

**Representative Calvin R. Musselman** proposes the following substitute bill:

**STATE BOARDS AND COMMISSIONS MODIFICATIONS**

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Calvin R. Musselman**

Senate Sponsor: Daniel McCay

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**LONG TITLE**

**General Description:**

This bill modifies or repeals various boards and commissions.

**Highlighted Provisions:**

This bill:

- ▶ repeals the Utah Museums Advisory Board on October 1, 2024;
- ▶ renames and modifies the Utah Arts Advisory Board as the Utah Arts and Museums Advisory Board and repeals the board with review on July 1, 2029;
- ▶ repeals the Utah Health Care Workforce Financial Assistance Program Advisory Committee;
- ▶ renames and modifies the Opioid and Overdose Fatality Review Committee as the Controlled Substances Scheduling and Opioid Fatality Advisory Committee and repeals the committee with review on July 1, 2029;
- ▶ modifies membership of the Employment Advisory Council and repeals the council with review on July 1, 2029;
- ▶ repeals the Governor's Committee on Employment of People with Disabilities on October 1, 2024;
- ▶ repeals the advisory council to advise and assist the Division of Services for the Deaf and Hard of Hearing;



- 26           ▶ renames and modifies the Criminal Justice Data Management Task Force as the
- 27 Public Safety Data Management Task Force and repeals the task force on July 1,
- 28 2029;
- 29           ▶ repeals the Domestic Violence Data Task Force on October 1, 2024;
- 30           ▶ repeals the Private Investigator Hearing and Licensure Board on October 1, 2024;
- 31           ▶ renames and modifies the Bail Bond Recovery Licensure Board as the Bail Bond
- 32 Recovery and Private Investigator Licensure Board and repeals the board with
- 33 review on July 1, 2029;
- 34           ▶ modifies the duties of the Emergency Management Administration Council and
- 35 repeals the council with review on July 1, 2029;
- 36           ▶ repeals the Statewide Mutual Aid Committee on October 1, 2024;
- 37           ▶ renames and modifies the State Emergency Medical Services Committee as the
- 38 Trauma System and Emergency Medical Services Advisory Committee and repeals
- 39 the committee with review on July 1, 2029;
- 40           ▶ repeals the Trauma System Advisory Committee on October 1, 2024;
- 41           ▶ renames and modifies the Stroke Registry Advisory Committee as the Stroke and
- 42 Cardiac Advisory Registry Committee and repeals the committee with review on
- 43 July 1, 2029;
- 44           ▶ repeals the Cardiac Registry Advisory Committee on October 1, 2024;
- 45           ▶ modifies the Utah Victim Services Commission and repeals the commission with
- 46 review on July 1, 2029;
- 47           ▶ repeals the Crime Victim Reparations Assistance Board on October 1, 2024;
- 48           ▶ repeals the Utah Council on Victims of Crime on October 1, 2024;
- 49           ▶ repeals the Rural Online Working Hubs Grant Advisory Committee;
- 50           ▶ repeals the Rural Physician Loan Repayment Program Advisory Committee on July
- 51 1, 2026;
- 52           ▶ enacts language for the appointment of individuals to new or modified committees;
- 53 and
- 54           ▶ makes technical and conforming changes.

55 **Money Appropriated in this Bill:**

56 None

57 **Other Special Clauses:**

58 This bill provides a special effective date.

59 **Utah Code Sections Affected:**

60 AMENDS:

61 **9-6-102**, as last amended by Laws of Utah 2020, Chapter 419

62 **9-6-202**, as last amended by Laws of Utah 2020, Chapters 154, 419

63 **9-6-301**, as repealed and reenacted by Laws of Utah 2020, Chapter 419

64 **9-6-302**, as repealed and reenacted by Laws of Utah 2020, Chapter 419

65 **9-6-304**, as repealed and reenacted by Laws of Utah 2020, Chapter 419

66 **9-6-504**, as last amended by Laws of Utah 2020, Chapter 419

67 **9-6-505**, as last amended by Laws of Utah 2020, Chapter 419

68 **11-48-103 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 16,  
69 310 and 327

70 **26B-1-202**, as last amended by Laws of Utah 2023, Chapter 302

71 **26B-1-204 (Superseded 07/01/24)**, as last amended by Laws of Utah 2023, Chapters  
72 249, 305

73 **26B-1-204 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 249,  
74 305 and 310

75 **26B-1-420**, as last amended by Laws of Utah 2023, Chapter 281 and renumbered and  
76 amended by Laws of Utah 2023, Chapter 305 and last amended by Coordination  
77 Clause, Laws of Utah 2023, Chapter 305

78 **26B-4-702**, as renumbered and amended by Laws of Utah 2023, Chapter 307

79 **26B-8-231**, as renumbered and amended by Laws of Utah 2023, Chapter 306

80 **35A-4-502**, as last amended by Laws of Utah 2011, Chapter 439

81 **36-12-23**, as enacted by Laws of Utah 2023, Chapter 429

82 **36-29-111**, as last amended by Laws of Utah 2023, Chapter 87

83 **52-4-205**, as last amended by Laws of Utah 2023, Chapters 263, 328, 374, and 521

84 **53-1-104 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 40,  
85 310

86 **53-1-106**, as last amended by Laws of Utah 2023, Chapters 328, 447

87 **53-2a-105**, as last amended by Laws of Utah 2021, Chapter 344

88           **53-2d-101 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 16,  
89 327 and renumbered and amended by Laws of Utah 2023, Chapter 310 and last  
90 amended by Coordination Clause, Laws of Utah 2023, Chapter 327

91           **53-2d-104 (Effective 07/01/24)**, as renumbered and amended by Laws of Utah 2023,  
92 Chapters 305, 310 and last amended by Coordination Clause, Laws of Utah 2023,  
93 Chapter 305

94           **53-2d-105 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapter 327  
95 and renumbered and amended by Laws of Utah 2023, Chapter 310 and last amended  
96 by Coordination Clause, Laws of Utah 2023, Chapter 327

97           **53-2d-305 (Effective 07/01/24)**, as renumbered and amended by Laws of Utah 2023,  
98 Chapters 307, 310

99           **53-2d-903 (Effective 07/01/24)**, as renumbered and amended by Laws of Utah 2023,  
100 Chapters 305, 310

101           **53-9-102**, as last amended by Laws of Utah 2011, Chapter 432

102           **53-11-102**, as last amended by Laws of Utah 2015, Chapter 170

103           **53-11-104**, as last amended by Laws of Utah 2014, Chapter 134

104           **53-11-105**, as last amended by Laws of Utah 2013, Chapter 396

105           **53-11-106**, as last amended by Laws of Utah 2013, Chapter 51

106           **53B-28-402**, as last amended by Laws of Utah 2023, Chapter 16

107           **58-37f-203**, as last amended by Laws of Utah 2021, Chapter 340

108           **63I-1-209**, as last amended by Laws of Utah 2020, Chapters 154, 232 and last amended  
109 by Coordination Clause, Laws of Utah 2020, Chapter 154

110           **63I-1-226 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 249,  
111 269, 270, 275, 310, 332, 335, 420, and 495 and repealed and reenacted by Laws of  
112 Utah 2023, Chapter 329 and last amended by Coordination Clause, Laws of Utah  
113 2023, Chapters 329, 332

114           **63I-1-235**, as last amended by Laws of Utah 2023, Chapters 27, 52

115           **63I-1-236**, as last amended by Laws of Utah 2023, Chapters 112, 139, 228, and 475

116           **63I-1-253 (Superseded 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 30,  
117 52, 133, 161, 367, and 494

118           **63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25)**, as last amended by Laws of Utah 2023,

119 Chapters 30, 52, 133, 161, 310, 367, and 494

120 **63I-1-253 (Contingently Effective 01/01/25)**, as last amended by Laws of Utah 2023,  
121 Chapters 30, 52, 133, 161, 187, 310, 367, and 494

122 **63I-1-263**, as last amended by Laws of Utah 2023, Chapters 33, 47, 104, 109, 139, 155,  
123 212, 218, 249, 270, 448, 489, and 534

124 **63I-2-209**, as last amended by Laws of Utah 2023, Chapter 33

125 **63I-2-226 (Superseded 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 33,  
126 139, 249, 295, and 465 and repealed and reenacted by Laws of Utah 2023, Chapter

127 329

128 **63I-2-226 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 33,  
129 139, 249, 295, 310, and 465 and repealed and reenacted by Laws of Utah 2023,

130 Chapter 329 and last amended by Coordination Clause, Laws of Utah 2023, Chapter

131 329

132 **63I-2-235**, as last amended by Laws of Utah 2022, Chapter 21

133 **63I-2-236**, as last amended by Laws of Utah 2023, Chapters 87, 101 and 273

134 **63I-2-253 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 7, 21,  
135 33, 142, 167, 168, 310, 380, 383, and 467

136 **63I-2-258**, as last amended by Laws of Utah 2020, Chapter 354

137 **63I-2-263**, as last amended by Laws of Utah 2023, Chapters 33, 139, 212, 354, and 530

138 **63M-7-202**, as last amended by Laws of Utah 2023, Chapter 150

139 **63M-7-204**, as last amended by Laws of Utah 2023, Chapters 158, 330, 382, and 500

140 **63M-7-502**, as last amended by Laws of Utah 2022, Chapters 148, 185 and 430

141 **63M-7-506**, as last amended by Laws of Utah 2020, Chapter 149

142 **63M-7-507**, as last amended by Laws of Utah 2020, Chapter 149

143 **63M-7-508**, as last amended by Laws of Utah 2020, Chapter 149

144 **63M-7-511**, as last amended by Laws of Utah 2023, Chapter 158

145 **63M-7-516**, as last amended by Laws of Utah 2020, Chapter 149

146 **63M-7-517**, as last amended by Laws of Utah 2020, Chapter 149

147 **63M-7-519**, as last amended by Laws of Utah 2020, Chapter 149

148 **63M-7-521.5**, as last amended by Laws of Utah 2020, Chapter 149

149 **63M-7-522**, as last amended by Laws of Utah 2020, Chapter 149

150 **63M-7-525**, as last amended by Laws of Utah 2020, Chapter 149  
 151 **63M-7-902**, as enacted by Laws of Utah 2023, Chapter 150  
 152 **63M-7-904**, as enacted by Laws of Utah 2023, Chapter 150  
 153 **63N-4-502**, as last amended by Laws of Utah 2022, Chapter 129  
 154 **63N-4-504**, as enacted by Laws of Utah 2019, Chapter 467  
 155 **73-3d-201**, as enacted by Laws of Utah 2023, Chapter 126  
 156 **77-37-5**, as last amended by Laws of Utah 2023, Chapter 237  
 157 **80-2-402**, as renumbered and amended by Laws of Utah 2022, Chapter 334

158 ENACTS:

159 **63C-1-103**, Utah Code Annotated 1953

160 REPEALS AND REENACTS:

161 **26B-1-403**, as renumbered and amended by Laws of Utah 2023, Chapter 305

162 REPEALS:

163 **26B-1-419**, as renumbered and amended by Laws of Utah 2023, Chapter 305

164 **35A-13-504**, as renumbered and amended by Laws of Utah 2016, Chapter 271

165 **53-11-125**, as enacted by Laws of Utah 2018, Chapter 462

166 **63M-7-209 (Superseded 07/01/24)**, as last amended by Laws of Utah 2023, Chapter

167 330

168 **63M-7-209 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 310,

169 330

170 **63N-4-505**, as enacted by Laws of Utah 2019, Chapter 467



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

173 Section 1. Section **9-6-102** is amended to read:

174 **9-6-102. Definitions.**

175 As used in this chapter:

176 (1) "Arts" means the various branches of creative human activity, including visual arts,  
 177 film, performing arts, sculpture, literature, music, theater, dance, digital arts, video-game arts,  
 178 and cultural vitality.

179 (2) "Arts and museums board" means the Utah Arts and Museums Advisory Board  
 180 created in Section **9-6-301**.

- 181 (3) "Development" includes:
- 182 (a) constructing, expanding, or repairing a museum or other facility that houses arts or
- 183 cultural presentations;
- 184 (b) providing for public information, preservation, and access to museums, the arts,
- 185 and the cultural heritage of the state; and
- 186 (c) supporting the professional development of artists, cultural administrators, and
- 187 cultural leaders within the state.

188 (4) "Director" means the director of the Division of Arts and Museums.

189 (5) "Division" means the Division of Arts and Museums.

190 (6) "Museum" means an organized and permanent institution that:

- 191 (a) is owned or controlled by the state, a county, or a municipality, or is a nonprofit
- 192 organization;
- 193 (b) has an educational or aesthetic purpose;
- 194 (c) owns or curates a tangible collection; and
- 195 (d) exhibits the collection to the public on a regular schedule.

196 [~~(7) "Museums board" means the Utah Museums Advisory Board created in Section~~  
197 ~~9-6-305.~~]

198 Section 2. Section **9-6-202** is amended to read:

199 **9-6-202. Division director.**

200 (1) The chief administrative officer of the division shall be a director appointed by the  
201 executive director in consultation with the arts and museums board [~~and the museums board~~].

202 (2) The director shall be a person experienced in administration and knowledgeable  
203 about the arts and museums.

204 (3) In addition to the division, the director is the chief administrative officer for[:]  
205 [~~(a)~~] the Utah Arts and Museums Advisory Board created in Section 9-6-301 [~~; and~~].  
206 [~~(b) the Utah Museums Advisory Board created in Section 9-6-305.~~]

207 Section 3. Section **9-6-301** is amended to read:

208 **9-6-301. Utah Arts and Museums Advisory Board.**

209 (1) There is created within the division the Utah Arts and Museums Advisory Board.

210 (2) (a) Except as provided in [~~Subsections~~] Subsection (2)(b) [~~and (2)(f)~~], the arts and  
211 museums board shall consist of [~~13~~] nine members appointed by the governor to four-year

212 terms [~~with the consent of the Senate~~].

213 (b) The governor shall, at the time of appointment or reappointment, adjust the length  
214 of terms to ensure that the terms of arts and museums board members are staggered so that  
215 approximately half of the arts and museums board is appointed every two years.

216 [~~(c)~~] (3) The governor shall appoint:

217 (a) [~~eight~~] five members who are working artists or administrators, one from each of  
218 the following areas:

219 (i) visual arts, media arts, architecture, or design;

220 [~~(ii) architecture or design;~~]

221 [~~(iii)~~] (ii) literature;

222 [~~(iv)~~] (iii) music;

223 [~~(v)~~] (iv) folk, traditional, or native arts; and

224 [~~(vi)~~] (v) theater or dance;

225 [~~(vii) dance; and~~]

226 [~~(viii) media arts.~~]

227 [~~(d)~~] (b) two members who are qualified, trained, and experienced museum  
228 professionals who each have a minimum of five years of continuous paid work experience at a  
229 museum;

230 (c) [~~The governor shall appoint three members who are~~] one member who is  
231 knowledgeable in or appreciative of the arts[:] or museums; and

232 [~~(e)~~] (d) [~~The governor shall appoint two members who have~~] one member who has  
233 expertise in technology, marketing, business, or finance.

234 [~~(f) Before January 1, 2026, the governor may appoint up to three additional members~~  
235 ~~who are knowledgeable in or appreciative of the arts:]~~

236 [(i) ~~for terms that shall end before January 1, 2026; and~~]

237 [(ii) ~~in which case the arts board may consist of up to 16 members until January 1,~~  
238 ~~2026.~~]

239 [~~(3)~~] (4) The governor shall appoint members described in Subsection (3) from the  
240 state at large with due consideration for geographical representation.

241 [~~(4)~~] (5) When a vacancy occurs in the membership for any reason, the governor shall  
242 appoint a replacement member for the unexpired term within one month from the time of the



243 vacancy.

244 ~~[(5)]~~ (6) A simple majority of the voting members of the arts and museums board  
245 constitutes a quorum for the transaction of business.

246 ~~[(6)]~~ (7) (a) The arts and museums board members shall elect a chair and a vice chair  
247 from among the arts and museums board's members.

248 (b) The chair and the vice chair shall serve a term of two years.

249 ~~[(7)]~~ (8) The arts and museums board shall meet at least ~~[once]~~ twice each year.

250 ~~[(8)]~~ (9) A member of the arts and museums board may not receive compensation or  
251 benefits for the member's service, but may receive per diem and travel expenses in accordance  
252 with:

253 (a) Sections [63A-3-106](#) and [63A-3-107](#); and

254 (b) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and  
255 [63A-3-107](#).

256 ~~[(9)]~~ (10) Except as provided in Subsection ~~[(8)]~~ (9), a member may not receive any  
257 gifts, prizes, or awards of money from division funds during the member's term of office.

258 (11) The division shall provide staff to the arts and museums board.

259 Section 4. Section **9-6-302** is amended to read:

260 **9-6-302. Arts and museums board powers and duties.**

261 (1) The arts and museums board may:

262 (a) with the concurrence of the director, make rules governing the conduct of the arts  
263 and museums board's business in accordance with Title 63G, Chapter 3, Utah Administrative  
264 Rulemaking Act; and

265 (b) receive gifts, bequests, and property.

266 (2) The arts and museums board shall:

267 (a) act in an advisory capacity for the division;

268 (b) ~~[appoint an arts collection committee as described in Section [9-6-303](#) to]~~ in

269 accordance with Subsection (3), advise the division ~~[and the arts board]~~ regarding the works of  
270 art acquired and maintained under this part; and

271 (c) with the concurrence of the director, approve the allocation of arts grant money and  
272 State of Utah Alice Merrill Horne Art Collection acquisition funding.

273 (3) When advising the division as described in Subsection (2)(b), the arts and museums

274 board shall, with the concurrence of the director, appoint and consult with any combination of  
275 artists, art historians, museum professionals, gallery owners, knowledgeable art collectors, art  
276 appraisers, or judges of art.

277 Section 5. Section **9-6-304** is amended to read:

278 **9-6-304. State of Utah Alice Merrill Horne Art Collection.**

279 (1) There is created the State of Utah Alice Merrill Horne Art Collection.

280 (2) The State of Utah Alice Merrill Horne Art Collection:

281 (a) consists of all works of art acquired under this part; and

282 (b) shall be held as the property of the state and under the control of the division.

283 (3) Works of art in the State of Utah Alice Merrill Horne Art Collection may be loaned  
284 for exhibition purposes in accordance with recommendations from the arts and museums board  
285 and rules made by the division in accordance with Title 63G, Chapter 3, Utah Administrative  
286 Rulemaking Act.

287 (4) The division shall:

288 (a) take reasonable precautions to avoid damage or destruction to works of art in the  
289 State of Utah Alice Merrill Horne Art Collection;

290 (b) procure insurance coverage for the works of art in the State of Utah Alice Merrill  
291 Horne Art Collection; and

292 (c) ensure that all works of art shipped to and from any exhibition under this section  
293 are packed by an expert packer.

294 (5) (a) The division may only deaccession works of art in the State of Utah Alice  
295 Merrill Horne Art Collection in accordance with rules made by the division in accordance with  
296 Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

297 (b) A work of art in the State of Utah Alice Merrill Horne Art Collection that is to be  
298 deaccessioned in accordance with division rule is not state surplus property as that term is  
299 defined in Section [63A-2-101.5](#), and the division is not subject to the surplus property program  
300 described in Section [63A-2-401](#) for that work of art.

301 Section 6. Section **9-6-504** is amended to read:

302 **9-6-504. Duties of the division.**

303 The division, in accordance with the provisions of this part, shall:

304 (1) allocate money from the state fund to the endowment fund created by a qualifying

305 organization under Section 9-6-503;

306 (2) determine the eligibility of each qualifying organization to receive money from the  
307 state fund;

308 (3) determine the matching amount each qualifying organization shall raise in order to  
309 qualify to receive money from the state fund;

310 (4) establish a date by which each qualifying organization shall provide its matching  
311 funds;

312 (5) verify that matching funds have been provided by each qualifying organization by  
313 the date determined in Subsection (4); and

314 (6) (a) in accordance with the provisions of this part and Title 63G, Chapter 3, Utah  
315 Administrative Rulemaking Act, the division may establish criteria by rule for determining the  
316 eligibility of qualifying organizations to receive money from the state fund; and

317 (b) in making rules under this Subsection (6), the division may consider the  
318 recommendations of the arts and museums board [~~and the museums board~~].

319 Section 7. Section 9-6-505 is amended to read:

320 **9-6-505. Eligibility requirements of qualifying arts organizations -- Allocation**  
321 **limitations -- Matching requirements.**

322 (1) Any qualifying organization may apply to receive money from the state fund to be  
323 deposited in an endowment fund the organization has created under Section 9-6-503:

324 (a) if the qualifying organization has received a grant from the division during one of  
325 the three years immediately before making application for state fund money under this  
326 Subsection (1); or

327 (b) upon recommendation of the arts and museums board [~~or the museums board~~],<sup>2</sup> if  
328 the qualifying organization has not received a grant from the board within the past three years.

329 (2) (a) The maximum amount that may be allocated to each qualifying organization  
330 from the state fund shall be determined by the division by calculating the average cash income  
331 of the qualifying organization during the past three fiscal years as contained in the qualifying  
332 organization's final reports on file with the division.

333 (b) The division shall notify each qualifying organization of the maximum amount of  
334 money from the state fund for which the qualifying organization qualifies.

335 (c) The minimum amount that may be allocated to each qualifying organization from

336 the state fund is \$2,500.

337 (d) If the maximum amount for which the organization qualifies under the calculation  
338 described in Subsection (2)(a) is less than \$2,500, the organization may still apply for \$2,500.

339 (3) (a) After the division determines that a qualifying organization is eligible to receive  
340 money from the state fund and before any money is allocated to the qualifying organization  
341 from the state fund, the qualifying organization shall match the amount qualified for with  
342 money raised and designated exclusively for that purpose.

343 (b) State money, in-kind contributions, and preexisting endowment gifts may not be  
344 used to match money from the state fund.

345 (4) The amount of match money described in Subsection (3) that a qualifying  
346 organization is required to provide shall be based on a sliding scale as follows:

347 (a) any amount requested not exceeding \$100,000 shall be matched one-to-one;

348 (b) any additional amount requested that makes the aggregate amount requested exceed  
349 \$100,000 but not exceed \$500,000 shall be matched two-to-one; and

350 (c) any additional amount requested that makes the aggregate amount requested exceed  
351 \$500,000 shall be matched three-to-one.

352 (5) (a) Qualifying organizations shall raise the matching amount within three years  
353 after applying for money from the state fund by a date determined by the division.

354 (b) Money from the state fund shall be released to the qualifying organization only  
355 upon verification by the board that the matching money has been received on or before the date  
356 determined under Subsection (5)(a).

357 (c) Verification of matching funds shall be made by a certified public accountant.

358 (d) Money from the state fund shall be released to qualifying organizations with  
359 professional endowment management in increments not less than \$20,000 as audited  
360 confirmation of matching funds is received by the division.

361 (e) Money from the state fund shall be granted to each qualifying organization on the  
362 basis of the matching funds a qualifying organization has raised by the date determined under  
363 Subsection (5)(a).

364 Section 8. Section **11-48-103 (Effective 07/01/24)** is amended to read:

365 **11-48-103 (Effective 07/01/24). Provision of 911 ambulance services in**  
366 **municipalities and counties.**

367 (1) The governing body of each municipality and county shall, subject to Title 53,  
368 Chapter 2d, Part 5, Ambulance and Paramedic Providers, ensure at least a minimum level of  
369 911 ambulance services are provided:

370 (a) within the territorial limits of the municipality or county;

371 (b) by a ground ambulance provider, licensed by the Bureau of Emergency Medical  
372 Services under Title 53, Chapter 2d, Part 5, Ambulance and Paramedic Providers; and

373 (c) in accordance with rules established by the [State] Trauma System and Emergency  
374 Medical Services Committee under [Subsection 53-2d-105(8)] Section 53-2d-105.

375 (2) A municipality or county may:

376 (a) subject to Subsection (3), maintain and support 911 ambulance services for the  
377 municipality's or county's own jurisdiction; or

378 (b) contract to:

379 (i) provide 911 ambulance services to any county, municipal corporation, special  
380 district, special service district, interlocal entity, private corporation, nonprofit corporation,  
381 state agency, or federal agency;

382 (ii) receive 911 ambulance services from any county, municipal corporation, special  
383 district, special service district, interlocal entity, private corporation, nonprofit corporation,  
384 state agency, or federal agency;

385 (iii) jointly provide 911 ambulance services with any county, municipal corporation,  
386 special district, special service district, interlocal entity, private corporation, nonprofit  
387 corporation, state agency, or federal agency; or

388 (iv) contribute toward the support of 911 ambulance services in any county, municipal  
389 corporation, special district, special service district, interlocal entity, private corporation,  
390 nonprofit corporation, state agency, or federal agency in return for 911 ambulance services.

391 (3) (a) A municipality or county that maintains and supports 911 ambulance services  
392 for the municipality's or county's own jurisdiction under Subsection (2)(a) shall obtain a license  
393 as a ground ambulance provider from the Bureau of Emergency Medical Services under Title  
394 53, Chapter 2d, Part 5, Ambulance and Paramedic Providers.

395 (b) Sections 53-2d-505 through 53-2d-505.3 do not apply to a license described in  
396 Subsection (3)(a).

397 Section 9. Section **26B-1-202** is amended to read:

398           **26B-1-202. Department authority and duties.**

399           The department may, subject to applicable restrictions in state law and in addition to all  
400 other authority and responsibility granted to the department by law:

401           (1) adopt rules, in accordance with Title 63G, Chapter 3, Utah Administrative  
402 Rulemaking Act, and not inconsistent with law, as the department may consider necessary or  
403 desirable for providing health and social services to the people of this state;

404           (2) establish and manage client trust accounts in the department's institutions and  
405 community programs, at the request of the client or the client's legal guardian or representative,  
406 or in accordance with federal law;

407           (3) purchase, as authorized or required by law, services that the department is  
408 responsible to provide for legally eligible persons;

409           (4) conduct adjudicative proceedings for clients and providers in accordance with the  
410 procedures of Title 63G, Chapter 4, Administrative Procedures Act;

411           (5) establish eligibility standards for the department's programs, not inconsistent with  
412 state or federal law or regulations;

413           (6) take necessary steps, including legal action, to recover money or the monetary value  
414 of services provided to a recipient who was not eligible;

415           (7) set and collect fees for the department's services;

416           (8) license agencies, facilities, and programs, except as otherwise allowed, prohibited,  
417 or limited by law;

418           (9) acquire, manage, and dispose of any real or personal property needed or owned by  
419 the department, not inconsistent with state law;

420           (10) receive gifts, grants, devises, and donations; gifts, grants, devises, donations, or  
421 the proceeds thereof, may be credited to the program designated by the donor, and may be used  
422 for the purposes requested by the donor, as long as the request conforms to state and federal  
423 policy; all donated funds shall be considered private, nonlapsing funds and may be invested  
424 under guidelines established by the state treasurer;

425           (11) accept and employ volunteer labor or services; the department is authorized to  
426 reimburse volunteers for necessary expenses, when the department considers that  
427 reimbursement to be appropriate;

428           (12) carry out the responsibility assigned in the workforce services plan by the State

429 Workforce Development Board;

430 (13) carry out the responsibility assigned by Section [62A-5a-105](#) with respect to  
431 coordination of services for students with a disability;

432 (14) provide training and educational opportunities for the department's staff;

433 (15) collect child support payments and any other money due to the department;

434 (16) apply the provisions of Title 78B, Chapter 12, Utah Child Support Act, to parents  
435 whose child lives out of the home in a department licensed or certified setting;

436 (17) establish policy and procedures, within appropriations authorized by the  
437 Legislature, in cases where the Division of Child and Family Services or the Division of  
438 Juvenile Justice Services is given custody of a minor by the juvenile court under Title 80, Utah  
439 Juvenile Code, or the department is ordered to prepare an attainment plan for a minor found not  
440 competent to proceed under Section [80-6-403](#), including:

441 (a) designation of interagency teams for each juvenile court district in the state;

442 (b) delineation of assessment criteria and procedures;

443 (c) minimum requirements, and timeframes, for the development and implementation  
444 of a collaborative service plan for each minor placed in department custody; and

445 (d) provisions for submittal of the plan and periodic progress reports to the court;

446 (18) carry out the responsibilities assigned to the department by statute;

447 (19) examine and audit the expenditures of any public funds provided to a local  
448 substance abuse authority, a local mental health authority, a local area agency on aging, and any  
449 person, agency, or organization that contracts with or receives funds from those authorities or  
450 agencies. Those local authorities, area agencies, and any person or entity that contracts with or  
451 receives funds from those authorities or area agencies, shall provide the department with any  
452 information the department considers necessary. The department is further authorized to issue  
453 directives resulting from any examination or audit to a local authority, an area agency, and  
454 persons or entities that contract with or receive funds from those authorities with regard to any  
455 public funds. If the department determines that it is necessary to withhold funds from a local  
456 mental health authority or local substance abuse authority based on failure to comply with state  
457 or federal law, policy, or contract provisions, the department may take steps necessary to  
458 ensure continuity of services. For purposes of this Subsection (19) "public funds" means the  
459 same as that term is defined in Section [62A-15-102](#);

460 (20) in accordance with Subsection [26B-2-104\(1\)\(d\)](#), accredit one or more agencies  
461 and persons to provide intercountry adoption services;

462 (21) within legislative appropriations, promote and develop a system of care and  
463 stabilization services:

464 (a) in compliance with Title 63G, Chapter 6a, Utah Procurement Code; and  
465 (b) that encompasses the department, department contractors, and the divisions,  
466 offices, or institutions within the department, to:

467 (i) navigate services, funding resources, and relationships to the benefit of the children  
468 and families whom the department serves;

469 (ii) centralize department operations, including procurement and contracting;

470 (iii) develop policies that govern business operations and that facilitate a system of care  
471 approach to service delivery;

472 (iv) allocate resources that may be used for the children and families served by the  
473 department or the divisions, offices, or institutions within the department, subject to the  
474 restrictions in Section [63J-1-206](#);

475 (v) create performance-based measures for the provision of services; and  
476 (vi) centralize other business operations, including data matching and sharing among  
477 the department's divisions, offices, and institutions;

478 (22) ensure that any training or certification required of a public official or public  
479 employee, as those terms are defined in Section [63G-22-102](#), complies with Title 63G, Chapter  
480 22, State Training and Certification Requirements, if the training or certification is required:

481 (a) under this title;  
482 (b) by the department; or  
483 (c) by an agency or division within the department;

484 (23) enter into cooperative agreements with the Department of Environmental Quality  
485 to delineate specific responsibilities to assure that assessment and management of risk to  
486 human health from the environment are properly administered;

487 (24) consult with the Department of Environmental Quality and enter into cooperative  
488 agreements, as needed, to ensure efficient use of resources and effective response to potential  
489 health and safety threats from the environment, and to prevent gaps in protection from potential  
490 risks from the environment to specific individuals or population groups;



491 (25) to the extent authorized under state law or required by federal law, promote and  
492 protect the health and wellness of the people within the state;

493 (26) establish, maintain, and enforce rules authorized under state law or required by  
494 federal law to promote and protect the public health or to prevent disease and illness;

495 (27) investigate the causes of epidemic, infectious, communicable, and other diseases  
496 affecting the public health;

497 (28) provide for the detection and reporting of communicable, infectious, acute,  
498 chronic, or any other disease or health hazard which the department considers to be dangerous,  
499 important, or likely to affect the public health;

500 (29) collect and report information on causes of injury, sickness, death, and disability  
501 and the risk factors that contribute to the causes of injury, sickness, death, and disability within  
502 the state;

503 (30) collect, prepare, publish, and disseminate information to inform the public  
504 concerning the health and wellness of the population, specific hazards, and risks that may affect  
505 the health and wellness of the population and specific activities which may promote and protect  
506 the health and wellness of the population;

507 (31) abate nuisances when necessary to eliminate sources of filth and infectious and  
508 communicable diseases affecting the public health;

509 (32) make necessary sanitary and health investigations and inspections in cooperation  
510 with local health departments as to any matters affecting the public health;

511 (33) establish laboratory services necessary to support public health programs and  
512 medical services in the state;

513 (34) establish and enforce standards for laboratory services which are provided by any  
514 laboratory in the state when the purpose of the services is to protect the public health;

515 (35) cooperate with the Labor Commission to conduct studies of occupational health  
516 hazards and occupational diseases arising in and out of employment in industry, and make  
517 recommendations for elimination or reduction of the hazards;

518 (36) cooperate with the local health departments, the Department of Corrections, the  
519 Administrative Office of the Courts, the Division of Juvenile Justice Services, and the [~~Crime  
520 Victim Reparations and Assistance Board~~] Utah Office for Victims of Crime to conduct testing  
521 for HIV infection of alleged sexual offenders, convicted sexual offenders, and any victims of a

522 sexual offense;

523 (37) investigate the causes of maternal and infant mortality;

524 (38) establish, maintain, and enforce a procedure requiring the blood of adult  
525 pedestrians and drivers of motor vehicles killed in highway accidents be examined for the  
526 presence and concentration of alcohol, and provide the Commissioner of Public Safety with  
527 monthly statistics reflecting the results of these examinations, with necessary safeguards so that  
528 information derived from the examinations is not used for a purpose other than the compilation  
529 of these statistics;

530 (39) establish qualifications for individuals permitted to draw blood under Subsection  
531 [41-6a-523\(1\)\(a\)\(vi\)](#), [53-10-405\(2\)\(a\)\(vi\)](#), [72-10-502\(5\)\(a\)\(vi\)](#), or [77-23-213\(3\)\(a\)\(vi\)](#), and to  
532 issue permits to individuals the department finds qualified, which permits may be terminated or  
533 revoked by the department;

534 (40) establish a uniform public health program throughout the state which includes  
535 continuous service, employment of qualified employees, and a basic program of disease  
536 control, vital and health statistics, sanitation, public health nursing, and other preventive health  
537 programs necessary or desirable for the protection of public health;

538 (41) conduct health planning for the state;

539 (42) monitor the costs of health care in the state and foster price competition in the  
540 health care delivery system;

541 (43) establish methods or measures for health care providers, public health entities, and  
542 health care insurers to coordinate among themselves to verify the identity of the individuals the  
543 providers serve;

544 (44) designate Alzheimer's disease and related dementia as a public health issue and,  
545 within budgetary limitations, implement a state plan for Alzheimer's disease and related  
546 dementia by incorporating the plan into the department's strategic planning and budgetary  
547 process;

548 (45) coordinate with other state agencies and other organizations to implement the state  
549 plan for Alzheimer's disease and related dementia;

550 (46) ensure that any training or certification required of a public official or public  
551 employee, as those terms are defined in Section [63G-22-102](#), complies with Title 63G, Chapter  
552 22, State Training and Certification Requirements, if the training or certification is required by

553 the agency or under this title[, Title 26, Utah Health Code, or Title 62A, Utah Human Services  
554 Code];

555 (47) oversee public education vision screening as described in Section 53G-9-404; and

556 (48) issue code blue alerts in accordance with Title 35A, Chapter 16, Part 7, Code Blue  
557 Alert.

