

# UTAH STATE DIGEST

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT  
Filed August 01, 2026, 12:00 a.m. through August 14, 2026, 11:59 p.m.

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September 01, 2026

Sunnie Burningham, Managing Editor

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

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

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

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

Office of Administrative Rules, Salt Lake City 84114

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Utah state digest.

Semimonthly.

1. Delegated legislation--Utah--Digests. I. Utah. Office of Administrative Rules.

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## EDITOR'S NOTES

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### EDITOR'S NOTE

#### Incorrect Filing ID for Rule R82-9

On 08/16/2026, the Office of Administrative Rules received an email asking if there was a typographical error in the ID number for Rule R82-9.

In the Notices of Effective Dates published in the August 15, 2026, Bulletin on page 79, Rule R82-9 was shown as published in the June 1, 2026, Bulletin as ID 57999. This is correct.

However, Rule R82-9 was published as a Repeal and Readopt under ID 57993 in the June 1, 2026, Bulletin. This is incorrect. It should have been ID 57999.

Any questions should be directed to Nancy Lancaster, Managing Editor, at [rulesonline@utah.gov](mailto:rulesonline@utah.gov).

**End of the Editor's Notes Section**

# EXECUTIVE DOCUMENTS

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

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

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## PROCLAMATION

**WHEREAS**, since the close of the 2026 General Session of the 66th Legislature of the state of Utah, certain matters have arisen which require immediate legislative attention; and

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

**NOW, THEREFORE**, I, Spencer J. Cox, governor of the state of Utah, by virtue of the authority vested in me by the Constitution and Laws of the state of Utah, do by this Proclamation call the Senate only of the 66th Legislature of the state of Utah into the 12th Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 19th day of August 2026, at 4:00 p.m., for the following purpose:

For the Senate to consent to appointments made by the Governor to positions within state government of the state of Utah since the close of the 2026 General Session of the Legislature of the state of Utah.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the state of Utah. Done at the Utah State Capitol in Salt Lake City, Utah, this 18th day of August 2026.

(State Seal)

Spencer J. Cox  
Governor

ATTEST:

Deidre M. Henderson  
Lieutenant Governor

2026-12E

**End of the Executive Documents Section**

## NOTICES OF PROPOSED RULES

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A state agency may file a **PROPOSED RULE** when it determines the need for a substantive change to an existing rule. With a **NOTICE OF PROPOSED RULE**, an agency may create a new rule, amend an existing rule, repeal an existing rule, or repeal an existing rule and reenact a new rule. Filings received between August 01, 2026, 12:00 a.m., and August 14, 2026, 11:59 p.m. are included in this, the September 01, 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 October 01, 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 December 30, 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.

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

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58139 |
| <b>Rule or section number:</b>   | <b>R27-10</b>           |

**1. Agency Information**

|                             |                                         |
|-----------------------------|-----------------------------------------|
| <b>Title catchline:</b>     | Government Operations, Fleet Operations |
| <b>Building:</b>            | Taylorsville State Office Building      |
| <b>Street address:</b>      | 4315 S 2700 W                           |
| <b>City, state:</b>         | Taylorsville, UT                        |
| <b>Mailing address:</b>     | 4315 S 2700 W                           |
| <b>City, state and zip:</b> | Taylorsville, UT 84129                  |

**2. Contact Persons**

|              |               |                    |
|--------------|---------------|--------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>      |
| Cory Weeks   | 801-419-6729  | coryweeks@utah.gov |

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

**3. General Information**

|                                                                                                                                   |
|-----------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                              |
| R27-10. Identification Markings for State Motor Vehicles                                                                          |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                       |
| This rule is changing to comply with the Governor's new branding guidelines.                                                      |
| <b>C. Summary of the new rule or change:</b>                                                                                      |
| This rule modifies the vehicle marking requirements to comply with branding guidelines provided by the governor's office in 2026. |

**5. Fiscal Information**

|                                                                                                                                                                                                                                                                                        |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                                                                    |
| <b>A. State budget:</b>                                                                                                                                                                                                                                                                |
| This change will not have an impact on the state budget because the change will be made moving forward and there were no costs associated with managing the change.                                                                                                                    |
| <b>B. Local governments:</b>                                                                                                                                                                                                                                                           |
| This rule does not apply to local governments.                                                                                                                                                                                                                                         |
| <b>C. Small businesses</b> ("small business" means a business employing 1-49 persons):                                                                                                                                                                                                 |
| This rule does not apply to small businesses.                                                                                                                                                                                                                                          |
| <b>D. Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):                                                                                                                                                                                   |
| This rule does not apply to non-small businesses.                                                                                                                                                                                                                                      |
| <b>E. Persons other than small businesses, non-small businesses, state, or local government entities</b> ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <b>agency</b> ): |
| This rule does not apply to any other group of people.                                                                                                                                                                                                                                 |

**F. Compliance costs for affected persons:**

Because the governor's office allowed the Division of Fleet Operations to make the changes moving forward, without having to modify vehicles with the previous branding, there will be no additional costs.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The Commissioner of the Department of Government Operations, Marvin Dodge, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**B. Summary of reasonable alternatives or modifications:**

The major alternative would have been to require all existing fleet vehicles to be modified with updated branding.

This would have created significant cost and logistical difficulties.

**9. Citation Information**

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 63A-9-601(1)(c) |  |  |
|----------------------------|--|--|

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:** 10/08/2026  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

**13. Agency Authorization Information**

|                                           |                      |              |            |
|-------------------------------------------|----------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Cory Weeks, Director | <b>Date:</b> | 08/03/2026 |
|-------------------------------------------|----------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                |                         |
|--------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> New     | <b>Filing ID:</b> 58148 |
| <b>Rule or section number:</b> | <b>R152-78B</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Commerce, Consumer Protection |
| <b>Building:</b>            | Heber Wells Building          |
| <b>Street address:</b>      | 160 E 300 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 146704                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-6704 |

**2. Contact Persons**

|                |               |                   |
|----------------|---------------|-------------------|
| <b>Name:</b>   | <b>Phone:</b> | <b>Email:</b>     |
| Katherine Hass | 801-530-6601  | dcprules@utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                                                                                                      |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                                 |
| R152-78B. Liability for Publishers and Distributors of Material Harmful to Minors Rule                                                                                                                                                                                                                               |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                                          |
| This rule is being proposed to establish commercially reasonable age verification standards and to aid the Division of Consumer Protection's (division) administration and enforcement of Title 78B, Chapter 3, Part 10, Liability for Publishers and Distributors of Material Harmful to Minors.                    |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                                                                         |
| This rule defines terms, establishes the "commercially reasonable" standard with respect to age verification and geolocation detection performed in accordance with Section 78B-3-1002, establishes a safe harbor in accordance with Section 78B-3-1006, and establishes standards for data collection and disposal. |

**4. Legislative Action Information**

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | SB 73 (2026 General Session)               |

**5. Fiscal Information**

|                                                                                                                                                                                 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                             |
| <b>A. State budget:</b>                                                                                                                                                         |
| The proposed rule is not anticipated to have a fiscal impact on the state budget beyond that already described in the Fiscal Note to SB 73, passed in the 2026 General Session. |

**B. Local governments:**

The proposed rule is not anticipated to have a fiscal impact on local governments beyond that already described in the Fiscal Note to SB 73 (2026).

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

This rule may have a fiscal impact on small businesses; however, that impact is inestimable because the number of small businesses to which this rule will apply is not readily available and is fluid.

Costs will vary depending on the commercially reasonable age assurance and geolocation detection methods chosen by a covered commercial entity, and the number of age verification and geolocation checks the covered commercial entity performs.

While the division is unable to estimate aggregate costs to small businesses, it estimates that each age verification attempt will cost between \$0.01 and \$0.12, with those costs decreasing over time.

The division estimates that a covered commercial entity may spend approximately \$0.01 per person who attempts to access a covered website for geolocation detection and geolocation obfuscation detection, with costs decreasing at larger scales.

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

This rule may have a fiscal impact on non-small businesses; however, that impact is inestimable because the number of non-small businesses to which this rule will apply is not readily available and is fluid.

Costs will vary depending on the commercially reasonable age assurance and geolocation detection methods chosen by a covered commercial entity, and the number of age verification and geolocation checks the covered commercial entity performs.

While the division is unable to estimate aggregate costs to non-small businesses, it estimates that each age verification attempt will cost between \$0.01 and \$0.12, with those costs decreasing over time.

The division estimates that a covered commercial entity may spend approximately \$0.01 per person who attempts to access a covered website for geolocation detection and geolocation obfuscation detection, with costs decreasing at larger scales.

**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 proposed rule is not anticipated to have a fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities beyond that already described in the Fiscal Note to SB 73 (2026).

**F. Compliance costs for affected persons:**

Aggregated costs are inestimable because the number of covered businesses and non-small businesses to which this rule will apply is not readily available and is fluid.

Additionally, the division is unable to calculate the number of people who will attempt to access from Utah covered websites operated by covered commercial entities.

However, the division estimates that each age verification attempt will cost between \$0.01 and \$0.12, with those costs decreasing over time.

Further, the division estimates that a covered commercial entity may spend approximately \$0.01 per person who attempts to access a covered website for geolocation detection and geolocation obfuscation detection, with costs decreasing at larger scales.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| Fiscal Cost       | FY2027 | FY2028 | FY2029 | FY2030 | FY2031 |
|-------------------|--------|--------|--------|--------|--------|
| State Budget      | \$0    | \$0    | \$0    | \$0    | \$0    |
| Local Governments | \$0    | \$0    | \$0    | \$0    | \$0    |

## NOTICES OF PROPOSED RULES

|                              |                    |                    |                    |                    |                    |
|------------------------------|--------------------|--------------------|--------------------|--------------------|--------------------|
| Small Businesses             | Inestimable        | Inestimable        | Inestimable        | Inestimable        | Inestimable        |
| Non-Small Businesses         | Inestimable        | Inestimable        | Inestimable        | Inestimable        | Inestimable        |
| Other Persons                | \$0                | \$0                | \$0                | \$0                | \$0                |
| <b>Total Fiscal Cost</b>     | <b>Inestimable</b> | <b>Inestimable</b> | <b>Inestimable</b> | <b>Inestimable</b> | <b>Inestimable</b> |
| <b>Fiscal Benefits</b>       | <b>FY2027</b>      | <b>FY2028</b>      | <b>FY2029</b>      | <b>FY2030</b>      | <b>FY2031</b>      |
| 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                |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>         | <b>\$0</b>         | <b>\$0</b>         | <b>\$0</b>         | <b>\$0</b>         |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>         | <b>\$0</b>         | <b>\$0</b>         | <b>\$0</b>         | <b>\$0</b>         |

**7. Regulatory Impact Analysis Approval**

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

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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 13-2-106(1)

Section 78B-3-1005

**11. Public Notice Information**

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

**A. Comments will be accepted until:**

10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:**

(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

10/08/2026

**13. Agency Authorization Information**

**Agency head or designee and title:**

Katherine Hass, Division Director

**Date:**

08/14/2026

**NOTICE OF SUBSTANTIVE CHANGE**

**TYPE OF FILING:** Amendment

**Filing ID:** 58149

**Rule or section number:**

**R277-101**

**1. Agency Information**

**Title catchline:**

Education, Administration

**Building:**

Board of Education

**Street address:**

250 E 500 S

**City, state:**

Salt Lake City, UT

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                                                                                                                               |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                                                          |
| R277-101. Public Participation in Utah State Board of Education Meetings                                                                                                                                                                                                                                                                      |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                                                                   |
| The amendments are needed to clarify requirements pertaining to the procedures followed by the Board in its conduct of the public's business.                                                                                                                                                                                                 |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                                                                                                  |
| The amendments add clarifying language specifying that any policy-related comments or materials not permitted to be made or shown during the public comment portion of the meeting due to the Utah State Board of Education's (Board) rules of decorum will be available in meeting minutes and labeled as explicit or potentially offensive. |
| In addition, the amendments simplify language related to electronic meetings.                                                                                                                                                                                                                                                                 |

**5. Fiscal Information**

|                                                                                                                                                                                                                                                                                                                                  |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                                                                                                              |
| <b>A. State budget:</b>                                                                                                                                                                                                                                                                                                          |
| This rule change is not expected to have fiscal impact on state government revenues or expenditures.                                                                                                                                                                                                                             |
| Board administrative personnel already record, compile, format, and publish meeting minutes and public submissions. Labeling restricted materials as explicit or potentially offensive and appending them to the minutes is a minor procedural task that will be absorbed within existing operational workflows and staff hours. |
| Because no new software, staff Full-Time Equivalencies (FTEs), or administrative appropriations are required, there is no incremental cost or savings to the state budget.                                                                                                                                                       |
| <b>B. Local governments:</b>                                                                                                                                                                                                                                                                                                     |
| This rule change is not expected to have fiscal impact on local governments' revenues or expenditures.                                                                                                                                                                                                                           |
| Rule R277-101 applies strictly to the internal public meeting and electronic participation procedures of the Board.                                                                                                                                                                                                              |
| It places no operational, administrative, or reporting requirements on local school districts or charter schools. Therefore, local education agencies will experience zero incremental costs or savings.                                                                                                                         |
| <b>C. Small businesses</b> ("small business" means a business employing 1-49 persons):                                                                                                                                                                                                                                           |
| This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures.                                                                                                                                                                                                                            |
| This administrative rule governs public comment procedures and meeting protocols for Board meetings.                                                                                                                                                                                                                             |
| It contains no provisions regulating, taxing, or placing compliance burdens on commercial entities or small businesses. Consequently, there is zero aggregate economic impact on small businesses.                                                                                                                               |

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

The change ensures that restricted policy-related public comments remain part of the public record within meeting minutes under a specific label.

This adjustment alters internal record-keeping practices and places no financial liabilities, fees, or out-of-pocket expenses on individual members of the public, meeting attendees, or taxpayers as an aggregate class.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

Individual members of the public participating in or submitting materials for Board meetings are not required to spend funds, purchase technology, or pay filing fees as a result of this record-labeling requirement.

Therefore, the incremental individual compliance cost is \$0.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

|                                                                                                    |                                     |
|----------------------------------------------------------------------------------------------------|-------------------------------------|
| <b>A. The agency has considered this rule's impact on family health, stability, and formation:</b> | <input checked="" type="checkbox"/> |
|----------------------------------------------------------------------------------------------------|-------------------------------------|

**9. Citation Information**

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:

|                                         |                |                         |
|-----------------------------------------|----------------|-------------------------|
| Utah Constitution, Article X, Section 3 | Section 52-4-1 | Subsection 53E-3-401(4) |
| Section 52-4-207                        |                |                         |

**11. Public Notice Information**

|                                                                                          |
|------------------------------------------------------------------------------------------|
| <b>The public may submit written or oral comments to the agency identified in box 1.</b> |
|------------------------------------------------------------------------------------------|

|                                            |            |
|--------------------------------------------|------------|
| <b>A. Comments will be accepted until:</b> | 10/01/2026 |
|--------------------------------------------|------------|

**12. Effective Date Information**

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 10/08/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58150 |
| <b>Rule or section number:</b>   | <b>R277-108</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                          |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                     |
| R277-108. Annual Assurance of Compliance by Local School Boards                                                                                                                          |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                              |
| The rule amendments are needed to update the reference to the incorporated document, as well as to clarify the reporting deadline requirements.                                          |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                             |
| The amendments replace the Incorporated Document, Local Education Agency (LEA) Compliance and Assurance Checklist for 2024-2-24 with the updated document for the 2026-2027 School Year. |

The amendments clarify that if the reporting deadline is not met by LEAs, then it may result in federal funds/grants being withheld.

The amendments also remove the rule's oversight categorization of "Category 3".

## 5. Fiscal Information

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

#### A. State budget:

This rule change is not expected to have fiscal impact on state government revenues or expenditures.

Removing the internal regulatory classification clause is a technical clean-up measure.

Updating the date of the incorporated checklist is a routine annual administrative maintenance task.

Utah State Board of Education (USBE) staff compile, host, and maintain the electronic compliance checklist as part of regular ongoing job duties.

These changes do not create new state programs, alter state funding allocation formulas, or require additional state administrative staffing or expenditures.

Consequently, there are no incremental costs or savings to the state budget.

The incorporated annual assurance checklist does not have any new costs or changes for USBE or LEAs; it simply updates language and references to various statutory changes from the recent legislative sessions.

#### B. Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures.

School districts and charter schools are already required by state and federal law to complete and submit an annual electronic assurance checklist to the USBE. Updating the reference year to the 2026-2027 school year maintains this established annual attestation process.

Because LEA administrators execute this electronic submission as part of their standard ongoing compliance workflow, updating the checklist date does not impose new operational mandates, software requirements, or reporting structures beyond existing administrative routines.

Therefore, no incremental costs or savings will be realized by LEAs. The incorporated annual assurance checklist does not have any new costs or changes for USBE or LEAs; it simply updates language and references to various statutory changes from the recent legislative sessions.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures.

This administrative rule applies exclusively to public education entities (school districts, charter schools, and the Utah Schools for the Deaf and the Blind). It contains no provisions that regulate, touch upon, or mandate compliance from private commercial operations.

Therefore, it will have zero aggregate economic impact on small businesses.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

The amendments strictly govern public LEA compliance reporting and internal state board classification. They impose no direct financial obligations, tax changes, out-of-pocket fees, or cost savings on parents, students, educators, or individual taxpayers as an aggregate class.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

Because individual administrators and entities perform this attestation as part of standard duties using existing electronic systems, no entity within an affected class will need to purchase hardware, hire additional personnel, or pay filing fees.

The incremental compliance cost per individual entity is \$0.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                         |  |
|-----------------------------------------|-------------------------|--|
| Utah Constitution, Article X, Section 3 | Subsection 53E-3-401(4) |  |
|-----------------------------------------|-------------------------|--|

**10. Incorporation by Reference Information**

|                                                                                                                                                                                                                                         |                                                                                               |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------|
| <b>Incorporation by Reference:</b>                                                                                                                                                                                                      |                                                                                               |
| <b>A. This rule adds or updates the following title of material incorporated by reference</b> (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. <i>If none, leave blank</i> ): |                                                                                               |
| <b>Official Title of Materials Incorporated (from title page)</b>                                                                                                                                                                       | Local Education Agency (LEA) Compliance and Assurance Checklist for the 2026-2027 School Year |
| <b>Publisher</b>                                                                                                                                                                                                                        | Utah State Board of Education                                                                 |
| <b>Issue Date</b>                                                                                                                                                                                                                       | April 2026                                                                                    |

**11. Public Notice Information**

|                                                                                          |            |
|------------------------------------------------------------------------------------------|------------|
| <b>The public may submit written or oral comments to the agency identified in box 1.</b> |            |
| <b>A. Comments will be accepted until:</b>                                               | 10/01/2026 |

**12. Effective Date Information**

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 10/08/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58151 |
| <b>Rule or section number:</b>   | <b>R277-110</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                       |
|---------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                  |
| R277-110. Educator Salary Adjustment                                                  |
| <b>B. Purpose of the new rule or reason for the change:</b>                           |
| The rule amendments are due to the passage of HB 372 during the 2026 General Session. |

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

The amendments clarify that the Utah State Board of Education (Board) may no longer issue credentials for individuals performing the functions of an audiologist or a speech-language pathologist. Instead, these professionals will be licensed strictly through the Division of Professional Licensing (DOPL).

The proposed amendments update administrative and reporting procedures to ensure Local Education Agencies (LEAs) can seamlessly verify and receive funding for audiologists and speech-language pathologists who now hold DOPL licenses rather than Board credentials.

The amendments also remove the oversight categorization of "Category 2".

**4. Legislative Action Information****A. Are any changes in this filing because of state legislative action?**

Changes are because of legislative action.

**B. If yes, any bill number and session:**

HB 372 (2026 General Session)

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

This rule change is not expected to have fiscal impact on state government revenues or expenditures.

The proposed amendments perform three administrative cleanup actions:

- 1) strike an outdated internal oversight category reference (Subsection R277-110-1(3)),
- 2) strike obsolete past effective date references (Subsections R277-110-3(4)(a) and (4)(b)), and
- 3) update Subsection R277-110-3(11)(a) to replace fixed, static figures (\$4,200 and fiscal year 2022-23) with dynamic references to the baseline adjustment amount in Section 53F-2-405 and the "prior fiscal year."

The actual funding allocations and statutory baseline amounts for the Educator Salary Adjustment program are established directly by the Utah Legislature through statute (Section 53F-2-405) and annual appropriations.

Updating the rule text to reference the underlying statute continuously aligns administrative language with state law without creating new state programs, altering disbursement mechanisms, or requiring additional agency staffing.

Consequently, there are no incremental costs or savings to the state budget.

**B. Local governments:**

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures.

School districts, charter schools, and the Utah Schools for the Deaf and the Blind (USDB) distribute educator salary adjustments according to legislative appropriations and statutory criteria in Section 53F-2-405.

Replacing static historical figures (\$4,200 and FY 2022-23) in rule text with relative statutory language ensures ongoing consistency with state law, but imposes no new accounting workflows, payroll system modifications, or reporting mandates on LEAs.

Because the rule change itself does not alter the net funding received or distributed by LEAs beyond existing statutory requirements, local governments will experience no incremental costs or savings.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures.

This rule applies exclusively to public education entities (school districts, charter schools, and USDB) and their licensed employees.

It contains no provisions that regulate, tax, or impose compliance obligations on private commercial enterprises or small businesses.

Therefore, it will have zero aggregate economic impact on small businesses.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

The edits update rule definitions and statutory cross-references.

The actual salary adjustments provided to public educators are dictated by legislative appropriations and statute, rather than being created by these administrative rule text revisions.

As a result, no direct financial gains, liabilities, or out-of-pocket expense changes will be experienced by educators, parents, or taxpayers as an aggregate class due to this rule change.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

Because updating administrative rule text to mirror statutory references requires no new reporting steps, hardware, or out-of-pocket fees from individual educators or school administrators, the incremental compliance cost per individual entity within any affected class is \$0.

### 6. Regulatory Impact Summary Table

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                         |                         |
|-----------------------------------------|-------------------------|-------------------------|
| Utah Constitution, Article X, Section 3 | Subsection 53E-3-401(4) | Subsection 53F-2-405(5) |
|-----------------------------------------|-------------------------|-------------------------|

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:**  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

10/08/2026

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58152 |
| <b>Rule or section number:</b>   | <b>R277-211</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information****A. Rule or section catchline:**

R277-211. Utah Professional Practices Advisory Commission (UPPAC), Rules of Procedure: Notification to Educators, Complaints and Final Disciplinary Actions

**B. Purpose of the new rule or reason for the change:**

The rule amendments are due to the passage of SB 312 during the 2026 General Session.

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

The amendments clarify new procedures for the Utah State Board of Education (Board) to follow when suspending an educator's license.

These procedures require findings in some cases as to whether an educator should be able to work in the schools in some capacity, notwithstanding the suspension of the educator's license.

**4. Legislative Action Information****A. Are any changes in this filing because of state legislative action?**

Changes are because of legislative action.

**B. If yes, any bill number and session:**

SB 312 (2026 General Session)

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

This rule change is not expected to have fiscal impact on state government revenues or expenditures.

The proposed amendments establish new operational, record-keeping, and procedural standards for the Utah Professional Practices Advisory Commission (UPPAC) investigations and educator licensing discipline: Public Database of Final Disciplinary Actions (Subsection R277-211-10).

The rule mandates that the Superintendent create and maintain a public, searchable online database of final Board disciplinary actions and license reinstatements (searchable by educator name, Local Education Agency (LEA), and school, with an automated 10-year removal window). The Information Technology (IT) programming and interface configuration required to implement this database will be integrated into existing Utah Schools Information Management System (USIMS) and web portal frameworks using existing internal software development resources.

Therefore, no new legislative appropriations are required.

UPPAC Records Management and Case Files (Sections R277-211-3, R277-211-11): The rule formalizes a comprehensive records management system (Section R277-211-11), establishes a 6-month target window for investigators to submit reports (Subsection R277-211-3(4)(f)), requires a 10-day notice letter to educators (Subsection R277-211-3(2)), and guarantees educators digital access to case and evidence files at no cost (Subsection R277-211-3(8)). These requirements will be handled electronically by current UPPAC administrative and legal staff within standard operating workflows.

Because all new requirements will be absorbed using existing staff hours and ongoing operational budgets without requesting additional state funds, there is no incremental cost or savings to the state budget.

**B. Local governments:**

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures.

The amendments focus on state-level UPPAC administrative procedures, investigator standards, and Board licensing actions.

Section R277-211-12 outlines standards for superintendents and principals regarding the supervision of non-licensed employees, volunteers, and contractors.

Because local education agencies (LEAs) and school administrators already exercise supervisory oversight over school personnel and volunteers pursuant to existing statutory duties (Title 53G), this section formalizes existing administrative expectations rather than imposing new operational mandates. LEAs are not required to hire personnel, purchase software, or alter local employment structures.

Consequently, there are no incremental costs or savings to local governments.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures.

This administrative rule applies exclusively to state educator licensing disciplinary procedures, UPPAC operations, and public school administrative supervision. It contains no provisions that regulate, tax, or place compliance burdens on private commercial enterprises or small businesses.

Therefore, it will have zero aggregate economic impact on small businesses.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This rule change is not expected to have fiscal impacts on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

The amendments provide significant procedural protections, transparency, and clarity for educators undergoing UPPAC review, including guaranteed access to digital copies of UPPAC case and evidence files at no cost (Subsection R277-211-3(8)), written procedural guides for unrepresented educators Subsection (R277-211-6(2)(j)), recorded interviews, and established 6-month investigation timelines. The rule also enhances transparency for the general public by providing access to final Board disciplinary decisions via an online database (Section R277-211-10).

While these updates improve procedural due process and public access, they do not impose any direct financial liabilities, taxes, or out-of-pocket fee increases on educators, complainants, or the public as an aggregate class.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

Individual educators participating in UPPAC proceedings are explicitly granted free access to digital copies of their case and evidence files under Subsection R277-211-3(8), preventing out-of-pocket reproduction costs. Because no individual educator, administrator, or member of the public is required to pay compliance fees, purchase technology, or incur mandatory out-of-pocket expenses under this rule, the incremental compliance cost per individual entity is \$0.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|--------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>   | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |

## NOTICES OF PROPOSED RULES

|                              |            |            |            |            |            |
|------------------------------|------------|------------|------------|------------|------------|
| <b>Total Fiscal Benefits</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                   |                         |
|-----------------------------------------|-------------------|-------------------------|
| Utah Constitution, Article X, Section 3 | Section 53E-6-506 | Subsection 53E-3-401(4) |
|-----------------------------------------|-------------------|-------------------------|

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:**

(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

10/08/2026

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58153 |
|----------------------------------|-------------------------|

|                                |                 |
|--------------------------------|-----------------|
| <b>Rule or section number:</b> | <b>R277-301</b> |
|--------------------------------|-----------------|

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

**A. Rule or section catchline:**

R277-301. Educator Licensing

**B. Purpose of the new rule or reason for the change:**

The rule amendments are due to the passage of HB 374 during the 2026 General Session.

