

Representative Steve Eliason proposes the following substitute bill:

CRISIS SERVICES AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Steve Eliason

Senate Sponsor: Daniel W. Thatcher

LONG TITLE

General Description:

This bill relates to crisis response treatment and resources.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ changes the name of the "Mental Health Crisis Line Commission" to the "Behavioral Health Crisis Response Commission";
- ▶ modifies the membership of the Behavioral Health Crisis Response Commission;
- ▶ expands the mobile crisis outreach team grant program to fund additional mobile crisis outreach teams in certain counties;
- ▶ requires the Division of Substance Abuse and Mental Health to administer a grant program for the development of a behavioral health receiving center;
- ▶ directs the Department of Health to:
 - apply for a waiver or a state plan amendment with Medicaid to offer a program to provide reimbursement for services provided in a behavioral health receiving center at a bundled daily rate; and
 - if the waiver or state plan amendment is approved, require a managed care organization that contracts with Medicaid to provide reimbursement for services



- 26 provided in a behavioral health receiving center;
- 27 ▶ requires the Department of Human Services to establish a statewide stabilization
 - 28 services plan and standards for providing stabilization services to a child;
 - 29 ▶ requires the Division of Substance Abuse and Mental Health to implement a
 - 30 statewide warm line;
 - 31 ▶ requires the Behavioral Health Crisis Response Commission to study and make
 - 32 recommendations regarding implementation of the statewide warm line; and
 - 33 ▶ makes technical changes.

34 **Money Appropriated in this Bill:**

35 This bill appropriates in fiscal year 2021:

- 36 ▶ to Department of Human Services -- Division of Substance Abuse and Mental
- 37 Health -- Community Mental Health Services, as an ongoing appropriation:
 - 38 • From General Fund, One-time, \$12,325,000.
- 39 ▶ to Department of Human Services -- Division of Substance Abuse and Mental
- 40 Health -- Community Mental Health Services, as a one-time appropriation:
 - 41 • From General Fund, One-time, \$12,550,000.
- 42 ▶ to Governor's Office -- Suicide Prevention -- Suicide Prevention, as an ongoing
- 43 appropriation:
 - 44 • from General Fund, One-time, \$150,000.

45 **Other Special Clauses:**

46 None

47 **Utah Code Sections Affected:**

48 AMENDS:

- 49 **17-43-301**, as last amended by Laws of Utah 2019, Chapter 256
- 50 **26-18-418**, as last amended by Laws of Utah 2019, Chapter 393
- 51 **62A-1-104**, as last amended by Laws of Utah 2018, Chapter 147
- 52 **62A-1-111**, as last amended by Laws of Utah 2018, Chapter 200
- 53 **62A-15-102**, as last amended by Laws of Utah 2018, Chapter 414
- 54 **62A-15-116**, as last amended by Laws of Utah 2019, Chapter 446
- 55 **62A-15-1301**, as enacted by Laws of Utah 2018, Chapter 407
- 56 **62A-15-1302**, as enacted by Laws of Utah 2018, Chapter 407

57 [62A-15-1303](#), as enacted by Laws of Utah 2018, Chapter 407
 58 [62A-15-1401](#), as enacted by Laws of Utah 2018, Chapter 84
 59 [63C-18-101](#), as enacted by Laws of Utah 2017, Chapter 23
 60 [63C-18-102](#), as enacted by Laws of Utah 2017, Chapter 23
 61 [63C-18-202](#), as enacted by Laws of Utah 2017, Chapter 23
 62 [63C-18-203](#), as last amended by Laws of Utah 2018, Chapters 84 and 407
 63 [63I-1-226](#), as last amended by Laws of Utah 2019, Chapters 67, 136, 246, 289, 455 and
 64 last amended by Coordination Clause, Laws of Utah 2019, Chapter 246
 65 [63I-1-262](#), as last amended by Laws of Utah 2019, Chapters 246, 257, 440 and last
 66 amended by Coordination Clause, Laws of Utah 2019, Chapter 246
 67 [63I-1-263](#), as last amended by Laws of Utah 2019, Chapters 89, 246, 311, 414, 468,
 68 469, 482 and last amended by Coordination Clause, Laws of Utah 2019, Chapter
 69 246

70 ENACTS:

71 [62A-15-118](#), Utah Code Annotated 1953
 72 [26-18-420](#), Utah Code Annotated 1953

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

75 Section 1. Section **17-43-301** is amended to read:

76 **17-43-301. Local mental health authorities -- Responsibilities.**

77 (1) As used in this section:

78 (a) "Assisted outpatient treatment" means the same as that term is defined in Section
 79 [62A-15-602](#).

80 (b) "Crisis worker" means the same as that term is defined in Section [62A-15-1301](#).

81 (c) "Local mental health crisis line" means the same as that term is defined in Section
 82 [~~63C-18-102~~] [62A-15-1301](#).

83 (d) "Mental health therapist" means the same as that term is defined in Section
 84 [58-60-102](#).

85 (e) "Public funds" means the same as that term is defined in Section [17-43-303](#).

86 (f) "Statewide mental health crisis line" means the same as that term is defined in
 87 Section [~~63C-18-102~~] [62A-15-1301](#).

88 (2) (a) (i) In each county operating under a county executive-council form of
89 government under Section 17-52a-203, the county legislative body is the local mental health
90 authority, provided however that any contract for plan services shall be administered by the
91 county executive.

92 (ii) In each county operating under a council-manager form of government under
93 Section 17-52a-204, the county manager is the local mental health authority.

94 (iii) In each county other than a county described in Subsection (2)(a)(i) or (ii), the
95 county legislative body is the local mental health authority.

96 (b) Within legislative appropriations and county matching funds required by this
97 section, under the direction of the division, each local mental health authority shall:

98 (i) provide mental health services to individuals within the county; and

99 (ii) cooperate with efforts of the Division of Substance Abuse and Mental Health to
100 promote integrated programs that address an individual's substance abuse, mental health, and
101 physical healthcare needs, as described in Section 62A-15-103.

102 (c) Within legislative appropriations and county matching funds required by this
103 section, each local mental health authority shall cooperate with the efforts of the Department of
104 Human Services to promote a system of care, as defined in Section 62A-1-104, for minors with
105 or at risk for complex emotional and behavioral needs, as described in Section 62A-1-111.

106 (3) (a) By executing an interlocal agreement under Title 11, Chapter 13, Interlocal
107 Cooperation Act, two or more counties may join to:

108 (i) provide mental health prevention and treatment services; or

109 (ii) create a united local health department that combines substance abuse treatment
110 services, mental health services, and local health department services in accordance with
111 Subsection (4).

112 (b) The legislative bodies of counties joining to provide services may establish
113 acceptable ways of apportioning the cost of mental health services.

114 (c) Each agreement for joint mental health services shall:

115 (i) (A) designate the treasurer of one of the participating counties or another person as
116 the treasurer for the combined mental health authorities and as the custodian of money
117 available for the joint services; and

118 (B) provide that the designated treasurer, or other disbursing officer authorized by the

119 treasurer, may make payments from the money available for the joint services upon audit of the
120 appropriate auditing officer or officers representing the participating counties;

121 (ii) provide for the appointment of an independent auditor or a county auditor of one of
122 the participating counties as the designated auditing officer for the combined mental health
123 authorities;

124 (iii) (A) provide for the appointment of the county or district attorney of one of the
125 participating counties as the designated legal officer for the combined mental health
126 authorities; and

127 (B) authorize the designated legal officer to request and receive the assistance of the
128 county or district attorneys of the other participating counties in defending or prosecuting
129 actions within their counties relating to the combined mental health authorities; and

130 (iv) provide for the adoption of management, clinical, financial, procurement,
131 personnel, and administrative policies as already established by one of the participating
132 counties or as approved by the legislative body of each participating county or interlocal board.

