

1 STATE LICENSING AMENDMENTS

2 2012 GENERAL SESSION

3 STATE OF UTAH

4 Chief Sponsor: Daniel McCay

5 Senate Sponsor: \_\_\_\_\_

6 

---

---

7 LONG TITLE

8 General Description:

9 This bill modifies the Legislative Oversight and Sunset Act by amending guidelines for  
10 interim committee review of certain statutes that are scheduled for termination.

11 Highlighted Provisions:

12 This bill:

- 13 ▶ requires that an interim committee reviewing a statute that is scheduled for  
14 termination regarding a licensed profession consider:
  - 15 • whether continuing state licensing of the profession is necessary for the health  
16 and safety of the public; and
  - 17 • whether the existing licensure provisions are necessary to protect the health and  
18 safety of the public; and
- 19 ▶ provides that an interim committee reviewing a statute, which is scheduled for  
20 termination regarding a licensed profession, may make a recommendation:
  - 21 • that the state no longer license the profession, if licensing the profession is not  
22 necessary for the health and safety of the public; or
  - 23 • to change provisions in the existing statute to ensure the provisions are narrowly  
24 tailored to protect the health and safety of the public.

25 Money Appropriated in this Bill:

26 None

27 Other Special Clauses:



28 None

29 **Utah Code Sections Affected:**

30 ENACTS:

31 **63I-1-107**, Utah Code Annotated 1953



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

34 Section 1. Section **63I-1-107** is enacted to read:

35 **63I-1-107. Guidelines for conduct of review for licensing laws under Title 58,**

36 **Occupations and Professions.**

37 In addition to the provisions of Section 63I-1-103, if an interim committee, in  
38 accordance with Subsection 63I-1-103(1), reviews a statute regarding a licensed profession  
39 under Title 58, Occupations and Professions, which is scheduled for termination under Section  
40 63I-1-258, the interim committee:

41 (1) shall consider whether continued state licensing of the profession is necessary for  
42 the health and safety of the public;

43 (2) may recommend that the state no longer license the profession, if licensing the  
44 profession is not necessary for the health and safety of the public;

45 (3) shall consider whether the licensing provisions in the existing statute are necessary  
46 to protect the health and safety of the public; and

47 (4) may recommend changes to licensure provisions in the existing statute to ensure the  
48 provisions are narrowly tailored to protect the health and safety of the public.

---

**Legislative Review Note**  
as of 2-20-12 3:32 PM

**Office of Legislative Research and General Counsel**