

# UTAH STATE DIGEST

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT  
Filed December 16, 2023, 12:00 a.m. through January 02, 2024, 11:59 p.m.

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Sunnie Burningham, Managing Editor

The *Utah State Digest (Digest)* is an official noticing publication of the executive branch of Utah state government. The Office of Administrative Rules, part of the Department of Government Operations, produces the *Digest* under authority of Section 63G-3-402.

The Portable Document Format (PDF) version of the *Digest* is the official version. The PDF version of this issue is available at <https://rules.utah.gov/>. Any discrepancy between the PDF version and other versions will be resolved in favor of the PDF version.

Inquiries concerning the substance or applicability of an administrative rule that appears in the *Digest* should be addressed to the contact person for the rule. Questions about the *Digest* or the rulemaking process may be addressed to: Office of Administrative Rules, PO Box 141007, Salt Lake City, Utah 84114-1007, telephone 801-957-7110. Additional rulemaking information and electronic versions of all administrative rule publications are available at <https://rules.utah.gov/>.

The *Utah State Digest* summarizes the contents of the *Utah State Bulletin* of the same volume and issue number. The *Digest* is available by e-mail subscription or online. Visit <https://rules.utah.gov/> for additional information.

Office of Administrative Rules, Salt Lake City 84114

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# TABLE OF CONTENTS

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<b>EXECUTIVE DOCUMENTS .....</b>	<b>1</b>
PROCLAMATION	
2024-06E.....	1
<b>NOTICES OF PROPOSED RULES .....</b>	<b>3</b>
AGRICULTURE AND FOOD	
Regulatory Services	
R70-410. Grading and Inspection of Small Shell Egg Producers.....	4
CAPITOL PRESERVATION BOARD (STATE)	
Administration	
R131-2. Capitol Hill Complex Facility Use .....	5
HEALTH AND HUMAN SERVICES	
Integrated Healthcare	
R414-90. Diabetes Self-Management Training .....	7
Health Care Facility Licensing	
R432-40. Long Term Care Immunizations .....	9
Human Services Program Licensing	
R501-15. Therapeutic Schools .....	10
INSURANCE	
Administration	
R590-167. Individual, Small Employer, and Group Health Benefit Plan Rule .....	12
NAVAJO TRUST FUND	
Trustees	
R661-13. Veterans' Housing Program Policy .....	13
<b>NOTICES OF 120-DAY (EMERGENCY) RULES.....</b>	<b>17</b>
HEALTH AND HUMAN SERVICES	
Data, Systems and Evaluation, Vital Records and Statistics	
R436-7. Death Registration .....	17
<b>FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION .....</b>	<b>19</b>
HEALTH AND HUMAN SERVICES	
Integrated Healthcare	
R414-520. Admission Criteria for Medically Complex Children's Waiver .....	19
R414-521. Accountable Care Organization Hospital Report .....	20

TABLE OF CONTENTS

INSURANCE

Administration

R590-249. Secondary Medical Condition Exclusion.....20

R590-269. Individual Open Enrollment Period .....21

R590-279. Rule Designating Fraud Division Offices as a Secured Area .....22

PUBLIC SAFETY

Fire Marshal

R710-15. Seizure and Disposal of Fireworks, Class A Explosives,  
and Class B Explosives .....22

HIGHER EDUCATION (UTAH BOARD OF)

University of Utah, Administration

R805-3. Overnight Camping and Campfires on University of Utah Property .....23

R805-6. University of Utah Shooting Range Access and Use Requirements .....24

**NOTICES OF RULE EFFECTIVE DATES .....25**

# EXECUTIVE DOCUMENTS

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Under authority granted by the Utah Constitution and various federal and state statutes, the Governor periodically issues **EXECUTIVE DOCUMENTS**, which can be categorized as either Executive Orders, Proclamations, and Declarations. Executive Orders set policy for the executive branch; create boards and commissions; provide for the transfer of authority; or otherwise interpret, implement, or give administrative effect to a provision of the Constitution, state law or executive policy. Proclamations call special or extraordinary legislative sessions; designate classes of cities; publish states-of-emergency; promulgate other official formal public announcements or functions; or publicly avow or cause certain matters of state government to be made generally known. Declarations designate special days, weeks or other time periods; call attention to or recognize people, groups, organizations, functions, or similar actions having a public purpose; or invoke specific legislative purposes (such as the declaration of an agricultural disaster).

The Governor's Office staff files **EXECUTIVE DOCUMENTS** that have legal effect with the Office of Administrative Rules for publication and distribution.

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## PROCLAMATION

**WHEREAS**, since the close of the 2023 General Session of the 65th Legislature of the state of Utah, certain matters have arisen which require immediate legislative attention; and

**WHEREAS**, Article VII, Section 6 of the Constitution of the state of Utah provides that the governor may, by proclamation, convene the Senate into Extraordinary Session; and

**NOW, THEREFORE**, I, Spencer J. Cox, governor of the state of Utah, by virtue of the authority vested in me by the Constitution and Laws of the state of Utah, do by this Proclamation call the Senate only of the 65th Legislature of the state of Utah into the Sixth Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 3rd day of January 2024, at 4:30 p.m., for the following purpose:

For the Senate to consent to appointments made by the Governor to positions within state government of the state of Utah since the close of the 2023 General Session of the Legislature of the state of Utah.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the state of Utah. Done at the Utah State Capitol in Salt Lake City, Utah, this 2nd day of January 2024.

(State Seal)

**Spencer J. Cox**  
Governor

ATTEST:

**Deidre M. Henderson**  
Lieutenant Governor

2024-06E

**End of the Executive Documents Section**



## NOTICES OF PROPOSED RULES

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A state agency may file a **PROPOSED RULE** when it determines the need for a substantive change to an existing rule. With a **NOTICE OF PROPOSED RULE**, an agency may create a new rule, amend an existing rule, repeal an existing rule, or repeal an existing rule and reenact a new rule. Filings received between December 16, 2023, 12:00 a.m., and January 02, 2024, 11:59 p.m. are included in this, the January 15, 2024, issue of the *Utah State Digest*.

In this publication, each **PROPOSED RULE** is preceded by a **RULE ANALYSIS**. This analysis provides summary information about the **PROPOSED RULE** including the name of a contact person, anticipated cost impact of the rule, and legal cross-references.

The law requires that an agency accept public comment on **PROPOSED RULES** published in this issue of the *Utah State Digest* until at least February 14, 2024. The agency may accept comment beyond this date and will indicate the last day the agency will accept comment in the **RULE ANALYSIS**. The agency may also hold public hearings. Additionally, citizens or organizations may request the agency hold a hearing on a specific **PROPOSED RULE**. Section 63G-3-302 requires that a hearing request be received by the agency proposing the rule "in writing not more than 15 days after the publication date of the proposed rule."

From the end of the public comment period through May 14, 2024, the agency may notify the Office of Administrative Rules that it wants to make the **PROPOSED RULE** effective. The agency sets the effective date. The date may be no fewer than seven calendar days after the close of the public comment period nor more than 120 days after the publication date of this issue of the *Utah State Digest*. Alternatively, the agency may file a **CHANGE IN PROPOSED RULE** in response to comments received. If the Office of Administrative Rules does not receive a **NOTICE OF EFFECTIVE DATE** or a **CHANGE IN PROPOSED RULE**, the **PROPOSED RULE** lapses.

The public, interest groups, and governmental agencies are invited to review and comment on **PROPOSED RULES**. *Comment may be directed to the contact person identified on the **RULE ANALYSIS** for each rule.*

**PROPOSED RULES** are governed by Section 63G-3-301, Rule R15-2, and Sections R15-4-3, R15-4-4, R15-4-5a, R15-4-9, and R15-4-10.

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**The Proposed Rules Begin on the Following Page**

NOTICE OF PROPOSED RULE		
TYPE OF FILING: Amendment		
Rule or Section Number:	R70-410	Filing ID: 56267

**Agency Information**

<b>1. Department:</b>	Agriculture and Food	
<b>Agency:</b>	Regulatory Services	
<b>Building:</b>	TSOB South Bldg, Floor 2	
<b>Street address:</b>	4315 S 2700 W	
<b>City, state, and zip:</b>	Taylorsville, UT 84129-2128	
<b>Mailing address:</b>	PO Box 146500	
<b>City, state, and zip:</b>	Salt Lake City, UT 84114-6500	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Amber Brown	385-245-5222	ambermbrown@utah.gov
Travis Waller	801-982-2250	twaller@utah.gov
Kelly Pehrson	385-977-2147	kwpehrson@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

**General Information**

<b>2. Rule or section catchline:</b>
R70-410. Grading and Inspection of Small Shell Egg Producers
<b>3. Purpose of the new rule or reason for the change:</b>
This change is being made based on feedback from small egg producers requesting that any references to quality assurance be removed from this rule based on the Department of Agriculture and Food's (Department) limited authority to regulate the temperature, cleaning, and sanitation of eggs from small egg producers sold to a restaurant.  Additional changes are also needed to make this rule text more consistent with the requirements of the Rulewriting Manual for Utah.
<b>4. Summary of the new rule or change:</b>
In Section R70-410-5, the title has been changed to remove a reference to quality assurance. Quality assurance language has also been removed from Subsection R70-410-5(2).

