

2021 Healthcare Legislation Report

Utah Hospital Association

Tuesday, March 9, 2021

| Sponsor | Bill # | Title and Description | UHA Position | Status |
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| HOUSE BILLS | | | | |
| N. Thurston | H.B. 11 | DEPT OF HUMAN SERVICES BUDGETARY PROCEDURES AMENDMENTS. This bill modifies provisions relating to the funding of Department of Human Services programs. | | PASSED |
| R. Ward | H.B. 15 | CONTROLLED SUBSTANCE AMENDMENTS. This bill modifies the Utah Controlled Substances Act. | | PASSED |
| C. Snider | H.B. 19 | COUNTY CLASSIFICATION AMENDMENTS. This bill amends provisions related to county classification. | | PASSED |
| J. Dunnigan | H.B. 34 | MEDICAL RESPITE CARE PILOT PROGRAM. This bill requires the Department of Health to apply for a Medicaid waiver or state plan amendment for medical respite care for homeless individuals. | | PASSED |
| R. Ward | H.B. 36 | TELEHEALTH MENTAL HEALTH PROGRAM. This bill modifies provisions relating to a program for providing telehealth mental health services. | | FAILED |
| C. Pierucci | H.B. 43 | EMERGENCY PROCUREMENT DECLARATION MODIFICATIONS. This bill modifies provisions related to the public procurement of goods or services during an emergency. | | PASSED |
| J. Dunnigan | H.B. 54 | INSURANCE REVISIONS. This bill amends the insurance code. | | PASSED |
| M. Winder | H.B. 81 | MENTAL HEALTH DAYS FOR STUDENTS. This bill adds mental or behavioral health as a valid excuse for a school absence. | | PASSED |
| C. Hall | H.B. 85 | CONTROLLED SUBSTANCE DATABASE ACCESS AMENDMENTS. This bill amends the Controlled Substance Database Act. | | PASSED |
| R. Shipp | H.B. 92 | MEDICAL PRACTICE AMENDMENTS. This bill prohibits a physician or surgeon from performing a transgender procedure on a minor. | | FAILED |
| B. King | H.B. 93 | YOUTH SUICIDE PREVENTION PROGRAMS AMENDMENTS. This bill amends provisions related to the purposes for youth suicide prevention. | | PASSED |
| S. Harrison | H.B. 96 | EMERGENCY MANAGEMENT AMENDMENTS. This bill amends provisions of the Emergency Management Act related to emergency preparedness and response, and other duties of the Division of Emergency Management. | | PASSED |
| S. Harrison | H.B. 99 | PUBLIC EMPLOYEES HEALTH PROGRAM AMENDMENTS. This bill amends provisions regarding the Public Employees' Health Program. | | PASSED |
| M. Winder | H.B. 110 | HEALTH CARE PAYMENTS AMENDMENTS. This bill amends the Accounts Receivable Collection part. | | PASSED |
| B. Brammer | H.B. 113 | SHARED MEDICAL COSTS. This bill amends the Utah Child Support Act in relation to medical costs of pregnancy. | | PASSED |
| A. Stoddard | H.B. 114 | EMERGENCY EXECUTIVE POWERS AMENDMENTS. This bill makes changes to the epidemic emergency procurement process. | | FAILED |

