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OFFICE OF STUDENT HEALTH AFFAIRS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kathleen A. Riebe

House Sponsor: _____

LONG TITLE

General Description:

This bill creates the Office of Student Health Affairs (office) within the Department of Health and Human Services (department).

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates the office within the department;
- ▶ creates a director to oversee the office;
- ▶ establishes the office's duties;
- ▶ creates a reporting requirement; and
- ▶ establishes a repeal date for some of the office's duties.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2024:

- ▶ to the Department of Health and Human Services - Operations - Office of Student Health Affairs, as an ongoing appropriation:
 - from the General Fund, \$436,500.

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:



28 **63I-1-226**, as last amended by Laws of Utah 2022, Chapters 194, 206, 224, 253, 255,
29 347, and 451

30 ENACTS:

31 **26B-4-412**, Utah Code Annotated 1953



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

34 Section 1. Section **26B-4-412** is enacted to read:

35 **26B-4-412. Office of Student Health Affairs -- Creation -- Duties.**

36 (1) As used in this section:

37 (a) "Director" means the director of the office appointed under Subsection (3).

38 (b) "Office" means the Office of Student Health Affairs created in this section.

39 (2) There is created within the department the Office of Student Health Affairs.

40 (3) (a) The executive director of the department shall appoint a director of the office

41 who:

42 (i) has a bachelor's degree in a health related field from an accredited university or
43 college;

44 (ii) is experienced in administration; and

45 (iii) is knowledgeable about education and health practices.

46 (b) The director is the administrative head of the office and shall serve under the
47 supervision of the executive director.

48 (c) The executive director may hire staff as necessary to carry out the duties of the
49 office described in Subsection (4).

50 (4) The office shall:

51 (a) oversee health services provided by the department for Utah's public education
52 system;

53 (b) coordinate with the State Board of Education and local health departments to
54 improve student access to parent approved health services including:

55 (i) physical wellness services;

56 (ii) mental health services; and

57 (iii) programs for the management of chronic health conditions;

58 (c) develop policies described in Subsection **53G-9-402(1)(a)**;

59 (d) assist schools in obtaining reimbursement for parent approved health care service
60 provided by the school to students who are enrolled in the Medicaid program; and

61 (e) establish a cooperative plan between the State Board of Education and local health
62 departments to minimize redundancy of service delivery and maximize coordination and access
63 to school health services.

64 (5) On or before November 1 of each year, the director shall provide a report to the
65 Health and Human Services Interim Committee and the Education Interim Committee
66 regarding:

67 (a) activities and accomplishments of the office; and

68 (b) recommendations for improving the delivery of student health services.

69 Section 2. Section **63I-1-226** is amended to read:

70 **63I-1-226. Repeal dates: Titles 26 through 26B.**

71 (1) Section **26-1-7.5**, which creates the Utah Health Advisory Council, is repealed July
72 1, 2025.

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

74 (3) Section **26-1-41** is repealed July 1, 2026.

75 (4) Section **26-1-43** is repealed December 31, 2025.

76 (5) Section **26-7-10** is repealed July 1, 2025.

77 (6) Subsection **26-7-11(5)**, regarding reports to the Legislature, is repealed July 1,
78 2028.

79 (7) Section **26-7-14** is repealed December 31, 2027.

80 (8) Section **26-8a-603** is repealed July 1, 2027.

81 (9) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed July
82 1, 2025.

83 (10) Subsection **26-10-6(5)**, which creates the Newborn Hearing Screening Committee,
84 is repealed July 1, 2026.

85 (11) Section **26-10b-106**, which creates the Primary Care Grant Committee, is repealed
86 July 1, 2025.

87 (12) Subsection **26-15c-104(3)**, relating to a limitation on the number of
88 microenterprise home kitchen permits that may be issued, is repealed July 1, 2022.

89 (13) Subsection **26-18-2.6(9)**, which addresses reimbursement for dental hygienists, is

90 repealed July 1, 2028.

91 (14) Section 26-18-27 is repealed July 1, 2025.

92 (15) Section 26-18-28 is repealed June 30, 2027.

93 (16) Title 26, Chapter 18, Part 2, Drug Utilization Review Board, is repealed July 1,
94 2027.

95 (17) Subsection 26-18-418(2), the language that states "and the Behavioral Health
96 Crisis Response Commission created in Section 63C-18-202" is repealed July 1, 2023.

97 (18) Section 26-33a-117 is repealed December 31, 2023.

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

99 (20) Title 26, Chapter 36b, Inpatient Hospital Assessment Act, is repealed July 1,
100 2024.

101 (21) Title 26, Chapter 36c, Medicaid Expansion Hospital Assessment Act, is repealed
102 July 1, 2024.

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

104 (23) Section 26-39-201, which creates the Residential Child Care Licensing Advisory
105 Committee, is repealed July 1, 2024.

106 (24) Section 26-39-405, Drinking water quality in child care centers, is repealed July 1,
107 2027.

108 (25) Section 26-40-104, which creates the Utah Children's Health Insurance Program
109 Advisory Council, is repealed July 1, 2025.

110 (26) Section 26-50-202, which creates the Traumatic Brain Injury Advisory
111 Committee, is repealed July 1, 2025.

112 (27) Title 26, Chapter 54, Spinal Cord and Brain Injury Rehabilitation Fund and
113 Pediatric Neuro-Rehabilitation Fund, is repealed January 1, 2025.

114 (28) Title 26, Chapter 66, Early Childhood Utah Advisory Council, is repealed July 1,
115 2026.

116 (29) Title 26, Chapter 68, COVID-19 Vaccine Restrictions Act, is repealed July 1,
117 2024.

118 (30) Section 26-69-406 is repealed July 1, 2025.

119 (31) Subsection 26B-1-204(2)(i), related to the Residential Child Care Licensing
120 Advisory Committee, is repealed July 1, 2024.

121 (32) Subsection 26B-1-204(2)(k), related to the Primary Care Grant Committee, is
122 repealed July 1, 2025.

123 (33) Subsections 26B-4-412(d) and (e), related to the Office of Student Health Affairs'
124 duties regarding Medicaid reimbursement and establishing a cooperative plan, are repealed July
125 1, 2028.

126 Section 3. **Appropriation.**

127 The following sums of money are appropriated for the fiscal year beginning July 1,
128 2023, and ending June 30, 2024. These are additions to amounts previously appropriated for
129 fiscal year 2024. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
130 Act, the Legislature appropriates the following sums of money from the funds or accounts
131 indicated for the use and support of the government of the state of Utah.

132 ITEM 1

133 To Department of Health and Human Services -- Operations

134 From General Fund \$436,500

135 Schedule of Programs:

136 Office of Student Health Affairs \$436,500

137 The Legislature intends that the Department of Health and Human Services use the
138 appropriation under this item to create and staff the Office of Student Health Affairs created in
139 Section 26B-4-412.

140 Section 4. **Effective date.**

141 This bill takes effect on July 1, 2023.