

30 **63I-2-226**, as last amended by Laws of Utah 2016, Chapter 345

31 ENACTS:

32 **26-59-101**, Utah Code Annotated 1953

33 **26-59-102**, Utah Code Annotated 1953

34 **26-59-103**, Utah Code Annotated 1953

35 **26-59-104**, Utah Code Annotated 1953



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

38 Section 1. Section **26-59-101** is enacted to read:

39 **CHAPTER 59. TELEHEALTH PILOT PROGRAM**

40 **26-59-101. Title.**

41 This chapter is known as "Telehealth Pilot Program."

42 Section 2. Section **26-59-102** is enacted to read:

43 **26-59-102. Definitions.**

44 As used in this section:

45 (1) "Grant" means a grant awarded by the department under this chapter to a person to
46 develop and implement a project.

47 (2) "Project" means a telehealth pilot project described in Section **26-59-103**.

48 (3) "Telehealth services" means providing health care remotely through the use of
49 telecommunications technology.

50 Section 3. Section **26-59-103** is enacted to read:

51 **26-59-103. Telehealth Pilot Project Grant Program.**

52 (1) (a) On or before July 1, 2017, the department shall issue a request for proposals, in
53 accordance with Title 63G, Chapter 6a, Utah Procurement Code, to award a grant to one or
54 more persons to develop and implement one or more telehealth pilot projects in the state.

55 (b) A project described in this section shall run for two years.

56 (2) The purpose of a project is to:

57 (a) determine how telehealth services can best be used in the state to:

- 58 (i) increase access or convenience to health care, including specialized health care;
- 59 (ii) increase timeliness in crisis intervention;
- 60 (iii) reduce costs associated with obtaining health care; and
- 61 (iv) increase access to health care by rural populations and other underserved
- 62 populations;
- 63 (b) determine the best practices for providing telehealth services in the state; and
- 64 (c) identify the types of health care services for which telehealth services may be most
- 65 beneficial.
- 66 (3) A person who applies for a grant under this section shall:
- 67 (a) identify the population to which the person will provide telehealth services;
- 68 (b) explain how the population described in Subsection (3)(a):
- 69 (i) is currently underserved; and
- 70 (ii) will benefit from the provision of telehealth services;
- 71 (c) provide details regarding:
- 72 (i) how the person will provide the telehealth services;
- 73 (ii) the projected costs of providing the telehealth services;
- 74 (iii) the sustainability of the proposed project; and
- 75 (iv) the methods that the person will use to:
- 76 (A) protect the privacy of patients;
- 77 (B) collect nonidentifying data relating to the project; and
- 78 (C) provide transparency on the costs and operation of the project; and
- 79 (d) provide other information that the department requests to ensure that the proposed
- 80 project satisfies the criteria described in Subsection (4).
- 81 (4) In evaluating a proposal for a grant, the department shall consider:
- 82 (a) the extent to which the proposal will fulfill the purposes described in Subsection
- 83 (2);
- 84 (b) the extent to which the population that will be served by the proposed project:
- 85 (i) is currently underserved; and

- 86 (ii) is likely to benefit from the proposed project;
- 87 (c) the cost of the proposed project;
- 88 (d) the viability and innovation of the proposed project; and
- 89 (e) the extent to which the proposed project will yield useful data to evaluate the
- 90 effectiveness of the proposed project.

91 Section 4. Section **26-59-104** is enacted to read:

92 **26-59-104. Reporting requirements.**

93 (1) The department shall, before June 30, 2018, report to the Health and Human
94 Services Interim Committee regarding:

- 95 (a) each person who received a grant for a project;
- 96 (b) the details of the project; and
- 97 (c) the duration of the project.

98 (2) The department shall, before June 30, 2019, report to the Health and Human
99 Services Interim Committee regarding:

- 100 (a) the success of each project for which the department awarded a grant;
- 101 (b) data gathered in relation to each project;
- 102 (c) knowledge gained relating to the provision of telehealth services;
- 103 (d) proposals for the future use of telehealth services in the state;
- 104 (e) obstacles encountered in the provision of telehealth services; and
- 105 (f) changes needed in the law to overcome obstacles to providing telehealth services.

106 Section 5. Section **63I-2-226** is amended to read:

107 **63I-2-226. Repeal dates -- Title 26.**

108 (1) Title 26, Chapter 46, Utah Health Care Workforce Financial Assistance Program, is
109 repealed July 1, 2017.

110 [~~(2) Section **26-18-412** is repealed December 31, 2016.~~]

111 (2) Title 26, Chapter 59, Telehealth Pilot Program, is repealed January 1, 2020.

112 Section 6. **Appropriation.**

113 The following sums of money are appropriated for the fiscal year beginning July 1,

114 2017, and ending June 30, 2018. These are additions to amounts previously appropriated for
115 fiscal year 2018. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
116 Act, the Legislature appropriates the following sums of money from the funds or accounts
117 indicated for the use and support of the government of the state of Utah.

118 To Department of Health -- Family Health and Preparedness
119 From General Fund, One-time \$350,000
120 Schedule of Programs:
121 Telehealth Pilot Program \$350,000

122 The Legislature intends that \$300,000 of this appropriation be used for telehealth grants
123 to be awarded through a request for proposals. The remaining \$50,000 shall be used for
124 program administration as described in Section [26-59-103](#).

125 Under Section [63J-1-603](#) the Legislature intends that appropriations provided in this
126 section not lapse at the end of fiscal year 2018. The use of any nonlapsing funds is limited to
127 the administration of Title 26, Chapter 59, Telehealth Pilot Program and funding the Telehealth
128 Pilot Project Grant Program described in Section [26-59-103](#).