558 Section 10. Section 26B-1-204 (Superseded 07/01/24) is amended to read:

559 **26B-1-204 (Superseded 07/01/24). Creation of boards, divisions, and offices --**  
560 **Power to organize department.**

561 (1) The executive director shall make rules in accordance with Title 63G, Chapter 3,  
562 Utah Administrative Rulemaking Act, and not inconsistent with law for:

563 (a) the administration and government of the department;

564 (b) the conduct of the department's employees; and

565 (c) the custody, use, and preservation of the records, papers, books, documents, and  
566 property of the department.

567 (2) The following policymaking boards, councils, and committees are created within  
568 the Department of Health and Human Services:

569 (a) Board of Aging and Adult Services;

570 (b) Utah State Developmental Center Board;

571 (c) Health Facility Committee;

572 (d) State Emergency Medical Services Committee;

573 (e) Air Ambulance Committee;

574 (f) Health Data Committee;

575 [~~(g) Utah Health Care Workforce Financial Assistance Program Advisory Committee;~~]

576 [~~(h)~~] (g) Child Care Provider Licensing Committee;

577 [~~(i)~~] (h) Primary Care Grant Committee;

578 [~~(j)~~] (i) Adult Autism Treatment Program Advisory Committee;

579 [~~(k)~~] (j) Youth Electronic Cigarette, Marijuana, and Other Drug Prevention Committee;

580 and

581 [~~(l)~~] (k) any boards, councils, or committees that are created by statute in this title.

582 (3) The following divisions are created within the Department of Health and Human  
583 Services:

- 584 (a) relating to operations:
- 585 (i) the Division of Finance and Administration;
- 586 (ii) the Division of Licensing and Background Checks;
- 587 (iii) the Division of Customer Experience;
- 588 (iv) the Division of Data, Systems, and Evaluation; and
- 589 (v) the Division of Continuous Quality Improvement;
- 590 (b) relating to healthcare administration:
- 591 (i) the Division of Integrated Healthcare, which shall include responsibility for:
- 592 (A) the state's medical assistance programs; and
- 593 (B) behavioral health programs described in Chapter 5, Health Care - Substance Use
- 594 and Mental Health;
- 595 (ii) the Division of Aging and Adult Services; and
- 596 (iii) the Division of Services for People with Disabilities; and
- 597 (c) relating to community health and well-being:
- 598 (i) the Division of Child and Family Services;
- 599 (ii) the Division of Family Health;
- 600 (iii) the Division of Population Health;
- 601 (iv) the Division of Juvenile Justice and Youth Services; and
- 602 (v) the Office of Recovery Services.
- 603 (4) The executive director may establish offices and bureaus to facilitate management
- 604 of the department as required by, and in accordance with this title.
- 605 (5) From July 1, 2022, through June 30, 2023, the executive director may adjust the
- 606 organizational structure relating to the department, including the organization of the
- 607 department's divisions and offices, notwithstanding the organizational structure described in
- 608 this title.
- 609 Section 11. Section **26B-1-204 (Effective 07/01/24)** is amended to read:
- 610 **26B-1-204 (Effective 07/01/24). Creation of boards, divisions, and offices -- Power**
- 611 **to organize department.**
- 612 (1) The executive director shall make rules in accordance with Title 63G, Chapter 3,
- 613 Utah Administrative Rulemaking Act, and not inconsistent with law for:
- 614 (a) the administration and government of the department;

615 (b) the conduct of the department's employees; and

616 (c) the custody, use, and preservation of the records, papers, books, documents, and  
617 property of the department.

618 (2) The following policymaking boards, councils, and committees are created within  
619 the Department of Health and Human Services:

620 (a) Board of Aging and Adult Services;

621 (b) Utah State Developmental Center Board;

622 (c) Health Facility Committee;

623 (d) Health Data Committee;

624 [~~(e) Utah Health Care Workforce Financial Assistance Program Advisory Committee;~~]

625 [~~(f)~~] (e) Child Care Provider Licensing Committee;

626 [~~(g)~~] (f) Primary Care Grant Committee;

627 [~~(h)~~] (g) Adult Autism Treatment Program Advisory Committee;

628 [~~(i)~~] (h) Youth Electronic Cigarette, Marijuana, and Other Drug Prevention Committee;

629 and

630 [~~(j)~~] (i) any boards, councils, or committees that are created by statute in this title.

631 (3) The following divisions are created within the Department of Health and Human  
632 Services:

633 (a) relating to operations:

634 (i) the Division of Finance and Administration;

635 (ii) the Division of Licensing and Background Checks;

636 (iii) the Division of Customer Experience;

637 (iv) the Division of Data, Systems, and Evaluation; and

638 (v) the Division of Continuous Quality Improvement;

639 (b) relating to healthcare administration:

640 (i) the Division of Integrated Healthcare, which shall include responsibility for:

641 (A) the state's medical assistance programs; and

642 (B) behavioral health programs described in Chapter 5, Health Care - Substance Use  
643 and Mental Health;

644 (ii) the Division of Aging and Adult Services; and

645 (iii) the Division of Services for People with Disabilities; and

646 (c) relating to community health and well-being:

647 (i) the Division of Child and Family Services;

648 (ii) the Division of Family Health;

649 (iii) the Division of Population Health;

650 (iv) the Division of Juvenile Justice and Youth Services; and

651 (v) the Office of Recovery Services.

652 (4) The executive director may establish offices and bureaus to facilitate management  
653 of the department as required by, and in accordance with this title.

654 (5) From July 1, 2022, through June 30, 2023, the executive director may adjust the  
655 organizational structure relating to the department, including the organization of the  
656 department's divisions and offices, notwithstanding the organizational structure described in  
657 this title.

658 Section 12. Section [26B-1-403](#) is repealed and reenacted to read:

659 **26B-1-403. Controlled Substances Scheduling and Opioid Fatality Advisory**  
660 **Committee -- Membership -- Duties -- Guidelines for scheduling or listing drugs.**

661 (1) As used in this section:

662 (a) "Committee" means the Controlled Substances Scheduling and Opioid Fatality  
663 Advisory Committee established under this section.

664 (b) "Controlled substance schedule" or "schedule" means a schedule described in  
665 Subsection (15), (16), (17), (18), or (19).

666 (c) "Opioid overdose death" means a death primarily caused by opioids or another  
667 substance that closely resembles an opioid.

668 (2) The department shall establish the Controlled Substances Scheduling and Opioid  
669 Fatality Advisory Committee.

670 (3) The committee shall consist of:

671 (a) the executive director or the executive director's designee;

672 (b) the director of the Division of Professional Licensing, or the director's designee, as  
673 described in Section [58-1-104](#);

674 (c) the commissioner of the Department of Public Safety, or the commissioner's  
675 designee, as described in Section [53-1-107](#);

676 (d) the executive director of the State Commission on Criminal and Juvenile Justice, or

677 the executive director's designee, as described in Section 63M-7-203;  
678 (e) the chief medical examiner, or the examiner's designee, as described in Section  
679 26B-8-202;  
680 (f) the bureau chief of the Bureau of Forensic Services, or the chief's designee, as  
681 described in Section 53-10-401;  
682 (g) director of the Office of Substance Use and Mental Health, or the director's  
683 designee, as described in Section 26B-5-102;  
684 (h) the director of the Utah Poison Control Center or the director's designee;  
685 (i) a representative from:  
686 (i) a state or local jail or detention center; or  
687 (ii) state, county, or municipal law enforcement;  
688 (j) one physician who is a member of the Medical Licensing Board created in Section  
689 58-67-201;  
690 (k) one pharmacist who is a member of the Utah State Board of Pharmacy created in  
691 Section 58-17b-201;  
692 (l) one psychiatrist who is currently licensed and practicing in the state;  
693 (m) one advanced practice registered nurse or physician assistant who is currently  
694 licensed and practicing in the state;  
695 (n) one emergency medical services provider or an emergency medicine physician who  
696 is currently licensed and practicing in the state; and  
697 (o) one expert in substance abuse addiction.  
698 (4) The executive director described in Subsection (3)(a) and the director described in  
699 Subsection (3)(b), or their respective designees, are cochairs of the committee.  
700 (5) (a) Each member described in Subsections (3)(i) through (o) is appointed by the  
701 governor for a term of four years.  
702 (b) Notwithstanding Subsection (5)(a), the governor shall, at the time of appointment  
703 or reappointment, adjust the length of terms to ensure that the terms of committee members are  
704 staggered so that approximately half of the members described in Subsections (3)(i) through (o)  
705 are appointed every two years.  
706 (6) A vacancy in a membership described in Subsections (3)(i) through (o) other than  
707 the expiration of a term shall be filled for the unexpired term in the same manner as the original

708 appointment.

709 (7) (a) A majority of the members of the committee constitute a quorum of the  
710 committee.

711 (b) The action of a majority of a quorum constitutes the action of the committee.

712 (c) The committee may meet up to eight times each year.

713 (8) The executive director shall appoint a committee coordinator.

714 (9) A member of the committee may not receive compensation or benefits for the  
715 member's service, but may receive per diem and travel expenses in accordance with:

716 (a) Section [63A-3-106](#);

717 (b) Section [63A-3-107](#); and

718 (c) rules made by the Division of Finance in accordance with Sections [63A-3-106](#) and  
719 [63A-3-107](#).

720 (10) (a) The department shall give the committee access to all reports, records, and  
721 other documents that are relevant to the committee's responsibilities under this section,  
722 including reports, records, or documents that are private, controlled, or protected under Title  
723 63G, Chapter 2, Government Records Access and Management Act.

724 (b) In accordance with Subsection [63G-2-206\(6\)](#), the committee is subject to the same  
725 restrictions on disclosure of a report, record, or other document received under Subsection  
726 (10)(a) as the department.

727 (11) The committee serves as a consultative and advisory body to the Legislature  
728 regarding:

729 (a) the movement of a controlled substance from one schedule or list to another;

730 (b) the removal of a controlled substance from any schedule or list; and

731 (c) the designation of a substance as a controlled substance and the placement of the  
732 substance in a designated schedule or list.

733 (12) On or before September 30 of each year, the committee shall submit to the Health  
734 and Human Services Interim Committee a written report:

735 (a) describing any substances recommended by the committee for scheduling,  
736 rescheduling, listing, or deletion from the schedules or list by the Legislature; and

737 (b) stating the reasons for the recommendation.

738 (13) In advising the Legislature regarding the need to add, delete, relist, or reschedule a



739 substance, the committee shall consider:

740 (a) the actual or probable abuse of the substance, including:

741 (i) the history and current pattern of abuse both in Utah and in other states;

742 (ii) the scope, duration, and significance of abuse;

743 (iii) the degree of actual or probable detriment to public health which may result from  
744 abuse of the substance; and

745 (iv) the probable physical and social impact of widespread abuse of the substance;

746 (b) the biomedical hazard of the substance, including:

747 (i) its pharmacology, including the effects and modifiers of the effects of the substance;

748 (ii) its toxicology, acute and chronic toxicity, interaction with other substances,

749 whether controlled or not, and the degree to which it may cause psychological or physiological  
750 dependence; and

751 (iii) the risk to public health and the particular susceptibility of segments of the  
752 population;

753 (c) whether the substance is an immediate precursor, as defined in Section [58-37-2](#), of  
754 a substance that is currently a controlled substance;

755 (d) the current state of scientific knowledge regarding the substance, including whether  
756 there is any acceptable means to safely use the substance under medical supervision;

757 (e) the relationship between the use of the substance and criminal activity, including  
758 whether:

759 (i) persons engaged in illicit trafficking of the substance are also engaged in other  
760 criminal activity;

761 (ii) the nature and relative profitability of manufacturing or delivering the substance  
762 encourages illicit trafficking in the substance;

763 (iii) the commission of other crimes is one of the recognized effects of abuse of the  
764 substance; and

765 (iv) addiction to the substance relates to the commission of crimes to facilitate the  
766 continued use of the substance;

767 (f) whether the substance has been scheduled by other states; and

768 (g) whether the substance has any accepted medical use in treatment in the United  
769 States.

770 (14) The committee's duties under this section do not include tobacco products as  
771 defined in Section 59-14-102 or alcoholic beverages as defined in Section 32B-1-102.

772 (15) (a) The committee shall recommend placement of a substance in Schedule I if the  
773 committee finds:

774 (i) that the substance has high potential for abuse; and

775 (ii) that an accepted standard has not been established for safe use in treatment for  
776 medical purposes.

777 (b) The committee may recommend placement of a substance in Schedule I under  
778 Section 58-37-4 if it finds that the substance is classified as a controlled substance in Schedule  
779 I under federal law.

780 (16) (a) The committee shall recommend placement of a substance in Schedule II if the  
781 committee finds that:

782 (i) the substance has high potential for abuse;

783 (ii) the substance has a currently accepted medical use in treatment in the United  
784 States, or a currently accepted medical use subject to severe restrictions; and

785 (iii) the abuse of the substance may lead to severe psychological or physiological  
786 dependence.

787 (b) The committee may recommend placement of a substance in Schedule II if the  
788 committee finds that the substance is classified as a controlled substance in Schedule II under  
789 federal law.

790 (17) (a) The committee shall recommend placement of a substance in Schedule III if  
791 the committee finds that:

792 (i) the substance has a potential for abuse that is less than the potential for substances  
793 listed in Schedules I and II;

794 (ii) the substance has a currently accepted medical use in treatment in the United  
795 States; and

796 (iii) abuse of the substance may lead to moderate or low physiological dependence or  
797 high psychological dependence.

798 (b) The committee may recommend placement of a substance in Schedule III if it finds  
799 that the substance is classified as a controlled substance in Schedule III under federal law.

800 (18) (a) The committee shall recommend placement of a substance in Schedule IV if it

801 finds that:

802 (i) the substance has a low potential for abuse relative to substances in Schedule III;

803 (ii) the substance has currently accepted medical use in treatment in the United States;

804 and

805 (iii) abuse of the substance may lead to limited physiological dependence or  
806 psychological dependence relative to the substances in Schedule III.

807 (b) The committee may recommend placement of a substance in Schedule IV if it finds  
808 that the substance is classified as a controlled substance in Schedule IV under federal law.

809 (19) (a) The committee shall recommend placement of a substance in Schedule V if it  
810 finds that:

811 (i) the substance has low potential for abuse relative to the controlled substances listed  
812 in Schedule IV;

813 (ii) the substance has currently accepted medical use in treatment in the United States;

814 and

815 (iii) the substance has limited physiological dependence or psychological dependence  
816 liability relative to the controlled substances listed in Schedule IV.

817 (b) The committee may recommend placement of a substance in Schedule V under this  
818 section if it finds that the substance is classified as a controlled substance in Schedule V under  
819 federal law.

820 (20) The committee may recommend placement of a substance on a controlled  
821 substance list if it finds that the substance has a potential for abuse and that an accepted  
822 standard has not been established for safe use in treatment for medical purposes.

823 (21) The committee shall:

824 (a) conduct a multidisciplinary review of available information regarding a decedent of  
825 an opioid overdose death, which shall include:

826 (i) consideration of the decedent's points of contact with health care systems, social  
827 services systems, criminal justice systems, and other systems; and

828 (ii) identification of specific factors that put the decedent at risk for opioid overdose;

829 (b) promote cooperation and coordination among government entities involved in  
830 opioid misuse, abuse, or overdose prevention;

831 (c) develop an understanding of the causes and incidence of opioid overdose deaths in

832 the state;

833 (d) make recommendations for changes to law or policy that may prevent opioid

834 overdose deaths;

835 (e) inform public health and public safety entities of emerging trends in opioid

836 overdose deaths;

837 (f) monitor overdose trends on non-opioid overdose deaths; and

838 (g) review non-opioid overdose deaths in the manner described in Subsection (21)(a),

839 when the committee determines that there are a substantial number of overdose deaths in the

840 state caused by the use of a non-opioid.

841 (22) The committee may interview or request information from a staff member, a

842 provider, or any other person who may have knowledge or expertise that is relevant to the

843 review of an opioid overdose death.

844 (23) When an individual case is discussed in a committee meeting under Subsection

845 (21)(a), (21)(g), or (22), the committee shall close the meeting in accordance with Sections

846 [52-4-204](#) through [52-4-206](#).

847 Section 13. Section **26B-1-420** is amended to read:

848 **26B-1-420. Cannabis Research Review Board.**

849 (1) As used in this section:

850 (a) "Cannabinoid product" means the same as that term is defined in Section [58-37-3.6](#).

851 (b) "Cannabis" means the same as that term is defined in Section [58-37-3.6](#).

852 (2) (a) There is created the Cannabis Research Review Board within the department.

853 (b) The department shall appoint, in consultation with a professional association based

854 in the state that represents physicians, seven members to the Cannabis Research Review Board

855 as follows:

856 (i) three individuals who are medical research professionals; and

857 (ii) four physicians:

858 (A) who are qualified medical providers as defined in Section [26B-4-201](#); and

859 (B) at least two who have at least 100 patients with a medical cannabis patient card at

860 the time of appointment.

861 (3) The department shall ensure that at least one of the board members appointed under

862 Subsection (2)(b) is a member of the [~~Controlled Substances Advisory Committee~~] Controlled

863 Substances Scheduling and Opioid Fatality Advisory Committee created in Section  
864 [~~58-38a-201~~] [26B-1-403](#).

865 (4) (a) Four of the board members appointed under Subsection (2)(b) shall serve an  
866 initial term of two years and three of the board members appointed under Subsection (2)(b)  
867 shall serve an initial term of four years.

868 (b) Successor board members shall each serve a term of four years.

869 (c) A board member appointed to fill a vacancy on the board shall serve the remainder  
870 of the term of the board member whose departure created the vacancy.

871 (5) The department may remove a board member without cause.

872 (6) The board shall:

873 (a) nominate a board member to serve as chairperson of the board by a majority vote of  
874 the board members; and

875 (b) meet as often as necessary to accomplish the duties assigned to the board under this  
876 chapter.

877 (7) Each board member, including the chair, has one vote.

878 (8) (a) A majority of board members constitutes a quorum.

879 (b) A vote of a majority of the quorum at any board meeting is necessary to take action  
880 on behalf of the board.

881 (9) A board member may not receive compensation for the member's service on the  
882 board, but may, in accordance with rules adopted by the board in accordance with Title 63G,  
883 Chapter 3, Utah Administrative Rulemaking Act, receive:

884 (a) per diem at the rate established under Section [63A-3-106](#); and

885 (b) travel expenses at the rate established under Section [63A-3-107](#).

886 (10) If a board member appointed under Subsection (2)(b) does not meet the  
887 qualifications of Subsection (2)(b) before July 1, 2022:

888 (a) the board member's seat is vacant; and

889 (b) the department shall fill the vacancy in accordance with this section.

890 (11) The board shall review any available scientific research related to the human use  
891 of cannabis, a cannabinoid product, or an expanded cannabinoid product that:

892 (a) was conducted under a study approved by an institutional review board that is  
893 registered for human subject research by the United States Department of Health and Human

894 Services;

895 (b) was conducted or approved by the federal government; or

896 (c) (i) was conducted in another country; and

897 (ii) demonstrates, as determined by the board, a sufficient level of scientific reliability

898 and significance to merit the board's review.

899 (12) Based on the research described in Subsection (11), the board shall evaluate the  
900 safety and efficacy of cannabis, cannabinoid products, and expanded cannabinoid products,  
901 including:

902 (a) medical conditions that respond to cannabis, cannabinoid products, and expanded  
903 cannabinoid products;

904 (b) cannabis and cannabinoid dosage amounts and medical dosage forms;

905 (c) interaction of cannabis, cannabinoid products, and expanded cannabinoid products,  
906 as defined in Section 58-37-3.6, with other treatments; and

907 (d) contraindications, adverse reactions, and potential side effects from use of cannabis,  
908 cannabinoid products, and expanded cannabinoid products.

909 (13) Based on the board's evaluation under Subsection (12), the board shall develop  
910 guidelines for treatment with cannabis, a cannabinoid product, and an expanded cannabinoid  
911 product that include:

912 (a) a list of medical conditions, if any, that the board determines are appropriate for  
913 treatment with cannabis, a cannabis product, a cannabinoid product, or an expanded  
914 cannabinoid product;

915 (b) a list of contraindications, side effects, and adverse reactions that are associated  
916 with use of cannabis, cannabinoid products, or expanded cannabinoid products;

917 (c) a list of potential drug-drug interactions between medications that the United States  
918 Food and Drug Administration has approved and cannabis, cannabinoid products, and  
919 expanded cannabinoid products; and

920 (d) any other guideline the board determines appropriate.

921 (14) The board shall submit the guidelines described in Subsection (13) to the director  
922 of the Division of Professional Licensing.

923 (15) Guidelines that the board develops under this section may not limit the availability  
924 of cannabis, cannabinoid products, or expanded cannabinoid products permitted under Title 4,

925 Chapter 41a, Cannabis Production Establishments and Pharmacies, or Title 26B, Chapter 4,  
926 Part 2, Cannabinoid Research and Medical Cannabis.

927 (16) The board shall provide a report to the Health and Human Services Interim  
928 Committee regarding the board's work before October 1 of each year.

929 (17) Based on the board's evaluation under Subsection (12), the board may provide  
930 recommendations to the Medical Cannabis Policy Advisory Board created in Section  
931 [26B-1-435](#) regarding restrictions for a substance found in a medical cannabis product that:

- 932 (a) is likely harmful to human health; or
- 933 (b) is associated with a substance that is likely harmful to human health.

934 Section 14. Section **26B-4-702** is amended to read:

935 **26B-4-702. Creation of Utah Health Care Workforce Financial Assistance**  
936 **Program -- Duties of department.**

937 (1) As used in this section:

938 (a) "Eligible professional" means a geriatric professional or a health care professional  
939 who is eligible to participate in the program.

940 (b) "Geriatric professional" means a person who:

941 (i) is a licensed:

942 (A) health care professional;

943 (B) social worker;

944 (C) occupational therapist;

945 (D) pharmacist;

946 (E) physical therapist; or

947 (F) psychologist; and

948 (ii) is determined by the department to have adequate advanced training in geriatrics to  
949 prepare the person to provide specialized geriatric care within the scope of the person's  
950 profession.

951 (c) "Health care professional" means:

952 (i) a licensed:

953 (A) physician;

954 (B) physician assistant;

955 (C) nurse;

- 956 (D) dentist; or
- 957 (E) mental health therapist; or
- 958 (ii) another licensed health care professional designated by the department by rule.
- 959 (d) "Program" means the Utah Health Care Workforce Financial Assistance Program
- 960 created in this section.
- 961 (e) "Underserved area" means an area designated by the department as underserved by
- 962 health care professionals, based upon the results of a needs assessment developed by the
- 963 department [~~in consultation with the Utah Health Care Workforce Financial Assistance~~
- 964 ~~Program Advisory Committee created under Section 26B-1-419~~].
- 965 (2) There is created within the department the Utah Health Care Workforce Financial
- 966 Assistance Program to provide, within funding appropriated by the Legislature for the
- 967 following purposes:
- 968 (a) professional education scholarships and loan repayment assistance to health care
- 969 professionals who locate or continue to practice in underserved areas; and
- 970 (b) loan repayment assistance to geriatric professionals who locate or continue to
- 971 practice in underserved areas.
- 972 (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
- 973 department shall make rules governing the administration of the program, including rules that
- 974 address:
- 975 (a) application procedures;
- 976 (b) eligibility criteria;
- 977 (c) selection criteria;
- 978 (d) service conditions, which at a minimum shall include professional service in an
- 979 underserved area for a minimum period of time by any person receiving a scholarship or loan
- 980 repayment assistance;
- 981 (e) penalties for failure to comply with service conditions or other terms of a
- 982 scholarship or loan repayment contract;
- 983 (f) criteria for modifying or waiving service conditions or penalties in case of extreme
- 984 hardship or other good cause; and
- 985 (g) administration of contracts entered into before the effective date of this act,
- 986 between the department and scholarship or loan repayment recipients, as authorized by law.



987 (4) The department may provide education loan repayment assistance to an eligible  
988 professional if the eligible professional:

989 (a) agrees to practice in an underserved area for the duration of the eligible  
990 professional's participation in the program; and

991 (b) submits a written commitment from the health care facility employing the eligible  
992 professional that the health care facility will provide education loan repayment assistance to the  
993 eligible professional in an amount equal to 20% of the total award amount provided to the  
994 eligible professional.

995 ~~[(5) The department shall seek and consider the recommendations of the Utah Health  
996 Care Workforce Financial Assistance Program Advisory Committee created under Section  
997 26B-1-419 as it develops and modifies rules to administer the program.]~~

998 ~~[(6)]~~ (5) Funding for the program:

999 (a) shall be a line item within the appropriations act;

1000 (b) shall be nonlapsing unless designated otherwise by the Legislature; and

1001 (c) may be used to cover administrative costs of the program~~[, including  
1002 reimbursement expenses of the Utah Health Care Workforce Financial Assistance Program  
1003 Advisory Committee created under Section 26B-1-419].~~

1004 ~~[(7)]~~ (6) Refunds for loan repayment assistance, penalties for breach of contract, and  
1005 other payments to the program are dedicated credits to the program.

1006 ~~[(8)]~~ (7) The department shall prepare an annual report on the revenues, expenditures,  
1007 and outcomes of the program.

1008 Section 15. Section **26B-8-231** is amended to read:

1009 **26B-8-231. Overdose fatality examiner.**

1010 (1) Within funds appropriated by the Legislature, the department shall provide  
1011 compensation, at a standard rate determined by the department, to an overdose fatality  
1012 examiner.

1013 (2) The overdose fatality examiner shall:

1014 (a) work with the medical examiner to compile data regarding overdose and opioid  
1015 related deaths, including:

1016 (i) toxicology information;

1017 (ii) demographics; and

- 1018 (iii) the source of opioids or drugs;
- 1019 (b) as relatives of the deceased are willing, gather information from relatives of the
- 1020 deceased regarding the circumstances of the decedent's death;
- 1021 (c) maintain a database of information described in Subsections (2)(a) and (b);
- 1022 (d) coordinate no less than monthly with the suicide prevention coordinator described
- 1023 in Section [26B-5-611](#); and
- 1024 (e) coordinate no less than quarterly with the [~~Opioid and Overdose Fatality Review~~
- 1025 ~~Committee~~] Controlled Substances Scheduling and Opioid Fatality Advisory Committee
- 1026 created in Section [26B-1-403](#).

1027 Section 16. Section **35A-4-502** is amended to read:

1028 **35A-4-502. Administration of Employment Security Act.**

- 1029 (1) (a) The department shall administer this chapter through the division.
- 1030 (b) The department may make, amend, or rescind any rules and special orders
- 1031 necessary for the administration of this chapter.
- 1032 (c) The division may:
  - 1033 (i) employ persons;
  - 1034 (ii) make expenditures;
  - 1035 (iii) require reports;
  - 1036 (iv) make investigations;
  - 1037 (v) make audits of any or all funds provided for under this chapter when necessary; and
  - 1038 (vi) take any other action it considers necessary or suitable to that end.
- 1039 (d) No later than the first day of October of each year, the department shall submit to
- 1040 the governor a report covering the administration and operation of this chapter during the
- 1041 preceding calendar year and shall make any recommendations for amendments to this chapter
- 1042 as the department considers proper.
- 1043 (e) (i) The report required under Subsection (1)(d) shall include a balance sheet of the
- 1044 money in the fund in which there shall be provided, if possible, a reserve against liability in
- 1045 future years to pay benefits in excess of the then current contributions, which reserve shall be
- 1046 set up by the division in accordance with accepted actuarial principles on the basis of statistics
- 1047 of employment, business activity, and other relevant factors for the longest possible period.
- 1048 (ii) Whenever the department believes that a change in contribution or benefit rates

1049 will become necessary to protect the solvency of the fund, it shall promptly inform the  
1050 governor and the Legislature and make appropriate recommendations.