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

The amendments clarify transfer of authority to license audiologists and speech-language pathologists from the Utah State Board of Education (USBE) to the Division of Professional Licensing (DOPL). The USBE licenses for those license areas will expire over the next five years.

The amendments also remove the oversight categorization of "Category 4".

**4. Legislative Action Information****A. Are any changes in this filing because of state legislative action?**

Changes are because of legislative action.

**B. If yes, any bill number and session:**

HB 374 (2026 General Session)

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

This rule change is not expected to have fiscal impact on state government revenues or expenditures.

The USBE believes that the fiscal impact for the audiologist and speech pathologist changes were captured in the fiscal note for HB 374 (2026).

The removal of the internal oversight category reference does not have any fiscal impacts for USBE, Local Education Agencies (LEAs), or other persons or entities.

**B. Local governments:**

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures.

The USBE believes that the fiscal impact for the audiologist and speech pathologist changes were captured in the fiscal note for HB 374 (2026).

The removal of the internal oversight category reference does not have any fiscal impacts for USBE, LEAs, or other persons or entities.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures.

This administrative rule regulates educator licensing structures and background check protocols for public school districts, charter schools, and the Utah Schools for the Deaf and the Blind.

It places no regulations, compliance demands, or financial burdens on private commercial small businesses.

Therefore, it has zero aggregate economic impact on small businesses.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

The USBE believes that the fiscal impact for the audiologist and speech pathologist changes were captured in the fiscal note for HB 374 (2026).

The removal of the internal oversight category reference does not have any fiscal impacts for USBE, LEAs, or other persons or entities.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

The USBE believes that the fiscal impacts for the audiologist and speech pathologist changes were captured in the fiscal note for HB 374 (2026).

The removal of the internal oversight category reference does not have any fiscal impacts for USBE, LEAs, or other persons or entities.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                   |                   |
|-----------------------------------------|-------------------|-------------------|
| Utah Constitution, Article X, Section 3 | Section 53E-6-102 | Section 53E-3-401 |
|-----------------------------------------|-------------------|-------------------|

**11. Public Notice Information**

|                                                                                          |
|------------------------------------------------------------------------------------------|
| <b>The public may submit written or oral comments to the agency identified in box 1.</b> |
|------------------------------------------------------------------------------------------|

|                                            |            |
|--------------------------------------------|------------|
| <b>A. Comments will be accepted until:</b> | 10/01/2026 |
|--------------------------------------------|------------|

**12. Effective Date Information**

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 10/08/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58154 |
| <b>Rule or section number:</b>   | <b>R277-304</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                 |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                            |
| R277-304. Teacher Preparation Programs                                                                                                                                                          |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                     |
| The rule amendments are needed to update requirements for secondary education preparation programs and Career and Technical Education (CTE) programs.                                           |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                    |
| The amendments update this rule's requirements for secondary education prep programs, in addition to updating specific terminology and requirements for candidates of CTE preparation programs. |
| The amendments also remove the oversight categorization of "Category 4".                                                                                                                        |

**5. Fiscal Information**

|                                                                                                     |
|-----------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b> |
|-----------------------------------------------------------------------------------------------------|

**A. State budget:**

|                                                                                                      |
|------------------------------------------------------------------------------------------------------|
| This rule change is not expected to have fiscal impact on state government revenues or expenditures. |
|------------------------------------------------------------------------------------------------------|

The internal oversight categorization reference (Subsection R277-304-1(3)) is a purely technical clean-up measure that has no operational or financial impact on state government.

Updating the incorporated standards in Subsection R277-304-3(1) (incorporating the "Special Education Educator Preparation Program Approval" standards dated August 2024 and the "Special Education Preparation Foundational Competencies" dated March 2025) and establishing future competency implementation timelines (Subsections R277-304-4(4) and (5), R277-304-6(2)-(3), R277-304-7(3)) align program review criteria with current Utah State Board of Education (USBE)-approved educator standards.

The USBE teacher preparation program reviews as part of its regular, ongoing administrative duties using existing FTEs and budget allocations.

Streamlining Career and Technical Education (CTE) candidate entry requirements in Subsection R277-304-9(1) (by reducing required documented occupational experience from six years down to three years, or allowing candidates to demonstrate content competencies defined by the Superintendent) simplifies candidate tracking for state licensing staff without altering state administrative costs.

Because these updates require no new state software builds, additional state Full-Time Equivalencies (FTEs), or programmatic appropriations, there are no incremental costs or savings to the state budget.

#### **B. Local governments:**

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures.

Because the rule imposes no operational mandates, reporting duties, or direct financial obligations on local school districts or charter schools, local governments experience no incremental costs or savings.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures.

This rule applies exclusively to postsecondary teacher preparation programs (universities, colleges, and Board-approved preparation entities) and public education licensing standards. It contains no provisions that regulate, tax, or impose compliance burdens on private commercial entities or small businesses.

Therefore, it has zero aggregate economic impact on small businesses.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

Reducing the entry threshold allows candidates to enter preparation programs and enter the teaching workforce up to three years earlier. This lowers the time and opportunity costs required before entering a formal teacher preparation pathway.

However, a specific aggregate dollar figure cannot be determined because individual candidate earnings, previous industry wages, and the total number of future CTE program applicants vary significantly each year.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

Educator preparation programs periodically update course alignment and syllabi to match updated USBE competencies as part of their standard accreditation and curriculum maintenance cycles. These routine curriculum alignment activities do not require new registration fees, hardware purchases, or capital outlays.

Individual teacher candidates face no new fees or mandatory compliance costs to enroll in or complete preparation programs under these updated competency frameworks.

The incremental compliance cost per individual entity or candidate within any affected class is \$0.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                   |                   |
|-----------------------------------------|-------------------|-------------------|
| Utah Constitution, Article X, Section 3 | Section 53E-3-401 | Section 53E-6-201 |
|-----------------------------------------|-------------------|-------------------|

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 10/08/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58155 |
| <b>Rule or section number:</b>   | <b>R277-306</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                                          |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                     |
| R277-306. Educator Preparation Programs for School Psychologists, Audiologists, Speech-Language Pathologists, Speech-Language Technicians, Counselors, and School Social Workers                                                                         |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                              |
| These rule amendments are needed due to the passage of HB 374 during the 2026 General Session.                                                                                                                                                           |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                             |
| The amendments are necessary to align this rule with HB 374 (2026), which transferred authority to license audiologists and speech-language pathologists from the Utah State Board of Education (USBE) to the Division of Professional Licensing (DOPL). |
| The proposed amendments to this rule recognize that prep programs for these license areas are no longer necessary and the language governing these license areas should be removed.                                                                      |
| The amendments also remove the oversight categorization of "Category 3".                                                                                                                                                                                 |

**4. Legislative Action Information**

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | HB 374 (2026 General Session)              |

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

This rule change is not expected to have fiscal impact on state government revenues or expenditures.

Striking the internal oversight categorization reference is a purely technical clean-up measure that has no operational or financial impact on state government.

The changes to educator preparation programs are due to HB 374 (2026) and the USBE believes that any fiscal impact was captured in the bill's fiscal note.

There are no additional impacts for the USBE, Local Education Agencies (LEAs), or other entities or persons.

**B. Local governments:**

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures.

Striking the internal oversight categorization reference is a purely technical clean-up measure that has no operational or financial impact on state government.

The changes to educator preparation programs are due to HB 374 (2026) and the USBE believes that any fiscal impact was captured in the bill's fiscal note.

There are no additional impacts for the USBE, LEAs, or other entities or persons.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures.

Striking the internal oversight categorization reference is a purely technical clean-up measure that has no operational or financial impact on state government.

The changes to educator preparation programs are due to HB 374 (2026) and the USBE believes that any fiscal impact was captured in the bill's fiscal note.

There are no additional impacts for the USBE, LEAs, or other entities or persons.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

Striking the internal oversight categorization reference is a purely technical clean-up measure that has no operational or financial impact on state government.

The changes to educator preparation programs are due to HB 374 (2026) and the USBE believes that any fiscal impact was captured in the bill's fiscal note.

There are no additional impacts for the USBE, LEAs, or other entities or persons.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

Striking the internal oversight categorization reference is a purely technical clean-up measure that has no operational or financial impact on state government.

The changes to educator preparation programs are due to HB 374 (2026) and the USBE believes that any fiscal impact was captured in the bill's fiscal note.

There are no additional impacts for the USBE, LEAs, or other entities or persons.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                         |                   |
|-----------------------------------------|-------------------------|-------------------|
| Utah Constitution, Article X, Section 3 | Subsection 53E-3-401(4) | Section 53E-6-201 |
|-----------------------------------------|-------------------------|-------------------|

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:** 10/08/2026  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58156 |
| <b>Rule or section number:</b>   | <b>R277-322</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                                                                                                                                        |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                                                                   |
| R277-322. LEA Codes of Conduct                                                                                                                                                                                                                                                                                                                         |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                                                                            |
| The rule amendments are needed to update the Utah State Board of Education's (USBE) code of conduct, which every school district's and charter school's behavior policies need to match or be no less stringent than.                                                                                                                                  |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                                                                                                           |
| The amendments directly prohibit physical, verbal, mental, and sexual abuse, as well as establish clear parameters to prevent inappropriate boundary violations.                                                                                                                                                                                       |
| Furthermore, the amendments require Local Education Agencies (LEAs) to set stringent guidelines for electronic and social media communications, mandate the immediate reporting of suspected child abuse or neglect, and ensure that all staff members undergo annual training and sign written acknowledgments committing to these ethical standards. |

**5. Fiscal Information**

|                                                                                                                                                                                             |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                         |
| <b>A. State budget:</b>                                                                                                                                                                     |
| This rule change is not expected to have fiscal impact on state government revenues or expenditures.                                                                                        |
| These adjustments simplify state agency data routing and reporting schedules.                                                                                                               |
| The USBE administrative personnel will handle the annual aggregate report compilation as part of regular ongoing duties using existing staff hours and Information Technology (IT) systems. |
| Because no new software builds, state Full-Time Equivalencies (FTEs), or legislative appropriations are required, there are no incremental costs or savings to the state budget.            |

**B. Local governments:**

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures.

LEAs already maintain codes of conduct, conduct annual staff trainings, obtain signed acknowledgments, and manage online policy portals pursuant to Section 63G-7-301 and existing administrative rules. Extending coverage to contractors/volunteers aligns with existing local onboarding protocols.

Extending the website posting deadline to 90 days and consolidating state reporting into an annual aggregate submission reduces administrative friction for LEA personnel.

Because these changes adjust local operational workflows without requiring new software, capital expenditures, or additional administrative staffing, local governments will experience no incremental costs or savings.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures.

This administrative rule regulates public education entities (school districts, charter schools, and the Utah Schools for the Deaf and the Blind) and their staff, contractors, and volunteers.

While private contractors providing services to LEAs must ensure their personnel adhere to local school codes of conduct, this requirement is integrated into standard school vendor contracting and onboarding procedures.

This rule contains no provisions that tax, license, or place direct regulatory burdens on commercial markets or small businesses. Therefore, it has zero aggregate economic impact on small businesses.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

These updates provide clearer behavioral guidelines for school personnel, contractors, and volunteers while protecting students and reporters.

However, they do not impose any direct taxes, out-of-pocket fees, or mandatory individual financial liabilities on school staff, parents, or students as an aggregate class.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

Individual staff members, contractors, and volunteers must read, acknowledge, and adhere to an LEA's code of conduct. Reading and signing an acknowledgment statement occurs during routine annual orientation or volunteer/contractor onboarding, requiring no personal out-of-pocket expenses, software purchases, or filing fees.

Consequently, the incremental compliance cost per individual entity within any affected class is \$0.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                         |                   |
|-----------------------------------------|-------------------------|-------------------|
| Utah Constitution, Article X, Section 3 | Subsection 53E-3-401(4) | Section 63G-7-301 |
|-----------------------------------------|-------------------------|-------------------|

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:** 10/08/2026  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                |                         |
|--------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> New     | <b>Filing ID:</b> 58157 |
| <b>Rule or section number:</b> | <b>R277-334</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| R277-334. Classroom Technology and Artificial Intelligence Governance                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| This new rule is necessary due to the passage of HB 273 during the 2026 General Session.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| <p>This new rule requires Local Education Agencies (LEAs) to:</p> <ol style="list-style-type: none"> <li>1) adopt balanced technology use and artificial intelligence policies;</li> <li>2) implement grade-level instructional technology requirements;</li> <li>3) provide educator training, parent transparency, and student protections related to instructional technology and Artificial Intelligence (AI) use;</li> <li>4) establish resource plans for students with technology-related learning difficulties, implement compliance, reporting, and monitoring procedures; and</li> <li>5) establish safeguards and parent consent requirements for AI sandbox courses.</li> </ol> |

**4. Legislative Action Information**

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | HB 273 (2026 General Session)              |

**5. Fiscal Information**

|                                                                                                                                                                                                                                                                                            |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                                                                        |
| <b>A. State budget:</b>                                                                                                                                                                                                                                                                    |
| <p>This new rule is not expected to have fiscal impact on state government revenues or expenditures.</p> <p>This new rule is created due to HB 273 (2026) and the Utah State Board of Education (USBE) believes any fiscal impacts were captured in the fiscal note for HB 273 (2026).</p> |
| <b>B. Local governments:</b>                                                                                                                                                                                                                                                               |
| <p>This new rule is not expected to have fiscal impact on local governments' revenues or expenditures.</p> <p>This new rule is created due to HB 273 (2026) and the USBE believes any fiscal impacts were captured in the fiscal note for HB 273 (2026).</p>                               |

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

This new rule change is not expected to have fiscal impact on small businesses' revenues or expenditures.

This new rule is created due to HB 273 (2026) and the USBE believes any fiscal impacts were captured in the fiscal note for HB 273 (2026).

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This new rule is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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*):

This new rule is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

This new rule is created due to HB 273 (2026) and the USBE believes any fiscal impacts were captured in the fiscal note for HB 273 (2026).

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

This new rule is created due to HB 273 (2026) and the USBE believes any fiscal impacts were captured in the fiscal note for HB 273 (2026).

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

|                                                                                                    |                                     |
|----------------------------------------------------------------------------------------------------|-------------------------------------|
| <b>A. The agency has considered this rule's impact on family health, stability, and formation:</b> | <input checked="" type="checkbox"/> |
|----------------------------------------------------------------------------------------------------|-------------------------------------|

**9. Citation Information**

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 53G-7-228  | Section 53G-7-229  | Section 53G-7-1401 |
| Section 53G-7-1402 | Section 53G-7-1403 |                    |

**11. Public Notice Information**

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

|                                            |            |
|--------------------------------------------|------------|
| <b>A. Comments will be accepted until:</b> | 10/01/2026 |
|--------------------------------------------|------------|

**12. Effective Date Information**

**This rule change MAY become effective on:**  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

|            |
|------------|
| 10/08/2026 |
|------------|

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58158 |
| <b>Rule or section number:</b>   | <b>R277-406</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information****A. Rule or section catchline:**

R277-406. Early Learning Program and Assessments

**B. Purpose of the new rule or reason for the change:**

These rule amendments are needed due to the passage of HB 312 during the 2026 General Session which repealed early learning plans in Sections 53G-7-218 and 53E-3-521.

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

These amendments clarify that the Utah State Board of Education (USBE) will designate the statewide mathematics assessment. These amendments also define funding responsibility, if state funds are available, specifying that USBE will assume financial responsibility for the assessment.

If state funds are not available, Local Education Agencies (LEAs) will be responsible for covering the cost.

In addition, the definition of reading at grade level is amended and the oversight category is removed.

**4. Legislative Action Information****A. Are any changes in this filing because of state legislative action?**

Changes are because of legislative action.

**B. If yes, any bill number and session:**

HB 312 (2026 General Session)

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

This amendment is not expected to have fiscal impact on state government revenues or expenditures.

The USBE believes any fiscal impact were captured in the fiscal note to HB 312 (2026) and there are no additional impacts due to the rule change for the USBE.

**B. Local governments:**

This amendment is not expected to have fiscal impact on local governments' revenues or expenditures.

New language in Subsection R277-406-4(6) clarifies that in the absence of sufficient legislative appropriations, "a Local Education Agency (LEA) shall assume financial responsibility for the administration of the benchmark mathematics assessments".

Shifting the reporting deadline from August 1 to September 1 provides LEAs more flexibility but does not carry a direct fiscal impact.

The USBE believes that the fiscal note for HB 312 (2026) captured any measurable fiscal impacts for LEAs.

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

This amendment is not expected to have fiscal impact on small businesses' revenues or expenditures.

This amendment regulates the administration of assessments and reporting within the public K-12 education system. It does not impose requirements on, or provide funding to, private small businesses.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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*):**

This amendment is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities. This only impacts LEAs and the USBE.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

The USBE believes any costs were captured in the fiscal note for HB 312 (2026).

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                         |                   |
|-----------------------------------------|-------------------------|-------------------|
| Utah Constitution, Article X, Section 3 | Subsection 53E-3-401(4) | Section 53E-3-521 |
| Section 53E-4-307                       | Section 53E-4-307.5     | Section 53G-7-203 |

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:**

(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

10/08/2026

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE****TYPE OF FILING:** Amendment**Filing ID:** 58159**Rule or section number:****R277-409****1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                            |
| R277-409. Public School Membership in Associations                                                                                                                                                                              |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                     |
| These amendments are needed to clarify limitations on public school membership in certain associations with rules or policies that conflict with the Utah State Board of Education (USB E) policies.                            |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                    |
| These amendments specify that beginning with the 2017-2018 school year, a public school may not be a member of, or pay dues to, an association that adopts rules or policies that are inconsistent with this rule or Utah Code. |
| Additional changes are being made to simplify and clarify language.                                                                                                                                                             |

**5. Fiscal Information**

|                                                                                                                                                                                                                  |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                              |
| <b>A. State budget:</b>                                                                                                                                                                                          |
| This amendment is not expected to have fiscal impact on state government revenues or expenditures.                                                                                                               |
| Striking the outdated temporal reference is an administrative text cleanup.                                                                                                                                      |
| Explicitly incorporating compliance with "Utah Code" reinforces alignment between interscholastic governing associations (such as the Utah High School Activities Association) and state statutory requirements. |
| The USB E does not pay association membership dues or directly administer interscholastic activities.                                                                                                            |
| Furthermore, this amendment requires no new state-level monitoring software, Full-Time Equivalency (FTE) staffing, or administrative appropriations.                                                             |
| Consequently, there are no incremental costs or savings to the state budget.                                                                                                                                     |
| <b>B. Local governments:</b>                                                                                                                                                                                     |
| This amendment is not expected to have fiscal impact on local governments' revenues or expenditures.                                                                                                             |

Clarifying in rule that an association's policies cannot conflict with Utah Code formally aligns administrative rule language with existing legal obligations without creating new membership fees, reporting pipelines, or operational tasks for school districts or charter schools.

Striking the obsolete 2017-2018 start-date text similarly imposes no procedural burden.

Because no additional outlays or administrative tasks are required of local education agencies, local governments will experience no incremental costs or savings.

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

This amendment is not expected to have fiscal impact on small businesses' revenues or expenditures.

This administrative rule applies exclusively to public schools and non-profit/governing interscholastic associations in which public schools hold membership.

It contains no regulatory provisions, tax changes, or compliance mandates that apply to commercial entities or small businesses.

Therefore, it will have zero aggregate economic impact on small businesses.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This amendment is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

The updates establish that associations governing public school interscholastic activities must maintain rules consistent with state statutes.

This amendment does not alter student participation fees, introduce personal financial liabilities, or impact out-of-pocket expenses for parents, students, coaches, or taxpayers as an aggregate class.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

No individual person, student, coach, or school administrator is required to complete new tasks, purchase hardware/software, or pay additional fees as a result of aligning association policy requirements with Utah Code or removing an outdated date reference.

Consequently, the incremental compliance cost per individual entity within any affected class is \$0.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| Fiscal Cost          | FY2027 | FY2028 | FY2029 | FY2030 | FY2031 |
|----------------------|--------|--------|--------|--------|--------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

### 7. Regulatory Impact Analysis Approval

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

### 8. Family Impact Information

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

### 9. Citation Information

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:

|                                         |                         |  |
|-----------------------------------------|-------------------------|--|
| Utah Constitution, Article X, Section 3 | Subsection 53E-3-401(4) |  |
|-----------------------------------------|-------------------------|--|

### 11. Public Notice Information

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

**A. Comments will be accepted until:** 10/01/2026

### 12. Effective Date Information

**This rule change MAY become effective on:** 10/08/2026  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

### 13. Agency Authorization Information

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

### NOTICE OF SUBSTANTIVE CHANGE

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58160 |
| <b>Rule or section number:</b>   | <b>R277-445</b>         |

### 1. Agency Information

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
|--------------|---------------|-------------------------------|
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                     |
|---------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                |
| R277-445. Classifying Small Schools as Necessarily Existent         |
| <b>B. Purpose of the new rule or reason for the change:</b>         |
| These rule amendments are needed to remove the oversight category.  |
| <b>C. Summary of the new rule or change:</b>                        |
| The amendments remove the oversight categorization of "Category 4". |

**5. Fiscal Information**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| <b>A. State budget:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| This amendment is not expected to have fiscal impact on state government revenues or expenditures.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| The amendment is to strike the outdated internal oversight category reference and does not have costs or savings for the Utah State Board of Education (USBE), Local Education Agencies (LEAs), or any other persons or entities.                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>B. Local governments:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| This amendment is not expected to have fiscal impact on local governments' revenues or expenditures.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| The amendment is to strike the outdated internal oversight category reference and does not have costs or savings for the USBE, LEAs, or any other persons or entities.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>C. Small businesses</b> ("small business" means a business employing 1-49 persons):                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| This amendment is not expected to have fiscal impact on small businesses' revenues or expenditures.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| The amendment is to strike the outdated internal oversight category reference and does not have costs or savings for the USBE, LEAs, or any other persons or entities.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>D. Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue for non-small businesses. |
| <b>E. Persons other than small businesses, non-small businesses, state, or local government entities</b> ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <b>agency</b> ):                                                                                                                                                                                                                                                                                                                                                                                     |
| This amendment is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| The amendment is to strike the outdated internal oversight category reference and does not have costs or savings for the USBE, LEAs, or any other persons or entities.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

The amendment is to strike the outdated internal oversight category reference and does not have costs or savings for the USBE, LEAs, or any other persons or entities.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                         |                         |
|-----------------------------------------|-------------------------|-------------------------|
| Utah Constitution, Article X, Section 3 | Subsection 53E-3-401(4) | Subsection 53F-2-304(1) |
|-----------------------------------------|-------------------------|-------------------------|

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:**  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

10/08/2026

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE****TYPE OF FILING:** Amendment**Filing ID:** 58161**Rule or section number:****R277-460****1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                            |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                       |
| R277-460. Distribution of Substance Abuse Prevention Account                                                                                                                                                                               |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                |
| These rule amendments are needed to clarify language and formatting.                                                                                                                                                                       |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                               |
| These amendments are strictly technical in nature.                                                                                                                                                                                         |
| The changes update stylistic formatting, replace awkward phrasing with standard references, and align terminology regarding the Superintendent's grant application process to improve overall clarity for Local Education Agencies (LEAs). |

**5. Fiscal Information**

|                                                                                                                                                                                                                                                 |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                             |
| <b>A. State budget:</b>                                                                                                                                                                                                                         |
| This amendment is not expected to have fiscal impact on state government revenues or expenditures.                                                                                                                                              |
| Updating statutory cross-references is a technical clean-up measure.                                                                                                                                                                            |
| Shifting data reporting standards to align with Rule R277-439 and eliminating the separate annual internal report to the Utah State Board of Education's (Board) Finance Committee simplifies internal Board administrative tasks.              |
| Program administration costs, staff salaries, and state fund distributions from the Substance Abuse Prevention Account remain unchanged.                                                                                                        |
| Because no new software builds, staff Full-Time Equivalencies (FTEs), or programmatic appropriations are required, there are no incremental costs or savings to the state budget.                                                               |
| <b>B. Local governments:</b>                                                                                                                                                                                                                    |
| This amendment is not expected to have fiscal impact on local governments' revenues or expenditures.                                                                                                                                            |
| Because LEAs already track and submit year-end prevention program data electronically, aligning Rule R277-460 reporting mechanisms with existing consolidated prevention reporting frameworks streamlines local reporting workflows rather than |

introducing new administrative steps or data collection burdens. Therefore, local governments will experience no incremental costs or savings.

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

This amendment is not expected to have fiscal impact on small businesses' revenues or expenditures.

This administrative rule regulates the internal distribution and reporting of state Substance Abuse Prevention Account funds to public school districts and charter schools.

It contains no provisions that regulate, tax, or impose compliance obligations on private commercial enterprises or small businesses.

Therefore, it has zero aggregate economic impact on small businesses.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This amendment is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

These rule amendments adjust statutory references and consolidate public school reporting mechanisms.

These updates do not alter substance abuse prevention instruction delivered to students, nor do they impose any direct financial liabilities, tax changes, out-of-pocket fees, or cost savings on parents, students, educators, or individual taxpayers as an aggregate class.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

Individual school administrators and educators complete grant reporting tasks as part of their standard ongoing administrative duties using existing electronic systems.