Specific language has also been added to clarify that this rule only applies to eggs sold by small producers to restaurants.

Additional nonsubstantive changes have been made throughout this rule to make the text more consistent with the requirements of the Rulewriting Manual for Utah.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
There are no anticipated costs or savings to the state budget because the rule changes clarify the Department's existing practice of regulating only the temperature, cleaning, and sanitation of eggs sold by small producers to restaurants.
<b>B) Local governments:</b>
Local governments do not produce or regulate eggs in the state and will not be impacted by the rule changes.
<b>C) Small businesses ("small business" means a business employing 1-49 persons):</b>
The rule changes will not impact small businesses because the changes will clarify the Department's existing practices.
<b>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</b>
Non-small businesses will not be impacted by the rule changes because the changes are clarifying the Department's existing practices.
<b>E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <i>agency</i>):</b>
The rule changes will not impact other persons because the changes clarify existing practice.
<b>F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):</b>
Compliance costs, requirements, and fees charged by the Department will not change.
<b>G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)</b>



Regulatory Impact Table			
Fiscal Cost	FY2024	FY2025	FY2026
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
Fiscal Benefits	FY2024	FY2025	FY2026
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>H) Department head comments on fiscal impact and approval of regulatory impact analysis:</b>			
The Commissioner of the Utah Department of Agriculture and Food, Craig W Butters, has reviewed and approved this regulatory impact analysis.			

**Citation Information**

<b>6. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:</b>		
Section 4-4-102	Subsection 4-4-107(5)	

**Public Notice Information**

<b>8. The public may submit written or oral comments to the agency identified in box 1.</b> (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)	
<b>A) Comments will be accepted until:</b>	02/14/2024

<b>9. This rule change MAY become effective on:</b>	02/21/2024
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Craig W Butters, Commissioner	<b>Date:</b>	12/12/2023
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NOTICE OF PROPOSED RULE		
<b>TYPE OF FILING:</b> Amendment		
<b>Rule or Section Number:</b>	<b>R131-2</b>	<b>Filing ID:</b> <b>56243</b>

**Agency Information**

<b>1. Department:</b>	Capitol Preservation Board (State)	
<b>Agency:</b>	Administration	
<b>Room number:</b>	120 State Capitol	
<b>Building:</b>	State Capitol Building	
<b>Street address:</b>	350 N State Street	
<b>City, state and zip:</b>	Salt Lake City, UT 84114	
<b>Mailing address:</b>	PO Box 142110	
<b>City, state and zip:</b>	Salt Lake City, Utah 84114-2110	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Dana Jones	801-538-1189	danajones@utah.gov

**Please address questions regarding information on this notice to the persons listed above.**

**General Information**

<b>2. Rule or section catchline:</b>
R131-2. Capitol Hill Complex Facility Use
<b>3. Purpose of the new rule or reason for the change:</b>
The Capitol Hill Complex Facility Use Rule has not been amended since 2016. Since 2016, there have been numerous changes at the Utah State Capitol, such as termination of café operations in the State Room and replacement of the State Office Building with the North Capitol Building, requiring an update of this rule.
Additionally, changes in technology (i.e. the proliferation of personal motorized transportation devices) require an update of this rule.

**4. Summary of the new rule or change:**

The changes to Rule R131-2 update the rule to:

- 1) permit emotional support animals and law enforcement animals in Capitol Hill Facilities;
- 2) prohibit objects in exterior windows in areas under the jurisdiction of the Capitol Preservation Board (CPB);
- 3) establish a minimum for appropriate dress at the Capitol Hill Complex;
- 4) regulate the use of personal motorized transportation devices at the Capitol Hill Complex;
- 5) address the fact that there is no longer a café in the State Room at the Capitol Hill Complex; and
- 6) address the fact that the State Office Building is being replaced by the North Capitol Building.

**Fiscal Information**

**5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:**

**A) State budget:**

There are no anticipated costs or savings to the state budget.

CPB is largely funded by user fees charged for the use of Capitol Hill Facilities (such as weddings). The changes in this rule are not expected to result in either an increase or decrease in those revenues, nor will the changes in this rule increase or decrease the costs of administration of the Capitol Hill Complex.

**B) Local governments:**

This rule change will not have a fiscal impact on local governments.

This rule is limited by definition to the Capitol Hill Complex, which is state property under state jurisdiction.

**C) Small businesses** ("small business" means a business employing 1-49 persons):

This rule change will not have a fiscal impact on small businesses.

The only small businesses potentially impacted by this rule are the café operator and authorized caterer and the changes made to the portions of this rule potentially impacting those entities neither increase nor decrease the cost of compliance.

**D) Non-small businesses** ("non-small business" means a business employing 50 or more persons):

This rule change will not have a fiscal impact on non-small businesses.

The only non-small businesses potentially impacted by this rule are the café operator and authorized caterer and the changes made to the portions of this rule potentially

impacting those entities neither increase nor decrease the cost of compliance.

**E) Persons other than small businesses, non-small businesses, state, or local government entities** ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an **agency**):

The changes to this rule are not anticipated to have any fiscal impact on persons other than small businesses, non-small businesses or state, or local government entities.

The only persons other than small businesses, non-small businesses or state, or local government entities potentially impacted by the changes to this rule are individual users of the Capitol Hill Complex and the changes to this rule neither increase nor decrease the cost of compliance for users of the Capitol Hill Complex.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

The amended rule is not anticipated to increase or decrease any compliance costs for affected persons.

Potentially impacted entities are small businesses, non-small businesses, state or local government entities and individual users of the Capitol Hill Complex.

The changes to this rule neither increase nor decrease the cost of compliance for small businesses, non-small businesses, state or local government entities or individual users of the Capitol Hill Complex.

**G) Regulatory Impact Summary Table** (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2024</b>	<b>FY2025</b>	<b>FY2026</b>
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>	<b>FY2024</b>	<b>FY2025</b>	<b>FY2026</b>

State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**H) Department head comments on fiscal impact and approval of regulatory impact analysis:**

The Executive Director of the Capitol Preservation Board, Dana Jones, has reviewed and approved this regulatory impact analysis.

**Citation Information**

**6. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Subsection		
63C-9-301(3)(a)		

**Public Notice Information**

**8. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)**

<b>A) Comments will be accepted until:</b>	02/14/2024
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<b>9. This rule change MAY become effective on:</b>	02/21/2024
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Dana Jones, Executive Director	<b>Date:</b>	12/26/2023
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**NOTICE OF PROPOSED RULE**

**TYPE OF FILING:** Amendment

<b>Rule or Section Number:</b>	<b>R414-90</b>	<b>Filing ID:</b>	<b>56258</b>
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**Agency Information**

<b>1. Department:</b>	Health and Human Services	
<b>Agency:</b>	Integrated Healthcare	
<b>Building:</b>	Cannon Health Building	
<b>Street address:</b>	288 N 1460 W	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 143102	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-3102	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Craig Devashrayee	801-538-6641	cdevashrayee@utah.gov

**Please address questions regarding information on this notice to the persons listed above.**

**General Information**

<b>2. Rule or section catchline:</b>
R414-90. Diabetes Self-Management Training

<b>3. Purpose of the new rule or reason for the change:</b>
The purpose of this change is to clarify policy for diabetes self-management training.

<b>4. Summary of the new rule or change:</b>
This amendment clarifies eligibility, access, coverage, and reimbursement for diabetes self-management training.
It also makes other technical changes.

**Fiscal Information**

**5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:**

<b>A) State budget:</b>
There is no impact to the state budget as this change solely clarifies existing Medicaid policy.

<b>B) Local governments:</b>
There is no impact on local governments as this change solely clarifies existing Medicaid policy.

<b>C) Small businesses ("small business" means a business employing 1-49 persons):</b>
There is no impact on small businesses as this change solely clarifies existing Medicaid policy.

<b>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</b>
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There is no impact on non-small businesses as this change solely clarifies existing Medicaid policy.

**E) Persons other than small businesses, non-small businesses, state, or local government entities** ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an **agency**):

There is no impact to other persons or entities as this change solely clarifies existing Medicaid policy.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

There are no compliance costs to a single person or entity as this change solely clarifies existing Medicaid policy.