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| R. Ward | H.B. 117 | VACCINE REPORTING REQUIREMENTS. This bill implements reporting requirements for vaccine information. | | FAILED |
| C. Watkins | H.B. 130 | MENTAL HEALTH COVERAGE AMENDMENTS. This bill amends Insurance Code provisions related to health benefit plans. | | FAILED |
| M. Judkins | H.B. 135 | CONGREGATE CARE PROGRAM AMENDMENTS. This bill regulates congregate care programs. | | PASSED |
| R. Ward | H.B. 149 | HEALTH CARE AMENDMENTS. This bill amends provisions relating to the use of public funds for contraceptives. | | FAILED |
| N. Abbott | H.B. 155 | CIVIL COMMITMENT AMENDMENTS. This bill makes changes concerning involuntary commitment and assisted outpatient treatment. | | PASSED |
| R. Shipp | H.B. 157 | PRICE CONTROLS DURING EMERGENCIES ACT. This bill amends the Price Controls During Emergencies Act. | | FAILED |
| R. Ward | H.B. 164 | ABORTION REQUIREMENTS AMENDMENTS. This bill modifies provisions relating to information that is provided to a woman before an abortion. | | FAILED |
| A. Romero | H.B. 168 | SALE OF SEXUAL ASSAULT TEST KITS PROHIBITED. This bill prohibits over-the-counter sexual assault evidence kits. | | FAILED |
| B. Brammer | H.B. 169 | DISASTER RESPONSE AND RECOVERY ACT AMENDMENTS. This bill amends the Disaster Response and Recovery Act to allow the Legislature or a legislative body of a political subdivision to limit certain emergency powers during a state of emergency. | | FAILED |
| N. Thurston | H.B. 178 | PHARMACY PRACTICE AMENDMENTS. This bill amends the Pharmacy Practice Act. | | PASSED |
| K. Birkeland | H.B. 183 | OCCUPATIONAL AND PROFESSIONAL LICENSING AMENDMENTS. This bill modifies provisions related to qualifying for licensure endorsement from the Division of Occupational and Professional Licensing (DOPL.) | | FAILED |
| A. C. Maloy | H.B. 184 | PROTECTION OF PERSONAL AND RELIGIOUS LIBERTY. This bill protects certain personal and religious liberties. | OPPOSE | FAILED |
| S. Harrison | H.B. 187 | PHARMACY BENEFITS AMENDMENTS. This bill modifies provisions of the Pharmacy Benefits Act. | | FAILED |
| N. Thurston | H.B. 190 | INTERSTATE COMPACT ON CURING DISEASES. This bill enacts the interstate compact known as the Solemn Covenant of the State to Award Prizes for Curing Diseases. | | FAILED |
| R. Ward | H.B. 192 | FERTILITY TREATMENT AMENDMENTS. This bill expands insurance coverage for fertility preservation and criminalizes improper conduct related to fertility treatment. | | PASSED |
| S. Harrison | H.B. 194 | DIABETES PREVENTION PROGRAM. This bill allows for Medicaid reimbursement for diabetes prevention services. | | FAILED |
| N. Thurston | H.B. 202 | HEALTH CARE CONSUMER PROTECTION ACT. This bill enacts the Health Care Consumer Protection Act. | | PASSED |
| A. C. Maloy | H.B. 217 | REGULATORY SANDBOX PROGRAM AMENDMENTS. This bill creates the Utah Office of Regulatory Relief (regulatory relief office) within the Governor's Office of Economic Development (GOED). | | PASSED |

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| B. King | H.B. 218 | REPORTING REQUIREMENT AMENDMENTS. This bill addresses reporting requirements for the abuse, neglect, or exploitation of certain individuals. | | PASSED |
| M. Ballard | H.B. 226 | LONG-TERM CARE PATIENT AND CONSUMER RIGHTS PROTECTION. This bill regulates assisted living and nursing home facilities. | | PASSED |
| C. Acton | H.B. 231 | FETUS TRANSPORT RESTRICTIONS. This bill addresses the transport of fetal remains. | | FAILED |
| K. Kwan | H.B. 248 | MENTAL HEALTH SUPPORT PROGRAM FOR FIRST RESPONDERS. This bill relates to mental health resources for first responders. | | PASSED |
| S. Christiansen | H.B. 253 | ABORTION AMENDMENTS. This bill amends provisions relating to abortion. | | FAILED |
| D. Welton | H.B. 262 | CHILDREN'S HEALTH INSURANCE AMENDMENTS. This bill creates the Children's Health Care Coverage Program. | SUPPORT | PASSED |
| R. Lesser | H.B. 265 | PHARMACY SOFTWARE AMENDMENTS. This bill amends provisions relating to an electronic prescription for a controlled substance. | | PASSED |
| D. Welton | H.B. 287 | NURSE PRACTICE ACT AMENDMENTS. This bill modifies the Nurse Practice Act. | | PASSED |
| V. Peterson | H.B. 288 | EDUCATION AND MENTAL HEALTH COORDINATING COUNCIL. This bill creates and establishes duties for the Education and Mental Health Coordinating Council. | SUPPORT | PASSED |
| J. Dunnigan | H.B. 292 | CHILDREN'S HEALTH INSURANCE PLAN AMENDMENTS. This bill amends the Utah Children's Health Insurance Act. | | PASSED |
| P. Ray | H.B. 294 | PANDEMIC EMERGENCY POWERS AMENDMENTS. This bill provides for the termination of emergency powers and public health emergency powers related to COVID-19 upon reaching a certain threshold of vaccination and recovery. | | PASSED |
| D. Johnson | H.B. 303 | EMERGENCY MEDICAL SERVICES REVISIONS. This bill amends provisions related to emergency medical services. | | PASSED |
| R. Spendlove | H.B. 308 | COVID-19 VACCINE AMENDMENTS. This bill prohibits a governmental entity from requiring that an individual receive a vaccine for COVID-19. | | PASSED |
| R. Ward | H.B. 319 | EMERGENCY VOLUNTEER HEALTH PRACTITIONERS ACT. This bill amends the Emergency Volunteer Health Practitioners Act. | | PASSED |
| G.L.Bennion | H.B. 325 | OFFICE OF LICENSING AMENDMENTS. This bill creates additional requirements for the Office of Licensing. | | FAILED |
| B. Last | H.B. 332 | MEDICAID FRAUD CONTROL UNIT AMENDMENTS. This bill amends provisions relating to the Office of the Attorney General. | SUPPORT | PASSED |
| S. Eliason | H.B. 333 | MEDICAID AMENDMENTS. This bill amends provisions relating to the certification of beds by the Medicaid program for intermediate care facilities for individuals with intellectual disabilities. | | PASSED |
| S. Eliason | H.B. 337 | CHILD MENTAL HEALTH AMENDMENTS. This bill relates to mental health services provided to a child. | | PASSED |
| J. Dailey-Provost | H. B. 339 | INVOLUNTARY COMMITMENT AMENDMENTS. This bill addresses involuntary civil commitment. | | FAILED |
| M. Strong | H.B. 342 | GOVERNMENT ENTERPRISE AMENDMENTS. This bill enacts provisions related to competitive activities provided by a city or county. | | FAILED |