Because the changes require no out-of-pocket expenses, hardware purchases, or filing fees from individual entities within an affected class, the incremental compliance cost per individual entity is \$0.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| Fiscal Cost              | FY2027     | FY2028     | FY2029     | FY2030     | FY2031     |
|--------------------------|------------|------------|------------|------------|------------|
| 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        |
| <b>Total Fiscal Cost</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> |

## NOTICES OF PROPOSED RULES

| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                   |                   |
|-----------------------------------------|-------------------|-------------------|
| Utah Constitution, Article X, Section 3 | Section 53E-3-522 | Section 53F-2-525 |
| Section 51-9-405                        |                   |                   |

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:** 10/08/2026  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58162 |
| <b>Rule or section number:</b>   | <b>R277-462</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
|--------------|---------------|-------------------------------|
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                       |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                  |
| R277-462. Comprehensive School Counseling Program                                                                                                                                                                     |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                           |
| These rule amendments are due to the passage of SB 2 during the 2026 General Session.                                                                                                                                 |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                          |
| The amendments align Rule R277-462 with the funding and budget directives passed in SB 2 (2026), which serves as the base budget for public education and impacts the distribution formulas for programmatic funding. |
| The amendments also remove an oversight categorization of "Category 3".                                                                                                                                               |

**4. Legislative Action Information**

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | SB 2 (2026 General Session)                |

**5. Fiscal Information**

|                                                                                                                                                                                                                           |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                       |
| <b>A. State budget:</b>                                                                                                                                                                                                   |
| This amendment is not expected to have fiscal impact on state government revenues or expenditures.                                                                                                                        |
| Striking the internal oversight category does not have any fiscal impacts.                                                                                                                                                |
| The other fiscal impacts were captured in the fiscal note to SB 2 (2026) and there are no additional impacts for the Utah State Board of Education (USBE), Local Education Agencies (LEAs), or other persons or entities. |
| <b>B. Local governments:</b>                                                                                                                                                                                              |
| This amendment is not expected to have fiscal impact on local governments' revenues or expenditures.                                                                                                                      |
| Striking the internal oversight category does not have any fiscal impacts.                                                                                                                                                |
| The other fiscal impacts were captured in the fiscal note to SB 2 (2026) and there are no additional impacts for the USBE, LEAs, or other persons or entities.                                                            |
| <b>C. Small businesses ("small business" means a business employing 1-49 persons):</b>                                                                                                                                    |
| This amendment is not expected to have fiscal impact on small businesses' revenues or expenditures.                                                                                                                       |
| Striking the internal oversight category does not have any fiscal impacts.                                                                                                                                                |
| The other fiscal impacts were captured in the fiscal note to SB 2 (2026) and there are no additional impacts for the USBE, LEAs, or other persons or entities.                                                            |

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This amendment is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

Striking the internal oversight category does not have any fiscal impacts.

The other fiscal impacts were captured in the fiscal note to SB 2 (2026) and there are no additional impacts for the USBE, LEAs, or other persons or entities.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

Striking the internal oversight category does not have any fiscal impacts.

The other fiscal impacts were captured in the fiscal note to SB 2 (2026) and there are no additional impacts for the USBE, LEAs, or other persons or entities.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

|                                                                                                    |                                     |
|----------------------------------------------------------------------------------------------------|-------------------------------------|
| <b>A. The agency has considered this rule's impact on family health, stability, and formation:</b> | <input checked="" type="checkbox"/> |
|----------------------------------------------------------------------------------------------------|-------------------------------------|

**9. Citation Information**

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:

|                                         |                            |                         |
|-----------------------------------------|----------------------------|-------------------------|
| Utah Constitution, Article X, Section 3 | Subsection 53E-2-304(2)(b) | Subsection 53E-3-401(4) |
| Subsection 53F-2-317                    |                            |                         |

**11. Public Notice Information**

|                                                                                          |
|------------------------------------------------------------------------------------------|
| <b>The public may submit written or oral comments to the agency identified in box 1.</b> |
|------------------------------------------------------------------------------------------|

|                                            |            |
|--------------------------------------------|------------|
| <b>A. Comments will be accepted until:</b> | 10/01/2026 |
|--------------------------------------------|------------|

**12. Effective Date Information**

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 10/08/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58163 |
| <b>Rule or section number:</b>   | R277-465                |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                            |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                       |
| R277-465. CPR in Schools                                                                                                                                                                                   |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                |
| These rule amendments are due to the passage of SB 244 during the 2026 General Session.                                                                                                                    |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                               |
| The amendments clarify that Local Education Agencies (LEAs) are required to have Cardiac Emergency Response Plans (CERPs) in place and that the Utah State Board of Education (USBE) monitors these plans. |

**4. Legislative Action Information**

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | SB 244 (2026 General Session)              |

**5. Fiscal Information**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| <b>A. State budget:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| This amendment is not expected to have fiscal impact on state government revenues or expenditures.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| The USBE believes that any fiscal impacts were captured in the fiscal note for SB 244 (2026) and this rule does not add any additional impacts.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <b>B. Local governments:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| This amendment is not expected to have fiscal impact on local governments' revenues or expenditures.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| The USBE believes that any fiscal impacts were captured in the fiscal note for SB 244 (2026) and this rule does not add any additional impacts.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <b>C. Small businesses</b> ("small business" means a business employing 1-49 persons):                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| This amendment is not expected to have fiscal impact on small businesses' revenues or expenditures.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| The USBE believes that any fiscal impacts were captured in the fiscal note for SB 244 (2026) and this rule does not add any additional impacts.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <b>D. Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue for non-small businesses. |
| <b>E. Persons other than small businesses, non-small businesses, state, or local government entities</b> ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <b>agency</b> ):                                                                                                                                                                                                                                                                                                                                                                                     |
| This amendment is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| The USBE believes that any fiscal impacts were captured in the fiscal note for SB 244 (2026) and this rule does not add any additional impacts.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <b>F. Compliance costs for affected persons:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| There are no compliance costs for affected persons.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| The USBE believes that any fiscal impacts were captured in the fiscal note for SB 244 (2026) and this rule does not add any additional impacts.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b> | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|--------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

### 7. Regulatory Impact Analysis Approval

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

### 8. Family Impact Information

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

### 9. Citation Information

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:

|                                         |                         |                          |
|-----------------------------------------|-------------------------|--------------------------|
| Utah Constitution, Article X, Section 3 | Subsection 53E-3-401(4) | Subsection 53G-10-408(2) |
| Subsection 53G-9-216(7)                 |                         |                          |

### 11. Public Notice Information

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

**A. Comments will be accepted until:** 10/01/2026

### 12. Effective Date Information

**This rule change MAY become effective on:**  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

10/08/2026

### 13. Agency Authorization Information

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

### NOTICE OF SUBSTANTIVE CHANGE

|                                |                         |
|--------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Repeal  | <b>Filing ID:</b> 58164 |
| <b>Rule or section number:</b> | <b>R277-486</b>         |

### 1. Agency Information

|                         |                           |
|-------------------------|---------------------------|
| <b>Title catchline:</b> | Education, Administration |
| <b>Building:</b>        | Board of Education        |
| <b>Street address:</b>  | 250 E 500 S               |

## NOTICES OF PROPOSED RULES

|                             |                               |
|-----------------------------|-------------------------------|
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

### 2. Contact Persons

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

### 3. General Information

|                                                                                                                                                                                                                                                                         |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                    |
| R277-486. Professional Staff Cost Program                                                                                                                                                                                                                               |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                             |
| These rule amendments are needed due to the passage of HB 2 during the 2025 General Session.                                                                                                                                                                            |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                            |
| Because the Legislature eliminated the funding and repealed the authorizing statute for the Professional Staff Cost Program, Rule R277-486 no longer has a statutory foundation or practical application.                                                               |
| Therefore, repealing Rule R277-486 in its entirety ensures the Utah State Board of Education's (USBE) administrative rules accurately reflect current state law and to prevent any confusion for Local Education Agencies (LEAs) regarding obsolete funding mechanisms. |

### 4. Legislative Action Information

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | HB 2 (2025 General Session)                |

### 5. Fiscal Information

|                                                                                                      |
|------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>  |
| <b>A. State budget:</b>                                                                              |
| This amendment is not expected to have fiscal impact on state government revenues or expenditures.   |
| The Professional Staff Cost program and allocation has been eliminated.                              |
| The fiscal impacts were captured in the fiscal note to HB 2 (2025).                                  |
| <b>B. Local governments:</b>                                                                         |
| This amendment is not expected to have fiscal impact on local governments' revenues or expenditures. |
| The Professional Staff Cost program and allocation has been eliminated.                              |
| The fiscal impacts were captured in the fiscal note to HB 2 (2025).                                  |
| <b>C. Small businesses ("small business" means a business employing 1-49 persons):</b>               |
| This amendment is not expected to have fiscal impact on small businesses' revenues or expenditures.  |
| The Professional Staff Cost program and allocation has been eliminated.                              |
| The fiscal impacts were captured in the fiscal note to HB 2 (2025).                                  |

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This amendment is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

The Professional Staff Cost program and allocation has been eliminated.

The fiscal impacts were captured in the fiscal note to HB 2 (2025).

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

The Professional Staff Cost program and allocation has been eliminated.

The fiscal impacts were captured in the fiscal note to HB 2 (2025).

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                         |                         |
|-----------------------------------------|-------------------------|-------------------------|
| Utah Constitution, Article X, Section 3 | Subsection 53F-2-305(2) | Subsection 53E-3-401(4) |
|-----------------------------------------|-------------------------|-------------------------|

**11. Public Notice Information**

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

|                                            |            |
|--------------------------------------------|------------|
| <b>A. Comments will be accepted until:</b> | 10/01/2026 |
|--------------------------------------------|------------|

**12. Effective Date Information**

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 10/08/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58165 |
| <b>Rule or section number:</b>   | <b>R277-626</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                                                                                         |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                    |
| R277-626. Carson Smith Opportunities Scholarship Program                                                                                                                                                                                                                                                |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                             |
| These rule amendments are due to the passage of SB 54 during the 2026 General Session.                                                                                                                                                                                                                  |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                                                            |
| These amendments update the requirements for the scholarship's accessibility and administration, notably eliminating family income-based eligibility requirements, removing sibling eligibility, and more closely aligning the program's allowable expenses with the Utah Fits All Scholarship Program. |
| To protect consumers and ensure proper stewardship of funds, the bill also places several new administrative requirements directly on the Scholarship Granting Organization (SGO).<br>These amendments also remove the oversight categorization of "Category 4".                                        |

**4. Legislative Action Information**

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | SB 54 (2026 General Session)               |

**5. Fiscal Information**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>A. State budget:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <p>This amendment is not expected to have fiscal impact on state government revenues or expenditures.</p> <p>Striking the internal oversight category does not have any fiscal impacts.</p> <p>Any fiscal impacts due to this rule change were captured in the fiscal note for SB 54 (2026).</p>                                                                                                                                                                                                                                                                                                                                                                                  |
| <b>B. Local governments:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <p>This amendment is not expected to have fiscal impact on local governments' revenues or expenditures.</p> <p>Striking the internal oversight category does not have any fiscal impacts.</p> <p>Any fiscal impacts due to this rule change were captured in the fiscal note for SB 54 (2026).</p>                                                                                                                                                                                                                                                                                                                                                                                |
| <b>C. Small businesses</b> ("small business" means a business employing 1-49 persons):                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <p>This amendment is not expected to have fiscal impact on small businesses' revenues or expenditures.</p> <p>Striking the internal oversight category does not have any fiscal impacts.</p> <p>Any fiscal impacts due to this rule change were captured in the fiscal note for SB 54 (2026).</p>                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>D. Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| <p>There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue for non-small businesses.</p> |
| <b>E. Persons other than small businesses, non-small businesses, state, or local government entities</b> ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <b>agency</b> ):                                                                                                                                                                                                                                                                                                                                                                                            |
| <p>This amendment is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.</p> <p>Striking the internal oversight category does not have any fiscal impacts.</p> <p>Any fiscal impacts due to this rule change were captured in the fiscal note for SB 54 (2026).</p>                                                                                                                                                                                                                                                                                                                 |
| <b>F. Compliance costs for affected persons:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| <p>There are no compliance costs for affected persons.</p> <p>Striking the internal oversight category does not have any fiscal impacts.</p> <p>Any fiscal impacts due to this rule change were captured in the fiscal note for SB 54 (2026).</p>                                                                                                                                                                                                                                                                                                                                                                                                                                 |

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                         |                              |
|-----------------------------------------|-------------------------|------------------------------|
| Utah Constitution, Article X, Section 3 | Subsection 53E-3-401(4) | Title 53E, Chapter 7, Part 4 |
|-----------------------------------------|-------------------------|------------------------------|

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:** 10/08/2026  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58166 |
| <b>Rule or section number:</b>   | <b>R277-717</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| R277-717. High School Course Grading Requirements                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| These rule amendments are due to the passage of HB 502 during the 2026 General Session.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| <p>These amendments provide language to implement the citizenship grading provisions established in HB 502 (2026).</p> <p>The changes add definitions related to citizenship grading and durable skills and establish minimum statewide standards for Local Education Agency (LEA) citizenship grading policies.</p> <p>These amendments require citizenship grades to be based on clearly defined and observable behaviors using consistent criteria and clarify that citizenship grades remain separate from measures of academic content mastery except where otherwise authorized in statute.</p> <p>This rule also requires LEAs that adopt citizenship grading policies to establish standards related to attendance, meeting deadlines, participation and engagement, and communication with instructional staff.</p> <p>Additionally, the proposed amendments require annual parent notification regarding citizenship grading policies and opt-out rights, establish requirements for parent opt-out procedures, and require citizenship grades reported on transcripts to be clearly distinguished from academic course grades.</p> |

**4. Legislative Action Information**

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | HB 502 (2026 General Session)              |

**5. Fiscal Information**

|                                                                                                                                                                                                                                                                                                                  |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                                                                                              |
| <b>A. State budget:</b>                                                                                                                                                                                                                                                                                          |
| <p>This amendment is not expected to have fiscal impact on state government revenues or expenditures.</p> <p>The Utah State Board of Education (USBE) believes that any fiscal impacts were captured in the fiscal note for HB 502 (2026) and there are no additional fiscal impacts due to the rule change.</p> |

**B. Local governments:**

This amendment is not expected to have fiscal impact on local governments' revenues or expenditures.

The USBE believes that any fiscal impacts were captured in the fiscal note for HB 502 (2026) and there are no additional fiscal impacts due to the rule change.

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

This amendment is not expected to have fiscal impact on small businesses' revenues or expenditures.

The USBE believes that any fiscal impacts were captured in the fiscal note for HB 502 (2026) and there are no additional fiscal impacts due to the rule change.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This amendment is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

The USBE believes that any fiscal impacts were captured in the fiscal note for HB 502 (2026) and there are no additional fiscal impacts due to the rule change.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

The USBE believes that any fiscal impacts were captured in the fiscal note for HB 502 (2026) and there are no additional fiscal impacts due to the rule change.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|--------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>   | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |

|                              |            |            |            |            |            |
|------------------------------|------------|------------|------------|------------|------------|
| <b>Total Fiscal Benefits</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                         |                   |
|-----------------------------------------|-------------------------|-------------------|
| Utah Constitution, Article X, Section 3 | Subsection 53E-3-401(4) | Section 53E-4-208 |
|-----------------------------------------|-------------------------|-------------------|

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:**

(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

10/08/2026

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

**TYPE OF FILING:** New **Filing ID:** 58167

**Rule or section number:** R277-802

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

**A. Rule or section catchline:**

R277-802. Educational Enrichment Programs for Deaf, Hard of Hearing, Blind, and Visually Impaired Students

**B. Purpose of the new rule or reason for the change:**

This proposed rule is due to the passage of HB 448 during the 2026 General Session.

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

This proposed rule:

- 1) defines the review and recommendation process for enrichment funding requests;
- 2) establishes staff screening and advisory review procedures;
- 3) clarifies allowable uses of enrichment funds, and;
- 4) provides requirements related to administration, accountability, and statewide access to enrichment opportunities.

This proposed rule also authorizes the use of enrichment funds for reasonable administrative and program support costs necessary for implementation of the Educational Enrichment Programs, including personnel, facilitation, outreach, application review, and program administration activities.

Additionally, this proposed rule provides flexibility for the use of evaluation tools, rubrics, and procedures developed in consultation with the advisory council while maintaining the Utah State Board of Education (USBE) oversight and compliance with applicable law.

**4. Legislative Action Information****A. Are any changes in this filing because of state legislative action?**

Changes are because of legislative action.

**B. If yes, any bill number and session:**

HB 448 (2026 General Session)

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

This proposed rule is not expected to have fiscal impact on state government revenues or expenditures.

The USBE believes that any fiscal impacts were captured in the fiscal note for HB 448 (2026).

**B. Local governments:**

This proposed rule is not expected to have fiscal impact on local governments' revenues or expenditures.

The USBE believes that any fiscal impacts were captured in the fiscal note for HB 448 (2026).

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

This proposed rule is not expected to have fiscal impact on small businesses' revenues or expenditures.

The USBE believes that any fiscal impacts were captured in the fiscal note for HB 448 (2026).

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This proposed rule is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

The USBE believes that any fiscal impacts were captured in the fiscal note for HB 448 (2026).

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

The USBE believes that any fiscal impacts were captured in the fiscal note for HB 448 (2026).

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                   |                   |
|-----------------------------------------|-------------------|-------------------|
| Utah Constitution, Article X, Section 3 | Section 53E-3-401 | Section 53E-8-206 |
| Section 53E-8-407                       | Title 53E         |                   |

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 10/08/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58168 |
| <b>Rule or section number:</b>   | <b>R277-927</b>         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7500  | Elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                                                                                                                                       |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                                                                  |
| R277-927. Teacher and Student Success Act (TSSA) Program                                                                                                                                                                                                                                                                                              |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                                                                           |
| These rule amendments are due to the passage of SB 241 during the 2026 General Session.                                                                                                                                                                                                                                                               |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                                                                                                          |
| These amendments introduce a requirement that Local Education Agencies (LEAs) verify that schools falling below the state's early literacy benchmark allocate at least 50% of their Teacher and Student Success Act (TSSA) funds to evidence-based literacy interventions before the LEA approves the school's Teacher and Student Success Plan.      |
| This relies on local oversight rather than creating new state-level reporting mandates. The amendments also clarify acceptable literacy interventions by explicitly prohibiting the use of Teacher and Student Success Act (TSSA) funds for the "three-cueing" method, aligning program expenditures with the new statewide early literacy standards. |

**4. Legislative Action Information**

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | SB 241 (2026 General Session)              |

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

This amendment is not expected to have fiscal impact on state government revenues or expenditures.

The Utah State Board of Education (USBE) believes that any fiscal impacts were captured in the fiscal note for SB 241 (2026).

**B. Local governments:**

This amendment is not expected to have fiscal impacts on local government revenues or expenditures.

The USBE believes that any fiscal impacts were captured in the fiscal note for SB 241 (2026).

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

This amendment is not expected to have fiscal impacts on small businesses' revenues or expenditures.

The USBE believes that any fiscal impacts were captured in the fiscal note for SB 241 (2026).

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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**):

This amendment is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

The USBE believes that any fiscal impacts were captured in the fiscal note for SB 241 (2026).

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons.

The USBE believes that any fiscal impacts were captured in the fiscal note for SB 241 (2026).

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|--------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>   | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| State Budget             | \$0           | \$0           | \$0           | \$0           | \$0           |
| Local Governments        | \$0           | \$0           | \$0           | \$0           | \$0           |

## NOTICES OF PROPOSED RULES

|                              |            |            |            |            |            |
|------------------------------|------------|------------|------------|------------|------------|
| Small Businesses             | \$0        | \$0        | \$0        | \$0        | \$0        |
| Non-Small Businesses         | \$0        | \$0        | \$0        | \$0        | \$0        |
| Other Persons                | \$0        | \$0        | \$0        | \$0        | \$0        |
| <b>Total Fiscal Benefits</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> | <b>\$0</b> |

**7. Regulatory Impact Analysis Approval**

The State Superintendent of the Utah State Board of Education, Molly Hart, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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:

|                                         |                         |                   |
|-----------------------------------------|-------------------------|-------------------|
| Utah Constitution, Article X, Section 3 | Subsection 53E-3-401(4) | Section 53F-2-416 |
| Section 53G-7-1304                      | Section 53G-7-1306      |                   |

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:** 10/08/2026  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

**13. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58133 |
| <b>Rule or section number:</b>   | <b>R307-101</b>         |

**1. Agency Information**

|                             |                                    |
|-----------------------------|------------------------------------|
| <b>Title catchline:</b>     | Environmental Quality, Air Quality |
| <b>Building:</b>            | Multi-Agency State Office Building |
| <b>Street address:</b>      | 195 N 1950 W                       |
| <b>City, state:</b>         | Salt Lake City, UT                 |
| <b>Mailing address:</b>     | PO Box 144820                      |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4820      |

**2. Contact Persons**

|               |               |                       |
|---------------|---------------|-----------------------|
| <b>Name:</b>  | <b>Phone:</b> | <b>Email:</b>         |
| Jazmine Lopez | 801-536-4050  | jazminelopez@utah.gov |

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

**3. General Information****A. Rule or section catchline:**

R307-101. General Requirements

**B. Purpose of the new rule or reason for the change:**

In Section R307-101-3, the version of the Code of Federal Regulations (CFR) Incorporated by Reference must be amended to reflect changes to the federal air quality regulations as published in Title 40 of the Code of Federal Regulations (40 CFR).

Rule R307-101 is being amended to identify the most recent version of 40 CFR, June 30, 2026, as the version that is incorporated throughout the Utah Air Quality Rules.

The Division of Air Quality is also submitting this filing to comply with HB 384 (passed in the 2026 General Session) which changed the title of the "Executive Director" of the Department of Environmental Quality to "commissioner."

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

This filing amends Rule R307-101 to update the CFR Incorporations by Reference date to reflect the most recent version of the CFR, Title 40 – Protection of Environment. This filing reflects any changes to 40 CFR from October 1, 2025, to June 30, 2026.

Some updates of note include:

1. 40 CFR Part 60:

a. 40 CFR 60 Subpart A, Subpart GG, Subpart KKKK, and Subpart KKKKa: EPA finalized amendments to the New Source Performance Standards (NSPS) for stationary combustion turbines and stationary gas turbines to establish subcategories based on size, rates of utilization, design efficiency, and fuel type, as well as a subcategory for stationary combustion turbines that are used in temporary applications, exempting certain sources from Title V requirements.

b. 40 CFR 60 Subpart A, Subpart Cb, Subpart Eb, Subpart VVVV, and Subpart WWWW: EPA finalized NSPS and emission guidelines (EG) for the large municipal waste combustion source category to revise the remanded emission limits for cadmium, lead, particulate matter, polychlorinated dibenzodioxins and dibenzofurans, mercury, hydrogen chloride, and sulfur dioxide for all sources subject to the NSPS and EG and the remanded emission limits for nitrogen oxides and carbon monoxide for some sources subject to the EG and all sources subject to the NSPS.

c. 40 CFR 60 Subpart A, Subpart OOOOb, and Subpart OOOOc: EPA finalized amendments to the NSPS and Emissions Guidelines for Existing Sources for the Crude Oil and Natural Gas Source Category to implement discrete technical changes to the temporary flaring provisions for associated gas in certain situations and discrete technical changes to the vent gas net heating value continuous monitoring requirements and alternative performance test option for flares and enclosed combustion devices.

d. 40 CFR 60 Subpart OOOOb: EPA made changes to the compliance deadlines related to net heating value monitoring (June 1, 2026) and changed the initial reporting deadline to November 30, 2026.

2. 40 CFR Part 63:

a. 40 CFR 63 Subpart A and Subpart UUUUU: EPA finalized the repeal of specific amendments to the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Coal- and Oil-Fired Electric Utility Steam Generating Units, commonly referred to as the Mercury and Air Toxics Standards (MATS).

b. 40 CFR 63 Subpart A, Subpart U, and Subpart PPP: EPA finalized amendments to the NESHAP for the Polyether Polyols Production source category including finalizing certain ethylene oxide-specific standards, addressing certain issues raised in an administrative petition for reconsideration, and finalizing maximum achievable control technology standards for certain emission points, work practice standards for certain activities where alternatives are appropriate, performance testing requirements once every five years for certain process vents, and electronic reporting requirements for performance test reports, flare management plans, and periodic reports.

c. 40 CFR 63 Subpart UUUUU: EPA established the applicable volumes and percentage standards for 2026 and 2027 for cellulosic biofuel, biomass-based diesel, advanced biofuel, and total renewable fuel and removed renewable electricity as a qualifying renewable fuel.

d. 40 CFR 63 Subpart A and Subpart VVVVVV: EPA finalized amendments to the NESHAP for the Chemical Manufacturing Area Source categories related to new leak detection and repair requirements.

e. 40 CFR 63 Subpart A, Subpart XXXX: EPA removed the provisions finalized by the EPA in a 2024 final rule titled "National Emission Standards for Hazardous Air Pollutants: Rubber Tire Manufacturing."

3. 40 CFR Part 70: EPA rescinded a 2023 final rule titled "Removal of Title V Emergency Affirmative Defense Provisions From State Operating Permit Programs and Federal Operating Permit Program."

This filing also changes all references in Rule R307-101 of the "Executive Director" of the Department of Environmental Quality to "commissioner."

The Division is updating the rule text to reflect the dates that certain areas in Utah were designated as maintenance areas for sulfur dioxide, PM10, and PM2.5.

The Division is also making additional necessary amendments to Rule R307-101 to bring this rule into compliance with Executive Order No. 2021-12 requiring all departments to update their respective rules to align with the Rulewriting Manual for Utah standards.

