

HB0173S02 compared with HB0173S01

~~text~~ shows text that was in HB0173S01 but was deleted in HB0173S02.

Inserted text shows text that was not in HB0173S01 but was inserted into HB0173S02.

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Representative A. Cory Maloy proposes the following substitute bill:

OCCUPATIONAL LICENSING REQUIREMENT AMENDMENTS

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: A. Cory Maloy

Senate Sponsor: Curtis S. Bramble

LONG TITLE

General Description:

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

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ modifies the authority of DOPL to issue licenses to individuals who have been previously licensed in another state, district, or territory of the United States; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

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None

Utah Code Sections Affected:

AMENDS:

58-1-302, as last amended by Laws of Utah 2016, Chapter 238

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

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

58-1-302. License by endorsement.

(1) As used in this section:

(a) "Domicile" means the place where an individual has a fixed permanent home.

(b) "Resident" means an individual who:

(i) has established a domicile in this state;

(ii) engages in a trade, profession, or occupation in this state, or who accepts

employment in other than seasonal work in this state, and who does not commute into the state;

~~for~~and

(iii) ~~has a valid~~ holds an unexpired Utah driver license issued under Title 53, Chapter 3, Part 2, Driver Licensing Act, or an unexpired Utah identification card issued under Title 53, Chapter 3, Part 8, Identification Card Act.

~~(1)~~ (2) ~~[(a) The division may]~~ Subject to Subsections (3) and (4), the division may issue a license without examination to a ~~[person]~~ resident who has been licensed in a state, district, or territory of the United States~~[-]~~ or in a foreign country~~[-, where]~~ if:

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

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

~~(b)~~ (3) The division, in consultation with the applicable licensing board, may make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,

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prescribing the requirements of [~~this~~] Subsection [~~(1)~~] (2).

[~~(2)~~] (4) Before a [~~person~~] resident may be issued a license under this section, the [~~person~~] resident shall:

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

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