

HB0160S03 compared with HB0160

~~{Omitted text}~~ shows text that was in HB0160 but was omitted in HB0160S03

inserted text shows text that was not in HB0160 but was inserted into HB0160S03

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Professional License Degree Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephanie Gricius

Senate Sponsor: Chris H. Wilson

LONG TITLE

General Description:

This bill modifies licensure requirements ~~{for accountants, architects, engineers, environmental health scientists, geologists, and land surveyors}~~ .

Highlighted Provisions:

This bill:

- requires the board to maintain multiple pathways to licensure for architects;
- amends certain processes and procedures related to licensing requirements for:
 - architects;
 - environmental health scientists;
 - ~~{engineers;}~~
 - land surveyors;
 - ~~{accountants}~~ substance use disorder counselors; and
 - geologists; and
- makes technical and conforming changes.

Money Appropriated in this Bill:

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None

Other Special Clauses:

None

AMENDS:

58-3a-201 , as last amended by Laws of Utah 2024, Chapter 507 , as last amended by Laws of Utah 2024, Chapter 507

58-3a-302 , as last amended by Laws of Utah 2022, Chapter 415 , as last amended by Laws of Utah 2022, Chapter 415

58-20b-302 , as last amended by Laws of Utah 2020, Chapter 339 , as last amended by Laws of Utah 2020, Chapter 339

58-22-302 , as last amended by Laws of Utah 2020, Chapters 339, 365 , as last amended by Laws of Utah 2020, Chapters 339, 365

~~**{58-26a-302 , as last amended by Laws of Utah 2020, Chapter 339 , as last amended by Laws of Utah 2020, Chapter 339}**~~

58-60-506 , as last amended by Laws of Utah 2024, Chapter 420 , as last amended by Laws of Utah 2024, Chapter 420

58-76-302 , as last amended by Laws of Utah 2020, Chapter 339 , as last amended by Laws of Utah 2020, Chapter 339

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

Section 1. Section 58-3a-201 is amended to read:

58-3a-201. Board.

(1) There is created the Architects and Landscape Architects Licensing Board consisting of:

(a) four architects;

(b) two landscape architects; and

(c) one member of the general public.

(2) The board shall be appointed and serve in accordance with Section 58-1-201.

(3) The duties and responsibilities of the board shall be in accordance with Sections 58-1-202 and 58-1-203 with respect to this chapter and Chapter 53, Landscape Architects Licensing Act.

(4) The board shall designate one of [its] the board's members on a permanent or rotating basis to:

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- (a) assist the division in reviewing complaints concerning the conduct of an individual licensed under this chapter or Chapter 53, Landscape Architects Licensing Act; ~~[and]~~
- 44 (b) advise the division in ~~[its]~~ the division's investigation of these complaints~~[-]~~ ; and
- 45 (c) assist the division to maintain multiple methods to obtain licensure by rule.
- 46 (5) A board member who has, under Subsection (4), reviewed a complaint or advised in its investigation may be disqualified from participating with the board when the board serves as a presiding officer in an adjudicative proceeding concerning the complaint.
- 49 (6) The board shall maintain at least two pathways for licensure.

50 Section 2. Section **58-3a-302** is amended to read:

51 **58-3a-302. Qualifications for licensure.**

- 32 (1) Except as provided in Subsection (2), each applicant for licensure as an architect shall:
- 33 (a) submit an application in a form ~~[prescribed]~~ approved by the division;
- 34 (b) pay a fee determined by the department under Section 63J-1-504;
- 35 (c) ~~[have graduated and received an earned bachelors or masters]~~ hold, at a minimum, a bachelor's { } ~~hold, at a minimum, a bachelor's~~ } degree from an architecture program { meeting criteria established by rule by the division in collaboration with the board } ;
- 38 (d) have successfully completed a program of diversified practical experience established by rule by the division in collaboration with the board;
- 40 (e) have successfully passed examinations established by rule by the division in collaboration with the board; and
- 42 (f) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualifications for license.
- 44 (2) Each applicant for licensure as an architect by endorsement shall:
- 45 (a) submit an application in a form ~~[prescribed]~~ approved by the division;
- 46 (b) pay a fee determined by the department under Section 63J-1-504;
- 47 (c) submit satisfactory evidence of:
- 48 (i)
- (A) current licensure in good standing in a jurisdiction recognized by rule by the division in collaboration with the board; and
- 50 (B) current certification from the National Council of Architectural Registration Boards; or
- 52 (ii)