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| S. Christiansen | H.B. 344 | PROGRAM ELIGIBILITY AMENDMENTS. This bill modifies the responsibilities state agencies have regarding federal public assistance programs. | OPPOSE | FAILED |
| S. Eliason | H.B. 350 | MENTAL HEALTH RECORDS CONFIDENTIALITY AMENDMENTS. This bill amends provisions related to the disclosure of certain confidential communications. | | PASSED |
| J. Stenquist | H.B. 354 | RURAL MUNICIPAL ECONOMIC DEVELOPMENT LOAN PROGRAM. This bill creates the Municipal Infrastructure Fund (fund) within the Governor's Office of Economic Development. | | FAILED |
| R. Ward | H.B. 363 | MEDICAID WAIVER FOR NEW MOTHERS. This bill directs the Department of Health to apply for a waiver from the federal government to implement extended Medicaid coverage for certain new mothers. | | FAILED |
| P. Ray | H.B. 365 | STATE AGENCY REALIGNMENT. This bill creates the Department of Health and Human Services and provides for the transition of the Department of Health and the Department of Human Services into the newly created single state agency. | | PASSED |
| R. Ward | H.B. 380 | MEDICAL EXAMINER REVISIONS. This bill amends the Utah Medical Examiner Act. | | PASSED |
| M. Strong | H.B. 384 | HEALTH DATA PRIVACY ACT. This bill creates the Health Data Privacy Act. | | FAILED |
| K. Birkeland | H.B. 389 | MEDICAID RECOVERY AMENDMENTS. This bill addresses recovery of Medicaid funds from a parent whose child is injured in foster care. | | PASSED |
| S. Lund | H.B. 419 | INSURANCE COVERAGE FOR VOLUNTEER EMERGENCY MEDICAL SERVICE PERSONNEL. This bill creates the Volunteer Emergency Medical Service Personnel Health Insurance Program. | | FAILED |
| V.L. Snow | H.B. 431 | NONPROFIT CORPORATION ACT AMENDMENTS. This bill modifies provisions of the Utah Revised Nonprofit Corporation Act related to records. | | FAILED |
| P. Ray | H.B. 441 | CIVIL COMMITMENT AND COMPETENCY AMENDMENTS. This bill modifies provisions related to involuntary civil commitment and competency to stand trial. | | FAILED |
| HOUSE JOINT RESOLUTIONS | | | | |
| N. Thurston | H.J.R. 1 | JOINT RESOLUTION RECOGNIZING THE SUCCESS OF THE UTAH MEDICAID ACCOUNTABLE CARE PROGRAM. This joint resolution recognizes the success of Utah Medicaid's accountable care program. | | PASSED |
| S. Hollins | H.J.R. 13 | JOINT RESOLUTION DECLARING RACISM A MORAL AND PUBLIC HEALTH CRISIS. This joint resolution of the Legislature declares racism to be a moral and public health crisis and states the Legislature's commitment to address the crisis. | SUPPORT | FAILED |
| HOUSE CONCURRENT RESOLUTIONS | | | | |
| R. Ward | H.C.R. 6 | CONCURRENT RESOLUTION RECOGNIZING COVID-19 EFFORTS. This concurrent resolution recognizes and thanks the individuals who provide accurate data and information to the legislature, the Governor, and Utah citizens in relation to the spread of COVID-19. | | PASSED |

