

Sponsored By: Joint Labor, Health & Social Services Interim Committee

AN ACT relating to professions and occupations; clarifying requirements for licensing, certification and registration related to a person's background and criminal record; requiring any disqualifying offense to relate to the profession or occupation or the ability to practice the profession or occupation; providing considerations for licensing boards, commissions, commissioners and authorities regarding applicable convictions; providing immunity from civil liability as specified; requiring professional licensing boards, commissions, commissioners and authorities to review their rules for consistency with this act; and providing for an effective date.

1/11/2018 Bill Number Assigned
 2/9/2018 S Received for Introduction
 2/12/2018 S Introduced and Referred to S10 - Labor 28-1-1-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Burns, Case, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Nays: Senator Bouchard

Excused: Senator Christensen

Ayes 28 **Nays** 1 **Excused** 1 **Absent** 0 **Conflicts** 0

2/15/2018 S10 - Labor:Recommend Amend and Do Pass 4-1-0-0-0

ROLL CALL

Ayes: Senator(s) Baldwin, Boner, Peterson, Scott

Nays: Senator Bouchard

Ayes 4 **Nays** 1 **Excused** 0 **Absent** 0 **Conflicts** 0

2/15/2018 S Placed on General File

SF0042SS001/ADOPTED

Page 5-line 14 After "33-49-111(a)(iii)" delete "," and insert "and".

Page 5-line 15 Delete "40-14-643(a)(ii)(intro),"; delete "and".

Page 5-line 16 Delete "40-23-126(a)(ii)(intro)".

Page 12-line 16 After "agent" delete ", as" and insert ".".

Page 12-lines 17 and 18 Delete entirely.

Page 13-line 10 After "dealer" insert "." and delete balance of line.

Page 13-line 11 Delete line through "33-1-304.".

Page 14-line 4 After "dealer" insert ";" and delete balance of line.

Page 14-line 5 Delete entirely.

Page 23-line 12 Delete "broker" and insert "real estate licensee".

Page 23-line 13 After "offense" insert "or violent crime".

Page 24-line 8 After "licensee" insert "or any felony sexual offense or violent crime".

Page 40-line 7 After "appraisal" insert "or any felony sexual offense or violent crime".

Page 42-line 22 Delete entirely.

Page 43-lines 1 through 10 Delete entirely.

Page 44-lines 1 through 11 Delete entirely. SCOTT, CHAIRMAN

SF0042SW001/ADOPTED

Page 1-line 7 After "boards" insert ", commissions, commissioners and authorities".

Page 1-line 8 After "boards" insert ", commissions, commissioners and authorities".

Page 2-line 3 After "licensure" insert ", certification or registration".

Page 2-line 4 After "board" delete "or" and insert ","; after "commission" insert ", commissioner or authority".

Page 2-line 5 After "permit" delete "or" and insert ","; after "license" insert ", certification or registration".

Page 2-line 7 After "15-5-103," insert "17-4-406,"; after "21-2-802" insert ",".

Page 2-line 8 Delete "or"; after "23-2-414" insert ", 26-4-101 or 40-22-109".

Page 2-line 12 After "board" delete "or" and insert ",".

Page 2-line 13 After the first "commission" insert ", commissioner or authority"; after "board" delete "or" and insert ","; after the second "commission" insert ", commissioner or authority".

Page 3-line 16 After "licensing" delete "or" and insert ","; after "certifying" insert "or registering".

Page 3-line 21 After "licensing" delete "or" and insert ","; after "certification" insert "or registration".

Page 4-line 1 After "board" delete "or" and insert ","; after "commission" insert ", commissioner or authority".

Page 4-line 2 After "licensure" delete "or" and insert ","; after "certification" insert "or registration".

Page 4-line 4 After "15-5-103," insert "17-4-406,"; after "21-2-802" delete "or" and insert ","; after "23-2-414," insert "26-4-101 or 40-22-109,".

