

1 **ELIMINATING MINIMUM TIME REQUIREMENTS**
2 **FOR PROFESSIONAL TRAINING**
3 2024 GENERAL SESSION
4 STATE OF UTAH

Chief Sponsor: Norman K Thurston

Senate Sponsor: Curtis S. Bramble

2
3 **LONG TITLE**

4 **General Description:**

5 This bill addresses the educational and experience requirements for certain professions.

6 **Highlighted Provisions:**

7 This bill:

8 ▸ eliminates the requirement that an applicant for one of the following licenses complete
9 certain educational or experience requirements within a minimum time period: funeral service
10 director, barber, esthetician, audiologist, massage therapist, and psychologist; and

11 ▸ prohibits the Division of Real Estate from requiring an applicant for an appraiser license
12 to complete the educational or experience requirements within a minimum time period.

13 **Money Appropriated in this Bill:**

14 None

15 **Other Special Clauses:**

16 None

17 **Utah Code Sections Affected:**

18 **AMENDS:**

19 **58-9-302**, as last amended by Laws of Utah 2022, Chapter 415

20 **58-11a-302**, as last amended by Laws of Utah 2021, Chapters 285, 409

21 **58-41-5**, as last amended by Laws of Utah 2020, Chapter 339

22 **58-47b-302**, as last amended by Laws of Utah 2023, Chapter 225

23 **58-61-304**, as last amended by Laws of Utah 2020, Chapter 339

24 **61-2g-311**, as last amended by Laws of Utah 2014, Chapter 350

25 **61-2g-313**, as last amended by Laws of Utah 2014, Chapter 350

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

28 Section 1. Section **58-9-302** is amended to read:

29 **58-9-302 . Qualifications for licensure.**

30 (1) Each applicant for licensure as a funeral service director shall:

- 31 (a) submit an application in a form prescribed by the division;
- 32 (b) pay a fee as determined by the department under Section 63J-1-504;
- 33 (c) have obtained a high school diploma or its equivalent or a higher education degree;
- 34 (d) have obtained an associate degree, or its equivalent, in mortuary science from a
- 35 school of funeral service accredited by the American Board of Funeral Service
- 36 Education or other accrediting body recognized by the U.S. Department of Education;
- 37 (e) have completed not less than 2,000 hours and 50 embalmings[~~over a period of not~~
- 38 ~~less than one year,~~] of satisfactory performance in training as a licensed funeral
- 39 service intern under the supervision of a licensed funeral service director; and
- 40 (f) obtain a passing score on examinations approved by the division in collaboration
- 41 with the board.

42 (2) Each applicant for licensure as a funeral service intern shall:

- 43 (a) submit an application in a form prescribed by the division;
- 44 (b) pay a fee as determined by the department under Section 63J-1-504;
- 45 (c) have obtained a high school diploma or its equivalent or a higher education degree;
- 46 and
- 47 (d) obtain a passing score on an examination approved by the division in collaboration
- 48 with the board.

49 (3) Each applicant for licensure as a funeral service establishment and each funeral service

50 establishment licensee shall:

- 51 (a) submit an application in a form prescribed by the division;
- 52 (b) pay a fee as determined by the department under Section 63J-1-504;
- 53 (c) have in place:
 - 54 (i) an embalming room for preparing dead human bodies for burial or final
 - 55 disposition, which may serve one or more facilities operated by the applicant;
 - 56 (ii) a refrigeration room that maintains a temperature of not more than 40 degrees
 - 57 fahrenheit for preserving dead human bodies prior to burial or final disposition,
 - 58 which may serve one or more facilities operated by the applicant; and
 - 59 (iii) maintain at all times a licensed funeral service director who is responsible for the
 - 60 day-to-day operation of the funeral service establishment and who is personally

- 61 available to perform the services for which the license is required;
- 62 (d) affiliate with a licensed preneed funeral arrangement sales agent or funeral service
63 director if the funeral service establishment sells preneed funeral arrangements;
- 64 (e) file with the completed application a copy of each form of contract or agreement the
65 applicant will use in the sale of preneed funeral arrangements;
- 66 (f) provide evidence of appropriate licensure with the Insurance Department if the
67 applicant intends to engage in the sale of any preneed funeral arrangements funded in
68 whole or in part by an insurance policy or product to be sold by the provider or the
69 provider's sales agent; and
- 70 (g) if the applicant intends to offer alkaline hydrolysis in a funeral service establishment,
71 provide evidence that in accordance with rules made by the division in accordance
72 with Title 63G, Chapter 3, Utah Administrative Rulemaking Act:
- 73 (i) the funeral service establishment meets the minimum standards for the handling,
74 holding, and processing of deceased human remains in a safe, clean, private, and
75 respectful manner; and
- 76 (ii) all operators of the alkaline hydrolysis equipment have received adequate training.
- 77 (4) Each applicant for licensure as a preneed funeral arrangement sales agent shall:
- 78 (a) submit an application in a form prescribed by the division;
- 79 (b) pay a fee as determined by the department under Section 63J-1-504;
- 80 (c) have obtained a high school diploma or its equivalent or a higher education degree;
- 81 (d) have obtained a passing score on an examination approved by the division in
82 collaboration with the board;
- 83 (e) affiliate with a licensed funeral service establishment; and
- 84 (f) provide evidence of appropriate licensure with the Insurance Department if the
85 applicant intends to engage in the sale of any preneed funeral arrangements funded in
86 whole or in part by an insurance policy or product.