**G) Regulatory Impact Summary Table** (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

Regulatory Impact Table			
Fiscal Cost	FY2024	FY2025	FY2026
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
Fiscal Benefits	FY2024	FY2025	FY2026
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**H) Department head comments on fiscal impact and approval of regulatory impact analysis:**

The Executive Director of the Department of Health and Human Services, Tracy S. Gruber, has reviewed and approved this fiscal analysis.

Businesses will see no fiscal impact as this change solely clarifies existing Medicaid policy.

**Citation Information**

**6. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 26B-1-213	Section 26B-3-108	
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**Public Notice Information**

**8. The public may submit written or oral comments to the agency identified in box 1.** (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

**A) Comments will be accepted until:** 02/14/2024

**9. This rule change MAY become effective on:** 02/21/2024

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Tracy S. Gruber, Executive Director	<b>Date:</b>	12/13/2023
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**NOTICE OF PROPOSED RULE**

<b>TYPE OF FILING:</b> Amendment		
<b>Rule or Section Number:</b>	<b>R432-40</b>	<b>Filing ID:</b> <b>56270</b>

**Agency Information**

<b>1. Department:</b>	Health and Human Services	
<b>Agency:</b>	Health Care Facility Licensing	
<b>Building:</b>	MASOB	
<b>Street address:</b>	195 N 1950 W	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Janice Weinman	385-321-5586	jweinman@utah.gov

Mariah Noble	385-214-1150	mariahnoble@utah.gov
<b>Please address questions regarding information on this notice to the persons listed above.</b>		

**General Information**

<b>2. Rule or section catchline:</b>
R432-40. Long Term Care Immunizations
<b>3. Purpose of the new rule or reason for the change:</b>
The purpose of this amendment is to modify and replace outdated language with the Rulewriting Manual for Utah standards, update citations in response to S.B. 38 in the 2023 General Session for statute recodification, and re-title rules to the new division titles that are consistent with the Rulewriting Manual for Utah standards.
<b>4. Summary of the new rule or change:</b>
The revisions include more specific language consistent with the Rulewriting Manual for Utah.  Additionally, this amendment updates titles and citations due to the recodification of the Department of Health and Human Services' (Department) statute.  Substantive changes were made upon recommendation of the Office of Epidemiology to align with current processes and standards.  The substantive changes clarify terminology and make clear distinctions between client and staff requirements.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
This change will not impact the current process for licensure and re-licensure surveys.  No change to the state budget is expected because this amendment modifies and replaces outdated language with the Rulewriting Manual for Utah standards.  Substantive changes offer clarity but do not change any requirements.
<b>B) Local governments:</b>
This proposed rule amendment should not impact local governments' revenues or expenditures because this amendment modifies and replaces outdated language with the Rulewriting Manual for Utah standards.  These facilities are regulated by the Department and not local governments. There will be no change in local

business licensing or any other item(s) with which local government is involved.																				
<b>C) Small businesses</b> ("small business" means a business employing 1-49 persons):																				
There are no fiscal impacts to small businesses resulting from the changes in this proposed rule because this amendment modifies and replaces outdated language with the Rulewriting Manual for Utah standards.  Substantive changes offer clarity but do not change any requirements.																				
<b>D) Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):																				
There are no fiscal impacts to small businesses resulting from the substantive or nonsubstantive changes in this rule content because this amendment modifies and replaces outdated language with the Rulewriting Manual for Utah standards.  Substantive changes offer clarity but do not change any requirements.																				
<b>E) Persons other than small businesses, non-small businesses, state, or local government entities</b> ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <b>agency</b> ):																				
There will be no fiscal impacts on any other persons as a result of this proposed rule.  This rule amendment does not introduce any new processes that will incur a cost for affected persons.																				
<b>F) Compliance costs for affected persons</b> (How much will it cost an impacted entity to adhere to this rule or its changes?):																				
This rule amendment does not introduce any new processes that will incur a cost for affected persons.																				
<b>G) Regulatory Impact Summary Table</b> (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)																				
<b>Regulatory Impact Table</b>																				
<table border="1"> <thead> <tr> <th>Fiscal Cost</th> <th>FY2024</th> <th>FY2025</th> <th>FY2026</th> </tr> </thead> <tbody> <tr> <td>State Government</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Local Governments</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Small Businesses</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Non-Small Businesses</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> </tbody> </table>	Fiscal Cost	FY2024	FY2025	FY2026	State Government	\$0	\$0	\$0	Local Governments	\$0	\$0	\$0	Small Businesses	\$0	\$0	\$0	Non-Small Businesses	\$0	\$0	\$0
Fiscal Cost	FY2024	FY2025	FY2026																	
State Government	\$0	\$0	\$0																	
Local Governments	\$0	\$0	\$0																	
Small Businesses	\$0	\$0	\$0																	
Non-Small Businesses	\$0	\$0	\$0																	

NOTICES OF PROPOSED RULES

Other Persons	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>	<b>FY2024</b>	<b>FY2025</b>	<b>FY2026</b>
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**H) Department head comments on fiscal impact and approval of regulatory impact analysis:**

The Executive Director of the Department of Health and Human Services, Tracy S. Gruber, has reviewed and approved this regulatory impact analysis.

**Citation Information**

**6. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 26B-2-202

**Public Notice Information**

**8. The public may submit written or oral comments to the agency identified in box 1.** (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

**A) Comments will be accepted until:** 02/14/2024

**9. This rule change MAY become effective on:** 02/21/2024

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

**Agency Authorization Information**

**Agency head or designee and title:** Tracy S. Gruber, Executive Director **Date:** 12/27/2023

<b>NOTICE OF PROPOSED RULE</b>		
<b>TYPE OF FILING:</b> Amendment		
<b>Rule or Section Number:</b>	<b>R501-15</b>	<b>Filing ID:</b> 56269

**Agency Information**

<b>1. Department:</b>	Health and Human Services	
<b>Agency:</b>	Human Services Program Licensing	
<b>Building:</b>	MASOB	
<b>Street address:</b>	195 N 1950 W	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Janice Weinman	385-321-5586	jweinman@utah.gov

Please address questions regarding information on this notice to the persons listed above.

**General Information**

**2. Rule or section catchline:**  
R501-15. Therapeutic Schools

**3. Purpose of the new rule or reason for the change:**  
The purpose of this amendment is to update citations in response to S.B. 38 in the 2023 General Session for statute recodification, and re-title rules to the new division titles and content consistent with the Rulewriting Manual for Utah standards.

**4. Summary of the new rule or change:**  
This amendment updates titles and citations due to the recodification of the Department of Health and Human Services' (Department) statute and ensures language consistent with the Rulewriting Manual for Utah.

**Fiscal Information**

**5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:**

**A) State budget:**  
This change will not impact the current process for licensure and re-licensure surveys.

No change to the state budget is expected because no new processes or requirements are introduced, and this amendment only updates statutory citations and titles and ensures Rulewriting Manual for Utah compliance.

**B) Local governments:**

This proposed rule amendment should not impact local governments' revenues or expenditures because this amendment updates citations, titles, and ensures Rulewriting Manual for Utah compliance.

These facilities are regulated by the Department and not local governments. There will be no change in local business licensing or any other item(s) with which local government is involved.

There are no fiscal impacts to local governments resulting from the changes in this rule content.

**C) Small businesses** ("small business" means a business employing 1-49 persons):

No change to small business is expected because no new processes or requirements are introduced.

This amendment only updates titles and statutory citations and ensures compliance with the Rulewriting Manual for Utah standards.

**D) Non-small businesses** ("non-small business" means a business employing 50 or more persons):

No change to non-small businesses is expected because no new processes or requirements are introduced.

This amendment only updates titles and statutory citations and ensures compliance with the Rulewriting Manual for Utah standards.

**E) Persons other than small businesses, non-small businesses, state, or local government entities** ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an **agency**):

No change to other persons is expected because no new processes or requirements are introduced.

This amendment only updates titles and statutory citations and ensures compliance with the Rulewriting Manual for Utah standards.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

No compliance costs for affected persons are expected because no new processes or requirements are introduced and this amendment only updates titles and statutory citations; and ensures compliance with the Rulewriting Manual for Utah standards.

**G) Regulatory Impact Summary Table** (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2024</b>	<b>FY2025</b>	<b>FY2026</b>
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>	<b>FY2024</b>	<b>FY2025</b>	<b>FY2026</b>
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>H) Department head comments on fiscal impact and approval of regulatory impact analysis:</b>			
The Executive Director of the Department of Health and Human Services, Tracy Gruber, has reviewed and approved this regulatory impact analysis.			

