

1 **OCCUPATIONAL LICENSING REQUIREMENT AMENDMENTS**

2 2018 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: A. Cory Maloy**

5 Senate Sponsor: Curtis S. Bramble

6

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies the responsibilities of the Division of Occupational and Professional
10 Licensing (DOPL).

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ modifies the authority of DOPL to issue licenses to persons who have been
- 14 previously licensed in another state, district, or territory of the United States; 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 **58-1-302**, as last amended by Laws of Utah 2016, Chapter 238

23

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

25 Section 1. Section **58-1-302** is amended to read:

26 **58-1-302. License by endorsement.**

27 (1) [~~(a) The division may~~] Subject to Subsections (2) and (3), the division may issue a



28 license without examination to a person who has been licensed in a state, district, or territory of
29 the United States[;] or in a foreign country[~~;~~where] if:

30 (a) the division determines the education, experience, and examination requirements
31 ~~[are, or were]~~ of the state, district, or territory of the United States or the foreign country, at the
32 time the license was issued, were substantially equal to the current requirements of this state[;];
33 or

34 (b) after being licensed outside of this state, the person has at least one year of
35 experience in the state, district, or territory of the United States where the license was issued,
36 and the division determines the person has the education, experience, and skills necessary to
37 demonstrate competency in the occupation or profession for which licensure is sought.

38 ~~[(b)]~~ (2) The division, in consultation with the applicable licensing board, may make
39 rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
40 prescribing the requirements of ~~[this]~~ Subsection (1).

41 ~~[(2)]~~ (3) Before a person may be issued a license under this section, the person shall:

42 (a) pay a fee determined by the department under Section [63J-1-504](#); and

43 (b) produce satisfactory evidence of the person's identity, qualifications, and good
44 standing in the occupation or profession for which licensure is sought.

Legislative Review Note
Office of Legislative Research and General Counsel