87 Section 2. Section **58-11a-302** is amended to read:

88 **58-11a-302 . Qualifications for licensure.**

- 89 (1) Each applicant for licensure as a barber shall:
- 90 (a) submit an application in a form prescribed by the division;
- 91 (b) pay a fee determined by the department under Section 63J-1-504;
- 92 (c) provide satisfactory documentation of:
- 93 (i) graduation from a licensed or recognized barber school, or a licensed or
94 recognized cosmetology/barber school, whose curriculum consists of a minimum

- 95 of 1,000 hours of instruction, or the equivalent number of credit hours~~[, over a~~
96 ~~period of not less than 25 weeks]~~;
- 97 (ii) (A) graduation from a recognized barber school located in a state other than
98 Utah whose curriculum consists of less than 1,000 hours of instruction or the
99 equivalent number of credit hours; and
- 100 (B) practice as a licensed barber in a state other than Utah for not less than the
101 number of hours required to equal 1,000 total hours when added to the hours of
102 instruction described in Subsection (1)(c)(ii)(A); or
- 103 (iii) completion of an approved barber apprenticeship; and
- 104 (d) meet one of the following requirements established by rule:
- 105 (i) pass an examination that consists of a written theory portion and a practical
106 portion; or
- 107 (ii) pass a practical examination and provide the written attestation of a licensed
108 barber or cosmetologist/barber instructor who participated in the school or training
109 under Subsection (1)(c), stating that the applicant has the necessary training and
110 skill to be a licensed barber.
- 111 (2) Each applicant for licensure as a barber instructor shall:
- 112 (a) submit an application in a form prescribed by the division;
- 113 (b) subject to Subsection (24), pay a fee determined by the department under Section
114 63J-1-504;
- 115 (c) provide satisfactory documentation that the applicant is currently licensed as a barber;
- 116 (d) provide satisfactory documentation of completion of:
- 117 (i) an instructor training program conducted by a licensed or recognized school, as
118 defined by rule, consisting of a minimum of 250 hours or the equivalent number
119 of credit hours;
- 120 (ii) on-the-job instructor training conducted by a licensed instructor at a licensed or
121 recognized school, as defined by rule, consisting of a minimum of 250 hours or
122 the equivalent number of credit hours; or
- 123 (iii) a minimum of 2,000 hours of experience as a barber; and
- 124 (e) meet the examination requirement established by rule.
- 125 (3) Each applicant for licensure as a barber school shall:
- 126 (a) submit an application in a form prescribed by the division;
- 127 (b) pay a fee determined by the department under Section 63J-1-504; and
- 128 (c) provide satisfactory documentation:

- 129 (i) of appropriate registration with the Division of Corporations and Commercial
130 Code;
- 131 (ii) of business licensure from the city, town, or county in which the school is located;
- 132 (iii) that the applicant's physical facilities comply with the requirements established
133 by rule; and
- 134 (iv) that the applicant meets:
- 135 (A) the standards for barber schools, including staff and accreditation
136 requirements, established by rule; and
- 137 (B) the requirements for recognition as an institution of postsecondary study as
138 described in Subsection (22).
- 139 (4) Each applicant for licensure as a cosmetologist/barber shall:
- 140 (a) submit an application in a form prescribed by the division;
- 141 (b) pay a fee determined by the department under Section 63J-1-504;
- 142 (c) provide satisfactory documentation of:
- 143 (i) graduation from a licensed or recognized cosmetology/barber school whose
144 curriculum consists of a minimum of 1,600 hours of instruction, or the equivalent
145 number of credit hours, with full flexibility within those hours;
- 146 (ii) (A) graduation from a recognized cosmetology/barber school located in a state
147 other than Utah whose curriculum consists of less than 1,600 hours of
148 instruction, or the equivalent number of credit hours, with full flexibility within
149 those hours; and
- 150 (B) practice as a licensed cosmetologist/barber in a state other than Utah for not
151 less than the number of hours required to equal 1,600 total hours when added
152 to the hours of instruction described in Subsection (4)(c)(ii)(A); or
- 153 (iii) completion of an approved cosmetology/barber apprenticeship; and
- 154 (d) meet the examination requirement established by rule.
- 155 (5) Each applicant for licensure as a cosmetologist/barber instructor shall:
- 156 (a) submit an application in a form prescribed by the division;
- 157 (b) subject to Subsection (24), pay a fee determined by the department under Section
158 63J-1-504;
- 159 (c) provide satisfactory documentation that the applicant is currently licensed as a
160 cosmetologist/barber;
- 161 (d) provide satisfactory documentation of completion of:
- 162 (i) an instructor training program conducted by a licensed or recognized school, as

