

2nd Sub. H.B. 270
Healthcare Worker Post-employment Amendments

Representative **Katy Hall** proposes the following amendments:

1. *Line 54 through 104:*

54 healthcare worker's license:

55 (a) for a restricted period of time; or

56 (b) within a specific geographic area.

57 (5) (a) "Healthcare worker" means an individual licensed and practicing as:

58 {(a)} (i) an advanced practice registered nurse intern under Title 58, Chapter 31b, Nurse

59 Practice Act;

60 {(b)} (ii) an advanced practice registered nurse under Title 58, Chapter 31b, Nurse Practice

61 Act;

62 {(c)} (iii) an advanced practice registered nurse - CRNA without prescriptive practice under

63 Title 58, Chapter 31b, Nurse Practice Act;

64 {(d)} (iv) an associate marriage and family therapist under Section 58-60-304;

65 {(e)} (v) a behavioral health coach under Section 58-60-603;

66 {(f)} (vi) a behavioral health technician under Section 58-60-603;

67 {(g)} (vii) a certified dietitian as that term is defined in Section 58-49-2;

68 {(h)} (viii) a certified psychology resident under Title 58, Chapter 60, Part 4, Clinical Mental

69 Health Counselor Licensing Act;

70 {(i)} (ix) a certified social worker under Title 58, Chapter 60, Part 2, Social Worker Licensing

71 Act;

72 {(j)} (x) a clinical mental health counselor under Title 58, Chapter 60, Part 4, Clinical Mental

73 Health Counselor Licensing Act;

74 {(k)} (xi) a clinical social worker under Title 58, Chapter 60, Part 2, Social Worker Licensing

75 Act;

76 {(l)} (xii) a dentist as that term is defined in Section 58-69-102;

77 {(m)} (xiii) a genetic counselor as that term is defined in Section 58-75-102;

78 {(n)} (xiv) a licensed assistant behavior analyst under Title 58, Chapter 61, Part 7, Behavior

79 Analyst Licensing Act;

80 {(o)} (xv) a licensed behavior analyst under Title 58, Chapter 61, Part 7, Behavior Analyst

81 Licensing Act;

82 {(p)} (xvi) a licensed massage therapist as that term is defined in Section 58-47b-102;

83 {(q)} (xvii) a licensed practical nurse under Title 58, Chapter 31b, Nurse Practice Act;

84 {(r)} (xviii) a marriage and family therapist under Section 58-60-304;

- 85 {(s)} (xix) a medication aide certified as that term is defined in Section 58-31b-102;
86 {(t)} (xx) a mental health therapist as that term is defined in Section 58-60-102;
87 {(u)} (xxi) a naturopathic physician as that term is defined in Section 58-71-102;
88 {(v)} (xxii) a nurse midwife as that term is defined in Section 58-44a-102;
89 {(w)} (xxiii) an optometrist as that term is defined in Section 58-16a-102;
90 {(x)} (xxiv) a physical therapist under Section 58-24b-302;
91 {(y)} (xxv) a physician as that term is defined in Section 58-68-102;
92 {(z)} (xxvi) a physician assistant as that term is defined in Section 58-70a-102;
93 {(aa)} (xxvii) a psychologist under Section 58-61-301;
94 {(bb)} (xxviii) a podiatric physician under Section 58-5a-301;
95 {(cc)} (xxix) a radiology practitioner as that term is defined in Section 58-54-102;
96 {(dd)} (xxx) a registered nurse under Title 58, Chapter 31b, Nurse Practice Act;
97 {(ee)} (xxxi) a respiratory care practitioner as that term is defined in Section 58-57-2;
98 {(ff)} (xxxii) a social service worker under Title 58, Chapter 60, Part 2, Social Worker

Licensing

99 Act; or

100 {(gg)} (xxxiii) a substance use disorder counselor under Title 58, Chapter 60, Part 5, Substance
101 Use Disorder Counselor Act.

(b) "Healthcare worker" does not include an individual:
(i) who holds a license described in Subsection (5)(a)(i) through (xxxiii); and
(ii) whose employment or contractual agreement does not require or involve practicing
under the scope of the individual's license.

102 (6) "Nonsolicitation agreement" means an agreement, between a person and an individual
103 who works for or with the person, in which the individual agrees that on or after the day
104 on which the individual no longer works for or with the person, the individual will not