UTAH STATE DIGEST

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
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Sunnie Burningham, Managing Editor

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

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

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

Office of Administrative Rules, Salt Lake City 84114

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EDITOR'S NOTES

EDITOR'S NOTE

Public Hearing for Rule R156-4a, ID 58296

The Office of Administered Rules (OAR) was notified on 10/16/2026 of missing information for the public hearing for Rule R156-4a, ID 58296, that was published in the October 15, 2026, issue, pages 8 to 18, of the Utah State Bulletin.

The date and time of the public hearing was omitted from the rule analysis form. The hearing will be on 11/05/2026 at 11:00 AM. Below is the information needed to attend physically or virtually.

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:	11/16/2026

B. A public hearing (optional) will be held (The public may request a hearing by submitting a written request to the agency, as outlined in Section 63G-3-302 and Rule R15-1.)**:**		
Date:	**Time:**	**Place** (physical address or URL)**:**
11/05/2026	11:00 AM	Anchor Meeting Location: Heber M Wells Building Room 402 160 E 300 S Salt Lake City, UT Google Meet joining info: Video call link: https://meet.google.com/qyr-rvcq-edn Or dial: (US) +1 260-215-6455 PIN: 217 815 599# More phone numbers: https://tel.meet/qyr-rvcq-edn?pin=2112834373143

If there are any questions, please send them to rulesonline@utah.gov.

EDITOR'S NOTE

Public Hearing for Rule R909-19, ID 58219

The Utah Department of Transportation (UDOT), Division of Motor Carrier is holding a public hearing on the proposed amendment to Rule R909-19, Safety Regulations for Tow Truck Operations – Tow Truck Requirements for Equipment, Operation, and Certification, that was published under ID 58219 in the October 1, 2026, issue, pages 243 to 255, of the Utah State Bulletin.

Hearing Information:
Date: Tuesday, 11/03/2026
Time: 2:00 PM to 3:30 PM

In Person Location:
Calvin Rampton Complex
4501 S 2700 W
First Floor, Redwood A Conference Room
Taylorsville, UT

Electronic Means:
meet.google.com/qgy-ezwi-xac
Phone Numbers: (US)+1 510-957-3389
PIN: 371 176 252#

UDOT has also extended the public comment period from 11/02/2026 through 11/09/2026.

If there are any questions, contact Leif Elder at phone number 801-580-8296 or email at lelder@utah.gov.

End of the Editor's Notes Section

EXECUTIVE DOCUMENTS

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.

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 14th Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 21st day of October 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 20th day of October 2026.

(State Seal)

Spencer J. Cox
Governor

ATTEST:

Deidre M. Henderson
Lieutenant Governor

2026-14E

End of the Executive Documents Section

NOTICES OF
PROPOSED RULES

A state agency may file a **PROPOSED RULE** when it determines the need for a substantive change to an existing rule. With a **NOTICE OF PROPOSED RULE**, an agency may create a new rule, amend an existing rule, repeal an existing rule, or repeal an existing rule and reenact a new rule. Filings received between October 02, 2026, 12:00 a.m., and October 15, 2026, 11:59 p.m. are included in this, the November 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 December 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 March 02, 2027, the agency may notify the Office of Administrative Rules that it wants to make the **PROPOSED RULE** effective. The agency sets the effective date. The date may be no fewer than seven calendar days after the close of the public comment period nor more than 120 days after the publication date of this issue of the *Utah State Digest*. Alternatively, the agency may file a **CHANGE IN PROPOSED RULE** in response to comments received. If the Office of Administrative Rules does not receive a **NOTICE OF EFFECTIVE DATE** or a **CHANGE IN PROPOSED RULE**, the **PROPOSED RULE** lapses.

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

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

The Proposed Rules Begin on the Following Page

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Repeal	**Filing ID: 58363**
Rule or section number:	**R17-8**

1. Agency Information

Title catchline:	Government Operations, Archives and Records Service
Building:	Rio Grande Building
Street address:	346 S Rio Grande St
City, state:	Salt Lake City, UT

2. Contact Persons

Name:	**Phone:**	**Email:**
Rebekkah Shaw	385-386-1955	rshaw@utah.gov
Kendra Yates	801-531-3856	kendrayates@utah.gov

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

3. General Information

A. Rule or section catchline:
R17-8. Application of Microfilm Standards
B. Purpose of the new rule or reason for the change:
Microfilming records for retention purposes is no longer best practice for records preservation. Microfilm is no longer readily available.
C. Summary of the new rule or change:
This filing repeals this rule in its entirety.

5. Fiscal Information

Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is no cost impact. Microfilm is no longer in use so repealing this rule has no anticipated savings or impact on current Division of Archives and Records Service (division) practices.
B. Local governments:
There is no cost impact. Microfilm is no longer in use so repealing this rule has no anticipated savings or impact on current division practices.
C. Small businesses ("small business" means a business employing 1-49 persons)**:**
There is no cost impact. Microfilm is no longer in use so repealing this rule has no anticipated savings or impact on current division practices.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
There is no cost impact. Microfilm is no longer in use so repealing this rule has no anticipated savings or impact on current division 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***)**:**

There is no cost impact. Microfilm is no longer in use so repealing this rule has no anticipated savings or impact on current division practices.
F. Compliance costs for affected persons:
There is no cost impact. Microfilm is no longer in use so repealing this rule has no anticipated savings or impact on current division 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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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-12-104		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Kenneth Williams, Division Director, State Archivist	**Date:**	09/29/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58349**
Rule or section number:	**R23-1**

1. Agency Information

Title catchline:	Government Operations, Facilities Construction and Management
Building:	Taylorsville State Office Building
Street address:	4315 S 2700 W, 3rd Floor
City, state:	Taylorsville, UT
Mailing address:	PO Box 141160
City, state and zip:	Salt Lake City, UT 84114-1160

2. Contact Persons

Name:	**Phone:**	**Email:**
Mike Kelley	801-957-7239	mkelley@agutah.gov

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

3. General Information

A. Rule or section catchline:

R23-1. Procurement Rules with Numbering Related to the Procurement Code

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

HB 508 passed in the 2026 General Session, now codified at Section 63G-6a-1103, removed the requirement that the Division of Facilities Construction and Management (DFCM) obtain performance and payment bonds but may require a performance bond, payment bond or both if DFCM determines that the bond is necessary to protect DFCM from financial loss or performance risk.

The amendment to Rule R23-1, specifically the addition of Section R23-1-1103, sets forth the factors DFCM will consider in determining if a bond is necessary to protect DFCM from financial loss or performance risk.

C. Summary of the new rule or change:

The amendment to Rule R23-1, specifically the addition of Section R23-1-1103, sets forth the factors DFCM will consider in determining if a bond is necessary to protect DFCM from financial loss or performance risk.

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 508 (2026 General Session)

5. Fiscal Information

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

A. State budget:

None. Any cost or savings on the state budget are the result of Section 63G-6a-1103 exempting DFCM from the requirement of obtaining a performance bond and payment bond unless DFCM determines bonds are necessary to protect DFCM from financial loss or performance risk, and not from implementation of that exemption in Section R23-1-1103.

The Fiscal Note attached to HB 508 (2026) noted that: "[i]nasmuch as a capital development project comes in under budget, the excess funds could be deposited into the General Fund or the Income Tax Fund. The exact amount is unknown."

B. Local governments:

None. Any cost or savings on local governments are the result of Section 63G-6a-1103 exempting DFCM from the requirement of obtaining a performance bond and payment bond unless DFCM determines bonds are necessary to protect DFCM from financial loss or performance risk, and not from implementation of that exemption in Section R23-1-1103.

The Fiscal Note attached to HB 508 (2026) found no direct, measurable costs to local governments.

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

None. Any cost or savings on small businesses are the result of Section 63G-6a-1103 exempting DFCM from the requirement of obtaining a performance bond and payment bond unless DFCM determines bonds are necessary to protect DFCM from financial loss or performance risk, and not from implementation of that exemption in Section R23-1-1103.

The Fiscal Note attached to HB 508 (2026) found no direct expenditures from tax or fee changes for Utah residents and businesses.

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

None. Any cost or savings on non-small businesses are the result of Section 63G-6a-1103 exempting DFCM from the requirement of obtaining a performance bond and payment bond unless DFCM determines bonds are necessary to protect DFCM from financial loss or performance risk, and not from implementation of that exemption in Section R23-1-1103.

The Fiscal Note attached to HB 508 (2026) found no direct expenditures from tax or fee changes for Utah residents and 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***)**:**

None. Any cost or savings to persons other than small businesses, non-small businesses and state or local government entities are the result of Section 63G-6a-1103 exempting DFCM from the requirement of obtaining a performance bond and payment bond unless DFCM determines bonds are necessary to protect DFCM from financial loss or performance risk, and not from implementation of that exemption in Section R23-1-1103.

The Fiscal Note attached to HB 508 (2026) found no direct expenditures from tax or fee changes for Utah residents and businesses.