**Citation Information**

**6. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 26B-2-104		
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**Public Notice Information**

**8. The public may submit written or oral comments to the agency identified in box 1.** (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

<b>A) Comments will be accepted until:</b>	02/14/2024
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<b>9. This rule change MAY become effective on:</b>	02/21/2024
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Tracy S. Gruber, Executive Director	<b>Date:</b>	12/27/2023
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NOTICE OF PROPOSED RULE		
<b>TYPE OF FILING:</b> Repeal and Reenact		
<b>Rule or Section Number:</b>	<b>R590-167</b>	<b>Filing ID:</b> <b>56266</b>

**Agency Information**

<b>1. Department:</b>	Insurance	
<b>Agency:</b>	Administration	
<b>Room number:</b>	Suite 2300	
<b>Building:</b>	Taylorsville State Office Building	
<b>Street address:</b>	4315 S 2700 W	
<b>City, state and zip:</b>	Taylorsville, UT 84129	
<b>Mailing address:</b>	PO Box 146901	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6901	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Steve Gooch	801-957-9322	sgooch@utah.gov
<b>Please address questions regarding information on this notice to the persons listed above.</b>		

**General Information**

<b>2. Rule or section catchline:</b>
R590-167. Individual, Small Employer, and Group Health Benefit Plan Rule
<b>3. Purpose of the new rule or reason for the change:</b>
This rule is being changed in compliance with Executive Order No. 2021-12.  During the five-year review of this rule, the Department of Insurance (Department) discovered a number of minor issues that needed to be amended.
<b>4. Summary of the new rule or change:</b>

The majority of the changes are being done to fix style issues to bring this rule text more in line with the Rulewriting Manual for Utah standards.

Other changes make the language of this rule clearer, remove the Penalties section (old R590-167-13), and update the Severability section (new R590-167-13) to use the Department's current language.

The changes do not add, remove, or change any regulations or requirements.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
There is no anticipated cost or savings to the state budget.  The changes are largely clerical in nature and will not change how the Department functions.
<b>B) Local governments:</b>
There is no anticipated cost or savings to local governments.  The changes are largely clerical in nature and will not affect local governments.
<b>C) Small businesses</b> ("small business" means a business employing 1-49 persons):
There is no anticipated cost or savings to small businesses.  The changes are largely clerical in nature and will not affect small businesses.
<b>D) Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):
There is no anticipated cost or savings to non-small businesses.  The changes are largely clerical in nature and will not affect non-small businesses.
<b>E) Persons other than small businesses, non-small businesses, state, or local government entities</b> ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <b>agency</b> ):
There is no anticipated cost or savings to any other persons.  The changes are largely clerical in nature.



**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

There are no compliance costs for any affected persons.

The changes are largely clerical in nature.

**G) Regulatory Impact Summary Table** (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

**Regulatory Impact Table**

Fiscal Cost	FY2024	FY2025	FY2026
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
Fiscal Benefits	FY2024	FY2025	FY2026
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**H) Department head comments on fiscal impact and approval of regulatory impact analysis:**

The Commissioner of the Department of Insurance, Jonathan T. Pike, has reviewed and approved this regulatory impact analysis.

**Citation Information**

**6. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 31A-2-201	Section 31A-2-212	Section 31A-30-104
Section 31A-30-106	Section 31A-30-106.1	Section 31A-30-117

**Public Notice Information**

**8. The public may submit written or oral comments to the agency identified in box 1.** (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

**A) Comments will be accepted until:** 02/14/2024

**9. This rule change MAY become effective on:** 02/21/2024

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Steve Gooch, Public Information Officer	<b>Date:</b>	12/18/2023
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**NOTICE OF PROPOSED RULE**

**TYPE OF FILING:** Amendment

<b>Rule or Section Number:</b>	<b>R661-13</b>	<b>Filing ID:</b>	<b>56272</b>
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**Agency Information**

<b>1. Department:</b>	Navajo Trust Fund		
<b>Agency:</b>	Trustees		
<b>Street address:</b>	151 E 500 N		
<b>City, state and zip:</b>	Blanding, UT 84511		
<b>Contact persons:</b>			
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>	
Tony Dayish	435-678-1468	tdayish@utah.gov	
Maury Bergman	435-678-1461	mbergman@utah.gov	

**Please address questions regarding information on this notice to the persons listed above.**

**General Information**

**2. Rule or section catchline:**

R661-13. Veterans' Housing Program Policy

<b>3. Purpose of the new rule or reason for the change:</b>
The purpose of this filing is to amend the language so the amount of the beneficiary award can be changed.
<b>4. Summary of the new rule or change:</b>
This rule amendment will enable the Utah Native Trust Fund (UNTF) board to set the amount of the Veteran's Housing award in the annual budget rather than specifying a specific amount in this rule.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
This amendment will not have any fiscal effect on the state budget because all of the awards paid to the beneficiaries are from the Trust Fund oil royalties and not the state budget.
<b>B) Local governments:</b>
This rule change will not have a fiscal impact on any local governments.
The UNTF operates independently using only revenues from oil royalties.
<b>C) Small businesses</b> ("small business" means a business employing 1-49 persons):
This rule change will not have a fiscal impact on small businesses because all funds paid to the beneficiaries are Trust Fund monies only.
<b>D) Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):
This rule change does not have a fiscal impact on non-small businesses because all funds paid to the beneficiaries are Trust Fund monies only.
<b>E) Persons other than small businesses, non-small businesses, state, or local government entities</b> ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <i>agency</i> ):
This rule change will not have a fiscal impact on other persons because the awards paid to the beneficiaries are from Trust Fund monies.
<b>F) Compliance costs for affected persons</b> (How much will it cost an impacted entity to adhere to this rule or its changes?):

There are no compliance costs for affected persons.
The changes simply allow for an award amount to be amended each year if needed.
There are no costs associated with this change.

**G) Regulatory Impact Summary Table** (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2024</b>	<b>FY2025</b>	<b>FY2026</b>
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>	<b>FY2024</b>	<b>FY2025</b>	<b>FY2026</b>
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**H) Department head comments on fiscal impact and approval of regulatory impact analysis:**

The Administrator of the Utah Navajo Trust Fund, Tony Dayish, has reviewed and approved this regulatory impact analysis.

**Citation Information**

**6. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Title 51, Chapter 10		
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**Public Notice Information**

**8. The public may submit written or oral comments to the agency identified in box 1.** (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

<b>A) Comments will be accepted until:</b>	02/14/2024
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**9. This rule change MAY become effective on:** 02/21/2024

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Maury Bergman, UNTF Finance Manager	<b>Date:</b>	12/18/2023
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**End of the Notices of Proposed Rules Section**



# NOTICES OF 120-DAY (EMERGENCY) RULES

An agency may file a **120-DAY (EMERGENCY) RULE** when it finds that regular rulemaking procedures would:

- (a) cause an imminent peril to the public health, safety, or welfare;
- (b) cause an imminent budget reduction because of budget restraints or federal requirements; or
- (c) place the agency in violation of federal or state law (Subsection 63G-3-304(1)).

As with a **PROPOSED RULE**, a **120-DAY RULE** is preceded by a **RULE ANALYSIS**. This analysis provides summary information about the **120-DAY RULE** including the name of a contact person, justification for filing a **120-DAY RULE**, anticipated cost impact of the rule, and legal cross-references.

A **120-DAY RULE** is effective when filed with the Office of Administrative Rules, or on a later date designated by the agency. A **120-DAY RULE** is effective for 120 days or until it is superseded by a permanent rule. Because of its temporary nature, a **120-DAY RULE** is not codified as part of the *Utah Administrative Code*.

The law does not require a public comment period for **120-DAY RULES**. However, when an agency files a **120-DAY RULE**, it may file a **PROPOSED RULE** at the same time, to make the requirements permanent.

Emergency or **120-DAY RULES** are governed by Section 63G-3-304, and Section R15-4-8.

NOTICE OF EMERGENCY (120-DAY) RULE		
<b>Rule or Section Number:</b>	R436-7	<b>Filing ID: 56271</b>
<b>Effective Date:</b>	01/01/2024	

### Agency Information

<b>1. Department:</b>	Health and Human Services	
<b>Agency:</b>	Data, Systems and Evaluation, Vital Records and Statistics	
<b>Room number:</b>	140	
<b>Building:</b>	Cannon Health Building	
<b>Street address:</b>	288 N 1460 W	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 141012	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-1012	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Linda S. Wininger	801-538-6262	lindaw@utah.gov
<b>Please address questions regarding information on this notice to the persons listed above.</b>		

### General Information

<b>2. Rule or section catchline:</b>
R436-7. Death Registration

### 3. Purpose of the new rule or reason for the change:

In the 2022 General Session, S.B. 43 was passed, which included certified nurse midwives (CNM) in the definition of a health care professional. Included in the definition was the requirement for the CNM to complete an education program regarding the completion of a certificate of death. This was not a new requirement for the Department of Health and Human Services (Department) as it was already required for an advanced practice registered nurses (APRN) and physician assistants (PA).

