



# LEGISLATIVE REPORT

Ogden Surgical Society May 12, 2015  
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# UTAH STATE LEGISLATURE

January 26 to March 12, 2015

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UTAH  
STATE  
SENATE

29 Senators

24 R's and only 5 D's

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# HOUSE BILL 121: (WARD AND VICKERS)

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- Interstate Medical Licensure Compact:
  - Interstate licensing compact to steam-line the licensing of a physician in several states
  - Seven state so far have passed it.
  - “highest common denominator”
  - Require Board Certification

PASSED

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# SENATE BILL 140: (WICKERS AND STANNARD)

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- **Immunity from Liability Act *Reauthorization***
- *Amends the Legislative Oversight and Sunset Act*
- “Good Samaritan” Law
- Emergency Department: “Clear and Convincing” evidence
- Good until 2026

Passed - Big Win!

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# SENATE BILL 158 (VICKERS AND STANNARD)

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- **Pharmacy Amendments:**
  - Makes several technical amendments
  - Authorizes administrative rule making:
  - Dispensing an emergency supply of certain drugs in an ER
  - Full UMA Support

Passed

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# HOUSE BILL 28: (KENNEDY & SHIOZAWA)

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- **Medicaid & Emergency Department Utilization**
  - Prohibits Medicaid ACO from imposing differential payments (professional) in ER
  - Requires Department of Health to convene a group of stakeholders
  - Create and support greater access to primary and urgent care for Medicaid

Passed

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# SENATE BILL 121 (WICKERS AND WARD)

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- **Certificate of Stillbirth Amendments:**
  - Amends definition of “dead fetus” in the Utah Vital Statistics Act
  - State Registrar to issue a certificate of early term stillbirth under certain circumstances
  - Moves “stillbirth” definition from 16 weeks, back to 20 weeks

Passed

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# HOUSE BILL 405 (DANIEL MCCAY)

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- **Third Party Duty Amendments**
  - Provides that a health care provider is only responsible to the spouse, parent or child of a patient for providing or failing to provide care.
  - Can't be sued for actions of patient outside the clinical environment
  - Difficult bill (took 5 weeks to draft)

Not Passed - Pulled at end of Session - Try next year

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THE HOUSE vs. THE SENATE

“HEALTHY UTAH”  
VS.  
“UTAH CARES”

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# COMPETING PLANS:

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## **Medicaid Expansion or Expansion of Coverage through Private Plans:**

**SB 164** – Access to Health Care Amendments (Senator Shiozawa – Gov’s Healthy Utah Plan)

**HB 446** – Extension of Primary Care Network and Medicaid Benefits Under Existing 70/30 Federal/State Cost Sharing Amendments (Rep. Jim Dunnigan)

**HCR 12** –Concurrent Resolution on Healthcare (Rep. Jim Dunnigan and Sen. Brian Shiozawa)

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SB164 passed the Senate and failed in the House. HB446 passed the House and failed in the Senate. Then both houses got together and passed House Concurrent Resolution 12 (HCR 12) that requires both houses to work together to come up with a plan and to work through the Healthy Utah issues and the House plan issues to see if they can come to a consensus bill in the Interim. If nothing happens or if an agreement is reached, Governor expected to call special session at end of July.

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SB 259 (Sen. Mark Madsen)

MEDICAL  
MARIJUANA

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# “PHYSICIAN-ASSISTED SUICIDE”

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- HB 391
  - Death With Dignity Act
  - Pulled after Hearing
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House Bill 011

FIRING SQUADS:

LEGAL AGAIN

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# CLEAN AIR BILLS

UMA Supported Several Bills

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# UMA TRACKED 139 HEALTHCARE BILLS

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- HB 173 “Dead Body Bill”
  - HB 79 “Seat Belts”
  - HB 48 “Powdered Alcohol”
  - HB 101 “Rural Residency Training”
  - HB 14 “Tattooing of Minors”
  - HB 152 “Jury Duty Exemption” for Breastfeeding
  - HB 63 “Distracted Drivers”
  - HB 424 “Epilepsy Bill” Pulled - try next year
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# STOCKHOLM SYNDROME?

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- “Updated” 17 times since 2003
    - “Eleventh Hour” fixes
  - Now, 0.5% per year updates for four years
  - Cost - \$144 billion over 10 years
  - New systems “Value Based” not FFS
  - Two pathways:
    - Merit-Based Incentive Payment System (MIPS)
    - Alternative Payment Model (population management)
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