F. Compliance costs for affected persons:

None. Any cost or savings in compliance costs for affected persons are the result of Section 63G-6a-1103 exempting DFCM from the requirement of obtaining a performance bond and payment bond unless DFCM determines bonds are necessary to protect DFCM from financial loss or performance risk, and not from implementation of that exemption in Section R23-1-1103.

The Fiscal Note attached to HB 508 (2026) found that enactment of this legislation will not change the regulatory burden for Utah residents or businesses.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**FY2027**	**FY2028**	**FY2029**	**FY2030**	**FY2031**
State Budget	inestimable	inestimable	inestimable	inestimable	inestimable
Local Governments	$0	$0	$0	$0	$0
Small Businesses	$0	$0	$0	$0	$0
Non-Small Businesses	$0	$0	$0	$0	$0
Other Persons	$0	$0	$0	$0	$0
Total Fiscal Benefits	**inestimable**	**inestimable**	**Inestimable**	**inestimable**	**inestimable**
Net Fiscal Benefits	**inestimable**	**inestimable**	**inestimable**	**inestimable**	**inestimable**

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:

Subsection 63A-5b-305(2)(c)	Subsection 63G-6a-1103(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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Andy Marr, Director	**Date:**	10/14/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: New	**Filing ID: 58329**
Rule or section number:	**R23-35**

1. Agency Information

Title catchline:	Government Operations, Facilities Construction and Management
Building:	Taylorsville State Office Building
Street address:	4315 S 2700 W, 3rd Floor
City, state:	Taylorsville, UT
Mailing address:	PO Box 141160
City, state and zip:	Salt Lake City, UT 84114-1160

2. Contact Persons

Name:	Phone:	Email:
Mike Kelley	801-957-7239	mkelley@agutah.gov

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

3. General Information

A. Rule or section catchline:

R23-35. Public School Construction Oversight

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

SB 164, now codified at Sections 63A-5b-1201 through 63A-5b-1222, gives the Division of Facilities Construction and Management (DFCM) responsibility for oversight of public school construction throughout the State.

Subsection 63A-5b-1222(1)(a) states: "[b]efore January 1, 2027, [DFCM] shall ... in accordance with Title 63G,Chapter 3, Utah Administrative Rulemaking Act, adopt comprehensive rules implementing this part...."

C. Summary of the new rule or change:

As directed by Section 63A-5b 1202, the new rule establishes comprehensive standards for public school construction that include:
1) minimum and maximum real property requirements;
2) cost per square foot parameters;
3) building material quality and cost standards;
4) parking and access requirements;
5) standardized cost reporting requirements;
6) mandatory plan review and approval procedures;
7) qualified reviewer certification requirements;
8) a process for permitting of public school construction in accordance with Section 63A-5b-1218;
9) a process for a school district to report project related issues;
10) other construction related requirements;
11) transition and replacement of existing State Board of Education rules related to school construction;
12) facility condition assessment requirements, including:
i) frequency of assessments;
ii) qualifications for third-party engineering firms conducting assessments;
iii) standardized assessment methodologies; and
iv) reporting and database requirements;
13) building maintenance standards for public school facilities;
14) building commissioning requirements, including:
i) commissioning scope and procedures;
ii) qualified commissioning agent requirements;
iii) functional performance testing standards;
iv) commissioning documentation and closeout requirements; and
v) ongoing commissioning for major building systems;
15) construction delivery method criteria and approval procedures consistent with Section 63G-6a-1302;
16) construction manager or general contractor use restrictions and oversight requirements in accordance with Subsections 63G-6a-1302(4) and (5);
17) factors to be considered in selecting appropriate delivery methods under Subsection 63G-6a-1302(3);
18) standards for school district coordination with municipalities and counties regarding school siting, traffic impacts, and site safety considerations; and
19) cost matrix establishment and application, including:
i) cost per square foot parameters by building type and region;
ii) allowable cost ranges and variance thresholds;
iii) factors for adjusting costs based on project complexity;
iv) pre-construction approval procedures and timelines; and
v) appeal procedures for cost matrix determinations.

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 164 (2026 General Session)

5. Fiscal Information

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

A. State budget:

Costs or savings to the state budget are the result of the legislation mandating this rule, not of the resultant rule.

As stated in the Fiscal Note attached to SB 164 (2026):
Enactment of this legislation could generate ongoing revenue beginning in FY 2027 to the Public School Construction Oversight Restricted Account created in this bill from fees or penalties paid by school districts to DFCM for their services.

The bill directs DFCM to develop and set these fees according to rule and subject to approval by a rate committee.

The proposed rates would be as follows:
1) projects with a budget of $0 - $99,999, 2% (max $2,000);
2) projects with a budget of $100,000 - $499,999, $2,000 + .18% over $100,000 ($2,700 max);
3) projects with a budget of $500,000 - $2,499,999, $2,700 + .18% over $500,000 ($6,300 max);
4) projects with a budget of $2,500,000 - $9,999,999, $6,300 + .15% over $2,500.000 ($21,300 max);
5) projects with a budget of $10,000,000 - $49,999,999, $21,300 + .13% over $10,000,000 ($52,000 max); and
6) projects with a budget of greater than $50,000,000, $52,000 + .11% over $50,000,000 ($107,000 max).

Revenues collected by DFCM for managing projects will vary based on the size of the project and the services provided. Based on prior construction expenditures for school districts, revenue to the new fund could be $1,400,900 in FY 2027.

Enactment of this legislation could cost the Department of Government Operations $900 one-time in FY 2026 and $1,900 ongoing in FY 2027, both from the General Fund, for costs related to creating and maintaining the restricted account proposed in this bill.

Enactment of this legislation could also cost DFCM $1,400,900 ongoing beginning in FY 2027 from the Public School Construction Oversight Restricted Account for costs related to oversight of local school district building projects.

B. Local governments:

Costs or savings to local governments are the result of the legislation mandating this rule, not of the resultant rule.

As stated in the Fiscal Note attached to SB 164 (2026):
Enactment of this legislation could increase costs for Local Education Agencies (LEAs) to the extent they use DFCM project managers for their construction projects and pay construction oversight fees set by DFCM based on the level of services used, which in aggregate could be $1,400,900 beginning in FY 2027.

Penalties in the legislation range from $1,000 to $25,000.

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

None. Costs or savings to small businesses, if any, would be the result of the legislation mandating this rule, not of the resultant rule, and in any case, the Fiscal Note attached to SB 164 (2026) identified no costs or savings to small businesses.

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

None. Costs or savings to non-small businesses, if any, would be the result of the legislation mandating this rule, not of the resultant rule, and in any case, the Fiscal Note attached to SB 164 (2026) identified no costs or savings to non-small businesses.

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

None. Costs or savings to persons other than small businesses, non-small businesses, state, or local government entities, if any, would be the result of the legislation mandating this rule, not of the resultant rule, and in any case, the Fiscal Note attached to SB 164 (2026) found no costs or savings to small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

Costs or savings in compliance costs for affected persons are the result of the legislation mandating the rule, not of the resultant rule.

As stated in the Fiscal Note attached to SB 164 (2026):
Enactment of this legislation could result in a small increase in the regulatory burden for Utah residents or businesses.

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	See 5A above	inestimable	inestimable	inestimable	inestimable
Local Governments	See 5B above	inestimable	inestimable	inestimable	inestimable
Small Businesses	$0	$0	$0	$0	$0
Non-Small Businesses	$0	$0	$0	$0	$0
Other Persons	$0	$0	$0	$0	$0
Total Fiscal Cost	See 5A&B above	inestimable	**$** inestimable	inestimable	inestimable
Fiscal Benefits	**FY2027**	**FY2028**	**FY2029**	**FY2030**	**FY2031**
State Budget	See 5A above	inestimable	inestimable	inestimable	inestimable
Local Governments	$0	inestimable	inestimable	inestimable	inestimable
Small Businesses	$0	$0	$0	$0	$0
Non-Small Businesses	$0	$0	$0	$0	$0
Other Persons	$0	$0	$0	$0	$0
Total Fiscal Benefits	**See 5A above.**	inestimable	inestimable	inestimable	inestimable
Net Fiscal Benefits	**$0**	inestimable	inestimable	inestimable	inestimable

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:

Subsection 63A-5b-305(2)(c)	Subsection 63G-6a-1202(1)	Subsection 63G-6a-1222(1)(a)

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:	12/01/2026

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)	01/01/2027

13. Agency Authorization Information

Agency head or designee and title:	Andy Marr, Director	**Date:**	10/09/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: New	**Filing ID: 58331**
Rule or section number:	**R66-40**

1. Agency Information

Title catchline:	Agriculture and Food, Specialized Products
Building:	TSOB, South Bldg, Floor 2
Street address:	4315 S 2700 W
City, state:	Taylorsville, UT 84129
Mailing address:	PO Box 146500
City, state and zip:	Salt Lake City, UT 84114-6500

2. Contact Persons

Name:	**Phone:**	**Email:**
Amber Brown	385-245-5222	ambermbrown@utah.gov
Brandon Forsyth	801-710-9945	bforsyth@utah.gov
Trevor Eckhoff	385-549-9937	teckhoff@utah.gov

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

3. General Information

A. Rule or section catchline:

R66-40. Specialized Product Retailer License

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

The purpose of this filing is to establish standards for specialized product retailer licenses as required by Section 4-45a-105 and HB 385, Specialized Product Sales Amendments, passed in the 2026 General Session.