- 163 defined by rule, consisting of a minimum of 400 hours or the equivalent number
164 of credit hours;
- 165 (ii) on-the-job instructor training conducted by a licensed instructor at a licensed or
166 recognized school, as defined by rule, consisting of a minimum of 400 hours or
167 the equivalent number of credit hours; or
- 168 (iii) a minimum of 3,000 hours of experience as a cosmetologist/barber; and
- 169 (e) meet the examination requirement established by rule.
- 170 (6) Each applicant for licensure as a cosmetologist/barber school shall:
- 171 (a) submit an application in a form prescribed by the division;
- 172 (b) pay a fee determined by the department under Section 63J-1-504; and
- 173 (c) provide satisfactory documentation:
- 174 (i) of appropriate registration with the Division of Corporations and Commercial
175 Code;
- 176 (ii) of business licensure from the city, town, or county in which the school is located;
- 177 (iii) that the applicant's physical facilities comply with the requirements established
178 by rule; and
- 179 (iv) that the applicant meets:
- 180 (A) the standards for cosmetology schools, including staff and accreditation
181 requirements, established by rule; and
- 182 (B) the requirements for recognition as an institution of postsecondary study as
183 described in Subsection (22).
- 184 (7) Each applicant for licensure as an electrologist shall:
- 185 (a) submit an application in a form prescribed by the division;
- 186 (b) pay a fee determined by the department under Section 63J-1-504;
- 187 (c) provide satisfactory documentation of having graduated from a licensed or
188 recognized electrology school after completing a curriculum of 600 hours of
189 instruction or the equivalent number of credit hours; and
- 190 (d) meet the examination requirement established by rule.
- 191 (8) Each applicant for licensure as an electrologist instructor shall:
- 192 (a) submit an application in a form prescribed by the division;
- 193 (b) subject to Subsection (24), pay a fee determined by the department under Section
194 63J-1-504;
- 195 (c) provide satisfactory documentation that the applicant is currently licensed as an
196 electrologist;

- 197 (d) provide satisfactory documentation of completion of:
- 198 (i) an instructor training program conducted by a licensed or recognized school, as
- 199 defined by rule, consisting of a minimum of 150 hours or the equivalent number
- 200 of credit hours;
- 201 (ii) on-the-job instructor training conducted by a licensed instructor at a licensed or
- 202 recognized school, as defined by rule, consisting of a minimum of 150 hours or
- 203 the equivalent number of credit hours; or
- 204 (iii) a minimum of 1,000 hours of experience as an electrologist; and
- 205 (e) meet the examination requirement established by rule.
- 206 (9) Each applicant for licensure as an electrologist school shall:
- 207 (a) submit an application in a form prescribed by the division;
- 208 (b) pay a fee determined by the department under Section 63J-1-504; and
- 209 (c) provide satisfactory documentation:
- 210 (i) of appropriate registration with the Division of Corporations and Commercial
- 211 Code;
- 212 (ii) of business licensure from the city, town, or county in which the school is located;
- 213 (iii) that the applicant's facilities comply with the requirements established by rule;
- 214 and
- 215 (iv) that the applicant meets:
- 216 (A) the standards for electrologist schools, including staff, curriculum, and
- 217 accreditation requirements, established by rule; and
- 218 (B) the requirements for recognition as an institution of postsecondary study as
- 219 described in Subsection (22).
- 220 (10) Each applicant for licensure as an esthetician shall:
- 221 (a) submit an application in a form prescribed by the division;
- 222 (b) pay a fee determined by the department under Section 63J-1-504;
- 223 (c) provide satisfactory documentation of one of the following:
- 224 (i) graduation from a licensed or recognized esthetic school or a licensed or
- 225 recognized cosmetology/barber school~~[-whose curriculum consists of not less~~
- 226 ~~than 15 weeks of esthetic instruction]~~ with a minimum of 600 hours or the
- 227 equivalent number of credit hours;
- 228 (ii) completion of an approved esthetician apprenticeship; or
- 229 (iii) (A) graduation from a recognized cosmetology/barber school located in a
- 230 state other than Utah whose curriculum consists of less than 1,600 hours of

