

307 chief of a rescue unit as a member of an emergency medical service provider's peer support  
 308 team or as a member of a rescue unit's peer support team.

309 ~~[(3)]~~ (4) "Law enforcement or firefighter peer support team member" means a person  
 310 who is:

311 (a) a peace officer, law enforcement dispatcher, civilian employee, or volunteer  
 312 member of a law enforcement agency, a regular or volunteer member of a fire department, or  
 313 another person who has been trained in peer support skills; and

314 (b) designated by the commissioner of the Department of Public Safety, the executive  
 315 director of the Department of Corrections, a sheriff, a police chief, or a fire chief as a member  
 316 of a law enforcement agency's peer support team or a fire department's peer support team.

317 ~~[(4)]~~ (5) "Trained" means a person who has successfully completed a peer support  
 318 training program approved by the Peace Officer Standards and Training Division, the State Fire  
 319 Marshal's Office, or the Health Department, as applicable.

320 Section 8. Section **78B-5-904** is enacted to read:

321 **78B-5-904. Exclusions for certain communications.**

322 ~~Ĥ~~ → ~~[(1)]~~ ← ~~Ĥ~~ In accordance with the Utah Rules of Evidence, a behavioral emergency  
 322a services

323 technician may refuse to disclose communications made by an individual during the delivery of  
 324 behavioral emergency services as defined in Section 26-8a-102.

325 ~~Ĥ~~ → ~~[(2)]~~ **Subsection (1) applies only to communications made during individual interactions**  
 326 **conducted by a behavioral emergency services technician who is:**

327 ~~————~~ ~~(a)~~ ~~acting in the behavioral emergency services technician's capacity as an emergency~~  
 328 ~~medical service provider; and~~

329 ~~————~~ ~~(b)~~ ~~functioning within the guidelines that are in effect for the behavioral emergency~~  
 330 ~~services technician's emergency medical service agency or rescue unit.~~

331 ~~————~~ ~~(3)~~ ~~This section does not apply if:~~

332 ~~————~~ ~~(a)~~ ~~a behavioral emergency services technician was a witness or a party to the incident~~  
 333 ~~that prompted the delivery of behavioral emergency services;~~

334 ~~————~~ ~~(b)~~ ~~information received by a behavioral emergency services technician is indicative of~~  
 335 ~~actual or suspected child abuse, or actual or suspected child neglect;~~

336 ~~————~~ ~~(c)~~ ~~the individual receiving behavioral emergency services is a clear and immediate~~  
 337 ~~danger to the individual's self or others; or~~

338 ~~\_\_\_\_\_ (d) communication to the behavioral emergency services technician evidence that the~~  
339 ~~individual who is receiving behavioral emergency services has committed a crime, plans to~~  
340 ~~commit a crime, or intends to conceal a crime.] ←H~~

341 Section 9. Effective date.

342 H→ ~~[If approved by two-thirds of all the members elected to each house, this bill takes effect~~  
343 ~~upon approval by the governor, or the day following the constitutional time limit of Utah~~  
344 ~~Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,~~  
345 ~~the date of veto override.] This bill takes effect on July 1, 2021. ←H~~