C. Summary of the new rule or change:

This filing:
1) assists in the implementation of Title 4, Chapter 45a, as required by Section 4-45a-105;
2) establishes how a person can apply for and renew a specialized product retailer license in Section R66-40-3;
3) establishes the Department of Agriculture and Food's (department) ability to inspect and require certain records from a specialized product retailer in Section R66-40-4'
4) establishes the department's ability to sample and test a specialized product from a specialized product retailer in Section R66-40-5;
5) provides information the department requires for a specialized product to be sold in Section R66-40-6; and
6) establishes department-created education on specialized products and identifying generally recognized as safe ingredients in Section R66-40-7.

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 385 (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 result in fiscal impact on the state's budget because the department already licenses and inspects specialized product retailers, per statute.
B. Local governments:
This filing is not anticipated to result in fiscal impact on local governments because they do not issue specialized product retailer licenses.
C. Small businesses ("small business" means a business employing 1-49 persons)**:**
This filing may cause minimal impact on small businesses because the department may sample a specialized product at no charge per Section 4-1-105 and Subsection 4-45a-104(3). However, sampling is not universal and is conducted in specific circumstances.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
This filing may cause minimal impact on non-small businesses because the department may sample a specialized product at no charge per Section 4-1-105 and Subsection 4-45a-104(3). However, sampling is not universal and is conducted in specific circumstances.
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 result in fiscal impact on other persons because it only applies to specialized product retailers and the department.
F. Compliance costs for affected persons:
Compliance costs are not changing.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Agriculture and Food, Kelly Pehrson, 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 4-45a-105		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Kelly Pehrson, Commissioner	**Date:**	10/14/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58352**
Rule or section number:	**R156-37**

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 84111
Mailing address:	PO Box 146741
City, state and zip:	Salt Lake City, UT 84114-6741

2. Contact Persons

Name:	**Phone:**	**Email:**
Lauren Harvey	801-530-6654	laureneharvey@utah.gov

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

3. General Information

A. Rule or section catchline:
R156-37. Utah Controlled Substances Act Rule
B. Purpose of the new rule or reason for the change:
The Division of Professional Licensing (Division) in collaboration with the Utah Bureau of Emergency Medical Services within the Utah Department of Public Safety is filing these amendments in accordance with statutory changes made by HB 402, EMS Controlled Substance Licensing Amendments, in the 2026 General Session.

HB 402 (2026) created a controlled substance license for an emergency medical services agency and authorized the Division to make rules relating to the licensing and control of the distribution, dispensing, and administration of controlled services by an emergency medical services agency.

C. Summary of the new rule or change:

Section R156-37-101 is amended to conform the catchline to Division standards and update the catchline and citations in accordance with the controlled substance recodification enacted by HB 301 in the 2026 General session.

Section R156-37-102 is amended to add definitions for "EMS Agency", "Responsible individual", "Self-audit", and "Stationhouse", updates citations, and renumbers to accommodate the new definitions.

Section R156-37-301 is amended to add that the Division may issue a controlled substance license to an EMS agency that is licensed in good standing with the Utah Bureau of Emergency Medical Services and the license must be associated with a single registered address. This section is also amended to update citations and renumber.

Section R156-37-302 is amended to identify the application requirements for an EMS Agency controlled substance license and notes the Division may review an application with the Bureau of Emergency Medical Services. This section is also amended to update citations and renumber.

Section R156-37-305 is amended to update citations, and to add the requirement that an EMS Agency controlled substance licensee must maintain active licensure with the Bureau of Emergency Medical Services in good standing.

Section R156-37-306 is amended to shorten the catchline, update citations, and to except from the licensure requirement an EMS Agency that is operating under a hospital DEA registration under 21 USC 823(k)(3).

Section R156-37-307 is added to establish the renewal and reinstatement procedures for EMS Agency controlled substance licensees, and the notification requirements for changes in address, email address, or responsible individual.

Section R156-37-401 is amended to include a subsection that establishes the applicable disciplinary proceedings for EMS Agency controlled substance licensees. This section is also rewritten for clarity.

Section R156-37-402 is amended to update citations.

Section R156-37-502 is amended to update citations and rewrite language for clarity.

Section R156-37-601 is amended to include a subsection that establishes a self-audit requirement for EMS Agency controlled substance licensees and is renumbered to accommodate this new subsection.

Section R156-37-602 is amended to update language for clarity and renumber.

Section R156-37-603 is amended to update citations and update language and structure for clarity.

Section R156-37-605 is amended to update citations.

Section R156-37-607 is amended to update citations and clarify the mechanism for surrendering a license.

Section R156-37-608 is amended to update citations.

Section R156-37-609 is amended to update citations.

Section R156-37-610 is amended to update citations.
Section R156-37-611 is added to establish the EMS Agency requirements for distributing, dispensing, and administering controlled substances, in accordance with the federal requirements.

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 301 (2026 General Session); HB 402 (2026 General Session)

5. Fiscal Information

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

A. State budget:

The Division does not anticipate any fiscal impact to the state budget beyond that determined by the fiscal note for HB 402, at https://le.utah.gov/~2026/bills/static/HB0402.html, because the proposed amendments are made in accordance with the statutory changes and requirements of HB 402 (2026) or they reorganize, streamline, and update this rule to provide more utility to existing controlled substance licensees and EMS Agencies who will be applying for licensure and subsequently licensed under this statute and rule.

B. Local governments:

The Division does not anticipate any fiscal impact to local governments beyond that determined by the fiscal note for HB 402, at https://le.utah.gov/~2026/bills/static/HB0402.html, because the proposed amendments are made in accordance with the statutory changes and requirements of HB 402 (2026) or they reorganize, streamline, and update this rule to provide more utility to existing controlled substance licensees and EMS Agencies who will be applying for licensure and subsequently licensed under this statute and rule.

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

There are approximately 128 small businesses in Utah that may perform the functions of EMS agencies (combined NAICS codes 621910, 621493, and 622110).

However, the proposed amendments are not expected to have any measurable impact on small businesses' revenues or expenditures beyond that determined by the fiscal note for HB 402 (2026) because the amendments implement the new license and the statutory changes enacted by HB 402 (2026) and reorganize, streamline, and update this rule to provide more utility to existing controlled substance licensees and EMS agencies who will be applying for licensure and subsequently licensed under this statute and rule.

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

There are approximately 53 non-small businesses in Utah that may perform the functions of EMS agencies (combined NAICS codes 621910, 621493, and 622110).

However, the proposed amendments are not expected to have any measurable impact on non-small businesses' revenues or expenditures beyond that determined by the fiscal note for HB 402 (2026) because the amendments implement the new license and the statutory changes enacted by HB 402 (2026) and reorganize, streamline, and update this rule to provide more utility to existing controlled substance licensees and EMS agencies who will be applying for licensure and subsequently licensed under this statute and rule.

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

There are approximately 801 locations in Utah that may be required to obtain a controlled substance license according to the fiscal note for HB 402 (2026).

However, the Division does not anticipate any additional cost or savings from these proposed amendments beyond that determined by the fiscal note for HB 402 (2026) to these persons or to additional persons other than small businesses, non-small businesses, the state, or local government entities, because the amendments implement the new license and the statutory changes enacted by HB 402 (2026) and reorganize, streamline, and update this rule to provide more utility to existing controlled substance licensees and EMS agencies who will be applying for licensure and subsequently licensed under this statute and rule.

F. Compliance costs for affected persons:

As described in Box 5E for other persons, no compliance costs are expected for affected persons beyond that determined by the fiscal note for HB 402 (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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Commerce, Margaret W. 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 58-1-106(1)(a)	Subsection 58-1-202(1)(a)	Section 58-37-105

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*)**:**	
Official Title of Materials Incorporated (from title page)	21 USC 823(k)
Publisher	U.S. Code
Issue Date	December 2, 2022

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:	12/01/2026

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.)**:**		
Date:	**Time:**	**Place** (physical address or URL)**:**
11/24/2026	12:00 PM	Anchor Meeting Location: Heber M Wells Building

		Room 402 160 E 300 S Salt Lake City, UT Google Meet joining info: Video call link: https://meet.google.com/caz-kqzk-jtz Or dial: (US) +1 405-277-8839 PIN: 215 641 334# More phone numbers: https://tel.meet/caz-kqzk-jtz? pin=4836561669726

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Deborah Blackburn, Assistant Director	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58330**
Rule or section number:	**R156-41**

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 84111
Mailing address:	PO Box 146741
City, state and zip:	Salt Lake City, UT 84114-6741

2. Contact Persons

Name:	**Phone:**	**Email:**
Lisa Martin	801-530-7632	lmartin@utah.gov

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

3. General Information

A. Rule or section catchline:
R156-41. Speech-Language Pathology and Audiology Licensing Act Rule
B. Purpose of the new rule or reason for the change:
The Division of Professional Licensing (Division) in collaboration with the Utah Speech Language Pathologist and Audiologist Licensing Board is filing these amendments in accordance with statutory changes made by HB 374, Speech, Language, and Hearing Occupations Licensing Amendments, passed in the 2026 General Session. HB 374 (2026) created an alternative path for licensure as an audiologist and as a speech-language pathologist, repealed the credentialing through the State Board of Education pathway, and added language about invasive procedures.

