation, if any, that is necessary to facilitate the
68 research or data collection described in Subsection (3)(b), including recommendations for
69 legislation to assist with information sharing between local, state, federal, and private entities
70 and the division; and

71 (d) report the findings described in Subsections (3)(a) through (c) to the Health and
72 Human Services Interim Committee.

73 (4) The division may contract with another state agency, private entity, or research
74 institution to assist the division with the report described in Subsection (2).

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

76 **63I-1-262. Repeal dates, Title 62A.**

77 (1) Subsections **62A-1-120**(8)(g), (h), and (i) are repealed July 1, 2023.

78 (2) Section **62A-3-209** is repealed July 1, 2023.

79 (3) Section **62A-4a-202.9** is repealed December 31, 2021.

80 (4) Section **62A-4a-213** is repealed July 1, 2024.

81 (5) Section **62A-15-114** is repealed December 31, 2021.

82 (6) Subsections **62A-15-116**(1) and (4), the language that states "In consultation with
83 the SafeUT and School Safety Commission, established in Section **53B-17-1203**," is repealed
84 January 1, 2023.

85 (7) Section **62A-15-118** is repealed December 31, 2027.

86 [(7)] (8) Subsections **62A-15-1100**(1) and **62A-15-1101**(8), in relation to the Utah
87 Substance Use and Mental Health Advisory Council, are repealed January 1, 2023.

88 [(8)] (9) In relation to the Mental Health Crisis Line Commission, on July 1, 2023:

89 (a) Subsections **62A-15-1301**(1) and **62A-15-1401**(1) are repealed;

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

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

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