However, there is no administrative rule and due to an administrative oversight this has not been addressed. The office is filing this emergency rule to be compliant with statute until a permanent rule can be made effective.

### 4. Summary of the new rule or change:

This rule adds requirements for nurse practitioners (NP), PAs, and CNMs to complete an education program regarding certifying cause of death.

The filing also explains how to complete the requirements found in Subsections 26B-8-101(3), (19), and (22).

### 5A) The agency finds that regular rulemaking would:

- cause an imminent peril to the public health, safety, or welfare;
- cause an imminent budget reduction because of budget restraints or federal requirements; or
- place the agency in violation of federal or state law.

**B) Specific reasons and justifications for this finding:**  
 Subsections 26B-8-101(3)(b), (19)(b), and (22)(b) specify that NPs, PAs, and CNMs must complete a course developed by the Department by administrative rule.  
  
 This rule change outlines what a NP, PA, or CNW must do to complete the course required by the statute.

**Fiscal Information**

**6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:**

**A) State budget:**  
 There is no anticipated cost or savings to the state budget because the course is available through the CDC continuing education website for no charge.

**B) Local governments:**  
 This rule is not expected to have a fiscal impact on local governments' revenues or expenditures because they are not involved in this process.

**C) Small businesses** ("small business" means a business employing 1-49 persons):  
 This rule is not expected to have a fiscal impact on small businesses because the training is free and takes less than an hour to complete.

**D) Persons other than small businesses, state, or local government entities** ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an *agency*):

This rule is not expected to have a fiscal impact on persons other than small businesses, state, or local government entities because the training is free and takes less than an hour to complete.

**E) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

There are no compliance costs for affected persons because the training is free and takes less than an hour to complete.

**F) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

There is no anticipated costs or savings on businesses. The updated training is free and takes less than an hour to complete. Tracy Gruber, Executive Director

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 26B-8-101	Section 26B-8-114	
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**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Tracy S. Gruber, Executive Director	<b>Date:</b>	12/27/2023
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**End of the Notices of 120-Day (Emergency) Rules Section**

# FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Within five years of an administrative rule's original enactment or last five-year review, the agency is required to review the rule. This review is intended to help the agency determine, and to notify the public, that the administrative rule in force is still authorized by statute and necessary. Upon reviewing a rule, an agency may: repeal the rule by filing a **PROPOSED RULE**; continue the rule as it is by filing a **FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION (REVIEW)**; or amend the rule by filing a **PROPOSED RULE** and by filing a **REVIEW**. By filing a **REVIEW**, the agency indicates that the rule is still necessary.

A **REVIEW** is not followed by the rule text. The rule text that is being continued may be found in the online edition of the *Utah Administrative Code* available at [adminrules.utah.gov](http://adminrules.utah.gov). The rule text may also be inspected at the agency or the Office of Administrative Rules. **REVIEWS** are effective upon filing.

**REVIEWS** are governed by Section 63G-3-305.

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Rule Number:</b>	<b>R414-520</b>	<b>Filing ID: 56000</b>
<b>Effective Date:</b>	<b>12/29/2023</b>	

### Agency Information

<b>1. Department:</b>	Health and Human Services	
<b>Agency:</b>	Integrated Healthcare	
<b>Building:</b>	Cannon Health Building	
<b>Street address:</b>	288 N 1460 W	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 143102	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-3102	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Craig Devashrayee	801-538-6641	cdevashrayee@utah.gov
Jonah Shaw	385-310-2389	jshaw@utah.gov
Jordan Miera	801-538-4171	jmiera@utah.gov
<b>Please address questions regarding information on this notice to the persons listed above.</b>		

### General Information

<b>2. Rule catchline:</b>
R414-520. Admission Criteria for Medically Complex Children's Waiver
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
Section 26B-3-108 requires the Department of Health and Human Services (Department) to implement Medicaid through administrative rules, and Section 26B-1-213 grants the Department the authority to adopt, amend, or rescind these rules.  Additionally, 42 CFR 440.130 authorizes preventive services for Medicaid members.
<b>4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:</b>
The Department did not receive any written comments regarding this rule.
<b>5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:</b>
The Department has determined that this rule is necessary because it establishes eligibility requirements and allows access for children to enroll in the Medically Complex Children's Waiver. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Tracy S. Gruber, Executive Director	<b>Date:</b>	12/27/2023
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Rule Number:</b>	<b>R414-521</b>	<b>Filing ID:</b>	<b>55610</b>
<b>Effective Date:</b>	<b>12/29/2023</b>		

**Agency Information**

<b>1. Department:</b>	Health and Human Services	
<b>Agency:</b>	Integrated Healthcare	
<b>Building:</b>	Cannon Health Building	
<b>Street address:</b>	288 N 1460 W	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 143102	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-3102	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Craig Devashrayee	801-538-6641	cdevashrayee@utah.gov
Jonah Shaw	385-310-2389	jshaw@utah.gov
Jordan Miera	801-538-4171	jmiera@utah.gov
<b>Please address questions regarding information on this notice to the persons listed above.</b>		

**General Information**

<b>2. Rule catchline:</b>
R414-521. Accountable Care Organization Hospital Report
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
Section 26B-3-108 requires the Department of Health and Human Services (Department) to implement Medicaid through administrative rules, and Section 26B-1-213 grants the Department the authority to adopt, amend, or rescind these rules.
Additionally, Section 26B-3-506 requires accountable care organizations (ACOs) to submit a hospital report annually.

**4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:**

The Department did not receive any written comments regarding this rule.

**5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:**

The Department has determined that this rule is necessary as state law requires ACOs to submit an annual hospital report for the most recent state fiscal year. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Tracy S. Gruber, Executive Director	<b>Date:</b>	12/27/2023
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Rule Number:</b>	<b>R590-249</b>	<b>Filing ID:</b>	<b>55452</b>
<b>Effective Date:</b>	<b>12/18/2023</b>		

**Agency Information**

<b>1. Department:</b>	Insurance	
<b>Agency:</b>	Administration	
<b>Room number:</b>	Suite 2300	
<b>Building:</b>	Taylorsville State Office Building	
<b>Street address:</b>	4315 S 2700 W	
<b>City, state and zip:</b>	Taylorsville, UT 84129	
<b>Mailing address:</b>	PO Box 146901	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6901	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Steve Gooch	801-957-9322	sgooch@utah.gov
<b>Please address questions regarding information on this notice to the persons listed above.</b>		

**General Information**

<b>2. Rule catchline:</b>
R590-249. Secondary Medical Condition Exclusion
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>



Section 31A-2-201 authorizes the insurance commissioner to write rules to implement Title 31A, Insurance Code.

**4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:**

The Department of Insurance has received no written comments regarding this rule during the past five years.

**5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:**

This rule promotes informed consumer behavior in the selection of health benefit plans to match their needs. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Steve Gooch, Public Information Officer	<b>Date:</b>	12/18/2023
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Rule Number:</b>	<b>R590-269</b>	<b>Filing ID:</b>	<b>55047</b>
<b>Effective Date:</b>	<b>12/18/2023</b>		

**Agency Information**

<b>1. Department:</b>	Insurance		
<b>Agency:</b>	Administration		
<b>Room number:</b>	Suite 2300		
<b>Building:</b>	Taylorsville State Office Building		
<b>Street address:</b>	4315 S 2700 W		
<b>City, state and zip:</b>	Taylorsville, UT 84129		
<b>Mailing address:</b>	PO Box 146901		
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6901		
<b>Contact persons:</b>			
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>	
Steve Gooch	801-957-9322	sgooch@utah.gov	
<b>Please address questions regarding information on this notice to the persons listed above.</b>			

**General Information**

<b>2. Rule catchline:</b>
R590-269. Individual Open Enrollment Period

**3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:**

Section 31A-2-201 authorizes the insurance commissioner to write rules to implement Title 31A, Insurance Code.

Section 31A-30-117 requires the insurance commissioner to adopt a rule to establish one statewide open enrollment period for the individual insurance market that is not part of the federal health insurance exchange.

**4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:**

The Department of Insurance has received no written comments regarding this rule during the past five years.

**5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:**

This rule is necessary because it authorizes an open enrollment period for Utahns who do not get insurance through the federal health insurance exchange to purchase insurance on the individual market with guaranteed issue of health insurance. Therefore, this rule should be continued.