#### 4. Legislative Action Information

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | HB 384 (2026 General Session)              |

#### 5. Fiscal Information

|                                                                                                                                                                                                                                                                                        |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                                                                    |
| <b>A. State budget:</b>                                                                                                                                                                                                                                                                |
| There are no anticipated costs or savings to the state budget as there is no fiscal component related to the amendments.                                                                                                                                                               |
| The amendments relate to federal requirements that are already in place and do not change any operating procedures.                                                                                                                                                                    |
| <b>B. Local governments:</b>                                                                                                                                                                                                                                                           |
| There are no anticipated costs or savings for local governments as there is no fiscal component related to the amendments.                                                                                                                                                             |
| The amendments relate to federal requirements that are already in place and do not change any operating procedures.                                                                                                                                                                    |
| <b>C. Small businesses</b> ("small business" means a business employing 1-49 persons):                                                                                                                                                                                                 |
| There are no anticipated costs or savings for small businesses as there is no fiscal component related to the amendments.                                                                                                                                                              |
| The amendments relate to federal requirements that are already in place and do not change any operating procedures.                                                                                                                                                                    |
| <b>D. Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):                                                                                                                                                                                   |
| There are no anticipated costs or savings for non-small businesses as there is no fiscal component related to the amendments.                                                                                                                                                          |
| The amendments relate to federal requirements that are already in place and do not change any operating procedures.                                                                                                                                                                    |
| <b>E. Persons other than small businesses, non-small businesses, state, or local government entities</b> ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <b>agency</b> ): |
| There are no anticipated costs or savings for persons other than small businesses, non-small businesses, state, or local government entities as there is no fiscal component related to the amendments.                                                                                |
| The amendments relate to federal requirements that are already in place and do not change any operating procedures.                                                                                                                                                                    |
| <b>F. Compliance costs for affected persons:</b>                                                                                                                                                                                                                                       |
| There are no compliance costs for affected persons as there is no fiscal component related to the amendments.                                                                                                                                                                          |
| The amendments relate to federal requirements that are already in place and do not change any operating procedures.                                                                                                                                                                    |

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The Commissioner of the Department of Environmental Quality, Tim Davis, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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 19-2-104 | Section 67-1-18 |  |
|------------------|-----------------|--|

**10. Incorporation by Reference Information**

| <b>Incorporation by Reference :</b>                                                                                                                                                                                                     |                                                                   |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------|
| <b>A. This rule adds or updates the following title of material incorporated by reference</b> (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. <i>If none, leave blank</i> ): |                                                                   |
| <b>Official Title of Materials Incorporated (from title page)</b>                                                                                                                                                                       | Code of Federal Regulations, Title 40 – Protection of Environment |
| <b>Publisher</b>                                                                                                                                                                                                                        | The National Archives and Records Administration                  |
| <b>Issue or Version</b>                                                                                                                                                                                                                 | June 30, 2026                                                     |

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**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.):

| <b>Date:</b> | <b>Time:</b>      | <b>Place</b> (physical address or URL):                                     |
|--------------|-------------------|-----------------------------------------------------------------------------|
| 09/29/2026   | 01:00PM - 02:00PM | A public hearing is set for 09/29/2026. Further details may be found below. |

|  |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|--|--|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  |  | <p>The hearing will be cancelled should no request for one be made by 09/25/2026, at 10 AM MT.</p> <p>The final status of the public hearing will be posted on 09/25/2026, after 10 AM MT.</p> <p>The status of the public hearing may be checked at the following website location under the corresponding rule:<br/> <a href="https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment">https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment</a></p> <p>Interested Persons can participate in person or electronically, via the internet.</p> <p>In Person:<br/> MASOB<br/> 195 N 1950 W, Salt Lake City, UT<br/> First Floor, Air Quality Board Room</p> <p>Virtual Attendance:<br/> Time zone: America/Denver<br/> Google Meet joining info:<br/> Video call link:<br/> <a href="https://meet.google.com/gvy-sncm-cgg">https://meet.google.com/gvy-sncm-cgg</a></p> <p>Or dial: (US) +1 470-485-8899<br/> PIN: 492 096 142#</p> |
|--|--|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**12. Effective Date Information**

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 12/02/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

**13. Agency Authorization Information**

|                                           |                                                  |              |            |
|-------------------------------------------|--------------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Bryce C. Bird, Director, Division of Air Quality | <b>Date:</b> | 07/17/2026 |
|-------------------------------------------|--------------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58134 |
| <b>Rule or section number:</b>   | <b>R307-105</b>         |

**1. Agency Information**

|                             |                                    |
|-----------------------------|------------------------------------|
| <b>Title catchline:</b>     | Environmental Quality, Air Quality |
| <b>Building:</b>            | Multi-Agency State Office Building |
| <b>Street address:</b>      | 195 N 1950 W                       |
| <b>City, state:</b>         | Salt Lake City, UT                 |
| <b>Mailing address:</b>     | PO Box 144820                      |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4820      |

**2. Contact Persons**

|               |               |                       |
|---------------|---------------|-----------------------|
| <b>Name:</b>  | <b>Phone:</b> | <b>Email:</b>         |
| Jazmine Lopez | 801-536-4050  | jazminelopez@utah.gov |

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

**3. General Information****A. Rule or section catchline:**

R307-105. General Requirements: Emergency Controls

**B. Purpose of the new rule or reason for the change:**

The Division of Air Quality (Division) is submitting this filing to comply with HB 384 (2026 General Session) which changed the title of the "Executive Director" of the Department of Environmental Quality to "commissioner."

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

This filing changes all references in Rule R307-105 of the "Executive Director" of the Department of Environmental Quality to "commissioner."

The Division is also making additional necessary amendments to Rule R307-105 to bring this rule into compliance with Executive Order No. 2021-12 requiring all departments to update their respective rules to align with the Rulewriting Manual for Utah standards.

**4. Legislative Action Information****A. Are any changes in this filing because of state legislative action?**

Changes are because of legislative action.

**B. If yes, any bill number and session:**

HB 384 (2026 General Session)

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

There are no anticipated costs or savings to the state budget as there is no fiscal component related to the amendments.

This amendment will not change any operating procedures.

**B. Local governments:**

There are no anticipated costs or savings for local governments as there is no fiscal component related to the amendments.

This amendment will not change any operating procedures.

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

There are no anticipated costs or savings for small businesses as there is no fiscal component related to the amendments.

This amendment will not change any operating procedures.

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

There are no anticipated costs or savings for non-small businesses as there is no fiscal component related to the amendments.

This amendment will not change any operating procedures.

**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 are no anticipated costs or savings for persons other than small businesses, non-small businesses, state, or local government entities as there is no fiscal component related to the amendments.

This amendment will not change any operating procedures.

**F. Compliance costs for affected persons:**

There are no compliance costs for affected persons as there is no fiscal component related to the amendments.

This amendment will not change any operating procedures.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The Commissioner of the Department of Environmental Quality, Tim Davis, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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 19-2-104 | Section 67-1-18 |  |
|------------------|-----------------|--|

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**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.):

| <b>Date:</b> | <b>Time:</b>      | <b>Place</b> (physical address or URL):                                                                                                                                           |
|--------------|-------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 09/30/2026   | 11:00AM - 12:00PM | A public hearing is set for 09/30/2026.<br>Further details may be found below.<br><br>The hearing will be cancelled should no request for one be made by 09/28/2026, at 10 AM MT. |

|  |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|--|--|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  |  | <p>The final status of the public hearing will be posted on 09/28/2026, after 10 AM MT.</p> <p>The status of the public hearing may be checked at the following website location under the corresponding rule:<br/> <a href="https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment">https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment</a></p> <p>Interested Persons can participate in person or electronically, via the internet.</p> <p>In Person:<br/> MASOB<br/> 195 N 1950 W, Salt Lake City, UT<br/> First Floor, Air Quality Board Room</p> <p>Virtual Attendance:<br/> Time zone: America/Denver<br/> Google Meet joining info:<br/> Video call link:<br/> <a href="https://meet.google.com/bqu-wkmm-rxr">https://meet.google.com/bqu-wkmm-rxr</a></p> <p>Or dial: (US) +1 530-500-4088<br/> PIN: 552 615 345#</p> |
|--|--|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**12. Effective Date Information**

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 12/02/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

**13. Agency Authorization Information**

|                                           |                                                  |              |            |
|-------------------------------------------|--------------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Bryce C. Bird, Director, Division of Air Quality | <b>Date:</b> | 07/16/2026 |
|-------------------------------------------|--------------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58136 |
| <b>Rule or section number:</b>   | <b>R307-110</b>         |

**1. Agency Information**

|                             |                                    |
|-----------------------------|------------------------------------|
| <b>Title catchline:</b>     | Environmental Quality, Air Quality |
| <b>Building:</b>            | Multi-Agency State Office Building |
| <b>Street address:</b>      | 195 N 1950 W                       |
| <b>City, state:</b>         | Salt Lake City, UT                 |
| <b>Mailing address:</b>     | PO Box 144820                      |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4820      |

**2. Contact Persons**

|                 |               |                       |
|-----------------|---------------|-----------------------|
| <b>Name:</b>    | <b>Phone:</b> | <b>Email:</b>         |
| Devin Mulrooney | 385-315-3368  | dmulrooney@utah.gov   |
| Jazmine Lopez   | 801-536-4050  | jazminelopez@utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| R307-110. General Requirements: State Implementation Plan                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <p>The Clean Air Act and Regional Haze Rule requires states to submit a State Implementation Plan (SIP) demonstrating reasonable progress towards achieving natural visibility by 2064 in Utah's five Class I Areas (CIAs), which include all five of the national parks in the State.</p> <p>As part of this SIP, the state must conduct an emissions control determination to identify its long-term strategy (LTS) to achieve the 2064 natural conditions goal.</p> <p>This rule is being amended to incorporate by reference Utah SIP Section XX.A.1: Regional Haze Second Implementation Period and amendments to SIP Section IX.H.23: Regional Haze Emissions Limits and Operating Practices.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <p>This amendment changes the "most recently amended" date in Sections R307-110-17 and R307-110-28 to 11/04/2026, incorporating by reference the requirements of Section XX.A.1: Regional Haze Second Implementation Period and Section IX: Control Measures for Area and Point Sources, Part H, Emission Limits, of the Utah SIP.</p> <p>The reasonable progress determinations in these sections revise Section XX.A with the following changes to measures supporting the State's LTS:</p> <ol style="list-style-type: none"> <li>1. Establishes mass-based annual and 30-day rolling Nitrogen Oxides (NOx) emissions limits for the Intermountain Power Plant (IPP) based on a four-factor analysis and the achievable control efficiency of selective non-catalytic reduction;</li> <li>2. Removes the enforceable closure date for the coal-fired boilers at the IPP due to changes in federal and state policy; and</li> <li>3. Revises the compliance date for flue gas recirculation at the US Magnesium Riley boiler to 2028, or upon source startup, whichever occurs later, and updates the SIP to reflect the current operator.</li> </ol> |

**4. Legislative Action Information**

|                                                                               |                                                                                                                            |
|-------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action.                                                                                 |
| <b>B. If yes, any bill number and session:</b>                                | HB 425 (2023 General Session), SB 161 (2024 General Session), HB 3004 (2024 Special Session), HB 70 (2025 General Session) |

**5. Fiscal Information**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| <b>A. State budget:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <p>Removal of the IPP closure date from the SIP provides the opportunity for the facility to be sold and potentially returned to operation in the future.</p> <p>If a purchaser were to acquire and restart the facility, the State could experience fiscal benefits from tax revenue associated with the sale, potential job creation, and economic activity related to energy production and sales. Because no sale or restart has occurred, these potential benefits cannot be reliably quantified at this time.</p> <p>The previous NOx emissions limit of 21,234.7 tons per 12-month rolling total is being reduced to 14,340 tons per 12-month rolling total, and a new 30-day rolling limit of 1,813 tons is being established.</p> <p>These revised NOx emissions limits are not anticipated to impact the State budget. IPP is currently not operating, and the new limits are consistent with existing emissions limits for other pollutants at the facility. If the facility resumes operation, the revised limits are not expected to reduce productivity or utilization.</p> <p>The revisions related to US Magnesium are not anticipated to impact the State budget because they only revise the timeline for installation of previously required controls.</p> <p>The control installation requirement was adopted in a prior rulemaking, and the associated fiscal impacts were evaluated at that time.</p> |

**B. Local governments:**

IPP is owned by the Intermountain Power Agency (IPA), a political subdivision of the State consisting of 23 municipalities that receive financial benefits associated with IPP operations.

By removing the enforceable closure date, this revision allows for the continued operation of IPP and preserves the potential for sale of the facility.

If the facility were sold or returned to operation, the participating municipalities could experience financial benefits associated with employment, energy production, and related economic activity. Because no sale or restart has occurred, these potential benefits cannot be reliably quantified at this time.

The revisions related to US Magnesium are not anticipated to impact local governments because they only revise the timeline for installation of previously required controls.

The control installation requirement was adopted in a prior rulemaking, and associated fiscal impacts were evaluated at that time.

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

This amendment is not anticipated to create costs for small businesses.

Removal of the IPP closure date preserves the potential for future operation or sale of the facility, which could provide indirect economic benefits to small businesses through increased economic activity, employment, and demand for local goods and services. Because no sale or restart has occurred, these potential benefits cannot be reliably quantified at this time.

The newly established NOx emissions limits apply to IPP and are not anticipated to affect small businesses because the facility is currently not in operation and other limits already impact utilization and production.

The revisions related to US Magnesium only revise the timeline for installation of previously required controls and do not create new requirements for small businesses.

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

A potential purchaser and operator of the IPP could experience significant fiscal benefits associated with operation of the facility, including revenue from energy production and related economic activity.

Removal of the enforceable closure date preserves the opportunity for future operation or sale of the facility. Because there is currently no purchaser and the facility is not operating, these potential impacts cannot be reliably quantified at this time.

The newly established NOx emissions limits apply only to IPP and are not anticipated to create significant additional costs because the limits are inline with other pollutants and are not expected to reduce facility productivity or utilization.

The revisions related to US Magnesium only revise the timeline for installation of previously required controls and do not create fiscal impact 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**):

If IPP were purchased and returned to operation, the facility would require approximately 300 employees onsite. This would provide a significant economic benefit to the individuals employed by the facility and to the surrounding communities.

The revisions related to US Magnesium only modify the compliance timeline for installation of previously required emission controls and do not create any fiscal impact for persons.

**F. Compliance costs for affected persons:**

The impacted entities will incur no additional costs to comply with these revisions.

For IPP, the new emission limit is not expected to restrict production or facility utilization.

For US Magnesium, the revisions only modify the compliance timeline for previously required controls and do not impose any new control requirements or associated costs.

### 6. Regulatory Impact Summary Table

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b>      | <b>FY2028</b>      | <b>FY2029</b>      | <b>FY2030</b>      | <b>FY2031</b>      |
|------------------------------|--------------------|--------------------|--------------------|--------------------|--------------------|
| State Budget                 | inestimable        | inestimable        | inestimable        | inestimable        | inestimable        |
| Local Governments            | inestimable        | inestimable        | inestimable        | inestimable        | inestimable        |
| Small Businesses             | inestimable        | inestimable        | inestimable        | inestimable        | inestimable        |
| Non-Small Businesses         | inestimable        | inestimable        | inestimable        | inestimable        | inestimable        |
| Other Persons                | inestimable        | inestimable        | inestimable        | inestimable        | inestimable        |
| <b>Total Fiscal Cost</b>     | <b>inestimable</b> | <b>inestimable</b> | <b>inestimable</b> | <b>inestimable</b> | <b>inestimable</b> |
| <b>Fiscal Benefits</b>       | <b>FY2027</b>      | <b>FY2028</b>      | <b>FY2029</b>      | <b>FY2030</b>      | <b>FY2031</b>      |
| State Budget                 | inestimable        | inestimable        | inestimable        | inestimable        | inestimable        |
| Local Governments            | inestimable        | inestimable        | inestimable        | inestimable        | inestimable        |
| Small Businesses             | inestimable        | inestimable        | inestimable        | inestimable        | inestimable        |
| Non-Small Businesses         | inestimable        | inestimable        | inestimable        | inestimable        | inestimable        |
| Other Persons                | inestimable        | inestimable        | inestimable        | inestimable        | inestimable        |
| <b>Total Fiscal Benefits</b> | <b>inestimable</b> | <b>inestimable</b> | <b>inestimable</b> | <b>inestimable</b> | <b>inestimable</b> |
| <b>Net Fiscal Benefits</b>   | <b>inestimable</b> | <b>inestimable</b> | <b>inestimable</b> | <b>inestimable</b> | <b>inestimable</b> |

### 7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Environmental Quality, Tim Davis, has reviewed and approved this regulatory impact analysis.

### 8. Family Impact Information

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

### 9. Citation Information

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 19-2-104 | 40 CFR 51, Subpart P |  |
|------------------|----------------------|--|

### 10. Incorporation by Reference Information

|                                                                                                                                                                                                                                         |                                                                                                                                           |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Incorporation by Reference:</b>                                                                                                                                                                                                      |                                                                                                                                           |
| <b>A. This rule adds or updates the following title of material incorporated by reference</b> (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. <i>If none, leave blank</i> ): |                                                                                                                                           |
| <b>Official Title of Materials Incorporated (from title page)</b>                                                                                                                                                                       | Utah State Implementation Plan, Section XX, Regional Haze                                                                                 |
| <b>Publisher</b>                                                                                                                                                                                                                        | Division of Air Quality, Utah Department of Environmental Quality                                                                         |
| <b>Issue Date</b>                                                                                                                                                                                                                       | November 4, 2026                                                                                                                          |
| <b>B. This rule adds or updates the following title of material incorporated by reference</b> (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. <i>If none, leave blank</i> ): |                                                                                                                                           |
| <b>Official Title of Materials Incorporated (from title page)</b>                                                                                                                                                                       | Utah State Implementation Plan, Section IX, Control Measures for Area and Point Sources, Part H, Emission Limits and Operating Practices. |

|                   |                                                                   |
|-------------------|-------------------------------------------------------------------|
| <b>Publisher</b>  | Division of Air Quality, Utah Department of Environmental Quality |
| <b>Issue Date</b> | November 4, 2026                                                  |

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**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.):

| <b>Date:</b> | <b>Time:</b>        | <b>Place</b> (physical address or URL):                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|--------------|---------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 09/24/2026   | 02:00 PM - 03:00 PM | <p>A public hearing is set for 09/24/2026. Further details may be found below.</p> <p>The hearing will be cancelled should no request for one be made by 09/22/ at 10 AM MT. The final status of the public hearing will be posted on 09/22/2026 after 10 AM MT.</p> <p>The status of the public hearing may be checked at the following website location under the corresponding rule:<br/> <a href="https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment">https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment</a></p> <p>Interested Persons can participate in person or electronically, via the internet.</p> <p>In Person:<br/> MASOB<br/> 195 N 1950 W, Salt Lake City, UT<br/> First Floor, Air Quality Board Room</p> <p>Virtual Attendance:<br/> Time zone: America/Denver<br/> Google Meet joining info:<br/> Video call link:<br/> <a href="https://meet.google.com/qpx-feyv-vom">https://meet.google.com/qpx-feyv-vom</a></p> <p>Or dial:(US) +1 740-936-3821<br/> PIN: 799 848 699#</p> |

**12. Effective Date Information**

**This rule change MAY become effective on:** 11/04/2026  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

**13. Agency Authorization Information**

|                                           |                                                  |              |            |
|-------------------------------------------|--------------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Bryce C. Bird, Director, Division of Air Quality | <b>Date:</b> | 07/20/2026 |
|-------------------------------------------|--------------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58135 |
| <b>Rule or section number:</b>   | <b>R307-110-13</b>      |

**1. Agency Information**

|                             |                                    |
|-----------------------------|------------------------------------|
| <b>Title catchline:</b>     | Environmental Quality, Air Quality |
| <b>Building:</b>            | Multi-Agency State Office Building |
| <b>Street address:</b>      | 195 N 1950 W                       |
| <b>City, state:</b>         | Salt Lake City, UT                 |
| <b>Mailing address:</b>     | PO Box 144820                      |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4820      |

**2. Contact Persons**

| <b>Name:</b>  | <b>Phone:</b> | <b>Email:</b>         |
|---------------|---------------|-----------------------|
| Ryan Bares    | 801-536-4216  | rbares@utah.gov       |
| Jazmine Lopez | 801-536-4050  | jazminelopez@utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| R307-110-13. Section IX, Control Measures for Area and Point Sources, Part D, Ozone                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| <p>The State of Utah is required to submit periodic emission inventories for ozone nonattainment areas to the Environmental Protection Agency as part of Clean Air Act (CAA) requirements, Section 182(a)(3)(A).</p> <p>The first periodic emission inventory for the Southern Wasatch Front (SWF) nonattainment area (NAA) was completed and submitted for the year 2017.</p> <p>This amendment incorporates the periodic inventories for the years 2020 and 2023 into Utah's State Implementation Plan (SIP) and as such the Air Quality Board (Board) is proposing to amend Section R307-110-13 Section IX, Control Measures for Area and Point Sources, Part D, Ozone to change the Board adoption date to the anticipated date of the amended plan.</p>                                                                                                                                                                                                                                                 |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <p>This proposed rule amendment incorporates the required periodic emission inventory reports for the years 2020 and 2023 for the SWF NAA into the Utah SIP as required by the CAA.</p> <p>Pursuant to Section 182(a)(3) of the CAA, the inventories include a comprehensive accounting of actual VOC and NOx emissions from the following source categories: point, area, on-road mobile, and non-road mobile sources.</p> <p>Emissions from oil and gas sources are not included in this inventory due to the lack of oil and gas sources within the SWF NAA.</p> <p>In addition to the exclusion of oil and gas emissions, this inventory submission does not include emissions from wildfire or biogenic sources as the inventory is limited to locally produced anthropogenic emissions only.</p> <p>In Section R307-110-13, Section IX, Control Measures for Area and Point Sources, Part D, Ozone is being amended to change the Board adoption date to the anticipated date of the amended plan.</p> |

**5. Fiscal Information**

|                                                                                                                                                                                                                                                              |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                                          |
| <b>A. State budget:</b>                                                                                                                                                                                                                                      |
| <p>This amendment does not have any impact on the state budget as the change reflects work already completed by the Division of Air Quality as part of staff's required workload.</p> <p>This amendment does not alter current regulations or practices.</p> |

**B. Local governments:**

This amendment does not have any impact on local governments as this rule requires no action by local governments.

This amendment does not alter current regulations or practices.

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

This amendment does not have any impact on small businesses as this rule requires no action by small businesses.

This amendment does not alter current regulations or practices.

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

This amendment does not have any impact on non-small businesses as this rule requires no action by non-small businesses.

This amendment does not alter current regulations or practices.

**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 amendment does not impact persons other than small businesses, non-small businesses, state, or local government entities as this rule requires no action by persons other than small businesses, non-small businesses, state, or local government entities.

This amendment does not alter current regulations or practices.

**F. Compliance costs for affected persons:**

There are no compliance costs associated with this amendment as the change is editorial to incorporate already prepared reports into the SIP.

This amendment does not alter current regulations or practices.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The Commissioner of the Department of Environmental Quality, Tim Davis, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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 19-2-104 | 42 U.S.C. 85, Part D, Section 7511a |  |
|------------------|-------------------------------------|--|

**10. Incorporation by Reference Information****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*):

|                                                                   |                                                                                                       |
|-------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------|
| <b>Official Title of Materials Incorporated (from title page)</b> | Utah State Implementation Plan Section IX, Control Measures for Area and Point Sources, Part D, Ozone |
| <b>Publisher</b>                                                  | Division of Air Quality, Utah Department of Environmental Quality                                     |
| <b>Issue Date</b>                                                 | November 4, 2026                                                                                      |

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**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.):

| <b>Date:</b> | <b>Time:</b>      | <b>Place (physical address or URL):</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|--------------|-------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 09/30/2026   | 10:00AM - 11:00AM | <p>A public hearing is set for 09/30/2026. Further details may be found below.</p> <p>The hearing will be cancelled should no request for one be made by 09/28/2026 at 10 AM MT.</p> <p>The final status of the public hearing will be posted on 09/28/2026, after 10 AM MT.</p> <p>The status of the public hearing may be checked at the following website location under the corresponding rule:<br/> <a href="https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment">https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment</a></p> <p>Interested Persons can participate in person or electronically, via the internet.</p> <p>In Person:<br/> MASOB<br/> 195 N 1950 W, Salt Lake City, UT<br/> First Floor, Air Quality Board Room</p> <p>Virtual Attendance:<br/> Time zone: America/Denver</p> |

|  |  |                                                                                                                                                                                                    |
|--|--|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  |  | Google Meet joining info:<br>Video call link:<br><a href="https://meet.google.com/gvj-dexk-zby">https://meet.google.com/gvj-dexk-zby</a><br><br>Or dial: (US) +1 516-399-4901<br>PIN: 171 091 585# |
|--|--|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**12. Effective Date Information**

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 11/04/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

**13. Agency Authorization Information**

|                                           |                                                  |              |            |
|-------------------------------------------|--------------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Bryce C. Bird, Director, Division of Air Quality | <b>Date:</b> | 07/14/2026 |
|-------------------------------------------|--------------------------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                           |                         |
|-------------------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Repeal and Readopt | <b>Filing ID:</b> 58132 |
| <b>Rule or section number:</b>            | <b>R384-201</b>         |

**1. Agency Information**

|                             |                                                                               |
|-----------------------------|-------------------------------------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services; Population Health, Health Promotion and Prevention |
| <b>Building:</b>            | Cannon Health Building                                                        |
| <b>Street address:</b>      | 288 N 1460 W                                                                  |
| <b>City, state:</b>         | Salt Lake City, UT                                                            |
| <b>Mailing address:</b>     | PO Box 142107                                                                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-2107                                                 |

**2. Contact Persons**

| <b>Name:</b>  | <b>Phone:</b> | <b>Email:</b>             |
|---------------|---------------|---------------------------|
| Karlee Walker | 385-443-0871  | karleewalker@utah.gov     |
| Sami Bushnell | 801-419-1078  | samanthabushnell@utah.gov |
| Mariah Noble  | 385-214-1150  | mariahnoble@utah.gov      |

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

**3. General Information**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| R384-201. School-Based Vision Screening for Students in Public Schools                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <p>This filing is necessary to implement the new legislative mandates in Section 53G-9-404, updated as a result of HB 351 passed in the 2026 General Session, by clarifying Department of Health and Human Services (department) oversight of public education vision screenings.</p> <p>Upon drafting this filing, the department also determined it is appropriate to format this substantive change as a repeal and readopt filing because the significant number of markups would have made the rule text difficult to follow if this filing were formatted as an amendment filing.</p> |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| This filing updates and reorganizes Rule R384-201 to establish a clear two-tiered public school vision screening framework.                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |

This filing establishes standard definitions of critical operational roles, including the designated vision point person (DVPP), tier one screener, and tier two screener.

It also establishes operational requirements, including mandating the Vision Symptom Questionnaire (VSQ) as a diagnostic trigger for students in grades one through three who fail reading benchmarks, students undergoing special education evaluations, or upon parent or guardian concern.

This filing establishes comprehensive protocols to formally separate basic tier one screenings from targeted, clinical tier two screenings, maximizing early intervention and academic support across local education agencies (LEAs).

This filing outlines specific criteria for automated doctor referrals if an LEA operates without an authorized tier two screener. It establishes a strict 30-day administrative timeline for delivering written initial referral notification to parents or guardians and a distinct, secondary follow-up protocol via phone, email, or direct contact to confirm receipt of referrals and to link families to vision care resources.

This filing updates this rule to enforce ethical and legal guardrails prohibiting outside screening entities from marketing, promoting businesses, or distributing material to families before an LEA issues an initial referral notification.

This filing also synchronizes aggregate year-end data reporting directly into the annual School Health Workload Report and establishes data privacy protections and explicit cross-agency jurisdictional hand-offs to the Utah State Board of Education (USBE) and Utah Schools for the Deaf and the Blind (USDB) regarding significant visual impairments.

#### 4. Legislative Action Information

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | HB 351 (2026 General Session)              |

#### 5. Fiscal Information

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

##### A. State budget:

This filing is not anticipated to have a fiscal impact to the state budget.

The department is expected to absorb any administrative costs associated with updating the VSQ and the aggregate data collection portals using existing staff and resources.

Standardized training modules will continue to be hosted digitally via existing online learning platforms, requiring no new state appropriations.

##### B. Local governments:

This filing is not anticipated to have a fiscal impact on LEAs, including school districts and charter schools.

LEAs are already required by law to conduct student vision screenings. The shifting of workflows, the delivery of the written initial referral within 30 days, and the implementation of the VSQ use existing school nursing staff, administrative personnel, and data coordinators within standard contracted hours.

This filing does not mandate the purchase of new physical screening equipment or charts.

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

This filing is not anticipated to have a fiscal impact on small businesses because this rule does not apply to or impact small businesses.

This rule strictly regulates public education screening programs and authorized school personnel. It imposes no regulatory requirements, compliance burdens, or operational costs on private small businesses.

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

This filing is not anticipated to have a fiscal impact on non-small businesses because this rule does not apply to or impact non-small businesses.

