

Representative Lee B. Perry proposes the following substitute bill:

SUBSTANCE USE AND VIOLENCE PREVENTION

REPORTING AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lee B. Perry

Senate Sponsor: Daniel W. Thatcher

LONG TITLE

General Description:

This bill requires the Department of Health to report on violent incidents and fatalities in the state that involve substance abuse.

Highlighted Provisions:

This bill:

- ▶ defines terms;
 - ▶ requires the Department of Health to submit an annual report to the Health and Human Services Interim Committee regarding the number of violent incidents and fatalities that involved substance abuse in the state during the preceding year;
 - ▶ authorizes the Department of Health to contract with a state agency, private entity, or research institution to assist with the report on violent incidents and fatalities;
- and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None



26 **Utah Code Sections Affected:**

27 AMENDS:

28 [63I-1-226](#), as last amended by Laws of Utah 2019, Chapters 67, 136, 246, 289, 455 and
29 last amended by Coordination Clause, Laws of Utah 2019, Chapter 246

30 ENACTS:

31 [26-7-10](#), Utah Code Annotated 1953



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

34 Section 1. Section [26-7-10](#) is enacted to read:

35 **[26-7-10](#). Study on violent incidents and fatalities involving substance abuse --**

36 **Report.**

37 (1) As used in this section:

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

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

44 (c) "Violent incident" means:

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

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

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

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

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

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

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

52 (viii) any other violent offense, as determined by the department.

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

56 (a) violent incidents and fatalities that occurred in the state during the preceding

57 calendar year that, at the time of occurrence, 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 department 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 department 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-1-226** is amended to read:

76 **63I-1-226. Repeal dates, Title 26.**

77 (1) Section **26-1-40** is repealed July 1, 2022.

78 (2) Section **26-7-10** is repealed December 31, 2027.

79 ~~[(2)]~~ (3) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed
80 July 1, 2025.

81 ~~[(3)]~~ (4) Section **26-10-11** is repealed July 1, 2020.

82 ~~[(4)]~~ (5) Subsection **26-18-417(3)** is repealed July 1, 2020.

83 ~~[(5)]~~ (6) Subsection **26-18-418(2)**, the language that states "and the Mental Health
84 Crisis Line Commission created in Section **63C-18-202**" is repealed July 1, 2023.

85 ~~[(6) Section **26-18-419.1** is repealed December 31, 2019.]~~

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

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

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

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

91 (11) Title 26, Chapter 54, Spinal Cord and Brain Injury Rehabilitation Fund and
92 Pediatric Neuro-Rehabilitation Fund, is repealed January 1, 2023.

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

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