

UTAH STATE DIGEST

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Sunnie Burningham, Managing Editor

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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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NOTICES OF PROPOSED RULES

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 February 18, 2026, 12:00 a.m., and February 27, 2026, 11:59 p.m. are included in this, the March 15, 2026, 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 April 14, 2026. 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 July 14, 2026, 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.

The Proposed Rules Begin on the Following Page

NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or section number:	R156-47b	Filing ID: 57827
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Agency Information

1. Title catchline:	Commerce, Professional Licensing	
Building:	Heber M. Wells Building	
Street address:	160 E 300 S	
City, state:	Salt Lake City, UT 84111	
Mailing address:	PO Box 146741	
City, state and zip:	Salt Lake City, UT 84114-6741	
Contact persons:		
Name:	Phone:	Email:
Lisa Martin	801-530-7632	lmartin@utah.gov

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

General Information

2. Rule or section catchline:	
R156-47b. Massage Therapy Practice Act Rule	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 278 (2025 General Session)
4. Purpose of the new rule or reason for the change:	
The Division of Professional Licensing (Division) in collaboration with the Massage Therapy Licensing Board is filing these proposed amendments to clean up requirements related to examinations and intake forms to streamline this rule.	
5. Summary of the new rule or change:	
Subsections R156-47b-302f(5)(b), R156-47b-502(5)(d), R156-47b-502(9), and R156-47b-502.1(2) remove the former name of the code of ethics and standards of practice because the Utah AMTA code of ethics no longer exists.	
Subsection R156-47b-302g(1) adds the Utah Massage Assistant Theory, Law, and Rule Exam as it was inadvertently left out of the previous rule change. Subsections R156-47b-302g(1) and (2) also add additional statutory authority that this rule is relying on.	
Section R156-47b-306 includes changes to the intake form requirements in response to public comments from practitioners. It removes certain requirements and moves others to be more concise.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
The Division does not anticipate any fiscal impact to the state budget beyond that determined by the fiscal note for HB 278, at https://le.utah.gov/~2025/bills/static/HB0278.html , because the proposed amendments clarify, streamline, and update this rule to provide more utility to licensees and registered massage establishments.
B. Local governments:
The Division does not anticipate any cost or savings to local governments from the proposed amendments because the proposed amendments do not apply to local governments.

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

There are approximately 487 small businesses in Utah with massage therapists (NAICS 812199) and other licensees engaged in the practice of massage therapy and who may employ those engaged in the practice of massage therapy.

However, the proposed amendments are not expected to have any measurable impact on small businesses' revenues or expenditures because the amendments merely update this rule to provide more utility to licensees and registered massage establishments.

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

There are approximately six non-small businesses in Utah with massage therapists (NAICS 812199) and other licensees engaged in the practice of massage therapy and who may employ those engaged in the practice of massage therapy.

However, the proposed amendments are not expected to have any measurable impact on non-small businesses' revenues or expenditures because the amendments merely update this rule to provide more utility to licensees and registered massage establishments.

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*):

In Utah, there are approximately 7,388 licensed massage therapists, 181 licensed massage apprentices, 3 licensed massage assistants-in-training, and 2 licensed massage assistants.

The Division does not anticipate any cost or savings from these proposed amendments to these persons or to additional persons other than small businesses, non-small businesses, state, or local government entities, because the amendments merely update this rule to provide more utility to licensees and registered massage establishments and the proposed amendments will not create new obligations for other persons or increase the costs associated with any existing obligations for other persons.

F. Compliance costs for affected persons:

As described in Box 6E for other persons, no compliance costs are expected for affected persons.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

The Executive Director of the Department of Commerce, Margaret W. Busse, has reviewed and approved this regulatory impact analysis.

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:		
Subsection 58-1-106(1)(a)	Subsection 58-1-202(1)(a)	Subsection 58-47b-101

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.		
A. Comments will be accepted until:		04/14/2026
B. A public hearing (optional) will be held (The public may request a hearing by submitting a written request to the agency, as outlined in Section 63G-3-302 and Rule R15-1.):		
Date:	Time:	Place (physical address or URL):
04/02/2026	10:00 AM	Heber M. Wells Building, 160 E 300 S, Salt Lake City, UT 84111 Google Meet joining info Video call link: https://meet.google.com/yof-jmvx-gxc Or dial: (US) +1 585-667-0061 PIN: 514 109 564# More phone numbers: https://tel.meet/yof-jmvx-gxc?pin=7032739950710

10. This rule change MAY become effective on:	04/21/2026
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:	Deborah Blackburn, Assistant Division Director	Date:	02/25/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment		
Rule or section number:	R309-540-6	Filing ID: 57801

Agency Information

1. Title catchline:	Environmental Quality, Drinking Water	
Building:	Multi-Agency State Office Building	
Street address:	195 N 1950 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 144830	
City, state and zip:	Salt Lake City, UT 84114-4830	
Contact persons:		
Name:	Phone:	Email:
Michael Newberry	385-515-1464	mnewberry@utah.gov
Russell Seeley	435-650-8519	rseeley@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R309-540-6. Pumps

<p>4. Purpose of the new rule or reason for the change:</p> <p>The Division of Drinking Water (Division) is reducing the regulatory requirements on non-community water systems such that they are not required to have redundant pumps installed to maintain water pressure.</p> <p>Also, the Division wants to remove state regulation in regards to home booster pumps.</p>
<p>5. Summary of the new rule or change:</p> <p>The Division is clarifying when a redundant pump is required and removing the requirement for non-community systems to have redundant pumps installed.</p> <p>The Division is also removing a restriction on home booster pumps, allowing that decision to be made at the local level.</p>

Fiscal Information

<p>6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</p>
<p>A. State budget:</p> <p>The proposed rule change regarding redundant pumps will have no change to the state budget.</p> <p>There may be a small financial savings, but the amount cannot be estimated because it is so minimal.</p> <p>The efficiency gain from removing this step is primarily qualitative.</p>
<p>B. Local governments:</p> <p>The proposed rule change regarding redundant pumps will have no change on local governments as they are community systems.</p> <p>There may be a small financial savings, but the amount cannot be estimated because it is so minimal.</p> <p>The efficiency gain from removing this step is primarily qualitative.</p>
<p>C. Small businesses ("small business" means a business employing 1-49 persons):</p> <p>The proposed rule will not have an impact on small businesses.</p> <p>There may be a small financial savings, but the amount cannot be estimated because it is so minimal.</p> <p>The efficiency gain from removing this step is primarily qualitative.</p>
<p>D. Non-small businesses ("non-small business" means a business employing 50 or more persons):</p> <p>The proposed rule will not have an impact on non-small businesses.</p> <p>There may be a small financial savings, but the amount cannot be estimated because it is so minimal.</p> <p>The efficiency gain from removing this step is primarily qualitative.</p>
<p>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):</p> <p>The proposed rule may provide a savings to a homeowner that would need to install a booster pump.</p> <p>There is no way to know how many homeowners would have a need to install booster pumps, so the agency is unable to estimate any savings.</p>
<p>F. Compliance costs for affected persons:</p> <p>The proposed rule may provide a savings to a homeowner that would need to install a booster pump.</p>

There is no way to know how many homeowners would have a need to install booster pumps, so the agency is unable to estimate any savings.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

H. Department head comments on fiscal impact and approval of regulatory impact analysis:
 The Executive Director of the Department of Environmental Quality, Tim Davis, has reviewed and approved this regulatory impact analysis.

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 19-4-105

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.
A. Comments will be accepted until: 04/14/2026

10. This rule change MAY become effective on: 04/21/2026
 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: Tim Davis, Executive Director **Date:** 02/24/2026

NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Repeal and Reenact
Rule or section number: R386-702 **Filing ID:** 57823

Agency Information

1. Title catchline:	Health and Human Services, Population Health, Environmental Epidemiology	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 142100	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Chris Smoot	385-566-9476	csmoot@utah.gov
Rachelle Boulton	385-228-5632	rboulton@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R386-702. Communicable Disease Rule
4. Purpose of the new rule or reason for the change:
<p>Because electronic reporting has become more widely adopted in Utah and is required for some federal programs, such as the Centers for Medicaid and Medicare Services Promoting Interoperability Programs, the Division of Population Health (division) determined it is appropriate to update this rule to improve reporting efficiency and quality.</p> <p>Upon review of this rule, the Governance Committee also recommended adding the name of the bacterium that causes melioidosis to lists of reportable events to align with the formatting of other list items.</p> <p>Additional changes to reportable conditions in this filing are based on an analysis from an epidemiologist affiliate group, including state and local health department officials.</p> <p>Additionally, upon internal review of this rule, the division determined additional changes in this filing are appropriate to simplify wording and clarify intent throughout the rule to better comply with the Rulewriting Manual for Utah and align with other rules under the Department of Health and Human Services (department).</p> <p>While the department anticipates additional substantive changes are needed for Sections R386-702-15 through R386-702-18, those will be made in a future filing.</p> <p>The department is collecting public comment on a public form available at: https://docs.google.com/forms/d/e/1FAIpQLSc8PC_rJY1c-EzeuZLtdYZleDvlSpffCI_SjNnuamVZT5i1aA/viewform.</p>
5. Summary of the new rule or change:
<p>This change removes non-emergency manual disease reporting methods, enhances electronic disease reporting methods, amends the list of reportable conditions, updates disease control measures, and clarifies language to improve interpretation of rule requirements.</p> <p>Additionally, it makes style and formatting changes to comply with the Rulewriting Manual for Utah and align with other rules under the department.</p> <p>As there are a significant amount of changes and line-by-line markups would be difficult to follow, the department determined this filing should be formatted as a repeal and reenact.</p>

Fiscal Information

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

A. State budget:

As a result of this filing, there is an anticipated cost to the department of a one-time \$50,000 expansion of the department's online reporting portal and an ongoing annual cost of an estimated \$20,000 for the portal's maintenance.

