

## SB0068S01 compared with SB0068

~~{deleted text}~~ shows text that was in SB0068 but was deleted in SB0068S01.

Inserted text shows text that was not in SB0068 but was inserted into SB0068S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Curtis S. Bramble proposes the following substitute bill:

### PHYSICIAN ASSISTANT VITAL STATISTICS ACT~~}~~

#### ~~}~~AMENDMENTS

2018 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Curtis S. Bramble**

House Sponsor: \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill allows certain individuals who are licensed as a physician assistant to practice as a health care professional under the Utah Vital Statistics Act.

##### Highlighted Provisions:

This bill:

- ▶ adds certain physician assistants to the list of individuals who can practice as a health care professional under the Utah Vital Statistics Act; and
- ▶ creates requirements that a physician assistant must meet in order to practice as a health care professional under the Utah Vital Statistics Act.

##### Money Appropriated in this Bill:

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None

### Other Special Clauses:

None

### Utah Code Sections Affected:

AMENDS:

**26-2-2**, as last amended by Laws of Utah 2015, Chapters 137 and 184

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

Section 1. Section **26-2-2** is amended to read:

#### **26-2-2. Definitions.**

As used in this chapter:

(1) "Adoption document" means an adoption-related document filed with the office, a petition for adoption, a decree of adoption, an original birth certificate, or evidence submitted in support of a supplementary birth certificate.

~~[(2) "Advanced practice registered nurse" means a person licensed to practice as an advanced practice registered nurse in this state under Title 58, Chapter 31b, Nurse Practice Act.]~~

~~[(3)]~~ (2) "Custodial funeral service director" means a funeral service director who:

- (a) is employed by a licensed funeral establishment; and
- (b) has custody of a dead body.

~~[(4)]~~ (3) "Dead body" or "decedent" means a human body or parts of the human body from the condition of which it reasonably may be concluded that death occurred.

~~[(5)]~~ (4) "Dead fetus" means a product of human conception, other than those circumstances described in Subsection 76-7-301(1):

- (a) of 20 weeks' gestation or more, calculated from the date the last normal menstrual period began to the date of delivery; and
- (b) that was not born alive.

~~[(6)]~~ (5) "Declarant father" means a male who claims to be the genetic father of a child, and, along with the biological mother, signs a voluntary declaration of paternity to establish the child's paternity.

~~[(7)]~~ (6) "Dispositioner" means:

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(a) a person designated in a written instrument, under Subsection 58-9-602(1), as having the right and duty to control the disposition of the decedent, if the person voluntarily acts as the disposer; or

(b) the next of kin of the decedent, if:

(i) (A) a person has not been designated as described in Subsection [(7)] (6)(a); or

(B) the person described in Subsection [(7)] (6)(a) is unable or unwilling to exercise the right and duty described in Subsection [(7)] (6)(a); and

(ii) the next of kin voluntarily acts as the disposer.

[(8)] (7) "File" means the submission of a completed certificate or other similar document, record, or report as provided under this chapter for registration by the state registrar or a local registrar.

[(9)] (8) "Funeral service director" means the same as that term is defined in Section 58-9-102.

[(10)] (9) "Health care facility" means the same as that term is defined in Section 26-21-2.

[(11)] (10) "Health care professional" means a physician, physician assistant, or nurse practitioner.

[(12)] (11) "Licensed funeral establishment" means a funeral service establishment, as defined in Section 58-9-102, that is licensed under Title 58, Chapter 9, Funeral Services Licensing Act.

[(13)] (12) "Live birth" means the birth of a child who shows evidence of life after the child is entirely outside of the mother.

[(14)] (13) "Local registrar" means a person appointed under Subsection 26-2-3(3)(b).

[(15)] (14) "Nurse practitioner" means an [~~advanced practice registered nurse specializing as a nurse practitioner~~] individual who:

(a) is licensed to practice as an advanced practice registered nurse under Title 58, Chapter 31b, Nurse Practice Act; and

(b) has completed an education program regarding the completion of a certificate of death developed by the department by administrative rule [~~adopted~~] made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

[(16)] (15) "Office" means the Office of Vital Records and Statistics within the

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Department of Health, operating under Title 26, Chapter 2, Utah Vital Statistics Act.

~~[(17)]~~ (16) "Physician" means a person licensed to practice as a physician or osteopath in this state under Title 58, Chapter 67, Utah Medical Practice Act, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act.

(17) "Physician assistant" means an individual who:

(a) is licensed to practice as a physician assistant under Title 58, Chapter 70a,

Physician Assistant Act; ~~and~~

(b) has completed an education program regarding the completion of a certificate of death developed by the department by administrative rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; ~~and~~;

~~{ — (c) is practicing as a physician assistant under a delegation of services agreement that states that the individual may complete and sign a certificate of death.~~

~~{~~ (18) "Presumed father" means the father of a child conceived or born during a marriage as defined in Section 30-1-17.2.

(19) "Registration" or "register" means acceptance by the local or state registrar of a certificate and incorporation of the certificate into the permanent records of the state.

(20) "State registrar" means the state registrar of vital records appointed under Subsection 26-2-3(2)(e).

(21) "Vital records" means:

(a) registered certificates or reports of birth, death, fetal death, marriage, divorce, dissolution of marriage, or annulment;

(b) amendments to any of the registered certificates or reports described in Subsection (21)(a);

(c) an adoption document; and

(d) other similar documents.

(22) "Vital statistics" means the data derived from registered certificates and reports of birth, death, fetal death, induced termination of pregnancy, marriage, divorce, dissolution of marriage, or annulment.

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**Legislative Review Note**

**Office of Legislative Research and General Counsel**