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- (A) current license in good standing in a jurisdiction recognized by rule by the division in collaboration with the board; and
- 54 (B) full-time employment as a licensed architect as a principal for at least five of the last seven years immediately preceding the date of the application;
- 56 (d) have successfully passed an examination established by rule by the division in collaboration with the board; and
- 58 (e) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualifications for license.

80 Section 3. Section **58-20b-302** is amended to read:

81 **58-20b-302. Qualifications for licensure.**

- 62 (1) Except as provided in Subsection (2), an applicant for licensure as an environmental health scientist shall:
- 64 (a) submit an application in a form [~~prescribed~~] approved by the division;
- 65 (b) pay a fee determined by the department under Section 63J-1-504;
- 66 (c) hold, at a minimum, a bachelor's degree[~~from an accredited program in a university or college, which degree includes completion of specific course work as defined by rule~~];
- 69 (d) pass an examination as determined by division rule in collaboration with the board; and
- 71 (e) pass the Utah Law and Rules Examination for Environmental Health Scientists administered by the division.
- 73 (2) An applicant for licensure as an environmental health scientist-in-training shall:
- 74 (a) submit an application in a form [~~prescribed~~] approved by the division;
- 75 (b) pay a fee determined by the department under Section 63J-1-504;
- 76 (c) hold, at a minimum, a bachelor's degree[~~from an accredited program in a university or college, which degree includes completion of specific course work as defined by rule~~];
- 79 (d) pass the Utah Law and Rules Examination for Environmental Health Scientists administered by the division; and
- 81 (e) present evidence acceptable to the division and the board that the applicant, when licensed under this Subsection (2), will practice as an environmental health scientist-in-training only under the general supervision of a supervising environmental health scientist licensed under this chapter.

105 Section 4. Section **58-22-302** is amended to read:

106 **58-22-302. Qualifications for licensure.**

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- 87 (1) Each applicant for licensure as a professional engineer shall:
- 88 (a) submit an application in a form {{prescribed{}} approved} by the division;
- 89 (b) pay a fee determined by the department under Section 63J-1-504;
- 90 (c)
- (i) {{have graduated and received a bachelors or masters{}} hold, at a minimum, a bachelor's} degree from an engineering program{{meeting criteria established by rule by the division in collaboration with the board}} ; or
- 93 (ii) have completed the Transportation Engineering Technology and Fundamental Engineering College Program before July 1, 1998, under the direction of the Utah Department of Transportation and as certified by the Utah Department of Transportation;
- 97 (d) have successfully completed a program of qualifying experience established by rule by the division in collaboration with the board;
- 99 (e) have successfully passed examinations established by rule by the division in collaboration with the board; and
- 101 (f) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualification for licensure.
- 103 (2) Each applicant for licensure as a professional structural engineer shall:
- 104 (a) submit an application in a form {{prescribed{}} approved} by the division;
- 105 (b) pay a fee determined by the department under Section 63J-1-504;
- 106 (c) {{have graduated and received an earned bachelors or masters {}} hold, at a minimum, a bachelor's} degree from an engineering program{{meeting criteria established by rule by the division in collaboration with the board}} ;
- 109 (d) have successfully completed three years of licensed professional engineering experience established by rule by the division in collaboration with the board{{, except that prior to January 1, 2009, an applicant for licensure may submit a signed affidavit in a form prescribed by the division stating that the applicant is currently engaged in the practice of structural engineering;{}} ;}
- 114 (e) have successfully passed examinations established by rule by the division in collaboration with the board{{, except that prior to January 1, 2009, an applicant for licensure may submit a signed affidavit in a form prescribed by the division stating that the applicant is currently engaged in the practice of structural engineering}} ; and

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(f) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualification for licensure.