- 231 instruction, or the equivalent number of credit hours, with full flexibility within
232 those hours; and
- 233 (B) practice as a licensed cosmetologist/barber for not less than the number of
234 hours required to equal 1,600 total hours when added to the hours of
235 instruction described in Subsection (10)(c)(iii)(A); and
- 236 (d) meet the examination requirement established by division rule.
- 237 (11) Each applicant for licensure as a master esthetician shall:
- 238 (a) submit an application in a form prescribed by the division;
- 239 (b) pay a fee determined by the department under Section 63J-1-504;
- 240 (c) provide satisfactory documentation of:
- 241 (i) completion of at least 1,200 hours of training, or the equivalent number of credit
242 hours, at a licensed or recognized esthetics school, except that up to 600 hours
243 toward the 1,200 hours may have been completed:
- 244 (A) at a licensed or recognized cosmetology/barbering school, if the applicant
245 graduated from the school and its curriculum consisted of at least 1,600 hours
246 of instruction, or the equivalent number of credit hours, with full flexibility
247 within those hours; or
- 248 (B) at a licensed or recognized cosmetology/barber school located in a state other
249 than Utah, if the applicant graduated from the school and its curriculum
250 contained full flexibility within its hours of instruction; or
- 251 (ii) completion of an approved master esthetician apprenticeship;
- 252 (d) if the applicant will practice lymphatic massage, provide satisfactory documentation
253 to show completion of 200 hours of training, or the equivalent number of credit
254 hours, in lymphatic massage as defined by division rule; and
- 255 (e) meet the examination requirement established by division rule.
- 256 (12) Each applicant for licensure as an esthetician instructor shall:
- 257 (a) submit an application in a form prescribed by the division;
- 258 (b) subject to Subsection (24), pay a fee determined by the department under Section
259 63J-1-504;
- 260 (c) provide satisfactory documentation that the applicant is currently licensed as a master
261 esthetician;
- 262 (d) provide satisfactory documentation of completion of:
- 263 (i) an instructor training program conducted by a licensed or recognized school, as
264 defined by rule, consisting of a minimum of 300 hours or the equivalent number

- 265 of credit hours;
- 266 (ii) on-the-job instructor training conducted by a licensed instructor at a licensed or
- 267 recognized school, as defined by rule, consisting of a minimum of 300 hours or
- 268 the equivalent number of credit hours; or
- 269 (iii) a minimum of 1,000 hours of experience in esthetics; and
- 270 (e) meet the examination requirement established by rule.
- 271 (13) Each applicant for licensure as an esthetics school shall:
- 272 (a) submit an application in a form prescribed by the division;
- 273 (b) pay a fee determined by the department under Section 63J-1-504; and
- 274 (c) provide satisfactory documentation:
- 275 (i) of appropriate registration with the Division of Corporations and Commercial
- 276 Code;
- 277 (ii) of business licensure from the city, town, or county in which the school is located;
- 278 (iii) that the applicant's physical facilities comply with the requirements established
- 279 by rule; and
- 280 (iv) that the applicant meets:
- 281 (A) the standards for esthetics schools, including staff, curriculum, and
- 282 accreditation requirements, established by division rule made in collaboration
- 283 with the board; and
- 284 (B) the requirements for recognition as an institution of postsecondary study as
- 285 described in Subsection (22).
- 286 (14) Each applicant for licensure as a hair designer shall:
- 287 (a) submit an application in a form prescribed by the division;
- 288 (b) pay a fee determined by the department under Section 63J-1-504;
- 289 (c) provide satisfactory documentation of:
- 290 (i) graduation from a licensed or recognized cosmetology/barber, hair design, or
- 291 barbering school whose curriculum consists of a minimum of 1,200 hours of
- 292 instruction, or the equivalent number of credit hours, with full flexibility within
- 293 those hours;
- 294 (ii) (A) graduation from a recognized cosmetology/barber, hair design, or
- 295 barbering school located in a state other than Utah whose curriculum consists
- 296 of less than 1,200 hours of instruction, or the equivalent number of credit
- 297 hours, with full flexibility within those hours; and
- 298 (B) practice as a licensed cosmetologist/barber or hair designer in a state other

299 than Utah for not less than the number of hours required to equal 1,200 total
300 hours when added to the hours of instruction described in Subsection
301 (14)(c)(ii)(A);

302 (iii) being a state licensed cosmetologist/barber; or

303 (iv) completion of an approved hair designer apprenticeship; and

304 (d) meet the examination requirements established by rule.

305 (15) Each applicant for licensure as a hair designer instructor shall:

306 (a) submit an application in a form prescribed by the division;

307 (b) subject to Subsection (24), pay a fee determined by the department under Section
308 63J-1-504;

309 (c) provide satisfactory documentation that the applicant is currently licensed as a hair
310 designer or as a cosmetologist/barber;

311 (d) provide satisfactory documentation of completion of:

312 (i) an instructor training program conducted by a licensed or recognized school, as
313 defined by rule, consisting of a minimum of 300 hours or the equivalent number
314 of credit hours;

315 (ii) on-the-job instructor training conducted by a licensed instructor at a licensed or
316 recognized school, as defined by rule, consisting of a minimum of 300 hours or
317 the equivalent number of credit hours; or

318 (iii) a minimum of 2,500 hours of experience as a hair designer or as a
319 cosmetologist/barber; and

320 (e) meet the examination requirement established by rule.