Department IT systems already accept HL7 messages used in electronic laboratory reporting (ELR), electronic case reporting (eCR), and syndromic surveillance (SyS).

Staff is already appropriated for the upkeep of those data feeds and onboarding of new users, and there is no measurable additional cost from any increase in volume of reports received or savings as a result of time saved by using the online system for reporting.

The department already developed and used the online reporting portal for the COVID-19 pandemic response and, as a result of this filing, the reporting portal will expand its functionality to include all reportable conditions. Though expanding the reporting portal's functionality and maintenance is anticipated to result in the costs mentioned above, this expansion falls within the scope of normal operations, and it is anticipated that any additional work will be absorbed into the responsibilities of existing staff.

The University of Utah submits a significant number of communicable disease reports each month and is already using ELR, eCR, and SyS in a way that complies with these new requirements. Therefore, this rule change is not expected to have any fiscal impact to the University of Utah.

B. Local governments:

Although this filing updates the required format for a reporting entity to submit a report of a communicable disease to the department, this filing leaves the format of reports accepted by Utah's 13 local health departments (LHDs) to each LHD's discretion.

Due to the department no longer accepting non-emergency manual reports, this may increase the volume of manual reports that are submitted to LHDs, but there is no way to know how many manual reports will be submitted to LHDs or if the number of reports those LHDs already receive will change as a result of this filing.

Based on data available to the department in October 2025, any LHDs in the state that do reportable testing provide only CLIA-waived tests for reportable conditions and would be categorized as category two laboratories required to report to the department via the reporting portal. This is not anticipated to incur additional costs to these LHDs because the department's reporting portal is online and free to access, and the information required for the form within the department's reporting portal is the same information the LHDs already report.

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

There is no anticipated fiscal impact to the approximately 4,000 small businesses in Utah, including laboratories and small health care providers.

Small businesses that qualify as a category one laboratory were already required to report through ELR. This filing removes the option of reporting with an HL7 2.3.1 message structure, but reporting with the remaining required HL7 2.5.1 message structure is not anticipated to result in a cost to these small businesses. The HL7 2.5.1 message structure is already used by many of these small business category one laboratories, and, furthermore, updating message structures is an industry standard that is periodically anticipated by small businesses.

Small businesses that qualify as a category two laboratory are required to report to the department via ELR, unless ELR is unavailable to the small business category two laboratory. If ELR is unavailable, the small business category two laboratory may use the department's reporting portal. This is not anticipated to incur a cost to these small businesses because the department's reporting portal is online and free to access, and the information required for the form within the department's reporting portal is the same information the small business category two laboratories already report.

It is not anticipated that any small business would qualify as an "acute care hospital" and be required to report via eCR. It is also not anticipated that any small businesses operate an emergency department and therefore, be required to report via SyS.

While the changes to reportable conditions may result in a cost to small business reporters to update practices and processes, any such cost is inestimable because each small business has unique internal practices and processes.

Additionally, a small business may choose to comply with ELR requirements through a vendor. Vendors used to comply with ELR requirements do not usually charge a small business based on volume or variety of reports, but there is no way for the department to predict the funding structure of each vendor.

The time required for a small business to input reports into the online reporting portal may increase if they identify any case of the reportable conditions added by this filing, but there is no way to know if or how many such cases will arise for each small business.

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

There is no anticipated fiscal impact to the approximately 500 non-small businesses in Utah, including hospitals, laboratories, and non-small health care providers.

Non-small businesses that qualify as a category one laboratory were already required to report through ELR. This filing removes the option of reporting with an HL7 2.3.1 message structure, but reporting with the remaining required HL7 2.5.1 message structure is not anticipated to result in a cost to these non-small businesses. The HL7 2.5.1 message structure is already used by many of these non-small business category one laboratories, and, furthermore, updating message structures is an industry standard that is periodically anticipated by non-small businesses.

Non-small businesses that qualify as a category two laboratory are required to report to the department via ELR, unless ELR is unavailable to the non-small business category two laboratory. If ELR is unavailable, the non-small business category two laboratory may use the department's reporting portal.

This is not anticipated to incur a cost to these non-small businesses because the department's reporting portal is online and free to access, and the information required for the form within the department's reporting portal is the same information the non-small business category two laboratories already report.

Non-small businesses that qualify as acute care hospitals are required to report via eCR as a result of this filing. This would require them to maintain an EHR or EMR that is capable of eCR, and none of the acute care hospital reporters in Utah are known to lack a system capable of eCR. eCR is already an industry standard and required for some federal funding programs, such as the Centers for Medicaid and Medicare Services Promoting Interoperability Program.

While all of the known acute care hospital reporters in Utah have access to an EHR or EMR that is capable of eCR, this filing requires these acute care hospital reporters to maintain these systems for future reports. Any cost of these systems varies by vendor and is therefore inestimable.

Non-small businesses that operate an emergency department would be required to report via SyS as a result of this filing. This would require them to maintain an EHR or EMR that is capable of eCR, and none of the acute care hospital reporters in Utah are known to lack a system capable of eCR. eCR is already an industry standard and required for some federal funding programs, such as the Centers for Medicaid and Medicare Services Promoting Interoperability Program.

While all of the known acute care hospital reporters in Utah have access to an EHR or EMR that is capable of eCR, this filing requires these acute care hospital reporters to maintain these systems for future reports. Any cost of these systems varies by vendor and is therefore inestimable.

While the changes to reportable conditions may result in a cost to non-small business reporters to update practices and processes, any such cost is inestimable because each non-small business has unique internal practices and processes.

Additionally, a non-small business may choose to comply with ELR requirements through a vendor. Vendors used to comply with ELR requirements do not usually charge a non-small business based on volume or variety of reports, but there is no way for the department to predict the funding structure of each vendor.

The time required for a non-small business to input reports into the online reporting portal may increase if they identify any case of the reportable conditions added by this filing, but there is no way to know if or how many such cases will arise for each non-small business.

Any non-small business medical software vendors of EHR, EMR, or LIMS software may choose to update software to become compatible with ELR, eCR, and SyS to satisfy customer needs as an indirect result of this filing. However, because this filing does not require vendors to update practices and the process for any such update would vary by vendor, any such cost is inestimable.

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 anticipated cost to other persons as a result of this filing because the process for reporting a communicable disease for any other person has not changed.

F. Compliance costs for affected persons:

The department estimates that the expansion of the online reporting portal will require approximately 500 total hours of work split between a contracted software developer and staff member with an estimated average hourly wage of \$100, leading to a total anticipated cost of \$50,000.

Additionally, the department estimates that maintenance for the online reporting portal will have an ongoing annual compliance cost of four hours weekly split between a contracted software developer and staff member at an estimated average hourly wage of \$100, leading to a total anticipated annual cost of \$20,000.

As the University of Utah is already using ELR, eCR, and SyS in a way that complies with new requirements in this filing, there is no anticipated compliance cost.

As LHDs are not anticipated to have to change current methods of reporting as a result of this filing, there is no anticipated compliance cost.

Small business laboratories and health care providers are not anticipated to have a compliance cost related to any updates in messaging structure or as a result of ELR requirements, and any compliance costs as a result of changes in this filing to reportable conditions are inestimable.

Non-small business hospitals, laboratories, and health care providers are not anticipated to have a compliance cost related to any updates in messaging structure or as a result of ELR requirements. Non-small business acute care hospitals may have an inestimable compliance cost to comply with eCR requirements. Non-small business that operate an emergency department may have an inestimable compliance cost to comply with SyS requirements. Any compliance costs as a result of changes in this filing to reportable conditions are also inestimable.

Additionally, non-small medical software vendors that choose to update software to become compatible with ELR, eCR, and SyS may have an inestimable compliance cost.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$50,000	\$20,000	\$20,000	\$20,000	\$20,000
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	(\$50,000)	(\$20,000)	(\$20,000)	(\$20,000)	(\$20,000)

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

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-1-202	Section 26B-7-202	Section 26B-7-207
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Incorporation by Reference Information

8. Incorporation by Reference:

A. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	HL7 CDA R2 Implementation Guide: Public Health Case Report, the Electronic Initial Case Report (eICR) Release 3.1.1 – US Realm
Publisher	Health Level Seven International
Issue Date	October 2024
Issue or Version	3.1.1

B. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	HL7 Version 2.5.1 Implementation Guide: Laboratory Results Interface (LRI), Release 1 STU Release 4 - US Realm
Publisher	Health Level Seven International
Issue Date	October 2022
Issue or Version	2.5.1

C. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Electronic Case Reporting Supplemental Document
Publisher	Utah Department of Health and Human Services
Issue Date	August 14, 2025
Issue or Version	1

D. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Electronic Laboratory Reporting Supplemental Document
Publisher	Utah Department of Health and Human Services
Issue Date	August 14, 2025
Issue or Version	1

E. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. <i>If none, leave blank</i>):	
Official Title of Materials Incorporated (from title page)	Syndromic Surveillance Reporting Requirement Supplemental Document
Publisher	Utah Department of Health and Human Services
Issue Date	August 29, 2025
Issue or Version	1

F. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. <i>If none, leave blank</i>):	
Official Title of Materials Incorporated (from title page)	HL7 Version 2.5.1 Implementation Guide: Syndromic Surveillance, Release 1 - US Realm
Publisher	Health Level Seven International
Issue Date	July 26, 2019
Issue or Version	2.5.1

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.	
A. Comments will be accepted until:	04/14/2026

10. This rule change MAY become effective on:	04/21/2026
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:	02/25/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment		
Rule or section number:	R392-302-38	Filing ID: 57816

Agency Information

1. Title catchline:	Health and Human Services, Population Health, Environmental Health	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 142102	
City, state and zip:	Salt Lake City, UT 84114-2102	
Contact persons:		
Name:	Phone:	Email:
Karl Hartman	801-538-6191	khartman@utah.gov
Sarah Cheshire	801-538-6191	scheshire@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:

R392-302-38. Special Purpose Pools: Cold Plunge Pools

4. Purpose of the new rule or reason for the change:

As a result of discussions within the Department of Health and Human Services (department) and with stakeholders, who had concerns about operational burdens related to an onsite attendant, this proposed amendment to Section R392-302-38 is intended to clarify the department's approach to public health at public cold plunge pools.