(3) Each applicant for licensure as a professional land surveyor shall:

(a) submit an application in a form [~~prescribed~~] approved by the division;

(b) pay a fee determined by the department under Section 63J-1-504;

(c)

(i) [~~have graduated and received~~] hold, at a minimum, an associates[~~, bachelors, or masters~~] degree from a land surveying program, or an equivalent land surveying program, such as a program offered by a technical college described in Section 53B-2a-105, [~~as approved by the Utah Board of Higher Education,~~] established by rule by the division in collaboration with the board, and have successfully completed a program of qualifying experience in land surveying established by rule by the division in collaboration with the board; or

(ii) have successfully completed a program of qualifying experience in land surveying prior to January 1, 2007, in accordance with rules established by the division in collaboration with the board;

(d) have successfully passed examinations established by rule by the division in collaboration with the board; and

(e) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualification for licensure.

(4) Each applicant for licensure by endorsement shall:

(a) submit an application in a form [~~prescribed~~] approved by the division;

(b) pay a fee determined by the department under Section 63J-1-504;

(c) submit satisfactory evidence of:

(i) current licensure in good standing in a jurisdiction recognized by rule by the division in collaboration with the board;

(ii) having successfully passed an examination established by rule by the division in collaboration with the board; and

(iii) full-time employment as a principal for at least five of the last seven years immediately preceding the date of the application as a:

(A) licensed professional engineer for licensure as a professional engineer;

(B) licensed professional structural engineer for licensure as a structural engineer; or

(C) licensed professional land surveyor for licensure as a professional land surveyor; and

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(d) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualifications for license.

(5) The rules made to implement this section shall be in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

~~{Section 4. Section 58-26a-302 is amended to read: }~~

58-26a-302. Qualifications for licensure and registration -- Licensure by endorsement.

(1) Each applicant for licensure under this chapter as a certified public accountant shall:

(a) submit an application in a form [~~prescribed~~] approved by the division;

(b) pay a fee determined by the department under Section 63J-1-504;

(c) submit a certified transcript of credits [~~from an accredited institution acceptable to the board~~] showing:

(i) successful completion of a total of 150 semester hours or 225 quarter hours of collegiate level education with a concentration in accounting, auditing, and business;

(ii) a [~~baccalaureate~~] bachelor's degree or its equivalent [~~at a college or university approved by the board~~]; and

(iii) compliance with any other education requirements established by rule by the division in collaboration with the board in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;

(d) submit evidence of one year of accounting experience in a form [~~prescribed~~] approved by the division;

(e) submit evidence of having successfully completed the qualifying examinations in accordance with Section 58-26a-306; and

(f) submit to an interview by the board, if requested, for the purpose of examining the applicant's competence and qualifications for licensure.

(2)

(a) The division may issue a license under this chapter to [~~a person~~] an individual who holds a license as a certified public accountant issued by any other state of the United States of America if the [~~applicant~~] individual for licensure by endorsement:

(i) submits an application in a form [~~prescribed~~] approved by the division;

(ii) pays a fee determined by the department under Section 63J-1-504;

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(iii) submits to an interview by the board, if requested, for the purpose of examining the applicant's competence and qualifications for licensure; and

(iv)

(A)

(I) shows evidence of having passed the qualifying examinations; and

(II)

(Aa) meets the requirements for licensure which were applicable in this state at the time of the issuance of the applicant's license by the state from which the original licensure by satisfactorily passing the AICPA Uniform CPA Examination was issued; or

(Bb) had four years of professional experience after passing the AICPA Uniform CPA Examination upon which the original license was based, within the 10 years immediately preceding the application for licensure by endorsement; or

(B) shows evidence that the applicant's education, examination record, and experience are substantially equivalent to the requirements of Subsection (1), as provided by rule.

(b) This Subsection (2) applies only to ~~[a person]~~ an individual seeking to obtain a license issued by this state and does not apply to ~~[a person]~~ an individual practicing as a certified public accountant in the state under Subsection 58-26a-305(1).