Page 4-line 7 Delete "applicable".

Page 4-line 8 After "board's" delete "or" and insert ","; after "commission's" insert ", commissioner's or authority's".

Page 4-line 18 Delete "licensing" and insert "licensure, certification or registration". SCOTT

2/20/2018 S COW:Passed
 2/21/2018 S 2nd Reading:Passed
 2/22/2018 S 3rd Reading:Passed 29-1-0-0-0

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Burns, Case, Christensen, Coe, Dockstader, Driskill,

Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Nays: Senator Bouchard

Ayes 29 **Nays** 1 **Excused** 0 **Absent** 0 **Conflicts** 0

2/23/2018 H Received for Introduction

2/27/2018 H Introduced and Referred to H10 - Labor

3/1/2018 H10 - Labor:Recommend Amend and Do Pass 7-2-0-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Clem, Dayton, Gierau, Hallinan, Halverson, Sweeney

Nays: Representative(s) Lone, MacGuire

Ayes 7 **Nays** 2 **Excused** 0 **Absent** 0 **Conflicts** 0

3/1/2018 H Placed on General File

SF0042HS001/ADOPTED

(TO ENGROSSED COPY)

Page 1-line 8 After "convictions;" insert "providing immunity from civil liability as specified;".

Page 2-line 10 Delete "9-1-702,".

Page 4-line 7 Delete "9-1-702,".

Page 5-after line 2 Insert:

"(d) Any board, commission, commissioner or authority that acts in accordance with this section in licensing, certifying or registering a person to practice or perform a profession or occupation shall be immune from civil liability for any criminal act the person commits that is of a similar nature to any prior criminal conviction not considered by the board, commission, commissioner or authority in reliance on this section."

Page 8-line 17 Delete "game and fish".

Page 8-line 18 Delete "a game and fish" and insert "an".

Page 43-line 20 Delete "9,". HALVERSON VICE-CHAIRMAN

3/2/2018 H COW:Passed

SF0042H2001/ADOPTED

(TO ENGROSSED COPY)

Page 2-line 8 After "registration" insert "requirements or".

Page 28-line 9 After "States," insert "is".

Page 28-line 10 Strike "a person"; delete "who".

Page 28-line 13 Before "physical" insert "is of good".

Page 32-line 15 After "convictions" strike ",,".

Page 33-line 12 After "convictions" strike ",,".

Page 34-line 7 After "convictions" strike ",,".

Page 35-line 1 After "convictions" strike ",,".

Page 35-line 20 After "convictions" strike ",,".

Page 36-line 14 After "convictions" strike ",,".

Page 37-line 5 After "convictions" strike ",,".

Page 37-line 19 After "convictions" strike ",,".

Page 38-line 18 After "convictions" strike ",,". BARLOW

SF0042H2002/ADOPTED

(TO ENGROSSED COPY)

Page 5-line 5 Delete "23-2-411(c) (ii), 23-2-412(e) (ii),".

Page 8-lines 9 through 22 Delete entirely including the Standing committee amendment (SF0042HS001/AE) to these lines.

Page 9-lines 1 through 7 Delete entirely. SALAZAR, BARLOW,
SOMMERS

3/5/2018 H 2nd Reading:Passed
3/6/2018 H 3rd Reading:Passed 41-19-0-0-0

ROLL CALL

Ayes: Representative(s) Barlow, Biteman, Blackburn, Blake, Bovee, Brown, Burkhart, Byrd, Clausen, Clem, Connolly, Court, Dayton, Eklund, Eyre, Freeman, Furphy, Gierau, Haley, Hallinan, Halverson, Henderson, Hunt, Kinner, Kirkbride, Laursen, Lindholm, Madden, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Schwartz, Simpson, Stith, Sweeney, Wilson, Winters, Zwonitzer

Nays: Representative(s) Allen, Crank, Edwards, Flitner, Gray, Greear, Harshman, Jennings, Larsen, Lone, Loucks, MacGuire, Miller, Piiparinen, Pownall, Salazar, Sommers, Steinmetz, Walters