This rule strictly regulates public education screening programs and authorized school personnel. It imposes no regulatory requirements, compliance burdens, or operational costs on private commercial corporations or 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*):

This filing is not anticipated to have a fiscal impact on other persons, including nonprofit entities, such as Friends for Sight, that contract with LEAs to provide volunteer screening support.

Applicable nonprofit entities are already subject to training and data-sharing protocols.

While this rule establishes ethical boundaries regarding commercial marketing and limits the timing of resource distribution, it does not impose operational fees, licensing costs, or fiscal penalties on these organizations.

**F. Compliance costs for affected persons:**

This filing is not anticipated to have any compliance costs for affected persons, including the department, LEAs, and nonprofit entities.

Adhering to this rule requires tracking aggregate statistics and routing paperwork within specified timelines, which relies entirely on existing administrative channels.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

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

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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 53G-9-404 |  |
|-------------------|-------------------|--|

**10. Incorporation by Reference Information**

|                                                                                                                                                                                                                                         |                                                                  |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------|
| <b>Incorporation by Reference:</b>                                                                                                                                                                                                      |                                                                  |
| <b>A. This rule adds or updates the following title of material incorporated by reference</b> (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. <i>If none, leave blank</i> ): |                                                                  |
| <b>Official Title of Materials Incorporated (from title page)</b>                                                                                                                                                                       | Rule R277-750. Education Programs for Students with Disabilities |
| <b>Publisher</b>                                                                                                                                                                                                                        | Utah Office of Administrative Rules                              |
| <b>Issue Date</b>                                                                                                                                                                                                                       | March 15, 2024                                                   |
| <b>Issue or Version</b>                                                                                                                                                                                                                 | March 2026                                                       |

**11. Public Notice Information**

|                                                                                          |            |
|------------------------------------------------------------------------------------------|------------|
| <b>The public may submit written or oral comments to the agency identified in box 1.</b> |            |
| <b>A. Comments will be accepted until:</b>                                               | 10/01/2026 |

**12. Effective Date Information**

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 10/08/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

**13. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 07/31/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE**

|                                  |                         |
|----------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> Amendment | <b>Filing ID:</b> 58144 |
| <b>Rule or section number:</b>   | <b>R414-303-10</b>      |

**1. Agency Information**

|                             |                                                  |
|-----------------------------|--------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services, Integrated Healthcare |
| <b>Building:</b>            | Cannon Health Building                           |
| <b>Street address:</b>      | 288 N 1460 W                                     |
| <b>City, state:</b>         | Salt Lake City, UT                               |
| <b>Mailing address:</b>     | PO Box 143325                                    |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-3325                    |

**2. Contact Persons**

|                   |               |                       |
|-------------------|---------------|-----------------------|
| <b>Name:</b>      | <b>Phone:</b> | <b>Email:</b>         |
| Craig Devashrayee | 801-915-4493  | cdevashrayee@utah.gov |
| Mariah Noble      | 385-214-1150  | mariahnoble@utah.gov  |

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

**3. General Information**

|                                      |
|--------------------------------------|
| <b>A. Rule or section catchline:</b> |
| R414-303-10. Refugee Medicaid        |

**B. Purpose of the new rule or reason for the change:**

The purpose of this change is to implement a change in refugee assistance as mandated by the Office of Refugee Resettlement in the July 14, 2026, edition of the Federal Register, which can be viewed at: <https://www.federalregister.gov/documents/2026/07/14/2026-14095/federal-register-notice-change-in-eligibility-period-for-refugee-cash-assistance-and-refugee-medical>.

This change mandates that eligibility for refugee medical assistance be eight months upon entry into the United States.

The state was required to implement this change no more than 30 days from the publication of the federal mandate and complied through an emergency rule.

This filing is appropriate to implement the mandated change permanently through this rule and allow for public comment.

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

In accordance with the mandate set forth by the Office of Refugee Resettlement, this amendment increases medical assistance for refugees from four months to eight months upon entry into the United States.

(EDITOR'S NOTE: A corresponding 120-day (emergency) rule that is effective as of 08/13/2026 is under ID 58143 in this issue, September 1, 2026, of the Bulletin.)

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

The Department of Health and Human Services (department) estimates a nominal cost of \$500 to the state, based on extending Medicaid services from four months to eight months for three individual cases of refugees who would receive Medicaid services in Utah.

There are no anticipated savings to the state as a result of extending the timeline for refugee medical services eligibility.

**B. Local governments:**

There is no anticipated fiscal impact on local governments as they neither fund nor provide services under the Medicaid program.

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

There is no anticipated fiscal impact on small businesses as this amendment does not impose requirements or restrictions for small businesses.

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

There is no anticipated fiscal impact on non-small businesses as this amendment does not impose requirements or restrictions 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**):

Medicaid providers or individuals who would otherwise pay out-of-pocket for medical services may see only a nominal increase in revenue totaling \$500 with the increase of medical assistance to the three refugees who would qualify to receive extended Medicaid services in Utah as a result of this filing.

As this increase in revenue would cover provided services, there is no anticipated cost to these Medicaid providers or individuals.

**F. Compliance costs for affected persons:**

The only anticipated compliance cost for affected persons is the estimated \$500 total the state is expected to pay for Medicaid services for three refugees in Utah who qualify for the extension.

For any other affected persons, the only result of this filing is increased revenue for a Medicaid provider or out-of-pocket savings for an individual who qualifies for expanded refugee medical assistance.

### 6. Regulatory Impact Summary Table

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| State Budget                 | \$500         | \$500         | \$500         | \$500         | \$500         |
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$500</b>  | <b>\$500</b>  | <b>\$500</b>  | <b>\$500</b>  | <b>\$500</b>  |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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                | \$500         | \$500         | \$500         | \$500         | \$500         |
| <b>Total Fiscal Benefits</b> | <b>\$500</b>  | <b>\$500</b>  | <b>\$500</b>  | <b>\$500</b>  | <b>\$500</b>  |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

### 7. Regulatory Impact Analysis Approval

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

### 8. Family Impact Information

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

### 9. Citation Information

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 | 45 CFR 400.211(b) |
|-------------------|-------------------|-------------------|

### 11. Public Notice Information

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

**A. Comments will be accepted until:** 10/01/2026

### 12. Effective Date Information

**This rule change MAY become effective on:** 10/08/2026  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

### 13. Agency Authorization Information

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/13/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF SUBSTANTIVE CHANGE****TYPE OF FILING:** Amendment**Filing ID:** 58142**Rule or section number:****R884-24P-33****1. Agency Information**

|                         |                              |
|-------------------------|------------------------------|
| <b>Title catchline:</b> | Tax Commission, Property Tax |
| <b>Building:</b>        | Tax Commission               |
| <b>Street address:</b>  | 210 N 1950 W                 |
| <b>City, state:</b>     | Salt Lake City, UT           |

**2. Contact Persons**

|               |               |                 |
|---------------|---------------|-----------------|
| <b>Name:</b>  | <b>Phone:</b> | <b>Email:</b>   |
| Chantay Asper | 801-297-3901  | casper@utah.gov |

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

**3. General Information**

|                                                                                                                   |
|-------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                              |
| R884-24P-33. 2026 Personal Property Valuation Guides and Schedules Pursuant to Utah Code Ann. Section 59-2-107    |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                       |
| This rule must be amended annually to reflect updated valuation and depreciation data for the next calendar year. |
| <b>C. Summary of the new rule or change:</b>                                                                      |
| This proposed rule amendment modifies the percent good tables for the 2027 calendar year.                         |

**5. Fiscal Information**

|                                                                                                                                                                                                                               |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                           |
| <b>A. State budget:</b>                                                                                                                                                                                                       |
| The amount of savings or cost to state government is not affected by this rule.                                                                                                                                               |
| Tax revenue generated by taxing personal property is distributed to local governments to finance public services, programs, school districts and local districts.                                                             |
| No tax revenues generated by taxation of personal property will be retained by state government.                                                                                                                              |
| <b>B. Local governments:</b>                                                                                                                                                                                                  |
| The amount of saving or cost to local governments is undetermined.                                                                                                                                                            |
| Local governmental entities receive tax revenue based on increased or decreased personal property values and the change in the annual property tax rate.                                                                      |
| Increases or decreases in 2027 property tax revenue cannot be determined, even if there were no changes in the percent good tables, because taxpayer acquisitions and deletions of personal property during 2027 are unknown. |
| The proposed personal property schedules in this amendment are raised, lowered, or remain the same for 2027 based upon the type and age of the personal property assessed.                                                    |
| Schedules used to value business personal property increase or decrease based upon the calculation of economic trends from cost indexes published by the Marshall Valuation Service.                                          |
| It is anticipated that the change in the annual property tax rate will have a larger impact on revenue than will the proposed amendments to this rule.                                                                        |

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

In the aggregate, the amount of savings or cost to small businesses is undetermined.

Affected businesses pay property taxes based on increased or decreased personal property values and the change in the annual property tax rate.

The proposed personal property schedules in this rule are raised, lowered, or remain the same for 2027 based upon the type and age of the property.

Since some schedules are increased and some decreased, it is not possible to determine the change to affected persons without knowing the 2027 personal property mix compared to the previous year.

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

In the aggregate, the amount of savings or cost to non-small businesses is undetermined.

Affected non-small businesses pay property taxes based on increased or decreased personal property values and the change in the annual property tax rate.

The proposed personal property schedules in this rule are raised, lowered, or remain the same for 2027 based upon the type and age of the property.

Since some schedules are increased and some decreased, it is not possible to determine the change to affected persons without knowing the 2027 personal property mix compared to the previous year.

**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 the aggregate, the amount of savings or cost to persons other than small businesses, non-small businesses, and state or local government entities is undetermined.

Affected persons pay property taxes based on increased or decreased personal property values and the change in the annual property tax rate.

The proposed personal property schedules in this rule are raised, lowered, or remain the same for 2027 based upon the type and age of the property.

Since some schedules are increased and some decreased, it is not possible to determine the change to affected persons without knowing the 2027 personal property mix compared to the previous year.

**F. Compliance costs for affected persons:**

Local business owners and property tax practitioners will be required to be aware of new percent good figures.

This is an annual occurrence; therefore, the ongoing compliance cost to complete this assessment process will not change.

The change in taxes charged for these persons depends entirely on the owner's mix of personal property since some percent good schedules are increasing and others decreasing. For example, the owner of a business may discard some personal property items and add new equipment or replace equipment which may increase or decrease personal property values.

In addition, the personal property percent good schedule percentages often change from the previous year due to current economic conditions.

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| Fiscal Cost       | FY2027 | FY2028 | FY2029 | FY2030 | FY2031 |
|-------------------|--------|--------|--------|--------|--------|
| State Budget      | \$     | \$     | \$     | \$     | \$     |
| Local Governments | \$     | \$     | \$     | \$     | \$     |

|                              |               |               |               |               |               |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| Small Businesses             | \$            | \$            | \$            | \$            | \$            |
| Non-Small Businesses         | \$            | \$            | \$            | \$            | \$            |
| Other Persons                | \$            | \$            | \$            | \$            | \$            |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| State Budget                 | \$            | \$            | \$            | \$            | \$            |
| Local Governments            | \$            | \$            | \$            | \$            | \$            |
| Small Businesses             | \$            | \$            | \$            | \$            | \$            |
| Non-Small Businesses         | \$            | \$            | \$            | \$            | \$            |
| Other Persons                | \$            | \$            | \$            | \$            | \$            |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

### 7. Regulatory Impact Analysis Approval

Commissioner of the Tax Commission, Rebecca L. Rockwell, has reviewed and approved this regulatory impact analysis.

### 8. Family Impact Information

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

### 9. Citation Information

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 59-2-107

### 11. Public Notice Information

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

**A. Comments will be accepted until:** 10/01/2026

### 12. Effective Date Information

**This rule change MAY become effective on:** 10/08/2026  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

### 13. Agency Authorization Information

**Agency head or designee and title:** Rebecca Rockwell, Commissioner **Date:** 08/13/2026

### NOTICE OF SUBSTANTIVE CHANGE

**TYPE OF FILING:** Amendment **Filing ID:** 58137  
**Rule or section number:** R895-4

### 1. Agency Information

|                             |                                            |
|-----------------------------|--------------------------------------------|
| <b>Title catchline:</b>     | Government Operations, Technology Services |
| <b>Building:</b>            | Taylorsville State Office Building         |
| <b>Street address:</b>      | 4315 S 2700 W                              |
| <b>City, state:</b>         | Taylorsville, UT                           |
| <b>Mailing address:</b>     | 4315 S 2700 W                              |
| <b>City, state and zip:</b> | Taylorsville, UT 84129                     |

**2. Contact Persons**

| <b>Name:</b>       | <b>Phone:</b> | <b>Email:</b>      |
|--------------------|---------------|--------------------|
| Stephanie Weteling | 435-720-5315  | stephanie@utah.gov |

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

**3. General Information**

|                                                                                                                  |
|------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                             |
| R895-4. Subdomain Naming Conventions for Executive Branch Agencies                                               |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                      |
| Updates are needed to align with code reference changes, and to allow for redirecting of a "utah.gov" subdomain. |
| <b>C. Summary of the new rule or change:</b>                                                                     |
| The change allows for the redirecting of a "utah.gov" subdomain.                                                 |

**4. Legislative Action Information**

|                                                                               |                                            |
|-------------------------------------------------------------------------------|--------------------------------------------|
| <b>A. Are any changes in this filing because of state legislative action?</b> | Changes are because of legislative action. |
| <b>B. If yes, any bill number and session:</b>                                | HB 444 (2025 General Session)              |

**5. Fiscal Information**

|                                                                                                                                                                                                                                                                                        |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>                                                                                                                                                                                    |
| <b>A. State budget:</b>                                                                                                                                                                                                                                                                |
| There is no anticipated cost or savings to the state budget because it only allows for the redirecting of a "utah.gov" subdomain.                                                                                                                                                      |
| <b>B. Local governments:</b>                                                                                                                                                                                                                                                           |
| There is no anticipated cost or savings to local governments because this rule only applies to state executive branch agencies.                                                                                                                                                        |
| <b>C. Small businesses</b> ("small business" means a business employing 1-49 persons):                                                                                                                                                                                                 |
| There is no anticipated cost or savings to small businesses because this rule only applies to state executive branch agencies.                                                                                                                                                         |
| <b>D. Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):                                                                                                                                                                                   |
| There is no anticipated cost or savings to non-small businesses because this rule only applies to state executive branch agencies.                                                                                                                                                     |
| <b>E. Persons other than small businesses, non-small businesses, state, or local government entities</b> ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <b>agency</b> ): |
| There is no anticipated cost or savings to persons other than small businesses, non-small businesses, state, or local government entities because this rule only applies to state executive branch agencies.                                                                           |
| <b>F. Compliance costs for affected persons:</b>                                                                                                                                                                                                                                       |
| There is no expected compliance cost for affected persons because it only allows for the redirecting of a "utah.gov" subdomain.                                                                                                                                                        |

**6. Regulatory Impact Summary Table**

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| <b>Fiscal Cost</b>           | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
|------------------------------|---------------|---------------|---------------|---------------|---------------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

**7. Regulatory Impact Analysis Approval**

The Commissioner of the Department of Government Operations, Marvin Dodge, has reviewed and approved this regulatory impact analysis.

**8. Family Impact Information**

**A. The agency has considered this rule's impact on family health, stability, and formation:** ☒

**9. Citation Information**

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 63A-16-205 | Section 63G-3-201 | Section 63A-16-110 |
|--------------------|-------------------|--------------------|

**11. Public Notice Information**

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

**A. Comments will be accepted until:** 10/01/2026

**12. Effective Date Information**

**This rule change MAY become effective on:** 10/08/2026  
(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date)

**13. Agency Authorization Information**

|                                           |                            |              |            |
|-------------------------------------------|----------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Marvin Dodge, Commissioner | <b>Date:</b> | 07/28/2026 |
|-------------------------------------------|----------------------------|--------------|------------|

**End of the Notices of Proposed Rules Section**

## NOTICES OF CHANGES IN PROPOSED RULES

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After an agency has published a **PROPOSED RULE** in the *Utah State Bulletin*, it may receive comment that requires the **PROPOSED RULE** to be altered before it goes into effect. A **CHANGE IN PROPOSED RULE** allows an agency to respond to comments it receives.

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

While the law does not designate a comment period for a **CHANGE IN PROPOSED RULE**, it does provide for a 30-day waiting period. An agency may accept additional comments during this period and, at its option, may designate a comment period or may hold a public hearing. The 30-day waiting period for **CHANGES IN PROPOSED RULES** published in this issue of the *Utah State Digest* ends October 01, 2026.

From the end of the 30-day waiting period through December 30, 2026, an agency may notify the Office of Administrative Rules that it wants to make the **CHANGE IN PROPOSED RULE** effective. When an agency submits a **NOTICE OF EFFECTIVE DATE** for a **CHANGE IN PROPOSED RULE**, the **PROPOSED RULE** as amended by the **CHANGE IN PROPOSED RULE** becomes the effective rule. The agency sets the effective date. The date may be no fewer than 30 days nor more than 120 days after the publication date of the **CHANGE IN PROPOSED RULE**. If the agency designates a public comment period, the effective 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. Alternatively, the agency may file another **CHANGE IN PROPOSED RULE** in response to additional comments received. If the Office of Administrative Rules does not receive a **NOTICE OF EFFECTIVE DATE** or another **CHANGE IN PROPOSED RULE** by the end of the 120-day period after publication, the **CHANGE IN PROPOSED RULE** filing, along with its associated **PROPOSED RULE**, lapses.

**CHANGES IN PROPOSED RULES** are governed by Section 63G-3-303, Rule R15-2, and Sections R15-4-3, R15-4-4, R15-4-5b, R15-4-7, R15-4-9, and R15-4-10.

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

**NOTICE OF SUBSTANTIVE CHANGE**

|                                                      |                         |
|------------------------------------------------------|-------------------------|
| <b>TYPE OF FILING:</b> CPR (Change in Proposed Rule) | <b>Filing ID:</b> 57882 |
| <b>Rule or section number:</b>                       | <b>R307-110-13</b>      |
| <b>Date of previous publication (only for CPRs):</b> | <b>04/15/2026</b>       |

**1. Agency Information**

|                             |                                    |
|-----------------------------|------------------------------------|
| <b>Title catchline:</b>     | Environmental Quality, Air Quality |
| <b>Building:</b>            | Multi-Agency State Office Building |
| <b>Street address:</b>      | 195 N 1950 W                       |
| <b>City, state:</b>         | Salt Lake City, UT                 |
| <b>Mailing address:</b>     | PO Box 144820                      |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4820      |

**2. Contact Persons**

| <b>Name:</b>  | <b>Phone:</b> | <b>Email:</b>         |
|---------------|---------------|-----------------------|
| Sheila Vance  | 801-518-3132  | svance@utah.gov       |
| Jazmine Lopez | 801-536-4050  | jazminelopez@utah.gov |

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

**3. General Information**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| R307-110-13. Section IX, Control Measures for Area and Point Sources, Part D, Ozone                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <p>The state of Utah is required to submit periodic emission inventories for marginal ozone nonattainment areas to the Environmental Protection Agency as part of Clean Air Act Section 182(a)(3)(A). The first periodic emission inventory for the Uinta Basin nonattainment area was completed and submitted for the year 2017.</p> <p>This Change in Proposed Rule (CPR) incorporates the periodic inventories for the years 2020 and 2023 into Utah's State Implementation Plan (SIP) and as such the Board is proposing to amend Section R307-110-13 Section IX, Control Measures for Area and Point Sources, Part D, Ozone to change the Board adoption date to the anticipated date of the amended plan.</p> <p>After publication in the Bulletin and a 30-day comment period, changes were made to the drafted incorporated document. This CPR is being made to incorporate those new changes and to update the Board adoption date of the plan.</p>                                                                                                                                                                                                                                                                                                                                                    |
| <b>C. Summary of the new rule or change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| <p>This CPR is in response to internal reviews by technical staff during the development of related documents during the public comment process after the Utah Air Quality Board proposed the amendments for a 30-day public comment period.</p> <p>New changes include:</p> <p>(1) Updated pollutant daily totals for NO<sub>x</sub>, VOC, and CO in the 2020 and 2023 Uinta Basin periodic emission inventory report due to:</p> <p>(a) rule reductions that had been applied twice in the area source solvent sector;</p> <p>(b) the reclassification of one facility from a minor source to a major source; and</p> <p>(c) the inclusion of eight minor source point facilities that had been omitted because of a reference file error.</p> <p>These corrections resulted in increases of approximately one-tenth of a ton per day for all pollutants in the 2020 periodic inventory and decreases of approximately one-tenth of a ton per day of VOCs in the 2023 periodic inventory.</p> <p>(2) Figure 2 in the 2020 and 2023 Uinta Basin periodic emission inventory reports was replaced with a new figure to reflect the addition of the minor source that was actually a major source.</p> <p>(3) Editorial clarifications were made in the 2020 Uinta Basin periodic emission inventory report.</p> |

(EDITOR'S NOTE: The original proposed amendment upon which this change in proposed rule (CPR) was based was published in the April 15, 2026, issue of the Utah State Bulletin, on page 19. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the CPR and the proposed amendment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

### 5. Fiscal Information

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

##### A. State budget:

This CPR does not have any impact on the state budget as the change reflects work already completed by the Division of Air Quality as part of staff's required workload.

This CPR does not alter current regulations or practices.

##### B. Local governments:

This CPR does not have any impact on local governments as this rule requires no action by local governments.

This CPR does not alter current regulations or practices.

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

This CPR does not have any impact on small businesses as this rule requires no action by small businesses.

This CPR does not alter current regulations or practices.

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

This CPR does not have any impact on non-small businesses as this rule requires no action by non-small businesses.

This CPR does not alter current regulations or practices.

##### 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 CPR does not impact persons other than small businesses, non-small businesses, state, or local government entities as this rule requires no action by persons other than small businesses, non-small businesses, state, or local government entities.

This CPR does not alter current regulations or practices.

##### F. Compliance costs for affected persons:

There are no compliance costs associated with this CPR as the change is editorial to incorporate already prepared reports into our SIP.

This CPR does not alter current regulations or practices.

### 6. Regulatory Impact Summary Table

Enter the cost or savings in the relevant cell. If there is no cost or savings, enter, "\$0." If a cost or savings is inestimable, enter, "inestimable."

| Fiscal Cost       | FY2027 | FY2028 | FY2029 | FY2030 | FY2031 |
|-------------------|--------|--------|--------|--------|--------|
| 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           |
| <b>Total Fiscal Cost</b>     | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Fiscal Benefits</b>       | <b>FY2027</b> | <b>FY2028</b> | <b>FY2029</b> | <b>FY2030</b> | <b>FY2031</b> |
| 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           |
| <b>Total Fiscal Benefits</b> | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |
| <b>Net Fiscal Benefits</b>   | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    | <b>\$0</b>    |

### 7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Environmental Quality, Tim Davis, has reviewed and approved this regulatory impact analysis.

### 8. Family Impact Information

A. The agency has considered this rule's impact on family health, stability, and formation: ☒

### 9. Citation Information

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 19-2-104 | 42 U.S.C. 85 Part D Section 7511a |  |
|------------------|-----------------------------------|--|

### 10. Incorporation by Reference Information

#### 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*):

|                                                                   |                                                                                                       |
|-------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------|
| <b>Official Title of Materials Incorporated (from title page)</b> | Utah State Implementation Plan Section IX, Control Measures for Area and Point Sources, Part D, Ozone |
| <b>Publisher</b>                                                  | Division of Air Quality, Utah Department of Environmental Quality                                     |
| <b>Issue Date</b>                                                 | October 1, 2026                                                                                       |

### 11. Public Notice Information

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

A. Comments will be accepted until: No Formal Comment Period

### 12. Effective Date Information

|                                                                                                                                                               |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| <b>This rule change MAY become effective on:</b><br>(NOTE: This is the date the agency anticipates making the filing effective. It is NOT the effective date) | 10/01/2026 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|

### 13. Agency Authorization Information

|                                           |                                                  |              |            |
|-------------------------------------------|--------------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Bryce C. Bird, Director, Division of Air Quality | <b>Date:</b> | 07/14/2026 |
|-------------------------------------------|--------------------------------------------------|--------------|------------|

**End of the Notices of Changes in Proposed Rules Section**

## NOTICES OF 120-DAY (EMERGENCY) RULES

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

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

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

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

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

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

### NOTICE OF EMERGENCY (120-DAY) RULE

|                                |                    |                         |
|--------------------------------|--------------------|-------------------------|
| <b>Rule or section Number:</b> | <b>R414-303-10</b> | <b>Filing ID: 58143</b> |
|--------------------------------|--------------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/13/2026</b> |
|------------------------|-------------------|

#### 1. Agency Information

|                             |                                                  |
|-----------------------------|--------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services, Integrated Healthcare |
| <b>Building:</b>            | Cannon Health Building                           |
| <b>Street address:</b>      | 288 N 1460 W                                     |
| <b>City, state:</b>         | Salt Lake City, UT                               |
| <b>Mailing address:</b>     | PO Box 143325                                    |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-3325                    |

#### 2. Contact Persons

|                   |               |                       |
|-------------------|---------------|-----------------------|
| <b>Name:</b>      | <b>Phone:</b> | <b>Email:</b>         |
| 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.**

#### 3. General Information

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule or section catchline:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| R414-303-10. Refugee Medicaid                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <b>B. Purpose of the new rule or reason for the change:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| The purpose of this change is to implement a change in refugee assistance as mandated by the Office of Refugee Resettlement in the July 14, 2026, edition of the Federal Register, which can be viewed at:<br><a href="https://www.federalregister.gov/documents/2026/07/14/2026-14095/federal-register-notice-change-in-eligibility-period-for-refugee-cash-assistance-and-refugee-medical">https://www.federalregister.gov/documents/2026/07/14/2026-14095/federal-register-notice-change-in-eligibility-period-for-refugee-cash-assistance-and-refugee-medical</a> . |

This change mandates that eligibility for refugee medical assistance be eight months upon entry into the United States.

The state is required to implement this change no more than 30 days from the publication of the federal mandate.

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

In accordance with the mandate set forth by the Office of Refugee Resettlement, this amendment increases medical assistance for refugees from four months to eight months upon entry into the United States.

(EDITOR'S NOTE: A corresponding proposed amendment is under ID 58144 in this issue, September 1, 2026, of the Bulletin.)

**5. Emergency Rule Information**

**A. The agency finds that regular rulemaking would:**

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

**B. Specific reasons and justifications for this finding:**

The Office of Refugee Resettlement published updated federal regulations establishing a 30-day implementation deadline for expanded refugee medical assistance eligibility.

As the standard administrative rulemaking process requires a public comment period and administrative review that exceeds 30 days, regular rulemaking cannot be completed before the federal deadline, and this emergency rule is necessary.