1051 (2) (a) The department may make, amend, or rescind rules in accordance with Title  
1052 63G, Chapter 3, Utah Administrative Rulemaking Act.

1053 (b) The director of the division or the director's designee may adopt, amend, or rescind  
1054 special orders after appropriate notice and opportunity to be heard. Special orders become  
1055 effective 10 days after notification or mailing to the last-known address of the individuals or  
1056 concerns affected thereby.

1057 (3) The director of the division or the director's designee shall cause to be printed for  
1058 distribution to the public:

1059 (a) the text of this chapter;

1060 (b) the department's rules pertaining to this chapter;

1061 (c) the department's annual reports to the governor required by Subsection (1)(e); and

1062 (d) any other material the director of the division or the director's designee considers  
1063 relevant and suitable and shall furnish them to any person upon application.

1064 (4) (a) The division may delegate to any person so appointed the power and authority it  
1065 considers reasonable and proper for the effective administration of this chapter and may bond  
1066 any person handling money or signing checks under this authority.

1067 (b) The department may, when permissible under federal and state law, make  
1068 arrangements to voluntarily elect coverage under the United States Civil Service Retirement  
1069 System or a comparable private retirement plan with respect to past as well as future services of  
1070 individuals employed under this chapter who:

1071 (i) were hired prior to October 1, 1980; and

1072 (ii) have been retained by the department without significant interruption in the  
1073 employees' services for the department.

1074 (c) An employee of the department who no longer may participate in a federal or other  
1075 retirement system as a result of a change in status or appropriation under this chapter may  
1076 purchase credit with the employee's assets from the federal or other retirement system in which  
1077 the employee may no longer participate in a retirement system created under:

1078 (i) Title 49, Chapter 13, Public Employees' Noncontributory Retirement Act for a  
1079 purchase made under this Subsection (4)(c) by an employee eligible for service credit under

1080 Title 49, Chapter 13, Public Employees' Noncontributory Retirement Act; or  
1081 (ii) Title 49, Chapter 22, New Public Employees' Tier II Contributory Retirement Act,  
1082 for a purchase made under this Subsection (4)(c) by an employee eligible for service credit  
1083 under Title 49, Chapter 22, New Public Employees' Tier II Contributory Retirement Act.  
1084 (5) There is created an Employment Advisory Council composed of the members listed  
1085 in Subsections (5)(a) and (b).  
1086 (a) The executive director shall appoint:  
1087 (i) not less than [~~five~~] three employer representatives chosen from individuals  
1088 recommended by employers, employer associations, or employer groups;  
1089 (ii) not less than [~~five~~] three employee representatives chosen from individuals  
1090 recommended by employees, employee associations, or employee groups; and  
1091 (iii) [~~five~~] three public representatives chosen at large.  
1092 (b) The executive director or the executive director's designee shall serve as a  
1093 nonvoting member of the council.  
1094 (c) The employee representatives shall include both union and nonunion employees  
1095 who fairly represent the percentage in the labor force of the state.  
1096 (d) Employers and employees shall consider nominating members of groups who  
1097 historically may have been excluded from the council, such as women, minorities, and  
1098 individuals with disabilities.  
1099 (e) (i) Except as required by Subsection (5)(e)(ii), as terms of current council members  
1100 expire, the executive director shall appoint each new member or reappointed member to a  
1101 four-year term.  
1102 (ii) Notwithstanding the requirements of Subsection (5)(e)(i), the executive director  
1103 shall, at the time of appointment or reappointment, adjust the length of terms to ensure that the  
1104 terms of council members are staggered so that approximately half of the council is appointed  
1105 every two years.  
1106 (f) When a vacancy occurs in the membership for any reason, the replacement shall be  
1107 appointed for the unexpired term.  
1108 (g) The executive director shall terminate the term of any council member who ceases  
1109 to be representative as designated by the council member's original appointment.  
1110 (h) The council shall advise the department and the Legislature in formulating policies

- 1111 and discussing problems related to the administration of this chapter including:
- 1112 (i) reducing and preventing unemployment;
- 1113 (ii) encouraging the adoption of practical methods of vocational training, retraining,
- 1114 and vocational guidance;
- 1115 (iii) monitoring the implementation of the Wagner-Peyser Act;
- 1116 (iv) promoting the creation and development of job opportunities and the
- 1117 reemployment of unemployed workers throughout the state in every possible way; and
- 1118 (v) appraising the industrial potential of the state.
- 1119 (i) The council shall assure impartiality and freedom from political influence in the
- 1120 solution of the problems listed in Subsection (5)(h).
- 1121 (j) The executive director or the executive director's designee shall serve as chair of the
- 1122 council and call the necessary meetings.
- 1123 (k) A member may not receive compensation or benefits for the member's service, but
- 1124 may receive per diem and travel expenses in accordance with:
- 1125 (i) Section [63A-3-106](#);
- 1126 (ii) Section [63A-3-107](#); and
- 1127 (iii) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and
- 1128 [63A-3-107](#).
- 1129 (l) The department shall provide staff support to the council.
- 1130 (6) In the discharge of the duties imposed by this chapter, the division director or the
- 1131 director's designee as designated by department rule, may in connection with a disputed matter
- 1132 or the administration of this chapter:
- 1133 (a) administer oaths and affirmations;
- 1134 (b) take depositions;
- 1135 (c) certify to official acts; and
- 1136 (d) issue subpoenas to compel the attendance of witnesses and the production of books,
- 1137 papers, correspondence, memoranda, and other records necessary as evidence.
- 1138 (7) (a) In case of contumacy by or refusal to obey a subpoena issued to any person, any
- 1139 court of this state within the jurisdiction of which the inquiry is carried on or within the
- 1140 jurisdiction of which the person guilty of contumacy or refusal to obey is found or resides or
- 1141 transacts business, upon application by the director of the division or the director's designee

1142 shall have jurisdiction to issue to that person an order requiring the person to appear before the  
1143 director or the director's designee to produce evidence, if so ordered, or give testimony  
1144 regarding the matter under investigation or in question. Any failure to obey that order of the  
1145 court may be punished by the court as contempt.

1146 (b) Any person who, without just cause, fails or refuses to attend and testify or to  
1147 answer any lawful inquiry or to produce books, papers, correspondence, memoranda, and other  
1148 records, if it is in that person's power to do so, in obedience to a subpoena of the director or the  
1149 director's designee shall be punished as provided in Subsection 35A-1-301(1)(b). Each day the  
1150 violation continues is a separate offense.

1151 (c) In the event a witness asserts a privilege against self-incrimination, testimony and  
1152 evidence from the witness may be compelled pursuant to Title 77, Chapter 22b, Grants of  
1153 Immunity.

1154 (8) (a) In the administration of this chapter, the division shall cooperate with the United  
1155 States Department of Labor to the fullest extent consistent with the provisions of this chapter  
1156 and shall take action, through the adoption of appropriate rules by the department and  
1157 administrative methods and standards, as necessary to secure to this state and its citizens all  
1158 advantages available under the provisions of:

- 1159 (i) the Social Security Act that relate to unemployment compensation;  
1160 (ii) the Federal Unemployment Tax Act; and  
1161 (iii) the Federal-State Extended Unemployment Compensation Act of 1970.

1162 (b) In the administration of Section 35A-4-402, which is enacted to conform with the  
1163 requirements of the Federal-State Extended Unemployment Compensation Act of 1970, 26  
1164 U.S.C. Sec. 3304, the division shall take any action necessary to ensure that the section is  
1165 interpreted and applied to meet the requirements of the federal act, as interpreted by the United  
1166 States Department of Labor and to secure to this state the full reimbursement of the federal  
1167 share of extended and regular benefits paid under this chapter that are reimbursable under the  
1168 federal act.

1169 Section 17. Section 36-12-23 is amended to read:

1170 **36-12-23. Legislative committees -- Staffing.**

1171 As used in this section:

1172 (1) "Chair" means a presiding officer or a co-presiding officer of a legislative

1173 committee.

1174 (2) "Committee" means a standing committee, interim committee, subcommittee,  
1175 special committee, authority, commission, council, task force, panel, or board in which  
1176 legislative participation is required by law or legislative rule.

1177 (3) "Legislative committee" means a committee:

1178 (a) formed by the Legislature to study or oversee subjects of legislative concern; and

1179 (b) that is required by law or legislative rule to have a chair who is a legislator.

1180 (4) "Legislator" means a member of either house of the Legislature.

1181 (5) "Professional legislative office" means the Office of Legislative Research and  
1182 General Counsel, the Office of the Legislative Fiscal Analyst, or the Office of the Legislative  
1183 Auditor General.

1184 (6) (a) Except as provided in Subsection (7), a professional legislative office shall  
1185 provide staff support to a legislative committee.

1186 (b) If a law or legislative rule does not designate which particular professional  
1187 legislative office shall provide staff support to a legislative committee, that office shall be the  
1188 Office of Legislative Research and General Counsel.

1189 (7) This section does not apply to:

1190 (a) the Point of the Mountain State Land Authority created in Section [11-59-201](#);

1191 (b) the Utah Broadband Center Advisory Commission created in Section [36-29-109](#);

1192 (c) the Blockchain and Digital Innovation Task Force created in Section [36-29-110](#);

1193 (d) the ~~[Criminal Justice]~~ Public Safety Data Management Task Force created in  
1194 Section [36-29-111](#);

1195 (e) the Constitutional Defense Council created in Section [63C-4a-202](#);

1196 (f) the Women in the Economy Subcommittee created in Section [63N-1b-402](#);

1197 (g) the House Ethics Committee established under Legislative Joint Rule [JR6-2-101](#); or

1198 (h) the Senate Ethics Committee established under Legislative Joint Rule [JR6-2-101](#).

1199 Section 18. Section [36-29-111](#) is amended to read:

1200 **[36-29-111. Public Safety Data Management Task Force.](#)**

1201 (1) As used in this section~~[, "task force"]~~:

1202 (a) "Cohabitant abuse protective order" means an order issued with or without notice to  
1203 the respondent in accordance with Title 78B, Chapter 7, Part 6, Cohabitant Abuse Protective

1204 Orders.

1205 (b) "Lethality assessment" means an evidence-based assessment that is intended to  
1206 identify a victim of domestic violence who is at a high risk of being killed by the perpetrator.

1207 (c) "Task force" means the [~~Criminal Justice~~] Public Safety Data Management Task  
1208 Force created in this section.

1209 (d) "Victim" means an individual who is a victim of domestic violence, as defined in  
1210 Section 77-36-1.

1211 (2) There is created the [~~Criminal Justice~~] Public Safety Data Management Task Force  
1212 consisting of the following members:

1213 (a) three members of the Senate appointed by the president of the Senate, no more than  
1214 two of whom may be from the same political party;

1215 (b) three members of the House of Representatives appointed by the speaker of the  
1216 House of Representatives, no more than two of whom may be from the same political party;  
1217 and

1218 (c) representatives from the following organizations as requested by the executive  
1219 director of the State Commission on Criminal and Juvenile Justice:

1220 (i) the State Commission on Criminal and Juvenile Justice;

1221 [~~(ii) the Office of the Utah Attorney General;~~]

1222 [~~(iii)~~] (ii) the Judicial Council;

1223 [~~(iv)~~] (iii) the Statewide Association of Prosecutors;

1224 [~~(v)~~] (iv) the Department of Corrections;

1225 [~~(vi)~~] (v) the Department of Public Safety;

1226 [~~(vii) the Utah League of Cities and Towns;~~]

1227 [~~(viii)~~] (vi) the Utah Association of Counties;

1228 [~~(ix)~~] (vii) the Utah Chiefs of Police Association;

1229 [~~(x)~~] (viii) the Utah Sheriffs Association;

1230 [~~(xi)~~] (ix) the Board of Pardons and Parole;

1231 (x) the Department of Health and Human Services;

1232 (xi) the Utah Division of Indian Affairs; and

1233 [~~(xii) a representative from a bail bond agency; and~~]

1234 [~~(xiii)~~] (xii) any other organizations or groups as recommended by the executive



1235 director of the Commission on Criminal and Juvenile Justice.

1236 (3) (a) The president of the Senate shall designate a member of the Senate appointed  
1237 under Subsection (2)(a) as a cochair of the task force.

1238 (b) The speaker of the House of Representatives shall designate a member of the House  
1239 of Representatives appointed under Subsection (2)(b) as a cochair of the task force.

1240 (4) (a) A majority of the members of the task force present at a meeting constitutes a  
1241 quorum.

1242 (b) The action of a majority of a quorum constitutes an action of the task force.

1243 (5) (a) Salaries and expenses of the members of the task force who are legislators shall  
1244 be paid in accordance with Section 36-2-2 and Legislative Joint Rules, Title 5, Chapter 3,  
1245 Legislator Compensation.

1246 (b) A member of the task force who is not a legislator:

1247 (i) may not receive compensation for the member's work associated with the task force;  
1248 and

1249 (ii) may receive per diem and reimbursement for travel expenses incurred as a member  
1250 of the task force at the rates established by the Division of Finance under Sections 63A-3-106  
1251 and 63A-3-107.

1252 (6) The State Commission on Criminal and Juvenile Justice shall provide staff support  
1253 to the task force.

1254 (7) The task force shall review the state's current criminal justice data collection  
1255 requirements and make recommendations regarding:

1256 (a) possible ways to connect the various records systems used throughout the state so  
1257 that data can be shared between criminal justice agencies and with policymakers;

1258 (b) ways to automate the collection, storage, and dissemination of the data;

1259 (c) standardizing the format of data collection and retention; ~~and~~

1260 (d) the collection of domestic violence data in the state; and

1261 ~~[(d)]~~ (e) the collection of data not already required related to criminal justice.

1262 ~~[(8) On or before November 30 of each year that the task force is in effect, the task  
1263 force shall provide a report, including any proposed legislation, to:]~~

1264 ~~[(a) the Law Enforcement and Criminal Justice Interim Committee; and]~~

1265 ~~[(b) the Legislative Management Committee.]~~

1266 ~~[(9) The task force is repealed July 1, 2025.]~~  
1267 (8) On or before November 30 of each year, the task force shall provide a report to the  
1268 Law Enforcement and Criminal Justice Interim Committee and the Legislative Management  
1269 Committee that includes:  
1270 (a) recommendations in accordance with Subsection (7)(a);  
1271 (b) information on:  
1272 (i) lethality assessments conducted in the state, including:  
1273 (A) the type of lethality assessments used by law enforcement agencies and other  
1274 organizations that provide domestic violence services; and  
1275 (B) training and protocols implemented by law enforcement agencies and the  
1276 organizations described in Subsection (8)(b)(i)(A) regarding the use of lethality assessments;  
1277 (ii) the data collection efforts implemented by law enforcement agencies and the  
1278 organizations described in Subsection (8)(b)(i)(A);  
1279 (iii) the number of cohabitant abuse protective orders that, in the immediately  
1280 preceding calendar year, were:  
1281 (A) issued;  
1282 (B) amended or dismissed before the date of expiration; or  
1283 (C) dismissed under Section [78B-7-605](#); and  
1284 (iv) the prevalence of domestic violence in the state and the prevalence of the  
1285 following in domestic violence cases:  
1286 (A) stalking;  
1287 (B) strangulation;  
1288 (C) violence in the presence of a child; and  
1289 (D) threats of suicide or homicide;  
1290 (c) a review of and feedback on:  
1291 (i) lethality assessment training and protocols implemented by law enforcement  
1292 agencies and the organizations described in Subsection (8)(b)(i)(A); and  
1293 (ii) the collection of domestic violence data in the state, including:  
1294 (A) the coordination between state, local, and not-for-profit agencies to collect data  
1295 from lethality assessments and on the prevalence of domestic violence, including the number of  
1296 voluntary commitments of firearms under Section [53-5c-201](#);

1297 (B) efforts to standardize the format for collecting domestic violence and lethality  
1298 assessment data from state, local, and not-for-profit agencies within federal confidentiality  
1299 requirements; and

1300 (C) the need for any additional data collection requirements or efforts; and

1301 (d) any proposed legislation.

1302 Section 19. Section **52-4-205** is amended to read:

1303 **52-4-205. Purposes of closed meetings -- Certain issues prohibited in closed**  
1304 **meetings.**

1305 (1) A closed meeting described under Section **52-4-204** may only be held for:

1306 (a) except as provided in Subsection (3), discussion of the character, professional  
1307 competence, or physical or mental health of an individual;

1308 (b) strategy sessions to discuss collective bargaining;

1309 (c) strategy sessions to discuss pending or reasonably imminent litigation;

1310 (d) strategy sessions to discuss the purchase, exchange, or lease of real property,

1311 including any form of a water right or water shares, or to discuss a proposed development

1312 agreement, project proposal, or financing proposal related to the development of land owned by

1313 the state, if public discussion would:

1314 (i) disclose the appraisal or estimated value of the property under consideration; or

1315 (ii) prevent the public body from completing the transaction on the best possible terms;

1316 (e) strategy sessions to discuss the sale of real property, including any form of a water

1317 right or water shares, if:

1318 (i) public discussion of the transaction would:

1319 (A) disclose the appraisal or estimated value of the property under consideration; or

1320 (B) prevent the public body from completing the transaction on the best possible terms;

1321 (ii) the public body previously gave public notice that the property would be offered for

1322 sale; and

1323 (iii) the terms of the sale are publicly disclosed before the public body approves the

1324 sale;

1325 (f) discussion regarding deployment of security personnel, devices, or systems;

1326 (g) investigative proceedings regarding allegations of criminal misconduct;

1327 (h) as relates to the Independent Legislative Ethics Commission, conducting business

1328 relating to the receipt or review of ethics complaints;

1329 (i) as relates to an ethics committee of the Legislature, a purpose permitted under  
1330 Subsection [52-4-204\(1\)\(a\)\(iii\)\(C\)](#);

1331 (j) as relates to the Independent Executive Branch Ethics Commission created in  
1332 Section [63A-14-202](#), conducting business relating to an ethics complaint;

1333 (k) as relates to a county legislative body, discussing commercial information as  
1334 defined in Section [59-1-404](#);

1335 (l) as relates to the Utah Higher Education Savings Board of Trustees and its appointed  
1336 board of directors, discussing fiduciary or commercial information;

1337 (m) deliberations, not including any information gathering activities, of a public body  
1338 acting in the capacity of:

1339 (i) an evaluation committee under Title 63G, Chapter 6a, Utah Procurement Code,  
1340 during the process of evaluating responses to a solicitation, as defined in Section [63G-6a-103](#);

1341 (ii) a protest officer, defined in Section [63G-6a-103](#), during the process of making a  
1342 decision on a protest under Title 63G, Chapter 6a, Part 16, Protests; or

1343 (iii) a procurement appeals panel under Title 63G, Chapter 6a, Utah Procurement  
1344 Code, during the process of deciding an appeal under Title 63G, Chapter 6a, Part 17,  
1345 Procurement Appeals Board;

1346 (n) the purpose of considering information that is designated as a trade secret, as  
1347 defined in Section [13-24-2](#), if the public body's consideration of the information is necessary to  
1348 properly conduct a procurement under Title 63G, Chapter 6a, Utah Procurement Code;

1349 (o) the purpose of discussing information provided to the public body during the  
1350 procurement process under Title 63G, Chapter 6a, Utah Procurement Code, if, at the time of  
1351 the meeting:

1352 (i) the information may not, under Title 63G, Chapter 6a, Utah Procurement Code, be  
1353 disclosed to a member of the public or to a participant in the procurement process; and

1354 (ii) the public body needs to review or discuss the information to properly fulfill its  
1355 role and responsibilities in the procurement process;

1356 (p) as relates to the governing board of a governmental nonprofit corporation, as that  
1357 term is defined in Section [11-13a-102](#), the purpose of discussing information that is designated  
1358 as a trade secret, as that term is defined in Section [13-24-2](#), if:

1359 (i) public knowledge of the discussion would reasonably be expected to result in injury  
1360 to the owner of the trade secret; and

1361 (ii) discussion of the information is necessary for the governing board to properly  
1362 discharge the board's duties and conduct the board's business;

1363 (q) as it relates to the Cannabis Production Establishment Licensing Advisory Board,  
1364 to review confidential information regarding violations and security requirements in relation to  
1365 the operation of cannabis production establishments;

1366 (r) considering a loan application, if public discussion of the loan application would  
1367 disclose:

1368 (i) nonpublic personal financial information; or

1369 (ii) a nonpublic trade secret, as defined in Section 13-24-2, or nonpublic business  
1370 financial information the disclosure of which would reasonably be expected to result in unfair  
1371 competitive injury to the person submitting the information;

1372 (s) a discussion of the board of the Point of the Mountain State Land Authority, created  
1373 in Section 11-59-201, regarding a potential tenant of point of the mountain state land, as  
1374 defined in Section 11-59-102; or

1375 (t) a purpose for which a meeting is required to be closed under Subsection (2).

1376 (2) The following meetings shall be closed:

1377 (a) a meeting of the Health and Human Services Interim Committee to review a report  
1378 described in Subsection 26B-1-506(1)(a), and the responses to the report described in  
1379 Subsections 26B-1-506(2) and (4);

1380 (b) a meeting of the Child Welfare Legislative Oversight Panel to:

1381 (i) review a report described in Subsection 26B-1-506(1)(a), and the responses to the  
1382 report described in Subsections 26B-1-506(2) and (4); or

1383 (ii) review and discuss an individual case, as described in Subsection 36-33-103(2);

1384 (c) a meeting of the [~~Opioid and Overdose Fatality Review Committee~~] Controlled  
1385 Substances Scheduling and Opioid Fatality Advisory Committee, created in Section  
1386 26B-1-403, to review and discuss an individual case, as described in Subsection  
1387 [~~26B-1-403(10)~~] 26B-1-403(23);

1388 (d) a meeting of a conservation district as defined in Section 17D-3-102 for the  
1389 purpose of advising the Natural Resource Conservation Service of the United States

1390 Department of Agriculture on a farm improvement project if the discussed information is  
1391 protected information under federal law;

1392 (e) a meeting of the Compassionate Use Board established in Section 26B-1-421 for  
1393 the purpose of reviewing petitions for a medical cannabis card in accordance with Section  
1394 26B-1-421;

1395 (f) a meeting of the Colorado River Authority of Utah if:

1396 (i) the purpose of the meeting is to discuss an interstate claim to the use of the water in  
1397 the Colorado River system; and

1398 (ii) failing to close the meeting would:

1399 (A) reveal the contents of a record classified as protected under Subsection  
1400 63G-2-305(82);

1401 (B) reveal a legal strategy relating to the state's claim to the use of the water in the  
1402 Colorado River system;

1403 (C) harm the ability of the Colorado River Authority of Utah or river commissioner to  
1404 negotiate the best terms and conditions regarding the use of water in the Colorado River  
1405 system; or

1406 (D) give an advantage to another state or to the federal government in negotiations  
1407 regarding the use of water in the Colorado River system;

1408 (g) a meeting of the General Regulatory Sandbox Program Advisory Committee if:

1409 (i) the purpose of the meeting is to discuss an application for participation in the  
1410 regulatory sandbox as defined in Section 63N-16-102; and

1411 (ii) failing to close the meeting would reveal the contents of a record classified as  
1412 protected under Subsection 63G-2-305(83);

1413 (h) a meeting of a project entity if:

1414 (i) the purpose of the meeting is to conduct a strategy session to discuss market  
1415 conditions relevant to a business decision regarding the value of a project entity asset if the  
1416 terms of the business decision are publicly disclosed before the decision is finalized and a  
1417 public discussion would:

1418 (A) disclose the appraisal or estimated value of the project entity asset under  
1419 consideration; or

1420 (B) prevent the project entity from completing on the best possible terms a

1421 contemplated transaction concerning the project entity asset;

1422 (ii) the purpose of the meeting is to discuss a record, the disclosure of which could  
1423 cause commercial injury to, or confer a competitive advantage upon a potential or actual  
1424 competitor of, the project entity;

1425 (iii) the purpose of the meeting is to discuss a business decision, the disclosure of  
1426 which could cause commercial injury to, or confer a competitive advantage upon a potential or  
1427 actual competitor of, the project entity; or

1428 (iv) failing to close the meeting would prevent the project entity from getting the best  
1429 price on the market; and

1430 (i) a meeting of the School Activity Eligibility Commission, described in Section  
1431 [53G-6-1003](#), if the commission is in effect in accordance with Section [53G-6-1002](#), to  
1432 consider, discuss, or determine, in accordance with Section [53G-6-1004](#), an individual student's  
1433 eligibility to participate in an interscholastic activity, as that term is defined in Section  
1434 [53G-6-1001](#), including the commission's determinative vote on the student's eligibility.

1435 (3) In a closed meeting, a public body may not:

1436 (a) interview a person applying to fill an elected position;

1437 (b) discuss filling a midterm vacancy or temporary absence governed by Title 20A,  
1438 Chapter 1, Part 5, Candidate Vacancy and Vacancy and Temporary Absence in Elected Office;  
1439 or

1440 (c) discuss the character, professional competence, or physical or mental health of the  
1441 person whose name was submitted for consideration to fill a midterm vacancy or temporary  
1442 absence governed by Title 20A, Chapter 1, Part 5, Candidate Vacancy and Vacancy and  
1443 Temporary Absence in Elected Office.

1444 Section 20. Section **53-1-104 (Effective 07/01/24)** is amended to read:

1445 **53-1-104 (Effective 07/01/24). Boards, bureaus, councils, divisions, and offices.**

1446 (1) The following are the policymaking boards and committees within the department:

1447 (a) the [~~State~~] Trauma System and Emergency Medical Services Committee created in  
1448 Section [53-2d-104](#);

1449 (b) the Air Ambulance Committee created in Section [53-2d-107](#);

1450 (c) the Driver License Medical Advisory Board, created in Section [53-3-303](#);

1451 (d) the Concealed Firearm Review Board, created in Section [53-5-703](#);

- 1452 (e) the Utah Fire Prevention Board, created in Section 53-7-203; and  
1453 (f) the Liquified Petroleum Gas Board, created in Section 53-7-304~~[-and]~~.  
1454 ~~[(g) the Private Investigator Hearing and Licensure Board, created in Section~~  
1455 ~~53-9-104.]~~
- 1456 (2) The Peace Officer Standards and Training Council, created in Section 53-6-106, is  
1457 within the department.
- 1458 (3) The following are the divisions within the department:
- 1459 (a) the Administrative Services Division, created in Section 53-1-203;  
1460 (b) the Management Information Services Division, created in Section 53-1-303;  
1461 (c) the Division of Emergency Management, created in Section 53-2a-103;  
1462 (d) the Driver License Division, created in Section 53-3-103;  
1463 (e) the Criminal Investigations and Technical Services Division, created in Section  
1464 53-10-103;
- 1465 (f) the Peace Officer Standards and Training Division, created in Section 53-6-103;  
1466 (g) the State Fire Marshal Division, created in Section 53-7-103; and  
1467 (h) the Utah Highway Patrol Division, created in Section 53-8-103.
- 1468 (4) The Office of Executive Protection is created in Section 53-1-112.
- 1469 (5) The following are the bureaus within the department:
- 1470 (a) the Bureau of Emergency Medical Services, created in Section 53-2d-102;  
1471 (b) the Bureau of Criminal Identification, created in Section 53-10-201;  
1472 (c) the State Bureau of Investigation, created in Section 53-10-301;  
1473 (d) the Bureau of Forensic Services, created in Section 53-10-401; and  
1474 (e) the Bureau of Communications, created in Section 53-10-501.
- 1475 Section 21. Section 53-1-106 is amended to read:
- 1476 **53-1-106. Department duties -- Powers.**
- 1477 (1) In addition to the responsibilities contained in this title, the department shall:
- 1478 (a) make rules and perform the functions specified in Title 41, Chapter 6a, Traffic  
1479 Code, including:
- 1480 (i) setting performance standards for towing companies to be used by the department,  
1481 as required by Section 41-6a-1406; and  
1482 (ii) advising the Department of Transportation regarding the safe design and operation



1483 of school buses, as required by Section [41-6a-1304](#);

1484 (b) make rules to establish and clarify standards pertaining to the curriculum and  
1485 teaching methods of a motor vehicle accident prevention course under Section [31A-19a-211](#);

1486 (c) aid in enforcement efforts to combat drug trafficking;

1487 (d) meet with the Division of Technology Services to formulate contracts, establish  
1488 priorities, and develop funding mechanisms for dispatch and telecommunications operations;

1489 (e) provide assistance to the [~~Crime Victim Reparations Board~~] Commission on  
1490 Criminal and Juvenile Justice and the Utah Office for Victims of Crime in conducting research  
1491 or monitoring victims' programs, as required by Section [~~63M-7-505~~] [63M-7-507](#);

1492 (f) develop sexual assault exam protocol standards in conjunction with the Utah  
1493 Hospital Association;

1494 (g) engage in emergency planning activities, including preparation of policy and  
1495 procedure and rulemaking necessary for implementation of the federal Emergency Planning  
1496 and Community Right to Know Act of 1986, as required by Section [53-2a-702](#);

1497 (h) implement the provisions of Section [53-2a-402](#), the Emergency Management  
1498 Assistance Compact;

1499 (i) ensure that any training or certification required of a public official or public  
1500 employee, as those terms are defined in Section [63G-22-102](#), complies with Title 63G, Chapter  
1501 22, State Training and Certification Requirements, if the training or certification is required:

1502 (i) under this title;

1503 (ii) by the department; or

1504 (iii) by an agency or division within the department;

1505 (j) employ a law enforcement officer as a public safety liaison to be housed at the State  
1506 Board of Education who shall work with the State Board of Education to:

1507 (i) support training with relevant state agencies for school resource officers as  
1508 described in Section [53G-8-702](#);

1509 (ii) coordinate the creation of model policies and memorandums of understanding for a  
1510 local education agency and a local law enforcement agency; and

1511 (iii) ensure cooperation between relevant state agencies, a local education agency, and  
1512 a local law enforcement agency to foster compliance with disciplinary related statutory  
1513 provisions, including Sections [53E-3-516](#) and [53G-8-211](#);

1514 (k) provide for the security and protection of public officials, public officials' staff, and  
1515 the capitol hill complex in accordance with the provisions of this part; and

1516 (l) fulfill the duties described in Sections [77-36-2.1](#) and [78B-7-120](#) related to lethality  
1517 assessments.

1518 (2) (a) The department shall establish a schedule of fees as required or allowed in this  
1519 title for services provided by the department.

1520 (b) All fees not established in statute shall be established in accordance with Section  
1521 [63J-1-504](#).

