

Effective 5/4/2022

Chapter 70b Anesthesiologist Assistant Licensing Act

Part 1 General Provisions

58-70b-101 Definitions.

As used in this chapter:

- (1) "Anesthesiologist" means an individual who:
 - (a) is licensed under Chapter 67, Utah Medical Practice Act, or Chapter 68, Utah Osteopathic Medical Practice Act; and
 - (b) has completed a residency program in anesthesiology.
- (2) "Anesthesiologist assistant" means an individual licensed under this chapter.
- (3) "Board" means the Medical Licensing Board created in Section 58-67-201.
- (4) "Practice of assisting an anesthesiologist" means personally performing the health care services delegated to the anesthesiologist assistant by the supervising anesthesiologist in accordance with the acceptable medical practice and the American Society of Anesthesiologists' guidance for best practice of anesthesia in a care team model.
- (5) "Supervision standards" means standards established by the division through rule that:
 - (a) prohibit an anesthesiologist from supervising more than four anesthesiologist assistants at any one time; and
 - (b) comply with the rules and regulations for anesthesia service reimbursement created by the Centers for Medicare and Medicaid Services to the extent that the rules and regulations do not conflict with state law.

Amended by Chapter 507, 2024 General Session

58-70b-102 Rulemaking.

In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division may make rules as authorized by this chapter.

Enacted by Chapter 284, 2022 General Session

Part 2 Board

58-70b-201 Board.

The board shall regulate anesthesiologist assistants.

Enacted by Chapter 284, 2022 General Session

Part 3 Licensing

58-70b-301 Licensure required -- Supervision -- Issuance of licenses.

- (1) Beginning January 1, 2023, and except as provided in Section 58-1-307:
 - (a) a license is required to engage in the practice of assisting an anesthesiologist; and
 - (b) the practice of assisting an anesthesiologist requires compliance with supervision standards.
- (2) The division shall issue to any individual who qualifies under this chapter a license to practice as an anesthesiologist assistant.

Enacted by Chapter 284, 2022 General Session

58-70b-302 Qualifications for licensure.

Each applicant for licensure as an anesthesiologist assistant under this chapter shall:

- (1) submit an application on a form the division approves;
- (2) pay a fee determined by the division under Section 63J-1-504;
- (3) provide satisfactory documentation of having graduated from a program certified by the Commission on Accreditation of Allied Health Education Programs or the commission's successor organization;
- (4) within 12 months of completing the training under Subsection (3), pass the certification exam offered by the National Commission for Certification of Anesthesiologist Assistants;
- (5) have the certification described in Subsection (4) at the time of the application and maintain the certification throughout the term of the license; and
- (6)
 - (a) consent to, and complete, a criminal background check, described in Section 58-1-301.5;
 - (b) meet any other standard related to the criminal background check described in Subsection (6)(a), that the division establishes by rule in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and
 - (c) disclose any criminal history the division requests on a form the division approves.

Amended by Chapter 443, 2025 General Session

58-70b-303 Term of license -- Expiration -- Renewal.

- (1)
 - (a) The division shall issue each license under this chapter in accordance with a two-year renewal cycle established by rule.
 - (b) The division may by rule extend or shorten a renewal cycle by as much as one year to stagger the renewal cycles the division administers.
- (2) Each licensee shall, at the time of applying for renewal, demonstrate compliance with continuing education requirements established through rule by the division in collaboration with the board.
- (3) Each license automatically expires on the expiration date shown on the license unless the licensee renews the license in accordance with Section 58-1-308.

Enacted by Chapter 284, 2022 General Session

Part 4
Unlawful and Unprofessional Conduct

58-70b-401 Unlawful conduct.

- (1) An individual commits unlawful conduct by:
- (a) using the title "anesthesiologist assistant" or any other title or designation tending to indicate that the individual is an anesthesiologist assistant unless that individual has a current license as an anesthesiologist assistant issued under this chapter; or
 - (b) engaging in the practice of assisting an anesthesiologist without being an anesthesiologist assistant.
- (2) An anesthesiologist assistant commits unlawful conduct by engaging in the practice of assisting an anesthesiologist without complying with supervision standards.

Enacted by Chapter 284, 2022 General Session

58-70b-402 Unprofessional conduct.

An anesthesiologist assistant commits unprofessional conduct by:

- (1) engaging in any act or practice in a professional capacity which the licensee is not competent to perform through training or experience;
- (2) failing to refer a client to other competent professionals when the licensee is unable or unwilling to adequately support or serve the client;
- (3) failing to maintain the confidentiality of any information received from a client, unless released by the client or otherwise authorized or required by law; or
- (4) exploiting a client for personal advantage, profit, or interest.

Enacted by Chapter 284, 2022 General Session