133 (d) An agreement for joint mental health services may provide for:

134 (i) joint operation of services and facilities or for operation of services and facilities
135 under contract by one participating local mental health authority for other participating local
136 mental health authorities; and

137 (ii) allocation of appointments of members of the mental health advisory council
138 between or among participating counties.

139 (4) A county governing body may elect to combine the local mental health authority
140 with the local substance abuse authority created in Part 2, Local Substance Abuse Authorities,
141 and the local health department created in Title 26A, Chapter 1, Part 1, Local Health
142 Department Act, to create a united local health department under Section [26A-1-105.5](#). A local
143 mental health authority that joins with a united local health department shall comply with this
144 part.

145 (5) (a) Each local mental health authority is accountable to the department, the
146 Department of Health, and the state with regard to the use of state and federal funds received
147 from those departments for mental health services, regardless of whether the services are
148 provided by a private contract provider.

149 (b) Each local mental health authority shall comply, and require compliance by its

150 contract provider, with all directives issued by the department and the Department of Health
151 regarding the use and expenditure of state and federal funds received from those departments
152 for the purpose of providing mental health programs and services. The department and
153 Department of Health shall ensure that those directives are not duplicative or conflicting, and
154 shall consult and coordinate with local mental health authorities with regard to programs and
155 services.

156 (6) (a) Each local mental health authority shall:

157 (i) review and evaluate mental health needs and services, including mental health needs
158 and services for:

159 (A) an individual incarcerated in a county jail or other county correctional facility; and

160 (B) an individual who is a resident of the county and who is court ordered to receive
161 assisted outpatient treatment under Section [62A-15-630.5](#);

162 (ii) in accordance with Subsection (6)(b), annually prepare and submit to the division a
163 plan approved by the county legislative body for mental health funding and service delivery,
164 either directly by the local mental health authority or by contract;

165 (iii) establish and maintain, either directly or by contract, programs licensed under Title
166 62A, Chapter 2, Licensure of Programs and Facilities;

167 (iv) appoint, directly or by contract, a full-time or part-time director for mental health
168 programs and prescribe the director's duties;

169 (v) provide input and comment on new and revised rules established by the division;

170 (vi) establish and require contract providers to establish administrative, clinical,
171 personnel, financial, procurement, and management policies regarding mental health services
172 and facilities, in accordance with the rules of the division, and state and federal law;

173 (vii) establish mechanisms allowing for direct citizen input;

174 (viii) annually contract with the division to provide mental health programs and
175 services in accordance with the provisions of Title 62A, Chapter 15, Substance Abuse and
176 Mental Health Act;

177 (ix) comply with all applicable state and federal statutes, policies, audit requirements,
178 contract requirements, and any directives resulting from those audits and contract requirements;

179 (x) provide funding equal to at least 20% of the state funds that it receives to fund
180 services described in the plan;

181 (xi) comply with the requirements and procedures of Title 11, Chapter 13, Interlocal
182 Cooperation Act, Title 17B, Chapter 1, Part 6, Fiscal Procedures for Local Districts, and Title
183 51, Chapter 2a, Accounting Reports from Political Subdivisions, Interlocal Organizations, and
184 Other Local Entities Act; and

185 (xii) take and retain physical custody of minors committed to the physical custody of
186 local mental health authorities by a judicial proceeding under Title 62A, Chapter 15, Part 7,
187 Commitment of Persons Under Age 18 to Division of Substance Abuse and Mental Health.

188 (b) Each plan under Subsection (6)(a)(ii) shall include services for adults, youth, and
189 children, which shall include:

190 (i) inpatient care and services;

191 (ii) residential care and services;

192 (iii) outpatient care and services;

193 (iv) 24-hour crisis care and services;

194 (v) psychotropic medication management;

195 (vi) psychosocial rehabilitation, including vocational training and skills development;

196 (vii) case management;

197 (viii) community supports, including in-home services, housing, family support
198 services, and respite services;

199 (ix) consultation and education services, including case consultation, collaboration
200 with other county service agencies, public education, and public information; and

201 (x) services to persons incarcerated in a county jail or other county correctional facility.

202 (7) (a) If a local mental health authority provides for a local mental health crisis line
203 under the plan for 24-hour crisis care and services described in Subsection (6)(b)(iv), the local
204 mental health authority shall:

205 (i) collaborate with the statewide mental health crisis line described in Section
206 [62A-15-1302](#);

207 (ii) ensure that each individual who answers calls to the local mental health crisis line:

208 (A) is a mental health therapist or a crisis worker; and

209 (B) meets the standards of care and practice established by the Division of Substance
210 Abuse and Mental Health, in accordance with Section [62A-15-1302](#); and

211 (iii) ensure that when necessary, based on the local mental health crisis line's capacity,

212 calls are immediately routed to the statewide mental health crisis line to ensure that when an
213 individual calls the local mental health crisis line, regardless of the time, date, or number of
214 individuals trying to simultaneously access the local mental health crisis line, a mental health
215 therapist or a crisis worker answers the call without the caller first:

216 (A) waiting on hold; or

217 (B) being screened by an individual other than a mental health therapist or crisis
218 worker.

219 (b) If a local mental health authority does not provide for a local mental health crisis
220 line under the plan for 24-hour crisis care and services described in Subsection (6)(b)(iv), the
221 local mental health authority shall use the statewide mental health crisis line as a local crisis
222 line resource.

223 (8) Before disbursing any public funds, each local mental health authority shall require
224 that each entity that receives any public funds from a local mental health authority agrees in
225 writing that:

226 (a) the entity's financial records and other records relevant to the entity's performance
227 of the services provided to the mental health authority shall be subject to examination by:

228 (i) the division;

229 (ii) the local mental health authority director;

230 (iii) (A) the county treasurer and county or district attorney; or

231 (B) if two or more counties jointly provide mental health services under an agreement
232 under Subsection (3), the designated treasurer and the designated legal officer;

233 (iv) the county legislative body; and

234 (v) in a county with a county executive that is separate from the county legislative
235 body, the county executive;

236 (b) the county auditor may examine and audit the entity's financial and other records
237 relevant to the entity's performance of the services provided to the local mental health
238 authority; and

239 (c) the entity will comply with the provisions of Subsection (5)(b).

240 (9) A local mental health authority may receive property, grants, gifts, supplies,
241 materials, contributions, and any benefit derived therefrom, for mental health services. If those
242 gifts are conditioned upon their use for a specified service or program, they shall be so used.

243 (10) Public funds received for the provision of services pursuant to the local mental
244 health plan may not be used for any other purpose except those authorized in the contract
245 between the local mental health authority and the provider for the provision of plan services.

246 (11) A local mental health authority shall provide assisted outpatient treatment
247 services, as described in Section [62A-15-630.4](#), to a resident of the county who has been
248 ordered under Section [62A-15-630.5](#) to receive assisted outpatient treatment.

249 Section 2. Section **26-18-418** is amended to read:

250 **26-18-418. Medicaid waiver for mental health crisis lines and mobile crisis**
251 **outreach teams.**

252 (1) As used in this section:

253 (a) "Local mental health crisis line" means the same as that term is defined in Section
254 ~~[63C-18-102]~~ [62A-15-1301](#).

255 (b) "Mental health crisis" means:

256 (i) a mental health condition that manifests itself in an individual by symptoms of
257 sufficient severity that a prudent layperson who possesses an average knowledge of mental
258 health issues could reasonably expect the absence of immediate attention or intervention to
259 result in:

260 (A) serious danger to the individual's health or well-being; or

261 (B) a danger to the health or well-being of others; or

262 (ii) a mental health condition that, in the opinion of a mental health therapist or the
263 therapist's designee, requires direct professional observation or the intervention of a mental
264 health therapist.

265 (c) (i) "Mental health crisis services" means direct mental health services and on-site
266 intervention that a mobile crisis outreach team provides to an individual suffering from a
267 mental health crisis, including the provision of safety and care plans, prolonged mental health
268 services for up to 90 days, and referrals to other community resources.

