

1 **ACUPUNCTURE LICENSING BOARD AMENDMENTS**

2 2016 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Sophia M. DiCaro**

5 Senate Sponsor: Evan J. Vickers

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 ▶ modifies the authority of the Acupuncture Licensing Board; and
- 14 ▶ makes technical changes.

15 **Money Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 None

19 **Utah Code Sections Affected:**

20 AMENDS:

21 **58-1-202**, as last amended by Laws of Utah 2012, Chapter 259

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

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

25 **58-1-202. Boards -- Duties, functions, and responsibilities.**

26 (1) The duties, functions, and responsibilities of each board include the following:

- 27 (a) recommending to the director appropriate rules;
- 28 (b) recommending to the director policy and budgetary matters;
- 29 (c) approving and establishing a passing score for applicant examinations;

30 (d) screening applicants and recommending licensing, renewal, reinstatement, and
31 relicensure actions to the director in writing;

32 (e) assisting the director in establishing standards of supervision for students or persons
33 in training to become qualified to obtain a license in the occupation or profession it represents;
34 and

35 (f) acting as presiding officer in conducting hearings associated with adjudicative
36 proceedings and in issuing recommended orders when so designated by the director[; ~~and~~].

37 [~~(g) in accordance with Subsection (3), each board may recommend to the appropriate~~
38 ~~legislative committee whether the board supports a change to the licensing act.~~]

39 (2) Subsection (1) does not apply to boards created in Title 58, Chapter 55, Utah
40 Construction Trades Licensing Act.

41 (3) (a) [~~This Subsection (3) applies to the following~~] The following boards may
42 recommend to the appropriate legislative committee whether the board supports a change to a
43 licensing act:

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

- 58 [~~(xiv)~~] (xv) Chapter 73, Chiropractic Physician Practice Act.
- 59 (b) This Subsection [~~(1)(g)~~] (3) does not:
- 60 (i) require a board's approval to amend a practice act; and
- 61 (ii) apply to technical or clarifying amendments to a practice act.