The proposed amendments also align the rule with the Office of Administrative Rules (OAR) drafting requirements and Division standards.

C. Summary of the new rule or change:

Section R156-41-101 is amended to conform the introductory section to Division standards.

Section R156-41-102 is amended to remove the definitions of "audio electronic equipment," "clinical externship," "evoked potentials evaluation," "legal holder of an AuD in audiology," "professional training," "substitute supervisor," and "supervision" because these phrases were either no longer used in statute or rule or the phrases were defined and clarified in statute.

The proposed amendments add definitions of "electrophysiologic measurements of neural function" and "non-operative" to clarify what activities may be included in that definition and to clarify the limitations on invasive procedures respectively.

The proposed amendments also conform the section to Division and OAR standards.

Section R156-41-103 is removed as it was added to Section R156-41-101.

Section R156-41-104 is removed as it was added to Section R156-41-101.

Section R156-41-302a is removed because the requirements are more clearly spelled out in a new section.

Section R156-41-301 is added to enumerate the qualifications for licensure as an audiologist and speech-language pathologist required by statutory changes in the same section.

Section R156-41-302 is added to enumerate the requirements a speech-language pathologist must meet to be able to perform invasive procedures as defined in Subsection 58-41-101(12)(a).

Section R156-41-303 is added to combine the existing renewal and reinstatement language in the rule with subsections explaining the process for those credentialed by the State Board of Education to become licensed by the Division.

Section R156-41-304a (was sections R156-41-302b and R156-41-302c) is amended to add a requirement that a supervisor have completed at least two hours of supervisor/preceptor training and to conform the section to OAR and Division standards.

Section R156-41-305 (was Section R156-41-304) is amended to conform the section to Division and OAR standards.

Section R156-41-501 (was Section R156-41-502) is amended to conform the section to Division and OAR standards, restructure a subsection to make it clearer, update the date of the code of ethics incorporated by reference, and add as unprofessional conduct failing to comply with the requirements for invasive procedures.

Section R156-41-601 is amended to change the term "aide" to "assistant" because this was changed in statute. The proposed amendments also conform the section to OAR and Division standards.

Section R156-41-602 is removed because it does not add anything that is not already in statute and the Division will place an example written informed consent form on the Division's website for licensees to use.

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:

The Division does not anticipate any fiscal impact to the state budget beyond that determined by the fiscal note for HB 374 (2026), at https://le.utah.gov/~2026/bills/static/HB0374.html, because the proposed amendments clarify and update this rule to reflect the changes implemented in statute and make this rule current and accurate for licensees.

B. Local governments:

The Division does not anticipate any cost or savings to local governments from the proposed amendments because the proposed amendments do not apply to local governments.

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

There are approximately 461 small businesses in Utah with audiologists or speech-language pathologists (NAICS 621340) and other similar licensees and who may employ those engaged in audiology or speech-language pathology (this NAICS code covers professions beyond audiologists and speech-language pathologists as well; NAICS 6213401 is specific to audiologists and speech-language pathologists, but the most recent census data is from 2012).

However, the proposed amendments are not expected to have any measurable impact on small businesses' revenues or expenditures beyond the fiscal note for HB 374 (2026) because the amendments merely implement the new training and experience requirements for invasive procedures and the additional pathways to licensure, and update this rule to provide more utility to licensees and to comply with OAR and Division standards.

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

There are approximately 8 non-small businesses in Utah with audiologists or speech-language pathologists (NAICS 621340) and other similar licensees and who may employ those engaged in audiology or speech-language pathology (this NAICS code covers professions beyond audiologists and speech-language pathologists as well; NAICS 6213401 is specific to audiologists and speech-language pathologists, but the most recent census data is from 2012).

However, the proposed amendments are not expected to have any measurable impact on non-small businesses' revenues or expenditures beyond the fiscal note for HB 374 (2026) because the amendments merely implement the new training and experience requirements for invasive procedures and the additional pathways to licensure, and update this rule to provide more utility to licensees and to comply with OAR and Division standards.

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

In Utah, there are approximately 445 licensed audiologists, 1,736 licensed speech-language pathologists, and 8 individuals licensed as both.

There are also approximately 95 individuals with temporary speech-language pathology licenses.

Additionally, some individuals are credentialed by the Utah State Board of Education, so these numbers are likely to increase as these individuals become licensed by the Division.

However, the Division does not anticipate any cost or savings from these proposed amendments to these persons or to additional persons other than small businesses, non-small businesses, the state, or local government entities because the amendments merely implement the requirements enacted by HB 374 (2026) and update this rule to provide more utility to licensees and to comply with OAR and Division standards.

F. Compliance costs for affected persons:

As described in Box 5E for other persons, no compliance costs are expected for effected 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Commerce, Margaret W. 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 58-1-106(1)(a)	Subsection 58-1-202(1)(a)	Section 58-41-101 et seq.

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*)**:**	
Official Title of Materials Incorporated (from title page)	American Speech-Language-Hearing Association Code of Ethics
Publisher	American Speech-Language-Hearing Association (ASHA)
Issue Date	March 1, 2023

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:	12/01/2026

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.)**:**

Date:	**Time:**	**Place** (physical address or URL)**:**
11/24/2026	09:00 AM	Anchor Meeting Location: Heber M. Wells Building Room 402 160 E. 300 S. Salt Lake City, UT Google Meet joining info: Video call link: https://meet.google.com/yzd-mtgi-yri Or dial: (US) +1 304-621-9705 PIN: 560 095 642#

		More phone numbers: https://tel.meet/yzd-mtgi-yri? pin=9384977331383

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Deborah Blackburn, Assistant Director	**Date:**	10/14/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58316**
Rule or section number:	**R156-71**

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 84111
Mailing address:	PO Box 146741
City, state and zip:	Salt Lake City, UT 84114-6741

2. Contact Persons

Name:	**Phone:**	**Email:**
Rich Oborn	801-530-6628	rjoborn@utah.gov

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

3. General Information

A. Rule or section catchline:

R156-71. Naturopathic Physician Practice Act Rule

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

The Division of Professional Licensing (Division) is filing these proposed amendments to clean up citations to statute and rule and remove references to the Naturopathic Physician Licensing Board which was dissolved by the legislature in 2023 by SB 123.

The proposed amendments also update examination, continuing education, and residency program language to match industry practice.

Additionally, the proposed amendments align the rule with the Office of Administrative Rules (OAR) drafting requirements and Division standards.

C. Summary of the new rule or change:

Section R156-71-101 is amended to incorporate the language of Sections R156-71-103 and R156-71-104 to conform to the structure of other Division rules. As such, Sections R156-71-103 and R156-71-104 are removed from this rule.

Section R156-71-102 is amended to more clearly define what an approved clinical experience program or residency program is. This section is also amended to conform to the structure of other Division rules and OAR drafting standards.

Section R156-71-302 is amended to more clearly state reporting and examination requirements for licensure and the approval process for residency programs. This section is also amended to update the name of the accreditation organization for naturopathic physician programs and schools.

Section R156-71-303 is amended to update the language to reflect Division standards for renewal and reinstatement procedures.

Section R156-71-304 is amended to match Division standards, remove references to the Utah Naturopathic Physicians Licensing Board as it no longer exists, and clarify the required continuing education.

Section R156-71-502 is amended to be more concise and update a citation to statute.

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 123 (2023 General Session)

5. Fiscal Information

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

A. State budget:

The Division does not anticipate any fiscal impact to the state budget beyond that determined by the fiscal note for SB 123 (2023), at https://le.utah.gov/Session/2023/bills/static/SB0123.html, because the proposed amendments clarify this rule to be current and accurate for licensees.

B. Local governments:

The Division does not anticipate any cost or savings to local governments from the proposed amendments because the proposed amendments do not apply to local governments.

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

There are approximately 551 small businesses in Utah with naturopathic physicians (NAICS 621399) and other similar licensees and who may employ those practicing naturopathic medicine (this NAICS code covers professions beyond naturopathic physicians as well).

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

The amendments also streamline and update this rule to comply with OAR drafting requirements and Division standards.

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

There is approximately one non-small business in Utah with naturopathic physicians (NAICS 621399) and other similar licensees and who may employ those practicing naturopathic medicine (this NAICS code covers professions beyond naturopathic physicians as well).

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

The amendments also streamline and update this rule to comply with OAR drafting requirements and Division standards.

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

In Utah, there are 115 licensed naturopathic physicians and 3 licensed temporary naturopathic physicians.

The Division does not anticipate any cost or savings from these proposed amendments to these persons or to additional persons other than small businesses, non-small businesses, the state, or local government entities because the amendments merely update the rule to provide more utility and accuracy to licensees.

