

SB0155S01 compared with SB0155

~~{deleted text}~~ shows text that was in SB0155 but was deleted in SB0155S01.

inserted text shows text that was not in SB0155 but was inserted into SB0155S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Daniel W. Thatcher proposes the following substitute bill:

988 MENTAL HEALTH CRISIS ASSISTANCE

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel W. Thatcher

House Sponsor: _____

LONG TITLE

General Description:

This bill creates the ~~{988 Suicide Prevention and Crisis Services Account}~~Statewide Behavioral Health Crisis Response Account and the 988 Mutual Health Crisis Assistance Task Force.

Highlighted Provisions:

This bill:

- ▶ creates the ~~{988 Suicide Prevention and}~~Statewide Behavioral Health Crisis ~~{Services}~~Response Account;~~{and}~~
- ▶ describes the purposes for which the ~~{988 Suicide Prevention and}~~Statewide Behavioral Health Crisis ~~{Services}~~Response Account may be used~~{~~

~~{~~

- ▶ creates the 988 Mental Health Crisis Assistance Task Force;

SB0155S01 compared with SB0155

- ▶ describes the membership and duties of the task force; and
- ▶ repeals the task force upon completion of the task force's duties.

Money Appropriated in this Bill:

~~{None}~~ This bill appropriates in fiscal year 2021:

- ▶ to the Legislature - Senate, as a one-time appropriation:
 - from the General Fund, \$1,600;
- ▶ to the Legislature - House of Representatives, as a one-time appropriation:
 - from the General Fund, \$1,600;
- ▶ to the Department of Human Services - Executive Director Operations, as a one-time appropriation:
 - from the General Fund, \$1,440.

This bill appropriates in fiscal year 2022:

- ▶ to the Legislature - Senate, as a one-time appropriation:
 - from the General Fund, \$6,400;
- ▶ to the Legislature - House of Representatives, as a one-time appropriation:
 - from the General Fund, \$6,400;
- ▶ to the Department of Human Services - Executive Director Operations, as a one-time appropriation:
 - from the General Fund, \$5,760.

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

63I-2-236, as last amended by Laws of Utah 2019, Chapter 389

ENACTS:

~~{26A-14-1.5}~~ 26-18-424, Utah Code Annotated 1953

36-29-108, Utah Code Annotated 1953

62A-15-120, Utah Code Annotated 1953

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

Section 1. Section ~~{26A-14-1.5}~~ 26-18-424 is enacted to read:

SB0155S01 compared with SB0155

~~{26A-14-1.5}~~26-18-424. Crisis services -- Reimbursement.

The Department shall submit a waiver or state plan amendment to allow for reimbursement for 988 services provided to an individual who is eligible and enrolled in Medicaid at the time this service is provided.

Section 2. Section ~~{62A-15-120}~~36-29-108 is enacted to read:

36-29-108. 988 Mental Health Crisis Assistance Task Force.

(1) As used in this section, "task force" means the 988 Mental Health Crisis Assistance Task Force created in Subsection (2).

(2) There is created the 988 Mental Health Crisis Assistance Task Force comprising the following 19 members:

(a) two members of the Senate appointed by the president of the Senate;

(b) two members of the House of Representatives appointed by the speaker of the House of Representatives;

(c) the executive director of the Governor's Office of Management and Budget or the director's designee;

(d) the chair of the SafeUT and School Safety Commission;

(e) the chair of the Behavioral Health Crisis Response Commission; and

(f) the following, jointly appointed by the president of the Senate and the speaker of the House of Representatives:

(i) an individual representing the Department of Human Services;

(ii) an individual representing the Utah Association of Counties;

(iii) an individual representing the Utah League of Cities and Towns;

(iv) an individual representing the Utah Chiefs of Police Association or the Utah Sheriff's Association;

(v) an individual representing the State Fire Chiefs Association;

(vi) an individual representing a Utah public safety answering point;

(vii) an individual representing the mobile wireless service provider industry;

(viii) an individual representing the rural telecommunications providers;

(ix) an individual representing voice over Internet protocol and land line providers;

(x) an individual from a local mental health authority;

(xi) an individual from an urban mental health authority; and

SB0155S01 compared with SB0155

(xii) a member of the public.