Without this rule, Utahns who have a qualifying life event (lose a job, adopt a child, etc.) would need to pass a health examination before re-purchasing insurance. This could lead to those individuals having their coverage denied due to preexisting conditions.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Steve Gooch, Public Information Officer	<b>Date:</b>	12/18/2023
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Rule Number:</b>	<b>R590-279</b>	<b>Filing ID:</b>	<b>55049</b>
<b>Effective Date:</b>	<b>12/18/2023</b>		

**Agency Information**

<b>1. Department:</b>	Insurance		
<b>Agency:</b>	Administration		
<b>Room number:</b>	Suite 2300		
<b>Building:</b>	Taylorsville State Office Building		
<b>Street address:</b>	4315 S 2700 W		
<b>City, state and zip:</b>	Taylorsville, UT 84129		

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

<b>Mailing address:</b>	PO Box 146901	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6901	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Steve Gooch	801-957-9322	sgooch@utah.gov
<b>Please address questions regarding information on this notice to the persons listed above.</b>		

**General Information**

<b>2. Rule catchline:</b>
R590-279. Rule Designating Fraud Division Offices as a Secured Area
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
Section 31A-2-201 authorizes the insurance commissioner to write rules to implement Title 31A, Insurance Code.  Section 76-8-311.1 authorizes the insurance commissioner -- as a person in charge of a law enforcement facility -- to establish the Insurance Department's Fraud Division offices as a secured area.
<b>4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:</b>
The Department of Insurance has received no written comments regarding this rule during the past five years.
<b>5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:</b>
The Fraud Division is the law enforcement arm of the Insurance Department. Because the sworn officers and employees of the Fraud Division necessarily encounter disgruntled suspects, it is in the best interests of the Division and the public to prohibit firearms and other dangerous weapons in the Division's offices. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Steve Gooch, Public Information Officer	<b>Date:</b>	12/18/2023
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Rule Number:</b>	<b>R710-15</b>	<b>Filing ID: 51912</b>
<b>Effective Date:</b>	<b>12/18/2023</b>	

**Agency Information**

<b>1. Department:</b>	Public Safety	
<b>Agency:</b>	Fire Marshal	
<b>Building:</b>	Conference Center at Miller Campus	
<b>Street address:</b>	410 W 9800 S, Suite 372	
<b>City, state and zip:</b>	Sandy, UT 84070	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Kim Gibb	801-556-8198	kgibb@utah.gov
Ted Black	801-256-2390	tblack@utah.gov
<b>Please address questions regarding information on this notice to the persons listed above.</b>		

**General Information**

<b>2. Rule catchline:</b>
R710-15. Seizure and Disposal of Fireworks, Class A Explosives, and Class B Explosives
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
This rule is authorized by Subsection 53-7-204(1)(b)(v), which states that the Utah Fire Prevention Board shall make rules to create a uniform statewide policy regarding a state, county, special district, and local government entity's safe seizure, storage and repurposing, destruction, or disposal of a firework, class A explosive, or class B explosive that is illegal or a person uses or handles in an illegal manner.
<b>4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:</b>
There have been no written comments received during and since the last five-year review of this rule.
<b>5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:</b>

This rule is required under Subsection 53-7-204(1)(b)(v), and is necessary to establish a uniform statewide policy regarding the safe seizure, storage, and repurposing, destruction, or disposal of a firework, class A explosive, or class B explosive that is illegal, or that a person uses or handles in an illegal manner. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Ted Black, State Fire Marshal	<b>Date:</b>	12/18/2023
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Rule Number:</b>	<b>R805-3</b>	<b>Filing ID:</b>	<b>54648</b>
<b>Effective Date:</b>	<b>12/22/2023</b>		

**Agency Information**

<b>1. Department:</b>	Higher Education (Utah Board of)	
<b>Agency:</b>	University of Utah, Administration	
<b>Room number:</b>	309	
<b>Building:</b>	Park Building	
<b>Street address:</b>	201 S Presidents Circle	
<b>City, state and zip:</b>	Salt Lake City, UT 84112-9009	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Robert Payne	801-585-7002	Robert.payne@utah.edu

Please address questions regarding information on this notice to the persons listed above.

**General Information**

<b>2. Rule catchline:</b>
R805-3. Overnight Camping and Campfires on University of Utah Property
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
This rule is enacted and justified under Subsection 53B-1-104(8) and Sections 53B-2-106, 63G-4-102, 65A-8-211, and 76-8-701.

This rule defines overnight camping and campfires. It also lists the sanctions that may be imposed for violation of this rule which may include discipline for members of the University of Utah (University) community through a University process, citation for having an improper fire, citation for criminal trespass, temporary eviction and denial of access, and eviction and denial of access after an information adjudicative proceeding.

**4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:**

No written comments have been received during the specified time period.

**5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:**

This rule is necessary as it sets forth the regulations that govern camping and campfires on University property. This rule prohibits overnight camping and campfires on University property absent the express permission of the University. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Phyllis Vetter, General Counsel	<b>Date:</b>	12/21/2023
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Rule Number:</b>	<b>R805-6</b>	<b>Filing ID:</b>	<b>54651</b>
<b>Effective Date:</b>	<b>12/22/2023</b>		

**Agency Information**

<b>1. Department:</b>	Higher Education (Utah Board of)	
<b>Agency:</b>	University of Utah, Administration	
<b>Room number:</b>	309	
<b>Building:</b>	Park Building	
<b>Street address:</b>	201 S Presidents Circle	
<b>City, state and zip:</b>	Salt Lake City, UT 84112-9009	
<b>Contact persons:</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Heidi Frank	801-587-1582	heidi.frank@utah.edu

Please address questions regarding information on this notice to the persons listed above.

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

**General Information**

<b>2. Rule catchline:</b>
R805-6. University of Utah Shooting Range Access and Use Requirements
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
This rule is authorized under Section 47-3-303. This statute requires institutions of higher education with shooting ranges to "implement procedures for use of the range by the public."  It specifies that the rule must include provisions requiring the indoor shooting range to be available on a reservation basis.
<b>4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:</b>

No written comments have been received during the specified time period.

**5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:**

The University of Utah needs this rule to comply with the statutory requirements for shooting ranges at institutions of higher education. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee and title:</b>	Phyllis Vetter, General Counsel	<b>Date:</b>	12/21/2023
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**End of the Five-Year Notices of Review and Statements of Continuation Section**

## NOTICES OF RULE EFFECTIVE DATES

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State law provides for agencies to make their administrative rules effective and enforceable after publication in the *Utah State Bulletin*. In the case of **PROPOSED RULES** or **CHANGES IN PROPOSED RULES** with a designated comment period, the law permits an agency to make a rule effective no fewer than seven calendar days after the close of the public comment period, nor more than 120 days after the publication date. In the case of **CHANGES IN PROPOSED RULES** with no designated comment period, the law permits an agency to make a rule effective on any date including or after the thirtieth day after the rule's publication date, but not more than 120 days after the publication date. If an agency fails to file a **NOTICE OF EFFECTIVE DATE** within 120 days from the publication of a **PROPOSED RULE** or a related **CHANGE IN PROPOSED RULE** the rule lapses.

Agencies have notified the Office of Administrative Rules that the rules listed below have been made effective.

**NOTICES OF EFFECTIVE DATE** are governed by Subsection 63G-3-301(12), Section 63G-3-303, and Sections R15-4-5a and R15-4-5b.

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### Agriculture and Food

#### Plant Industry

No. 55857 (New Rule) R68-40: Medical Cannabis

#### Pharmacy

Published: 11/15/2023

Effective: 01/02/2024

No. 55858 (New Rule) R68-41: Home Delivery and Courier

Published: 11/01/2023

Effective: 01/02/2024

### Alcoholic Beverage Services

#### Administration

No. 55828 (Amendment) R82-1: General

Published: 11/01/2023

Effective: 12/22/2023

No. 55830 (Amendment) R82-2: Administration

Published: 11/01/2023

Effective: 12/22/2023

No. 55835 (Amendment) R82-3: Disciplinary Actions and Enforcement

Published: 11/01/2023

Effective: 12/22/2023

No. 55836 (Amendment) R82-6: Specific Retail Provisions

Published: 11/01/2023

Effective: 12/22/2023

No. 55837 (Amendment) R82-9: Event Permits

Published: 11/01/2023

Effective: 12/22/2023

### Commerce

#### Administration

No. 56172 (Amendment) R151-4: Department of

Commerce Administrative Procedures Act Rule

Published: 12/01/2023

Effective: 01/10/2024

### Consumer Protection

No. 56105 (Repeal and Reenact) R152-34: Utah

Postsecondary Proprietary School Act Rule

Published: 11/15/2023

Effective: 01/01/2024

No. 56118 (Repeal) R152-34a: Utah Postsecondary School

State Authorization Act Rule

Published: 11/15/2023

Effective: 01/01/2024

### Corporations and Commercial Code

No. 56130 (New Rule) R154-3: Decentralized Autonomous

Organization Act Rule

Published: 11/15/2023

Effective: 01/01/2024

### Professional Licensing

No. 55904 (Amendment) R156-31b: Nurse Practice Act

Rule

Published: 11/15/2023

Effective: 12/28/2023

No. 56068 (Amendment) R156-47b: Massage Therapy

Practice Act Rule

Published: 11/15/2023

Effective: 12/28/2023

### Cultural and Community Engagement

#### History

No. 56025 (New Rule) R455-18: Policy for Deaccessioning

of Artifacts and Documentary Materials for Education and

Cultural Use

Published: 11/15/2023

Effective: 12/27/2023

NOTICES OF RULE EFFECTIVE DATES

Education

Administration

No. 56191 (Amendment) R277-210: Utah Professional Practices Advisory Commission (UPPAC), Definitions  
Published: 12/01/2023  
Effective: 01/10/2024