269 (ii) "Mental health crisis services" includes:

270 (A) local mental health crisis lines; and

271 (B) the statewide mental health crisis line.

272 (d) "Mental health therapist" means the same as that term is defined in Section
273 [58-60-102](#).

274 (e) "Mobile crisis outreach team" or "MCOT" means a mobile team of medical and
275 mental health professionals that, in coordination with local law enforcement and emergency
276 medical service personnel, provides mental health crisis services.

277 (f) "Statewide mental health crisis line" means the same as that term is defined in
278 Section ~~[63C-18-102]~~ [62A-15-1301](#).

279 (2) In consultation with the Department of Human Services and the ~~[Mental]~~
280 Behavioral Health Crisis [Line] Response Commission created in Section ~~63C-18-202~~, the
281 department shall develop a proposal to amend the state Medicaid plan to include mental health
282 crisis services, including the statewide mental health crisis line, local mental health crisis lines,
283 and mobile crisis outreach teams.

284 (3) By January 1, 2019, the department shall apply for a Medicaid waiver with CMS, if
285 necessary to implement, within the state Medicaid program, the mental health crisis services
286 described in Subsection (2).

287 Section 3. Section ~~26-18-420~~ is enacted to read:

288 **26-18-420. Reimbursement for crisis services provided in a behavioral health**
289 **receiving center.**

290 (1) As used in this section:

291 (a) "Accountable care organization" means the same as that term is defined in Section
292 [26-18-408](#).

293 (b) "Behavioral health receiving center" means the same as that term is defined in
294 Section [62A-15-118](#).

295 (c) "Crisis management services" means behavioral health services and physical health
296 services provided to an individual who is experiencing a mental health crisis.

297 (2) Before July 1, 2020, the division shall apply for a Medicaid waiver or state plan
298 amendment with CMS to offer a program that:

299 (a) provides reimbursement through a bundled daily rate for crisis management
300 services that are delivered to an individual during the individual's stay at a behavioral health
301 receiving center; and

302 (b) integrates, including bilaterally integrates, the delivery of behavioral health services
303 and physical health services with Medicaid accountable care organizations in select geographic
304 areas of the state that choose an integrated model.

305 (3) If the waiver or state plan amendment described in Subsection (2) is approved, the
306 department shall:

307 (a) implement the program described in Subsection (2); and

308 (b) require a managed care organization that contracts with the state's Medicaid
309 program for behavioral health services, physical health services, or integrated health services to
310 provide coverage for crisis management services that are delivered to an individual during the
311 individual's stay at a behavioral health receiving center.

312 Section 4. Section **62A-1-104** is amended to read:

313 **62A-1-104. Definitions.**

314 (1) As used in this title:

315 (a) "Competency evaluation" means the same as that term is defined in Section
316 [77-15-2](#).

317 (b) "Concurrence of the board" means agreement by a majority of the members of a
318 board.

319 (c) "Department" means the Department of Human Services established in Section
320 [62A-1-102](#).

321 (d) "Executive director" means the executive director of the department, appointed
322 under Section [62A-1-108](#).

323 (e) "Forensic evaluator" means the same as that term is defined in Section [77-15-2](#).

324 (f) "Stabilization services" means in-home services provided to a child with, or who is
325 at risk for, complex emotional and behavioral needs, including teaching the child's parent or
326 guardian skills to improve family functioning.

327 ~~(f)~~ (g) "System of care" means a broad, flexible array of services and supports that:

328 (i) serves a child with or who is at risk for complex emotional and behavioral needs;

329 (ii) is community based;

330 (iii) is informed about trauma;

331 (iv) builds meaningful partnerships with families and children;

332 (v) integrates service planning, service coordination, and management across state and
333 local entities;

334 (vi) includes individualized case planning;

335 (vii) provides management and policy infrastructure that supports a coordinated

336 network of interdepartmental service providers, contractors, and service providers who are
337 outside of the department; and

338 (viii) is guided by the type and variety of services needed by a child with or who is at
339 risk for complex emotional and behavioral needs and by the child's family.

340 (2) The definitions provided in Subsection (1) are to be applied in addition to
341 definitions contained throughout this title that are applicable to specified chapters or parts.

342 Section 5. Section **62A-1-111** is amended to read:

343 **62A-1-111. Department authority.**

344 The department may, in addition to all other authority and responsibility granted to the
345 department by law:

346 (1) adopt rules, not inconsistent with law, as the department may consider necessary or
347 desirable for providing social services to the people of this state;

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

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

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

355 (5) establish eligibility standards for its programs, not inconsistent with state or federal
356 law or regulations;

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

359 (7) set and collect fees for ~~[its]~~ the department's services;

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

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

364 (10) receive gifts, grants, devises, and donations; gifts, grants, devises, donations, or
365 the proceeds thereof, may be credited to the program designated by the donor, and may be used
366 for the purposes requested by the donor, as long as the request conforms to state and federal

367 policy; all donated funds shall be considered private, nonlapsing funds and may be invested
368 under guidelines established by the state treasurer;

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

372 (12) carry out the responsibility assigned in the workforce services plan by the State
373 Workforce Development Board;

374 (13) carry out the responsibility assigned by Section 35A-8-602 with respect to
375 coordination of services for the homeless;

376 (14) carry out the responsibility assigned by Section 62A-5a-105 with respect to
377 coordination of services for students with a disability;

378 (15) provide training and educational opportunities for ~~[its]~~ the department's staff;

379 (16) collect child support payments and any other money due to the department;

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

382 (18) establish policy and procedures, within appropriations authorized by the
383 Legislature, in cases where the department is given custody of a minor by the juvenile court
384 under Section 78A-6-117 or ordered to prepare an attainment plan for a minor found not
385 competent to proceed under Section 78A-6-1301; any policy and procedures shall include:

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

387 (b) delineation of assessment criteria and procedures;

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

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

391 (19) carry out the responsibilities assigned to ~~[it]~~ the department by statute;

392 (20) examine and audit the expenditures of any public funds provided to local
393 substance abuse authorities, local mental health authorities, local area agencies on aging, and
394 any person, agency, or organization that contracts with or receives funds from those authorities
395 or agencies. Those local authorities, area agencies, and any person or entity that contracts with
396 or receives funds from those authorities or area agencies, shall provide the department with any
397 information the department considers necessary. The department is further authorized to issue

398 directives resulting from any examination or audit to local authorities, area agencies, and
399 persons or entities that contract with or receive funds from those authorities with regard to any
400 public funds. If the department determines that it is necessary to withhold funds from a local
401 mental health authority or local substance abuse authority based on failure to comply with state
402 or federal law, policy, or contract provisions, it may take steps necessary to ensure continuity of
403 services. For purposes of this Subsection (20) "public funds" means the same as that term is
404 defined in Section [62A-15-102](#);

405 (21) pursuant to Subsection [62A-2-106\(1\)\(d\)](#), accredit one or more agencies and
406 persons to provide intercountry adoption services;

407 (22) within appropriations authorized by the Legislature, promote and develop a
408 system of care~~[, as defined in Section [62A-1-104](#)]~~ and stabilization services:

409 (a) in compliance with Title 63G, Chapter 6a, Utah Procurement Code; and

410 (b) that encompasses the department, department contractors, and the divisions,
411 offices, or institutions within the department, to:

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

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

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

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

420 (v) create performance-based measures for the provision of services; and

421 (vi) centralize other business operations, including data matching and sharing among
422 the department's divisions, offices, and institutions; and

423 (23) ensure that any training or certification required of a public official or public
424 employee, as those terms are defined in Section [63G-22-102](#), complies with Title 63G, Chapter
425 22, State Training and Certification Requirements, if the training or certification is required:

426 (a) under this title;

427 (b) by the department; or

428 (c) by an agency or division within the department.

