

1 **REPEALING LABOR COMMISSION**
2 **RESPONSIBILITIES TO OVERSEE**
3 **EMPLOYMENT AGENCIES**

4 2008 GENERAL SESSION

5 STATE OF UTAH

6 **Chief Sponsor: Ross I. Romero**

7 House Sponsor: Rebecca Chavez-Houck

8
9 **LONG TITLE**

10 **General Description:**

11 This bill modifies provisions related to labor to address the Labor Commission and
12 employment agencies.

13 **Highlighted Provisions:**

14 This bill:

- 15 ▶ repeals the responsibilities of the Labor Commission related to employment
- 16 agencies, including the approval of licensing and the receipt of filings regarding fees;
- 17 and
- 18 ▶ makes technical changes.

19 **Monies Appropriated in this Bill:**

20 None

21 **Other Special Clauses:**

22 None

23 **Utah Code Sections Affected:**

24 AMENDS:

25 **34-29-10**, as last amended by Laws of Utah 1999, Chapter 132

26 REPEALS:

27 **34-29-21**, as last amended by Laws of Utah 1999, Chapter 132

28
29 *Be it enacted by the Legislature of the state of Utah:*

30 Section 1. Section **34-29-10** is amended to read:

31 **34-29-10. Schedule of fees -- Fee limitations.**

32 (1) (a) ~~Every~~ A private employment agency shall ~~[file with the division]~~ maintain a
33 schedule of fees to be charged and collected in the conduct of its business.

34 (b) ~~The~~ A private employment agency shall post the schedule described in Subsection
35 (1)(a) in a conspicuous place in the private employment agency.

36 (c) ~~The~~ A private employment agency may ~~[make changes in]~~ change the schedule
37 described in Subsection (1)(a), but a change is not effective until ~~[seven days after the date]~~ the
38 amended schedule is ~~[refiled with the division]~~ posted in accordance with Subsection (1)(b).

39 ~~(d) The~~ (2) A private employment agency may not charge or collect ~~[any]~~ a fee that is
40 greater than ~~[the fees scheduled and in force]~~:

41 (a) the fee on the schedule of fees in effect at the time the contract for employment is
42 issued~~[-]; or~~

43 ~~[(2) The Labor Commission may enact rules to enforce and administer this section.]~~

44 ~~[(3) When controversies arise under this section, the parties shall file a request for~~
45 ~~agency action with the Division of Adjudication in the Labor Commission.]~~

46 ~~[(4)]~~ (b) ~~[An employment agency may not charge any fee greater than]~~ 25% of the
47 amount actually earned in the employment during the first 30 days, if the employment ~~[was~~
48 ~~ended]~~ ends during ~~[such]~~ the 30-day period.

49 Section 2. **Repealer.**

50 This bill repeals:

51 Section **34-29-21, Approval of licensees by division.**