321 (16) Each applicant for licensure as a hair design school shall:

322 (a) submit an application in a form prescribed by the division;

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

324 (c) provide satisfactory documentation:

325 (i) of appropriate registration with the Division of Corporations and Commercial
326 Code;

327 (ii) of business licensure from the city, town, or county in which the school is located;

328 (iii) that the applicant's physical facilities comply with the requirements established
329 by rule; and

330 (iv) that the applicant meets:

331 (A) the standards for a hair design school, including staff and accreditation
332 requirements, established by rule; and

- 333 (B) the requirements for recognition as an institution of postsecondary study as
334 described in Subsection (22).
- 335 (17) Each applicant for licensure as a nail technician shall:
- 336 (a) submit an application in a form prescribed by the division;
- 337 (b) pay a fee determined by the department under Section 63J-1-504;
- 338 (c) provide satisfactory documentation of:
- 339 (i) graduation from a licensed or recognized nail technology school, or a licensed or
340 recognized cosmetology/barber school, whose curriculum consists of not less than
341 300 hours of instruction, or the equivalent number of credit hours;
- 342 (ii) (A) graduation from a recognized nail technology school located in a state
343 other than Utah whose curriculum consists of less than 300 hours of instruction
344 or the equivalent number of credit hours; and
- 345 (B) practice as a licensed nail technician in a state other than Utah for not less than
346 the number of hours required to equal 300 total hours when added to the hours
347 of instruction described in Subsection (17)(c)(ii)(A); or
- 348 (iii) completion of an approved nail technician apprenticeship; and
- 349 (d) meet the examination requirement established by division rule.
- 350 (18) Each applicant for licensure as a nail technician instructor shall:
- 351 (a) submit an application in a form prescribed by the division;
- 352 (b) subject to Subsection (24), pay a fee determined by the department under Section
353 63J-1-504;
- 354 (c) provide satisfactory documentation that the applicant is currently licensed as a nail
355 technician;
- 356 (d) provide satisfactory documentation of completion of:
- 357 (i) an instructor training program conducted by a licensed or recognized school, as
358 defined by rule, consisting of a minimum of 75 hours or the equivalent number of
359 credit hours;
- 360 (ii) an on-the-job instructor training program conducted by a licensed instructor at a
361 licensed or recognized school, as defined by rule, consisting of a minimum of 75
362 hours or the equivalent number of credit hours; or
- 363 (iii) a minimum of 600 hours of experience in nail technology; and
- 364 (e) meet the examination requirement established by rule.
- 365 (19) Each applicant for licensure as a nail technology school shall:
- 366 (a) submit an application in a form prescribed by the division;

- 367 (b) pay a fee determined by the department under Section 63J-1-504; and
368 (c) provide satisfactory documentation:
- 369 (i) of appropriate registration with the Division of Corporations and Commercial
370 Code;
- 371 (ii) of business licensure from the city, town, or county in which the school is located;
- 372 (iii) that the applicant's facilities comply with the requirements established by rule;
- 373 and
- 374 (iv) that the applicant meets:
- 375 (A) the standards for nail technology schools, including staff, curriculum, and
376 accreditation requirements, established by rule; and
- 377 (B) the requirements for recognition as an institution of postsecondary study as
378 described in Subsection (22).
- 379 (20) Each applicant for licensure under this chapter whose education in the field for which a
380 license is sought was completed at a foreign school may satisfy the educational
381 requirement for licensure by demonstrating, to the satisfaction of the division, the
382 educational equivalency of the foreign school education with a licensed school under
383 this chapter.
- 384 (21) (a) A licensed or recognized school under this section shall accept credit hours
385 towards graduation for documented, relevant, and substantially equivalent
386 coursework previously completed by:
- 387 (i) a student that did not complete the student's education while attending a different
388 school; or
- 389 (ii) a licensee of any other profession listed in this section, based on the licensee's
390 schooling, apprenticeship, or experience.
- 391 (b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, and
392 consistent with this section, the division may make rules governing the acceptance of
393 credit hours under Subsection (21)(a).
- 394 (22) A school licensed or applying for licensure under this chapter shall maintain
395 recognition as an institution of postsecondary study by meeting the following conditions:
- 396 (a) the school shall admit as a regular student only an individual who has earned a
397 recognized high school diploma or the equivalent of a recognized high school
398 diploma, or who is beyond the age of compulsory high school attendance as
399 prescribed by Title 53G, Chapter 6, Part 2, Compulsory Education; and
- 400 (b) the school shall be licensed by name, or in the case of an applicant, shall apply for

401 licensure by name, under this chapter to offer one or more training programs beyond
402 the secondary level.

403 (23) A person seeking to qualify for licensure under this chapter by apprenticing in an
404 approved apprenticeship shall register with the division as described in Section
405 58-11a-306.

406 (24) The department may only charge a fee to a person applying for licensure as any type of
407 instructor under this chapter if the person is not a licensed instructor in any other
408 profession under this chapter.

409 (25) In order to encourage economic development in the state, the department may offer
410 any required examination under this section, which is prepared by a national testing
411 organization, in languages in addition to English.