429 Section 6. Section **62A-15-102** is amended to read:

430 **62A-15-102. Definitions.**

431 As used in this chapter:

432 (1) "Criminal risk factors" means a person's characteristics and behaviors that:

433 (a) affect the person's risk of engaging in criminal behavior; and

434 (b) are diminished when addressed by effective treatment, supervision, and other
435 support resources, resulting in reduced risk of criminal behavior.

436 (2) "Director" means the director of the Division of Substance Abuse and Mental
437 Health.

438 (3) "Division" means the Division of Substance Abuse and Mental Health established
439 in Section [62A-15-103](#).

440 (4) "Local mental health authority" means a county legislative body.

441 (5) "Local substance abuse authority" means a county legislative body.

442 (6) "Mental health crisis" means:

443 (a) a mental health condition that manifests in an individual by symptoms of sufficient
444 severity that a prudent layperson who possesses an average knowledge of mental health issues
445 could reasonably expect the absence of immediate attention or intervention to result in:

446 (i) serious danger to the individual's health or well-being; or

447 (ii) a danger to the health or well-being of others; or

448 (b) a mental health condition that, in the opinion of a mental health therapist or the
449 therapist's designee, requires direct professional observation or intervention.

450 (7) "Mental health crisis response training" means community-based training that
451 educates laypersons and professionals on the warning signs of a mental health crisis and how to
452 respond.

453 (8) "Mental health crisis services" means an array of services provided to an individual
454 who experiences a mental health crisis, which may include:

455 (a) direct mental health services;

456 (b) on-site intervention provided by a mobile crisis outreach team;

457 (c) the provision of safety and care plans;

458 (d) prolonged mental health services for up to 90 days after the day on which an
459 individual experiences a mental health crisis;

460 (e) referrals to other community resources;

461 (f) local mental health crisis lines; and

462 (g) the statewide mental health crisis line.

463 (9) "Mental health therapist" means the same as that term is defined in Section

464 [58-60-102](#).

465 (10) "Mobile crisis outreach team" or "MCOT" means a mobile team of medical and
466 mental health professionals that, in coordination with local law enforcement and emergency
467 medical service personnel, provides mental health crisis services.

468 (11) (a) "Public funds" means federal money received from the Department of Human
469 Services or the Department of Health, and state money appropriated by the Legislature to the
470 Department of Human Services, the Department of Health, a county governing body, or a local
471 substance abuse authority, or a local mental health authority for the purposes of providing
472 substance abuse or mental health programs or services.

473 (b) "Public funds" include federal and state money that has been transferred by a local
474 substance abuse authority or a local mental health authority to a private provider under an
475 annual or otherwise ongoing contract to provide comprehensive substance abuse or mental
476 health programs or services for the local substance abuse authority or local mental health
477 authority. The money maintains the nature of "public funds" while in the possession of the
478 private entity that has an annual or otherwise ongoing contract with a local substance abuse
479 authority or a local mental health authority to provide comprehensive substance abuse or
480 mental health programs or services for the local substance abuse authority or local mental
481 health authority.

482 (c) Public funds received for the provision of services pursuant to substance abuse or
483 mental health service plans may not be used for any other purpose except those authorized in
484 the contract between the local mental health or substance abuse authority and provider for the
485 provision of plan services.

486 (12) "Severe mental disorder" means schizophrenia, major depression, bipolar
487 disorders, delusional disorders, psychotic disorders, and other mental disorders as defined by
488 the division.

489 (13) "Statewide mental health crisis line" means the same as that term is defined in
490 Section [~~63C-18-102~~] [62A-15-1301](#).

491 Section 7. Section **62A-15-116** is amended to read:

492 **62A-15-116. Mobile crisis outreach team expansion.**

493 (1) In consultation with the [~~Mental~~] Behavioral Health Crisis [~~Line~~] Response

494 Commission, established in Section 63C-18-202, the division shall award grants for the
495 development of:

496 (a) five mobile crisis outreach teams:

497 [~~(a)~~] (i) in counties of the second, third, fourth, fifth, or sixth class; or

498 (ii) in counties of the first class, if no more than two mobile crisis outreach teams are
499 operating or have been awarded a grant to operate in the county; and

500 (b) at least three mobile crisis outreach teams in counties of the third, fourth, fifth, or
501 sixth class.

502 [~~(b) to~~] (2) A mobile crisis outreach team awarded a grant under Subsection (1) shall
503 provide mental health crisis services 24 hours per day, 7 days per week, and every day of the
504 year.

505 [~~(2)~~] (3) The division shall prioritize the award of a grant described in Subsection (1)
506 to entities, based on:

507 (a) the number of individuals the proposed mobile crisis outreach team will serve; and

508 (b) the percentage of matching funds the entity will provide to develop the proposed
509 mobile crisis outreach team.

510 [~~(3)~~] (4) An entity does not need to have resources already in place to be awarded a
511 grant described in Subsection (1).

512 [~~(4)~~] (5) In consultation with the [~~Mental~~] Behavioral Health Crisis [~~Line~~] Response
513 Commission, established in Section 63C-18-202, the division shall make rules, in accordance
514 with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, for the application and award
515 of the grants described in Subsection (1).

516 Section 8. Section **62A-15-118** is enacted to read:

517 **62A-15-118. Behavioral Health Receiving Center Grant Program.**

518 (1) As used in this section:

519 (a) "Behavioral health receiving center" means a 23-hour nonsecure program or facility
520 that is responsible for, and provides mental health crisis services to, an individual experiencing
521 a mental health crisis.

522 (b) "Project" means a behavioral health receiving center project described in
523 Subsection (2)(a).

524 (2) (a) (i) Before July 1, 2020, the division shall issue a request for proposals in
525 accordance with this section to award a grant to one or more counties of the first or second
526 class, as classified in Section 17-50-501, to, except as provided in Subsection (2)(b)(ii),
527 develop and implement a behavioral health receiving center.

528 (ii) A grant awarded under Subsection (2)(a)(i) may not be used to purchase land for
529 the behavioral health receiving center.

530 (b) The division shall award all grants under this section before December 31, 2020.

531 (3) The purpose of a project is to:

532 (a) increase access to mental health crisis services for individuals in the state who are
533 experiencing a mental health crisis; and

534 (b) reduce the number of individuals in the state who are incarcerated or in a hospital
535 emergency room while experiencing a mental health crisis.

536 (4) An application for a grant under this section shall:

537 (a) identify the population to which the behavioral health receiving center will provide
538 mental health crisis services;

539 (b) identify the type of mental health crisis services the behavioral health receiving
540 center will provide;

541 (c) explain how the population described in Subsection (4)(a) will benefit from the
542 provision of mental health crisis services;

543 (d) provide details regarding:

544 (i) how the proposed project plans to provide mental health crisis services;

545 (ii) how the proposed project will ensure that consideration is given to the capacity of
546 the behavioral health receiving center;

547 (iii) how the proposed project will ensure timely and effective provision of mental
548 health crisis services;

549 (iv) the cost of the proposed project;

550 (v) any existing or planned contracts or partnerships between the applicant and other
551 individuals or entities to develop and implement the proposed project;

552 (vi) any plan to use funding sources in addition to a grant under this section for the

553 proposed project;
554 (vii) the sustainability of the proposed project; and
555 (viii) the methods the proposed project will use to:
556 (A) protect the privacy of each individual who receives mental health crisis services
557 from the behavioral health receiving center;
558 (B) collect nonidentifying data relating to the proposed project; and
559 (C) provide transparency on the costs and operation of the proposed project; and
560 (e) provide other information requested by the division to ensure that the proposed
561 project satisfies the criteria described in Subsection (5).
562 (5) In evaluating an application for the grant, the division shall consider:
563 (a) the extent to which the proposed project will fulfill the purposes described in
564 Subsection (3);
565 (b) the extent to which the population described in Subsection (4)(a) is likely to benefit
566 from the proposed project;
567 (c) the cost of the proposed project;
568 (d) the extent to which any existing or planned contracts or partnerships between the
569 applicant and other individuals or entities to develop and implement the project, or additional
570 funding sources available to the applicant for the proposed project, are likely to benefit the
571 proposed project; and
572 (e) the viability and innovation of the proposed project.
573 (6) Before June 30, 2021, the division shall report to the Health and Human Services
574 Interim Committee regarding:
575 (a) each county awarded a grant under this section; and
576 (b) the details of each project.
577 (7) Before June 30, 2023, the division shall report to the Health and Human Services
578 Interim Committee regarding:
579 (a) data gathered in relation to each project;
580 (b) knowledge gained relating to the provision of mental health crisis services in a
581 behavioral health receiving center;
582 (c) recommendations for the future use of mental health crisis services in behavioral
583 health receiving centers; and

584 (d) obstacles encountered in the provision of mental health crisis services in a
585 behavioral health receiving center.