Public cold baths are exempt from this rule, as Section 26B-7-124 includes a definition that a public cold bath is 180 gallons or fewer and restricts the department from regulating a public cold bath by rule. A public cold plunge pool is more than 180 gallons and allows for multiple concurrent users.

The approach in this amendment balances health protections with stakeholder concerns regarding operational burdens.

5. Summary of the new rule or change:

The proposed amendment revises Section R392-302-38 to remove the requirement for an onsite attendant at cold plunge facilities.

Cold plunge pools will otherwise continue to be regulated consistent with hot tub spa pool requirements, with signage requirements modified to reflect cold plunge-specific safety considerations.

This amendment also makes the term "cold plunge pool" consistent throughout the section. No other sections of this rule are amended.

Fiscal Information

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

A. State budget:

The department does not anticipate any fiscal impact to the state budget as a result of these amendments.

The changes remove a regulatory requirement and do not require additional state resources or enforcement activities.

The department evaluated existing compliance requirements for hot tub spas and cold plunge pools and consulted with local health departments and industry stakeholders.

B. Local governments:

Local health departments are not expected to experience any fiscal impact.

The removal of the onsite attendant requirement may reduce enforcement and compliance monitoring burdens for local health departments.

No additional inspections, staffing, or resources are required.

The magnitude and direction of any impact depend on the number of cold plunge facilities in operation, facility utilization rates, and local enforcement practices, which vary by jurisdiction and are not currently tracked in a manner that allows reliable quantification.

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

Small businesses operating cold plunge facilities may experience cost savings from eliminating onsite attendant staffing requirements.

However, the extent of these savings is highly variable and depends on individual business models, hours of operation, staffing practices, and market demand.

As cold plunge facilities are a rapidly emerging industry with limited baseline economic data, the department cannot reliably estimate aggregate cost impacts.

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

Non-small businesses operating cold plunge facilities may experience cost savings from eliminating onsite attendant staffing requirements.

However, the extent of these savings is highly variable and depends on individual business models, hours of operation, staffing practices, and market demand.

As cold plunge facilities are a rapidly emerging industry with limited baseline economic data, the department cannot reliably estimate aggregate cost impacts.

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**):

Members of the public may experience indirect economic impacts, such as changes in user fees, depending on how facility operators adjust pricing and services in response to the regulatory change.

These market-driven effects are speculative and cannot be quantified by the department.

F. Compliance costs for affected persons:

The Department does not anticipate any compliance costs for affected persons as a result of this amendment.

Facilities may experience reduced staffing costs due to removal of the onsite attendant requirement.

No additional inspections, staffing, or resources are required.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

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-1-202	Section 26B-7-113	Section 26B-7-124
Section 26B-7-402		

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until: 04/14/2026

10. This rule change MAY become effective on: 04/21/2026

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:	02/25/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or section number: R414-1-5 **Filing ID:** 57824

Agency Information

1. Title catchline:	Health and Human Services, Integrated Healthcare		
Building:	Cannon Health Building		
Street address:	288 N 1460 W		
City, state:	Salt Lake City, UT		
Mailing address:	PO Box 143325		
City, state and zip:	Salt Lake City, UT 84114-3325		
Contact persons:			
Name:	Phone:	Email:	
Craig Devashrayee	801-538-6641	cdevashrayee@utah.gov	
Mariah Noble	385-214-1150	mariahnoble@utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:

R414-1-5. Incorporations by Reference

4. Purpose of the new rule or reason for the change:

Based on an internal review, the Department of Health and Human Services (department) determined it is appropriate to implement by rule Medicaid policy through incorporating by reference the January 2026 version of the Medicaid State Plan and incorporating by reference the January 2026 versions of the agency's Medicaid provider manuals.

5. Summary of the new rule or change:

This amendment incorporates by reference the current version of the Medicaid State Plan.

It also incorporates by reference current provider manuals into this rule.

Changes include the addition of provisions related to Medicaid adult expansion, justice expansion, dental adult expansion, and updates to home and community-based services.

This amendment also removes previous incorporations by reference that are no longer applicable.

Additionally, this amendment alphabetizes the list of provider manuals incorporated by reference.

Fiscal Information

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

A. State budget:

The department does not expect any fiscal impact on the state budget because this change only updates the version of the incorporated state plan the state currently follows.

This amendment does not affect implementation of the state plan.

Further, the rule's incorporation of ongoing Medicaid policy described in the provider manuals and Lookup Tool does not create any cost or savings to the department or other state agencies because the changes reflect current policy and do not add to, modify, or remove processes already in place.

B. Local governments:

The department does not expect any fiscal impact on local governments because this change only updates the version of the incorporated state plan the state currently follows.

This amendment does not affect implementation.

Further, the rule's incorporation of ongoing Medicaid policy described in the provider manuals and Lookup Tool does not create any cost or savings to the department or other state agencies because the changes reflect current policy and do not add to, modify, or remove processes already in place.

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

The department does not expect any fiscal impact on small businesses because this change only updates the version of the incorporated state plan the state currently follows.

This amendment does not affect implementation.

Further, the rule's incorporation of ongoing Medicaid policy described in the provider manuals and Lookup Tool does not create any cost or savings to the department or other state agencies because the changes reflect current policy and do not add to, modify, or remove processes already in place.

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

The department does not expect any fiscal impact on non-small businesses because this change only updates the version of the incorporated state plan the state currently follows.

This amendment does not affect implementation.

Further, the rule's incorporation of ongoing Medicaid policy described in the provider manuals and Lookup Tool does not create any cost or savings to the department or other state agencies because the changes reflect current policy and do not add to, modify, or remove processes already in place.

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 department does not expect any fiscal impact on other persons because this change only updates the version of the incorporated state plan the state currently follows.

This amendment does not affect implementation.

Further, the rule's incorporation of ongoing Medicaid policy described in the provider manuals and Lookup Tool does not create any cost or savings to the department or other state agencies because the changes reflect current policy and do not add to, modify, or remove processes already in place.

F. Compliance costs for affected persons:

The department does not expect any compliance cost for affected persons, including a single Medicaid provider or member, because this change only updates the version of the incorporated state plan the state currently follows.

This amendment does not affect implementation.

Further, the rule's incorporation of ongoing Medicaid policy described in the provider manuals and Lookup Tool does not create any cost to the department or other state agencies because the changes reflect current policy and do not add to, modify, or remove processes already in place.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

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-1-213	Section 26B-3-108	
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Incorporation by Reference Information

8. Incorporation by Reference:

A. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid State Plan
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NOTICES OF PROPOSED RULES

Publisher	Centers for Medicare and Medicaid Services
Issue or Version	2026

B. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Autism Spectrum Disorder Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

C. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Behavioral Health Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

D. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Dental, Oral Maxillofacial, and Orthodontia Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

E. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Early and Periodic Screening, Diagnostic, and Treatment (EPSDT) Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 1, 2026

F. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Home and Community-Based Services Waiver for Individuals with an Acquired Brain Injury
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	September 2025

G. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Home and Community-Based Services Waiver for Individuals with Physical Disabilities
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	September 2025

H. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Home and Community-Based Services Waiver for Technology Dependent, Medically Fragile Individuals
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	July 2020

I. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Home and Community-Based Waiver Services New Choices Waiver
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	July 2021

J. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Medically Complex Children's Waiver
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	July 2020

K. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Utah Home and Community Based Services Waiver for Individuals with Intellectual Disabilities or Other Related Conditions
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	November 2025

L. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Utah Home and Community-Based Services Waiver for Individuals Age 65 or Older
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	April 2022

M. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Home Health Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

N. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Hospice Care Services
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NOTICES OF PROPOSED RULES

Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

O. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Hospital Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

P. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Housing Related Services and Supports
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	September 2025

Q. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Indian Health Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	November 2025

R. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Integrated Healthcare Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

S. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Long Term Care Services in Nursing Facilities
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	September 2025

T. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Medical Supplies and Durable Medical Equipment
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	November 2025

U. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Medical Transportation Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	September 2025

V. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Personal Care Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

W. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Pharmacy Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

X. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Physician Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

Y. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Physical Therapy and Occupational Therapy Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

Z. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Rural Health Clinics and Federally Qualified Health Centers Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	November 2025

AA. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, School-Based Skills Development Services
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NOTICES OF PROPOSED RULES

Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

BB. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Section I: General Information
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	January 2026

CC. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Speech-Language Pathology and Audiology Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	September 2025

DD. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Targeted Case Management for Early Childhood
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	July 2025

