## **MEDICAL AMENDMENTS** 1 2 **2024 GENERAL SESSION** 3 STATE OF UTAH **Chief Sponsor: Kirk A. Cullimore** 4 5 House Sponsor: James A. Dunnigan 6 7 LONG TITLE 8 **General Description:** 9 This bill creates a pilot program. 10 **Highlighted Provisions:** This bill: 11 12 defines terms; and 13 authorizes a healthcare system to create a pilot program for certain drugs. ► 14 Money Appropriated in this Bill: 15 None 16 **Other Special Clauses:** 17 None 18 **Utah Code Sections Affected:** 19 AMENDS: 20 63I-1-258, as last amended by Laws of Utah 2023, Chapter 303 21 **ENACTS:** 22 **58-37-3.5**, Utah Code Annotated 1953 23 24 *Be it enacted by the Legislature of the state of Utah:* Section 1. Section 58-37-3.5 is enacted to read: 25

Representative James A. Dunnigan proposes the following substitute bill:

**sSub. S.B. 266** 

## 

## 1<sup>st</sup> Sub. (Green) S.B. 266

26	58-37-3.5. Drugs for behavioral health treatment.
27	(1) As used in this section:
28	(a) "Drug" means any form of psilocybin or methylenedioxymethamphetamine that is
29	in federal Food and Drug Administration Phase 3 testing for an investigational drug described
30	<u>in 21 C.F.R. Part 312.</u>
31	(b) "Healthcare system" means:
32	(i) a privately-owned, non-profit, vertically-integrated healthcare system that operates
33	at least 15 licensed hospitals in the state; or
34	(ii) a health care system closely affiliated with an institution of higher education
35	described in Section 53B-2-101.
36	(2) A healthcare system may develop a behavioral health treatment program that
37	includes a treatment based on a drug that the health system determines is supported by a broad
38	collection of scientific and medical research.
39	(3) A healthcare system described in Subsection (2):
40	(a) shall ensure that a drug used under the exclusive authority of this section is used by
41	a patient only under the direct supervision and control of the healthcare system and the
42	healthcare system's health care providers who are licensed under this title; and
43	(b) may not provide treatments that are authorized exclusively under this section to an
44	individual who is not at least 18 years old.
45	(4) Before July 1, 2026, a healthcare system that creates a behavioral health treatment
46	program under this section shall provide a written report to the Health and Human Services
47	Interim Committee regarding:
48	(a) drugs used;
49	(b) health outcomes of patients;
50	(c) side effects of any drugs used; and
51	(d) any other information necessary for the Legislature to evaluate the medicinal value
52	of any drugs.
53	(5) An individual or entity that complies with this section when using, distributing,
54	possessing, administering, or supervising the use of, a drug is not guilty of a violation of this
55	<u>title.</u>
56	Section 2. Section 631-1-258 is amended to read:

## 02-29-24 8:43 AM

57	63I-1-258. Repeal dates: Title 58.
58	(1) Section 58-3a-201, which creates the Architects Licensing Board, is repealed July
59	1, 2026.
60	(2) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is
61	repealed July 1, 2026.
62	(3) Title 58, Chapter 15, Health Facility Administrator Act, is repealed July 1, 2025.
63	(4) Title 58, Chapter 20b, Environmental Health Scientist Act, is repealed July 1, 2028.
64	(5) Section 58-37-3.5 is repealed July 1, 2027.
65	[(5)] (6) Subsection 58-37-6(7)(f)(iii), relating to the seven-day opiate supply
66	restriction, is repealed July 1, 2032, and the Office of Legislative Research and General
67	Counsel is authorized to renumber the remaining subsections accordingly.
68	[(6)] (7) Title 58, Chapter 40, Recreational Therapy Practice Act, is repealed July 1,
69	2033.
70	[(7)] (8) Title 58, Chapter 41, Speech-Language Pathology and Audiology Licensing
71	Act, is repealed July 1, 2029.
72	[(8)] (9) Title 58, Chapter 42a, Occupational Therapy Practice Act, is repealed July 1,
73	2025.
74	[ <del>(9)</del> ] <u>(10)</u> Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is
75	repealed July 1, 2033.
76	[(10)] (11) Title 58, Chapter 47b, Massage Therapy Practice Act, is repealed July 1,
77	2024.
78	[(11)] (12) Subsection 58-55-201(2), which creates the Alarm System and Security
79	Licensing Advisory Board, is repealed July 1, 2027.
80	[(12)] (13) Subsection 58-60-405(3), regarding certain educational qualifications for
81	licensure and reporting, is repealed July 1, 2032.
82	[(13)] (14) Title 58, Chapter 61, Part 7, Behavior Analyst Licensing Act, is repealed
83	July 1, 2026.
84	[(14)] (15) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, 2027.
85	Section 3. Effective date.
86	This bill takes effect on May 1, 2024.