586 Section 9. Section **62A-15-1301** is amended to read:

587 **Part 13. Statewide Mental Health Crisis Line and Statewide Warm Line**

588 **62A-15-1301. Definitions.**

589 As used in this part:

590 (1) "Commission" means the ~~[Mental]~~ Behavioral Health Crisis ~~[Line]~~ Response
591 Commission created in Section [63C-18-202](#).

592 (2) "Crisis worker" means an individual who:

593 (a) meets the standards of qualification or certification that the division sets, in
594 accordance with Section [62A-15-1302](#); and

595 (b) staffs the statewide mental health crisis line, ~~the statewide warm line~~, or a local
596 mental health crisis line under the supervision of at least one mental health therapist.

597 (3) "Local mental health crisis line" means ~~[the same as that term is defined in Section~~
598 [63C-18-102](#).] a phone number or other response system that is:

599 (a) accessible within a particular geographic area of the state; and

600 (b) intended to allow an individual to contact and interact with a qualified mental or
601 behavioral health professional.

602 (4) "Mental health crisis" means the same as that term is defined in Section
603 [62A-15-1401](#).

604 ~~[(4)]~~ (5) "Mental health therapist" means the same as that term is defined in Section
605 [58-60-102](#).

606 (6) "Peer counselor" means an individual who:

607 (a) meets the standards of qualification or certification that the division sets, in
608 accordance with Section [62A-15-1302](#); and

609 (b) staffs the statewide warm line under the supervision of at least one mental health
610 therapist.

611 ~~[(5)]~~ (7) "Statewide mental health crisis line" means ~~[the same as that term is defined~~
612 ~~in Section [63C-18-102](#).]~~ a statewide phone number or other response system that allows an
613 individual to contact and interact with a qualified mental or behavioral health professional 24
614 hours per day, 365 days per year.

615 (8) "Statewide warm line" means a statewide phone number or other response system
 616 that allows an individual to contact and interact with a qualified mental or behavioral health
 617 professional or a peer counselor.

618 Section 10. Section **62A-15-1302** is amended to read:

619 **62A-15-1302. Contracts for statewide mental health crisis line and statewide**
 620 **warm line -- Crisis worker and peer counselor qualification or certification.**

621 (1) (a) The division shall enter into a new contract or modify an existing contract to
 622 manage and operate [~~the statewide mental health crisis line~~], in accordance with this part, [~~and~~
 623 ~~to encourage collaboration with local mental health crisis lines~~] the statewide mental health
 624 crisis line and the statewide warm line.

625 (b) Through the [~~contract~~] contracts described in Subsection (1)(a) and in consultation
 626 with the commission, the division shall set standards of care and practice for:

627 (i) the mental health therapists and crisis workers who staff the statewide mental health
 628 crisis line[-]; and

629 (ii) the mental health therapists, crisis workers, and peer counselors who staff the
 630 statewide warm line.

631 (2) (a) The division shall establish training and minimum standards for the
 632 qualification or certification of:

633 (i) crisis workers who staff the statewide mental health crisis line, the statewide warm
 634 line, and local mental health crisis lines[-]; and

635 (ii) peer counselors who staff the statewide warm line.

636 (b) The division may make rules, in accordance with Title 63G, Chapter 3, Utah
 637 Administrative Rulemaking Act, necessary to establish the training and minimum standards
 638 described in Subsection (2)(a).

639 Section 11. Section **62A-15-1303** is amended to read:

640 **62A-15-1303. Statewide mental health crisis line and statewide warm line**
 641 **operational standards.**

642 (1) In consultation with the commission, the division shall ensure that:

643 [(+)] (a) the following individuals are available to staff and answer calls to the
 644 statewide mental health crisis line 24 hours per day, 365 days per calendar year:

645 [(*)] (i) mental health therapists; or

646 ~~[(b)]~~ (ii) crisis workers;
647 ~~[(2)]~~ (b) a sufficient amount of staff is available to ensure that when an individual calls
648 the statewide mental health crisis line, regardless of the time, date, or number of individuals
649 trying to simultaneously access the statewide mental health crisis line, an individual described
650 in Subsection (1)~~(a)~~ answers the call without the caller first:

651 ~~[(a)]~~ (i) waiting on hold; or
652 ~~[(b)]~~ (ii) being screened by an individual other than a mental health therapist or crisis
653 worker; ~~[and]~~

654 ~~[(3)]~~ (c) the statewide mental health crisis line has capacity to accept all calls that local
655 mental health crisis lines route to the statewide mental health crisis line~~[-]~~;

656 (d) the following individuals are available to staff and answer calls to the statewide
657 warm line during the hours and days of operation set by the division under Subsection (2):

658 (i) mental health therapists;

659 (ii) crisis workers; or

660 (iii) peer counselors;

661 (e) when an individual calls the statewide mental health crisis line, the individual's call
662 may be transferred to the statewide warm line if the individual is not experiencing a mental
663 health crisis; and

664 (f) when an individual calls the statewide warm line, the individual's call may be
665 transferred to the statewide mental health crisis line if the individual is experiencing a mental
666 health crisis.

667 (2) The division shall make rules, in accordance with Title 63G, Chapter 3, Utah
668 Administrative Rulemaking Act, to establish the hours and days of operation for the statewide
669 warm line.

670 Section 12. Section **62A-15-1401** is amended to read:

671 **62A-15-1401. Definitions.**

672 As used in this part:

673 (1) "Commission" means the ~~[Mental]~~ Behavioral Health Crisis ~~[Line]~~ Response
674 Commission created in Section [63C-18-202](#).

675 (2) "Emergency medical service personnel" means the same as that term is defined in
676 Section [26-8a-102](#).

677 (3) "Emergency medical services" means the same as that term is defined in Section
678 26-8a-102.

679 (4) "MCOT certification" means the certification created in this part for MCOT
680 personnel and mental health crisis outreach services.

681 (5) "MCOT personnel" means a licensed mental health therapist or other mental health
682 professional, as determined by the division, who is a part of a mobile crisis outreach team.

683 (6) "Mental health crisis" means a mental health condition that manifests itself by
684 symptoms of sufficient severity that a prudent layperson who possesses an average knowledge
685 of mental health issues could reasonably expect the absence of immediate attention or
686 intervention to result in:

- 687 (a) serious jeopardy to the individual's health or well-being; or
- 688 (b) a danger to others.

689 (7) (a) "Mental health crisis services" means mental health services and on-site
690 intervention that a person renders to an individual suffering from a mental health crisis.

691 (b) "Mental health crisis services" includes the provision of safety and care plans,
692 stabilization services offered for a minimum of 60 days, and referrals to other community
693 resources.

694 (8) "Mental health therapist" means the same as that term is defined in Section
695 58-60-102.