(3) (a) The president of the Senate shall appoint a senator described in Subsection (2)(a) to serve as cochair of the task force.

(b) The speaker of the House of Representatives shall appoint a representative described in Subsection (2)(b) to serve as cochair of the task force.

(4) (a) A majority of the members of the task force constitute a quorum.

(b) The action of a majority of a quorum present constitutes the action of the task force.

(5) (a) Salaries and expenses of the members of the task force who are legislators shall be paid in accordance with Section 36-2-2 and Legislative Joint Rules, Title 5, Chapter 3, Legislator Compensation.

(b) A member of the task force who is not a legislator:

(i) may not receive compensation or benefits for the member's service associated with the task force; and

(ii) may receive per diem and travel expenses incurred as a member of the task force at the rates established by the Division of Finance in accordance with Sections 63A-3-106 and 63A-3-107 and rules made by the Division of Finance in accordance with Sections 63A-3-106 and 63A-3-107.

(6) The Department of Human Services shall provide staff support to the task force.

(7) The task force shall study and make recommendations regarding:

(a) crisis line practices and needs, including:

(i) quality and timeliness of service;

(ii) service volume projections;

(iii) a statewide assessment of crisis line staffing needs, including required certifications; and

(iv) a statewide assessment of technology needs;

(b) primary duties performed by crisis line workers;

(c) coordination or redistribution of secondary duties performed by crisis line workers, including responding to non-emergency calls;

(d) establishing a statewide 9-8-8 hotline:

(i) in accordance with federal law;

(ii) that ensure the efficient and effective routing of calls to an appropriate crisis center;

SB0155S01 compared with SB0155

and

(iii) that includes directly responding to calls with trained personnel and the provision of acute mental health, crisis outreach and stabilization services;

(e) opportunities to increase operational and technological efficiencies and effectiveness between 9-8-8 and 9-1-1, utilizing current technology;

(f) needs for interoperability partnerships and policies related to 911 call transfers and public safety responses;

(g) standards for statewide mobile crisis outreach teams, including:

(i) current models and projected needs;

(ii) quality and timeliness of service;

(iii) hospital and jail diversions; and

(iv) staffing and certification;

(h) resource centers, including:

(i) current models and projected needs; and

(ii) quality and timeliness of service;

(i) policy considerations related to whether the state should:

(i) manage, operate, and pay for a complete behavioral health system; or

(ii) create partnerships with private industry; and

(j) sustainable funding source alternatives, including:

(i) charging a 9-8-8 fee, including a recommendation on the fee amount;

(ii) General Fund appropriations;

(iii) other government funding options;

(iv) private funding sources;

(v) grants;

(vi) insurance partnerships, including coverage for support and treatment after initial call and triage; and

(vii) other funding resources.

(8) The task force shall:

(a) before December 31, 2021, present an initial report on the items described in Subsection (7), including any proposed legislation, to the Executive Appropriations Committee; and

SB0155S01 compared with SB0155

(b) before December 31, 2022, present final report on the items described in Subsection (7), including any proposed legislation, to the Executive Appropriations Committee.

Section 3. Section 62A-15-120 is enacted to read:

62A-15-120. ~~{ 988 Suicide Prevention and }~~ **Statewide Behavioral Health Crisis ~~{Services}~~Response Account -- Creation -- Administration -- Permitted uses.**

(1) There is created a restricted account within the General Fund known as the "~~{988 Suicide Prevention and }~~Statewide Behavioral Health Crisis ~~{Services}~~Response Account," consisting of:

(a) money appropriated or otherwise made available by the Legislature; and

(b) contributions of money, property, or equipment from federal agencies, political subdivisions of the state, or other persons.

(2) (a) ~~{The}~~Subject to appropriations by the Legislature, the division shall disburse funds in the ~~{ 988 }~~ account only for the purpose of support or implementation of ~~{ 988 }~~ services or enhancements of those services in order to rapidly, efficiently, effectively, and with greater interoperability deliver 988 services in the state.

(b) Funds distributed from the ~~{988 }~~account to county local mental health and substance abuse authorities for the provision of crisis services are not subject to the 20% county match described in Sections 17-43-201 and 17-43-301.

