

MEDICAL AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kirk A. Cullimore

House Sponsor: James A. Dunnigan

LONG TITLE

General Description:

This bill creates a pilot program.

Highlighted Provisions:

This bill:

- ▶ defines terms; and
- ▶ authorizes a healthcare system to create a pilot program for certain drugs.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63I-1-258, as last amended by Laws of Utah 2023, Chapter 303

ENACTS:

58-37-3.5, Utah Code Annotated 1953

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

Section 1. Section **58-37-3.5** is enacted to read:

58-37-3.5. Drugs for behavioral health treatment.

(1) As used in this section:



28 (a) (i) "Drug" means any legend or non-legend drug, substance, or plant.

29 (ii) "Drug" includes a Schedule I controlled substance.

30 (b) "Healthcare system" means $\hat{S} \rightarrow$:

30a (i) $\leftarrow \hat{S}$ a privately-owned, non-profit, vertically-integrated

31 healthcare system $\hat{S} \rightarrow$ [] ; or

31a (ii) a healthcare system closely affiliated with an institution of higher education described in

31b Section 53B-2-101. $\leftarrow \hat{S}$

32 (2) A healthcare system may develop a behavioral health treatment program that
 33 includes a treatment based on a drug that the health system determines is supported by a broad
 34 collection of scientific and medical research.

35 (3) A healthcare system shall ensure that a drug used under the exclusive authority of
 36 this section is used by a patient only under the direct supervision and control of the healthcare
 37 system and the healthcare system's health care providers who are licensed under this title.

38 (4) Before July 1, 2026, a healthcare system that creates a behavioral health treatment
 39 program under this section shall provide a written report to the Health and Human Services
 40 Interim Committee regarding:

41 (a) drugs used;

42 (b) health outcomes of patients;

43 (c) side effects of any drugs used; and

44 (d) any other information necessary for the Legislature to evaluate the medicinal value
 45 of any drugs.

46 (5) An individual or entity that complies with this section when using, distributing,
 47 possessing, or supervising the use of, a drug is not guilty of a violation of this title.

48 Section 2. Section **63I-1-258** is amended to read:

49 **63I-1-258. Repeal dates: Title 58.**

50 (1) Section **58-3a-201**, which creates the Architects Licensing Board, is repealed July
 51 1, 2026.

52 (2) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is
 53 repealed July 1, 2026.

54 (3) Title 58, Chapter 15, Health Facility Administrator Act, is repealed July 1, 2025.

55 (4) Title 58, Chapter 20b, Environmental Health Scientist Act, is repealed July 1, 2028.

56 (5) Section **58-37-3.5** is repealed July 1, 2027.

57 ~~(5)~~ (6) Subsection **58-37-6(7)(f)(iii)**, relating to the seven-day opiate supply

58 restriction, is repealed July 1, 2032, and the Office of Legislative Research and General

59 Counsel is authorized to renumber the remaining subsections accordingly.
60 ~~[(6)]~~ (7) Title 58, Chapter 40, Recreational Therapy Practice Act, is repealed July 1,
61 2033.
62 ~~[(7)]~~ (8) Title 58, Chapter 41, Speech-Language Pathology and Audiology Licensing
63 Act, is repealed July 1, 2029.
64 ~~[(8)]~~ (9) Title 58, Chapter 42a, Occupational Therapy Practice Act, is repealed July 1,
65 2025.
66 ~~[(9)]~~ (10) Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is
67 repealed July 1, 2033.
68 ~~[(10)]~~ (11) Title 58, Chapter 47b, Massage Therapy Practice Act, is repealed July 1,
69 2024.
70 ~~[(11)]~~ (12) Subsection 58-55-201(2), which creates the Alarm System and Security
71 Licensing Advisory Board, is repealed July 1, 2027.
72 ~~[(12)]~~ (13) Subsection 58-60-405(3), regarding certain educational qualifications for
73 licensure and reporting, is repealed July 1, 2032.
74 ~~[(13)]~~ (14) Title 58, Chapter 61, Part 7, Behavior Analyst Licensing Act, is repealed
75 July 1, 2026.
76 ~~[(14)]~~ (15) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, 2027.
77 Section 3. **Effective date.**
78 This bill takes effect on May 1, 2024.