The Department of Health and Human Services (department) is planning to file a traditional proposed filing concurrently with this emergency rule to make these changes permanent and allow for public comment.

**6. Fiscal Information**

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

**A. State budget:**

The department estimates a nominal cost of \$500 to the state, based on extending Medicaid services from four months to eight months for three individual cases of refugees who would receive Medicaid services in Utah.

There are no anticipated savings to the state as a result of extending the timeline for refugee medical services eligibility.

**B. Local governments:**

There is no anticipated fiscal impact on local governments as they neither fund nor provide services under the Medicaid program.

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

There is no anticipated fiscal impact on small businesses as this amendment does not impose requirements or restrictions for small businesses.

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

Medicaid providers or individuals who would otherwise pay out-of-pocket for medical services may see only a nominal increase in revenue totaling \$500 with the increase of medical assistance to the three refugees who would qualify to receive extended Medicaid services in Utah as a result of this filing.

As this increase in revenue would cover provided services, there is no anticipated cost to these Medicaid providers or individuals.

**E. Compliance costs for affected persons:**

The only anticipated compliance cost for affected persons is the estimated \$500 total the state is expected to pay for Medicaid services for three refugees in Utah who qualify for the extension.

For any other affected persons, the only result of this filing is increased revenue for a Medicaid provider or out-of-pocket savings for an individual who qualifies for expanded refugee medical assistance.

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

The Commissioner of the Department of Health and Human Services, Tracy S. Gruber, has read and agrees with the above analysis of the anticipated fiscal impact of this filing on businesses.

#### 7. Citation Information

**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 | 45 CFR 400.211(b) |
|-------------------|-------------------|-------------------|

#### 9. Agency Authorization Information

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/13/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**End of the Notices of 120-Day (Emergency) Rules Section**

## FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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

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

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

| NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION                                                                                                           |                                                                                                                                                               |                    |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| Rule number:                                                                                                                                                       | R27-4                                                                                                                                                         | Filing ID: 55170   |
| Effective date:                                                                                                                                                    | 08/03/2026                                                                                                                                                    |                    |
| <b>1. Agency Information</b>                                                                                                                                       |                                                                                                                                                               |                    |
| Title catchline:                                                                                                                                                   | Government Operations, Fleet Operations                                                                                                                       |                    |
| Building:                                                                                                                                                          | Taylorsville State Office Building                                                                                                                            |                    |
| Street address:                                                                                                                                                    | 4315 S 2700 W                                                                                                                                                 |                    |
| City, state:                                                                                                                                                       | Taylorsville, UT                                                                                                                                              |                    |
| Mailing address:                                                                                                                                                   | 4315 S 2700 W                                                                                                                                                 |                    |
| City, state and zip:                                                                                                                                               | Taylorsville, UT 84129                                                                                                                                        |                    |
| <b>2. Contact Persons</b>                                                                                                                                          |                                                                                                                                                               |                    |
| Name:                                                                                                                                                              | Phone:                                                                                                                                                        | Email:             |
| Cory Weeks                                                                                                                                                         | 801-419-6729                                                                                                                                                  | coryweeks@utah.gov |
| Please address questions regarding information on this notice to the persons listed above.                                                                         |                                                                                                                                                               |                    |
| <b>3. General Information</b>                                                                                                                                      |                                                                                                                                                               |                    |
| <b>A. Rule catchline:</b>                                                                                                                                          |                                                                                                                                                               |                    |
| R27-4. Vehicle Replacement and Expansion of State Fleet                                                                                                            |                                                                                                                                                               |                    |
| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b>                                    |                                                                                                                                                               |                    |
| Subsection 63A-9-401(d)                                                                                                                                            | This statute gives the Division of Fleet Operations' rulemaking authority for vehicle procurement, cost recovery, reassignment, use and disposal of vehicles. |                    |
| <b>C. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:</b> |                                                                                                                                                               |                    |
| No comments have been made in the last five years.                                                                                                                 |                                                                                                                                                               |                    |

**D. 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 required by statute. Therefore, this rule should be continued.

**4. Agency Authorization Information**

|                                           |                      |              |            |
|-------------------------------------------|----------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Cory Weeks, Director | <b>Date:</b> | 08/03/2026 |
|-------------------------------------------|----------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |              |                   |              |
|---------------------|--------------|-------------------|--------------|
| <b>Rule number:</b> | <b>R27-5</b> | <b>Filing ID:</b> | <b>55171</b> |
|---------------------|--------------|-------------------|--------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/03/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                                         |
|-----------------------------|-----------------------------------------|
| <b>Title catchline:</b>     | Government Operations, Fleet Operations |
| <b>Building:</b>            | Taylorville State Office Building       |
| <b>Street address:</b>      | 4315 S 2700 W                           |
| <b>City, state:</b>         | Taylorville, UT                         |
| <b>Mailing address:</b>     | 4315 S 2700 W                           |
| <b>City, state and zip:</b> | Taylorville, UT 84129                   |

**2. Contact Persons**

|              |               |                    |
|--------------|---------------|--------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>      |
| Cory Weeks   | 801-419-6729  | coryweeks@utah.gov |

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

**3. General Information**

|                           |
|---------------------------|
| <b>A. Rule catchline:</b> |
| R27-5. Fleet Tracking     |

|                                                                                                                                 |                                                                                                                                                                                                                                      |
|---------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |                                                                                                                                                                                                                                      |
| Subsection 63A-9-401(d)                                                                                                         | <p>This statute gives the Division of Fleet Operations rulemaking authority for vehicle management.</p> <p>This rulemaking authority is required to effectively use the information system described in Subsection 63A-9-401(c).</p> |

**C. 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 made ever.

**D. 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 required by statute. Therefore, this rule should be continued.

**4. Agency Authorization Information**

|                                           |                      |              |            |
|-------------------------------------------|----------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Cory Weeks, Director | <b>Date:</b> | 08/03/2026 |
|-------------------------------------------|----------------------|--------------|------------|

| NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION |            |                  |
|----------------------------------------------------------|------------|------------------|
| Rule number:                                             | R27-6      | Filing ID: 55172 |
| Effective date:                                          | 08/03/2026 |                  |

**1. Agency Information**

|                      |                                         |
|----------------------|-----------------------------------------|
| Title catchline:     | Government Operations, Fleet Operations |
| Building:            | Taylorville State Office Building       |
| Street address:      | 4315 S 2700 W                           |
| City, state:         | Taylorville, UT                         |
| Mailing address:     | 4315 S 2700 W                           |
| City, state and zip: | Taylorville, UT 84129                   |

**2. Contact Persons**

| Name:      | Phone:       | Email:             |
|------------|--------------|--------------------|
| Cory Weeks | 801-419-6729 | coryweeks@utah.gov |

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

**3. General Information**

|                                |
|--------------------------------|
| <b>A. Rule catchline:</b>      |
| R27-6. Fuel Dispensing Program |

|                                                                                                                                 |                                                                                                                   |
|---------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------|
| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |                                                                                                                   |
| Subsection 63A-9-401(d)                                                                                                         | This statute gives the Division of Fleet Operations (division) rulemaking authority for fuel management programs. |
| Subsection 63A-9-401(5)                                                                                                         | This statute gives the division rulemaking authority for fuel dispensing.                                         |

**C. 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 made ever.

**D. 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 required by statute. Therefore, this rule should be continued.

**4. Agency Authorization Information**

|                                    |                      |       |            |
|------------------------------------|----------------------|-------|------------|
| Agency head or designee and title: | Cory Weeks, Director | Date: | 08/03/2026 |
|------------------------------------|----------------------|-------|------------|

| NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION |            |                  |
|----------------------------------------------------------|------------|------------------|
| Rule number:                                             | R27-8      | Filing ID: 55174 |
| Effective date:                                          | 08/03/2026 |                  |

**1. Agency Information**

|                  |                                         |
|------------------|-----------------------------------------|
| Title catchline: | Government Operations, Fleet Operations |
|------------------|-----------------------------------------|

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

|                             |                                    |
|-----------------------------|------------------------------------|
| <b>Building:</b>            | Taylorsville State Office Building |
| <b>Street address:</b>      | 4315 S 2700 W                      |
| <b>City, state:</b>         | Taylorsville, UT                   |
| <b>Mailing address:</b>     | 4315 S 2700 W                      |
| <b>City, state and zip:</b> | Taylorsville, UT 84129             |

**2. Contact Persons**

|              |               |                    |
|--------------|---------------|--------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>      |
| Cory Weeks   | 801-419-6729  | coryweeks@utah.gov |

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

**3. General Information**

|                                          |
|------------------------------------------|
| <b>A. Rule catchline:</b>                |
| R27-8. State Vehicle Maintenance Program |

|                                                                                                                                 |
|---------------------------------------------------------------------------------------------------------------------------------|
| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |
| Subsection 63A-9-401(d)      This statute gives the Division of Fleet Operations rulemaking authority for vehicle maintenance.  |

**C. 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 ever been made.

**D. 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 required by statute. Therefore, this rule should be continued.

**4. Agency Authorization Information**

|                                           |                      |              |            |
|-------------------------------------------|----------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Cory Weeks, Director | <b>Date:</b> | 08/03/2026 |
|-------------------------------------------|----------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |               |                         |
|---------------------|---------------|-------------------------|
| <b>Rule number:</b> | <b>R27-10</b> | <b>Filing ID: 55175</b> |
|---------------------|---------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/03/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                                         |
|-----------------------------|-----------------------------------------|
| <b>Title catchline:</b>     | Government Operations, Fleet Operations |
| <b>Building:</b>            | Taylorsville State Office Building      |
| <b>Street address:</b>      | 4315 S 2700 W                           |
| <b>City, state:</b>         | Taylorsville, UT                        |
| <b>Mailing address:</b>     | 4315 S 2700 W                           |
| <b>City, state and zip:</b> | Taylorsville, UT 84129                  |

**2. Contact Persons**

|              |               |                    |
|--------------|---------------|--------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>      |
| Cory Weeks   | 801-419-6729  | coryweeks@utah.gov |

# FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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

## 3. General Information

### A. Rule catchline:

R27-10. Identification Markings for State Motor Vehicles

### B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:

|                            |                                                                                                                                                          |
|----------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------|
| Subsection 63A-9-601(1)(c) | This statute gives the Division of Fleet Operations (division) rulemaking authority for placing markings on vehicles to identify them as state vehicles. |
|----------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------|

### C. 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 governor's office released new branding guidelines for all State of Utah materials. While not directed at the division specifically, the branding guidelines do impact this rule.

Guidelines for vehicle markings have been reviewed by the governor's office and agency customers of the division.

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

This rule is necessary as is while the amended rules are cycled through the rulemaking process. Therefore, this rule should be continued.

## 4. Agency Authorization Information

|                                    |                      |       |            |
|------------------------------------|----------------------|-------|------------|
| Agency head or designee and title: | Cory Weeks, Director | Date: | 08/03/2026 |
|------------------------------------|----------------------|-------|------------|

## NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

|              |         |                  |
|--------------|---------|------------------|
| Rule number: | R156-75 | Filing ID: 50305 |
|--------------|---------|------------------|

|                 |            |
|-----------------|------------|
| Effective date: | 08/04/2026 |
|-----------------|------------|

## 1. Agency Information

|                      |                                  |
|----------------------|----------------------------------|
| Title catchline:     | Commerce, Professional Licensing |
| Building:            | Heber M Wells Building           |
| Street address:      | 160 E 300 S                      |
| City, state:         | Salt Lake City, UT               |
| Mailing address:     | PO Box 146741                    |
| City, state and zip: | Salt Lake City, UT 84114-6741    |

## 2. Contact Persons

|              |              |                      |
|--------------|--------------|----------------------|
| Name:        | Phone:       | Email:               |
| Jim Garfield | 801-530-6458 | jimgarfield@utah.gov |

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

## 3. General Information

### A. Rule catchline:

R156-75. Genetic Counselors Licensing Act Rule

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                           |                                                                                                                                                                                     |
|---------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 58-75-101 et seq. | Title 58, Chapter 75, Genetic Counselors Licensing Act, provides for the licensure and regulation of genetic counselors.                                                            |
| Subsection 58-1-106(1)(a) | This subsection establishes that it is a duty of the Division of Professional Licensing to prescribe, adopt, and enforce rules to administer Title 58, Occupations and Professions. |

**C. 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.

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

This rule is necessary as it provides a mechanism to inform potential licensees of the specific requirements for licensure as allowed under statutory authority provided in Title 58, Chapter 75.

This rule is also necessary as it provides information to ensure applicants for licensure are adequately trained and meet minimum licensure requirements, and provides licensees with information concerning unprofessional conduct, definitions, minimum standards of practice, and ethical standards relating to the profession all of which further public safety. Therefore, this rule should be continued.

**4. Agency Authorization Information**

|                                           |                                       |              |            |
|-------------------------------------------|---------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Deborah Blackburn, Assistant Director | <b>Date:</b> | 08/04/2026 |
|-------------------------------------------|---------------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                        |                   |                         |
|------------------------|-------------------|-------------------------|
| <b>Rule number:</b>    | <b>R277-101</b>   | <b>Filing ID: 52770</b> |
| <b>Effective date:</b> | <b>08/06/2026</b> |                         |

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7550  | elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                                          |
|--------------------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                                |
| R277-101. Public Participation in Utah State Board of Education Meetings |

## FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |                                                                                                                              |
|---------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------|
| Utah Constitution, Article X, Section 3                                                                                         | Vests general control and supervision over public education in the Utah State Board of Education (Board).                    |
| Title 52, Chapter 4                                                                                                             | Directs that the deliberations and actions of the Board be conducted openly.                                                 |
| Section 52-4-207                                                                                                                | Allows the Board to adopt a rule governing the use of electronic meetings.                                                   |
| Subsection 53E-3-401(4)                                                                                                         | Allows the Board to make rules to execute the Board's duties and responsibilities under the Utah Constitution and state law. |

**C. 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 public comments received since the last five-year review of this rule.

**D. 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 describes procedures to be followed by the Board in its conduct of the public's business in order to hear from those who desire to be heard on public education matters in the state, effectively and efficiently utilize the time of the Board, balance desire for public information with other demands on the Board's time, and allow the Board to conduct electronic meetings as needed. Therefore, this rule should be continued.

**4. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/06/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R277-409</b> | <b>Filing ID: 52835</b> |
|---------------------|-----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/06/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7550  | elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                    |
|----------------------------------------------------|
| <b>A. Rule catchline:</b>                          |
| R277-409. Public School Membership in Associations |

| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |                                                                                                                              |
|---------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------|
| Utah Constitution, Article X, Section 3                                                                                         | Vests general control and supervision over public education in the Utah State Board of Education (Board).                    |
| Subsection 53E-3-401(4)                                                                                                         | Allows the Board to make rules to execute the Board's duties and responsibilities under the Utah Constitution and state law. |

**C. 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 public comments received since the last five-year review of this rule.

**D. 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 places limitations on public school membership in certain associations with rules or policies that conflict with Board policies. Therefore, this rule should be continued.

**4. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/06/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R277-445</b> | <b>Filing ID: 57559</b> |
|---------------------|-----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/06/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

**2. Contact Persons**

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7550  | elisse.newey@schools.utah.gov |

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

**3. General Information**

|                                                             |
|-------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                   |
| R277-445. Classifying Small Schools as Necessarily Existent |

| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |                                                                                                           |
|---------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------|
| Utah Constitution, Article X, Section 3                                                                                         | Vests general control and supervision over public education in the Utah State Board of Education (Board). |

# FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

|                         |                                                                                                                                                                                                                                                                                                                         |
|-------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Subsection 53F-2-304(3) | Requires the Board to adopt rules to adopt a formula to calculate a scale of operations weighting for each student enrolled in a school district in a county of the fourth, fifth, or sixth class as described in Section 17-50-501 or a school district in a county of the third class with fewer than 2,000 students. |
| Subsection 53E-3-401(4) | Allows the Board to make rules to execute the Board's duties and responsibilities under the Utah Constitution and state law.                                                                                                                                                                                            |

## C. 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 public comments received since the last five-year review of this rule.

## D. 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 specifies the standards for schools and districts to receive funding under the Necessarily Existent Small Schools (NESS) program. Therefore, this rule should be continued.

### 4. Agency Authorization Information

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/06/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

### NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R277-460</b> | <b>Filing ID: 52852</b> |
|---------------------|-----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/06/2026</b> |
|------------------------|-------------------|

### 1. Agency Information

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Education, Administration     |
| <b>Building:</b>            | Board of Education            |
| <b>Street address:</b>      | 250 E 500 S                   |
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144200                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4200 |

### 2. Contact Persons

|              |               |                               |
|--------------|---------------|-------------------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>                 |
| Elisse Newey | 801-538-7550  | elisse.newey@schools.utah.gov |

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

### 3. General Information

#### A. Rule catchline:

R277-460. Distribution of Substance Abuse Prevention Account

#### B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:

|                                         |                                                                                                           |
|-----------------------------------------|-----------------------------------------------------------------------------------------------------------|
| Utah Constitution, Article X, Section 3 | Vests general control and supervision over public education in the Utah State Board of Education (Board). |
|-----------------------------------------|-----------------------------------------------------------------------------------------------------------|

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

|                         |                                                                                                                                                                                                                                                                                                                                                                                |
|-------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 53G-10-405      | Directs the Board to adopt rules providing for instruction on the harmful effects of alcohol, tobacco, electronic cigarette products, and controlled substances.                                                                                                                                                                                                               |
| Subsection 53E-3-401(4) | Allows the Board to make rules to execute the Board's duties and responsibilities under the Utah Constitution and state law.                                                                                                                                                                                                                                                   |
| Section 51-9-405        | Provides for funds from the Substance Abuse Prevention Account to be allocated to the Board for substance abuse prevention and education, substance abuse prevention training for teachers and administrators, and Local Education Agency (LEA) programs to supplement, not supplant, existing local prevention efforts in cooperation with local substance abuse authorities. |

**C. 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 public comments received since the last five-year review of this rule.

**D. 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 provides for the distribution of the Board's share of the money from the Substance Abuse Prevention Account. Therefore, this rule should be continued.

**4. Agency Authorization Information**

|                                           |                                               |              |            |
|-------------------------------------------|-----------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Elisse Newey, Deputy Superintendent of Policy | <b>Date:</b> | 08/06/2026 |
|-------------------------------------------|-----------------------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |               |                         |
|---------------------|---------------|-------------------------|
| <b>Rule number:</b> | <b>R428-1</b> | <b>Filing ID: 56510</b> |
|---------------------|---------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/03/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                                                                                                          |
|-----------------------------|----------------------------------------------------------------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services; Data, Systems and Evaluation, Research and Evaluation, Health Care Statistics |
| <b>Building:</b>            | Cannon Health Building                                                                                   |
| <b>Street address:</b>      | 280 N 1460 W                                                                                             |
| <b>City, state:</b>         | Salt Lake City, UT                                                                                       |
| <b>Mailing address:</b>     | PO Box 144004                                                                                            |
| <b>City, state and zip:</b> | Salt Lake City, UT 84116                                                                                 |

**2. Contact Persons**

|                  |               |                      |
|------------------|---------------|----------------------|
| <b>Name:</b>     | <b>Phone:</b> | <b>Email:</b>        |
| Mike Martin      | 801-538-9205  | mikemartin@utah.gov  |
| Patrice Nicholes | 385-244-8786  | pnicholes@utah.gov   |
| Mariah Noble     | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information**

|                                                     |
|-----------------------------------------------------|
| <b>A. Rule catchline:</b>                           |
| R428-1. Health Data Plan and Incorporated Documents |

| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |                                                                                                                                                                                                                                                                                                                                                                                           |
|---------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 26B-8-501.1                                                                                                             | Subsection 26B-8-501.1(2) requires the Department of Health and Human Services (department), in consultation with the Health Data Committee (committee), to make rules to carry out the provisions of Title 26B, Chapter 8, Part 5, Utah Health Data Authority, when the provisions require action from a person that is not the department.                                              |
| Section 26B-8-505                                                                                                               | <p>Subsection 26B-8-505(4) requires the department, in consultation with the committee, to make rules to adopt a timetable for the collection and analysis of data from multiple types of data suppliers.</p> <p>These timetables are included in the documents incorporated by reference within this rule for the Health Care Facilities Database and the All Payer Claims Database.</p> |

**C. 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.

**D. 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 this rule complies with statutory mandates and establishes the basic operational requirement for the department to manage data analysis and distribution for Title 26B, Chapter 8, Part 5, Utah Health Data Authority. Without the incorporations by reference in this rule, the Health Care Statistics Program would be unable to sufficiently communicate expectations for data compilation, management, and distribution. Therefore, this rule should be continued.

Additionally, HB 199, passed in the 2026 General Session, updated statute references in this rule, so it is necessary that this rule be continued so the department can update references in this rule accordingly.

As there were no comments in opposition to this rule, the department did not respond to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/01/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

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|---------------------|---------------|-------------------------|
| <b>Rule number:</b> | <b>R428-2</b> | <b>Filing ID:</b> 56890 |
|---------------------|---------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/03/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                                                                                                          |
|-----------------------------|----------------------------------------------------------------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services; Data, Systems and Evaluation, Research and Evaluation, Health Care Statistics |
| <b>Building:</b>            | Cannon Health Building                                                                                   |
| <b>Street address:</b>      | 280 N 1460 W                                                                                             |
| <b>City, state:</b>         | Salt Lake City, UT                                                                                       |
| <b>Mailing address:</b>     | PO Box 144004                                                                                            |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4004                                                                            |

**2. Contact Persons**

|              |               |                     |
|--------------|---------------|---------------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>       |
| Mike Martin  | 801-538-9205  | mikemartin@utah.gov |

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

|                  |              |                      |
|------------------|--------------|----------------------|
| Patrice Nicholes | 385-244-8786 | pnicholes@utah.gov   |
| Mariah Noble     | 385-214-1150 | mariahnoble@utah.gov |

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

**3. General Information**

|                                                         |
|---------------------------------------------------------|
| <b>A. Rule catchline:</b>                               |
| R428-2. Health Data Authority Standards for Health Data |

|                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
|---------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Section 26B-8-501.1                                                                                                             | Subsection 26B-8-501.1(2) requires the Department of Health and Human Services (department), in consultation with the Health Data Committee, to make rules to carry out the provisions of Title 26B, Chapter 8, Part 5, Utah Health Data Authority, when the provisions require action from a person that is not the department.                                                                                                                          |
| Section 26B-8-506                                                                                                               | Subsection 26B-8-506(1) requires the department to establish in rule a reasonable time for data suppliers to review compilations or reports that compare and identify health care providers, correct data found to be in error, and allow a reasonable time for the data supplier to review the department's interpretation of the data and prepare a response, when using health care data acquired under the authority of Title 26B, Chapter 8, Part 5. |

**C. 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.

**D. 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 establishes the reporting standards, which apply to data suppliers, and the classification, control, use, and release of data received by the Health Data Committee pursuant to Section 26-33a. This rule is necessary to assure the data definitions, standards, security, and disclosure under the Health Data Authority Act are consistent across every data supplier, data user, and public inquiry. Therefore, this rule should be continued.

Additionally, HB 199, passed in the 2026 General Session, updated statutory references in this rule, so it is necessary that this rule be continued so the department can update references in this rule accordingly.

As there were no comments in opposition to this rule, the department did not respond to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/01/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                |                         |
|---------------------|----------------|-------------------------|
| <b>Rule number:</b> | <b>R428-10</b> | <b>Filing ID: 56866</b> |
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|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/03/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                         |                                                                                                          |
|-------------------------|----------------------------------------------------------------------------------------------------------|
| <b>Title catchline:</b> | Health and Human Services; Data, Systems and Evaluation, Research and Evaluation, Health Care Statistics |
| <b>Building:</b>        | Cannon Health Building                                                                                   |
| <b>Street address:</b>  | 280 N 1460 W                                                                                             |

## FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

|                             |                               |
|-----------------------------|-------------------------------|
| <b>City, state:</b>         | Salt Lake City, UT            |
| <b>Mailing address:</b>     | PO Box 144004                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4004 |

**2. Contact Persons**

| <b>Name:</b>     | <b>Phone:</b> | <b>Email:</b>        |
|------------------|---------------|----------------------|
| Mike Martin      | 801-538-9205  | mikemartin@utah.gov  |
| Patrice Nicholes | 385-244-8786  | pnicholes@utah.gov   |
| Mariah Noble     | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information**

|                                                                        |
|------------------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                              |
| R428-10. Health Data Authority Healthcare Facility Data Reporting Rule |

|                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                  |
|---------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |                                                                                                                                                                                                                                                                                                                                  |
| Section 26B-8-501.1                                                                                                             | Subsection 26B-8-501.1(2) requires the Department of Health and Human Services (department), in consultation with the Health Data Committee, to make rules to carry out the provisions of Title 26B, Chapter 8, Part 5, Utah Health Data Authority, when the provisions require action from a person that is not the department. |

**C. 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.

**D. 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 establishes the reporting standards and procedures for discharge and encounter data submitted by licensed hospitals, ambulatory surgery centers, and emergency departments in the state of Utah.

This rule is necessary to assure that the state continuously carries out activities in developing and using the statewide healthcare facility database to improve health care costs, quality, and access.

Provisions in this rule have been use widely for access to nearly 35 years of data within many programs at the department for planning and reports on hospitalization trends.

Also, many individuals in the healthcare industry, researchers, and the Federal Agency for Healthcare Research and Quality have purchased public use data files, which demonstrates the need for these standards and procedures. Therefore, this rule should be continued.

As there were no comments in opposition to this rule, the department did not respond to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/01/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                        |            |                   |       |
|------------------------|------------|-------------------|-------|
| <b>Rule number:</b>    | R428-12    | <b>Filing ID:</b> | 56925 |
| <b>Effective date:</b> | 08/03/2026 |                   |       |

**1. Agency Information**

|                             |                                                                                                          |
|-----------------------------|----------------------------------------------------------------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services; Data, Systems and Evaluation, Research and Evaluation, Health Care Statistics |
| <b>Building:</b>            | Cannon Health Building                                                                                   |
| <b>Street address:</b>      | 280 N 1460 W                                                                                             |
| <b>City, state:</b>         | Salt Lake City, UT                                                                                       |
| <b>Mailing address:</b>     | PO Box 144004                                                                                            |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-4004                                                                            |

**2. Contact Persons**

| <b>Name:</b>     | <b>Phone:</b> | <b>Email:</b>        |
|------------------|---------------|----------------------|
| Mike Martin      | 801-538-9205  | mikemartin@utah.gov  |
| Patrice Nicholes | 385-244-8786  | pnicholes@utah.gov   |
| Mariah Noble     | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information**

|                                                                    |
|--------------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                          |
| R428-12. Health Data Authority Survey of Enrollees in Health Plans |

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                     |                                                                                                                                                                                                                                                                                                                                  |
|---------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 26B-8-501.1 | Subsection 26B-8-501.1(2) requires the Department of Health and Human Services (department), in consultation with the Health Data Committee, to make rules to carry out the provisions of Title 26B, Chapter 8, Part 5, Utah Health Data Authority, when the provisions require action from a person that is not the department. |
|---------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**C. 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.