(c) The division shall prioritize expending funds from the ~~{988 Restricted Account}~~account as follows:

(i) the Statewide Mental Health Crisis Line, as defined in Section 62A-15-1301, including coordination with 911 emergency service, as defined in Section 69-2-102, and coordination with local substance abuse authorities as described in Section 17-43-201, and local mental health authorities, described in Section 17-43-301;

(ii) mitigation of any negative impacts on 911 emergency service from 988 services;

(iii) mobile crisis outreach teams as defined in Section 62A-15-1401, distributed in accordance with rules made by the division in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;

(iv) behavioral health receiving centers as defined in Section 62A-15-118;

(v) stabilization services as described in Section 62A-1-104; and

SB0155S01 compared with SB0155

(vi) mental health crisis services provided by local substance abuse authorities as described in Section 17-43-201 and local mental health authorities described in Section 17-43-301 to provide prolonged mental health services for up to 90 days after the day on which an individual experiences a mental health crisis.

(3) Subject to appropriations by the Legislature, the division may expend funds in the ~~{988 Suicide Prevention and Crisis Services Restricted Account}~~ account for administrative costs that the division incurs related to administering the ~~{988 Suicide Prevention and Crisis Services Account}~~ account.

(4) The division director shall submit and make available to the public a report before December of each year to the Behavioral Health Crisis Response Commission as defined in Section 63C-18-202, the Social Services Appropriations Subcommittee, and the Legislative Management Committee that includes:

(a) the amount of each disbursement from the restricted account described in Section 62A-15-120;

(b) the recipient of each disbursement, the goods and services received, and a description of the project funded by the disbursement;

(c) any conditions placed by the division on the disbursements from the restricted account;

(d) the anticipated expenditures from the restricted account described in this chapter for the next fiscal year;

(e) the amount of any unexpended funds carried forward; ~~and~~

~~— (f) ~~and~~~~

(f) the number of Statewide Mental Health Crisis Line calls received;

(g) the progress towards accomplishing the goals of providing statewide mental health crisis service; and

(h) other relevant justification for ongoing support from the restricted account ~~created by Section 62A-15-120.~~

~~— Section 3~~}.
Section 4.~~~~

Section 4. Section 63I-2-236 is amended to read:

63I-2-236. Repeal dates -- Title 36.

[Section 36-29-105 is repealed on December 31, 2020.]

SB0155S01 compared with SB0155

Section 36-29-108 is repealed on December 31, 2022.

Section 5. Appropriation.

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

ITEM 1

To Legislature - Senate

From General Fund, One-time \$1,600

Schedule of Programs:

Administration \$1,600

ITEM 2

To Legislature - House of Representatives

From General Fund, One-time \$1,600

Schedule of Programs:

Administration \$1,600

ITEM 3

To Department of Human Services - Executive Director Operations

From General Fund, One-time \$1,440

Schedule of Programs:

Executive Director's Office \$1,440

(1) The Legislature intends that the above appropriations be used for expenses relating to the 988 Mental Health Crisis Assistance Task Force created in Section 36-29-108.

(2) Under Section 63J-1-603, the Legislature intends that the above appropriations not lapse at the close of fiscal year 2021. The use of any nonlapsing funds is limited to the purpose described in Subsection (1).

The following sums of money are appropriated for the fiscal year beginning July 1, 2021, and ending June 30, 2022. These are additions to amounts previously appropriated for fiscal year 2022. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts

SB0155S01 compared with SB0155

indicated for the use and support of the government of the state of Utah.

ITEM 1

To Legislature - Senate

From General Fund, One-time \$6,400

Schedule of Programs:

Administration \$6,400

ITEM 2

To Legislature - House of Representatives

From General Fund, One-time \$6,400

Schedule of Programs:

Administration \$6,400

ITEM 3

To Department of Human Services - Executive Director Operations

From General Fund, One-time \$5,760

Schedule of Programs:

Executive Director's Office \$5,760

(1) The Legislature intends that the above appropriations be used for expenses relating to the 988 Mental Health Crisis Assistance Task Force created in Section 36-29-108.

(2) Under Section 63J-1-603, the Legislature intends that the above appropriations not lapse at the close of fiscal year 2022. The use of any nonlapsing funds is limited to the purpose described in Subsection (1).

Section 6. Effective date.

If approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.