No. 56192 (Amendment) R277-211: Utah Professional Practices Advisory Commission (UPPAC) Rules of Procedure: Notification to Educators, Complaints and Final Disciplinary Actions  
Published: 12/01/2023  
Effective: 01/10/2024

No. 56193 (Amendment) R277-217: Educator Standards and LEA Reporting  
Published: 12/01/2023  
Effective: 01/10/2024

No. 56194 (Amendment) R277-477: Distributions of Funds from the Trust Distribution Account and Administration of the School LAND Trust Program  
Published: 12/01/2023  
Effective: 01/10/2024

No. 56195 (Amendment) R277-554: State Charter School Board Grants and Mentoring Program  
Published: 12/01/2023  
Effective: 01/10/2024

No. 56196 (Amendment) R277-625: Mental Health Screeners  
Published: 12/01/2023  
Effective: 01/10/2024

No. 56197 (Amendment) R277-700: The Elementary and Secondary School General Core  
Published: 12/01/2023  
Effective: 01/10/2024

No. 56198 (Amendment) R277-704: Financial and Economic Literacy: Integration into Core Curriculum  
Published: 12/01/2023  
Effective: 01/10/2024

No. 56199 (Amendment) R277-752: Special Education Intensive Services Fund  
Published: 12/01/2023  
Effective: 01/10/2024

Governor

Criminal and Juvenile Justice (State Commission on)

No. 56026 (New Rule) R356-7: Appointing a Designee, Representative, or Proxy  
Published: 11/15/2023  
Effective: 12/23/2023

Health and Human Services

Administration

No. 55818 (New Rule) R380-600: Licensing General Provisions - Enforcement  
Published: 10/15/2023  
Effective: 12/19/2023

Center for Medical Cannabis  
No. 55868 (Amendment) R383-1: Definitions  
Published: 11/15/2023  
Effective: 01/01/2024

No. 55869 (Amendment) R383-2: Electronic Verification System and Inventory Control System  
Published: 11/15/2023  
Effective: 01/01/2024

No. 55870 (Amendment) R383-4: Qualified Medical Providers  
Published: 11/15/2023  
Effective: 01/01/2024

No. 55871 (Amendment) R383-5: Dosing Guidelines  
Published: 11/15/2023  
Effective: 01/01/2024

No. 55872 (Repeal) R383-7: Medical Cannabis Pharmacy  
Published: 11/15/2023  
Effective: 01/01/2024

No. 55873 (Repeal) R383-8: Medical Cannabis Pharmacy Agent  
Published: 11/15/2023  
Effective: 01/01/2024

No. 55874 (Repeal) R383-9: Home Delivery and Courier  
Published: 11/15/2023  
Effective: 01/01/2024

No. 55875 (Repeal) R383-14: Administrative Penalties  
Published: 11/15/2023  
Effective: 01/01/2024

Family Health, Children with Special Health Care Needs  
No. 55696 (Amendment) R398-2: Newborn Hearing Screening: Early Hearing Detection and Intervention (EHDI) Program  
Published: 09/15/2023  
Effective: 12/19/2023

No. 55801 (Repeal) R398-3: Children's Hearing Aid Program  
Published: 10/15/2023  
Effective: 12/20/2023

No. 55685 (Amendment) R398-5: Birth Defects and Critical Congenital Heart Disease Reporting  
Published: 09/15/2023  
Effective: 12/19/2023

No. 55680 (Repeal) R398-20: Early Intervention  
 Published: 09/15/2023  
 Effective: 12/19/2023

Family Health, Early Childhood

No. 55688 (New Rule) R402-1: Early Intervention  
 Published: 09/15/2023  
 Effective: 12/19/2023

No. 55859 (New Rule) R402-2: Early Childhood Utah  
 Advisory Council Membership, Duties and Procedures  
 Published: 11/01/2023  
 Effective: 12/28/2023

Family Health, WIC Services

No. 55962 (Amendment) R406-100: Special Supplemental  
 Nutrition Program for Women, Infants and Children  
 Published: 11/15/2023  
 Effective: 12/22/2023

Integrated Healthcare

No. 56054 (Amendment) R414-401: Nursing Care Facility  
 Assessment  
 Published: 11/15/2023  
 Effective: 01/01/2024

No. 56029 (Repeal and Reenact) R414-510: Intermediate  
 Care Facility for Persons with Intellectual Disabilities  
 Transition Program and Education  
 Published: 11/15/2023  
 Effective: 01/01/2024

Residential Child Care Licensing

No. 55617 (Amendment) R430-8: Exemptions from Child  
 Care Licensing  
 Published: 09/01/2023  
 Effective: 12/12/2023

Health Care Facility Licensing

No. 55819 (Amendment) R432-1: General Health Care  
 Facility Rules  
 Published: 10/15/2023  
 Effective: 12/28/2023

No. 55816 (Repeal) R432-2: General Licensing Provisions  
 Published: 10/15/2023  
 Effective: 12/12/2023

No. 55817 (Repeal) R432-3: General Health Care Facility  
 Rules Inspection and Enforcement  
 Published: 10/15/2023  
 Effective: 12/12/2023

No. 55595 (Amendment) R432-150: Nursing Care Facility  
 Published: 09/01/2023  
 Effective: 12/12/2023

No. 55595 (Change in Proposed Rule) R432-150: Nursing  
 Care Facility  
 Published: 10/15/2023  
 Effective: 12/12/2023

No. 55687 (Repeal and Reenact) R432-152: Intermediate  
 Care Facility for Individuals with Intellectual Disabilities  
 Published: 09/15/2023  
 Effective: 12/19/2023

Family Health, Maternal and Child Health

No. 55860 (Repeal) R433-2: Early Childhood Utah  
 Advisory Council Membership, Duties and Procedures  
 Published: 11/01/2023  
 Effective: 12/28/2023

Disease Control and Prevention, Medical Examiner

No. 56052 (Amendment) R448-20: Access to Medical  
 Examiner Reports  
 Published: 11/15/2023  
 Effective: 12/29/2023

Administration (Human Services)

No. 55683 (Repeal) R495-882: Termination of Parental  
 Rights  
 Published: 09/15/2023  
 Effective: 12/15/2023

No. 55681 (Repeal) R495-883: Children in Care Support  
 Services  
 Published: 09/15/2023  
 Effective: 12/19/2023

No. 55677 (Repeal) R495-884: Kinship Locate  
 Published: 09/15/2023  
 Effective: 12/19/2023

No. 55663 (Repeal) R495-885: Employee Background  
 Screenings  
 Published: 10/15/2023  
 Effective: 12/28/2023

Human Services Program Licensing

No. 55820 (Repeal and Reenact) R501-1: General  
 Provisions for Licensing  
 Published: 10/15/2023  
 Effective: 12/19/2023

No. 55611 (Amendment) R501-20: Day Treatment  
 Programs  
 Published: 09/01/2023  
 Effective: 12/19/2023

Child and Family Services

No. 56038 (Amendment) R512-80: Definitions of Abuse,  
 Neglect, and Dependency  
 Published: 11/15/2023  
 Effective: 12/28/2023

No. 55987 (Amendment) R512-202: Child Protective  
 Services, General Allegation Categories  
 Published: 11/15/2023  
 Effective: 12/28/2023

NOTICES OF RULE EFFECTIVE DATES

No. 55989 (Amendment) R512-306: Out-of-Home Services, Transition to Adult Living Services, Education and Training Voucher Program  
Published: 11/15/2023  
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No. 55988 (Amendment) R512-308: Out-of-Home Services, Guardianship Services and Placements  
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Effective: 12/28/2023

Insurance Administration

No. 56200 (Amendment) R590-164: Electronic Data Interchange Transactions  
Published: 12/01/2023  
Effective: 01/10/2024

No. 56020 (Repeal and Reenact) R590-238: Captive Insurance Companies  
Published: 11/15/2023  
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No. 55862 (Amendment) R590-267: Personal Injury Protection Relative Value Study Rule  
Published: 11/15/2023  
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Labor Commission

