

SB0109S04 compared with SB0109

~~text~~ shows text that was in SB0109 but was deleted in SB0109S04.

text shows text that was not in SB0109 but was inserted into SB0109S04.

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Senator Jen Plumb proposes the following substitute bill:

CHILD ~~WELFARE~~ HEALTH MEDICAL AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jen Plumb

House Sponsor: ~~_____~~ Steve Eliason

LONG TITLE

General Description:

This bill creates the position of medical director within the ~~Division of Child and Family Services~~ Department of Health and Human Services, with a focus on children, youth, and families.

Highlighted Provisions:

This bill:

- ▶ creates the position of medical director within the ~~Division of Child and Family Services~~ Department of Health and Human Services, with a focus on children, youth, and families;
- ▶ establishes certain qualifications for the medical director position; and
- ▶ defines the ~~duties~~ duty and authority of the medical director position.

Money Appropriated in this Bill:

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None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

~~{80-2-406}~~26B-1-214, Utah Code Annotated 1953

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

Section 1. Section ~~{80-2-406}~~26B-1-214 is enacted to read:

~~{80-2-406}~~26B-1-214. **Medical director.**

- (1) There is created ~~{within the division}~~ the position of medical director within the department.
- (2) The position of medical director is ~~{a half}~~one full-time equivalent position.
- (3) The medical director shall:
- (a) be licensed to practice as a physician or osteopath under Title 58, Chapter 67, Utah Medical Practice Act, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act;
- (b) be board certified in pediatrics or family medicine; ~~{and}~~
- (c) have at least seven years of experience in direct patient care, or equivalent experience ~~{~~
- ~~— (4); and~~
- (d) have significant training and experience in evaluating children and youth who may be victims of abuse or neglect.
- (4) Under the direction of the executive director or the executive director's designee, the medical director shall:
- (a) support the divisions relating to community health and well-being, as described in Subsection 26B-1-204(3)(c), with a focus on the health and well-being of children, youth, and families served by the department; and
- (b) participate in the development, implementation, and evaluation of programs to improve the physical and mental health and well-being of children, youth, and families, with an emphasis on those children and youth who are involved with the state's child welfare agencies.
- (5) Under the direction of the executive director or the executive director's designee,

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the medical director may do one or more of the following:

(a) support the delivery of comprehensive medical and mental health care services for children and youth in state care, in collaboration with other department programs that address the wellbeing of children, youth, and families in the state; or

(b) perform other similar duties.

(6) The medical director ~~shall:~~

~~— (a) serve as the chief medical advisor to the director;~~

~~— (b) provide clinical expertise to division staff; and~~

~~— (c) participate in the development, implementation, and evaluation of programs to improve the physical and mental health and well-being of individuals involved with the state's child welfare agencies;~~

~~— (5) At the director's discretion, the medical director may:~~

~~— (a) (i) oversee comprehensive medical and mental health care services for children in state care;~~

~~— (ii) provide consultation on complex medical cases as needed within the division;~~

~~— (iii) provide consultation regarding the implementation of evidence-based safety plans for children whose safety is at risk; or~~

~~— (iv) provide consultation regarding the adoption of an evidence-based evaluation of child, youth, and family well-being across division programs; and~~

~~— (b) perform other similar duties at the direction of the director.~~

~~may not:~~

(a) consult on individual or categorical cases;

(b) make management decisions on behalf of the department or any division within the department;

(c) make a determination in a specific case or about a specific individual on behalf of the department or any division within the department; or

(d) create, recommend, or implement within the department or any division within the department any policy that is contrary to the policies set by the Legislature.