EE. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Targeted Case Management for Individuals with Serious Mental Illness
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	July 2025

FF. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Vision Care Services
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	November 2025

GG. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Medicaid Provider Manual, Women's Services and Family Planning
Publisher	Utah Department of Health and Human Services, Division of Integrated Healthcare
Issue or Version	March 2026

Public Notice Information**9. The public may submit written or oral comments to the agency identified in box 1.****A. Comments will be accepted until:** 04/14/2026**10. This rule change MAY become effective on:** 04/21/2026

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:	02/25/2026
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NOTICE OF SUBSTANTIVE CHANGE**TYPE OF FILING:** Amendment

Rule or section number:	R436-18	Filing ID: 57817
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Agency Information

1. Title catchline:	Health and Human Services, Data, Systems and Evaluation, Vital Records and Statistics	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 141012	
City, state and zip:	Salt Lake City, UT 84114-1012	
Contact persons:		
Name:	Phone:	Email:
Nicole Bissonette	385-266-1543	nbissonette@utah.gov
Mariah Noble	385-214-1150	mariahnoble@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information**2. Rule or section catchline:**

R436-18. Adoption Program Procedures, Form Content, and Donations

3. Are any changes in this filing because of state legislative action? Changes are because of legislative action.**If yes, any bill number and session:** HB 129 (2025 General Session), SB119 (2025 General Session)**4. Purpose of the new rule or reason for the change:**

HB 129, passed in the 2025 General Session, altered Section 26B-8-125 to remove part of the rulemaking authority for the Office of Vital Records and Statistics (office) to make rules establishing procedures and the content forms for a birth parent's election to permit identifying information about the birth parent to be made available under Section 78B-6-141.

It also updated the office's remaining rulemaking authority to establish procedures and content of forms related to adoption documents that are vital records by updating and renumbering citations within the subsection that gives the office rulemaking authority. HB 129 (2025) also included a coordinating clause with SB 119, passed in the 2025 General Session, which renumbered Sections 76B-6-141 to 81-13-103, 76B-6-144 to 81-13-504, and 76B-6-144.5 to 81-13-505.

Through the coordinating clause, HB 129 (2025) additionally updated the new Section 81-13-103 to stipulate who may inspect and copy sealed adoption documents and under what circumstances those documents may be accessed, procedures related to a motion to intervene in an adoption proceeding, access for child adoptees and adult adoptees to inspect and copy certain adoption documents, and procedures for pre-existing parents to petition to keep records sealed for 10 additional years after the adoptee turns 18 years old through a court order.

Based on these legislative changes, the office determined it is necessary to update this rule's language and references to align with current statute.

5. Summary of the new rule or change:

In accordance with HB 129 (2025), this amendment removes rule language that originally established procedures and content forms for a birth parent's election to permit identifying information about the birth parent.

Additionally, this amendment updates statutory citations to align with renumbering in SB 119 (2025) and incorporates changes made through HB 129 (2025) to allow adoptees who are at least 18 years old to obtain a non-certified copy of that adoptee's original birth certificate without a court order.

This amendment also updates terminology used to describe adoptees who have reached at least 18 years old so as not to cause confusion with the term "adult adoptee," as defined in Section 81-13-101.

This amendment also makes style and formatting changes for clarity, to comply with the Rulewriting Manual for Utah, and to align with other rules under the department.

Fiscal Information

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

A. State budget:

There is no anticipated fiscal impact as a result of this amendment because even though this amendment broadens which adoptees may access a non-certified original birth certificate without a court order, it does not add to, modify, or remove any part of existing processes within the Office of Vital Records and Statistics to distribute requested birth certificates.

Also, this amendment does not alter any fee for an adoptee who registers through the adoption registry.

Additionally, any cost or savings as a result of HB 129 (2025) is captured in the fiscal note for that bill, which can be viewed at <https://pf.utleg.gov/public-web/sessions/2025GS/fiscal-notes/HB0129S02.fn.pdf>.

B. Local governments:

There is no anticipated fiscal impact to local governments as a result of this amendment because this rule does not apply to local governments.

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

There is no anticipated fiscal impact to small businesses as a result of this amendment because this rule does not apply to small businesses.

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

There is no anticipated fiscal impact to non-small businesses as a result of this amendment because this rule does not apply to non-small businesses.

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 anticipated fiscal impact to other persons, identified as adoptees, as a result of this amendment because, while this amendment updates procedures for who may access a non-certified birth certificate without a court order, there is no change to the process for requesting access to that document.

Also, this amendment does not alter any fee for an adoptee who registers through the adoption registry.

Additionally, any cost or savings as a result of HB 129 (2025) is captured in the fiscal note for that bill, which can be viewed at <https://pf.utleg.gov/public-web/sessions/2025GS/fiscal-notes/HB0129S02.fn.pdf>.

F. Compliance costs for affected persons:

There are no anticipated compliance costs for affected persons, including the Office of Vital Records and Statistics and adoptees.

While this amendment updates which adoptees may access non-certified birth certificates without a court order, there is no change to the process for requesting access to that document.

Also, this amendment does not alter any fee for an adoptee who registers through the adoption registry.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

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-8-125	Section 81-13-103	Section 81-13-504
Section 81-13-505		

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until: 04/14/2026

10. This rule change MAY become effective on: 04/21/2026

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:	02/25/2026
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NOTICE OF SUBSTANTIVE CHANGE		
TYPE OF FILING: Amendment		
Rule or section number:	R460-3-7	Filing ID: 57825

Agency Information

1. Title catchline:	Housing Corporation, Administration	
Building:	Utah Housing Corporation Office	
Street address:	2479 Lake Park Boulevard	
City, state:	West Valley City, UT	
Mailing address:	2479 Lake Park Boulevard	
City, state and zip:	West Valley City, UT 84120	
Contact persons:		
Name:	Phone:	Email:
Jonathan Hanks	801-902-8221	jhanks@uthc.org
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R460-3-7. Condominium Construction Loan Program
4. Purpose of the new rule or reason for the change:
The purpose of this amendment is to add information on a new program available through Utah Housing Corporation (UHC).
5. Summary of the new rule or change:
Section R460-3-7 is added to provide guidance on how an applicant may apply for condominium construction financing available through UHC.

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 Subsection 63H-8-102(3)(b) states that UHC is a "financially independent body" and therefore receives no state appropriation.
B. Local governments:
There is expected to be an inestimable fiscal benefit to local governments in the form of increased building permit and impact fees, sales tax, and property tax revenues.
It is impossible to estimate the amount by which local government may benefit as it is unknown where and when eligible condominium projects will be constructed, the amount of building materials to be purchased in any given municipality, or the number of workers hired from local communities and how long they may be working in a given community that might contribute to sales tax revenue.
C. Small businesses ("small business" means a business employing 1-49 persons):
There is expected to be an inestimable fiscal benefit to small businesses engaged in small-scale condominium development for owner-occupied, single-family purchase.
It is impossible to predict the revenue that may be received by small business developers because it is impossible to predict the structure of the development team, how many units will be developed, etc. An application fee of \$2,500 (per project) must be paid if a small business decides to submit a condominium project for review under the program.

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

There is expected to be an inestimable fiscal benefit to non-small businesses engaged in larger-scale condominium development for owner-occupied, single-family purchase.

It is impossible to predict the revenue that may be received by non-small business developers because it is impossible to predict the structure of the development team, how many units will be developed, etc.

An application fee of \$2,500 (per project) must be paid if non-small business decides to submit a condominium project for review under the program.

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 expected to be an inestimable fiscal benefit to persons other than small business, non-small businesses, state, or local government entities.

It is impossible to predict the revenue that may be received by other persons because it is impossible to predict the how other persons may engage in or with other entities and the capacity in which they may find themselves participating in a condominium development project.

An application fee of \$2,500 must be paid if persons other than those described decide to submit a condominium project for review under the program.

F. Compliance costs for affected persons:

An application fee of \$2,500 must be paid by a person or entity that decides to submit a condominium project for review under the program.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

The CEO of the Utah Housing Corporation, David Damschen, has reviewed and approved this regulatory impact analysis.

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 63H-8-301	Section 63H-8-302	Section 63H-8-303
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until: 04/14/2026

10. This rule change MAY become effective on: 04/21/2026

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:	Jonathan Hanks, SVP/COO	Date:	02/25/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment		
Rule or section number:	R539-1	Filing ID: 57818

Agency Information

1. Title catchline:	Health and Human Services, Services for People with Disabilities	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 145145	
City, state and zip:	Salt Lake City, UT 84114-5145	
Contact persons:		
Name:	Phone:	Email:
Bruce Quaglia	435-669-4855	bquaglia@utah.gov
Mariah Noble	385-214-1150	mariahnoble@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R539-1. Eligibility
4. Purpose of the new rule or reason for the change:
Upon internal review, the Division of Services for People with Disabilities (division) determined that, for consistency within this rule and with other rules under Title R539, it is necessary to align language in this rule that refers to medical professionals who are qualified to make a diagnosis.
5. Summary of the new rule or change:
This filing aligns language in Subsections R539-1-5-(4)(a) and R539-1-6(2)(a) to match wording in Subsection R539-1-6(5)(a). Additionally, in Section R539-1-7, this filing replaces "department" with "division" for greater specificity.

Fiscal Information

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

A. State budget:

There is no anticipated fiscal impact to the state budget because this filing aligns language throughout this rule related to medical professionals who are qualified to make a diagnosis but does not add additional requirements or restrictions to this group.

