

Senator Daniel W. Thatcher proposes the following substitute bill:

BEHAVIORAL HEALTH CRISIS RESPONSE AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel W. Thatcher

House Sponsor: Steve Eliason

Cosponsors: Evan J. Vickers

Luz Escamilla

LONG TITLE

General Description:

This bill modifies the Statewide Behavioral Health Crisis Response Account.

Highlighted Provisions:

This bill:

- ▶ modifies the Statewide Behavioral Health Crisis Response Account; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2023:

▶ to General Fund Restricted -- Behavioral Health Crisis Response Account, as an ongoing appropriation:

- from General Fund, \$14,863,200; and

▶ to Department of Health and Human Services -- Integrated Health Care Services -- Non-Medicaid Behavioral Health Treatment and Crisis Response, as an ongoing appropriation:

- from General Fund, \$14,863,200.



25 **Other Special Clauses:**

26 None

27 **Utah Code Sections Affected:**

28 AMENDS:

29 **62A-15-123**, as enacted by Laws of Utah 2021, Chapter 76



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

32 Section 1. Section **62A-15-123** is amended to read:

33 **62A-15-123. Statewide Behavioral Health Crisis Response Account -- Creation --**

34 **Administration -- Permitted uses.**

35 (1) There is created a restricted account within the General Fund known as the
36 "Statewide Behavioral Health Crisis Response Account," consisting of:

- 37 (a) money appropriated or otherwise made available by the Legislature; and
- 38 (b) contributions of money, property, or equipment from federal agencies, political
39 subdivisions of the state, or other persons.

40 (2) (a) Subject to appropriations by the Legislature and any contributions to the account
41 described in Subsection (1)(b), the division shall disburse funds in the account only for the
42 purpose of support or implementation of services or enhancements of those services in order to
43 rapidly, efficiently, and effectively deliver 988 services in the state.

44 (b) Funds distributed from the account to county local mental health and substance
45 abuse authorities for the provision of crisis services are not subject to the 20% county match
46 described in Sections **17-43-201** and **17-43-301**.

47 (c) ~~The~~ Except as provided in Subsection (2)(d), the division shall prioritize
48 expending funds from the account as follows:

- 49 (i) the Statewide Mental Health Crisis Line, as defined in Section **62A-15-1301**,
50 including coordination with 911 emergency service, as defined in Section **69-2-102**, and
51 coordination with local substance abuse authorities as described in Section **17-43-201**, and
52 local mental health authorities, described in Section **17-43-301**;
- 53 (ii) mitigation of any negative impacts on 911 emergency service from 988 services;
- 54 (iii) mobile crisis outreach teams as defined in Section **62A-15-1401**, distributed in
55 accordance with rules made by the division in accordance with Title 63G, Chapter 3, Utah

56 Administrative Rulemaking Act;

57 (iv) behavioral health receiving centers as defined in Section 62A-15-118;

58 (v) stabilization services as described in Section 62A-1-104; and

59 (vi) mental health crisis services provided by local substance abuse authorities as
60 described in Section 17-43-201 and local mental health authorities described in Section
61 17-43-301 to provide prolonged mental health services for up to 90 days after the day on which
62 an individual experiences a mental health crisis.

63 (d) If the Legislature appropriates money to the account for a purpose described in
64 Subsection (2)(c), the division shall use the appropriation for that purpose.

65 (3) Subject to appropriations by the Legislature and any contributions to the account
66 described in Subsection (1)(b), the division may expend funds in the account for administrative
67 costs that the division incurs related to administering the account.

68 (4) The division director shall submit and make available to the public a report before
69 December of each year to the Behavioral Health Crisis Response Commission as defined in
70 Section 63C-18-202, the Social Services Appropriations Subcommittee, and the Legislative
71 Management Committee that includes:

72 (a) the amount of each disbursement from the [~~restricted account described in Section~~
73 62A-15-123] account;

74 (b) the recipient of each disbursement, the goods and services received, and a
75 description of the project funded by the disbursement;

76 (c) any conditions placed by the division on the disbursements from the [~~restricted~~
77 account];

78 (d) the anticipated expenditures from the [~~restricted account described in this chapter~~
79 account] for the next fiscal year;

80 (e) the amount of any unexpended funds carried forward;

81 (f) the number of Statewide Mental Health Crisis Line calls received;

82 (g) the progress towards accomplishing the goals of providing statewide mental health
83 crisis service; and

84 (h) other relevant justification for ongoing support from the restricted account.

85 **Section 2. Appropriation.**

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

87 2022, and ending June 30, 2023. These are additions to amounts previously appropriated for
88 fiscal year 2023.

89 Subsection 13(a). Operating and Capital Budgets.

90 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
91 Legislature appropriates the following sums of money from the funds or accounts indicated for
92 the use and support of the government of the state of Utah.

93 ITEM 1

94 To Department of Health and Human Services -- Integrated Health Care Services

95 From General Fund Restricted -- Behavioral Health

96 Crisis Response Account \$14,863,200

97 Schedule of Programs:

98 Non-Medicaid Behavioral Health

99 Treatment and Crisis Response \$14,863,200

100 The Legislature intends that a total of \$2,553,313 of the appropriations under this item
101 be used to build and operate one or more behavioral health receiving centers in the state.

102 Subsection 13(b). Restricted Fund and Account Transfers.

103 The Legislature authorizes the State Division of Finance to transfer the following
104 amounts between the following funds or accounts as indicated. Expenditures and outlays from
105 the funds to which the money is transferred must be authorized by an appropriation.

106 ITEM 2

107 To General Fund Restricted -- Behavioral Health Crisis Response Account

108 From General Fund \$14,863,200

109 Schedule of Programs:

110 General Fund Restricted -- Behavioral

111 Health Crisis Response Account \$14,863,200