1522 (3) The department may establish or contract for the establishment of an Organ  
1523 Procurement Donor Registry in accordance with Section [26B-8-319](#).

1524 Section 22. Section **53-2a-105** is amended to read:

1525 **53-2a-105. Emergency Management Administration Council created -- Function**  
1526 **-- Composition -- Expenses.**

1527 (1) There is created the Emergency Management Administration Council to:

1528 (a) provide advice and coordination for state and local government agencies on  
1529 government emergency prevention, mitigation, preparedness, response, and recovery actions  
1530 and activities[-];

1531 (b) review the progress and status of the statewide mutual aid system as defined in  
1532 Section [53-2a-302](#);

1533 (c) assist in developing methods to track and evaluate activation of the statewide  
1534 mutual aid system; and

1535 (d) examine issues facing participating political subdivisions, as defined in Section  
1536 [53-2a-302](#), regarding implementation of the statewide mutual aid system.

1537 (2) The council shall develop comprehensive guidelines and procedures that address  
1538 the operation of the statewide mutual aid system, including:

1539 (a) projected or anticipated costs of responding to emergencies;

1540 (b) checklists for requesting and providing assistance;

1541 (c) record keeping for participating political subdivisions;

1542 (d) reimbursement procedures and other necessary implementation elements and  
1543 necessary forms for requests; and

1544 (e) other records documenting deployment and return of assets.

1545           (3) The council may prepare an annual report on the condition and effectiveness of the  
1546 statewide mutual aid system, make recommendations for correcting any deficiencies, and  
1547 submit the report to the Political Subdivisions Interim Committee.

1548           ~~[(2)]~~ (4) The council shall meet at the call of the chair, but at least semiannually.

1549           ~~[(3)]~~ (5) The council shall be made up of the:

1550           (a) lieutenant governor, or the lieutenant governor's designee;

1551           (b) attorney general, or the attorney general's designee;

1552           (c) heads of the following state agencies, or their designees:

1553           (i) Department of Public Safety;

1554           (ii) Division of Emergency Management;

1555           (iii) Department of Transportation;

1556           (iv) Department of Health;

1557           (v) Department of Environmental Quality;

1558           (vi) Department of Workforce Services;

1559           (vii) Department of Natural Resources;

1560           (viii) Department of Agriculture and Food;

1561           (ix) Division of Technology Services; and

1562           (x) Division of Indian Affairs;

1563           (d) adjutant general of the National Guard or the adjutant general's designee;

1564           (e) statewide interoperability coordinator of the Utah Communications Authority or the  
1565 coordinator's designee;

1566           (f) two representatives with expertise in emergency management appointed by the Utah  
1567 League of Cities and Towns;

1568           (g) two representatives with expertise in emergency management appointed by the  
1569 Utah Association of Counties;

1570           (h) up to four additional members with expertise in emergency management, critical  
1571 infrastructure, or key resources as these terms are defined under ~~[6 U.S. Code Section 101]~~ 6  
1572 U.S.C. Sec. 101 appointed from the private sector, by the co-chairs of the council;

1573           (i) two representatives appointed by the Utah Emergency Management Association;

1574           (j) one representative from the Urban Area Working Group, appointed by the council  
1575 co-chairs;

1576 (k) one representative from education, appointed by the council co-chairs; and  
1577 (l) one representative from a volunteer or faith-based organization, appointed by the  
1578 council co-chairs.

1579 ~~[(4)]~~ (6) The commissioner and the lieutenant governor shall serve as co-chairs of the  
1580 council.

1581 ~~[(5)]~~ (7) A member may not receive compensation or benefits for the member's service,  
1582 but may receive per diem and travel expenses in accordance with:

1583 (a) Section 63A-3-106;

1584 (b) Section 63A-3-107; and

1585 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and  
1586 63A-3-107.

1587 ~~[(6)]~~ (8) The council shall coordinate with existing emergency management related  
1588 entities including:

1589 (a) the Emergency Management Regional Committees established by the Department  
1590 of Public Safety; and

1591 ~~[(b) the Statewide Mutual Aid Committee established under Section 53-2a-303; and]~~

1592 ~~[(c)]~~ (b) the Hazardous Chemical Emergency Response Commission designated under  
1593 Section 53-2a-703.

1594 ~~[(7)]~~ (9) The council may appoint additional members or establish other committees  
1595 and task forces as determined necessary by the council to carry out the duties of the council.

1596 Section 23. Section 53-2d-101 (Effective 07/01/24) is amended to read:

1597 **53-2d-101 (Effective 07/01/24). Definitions.**

1598 As used in this chapter:

1599 (1) (a) "911 ambulance or paramedic services" means:

1600 (i) either:

1601 (A) 911 ambulance service;

1602 (B) 911 paramedic service; or

1603 (C) both 911 ambulance and paramedic service; and

1604 (ii) a response to a 911 call received by a designated dispatch center that receives 911  
1605 or E911 calls.

1606 (b) "911 ambulance or paramedic services" does not mean a seven or 10 digit

1607 telephone call received directly by an ambulance provider licensed under this chapter.

1608 (2) "Account" means the Automatic External Defibrillator Restricted Account, created  
1609 in Section 53-2d-809.

1610 (3) "Ambulance" means a ground, air, or water vehicle that:

1611 (a) transports patients and is used to provide emergency medical services; and

1612 (b) is required to obtain a permit under Section 53-2d-404 to operate in the state.

1613 (4) "Ambulance provider" means an emergency medical service provider that:

1614 (a) transports and provides emergency medical care to patients; and

1615 (b) is required to obtain a license under Part 5, Ambulance and Paramedic Providers.

1616 (5) "Automatic external defibrillator" or "AED" means an automated or automatic  
1617 computerized medical device that:

1618 (a) has received pre-market notification approval from the United States Food and  
1619 Drug Administration, pursuant to 21 U.S.C. Sec. 360(k);

1620 (b) is capable of recognizing the presence or absence of ventricular fibrillation or rapid  
1621 ventricular tachycardia;

1622 (c) is capable of determining, without intervention by an operator, whether  
1623 defibrillation should be performed; and

1624 (d) upon determining that defibrillation should be performed, automatically charges,  
1625 enabling delivery of, or automatically delivers, an electrical impulse through the chest wall and  
1626 to an individual's heart.

1627 (6) (a) "Behavioral emergency services" means delivering a behavioral health  
1628 intervention to a patient in an emergency context within a scope and in accordance with  
1629 guidelines established by the department.

1630 (b) "Behavioral emergency services" does not include engaging in the:

1631 (i) practice of mental health therapy as defined in Section 58-60-102;

1632 (ii) practice of psychology as defined in Section 58-61-102;

1633 (iii) practice of clinical social work as defined in Section 58-60-202;

1634 (iv) practice of certified social work as defined in Section 58-60-202;

1635 (v) practice of marriage and family therapy as defined in Section 58-60-302;

1636 (vi) practice of clinical mental health counseling as defined in Section 58-60-402; or

1637 (vii) practice as a substance use disorder counselor as defined in Section 58-60-502.

- 1638 (7) "Bureau" means the Bureau of Emergency Medical Services created in Section  
1639 [53-2d-102](#).
- 1640 (8) "Cardiopulmonary resuscitation" or "CPR" means artificial ventilation or external  
1641 chest compression applied to a person who is unresponsive and not breathing.
- 1642 (9) "Committee" means the [State] Trauma System and Emergency Medical Services  
1643 Committee created by Section [53-2d-104](#).
- 1644 (10) "Community paramedicine" means medical care:  
1645 (a) provided by emergency medical service personnel; and  
1646 (b) provided to a patient who is not:  
1647 (i) in need of ambulance transportation; or  
1648 (ii) located in a health care facility as defined in Section [26B-2-201](#).
- 1649 (11) "Division" means the Division of Emergency Management created in Section  
1650 [53-2a-103](#).
- 1651 (12) "Direct medical observation" means in-person observation of a patient by a  
1652 physician, registered nurse, physician's assistant, or individual licensed under Section  
1653 [26B-4-116](#).
- 1654 (13) "Emergency medical condition" means:  
1655 (a) a medical condition that manifests itself by symptoms of sufficient severity,  
1656 including severe pain, that a prudent layperson, who possesses an average knowledge of health  
1657 and medicine, could reasonably expect the absence of immediate medical attention to result in:  
1658 (i) placing the individual's health in serious jeopardy;  
1659 (ii) serious impairment to bodily functions; or  
1660 (iii) serious dysfunction of any bodily organ or part; or  
1661 (b) a medical condition that in the opinion of a physician or the physician's designee  
1662 requires direct medical observation during transport or may require the intervention of an  
1663 individual licensed under Section [53-2d-402](#) during transport.
- 1664 (14) "Emergency medical dispatch center" means a public safety answering point, as  
1665 defined in Section [63H-7a-103](#), that is designated as an emergency medical dispatch center by  
1666 the bureau.
- 1667 (15) (a) "Emergency medical service personnel" means an individual who provides  
1668 emergency medical services or behavioral emergency services to a patient and is required to be

1669 licensed or certified under Section 53-2d-402.

1670 (b) "Emergency medical service personnel" includes a paramedic, medical director of a  
1671 licensed emergency medical service provider, emergency medical service instructor, behavioral  
1672 emergency services technician, other categories established by the committee, and a certified  
1673 emergency medical dispatcher.

1674 (16) "Emergency medical service providers" means:

1675 (a) licensed ambulance providers and paramedic providers;

1676 (b) a facility or provider that is required to be designated under Subsection

1677 53-2d-403(1)(a); and

1678 (c) emergency medical service personnel.

1679 (17) "Emergency medical services" means:

1680 (a) medical services;

1681 (b) transportation services;

1682 (c) behavioral emergency services; or

1683 (d) any combination of the services described in Subsections (17)(a) through (c).

1684 (18) "Emergency medical service vehicle" means a land, air, or water vehicle that is:

1685 (a) maintained and used for the transportation of emergency medical personnel,  
1686 equipment, and supplies to the scene of a medical emergency; and

1687 (b) required to be permitted under Section 53-2d-404.

1688 (19) "Governing body":

1689 (a) means the same as that term is defined in Section 11-42-102; and

1690 (b) for purposes of a "special service district" under Section 11-42-102, means a  
1691 special service district that has been delegated the authority to select a provider under this  
1692 chapter by the special service district's legislative body or administrative control board.

1693 (20) "Interested party" means:

1694 (a) a licensed or designated emergency medical services provider that provides  
1695 emergency medical services within or in an area that abuts an exclusive geographic service area  
1696 that is the subject of an application submitted pursuant to Part 5, Ambulance and Paramedic  
1697 Providers;

1698 (b) any municipality, county, or fire district that lies within or abuts a geographic  
1699 service area that is the subject of an application submitted pursuant to Part 5, Ambulance and

1700 Paramedic Providers; or  
1701 (c) the department when acting in the interest of the public.  
1702 (21) "Level of service" means the level at which an ambulance provider type of service  
1703 is licensed as:  
1704 (a) emergency medical technician;  
1705 (b) advanced emergency medical technician; or  
1706 (c) paramedic.  
1707 (22) "Medical control" means a person who provides medical supervision to an  
1708 emergency medical service provider.  
1709 (23) "Non-911 service" means transport of a patient that is not 911 transport under  
1710 Subsection (1).  
1711 (24) "Nonemergency secured behavioral health transport" means an entity that:  
1712 (a) provides nonemergency secure transportation services for an individual who:  
1713 (i) is not required to be transported by an ambulance under Section [53-2d-405](#); and  
1714 (ii) requires behavioral health observation during transport between any of the  
1715 following facilities:  
1716 (A) a licensed acute care hospital;  
1717 (B) an emergency patient receiving facility;  
1718 (C) a licensed mental health facility; and  
1719 (D) the office of a licensed health care provider; and  
1720 (b) is required to be designated under Section [53-2d-403](#).  
1721 (25) "Paramedic provider" means an entity that:  
1722 (a) employs emergency medical service personnel; and  
1723 (b) is required to obtain a license under Part 5, Ambulance and Paramedic Providers.  
1724 (26) "Patient" means an individual who, as the result of illness, injury, or a behavioral  
1725 emergency condition, meets any of the criteria in Section [26B-4-119](#).  
1726 (27) "Political subdivision" means:  
1727 (a) a city, town, or metro township;  
1728 (b) a county;  
1729 (c) a special service district created under Title 17D, Chapter 1, Special Service  
1730 District Act, for the purpose of providing fire protection services under Subsection



1731 17D-1-201(9);

1732 (d) a special district created under Title 17B, Limited Purpose Local Government  
1733 Entities - Special Districts, for the purpose of providing fire protection, paramedic, and  
1734 emergency services;

1735 (e) areas coming together as described in Subsection 53-2d-505.2(2)(b)(ii); or

1736 (f) an interlocal entity under Title 11, Chapter 13, Interlocal Cooperation Act.

1737 (28) "Sudden cardiac arrest" means a life-threatening condition that results when a  
1738 person's heart stops or fails to produce a pulse.

1739 (29) "Trauma" means an injury requiring immediate medical or surgical intervention.

1740 (30) "Trauma system" means a single, statewide system that:

1741 (a) organizes and coordinates the delivery of trauma care within defined geographic  
1742 areas from the time of injury through transport and rehabilitative care; and

1743 (b) is inclusive of all prehospital providers, hospitals, and rehabilitative facilities in  
1744 delivering care for trauma patients, regardless of severity.

1745 (31) "Triage" means the sorting of patients in terms of disposition, destination, or  
1746 priority. For prehospital trauma victims, triage requires a determination of injury severity to  
1747 assess the appropriate level of care according to established patient care protocols.

1748 (32) "Triage, treatment, transportation, and transfer guidelines" means written  
1749 procedures that:

1750 (a) direct the care of patients; and

1751 (b) are adopted by the medical staff of an emergency patient receiving facility, trauma  
1752 center, or an emergency medical service provider.

1753 (33) "Type of service" means the category at which an ambulance provider is licensed  
1754 as:

1755 (a) ground ambulance transport;

1756 (b) ground ambulance interfacility transport; or

1757 (c) both ground ambulance transport and ground ambulance interfacility transport.

1758 Section 24. Section 53-2d-104 (Effective 07/01/24) is amended to read:

1759 **53-2d-104 (Effective 07/01/24). Trauma System and Emergency Medical Services**  
1760 **Committee -- Membership -- Expenses.**

1761 (1) There is created the [State] Trauma System and Emergency Medical Services

1762 Committee.

1763 (2) The committee shall be composed of the following [~~19~~] 11 members appointed by  
1764 the governor, at least [~~six~~] three of whom shall reside in a county of the third, fourth, fifth, or  
1765 sixth class:

1766 (a) [~~five~~] four physicians licensed under Title 58, Chapter 67, Utah Medical Practice  
1767 Act, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act, as follows:

1768 (i) one surgeon who actively provides trauma care at a hospital;

1769 (ii) one rural physician involved in emergency medical care;

1770 (iii) [~~two physicians who practice~~] one physician who practices in the emergency  
1771 department of a general acute hospital; and

1772 (iv) one pediatrician who practices in the emergency department or critical care unit of  
1773 a general acute hospital or a children's specialty hospital;

1774 (b) [~~two representatives from private ambulance providers~~] one representative from a  
1775 private ambulance provider;

1776 (c) one representative from an ambulance provider that is neither privately owned nor  
1777 operated by a fire department;

1778 (d) [~~two chief officers from fire agencies operated by the~~] one chief officer from a fire  
1779 agency operated by one of the following classes of licensed or designated emergency medical  
1780 services providers:

1781 (i) a municipality;

1782 (ii) a county; ~~and~~; or

1783 (iii) a fire district; [~~provided that no class of medical services providers may have more~~  
1784 ~~than one representative under this Subsection (2)(d)]; and~~

1785 (e) four of any of the following representatives:

1786 [~~e~~] (i) one director of a law enforcement agency that provides emergency medical  
1787 services;

1788 [~~f~~] (ii) one hospital administrator;

1789 [~~g~~] (iii) one emergency care nurse;

1790 [~~h~~] (iv) one paramedic in active field practice;

1791 [~~i~~] (v) one emergency medical technician in active field practice;

1792 [~~j~~] (vi) one certified emergency medical dispatcher affiliated with an emergency

- 1793 medical dispatch center;
- 1794 ~~[(k)]~~ (vii) one licensed mental health professional with experience as a first responder;
- 1795 ~~[(l)]~~ (viii) one licensed behavioral emergency services technician; ~~[and]~~ or
- 1796 ~~[(m)]~~ (ix) one consumer.
- 1797 (3) (a) Except as provided in Subsection (3)(b), members shall be appointed to a
- 1798 four-year term ~~[beginning July 1]~~.
- 1799 (b) Notwithstanding Subsection (3)(a), the governor:
- 1800 (i) shall, at the time of appointment or reappointment, adjust the length of terms to
- 1801 ensure that the terms of committee members are staggered so that approximately half of the
- 1802 committee is appointed every two years; and
- 1803 (ii) may not reappoint a member for more than two consecutive terms~~[- and]~~;
- 1804 ~~[(iii) shall:]~~
- 1805 ~~[(A) initially appoint the second member under Subsection (2)(b) from a different~~
- 1806 ~~private provider than the private provider currently serving under Subsection (2)(b); and]~~
- 1807 ~~[(B) thereafter stagger each replacement of a member in Subsection (2)(b) so that the~~
- 1808 ~~member positions under Subsection (2)(b) are not held by representatives of the same private~~
- 1809 ~~provider.]~~
- 1810 (c) When a vacancy occurs in the membership for any reason, the replacement shall be
- 1811 appointed by the governor for the unexpired term.
- 1812 (4) (a) (i) Each January, the committee shall organize and select one of the committee's
- 1813 members as chair and one member as vice chair.
- 1814 (ii) The committee may organize standing or ad hoc subcommittees, which shall
- 1815 operate in accordance with guidelines established by the committee.
- 1816 (b) (i) The chair shall convene a minimum of four meetings per year.
- 1817 (ii) The chair may call special meetings.
- 1818 (iii) The chair shall call a meeting upon request of five or more members of the
- 1819 committee.
- 1820 (c) (i) ~~[Nine]~~ Six members of the committee constitute a quorum for the transaction of
- 1821 business.
- 1822 (ii) The action of a majority of the members present is the action of the committee.
- 1823 (5) A member may not receive compensation or benefits for the member's service, but

1824 may receive per diem and travel expenses in accordance with:

1825 (a) Section 63A-3-106;

1826 (b) Section 63A-3-107; and

1827 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and

1828 63A-3-107.

1829 (6) Administrative services for the committee shall be provided by the bureau.

1830 Section 25. Section 53-2d-105 (Effective 07/01/24) is amended to read:

1831 **53-2d-105 (Effective 07/01/24). Committee advisory duties.**

1832 (1) The committee shall:

1833 (a) advise the department regarding trauma system needs throughout the state;

1834 (b) assist the department in evaluating the quality and outcomes of the overall trauma

1835 system;

1836 (c) review and comment on proposals and rules governing the statewide trauma

1837 system; and

1838 (d) make recommendations for the development of statewide triage, treatment,

1839 transportation, and transfer guidelines.

1840 (2) The committee shall adopt rules, with the concurrence of the bureau, in accordance  
1841 with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, that:

1842 [~~1~~] (a) establish licensure, certification, and reciprocity requirements under Section

1843 53-2d-402;

1844 [~~2~~] (b) establish designation requirements under Section 53-2d-403;

1845 [~~3~~] (c) promote the development of a statewide emergency medical services system

1846 under Section 53-2d-403;

1847 [~~4~~] (d) establish insurance requirements for ambulance providers;

1848 [~~5~~] (e) provide guidelines for requiring patient data under Section 53-2d-203;

1849 [~~6~~] (f) establish criteria for awarding grants under Section 53-2d-207;

1850 [~~7~~] (g) establish requirements for the coordination of emergency medical services and

1851 the medical supervision of emergency medical service providers under Section 53-2d-403;

1852 [~~8~~] (h) select appropriate vendors to establish certification requirements for

1853 emergency medical dispatchers;

1854 [~~9~~] (i) establish the minimum level of service for 911 ambulance services provided

1855 under Section [11-48-103](#); and

1856 ~~[(+0)]~~ (j) are necessary to carry out the responsibilities of the committee as specified in  
1857 other sections of this chapter.

1858 Section 26. Section **53-2d-305 (Effective 07/01/24)** is amended to read:

1859 **53-2d-305 (Effective 07/01/24). Trauma center designations and guidelines.**

1860 (1) The bureau, after seeking the advice of the [~~trauma system advisory~~] committee,  
1861 shall establish by rule:

1862 (a) trauma center designation requirements; and

1863 (b) model state guidelines for triage, treatment, transportation, and transfer of trauma  
1864 patients to the most appropriate health care facility.

1865 (2) The bureau shall designate as a trauma center each hospital that:

1866 (a) voluntarily requests a trauma center designation; and

1867 (b) meets the applicable requirements established pursuant to Subsection (1).

1868 Section 27. Section **53-2d-903 (Effective 07/01/24)** is amended to read:

1869 **53-2d-903 (Effective 07/01/24). Stroke and cardiac registry advisory committee.**

1870 (1) There is created within the bureau a stroke and cardiac registry advisory committee.

1871 (2) The stroke and cardiac registry advisory committee created in Subsection (1) shall:

1872 (a) be composed of at least five but no more than nine individuals knowledgeable in

1873 adult and pediatric stroke or cardiac care, including physicians, physician assistants, nurses,

1874 hospital administrators, emergency medical services personnel, government officials,

1875 consumers, and persons affiliated with professional health care associations;

1876 (b) advise the bureau regarding the development and implementation of the stroke

1877 registry created in Section [~~26B-7-225~~] 53-2d-901 and the cardiac registry created in Section

1878 53-2d-902;

1879 (c) assist the bureau in evaluating the quality and outcomes of the stroke registry

1880 created in Section [~~26B-7-225~~] 53-2d-901 and the cardiac registry created in Section

1881 53-2d-902; and

1882 (d) review and comment on proposals and rules governing the statewide stroke registry

1883 created in Section [~~26B-7-225~~] 53-2d-901 and the cardiac registry created in Section

1884 53-2d-902.

1885 (3) (a) Except as provided in Subsection (3)(b), a member of the committee is

1886 appointed by the governor for a four-year term.

1887 (b) The governor:

1888 (i) shall, at the time of appointment or reappointment, adjust the length of terms to  
1889 ensure that the terms of committee members are staggered so that approximately half of the  
1890 committee is appointed every two years; and

1891 (ii) may not reappoint a member for more than two consecutive terms.

1892 (c) When a vacancy occurs in the membership for any reason, the governor shall  
1893 appoint the replacement for the unexpired term.

1894 Section 28. Section **53-9-102** is amended to read:

1895 **53-9-102. Definitions.**

1896 In this chapter, unless otherwise stated:

1897 (1) "Adequate records" means records containing, at a minimum, sufficient information  
1898 to identify the client, the dates of service, the fee for service, the payments for service, the type  
1899 of service given, and copies of any reports that may have been made.

1900 (2) "Advertising" means the submission of bids, contracting or making known by any  
1901 public notice, publication, or solicitation of business, directly or indirectly, that services  
1902 regulated under this chapter are available for consideration.

1903 (3) "Agency" means a person who holds an agency license pursuant to this chapter, and  
1904 includes one who employs an individual for wages and salary, and withholds all legally  
1905 required deductions and contributions, or contracts with a registrant or an apprentice on a  
1906 part-time or case-by-case basis to conduct an investigation on behalf of the agency.

1907 (4) "Applicant" means any person who has submitted a completed application and all  
1908 required fees.

1909 (5) "Apprentice" means a person who holds an apprentice license pursuant to this  
1910 chapter, has not met the requirements for registration, and works under the direct supervision  
1911 and guidance of an agency.

1912 (6) "Board" means the [~~Private Investigator Hearing and Licensure Board created in~~  
1913 ~~Section 53-9-104~~] Bail Bond Recovery and Private Investigator Licensure Board created in  
1914 Section 53-11-104.

1915 (7) "Bureau" means the Bureau of Criminal Identification created in Section  
1916 53-10-201.

- 1917 (8) "Commissioner" means the commissioner of the Department of Public Safety.
- 1918 (9) "Conviction" means an adjudication of guilt by a federal, state, or local court
- 1919 resulting from trial or plea, including a plea of no contest, regardless of whether the imposition
- 1920 of sentence was suspended.
- 1921 (10) "Department" means the Department of Public Safety.
- 1922 (11) "Direct supervision" means that the agency or employer:
- 1923 (a) is responsible for, and authorizes, the type and extent of work assigned;
- 1924 (b) reviews and approves all work produced by the apprentice before it goes to the
- 1925 client;
- 1926 (c) closely supervises and provides direction and guidance to the apprentice in the
- 1927 performance of his assigned work; and
- 1928 (d) is immediately available to the apprentice for verbal contact, including by
- 1929 electronic means.
- 1930 (12) "Emergency action" means a summary suspension of a license pending revocation,
- 1931 suspension, or probation in order to protect the public health, safety, or welfare.
- 1932 (13) "Employee" means an individual who works for an agency or other employer, is
- 1933 listed on the agency's or employer's payroll records, and is under the agency's or employer's
- 1934 direction and control. An employee is not an independent contractor.
- 1935 (14) "Identification card" means a card issued by the commissioner to a qualified
- 1936 applicant for an agency, registrant, or apprentice license.
- 1937 (15) "Letter of concern" means an advisory letter to notify a licensee that while there is
- 1938 insufficient evidence to support probation, suspension, or revocation of a license, the
- 1939 department informs the licensee of the need to modify or eliminate certain practices and that
- 1940 continuation of the activities that led to the information being submitted to the department may
- 1941 result in further disciplinary action against the licensee.
- 1942 (16) "Licensee" means a person to whom an agency, registrant, or apprentice license is
- 1943 issued by the department.
- 1944 (17) (a) "Private investigator or private detective" means any person, except collection
- 1945 agencies and credit reporting agencies, who, for consideration, engages in business or accepts
- 1946 employment to conduct any investigation for the purpose of obtaining information with
- 1947 reference to:

- 1948 (i) crime, wrongful acts, or threats against the United States or any state or territory of  
1949 the United States;
- 1950 (ii) the identity, reputation, character, habits, conduct, business occupation, honesty,  
1951 integrity, credibility, knowledge, trustworthiness, efficiency, loyalty, activity, movements,  
1952 whereabouts, affiliations, associations, or transactions of any person or group of persons;
- 1953 (iii) the credibility of witnesses or other persons;
- 1954 (iv) the whereabouts of missing persons or owners of abandoned property;
- 1955 (v) the causes and origin of, or responsibility for a fire, libel, slander, a loss, an  
1956 accident, damage, or an injury to real or personal property;
- 1957 (vi) the business of securing evidence to be used before investigating committees or  
1958 boards of award or arbitration or in the trial of civil or criminal cases and the trial preparation;
- 1959 (vii) the prevention, detection, and removal of installed devices for eavesdropping or  
1960 observation;
- 1961 (viii) the business of "skip tracing" persons who have become delinquent in their  
1962 lawful debts, either when hired by an individual, collection agency, or through the direct  
1963 purchase of the debt from a financial institution or entity owning the debt or judgment; or
- 1964 (ix) serving civil process.
- 1965 (b) "Private investigator or private detective" does not include:
- 1966 (i) any person or employee conducting an investigation on the person's or employee's  
1967 own behalf or on behalf of the employer if the employer is not a private investigator under this  
1968 chapter;
- 1969 (ii) an employee of an attorney licensed to practice law in this state; or
- 1970 (iii) a currently licensed certified public accountant or CPA as defined in Section  
1971 [58-26a-102](#).
- 1972 (18) "Qualifying party" means the individual meeting the qualifications under this  
1973 chapter for a private investigator license.
- 1974 (19) "Registrant" means any person who holds a registrant license pursuant to this  
1975 chapter. The registrant performs private investigative work either as an employee on an  
1976 employer's payroll or, on a contract with an agency, part-time, or case-by-case basis, with a  
1977 minimum amount of direction.
- 1978 (20) "Restructuring" means any change in the legal status of a business.



- 1979 (21) "Unprofessional conduct" means any of the following:  
1980 (a) engaging or offering to engage by fraud or misrepresentation in any activities  
1981 regulated by this chapter;  
1982 (b) aiding or abetting a person who is not licensed pursuant to this chapter in  
1983 representing that person as a private investigator or registrant in this state;  
1984 (c) gross negligence in the practice of a private investigator or registrant;  
1985 (d) failing or refusing to maintain adequate records and investigative findings on a  
1986 subject of investigation or a client;  
1987 (e) committing a felony or a misdemeanor involving any crime that is grounds for  
1988 denial, suspension, or revocation of an agency, registrant, or apprentice license. In all cases,  
1989 conviction by a court of competent jurisdiction or a plea of no contest is conclusive evidence of  
1990 the commission of the crime; or  
1991 (f) making a fraudulent or untrue statement to the bureau, board, department, or its  
1992 investigators, staff, or consultants.

1993 Section 29. Section **53-11-102** is amended to read:

1994 **53-11-102. Definitions.**

1995 As used in this chapter:

- 1996 (1) "Applicant" means a person who has submitted to the department a completed  
1997 application and all required application and processing fees.  
1998 (2) "Bail bond agency" means a bail enforcement agent licensed under this chapter who  
1999 operates a business to carry out the functions of a bail enforcement agent, and to conduct this  
2000 business:  
2001 (a) employs one or more persons licensed under this chapter for wages or salary, and  
2002 withholds all legally required deductions and contributions; or  
2003 (b) contracts with a bail recovery agent or bail recovery apprentice on a part-time or  
2004 case-by-case basis.  
2005 (3) "Bail enforcement agent" means an individual licensed under this chapter as a bail  
2006 enforcement agent to enforce the terms and conditions of a defendant's release on bail in a civil  
2007 or criminal proceeding, to apprehend a defendant or surrender a defendant to custody, or both,  
2008 as is appropriate, and who:  
2009 (a) is appointed by a bail bond surety; and

- 2010 (b) receives or is promised money or other things of value for this service.
- 2011 (4) "Bail recovery agent" means an individual employed by a bail enforcement agent to
- 2012 assist the bail enforcement agent regarding civil or criminal defendants released on bail by:
- 2013 (a) presenting a defendant for required court appearances;
- 2014 (b) apprehending or surrendering a defendant to a court; or
- 2015 (c) keeping the defendant under necessary surveillance.
- 2016 (5) "Bail recovery apprentice" means any individual licensed under this chapter as a
- 2017 bail recovery apprentice, and who:
- 2018 (a) has not met the requirements for licensure as a bail recovery agent or bail
- 2019 enforcement agent; and
- 2020 (b) is employed by a bail enforcement agent, and works under the direct supervision of
- 2021 a bail enforcement agent or bail recovery agent employed also by the bail enforcement agent,
- 2022 unless the bail recovery apprentice is conducting activities at the direction of the employing
- 2023 bail enforcement agent that under this chapter do not require direct supervision.
- 2024 (6) "Board" means the Bail Bond Recovery and Private Investigator Licensure Board
- 2025 created under Section [53-11-104](#).
- 2026 (7) "Bureau" means the Bureau of Criminal Identification created in Section [53-10-201](#)
- 2027 within the Department of Public Safety.
- 2028 (8) "Commissioner" means the commissioner of public safety as defined under Section
- 2029 [53-1-107](#), or his designee.
- 2030 (9) "Contract employee" or "independent contractor" means a person who works for an
- 2031 agency as an independent contractor.
- 2032 (10) "Conviction" means an adjudication of guilt by a federal, state, or local court
- 2033 resulting from a trial or plea, including a plea of no contest or nolo contendere, regardless of
- 2034 whether the imposition of sentence was suspended.
- 2035 (11) "Department" means the Department of Public Safety.
- 2036 (12) "Direct supervision" means a bail enforcement agent employing or contracting
- 2037 with a bail recovery apprentice, or a bail recovery agent employed by or contracting with that
- 2038 bail enforcement agent who:
- 2039 (a) takes responsibility for and assigns the work a bail recovery apprentice may
- 2040 conduct; and

2041 (b) closely supervises, within close physical proximity, and provides direction and  
2042 guidance to the bail recovery apprentice regarding the assigned work.