412 Section 3. Section **58-41-5** is amended to read:

413 **58-41-5 . Licensure requirements.**

414 (1) To obtain and maintain a license as an audiologist beginning July 1, 2010, an applicant
415 must:

416 (a) submit a completed application in the form and content prescribed by the division
417 and pay a fee to the department in accordance with Section 63J-1-504;

418 (b) provide the committee with verification that the applicant is the legal holder of a
419 clinical doctor's degree or AuD, in audiology, from an accredited university or
420 college, based on a program of studies primarily in the field of audiology;

421 (c) be in compliance with the regulations of conduct and codes of ethics for the
422 profession of audiology;

423 (d) submit to the board certified evidence of having completed at least one academic
424 year of professional experience, at least 30 hours per week, [~~for an academic year,~~]
425 of direct clinical experience in treatment and management of patients, supervised and
426 attested to by one holding an audiologist license under this chapter, the CCC, or their
427 full equivalent; and

428 (e) pass a nationally standardized examination in audiology which is the same as or
429 equivalent to the examination required for the CCC and with pass-fail criteria
430 equivalent to current ASHA standards, and the board may require the applicant to
431 pass an acceptable practical demonstration of clinical skills to an examining
432 committee of licensed audiologists appointed by the board.

433 (2) To obtain and maintain a license as an audiologist prior to July 1, 2010, an applicant
434 shall:

- 435 (a) comply with Subsections (1)(a), (c), (d), and (e); and
436 (b) provide the committee with verification that the applicant has received at least a
437 master's degree in the area of audiology from an accredited university or college,
438 based on a program of studies primarily in the field of audiology, and holds the CCC
439 or its full equivalent.
- 440 (3) An individual who, prior to July 1, 2010, is licensed as an audiologist under this chapter
441 is, on or after July 1, 2010, considered to hold a current license under this chapter as an
442 audiologist and is subject to this chapter.
- 443 (4) To obtain and maintain a license as a speech-language pathologist, an applicant must:
444 (a) comply with Subsection (1)(a);
445 (b) provide the committee with verification that the applicant has received at least a
446 master's degree in speech-language pathology from an accredited university or
447 college, based on a program of studies primarily in the field of speech-language
448 pathology;
449 (c) be in compliance with the regulations of conduct and code of ethics for the
450 profession of speech-language pathology;
451 (d) comply with Subsection (1)(b), except that the supervision and attestation
452 requirement shall be from a licensed speech-language pathologist rather than a
453 licensed audiologist; and
454 (e) pass a nationally standardized examination in speech-language pathology which is
455 the same as or equivalent to the examination required for the CCC and with pass-fail
456 criteria equivalent to current ASHA standards, and the board may require the
457 applicant to pass an acceptable practical demonstration of clinical skills to an
458 examining committee of licensed speech-language pathologists appointed by the
459 board.

460 Section 4. Section **58-47b-302** is amended to read:

461 **58-47b-302 . License classifications -- Qualifications for licensure.**

- 462 (1) The division shall issue licenses under this chapter in the classifications of:
463 (a) massage therapist;
464 (b) massage apprentice;
465 (c) massage assistant; and
466 (d) massage assistant in-training.
- 467 (2) An applicant for licensure as a massage therapist shall:
468 (a) submit an application in a form prescribed by the division;

- 469 (b) pay a fee determined by the department under Section 63J-1-504;
- 470 (c) be 18 years old or older;
- 471 (d) have either:
- 472 (i) (A) graduated from a school of massage having a curriculum that meets
- 473 standards established by division rule made in collaboration with the board and
- 474 in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking
- 475 Act; or
- 476 (B) completed equivalent education and training in compliance with division rule
- 477 made in accordance with Title 63G, Chapter 3, Utah Administrative
- 478 Rulemaking Act; or
- 479 (ii) completed a massage apprenticeship program consisting of a minimum of 1,000
- 480 hours of supervised training [~~over a minimum of 12 months~~] and in accordance
- 481 with standards established by division rule made in collaboration with the board
- 482 and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking
- 483 Act; and
- 484 (e) pass:
- 485 (i) the Federation of State Massage Therapy Boards Massage and Bodywork
- 486 Licensing Examination; or
- 487 (ii) any other examination established by division rule made in collaboration with the
- 488 board and in accordance with Title 63G, Chapter 3, Utah Administrative
- 489 Rulemaking Act.
- 490 (3) An applicant for licensure as a massage apprentice shall:
- 491 (a) submit an application in a form prescribed by the division;
- 492 (b) pay a fee determined by the department under Section 63J-1-504;
- 493 (c) be 18 years old or older;
- 494 (d) provide satisfactory evidence to the division that the applicant will practice as a
- 495 massage apprentice only under the direct supervision of a licensed massage therapist
- 496 in good standing who, for at least 6,000 hours, has engaged in the lawful practice of
- 497 massage therapy as a licensed massage therapist; and
- 498 (e) pass an examination as required by division rule made in accordance with Title 63G,
- 499 Chapter 3, Utah Administrative Rulemaking Act.
- 500 (4) (a) An applicant for licensure as a massage assistant shall:
- 501 (i) submit an application in a form prescribed by the division;
- 502 (ii) pay a fee determined by the department in accordance with Section 63J-1-504;