Additionally, this filing updates references to the Department of Health and Human Services (department) to the division for greater specificity.

This update does not alter existing processes, as the division falls within the department and is already the designated agency, within the department, responsible for these processes.

B. Local governments:

There is no anticipated fiscal impact to local governments because local governments do not interface with division programming.

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

There is no anticipated fiscal impact to small businesses because this filing aligns language throughout this rule related to medical professionals who are qualified to make a diagnosis but does not add additional requirements or restrictions to this group.

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

There is no anticipated fiscal impact to non-small businesses because this filing aligns language throughout this rule related to medical professionals who are qualified to make a diagnosis but does not add additional requirements or restrictions to this group.

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 anticipated fiscal impact to other persons because this filing aligns language throughout this rule related to medical professionals who are qualified to make a diagnosis but does not add additional requirements or restrictions to this group.

F. Compliance costs for affected persons:

There are no anticipated compliance costs for affected persons, as there were no identified costs for any party as a result of this filing.

This filing aligns language throughout this rule related to medical professionals who are qualified to make a diagnosis but does not add additional requirements or restrictions to this group.

Additionally, this filing updates references to the department to the division for greater specificity.

This update does not alter existing processes, as the division falls within the department and is already the designated agency, within the department, responsible for these processes.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030

NOTICES OF PROPOSED RULES

State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

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-6-402 Section 26B-6-403

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.
A. Comments will be accepted until: 04/14/2026

10. This rule change MAY become effective on: 04/21/2026
 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:	02/25/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment
Rule or section number: **R539-5** **Filing ID:** 57819

Agency Information

1. Title catchline:	Health and Human Services, Services for People with Disabilities	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 145145	
City, state and zip:	Salt Lake City, UT 84114-5145	
Contact persons:		
Name:	Phone:	Email:
Bruce Quaglia	435-669-4855	bquaglia@utah.gov
Mariah Noble	385-214-1150	mariahnoble@utah.gov

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

General Information

2. Rule or section catchline:
 R539-5. Self-Administered Services

4. Purpose of the new rule or reason for the change:

Upon internal review, the Division of Services for People with Disabilities (division) determined that it is necessary to update this rule to clarify that the review processes for receiving public funds through the self-administered services (SAS) model includes the possibility of an audit by the Department of Health and Human Services (department).

Additionally, the division determined it is appropriate to restrict SAS employees from using intrusive behavior intervention because SAS employees are not required to be trained on this type of intervention.

5. Summary of the new rule or change:

This filing adds Subsection R539-5(7) to restrict SAS employees from using intrusive behavior intervention.

This filing updates Subsection R539-5-7(2) to reformat the wording to be more consistent with other rules and comply with the Rulewriting Manual for Utah.

Finally, this filing adds language to Subsection R539-5-7(6) to specify that the department may audit any person who receives services through SAS.

Fiscal Information**6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:****A. State budget:**

There is no anticipated fiscal impact to the state budget as a result of this filing because it is not the practice of SAS employees to use intrusive behavior intervention, so adding the restriction that SAS employees are not allowed to use this type of intervention does not alter existing practices.

Additionally, state employees already complete reviews of public funds disbursed through the SAS model, so adding clarifying language to this rule that an audit may occur does not change the current process.

Through the review process, individuals who fail to meet requirements may be required to pay back state funds, but that requirement is also already part of the process without this filing.

B. Local governments:

There is no anticipated fiscal impact to local governments because local governments do not interface with division programming.

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

There is no anticipated fiscal impact to small businesses because it is not the practice of SAS employees to use intrusive behavior intervention, so adding the restriction that SAS employees are not allowed to use this type of intervention does not alter existing practices.

Additionally, state employees already complete reviews of public funds disbursed through the SAS model, so adding clarifying language to this rule that an audit may occur does not change the current process.

Through the review process, individuals who fail to meet requirements may be required to pay back state funds, but that requirement is also already part of the process without this filing.

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

There is no anticipated fiscal impact to non-small businesses because a SAS agreement is only between an employer, who is the person in services, and the individuals they hire to train and provide services.

The division is unaware of any SAS services registered as non-small businesses.

As such, this rule does not apply to any non-small business.

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 anticipated fiscal impact to other persons because it is not the practice of SAS employees to use intrusive behavior intervention, so adding the restriction that SAS employees are not allowed to use this type of intervention does not alter existing practices.

Additionally, state employees already complete reviews of public funds disbursed through the SAS model, so adding clarifying language to this rule that an audit may occur does not change the current process.

Through the review process, individuals who fail to meet requirements may be required to pay back state funds, but that requirement is also already part of the process without this filing.

F. Compliance costs for affected persons:

There are no anticipated compliance costs for affected persons, as there were no identified costs for any party as a result of this filing.

It is not the practice of SAS employees to use intrusive behavior intervention, so adding the restriction that SAS employees are not allowed to use this type of intervention does not alter existing practices.

Additionally, state employees already complete reviews of public funds disbursed through the SAS model, so adding clarifying language to this rule that an audit may occur does not change the current process.

Through the review process, individuals who fail to meet requirements may be required to pay back state funds, but that requirement is also already part of the process without this filing.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

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-6-403		
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until: 04/14/2026

10. This rule change MAY become effective on: 04/21/2026

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:	02/25/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Repeal and Reenact

Rule or section number: R539-10 **Filing ID:** 57820

Agency Information

1. Title catchline:	Health and Human Services, Services for People with Disabilities		
Building:	Cannon Health Building		
Street address:	288 N 1460 W		
City, state:	Salt Lake City, UT		
Mailing address:	PO Box 145145		
City, state and zip:	Salt Lake City, UT 84114-5145		
Contact persons:			
Name:	Phone:	Email:	
Bruce Quaglia	435-669-4855	bquaglia@utah.gov	
Mariah Noble	385-214-1150	mariahnoble@utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:

R539-10. Short-Term, Limited Services for the Waiting List

3. Are any changes in this filing because of state legislative action? Changes are because of legislative action.

If yes, any bill number and session: HB 3 (2025 General Session), SB 2 (2025 General Session)

4. Purpose of the new rule or reason for the change:

HB 3 and SB 2, both passed in the 2025 General Session, allocated funding to the Division of Services for People with Disabilities (division) for new peer support waiting list services, making it necessary for the division to add language to this rule to regulate this program.

Additionally, upon review of this rule, the division determined it is necessary to make additional changes for clarity, to align with other rules within the Department of Health and Human Services (department), and to comply with the Rulewriting Manual for Utah.

5. Summary of the new rule or change:

This filing adds Sections R539-10-7 and R539-10-8 to outline procedures for selecting recipients and for the administration of peer support waiting list services.

This filing adjusts wording throughout this rule to reflect additional time-limited services available to persons on the waiting list.

This filing updates applicable definitions and replaces the term "respite care services" with "temporary relief waiting list services" to distinguish these time-limited services from other ongoing services also called respite services.

Due to the amount of changes, the division determined it was appropriate to file this as a repeal and reenact.

Fiscal Information

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

A. State budget:

There is no anticipated fiscal impact to the state budget as a result of this filing, as the funding was already appropriated and is part of the ongoing budget for the division.

The costs of this program are anticipated to be covered by these appropriated funds.

The changes in this filing help clarify procedures to administer this program's services, but the administrative procedures are anticipated to be absorbed into the duties of existing division staff.

Through HB 3 and SB 2 (2025), ongoing state general funds were appropriated to the division, beginning in FY26, to fund the peer support program outlined in Sections R539-10-7 and R539-10-8. The funding for the peer support program is embedded in a \$6,000,000 funding item for the waiting list. This was approved by the Executive Appropriations Subcommittee and funded by the legislature.

The EAC funding item can be found in item 256 at <https://le.utah.gov/interim/2025/pdf/00001905.pdf>.

B. Local governments:

There is no anticipated fiscal impact to local governments because local governments have no involvement with this program, which applies exclusively to state agencies and contracted providers.

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

There is an anticipated fiscal benefit to small businesses who contract to provide peer support waiting list services as a result of this filing because these businesses will receive state payments for services provided.

However, the amount of this benefit is inestimable because that amount is dependent on the level of supports each small business provides. As this is a new program, there is no way to estimate which small businesses will participate or how much support they will provide.

Furthermore, the division is unable to know which contractors will apply, so it is impossible to determine how many will be small businesses. The division does not anticipate any direct cost to a small business as a result of this filing.

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

There is an anticipated fiscal benefit to non-small businesses who contract to provide peer support waiting list services as a result of this filing because these businesses will receive state payments for services provided.

However, the amount of this benefit is inestimable because that amount is dependent on the level of supports each non-small business provides. As this is a new program, there is no way to estimate which non-small businesses will participate or how much support they will provide.

Furthermore, the division is unable to know which contractors will apply, so it is impossible to determine how many will be non-small businesses. The division does not anticipate any direct cost to a non-small business as a result of this filing.

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 an anticipated indirect fiscal benefit to the individuals hired as peer support wait list services workers due to the wages they receive.

However, this amount is inestimable because there is no way to know how many individuals will be hired and wages could vary depending on the workload or different agreements with employers.

There is no anticipated cost to persons who receive these services because funding to pay for these services has been allocated to the division by the Legislature and will therefore, come from the state.

