

Healthcare Providers Scope of Practice Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Evan J. Vickers

House Sponsor: James A. Dunnigan

LONG TITLE

General Description:

This bill amends provisions relating to the Office of Professional Licensure Review.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires that the Office of Professional Licensure Review (office) conduct a scope of practice review (review);
- ▶ provides how a requestor may request a review;
- ▶ requires that the office make a determination as to whether the office will conduct a review;
- ▶ requires that, when conducting a review, the office convene a group to consult on the review;
- ▶ provides which individuals the office shall include in a group to consult on the review;
- ▶ requires that the office determine whether to provide a recommendation that a regulated healthcare occupation incorporate an innovation into the regulated healthcare occupation's practice;
- ▶ requires that the office create a report that details the office's recommendation following a review;
- ▶ requires that the office provide the report to the Business and Labor Interim Committee;
- ▶ requires that the office create a final report after incorporating any changes from the Business and Labor Interim Committee;
- ▶ provides the criteria the office shall consider when conducting a review; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

28 None

29 **Other Special Clauses:**

30 None

31 **Utah Code Sections Affected:**

32 AMENDS:

33 **13-1b-203 (Effective 05/06/26) (Repealed 07/01/34)**, as last amended by Laws of Utah
34 2025, Chapter 483

35 **13-1b-304 (Effective 05/06/26) (Repealed 07/01/34)**, as last amended by Laws of Utah
36 2025, Chapter 483

37 ENACTS:

38 **13-1b-401 (Effective 05/06/26)**, Utah Code Annotated 1953

39 **13-1b-402 (Effective 05/06/26)**, Utah Code Annotated 1953

40 **13-1b-403 (Effective 05/06/26)**, Utah Code Annotated 1953

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

43 Section 1. Section **13-1b-203** is amended to read:

44 **13-1b-203 (Effective 05/06/26) (Repealed 07/01/34). Duties.**

45 The office shall:

- 46 (1) for each application submitted in accordance with Section 13-1b-301, conduct a sunrise
47 review in accordance with Section 13-1b-302 before November 1:
48 (a) of the year in which the application is submitted, if the application is submitted on or
49 before July 1; or
50 (b) of the subsequent year, if the application is submitted after July 1;
- 51 (2) in accordance with Section 13-1b-303, conduct a review of each regulated occupation at
52 least once every 10 years;
- 53 (3) review and respond to ~~any~~ a legislator inquiry regarding a proposed or existing
54 regulated occupation;
- 55 (4) publish on the office's website a submission form where an individual may provide
56 feedback regarding an existing occupational regulation within the office's jurisdiction
57 that the individual requests the office repeal or modify;
- 58 (5) engage in a systematic review of the rules that relate to occupational regulations within
59 the office's jurisdiction in accordance with Section 13-1b-302;~~and~~
- 60 (6) report to the Business and Labor Interim Committee in accordance with Section
61 13-1b-304~~[-]~~ ; and

62 (7) conduct a scope of practice review in accordance with Part 4, Scope of Practice Review.

63 Section 2. Section **13-1b-304** is amended to read:

64 **13-1b-304 (Effective 05/06/26) (Repealed 07/01/34). Reporting.**

65 (1) On or before October 1, the office shall annually prepare and submit a written report to
66 the Business and Labor Interim Committee that describes the office's work during the
67 prior year.

68 (2) In a written report described in Subsection (1), the office shall include:

69 (a) a summary of each periodic review, each sunrise review, each rule review, and each
70 response to a legislator inquiry;

71 (b) each recommendation the office made to another state executive branch agency
72 regarding a regulated occupation;[-and]

73 (c) a summary of information received during the previous year by the office under
74 Subsection 13-1b-203(4) including:

75 (i) the total number of submissions the office receives;

76 (ii) each rule for which an individual filed a submission[-] ;

77 (d) each request for a scope of practice review that the office receives in accordance with
78 Section 13-1b-403; and

79 (e) each scope of practice review the office completes in accordance with Section
80 13-1b-403.

81 Section 3. Section **13-1b-401** is enacted to read:

82 **Part 4. Scope of Practice Review**

83 **13-1b-401 (Effective 05/06/26). Definitions.**

84 As used in this part:

85 (1) "Healthcare practitioner" means an individual licensed in a regulated healthcare
86 occupation.

87 (2)(a) "Innovation" means an upgrade in technology that the office determines has the
88 potential to augment the ability of a healthcare practitioner to provide a patient:

89 (i) better access to healthcare;

90 (ii) better health outcomes; or

91 (iii) lower healthcare costs.

92 (b) "Innovation" does not include an upgrade in technology that solely functions to
93 provide advice or treatment to a patient without an interaction between a healthcare
94 practitioner and patient.

95 (3) "Regulated healthcare occupation" means a regulated occupation where licensees of the

96 regulated occupation are primarily engaged in healthcare.

97 (4) "Requestor" means:

98 (a) a legislator; or

99 (b) a representative of:

100 (i) an entity that employs healthcare practitioners;

101 (ii) an institution of higher education that provides training to prospective and current
102 healthcare practitioners; or

103 (iii) a professional group of healthcare practitioners.