(3)

(a) Each applicant for registration as a Certified Public Accountant firm shall:

(i) submit an application in a form ~~[prescribed]~~ approved by the division;

(ii) pay a fee determined by the department under Section 63J-1-504;

(iii) have, notwithstanding any other provision of law, a simple majority of the ownership of the Certified Public Accountant firm, in terms of financial interests and voting rights of all partners, officers, shareholders, members, or managers, held by individuals who are certified public accountants, licensed under this chapter or another state of the United States of America, and the partners, officers, shareholders, members, or managers, whose principal place of business is in this state, and who perform professional services in this state hold a valid license issued under Subsection 58-26a-301(2) or the corresponding provisions of prior law; and

(iv) meet any other requirements established by rule by the division in collaboration with the board in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

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(b) Each separate location of a qualified business entity within the state seeking registration as a Certified Public Accountant firm shall register separately.

(c) A Certified Public Accountant firm may include owners who are not licensed under this chapter as outlined in Subsection (3)(a)(iii), provided that:

(i) the firm designates a licensee of this state who is responsible for the proper registration of the Certified Public Accountant firm and identifies that individual to the division; and

(ii) all nonlicensed owners are active individual participants in the CPA firm.

Section 5. Section 58-60-506 is amended to read:

58-60-506. Qualifications for licensure.

(1) Subject to Subsection (2), an applicant for licensure as master addiction counselor based on education, training, and experience shall:

(a) submit an application on a form provided by the division;

(b) pay a fee determined by the department under Section 63J-1-504;

(c) document successful completion of not less than two hours of training in suicide prevention obtained after completion of the education requirements under Subsection (1)(d) via a course that the division designates as approved;

(d) produce a certified transcript from an accredited institution of higher education that meets standards established by division rule under Section 58-1-203, verifying the satisfactory completion of:

(i) a doctoral or master's degree in:

(A) substance use disorders or addiction counseling and treatment; or

(B) a counseling subject approved by the division in collaboration with the board, which may include social work, mental health counseling, marriage and family therapy, psychology, or medicine;

(ii) an associate's degree or higher, or 18 credit hours, in substance use disorder or addiction counseling and treatment from a regionally accredited institution of higher education;

(e) if required under federal law for any licensee as a master addiction counselor to qualify as an eligible professional under CMS rules for Medicare payment, document completion of:

(i) not less than 3,000 hours of clinical supervision, which includes hours accrued under Subsection (1)(g); or

(ii) not less than two years of clinical supervision;

(f) document successful completion of not less than 1,200 direct client care hours:

(i) obtained after completion of the education requirements under Subsection (1)(d)(ii);

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- 205 (ii) subject to Subsection (1)(f)(iii), not less than 100 of which are direct clinical supervision hours
under the supervision of a clinical supervisor;
- 207 (iii) not less than 25 of which are direct observation hours; and
- 208 (iv) not more than 25 of which are group supervision hours concurrently with more than one other
applicant for licensure;
- 210 (g) if the applicant for licensure produces a transcript described in Subsection (1)(d)(ii), evidence
completion of an additional 200 hours of direct client care hours in substance use disorder or
addiction treatment;
- 213 (h)
- (i) pass the examination requirement established by division rule under Section 58-1-203; or
- 215 (ii) satisfy the following requirements:
- 216 (A) document at least one examination attempt that did not result in a passing score;
- 218 (B) document successful completion of not less than 500 additional direct client care hours, not less
than 25 of which are direct clinical supervision hours, and not less than five of which are direct
observation hours by a clinical supervisor;
- 221 (C) submit to the division a recommendation letter from the applicant's direct clinical supervisor; and
- 223 (D) submit to the division a recommendation letter from another licensed mental health therapist who
has directly observed the applicant's direct client care hours and who is not the applicant's direct
clinical supervisor; and
- 226 (i) consent to a criminal background check in accordance with Section 58-60-103.1 and any
requirements established by division rule made in accordance with Title 63G, Chapter 3, Utah
Administrative Rulemaking Act.
- 229 (2) In lieu of the requirements under Subsections (1)(d) through (i), an applicant for licensure as master
addiction counselor may document current certification in good standing as:
- 232 (a) a master addiction counselor by the National Certification Commission for Addiction Professionals;
- 234 (b) a master addiction counselor by the National Board for Certified Counselors; or
- 235 (c) an equivalent certification as under Subsections (2)(a) and (b), as determined in rule made by the
division in collaboration with the board.
- 237 (3) An applicant for licensure as an associate master addiction counselor shall satisfy the requirements
under Subsections (1)(a) through (c) and (i).

