

1 **PROFESSIONAL LICENSING BOARDS AMENDMENTS**

2 2018 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: R. Curt Webb**

5 Senate Sponsor: Don L. Ipson

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7 **LONG TITLE**

8 **General Description:**

9 This bill modifies provisions of the Division of Occupational and Professional
10 Licensing Act.

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ permits occupational and professional licensing boards to make a recommendation
- 14 to the Legislature concerning proposed amendments to licensing acts; and
- 15 ▶ makes technical changes.

16 **Money Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 AMENDS:

22 **58-1-202**, as last amended by Laws of Utah 2016, Chapter 198

23

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

25 Section 1. Section **58-1-202** is amended to read:

26 **58-1-202. Boards -- Duties, functions, and responsibilities.**

27 (1) The duties, functions, and responsibilities of each board established under this title



28 include the following:

- 29 (a) recommending to the director appropriate rules;
- 30 (b) recommending to the director policy and budgetary matters;
- 31 (c) approving and establishing a passing score for applicant examinations;
- 32 (d) screening applicants and recommending licensing, renewal, reinstatement, and
- 33 relicensure actions to the director in writing;
- 34 (e) assisting the director in establishing standards of supervision for students or persons
- 35 in training to become qualified to obtain a license in the occupation or profession it represents;
- 36 and
- 37 (f) acting as presiding officer in conducting hearings associated with adjudicative
- 38 proceedings and in issuing recommended orders when so designated by the director.

39 (2) Subsection (1) does not apply to boards created in Title 58, Chapter 55, Utah

40 Construction Trades Licensing Act.

41 (3) (a) ~~[The following boards may recommend to the appropriate legislative committee~~

42 ~~whether the board supports a change to a licensing act:]~~ Each board ~~→~~ or commission ~~←~~

42a established under this title

43 may recommend to the appropriate legislative committee whether the board

43a → or commission ← supports a change

44 to a licensing act.

- 45 ~~[(i) Chapter 5a, Podiatric Physician Licensing Act;]~~
- 46 ~~[(ii) Chapter 16a, Utah Optometry Practice Act;]~~
- 47 ~~[(iii) Chapter 17b, Pharmacy Practice Act;]~~
- 48 ~~[(iv) Chapter 24b, Physical Therapy Practice Act;]~~
- 49 ~~[(v) Chapter 28, Veterinary Practice Act;]~~
- 50 ~~[(vi) Chapter 31b, Nurse Practice Act;]~~
- 51 ~~[(vii) Chapter 40a, Athletic Trainer Licensing Act;]~~
- 52 ~~[(viii) Chapter 44a, Nurse Midwife Practice Act;]~~
- 53 ~~[(ix) Chapter 67, Utah Medical Practice Act;]~~
- 54 ~~[(x) Chapter 68, Utah Osteopathic Medical Practice Act;]~~
- 55 ~~[(xi) Chapter 69, Dentist and Dental Hygienist Practice Act;]~~
- 56 ~~[(xii) Chapter 70a, Physician Assistant Act;]~~
- 57 ~~[(xiii) Chapter 71, Naturopathic Physician Practice Act;]~~
- 58 ~~[(xiv) Chapter 72, Acupuncture Licensing Act; and]~~

- 59 [~~(xv) Chapter 73, Chiropractic Physician Practice Act.~~]
60 (b) This Subsection (3) does not:
61 (i) require a board's approval to amend a practice act; and
62 (ii) apply to technical or clarifying amendments to a practice act.
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Legislative Review Note
Office of Legislative Research and General Counsel