

Physician Practice Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jen Plumb

House Sponsor: Ryan D. Wilcox

LONG TITLE

General Description:

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

Highlighted Provisions:

This bill:

specifies that a physician does not engage in unprofessional conduct by participating or refusing to participate in the execution of a death sentence.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

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

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

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

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

58-67-502 . Unprofessional conduct.

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

- (a) using or employing the services of any individual to assist a licensee in any manner not in accordance with the generally recognized practices, standards, or ethics of the profession, state law, or division rule;
(b) making a material misrepresentation regarding the qualifications for licensure under 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[-] ;
- 59 (c) refusing to participate in the execution of a death sentence authorized under Section
60 77-19-10; or
- 61 (d) participating in the execution of a death sentence authorized under Section 77-19-10
62 in accordance with state law and Department of Corrections protocol.

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

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

67 **58-68-502 . Unprofessional conduct.**

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

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

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

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

- 97 (b) in accordance with Title 26B, Chapter 4, Part 2, Cannabinoid Research and Medical
- 98 Cannabis:
- 99 (i) when acting as a recommending medical provider, as that term is defined in
- 100 Section 26B-4-201, recommending the use of medical cannabis; or
- 101 (ii) when registered as a pharmacy medical provider, as that term is defined in
- 102 Section 26B-4-201, providing pharmacy medical provider services in a medical
- 103 cannabis pharmacy[-] ;
- 104 (c) refusing to participate in the execution of a death sentence authorized under Section
- 105 77-19-10; or
- 106 (d) participating in the execution of a death sentence authorized under Section 77-19-10
- 107 in accordance with state law and Department of Corrections protocol.
- 108 (3) Notwithstanding Subsection (2)(b), the division, in consultation with the board and in
- 109 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, shall
- 110 define unprofessional conduct for a physician described in Subsection (2)(b).

111 Section 3. **Effective Date.**

112 This bill takes effect on May 6, 2026.