2043 (13) "Emergency action" means a summary suspension of a license issued under this  
2044 chapter pending revocation, suspension, or probation, in order to protect the public health,  
2045 safety, or welfare.

2046 (14) "Identification card" means a card issued by the commissioner to an applicant  
2047 qualified for licensure under this chapter.

2048 (15) "Letter of concern" means an advisory letter to notify a licensee that while there is  
2049 insufficient evidence to support probation, suspension, or revocation of a license, the  
2050 department believes:

2051 (a) the licensee should modify or eliminate certain practices; and

2052 (b) continuation of the activities that led to the information being submitted to the  
2053 department may result in further disciplinary action against the license.

2054 (16) "Occupied structure" means any edifice, including residential and public  
2055 buildings, vehicles, or any other structure that could reasonably be expected to house or shelter  
2056 persons.

2057 (17) "Private investigator or private detective" means the same as that term is defined  
2058 in Section 53-9-102.

2059 ~~[(17)]~~ (18) "Supervision" means the employing bail enforcement agent is responsible  
2060 for and authorizes the type and extent of work assigned to a bail recovery agent who is his  
2061 employee or contract employee.

2062 ~~[(18)]~~ (19) "Unprofessional conduct" means:

2063 (a) engaging or offering to engage by fraud or misrepresentation in any activities  
2064 regulated by this chapter;

2065 (b) aiding or abetting a person who is not licensed pursuant to this chapter in  
2066 representing that person as a bail recovery agent in this state;

2067 (c) gross negligence in the practice of a bail recovery agent;

2068 (d) committing a felony or a misdemeanor involving any crime that is grounds for  
2069 denial, suspension, or revocation of a bail recovery license, and conviction by a court of  
2070 competent jurisdiction or a plea of no contest is conclusive evidence of the commission; or

2071 (e) making a fraudulent or untrue statement to the board, department, its investigators,

2072 or staff.

2073 Section 30. Section **53-11-104** is amended to read:

2074 **53-11-104. Board.**

2075 (1) ~~[(a)]~~ There is established under the Department of Public Safety a Bail Bond  
2076 Recovery and Private Investigator Licensure Board consisting of ~~[five]~~ nine members  
2077 appointed by the commissioner.

2078 ~~[(b) The commissioner may appoint, in accordance with this section, persons who are~~  
2079 ~~also serving in the same capacity on the Private Investigator Hearing and Licensure Board~~  
2080 ~~under Section 53-9-104.]~~

2081 (2) Each member of the board shall be a citizen of the United States and a resident of  
2082 this state at the time of appointment:

2083 (a) one member shall be a person who is qualified for and is licensed under this  
2084 chapter;

2085 (b) one member shall be a person who is qualified for and is licensed under Title 53,  
2086 Chapter 9, Private Investigator Regulation Act;

2087 ~~[(b)]~~ (c) one member shall be a an attorney licensed to practice in the state;

2088 ~~[(c)]~~ (d) one member shall be a chief of police or sheriff;

2089 (e) one member shall be a supervisory investigator from the commissioner's office;

2090 ~~[(d)]~~ (f) one member shall be an owner of a bail bond surety company; [and]

2091 (g) one member shall be an owner of a private investigator agency;

2092 ~~[(e)]~~ (h) one member shall be a public member who:

2093 (i) does not have a financial interest in a bail bond surety or bail bond recovery  
2094 business; and

2095 (ii) does not have an immediate family member or a household member, or a personal  
2096 or professional acquaintance who is licensed or registered under this chapter[-]; and

2097 (i) one member shall be a public member who:

2098 (i) does not have a financial interest in a private investigative agency; and

2099 (ii) does not have an immediate family member or a household member, or a personal  
2100 professional acquaintance who is licensed or registered under Title 53, Chapter 9, Private  
2101 Investigator Regulation Act.

2102 (3) (a) As terms of current board members expire, the commissioner shall appoint each

2103 new member or reappointed member to a four-year term, except as required by Subsection  
2104 (3)(b).

2105 (b) The commissioner shall, at the time of appointment or reappointment, adjust the  
2106 length of terms to ensure that the terms of board members are staggered so that approximately  
2107 half of the board is appointed every two years.

2108 (4) When a vacancy occurs in the membership for any reason, the replacement shall be  
2109 appointed for the unexpired term.

2110 (5) At its first meeting every year, the board shall elect a chair and vice chair from its  
2111 membership.

2112 (6) A member may not receive compensation or benefits for the member's service, but  
2113 may receive per diem and travel expenses in accordance with:

2114 (a) Section [63A-3-106](#);

2115 (b) Section [63A-3-107](#); and

2116 (c) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and  
2117 [63A-3-107](#).

2118 (7) A member may not serve more than one term, except that a member appointed to  
2119 fill a vacancy or appointed for an initial term of less than four years under Subsection (3) may  
2120 be reappointed for one additional full term.

2121 (8) The commissioner, after a board hearing and recommendation, may remove any  
2122 member of the board for misconduct, incompetency, or neglect of duty.

2123 (9) Members of the board are immune from suit with respect to all acts done and  
2124 actions taken in good faith in carrying out the purposes of this chapter.

2125 Section 31. Section **53-11-105** is amended to read:

2126 **53-11-105. Powers and duties of board.**

2127 (1) The board shall:

2128 (a) (i) review all applications for licensing and renewals of licenses submitted by the  
2129 bureau under this chapter and Title 53, Chapter 9, Private Investigator Regulation Act; and

2130 (ii) approve or disapprove [~~these~~] the applications;

2131 (b) review all complaints and take disciplinary action; and

2132 (c) establish standards for and approve providers of courses required for licensure  
2133 under this section.

2134 (2) The board may take and hear evidence, administer oaths and affirmations, and  
2135 compel by subpoena the attendance of witnesses and the production of books, papers, records,  
2136 documents, and other information relating to:

2137 (a) investigation of an applicant for licensure under this chapter or Title 53, Chapter 9,  
2138 Private Investigator Regulation Act; or

2139 (b) a formal complaint against or department investigation of a bail enforcement agent,  
2140 bail recovery agent, ~~[or]~~ bail recovery apprentice, or a private investigator.

2141 Section 32. Section **53-11-106** is amended to read:

2142 **53-11-106. Board meetings and hearings -- Quorum.**

2143 (1) The board shall meet at the call of the chair, but not less often than once each  
2144 quarter.

2145 (2) (a) A quorum consists of [~~three~~] five members.

2146 (b) The action of a majority of a quorum constitutes an action of the board.

2147 (3) If a member has three or more unexcused absences within a 12-month period, the  
2148 commissioner shall determine if that board member should be released from board duties.

2149 Section 33. Section **53B-28-402** is amended to read:

2150 **53B-28-402. Campus safety study -- Report to Legislature.**

2151 (1) As used in this section:

2152 (a) "Campus law enforcement" means a unit of an institution that provides public  
2153 safety services.

2154 (b) (i) "Institution" means an institution of higher education described in Section  
2155 [53B-2-101](#).

2156 (ii) "Institution" includes an institution's campus law enforcement.

2157 (c) "Local law enforcement" means a state or local law enforcement agency other than  
2158 campus law enforcement.

2159 (d) "Public safety services" means police services, security services, dispatch services,  
2160 emergency services, or other similar services.

2161 (e) "Sexual violence" means the same as that term is defined in Section [53B-28-301](#).

2162 (f) "Special district" means the same as that term is defined in Section [17B-1-102](#).

2163 (g) "Special service district" means the same as that term is defined in Section  
2164 [17D-1-102](#).

- 2165 (h) "Student" means the same as that term is defined in Section 53B-28-301.
- 2166 (i) "Student organization" means the same as that term is defined in Section
- 2167 53B-28-401.
- 2168 (2) The board shall:
- 2169 (a) study issues related to providing public safety services on institution campuses,
- 2170 including:
- 2171 (i) policies and practices for hiring, supervision, and firing of campus law enforcement
- 2172 officers;
- 2173 (ii) training of campus law enforcement in responding to incidents of sexual violence
- 2174 or other crimes reported by or involving a student, including training related to lethality or
- 2175 similar assessments;
- 2176 (iii) how campus law enforcement and local law enforcement respond to reports of
- 2177 incidents of sexual violence or other crimes reported by or involving a student, including
- 2178 supportive measures for victims and disciplinary actions for perpetrators;
- 2179 (iv) training provided to faculty, staff, students, and student organizations on campus
- 2180 safety and prevention of sexual violence;
- 2181 (v) roles, responsibilities, jurisdiction, and authority of local law enforcement and
- 2182 campus law enforcement, including authority based on:
- 2183 (A) the type of public safety services provided; or
- 2184 (B) geographic boundaries;
- 2185 (vi) how an institution and local law enforcement coordinate to respond to on-campus
- 2186 and off-campus incidents requiring public safety services, including:
- 2187 (A) legal requirements or restrictions affecting coordination;
- 2188 (B) agreements, practices, or procedures governing coordination between an institution
- 2189 and local law enforcement, including mutual support, sharing information, or dispatch
- 2190 management; and
- 2191 (C) any issues that may affect the timeliness of a response to an on-campus or
- 2192 off-campus incident reported by or involving a student;
- 2193 (vii) infrastructure, staffing, and equipment considerations that impact the effectiveness
- 2194 of campus law enforcement or local law enforcement responses to an on-campus or off-campus
- 2195 incident reported by or involving a student;

2196 (viii) the benefits and disadvantages of an institution employing campus law  
2197 enforcement compared to local law enforcement providing public safety services on an  
2198 institution campus;

2199 (ix) an institution's compliance with federal and state crime statistic reporting  
2200 requirements;

2201 (x) how an institution informs faculty, staff, and students about a crime or emergency  
2202 on campus;

2203 (xi) national best practices for providing public safety services on institution campuses,  
2204 including differences in best practices based on the size, infrastructure, location, and other  
2205 relevant characteristics of a college or university; and

2206 (xii) any other issue the board determines is relevant to the study;

2207 (b) make recommendations for providing public safety services on institution campuses  
2208 statewide;

2209 (c) produce a final report of the study described in this section, including the  
2210 recommendations described in Subsection (2)(b); and

2211 (d) in accordance with Section 68-3-14, present the final report described in Subsection  
2212 (2)(c) to the Education Interim Committee and the Law Enforcement and Criminal Justice  
2213 Interim Committee at or before the committees' November 2021 meetings.

2214 (3) In carrying out the board's duties under this section, the board may coordinate with  
2215 individuals and organizations with knowledge, expertise, or experience related to the board's  
2216 duties under this section, including:

2217 (a) the Department of Health and Human Services;

2218 (b) the Utah Office for Victims of Crime;

2219 (c) the Utah [~~Council on Victims of Crime~~] Victim Services Commission;

2220 (d) institutions;

2221 (e) local law enforcement;

2222 (f) special districts or special service districts that provide 911 and emergency dispatch  
2223 service; and

2224 (g) community and other non-governmental organizations.

2225 Section 34. Section 58-37f-203 is amended to read:

2226 **58-37f-203. Submission, collection, and maintenance of data.**



2227 (1) (a) The division shall implement on a statewide basis, including non-resident  
2228 pharmacies as defined in Section 58-17b-102, the following two options for a pharmacist to  
2229 submit information:

2230 (i) real-time submission of the information required to be submitted under this part to  
2231 the controlled substance database; and

2232 (ii) 24-hour daily or next business day, whichever is later, batch submission of the  
2233 information required to be submitted under this part to the controlled substance database.

2234 (b) A pharmacist shall comply with either:

2235 (i) the submission time requirements established by the division under Subsection  
2236 (1)(a)(i); or

2237 (ii) the submission time requirements established by the division under Subsection  
2238 (1)(a)(ii).

2239 (c) Notwithstanding the time requirements described in Subsection (1)(a), a pharmacist  
2240 may submit corrections to data that the pharmacist has submitted to the controlled substance  
2241 database within seven business days after the day on which the division notifies the pharmacist  
2242 that data is incomplete or corrections to the data are otherwise necessary.

2243 (d) The division shall comply with Title 63G, Chapter 6a, Utah Procurement Code.

2244 (2) (a) The pharmacist-in-charge and the pharmacist of the drug outlet where a  
2245 controlled substance is dispensed shall submit the data described in this section to the division  
2246 in accordance with:

2247 (i) the requirements of this section;

2248 (ii) the procedures established by the division;

2249 (iii) additional types of information or data fields established by the division; and

2250 (iv) the format established by the division.

2251 (b) A dispensing medical practitioner licensed under Chapter 17b, Part 8, Dispensing  
2252 Medical Practitioner and Dispensing Medical Practitioner Clinic Pharmacy, shall comply with  
2253 the provisions of this section and the dispensing medical practitioner shall assume the duties of  
2254 the pharmacist under this chapter.

2255 (3) (a) Except as provided in Subsection (3)(b), the pharmacist-in-charge and the  
2256 pharmacist described in Subsection (2)(a) shall, for each controlled substance dispensed by a  
2257 pharmacist under the pharmacist's supervision, submit to the division any type of information

2258 or data field established by the division by rule in accordance with Subsection (6) regarding:

2259 (i) each controlled substance that is dispensed by the pharmacist or under the

2260 pharmacist's supervision; and

2261 (ii) each noncontrolled substance that is:

2262 (A) designated by the division under Subsection (8)(a); and

2263 (B) dispensed by the pharmacist or under the pharmacist's supervision.

2264 (b) Subsection (3)(a) does not apply to a drug that is dispensed for administration to, or

2265 use by, a patient at a health care facility, including a patient in an outpatient setting at the health

2266 care facility.

2267 (4) An individual whose records are in the database may obtain those records upon

2268 submission of a written request to the division.

2269 (5) (a) A patient whose record is in the database may contact the division in writing to

2270 request correction of any of the patient's database information that is incorrect.

2271 (b) The division shall grant or deny the request within 30 days from receipt of the

2272 request and shall advise the requesting patient of its decision within 35 days of receipt of the

2273 request.

2274 (c) If the division denies a request under this Subsection (5) or does not respond within

2275 35 days, the patient may submit an appeal to the Department of Commerce, within 60 days

2276 after the patient's written request for a correction under this Subsection (5).

2277 (6) The division shall make rules, in accordance with Title 63G, Chapter 3, Utah

2278 Administrative Rulemaking Act, to establish submission requirements under this part,

2279 including:

2280 (a) electronic format;

2281 (b) submission procedures; and

2282 (c) required information and data fields.

2283 (7) The division shall ensure that the database system records and maintains for

2284 reference:

2285 (a) the identification of each individual who requests or receives information from the

2286 database;

2287 (b) the information provided to each individual; and

2288 (c) the date and time that the information is requested or provided.

2289 (8) (a) The division, in collaboration with the [~~Utah Controlled Substance Advisory~~  
 2290 ~~Committee created in Section 58-38a-201~~] Controlled Substances Scheduling and Opioid  
 2291 Fatality Advisory Committee created in Section 26B-1-403, shall designate a list of  
 2292 noncontrolled substances described in Subsection (8)(b) by rule made in accordance with Title  
 2293 63G, Chapter 3, Utah Administrative Rulemaking Act.

2294 (b) To determine whether a prescription drug should be designated in the schedules of  
 2295 controlled substances under this chapter, the division may collect information about a  
 2296 prescription drug as defined in Section 58-17b-102 that is not designated in the schedules of  
 2297 controlled substances under this chapter.

2298 Section 35. Section 63C-1-103 is enacted to read:

2299 **63C-1-103. Appointment and terms of boards, committees, councils, and**  
 2300 **commissions transitioning on October 1, 2024.**

2301 (1) As used in this section:

2302 (a) "Enacted committee" means:

2303 (i) the following committees enacted on October 1, 2024:

2304 (A) the Utah Arts and Museums Advisory Board created in Section 9-6-301;

2305 (B) the Controlled Substances Scheduling and Opioid Fatality Advisory Committee  
 2306 created in Section 26B-1-403;

2307 (C) the Public Safety Data Management Task Force created in Section 36-29-111;

2308 (D) the Bail Bond Recovery and Private Investigator Licensure Board created in  
 2309 Section 54-11-104;

2310 (E) the Trauma System and Emergency Medical Services Advisory Committee created  
 2311 in Section 53-2d-104; and

2312 (F) the Stroke and Cardiac Registry Advisory Committee created in Section 53-2d-903;

2313 and

2314 (ii) the following as constituted on or after October 1, 2024:

2315 (A) the Employment Advisory Council created in Subsection 35A-4-302(5);

2316 (B) the Emergency Management Administration Council created in Section 53-2a-105;

2317 and

2318 (C) the Utah Victim Services Commission created in Section 63M-7-902.

2319 (b) "Expired committee" means:

2320 (i) the following which, in accordance with Title 63I, Chapter 2, Repeal Dates by Title  
2321 Act, repeal on October 1, 2024:

2322 (A) the Utah Museums Advisory Board created in Section [9-6-305](#);  
2323 (B) the Controlled Substances Advisory Committee created in Section [58-38a-201](#);  
2324 (C) the Domestic Violence Data Task Force created in Section [63C-29-201](#);  
2325 (D) the Private Investigator Hearing and Licensure Board created in Section [53-9-104](#);  
2326 (E) the Trauma System Advisory Committee created in Section [26B-1-406](#); and  
2327 (F) the Cardiac Registry Advisory Committee created in Section [26B-1-408](#); and  
2328 (ii) the following as constituted before October 1, 2024:

2329 (A) the Utah Arts Advisory Board created in Section [9-6-301](#);  
2330 (B) the Opioid and Overdose Fatality Review Committee created in Section  
2331 [26B-1-403](#);

2332 (C) the Criminal Justice Data Management Task Force created in Section [36-29-111](#);  
2333 (D) the Bail Bond Recovery Licensure Board created in Section [53-11-104](#);  
2334 (E) the State Emergency Medical Services Committee created in Sections [26B-1-404](#)  
2335 and [53-2d-104](#);

2336 (F) the Stroke Registry Advisory Committee created in Sections [26B-1-407](#) and  
2337 [53-2d-903](#);

2338 (G) the Employment Advisory Council created in Subsection [35A-4-302\(5\)](#);  
2339 (H) the Emergency Management Administration Council created in Section [53-2a-105](#);  
2340 and

2341 (I) the Utah Victim Services Commission created in Section [63M-7-902](#).

2342 (2) An individual who is appointed as a member of an expired committee is removed  
2343 from the expired committee after September 30, 2024.

2344 (3) (a) On or after May 1, 2024, but before October 1, 2024, the appointing authority of  
2345 an enacted committee may appoint a member to the enacted committee in accordance with the  
2346 section governing appointment to the enacted committee.

2347 (b) (i) A member described in Subsection (3)(a) may not begin the individual's term of  
2348 service on the enacted committee before October 1, 2024; and

2349 (ii) if applicable under the section governing appointment to the enacted committee,  
2350 the Senate may provide advice and consent.

2351 (4) (a) Nothing in this section prevents an appointing authority from appointing an  
2352 individual who is removed from an expired committee in accordance with Subsection (2) to an  
2353 enacted committee if the individual's appointment meets the requirements of the section  
2354 governing appointment to the enacted committee.

2355 (b) If an individual is removed from an expired committee under Subsection (2) and is  
2356 then appointed to an enacted committee under Subsection (3)(a), and the appointed position has  
2357 limited terms an individual may serve, the appointment under Subsection (3)(a) does not count  
2358 as an additional term.

2359 Section 36. Section **63I-1-209** is amended to read:

2360 **63I-1-209. Repeal dates: Title 9.**

2361 [~~1~~] ~~Section 9-6-303, which creates the Arts Collection Committee, is repealed July 1,~~  
2362 ~~2027.]~~

2363 [~~2~~] ~~Section 9-6-305, which creates the Utah Museums Advisory Board, is repealed~~  
2364 ~~July 1, 2027.]~~

2365 [~~3~~] (1) Sections 9-6-301 and 9-6-302, which create and describe the Utah Arts and  
2366 Museums Advisory Board, are repealed on July 1, 2029.

2367 (2) Section 9-9-405, which creates the Native American Remains Review Committee,  
2368 is repealed July 1, 2025.

2369 [~~4~~] (3) Title 9, Chapter 20, Utah Commission on Service and Volunteerism Act, is  
2370 repealed July 1, 2026.

2371 Section 37. Section **63I-1-226 (Effective 07/01/24)** is amended to read:

2372 **63I-1-226 (Effective 07/01/24). Repeal dates: Titles 26A through 26B.**

2373 (1) Subsection 26B-1-204(2)(i), related to the Primary Care Grant Committee, is  
2374 repealed July 1, 2025.

2375 (2) Section 26B-1-315, which creates the Medicaid Expansion Fund, is repealed July 1,  
2376 2024.

2377 (3) Section 26B-1-319, which creates the Neuro-Rehabilitation Fund, is repealed  
2378 January 1, 2025.

2379 (4) Section 26B-1-320, which creates the Pediatric Neuro-Rehabilitation Fund, is  
2380 repealed January 1, 2025.

2381 (5) Subsection 26B-1-324(4), the language that states "the Behavioral Health Crisis

2382 Response Commission, as defined in Section [63C-18-202](#)," is repealed December 31, 2026.

2383 (6) Subsection [26B-1-329](#)(6), related to the Behavioral Health Crisis Response

2384 Commission, is repealed December 31, 2026.

2385 (7) Section [26B-1-402](#), related to the Rare Disease Advisory Council Grant Program, is

2386 repealed July 1, 2026.

2387 (8) Section [26B-1-403](#), which creates the Controlled Substances Scheduling and

2388 Opioid Fatality Advisory Committee, is repealed July 1, 2029.

2389 [~~(8)~~] (9) Section [26B-1-409](#), which creates the Utah Digital Health Service

2390 Commission, is repealed July 1, 2025.

2391 [~~(9)~~] (10) Section [26B-1-410](#), which creates the Primary Care Grant Committee, is

2392 repealed July 1, 2025.

2393 [~~(10)~~] (11) Section [26B-1-416](#), which creates the Utah Children's Health Insurance

2394 Program Advisory Council, is repealed July 1, 2025.

2395 [~~(11)~~] (12) Section [26B-1-417](#), which creates the Brain Injury Advisory Committee, is

2396 repealed July 1, 2025.

2397 [~~(12)~~] (13) Section [26B-1-418](#), which creates the Neuro-Rehabilitation Fund and

2398 Pediatric Neuro-Rehabilitation Fund Advisory Committee, is repealed January 1, 2025.

2399 [~~(13)~~] (14) Section [26B-1-422](#), which creates the Early Childhood Utah Advisory

2400 Council, is repealed July 1, 2029.

2401 [~~(14)~~] (15) Section [26B-1-428](#), which creates the Youth Electronic Cigarette,

2402 Marijuana, and Other Drug Prevention Program, is repealed July 1, 2025.

2403 [~~(15)~~] (16) Section [26B-1-430](#), which creates the Coordinating Council for Persons

2404 with Disabilities, is repealed July 1, 2027.

2405 [~~(16)~~] (17) Section [26B-1-431](#), which creates the Forensic Mental Health Coordinating

2406 Council, is repealed July 1, 2023.

2407 [~~(17)~~] (18) Section [26B-1-432](#), which creates the Newborn Hearing Screening

2408 Committee, is repealed July 1, 2026.

2409 [~~(18)~~] (19) Section [26B-1-434](#), regarding the Correctional Postnatal and Early

2410 Childhood Advisory Board, is repealed July 1, 2026.

2411 [~~(19)~~] (20) Section [26B-2-407](#), related to drinking water quality in child care centers, is

2412 repealed July 1, 2027.

2413            [~~(20)~~] (21) Subsection 26B-3-107(9), which addresses reimbursement for dental  
2414 hygienists, is repealed July 1, 2028.

2415            [~~(21)~~] (22) Section 26B-3-136, which creates the Children's Health Care Coverage  
2416 Program, is repealed July 1, 2025.

2417            [~~(22)~~] (23) Section 26B-3-137, related to reimbursement for the National Diabetes  
2418 Prevention Program, is repealed June 30, 2027.

2419            [~~(23)~~] (24) Subsection 26B-3-213(2), the language that states "and the Behavioral  
2420 Health Crisis Response Commission created in Section 63C-18-202" is repealed December 31,  
2421 2026.

2422            [~~(24)~~] (25) Sections 26B-3-302 through 26B-3-309, regarding the Drug Utilization  
2423 Review Board, are repealed July 1, 2027.

2424            [~~(25)~~] (26) Title 26B, Chapter 3, Part 5, Inpatient Hospital Assessment, is repealed July  
2425 1, 2024.

2426            [~~(26)~~] (27) Title 26B, Chapter 3, Part 6, Medicaid Expansion Hospital Assessment, is  
2427 repealed July 1, 2024.

2428            [~~(27)~~] (28) Title 26B, Chapter 3, Part 7, Hospital Provider Assessment, is repealed July  
2429 1, 2028.

2430            [~~(28)~~] (29) Section 26B-3-910, regarding alternative eligibility, is repealed July 1,  
2431 2028.

2432            [~~(29)~~] (30) Section 26B-4-710, related to rural residency training programs, is repealed  
2433 July 1, 2025.

2434            [~~(30)~~] (31) Subsections 26B-5-112(1) and (5), the language that states "In consultation  
2435 with the Behavioral Health Crisis Response Commission, established in Section 63C-18-202,"  
2436 is repealed December 31, 2026.

2437            [~~(31)~~] (32) Section 26B-5-112.5 is repealed December 31, 2026.

2438            [~~(32)~~] (33) Section 26B-5-114, related to the Behavioral Health Receiving Center  
2439 Grant Program, is repealed December 31, 2026.

2440            [~~(33)~~] (34) Section 26B-5-118, related to collaborative care grant programs, is repealed  
2441 December 31, 2024.

2442            [~~(34)~~] (35) Section 26B-5-120 is repealed December 31, 2026.

2443            [~~(35)~~] (36) In relation to the Utah Assertive Community Treatment Act, on July 1,

2444 2024:

2445 (a) Subsection 26B-5-606(2)(a)(i), the language that states "and" is repealed; and

2446 (b) Subsections 26B-5-606(2)(a)(ii), 26B-5-606(2)(b), and 26B-5-606(2)(c) are  
2447 repealed.

2448 [~~36~~] (37) In relation to the Behavioral Health Crisis Response Commission, on  
2449 December 31, 2026:

2450 (a) Subsection 26B-5-609(1)(a) is repealed;

2451 (b) Subsection 26B-5-609(3)(a), the language that states "With recommendations from  
2452 the commission," is repealed;

2453 (c) Subsection 26B-5-610(1)(b) is repealed;

2454 (d) Subsection 26B-5-610(2)(b), the language that states "and in consultation with the  
2455 commission," is repealed; and

2456 (e) Subsection 26B-5-610(4), the language that states "In consultation with the  
2457 commission," is repealed.

2458 [~~37~~] (38) Subsections 26B-5-611(1)(a) and (10), in relation to the Utah Substance  
2459 Use and Mental Health Advisory Council, are repealed January 1, 2033.

2460 [~~38~~] (39) Section 26B-5-612, related to integrated behavioral health care grant  
2461 programs, is repealed December 31, 2025.

2462 [~~39~~] (40) Subsection 26B-7-119(5), related to reports to the Legislature on the  
2463 outcomes of the Hepatitis C Outreach Pilot Program, is repealed July 1, 2028.

2464 [~~40~~] (41) Section 26B-7-224, related to reports to the Legislature on violent incidents  
2465 and fatalities involving substance abuse, is repealed December 31, 2027.

2466 [~~41~~] (42) Title 26B, Chapter 8, Part 5, Utah Health Data Authority, is repealed July 1,  
2467 2024.

2468 [~~42~~] (43) Section 26B-8-513, related to identifying overuse of non-evidence-based  
2469 health care, is repealed December 31, 2023.

2470 Section 38. Section 63I-1-235 is amended to read:

2471 **63I-1-235. Repeal dates: Title 35A.**

2472 (1) Subsection 35A-1-202(2)(d), related to the Child Care Advisory Committee, is  
2473 repealed July 1, 2026.

2474 (2) Section 35A-3-205, which creates the Child Care Advisory Committee, is repealed



2475 July 1, 2026.

2476 (3) Subsection [35A-4-502](#)(5), which creates the Employment Advisory Council, is  
2477 repealed July 1, ~~[2032]~~ 2029.

2478 (4) Title 35A, Chapter 9, Part 6, Education Savings Incentive Program, is repealed July  
2479 1, 2028.

2480 ~~[(5) Sections [35A-13-301](#) and [35A-13-302](#), which create the Governor's Committee on  
2481 Employment of People with Disabilities, are repealed July 1, 2028.]~~

2482 ~~[(6)]~~ (5) Section [35A-13-303](#), which creates the State Rehabilitation Advisory Council,  
2483 is repealed July 1, 2024.

2484 ~~[(7)]~~ (6) Section [35A-13-404](#), which creates the advisory council for the Division of  
2485 Services for the Blind and Visually Impaired, is repealed July 1, 2025.

2486 ~~[(8)]~~ (7) Sections [35A-13-603](#) and [35A-13-604](#), which create the Interpreter  
2487 Certification Board, are repealed July 1, 2026.

2488 Section 39. Section **63I-1-236** is amended to read:

2489 **63I-1-236. Repeal dates: Title 36.**

2490 (1) Title 36, Chapter 17, Legislative Process Committee, is repealed January 1, 2028.

2491 (2) Section [36-29-111](#), creating the Public Safety Data Management Task Force, is  
2492 repealed July 1, 2029.

2493 ~~[(2)]~~ (3) Title 36, Chapter 28, Veterans and Military Affairs Commission, is repealed  
2494 January 1, 2025.

2495 ~~[(3)]~~ (4) Section [36-29-108](#), Criminal Code Evaluation Task Force, is repealed July 1,  
2496 2028.

2497 ~~[(4)]~~ (5) Section [36-29-112](#), Justice Court Reform Task Force, is repealed July 1, 2025.