Ayes 41 **Nays** 19 **Excused** 0 **Absent** 0 **Conflicts** 0

3/6/2018 S Received for Concurrence
3/8/2018 S Concur:Failed 0-30-0-0-0

ROLL CALL

Nays: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Ayes 0 **Nays** 30 **Excused** 0 **Absent** 0 **Conflicts** 0

3/8/2018 S Appointed JCC01 Members
Senator(s) Scott, Baldwin, Nethercott
3/9/2018 H Appointed JCC01 Members
Representative(s) Barlow, Gierau, Olsen
3/9/2018 S Adopted SF0042JC001: 28-0-2-0-0

SF0042JC001/SADOPTED

TO ENGROSSED COPY

Adopt the following House amendments:

SF0042H2001/AE

SF0042H2002/AE

Delete the following House amendments:

SF0042HS001/AE

Further amend the ENGROSSED COPY as follows:

Page 1-line 8 After "convictions;" insert "providing immunity from civil liability as specified;".

Page 2-line 10 Delete "9-1-702,".

Page 4-line 7 Delete "9-1-702,".

Page 5-after line 2 Insert:

"(d) Any board, commission, commissioner or authority shall be immune from civil liability for acting in accordance with this section with regard to licensing, certifying or registering a person to practice or perform a profession or occupation.".

Page 43-line 20 Delete "9,". SCOTT, BALDWIN, NETHERCOTT, BARLOW, GIERAU, OSLEN

ROLL CALL

Ayes: Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Excused: Senator(s) Bouchard, Nethercott

Ayes 28 **Nays** 0 **Excused** 2 **Absent** 0 **Conflicts** 0

3/10/2018 H Adopted SF0042JC001: 55-5-0-0-0

SF0042JC001/SADOPTEDHADOPTED

TO ENGROSSED COPY

Adopt the following House amendments:

SF0042H2001/AE

SF0042H2002/AE

Delete the following House amendments:

SF0042HS001/AE

Further amend the ENGROSSED COPY as follows:

Page 1-line 8 After "convictions;" insert "providing immunity from civil liability as specified;".

Page 2-line 10 Delete "9-1-702,".

Page 4-line 7 Delete "9-1-702,".

Page 5-after line 2 Insert:

"(d) Any board, commission, commissioner or authority shall be immune from civil liability for acting in accordance with this section with regard to licensing, certifying or registering a person to practice or perform a profession or occupation.".

Page 43-line 20 Delete "9,". SCOTT, BALDWIN, NETHERCOTT, BARLOW, GIERAU, OSLEN

ROLL CALL

Ayes: Representative(s) Allen, Barlow, Biteman, Blackburn, Blake, Bovee, Brown, Burkhart, Byrd, Clausen, Clem, Connolly, Court, Crank, Dayton, Edwards, Eklund, Eyre, Flitner, Freeman, Furphy, Gierau, Greear, Haley, Hallinan, Halverson, Harshman, Henderson, Hunt, Kinner, Kirkbride, Larsen, Laursen, Lindholm, Loucks, MacGuire, Madden, Miller, Nicholas, Northrup, Obermueller, Olsen, Paxton, Pelkey, Piiparinen, Pownall, Salazar, Schwartz, Simpson, Steinmetz, Stith, Sweeney, Wilson, Winters, Zwonitzer

Nays: Representative(s) Gray, Jennings, Lone, Sommers, Walters

Ayes 55 **Nays** 5 **Excused** 0 **Absent** 0 **Conflicts** 0

3/10/2018 Assigned Number SEA No. 0063

3/10/2018 S President Signed SEA No. 0063

3/10/2018 H Speaker Signed SEA No. 0063

3/14/2018 Governor Signed SEA No. 0063

3/14/2018 Assigned Chapter Number 107

Chapter No. 107 Session Laws of Wyoming 2018