

Evan J. Vickers proposes the following substitute bill:

1 **Healthcare Providers Scope of Practice Amendments**

2026 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Evan J. Vickers**

House Sponsor:

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2 **LONG TITLE**

3 **General Description:**

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

5 **Highlighted Provisions:**

6 This bill:

7 ▶ defines terms;

8 ▶ requires that the Office of Professional Licensure Review (office) conduct a scope of  
9 practice review (review);

10 ▶ provides how a requestor may request a review;

11 ▶ requires that the office make a determination as to whether the office will conduct a  
12 review;

13 ▶ requires that, when conducting a review, the office convene a group to consult on the  
14 review;

15 ▶ provides which individuals the office shall include in a group to consult on the review;

16 ▶ requires that the office determine whether to provide a recommendation that a regulated  
17 healthcare occupation incorporate an innovation into the regulated healthcare  
18 occupation's practice;

19 ▶ requires that the office create a report that details the office's recommendation following a  
20 review;

21 ▶ requires that the office provide the report to the Business and Labor Interim Committee;

22 ▶ requires that the office create a final report after incorporating any changes from the  
23 Business and Labor Interim Committee;

24 ▶ provides the criteria the office shall consider when conducting a review; and

25 ▶ makes technical changes.

26 **Money Appropriated in this Bill:**

27 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33      **13-1b-203 (Effective 05/06/26) (Repealed 07/01/34)**, as last amended by Laws of Utah  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35      **13-1b-304 (Effective 05/06/26) (Repealed 07/01/34)**, as last amended by Laws of Utah  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44      **13-1b-203 (Effective 05/06/26) (Repealed 07/01/34).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

(ii) if the office intends to conduct a scope of practice review:

(A) inform the requestor that the office will conduct a scope of practice review;  
and

(B) conduct a scope of practice review in accordance with Subsection (3).

When conducting a scope of practice review, the office shall convene a group of individuals to advise on the impact of the expansion of the scope of review.

When selecting the individuals for the group described in Subsection (3)(a), the office:

(i) in consultation with the applicable board appointed in accordance with Section 58-1-201, shall select at least two individuals from each regulated occupation that the proposed expansion of scope will affect; and

(ii) may select one or more of the following individuals:

(A) a representative of an entity that employs healthcare practitioners; and

(B) a representative of an institution of higher education that provides training to prospective and current healthcare practitioners.

In consultation with the group described in Subsection (3)(a), the office shall:

(i) consider the criteria described in Section 13-1b-403; and

(ii) determine whether to provide a recommendation that a regulated healthcare occupation incorporate an innovation into the regulated healthcare occupation's practice.

the office determines that a regulated healthcare occupation should incorporate an innovation into the regulated healthcare occupation's practice, the office shall create a preliminary report to present to the Business and Labor Interim Committee that:

recommends how the regulated healthcare occupation may incorporate the innovation into the regulated healthcare occupation's scope of practice; and

describes how incorporating the innovation expands the regulated healthcare occupation's scope of practice.

the office shall provide the preliminary report described in Subsection (4) to the Business and Labor Interim Committee in accordance with Section 13-1b-304.

On receiving the preliminary report under Subsection (5), the Business and Labor Interim Committee may:

recommend draft legislation to address the preliminary report described in Subsection (4);

recommend that the Division of Occupational and Professional Licensing make rules

165                   in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; or  
166                   (c) any other action that the Business and Labor Interim Committee deems appropriate.

167                   (7) After presenting the preliminary report, the office shall create and publish a final report  
168                   based on the preliminary report and any recommendations provided by the Business and  
169                   Labor Interim Committee.

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

171                   **13-1b-403 (Effective 05/06/26). Scope of practice review -- Criteria.**

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

174                   (1) the strength of evidence, data, or information indicating the innovation will provide:

- 175                   (a) safer or more effective healthcare;
- 176                   (b) more accessible healthcare; or
- 177                   (c) more affordable healthcare;

178                   (2) the potential of the innovation to improve the following:

- 179                   (a) the safety or efficacy of healthcare;
- 180                   (b) healthcare accessibility; or
- 181                   (c) healthcare affordability;

182                   (3) the probability, severity, and permanence of any risk an innovation poses to a patient;

183                   (4) the level of interest from employers, healthcare practitioners, and educators to test or  
184                   adopt the innovation;

185                   (5) the availability of adequate training or education for healthcare practitioners to learn  
186                   about the innovation;

187                   (6) the degree to which other jurisdictions adopt or use the innovation; and

188                   (7) any other criteria that the office adopts by rule that the office makes in accordance with  
189                   Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

190                   Section 6. **Effective Date.**

191                   This bill takes effect on May 6, 2026.