2498 Section 40. Section **63I-1-253 (Superseded 07/01/24)** is amended to read:

2499 **63I-1-253 (Superseded 07/01/24). Repeal dates: Titles 53 through 53G.**

2500 (1) Section [53-2a-105](#), which creates the Emergency Management Administration  
2501 Council, is repealed July 1, ~~[2027]~~ 2029.

2502 (2) Sections [53-2a-1103](#) and [53-2a-1104](#), which create the Search and Rescue Advisory  
2503 Board, are repealed July 1, 2027.

2504 (3) Section [53-5-703](#), which creates the Concealed Firearm Review Board, is repealed  
2505 July 1, 2024.

2506 (4) Section 53B-6-105.5, which creates the Technology Initiative Advisory Board, is  
2507 repealed July 1, 2024.

2508 (5) Section 53B-7-709, regarding five-year performance goals for the Utah System of  
2509 Higher Education is repealed July 1, 2027.

2510 (6) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed  
2511 July 1, 2028.

2512 (7) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

2513 (8) Section 53B-17-1203, which creates the SafeUT and School Safety Commission, is  
2514 repealed January 1, 2025.

2515 (9) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.

2516 (10) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure  
2517 Research Center, is repealed on July 1, 2028.

2518 (11) Subsection 53C-3-203(4)(b)(vii), which provides for the distribution of money  
2519 from the Land Exchange Distribution Account to the Geological Survey for test wells and other  
2520 hydrologic studies in the West Desert, is repealed July 1, 2030.

2521 (12) Subsections 53E-3-503(5) and (6), which create coordinating councils for youth in  
2522 custody, are repealed July 1, 2027.

2523 (13) In relation to a standards review committee, on January 1, 2028:

2524 (a) in Subsection 53E-4-202(8), the language "by a standards review committee and the  
2525 recommendations of a standards review committee established under Section 53E-4-203" is  
2526 repealed; and

2527 (b) Section 53E-4-203 is repealed.

2528 (14) Section 53E-4-402, which creates the State Instructional Materials Commission, is  
2529 repealed July 1, 2027.

2530 (15) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is  
2531 repealed July 1, 2033.

2532 (16) Section 53F-2-420, which creates the Intensive Services Special Education Pilot  
2533 Program, is repealed July 1, 2024.

2534 (17) Section 53F-5-213 is repealed July 1, 2023.

2535 (18) Section 53F-5-214, in relation to a grant for professional learning, is repealed July  
2536 1, 2025.

- 2537 (19) Section [53F-5-215](#), in relation to an elementary teacher preparation grant, is  
2538 repealed July 1, 2025.
- 2539 (20) Section [53F-5-219](#), which creates the Local Innovations Civics Education Pilot  
2540 Program, is repealed on July 1, 2025.
- 2541 (21) Subsection [53F-9-203\(7\)](#), which creates the Charter School Revolving Account  
2542 Committee, is repealed July 1, 2024.
- 2543 (22) Subsections [53G-4-608\(2\)\(b\)](#) and [\(4\)\(b\)](#), related to the Utah Seismic Safety  
2544 Commission, are repealed January 1, 2025.
- 2545 (23) Section [53G-9-212](#), Drinking water quality in schools, is repealed July 1, 2027.
- 2546 (24) Title 53G, Chapter 10, Part 6, Education Innovation Program, is repealed July 1,  
2547 2027.
- 2548 Section 41. Section **63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25)** is amended to read:  
2549 **63I-1-253 (Eff 07/01/24) (Cont Sup 01/01/25). Repeal dates: Titles 53 through**  
2550 **53G.**
- 2551 (1) Section [53-2a-105](#), which creates the Emergency Management Administration  
2552 Council, is repealed July 1, [~~2027~~] 2029.
- 2553 (2) Sections [53-2a-1103](#) and [53-2a-1104](#), which create the Search and Rescue Advisory  
2554 Board, are repealed July 1, 2027.
- 2555 (3) Section [53-2d-104](#), which creates the Trauma System and Emergency Medical  
2556 Services Advisory Committee, is repealed on July 1, 2029.
- 2557 (4) Section [53-2d-703](#) is repealed July 1, 2027.
- 2558 (5) Section [53-2d-903](#), which creates the Stroke and Cardiac Registry Advisory  
2559 Committee, is repealed July 1, 2029.
- 2560 [~~(4)~~] (6) Section [53-5-703](#), which creates the Concealed Firearm Review Board, is  
2561 repealed July 1, 2024.
- 2562 (7) Section [53-11-104](#), which creates the Bail Bond Recovery and Private Investigator  
2563 Licensure Board, is repealed July 1, 2029.
- 2564 [~~(5)~~] (8) Section [53B-6-105.5](#), which creates the Technology Initiative Advisory Board,  
2565 is repealed July 1, 2024.
- 2566 [~~(6)~~] (9) Section [53B-7-709](#), regarding five-year performance goals for the Utah  
2567 System of Higher Education is repealed July 1, 2027.

2568            [~~(7)~~] (10) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is  
2569 repealed July 1, 2028.

2570            [~~(8)~~] (11) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1,  
2571 2028.

2572            [~~(9)~~] (12) Section [53B-17-1203](#), which creates the SafeUT and School Safety  
2573 Commission, is repealed January 1, 2025.

2574            [~~(10)~~] (13) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1,  
2575 2028.

2576            [~~(11)~~] (14) Title 53B, Chapter 18, Part 18, Electrification of Transportation  
2577 Infrastructure Research Center, is repealed on July 1, 2028.

2578            [~~(12)~~] (15) Subsection [53C-3-203](#)(4)(b)(vii), which provides for the distribution of  
2579 money from the Land Exchange Distribution Account to the Geological Survey for test wells  
2580 and other hydrologic studies in the West Desert, is repealed July 1, 2030.

2581            [~~(13)~~] (16) Subsections [53E-3-503](#)(5) and (6), which create coordinating councils for  
2582 youth in custody, are repealed July 1, 2027.

2583            [~~(14)~~] (17) In relation to a standards review committee, on January 1, 2028:

2584            (a) in Subsection [53E-4-202](#)(8), the language "by a standards review committee and the  
2585 recommendations of a standards review committee established under Section [53E-4-203](#)" is  
2586 repealed; and

2587            (b) Section [53E-4-203](#) is repealed.

2588            [~~(15)~~] (18) Section [53E-4-402](#), which creates the State Instructional Materials  
2589 Commission, is repealed July 1, 2027.

2590            [~~(16)~~] (19) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory  
2591 Commission, is repealed July 1, 2033.

2592            [~~(17)~~] (20) Section [53F-2-420](#), which creates the Intensive Services Special Education  
2593 Pilot Program, is repealed July 1, 2024.

2594            [~~(18)~~] (21) Section [53F-5-213](#) is repealed July 1, 2023.

2595            [~~(19)~~] (22) Section [53F-5-214](#), in relation to a grant for professional learning, is  
2596 repealed July 1, 2025.

2597            [~~(20)~~] (23) Section [53F-5-215](#), in relation to an elementary teacher preparation grant, is  
2598 repealed July 1, 2025.

2599            [~~(21)~~] (24) Section [53F-5-219](#), which creates the Local Innovations Civics Education  
2600 Pilot Program, is repealed on July 1, 2025.

2601            [~~(22)~~] (25) Subsection [53F-9-203\(7\)](#), which creates the Charter School Revolving  
2602 Account Committee, is repealed July 1, 2024.

2603            [~~(23)~~] (26) Subsections [53G-4-608\(2\)\(b\)](#) and [\(4\)\(b\)](#), related to the Utah Seismic Safety  
2604 Commission, are repealed January 1, 2025.

2605            [~~(24)~~] (27) Section [53G-9-212](#), Drinking water quality in schools, is repealed July 1,  
2606 2027.

2607            [~~(25)~~] (28) Title 53G, Chapter 10, Part 6, Education Innovation Program, is repealed  
2608 July 1, 2027.

2609            Section 42. Section **63I-1-253 (Contingently Effective 01/01/25)** is amended to read:  
2610 **63I-1-253 (Contingently Effective 01/01/25). Repeal dates: Titles 53 through 53G.**

2611            (1) Section [53-2a-105](#), which creates the Emergency Management Administration  
2612 Council, is repealed July 1, [~~2027~~] 2029.

2613            (2) Sections [53-2a-1103](#) and [53-2a-1104](#), which create the Search and Rescue Advisory  
2614 Board, are repealed July 1, 2027.

2615            (3) Section [53-2d-703](#) is repealed July 1, 2027.

2616            (4) Section [53-2d-903](#), which creates the Stroke and Cardiac Advisory Registry  
2617 Advisory Committee, is repealed July 1, 2029.

2618            [~~(4)~~] (5) Section [53-5-703](#), which creates the Concealed Firearm Review Board, is  
2619 repealed July 1, 2024.

2620            (6) Section [53-11-104](#), which creates the Bail Bond Recovery and Private Investigator  
2621 Licensure Board, is repealed July 1, 2029.

2622            [~~(5)~~] (7) Section [53B-6-105.5](#), which creates the Technology Initiative Advisory Board,  
2623 is repealed July 1, 2024.

2624            [~~(6)~~] (8) Section [53B-7-709](#), regarding five-year performance goals for the Utah  
2625 System of Higher Education is repealed July 1, 2027.

2626            [~~(7)~~] (9) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is  
2627 repealed July 1, 2028.

2628            [~~(8)~~] (10) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1,  
2629 2028.

2630            [~~(9)~~] (11) Section [53B-17-1203](#), which creates the SafeUT and School Safety  
2631 Commission, is repealed January 1, 2025.

2632            [~~(10)~~] (12) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1,  
2633 2028.

2634            [~~(11)~~] (13) Title 53B, Chapter 18, Part 18, Electrification of Transportation  
2635 Infrastructure Research Center, is repealed on July 1, 2028.

2636            [~~(12)~~] (14) Subsection [53C-3-203](#)(4)(b)(vii), which provides for the distribution of  
2637 money from the Land Exchange Distribution Account to the Geological Survey for test wells  
2638 and other hydrologic studies in the West Desert, is repealed July 1, 2030.

2639            [~~(13)~~] (15) Subsections [53E-3-503](#)(5) and (6), which create coordinating councils for  
2640 youth in custody, are repealed July 1, 2027.

2641            [~~(14)~~] (16) In relation to a standards review committee, on January 1, 2028:  
2642            (a) in Subsection [53E-4-202](#)(8), the language "by a standards review committee and the  
2643 recommendations of a standards review committee established under Section [53E-4-203](#)" is  
2644 repealed; and

2645            (b) Section [53E-4-203](#) is repealed.

2646            [~~(15)~~] (17) Section [53E-4-402](#), which creates the State Instructional Materials  
2647 Commission, is repealed July 1, 2027.

2648            [~~(16)~~] (18) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory  
2649 Commission, is repealed July 1, 2033.

2650            [~~(17)~~] (19) Section [53F-2-420](#), which creates the Intensive Services Special Education  
2651 Pilot Program, is repealed July 1, 2024.

2652            [~~(18)~~] (20) Section [53F-5-213](#) is repealed July 1, 2023.

2653            [~~(19)~~] (21) Section [53F-5-214](#), in relation to a grant for professional learning, is  
2654 repealed July 1, 2025.

2655            [~~(20)~~] (22) Section [53F-5-215](#), in relation to an elementary teacher preparation grant, is  
2656 repealed July 1, 2025.

2657            [~~(21)~~] (23) Section [53F-5-219](#), which creates the Local Innovations Civics Education  
2658 Pilot Program, is repealed on July 1, 2025.

2659            [~~(22)~~] (24) (a) Subsection [53F-9-201.1](#)(2)(b)(ii), in relation to the use of funds from a  
2660 loss in enrollment for certain fiscal years, is repealed on July 1, 2030.

- 2661 (b) On July 1, 2030, the Office of Legislative Research and General Counsel shall  
2662 renumber the remaining subsections accordingly.
- 2663 [~~(23)~~] (25) Subsection 53F-9-203(7), which creates the Charter School Revolving  
2664 Account Committee, is repealed July 1, 2024.
- 2665 [~~(24)~~] (26) Subsections 53G-4-608(2)(b) and (4)(b), related to the Utah Seismic Safety  
2666 Commission, are repealed January 1, 2025.
- 2667 [~~(25)~~] (27) Section 53G-9-212, Drinking water quality in schools, is repealed July 1,  
2668 2027.
- 2669 [~~(26)~~] (28) Title 53G, Chapter 10, Part 6, Education Innovation Program, is repealed  
2670 July 1, 2027.
- 2671 Section 43. Section 63I-1-263 is amended to read:  
2672 **63I-1-263. Repeal dates: Titles 63A through 63N.**
- 2673 (1) Subsection 63A-5b-405(5), relating to prioritizing and allocating capital  
2674 improvement funding, is repealed July 1, 2024.
- 2675 (2) Section 63A-5b-1003, State Facility Energy Efficiency Fund, is repealed July 1,  
2676 2023.
- 2677 (3) Sections 63A-9-301 and 63A-9-302, related to the Motor Vehicle Review  
2678 Committee, are repealed July 1, 2023.
- 2679 (4) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July  
2680 1, 2028.
- 2681 (5) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,  
2682 2025.
- 2683 (6) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed July 1,  
2684 2024.
- 2685 (7) Title 63C, Chapter 17, Point of the Mountain Development Commission Act, is  
2686 repealed July 1, 2023.
- 2687 (8) Title 63C, Chapter 18, Behavioral Health Crisis Response Commission, is repealed  
2688 December 31, 2026.
- 2689 (9) Title 63C, Chapter 23, Education and Mental Health Coordinating Council, is  
2690 repealed July 1, 2026.
- 2691 (10) Title 63C, Chapter 27, Cybersecurity Commission, is repealed July 1, 2032.

2692 (11) Title 63C, Chapter 28, Ethnic Studies Commission, is repealed July 1, 2026.  
2693 [~~(12)~~ Title 63C, Chapter 29, Domestic Violence Data Task Force, is repealed  
2694 December 31, 2024.]  
2695 [~~(13)~~ (12) Title 63C, Chapter 31, State Employee Benefits Advisory Commission, is  
2696 repealed on July 1, 2028.  
2697 [~~(14)~~ (13) Section 63G-6a-805, which creates the Purchasing from Persons with  
2698 Disabilities Advisory Board, is repealed July 1, 2026.  
2699 [~~(15)~~ (14) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed  
2700 July 1, 2028.  
2701 [~~(16)~~ (15) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed  
2702 July 1, 2024.  
2703 [~~(17)~~ (16) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1,  
2704 2026.  
2705 [~~(18)~~ (17) Subsection 63J-1-602.2(25), related to the Utah Seismic Safety  
2706 Commission, is repealed January 1, 2025.  
2707 [~~(19)~~ (18) Section 63L-11-204, creating a canyon resource management plan to Provo  
2708 Canyon, is repealed July 1, 2025.  
2709 [~~(20)~~ (19) Title 63L, Chapter 11, Part 4, Resource Development Coordinating  
2710 Committee, is repealed July 1, 2027.  
2711 [~~(21)~~ (20) In relation to the Utah Substance Use and Mental Health Advisory Council,  
2712 on January 1, 2033:  
2713 (a) Sections 63M-7-301, 63M-7-302, 63M-7-303, 63M-7-304, and 63M-7-306 are  
2714 repealed;  
2715 (b) Section 63M-7-305, the language that states "council" is replaced with  
2716 "commission";  
2717 (c) Subsection 63M-7-305(1)(a) is repealed and replaced with:  
2718 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and  
2719 (d) Subsection 63M-7-305(2) is repealed and replaced with:  
2720 "(2) The commission shall:  
2721 (a) provide ongoing oversight of the implementation, functions, and evaluation of the  
2722 Drug-Related Offenses Reform Act; and



2723 (b) coordinate the implementation of Section [77-18-104](#) and related provisions in  
2724 Subsections [77-18-103](#)(2)(c) and (d).".

2725 ~~[(22) The Crime Victim Reparations and Assistance Board, created in Section~~  
2726 ~~[63M-7-504](#), is repealed July 1, 2027.]~~

2727 ~~[(23)]~~ (21) Title 63M, Chapter 7, Part 8, Sex Offense Management Board, is repealed  
2728 July 1, 2026.

2729 (22) Section [63M-7-902](#), which creates the Victim Services Commission, is repealed  
2730 July 1, 2029.

2731 ~~[(24)]~~ (23) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,  
2732 2026.

2733 ~~[(25)]~~ (24) Title 63N, Chapter 1b, Part 4, Women in the Economy Subcommittee, is  
2734 repealed January 1, 2025.

2735 ~~[(26)]~~ (25) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

2736 ~~[(27)]~~ (26) Section [63N-2-512](#), related to the Hotel Impact Mitigation Fund, is repealed  
2737 July 1, 2028.

2738 ~~[(28)]~~ (27) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is  
2739 repealed July 1, 2027.

2740 ~~[(29)]~~ (28) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant  
2741 Program, is repealed July 1, 2025.

2742 ~~[(30)]~~ (29) In relation to the Rural Employment Expansion Program, on July 1, 2028:  
2743 (a) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed;  
2744 and

2745 (b) Subsection [63N-4-805](#)(5)(b), referring to the Rural Employment Expansion  
2746 Program, is repealed.

2747 ~~[(31)]~~ (30) In relation to the Board of Tourism Development, on July 1, 2025:  
2748 (a) Subsection [63N-2-511](#)(1)(b), which defines "tourism board," is repealed;  
2749 (b) Subsections [63N-2-511](#)(3)(a) and (5), the language that states "tourism board" is  
2750 repealed and replaced with "Utah Office of Tourism";

2751 (c) Subsection [63N-7-101](#)(1), which defines "board," is repealed;  
2752 (d) Subsection [63N-7-102](#)(3)(c), which requires the Utah Office of Tourism to receive  
2753 approval from the Board of Tourism Development, is repealed; and

2754 (e) Title 63N, Chapter 7, Part 2, Board of Tourism Development, is repealed.  
2755 [~~32~~] (31) Subsection [63N-8-103](#)(3)(c), which allows the Governor's Office of  
2756 Economic Opportunity to issue an amount of tax credit certificates only for rural productions,  
2757 is repealed on July 1, 2024.

2758 Section 44. Section **63I-2-209** is amended to read:

2759 **63I-2-209. Repeal dates: Title 9.**

2760 (1) Section [9-6-303](#) is repealed on October 1, 2024.

2761 (2) Sections [9-6-305](#) and [9-6-306](#), which create and describe the powers of the Utah  
2762 Museums Advisory Board, are repealed on October 1, 2024.

2763 (3) Section [9-9-112](#), Bears Ears Visitor Center Advisory Committee, is repealed  
2764 December 31, 2024.

2765 [~~2~~] (4) Title 9, Chapter 6, Part 9, COVID-19 Cultural Assistance Grant Program, is  
2766 repealed June 30, 2021.

2767 [~~3~~] (5) Title 9, Chapter 17, Humanitarian Service and Educational and Cultural  
2768 Exchange Restricted Account Act, is repealed on July 1, 2024.

2769 [~~4~~] (6) Title 9, Chapter 18, Martin Luther King, Jr. Civil Rights Support Restricted  
2770 Account Act, is repealed on July 1, 2024.

2771 [~~5~~] (7) Title 9, Chapter 19, National Professional Men's Soccer Team Support of  
2772 Building Communities Restricted Account Act, is repealed on July 1, 2024.

2773 Section 45. Section **63I-2-226 (Superseded 07/01/24)** is amended to read:

2774 **63I-2-226 (Superseded 07/01/24). Repeal dates: Titles 26A through 26B.**

2775 (1) Subsection [26B-1-204](#)(2)(e), related to the Air Ambulance Committee, is repealed  
2776 July 1, 2024.

2777 (2) Section [26B-1-241](#) is repealed July 1, 2024.

2778 (3) Section [26B-1-302](#) is repealed on July 1, 2024.

2779 (4) Section [26B-1-313](#) is repealed on July 1, 2024.

2780 (5) Section [26B-1-314](#) is repealed on July 1, 2024.

2781 (6) Section [26B-1-321](#) is repealed on July 1, 2024.

2782 (7) Section [26B-1-405](#), related to the Air Ambulance Committee, is repealed on July 1,  
2783 2024.

2784 (8) Section [26B-1-423](#), which creates the rural Physician Loan Repayment Program

2785 Advisory Committee, is repealed on July 1, 2026.

2786 [~~(8) Section 26B-1-419, which creates the Utah Health Care Workforce Financial~~  
2787 ~~Assistance Program Advisory Committee, is repealed July 1, 2027.]~~

2788 (9) In relation to the Air Ambulance Committee, on July 1, 2024, Subsection

2789 26B-2-231(1)(a) is amended to read:

2790 "(a) provide the patient or the patient's representative with the following information  
2791 before contacting an air medical transport provider:

2792 (i) which health insurers in the state the air medical transport provider contracts with;

2793 (ii) if sufficient data is available, the average charge for air medical transport services  
2794 for a patient who is uninsured or out of network; and

2795 (iii) whether the air medical transport provider balance bills a patient for any charge not  
2796 paid by the patient's health insurer; and".

2797 (10) Section 26B-3-142 is repealed July 1, 2024.

2798 (11) Subsection 26B-3-215(5), related to reporting on coverage for in vitro fertilization  
2799 and genetic testing, is repealed July 1, 2030.

2800 (12) In relation to the Air Ambulance Committee, on July 1, 2024, Subsection

2801 26B-4-135(1)(a) is amended to read:

2802 "(a) provide the patient or the patient's representative with the following information  
2803 before contacting an air medical transport provider:

2804 (i) which health insurers in the state the air medical transport provider contracts with;

2805 (ii) if sufficient data is available, the average charge for air medical transport services  
2806 for a patient who is uninsured or out of network; and

2807 (iii) whether the air medical transport provider balance bills a patient for any charge not  
2808 paid by the patient's health insurer; and".

2809 (13) Section 26B-4-702, related to the Utah Health Care Workforce Financial  
2810 Assistance Program, is repealed July 1, 2027.

2811 (14) Subsections 26B-4-703(3)(b), (3)(c)(i) and (ii), and (6)(b) are repealed on July 1,  
2812 2026.

2813 [~~(14)~~] (15) Section 26B-5-117, related to early childhood mental health support grant  
2814 programs, is repealed January 2, 2025.

2815 [~~(15)~~] (16) Subsection 26B-7-117(3), related to reports to the Legislature on syringe

2816 exchange and education, is repealed January 1, 2027.

2817 ~~[(+6)]~~ (17) Section [26B-7-120](#), relating to sickle cell disease, is repealed on July 1,  
2818 2025.

2819 Section 46. Section **63I-2-226 (Effective 07/01/24)** is amended to read:

2820 **63I-2-226 (Effective 07/01/24). Repeal dates: Titles 26A through 26B.**

2821 (1) Section [26B-1-241](#) is repealed July 1, 2024.

2822 (2) Section [26B-1-302](#) is repealed on July 1, 2024.

2823 (3) Section [26B-1-313](#) is repealed on July 1, 2024.

2824 (4) Section [26B-1-314](#) is repealed on July 1, 2024.

2825 (5) Section [26B-1-321](#) is repealed on July 1, 2024.

2826 (6) Section [26B-1-423](#), which creates the rural Physician Loan Repayment Program  
2827 Advisory Committee, is repealed on July 1, 2026.

2828 ~~[(6) Section [26B-1-419](#), which creates the Utah Health Care Workforce Financial  
2829 Assistance Program Advisory Committee, is repealed July 1, 2027.]~~

2830 (7) In relation to the Air Ambulance Committee, on July 1, 2024, Subsection  
2831 [26B-2-231](#)(1)(a) is amended to read:

2832 "(a) provide the patient or the patient's representative with the following information  
2833 before contacting an air medical transport provider:

2834 (i) which health insurers in the state the air medical transport provider contracts with;

2835 (ii) if sufficient data is available, the average charge for air medical transport services  
2836 for a patient who is uninsured or out of network; and

2837 (iii) whether the air medical transport provider balance bills a patient for any charge not  
2838 paid by the patient's health insurer; and".

2839 (8) Section [26B-3-142](#) is repealed July 1, 2024.

2840 (9) Subsection [26B-3-215](#)(5), related to reporting on coverage for in vitro fertilization  
2841 and genetic testing, is repealed July 1, 2030.

2842 (10) Section [26B-4-702](#), related to the Utah Health Care Workforce Financial  
2843 Assistance Program, is repealed July 1, 2027.

2844 (11) Subsections [26B-4-703](#)(3)(b), (3)(c)(i) and (ii), and (6)(b) are repealed on July 1,  
2845 2026.

2846 ~~[(+)]~~ (12) Section [26B-5-117](#), related to early childhood mental health support grant

2847 programs, is repealed January 2, 2025.

2848 ~~[(12)]~~ (13) Subsection [26B-7-117](#)(3), related to reports to the Legislature on syringe  
2849 exchange and education, is repealed January 1, 2027.

2850 ~~[(13)]~~ (14) Section [26B-7-120](#), relating to sickle cell disease, is repealed on July 1,  
2851 2025.

2852 Section 47. Section **63I-2-235** is amended to read:

2853 **63I-2-235. Repeal dates: Title 35A.**

2854 (1) Section [35A-1-104.6](#) is repealed June 30, 2022.

2855 (2) Section [35A-3-212](#) is repealed June 30, 2025.

2856 (3) Sections [35A-13-301](#) and [35A-13-302](#), which create the Governor's Committee on  
2857 Employment of People with Disabilities, are repealed on October 1, 2024.

2858 Section 48. Section **63I-2-236** is amended to read:

2859 **63I-2-236. Repeal dates: Title 36.**

2860 (1) Section [36-12-8.2](#) is repealed July 1, 2024.

2861 (2) Section [36-29-107.5](#) is repealed on November 30, 2024.

2862 (3) Section [36-29-109](#) is repealed on November 30, 2027.

2863 (4) Section [36-29-110](#) is repealed on November 30, 2024.

2864 ~~[(5) Section [36-29-111](#) is repealed July 1, 2025.]~~

2865 ~~[(6)]~~ (5) The following sections regarding the State Flag Task Force are repealed on  
2866 January 1, 2024:

2867 (a) Section [36-29-201](#);

2868 (b) Section [36-29-202](#); and

2869 (c) Section [36-29-203](#).

2870 ~~[(7)]~~ (6) Title 36, Chapter 29, Part 3, Mental Illness Psychotherapy Drug Task Force, is  
2871 repealed December 31, 2023.

2872 Section 49. Section **63I-2-253 (Effective 07/01/24)** is amended to read:

2873 **63I-2-253 (Effective 07/01/24). Repeal dates: Titles 53 through 53G.**

2874 (1) Subsection [53-1-104](#)(1)(b), regarding the Air Ambulance Committee, is repealed  
2875 July 1, 2024.

2876 (2) Section [53-1-118](#) is repealed on July 1, 2024.

2877 (3) Section [53-1-120](#) is repealed on July 1, 2024.

- 2878 (4) Section 53-2a-303 is repealed on October 1, 2024.
- 2879 [~~4~~] (5) Section 53-2d-107, regarding the Air Ambulance Committee, is repealed July
- 2880 1, 2024.
- 2881 (6) Section 53-2d-302, which creates the Trauma System Advisory Committee, is
- 2882 repealed on October 1, 2024.
- 2883 (7) Section 53-2d-904, which creates the Cardiac Registry Advisory Committee, is
- 2884 repealed on October 1, 2024.
- 2885 [~~5~~] (8) In relation to the Air Ambulance Committee, on July 1, 2024, Subsection
- 2886 53-2d-702(1)(a) is amended to read:
- 2887 "(a) provide the patient or the patient's representative with the following information
- 2888 before contacting an air medical transport provider:
- 2889 (i) which health insurers in the state the air medical transport provider contracts with;
- 2890 (ii) if sufficient data is available, the average charge for air medical transport services
- 2891 for a patient who is uninsured or out of network; and
- 2892 (iii) whether the air medical transport provider balance bills a patient for any charge not
- 2893 paid by the patient's health insurer; and".
- 2894 [~~6~~] (9) Section 53-7-109 is repealed on July 1, 2024.
- 2895 (10) Sections 53-9-104, 53-9-105, and 53-9-106, which create and establish the duties
- 2896 of the Private Investigator Hearing and Licensure Board, are repealed on October 1, 2024.
- 2897 [~~7~~] (11) Section 53-22-104 is repealed December 31, 2023.
- 2898 [~~8~~] (12) Section 53B-6-105.7 is repealed July 1, 2024.
- 2899 [~~9~~] (13) Section 53B-7-707 regarding performance metrics for technical colleges is
- 2900 repealed July 1, 2023.
- 2901 [~~10~~] (14) Section 53B-8-114 is repealed July 1, 2024.
- 2902 [~~11~~] (15) The following provisions, regarding the Regents' scholarship program, are
- 2903 repealed on July 1, 2023:
- 2904 (a) in Subsection 53B-8-105(12), the language that states, "or any scholarship
- 2905 established under Sections 53B-8-202 through 53B-8-205";
- 2906 (b) Section 53B-8-202;
- 2907 (c) Section 53B-8-203;
- 2908 (d) Section 53B-8-204; and

- 2909 (e) Section [53B-8-205](#).
- 2910 [~~(12)~~] (16) Section [53B-10-101](#) is repealed on July 1, 2027.
- 2911 [~~(13)~~] (17) Subsection [53E-1-201](#)(1)(s) regarding the report by the Educational  
2912 Interpretation and Translation Services Procurement Advisory Council is repealed July 1, 2024.
- 2913 [~~(14)~~] (18) Section [53E-1-202.2](#), regarding a Public Education Appropriations  
2914 Subcommittee evaluation and recommendations, is repealed January 1, 2024.
- 2915 [~~(15)~~] (19) Section [53F-2-209](#), regarding local education agency budgetary flexibility,  
2916 is repealed July 1, 2024.
- 2917 [~~(16)~~] (20) Subsection [53F-2-314](#)(4), relating to a one-time expenditure between the  
2918 at-risk WPU add-on funding and previous at-risk funding, is repealed January 1, 2024.
- 2919 [~~(17)~~] (21) Section [53F-2-524](#), regarding teacher bonuses for extra work assignments,  
2920 is repealed July 1, 2024.
- 2921 [~~(18)~~] (22) Section [53F-5-221](#), regarding a management of energy and water pilot  
2922 program, is repealed July 1, 2028.
- 2923 [~~(19)~~] (23) Section [53F-9-401](#) is repealed on July 1, 2024.
- 2924 [~~(20)~~] (24) Section [53F-9-403](#) is repealed on July 1, 2024.
- 2925 [~~(21)~~] (25) On July 1, 2023, when making changes in this section, the Office of  
2926 Legislative Research and General Counsel shall, in addition to the office's authority under  
2927 Section [36-12-12](#), make corrections necessary to ensure that sections and subsections identified  
2928 in this section are complete sentences and accurately reflect the office's perception of the  
2929 Legislature's intent.
- 2930 Section 50. Section [63I-2-258](#) is amended to read:  
2931 **[63I-2-258](#). Repeal dates: Title 58.**
- 2932 Title 58, Chapter 38a, Controlled Substances Advisory Committee Act, is repealed  
2933 October 1, 2024.
- 2934 Section 51. Section [63I-2-263](#) is amended to read:  
2935 **[63I-2-263](#). Repeal dates: Title 63A through Title 63N.**
- 2936 (1) Title 63A, Chapter 2, Part 5, Educational Interpretation and Translation Services  
2937 Procurement Advisory Council is repealed July 1, 2025.
- 2938 (2) Section [63A-17-303](#) is repealed July 1, 2023.
- 2939 (3) Section [63A-17-806](#) is repealed June 30, 2026.