- 503 (iii) be 18 years old or older;
- 504 (iv) subject to Subsection (4)(b), complete at least 300 hours of education and
505 training approved by division rule made accordance with Title 63G, Chapter 3,
506 Utah Administrative Rulemaking Act;
- 507 (v) provide satisfactory evidence to the division that the applicant will practice as a
508 massage assistant only under the indirect supervision of a massage therapy
509 supervisor; and
- 510 (vi) pass an examination as required by division rule made in accordance with Title
511 63G, Chapter 3, Utah Administrative Rulemaking Act.
- 512 (b) The 300-hour education and training requirement described in Subsection (4)(a) shall
513 include:
- 514 (i) at least 150 hours of education and training while the applicant is:
- 515 (A) enrolled in massage school; or
516 (B) licensed as a massage assistant in-training and under the direct supervision of
517 a massage therapist in good standing who, for at least 6,000 hours, has engaged
518 in the lawful practice of massage therapy; and
- 519 (ii) at least 150 hours of education and training while the applicant is:
- 520 (A) enrolled in massage school; or
521 (B) licensed as a massage assistant in-training and under the indirect supervision
522 of a massage therapist in good standing who, for at least 6,000 hours, has
523 engaged in the lawful practice of massage therapy.
- 524 (5) An applicant for licensure as a massage assistant in-training shall:
- 525 (a) submit an application in a form prescribed by the division;
526 (b) pay a fee determined by the department in accordance with Section 63J-1-504;
527 (c) be 18 years old or older; and
528 (d) provide satisfactory evidence to the division that the applicant will practice as a
529 massage assistant in-training under the supervision of a massage therapist for a
530 period of no more than six months for the purpose of satisfying the requirements
531 described in Subsections (4)(a)(iv) and (4)(b) for licensure as a massage assistant.
- 532 (6) (a) A massage therapist may supervise at one time up to six individuals licensed as a
533 massage apprentice or massage assistant in-training.
534 (b) A massage therapy supervisor may supervise at one time up to six individuals
535 licensed as a massage assistant.
- 536 (7) A new massage therapist, massage apprentice, massage assistant, or massage assistant

537 in-training applicant shall submit to and pass a criminal background check in accordance
538 with Section 58-47b-302.1 and any requirements established by division rule made in
539 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

540 Section 5. Section **58-61-304** is amended to read:

541 **58-61-304 . Qualifications for licensure by examination or endorsement.**

542 (1) An applicant for licensure as a psychologist based upon education, clinical training, and
543 examination shall:

544 (a) submit an application on a form provided by the division;

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

546 (c) produce certified transcripts of credit verifying satisfactory completion of a doctoral
547 degree in psychology that includes specific core course work established by division
548 rule under Section 58-1-203, from an institution of higher education whose doctoral
549 program, at the time the applicant received the doctoral degree, met approval criteria
550 established by division rule made in consultation with the board;

551 (d) have completed a minimum of 4,000 hours of psychology training as defined by
552 division rule under Section 58-1-203[~~in not less than two years and~~] under the
553 supervision of a psychologist supervisor approved by the division in collaboration
554 with the board;

555 (e) to be qualified to engage in mental health therapy, document successful completion
556 of not less than 1,000 hours of supervised training in mental health therapy obtained
557 after completion of a master's level of education in psychology, which training may
558 be included as part of the 4,000 hours of training required in Subsection (1)(d), and
559 for which documented evidence demonstrates not less than one hour of supervision
560 for each 40 hours of supervised training was obtained under the direct supervision of
561 a psychologist, as defined by rule;

562 (f) pass the examination requirement established by division rule under Section 58-1-203;

563 (g) consent to a criminal background check in accordance with Section 58-61-304.1 and
564 any requirements established by rule made in accordance with Title 63G, Chapter 3,
565 Utah Administrative Rulemaking Act; and

566 (h) meet with the board, upon request for good cause, for the purpose of evaluating the
567 applicant's qualifications for licensure.

568 (2) An applicant for licensure as a psychologist by endorsement based upon licensure in
569 another jurisdiction shall:

570 (a) submit an application on a form provided by the division;

- 571 (b) pay a fee determined by the department under Section 63J-1-504;
- 572 (c) not have any disciplinary action pending or in effect against the applicant's
573 psychologist license in any jurisdiction;
- 574 (d) have passed the Utah Psychologist Law and Ethics Examination established by
575 division rule;
- 576 (e) provide satisfactory evidence the applicant is currently licensed in another state,
577 district, or territory of the United States, or in any other jurisdiction approved by the
578 division in collaboration with the board;
- 579 (f) provide satisfactory evidence the applicant has actively practiced psychology in that
580 jurisdiction for not less than 2,000 hours or one year, whichever is greater;
- 581 (g) provide satisfactory evidence that:
- 582 (i) the education, supervised experience, examination, and all other requirements for
583 licensure in that jurisdiction at the time the applicant obtained licensure were
584 substantially equivalent to the licensure requirements for a psychologist in Utah at
585 the time the applicant obtained licensure in the other jurisdiction; or
- 586 (ii) the applicant is:
- 587 (A) a current holder of Board Certified Specialist status in good standing from the
588 American Board of Professional Psychology;
- 589 (B) currently credentialed as a health service provider in psychology by the
590 National Register of Health Service Providers in Psychology; or
- 591 (C) currently holds a Certificate of Professional Qualification (CPQ) granted by
592 the Association of State and Provincial Psychology Boards;
- 593 (h) consent to a criminal background check in accordance with Section 58-61-304.1 and
594 any requirements established by rule made in accordance with Title 63G, Chapter 3,
595 Utah Administrative Rulemaking Act; and
- 596 (i) meet with the board, upon request for good cause, for the purpose of evaluating the
597 applicant's qualifications for licensure.
- 598 (3) (a) An applicant for certification as a psychology resident shall comply with the
599 provisions of Subsections (1)(a), (b), (c), (g), and (h).
- 600 (b) (i) An individual's certification as a psychology resident is limited to the period of
601 time necessary to complete clinical training as described in Subsections (1)(d) and
602 (e) and extends not more than one year from the date the minimum requirement
603 for training is completed, unless the individual presents satisfactory evidence to
604 the division and the Psychologist Licensing Board that the individual is making

