

1 **Physician Practice Amendments**

2026 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jen Plumb**

House Sponsor: Ryan D. Wilcox

2  
3 **LONG TITLE**

4 **General Description:**

5 This bill specifies that a physician does not engage in unprofessional conduct by ~~§~~  
5a **participating or** ~~§~~ refusing to  
6 participate in the execution of a death sentence.

7 **Highlighted Provisions:**

8 This bill:

9 ▶ specifies that a physician does not engage in unprofessional conduct by ~~§~~ **participating**  
9a **or** ~~§~~ refusing to  
10 participate in the execution of a death sentence.

11 **Money Appropriated in this Bill:**

12 None

13 **Other Special Clauses:**

14 None

15 **Utah Code Sections Affected:**

16 AMENDS:

17 **58-67-502**, as last amended by Laws of Utah 2025, Chapter 392

18 **58-68-502**, as last amended by Laws of Utah 2025, Chapter 392

19  
20 *Be it enacted by the Legislature of the state of Utah:*

21 Section 1. Section **58-67-502** is amended to read:

22 **58-67-502 . Unprofessional conduct.**

23 (1) "Unprofessional conduct" includes, in addition to the definition in Section 58-1-501:

24 (a) using or employing the services of any individual to assist a licensee in any manner  
25 not in accordance with the generally recognized practices, standards, or ethics of the  
26 profession, state law, or division rule;

27 (b) making a material misrepresentation regarding the qualifications for licensure under  
28 Section 58-67-302.7 or 58-67-302.8;

- 29 (c) violating the dispensing requirements of Chapter 17b, Part 8, Dispensing Medical  
 30 Practitioner and Dispensing Medical Practitioner Clinic Pharmacy, if applicable;
- 31 (d) violating the requirements of Title 26B, Chapter 4, Part 2, Cannabinoid Research and  
 32 Medical Cannabis;
- 33 (e) performing or inducing an abortion in violation of the requirements of Section  
 34 76-7-302 or Section 76-7a-201, regardless of whether the individual licensed under  
 35 this chapter is found guilty of a crime in connection with the violation;
- 36 (f) falsely making an entry in, or altering, a medical record with the intent to conceal:  
 37 (i) a wrongful or negligent act or omission of an individual licensed under this  
 38 chapter or an individual under the direction or control of an individual licensed  
 39 under this chapter; or  
 40 (ii) conduct described in Subsections (1)(a) through (e) or Subsection 58-1-501(1);
- 41 (g) performing, or causing to be performed, upon an individual who is less than 18 years  
 42 old:  
 43 (i) a primary sex characteristic surgical procedure; or  
 44 (ii) a secondary sex characteristic surgical procedure; or
- 45 (h) designating a child as do not resuscitate without parental consent.
- 46 (2) "Unprofessional conduct" does not include:  
 47 (a) in compliance with Section 58-85-103:  
 48 (i) obtaining an investigational drug or investigational device;  
 49 (ii) administering the investigational drug to an eligible patient; or  
 50 (iii) treating an eligible patient with the investigational drug or investigational device; [  
 51 or]
- 52 (b) in accordance with Title 26B, Chapter 4, Part 2, Cannabinoid Research and Medical  
 53 Cannabis:  
 54 (i) when acting as a recommending medical provider, as that term is defined in  
 55 Section 26B-4-201, recommending the use of medical cannabis; or  
 56 (ii) when registered as a pharmacy medical provider, as that term is defined in  
 57 Section 26B-4-201, providing pharmacy medical provider services in a medical  
 58 cannabis pharmacy[.]; ~~§~~ → [or] ← ~~§~~
- 59 (c) refusing to participate in the execution of a death sentence authorized under Section  
 60 77-19-10 § → [.] ; **or**
- 60a (d) **participating in the execution of a death sentence authorized under Section**  
 60b **77-19-10 in accordance with state law and Department of Corrections protocol.** ← ~~§~~

61 (3) Notwithstanding Subsection (2)(b), the division, in consultation with the board and in  
 62 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, shall  
 63 define unprofessional conduct for a physician described in Subsection (2)(b).

64 Section 2. Section **58-68-502** is amended to read:

65 **58-68-502 . Unprofessional conduct.**

66 (1) "Unprofessional conduct" includes, in addition to the definition in Section 58-1-501:

- 67 (a) using or employing the services of any individual to assist a licensee in any manner  
 68 not in accordance with the generally recognized practices, standards, or ethics of the  
 69 profession, state law, or division rule;
- 70 (b) violating the dispensing requirements of Chapter 17b, Part 8, Dispensing Medical  
 71 Practitioner and Dispensing Medical Practitioner Clinic Pharmacy, if applicable;
- 72 (c) making a material misrepresentation regarding the qualifications for licensure under  
 73 Section 58-68-302.5;
- 74 (d) violating the requirements of Title 26B, Chapter 4, Part 2, Cannabinoid Research and  
 75 Medical Cannabis;
- 76 (e) performing or inducing an abortion in violation of the requirements of Section  
 77 76-7-302 or Section 76-7a-201, regardless of whether the individual licensed under  
 78 this chapter is found guilty of a crime in connection with the violation;
- 79 (f) falsely making an entry in, or altering, a medical record with the intent to conceal:
  - 80 (i) a wrongful or negligent act or omission of an individual licensed under this  
 81 chapter or an individual under the direction or control of an individual licensed  
 82 under this chapter; or
  - 83 (ii) conduct described in Subsections (1)(a) through (e) or Subsection 58-1-501(1);
- 84 (g) performing or causing to be performed, upon an individual who is less than 18 years  
 85 old:
  - 86 (i) a primary sex characteristic surgical procedure; or
  - 87 (ii) a secondary sex characteristic surgical procedure; or
- 88 (h) designating a child as do not resuscitate without parental consent.

89 (2) "Unprofessional conduct" does not include:

- 90 (a) in compliance with Section 58-85-103:
  - 91 (i) obtaining an investigational drug or investigational device;
  - 92 (ii) administering the investigational drug to an eligible patient; or
  - 93 (iii) treating an eligible patient with the investigational drug or investigational device; [
  - 94 or]

95 (b) in accordance with Title 26B, Chapter 4, Part 2, Cannabinoid Research and Medical  
96 Cannabis:

97 (i) when acting as a recommending medical provider, as that term is defined in  
98 Section 26B-4-201, recommending the use of medical cannabis; or

99 (ii) when registered as a pharmacy medical provider, as that term is defined in  
100 Section 26B-4-201, providing pharmacy medical provider services in a medical  
101 cannabis pharmacy[.] ; ~~§~~ → [or] ← ~~§~~

102 (c) refusing to participate in the execution of a death sentence authorized under Section  
103 77-19-10 ~~§~~ → [.] ; **or**

103a (d) **participating in the execution of a death sentence authorized under Section**  
103b **77-19-10 in accordance with state law and Department of Corrections protocol.** ← ~~§~~

104 (3) Notwithstanding Subsection (2)(b), the division, in consultation with the board and in  
105 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, shall  
106 define unprofessional conduct for a physician described in Subsection (2)(b).

107 Section 3. **Effective Date.**

108 This bill takes effect on May 6, 2026.