

BEHAVIORAL HEALTH CRISIS RESPONSE COMMISSION

AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Michael S. Kennedy

House Sponsor: _____

LONG TITLE

General Description:

This bill modifies provisions related to the Behavioral Health Crisis Response Commission.

Highlighted Provisions:

This bill:

- clarifies the process for awarding a contract for management and operation of the statewide mental health crisis line and the statewide warm line;
- modifies the membership of the Behavioral Health Crisis Response Commission;
- provides that the governor or the governor's designee is the chair of the Behavioral Health Crisis Response Commission; and
- makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

62A-15-1302, as last amended by Laws of Utah 2020, Chapter 303

63C-18-202, as last amended by Laws of Utah 2020, Chapter 303



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

Section 1. Section **62A-15-1302** is amended to read:

62A-15-1302. Contracts for statewide mental health crisis line and statewide warm line -- Crisis worker and certified peer support specialist qualification or certification.

(1) (a) The division shall ~~[enter into a new contract or modify an existing contract to manage and operate, in accordance with this part,]~~ issue a request for proposals to award a contract for management and operation of the statewide mental health crisis line and the statewide warm line in accordance with this part.

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

(i) the mental health therapists and crisis workers who staff the statewide mental health crisis line; and

(ii) the mental health therapists, crisis workers, and certified peer support specialists who staff the statewide warm line.

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

(i) crisis workers who staff the statewide mental health crisis line, the statewide warm line, and local mental health crisis lines; and

(ii) certified peer support specialists who staff the statewide warm line.

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

Section 2. Section **63C-18-202** is amended to read:

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

(1) There is created the Behavioral Health Crisis Response Commission, composed of the following ~~[16]~~ 17 members:

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

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

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

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

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

(f) two individuals who are mental or behavioral health clinicians licensed to practice in the state, appointed by the chair of the commission and approved by the commission, at least one of whom is an individual who:

(i) is licensed as a physician under:

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

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

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

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

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

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

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

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

(k) one individual who has lived with a mental health disorder, appointed by the chair of the commission;

(l) one individual who represents an integrated health care system that ~~is not affiliated with the chair of the commission; and (ii)]~~ provides inpatient behavioral health services and emergency room services to individuals in the state;

(m) one individual who represents an integrated behavioral care system that provides inpatient behavioral health services and emergency room services to individuals in the state;

~~[(m)]~~ (n) one individual who represents ~~[an]~~ a Medicaid accountable care organization~~[- as defined in Section 26-18-423,]~~ with a statewide membership base;

90 ~~[(n)]~~ (o) one member of the House of Representatives, appointed by the speaker of the
91 House of Representatives; and

92 ~~[(o)]~~ (p) one member of the Senate, appointed by the president of the Senate.

93 ~~[(2) (a) The executive director of the University Neuropsychiatric Institute is the chair~~
94 ~~of the commission.]~~

95 (2) (a) The governor or the governor's designee is the chair of the commission.

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

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

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

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

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

104 (b) Compensation and expenses of a member who is a legislator are governed by
105 Section [36-2-2](#) and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

106 (5) The Office of the Attorney General shall provide staff support to the commission.