696 (9) "Mobile crisis outreach team" or "MCOT" means a mobile team of medical and
697 mental health professionals that provides mental health crisis services and, based on the
698 individual circumstances of each case, coordinates with local law enforcement, emergency
699 medical service personnel, and other appropriate state or local resources.

700 Section 13. Section **63C-18-101** is amended to read:

701 **CHAPTER 18. BEHAVIORAL HEALTH CRISIS RESPONSE COMMISSION**

702 **63C-18-101. Title.**

703 (1) This chapter is known as the "~~Mental~~ Behavioral Health Crisis ~~Line~~ Response
704 Commission."

705 (2) This part is known as "General Provisions."

706 Section 14. Section **63C-18-102** is amended to read:

707 **63C-18-102. Definitions.**

708 As used in this chapter:

709 (1) "Commission" means the ~~[Mental]~~ Behavioral Health Crisis ~~[Line]~~ Response

710 Commission created in Section [63C-18-202](#).

711 (2) "Local mental health crisis line" means ~~[a phone number or other response system~~

712 ~~that is:]~~ the same as that term is defined in Section [62A-15-1301](#).

713 ~~[(a) accessible within a particular geographic area of the state; and]~~

714 ~~[(b) intended to allow an individual to contact and interact with a qualified mental or~~
715 ~~behavioral health professional.]~~

716 (3) "Statewide mental health crisis line" means ~~[a statewide phone number or other~~

717 ~~response system that allows an individual to contact and interact with a qualified mental or~~

718 ~~behavioral health professional 24 hours per day, 365 days per year]~~ the same as that term is

719 defined in Section [62A-15-1301](#).

720 (4) "Statewide warm line" means the same as that term is defined in Section

721 [62A-15-1301](#).

722 Section 15. Section **63C-18-202** is amended to read:

723 **63C-18-202. Commission established -- Members.**

724 (1) There is created the ~~[Mental]~~ Behavioral Health Crisis ~~[Line]~~ Response

725 Commission, composed of the following ~~[++]~~ 14 members:

726 (a) the executive director of the University Neuropsychiatric Institute;

727 (b) the governor or the governor's designee;

728 (c) the director of the Division of Substance Abuse and Mental Health;

729 (d) one representative of the Office of the Attorney General, appointed by the attorney
730 general;

731 (e) one member of the public, appointed by the chair of the commission;

732 (f) two individuals who are mental or behavioral health clinicians licensed to practice

733 in the state, appointed by the chair of the commission, at least one of whom is an individual

734 who:

735 (i) is licensed as a physician under:

736 (A) Title 58, Chapter 67, Utah Medical Practice Act;

737 (B) Title 58, Chapter 67b, Interstate Medical Licensure Compact; or

738 (C) Title 58, Chapter 68, Utah Osteopathic Medical Practice Act; and

739 (ii) is board eligible for a psychiatry specialization recognized by the American Board
740 of Medical Specialists or the American Osteopathic Association's Bureau of Osteopathic
741 Specialists;

742 (g) one individual who represents a county of the first or second class, appointed by the
743 Utah Association of Counties;

744 (h) one individual who represents a county of the third, fourth, or fifth class, appointed
745 by the Utah Association of Counties;

746 (i) one individual who represents the Utah Hospital Association, appointed by the chair
747 of the commission;

748 (j) one individual who represents law enforcement, appointed by the chair of the
749 commission;

750 (k) one individual who has lived with a mental health disorder;

751 ~~[(j)]~~ (l) one member of the House of Representatives, appointed by the speaker of the
752 House of Representatives; and

753 ~~[(j)]~~ (m) one member of the Senate, appointed by the president of the Senate.

754 (2) (a) The executive director of the University Neuropsychiatric Institute is the chair
755 of the commission.

756 (b) The chair of the commission shall appoint a member of the commission to serve as
757 the vice chair of the commission, with the approval of the commission.

758 (c) The chair of the commission shall set the agenda for each commission meeting.

759 (3) (a) A majority of the members of the commission constitutes a quorum.

760 (b) The action of a majority of a quorum constitutes the action of the commission.

761 (4) (a) Except as provided in Subsection (4)(b), a member may not receive
762 compensation, benefits, per diem, or travel expenses for the member's service on the
763 commission.

764 (b) Compensation and expenses of a member who is a legislator are governed by
765 Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

766 (5) The Office of the Attorney General shall provide staff support to the commission.
767 Section 16. Section 63C-18-203 is amended to read:

768 **63C-18-203. Commission duties -- Reporting requirements.**

769 (1) The commission shall:

770 (a) identify a method to integrate existing local mental health crisis lines to ensure each
771 individual who accesses a local mental health crisis line is connected to a qualified mental or
772 behavioral health professional, regardless of the time, date, or number of individuals trying to
773 simultaneously access the local mental health crisis line;

774 (b) study how to establish and implement a statewide mental health crisis line and a
775 statewide warm line, including identifying:

776 (i) a statewide phone number or other means for an individual to easily access the
777 statewide mental health crisis line, including a short code for text messaging and an N11
778 number for calls;

779 (ii) a statewide phone number or other means for an individual to easily access the
780 statewide warm line, including a short code for text messaging and an N11 number for calls;

781 ~~[(ii)]~~ (iii) a supply of:

782 (A) qualified mental or behavioral health professionals to staff the statewide mental
783 health crisis line; and

784 (B) qualified mental or behavioral health professionals or peer counselors to staff the
785 statewide warm line;

786 ~~[(iii)]~~ (iv) a funding mechanism to operate and maintain the statewide mental health
787 crisis line and the statewide warm line;

788 (c) coordinate with local mental health authorities in fulfilling the commission's duties
789 described in Subsections (1)(a) and (b); and

790 (d) recommend standards for ~~[mobile crisis outreach team certification as]~~ the
791 certifications described in Section [62A-15-1302](#).

792 (2) The commission may conduct other business related to the commission's duties
793 described in Subsection (1).

794 (3) The commission shall consult with the Division of Substance Abuse and Mental
795 Health regarding the standards and operation of the statewide mental health crisis line and the
796 statewide warm line, in accordance with Title 62A, Chapter 15, Part 13, Statewide Mental
797 Health Crisis Line and Statewide Warm Line.

798 Section 17. Section **63I-1-226** is amended to read:

799 **63I-1-226. Repeal dates, Title 26.**

800 (1) Section [26-1-40](#) is repealed July 1, 2022.

801 (2) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed July
802 1, 2025.

803 (3) Section [26-10-11](#) is repealed July 1, 2020.

804 (4) Subsection [26-18-417\(3\)](#) relating to a report to the Health and Human Services
805 Interim Committee is repealed July 1, 2020.

806 (5) Subsection [26-18-418\(2\)](#), the language that states "and the [~~Mental~~] Behavioral
807 Health Crisis [~~Line~~] Response Commission created in Section [63C-18-202](#)" is repealed July 1,
808 2023.

809 (6) Section [26-18-419.1](#) is repealed December 31, 2019.

810 (7) Title 26, Chapter 33a, Utah Health Data Authority Act, is repealed July 1, 2024.

811 (8) Title 26, Chapter 36b, Inpatient Hospital Assessment Act, is repealed July 1, 2024.

812 (9) Title 26, Chapter 36c, Medicaid Expansion Hospital Assessment Act, is repealed
813 July 1, 2024.

814 (10) Title 26, Chapter 36d, Hospital Provider Assessment Act, is repealed July 1, 2024.

815 (11) Title 26, Chapter 54, Spinal Cord and Brain Injury Rehabilitation Fund and
816 Pediatric Neuro-Rehabilitation Fund, is repealed January 1, 2023.

817 (12) Subsection [26-61a-108\(2\)\(e\)\(i\)](#), related to the Native American Legislative
818 Liaison Committee, is repealed July 1, 2022.

819 (13) Title 26, Chapter 63, Nurse Home Visiting Pay-for-Success Program, is repealed
820 July 1, 2026.