The proposed amendments also will not create new obligations for other persons or increase the costs associated with any existing obligations for other persons.

F. Compliance costs for affected persons:

As described in Box 5E for other persons, no compliance costs are expected for affected 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Commerce, Margaret W. 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 58-1-106(1)(a)	Subsection 58-1-202(1)(a)	Section 58-71-101

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:	12/01/2026

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.)**:**

Date:	**Time:**	**Place** (physical address or URL)**:**
11/24/2026	10:30 AM	Anchor Meeting Location:

		Heber M Wells Building Room 402 160 E 300 S Salt Lake City, UT Google Meet joining info: Video call link: https://meet.google.com/iyo-wpnf-xcs Or dial: (US) +1 470-655-0259 PIN: 897 102 835# More phone numbers: https://tel.meet/iyo-wpnf-xcs? pin=3368750304924

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Deborah Blackburn, Assistant Director	**Date:**	10/06/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: New	**Filing ID: 58338**
Rule or section number:	**R156-93**

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 84111
Mailing address:	PO Box 14641
City, state and zip:	Salt Lake City, UT 84114-6741

2. Contact Persons

Name:	**Phone:**	**Email:**
Tracy Taylor	801-530-6628	trtaylor@utah.gov

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

3. General Information

A. Rule or section catchline:
R156-93. General Rule of the Division of Professional Licensing
B. Purpose of the new rule or reason for the change:
The Division of Professional Licensing (Division) is filing this proposed new rule in accordance with statutory changes made by SB 149 during 2026 General Session that moved the administration of bail bond enforcement personnel licensing from the Department of Public Safety to the Division.
C. Summary of the new rule or change:
This filing enacts proposed new Rule R156-93, Bail Bond Licensing Act Rule, under new Title 58, Chapter 93, Bail Bond Licensing Act.

The proposed rule establishes:
1) definitions;
2) license terms, application procedures, and renewal periods; and
3) required qualifications, scopes of practice, and operating standards for bail enforcement agents, bail recovery agents, and bail enforcement apprentices.

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 149 (2026 General Session)

5. Fiscal Information

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

A. State budget:

The Division does not believe this proposed rule will impact the state budget.

This proposed rule is required under SB 149 (2026). All costs associated with that legislation, including the promulgation of this proposed rule, are included in the fiscal note for that legislation which can be found here: https://le.utah.gov/~2026/bills/static/SB0149.html.

B. Local governments:

The Division does not believe this proposed rule will generate cost or savings for local governments.

This proposed rule is required under SB 149 (2026). All costs associated with that legislation, including the promulgation of this proposed rule, are included in the fiscal note for that legislation which can be found here: https://le.utah.gov/~2026/bills/static/SB0149.html.

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

The Division does not believe this proposed rule will generate cost or savings for small businesses.

This proposed rule is required under SB 149 (2026). All costs associated with that legislation, including the promulgation of this proposed rule, are included in the fiscal note for that legislation which can be found here: https://le.utah.gov/~2026/bills/static/SB0149.html.

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

The Division does not believe this proposed rule will generate cost or savings for non-small businesses.

This proposed rule is required under SB 149 (2026). All costs associated with that legislation, including the promulgation of this proposed rule, are included in the fiscal note for that legislation which can be found here: https://le.utah.gov/~2026/bills/static/SB0149.html.

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 Division does not believe this proposed rule will generate cost or savings for persons other than small businesses, non-small businesses, state, or local government entities.

This proposed rule is required under SB 149 (2026). All costs associated with that legislation, including the promulgation of this proposed rule, are included in the fiscal note for that legislation which can be found here: https://le.utah.gov/~2026/bills/static/SB0149.html.

F. Compliance costs for affected persons:
The Division does not believe this proposed rule creates new compliance costs for affected persons. This proposed rule is required under SB 149 (2026 General Session). All costs associated with that legislation, including the promulgation of this proposed rule, are included in the fiscal note for that legislation which can be found here: https://le.utah.gov/~2026/bills/static/SB0149.html.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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 58-1-106(1)(a)	Section 58-1-308	Subsection 58-1-501(2)
Section 58-93-201	Subsection 58-93-302(1)(a)(vi)	Subsection 58-93-303(1)(d)

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:	12/01/2026

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.)**:**		
Date:	**Time:**	**Place** (physical address or URL)**:**
11/13/2026	3:00 PM	Commerce, Professional Licensing Heber M Wells Building 160 E 300 S Room 402

		Salt Lake City, UT Google Meet joining info: Video call link: https://meet.google.com/iyy-iaov-ykg Or dial: (US) +1 520-282-4933 PIN: 748 158 942# More phone numbers: https://tel.meet/iyy-iaov-ykg? pin=5147363734061

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)	12/08/2027

13. Agency Authorization Information

Agency head or designee and title:	Adam Watson, Assistant Division Director	**Date:**	10/09/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58354**
Rule or section number:	**R162-2f**

1. Agency Information

Title catchline:	Commerce, Real Estate
Building:	Heber M Wells
Street address:	160 E 300 S
City, state:	Salt Lake City, UT
Mailing address:	PO Box 146711
City, state and zip:	Salt Lake City, UT 84114-6711

2. Contact Persons

Name:	**Phone:**	**Email:**
Justin Barney	801-530-6603	justinbarney@utah.gov
Tyler Huff	801-530-6284	tylerhuff@utah.gov

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

3. General Information

A. Rule or section catchline:

R162-2f. Real Estate Licensing and Practices Rules

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

The purpose of this rule amendment is to conform the Real Estate Licensing and Practices Rules consistent with recent legislative amendments to the Real Estate Licensing and Practices Act (Act).

The bill numbers which amended the Act are identified in Section 4B of this rule analysis.

C. Summary of the new rule or change:

This amendment conforms the Real Estate Licensing and Practices Rules to recent statutory enactments and coordinates regulatory jurisdiction with the newly established residential property management framework in Rule R162-2i.

The changes impact regulated practitioners by clarifying that Rule R162-2f governs real estate sales, exchanges, brokerage operations, and property management of real estate other than residential rental units, while delineating supervisory responsibilities for mixed-use properties.

The amendment removes the obsolete Property Management Sales Agent designation, updates references to the Division's online license management system, and adds court findings of noncompliance under the Utah Fit Premises Act and Fair Housing Act as competency review factors.

Additionally, this rule refines licensee affirmative disclosures in non-residential leasing, harmonizes permissible support services for unlicensed assistants across practice areas, and updates trust account standards by removing obsolete 501(c)(3) interest remittance restrictions and authorizing federally insured sweep and deposit placement arrangements.

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 1002 (2025 Special Session), HB 337 (2025 General Session), HB 377 (2026 General Session)

5. Fiscal Information

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

A. State budget:

The Division of Real Estate (Division) does not expect any costs or savings in the aggregate to the state budget due to this amended rule.

If there are costs or savings that result from administering the new property manager license, these costs or savings result from the legislative action that created the property manager license, not from this rule.

The legislature considered the costs and savings when it adopted the legislation identified in Section 4B of this rule analysis.

B. Local governments:

Local governments are not required to comply with or enforce the Residential Property Management Licensing and Practices Rule.

Because compliance and enforcement of this rule are not required of local governments, the proposed amendments will not result in any cost or savings to local governments.

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

The Division does not expect any costs or savings in the aggregate to small businesses due to this amended rule.

If there are costs or savings that result from administering the new property manager license, these costs or savings result from the legislative action that created the property manager license, not from this rule.

The legislature considered the costs and savings when it adopted the legislation identified in Section 4B of this rule analysis.

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

The Division does not expect any costs or savings in the aggregate to non-small businesses due to this amended rule.

If there are costs or savings that result from administering the new property manager license, these costs or savings result from the legislative action that created the property manager license, not from this rule.

The legislature considered the costs and savings when it adopted the legislation identified in Section 4B of this rule analysis.

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 Division does not expect any costs or savings in the aggregate to persons other than small businesses, non-small businesses, state, or local government entities due to this amended rule.

If costs or savings result from administering the new property manager license, those costs or savings stem from the legislative action that created the license, not from this rule.

The legislature considered the costs and savings when it adopted the legislation identified in Section 4B of this rule analysis.

F. Compliance costs for affected persons:

The Division has no way to estimate the number of persons who will choose to qualify for and become licensed as a property manager as authorized by the legislature beginning 01/01/2027.

However, the Division does not expect any compliance costs for these affected persons due to this amended rule.

If any compliance costs result from obtaining a property manager license, those costs stem from the legislative action that created the license, not from this rule.