605 reasonable progress toward passing the qualifying examination or is otherwise on
606 a course reasonably expected to lead to licensure as a psychologist.

607 (ii) The period of time under Subsection (3)(b)(i) may not exceed two years past the
608 date the minimum supervised clinical training requirement has been completed.

609 Section 6. Section **61-2g-311** is amended to read:

610 **61-2g-311 . State-licensed appraiser -- Authority and qualifications.**

611 (1) A state-licensed appraiser is authorized to appraise complex and noncomplex 1-4 family
612 residential units in this state having a transaction value permitted under the Financial
613 Institutions Reform, Recovery, and Enforcement Act of 1989, and related federal
614 regulations.

615 (2) A state-licensed appraiser is authorized to appraise vacant or unimproved land having a
616 transaction value permitted under the Financial Institutions Reform, Recovery, and
617 Enforcement Act of 1989, and related federal regulations that is utilized for 1-4 family
618 purposes or for which the highest and best use is 1-4 family purposes and subdivisions
619 for which a development analysis/appraisal is not necessary.

620 (3) A state-licensed appraiser may not issue a certified appraisal report.

621 (4) To qualify as a state-licensed appraiser, an applicant must:

622 (a) be of good moral character;

623 (b) demonstrate honesty, competency, integrity, truthfulness, and general fitness to
624 command the confidence of the community;

625 (c) pass the licensing examination with a satisfactory score as determined by the
626 Appraisal Qualification Board;

627 (d) successfully complete the educational requirements established by rule in accordance
628 with Subsection (5); and

629 (e) possess the experience in real property appraisal established by rule in accordance
630 with Subsection (5).

631 (5) (a) The division shall, with the concurrence of the board, make rules in accordance
632 with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, that establish:

633 (i) the educational requirements described in Subsection (4)(d); and

634 (ii) the experience in real property appraisal described in Subsection (4)(e).

635 (b) The educational and experience requirements established under Subsection (5)(a)
636 shall meet or exceed the educational requirements and the hourly experience
637 requirements adopted by the Appraisal Qualification Board.

638 (c) The division may not require that an applicant complete the educational or

639 experience requirements established under Subsection (5)(a) within a minimum time
 640 period.

641 (d) Subsection (5)(c) does not apply if federal law requires a minimum time period for
 642 appraiser education or experience.

643 Section 7. Section **61-2g-313** is amended to read:

644 **61-2g-313 . State-certified residential appraiser -- Authority and qualifications.**

645 (1) An applicant for certification as a residential appraiser shall provide to the division
 646 evidence of:

647 (a) the applicant's good moral character, honesty, competency, integrity, truthfulness,
 648 and general fitness to command the confidence of the community;

649 (b) completion of the certification examination with a satisfactory score as determined
 650 by the Appraisal Qualification Board;

651 (c) completion of the educational requirements established by rule in accordance with
 652 Subsection (3); and

653 (d) experience in real property appraisal as established by rule in accordance with
 654 Subsection (3).

655 (2) Upon request by the division, an applicant shall make available to the division for
 656 examination:

657 (a) a detailed listing of the real estate appraisal reports or file memoranda for which
 658 experience is claimed; and

659 (b) a sample selected by the division of appraisal reports that the applicant has prepared
 660 in the course of the applicant's appraisal practice.

661 (3) (a) The division shall, with the concurrence of the board, make rules in accordance
 662 with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, that establish:

663 (i) the educational requirements described in Subsection (1)(c); and

664 (ii) the experience in real property appraisal described in Subsection (1)(d).

665 (b) The educational and experience requirements established under Subsection (3)(a)
 666 shall meet or exceed the educational requirements and the hourly experience
 667 requirements adopted by the Appraisal Qualification Board.

668 (c) The division may not require that an applicant complete the educational or
 669 experience requirements established under Subsection (3)(a) within a minimum time
 670 period.

671 (d) Subsection (3)(c) does not apply if federal law requires a minimum time period for
 672 appraiser education or experience.

673 Section 8. **Effective date.**

674 This bill takes effect on May 1, 2024.