821 Section 18. Section [63I-1-262](#) is amended to read:

822 **[63I-1-262](#). Repeal dates, Title 62A.**

823 (1) Subsections [62A-1-120\(8\)\(g\)](#), (h), and (i) relating to completion of premarital
824 counseling or education under Section [30-1-34](#) are repealed July 1, 2023.

825 (2) Section [62A-3-209](#) is repealed July 1, 2023.

826 (3) Section [62A-4a-202.9](#) is repealed December 31, 2021.

827 (4) Section [62A-4a-213](#) is repealed July 1, 2024.

828 (5) Section [62A-15-114](#) is repealed December 31, 2021.

829 (6) Subsections [62A-15-116\(1\)](#) and (4), the language that states "In consultation with
830 the [~~SafeUT and School Safety~~] Behavioral Health Crisis Response Commission, established
831 in Section [~~[53B-17-1203](#)~~] [63C-18-202](#)," is repealed January 1, 2023.

832 (7) Section 62A-15-118 is repealed December 31, 2023.

833 ~~[(7)]~~ (8) Subsections 62A-15-1100(1) and 62A-15-1101~~[(8)]~~(9), in relation to the Utah
834 Substance Use and Mental Health Advisory Council, are repealed January 1, 2023.

835 ~~[(8)]~~ (9) In relation to the ~~[Mental]~~ Behavioral Health Crisis ~~[Line]~~ Response
836 Commission, on July 1, 2023:

837 (a) Subsections 62A-15-1301(1) and 62A-15-1401(1) are repealed;

838 (b) Subsection 62A-15-1302(1)(b), the language that states "and in consultation with
839 the commission" is repealed;

840 (c) Section 62A-15-1303, the language that states "In consultation with the
841 commission," is repealed; and

842 (d) Subsection 62A-15-1402(2)(a), the language that states "With recommendations
843 from the commission," is repealed.

844 Section 19. Section 63I-1-263 is amended to read:

845 **63I-1-263. Repeal dates, Titles 63A to 63N.**

846 (1) In relation to the Utah Transparency Advisory Board, on January 1, 2025:

847 (a) Subsection 63A-1-201(1) is repealed;

848 (b) Subsection 63A-1-202(2)(c), the language that states "using criteria established by
849 the board" is repealed;

850 (c) Section 63A-1-203 is repealed;

851 (d) Subsections 63A-1-204(1) and (2), the language that states "After consultation with
852 the board, and" is repealed; and

853 (e) Subsection 63A-1-204(1)(b), the language that states "using the standards provided
854 in Subsection 63A-1-203(3)(c)" is repealed.

855 (2) Subsection 63A-5-228(2)(h), relating to prioritizing and allocating capital
856 improvement funding, is repealed on July 1, 2024.

857 (3) Section 63A-5-603, State Facility Energy Efficiency Fund, is repealed July 1, 2023.

858 (4) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July
859 1, 2028.

860 (5) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,
861 2025.

862 ~~[(6) Title 63C, Chapter 16, Prison Development Commission Act, is repealed July 1,~~

863 2020.]

864 [~~(7)~~] (6) Title 63C, Chapter 17, Point of the Mountain Development Commission Act,
865 is repealed July 1, 2021.

866 [~~(8)~~] (7) Title 63C, Chapter 18, [~~Mental~~] Behavioral Health Crisis [~~Line~~] Response
867 Commission, is repealed July 1, 2023.

868 [~~(9)~~] (8) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July
869 1, 2025.

870 [~~(10)~~] (9) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed
871 July 1, 2020.

872 [~~(11)~~] (10) In relation to the State Fair Corporation Board of Directors, on January 1,
873 2025:

874 (a) Subsection 63H-6-104(2)(c), related to a Senate appointment, is repealed;

875 (b) Subsection 63H-6-104(2)(d), related to a House appointment, is repealed;

876 (c) in Subsection 63H-6-104(2)(e), the language that states ", of whom only one may
877 be a legislator, in accordance with Subsection (3)(e)," is repealed;

878 (d) Subsection 63H-6-104(3)(a)(i) is amended to read:

879 "(3)(a)(i) Except as provided in Subsection (3)(a)(ii), a board member appointed under
880 Subsection (2)(e) or (f) shall serve a term that expires on the December 1 four years after the
881 year that the board member was appointed.";

882 (e) in Subsections 63H-6-104(3)(a)(ii), (c)(ii), and (d), the language that states "the
883 president of the Senate, the speaker of the House, the governor," is repealed and replaced with
884 "the governor"; and

885 (f) Subsection 63H-6-104(3)(e), related to limits on the number of legislators, is
886 repealed.

887 [~~(12)~~] (11) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1,
888 2026.

889 [~~(13)~~] (12) Section 63M-7-212 is repealed on December 31, 2019.

890 [~~(14)~~] (13) On July 1, 2025:

891 (a) in Subsection 17-27a-404(3)(c)(ii), the language that states "the Resource
892 Development Coordinating Committee," is repealed;

893 (b) Subsection 23-14-21(2)(c) is amended to read "(c) provide notification of proposed

894 sites for the transplant of species to local government officials having jurisdiction over areas
895 that may be affected by a transplant.";

896 (c) in Subsection [23-14-21\(3\)](#), the language that states "and the Resource Development
897 Coordinating Committee" is repealed;

898 (d) in Subsection [23-21-2.3\(1\)](#), the language that states "the Resource Development
899 Coordinating Committee created in Section [63J-4-501](#) and" is repealed;

900 (e) in Subsection [23-21-2.3\(2\)](#), the language that states "the Resource Development
901 Coordinating Committee and" is repealed;

902 (f) Subsection [63J-4-102\(1\)](#) relating to the Resource Development Coordinating
903 Committee is repealed and the remaining subsections are renumbered accordingly;

904 (g) Subsections [63J-4-401\(5\)\(a\)](#) and (c) relating to the Resource Development
905 Coordinating Committee are repealed;

906 (h) Subsection [63J-4-401\(5\)\(b\)](#) is renumbered to Subsection [63J-4-401\(5\)\(a\)](#) and the
907 word "and" is inserted immediately after the semicolon;

908 (i) Subsection [63J-4-401\(5\)\(d\)](#) is renumbered to Subsection [63J-4-401\(5\)\(b\)](#);

909 (j) Sections [63J-4-501](#), [63J-4-502](#), [63J-4-503](#), [63J-4-504](#), and [63J-4-505](#) are repealed;

910 and

911 (k) Subsection [63J-4-603\(1\)\(e\)\(iv\)](#) relating to the Resource Development Coordinating
912 Committee is repealed and the remaining subsections are renumbered accordingly.

913 [~~15~~] (14) Subsection [63J-1-602.1\(13\)](#), Nurse Home Visiting Restricted Account is
914 repealed July 1, 2026.

915 [~~16~~] (15) Subsection [63J-1-602.2\(4\)](#), referring to dedicated credits to the Utah
916 Marriage Commission, is repealed July 1, 2023.

917 [~~17~~] (16) Subsection [63J-1-602.2\(5\)](#), referring to the Trip Reduction Program, is
918 repealed July 1, 2022.

919 [~~18~~] (17) (a) Subsection [63J-1-602.1\(53\)](#), relating to the Utah Statewide Radio
920 System Restricted Account, is repealed July 1, 2022.

921 (b) When repealing Subsection [63J-1-602.1\(53\)](#), the Office of Legislative Research and
922 General Counsel shall, in addition to the office's authority under Subsection [36-12-12\(3\)](#), make
923 necessary changes to subsection numbering and cross references.