F. Compliance costs for affected persons:

While there are benefits for affected persons, any costs related to updates in this filing have already been addressed through appropriations in HB 3 and SB 2 (2025). As such, there are no anticipated compliance costs for affected persons as a result of this filing.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

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:

Subsection 26B-6-402(7)	Subsection 26B-6-403(2)(b)	Subsection 26B-6-403(2)(l)
Subsection 26B-6-403(2)(q)		

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	04/14/2026
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10. This rule change MAY become effective on:	04/21/2026
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:	02/25/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment		
Rule or section number:	R539-13	Filing ID: 57821

Agency Information

1. Title catchline:	Health and Human Services, Services for People with Disabilities	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 145145	
City, state and zip:	Salt Lake City, UT 84114-5145	
Contact persons:		
Name:	Phone:	Email:
Bruce Quaglia	435-669-4855	bquaglia@utah.gov
Mariah Noble	385-214-1150	mariahnoble@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R539-13. Division Definitions
4. Purpose of the new rule or reason for the change:
Upon internal review, the Division of Services for People with Disabilities (division) determined it is necessary to add "informed consent" to this rule to clarify the use of that term in rules under Title R539.
5. Summary of the new rule or change:
This amendment adds a new definition for "informed consent" and renumbers subsequent subsections as appropriate.

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is no anticipated fiscal impact to the state budget because this filing adds a definition to terms used by the division but does not add to, modify, or remove any division responsibilities or processes.
B. Local governments:
There is no anticipated fiscal impact to local governments because this rule includes terms used by the division and does not dictate terminology used by local governments.

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

There is no anticipated fiscal impact to small businesses because this rule includes terms used by the division and does not dictate terminology used by small businesses.

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

There is no anticipated fiscal impact to non-small businesses because this rule includes terms used by the division and does not dictate terminology used by non-small businesses.

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 anticipated fiscal impact to other persons because this rule includes terms used by the division and does not dictate terminology used by other persons.

F. Compliance costs for affected persons:

There are no anticipated compliance costs for affected persons, as there were no identified costs for any party as a result of this filing.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

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-6-402	Section 26B-6-403	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	04/14/2026
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10. This rule change MAY become effective on:	04/21/2026
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:	02/25/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment		
Rule or section number:	R539-16	Filing ID: 57822

Agency Information

1. Title catchline:	Health and Human Services, Services for People with Disabilities	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 145145	
City, state and zip:	Salt Lake City, UT 84114-5145	
Contact persons:		
Name:	Phone:	Email:
Bruce Quaglia	435-669-4855	bquaglia@utah.gov
Mariah Noble	385-214-1150	mariahnoble@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R539-16. Caregiver Compensation
4. Purpose of the new rule or reason for the change:
Upon internal review, the Division of Services for People with Disabilities (division) determined that it is necessary to update this rule to clarify that the review process for receiving public funds through the caregiver compensation service delivery method includes the possibility of an audit or other actions by the Department of Health and Human Services (department).
5. Summary of the new rule or change:
This filing reformats wording in Subsection R539-16-7(2) for consistency with other rules and compliance with the Rulewriting Manual for Utah.
It also adds Subsections R539-16-7(6) through R539-16-7(8) to specify that the department may audit any person who receives services through the caregiver compensation service delivery method and other actions that the department may take to reduce or terminate services delivered through the caregiver compensation service delivery method.
Additionally, "service" is added throughout this rule for consistency in terminology.

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is no anticipated fiscal impact to the state budget as a result of this filing because state employees already complete reviews of public funds disbursed through the caregiver compensation service delivery method and the department already has

the ability to authorize a change to the level of caregiver compensation or to terminate the caregiver compensation service delivery method for misuse of funds or inappropriate billing.

Adding clarifying language to this rule to specify that these processes may occur does not change the current process.

Through the review, individuals who fail to meet requirements may be required to pay back state funds, but that requirement is also already part of the process without this filing.

B. Local governments:

There is no anticipated fiscal impact to local governments because local governments do not interface with division programming.

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

There is no anticipated fiscal impact to small businesses because state employees already complete reviews of public funds disbursed through the caregiver compensation service delivery method and the department already has the ability to authorize a change to the level of caregiver compensation or to terminate the caregiver compensation service delivery method for misuse of funds or inappropriate billing.

Adding clarifying language to this rule to specify that these processes may occur does not change the current process.

Through the review, individuals who fail to meet requirements may be required to pay back state funds, but that requirement is also already part of the process without this filing.

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

There is no anticipated fiscal impact to non-small businesses because state employees already complete reviews of public funds disbursed through the caregiver compensation service delivery method and the department already has the ability to authorize a change to the level of caregiver compensation or to terminate the caregiver compensation service delivery method for misuse of funds or inappropriate billing.

Adding clarifying language to this rule to specify that these processes may occur does not change the current process.

Through the review, individuals who fail to meet requirements may be required to pay back state funds, but that requirement is also already part of the process without this filing.

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 anticipated fiscal impact to other persons because state employees already complete reviews of public funds disbursed through the caregiver compensation service delivery method and the department already has the ability to authorize a change to the level of caregiver compensation or to terminate the caregiver compensation service delivery method for misuse of funds or inappropriate billing.

Adding clarifying language to this rule to specify that these processes may occur does not change the current process.

Through the review, individuals who fail to meet requirements may be required to pay back state funds, but that requirement is also already part of the process without this filing.

F. Compliance costs for affected persons:

There are no anticipated compliance costs for affected persons, as there were no identified costs for any party as a result of this filing.

State employees already complete reviews of public funds disbursed through the caregiver compensation service delivery method and the department already has the ability to authorize a change to the level of caregiver compensation or to terminate the caregiver compensation service delivery method for misuse of funds or inappropriate billing.

Adding clarifying language to this rule to specify that these processes may occur does not change the current process.

Through the review, individuals who fail to meet requirements may be required to pay back state funds, but that requirement is also already part of the process without this filing.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

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-6-402	Section 26B-6-403	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.
A. Comments will be accepted until: 04/14/2026

10. This rule change MAY become effective on: 04/21/2026
 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:	02/25/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Repeal	
Rule or section number: R590-285	Filing ID: 57828

Agency Information

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

General Information

2. Rule or section catchline:	
R590-285. Limited Long-Term Care Insurance	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 58 (2026 General Session)
4. Purpose of the new rule or reason for the change:	
The rule is being repealed because the language requiring the commissioner to adopt a rule for specific provisions was removed from statute by the passing of HB 58 (2026 General Session).	
5. Summary of the new rule or change:	
The change repeals this rule in its entirety.	

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.	
While the commissioner no longer has rulemaking authority over certain provisions of the statute, the statute itself remains in effect.	
The Department of Insurance (Department) anticipates no significant changes in its overall duties or operations.	
B. Local governments:	
There is no anticipated cost or savings to local governments.	
The repeal of this rule does not affect local governments in any way.	
C. Small businesses ("small business" means a business employing 1-49 persons):	
There is no anticipated cost or savings to small businesses.	
Despite the repeal of this rule, the statute remains in effect and licensees of the Department, which may include small businesses, are expected to comply with it.	
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):	
There is no anticipated cost or savings to non-small businesses.	

Despite the repeal of this rule, the statute remains in effect and licensees of the Department, which may include non-small businesses, are expected to comply with it.

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 anticipated cost or savings to any other persons.

Despite the repeal of this rule, the statute remains in effect and licensees of the Department, which may include other persons, are expected to comply with it.

F. Compliance costs for affected persons:

There are no compliance costs for any affected persons.

This rule is being repealed, which requires no compliance on the part of any person.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

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

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 31A-2-201	Section 31A-22-2006	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	04/14/2026
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10. This rule change MAY become effective on:	04/21/2026
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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

Agency head or designee and title:	Steve Gooch, Public Information Officer	Date:	02/26/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number: R592-18 **Filing ID:** 57806

Agency Information

1. Title catchline:	Insurance, Title and Escrow Commission		
Building:	Taylorsville State Office Building		
Street address:	4315 S 2700 W		
City, state:	Taylorsville, UT		
Mailing address:	PO Box 146901		
City, state and zip:	Salt Lake City, UT 84114-6901		
Contact persons:			
Name:	Phone:	Email:	
Steve Gooch	801-957-9322	sgooch@utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:
R592-18. Construction Disbursement Transactions
4. Purpose of the new rule or reason for the change:
This rule is created to clarify that holding construction money or money held for exchange under Section 1031, Internal Revenue Code, for a short time as a routine part of business is not a violation of Subsection 31A-23a-406(2)(h). The realities of business mean that funds often do not leave an escrow account held by a title insurance producer on the same day a transaction closes. This rule is intended to recognize that reality, while also upholding the larger prohibition on holding construction money after the close of a transaction. This rule was approved by the Title and Escrow Commission by a vote of 4 to 0 at its 02/09/2026 meeting.
5. Summary of the new rule or change:
This rule clarifies that a title insurance producer may not hold construction money or money held for exchange for more than two business days after the close of a real estate transaction.

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. Investigations related to holding funds will continue to be performed by Department of Insurance (Department) staff in the normal course of duties.
B. Local governments:
There is no anticipated cost or savings to local governments. This rule governs the relationship between the Department and its licensees and does not apply to local governments in any way.

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

There is no anticipated cost or savings to small businesses.

Insurance licensees are already prohibited from holding funds after a real estate transaction.

This rule does not apply or remove any new regulations.

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

There is no anticipated cost or savings to non-small businesses.

Insurance licensees are already prohibited from holding funds after a real estate transaction.

This rule does not apply or remove any new regulations.

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 anticipated cost or savings to any other persons.

Insurance licensees are already prohibited from holding funds after a real estate transaction.

This rule does not apply or remove any new regulations.

F. Compliance costs for affected persons:

There are no compliance costs for any affected persons.