| SENATE BILLS | | | | |
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| J. Anderegg | S.B. 7 | <u>SOCIAL SERVICES BASE BUDGET.</u> This bill supplements or reduces appropriations otherwise provided for the support and operation of state government for the fiscal year beginning July 1, 2020 and ending June 30, 2021 and appropriates funds for the support and operation of state government for the fiscal year beginning July 1, 2021 and ending June 30, 2022. | SUPPORT | PASSED |
| L. Escamilla | S.B. 19 | <u>EXPANDED INFERTILITY TREATMENT COVERAGE PILOT.</u> This bill amends the expanded infertility treatment coverage pilot program. | | PASSED |
| D. Thatcher | S.B. 23 | <u>EMERGENCY TASK FORCE.</u> This authorizes a contract between certain state entities for responding to an emergency. | | FAILED |
| C. Bramble | S.B. 27 | <u>PHYSICIAN ASSISTANT ACT AMENDMENTS.</u> This bill amends provisions relating to the practice of a physician assistant. | AMEND | PASSED |
| C. Bramble | S.B. 28 | <u>PHYSICIAN ASSISTANT MENTAL HEALTH PRACTICE AMENDMENTS.</u> This bill allows a physician assistant to specialize in psychiatric mental health and defines the requirements and scope of practice for this specialization. | | PASSED |
| L. Escamilla | S.B. 41 | <u>MENTAL HEALTH ACCESS AMENDMENTS.</u> This bill amends an insurer's responsibilities for catastrophic mental health conditions. | SUPPORT | PASSED |
| D. Thatcher | S.B. 47 | <u>MENTAL HEALTH CRISIS INTERVENTION COUNCIL.</u> This bill creates the Mental Health Intervention Council to establish protocols and standards for the training and functioning of local mental health crisis intervention teams. | | PASSED |
| D. Thatcher | S.B. 53 | <u>BEHAVIORAL EMERGENCY SERVICES AMENDMENTS.</u> This bill enacts requirements and provisions relating to behavioral emergency services technicians. | | PASSED |
| J. Johnson | S.B. 54 | <u>KURT OSCARSON CHILDREN'S ORGAN TRANSPLANT COORDINATING COMMITTEE EXTENSION.</u> This bill extends the sunset date for the Kurt Oscarson Transplant Coordinating Committee. | | PASSED |
| W. Harper | S.B. 63 | <u>CAREGIVER COMPENSATION AMENDMENTS.</u> This bill addresses reimbursement for certain personal care services under Medicaid. | | PASSED |
| T. Weiler | S.B. 67 | <u>WORKPLACE VIOLENCE PROTECTIVE ORDERS.</u> This bill creates a workplace violence protective order. | | FAILED |
| K. Riebe | S.B. 70 | <u>MOBILE CRISIS OUTREACH TEAM EXPANSION.</u> This bill creates additional mobile crisis outreach teams. | | FAILED |
| J. Anderegg | S.B. 74 | <u>PRICE CONTROL REPEALS.</u> This bill repeals the Price Controls During Emergencies Act. | OPPOSE | FAILED |
| T. Weiler | S.B. 76 | <u>CONTROLLED SUBSTANCE DATABASE ACCESS.</u> This bill provides access to the controlled substance database to the Utah Medicaid Fraud Control Unit. | | PASSED |
| E. Vickers | S.B. 81 | <u>MEDICAL CANNABIS ELECTRONIC VERIFICATION SYSTEM DEADLINE AMENDMENTS.</u> This bill delays certain existing operational deadlines for the medical cannabis program's electronic verification system. | | PASSED |
| J. Iwamoto | S.B. 83 | <u>POLST ORDER AMENDMENTS.</u> This bill amends provisions related to POLST orders. | | PASSED |
| L. Fillmore | S.B. 86 | <u>AMENDMENTS TO THE PRICE CONTROLS DURING EMERGENCIES ACT.</u> This bill amends provisions of the Price Controls During Emergencies Act. | | PASSED |
| E. Vickers | S.B. 97 | <u>CHARITABLE PRESCRIPTION DRUG RECYCLING PROGRAM AMENDMENTS.</u> This bill modifies the Charitable Prescription Drug Recycling Act. | | PASSED |