The legislature considered the costs and savings when it adopted the legislation identified in Section 4B of this rule analysis.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Commerce, Margaret W. 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 61-2f-103(2)(a)	Subsection 61-2f-204(d)(vi)	

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Leigh Veillette, Director, Division of Real Estate	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: New	**Filing ID: 58353**
Rule or section number:	**R162-2i**

1. Agency Information

Title catchline:	Commerce, Real Estate
Building:	Heber M Wells
Street address:	160 E 300 S
City, state:	Salt Lake City, UT
Mailing address:	PO Box 146711
City, state and zip:	Salt Lake City, UT 84114-6711

2. Contact Persons

Name:	**Phone:**	**Email:**
Justin Barney	801-530-6603	justinbarney@utah.gov
Tyler Huff	801-530-6284	tylerhuff@utah.gov

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

3. General Information

A. Rule or section catchline:

R162-2i. Residential Property Management Licensing and Practices Rule

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

The purpose of this new rule is to establish an administrative rule for the administration of Title 61, Chapter 2f, that is consistent with the chapter as it was amended with HB 337 during the 2025 General Session of the Utah Legislature, which established a new property manager license.

C. Summary of the new rule or change:

This rule establishes licensing and practice standards governing residential property management pursuant to Title 61, Chapter 2f.

This rule impacts the regulated public by establishing requirements to obtain and maintain a property manager license, including 24 hours of prelicensing education, an examination, criminal history and competency qualifications, and biennial renewals requiring mandatory property-management-specific continuing education.

It also requires property management companies to register with the Division of Real Estate (Division), designate a principal property manager, and maintain documented systems of active supervision over all personnel.

Functionally, licensees must execute written property management agreements before performing services, allow prospective renters at least 48 hours to review lease agreements prior to taking adverse action, adhere to specific advertising and review-solicitation restrictions, and retain denied rental applications for at least three calendar years.

Finally, this rule delineates permissible support services for unlicensed assistants, authorizes referral bonuses, and mandates monthly reconciliation and trust accounting procedures to safeguard client and tenant funds.

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 1002 (2025 Special Session), HB 337 (2025 General Session), HB 377 (2026 General Session)

5. Fiscal Information

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

A. State budget:

The Division does not expect any costs or savings in the aggregate to the state budget due to this new rule.

If there are costs or savings that result from administering the new property manager license, these costs or savings result from the legislative action that created the property manager license, not from this rule. The legislature considered the costs and savings when it adopted the legislation identified in Section 4B of this rule analysis.

B. Local governments:

Local governments are not required to comply with or enforce the Residential Property Management Licensing and Practices Rule.

Because compliance and enforcement of this rule are not required of local governments, the proposed rule will not result in any cost or savings to local governments.

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

The Division does not expect any costs or savings in the aggregate to small businesses due to this new rule.

If there are costs or savings that result from administering the new property manager license, these costs or savings result from the legislative action that created the property manager license, not from this rule. The legislature considered the costs and savings when it adopted the legislation identified in Section 4B of this rule analysis.

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

The Division does not expect any costs or savings in the aggregate to non-small businesses due to this new rule.

If there are costs or savings that result from administering the new property manager license, these costs or savings result from the legislative action that created the property manager license, not from this rule. The legislature considered the costs and savings when it adopted the legislation identified in Section 4B of this rule analysis.

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 Division does not expect any costs or savings in the aggregate to persons other than small businesses, non-small businesses, state, or local government entities due to this new rule.

If costs or savings result from administering the new property manager license, those costs or savings stem from the legislative action that created the license, not from this rule. The legislature considered the costs and savings when it adopted the legislation identified in Section 4B of this rule analysis.

F. Compliance costs for affected persons:
The Division has no way to estimate the number of persons who will choose to qualify for and become licensed as a property manager as authorized by the legislature beginning 01/01/2027. However, the Division does not expect any compliance costs for these affected persons due to this new rule. If any compliance costs result from obtaining a property manager license, those costs stem from the legislative action that created the license, not from this rule. The legislature considered the costs and savings when it adopted the legislation identified in Section 4B of this rule analysis.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Commerce, Margaret W. 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 61-2f-103(2)(a)	Subsection 61-2f-204(d)(vi)	

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Leigh Veillette, Director, Division of Real Estate	**Date:**	10/26/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: New	**Filing ID: 58299**
Rule or section number:	**R251-701**

1. Agency Information

Title catchline:	Corrections, Administration
Building:	Administration Building
Street address:	14717 S Minuteman Dr
City, state:	Draper, UT 84020

2. Contact Persons

Name:	**Phone:**	**Email:**
Stefanie Coombs	801-707-4413	scoombs@utah.gov
Rusty Phelps	385-535-6790	rphelps@utah.gov

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

3. General Information

A. Rule or section catchline:

R251-701. Undercover Roles of Offenders

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

The purpose of this filing is to enact a previously expired rule for the Department of Corrections (department) (Rule R251-103, Undercover Roles of Offenders – expired 9/13/2023), and Rule R251-716, Undercover Roles of Offenders – emergency rule that was not enacted).

It appears the expiration was due to technical changes not submitted in the correct form, followed by administrative delay in enacting the rule. A new rule was submitted (Rule R251-701) but lapsed due to a notice of effective date not being filed in the required timeframe. The department has an internal policy related to these provisions; however, an administrative rule is necessary for provisions that impact outside agencies.

The provisions establish the parameters for the use of offenders under department jurisdiction in confidential or undercover roles.

C. Summary of the new rule or change:

This filing sets the rule for the department on using offenders (inmates, parolees, probationers) in undercover roles.

All requests must be made in writing and approved by the Law Enforcement Bureau (LEB) Chief.

Decisions are made case-by-case, focusing on the offender's risk/safety, correctional goals, and public safety importance.

Coercion is prohibited.

Any agreements or promises to the offender are invalid unless agreed to in writing by the department or other involved entities.

5. Fiscal Information

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

A. State budget:

None. The proposed new rule enacts previously expired rule provisions on the use of offenders under department jurisdiction in an undercover role.

B. Local governments:
None. The proposed new rule enacts previously expired rule provisions on the use of offenders under department jurisdiction in an undercover role.
C. Small businesses ("small business" means a business employing 1-49 persons)**:**
None. The proposed new rule enacts previously expired rule provisions on the use of offenders under department jurisdiction in an undercover role.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
None. The proposed new rule enacts previously expired rule provisions on the use of offenders under department jurisdiction in an undercover role.
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***)**:**
None. The proposed new rule enacts previously expired rule provisions on the use of offenders under department jurisdiction in an undercover role.
F. Compliance costs for affected persons:
None. The proposed new rule enacts previously expired rule provisions on the use of offenders under department jurisdiction in an undercover role.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Corrections, Jared Garcia, 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 63G-3-201	Subsection 64-13-6(1)(k)	Section 64-13-14
Section 64-13-10		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Jared Garcia, Commissioner	**Date:**	10/02/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58332**
Rule or section number:	**R277-212**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:

R277-212. UPPAC Hearing Procedures and Reports

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

The amendments are needed due to the passage of SB 312 passed in the 2026 General Session.

C. Summary of the new rule or change:

The amendments specifically change procedures related to suspension of an educator's license. The amendments require that hearing reports address the issues raised by the bill when a suspension is recommended.

The amendments also remove the oversight categorization of "exempt".

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 new language requires Utah Professional Practices Advisory Commission (UPPAC) hearing reports to include recommendations on the restrictions placed on a suspended educator's involvement in public schools.

The stricken language removes the rule's "exempt" oversight categorization.
Because these changes solely adjust internal administrative reporting procedures for existing UPPAC hearings, they do not require additional state expenditures or generate state revenues.

B. Local governments:

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

The amendments apply to state-level UPPAC hearing procedures and reports, resulting in a $0 impact on local governments' revenues or expenditures.

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.

The amendments address the licensing of public educators and internal hearing procedures, which do not interact with or financially burden small business operations.

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.

There are no aggregate incremental costs or savings for other persons. This rule specifically modifies administrative and reporting duties for hearing officers regarding suspended educators and does not impose fees, fines, or aggregate financial costs on educators or other individuals as a class.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

The average cost to an individual educator will be $0 because the new language only dictates the terms and conditions the hearing officer must include in the suspension report, rather than mandating any new fee-generating compliance actions from the educators themselves.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58334**
Rule or section number:	**R277-311**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:

R277-311. Specialized Endorsements

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

The amendments are necessary to make updates to the requirements for driver education endorsement.

C. Summary of the new rule or change:

The amendments update the requirements for driver education endorsement to include the Driver License Division (DLD) of the Department of Public Safety (DPS) health requirements.

The amendments also remove the oversight "Category 4".

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 amendments strictly remove the rule's "Category 4" oversight categorization and require the Superintendent to review a Functional Ability Evaluation Medical Report before issuing or renewing a driver education endorsement.

Because these changes solely modify administrative application requirements and internal rule categorizations, they are not expected to have fiscal impacts on state government revenues or expenditures.

B. Local governments:

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

The stricken and new language only updates state-level educator endorsement standards, which does not require mandatory actions, generate revenues, or impose expenditures on local education agencies.

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.

The amendments address individual educator licensing standards for driver education, which do not interact with, govern, or financially impact small business operations.

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 new language requires educators seeking or maintaining a driver education endorsement to undergo a physical examination and submit a Functional Ability Evaluation Medical Report annually.