104 (5) "Scope of practice review" means a review that the office conducts to determine

105 whether to recommend that a regulated healthcare occupation should incorporate an

106 innovation into the regulated healthcare occupation's practice in a way that would

107 expand the scope of the regulated healthcare occupation's license.

108 (6) "Upgrade in technology" means an addition or change to:

109 (a) a medical apparatus;

110 (b) a medical appliance;

111 (c) artificial intelligence;

112 (d) a medical device;

113 (e) medical equipment;

114 (f) a medical implant;

115 (g) a medical implement;

116 (h) a medical tool; or

117 (i) any other technology the office determines has the potential for a healthcare
118 practitioner to use in the healthcare practitioner's practice.

119 Section 4. Section **13-1b-402** is enacted to read:

120 **13-1b-402 (Effective 05/06/26). Scope of practice review -- Process.**

121 (1) A requestor may request a scope of practice review by submitting a request for scope of
122 practice review in a form the office approves.

123 (2)(a) Upon receipt of a request for scope of practice review, the office shall:

124 (i) make a determination as to whether the office will conduct a scope of practice
125 review; and

126 (ii) notify the chairs of the Business and Labor Interim Committee of the request for
127 scope of practice review.

128 (b) After making a determination described in Subsection (2)(a)(i), the office shall:

129 (i) if the office declines to conduct a scope of practice review, provide the requestor

- 130 with a reason for the denial; or
- 131 (ii) if the office intends to conduct a scope of practice review:
- 132 (A) inform the requestor that the office will conduct a scope of practice review;
- 133 and
- 134 (B) conduct a scope of practice review in accordance with Subsection (3).
- 135 (3)(a) When conducting a scope of practice review, the office shall convene a group of
- 136 individuals to advise on the impact of the expansion of the scope of review.
- 137 (b) When selecting the individuals for the group described in Subsection (3)(a), the
- 138 office:
- 139 (i) in consultation with the applicable board appointed in accordance with Section
- 140 58-1-201, shall select at least:
- 141 (A) one individual that the applicable board approves from the regulated
- 142 occupation that the proposed expansion of scope will affect; and
- 143 (B) one other individual from the regulated occupation that the proposed
- 144 expansion of scope will affect; and
- 145 (ii) may select one or more of the following individuals:
- 146 (A) a representative of an entity that employs healthcare practitioners;
- 147 (B) a representative of an institution of higher education that provides training to
- 148 prospective and current healthcare practitioners; and
- 149 (C) an individual with technical expertise relevant to the scope of practice review.
- 150 (c) In consultation with the group described in Subsection (3)(a), the office shall:
- 151 (i) consider the criteria described in Section 13-1b-403; and
- 152 (ii) determine whether to provide a recommendation that a regulated healthcare
- 153 occupation incorporate an innovation into the regulated healthcare occupation's
- 154 practice.
- 155 (4) If the office determines that a regulated healthcare occupation should incorporate an
- 156 innovation into the regulated healthcare occupation's practice, the office shall create a
- 157 preliminary report to present to the Business and Labor Interim Committee that:
- 158 (a) recommends how the regulated healthcare occupation may incorporate the
- 159 innovation into the regulated healthcare occupation's scope of practice; and
- 160 (b) describes how incorporating the innovation expands the regulated healthcare
- 161 occupation's scope of practice.
- 162 (5) The office shall provide the preliminary report described in Subsection (4) to the
- 163 Business and Labor Interim Committee in accordance with Section 13-1b-304.

- 164 (6) Upon receiving the preliminary report under Subsection (5), the Business and Labor
 165 Interim Committee may:
 166 (a) recommend draft legislation to address the preliminary report described in
 167 Subsection (4);
 168 (b) recommend that the Division of Occupational and Professional Licensing make rules
 169 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; or
 170 (c) take any other action that the Business and Labor Interim Committee deems
 171 appropriate.

- 172 (7) After presenting the preliminary report, the office shall create and publish a final report
 173 based on the preliminary report and any recommendations provided by the Business and
 174 Labor Interim Committee.

175 Section 5. Section **13-1b-403** is enacted to read:

176 **13-1b-403 (Effective 05/06/26). Scope of practice review -- Criteria.**

177 When conducting a scope of practice review in accordance with Subsection 13-1b-203(7)
 178 and Section 13-1b-402, the office shall consider the following criteria:

- 179 (1) the strength of evidence, data, or information indicating the innovation will provide:
 180 (a) safer or more effective healthcare;
 181 (b) more accessible healthcare; or
 182 (c) more affordable healthcare;
 183 (2) the potential of the innovation to improve the following:
 184 (a) the safety or efficacy of healthcare;
 185 (b) healthcare accessibility; or
 186 (c) healthcare affordability;
 187 (3) the probability, severity, and permanence of any risk an innovation poses to a patient;
 188 (4) the level of interest from employers, healthcare practitioners, and educators to test or
 189 adopt the innovation;
 190 (5) the availability of adequate training or education for healthcare practitioners to learn
 191 about the innovation;
 192 (6) the degree to which other jurisdictions adopt or use the innovation; and
 193 (7) any other criteria that the office adopts by rule that the office makes in accordance with
 194 Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

195 Section 6. **Effective Date.**

196 This bill takes effect on May 6, 2026.