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(4) Subject to Subsection (5), an applicant for licensure as an advanced substance use disorder counselor shall:

(a) submit an application on a form provided by the division;

(b) pay a fee determined by the department under Section 63J-1-504; and

(c)

(i) produce certified transcripts verifying satisfactory completion of:

(A) a bachelor's degree or higher, from a regionally accredited institution of higher learning, in substance use disorders, addiction, or related counseling subjects, including social work, mental health counseling, marriage and family counseling, or psychology; or

(B) two academic years of study in a master's of addiction counseling curriculum and practicum approved by the National Addictions Studies Accreditation Commission;

(ii) document completion of at least 500 hours of supervised experience while licensed as a substance use disorder counselor under this section, which the applicant may complete while completing the education requirements under Subsection (1)(c)(i); and

(iii) satisfy examination requirements established by the division in rule.

(5) The requirements of Subsection (4)(c) may be satisfied by providing official verification of current certification in good standing:

(a)

(i) as a National Certified Addiction Counselor Level II (NCAC II) from the National Certification Commission for Addiction Professionals (NCC AP); or

(ii) as an Advanced Alcohol & Drug Counselor (AADC), from the International Certification and Reciprocity Consortium; or

(b) of substantive equivalence to the certifications under Subsection (5)(a), as determined by division rule made in consultation with the board.

(6) In accordance with division rules, an applicant for licensure as a substance use disorder counselor shall produce:

(a) certified transcripts from an accredited institution that:

(i) meet division standards; and

~~[(ii) verify satisfactory completion of an associate's degree or equivalent as defined by the division in rule; and]~~

~~[(iii)]~~ (ii) verify the completion of prerequisite courses established by division rules; and

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- (b) documentation of the applicant's completion of a substance use disorder education program that includes:
- (i) completion of at least 200 hours of substance use disorder related education;
 - (ii) included in the 200 hours described in Subsection (6)(b)(i), a minimum of two hours of training in suicide prevention via a course that the division designates as approved; and
 - (iii) completion of a supervised practicum of at least 200 hours[; and] .
- ~~[(e) documentation of the applicant's completion of at least 2,000 hours of supervised experience in substance use disorder treatment that:]~~
- ~~[(i) meets division standards; and]~~
- ~~[(ii) is performed within a two-year period after the applicant's completion of the substance use disorder education program described in Subsection (6)(b), unless, as determined by the division after consultation with the board, the time for performance is extended due to an extenuating circumstance.]~~

Section 6. Section **58-76-302** is amended to read:

58-76-302. Qualifications for licensure.

Each applicant for licensure as a professional geologist shall:

- (1) submit an application in a form as [~~prescribed~~] approved by the division;
- (2) pay a fee as determined by the department under Section 63J-1-504;
- (3) provide satisfactory evidence of:
 - (a) [~~a bachelors or graduate~~] at a minimum, a bachelor's ~~{ }~~ at a minimum, a bachelor's } degree in the geosciences [~~granted through an institution of higher education that is accredited by a regional or national accrediting agency~~] with a minimum of 30 semester or 45 quarter hours of course work in the geosciences; or
 - (b) completion of other equivalent educational requirements as determined by the division in collaboration with the board;
- (4) provide satisfactory evidence of:
 - (a) with a [~~bachelors~~] bachelor's degree, a specific record of five years of active professional practice in geological work of a character satisfactory to the division, indicating the applicant is competent to be placed in a responsible charge of the work;

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(b) with a masters degree, a specific record of three years of active professional practice in geological work of a character satisfactory to the division, indicating the applicant is competent to be placed in a responsible charge of the work; or

(c) with a doctorate degree, a specific record of one year of active professional practice in geological work of a character satisfactory to the division, indicating the applicant is competent to be placed in a responsible charge of the work; and

(5) ~~[after January 1, 2004, meet]~~ meet~~{ }~~ ~~meet~~ the examination requirement established by rule by the division in collaboration with the board.

Section 7. **Effective date.**

This bill takes effect on May 7, 2025.

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