

HEALTH DATA AUTHORITY AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Rosemary T. Lesser

Senate Sponsor: Michael S. Kennedy

LONG TITLE

~~H→ [Committee Note:~~

~~————— The Health and Human Services Interim Committee recommended this bill.~~

~~————— Legislative Vote: 12 voting for 2 voting against 5 absent] ←H~~

General Description:

This bill modifies provisions related to the Department of Health and Human Services' health data authority.

Highlighted Provisions:

This bill:

- ▶ modifies the membership of the Health Data Committee;
- ▶ authorizes the executive director of the Department of Health and Human Services to appoint members to the Health Data Committee;
- ▶ repeals the sunset date related to the Department of Health and Human Services' health data authority; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:



121 arrangements, or other specific reimbursement arrangements between an individual provider
122 and a specific payer.

123 (b) Nothing in Subsection (9) shall prevent the committee from requiring the
124 submission of health data on the reimbursements actually made to health care providers from
125 any source of payment, including consumers.

126 (11) The committee shall be composed of [15] ~~H~~→ [18] 16 ←~~H~~ members.

127 (12) (a) [One] ~~H~~→ [~~Four member~~] Two members ←~~H~~ shall be:

128 (i) the commissioner of the Utah Insurance Department[; ~~or (ii)~~] or the commissioner's
129 designee who shall have knowledge regarding the health care system and characteristics and
130 use of health data ~~H~~→ [:] ; and ←~~H~~

131 ~~H~~→ [~~(ii) two legislators from different political parties jointly appointed by the speaker of~~
132 ~~the House of Representatives and the president of the Senate; and~~

133 ~~——(iii)] (ii)~~ ←~~H~~ a member appointed by the governor who is knowledgeable regarding the
133a health

134 care system and the characteristics and use of health data.

135 (b) (i) Fourteen members shall be appointed by the [~~governor with the advice and~~
136 ~~consent of the Senate~~] executive director in accordance with Subsection (13) [~~and in~~
137 ~~accordance with Title 63G, Chapter 24, Part 2, Vacancies~~].

138 (ii) No more than seven members of the committee appointed by the [~~governor~~]
139 executive director may be members of the same political party.

140 (13) The members of the committee appointed under Subsection (12)(b) shall:

141 (a) be knowledgeable regarding the health care system and the characteristics and use
142 of health data;

143 (b) be selected so that the committee at all times includes individuals who provide
144 care;

145 (c) include one person employed by or otherwise associated with a general acute
146 hospital as defined in Section 26B-2-201, who is knowledgeable about the collection, analysis,
147 and use of health care data;

148 (d) include two physicians, as defined in Section 58-67-102:

149 (i) who are licensed to practice in this state;

150 (ii) who actively practice medicine in this state;

151 (iii) who are trained in or have experience with the collection, analysis, and use of

183 that the terms of committee members are staggered so that approximately half of the committee
184 is appointed every two years.

185 (c) Members may serve after the members' terms expire until replaced.

186 (15) When a vacancy occurs in the membership for any reason, the replacement shall
187 be appointed for the unexpired term.

188 (16) Committee members shall annually elect a chair of the committee from among the
189 committee's membership. The chair shall report to the executive director.

190 (17) (a) The committee shall meet at least once during each calendar quarter. Meeting
191 dates shall be set by the chair upon 10 working days' notice to the other members, or upon
192 written request by at least four committee members with at least 10 working days' notice to
193 other committee members.

194 (b) [~~Eight~~] ~~H~~→ [~~Ten~~] Nine ←~~H~~ committee members constitute a quorum for the
194a transaction of
195 business. Action may not be taken except upon the affirmative vote of a majority of a quorum
196 of the committee.

197 (c) All meetings of the committee shall be open to the public, except that the
198 committee may hold a closed meeting if the requirements of Sections 52-4-204, 52-4-205, and
199 52-4-206 are met.

200 (18) A member:

201 (a) may not receive compensation or benefits for the member's service, but may receive
202 per diem and travel expenses in accordance with:

203 (i) Section 63A-3-106;

204 (ii) Section 63A-3-107; and

205 (iii) rules made by the Division of Finance pursuant to Sections 63A-3-106 and
206 63A-3-107; and

207 (b) shall comply with the conflict of interest provisions described in Title 63G, Chapter
208 24, Part 3, Conflicts of Interest.

209 Section 2. Section **63I-1-226 (Superseded 07/01/24)** is amended to read:

210 **63I-1-226 (Superseded 07/01/24). Repeal dates: Titles 26A through 26B.**

211 (1) Subsection 26B-1-204(2)(i), related to the Primary Care Grant Committee, is
212 repealed July 1, 2025.

213 (2) Section 26B-1-315, which creates the Medicaid Expansion Fund, is repealed July 1,