

**SUBSTANCE USE AND VIOLENCE PREVENTION
REPORTING AMENDMENTS**

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lee B. Perry

Senate Sponsor: Daniel W. Thatcher

LONG TITLE

General Description:

This bill requires the Department of Health to report on violent incidents and fatalities in the state that involve substance abuse.

Highlighted Provisions:

This bill:

- defines terms;
 - requires the Department of Health to submit an annual report to the Health and Human Services Interim Committee regarding the number of violent incidents and fatalities that involved substance abuse in the state during the preceding year;
 - authorizes the Department of Health to contract with a state agency, private entity, or research institution to assist with the report on violent incidents and fatalities;
- and
- makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63I-1-226, as last amended by Laws of Utah 2019, Chapters 67, 136, 246, 289, 455 and

last amended by Coordination Clause, Laws of Utah 2019, Chapter 246

ENACTS:

26-7-10, Utah Code Annotated 1953

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

Section 1. Section **26-7-10** is enacted to read:

26-7-10. Study on violent incidents and fatalities involving substance abuse -- Report.

(1) As used in this section:

(a) "Drug overdose event" means an acute condition, including a decreased level of consciousness or respiratory depression resulting from the consumption or use of a controlled substance, or another substance with which a controlled substance or alcohol was combined, that results in an individual requiring medical assistance.

(b) "Substance abuse" means the misuse or excessive use of alcohol or other drugs or substances.

(c) "Violent incident" means:

(i) aggravated assault as described in Section **76-5-103**;

(ii) child abuse as described in Section **76-5-109**;

(iii) an offense described in Title 76, Chapter 5, Part 2, Criminal Homicide;

(iv) an offense described in Title 76, Chapter 5, Part 4, Sexual Offenses;

(v) a burglary offense described in Sections **76-6-202** through **76-6-204.5**;

(vi) an offense described in Title 76, Chapter 6, Part 3, Robbery;

(vii) a domestic violence offense, as defined in Section **77-36-1**; and

(viii) any other violent offense, as determined by the department.

(2) In 2021 and continuing every other year, the department shall provide a report before October 1 to the Health and Human Services Interim Committee regarding the number of:

(a) violent incidents and fatalities that occurred in the state during the preceding calendar year that, at the time of occurrence, involved substance abuse;

(b) drug overdose events in the state during the preceding calendar year; and

(c) recommendations for legislation, if any, to prevent the occurrence of the events described in Subsections (2)(a) and (b).

(3) Before October 1, 2020, the department shall:

(a) determine what information is necessary to complete the report described in Subsection (2) and from which local, state, and federal agencies the information may be obtained;

(b) determine the cost of any research or data collection that is necessary to complete the report described in Subsection (2);

(c) make recommendations for legislation, if any, that is necessary to facilitate the research or data collection described in Subsection (3)(b), including recommendations for legislation to assist with information sharing between local, state, federal, and private entities and the division; and

(d) report the findings described in Subsections (3)(a) through (c) to the Health and Human Services Interim Committee.

(4) The department may contract with another state agency, private entity, or research institution to assist the division with the report described in Subsection (2).

Section 2. Section **63I-1-226** is amended to read:

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

(1) Section **26-1-40** is repealed July 1, 2022.

(2) Section **26-7-10** is repealed December 31, 2027.

~~[(2)]~~ (3) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed July 1, 2025.

~~[(3)]~~ (4) Section **26-10-11** is repealed July 1, 2020.

~~[(4)]~~ (5) Subsection **26-18-417(3)** is repealed July 1, 2020.

83 [(5)] (6) Subsection 26-18-418(2), the language that states "and the Mental Health
84 Crisis Line Commission created in Section 63C-18-202" is repealed July 1, 2023.

85 ~~[(6) Section 26-18-419.1 is repealed December 31, 2019:]~~

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

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

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

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

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

93 (12) Subsection 26-61a-108(2)(e)(i), related to the Native American Legislative
94 Liaison Committee, is repealed July 1, 2022.

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