**D. 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 allows monitoring of satisfaction with the quality and access of care provided by participating Utah health plans. This rule is necessary to assure that health plans are monitored using nationally-recognized standards. Therefore, this rule should be continued.

As there were no comments in opposition to this rule, the department did not respond to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/01/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                        |                   |                         |
|------------------------|-------------------|-------------------------|
| <b>Rule number:</b>    | <b>R429-1</b>     | <b>Filing ID: 55941</b> |
| <b>Effective date:</b> | <b>08/10/2026</b> |                         |

**1. Agency Information**

|                         |                                                   |
|-------------------------|---------------------------------------------------|
| <b>Title catchline:</b> | Health and Human Services, Patient Safety Program |
| <b>Building:</b>        | Cannon Health Building                            |
| <b>Street address:</b>  | 228 N 1460 W                                      |
| <b>City, state:</b>     | Salt Lake City, UT                                |

**2. Contact Persons**

| <b>Name:</b>   | <b>Phone:</b> | <b>Email:</b>        |
|----------------|---------------|----------------------|
| Shanna Jaggers | 385-332-1720  | sjaggers@utah.gov    |
| Mariah Noble   | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information**

|                                                                     |
|---------------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                           |
| R429-1. Patient Safety Surveillance and Improvement Program (PSSIP) |

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                             |                                                                                                                                                                                                                                                                                                                                                                                                                                             |
|-----------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Subsection 26B-1-202(2)(z)  | Subsection 26B-1-202(2)(z), which has been renumbered from Subsection 26B-1-202(26), authorizes the Department of Health and Human Services (department) to establish, maintain, and enforce rules authorized under state law or required by federal law to promote and protect the public health or to prevent disease and illness.                                                                                                        |
| Subsection 26B-1-202(2)(cc) | Subsection 26B-1-202(2)(cc), which has been renumbered from Subsection 26B-1-202(29), authorizes the department to collect and report information on causes of injury, sickness, death, and disability and the risk factors that contribute to the causes of injury, sickness, death, and disability within the state.                                                                                                                      |
| Subsection 26B-1-202(2)(dd) | Subsection 26B-1-202(2)(dd), which has been renumbered from Subsection 26B-1-202(30), authorizes the department to collect, prepare, publish, and disseminate information to inform the public concerning the health and wellness of the population, specific hazards, and risks that may affect the health and wellness of the population and specific activities which may promote and protect the health and wellness of the population. |
| Subsection 26B-7-202(1)     | Subsection 26B-7-202(1) authorizes the department to investigate and control the causes of epidemic infections and communicable disease, and shall provide for the detection, reporting, prevention, and control of communicable diseases and epidemic infections or any other health hazard which may affect the public health, including drug overdose and drug overdose fatalities.                                                      |
| Section 26B-8-407           | Section 26B-8-407 gives the department the discretion to make disclosures provided for in Section 26B-8-406.                                                                                                                                                                                                                                                                                                                                |

**C. 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:**

In the years since this rule was first enacted, the department has gathered verbal and written feedback from community members who use REDCap, the tool the state uses to gather data, to submit patient safety reports. Overall, stakeholders expressed strong support for the Patient Safety Surveillance and Improvement Program (PSSIP), highlighting its value in fostering collaboration, driving quality improvement at both state and facility levels, and building meaningful partnerships.

Responses were overwhelmingly in favor of continuing the program at the state level, due to the program's focus on quality improvement over punitive compliance, value of data-driven feedback, and appreciation for tailored engagement with facilities regarding reporting standards and compliance updates.

While consensus was not unanimous on every point, the majority of respondents recommended program and rule changes to better align Utah's program with national patient safety reporting standards. Specific recommendations included reclassifying reporting thresholds for patient suicide and attempted suicide, expanding reporting requirements to residential treatment facilities, and streamlining reporting criteria for missing patients, also referred to as "elopement."

The current rule requires an event of patient suicide or an attempted suicide while in the facility or emergency room within 72 hours of discharge be reported if the event meets the harm scale threshold of a reportable event "resulting in permanent patient harm, intervention to sustain life, or patient death." Community members recommended updating the rule to require that these events be reported anytime they occur, regardless of the outcome on the harm scale.

Stakeholders recommend expanding reporting requirements to include state-licensed residential treatment facilities. Commenters felt it is appropriate to hold these facilities to the same patient safety reporting standards as other covered medical facilities because residential treatment facilities provide and manage medical care.

The current administrative code only requires reporting the elopement or disappearance of a patient "with cognitive impairment" for more than four hours, but commenters believe the removal of the phrase "with cognitive impairment" from this requirement would eliminate subjectivity and clarify the reporting threshold. Commenters felt that standardizing this rule to require reporting for any patient who goes missing for more than four hours ensures consistent data collection, simplifies compliance for staff, and strengthens facility-wide quality improvement efforts.

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

Utah is among 28 states nationwide that mandate patient safety reporting, while the remaining states rely on voluntary reporting models, which are often heavily subsidized by dedicated state funding. With the support of Utah's healthcare facilities and the department, this rule is appropriate to retain this mandatory reporting framework and maintain structured, state-level collaboration. Therefore, this rule should be continued.

While public comments did not yield any opposition to the program, they provided recommendations for updates to this rule to improve patient outcomes, which the department plans to implement through a substantive change filing after this rule is continued.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/08/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |               |                         |
|---------------------|---------------|-------------------------|
| <b>Rule number:</b> | <b>R429-2</b> | <b>Filing ID: 55942</b> |
|---------------------|---------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/10/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                         |                                                   |
|-------------------------|---------------------------------------------------|
| <b>Title catchline:</b> | Health and Human Services, Patient Safety Program |
| <b>Building:</b>        | Cannon Health Building                            |
| <b>Street address:</b>  | 228 N 1460 W                                      |
| <b>City, state:</b>     | Salt Lake City, UT                                |

**2. Contact Persons**

|               |               |                      |
|---------------|---------------|----------------------|
| <b>Name:</b>  | <b>Phone:</b> | <b>Email:</b>        |
| Shanna Jagers | 385-332-1720  | sjagers@utah.gov     |
| Mariah Noble  | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information****A. Rule catchline:**

R429-2. Health Care Facility Patient Safety Program

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                             |                                                                                                                                                                                                                                                                                                                                                                                                                                             |
|-----------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Subsection 26B-1-202(2)(z)  | Subsection 26B-1-202(2)(z), which has been renumbered from Subsection 26B-1-202(26), authorizes the Department of Health and Human Services (department) to establish, maintain, and enforce rules authorized under state law or required by federal law to promote and protect the public health or to prevent disease and illness.                                                                                                        |
| Subsection 26B-1-202(2)(cc) | Subsection 26B-1-202(2)(cc), which has been renumbered from Subsection 26B-1-202(29), authorizes the department to collect and report information on causes of injury, sickness, death, and disability and the risk factors that contribute to the causes of injury, sickness, death, and disability within the state.                                                                                                                      |
| Subsection 26B-1-202(2)(dd) | Subsection 26B-1-202(2)(dd), which has been renumbered from Subsection 26B-1-202(30), authorizes the department to collect, prepare, publish, and disseminate information to inform the public concerning the health and wellness of the population, specific hazards, and risks that may affect the health and wellness of the population and specific activities which may promote and protect the health and wellness of the population. |
| Subsection 26B-7-202(1)     | Subsection 26B-7-202(1) authorizes the department to investigate and control the causes of epidemic infections and communicable disease, and shall provide for the detection, reporting, prevention, and control of communicable diseases and epidemic infections or any other health hazard which may affect the public health, including drug overdose and drug overdose fatalities.                                                      |
| Section 26B-8-407           | Section 26B-8-407 gives the department the discretion to make disclosures provided for in Section 26B-8-406.                                                                                                                                                                                                                                                                                                                                |

**C. 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:**

In the years since this rule was first enacted, the department has gathered verbal and written feedback from community members who use REDCap, the tool the state uses to gather data, to submit patient safety reports. Overall, stakeholders expressed strong support for the Health Care Facility Patient Safety Program, highlighting its value in fostering collaboration, driving quality improvement at both state and facility levels, and building meaningful partnerships.

Responses were overwhelmingly in favor of continuing the program at the state level, due to the program's focus on quality improvement over punitive compliance, value of data-driven feedback, and appreciation for tailored engagement with facilities regarding reporting standards and compliance updates.

The majority of respondents also recommended program and rule changes to expand the scope of covered facilities to include residential treatment facilities and better align Utah's program with national patient safety reporting standards. Commenters suggested amending the definition of "facility" in this rule to explicitly include state-licensed residential treatment facilities. Stakeholders recommend expanding reporting requirements to include state-licensed residential treatment facilities. Commenters felt it is appropriate to hold these facilities to the same patient safety reporting standards as other covered medical facilities because residential treatment facilities provide and manage medical care. Expanding this definition would ensure consistent oversight and strengthen protective standards across medical and clinical environments in Utah.

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

Utah is among 28 states nationwide that mandate patient safety reporting, while the remaining states rely on voluntary reporting models, which are often heavily subsidized by dedicated state funding. With the support of Utah's healthcare facilities and the department, this rule is appropriate to retain this mandatory reporting framework and maintain structured, state-level collaboration. Therefore, this rule should be continued.

While public comments did not yield any opposition to the program, they provided recommendations for updates to this rule to improve patient outcomes, which the department plans to implement through a substantive change filing after this rule is continued.

#### 4. Agency Authorization Information

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/08/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

#### NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R432-200</b> | <b>Filing ID: 56018</b> |
|---------------------|-----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/06/2026</b> |
|------------------------|-------------------|

#### 1. Agency Information

|                         |                                                           |
|-------------------------|-----------------------------------------------------------|
| <b>Title catchline:</b> | Health and Human Services, Health Care Facility Licensing |
| <b>Building:</b>        | Multi-State Agency Office Building                        |
| <b>Street address:</b>  | 195 N 1950 W                                              |
| <b>City, state:</b>     | Salt Lake City, UT                                        |

#### 2. Contact Persons

| <b>Name:</b>     | <b>Phone:</b> | <b>Email:</b>          |
|------------------|---------------|------------------------|
| Kamille Sheikh   | 385-227-1290  | kamillesheikh@utah.gov |
| Jeremiah Sniffin | 385-443-3344  | jsniffin@utah.gov      |
| Mariah Noble     | 385-214-1150  | mariahnoble@utah.gov   |

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

#### 3. General Information

|                                                             |
|-------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                   |
| R432-200. Small Health Care Facility - Four to Sixteen Beds |

#### B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:

|                   |                                                                                                                                                                                                                                                                                                                                                                                                    |
|-------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 26B-2-202 | <p>Section 26B-2-202 authorizes the Department of Health and Human Services (department) to enforce rules established pursuant to Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.</p> <p>It also authorizes the department to make rules as necessary to implement the provisions of Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.</p> |
|-------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

#### C. 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.

#### D. 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 to comply with the statutory mandate to make rules that provide health and social services to the people of Utah and promote and protect the public health or to prevent disease and illness.

Additionally, this rule helps implement provisions in Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.

# FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

This rule also ensures there is no lapse in the enforcement and oversight of licensure for small health care facilities with four to sixteen beds. Therefore, this rule should be continued.

As there have been no comments in opposition to this rule, the department has not responded to any such comments.

## 4. Agency Authorization Information

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/05/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

## NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R432-300</b> | <b>Filing ID: 55271</b> |
|---------------------|-----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/06/2026</b> |
|------------------------|-------------------|

## 1. Agency Information

|                         |                                                           |
|-------------------------|-----------------------------------------------------------|
| <b>Title catchline:</b> | Health and Human Services, Health Care Facility Licensing |
| <b>Building:</b>        | Multi-State Agency Office Building                        |
| <b>Street address:</b>  | 195 N 1950 W                                              |
| <b>City, state:</b>     | Salt Lake City, UT                                        |

## 2. Contact Persons

| <b>Name:</b>     | <b>Phone:</b> | <b>Email:</b>          |
|------------------|---------------|------------------------|
| Kamille Sheikh   | 385-227-1290  | kamillesheikh@utah.gov |
| Jeremiah Sniffin | 385-443-3344  | jsniffin@utah.gov      |
| Mariah Noble     | 385-214-1150  | mariahnoble@utah.gov   |

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

## 3. General Information

|                                               |
|-----------------------------------------------|
| <b>A. Rule catchline:</b>                     |
| R432-300. Small Health Care Facility - Type N |

## B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:

|                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|-------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 26B-1-202 | <p>Section 26B-1-202 authorizes the Department of Health and Human Services (department) to adopt rules the department may consider necessary or desirable for providing health and social services to the people of this state.</p> <p>It also authorizes the department to establish, maintain, and enforce rules authorized under state law or required by federal law to promote and protect the public health or to prevent disease and illness.</p> <p>This rule helps accomplish this statutory mandate by governing the licensure of Type N specialty health care facilities in Utah.</p> |
| Section 26B-2-202 | <p>Section 26B-2-202 authorizes the department to enforce rules established pursuant to Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.</p> <p>It also authorizes the department to make rules as necessary to implement the provisions of Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.</p>                                                                                                                                                                                                                                          |

**C. 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.

**D. 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 to comply with the statutory mandate to make rules that provide health and social services to the people of Utah and promote and protect the public health or prevent disease and illness.

Additionally, this rule helps implement provisions in Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.

This rule also ensures there is no lapse in the enforcement and oversight of licensure for Type N health care facilities. Therefore, this rule should be continued.

As there have been no comments in opposition to this rule, the department has not responded to any such comments.

Through a future filing, the department anticipates updating this rule's rulemaking authority to cite Section 26B-2-202, as this is the a citation more specific to licensing, rather than the whole department.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/05/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R432-650</b> | <b>Filing ID: 51082</b> |
|---------------------|-----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/06/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                         |                                                           |
|-------------------------|-----------------------------------------------------------|
| <b>Title catchline:</b> | Health and Human Services, Health Care Facility Licensing |
| <b>Building:</b>        | Multi-State Agency Office Building                        |
| <b>Street address:</b>  | 195 N 1950 W                                              |
| <b>City, state:</b>     | Salt Lake City, UT                                        |

**2. Contact Persons**

|                |               |                        |
|----------------|---------------|------------------------|
| <b>Name:</b>   | <b>Phone:</b> | <b>Email:</b>          |
| Kamille Sheikh | 385-227-1290  | kamillesheikh@utah.gov |
| Mariah Noble   | 385-214-1150  | mariahnoble@utah.gov   |

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

**3. General Information**

|                                                  |
|--------------------------------------------------|
| <b>A. Rule catchline:</b>                        |
| R432-650. End Stage Renal Disease Facility Rules |

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                   |                                                                                                                                                                                                                               |
|-------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 26B-1-202 | Section 26B-1-202 authorizes the Department of Health and Human Services (department) to adopt rules the department may consider necessary or desirable for providing health and social services to the people of this state. |
|-------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

## FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

|                   |                                                                                                                                                                                                                                                                                                                                                          |
|-------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                   | <p>It also authorizes the department to establish, maintain, and enforce rules authorized under state law or required by federal law to promote and protect the public health or to prevent disease and illness.</p> <p>This rule helps accomplish this statutory mandate by governing the licensure of end stage renal disease facilities in Utah.</p>  |
| Section 26B-2-202 | <p>Section 26B-2-202 authorizes the department to enforce rules established pursuant to Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.</p> <p>It also authorizes the department to make rules as necessary to implement the provisions of Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.</p> |

**C. 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.

**D. 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 to comply with and the statutory mandate to make rules that provide health and social services to the people of Utah and protect the public health or prevent disease and illness.

Additionally, this rule helps implement provisions in Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.

This rule also ensures there is no lapse in the enforcement and oversight of licensure for end stage renal disease facilities. Therefore, this rule should be continued.

As there have been no comments in opposition to this rule, the department has not responded to any such comments.

Through a future filing after the completion of this five-year review, the department plans to file an amendment to update the statutory provision that authorizes this rule.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/05/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R432-700</b> | <b>Filing ID: 55351</b> |
|---------------------|-----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/06/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                         |                                                           |
|-------------------------|-----------------------------------------------------------|
| <b>Title catchline:</b> | Health and Human Services, Health Care Facility Licensing |
| <b>Building:</b>        | Multi-State Agency Office Building                        |
| <b>Street address:</b>  | 195 N 1950 W                                              |
| <b>City, state:</b>     | Salt Lake City, UT                                        |

**2. Contact Persons**

|                |               |                        |
|----------------|---------------|------------------------|
| <b>Name:</b>   | <b>Phone:</b> | <b>Email:</b>          |
| Kamille Sheikh | 385-227-1290  | kamillesheikh@utah.gov |
| Mariah Noble   | 385-214-1150  | mariahnoble@utah.gov   |

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

**3. General Information****A. Rule catchline:**

R432-700. Home Health Agency Rule

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

Section 26B-2-202

Section 26B-2-202 authorizes the Department of Health and Human Services (department) to enforce rules established pursuant to Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.

It also authorizes the department to make rules as necessary to implement the provisions of Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.

**C. 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.

**D. 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 to comply with the statutory mandate to make rules that provide health and social services to the people of Utah and protect the public health or prevent disease and illness.

Additionally, this rule helps implement provisions in Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.

This rule also ensures there is no lapse in the enforcement and oversight of licensure for home health agencies. Therefore, this rule should be continued.

As there have been no comments in opposition to this rule, the department has not responded to any such comments.

**4. Agency Authorization Information****Agency head or designee and title:**

Tracy S. Gruber, Commissioner

**Date:**

08/05/2026

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION****Rule number:**

R432-725

**Filing ID: 53420****Effective date:**

08/06/2026

**1. Agency Information****Title catchline:**

Health and Human Services, Health Care Facility Licensing

**Building:**

Multi-State Agency Office Building

**Street address:**

195 N 1950 W

**City, state:**

Salt Lake City, UT

**2. Contact Persons****Name:****Phone:****Email:**

Kamille Sheikh

385-227-1290

kamillesheikh@utah.gov

Mariah Noble

385-214-1150

mariahnoble@utah.gov

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

**3. General Information****A. Rule catchline:**

R432-725. Personal Care Agency Rule

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|-------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 26B-1-202 | <p>Section 26B-1-202 authorizes the Department of Health and Human Services (department) to adopt rules the department may consider necessary or desirable for providing health and social services to the people of this state.</p> <p>It also authorizes the department to establish, maintain, and enforce rules authorized under state law or required by federal law to promote and protect the public health or to prevent disease and illness.</p> <p>This rule helps accomplish this statutory mandate by governing the licensure of personal care agencies in Utah.</p> |
| Section 26B-2-202 | <p>Section 26B-2-202 authorizes the department to enforce rules established pursuant to Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.</p> <p>It also authorizes the department to make rules as necessary to implement the provisions of Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.</p>                                                                                                                                                                                                                         |

**C. 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.

**D. 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 to continue to comply with the statutory mandate to make rules that provide health and social services to the people of Utah and protect the public health or prevent disease and illness.

Additionally, this rule helps implement provisions in Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.

This rule also ensures there is no lapse in the enforcement and oversight of licensure for personal care agencies. Therefore, this rule should be continued.

As there have been no comments in opposition to this rule, the department has not responded to any such comments.

After the completion of this five-year review, the department plans to file an amendment to update the statutory provision that authorizes this rule.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/05/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                        |                   |                         |
|------------------------|-------------------|-------------------------|
| <b>Rule number:</b>    | <b>R432-750</b>   | <b>Filing ID:</b> 56921 |
| <b>Effective date:</b> | <b>08/06/2026</b> |                         |

**1. Agency Information**

|                         |                                                           |
|-------------------------|-----------------------------------------------------------|
| <b>Title catchline:</b> | Health and Human Services, Health Care Facility Licensing |
| <b>Building:</b>        | Multi-State Agency Office Building                        |
| <b>Street address:</b>  | 195 N. 1950 W.                                            |
| <b>City, state:</b>     | Salt Lake City, UT                                        |

**2. Contact Persons**

| <b>Name:</b>   | <b>Phone:</b> | <b>Email:</b>          |
|----------------|---------------|------------------------|
| Kamille Sheikh | 385-227-1290  | kamillesheikh@utah.gov |
| Mariah Noble   | 385-214-1150  | mariahnoble@utah.gov   |

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

**3. General Information**

|                           |
|---------------------------|
| <b>A. Rule catchline:</b> |
| R432-750. Hospice Rule    |

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                   |                                                                                                                                                                                                                                                                                                                                                                                                    |
|-------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 26B-2-202 | <p>Section 26B-2-202 authorizes the Department of Health and Human Services (department) to enforce rules established pursuant to Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.</p> <p>It also authorizes the department to make rules as necessary to implement the provisions of Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.</p> |
|-------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**C. 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.

**D. 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 to comply with the statutory mandate to make rules that provide health and social services to the people of Utah and protect the public health or prevent disease and illness.

Additionally, this rule helps implement provisions in Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection.

This rule also ensures there is no lapse in the enforcement and oversight of licensure for hospice facilities. Therefore, this rule should be continued.

As there have been no comments in opposition to this rule, the department has not responded to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/05/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R432-950</b> | <b>Filing ID: 57643</b> |
|---------------------|-----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/06/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                         |                                                           |
|-------------------------|-----------------------------------------------------------|
| <b>Title catchline:</b> | Health and Human Services, Health Care Facility Licensing |
| <b>Building:</b>        | Multi-State Agency Office Building                        |
| <b>Street address:</b>  | 195 N 1950 W                                              |
| <b>City, state:</b>     | Salt Lake City, UT                                        |

**2. Contact Persons**

| <b>Name:</b>   | <b>Phone:</b> | <b>Email:</b>          |
|----------------|---------------|------------------------|
| Kamille Sheikh | 385-227-1290  | kamillesheikh@utah.gov |
| Mariah Noble   | 385-214-1150  | mariahnoble@utah.gov   |

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

**3. General Information**

|                                         |
|-----------------------------------------|
| <b>A. Rule catchline:</b>               |
| R432-950. Mammography Quality Assurance |

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
|-------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 26B-2-602 | <p>Section 26B-2-602 requires the Department of Health and Human Services (department) to make rules establishing quality assurance standards for all facilities performing screening or diagnostic mammography and developing mammogram x-ray films, including notification and procedures for clinical follow-up of abnormal mammograms.</p> <p>This section also requires the department to make rules providing for the collection and periodic reporting of mammography examinations and clinical follow-up data to the department, certification and revocation of certification of mammogram facilities, inspection of mammogram facilities, including entry of agents of the department into the facilities for inspections, setting fees for certification, and an appeal process regarding department certification decisions.</p> |
|-------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**C. 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.

**D. 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 to comply with the statutory mandate to make rules that provide health and social services to the people of Utah and protect the public health or prevent disease and illness.

Additionally, this rule helps implement provisions in Title 26B, Chapter 2, Part 2, Health Care Facility Licensing and Inspection, and complies with requirements in Section 26B-2-602.

This rule also ensures there is no lapse in the enforcement and oversight of licensure for mammography facilities. Therefore, this rule should be continued.

As there have been no comments in opposition to this rule, the department has not responded to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/05/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R495-830</b> | <b>Filing ID: 53387</b> |
|---------------------|-----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/03/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                                                            |
|-----------------------------|------------------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services, Administration (Human Services) |
| <b>Building:</b>            | Cannon Health Building                                     |
| <b>Street address:</b>      | 288 N 1460 W                                               |
| <b>City, state:</b>         | Salt Lake City, UT                                         |
| <b>Mailing address:</b>     | 288 N 1460 W                                               |
| <b>City, state and zip:</b> | Salt Lake City, UT 84116                                   |

**2. Contact Persons**

| <b>Name:</b>   | <b>Phone:</b> | <b>Email:</b>        |
|----------------|---------------|----------------------|
| Thomas Dunford | 801-538-4181  | tdunford@utah.gov    |
| Mariah Noble   | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information****A. Rule catchline:**

R495-830. Qualifications for Forensic Evaluator

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                   |                                                                                                                                                                                                                     |
|-------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 26B-1-202 | Section 26B-1-202 allows the Department of Health and Human Services (department) to adopt rules the department may consider necessary or desirable for providing health and social services to the people of Utah. |
|-------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**C. 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.

**D. 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 to ensure the integrity of Utah's judicial and behavioral health systems. Forensic evaluators provide critical professional opinions regarding a defendant's competency and mental state and inform decisions that directly impact constitutional due process, legal outcomes, and public safety. Because these evaluations must withstand intense legal scrutiny and cross-examination, this rule is necessary to ensure all evaluators possess the rigorous educational, clinical, and ethical credentials required to deliver legally defensible testimony.

Additionally, this rule establishes a uniform statewide framework that helps prevent inconsistencies across Utah's courts by mandating a recurring certification and renewal process. It supports evaluators to maintain ongoing professional development and stay current with evolving statutes and forensic practices. A discontinuation of this rule would create a dangerous regulatory void, compromising the reliability of forensic evidence, increasing the risk of costly legal appeals, and undermining public trust in the state's legal system. Therefore, this rule should be continued.

Furthermore, at the time of this five-year review, the department is in the process of updating this rule's statutory rulemaking authority and other requirements within this rule to remain consistent with current professional standards.

As there were no comments in opposition to this rule, the department has not responded to any such comment.

**4. Agency Authorization Information**

|                                           |                              |              |            |
|-------------------------------------------|------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S Gruber, Commissioner | <b>Date:</b> | 08/01/2026 |
|-------------------------------------------|------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |               |                         |
|---------------------|---------------|-------------------------|
| <b>Rule number:</b> | <b>R512-2</b> | <b>Filing ID: 57080</b> |
|---------------------|---------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/10/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                                                      |
|-----------------------------|------------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services, Child and Family Services |
| <b>Building:</b>            | Multi-Agency State Office Building                   |
| <b>Street address:</b>      | 195 N 1950 W                                         |
| <b>City, state:</b>         | Salt Lake City, UT                                   |
| <b>Mailing address:</b>     | 195 N 1950 W                                         |
| <b>City, state and zip:</b> | Salt Lake City, UT 84116                             |

**2. Contact Persons**

| <b>Name:</b>    | <b>Phone:</b> | <b>Email:</b>        |
|-----------------|---------------|----------------------|
| Corey Blythe    | 801-891-9068  | coblythe@utah.gov    |
| Steven Sullivan | 385-256-7094  | ssulliva@utah.gov    |
| Mariah Noble    | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information**

|                                                                                                     |
|-----------------------------------------------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                                                           |
| R512-2. Title IV-B Child and Family Services and Title IV-E Foster Care, Prevention, and Permanency |

| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |                                                                                                                                                                                                                                                                                                                              |
|---------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 80-2-301                                                                                                                | Section 80-2-301 authorizes the Division of Child and Family Services (division) to provide out-of-home services and requires the division to establish standards for contract providers of out-of-home care for minors and families.                                                                                        |
| Section 80-2-302                                                                                                                | Section 80-2-302 requires the division to make rules regarding abuse, neglect, and dependency proceedings.                                                                                                                                                                                                                   |
| Subsection 42 U.S.C. 671(a)(14)                                                                                                 | Subsection 42 U.S.C. 671(a)(14) requires a state in its State Plan for Foster Care and Adoption Assistance to include a provision in state law establishing the maximum number of children who, at any time during such year, will remain in foster care after having been in such care for a period in excess of 24 months. |
| Section 42 U.S.C. 672                                                                                                           | Section 42 U.S.C. 672 authorizes federal foster care.                                                                                                                                                                                                                                                                        |

|                                                                                                                                                                    |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>C. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:</b> |
| No comments have been received since the last five-year review of this rule.                                                                                       |

**D. 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 adopts federal requirements applicable to Title IV-B and Title IV-E of the Social Security Act and incorporates them by reference in this rule.