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| W. Harper | S.B. 109 | EMERGENCY SERVICES AMENDMENTS. This bill modifies certification provisions for emergency medical responders. | | PASSED |
| G. Davis | S.B. 112 | OCCUPATIONAL THERAPY LICENSURE COMPACT. This bill enacts the Occupational Therapy Licensure Compact. | | FAILED |
| M. McKell | S.B. 127 | HUMAN SERVICES PROGRAM AMENDMENTS. This bill modifies provisions related to human services programs. | | PASSED |
| D. Kitchen | S.B. 128 | FAMILY PLANNING SERVICES AMENDMENTS. This bill amends provisions related to family planning services within the state Medicaid program. | | FAILED |
| G. Davis | S.B. 134 | TOBACCO REGULATION AMENDMENTS. This bill amends provisions relating to the regulation of electronic cigarettes. | | FAILED |
| E. Vickers | S.B. 140 | PHARMACY BENEFIT AMENDMENTS. This bill amends provisions relating to pharmacies that are operated by or contract with a federally qualified health center. | | PASSED |
| D. Thatcher | S.B. 155 | 988 MENTAL HEALTH CRISIS ASSISTANCE. This bill creates the Statewide Behavioral Health Crisis Response Account and amends provisions related to the membership and duties of the Behavioral Health Crisis Response Commission. | | PASSED |
| L. Escamilla | S.B. 158 | CHILDREN'S HEALTH COVERAGE AMENDMENTS. This bill creates a program to increase health insurance coverage for children and directs the Department of Health to expand eligibility for children's Medicaid and CHIP. | SUPPORT | FAILED |
| T. Weiler | S.B. 161 | MENTAL HEALTH SYSTEMS AMENDMENTS. This bill addresses mental and behavioral health services in the state. | SUPPORT | PASSED |
| K. Mayne | S. B. 173 | MEDICAL RECORDS AMENDMENTS. This bill amends provisions relating to access to medical records. | AMEND | PASSED |
| E. Vickers | S. B. 177 | PHARMACY PRACTICE AMENDMENTS. This bill amends provisions related to pharmacy. | | PASSED |
| E. Vickers | S.B. 189 | TOBACCO RETAILER AMENDMENTS. This bill amends provisions relating to tobacco retailers. | | PASSED |
| E. Vickers | S.B. 192 | MEDICAL CANNABIS ACT AMENDMENTS. This bill amends provisions related to the cultivation, processing, recommending, dispensing, and use of medical cannabis. | | PASSED |
| E. Vickers | S.B. 195 | EMERGENCY RESPONSE AMENDMENTS. This bill amends provisions related to emergency powers and public health emergencies. | | PASSED |
| K. Mayne | S.B. 198 | MEDICAL BILLING AMENDMENTS. This bill repeals and amends provisions related to medical and balanced billing. | SUPPORT | PASSED |
| K. Cullimore | S.B. 200 | CONSUMER PRIVACY ACT. This bill enacts the Utah Consumer Privacy Act and Utah Commercial Email Act. | | FAILED |
| M. Kennedy | S.B. 208 | EMPLOYEE MEDICAL PROCEDURE PROTECTION ACT. This bill enacts the Employee Medical Procedure Protection Act. | | FAILED |
| J. Anderegg | S.B. 212 | HEALTH DEPARTMENTS REVIEW TASK FORCE. This bill creates the State and Local Health Departments Review Task Force. | | FAILED |
| M. Kennedy | S.B. 216 | BEHAVIORAL HEALTH CRISIS RESPONSE COMMISSION AMENDMENTS. This bill modifies provisions related to the Behavioral Health Crisis Response Commission. | | FAILED |
| C. Bramble | S.B. 227 | GENETIC INFORMATION PRIVACY ACT. This bill enacts the Genetic Information Privacy Act. | | PASSED |