Insurance licensees are already prohibited from holding funds after a real estate transaction.

This rule does not apply or remove any new regulations.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

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

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:

Subsection 31A-2-404(2)		
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	04/14/2026
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10. This rule change MAY become effective on:	04/21/2026
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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

Agency head or designee and title:	Steve Gooch, Public Information Officer	Date:	02/19/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:	R653-16	Filing ID: 57808
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Agency Information

1. Title catchline:	Natural Resources, Water Resources	
Building:	Utah Department of Natural Resources Building	
Street address:	1594 W North Temple St, Suite 310	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 146201	
City, state and zip:	Salt Lake City, UT 84114-6201	
Contact persons:		
Name:	Phone:	Email:
Ashley Sampson	801-538-7235	asampson@utah.gov
Shalaine De Bernardi	801-652-1668	shalainedebernardi@utah.gov
Sarah Shechter	385-977-8919	sshechter@agutah.gov

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

General Information

2. Rule or section catchline:

R653-16. Water Infrastructure and Long-term Planning

3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
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If yes, any bill number and session:	HB 280 (2024 General Session), HB 285 (2025 General Session)
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4. Purpose of the new rule or reason for the change:

Section 73-10g-603 requires the Water Development Coordinating Council (WDCC), through the Division of Water Resources, to make a rule governing how the WDCC should rank and prioritize water infrastructure projects for short-term, medium-term, and long-term planning purposes.

Any entity seeking water infrastructure fund money to fund a water infrastructure project will have to submit their project for ranking and prioritization through this process.

5. Summary of the new rule or change:

This filing enacts a rule regarding ranking and prioritization of water infrastructure projects.

Fiscal Information

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

A. State budget:

There is no impact on the state budget. HB 280, passed in the 2024 General Session, and HB 285, passed in the 2025 General Session, and this rule do not provide for any additional funding for water infrastructure projects.

The funding available for water infrastructure projects is dependent on separate appropriations by the Utah Legislature.

B. Local governments:

This rule will not result in changes to costs or savings for local governments.

Local governments may still submit a request for water infrastructure fund money to fund a water infrastructure project, which will now be subject to the ranking and prioritization process delineated by this rule.

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

This rule will not result in changes to costs or savings for small businesses.

Eligible small businesses may still submit a request for water infrastructure fund money to fund a water infrastructure project, which will now be subject to the ranking and prioritization process delineated by this rule.

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

This rule will not result in changes to costs or savings for non-small businesses.

Eligible non-small businesses may still submit a request for water infrastructure fund money to fund a water infrastructure project, which will now be subject to the ranking and prioritization process delineated by this rule.

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):

This rule will not result in changes to costs or savings for other eligible entities.

Other eligible entities may still submit a request for water infrastructure fund money to fund a water infrastructure project, which will now be subject to the ranking and prioritization process delineated by this rule.

F. Compliance costs for affected persons:

It should not cost an impacted entity anything to comply with this rule.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0

Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

H. Department head comments on fiscal impact and approval of regulatory impact analysis:
 The Executive Director of the Department of Natural Resources, Joel Ferry, has reviewed and approved this regulatory impact analysis.

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 73-10g-603 Section 73-10g-604

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.
A. Comments will be accepted until: 04/14/2026

10. This rule change MAY become effective on: 04/21/2026
 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: Joel Williams, Director **Date:** 03/11/2026

NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment
Rule or section number: R765-616 **Filing ID:** 57804

Agency Information

1. Title catchline: Higher Education (Utah Board of), Administration
Building: Utah Board of Higher Education Building, The Gateway
Street address: 60 S 400 W
City, state: Salt Lake City, UT 84101
Contact persons:

Name:	Phone:	Email:
Hilary Renshaw	801-646-4784	Hilary.renshaw@ushe.edu
Alison Adams	801-646-4784	Alison.adams@ushe.edu
Geoffrey T. Landward	801-646-4784	Glandward@ushe.edu

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

General Information

2. Rule or section catchline:
 R765-616. Adult Learner Grant Program

3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	SB 1001 (2025 Special Session)
4. Purpose of the new rule or reason for the change:	
<p>This filing amends Rule R765-616 based on amendments passed by the Utah Board of Higher Education.</p> <p>Those revisions amend the Adult Learner Grant Program requirements to align with updates to Utah Law made by SB 1001 (2025 Special Session) and include other nonsubstantive changes for clarity.</p>	
5. Summary of the new rule or change:	
<p>The amendments to Rule R765-616 make minor changes to the rule's definitions, the provisions for grant eligibility under the Adult Learner Grant Program (the "Program"), and to the process for awarding grants under the Program.</p>	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
<p>The amendments to Rule R765-616 will not have any fiscal impact on the state budget.</p> <p>There is no fiscal impact on the state budget because this rule provides procedures for administering the Adult Learner Grant Program (the "Program") and the changes made to the provisions of this rule do not create any cost to or any savings for the state budget.</p> <p>The appropriations that fund the Program occur separately from the processes set forth in this rule.</p>
B. Local governments:
<p>The amendments to Rule R765-616 will not have any fiscal impact on local governments.</p> <p>There is no fiscal impact on local governments because the rule provides procedures for administering the Adult Learner Grant Program (the "Program") and the changes made to the provisions of this rule do not create any cost to or any savings for local governments.</p> <p>The appropriations that fund the Program occur separately from the processes set forth in this rule.</p>
C. Small businesses ("small business" means a business employing 1-49 persons):
<p>The amendments to Rule R765-616 will not have any fiscal impact on small businesses.</p> <p>There is no fiscal impact on small businesses because this rule provides procedures for administering the Adult Learner Grant Program (the "Program") and the changes made to the provisions of this rule do not create any cost to or any savings for small businesses.</p> <p>The appropriations that fund the Program occur separately from the processes set forth in this rule.</p>
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
<p>The amendments to Rule R765-616 will not have any fiscal impact on non-small businesses.</p> <p>There is no fiscal impact on non-small businesses because this rule provides procedures for administering the Adult Learner Grant Program (the "Program") and the changes made to the provisions of this rule do not create any cost to or any savings for non-small businesses.</p> <p>The appropriations that fund the Program occur separately from the processes set forth in this rule.</p>

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 amendments to Rule R765-616 will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

There is no fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities because this rule provides procedures for administering the Adult Learner Grant Program (the "Program") and the changes made to the provisions of this rule do not create any cost to or any savings for persons other than small businesses, non-small businesses, state, or local government entities.

The appropriations that fund the Program occur separately from the processes set forth in this rule.

F. Compliance costs for affected persons:

The amendments to Rule R765-616 will not impose any compliance costs on affected persons.

There are no compliance costs because the rule provides procedures for administering the Adult Learner Grant Program (the "Program") and the changes made to the provisions of this rule do not create any such compliance costs.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

The Utah Commissioner of Higher Education, Geoffrey Landward, has reviewed and approved this regulatory impact analysis.

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:

Subsection 53H-11-412(2)

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until: 04/14/2026

10. This rule change MAY become effective on:	04/21/2026
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:	Alison Adams, Board Secretary and Designee	Date:	02/17/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment		
Rule or section number:	R765-628	Filing ID: 57805

Agency Information

1. Title catchline:	Higher Education (Utah Board of), Administration	
Building:	Utah Board of Higher Education Building, The Gateway	
Street address:	60 S 400 W	
City, state:	Salt Lake City, UT 84101	
Contact persons:		
Name:	Phone:	Email:
Hilary Renshaw	801-646-4784	Hilary.renshaw@ushe.edu
Alison Adams	801-646-4784	Alison.adams@ushe.edu
Geoffrey T. Landward	801-646-4784	Glandward@ushe.edu
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	R765-628. WICHE Professional Student Exchange Program
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	SB 1001 (2025 Special Session)
4. Purpose of the new rule or reason for the change:	
<p>This filing amends Rule R765-628 based on revisions passed by the Utah Board of Higher Education.</p> <p>Those revisions require that the previous term "domicile" be replaced with the term "bona fide resident" to update the requirements for student eligibility for the Western Interstate Commission for Higher Education (WICHE) professional student exchange program and to clarify the required documentation to verify residency.</p> <p>Other minor revisions are to rule provisions, and to statutory citations based on SB 1001 (2025 Special Session).</p>	
5. Summary of the new rule or change:	
<p>The amendments to Rule R765-628 update statutory citations based on SB 1001 (2025 Special Sessions).</p> <p>The amendments also delete the definition of "Domicile" and replace it with the term "Bona fide resident," which defines individuals who are eligible for the WICHE Professional Student Exchange Program.</p> <p>The other minor changes made in this rule are to ensure consistency with the new "bona fide resident" term.</p>	

Fiscal Information

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

A. State budget:

The amendments to Rule R765-628 will not have any fiscal impact on the state budget.

There is no fiscal impact on the state budget because this rule provides procedures for administering the WICHE Professional Student Exchange Program (the "Program") and the changes made to update the definitions of this rule do not create any cost to or any savings for the state budget.

B. Local governments:

The amendments to Rule R765-628 will not have any fiscal impact on local governments.

There is no fiscal impact on local governments because this rule provides procedures for administering the WICHE Professional Student Exchange Program (the "Program") and the changes made to update the definitions of this rule do not create any cost to or any savings for local governments.

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

The amendments to Rule R765-628 will not have any fiscal impact on small businesses.

There is no fiscal impact on small businesses because this rule provides procedures for administering the WICHE Professional Student Exchange Program (the "Program") and the changes made to update the definitions of this rule do not create any cost to or any savings for small businesses.