The Utah State Board of Education (USBE) does not believe this rule change has a direct fiscal impact as these are already DLD standards.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

The new language requires educators seeking or maintaining a driver education endorsement to undergo a physical examination and submit a Functional Ability Evaluation Medical Report annually. The USBE does not believe this rule change has a direct fiscal impact as these are already DLD standards.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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-3-501
Section 53G-10-507		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58335**
Rule or section number:	**R277-421**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:
R277-421. Out-of-State Tuition Reimbursement
B. Purpose of the new rule or reason for the change:
The amendments are needed to update and simplify the process for reimbursements under this rule.
C. Summary of the new rule or change:
The amendments update the calculation requirements for out-of-state tuition reimbursement and remove the definitions for Minimum School Program (MSP), "Utah eTranscript and Records Exchange" or "(UTREx), and Weighted Pupil Unit (WPU).

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 amendments update the calculation requirements the Superintendent uses for out-of-state tuition reimbursement, removing obsolete definitions for MSP, UTREx, and WPU.

The stricken language removes specific funding calculation line items, including Professional Staff Costs, District Administrative Costs, the Gifted and Talented program, and the K-3 Reading Improvement program.

The amendments also replace "Flexible Allocation" with "Teacher and Classroom Salary Support", and remove the August 30 deadline for the Superintendent to review reimbursement requests.

Because these changes solely update administrative calculation formulas to align with current funding structures (removed programs have been removed in statute) and simplify internal evaluation timelines, they do not require additional state expenditures or generate state revenues.

B. Local governments:

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

The stricken language removes the June 30 deadline for districts to submit out-of-state tuition agreements and reimbursement requests to the Superintendent.

The amendments eliminate the provision allowing the Superintendent to include district-reimbursed parent mileage costs in the tuition calculation and remove the prohibition against districts including out-of-state tuition payments in other MSP formulas.

Because these amendments simply adjust internal state-level reimbursement calculations and simplify the paperwork submission timeline rather than mandating new operational expenditures or directly generating new revenues for LEAs, the incremental fiscal impact is $0.

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 governs state and local education agency procedures for out-of-state tuition reimbursement, which falls under the Elementary and Secondary Schools industry (NAICS 611110).

Because there are no small businesses providing service delivery within this specific public education framework, this rule change does not interact with, govern, or financially impact small business operation.

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.

This rule strictly modifies administrative reporting duties and state-level funding calculations between school districts and the Superintendent.

Because the amendments do not impose fees, fines, or aggregate financial costs on individuals, families, or students, the aggregate fiscal impact is $0.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

The average compliance cost to an individual will be $0 because the stricken and new language strictly dictates the procedural terms, deadlines, and calculation metrics used by school districts and the Superintendent.

The rule amendments do not mandate any new fee-generating compliance actions, applications, or direct expenditures from private individuals or affected 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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 53G-6-305

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58336**
Rule or section number:	**R277-424**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:

R277-424. Indirect Costs for State Programs

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

The amendments are needed to update this rule so that it is consistent with best practices and indirect cost rules for federal programs.

C. Summary of the new rule or change:

The amendments specifically update definitions, adding a definition for "Modified Total Direct Costs (MTDC)" and "Subaward".

The amendments also update several Utah State Board of Education (USBE) standards for claiming indirect costs for state programs.

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 amendments update definitions (introducing "MTDC" and "Subaward") and align state indirect cost rules with federal standards under 2 C.F.R. Part 200. The changes modify how local education agencies (LEAs) and regional education service agencies (RESAs) calculate indirect cost drawdowns against state grant allocations by applying negotiated rates to an MTDC base rather than total grant expenditures.

Because state grant appropriations remain fixed and these changes only govern internal accounting distributions between direct program expenses and administrative overhead within existing program allocations, this rule change does not require additional state expenditures or generate state revenues.

B. Local governments:

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

The amendments strike the mandate that recovery of indirect costs is mandatory ("Recovery of indirect costs is not optional for state programs") and allow LEAs and RESAs the option to elect whether to recover indirect costs on state programs. For LEAs and RESAs that choose to recover indirect costs, the new language requires applying negotiated rates to an MTDC base (excluding equipment, capital expenditures, and subaward amounts exceeding $50,000).

While using an MTDC base may adjust the specific dollar split between direct program spending and indirect administrative reimbursement within a given grant, total state funding awarded to LEAs remains unchanged. A specific dollar figure for individual LEAs cannot be determined because choices to recover indirect costs, grant award sizes, and specific subaward or capital expenditure structures vary by LEA and program.

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 governs indirect cost accounting methods for public LEAs and RESAs in the Elementary and Secondary Schools industry (NAICS 611110).

Because small businesses do not account for service delivery in this public education sector, this rule change does not interact with, govern, or financially impact small business operations.

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 exclusively regulate financial accounting and grant administration procedures between USBE, LEAs, and RESAs.

Because this rule does not impose fees, taxes, or financial mandates on private individuals, families, or external entities, the aggregate fiscal impact is $0.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

The average cost to an individual entity or person is $0 because this rule changes only adjust administrative calculation formulas for state grant fund drawdowns.

No fee-generating compliance actions, applications, or out-of-pocket purchases are required from individuals or affected 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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-3-501(1)(e)	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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58337**
Rule or section number:	**R277-436**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:

R277-436. Juvenile Gang and Other Violent Crime Prevention and Intervention Grant

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

The amendments are needed to continue rules for the Juvenile Gang and Other Violent Crime Prevention and Intervention Program, as funding has been moved into the Weighted Pupil Unit (WPU) add-on.

C. Summary of the new rule or change:

The proposed amendments make limited changes to Rule R277-436 to clarify that administration of the program and the award of grant funds are subject to legislative appropriation.

The amendments also update this rule's authority language to more accurately reflect Section 53F-2-410.

The amendments also remove an oversight "Category 3" classification.

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 amendments clarify that the administration of the Juvenile Gang and Other Violent Crime Prevention and Intervention Program and the award of grant funds are subject to annual legislative appropriation.

This rule also updates the statutory authority language to correctly reference Section 53F-2-410 and strikes the oversight "Category 3" classification.

Because these changes solely update statutory cross-references and explicitly condition grant distributions on legislative appropriations rather than mandating new state administrative expenditures or generating state revenues, the fiscal impact is $0.

B. Local governments:

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

The new language simply adds the qualifying phrase "Subject to legislative appropriation" to the process by which local education agencies (LEAs) apply for grant funds.

Because the amendments do not impose new application requirements, data reporting burdens, or operational mandates on LEAs, they do not generate incremental local government 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 governs state grant administration for public school LEAs, an activity that falls under the Elementary and Secondary Schools industry (NAICS 611110).

Because small businesses do not account for service delivery within this public education grant framework, the rule change does not interact with, govern, or financially impact small business operations.

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 as a class.

The amendments exclusively regulate intergovernmental grant application and distribution procedures between the Superintendent and public school LEAs.

Because this rule does not impose fees, fines, or aggregate financial mandates on private individuals, students, or community prevention providers, the aggregate fiscal impact is $0.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

The average compliance cost to an individual will be $0 because the stricken and new language strictly dictates the administrative conditions for LEA grant funding.

The amendments do not mandate any new fee-generating compliance actions, application hurdles, or out-of-pocket expenses for individuals or affected 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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 53F-2-410	Subsection 53E-3-401(3)

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58339**
Rule or section number:	**R277-438**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:

R277-438. Dual Enrollment

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

The amendments are needed to update the requirements for private and home school student participation in a public school course, co-curricular activity, or program.

C. Summary of the new rule or change:

The proposed amendments update statutory references to align with current law, clarify the interaction between dual enrollment and the Utah Fits All Scholarship Program, and make technical and grammatical corrections.

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 new language clarifies that a student receiving a Utah Fits All Scholarship who enrolls as a dual enrollment student is subject to statutory scholarship eligibility requirements under Title 53F, Chapter 6, Part 4.

The amendments also update statutory cross-references to Section 53G-6-702 and correct minor grammatical phrasing.

Because these changes strictly align rule text with pre-existing statutory provisions for the Utah Fits All Scholarship Program and correct references without creating new state duties, changing funding allocations, or altering administrative operations, there is no fiscal impact ($0) on state revenues or expenditures.

B. Local governments:

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

The amendments clarify the statutory interaction between dual enrollment and the Utah Fits All Scholarship Program and update statutory citation numbers.

Because the rule change does not alter dual enrollment funding formulas, mandate new administrative procedures, or require local education agencies (LEAs) to expand course offerings or services, it results in no fiscal impact ($0) on local governments' revenues or expenditures.

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 governs dual enrollment standards for public schools, which fall under the Elementary and Secondary Schools industry (NAICS 611110).

Because small businesses do not account for service delivery within public school dual enrollment, this rule change does not govern, interact with, or financially impact small business operations ($0).

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 added language serves an informational purpose by notifying scholarship recipients that dual enrollment in a public school triggers statutory scholarship rules under Title 53F, Chapter 6, Part 4.

Because this rule change relies on existing statutory mandates rather than imposing new administrative fees, tuition, or financial burdens at the administrative rule level, the aggregate fiscal impact on students and families is $0.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

The new text solely updates statutory citations and clarifies scholarship eligibility requirements already established in state law.