This rule additionally fulfills requirements in state and federal law, including describing the goal for the proportion of children in out-of-home care for more than 24 months. Therefore, this rule should be continued.

As there were no comments in opposition to this rule, the division has not responded to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/08/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                |                         |
|---------------------|----------------|-------------------------|
| <b>Rule number:</b> | <b>R512-31</b> | <b>Filing ID: 55625</b> |
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|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/10/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                                                      |
|-----------------------------|------------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services, Child and Family Services |
| <b>Building:</b>            | Multi-Agency State Office Building                   |
| <b>Street address:</b>      | 195 N 1950 W                                         |
| <b>City, state:</b>         | Salt Lake City, UT                                   |
| <b>Mailing address:</b>     | 195 N 1950 W                                         |
| <b>City, state and zip:</b> | Salt Lake City, UT 84116                             |

**2. Contact Persons**

|                 |               |                      |
|-----------------|---------------|----------------------|
| <b>Name:</b>    | <b>Phone:</b> | <b>Email:</b>        |
| Corey Blythe    | 801-891-9068  | coblythe@utah.gov    |
| Steven Sullivan | 385-256-7094  | ssulliva@utah.gov    |
| Mariah Noble    | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information**

|                                    |
|------------------------------------|
| <b>A. Rule catchline:</b>          |
| R512-31. Foster Parent Due Process |

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                  |                                                                                                                                                    |
|------------------|----------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 80-2-302 | Section 80-2-302 requires the Division of Child and Family Services (division) to make rules regarding abuse, neglect, and dependency proceedings. |
|------------------|----------------------------------------------------------------------------------------------------------------------------------------------------|

**C. 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.

**D. 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 for statutory compliance and because this rule describes the due process rights of a foster parent when a decision is made to remove a foster child from that foster parent's home. Therefore, this rule should be continued.

As there were no comments in opposition to this rule, the division did not respond to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/08/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                |                         |
|---------------------|----------------|-------------------------|
| <b>Rule number:</b> | <b>R512-32</b> | <b>Filing ID: 55626</b> |
|---------------------|----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/10/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                                                      |
|-----------------------------|------------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services, Child and Family Services |
| <b>Building:</b>            | Multi-Agency State Office Building                   |
| <b>Street address:</b>      | 195 N 1950 W                                         |
| <b>City, state:</b>         | Salt Lake City, UT                                   |
| <b>Mailing address:</b>     | 195 N 1950 W                                         |
| <b>City, state and zip:</b> | Salt Lake City, UT 84116                             |

**2. Contact Persons**

| <b>Name:</b>    | <b>Phone:</b> | <b>Email:</b>        |
|-----------------|---------------|----------------------|
| Corey Blythe    | 801-891-9068  | coblythe@utah.gov    |
| Steven Sullivan | 385-256-7094  | ssulliva@utah.gov    |
| Mariah Noble    | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information**

|                                                         |
|---------------------------------------------------------|
| <b>A. Rule catchline:</b>                               |
| R512-32. Children with Reportable Communicable Diseases |

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                  |                                                                                                                                                    |
|------------------|----------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 80-2-302 | Section 80-2-302 requires the Division of Child and Family Services (division) to make rules regarding abuse, neglect, and dependency proceedings. |
|------------------|----------------------------------------------------------------------------------------------------------------------------------------------------|

**C. 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.

**D. 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 this rule complies with statutory requirements and establishes standards for confidentiality and testing of children with reportable communicable diseases. Therefore, this rule should be continued.

As there were no comments in opposition to this rule, the division has not responded to any such comments.

#### 4. Agency Authorization Information

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/08/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

#### NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

|                        |                   |                         |
|------------------------|-------------------|-------------------------|
| <b>Rule number:</b>    | <b>R512-40</b>    | <b>Filing ID: 57775</b> |
| <b>Effective date:</b> | <b>08/10/2026</b> |                         |

#### 1. Agency Information

|                             |                                                      |
|-----------------------------|------------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services, Child and Family Services |
| <b>Building:</b>            | Multi-Agency State Office Building                   |
| <b>Street address:</b>      | 195 N 1950 W                                         |
| <b>City, state:</b>         | Salt Lake City, UT                                   |
| <b>Mailing address:</b>     | 120 N 1950 W                                         |
| <b>City, state and zip:</b> | Salt Lake City, UT 84116                             |

#### 2. Contact Persons

| <b>Name:</b>    | <b>Phone:</b> | <b>Email:</b>        |
|-----------------|---------------|----------------------|
| Corey Blythe    | 801-891-9068  | coblythe@utah.gov    |
| Steven Sullivan | 385-256-7094  | ssulliva@utah.gov    |
| Mariah Noble    | 385-214-1150  | mariahnoble@utah.gov |

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

#### 3. General Information

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|-----------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                                                                                         |                                                                                                                                                                                                                                                                      |
| R512-40. Identification, Home Studies, and Approval of Adoptive Families for Children in the Custody of Child and Family Services |                                                                                                                                                                                                                                                                      |
| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b>   |                                                                                                                                                                                                                                                                      |
| Section 80-2-302                                                                                                                  | Section 80-2-302 requires the Division of Child and Family Services (division) to make rules regarding abuse, neglect, and dependency proceedings.                                                                                                                   |
| Section 80-2-301                                                                                                                  | Under Section 80-2-301, the division has a responsibility to provide for a child in care, preferably to keep or return a child to their home. When that is not possible, the division has a responsibility to provide an alternative permanency option for the child |

#### C. 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.

#### D. 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 to establish criteria for recruitment of adoptive families, standards for conducting adoptive home studies, and requirements for approval of adoptive homes.

## FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

It additionally fulfills statutory requirements. Therefore, this rule should be continued.

As there were no comments in opposition to this rule, the division has not responded to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/08/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                |                         |
|---------------------|----------------|-------------------------|
| <b>Rule number:</b> | <b>R512-51</b> | <b>Filing ID: 55630</b> |
|---------------------|----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/10/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                                                      |
|-----------------------------|------------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services, Child and Family Services |
| <b>Building:</b>            | Multi-Agency State Office Building                   |
| <b>Street address:</b>      | 195 N 1950 W                                         |
| <b>City, state:</b>         | Salt Lake City, UT                                   |
| <b>Mailing address:</b>     | 195 N 1950 W                                         |
| <b>City, state and zip:</b> | Salt Lake City, UT 84116                             |

**2. Contact Persons**

| <b>Name:</b>    | <b>Phone:</b> | <b>Email:</b>        |
|-----------------|---------------|----------------------|
| Corey Blythe    | 801-891-9068  | coblythe@utah.gov    |
| Steven Sullivan | 385-256-7094  | ssulliva@utah.gov    |
| Mariah Noble    | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information**

|                                                                                                                                                                                            |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                                                                                                                                                  |
| R512-51. Fee Collection for Criminal Background Screening for Prospective Foster and Adoptive Parents and for Employees of Other Department of Health and Human Services Licensed Programs |

| B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions: |                                                                                                                                                    |
|--------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 80-2-302                                                                                                         | Section 80-2-302 requires the Division of Child and Family Services (division) to make rules regarding abuse, neglect, and dependency proceedings. |

**C. 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.

**D. 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 fulfills statutory requirements and enables the division to collect fees for processing criminal background screenings for prospective foster and adoptive parents of children in state custody and other adults in the home as well as, for employees of other licensed programs upon request of the Division of Licensing and Background Checks. Therefore, this rule should be continued.

As there were no comments in opposition to this rule, the division has not responded to any such comments.

#### 4. Agency Authorization Information

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/08/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

#### NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

|                        |                   |                         |
|------------------------|-------------------|-------------------------|
| <b>Rule number:</b>    | <b>R512-80</b>    | <b>Filing ID: 56038</b> |
| <b>Effective date:</b> | <b>08/10/2026</b> |                         |

#### 1. Agency Information

|                             |                                                      |
|-----------------------------|------------------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services, Child and Family Services |
| <b>Building:</b>            | Multi-Agency State Office Building                   |
| <b>Street address:</b>      | 195 N 1950 W                                         |
| <b>City, state:</b>         | Salt Lake City, UT                                   |
| <b>Mailing address:</b>     | 195 N 1950 W                                         |
| <b>City, state and zip:</b> | Salt Lake City, UT 84116                             |

#### 2. Contact Persons

| <b>Name:</b>    | <b>Phone:</b> | <b>Email:</b>        |
|-----------------|---------------|----------------------|
| Corey Blythe    | 801-891-9068  | coblythe@utah.gov    |
| Steven Sullivan | 385-256-7094  | ssulliva@utah.gov    |
| Mariah Noble    | 385-214-1150  | mariahnoble@utah.gov |

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

#### 3. General Information

|                                                        |
|--------------------------------------------------------|
| <b>A. Rule catchline:</b>                              |
| R512-80. Definitions of Abuse, Neglect, and Dependency |

| B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions: |                                                                                                                                                    |
|--------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 80-2-302                                                                                                         | Section 80-2-302 requires the Division of Child and Family Services (division) to make rules regarding abuse, neglect, and dependency proceedings. |

#### C. 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.

#### D. 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 this rule provides definitions used throughout Title R512, Health and Human Services, Child and Family Services. These definitions create clarity and consistency for terms used throughout this title and within the division. Therefore, this rule should be continued.

As there were no comments in opposition to this rule, the division has not responded to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/08/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |               |                         |
|---------------------|---------------|-------------------------|
| <b>Rule number:</b> | <b>R527-3</b> | <b>Filing ID: 57462</b> |
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|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/10/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                                              |
|-----------------------------|----------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services, Recovery Services |
| <b>Building:</b>            | Taylorville State Office Building            |
| <b>Street address:</b>      | 4315 S 2700 W                                |
| <b>City, state:</b>         | Taylorville, UT                              |
| <b>Mailing address:</b>     | PO Box 45033                                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84145-0033                |

**2. Contact Persons**

| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>        |
|--------------|---------------|----------------------|
| Jodi Witte   | 801-741-7417  | jwitte@utah.gov      |
| Casey Cole   | 801-741-7523  | cacole@utah.gov      |
| Mariah Noble | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information**

|                           |
|---------------------------|
| <b>A. Rule catchline:</b> |
| R527-3. Definitions       |

|                                                                                                                                 |                                                                                                                                                                             |
|---------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |                                                                                                                                                                             |
| Section 26B-1-202                                                                                                               | Section 26B-1-202 gives the Department of Health and Human Services (department) the authority to create rules necessary to carry out department responsibilities.          |
| Section 26B-9-108                                                                                                               | Section 26B-9-108 gives the Office of Recovery Services (ORS) the authority to adopt, amend, and enforce rules necessary to carry out its responsibilities under state law. |

**C. 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.

**D. 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 to provide the public with knowledge of commonly used terms and acronyms associated with the ORS and ORS programs, some of which are not available in statute. Therefore, this rule should be continued.

As there were no comments in opposition to this rule, the department did not respond to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/08/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R527-258</b> | <b>Filing ID: 55563</b> |
|---------------------|-----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/10/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                                              |
|-----------------------------|----------------------------------------------|
| <b>Title catchline:</b>     | Health and Human Services, Recovery Services |
| <b>Building:</b>            | Taylorsville State Office Building           |
| <b>Street address:</b>      | 4315 S 2700 W                                |
| <b>City, state:</b>         | Taylorsville, UT                             |
| <b>Mailing address:</b>     | PO Box 45033                                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84145-0033                |

**2. Contact Persons**

| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>        |
|--------------|---------------|----------------------|
| Jodi Witte   | 801-741-7417  | jwitte@utah.gov      |
| Casey Cole   | 801-741-7523  | cacole@utah.gov      |
| Mariah Noble | 385-214-1150  | mariahnoble@utah.gov |

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

**3. General Information**

|                                                                                                |
|------------------------------------------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                                                      |
| R527-258. Enforcing Child Support When the Obligor is an Ex-Prisoner or in a Treatment Program |

| <b>B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
|---------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 26B-1-202                                                                                                               | Section 26B-1-202 gives the Department of Health and Human Services (department) the authority to create rules necessary to carry out department responsibilities.                                                                                                                                                                                                                                                                                                              |
| Section 26B-9-108                                                                                                               | Section 26B-9-108 gives the Office of Recovery Services (ORS) the authority to adopt, amend, and enforce rules necessary to carry out ORS responsibilities under state law.                                                                                                                                                                                                                                                                                                     |
| Subsection 26B-9-219(1)                                                                                                         | Subsection 26B-9-219(1) allows ORS to establish support payment schedules for ex-prisoner obligors or obligors in or just released from a mental health or substance abuse treatment program and the conditions under which an obligor may contest a payment schedule.<br><br>This subsection also provides the basis for this rule in working with IV-A child support debts that may accrue during a period of incarceration or enrollment in an in-patient treatment program. |
| Section 26B-9-225                                                                                                               | Section 26B-9-225 requires ORS to issue a notice to a parent or legal guardian's employer to enroll a dependent child in the insurance plan available, which is available through the parent or legal guardian's employer, and to also provide notice to the parent or legal guardian about a notice sent to the employer.                                                                                                                                                      |
| 45 CFR 303.32                                                                                                                   | 45 CFR 303.32 provides the requirement for ORS to include private health insurance in new or modified orders for support and to establish written criteria to identify orders that do not address health care needs of children and enforce the provision of health care coverage for the children using the federally mandated National Medical Support Notice.                                                                                                                |

**C. 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.

**D. 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 for compliance with federal and state statutory requirements still in effect.

The payment schedule program, including the program providing for the discharge of the IV-A debt when support payments are made as required for the year following a noncustodial parent's incarceration or enrollment in a treatment program, continues to be beneficial from a child support perspective as well as, a corrections and rehabilitation perspective.

This rule also provides the procedures for ORS to set up payment schedules and clarifies that the federal National Medical Support Notice will be used to enroll a dependent child in the parent or legal guardian's health insurance plan through the parent or legal guardian's employer, even when the responsible parent has recently been incarcerated or in a treatment program. Therefore, this rule should be continued.

As there were no comments in opposition to this rule, the department did not respond to any such comments.

**4. Agency Authorization Information**

|                                           |                               |              |            |
|-------------------------------------------|-------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Tracy S. Gruber, Commissioner | <b>Date:</b> | 08/08/2026 |
|-------------------------------------------|-------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R714-164</b> | <b>Filing ID: 53703</b> |
|---------------------|-----------------|-------------------------|

|                        |                   |
|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/14/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Public Safety, Highway Patrol |
| <b>Building:</b>            | Calvin Rampton Building       |
| <b>Street address:</b>      | 4501 S 2700 W, 1st Floor      |
| <b>City, state:</b>         | Salt Lake City, UT 84119      |
| <b>Mailing address:</b>     | PO Box 141775                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-1775 |

**2. Contact Persons**

|              |               |                |
|--------------|---------------|----------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>  |
| Kim Gibb     | 801-556-8198  | kgibb@utah.gov |

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

**3. General Information**

|                                                                        |
|------------------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                              |
| R714-164. School Bus Inspection, Maintenance and Auditing Requirements |

**B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:**

|                              |                                                                                                                                                                                   |
|------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Subsection 53-8-211(2)(b)(i) | States that an education entity shall perform the safety inspections of a school bus that it operated in accordance with rules made by the Division of Highway Patrol (division). |
|------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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|-------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Subsection 53-8-211(2)(b)(ii) | Specifies that rules made by the division shall include provisions for:<br>a) maintaining school bus drivers' hours of service records;<br>b) requiring school bus drivers to maintain vehicle condition reports;<br>c) maintaining school bus maintenance and report records; and<br>d) validating that defects discovered during the inspection process have been corrected prior to returning a school bus to service. |
|-------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**C. 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 during the last five-year review of this rule.

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

Subsection 53-8-211(2)(b)(i) requires that education entities perform school bus safety inspections in accordance with rules made by the division, and Subsection 53-8-211(2)(b)(ii) specifies the provisions that shall be included in the rules.

This rule is necessary to comply with statutory requirements. Therefore, this rule should be continued.

**4. Agency Authorization Information**

|                                           |                                          |              |            |
|-------------------------------------------|------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Colonel Greg Holley, Utah Highway Patrol | <b>Date:</b> | 08/14/2026 |
|-------------------------------------------|------------------------------------------|--------------|------------|

**NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION**

|                     |                 |                         |
|---------------------|-----------------|-------------------------|
| <b>Rule number:</b> | <b>R714-560</b> | <b>Filing ID: 55552</b> |
|---------------------|-----------------|-------------------------|

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|------------------------|-------------------|
| <b>Effective date:</b> | <b>08/05/2026</b> |
|------------------------|-------------------|

**1. Agency Information**

|                             |                               |
|-----------------------------|-------------------------------|
| <b>Title catchline:</b>     | Public Safety, Highway Patrol |
| <b>Building:</b>            | Calvin Rampton Building       |
| <b>Street address:</b>      | 4501 S 2700 W, 1st Floor      |
| <b>City, state:</b>         | Taylorsville, UT              |
| <b>Mailing address:</b>     | PO Box 141775                 |
| <b>City, state and zip:</b> | Salt Lake City, UT 84114-1775 |

**2. Contact Persons**

|              |               |                |
|--------------|---------------|----------------|
| <b>Name:</b> | <b>Phone:</b> | <b>Email:</b>  |
| Kim Gibb     | 801-556-8198  | kgibb@utah.gov |

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

**3. General Information**

|                                                                                         |
|-----------------------------------------------------------------------------------------|
| <b>A. Rule catchline:</b>                                                               |
| R714-560. Technology and Equipment for Officer-Involved Critical Incident Investigation |

| B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions: |                                                                                                                                                                                                                                                             |
|--------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 53-1-121                                                                                                         | Requires the commissioner to make rules establishing a program with criteria and procedures for grant matching funds under Section 53-1-121 to law enforcement agencies to purchase technology or equipment meeting the criteria in Subsection 53-1-121(2). |

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

**C. 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.

**D. 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 required by Section 53-1-121 and is necessary to establish a program with criteria and procedures for grant matching funds under Section 53-1-121 to law enforcement agencies to purchase technology or equipment meeting the criteria in Subsection 53-1-121(2). Therefore, this rule should be continued.

**4. Agency Authorization Information**

|                                           |                                          |              |            |
|-------------------------------------------|------------------------------------------|--------------|------------|
| <b>Agency head or designee and title:</b> | Colonel Greg Holley, Utah Highway Patrol | <b>Date:</b> | 08/05/2026 |
|-------------------------------------------|------------------------------------------|--------------|------------|

**End of the Five-Year Notices of Review and Statements of Continuation Section**

## NOTICES OF RULE EFFECTIVE DATES

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

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

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

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### Agriculture and Food

#### Specialized Products

No. 58044 (Amendment) R66-3: Quality Assurance Testing on Cannabis

Published: 07/01/2026

Effective: 08/07/2026

No. 58045 (Amendment) R66-6: Home Delivery and Courier

Published: 07/01/2026

Effective: 08/07/2026

No. 58088 (Amendment) R66-30: Industrial Hemp Program - Cannabinoid Product Processors

Published: 07/15/2026

Effective: 08/21/2026

No. 58089 (Amendment) R66-31: Industrial Hemp Cannabinoid Product Testing

Published: 07/15/2026

Effective: 08/21/2026

No. 58090 (Amendment) R66-34: Industrial Hemp Retailer Permit

Published: 07/15/2026

Effective: 08/21/2026

No. 58091 (Amendment) R66-35: Cannabinoid Product Registration and Labeling

Published: 07/15/2026

Effective: 08/21/2026

### Alcoholic Beverage Services

#### Administration

No. 57999 (Repeal and ReadoptA) R82-9: Event Permits

Published: 06/01/2026

Effective: 08/06/2026

### Commerce

#### Professional Licensing

No. 58032 (Amendment) R156-61: Psychologist Licensing Act Rule

Published: 07/01/2026

Effective: 08/07/2026

## NOTICES OF RULE EFFECTIVE DATES

No. 58036 (Amendment) R156-72: Acupuncture Licensing Act Rule  
Published: 07/01/2026  
Effective: 08/07/2026

### Education

#### Administration

No. 58054 (Amendment) R277-100: Definitions for Utah State Board of Education Rules  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58055 (Amendment) R277-317: Incentives for National Board Certification  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58056 (Amendment) R277-326: Early Literacy Coaches  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58057 (Amendment) R277-328: Equal Opportunity in Education  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58058 (Amendment) R277-404: Requirements for Assessments of Student Achievement  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58059 (Amendment) R277-407: School Fees  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58060 (Amendment) R277-419: Pupil Accounting  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58061 (Amendment) R277-477: Distributions of Funds from the Trust Distribution Account and Administration of the School LAND Trust Program  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58062 (Amendment) R277-484: Data Standards  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58063 (Amendment) R277-605: Coaching Standards and Athletic Clinics  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58064 (Amendment) R277-607: Absenteeism and Truancy Prevention  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58065 (Amendment) R277-625: Mental Health Screeners  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58066 (Amendment) R277-632: Funding for At-Risk Students and Students Learning English  
Published: 07/01/2026  
Effective: 08/07/2026

No. 58051 (New Rule) R277-634: Grants and Scholarships  
 Published: 07/01/2026  
 Effective: 08/07/2026

No. 58067 (Amendment) R277-705: Secondary School Completion and Diplomas  
 Published: 07/01/2026  
 Effective: 08/07/2026

No. 58068 (Amendment) R277-726: Statewide Online Education Program  
 Published: 07/01/2026  
 Effective: 08/07/2026

No. 58069 (Amendment) R277-801: Services for Students who are Deaf, Hard of Hearing, Blind, visually Impaired, and Deaf-Blind  
 Published: 07/01/2026  
 Effective: 08/07/2026

No. 58070 (Amendment) R277-911: Secondary Career and Technical Education  
 Published: 07/01/2026  
 Effective: 08/07/2026

No. 58053 (Repeal) R277-916: College and Career Awareness  
 Published: 07/01/2026  
 Effective: 08/07/2026

No. 58052 (New Rule) R277-917: Gold Medal Schools Pilot Program  
 Published: 07/01/2026  
 Effective: 08/07/2026

No. 58071 (Amendment) R277-923: American Indian and Alaskan Native Education State Plan Programs  
 Published: 07/01/2026  
 Effective: 08/07/2026

#### Environmental Quality

##### Drinking Water

No. 57930 (Amendment) R309-220: Monitoring and Water Quality: Public Notification Requirements  
 Published: 05/15/2026  
 Effective: 08/26/2026

No. 57929 (Amendment) R309-225: Monitoring and Water Quality: Consumer Confidence Reports  
 Published: 05/15/2026  
 Effective: 08/26/2026

No. 57963 (Repeal and Reenact) R309-400: Improvement Priority System and Public Water System Ratings  
 Published: 05/15/2026  
 Effective: 08/25/2026

#### Health and Human Services

##### Population Health, Environmental Health

No. 57953 (Amendment) R392-304: Artificial Swimming Lagoons  
 Published: 05/15/2026  
 Effective: 08/03/2026

No. 57954 (Amendment) R392-701: Body Art Facility Sanitation  
 Published: 05/15/2026  
 Effective: 08/03/2026

NOTICES OF RULE EFFECTIVE DATES

Higher Education (Utah Board of)

Administration

No. 58072 (New Rule) R765-135: Legal Services for Utah System of Higher Education Degree-Granting Institutions

Published: 07/01/2026

Effective: 08/12/2026

No. 58043 (Amendment) R765-606: USHE Employee Partner Scholarship

Published: 07/01/2026

Effective: 08/12/2026

Natural Resources

State Parks

No. 58049 (Amendment) R651-612: Veterans with Disabilities Honor Pass

Published: 07/01/2026

Effective: 08/12/2026

Forestry, Fire and State Lands

No. 58073 (Repeal and Reenact) R652-121: Wildland Fire Suppression Fund

Published: 07/15/2026

Effective: 08/24/2026

No. 58074 (Repeal and Reenact) R652-122: Cooperative Agreements

Published: 07/01/2026

Effective: 08/11/2026

Wildlife Resources

No. 58075 (Amendment) R657-4: Possession and Release of Pen-Reared Birds

Published: 07/15/2026

Effective: 08/22/2026

No. 58081 (Amendment) R657-24: Compensation for Mountain Lion, Bear, Wolf or Eagle Damage

Published: 07/15/2026

Effective: 08/22/2026

No. 58082 (Amendment) R657-28: Use of Division Lands

Published: 07/15/2026

Effective: 08/22/2026

No. 58080 (Amendment) R657-37: Cooperative Wildlife Management Units for Big Game or Turkey

Published: 07/15/2026

Effective: 08/22/2026

No. 58076 (Amendment) R657-42: Fees, Exchanges, Surrenders, Refunds, and Reallocation of Wildlife Documents

Published: 07/15/2026

Effective: 08/22/2026

No. 58077 (Amendment) R657-54a: Taking Wild Turkey

Published: 07/15/2026

Effective: 08/22/2026

No. 58078 (Amendment) R657-65: Urban Deer Control

Published: 07/15/2026

Effective: 08/22/2026

No. 58079 (Amendment) R657-69: Turkey Depredation

Published: 07/15/2026

Effective: 08/22/2026

No. 58083 (New Rule) R657-75: Wildlife Consultation Procedure for Utility Scale Renewable Energy Facilities

Published: 07/15/2026

Effective: 08/22/2026

Tax Commission

Administration

No. 58047 (Amendment) R861-1A-32: Mediation Process Pursuant to Utah Code Section 63G-4-102

Published: 07/01/2026

Effective: 08/13/2026

Auditing

No. 58048 (Amendment) R865-19S-43: Sales to or by Religious and Charitable Institutions Pursuant to Utah Code Ann. Section 59-12-104

Published: 07/01/2026

Effective: 08/13/2026

**End of the Notices of Rule Effective Dates Section**