

Draft Common Provisions Definitions for Title 12
Revised 8/14/18

12-20-102. Definitions. AS USED IN THIS TITLE 12, UNLESS THE CONTEXT OTHERWISE REQUIRES:

() "APPLICANT" MEANS A PERSON APPLYING, PURSUANT TO A PART OR ARTICLE OF THIS TITLE 12, FOR A NEW LICENSE, CERTIFICATION, OR REGISTRATION OR TO RENEW, REINSTATE, OR REACTIVATE A LICENSE, CERTIFICATION, OR REGISTRATION THAT IS AUTHORIZED PURSUANT TO THAT PART OR ARTICLE.

() "BOARD" MEANS A BOARD CREATED BY A PART OR ARTICLE OF THIS TITLE 12 THAT HAS REGULATORY AUTHORITY CONCERNING THE PRACTICE OF A PROFESSION OR OCCUPATION REGULATED BY THAT PART OR ARTICLE.

() "CERTIFICATE HOLDER" MEANS A PERSON THAT HAS A VALID CERTIFICATE. "CERTIFICANT" HAS A CORRESPONDING MEANING.

() "CERTIFICATE" OR "CERTIFICATION" MEANS A CREDENTIAL THAT DEMONSTRATES THAT A PERSON HAS THE QUALIFICATIONS REQUIRED BY A PART OR ARTICLE OF THIS TITLE 12 TO PRACTICE THE A PROFESSION OR OCCUPATION REGULATED BY THAT PART OR ARTICLE.

() "COMMISSION" MEANS A COMMISSION CREATED BY A PART OR ARTICLE OF THIS TITLE 12 THAT HAS REGULATORY AUTHORITY CONCERNING THE PRACTICE OF A PROFESSION OR OCCUPATION REGULATED BY THAT PART OR ARTICLE.

() "DEPARTMENT" MEANS THE DEPARTMENT OF REGULATORY AGENCIES CREATED IN SECTION 24-1-122.

() "DIRECTOR" MEANS THE DIRECTOR OF THE DIVISION OF PROFESSIONS AND OCCUPATIONS CREATED BY SECTION 12-200-10X OR THE DIRECTOR'S DESIGNEE; EXCEPT THAT:

() FOR PURPOSES OF ARTICLE 100 OF THIS TITLE 12, "DIRECTOR" MEANS THE DIRECTOR OF THE DIVISION OF REAL ESTATE CREATED BY SECTION 12-100-10X OR THE DIRECTOR'S DESIGNEE; AND

() FOR PURPOSES OF ARTICLE 1X0 OF THIS TITLE 12, "DIRECTOR" MEANS THE DIRECTOR OF THE DIVISION OF CONSERVATION CREATED BY SECTION 12-1X0-10X OR THE DIRECTOR'S DESIGNEE.

() "DIVISION" MEANS THE DIVISION OF PROFESSIONS AND OCCUPATIONS CREATED IN THE DEPARTMENT BY SECTION 12-200-10X; EXCEPT THAT:

() FOR PURPOSES OF ARTICLE 100 OF THIS TITLE 12, "DIVISION" MEANS THE DIVISION OF REAL ESTATE CREATED IN THE DEPARTMENT BY SECTION 12-100-10X; AND

() FOR PURPOSES OF ARTICLE 1X0 OF THIS TITLE 12, "DIVISION" MEANS THE DIVISION OF CONSERVATION CREATED IN THE DEPARTMENT BY SECTION 12-1X0-10X.

() "EXECUTIVE DIRECTOR" MEANS THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OR THE EXECUTIVE DIRECTOR'S DESIGNEE.

() "LAW" MEANS THE FEDERAL AND STATE CONSTITUTIONS, STATUTES, RULES, AND CASE LAW.

() "LICENSE" MEANS A GRANT OF AUTHORITY ISSUED BY THE DIRECTOR OR A BOARD

OR COMMISSION PURSUANT TO A PART OR ARTICLE OF THIS TITLE 12 THAT AUTHORIZES A PERSON TO ENGAGE IN A PROFESSION OR OCCUPATION REGULATED BY THAT PART OR ARTICLE.

() "LICENSEE" MEANS A PERSON REGULATED BY A PART OR ARTICLE OF THIS TITLE 12 THAT HOLDS A CURRENT LICENSE ISSUED PURSUANT TO THAT PART OR ARTICLE.

() "PROFESSION OR OCCUPATION", "PROFESSION", OR "OCCUPATION" MEANS AN ACTIVITY SUBJECT TO REGULATION BY A PART OR ARTICLE OF THIS TITLE 12.

() "REGISTER" MEANS TO RECORD THE INFORMATION REQUIRED BY A PART OR ARTICLE OF THIS TITLE 12 IN A FORM AND MANNER AS DETERMINED BY THE DIRECTOR OR A BOARD OR COMMISSION THAT REGULATES THE PRACTICE OF A PROFESSION OR OCCUPATION PURSUANT TO THAT PART OR ARTICLE. "REGISTERED" AND "REGISTRATION" HAVE CORRESPONDING MEANINGS.

() "REGISTRANT" MEANS A PERSON THAT IS CURRENTLY REGISTERED.

() "REGULATE" MEANS TO SUBJECT A PERSON TO A REQUIREMENT, INCLUDING A REQUIREMENT TO OBTAIN A LICENSE, CERTIFICATION, OR REGISTRATION, PURSUANT TO A PART OR ARTICLE OF THIS TITLE 12 AND RULES ADOPTED PURSUANT TO THAT PART OR ARTICLE OF THIS TITLE 12 IN ORDER TO PRACTICE A PROFESSION OR OCCUPATION. "REGULATION" HAS A CORRESPONDING MEANING.

() "REGULATOR" MEANS, WITHIN A PARTICULAR PART OR ARTICLE OF THIS TITLE 12, THE DIRECTOR OR A BOARD OR COMMISSION, AS APPROPRIATE, THAT HAS REGULATORY AUTHORITY CONCERNING THE PRACTICE OF A PROFESSION OR OCCUPATION REGULATED BY THAT PART OR ARTICLE.