

**REPEALING LABOR COMMISSION
RESPONSIBILITIES TO OVERSEE
EMPLOYMENT AGENCIES**

2008 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ross I. Romero

House Sponsor: Rebecca Chavez-Houck

LONG TITLE

General Description:

This bill modifies provisions related to labor to address the Labor Commission and employment agencies.

Highlighted Provisions:

This bill:

► repeals the responsibilities of the Labor Commission related to employment agencies, including the approval of licensing and the receipt of filings regarding fees.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

34-29-10, as last amended by Laws of Utah 1999, Chapter 132

REPEALS:

34-29-21, as last amended by Laws of Utah 1999, Chapter 132



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

29 Section 1. Section **34-29-10** is amended to read:

30 **34-29-10. Schedule of fees -- Fee limitations.**

31 (1) (a) ~~[Every]~~ A private employment agency shall ~~[file with the division]~~ maintain a
32 schedule of fees to be charged and collected in the conduct of its business.

33 (b) ~~[The]~~ A private employment agency shall post the schedule described in Subsection
34 (1)(a) in a conspicuous place in the private employment agency.

35 (c) ~~[The]~~ A private employment agency may ~~[make changes in]~~ change the schedule
36 described in Subsection (1)(a), but a change is not effective until ~~[seven days after the date]~~ the
37 amended schedule is ~~[refiled with the division]~~ posted in accordance with Subsection (1)(b).

38 ~~[(d) The]~~ (2) A private employment agency may not charge or collect ~~[any]~~ a fee that
39 is greater than ~~[the fees scheduled and in force];~~

40 (a) the fee on the schedule of fees in effect at the time the contract for employment is
41 issued; ~~or~~

42 ~~[(2) The Labor Commission may enact rules to enforce and administer this section.]~~

43 ~~[(3) When controversies arise under this section, the parties shall file a request for~~
44 ~~agency action with the Division of Adjudication in the Labor Commission.]~~

45 ~~[(4) (b) [An employment agency may not charge any fee greater than]~~ 25% of the
46 amount actually earned in the employment during the first 30 days, if the employment ~~[was~~
47 ~~ended]~~ ends during ~~[such]~~ the 30-day period.

48 Section 2. **Repealer.**

49 This bill repeals:

50 Section **34-29-21, Approval of licensees by division.**

Legislative Review Note
as of 1-7-08 12:41 PM

Office of Legislative Research and General Counsel

Fiscal Note**S.B. 60 - Repealing Labor Commission Responsibilities to Oversee
Employment Agencies**

2008 General Session

State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals or local governments. Some businesses may benefit due to the elimination of the requirement that they obtain an annual license from the Labor Commission.
