

1795 (1) an individual rendering aid in an emergency, when no fee or other consideration of
 1796 value for the service is charged, received, expected, or contemplated;

1797 (2) an individual administering a domestic or family remedy;

1798 (3) (a) (i) a person engaged in the sale of vitamins, health foods, dietary supplements,
 1799 herbs, or other products of nature, the sale of which is not otherwise prohibited by state or
 1800 federal law; and

1801 (ii) a person acting in good faith for religious reasons, as a matter of conscience, or
 1802 based on a personal belief, when obtaining or providing any information regarding health care
 1803 and the use of any product under Subsection (3)(a)(i); and

1804 (b) Subsection (3)(a) does not:

1805 (i) allow a person to diagnose any human disease, ailment, injury, infirmity, deformity,
 1806 pain, or other condition; or

1807 (ii) prohibit providing truthful and non-misleading information regarding any of the
 1808 products under Subsection (3)(a)(i);

1809 (4) a person engaged in good faith in the practice of the religious tenets of any church
 1810 or religious belief, without the use of prescription drugs;

1811 (5) an individual authorized by the Department of Health under Section 26-1-30, to
 1812 draw blood pursuant to Subsection 41-6a-523(1)(a)(vi), 53-10-405(2)(a)(vi), or
 1813 72-10-502(5)(a)(vi);

1814 (6) a medical assistant while working under the ~~[direct and immediate]~~ indirect
 1815 supervision of a licensed physician and surgeon, to the extent the medical assistant:

1816 (a) is engaged in tasks appropriately delegated by the supervisor in accordance with the
 1817 standards and ethics of the practice of medicine;

1818 (b) does not perform surgical procedures;

1819 (c) does not prescribe prescription medications; ~~H~~→ [and]

1819a (d) does not administer anesthesia, anesthesia does not mean a local anesthetic for
 1819b minor procedural use; and

1820 ~~(d)~~ (e) ~~H~~ does not engage in other medical practices or procedures as defined by
 1820a division rule

1821 in collaboration with the board;

1822 (7) an individual engaging in the practice of medicine when:

1823 (a) the individual is licensed in good standing as a physician in another state with no
 1824 licensing action pending and no less than 10 years of professional experience;

1825 (b) the services are rendered as a public service and for a noncommercial purpose;

1981 72-10-502(5)(a)(vi);

1982 (6) a medical assistant while working under the [~~direct and immediate~~] indirect
 1983 supervision of a licensed osteopathic physician, to the extent the medical assistant;

1984 (a) is engaged in tasks appropriately delegated by the supervisor in accordance with the
 1985 standards and ethics of the practice of medicine;

1986 (b) does not perform surgical procedures;

1987 (c) does not prescribe prescription medications; ~~H~~→ [and]

1987a (d) does not administer anesthesia, anesthesia does not mean a local anesthetic for

1987b minor procedural use; and

1988 [~~(d)~~] (e) ~~←H~~ does not engage in other medical practices or procedures as defined by division

1988a rule

1989 in collaboration with the board;

1990 (7) an individual engaging in the practice of osteopathic medicine when:

1991 (a) the individual is licensed in good standing as an osteopathic physician in another
 1992 state with no licensing action pending and no less than 10 years of professional experience;

1993 (b) the services are rendered as a public service and for a noncommercial purpose;

1994 (c) no fee or other consideration of value is charged, received, expected, or
 1995 contemplated for the services rendered beyond an amount necessary to cover the proportionate
 1996 cost of malpractice insurance; and

1997 (d) the individual does not otherwise engage in unlawful or unprofessional conduct;

1998 (8) an individual providing expert testimony in a legal proceeding; and

1999 (9) an individual who is invited by a school, association, society, or other body
 2000 approved by the division in collaboration with the board to conduct a clinic or demonstration of
 2001 the practice of medicine in which patients are treated, if:

2002 (a) the individual does not establish a place of business in this state;

2003 (b) the individual does not regularly engage in the practice of medicine in this state;

2004 (c) the individual holds a current license in good standing to practice medicine issued
 2005 by another state, district or territory of the United States, or Canada;

2006 (d) the primary purpose of the event is the training of others in the practice of
 2007 medicine; and

2008 (e) neither the patient nor an insurer is billed for the services performed.

2009 Section 38. **Repealer.**

2010 This bill repeals:

2011 Section **58-37c-4, Board.**