Industrial Accidents

No. 56016 (Amendment) R612-200-6: Burial Expenses  
Published: 11/15/2023  
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No. 56019 (Amendment) R612-300-4: General Method For Computing Medical Fees  
Published: 11/15/2023  
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No. 56017 (Amendment) R612-400-5: Premium Rates for the Uninsured Employers' Fund and the Employers' Reinsurance Fund  
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Natural Resources

Outdoor Recreation

No. 56079 (New Rule) R650-201: Definitions  
Published: 12/01/2023  
Effective: 01/09/2024

No. 56080 (New Rule) R650-202: Boating Advisory Council  
Published: 12/01/2023  
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No. 56081 (New Rule) R650-203: Waterway Marking System  
Published: 12/01/2023  
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No. 56082 (New Rule) R650-204: Regulating Waterway Markers  
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No. 56083 (New Rule) R650-205: Zoned Waters  
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No. 56084 (New Rule) R650-206: Carrying Passengers for Hire  
Published: 12/01/2023  
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No. 56085 (New Rule) R650-208: Backing Plates  
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No. 56086 (New Rule) R650-209: Anchored and Beached Vessels  
Published: 12/01/2023  
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No. 56087 (New Rule) R650-210: Change of Address  
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No. 56088 (New Rule) R650-211: Assigned Numbers  
Published: 12/01/2023  
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No. 56089 (New Rule) R650-212: Display of Yearly Registration Decals and Month of Expiration Decals  
Published: 12/01/2023  
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No. 56090 (New Rule) R650-213: Dealer Numbers and Registrations  
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No. 56091 (New Rule) R650-214: Temporary Registration  
Published: 12/01/2023  
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No. 56092 (New Rule) R650-215: Personal Flotation Devices  
Published: 12/01/2023  
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No. 56093 (New Rule) R650-216: Navigation Lights  
Published: 12/01/2023  
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No. 56094 (New Rule) R650-217: Fire Extinguishers  
Published: 12/01/2023  
Effective: 01/09/2024

No. 56095 (New Rule) R650-218: Carburetor Backfire Flame Control  
Published: 12/01/2023  
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No. 56126 (New Rule) R650-219: Additional Safety Equipment  
Published: 12/01/2023  
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No. 56096 (New Rule) R650-220: Racing Vessel Exemptions  
Published: 12/01/2023  
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No. 56097 (New Rule) R650-221: Boat Liveries and Boat Rental Companies  
Published: 12/01/2023  
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No. 56098 (New Rule) R650-222: Muffling Requirements  
Published: 12/01/2023  
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No. 56104 (New Rule) R650-223: Vessel Accident Reporting  
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Effective: 01/09/2024

No. 56100 (New Rule) R650-224: Towed Devices  
Published: 12/01/2023  
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No. 56101 (New Rule) R650-226: Regattas and Races  
Published: 12/01/2023  
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No. 56102 (New Rule) R650-227: Swimming  
Published: 12/01/2023  
Effective: 01/09/2024

No. 56103 (New Rule) R650-228: Scuba Diving  
Published: 12/01/2023  
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No. 56108 (New Rule) R650-401: Off-Highway Vehicle and Registration Stickers  
Published: 12/01/2023  
Effective: 01/09/2024

No. 56109 (New Rule) R650-405: Off-Highway Implement of Husbandry Sticker Fee  
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No. 56110 (New Rule) R650-410: Off-Highway Vehicle Safety Equipment  
Published: 12/01/2023  
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No. 56112 (New Rule) R650-412: Curriculum Standards for OHV Education Programs Offered by Non-Division Entities  
Published: 12/01/2023  
Effective: 01/09/2024

No. 55864 (New Rule) R650-413: Display of OHV License Plate and Registration Decal  
Published: 11/15/2023  
Effective: 01/08/2024

State Parks  
No. 56132 (Repeal) R651-201: Definitions  
Published: 12/01/2023  
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No. 56133 (Repeal) R651-202: Boating Advisory Council  
Published: 12/01/2023  
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No. 56134 (Repeal) R651-203: Waterway Marking System  
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No. 56135 (Repeal) R651-204: Regulating Waterway Markers  
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No. 56136 (Repeal) R651-205: Zoned Waters  
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No. 56137 (Repeal) R651-206: Carrying Passengers for Hire  
Published: 12/01/2023  
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No. 56138 (Repeal) R651-207: Registration Fee  
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No. 56139 (Repeal) R651-208: Backing Plates  
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No. 56140 (Repeal) R651-209: Anchored and Beached Vessels  
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No. 56141 (Repeal) R651-210: Change of Address  
Published: 12/01/2023  
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No. 56142 (Repeal) R651-211: Assigned Numbers  
Published: 12/01/2023  
Effective: 01/10/2024

No. 56143 (Repeal) R651-212: Display of Yearly Registration Decals and Month of Expiration Decals  
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No. 56144 (Repeal) R651-213: Dealer Numbers and Registrations  
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NOTICES OF RULE EFFECTIVE DATES

No. 56145 (Repeal) R651-214: Temporary Registration  
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No. 56146 (Repeal) R651-215: Personal Flotation Devices  
Published: 12/01/2023  
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No. 56147 (Repeal) R651-216: Navigation Lights - Note:  
Figures 1 through 7 mentioned below are on file with the Utah  
Division of Parks and Recreation  
Published: 12/01/2023  
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No. 56163 (Repeal) R651-217: Fire Extinguishers  
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No. 56148 (Repeal) R651-218: Carburetor Backfire Flame  
Control  
Published: 12/01/2023  
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No. 56149 (Repeal) R651-219: Additional Safety  
Equipment  
Published: 12/01/2023  
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No. 56150 (Repeal) R651-220: Registration and  
Numbering Exemptions  
Published: 12/01/2023  
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No. 56151 (Repeal) R651-221: Boat Liveries - Boat Rental  
Companies  
Published: 12/01/2023  
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No. 56152 (Repeal) R651-222: Muffling Requirements  
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No. 56153 (Repeal) R651-223: Vessel Accident Reporting  
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No. 56154 (Repeal) R651-224: Towed Devices  
Published: 12/01/2023  
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No. 56155 (Repeal) R651-226: Regattas and Races  
Published: 12/01/2023  
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No. 56157 (Repeal) R651-401: Off-Highway Vehicle and  
Registration Stickers  
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No. 56158 (Repeal) R651-405: Off-Highway Implement of  
Husbandry Sticker Fee  
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No. 56159 (Repeal) R651-406: Off-Highway Vehicle  
Registration Fees  
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No. 56160 (Repeal) R651-409: Minimum Amounts of  
Liability Insurance Coverage for an Organized Practice or  
Sanctioned Race  
Published: 12/01/2023  
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No. 56161 (Repeal) R651-410: Off-Highway Vehicle Safety  
Equipment  
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No. 56162 (Repeal) R651-412: Curriculum Standards for  
OHV Education Programs Offered by Non-Division Entities  
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No. 56189 (Repeal) R651-801: Swimming Prohibited  
Published: 12/01/2023  
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No. 56190 (Repeal) R651-802: Scuba Diving  
Published: 12/01/2023  
Effective: 01/10/2024

Water Resources  
No. 55842 (New Rule) R653-12: 2023 Grant Money for  
Wasatch Front Aqueduct Resilience Projects  
Published: 11/01/2023  
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Water Rights  
No. 55705 (Repeal and Reenact) R655-5: Maps Submitted  
to the Division of Water Rights  
Published: 09/15/2023  
Effective: 12/14/2023

Public Service Commission  
Administration

No. 55757 (Amendment) R746-8-301: Calculation and  
Application of UUSF Surcharge  
Published: 10/15/2023  
Effective: 12/29/2023

School and Institutional Trust Lands  
Administration

No. 56114 (Repeal and Reenact) R850-70: Sales of Forest  
Products From Trust Lands Administration Lands  
Published: 11/15/2023  
Effective: 01/01/2024

No. 56115 (New Rule) R850-75: Sale of Plants and  
Wildland Seed  
Published: 11/15/2023  
Effective: 01/01/2024

Tax Commission

Property Tax  
No. 55866 (Amendment) R884-24P-53: 2023 Guides for  
Valuation of Land Subject to the Farmland Assessment Act  
Pursuant to Utah Code Ann. Section 59-2-515  
Published: 11/15/2023  
Effective: 12/22/2023

Workforce Services

Administration  
No. 56034 (New Rule) R982-111: Adoption Tax Credit  
Published: 11/15/2023  
Effective: 01/02/2024

No. 56033 (New Rule) R982-302: Intergenerational  
Poverty Solution, Education Saving Incentive Program  
Published: 11/15/2023  
Effective: 01/02/2024

Homeless Services

No. 56031 (Amendment) R988-400: Homeless Shelter  
Cities Mitigation Restricted Account  
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No. 56032 (Amendment) R988-500: Overflow Plan  
Requirements  
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**End of the Notices of Rule Effective Dates Section**