- 2940            (4) Section 63C-1-103 is repealed January 1, 2025.
- 2941            [~~4~~] (5) Title 63C, Chapter 22, Digital Wellness, Citizenship, and Safe Technology
- 2942 Commission is repealed July 1, 2023.
- 2943            (6) Title 63C, Chapter 29, Domestic Violence Data Task Force, is repealed October 1,
- 2944 2024.
- 2945            [~~5~~] (7) Section 63H-7a-303 is repealed July 1, 2024.
- 2946            [~~6~~] (8) Subsection 63H-7a-403(2)(b), regarding the charge to maintain the public
- 2947 safety communications network, is repealed July 1, 2033.
- 2948            [~~7~~] (9) Subsection 63J-1-602.2(45), which lists appropriations to the State Tax
- 2949 Commission for property tax deferral reimbursements, is repealed July 1, 2027.
- 2950            (10) Sections 63M-7-504 and 63M-7-505, which create and establish the duties of the
- 2951 Crime Victim Reparations and Assistance Board, are repealed October 1, 2024.
- 2952            (11) Title 63M, Chapter 7, Part 6, Utah Council on Victims of Crime, is repealed
- 2953 October 1, 2024.
- 2954            [~~8~~] (12) Subsection 63N-2-213(12)(a), relating to claiming a tax credit in the same
- 2955 taxable year as the targeted business income tax credit, is repealed December 31, 2024.
- 2956            [~~9~~] (13) Title 63N, Chapter 2, Part 3, Targeted Business Income Tax Credit in an
- 2957 Enterprise Zone, is repealed December 31, 2024.
- 2958            Section 52. Section 63M-7-202 is amended to read:
- 2959            **63M-7-202. Composition -- Appointments -- Ex officio members -- Terms --**
- 2960 **United States Attorney as nonvoting member.**
- 2961            (1) The State Commission on Criminal and Juvenile Justice is composed of [~~26~~] 25
- 2962 voting members as follows:
- 2963            (a) the chief justice of the supreme court, as the presiding officer of the judicial
- 2964 council, or a judge designated by the chief justice;
- 2965            (b) the state court administrator or the state court administrator's designee;
- 2966            (c) the executive director of the Department of Corrections or the executive director's
- 2967 designee;
- 2968            (d) the executive director of the Department of Health and Human Services or the
- 2969 executive director's designee;
- 2970            (e) the commissioner of the Department of Public Safety or the commissioner's



- 2971 designee;
- 2972 (f) the attorney general or an attorney designated by the attorney general;
- 2973 (g) the president of the chiefs of police association or a chief of police designated by  
2974 the association's president;
- 2975 (h) the president of the sheriffs' association or a sheriff designated by the association's  
2976 president;
- 2977 (i) the chair of the Board of Pardons and Parole or a member of the Board of Pardons  
2978 and Parole designated by the chair;
- 2979 (j) the chair of the Utah Sentencing Commission or a member of the Utah Sentencing  
2980 Commission designated by the chair;
- 2981 (k) the chair of the Utah Substance Use and Mental Health Advisory Council or a  
2982 member of the Utah Substance Use and Mental Health Advisory Council designated by the  
2983 chair;
- 2984 (l) the chair of the Utah Board of Juvenile Justice or a member of the Utah Board of  
2985 Juvenile Justice designated by the chair;
- 2986 (m) the chair of the Utah Victim Services Commission or a member of the Utah Victim  
2987 Services Commission designated by the chair;
- 2988 [~~(n) the chair of the Utah Council on Victims of Crime or a member of the Utah~~  
2989 ~~Council on Victims of Crime designated by the chair;~~]
- 2990 [~~(o)~~] (n) the executive director of the Salt Lake Legal Defender Association or an  
2991 attorney designated by the executive director;
- 2992 [~~(p)~~] (o) the chair of the Utah Indigent Defense Commission or a member of the  
2993 Indigent Defense Commission designated by the chair;
- 2994 [~~(q)~~] (p) the Salt Lake County District Attorney or an attorney designated by the district  
2995 attorney; and
- 2996 [~~(r)~~] (q) the following members designated to serve four-year terms:
- 2997 (i) a juvenile court judge, appointed by the chief justice, as presiding officer of the  
2998 Judicial Council;
- 2999 (ii) a representative of the statewide association of public attorneys designated by the  
3000 association's officers;
- 3001 (iii) one member of the House of Representatives who is appointed by the speaker of

3002 the House of Representatives; and

3003 (iv) one member of the Senate who is appointed by the president of the Senate.

3004 (2) The governor shall appoint the remaining five members to four-year staggered  
3005 terms as follows:

3006 (a) one criminal defense attorney appointed from a list of three nominees submitted by  
3007 the Utah State Bar Association;

3008 (b) one attorney who primarily represents juveniles in delinquency matters appointed  
3009 from a list of three nominees submitted by the Utah Bar Association;

3010 (c) one representative of public education;

3011 (d) one citizen representative; and

3012 (e) a representative from a local faith who has experience with the criminal justice  
3013 system.

3014 (3) In addition to the members designated under Subsections (1) and (2), the United  
3015 States Attorney for the district of Utah or an attorney designated by the United States Attorney  
3016 may serve as a nonvoting member.

3017 (4) In appointing the members under Subsection (2), the governor shall take into  
3018 account the geographical makeup of the commission.

3019 Section 53. Section **63M-7-204** is amended to read:

3020 **63M-7-204. Duties of commission.**

3021 (1) The State Commission on Criminal and Juvenile Justice administration shall:

3022 (a) promote the commission's purposes as enumerated in Section [63M-7-201](#);

3023 (b) promote the communication and coordination of all criminal and juvenile justice  
3024 agencies;

3025 (c) study, evaluate, and report on the status of crime in the state and on the  
3026 effectiveness of criminal justice policies, procedures, and programs that are directed toward the  
3027 reduction of crime in the state;

3028 (d) study, evaluate, and report on programs initiated by state and local agencies to  
3029 address reducing recidivism, including changes in penalties and sentencing guidelines intended  
3030 to reduce recidivism, costs savings associated with the reduction in the number of inmates, and  
3031 evaluation of expenses and resources needed to meet goals regarding the use of treatment as an  
3032 alternative to incarceration, as resources allow;

- 3033 (e) study, evaluate, and report on policies, procedures, and programs of other
- 3034 jurisdictions which have effectively reduced crime;
- 3035 (f) identify and promote the implementation of specific policies and programs the
- 3036 commission determines will significantly reduce crime in Utah;
- 3037 (g) provide analysis and recommendations on all criminal and juvenile justice
- 3038 legislation, state budget, and facility requests, including program and fiscal impact on all
- 3039 components of the criminal and juvenile justice system;
- 3040 (h) provide analysis, accountability, recommendations, and supervision for state and
- 3041 federal criminal justice grant money;
- 3042 (i) provide public information on the criminal and juvenile justice system and give
- 3043 technical assistance to agencies or local units of government on methods to promote public
- 3044 awareness;
- 3045 (j) promote research and program evaluation as an integral part of the criminal and
- 3046 juvenile justice system;
- 3047 (k) provide a comprehensive criminal justice plan annually;
- 3048 (l) review agency forecasts regarding future demands on the criminal and juvenile
- 3049 justice systems, including specific projections for secure bed space;
- 3050 (m) promote the development of criminal and juvenile justice information systems that
- 3051 are consistent with common standards for data storage and are capable of appropriately sharing
- 3052 information with other criminal justice information systems by:
- 3053 (i) developing and maintaining common data standards for use by all state criminal
- 3054 justice agencies;
- 3055 (ii) annually performing audits of criminal history record information maintained by
- 3056 state criminal justice agencies to assess their accuracy, completeness, and adherence to
- 3057 standards;
- 3058 (iii) defining and developing state and local programs and projects associated with the
- 3059 improvement of information management for law enforcement and the administration of
- 3060 justice; and
- 3061 (iv) establishing general policies concerning criminal and juvenile justice information
- 3062 systems and making rules as necessary to carry out the duties under Subsection (1)(k) and this
- 3063 Subsection (1)(m);

3064 (n) allocate and administer grants, from money made available, for approved education  
3065 programs to help prevent the sexual exploitation of children;

3066 (o) allocate and administer grants for law enforcement operations and programs related  
3067 to reducing illegal drug activity and related criminal activity;

3068 (p) request, receive, and evaluate data and recommendations collected and reported by  
3069 agencies and contractors related to policies recommended by the commission regarding  
3070 recidivism reduction, including the data described in Section 13-53-111 and Subsection  
3071 26B-5-102(2)(l);

3072 (q) establish and administer a performance incentive grant program that allocates funds  
3073 appropriated by the Legislature to programs and practices implemented by counties that reduce  
3074 recidivism and reduce the number of offenders per capita who are incarcerated;

3075 (r) oversee or designate an entity to oversee the implementation of juvenile justice  
3076 reforms;

3077 (s) make rules and administer the juvenile holding room standards and juvenile jail  
3078 standards to align with the Juvenile Justice and Delinquency Prevention Act requirements  
3079 pursuant to 42 U.S.C. Sec. 5633;

3080 (t) allocate and administer grants, from money made available, for pilot qualifying  
3081 education programs;

3082 [~~(u)~~] ~~oversee the trauma-informed justice program described in Section 63M-7-209;~~]

3083 [~~(v)~~] (u) request, receive, and evaluate the aggregate data collected from prosecutorial  
3084 agencies and the Administrative Office of the Courts, in accordance with Sections 63M-7-216  
3085 and 78A-2-109.5;

3086 [~~(w)~~] (v) report annually to the Law Enforcement and Criminal Justice Interim  
3087 Committee on the progress made on each of the following goals of the Justice Reinvestment  
3088 Initiative:

3089 (i) ensuring oversight and accountability;

3090 (ii) supporting local corrections systems;

3091 (iii) improving and expanding reentry and treatment services; and

3092 (iv) strengthening probation and parole supervision;

3093 [~~(x)~~] (w) compile a report of findings based on the data and recommendations provided  
3094 under Section 13-53-111 and Subsection 26B-5-102(2)(n) that:

3095 (i) separates the data provided under Section 13-53-111 by each residential, vocational  
3096 and life skills program; and

3097 (ii) separates the data provided under Subsection 26B-5-102(2)(n) by each mental  
3098 health or substance use treatment program;

3099 ~~[(y)]~~ (x) publish the report described in Subsection ~~[(1)(x)]~~ (1)(w) on the commission's  
3100 website and annually provide the report to the Judiciary Interim Committee, the Health and  
3101 Human Services Interim Committee, the Law Enforcement and Criminal Justice Interim  
3102 Committee, and the related appropriations subcommittees; ~~[and]~~

3103 ~~[(z)]~~ (y) receive, compile, and publish on the commission's website the data provided  
3104 under:

3105 (i) Section 53-23-101;

3106 (ii) Section 53-24-102; and

3107 (iii) Section 53-26-101; and

3108 (z) review, research, advise, and make recommendations to the three branches of  
3109 government regarding evidence-based sex offense management policies and practices,  
3110 including supervision standards, treatment standards, and the sex offender registry.

3111 (2) If the commission designates an entity under Subsection (1)(r), the commission  
3112 shall ensure that the membership of the entity includes representation from the three branches  
3113 of government and, as determined by the commission, representation from relevant stakeholder  
3114 groups across all parts of the juvenile justice system, including county representation.

3115 Section 54. Section 63M-7-502 is amended to read:

3116 **63M-7-502. Definitions.**

3117 As used in this part:

3118 (1) "Accomplice" means an individual who has engaged in criminal conduct as  
3119 described in Section 76-2-202.

3120 (2) "Advocacy services provider" means the same as that term is defined in Section  
3121 77-38-403.

3122 ~~[(3)]~~ "Board" means the Crime Victim Reparations and Assistance Board created under  
3123 Section ~~63M-7-504.~~

3124 ~~[(4)]~~ (3) "Bodily injury" means physical pain, illness, or any impairment of physical  
3125 condition.

3126 [~~(5)~~] (4) "Claimant" means any of the following claiming reparations under this part:

3127 (a) a victim;

3128 (b) a dependent of a deceased victim; or

3129 (c) an individual or representative who files a reparations claim on behalf of a victim.

3130 [~~(6)~~] (5) "Child" means an unemancipated individual who is under 18 years old.

3131 [~~(7)~~] (6) "Collateral source" means any source of benefits or advantages for economic  
3132 loss otherwise reparable under this part that the victim or claimant has received, or that is  
3133 readily available to the victim from:

3134 (a) the offender;

3135 (b) the insurance of the offender or the victim;

3136 (c) the United States government or any of its agencies, a state or any of its political  
3137 subdivisions, or an instrumentality of two or more states, except in the case on nonobligatory  
3138 state-funded programs;

3139 (d) social security, Medicare, and Medicaid;

3140 (e) state-required temporary nonoccupational income replacement insurance or  
3141 disability income insurance;

3142 (f) workers' compensation;

3143 (g) wage continuation programs of any employer;

3144 (h) proceeds of a contract of insurance payable to the victim for the loss the victim  
3145 sustained because of the criminally injurious conduct;

3146 (i) a contract providing prepaid hospital and other health care services or benefits for  
3147 disability; or

3148 (j) veteran's benefits, including veteran's hospitalization benefits.

3149 [~~(8)~~] (7) "Criminal justice system victim advocate" means the same as that term is  
3150 defined in Section [77-38-403](#).

3151 [~~(9)~~] (8) (a) "Criminally injurious conduct" other than acts of war declared or not  
3152 declared means conduct that:

3153 (i) is or would be subject to prosecution in this state under Section [76-1-201](#);

3154 (ii) occurs or is attempted;

3155 (iii) causes, or poses a substantial threat of causing, bodily injury or death;

3156 (iv) is punishable by fine, imprisonment, or death if the individual engaging in the

3157 conduct possessed the capacity to commit the conduct; and

3158 (v) does not arise out of the ownership, maintenance, or use of a motor vehicle,  
3159 aircraft, or water craft, unless the conduct is:

3160 (A) intended to cause bodily injury or death;

3161 (B) punishable under Title 76, Chapter 5, Offenses Against the Individual; or

3162 (C) chargeable as an offense for driving under the influence of alcohol or drugs.

3163 (b) "Criminally injurious conduct" includes a felony violation of Section 76-7-101 and

3164 other conduct leading to the psychological injury of an individual resulting from living in a

3165 setting that involves a bigamous relationship.

3166 ~~[(10)]~~ (9) (a) "Dependent" means a natural person to whom the victim is wholly or  
3167 partially legally responsible for care or support.

3168 (b) "Dependent" includes a child of the victim born after the victim's death.

3169 ~~[(11)]~~ (10) "Dependent's economic loss" means loss after the victim's death of  
3170 contributions of things of economic value to the victim's dependent, not including services the  
3171 dependent would have received from the victim if the victim had not suffered the fatal injury,  
3172 less expenses of the dependent avoided by reason of victim's death.

3173 ~~[(12)]~~ (11) "Dependent's replacement services loss" means loss reasonably and  
3174 necessarily incurred by the dependent after the victim's death in obtaining services in lieu of  
3175 those the decedent would have performed for the victim's benefit if the victim had not suffered  
3176 the fatal injury, less expenses of the dependent avoided by reason of the victim's death and not  
3177 subtracted in calculating the dependent's economic loss.

3178 ~~[(13)]~~ (12) "Director" means the director of the office.

3179 ~~[(14)]~~ (13) "Disposition" means the sentencing or determination of penalty or  
3180 punishment to be imposed upon an individual:

3181 (a) convicted of a crime;

3182 (b) found delinquent; or

3183 (c) against whom a finding of sufficient facts for conviction or finding of delinquency  
3184 is made.

3185 ~~[(15)]~~ (14) (a) "Economic loss" means economic detriment consisting only of  
3186 allowable expense, work loss, replacement services loss, and if injury causes death, dependent's  
3187 economic loss and dependent's replacement service loss.

3188 (b) "Economic loss" includes economic detriment even if caused by pain and suffering  
3189 or physical impairment.

3190 (c) "Economic loss" does not include noneconomic detriment.

3191 ~~[(16)]~~ (15) "Elderly victim" means an individual who is 60 years old or older and who  
3192 is a victim.

3193 ~~[(17)]~~ (16) "Fraudulent claim" means a filed reparations based on material  
3194 misrepresentation of fact and intended to deceive the reparations staff for the purpose of  
3195 obtaining reparation funds for which the claimant is not eligible.

3196 ~~[(18)]~~ (17) "Fund" means the Crime Victim Reparations Fund created in Section  
3197 [63M-7-526](#).

3198 ~~[(19)]~~ (18) (a) "Interpersonal violence" means an act involving violence, physical  
3199 harm, or a threat of violence or physical harm, that is committed by an individual who is or has  
3200 been in a domestic, dating, sexual, or intimate relationship with the victim.

3201 (b) "Interpersonal violence" includes any attempt, conspiracy, or solicitation of an act  
3202 described in Subsection ~~[(19)(a)]~~ (18)(a).

3203 ~~[(20)]~~ (19) "Law enforcement officer" means the same as that term is defined in  
3204 Section [53-13-103](#).

3205 ~~[(21)]~~ (20) (a) "Medical examination" means a physical examination necessary to  
3206 document criminally injurious conduct.

3207 (b) "Medical examination" does not include mental health evaluations for the  
3208 prosecution and investigation of a crime.

3209 ~~[(22)]~~ (21) "Mental health counseling" means outpatient and inpatient counseling  
3210 necessitated as a result of criminally injurious conduct, is subject to rules made by the ~~[board]~~  
3211 office in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

3212 ~~[(23)]~~ (22) "Misconduct" means conduct by the victim that was attributable to the  
3213 injury or death of the victim as provided by rules made by the ~~[board]~~ office in accordance with  
3214 Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

3215 ~~[(24)]~~ (23) "Noneconomic detriment" means pain, suffering, inconvenience, physical  
3216 impairment, and other nonpecuniary damage, except as provided in this part.

3217 ~~[(25)]~~ (24) "Nongovernment organization victim advocate" means the same as that  
3218 term is defined in Section [77-38-403](#).



3219            [~~(26)~~] (25) "Pecuniary loss" does not include loss attributable to pain and suffering  
3220 except as otherwise provided in this part.

3221            [~~(27)~~] (26) "Offender" means an individual who has violated Title 76, Utah Criminal  
3222 Code, through criminally injurious conduct regardless of whether the individual is arrested,  
3223 prosecuted, or convicted.

3224            [~~(28)~~] (27) "Offense" means a violation of Title 76, Utah Criminal Code.

3225            [~~(29)~~] (28) "Office" means the director, the reparations and assistance officers, and any  
3226 other staff employed for the purpose of carrying out the provisions of this part.

3227            [~~(30)~~] (29) "Perpetrator" means the individual who actually participated in the  
3228 criminally injurious conduct.

3229            [~~(31)~~] (30) "Reparations award" means money or other benefits provided to a claimant  
3230 or to another on behalf of a claimant after the day on which a reparations claim is approved by  
3231 the office.

3232            [~~(32)~~] (31) "Reparations claim" means a claimant's request or application made to the  
3233 office for a reparations award.

3234            [~~(33)~~] (32) (a) "Reparations officer" means an individual employed by the office to  
3235 investigate claims of victims and award reparations under this part.

3236            (b) "Reparations officer" includes the director when the director is acting as a  
3237 reparations officer.

3238            [~~(34)~~] (33) "Replacement service loss" means expenses reasonably and necessarily  
3239 incurred in obtaining ordinary and necessary services in lieu of those the injured individual  
3240 would have performed, not for income but the benefit of the injured individual or the injured  
3241 individual's dependents if the injured individual had not been injured.

3242            [~~(35)~~] (34) (a) "Representative" means the victim, immediate family member, legal  
3243 guardian, attorney, conservator, executor, or an heir of an individual.

3244            (b) "Representative" does not include a service provider or collateral source.

3245            [~~(36)~~] (35) "Restitution" means the same as that term is defined in Section [77-38b-102](#).

3246            [~~(37)~~] (36) "Secondary victim" means an individual who is traumatically affected by  
3247 the criminally injurious conduct subject to rules made by the [board] office in accordance with  
3248 Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

3249            [~~(38)~~] (37) "Service provider" means an individual or agency who provides a service to

3250 a victim for a monetary fee, except attorneys as provided in Section 63M-7-524.

3251 ~~[(39)]~~ (38) "Serious bodily injury" means the same as that term is defined in Section  
3252 76-1-101.5.

3253 ~~[(40)]~~ (39) "Sexual assault" means any criminal conduct described in Title 76, Chapter  
3254 5, Part 4, Sexual Offenses.

3255 ~~[(41)]~~ (40) "Strangulation" means any act involving the use of unlawful force or  
3256 violence that:

3257 (a) impedes breathing or the circulation of blood; and

3258 (b) is likely to produce a loss of consciousness by:

3259 (i) applying pressure to the neck or throat of an individual; or

3260 (ii) obstructing the nose, mouth, or airway of an individual.

3261 ~~[(42)]~~ (41) "Substantial bodily injury" means the same as that term is defined in  
3262 Section 76-1-101.5.

3263 ~~[(43)]~~ (42) (a) "Victim" means an individual who suffers bodily or psychological injury  
3264 or death as a direct result of:

3265 (i) criminally injurious conduct; or

3266 (ii) the production of pornography in violation of Section 76-5b-201 or 76-5b-201.1 if  
3267 the individual is a minor.

3268 (b) "Victim" does not include an individual who participated in or observed the judicial  
3269 proceedings against an offender unless otherwise provided by statute or rule made in  
3270 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

3271 ~~[(44)]~~ (43) "Work loss" means loss of income from work the injured victim would  
3272 have performed if the injured victim had not been injured and expenses reasonably incurred by  
3273 the injured victim in obtaining services in lieu of those the injured victim would have  
3274 performed for income, reduced by any income from substitute work the injured victim was  
3275 capable of performing but unreasonably failed to undertake.

3276 Section 55. Section 63M-7-506 is amended to read:

3277 **63M-7-506. Duties of the office.**

3278 (1) The ~~[board]~~ office shall:

3279 ~~[(a) adopt a description of the office and prescribe the general operation of the board;]~~

3280 ~~[(b)]~~ (a) prescribe policy for the office;

3281            ~~[(e)]~~ (b) under the direction of the executive director of the Commission on Criminal  
3282 and Juvenile Justice, adopt rules to implement and administer this part in accordance with Title  
3283 63G, Chapter 3, Utah Administrative Rulemaking Act, which may include setting of ceilings  
3284 on reparations, defining of terms not specifically stated in this part, and establishing of rules  
3285 governing attorney fees;

3286            ~~[(d)]~~ (c) prescribe forms for applications for reparations;

3287            ~~[(e) review all reparations awards made by the reparations staff, although the board~~  
3288 ~~may not reverse or modify reparations awards authorized by the reparations staff;]~~

3289            ~~[(f)]~~ (d) render an annual report to the governor and the Legislature regarding the staff's  
3290 and the board's activities;

3291            ~~[(g)]~~ (e) ~~[cooperate with the director and the director's staff in formulating]~~ formulate  
3292 standards for the uniform application of Section **63M-7-509**, taking into consideration the rates  
3293 and amounts of reparation payable for injuries and death under other laws of this state and the  
3294 United States;

3295            ~~[(h)]~~ (f) allocate money available in the fund to victims of criminally injurious conduct  
3296 for reparations claims;

3297            ~~[(i)]~~ (g) allocate money available to other victim services as provided by administrative  
3298 rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, once  
3299 a sufficient reserve has been established for reparation claims; and

3300            ~~[(j)]~~ (h) ~~[approve the allocation and disbursement of]~~ as authorized by the Commission  
3301 on Criminal and Juvenile Justice, allocate and disburse funds made available to the office by  
3302 the United States, the state, foundations, corporations, or other entities or individuals to  
3303 subgrantees from private, non-profit, and governmental entities operating qualified statewide  
3304 assistance programs.

3305            (2) All rules, or other statements of policy, along with application forms specified by  
3306 the ~~[board]~~ office, are binding upon the director, the reparations officers, assistance officers,  
3307 and other staff.

3308            Section 56. Section **63M-7-507** is amended to read:

3309            **63M-7-507. Director -- Appointment and functions -- Office duties.**

3310            (1) The executive director of the Commission on Criminal and Juvenile Justice~~[, after~~  
3311 ~~consulting with the board,]~~ shall appoint a director to carry out the provisions of this part.

3312 (2) The director shall:  
3313 (a) be an experienced administrator with a background in at least one of the following  
3314 fields:  
3315 (i) social work;  
3316 (ii) psychology;  
3317 (iii) criminal justice;  
3318 (iv) law; or  
3319 (v) another field related to the fields described in Subsections (2)(a)(i) through (iv);  
3320 (b) demonstrate an understanding of the needs of crime victims and of services to  
3321 victims; and  
3322 (c) devote the director's time and capacity to the director's duties.  
3323 (3) In addition to the requirements under Subsection (2), the director shall:  
3324 (a) hire staff, including reparations and assistance officers, as necessary;  
3325 (b) act when necessary as a reparations officer in deciding an initial reparations claim;  
3326 (c) possess the same investigation and decision-making authority as the reparations  
3327 officers;  
3328 (d) hear appeals from the decisions of the reparations officers, unless the director acted  
3329 as a reparations officer on the initial reparations claim;  
3330 ~~[(e) serve as a liaison between the office and the board;]~~  
3331 ~~[(f)]~~ (e) serve as the public relations representative of the office;  
3332 ~~[(g)]~~ (f) provide for payment of all administrative salaries, fees, and expenses incurred  
3333 by the staff of the ~~[board]~~ office, to be paid out of appropriations from the fund;  
3334 ~~[(h)]~~ (g) cooperate with the state treasurer and the state Division of Finance in causing  
3335 the funds in the fund to be invested and the fund's investments sold or exchanged and the  
3336 proceeds and income collected;  
3337 ~~[(i)]~~ (h) apply for, receive, allocate, disburse, and account for, subject to approval and  
3338 in conformance with policies adopted by the ~~[board]~~ office, all grant funds made available by  
3339 the United States, the state, foundations, corporations, and other businesses, agencies, or  
3340 individuals;  
3341 ~~[(j)]~~ (i) obtain and utilize the services of other governmental agencies upon request;  
3342 and

3343           ~~[(k)]~~ (j) act in any other capacity or perform any other acts necessary for the office [~~or~~  
3344 ~~board~~] to successfully fulfill the office's [~~or board's~~] statutory duties and objectives.

3345           (4) The director may request assistance from the Commission on Criminal and Juvenile  
3346 Justice, the Department of Public Safety, and other state agencies in conducting research or  
3347 monitoring victims' programs.

3348           Section 57. Section **63M-7-508** is amended to read:

3349           **63M-7-508. Reparations officers.**

3350           The reparations officers shall in addition to any assignments made by the director:

3351           (1) hear and determine all matters relating to a reparations claim and reinvestigate or  
3352 reopen a reparations claim without regard to statutes of limitation or periods of prescription;

3353           (2) obtain from prosecuting attorneys, law enforcement officers, and other criminal  
3354 justice agencies, investigations and data to enable the reparations officer to determine whether  
3355 and to what extent a claimant qualifies for reparations;

3356           (3) as determined necessary by the reparations officers, hold hearings, administer oaths  
3357 or affirmations, examine any individual under oath or affirmation, issue subpoenas requiring  
3358 the attendance and giving of testimony of witnesses, require the production of any books,  
3359 papers, documents, or other evidence which may contribute to the reparations officer's ability  
3360 to determine particular reparation awards;

3361           (4) determine who is a victim or dependent;

3362           (5) award reparations or other benefits determined to be due under this part and the  
3363 rules of the [~~board~~] office made in accordance with Title 63G, Chapter 3, Utah Administrative  
3364 Rulemaking Act;

3365           (6) take notice of judicially recognized facts and general, technical, and scientific facts  
3366 within the reparations officers' specialized knowledge;

3367           (7) advise and assist [~~the board~~] in developing policies recognizing the rights, needs,  
3368 and interests of crime victims;

3369           (8) render periodic reports as requested by the [~~board~~] Commission on Criminal and  
3370 Juvenile Justice concerning:

3371           (a) the reparations officers' activities; and

3372           (b) the manner in which the rights, needs, and interests of crime victims are being  
3373 addressed by the state's criminal justice system;

3374 (9) establish priorities for assisting elderly victims of crime or those victims facing  
3375 extraordinary hardships;

3376 (10) cooperate with the State Commission on Criminal and Juvenile Justice to develop  
3377 information regarding crime victims' problems and programs; and

3378 (11) assist the director in publicizing the provisions of the office, including the  
3379 procedures for obtaining reparation, and in encouraging law enforcement agencies, health  
3380 providers, and other related officials to take reasonable care to ensure that victims are informed  
3381 about the provisions of this part and the procedure for applying for reparation.

3382 Section 58. Section **63M-7-511** is amended to read:

3383 **63M-7-511. Compensable losses and amounts.**

3384 A reparations award under this part may be made if:

3385 (1) the reparations officer finds the reparations claim satisfies the requirements for the  
3386 reparations award under the provisions of this part and the rules of the [board] office;

3387 (2) money is available in the fund;

3388 (3) the individual for whom the reparations award is to be paid is otherwise eligible  
3389 under this part; and

3390 (4) the reparations claim is for an allowable expense incurred by the victim, as follows:

3391 (a) reasonable and necessary charges incurred for products, services, and  
3392 accommodations;

3393 (b) inpatient and outpatient medical treatment and physical therapy, subject to rules  
3394 made by the [board] office in accordance with Title 63G, Chapter 3, Utah Administrative  
3395 Rulemaking Act;

3396 (c) mental health counseling that:

3397 (i) is set forth in a mental health treatment plan that is approved before any payment is  
3398 made by a reparations officer; and

3399 (ii) qualifies within any further rules made by the [board] office in accordance with  
3400 Title 63G, Chapter 3, Utah Administrative Rulemaking Act;

3401 (d) actual loss of past earnings and anticipated loss of future earnings because of a  
3402 death or disability resulting from the personal injury at a rate not to exceed 66-2/3% of the  
3403 individual's weekly gross salary or wages or the maximum amount allowed under the state  
3404 workers' compensation statute;

3405 (e) care of minor children enabling a victim or spouse of a victim, but not both, to  
3406 continue gainful employment at a rate per child per week as determined under rules established  
3407 by the [board] office in accordance with Title 63G, Chapter 3, Utah Administrative  
3408 Rulemaking Act;

3409 (f) funeral and burial expenses for death caused by the criminally injurious conduct,  
3410 subject to rules made by the [board] office in accordance with Title 63G, Chapter 3, Utah  
3411 Administrative Rulemaking Act;

3412 (g) loss of support to a dependent not otherwise compensated for a pecuniary loss for  
3413 personal injury, for as long as the dependence would have existed had the victim survived, at a  
3414 rate not to exceed 66-2/3% of the individual's weekly salary or wages or the maximum amount  
3415 allowed under the state workers' compensation statute, whichever is less;

3416 (h) personal property necessary and essential to the health or safety of the victim as  
3417 defined by rules made by the [board] office in accordance with Title 63G, Chapter 3, Utah  
3418 Administrative Rulemaking Act;

3419 (i) medical examinations, subject to rules made by the [board] office in accordance  
3420 with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, which may allow for  
3421 exemptions from Sections 63M-7-509, 63M-7-512, and 63M-7-513; and

3422 (j) for a victim of sexual assault who becomes pregnant from the sexual assault, health  
3423 care:

3424 (i) for the victim during the duration of the victim's pregnancy if the health care is  
3425 related to or resulting from the sexual assault or the pregnancy; and

3426 (ii) for the victim and the victim's child for one year after the day on which the victim's  
3427 child is born.

