

28 Section 1. Section 11-68-101 is enacted to read:

29 **CHAPTER 68. COSMETOLOGY PRACTICES REGULATION**

30 **11-68-101. Business license exemption for certain uncompensated cosmetology**
31 **practices.**

32 (1) As used in this section, "local government entity" means a county or municipality.

33 (2) A local government entity may not:

34 (a) require a person to obtain a business license or permit from the local government
35 entity to engage in a practice described in Subsection 58-11a-304(5); or

36 (b) prevent or limit a person's ability to engage in a practice described in Subsection
37 58-11a-304(5) by ~~H~~→ [:

38 ——(i) ~~H~~ requiring the person to engage in the practice at a specific location or at a particular
39 type of facility or location ~~H~~→ [; or] . ~~H~~

40 ~~H~~→ [(ii) ~~enforcing a regulation applicable to a facility or location where the person chooses~~
41 ~~to engage in the practice.~~] ~~H~~

42 Section 2. Section 26A-1-114 is amended to read:

43 **26A-1-114. Powers and duties of departments.**

44 (1) Subject to Subsections (7), (8), and (11), a local health department may:

45 (a) subject to the provisions in Section 26A-1-108, enforce state laws, local ordinances,
46 department rules, and local health department standards and regulations relating to public
47 health and sanitation, including the plumbing code administered by the Division of
48 Professional Licensing under Title 15A, Chapter 1, Part 2, State Construction Code
49 Administration Act, and under Title 26, Chapter 15a, Food Safety Manager Certification Act,
50 in all incorporated and unincorporated areas served by the local health department;

51 (b) establish, maintain, and enforce isolation and quarantine, and exercise physical
52 control over property and over individuals as the local health department finds necessary for
53 the protection of the public health;

54 (c) establish and maintain medical, environmental, occupational, and other laboratory
55 services considered necessary or proper for the protection of the public health;

56 (d) establish and operate reasonable health programs or measures not in conflict with
57 state law which:

58 (i) are necessary or desirable for the promotion or protection of the public health and