

MENTAL HEALTH SERVICES AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel W. Thatcher

House Sponsor: _____

LONG TITLE

General Description:

This bill creates the Mental Health Services Fund.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates the Mental Health Services Fund;
- ▶ requires the University Neuropsychiatric Institute to administer the Mental Health Services Fund;
- ▶ describes the purposes for which the Mental Health Services Fund may be used; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63I-1-253, as last amended by Laws of Utah 2019, Chapters 90, 136, 166, 173, 246, 325, 344 and last amended by Coordination Clause, Laws of Utah 2019, Chapter 246

ENACTS:



28 [53B-17-1301](#), Utah Code Annotated 1953

29 [53B-17-1302](#), Utah Code Annotated 1953



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

32 Section 1. Section **53B-17-1301** is enacted to read:

33 **Part 13. Mental Health Services Fund**

34 **53B-17-1301. Definitions.**

35 As used in this part:

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

37 (2) "Fund" means the Mental Health Services Fund created in Section [53B-17-1302](#).

38 (3) "Local mental health crisis line" means the same as that term is defined in Section
39 [62A-15-1301](#).

40 (4) "Mental health therapist" means the same as that term is defined in Section
41 [58-60-102](#).

42 (5) "Mental health therapy" means treatment or prevention of a mental illness,
43 including:

44 (a) conducting a professional evaluation of an individual's condition of mental health,
45 mental illness, or emotional disorder consistent with standards generally recognized by mental
46 health therapists;

47 (b) establishing a diagnosis in accordance with established written standards generally
48 recognized by mental health therapists;

49 (c) prescribing a plan or medication for the prevention or treatment of a condition of a
50 mental illness or an emotional disorder; and

51 (d) engaging in the conduct of professional intervention, including psychotherapy by
52 the application of established methods and procedures generally recognized by mental health
53 therapists.

54 (6) "Qualified individual" means an individual who is referred for mental health
55 therapy to the University Neuropsychiatric Institute by:

56 (a) a mental health therapist; or

57 (b) a crisis worker, based on the individual's call to a local mental health crisis line or
58 the statewide mental health crisis line.

59 (7) "Statewide mental health crisis line" means the same as that term is defined in
60 Section 62A-15-1301.

61 (8) "University Neuropsychiatric Institute" means the same as that term is defined in
62 Section 53B-17-1201.

63 Section 2. Section **53B-17-1302** is enacted to read:

64 **53B-17-1302. Mental Health Services Fund.**

65 (1) There is created an expendable special revenue fund known as the "Mental Health
66 Services Fund."

67 (2) The fund shall consist of:

68 (a) money appropriated to the fund by the Legislature;

69 (b) interest earned on money in the fund; and

70 (c) gifts, grants, donations, or any other conveyance of money that may be made to the
71 fund from public or private individuals or entities.

72 (3) The University Neuropsychiatric Institute shall administer the fund in accordance
73 with this section.

74 (4) Fund money may be used:

75 (a) to provide mental health therapy to qualified individuals;

76 (b) to provide access to evaluations and coordination of short-term care to assist a
77 qualified individual in identifying services or support needs, resources, or benefits for which
78 the qualified individual may be eligible;

79 (c) to develop a system for a qualified individual and a qualified individual's family to
80 access information and referrals for mental health therapy; and

81 (d) for administrative or operational costs related to the services described in
82 Subsections (4)(a) through (c).

83 Section 3. Section **63I-1-253** is amended to read:

84 **63I-1-253. Repeal dates, Titles 53 through 53G.**

85 The following provisions are repealed on the following dates:

86 (1) Subsection 53-6-203(1)(b)(ii), regarding being 19 years old at certification, is
87 repealed July 1, 2022.

88 (2) Subsection 53-13-104(6), regarding [~~being 19 years old at~~] certification and
89 employment of a correctional officer, is repealed July 1, 2022.

- 90 (3) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.
- 91 (4) Title 53B, Chapter 17, Part 13, Mental Health Services Fund, is repealed July 1,
- 92 2023.
- 93 ~~[(4)]~~ (5) Section 53B-18-1501 is repealed July 1, 2021.
- 94 ~~[(5)]~~ (6) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.
- 95 ~~[(6)]~~ (7) Section 53B-24-402~~[, Rural residency training program,]~~ is repealed July 1,
- 96 2020.
- 97 ~~[(7)]~~ (8) Subsection 53C-3-203(4)(b)(vii), which provides for the distribution of money
- 98 from the Land Exchange Distribution Account to the Geological Survey for test wells, other
- 99 hydrologic studies, and air quality monitoring in the West Desert, is repealed July 1, 2020.
- 100 ~~[(8)]~~ (9) Section 53E-3-515 is repealed January 1, 2023.
- 101 ~~[(9)]~~ (10) In relation to a standards review committee, on January 1, 2023:
- 102 (a) in Subsection 53E-4-202(8), the language that states "by a standards review
- 103 committee and the recommendations of a standards review committee established under
- 104 Section 53E-4-203" is repealed; and
- 105 (b) Section 53E-4-203 is repealed.
- 106 ~~[(10)]~~ (11) In relation to the SafeUT and School Safety Commission, on January 1,
- 107 2023:
- 108 (a) Subsection 53B-17-1201(1) is repealed;
- 109 (b) Section 53B-17-1203 is repealed;
- 110 (c) Subsection 53B-17-1204(2) is repealed;
- 111 (d) Subsection 53B-17-1204(4)(a), the language that states "in accordance with the
- 112 method described in Subsection (4)(c)" is repealed; and
- 113 (e) Subsection 53B-17-1204(4)(c) is repealed.
- 114 ~~[(11)]~~ (12) Section 53F-2-514 is repealed July 1, 2020.
- 115 ~~[(12)]~~ (13) Section 53F-5-203 is repealed July 1, 2024.
- 116 ~~[(13)]~~ (14) Section 53F-5-212 is repealed July 1, 2024.
- 117 ~~[(14)]~~ (15) Section 53F-5-213 is repealed July 1, 2023.
- 118 ~~[(15)]~~ (16) Title 53F, Chapter 5, Part 6, American Indian and Alaskan Native
- 119 Education State Plan Pilot Program, is repealed July 1, 2022.
- 120 ~~[(16)]~~ (17) Section 53F-6-201 is repealed July 1, 2019.

121 [~~17~~] (18) Section [53F-9-501](#) is repealed January 1, 2023.

122 [~~18~~] (19) Subsections [53G-4-608](#)(2)(b) and (4)(b), related to the Utah Seismic Safety
123 Commission, are repealed January 1, 2025.

124 [~~19~~] (20) Subsection [53G-8-211](#)(4), regarding referrals of a minor to court for a class
125 C misdemeanor, is repealed July 1, 2020.