3428 Section 59. Section 63M-7-516 is amended to read:

3429 **63M-7-516. Waiver of privilege.**

3430 (1) (a) A victim who is a claimant waives any privilege as to communications or  
3431 records relevant to an issue of the physical, mental, or emotional conditions of the victim  
3432 except for the attorney-client privilege.

3433 (b) The waiver described in Subsection (1)(a) applies only to reparations officers, the  
3434 director, the [board] assistant director reparations program manager, and legal counsel.

3435 (2) A claimant may be required to supply any additional medical or psychological

3436 reports available relating to the injury or death for which compensation is claimed.

3437 (3) (a) The reparations officer hearing a reparations claim or an appeal from a  
3438 reparations claim shall make available to the claimant a copy of the report.

3439 (b) If the victim is deceased, the director or the director's appointee, on request, shall  
3440 furnish the claimant a copy of the report unless dissemination of that copy is prohibited by law.

3441 Section 60. Section **63M-7-517** is amended to read:

3442 **63M-7-517. Additional testing.**

3443 (1) If the mental, physical, or emotional condition of a victim is material to a  
3444 reparations claim, the reparations officer, director, the assistant director reparations program  
3445 manager, or chair of the board who hears the reparations claim or the appeal may order the  
3446 claimant to submit to a mental or physical examination by a physician or psychologist and may  
3447 recommend to the court to order an autopsy of a deceased victim.

3448 (2) The court may order an additional examination for good cause shown and shall  
3449 provide notice to the individual to be examined and the individual's representative.

3450 (3) All reports from additional examinations shall set out findings, including results of  
3451 all tests made, diagnoses, prognoses, other conclusions, and reports of earlier examinations of  
3452 the same conditions.

3453 (4) A copy of the report shall be made available to the victim or the representative of  
3454 the victim unless dissemination of that copy is prohibited by law.

3455 Section 61. Section **63M-7-519** is amended to read:

3456 **63M-7-519. Assignment of recovery -- Reimbursement.**

3457 (1) (a) By accepting a reparations award, the victim:

3458 (i) automatically assigns to the office any claim the victim may have relating to  
3459 criminally injurious conduct in the reparations claim; and

3460 (ii) is required to reimburse the office if the victim recovers any money relating to the  
3461 criminally injurious conduct.

3462 (b) The office's right of assignment and reimbursement under Subsection (1)(a) is  
3463 limited to the lesser of:

3464 (i) the amount paid by the office; or

3465 (ii) the amount recovered by the victim from the third party.

3466 (c) The office may be reimbursed under Subsection (1)(a) regardless of whether the



3467 office exercises the office's right of assignment under Subsection (1)(a).

3468 (2) The [board] executive director of the Commission on Criminal and Juvenile  
3469 Justice, with the concurrence of the director, may reduce the office's right of reimbursement if  
3470 the [board] executive director determines that:

3471 (a) the reduction will benefit the fund; or

3472 (b) the victim has ongoing expenses related to the offense upon which the reparations  
3473 claim is based and the benefit to the victim of reducing the office's right of reimbursement  
3474 exceeds the benefit to the office of receiving full reimbursement.

3475 (3) The office reserves the right to make a claim for reimbursement on behalf of the  
3476 victim and the victim may not impair the office's claim or the office's right of reimbursement.

3477 Section 62. Section **63M-7-521.5** is amended to read:

3478 **63M-7-521.5. Payments to medical service providers.**

3479 (1) (a) Except as provided in Subsection (2), a medical service provider who accepts  
3480 payment from the office shall agree to accept payments as payment in full on behalf of the  
3481 victim or claimant and may not attempt to collect further payment from the victim or the  
3482 claimant for services for which the office has made payment.

3483 (b) In the event the office is unable to make full payment in accordance with the  
3484 office's rules, the medical service provider may collect from the victim or claimant, but not  
3485 more than the amount the provider would have received from the office.

3486 (2) (a) When a medical service provider receives notice that a reparations claim has  
3487 been filed, the medical service provider may not, before the office determines whether to issue  
3488 a reparations award, engage in debt collection for the claim, including:

3489 (i) repeatedly calling or writing to a victim and threatening to refer unpaid health care  
3490 costs to a debt collection agency, attorney, or other person for collection; or

3491 (ii) filing for or pursuing a legal remedy for payment of unpaid health care costs.

3492 (b) The statute of limitations for collecting a debt is tolled during the time in which a  
3493 request for a reparations award is being reviewed by the office.

3494 (3) The office may:

3495 (a) use the fee schedule utilized by the Utah Public Employees Health Plan or any other  
3496 fee schedule adopted by the [board] office; and

3497 (b) make rules in accordance with Title 63G, Chapter 3, Utah Administrative

3498 Rulemaking Act, necessary to implement the fee schedule adopted in accordance with this  
3499 section.

3500 Section 63. Section **63M-7-522** is amended to read:

3501 **63M-7-522. Emergency reparations award.**

3502 (1) If the reparations officer determines that the claimant will suffer financial hardship  
3503 unless an emergency reparations award is made, and it appears likely that a final reparations  
3504 award will be made, an amount may be paid to the claimant, to be deducted from the final  
3505 reparations award or repaid by and recoverable from the claimant to the extent that it exceeds  
3506 the final reparations award.

3507 (2) The [board] office may limit emergency reparations awards under Subsection (1) to  
3508 any amount the [board] office considers necessary.

3509 Section 64. Section **63M-7-525** is amended to read:

3510 **63M-7-525. Purpose -- Not entitlement program.**

3511 (1) (a) The purpose of the office is to assist victims of criminally injurious conduct  
3512 who may be eligible for assistance from the fund.

3513 (b) Reparation to a victim under this part is limited to the money available in the fund.

3514 (2) (a) The assistance program described in Subsection (1) is not an entitlement  
3515 program.

3516 (b) A reparations award may be limited or denied as determined appropriate by the  
3517 [board] office.

3518 (c) Failure to grant a reparations award does not create a cause of action against the  
3519 office, the state, or any of its subdivisions and there is no right to judicial review over the  
3520 decision whether or not to grant a reparations award.

3521 (3) A cause of action based on a failure to give or receive the notice required by this  
3522 part does not accrue to any person against the state, any of its agencies or local subdivisions,  
3523 any of their law enforcement officers or other agents or employees, or any health care or  
3524 medical provider or its agents or employees nor does it affect or alter any requirement for filing  
3525 or payment of a reparations claim.

3526 Section 65. Section **63M-7-902** is amended to read:

3527 **63M-7-902. Creation -- Membership -- Terms -- Vacancies -- Expenses.**

3528 (1) There is created the Utah Victim Services Commission within the State

3529 Commission on Criminal and Juvenile Justice.

3530 (2) The commission is composed of the following members:

3531 (a) the executive director of the State Commission on Criminal and Juvenile Justice or  
3532 the executive director's designee;

3533 (b) the director of the Utah Office for Victims of Crime or the director's designee;

3534 ~~[(e) the executive director of the Department of Health and Human Services or the  
3535 executive director's designee;]~~

3536 ~~[(d)]~~ (c) the executive director of the Department of Corrections or the executive  
3537 director's designee;

3538 ~~[(e)]~~ (d) the director of the Division of Multicultural Affairs or the director's designee;

3539 ~~[(f)]~~ (e) the executive director of the state sexual assault coalition for this state or the  
3540 executive director's designee;

3541 ~~[(g)]~~ (f) the executive director of the state domestic violence coalition for this state or  
3542 the executive director's designee;

3543 ~~[(h)]~~ (g) the executive director of the tribal coalition for this state or the executive  
3544 director's designee;

3545 ~~[(i)]~~ (h) the director of the Children's Justice Center Program in the Office of the  
3546 Attorney General or the director's designee;

3547 ~~[(j) the chair of the Children's Justice Center Standing Committee or the chair's  
3548 designee;]~~

3549 ~~[(k)]~~ (i) the attorney general or the attorney general's designee;

3550 ~~[(l)]~~ (j) the commissioner of the Department of Public Safety or the commissioner's  
3551 designee;

3552 ~~[(m)]~~ (k) a criminal justice system based advocate, appointed by the governor with the  
3553 advice and consent of the Senate;

3554 ~~[(n)]~~ (l) a prosecuting attorney, appointed by the governor with the advice and consent  
3555 of the Senate;

3556 ~~[(o)]~~ (m) a criminal defense attorney, appointed by the governor with the advice and  
3557 consent of the Senate;

3558 ~~[(p)]~~ (n) a law enforcement representative from the Utah Sheriffs Association or Utah  
3559 Chiefs of Police Association, appointed by the governor with the advice and consent of the

3560 Senate; and

3561 ~~[(q) an individual who is a victim of crime, appointed by the governor with the advice~~  
3562 ~~and consent of the Senate;]~~

3563 ~~[(r)]~~ (o) an individual who is a current ~~[or former representative from the House of~~  
3564 ~~Representatives or has experience or expertise with the legislative process, appointed by the~~  
3565 ~~speaker of the House of Representatives; and]~~ representative from the House of  
3566 Representatives or senator from the Senate, appointed jointly by the speaker of the House of  
3567 Representatives and president of the Senate.

3568 ~~[(s) an individual who is a current or former senator from the Senate or has experience~~  
3569 ~~or expertise with the legislative process, appointed by the president of the Senate.]~~

3570 (3) (a) A member appointed under Subsections ~~[(2)(m) through (s)]~~ (2)(k) through (o)  
3571 shall serve a four-year term.

3572 (b) A member appointed to serve a four-year term is eligible for reappointment.

3573 (4) When a vacancy occurs in the membership of the commission for any reason, the  
3574 replacement shall be appointed by the applicable appointing authority for the remainder of the  
3575 unexpired term of the original appointment.

3576 (5) Except as otherwise provided in Subsection ~~[(5)]~~ (6), a member may not receive  
3577 compensation for the member's service but may receive per diem and reimbursement for travel  
3578 expenses incurred as a member at the rates established by:

3579 (a) Section [63A-3-106](#);

3580 (b) Section [63A-3-107](#); and

3581 (c) rules made by the Division of Finance according to Sections [63A-3-106](#) and  
3582 [63A-3-107](#).

3583 (6) A member may not receive per diem or reimbursement for travel expenses under  
3584 Subsection (5) if the member is being paid by a governmental entity while performing the  
3585 member's service on the commission.

3586 Section 66. Section **63M-7-904** is amended to read:

3587 **63M-7-904. Duties of the commission -- Report.**

3588 (1) The commission shall:

3589 (a) advocate for the adoption, repeal, or modification of laws or proposed legislation in  
3590 the interest of victims of crime;

3591 (b) select and appoint individuals in accordance with Section 77-37-5 to act as  
3592 chairpersons of the judicial district victims' rights committees and provide assistance to the  
3593 committees in their operations;

3594 (c) make recommendations to the Legislature, the governor, and the Judicial Council  
3595 on the following:

3596 (i) enforcing existing rights of victims of crime;

3597 (ii) enhancing rights of victims of crime;

3598 (iii) the role of victims of crime in the criminal justice system;

3599 (iv) victim restitution;

3600 (v) educating and training criminal justice professionals on the rights of victims of  
3601 crime; and

3602 (vi) enhancing services to victims of crimes; and

3603 (d) provide training on the rights of victims of crime.

3604 (2) The commission shall, in partnership with state agencies and organizations,  
3605 including the Children's Justice Center Program, the Utah Office for Victims of Crime, [the  
3606 Utah Council on Victims of Crime,] and the Division of Child and Family Services:

3607 (a) review and assess the duties and practices of the State Commission on Criminal and  
3608 Juvenile Justice regarding services and criminal justice policies pertaining to victims;

3609 (b) encourage and facilitate the development and coordination of trauma-informed  
3610 services for crime victims throughout the state;

3611 (c) encourage and foster public and private partnerships for the purpose of:

3612 (i) assessing needs for crime victim services throughout the state;

3613 (ii) developing crime victim services and resources throughout the state; and

3614 (iii) coordinating crime victim services and resources throughout the state;

3615 (d) generate unity for ongoing efforts to reduce and eliminate the impact of crime on  
3616 victims through a comprehensive and evidence-based prevention, treatment, and justice  
3617 strategy;

3618 (e) recommend and support the creation, dissemination, and implementation of  
3619 statewide policies and plans to address crimes, including domestic violence, sexual violence,  
3620 child abuse, and driving under the influence of drugs and alcohol;

3621 [~~(f) develop a systematic process and clearinghouse for the collection and~~

3622 ~~dissemination of data on domestic violence and sexual violence;]~~

3623           ~~[(g)]~~ (f) collect information on statewide funding for crime victim services and  
3624 prevention efforts, including the sources, disbursement, and outcomes of statewide funding for  
3625 crime victim services and prevention efforts;

3626           ~~[(h)]~~ (g) consider recommendations from any subcommittee of the commission; and  
3627           ~~[(i)]~~ (h) make recommendations regarding:

3628           (i) the duties and practices of the State Commission on Criminal and Juvenile Justice  
3629 to ensure that:

3630           (A) crime victims are a vital part of the criminal justice system of the state;

3631           (B) all crime victims and witnesses are treated with dignity, respect, courtesy, and  
3632 sensitivity; and

3633           (C) the rights of crime victims and witnesses are honored and protected by law in a  
3634 manner no less vigorous than protections afforded to criminal defendants; and

3635           (ii) statewide funding for crime victim services and prevention efforts.

3636           ~~[(2)]~~ (3) The commission may:

3637           (a) subject to court rules and the governor's approval, advocate in an appellate court on  
3638 behalf of a victim of crime as described in Subsection 77-38-11(2)(a)(ii); and

3639           (b) recommend to the Legislature the services to be funded by the Victim Services  
3640 Restricted Account.

3641           ~~[(3)]~~ (4) The commission shall report the commission's recommendations annually to  
3642 the State Commission on Criminal and Juvenile Justice, the governor, the Judicial Council, the  
3643 Executive Offices and Criminal Justice Appropriations Subcommittee, the Health and Human  
3644 Services Interim Committee, the Judiciary Interim Committee, and the Law Enforcement and  
3645 Criminal Justice Interim Committee.

3646           ~~[(4)]~~ (5) When taking an action or making a recommendation, the commission shall  
3647 respect that a state agency is bound to follow state law and may have duties or responsibilities  
3648 imposed by state law.

3649           Section 67. Section **63N-4-502** is amended to read:

3650           **63N-4-502. Definitions.**

3651           As used in this part:

3652           ~~[(1) "Advisory committee" means the Rural Online Working Hubs Grant Advisory~~

3653 ~~Committee created in Section 63N-4-505.]~~

3654           ~~[(2)]~~ (1) "Coworking and innovation center" means a facility designed to provide  
3655 individuals with the infrastructure and equipment to participate in the online workforce.

3656           ~~[(3)]~~ (2) "Entity" means a county, city, nonprofit organization, or institution of higher  
3657 education.

3658           ~~[(4)]~~ (3) "Grant" means a grant awarded as part of the Rural Coworking and Innovation  
3659 Center Grant Program created in Section 63N-4-503.

3660           ~~[(5)]~~ (4) "Grant program" means the Rural Coworking and Innovation Center Grant  
3661 Program created in Section 63N-4-503.

3662           ~~[(6)]~~ (5) "Rural area" means any area in any county in the state except Salt Lake, Utah,  
3663 Davis, Weber, Washington, Cache, Tooele, and Summit counties.

3664           Section 68. Section 63N-4-504 is amended to read:

3665           **63N-4-504. Requirements for awarding a working hubs grant.**

3666           (1) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
3667 office shall make rules establishing the eligibility and reporting criteria for an entity to receive  
3668 a grant under this part, including:

3669           (a) the form and process of submitting an application to the office for a grant;

3670           (b) which entities are eligible to apply for a grant;

3671           (c) the method and formula for determining grant amounts; and

3672           (d) the reporting requirements of grant recipients.

3673           (2) In determining the award of a grant, the office may prioritize projects:

3674           (a) that will serve underprivileged or underserved communities, including communities  
3675 with high unemployment or low median incomes;

3676           (b) where an applicant demonstrates comprehensive planning of the project but has  
3677 limited access to financial resources, including financial resources from local or county  
3678 government; and

3679           (c) that maximize economic development opportunities in collaboration with the  
3680 economic development needs or plans of an educational institution, a county, and a  
3681 municipality.

3682           (3) Subject to legislative appropriation, a grant may only be awarded by the executive  
3683 director ~~[after consultation with the advisory committee].~~

- 3684 (4) A grant may only be awarded under this part:
- 3685 (a) if the grant recipient agrees to provide any combination of funds, land, buildings, or
- 3686 in-kind work in an amount equal to at least 25% of the grant;
- 3687 (b) if the grant recipient agrees not to use grant money for the ongoing operation or
- 3688 maintenance of a coworking and innovation center; and
- 3689 (c) in an amount no more than \$500,000 to a grant applicant.

3690 Section 69. Section **73-3d-201** is amended to read:

3691 **73-3d-201. Declaration of a temporary water shortage emergency by the**

3692 **governor.**

3693 (1) (a) Subject to the requirements of this section, the governor may declare a

3694 temporary water shortage emergency by issuing an executive order if, on the governor's own

3695 initiative or at the request of a person entitled to make a request, the governor determines that

3696 an existing or imminent short-term interruption of water delivery in this state caused by

3697 manmade or natural causes other than drought:

3698 (i) threatens:

3699 (A) the availability or quality of an essential water supply or water supply

3700 infrastructure; or

3701 (B) the operation of the economy; and

3702 (ii) because of the threats described in Subsection (1)(a)(i), jeopardizes the peace,

3703 health, safety, or welfare of the people of this state.

3704 (b) The governor may only issue the executive order declaring a temporary water

3705 shortage emergency described in Subsection (1)(a):

3706 (i) with the advice and recommendation of the state engineer; and

3707 (ii) in consultation with the emergency management administration [~~committee~~]

3708 council created by Section [53-2a-105](#).

3709 (c) An executive order issued under this Subsection (1) shall state with specificity:

3710 (i) the nature of the interruption of water supply;

3711 (ii) subject to Subsection (2), the time period for which the temporary water shortage

3712 emergency is declared;

3713 (iii) a description of the geographic area that is subject to the executive order;

3714 (iv) a list of the specific persons entitled to make a request who may exercise the



3715 preferential use of water under Section 73-3d-301 during the effective period of the temporary  
3716 water shortage emergency; and

3717 (v) the purposes outlined in Subsection 73-3d-301(1) for which a person who is  
3718 described in Subsection (1)(c)(iv) may take the water subject to Section 73-3d-301.

3719 (d) Before providing a recommendation to the governor under Subsection (1)(b)(i), the  
3720 state engineer shall require a person entitled to make a request who is described in Subsection  
3721 (1)(c)(iv) to provide a written statement describing how the person entitled to make a request  
3722 has exhausted other reasonable means to acquire water.

3723 (e) A person entitled to make a request who is described in Subsection (1)(c)(iv) may  
3724 take water preferentially during a temporary water shortage emergency only for a purpose  
3725 authorized by the executive order.

3726 (f) (i) Within seven calendar days of the day on which the governor issues an executive  
3727 order declaring a temporary water shortage emergency, the Legislative Management  
3728 Committee shall:

3729 (A) review the executive order;

3730 (B) advise the governor on the declaration of a temporary water shortage emergency;

3731 and

3732 (C) recommend to the Legislature whether the executive order should be kept as issued  
3733 by the governor, extended, or terminated.

3734 (ii) The failure of the Legislative Management Committee to meet as required by  
3735 Subsection (1)(f)(i) does not affect the validity of the executive order declaring a temporary  
3736 water shortage emergency.

3737 (2) (a) The governor shall state in an executive order declaring a temporary water  
3738 shortage emergency the time period for which the temporary water shortage emergency is  
3739 declared, except that the governor may not declare a temporary water shortage emergency for  
3740 longer than 30 days after the date the executive order is issued.

3741 (b) The governor may terminate an executive order declaring a temporary water  
3742 shortage emergency before the expiration of the time period stated in the executive order.

3743 (c) An executive order declaring a temporary water emergency issued by the governor  
3744 within 30 days of the expiration or termination of a prior executive order for the same  
3745 emergency is considered an extension subject to Subsection (2)(e).

3746 (d) The Legislature may extend the time period of an executive order declaring a  
3747 temporary water shortage emergency by joint resolution, except that the Legislature may not  
3748 extend a temporary water shortage emergency for longer than one year from the day on which  
3749 the executive order declaring a temporary water shortage emergency is issued.

3750 (e) An executive order declaring a temporary water shortage emergency may be  
3751 renewed or extended only by joint resolution of the Legislature.

3752 Section 70. Section ~~77-37-5~~ is amended to read:

3753 **77-37-5. Remedies -- District Victims' Rights Committee.**

3754 (1) In each judicial district, the Utah [~~Council on Victims of Crime~~] Victim Services  
3755 Commission, established in Section [~~63M-7-604~~] 63M-7-902, shall appoint a person who shall  
3756 chair a judicial district victims' rights committee consisting of:

- 3757 (a) a county attorney or district attorney;  
3758 (b) a sheriff;  
3759 (c) a corrections field services administrator;  
3760 (d) an appointed victim advocate;  
3761 (e) a municipal attorney;  
3762 (f) a municipal chief of police; and  
3763 (g) other representatives as appropriate.

3764 (2) The committee shall meet at least semiannually to review progress and problems  
3765 related to this chapter, [~~Title 77, Chapter 38, Crime Victims, Title 77, Chapter 38b, Crime~~  
3766 ~~Victims Restitution Act,~~] Chapter 38, Crime Victims, Chapter 38b, Crime Victims Restitution  
3767 Act, and Utah Constitution Article I, Section 28. Victims and other interested parties may  
3768 submit matters of concern to the victims' rights committee. The committee may hold a hearing  
3769 open to the public on any appropriate matter of concern and may publish its findings. These  
3770 matters shall also be considered at the meetings of the victims' rights committee. The  
3771 committee shall forward minutes of all meetings to the Utah [~~Council on Victims of Crime~~]  
3772 Victim Services Commission for review and other appropriate action.

3773 (3) If a victims' rights committee is unable to resolve a complaint, it may refer the  
3774 complaint to the Utah [~~Council on Victims of Crime~~] Victim Services Commission.

3775 (4) The Utah Office for Victims of Crime shall provide materials to local law  
3776 enforcement to inform every victim of a sexual offense of the right to request testing of the

3777 convicted sexual offender and of the victim as provided in Section 53-10-802.

3778 (5) (a) If a person acting under color of state law willfully or wantonly fails to perform  
3779 duties so that the rights in this chapter are not provided, an action for injunctive relief may be  
3780 brought against the individual and the government entity that employs the individual.

3781 (b) For all other violations, if the committee finds a violation of a victim's right, it shall  
3782 refer the matter to the appropriate court for further proceedings consistent with Subsection  
3783 77-38-11(2).

3784 (c) The failure to provide the rights in this chapter or [~~Title 77, Chapter 38, Crime~~  
3785 ~~Victims~~] Chapter 38, Crime Victims, does not constitute cause for a judgment against the state  
3786 or any government entity, or any individual employed by the state or any government entity, for  
3787 monetary damages, attorney fees, or the costs of exercising any rights under this chapter.

3788 (6) The person accused of and subject to prosecution for the crime or the act which  
3789 would be a crime if committed by a competent adult, has no standing to make a claim  
3790 concerning any violation of the provisions of this chapter.

3791 Section 71. Section 80-2-402 is amended to read:

3792 **80-2-402. Child welfare training coordinator -- Mandatory education and**  
3793 **training of child welfare caseworkers -- Development of curriculum.**

3794 (1) There is created within the division a full-time position of a child welfare training  
3795 coordinator.

3796 (2) The child welfare training coordinator is not responsible for direct casework  
3797 services or the supervision of casework services, but is required to:

3798 (a) develop child welfare curriculum that:

3799 (i) is current and effective, consistent with the division's mission and purpose for child  
3800 welfare; and

3801 (ii) utilizes curriculum and resources from a variety of sources including those from:

3802 (A) the public sector;

3803 (B) the private sector; and

3804 (C) inside and outside of the state;

3805 (b) recruit, select, and supervise child welfare trainers;

3806 (c) develop a statewide training program, including a budget and identification of  
3807 sources of funding to support that training;

- 3808 (d) evaluate the efficacy of training in improving job performance;
- 3809 (e) assist child protective services and foster care workers in developing and fulfilling
- 3810 their individual training plans;
- 3811 (f) monitor staff compliance with division training requirements and individual training
- 3812 plans; and
- 3813 (g) expand the collaboration between the division and schools of social work within
- 3814 institutions of higher education in developing child welfare services curriculum, and in
- 3815 providing and evaluating training.
- 3816 (3) The director shall, with the assistance of the child welfare training coordinator,
- 3817 establish and ensure child welfare caseworker competency regarding a core curriculum for
- 3818 child welfare services that:
- 3819 (a) is driven by child safety and family well-being;
- 3820 (b) emphasizes child and family voice;
- 3821 (c) ~~[is trauma-informed, as defined in Section 63M-7-209]~~ is based on a policy,
- 3822 procedure, program, or practice that demonstrates an ability to minimize retraumatization
- 3823 associated with the criminal and juvenile justice system; and
- 3824 (d) is consistent with national child welfare practice standards.
- 3825 (4) A child welfare caseworker shall complete training in:
- 3826 (a) the legal duties of a child welfare caseworker;
- 3827 (b) the responsibility of a child welfare caseworker to protect the safety and legal rights
- 3828 of children, parents, and families at all stages of a case, including:
- 3829 (i) initial contact;
- 3830 (ii) safety and risk assessment, as described in Section 80-2-403; and
- 3831 (iii) intervention;
- 3832 (c) recognizing situations involving:
- 3833 (i) substance abuse;
- 3834 (ii) domestic violence;
- 3835 (iii) abuse; and
- 3836 (iv) neglect; and
- 3837 (d) the relationship of the Fourth and Fourteenth Amendments of the Constitution of
- 3838 the United States to the child welfare caseworker's job, including:

- 3839 (i) search and seizure of evidence;
- 3840 (ii) the warrant requirement;
- 3841 (iii) exceptions to the warrant requirement; and
- 3842 (iv) removing a child from the custody of the child's parent or guardian.
- 3843 (5) The division shall train the division's child welfare caseworkers to:
- 3844 (a) apply the risk assessment tools and rules described in Subsection 80-1-102(83); and
- 3845 (b) develop child and family plans that comply with:
- 3846 (i) federal mandates; and
- 3847 (ii) the specific needs of the child and the child's family.
- 3848 (6) The division shall use the training of child welfare caseworkers to emphasize:
- 3849 (a) the importance of maintaining the parent-child relationship;
- 3850 (b) the preference for providing in-home services over taking a child into protective
- 3851 custody, both for the emotional well-being of the child and the efficient allocation of resources;
- 3852 and
- 3853 (c) the importance and priority of:
- 3854 (i) kinship placement in the event a child must be taken into protective custody; and
- 3855 (ii) guardianship placement, in the event the parent-child relationship is legally
- 3856 terminated and no appropriate adoptive placement is available.
- 3857 (7) If a child welfare caseworker is hired, before assuming independent casework
- 3858 responsibilities, the division shall ensure that the child welfare caseworker has:
- 3859 (a) completed the training described in Subsections (4), (5), and (6); and
- 3860 (b) participated in sufficient skills development for a child welfare caseworker.
- 3861 **Section 72. Repealer.**
- 3862 This bill repeals:
- 3863 Section 26B-1-419, Utah Health Care Workforce Financial Assistance Program
- 3864 **Advisory Committee -- Membership -- Compensation -- Duties.**
- 3865 Section 35A-13-504, Appointment of advisory council.
- 3866 Section 53-11-125, Exemptions from licensure.
- 3867 Section 63M-7-209 (Superseded 07/01/24), Trauma-informed justice program.
- 3868 Section 63M-7-209 (Effective 07/01/24), Trauma-informed justice program.
- 3869 Section 63N-4-505, Rural Online Working Hubs Grant Advisory Committee --

3870 **Membership -- Duties -- Expenses.**

3871 Section 73. **Effective date.**

3872 (1) Except as provided in Subsections (2) through (4), this bill takes effect on October  
3873 1, 2024.

3874 (2) The actions affecting the following sections take effect on May 1, 2024:

3875 (a) Section [26B-1-204](#) (Superseded 07/01/24);

3876 (b) Section [26B-1-419](#);

3877 (c) Section [26B-4-702](#);

3878 (d) Section [35A-13-504](#);

3879 (e) Section [53-11-125](#);

3880 (f) Section [63C-1-103](#);

3881 (g) Section [63I-1-209](#);

3882 (h) Section [63I-1-235](#);

3883 (i) Section [63I-1-236](#);

3884 (j) Section [63I-1-253](#) (Superseded 07/01/24);

3885 (k) Section [63I-1-263](#);

3886 (l) Section [63I-2-209](#);

3887 (m) Section [63I-2-226](#) (Superseded 07/01/24);

3888 (n) Section [63I-2-235](#);

3889 (o) Section [63I-2-236](#);

3890 (p) Section [63I-2-258](#);

3891 (q) Section [63I-2-263](#);

3892 (r) Section [63M-7-204](#);

3893 (s) Section [63M-7-209](#) (Superseded 07/01/24);

3894 (t) Section [63M-7-209](#) (Effective 07/01/24).

3895 (u) Section [63N-4-502](#);

3896 (v) Section [63N-4-504](#);

3897 (w) Section [73-3d-201](#); and

3898 (x) Section [80-2-402](#).

3899 (3) The actions affecting the following sections take effect on July 1, 2024:

3900 (a) Section [26B-1-204](#) (Effective 07/01/24);

- 3901            (b) Section [63I-1-226](#) (Effective 07/01/24);
- 3902            (c) Section [63I-1-253](#) (Eff 07/01/24) (Cont Sup 01/01/25);
- 3903            (d) Section [63I-2-226](#) (Effective 07/01/24); and
- 3904            (e) Section [63I-2-253](#) (Effective 07/01/24).
- 3905            (4) The actions affecting Section [63I-1-253](#) (Contingently Effective 01/01/25)
- 3906 contingently take effect on January 1, 2025.