

MEDICAL AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kirk A. Cullimore

House Sponsor: James A. Dunnigan

---

---

LONG TITLE

General Description:

This bill creates a pilot program.

Highlighted Provisions:

This bill:

- defines terms; and
- authorizes a healthcare system to create a pilot program for certain drugs.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

**63I-1-258**, as last amended by Laws of Utah 2023, Chapter 303

ENACTS:

**58-37-3.5**, Utah Code Annotated 1953

---

---

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

Section 1. Section **58-37-3.5** is enacted to read:

**58-37-3.5 . Drugs for behavioral health treatment.**

(1) As used in this section:

(a) "Drug" means any form of psilocybin or methylenedioxymethamphetamine that is in federal Food and Drug Administration Phase 3 testing for an investigational drug described in 21 C.F.R. Part 312.

(b) "Healthcare system" means:

(i) a privately-owned, non-profit, vertically-integrated healthcare system that operates

- 29                    at least 15 licensed hospitals in the state; or  
30                    (ii) a health care system closely affiliated with an institution of higher education  
31                    described in Section 53B-2-101.
- 32    (2) A healthcare system may develop a behavioral health treatment program that includes a  
33       treatment based on a drug that the healthcare system determines is supported by a broad  
34       collection of scientific and medical research.
- 35    (3) A healthcare system described in Subsection (2):  
36       (a) shall ensure that a drug used under the exclusive authority of this section is used by a  
37       patient only under the direct supervision and control of the healthcare system and the  
38       healthcare system's health care providers who are licensed under this title; and  
39       (b) may not provide treatments that are authorized exclusively under this section to an  
40       individual who is not at least 18 years old.
- 41    (4) Before July 1, 2026, a healthcare system that creates a behavioral health treatment  
42       program under this section shall provide a written report to the Health and Human  
43       Services Interim Committee regarding:  
44       (a) drugs used;  
45       (b) health outcomes of patients;  
46       (c) side effects of any drugs used; and  
47       (d) any other information necessary for the Legislature to evaluate the medicinal value  
48       of any drugs.
- 49    (5) An individual or entity that complies with this section when using, distributing,  
50       possessing, administering, or supervising the use of, a drug is not guilty of a violation of  
51       this title.

52       Section 2. Section **63I-1-258** is amended to read:

53       **63I-1-258 . Repeal dates: Title 58.**

- 54    (1) Section 58-3a-201, which creates the Architects Licensing Board, is repealed July 1,  
55       2026.
- 56    (2) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is repealed  
57       July 1, 2026.
- 58    (3) Title 58, Chapter 15, Health Facility Administrator Act, is repealed July 1, 2025.
- 59    (4) Title 58, Chapter 20b, Environmental Health Scientist Act, is repealed July 1, 2028.
- 60    (5) Section 58-37-3.5 is repealed July 1, 2027.
- 61    [(5)] (6) Subsection 58-37-6(7)(f)(iii), relating to the seven-day opiate supply restriction, is  
62       repealed July 1, 2032, and the Office of Legislative Research and General Counsel is

63 authorized to renumber the remaining subsections accordingly.

64 ~~[(6)]~~ (7) Title 58, Chapter 40, Recreational Therapy Practice Act, is repealed July 1, 2033.

65 ~~[(7)]~~ (8) Title 58, Chapter 41, Speech-Language Pathology and Audiology Licensing Act, is

66 repealed July 1, 2029.

67 ~~[(8)]~~ (9) Title 58, Chapter 42a, Occupational Therapy Practice Act, is repealed July 1, 2025.

68 ~~[(9)]~~ (10) Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is repealed

69 July 1, 2033.

70 ~~[(10)]~~ (11) Title 58, Chapter 47b, Massage Therapy Practice Act, is repealed July 1, 2024.

71 ~~[(11)]~~ (12) Subsection 58-55-201(2), which creates the Alarm System and Security

72 Licensing Advisory Board, is repealed July 1, 2027.

73 ~~[(12)]~~ (13) Subsection 58-60-405(3), regarding certain educational qualifications for

74 licensure and reporting, is repealed July 1, 2032.

75 ~~[(13)]~~ (14) Title 58, Chapter 61, Part 7, Behavior Analyst Licensing Act, is repealed July 1,

76 2026.

77 ~~[(14)]~~ (15) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, 2027.

78 Section 3. **Effective date.**

79 This bill takes effect on May 1, 2024.