924 [~~19~~] (18) Subsection [63J-1-602.2\(23\)](#), related to the Utah Seismic Safety

925 Commission, is repealed January 1, 2025.

926 ~~[(20)]~~ (19) Subsection 63J-4-708(1), in relation to the Talent Ready Utah Board, on
927 January 1, 2023, is amended to read:

928 "(1) On or before October 1, the board shall provide an annual written report to the
929 Social Services Appropriations Subcommittee and the Economic Development and Workforce
930 Services Interim Committee."[:]

931 ~~[(21)]~~ (20) In relation to the Utah Substance Use and Mental Health Advisory Council,
932 on January 1, 2023:

933 (a) Sections 63M-7-301, 63M-7-302, 63M-7-303, 63M-7-304, and 63M-7-306 are
934 repealed;

935 (b) Section 63M-7-305, the language that states "council" is replaced with
936 "commission";

937 (c) Subsection 63M-7-305(1) is repealed and replaced with:

938 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and

939 (d) Subsection 63M-7-305(2) is repealed and replaced with:

940 "(2) The commission shall:

941 (a) provide ongoing oversight of the implementation, functions, and evaluation of the
942 Drug-Related Offenses Reform Act; and

943 (b) coordinate the implementation of Section 77-18-1.1 and related provisions in
944 Subsections 77-18-1(5)(b)(iii) and (iv).".

945 ~~[(22)]~~ (21) The Crime Victim Reparations and Assistance Board, created in Section
946 63M-7-504, is repealed July 1, 2027.

947 ~~[(23)]~~ (22) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,
948 2021.

949 ~~[(24)]~~ (23) Subsection 63N-1-301(4)(c), related to the Talent Ready Utah Board, is
950 repealed on January 1, 2023.

951 ~~[(25)]~~ (24) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

952 ~~[(26)]~~ (25) (a) Title 63N, Chapter 2, Part 4, Recycling Market Development Zone Act,
953 is repealed January 1, 2021.

954 (b) Subject to Subsection ~~[(26)]~~ (25)(c), Sections 59-7-610 and 59-10-1007 regarding
955 tax credits for certain persons in recycling market development zones, are repealed for taxable

956 years beginning on or after January 1, 2021.

957 (c) A person may not claim a tax credit under Section 59-7-610 or 59-10-1007:

958 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or
959 59-10-1007, if the machinery or equipment is purchased on or after January 1, 2021; or

960 (ii) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), if
961 the expenditure is made on or after January 1, 2021.

962 (d) Notwithstanding Subsections [~~26~~] (25)(b) and (c), a person may carry forward a
963 tax credit in accordance with Section 59-7-610 or 59-10-1007 if:

964 (i) the person is entitled to a tax credit under Section 59-7-610 or 59-10-1007; and

965 (ii) (A) for the purchase price of machinery or equipment described in Section
966 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before December 31,
967 2020; or

968 (B) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), the
969 expenditure is made on or before December 31, 2020.

970 [~~27~~] (26) Section 63N-2-512 is repealed on July 1, 2021.

971 [~~28~~] (27) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed
972 January 1, 2021.

973 (b) Section 59-9-107 regarding tax credits against premium taxes is repealed for
974 calendar years beginning on or after January 1, 2021.

975 (c) Notwithstanding Subsection [~~28~~] (27)(b), an entity may carry forward a tax credit
976 in accordance with Section 59-9-107 if:

977 (i) the person is entitled to a tax credit under Section 59-9-107 on or before December
978 31, 2020; and

979 (ii) the qualified equity investment that is the basis of the tax credit is certified under
980 Section 63N-2-603 on or before December 31, 2023.

981 [~~29~~] (28) Subsections 63N-3-109(2)(e) and 63N-3-109(2)(f)(i) are repealed July 1,
982 2023.

983 [~~30~~] (29) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is
984 repealed July 1, 2023.

985 [~~31~~] (30) Title 63N, Chapter 9, Part 2, Outdoor Recreational Infrastructure Grant
986 Program, is repealed January 1, 2023.

987 [~~(32)~~] (31) In relation to the Pete Suazo Utah Athletic Commission, on January 1,
988 2021:

989 (a) Subsection 63N-10-201(2)(a) is amended to read:

990 "(2) (a) The governor shall appoint five commission members with the advice and
991 consent of the Senate.";

992 (b) Subsection 63N-10-201(2)(b), related to legislative appointments, is repealed;

993 (c) in Subsection 63N-10-201(3)(a), the language that states ", president, or speaker,
994 respectively," is repealed; and

995 (d) Subsection 63N-10-201(3)(d) is amended to read:

996 "(d) The governor may remove a commission member for any reason and replace the
997 commission member in accordance with this section."

998 [~~(33)~~] (32) In relation to the Talent Ready Utah Board, on January 1, 2023:

999 (a) Subsection 9-22-102(16) is repealed;

1000 (b) in Subsection 9-22-114(2), the language that states "Talent Ready Utah," is
1001 repealed; and

1002 (c) in Subsection 9-22-114(5), the language that states "representatives of Talent Ready
1003 Utah," is repealed.

1004 [~~(34)~~] (33) Title 63N, Chapter 12, Part 5, Talent Ready Utah Center, is repealed
1005 January 1, 2023.

1006 Section 20. **Appropriation.**

1007 The following sums of money are appropriated for the fiscal year beginning July 1,
1008 2020, and ending June 30, 2021. These are additions to amounts previously appropriated for
1009 fiscal year 2021. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
1010 Act, the Legislature appropriates the following sums of money from the funds or accounts
1011 indicated for the use and support of the government of the state of Utah.

1012 ITEM 1

1013 To Department of Human Services -- Division of Substance Abuse and Mental Health

1014 From General Fund \$2,400,000

1015 Schedule of Programs:

1016 Community Mental Health Services \$2,400,000

1017 The Legislature intends that the appropriations under this item be used to award grants

1018 under Section 62A-15-116.

1019 ITEM 2

1020 To Department of Human Services -- Division of Substance Abuse and Mental Health

1021 From General Fund \$25,000

1022 From General Fund, One-time \$250,000

1023 Schedule of Programs:

1024 Community Mental Health Services \$275,000

1025 The Legislature intends that:

1026 (1) the one-time appropriations under this item be used to provide vehicles to be used
1027 by mobile crisis outreach teams described in Section 62A-15-116;

1028 (2) the ongoing appropriations under this item be used to provide for maintenance or
1029 replacement of the vehicles described in Subsection (1) of this item; and

1030 (3) under Section 63J-1-603, appropriations provided under this section not lapse at the
1031 close of fiscal year 2021 and the use of any non-lapsing funds is limited to the purposes
1032 described in Subsections (1) and (2) of this item.

1033 ITEM 3

1034 To Department of Human Services -- Division of Substance Abuse and Mental Health

1035 From General Fund \$9,700,000

1036 From General Fund, One-time \$11,500,000

1037 Schedule of Programs:

1038 Community Mental Health Services \$21,200,000

1039 The Legislature intends that the appropriations under this item be used to award grants
1040 under Section 62A-15-118.

1041 ITEM 4

1042 To Department of Human Services -- Division of Substance Abuse and Mental Health

1043 From General Fund \$200,000

1044 From General Fund, One-time \$800,000

1045 Schedule of Programs:

1046 Community Mental Health Services \$1,000,000

1047 The Legislature intends that:

1048 (1) the ongoing appropriations under this item be used for operation of the mental

1049 health crisis line and statewide warm line described in Sections [62A-15-1302](#) and 1303;

1050 (2) the one-time appropriation under this item be used to implement the statewide

1051 warm line described in Sections [62A-15-1302](#) and 1303; and

1052 (3) under Section [63J-1-603](#), the one-time appropriations under this item not lapse at

1053 the close of fiscal year 2021 and the use of any nonlapsing funds is limited to the purpose

1054 described in Subsection (2) of this item.

1055 ITEM 5

1056 To Governor's Office -- Suicide Prevention

1057 From General Fund

\$150,000

1058 Schedule of Programs:

1059 Suicide Prevention

\$150,000

1060 The Legislature intends that the appropriations under this item be used to award grants

1061 under Section [62A-15-1103](#).