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

The amendments to Rule R765-628 will not have any fiscal impact on non-small businesses.

There is no fiscal impact on non-small businesses because the rule provides procedures for administering the WICHE Professional Student Exchange Program (the "Program") and the changes made to update the definitions of this rule do not create any cost to or any savings for non-small businesses.

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 amendments to Rule R765-628 will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

There is no fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities because this rule provides procedures for administering the WICHE Professional Student Exchange Program (the "Program") and the changes made to update the definitions of this rule do not create any cost to or any savings for persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

The amendments to Rule R765-628 will not impose any compliance costs on affected persons.

There are no compliance costs because this rule provides procedures for administering the WICHE Professional Student Exchange Program (the "Program") and the changes made to update the definitions of this rule do not create any such compliance costs.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0

NOTICES OF PROPOSED RULES

Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

H. Department head comments on fiscal impact and approval of regulatory impact analysis:
 The Utah Commissioner of Higher Education, Geoffrey Landward, has reviewed and approved this regulatory impact analysis.

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 53H-1-702		
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	04/14/2026
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10. This rule change MAY become effective on:	04/21/2026
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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

Agency head or designee and title:	Alison Adams, Board Secretary and Designee	Date:	02/17/2026
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End of the Notices of Proposed 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. 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.

NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	R661-15	Filing ID: 51799
Effective date:	02/23/2026	

Agency Information

1. Title catchline:	Navajo Trust Fund, Trustees	
Building:	Blanding Government Services Building	
Street address:	151 E 500 N	
City, state:	Blanding, UT 84511	
Contact persons:		
Name:	Phone:	Email:
Maury Bergman	435-678-1462	mbergman@utah.gov
Tony Dayish	435-678-1468	tdayish@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:	
R661-15. Indemnification	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Subsection 51-10-205(4)	The Trust Administrator shall make rules in accordance with Subsection (6) that establish policies and criteria for expenditures of fund money.
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 comments have been received since the last five-year review of this rule from interested persons.	

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 protects the Utah Navajo Trust Fund and all other relevant associations from all recipients of the fund, save harmless or to agree not to hold against any loss, damages injury, liability, suits, etc. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Tony Dayish, Administrator	Date:	02/23/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R661-16	Filing ID: 51800
Effective date:	02/23/2026	

Agency Information

1. Title catchline:	Navajo Trust Fund, Trustees		
Building:	Blanding Government Services Building		
Street address:	151 E 500 N		
City, state:	Blanding, UT 84511		
Contact persons:			
Name:	Phone:	Email:	
Maury Bergman	435-678-1462	mbergman@utah.gov	
Tony Dayish	435-678-1468	tdayish@utah.gov	

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

General Information

2. Rule catchline:	
R661-16. Heath Care Systems Improvement Program	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Subsection 51-10-205(4)	The Trust Administrator shall make rules in accordance with Subsection (6) that establish policies and criteria for expenditures of fund money.
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 comments have been received since the last five-year review of this rule from interested persons.	
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 allows the Utah Navajo Trust Fund to improve health care systems in the Utah Navajo communities. Specifically physical facility improvements and long-term equipment needs. Therefore, this rule should be continued.	

Agency Authorization Information

Agency head or designee and title:	Tony Dayish, Administrator	Date:	02/23/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	R661-17	Filing ID: 51803
Effective date:	02/23/2026	

Agency Information

1. Title catchline:	Navajo Trust Fund, Trustees	
Building:	Blanding Government Services Building	
Street address:	151 E 500 N	
City, state:	Blanding, UT 84511	
Contact persons:		
Name:	Phone:	Email:
Maury Bergman	435-678-1462	mbergman@utah.gov
Tony Dayish	435-678-1468	tdayish@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:	R661-17. Office Equipment Purchase Program	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:		
Subsection 51-10-205(4)	The Trust Administrator shall make rules in accordance with Subsection (6) that establish policies and criteria for expenditures of fund money.	
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 comments have been received since the last five-year review of this rule from interested persons.	
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 allows the Utah Navajo Trust Fund to provide funding for the Utah Navajo Chapters to purchase office equipment and software. Therefore, this rule should be continued.	

Agency Authorization Information

Agency head or designee and title:	Tony Dayish, Administrator	Date:	02/23/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	R661-18	Filing ID: 51807
Effective date:	02/23/2026	

Agency Information

1. Title catchline:	Navajo Trust Fund, Trustees	
Building:	Blanding Government Services Building	
Street address:	151 E 500 N	
City, state:	Blanding, UT 84511	

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Contact persons:		
Name:	Phone:	Email:
Maury Bergman	435-678-1462	mbergman@utah.gov
Tony Dayish	435-678-1468	tdayish@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:	
R661-18. Outstanding Senior Award Program	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Subsection 51-10-205(4)	The Trust Administrator shall make rules in accordance with Subsection (6) that establish policies and criteria for expenditures of fund money.
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 comments have been received since the last five-year review of this rule from interested persons.	
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 allows the Utah Navajo Trust Fund to identifying and acknowledging excellence exhibited by eligible Navajo high school seniors. Therefore, this rule should be continued.	

Agency Authorization Information

Agency head or designee and title:	Tony Dayish, Administrator	Date:	02/23/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R746-409	Filing ID: 56505
Effective date:	02/18/2026	

Agency Information

1. Title catchline:	Public Service Commission, Administration	
Building:	Heber M. Wells Building	
Street address:	160 E 300 S, 4th Floor	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 144558	
City, state and zip:	Salt Lake City, UT 84114-4558	
Contact persons:		
Name:	Phone:	Email:
John Delaney	801-530-6724	jdelaney@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R746-409. Pipeline Safety

3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 54-13-2	Section 54-13-2 requires the Public Service Commission (PSC) to establish safety standards and practices for intrastate pipeline transportation and to make and enforce rules that federal law requires, specifically rules required under the Natural Gas Pipeline Safety Act (NGPS Act) (codified at 49 U.S.C. § 60101, et seq.). Accordingly, the rule adopts pertinent provisions of the Code of Federal Regulations and provides for mechanisms to enforce those federal safety standards.
Section 54-13-3	Section 54-13-3 requires the PSC to adopt and enforce rules, pursuant to Section 54-13-2, including rules which (1) incorporate safety standards under the NGPS Act and (2) require persons engaged in intrastate pipeline transmission to, among other things, maintain records, submit reports to the PSC that enable the PSC to determine whether such person is in compliance with Chapter 13 and the rules adopted pursuant to Chapter 13, and maintain a plan for inspection and maintenance of each pipeline facility that is available to the PSC upon request.
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 PSC has received no comments since the last five-year review of this rule in 2021.	
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 justification for this rule is that it is expressly required pursuant to Sections 54-13-2 and 54-13-3, and pertinent provisions of federal law. Therefore, this rule should be continued.	

Agency Authorization Information

Agency head or designee and title:	Jerry D. Fenn, PSC Chair	Date:	02/18/2026
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End of the Five-Year Notices of Review and Statements of Continuation Section

NOTICES OF RULE EFFECTIVE DATES

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.

Commerce

Professional Licensing

No. 57754 (Amendment) R156-47b: Massage Therapy Practice Act Rule

Published: 01/15/2026

Effective: 02/24/2026

Education

Administration

No. 57761 (Amendment) R277-304: Teacher Preparation Programs

Published: 02/01/2026

Effective: 03/10/2026

No. 57762 (Amendment) R277-609: Standards for LEA Discipline Policy

Published: 02/01/2026

Effective: 03/10/2026

No. 57763 (Amendment) R277-709: Education Programs Serving Youth in Care

Published: 02/01/2026

Effective: 03/10/2026

No. 57764 (Amendment) R277-726: Statewide Online Education Program

Published: 02/01/2026

Effective: 03/10/2026

Health and Human Services

Population Health, Health Promotion and Prevention

No. 57700 (Repeal and Reenact) R384-200: Cancer Control Program

Published: 12/15/2025

Effective: 02/17/2026

No. 57658 (New Rule) R384-900: Special Measures for the Operation of Syringe Exchange Programs

Published: 12/01/2025

Effective: 02/25/2026

Population Health, Environmental Epidemiology

No. 57659 (Repeal) R386-900: Special Measures for the Operation of Syringe Exchange Programs

Published: 12/01/2025

Effective: 02/25/2026

Data, Systems and Evaluation, Vital Records and Statistics

No. 57703 (Amendment) R436-3: Amendments and Corrections to Vital Records

Published: 01/01/2026

Effective: 02/17/2026

Substance Use and Mental Health

No. 57698 (Amendment) R523-16: Certification of Essential Treatment Examiners and Case Managers

Published: 12/15/2025

Effective: 02/17/2026

Insurance

Administration

No. 57607 (New Rule) R590-291: Use of Fire Hazard Data in Rating and Underwriting

Published: 11/15/2025

Effective: 02/18/2026

No. 57607 (Change in Proposed Rule) R590-291: Use of Fire Hazard Data in Rating and Underwriting

Published: 01/15/2026

Effective: 02/18/2026

Natural Resources

Forestry, Fire and State Lands

No. 57743 (New Rule) R652-126: Wildland Urban Interface Property

Published: 01/15/2026

Effective: 02/24/2026

Wildlife Resources

No. 57766 (Amendment) R657-64: Predator Control Incentives

Published: 02/01/2026

Effective: 03/11/2026

No. 57767 (New Rule) R657-74: Cooperative Agreements for Big Game or Turkey

Published: 02/01/2026

Effective: 03/11/2026

End of the Notices of Rule Effective Dates Section