The rule amendments do not require individual students or families to make out-of-pocket purchases, pay application fees, or complete additional fee-generating compliance 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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-3-501(1)(b)(i)	Subsection 53E-3-401(4)

Section 53G-6-702		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58340**
Rule or section number:	**R277-477**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:

R277-477. Distributions of Funds from the Trust Distribution Account and Administration of the School LAND Trust Program

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

The amendments to this rule are needed to continue implementation of the School LAND Trust Program.

C. Summary of the new rule or change:

The changes are intended to provide greater clarity and consistency in several areas of program administration.

Specifically, the amendments clarify the definition of allowable uses of funds, require training to be guided by current state-issued resources to reduce compliance issues associated with outdated local training materials, further define deadlines applicable to new schools, and consolidate council responsibilities that are currently located outside the primary School LAND Trust Program statute and rules.

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 amendments:
1) define allowable and unallowable expenditures (defining "furniture" vs. "instructional object" and restricting food expenses);
2) require local education agency (LEA) and charter councils to utilize state-provided training resources;
3) set a November 1 deadline for new schools seeking first-year funding;
4) consolidate existing statutory council advisory duties; and
5) reinforce the Superintendent's authority to mandate reimbursement of non-compliant expenditures back to a school's trust budget.

Because trust distributions are statutory, state training resources are already maintained by the Utah State Board of Education (USBE), and compliance enforcement redirects funds within local budgets rather than state accounts, these updates do not require additional state expenditures or generate state revenue.

B. Local governments:

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

The amendments adjust administrative rules for School LAND Trust plan submissions, mandate November 1 completion for new schools seeking first-year funds, require the use of state-provided training materials, and enforce reimbursement to the local School LAND Trust budget if funds are spent on unallowable items (such as non-instructional furniture or unapproved food).

While these changes refine local spending decisions and compliance tracking, overall state trust fund distributions to LEAs remain fixed, resulting in a $0 net change in local governments' revenues or expenditures.

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 governs the internal distribution and management of School LAND Trust program funds across public schools in the Elementary and Secondary Schools industry (NAICS 611110).

Because small businesses do not participate in public school trust land governance or service delivery, these administrative updates do not govern, interact with, or financially impact small business operations.

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 regulate intergovernmental administration, council training, plan deadlines, and fund usage between the USBE, LEA governing boards, and school community or charter councils.

Because this rule imposes no fees, taxes, or aggregate financial mandates on private individuals, parents, or council members, the aggregate fiscal impact is $0

F. Compliance costs for affected persons:
There are no compliance costs for affected persons. Requiring council members and board chairs to utilize state-issued training resources standardizes existing training without creating out-of-pocket expenses. Additionally, updates to allowable expenditure rules and new school submission timelines affect school-level administrative processing only and do not require individual educators, council members, or parents to pay fees or incur personal expenses.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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 53F-2-404

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58341**
Rule or section number:	**R277-491**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:

R277-491. School Community Councils

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

The amendments are necessary to continue implementation of the School LAND Trust Program.

C. Summary of the new rule or change:

The changes are intended to provide greater clarity and consistency in several areas of program administration.

Specifically, the amendments clarify the definition of allowable uses of funds, require training to be guided by current state-issued resources to reduce compliance issues associated with outdated local training materials, further define deadlines applicable to new schools, and consolidate council responsibilities that are currently located outside the primary School LAND Trust Program statute and rules.

The amendments also remove the oversight "Category 4".

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 amendments consolidate existing statutory advisory responsibilities of school community councils into a unified list, remove the requirement to report on internet filtering protocols in the principal's annual safety report, and explicitly require councils to receive annual training under the direction of the local governing board.

Because the Utah State Board of Education (USBE) already maintains and provides training materials and administrative oversight for School Community Councils and the School LAND Trust program, these updates do not require additional state expenditures or generate state revenues.

B. Local governments:

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

The new language consolidates existing statutory council advisory duties (e.g., child access routing plans, positive behaviors plans, Teacher and Student Success Plans) into this rule and clarifies annual training requirements.

The stricken text removes the specific requirement for principals to report on district internet filtering protocols.

Because local education agencies (LEAs) already conduct council oversight using state-issued resources and these advisory duties exist in underlying state statutes, these procedural cleanups and reporting adjustments result in a $0 net change in local governments' revenues or expenditures.

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 governs school community council operations in public school districts within the Elementary and Secondary Schools industry (NAICS 611110).

Because small businesses do not participate in public school community council governance or service delivery, these administrative updates do not govern, interact with, or financially impact small business operations.

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 apply to public school administrators, local school boards, and school community council members (parents and school employees).

Because this rule changes consolidate voluntary advisory duties, refine reporting requirements, and clarify training procedures without imposing fees, fines, or financial burdens on private individuals, the aggregate fiscal impact is $0.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

Annual training and fulfilling consolidated advisory duties are conducted within existing council meeting frameworks at no personal expense to council members.

The rule amendments do not require individual council members, parents, or educators to pay fees or incur out-of-pocket compliance expenses.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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 53G, Chapter 7, Part 12

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Repeal and Readopt	**Filing ID: 58342**
Rule or section number:	**R277-721**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111

Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	Phone:	Email:
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:

R277-721. PRIME Program

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

This repeal and readoption removes existing requirements that govern the Utah PRIME Program and replaces it with new requirements that implement the Utah First Credential Program.

C. Summary of the new rule or change:

The readopted rule establishes requirements for grant administration, incentive grant tiers, performance and reporting, coordination with computer science grants, certification program procurement and implementation, monitoring, and the use of grant funds.

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.

This filing repeals the former PRIME Program rules and replaces them with administrative procedures for the Utah First Credential Program pursuant to Section 53E-10-310.

The new text requires the Superintendent and First Credential Oversight Committee to establish grant application schedules, review needs assessments and implementation plans, establish weighted incentive award calculations, maintain the Master Credential List biannually, and monitor local education agency (LEA) performance.

Because grant distributions for implementation and incentive awards are funded entirely through dedicated legislative appropriations enacted under Section 53E-10-310, and administrative oversight will be absorbed by existing Utah State Board of Education (USBE) Career and Technical Education (CTE) staff, the administrative rule change itself creates $0 in incremental state expenditures or revenues.

B. Local governments:

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

LEAs applying for First Credential funding must submit a needs assessment, grant application, and implementation plan, administer proctored competency-based assessments from the Master Credential List, and submit an annual performance report by September 30. Participating LEAs will receive implementation grants based on approved plans and incentive grants distributed across weighted credential tiers (Tier 1 = 1.0 weight, Tier 2 = 0.75 weight, Tier 3 = 0.50 weight).

Because participation in the program is voluntary, grant awards are funded through legislative appropriations rather than local funds, and this rule prohibits LEAs from charging indirect costs or supplanting local funds, the administrative rule change generates a $0 net fiscal impact on local governments' revenues or expenditures.

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 governs state grant administration and credential requirements for public LEAs in the Elementary and Secondary Schools industry (NAICS 611110).

Because small businesses do not deliver public education service under this program, these grant administration and credentialing standards do not govern, interact with, or financially burden small business operations ($0).

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 readopted rule facilitates student access to industry-recognized credentials, concurrent enrollment courses, and career technical pathways by requiring LEAs to provide information on stacking credentials toward higher-level certifications or degrees.

Because this rule regulates intergovernmental grant processing and credential alignment between USBE and LEAs without imposing fees, tuition, or financial mandates on students or parents as a class, the aggregate fiscal impact is $0.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

LEA administrative activities associated with proctoring exams, maintaining industry documentation, and submitting annual performance reports are conducted using implementation grant funds or existing administrative resources, requiring no out-of-pocket expenses from individual personnel.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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-10-310

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58343**
Rule or section number:	**R277-733**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:
R277-733. Adult Education Programs
B. Purpose of the new rule or reason for the change:
The proposed amendments incorporate by reference the current version of the Utah Adult Education Policies and Procedures Guide.

C. Summary of the new rule or change:

The amendments specifically update the requirements for the administration of adult education programs and incorporate the Utah Adult Education Policies and Procedures Guide by reference.

The Guide is updated periodically to reflect changes in federal requirements, assessments, records retention, and other adult education program policies and procedures.

The amendments also make a technical correction to an internal cross-reference.

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 amendments incorporate by reference the June 2026 revision of the Utah Adult Education Policies and Procedures Guide, which is updated periodically to reflect changes in federal requirements, assessments, and records retention.

The changes also correct an internal rule cross-reference from Section R277-733-10 to Section R277-733-11 and remove the rule's "Category 4" oversight categorization.

Because these modifications strictly update internal administrative documents and align this rule with current federal guidelines without creating new state programs or duties, they do not require additional state expenditures or generate state revenues.

B. Local governments:

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

The amendments apply updated operating standards and technical assistance to eligible providers operating adult education programs.

Because the updates simply transition local education agencies to the current version of an existing policy guide rather than mandating new operational expenditures or altering local funding distributions, the incremental fiscal impact is $0.

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 exclusively governs adult education programs under the Elementary and Secondary Schools industry (NAICS 611110).

Because small businesses do not account for service delivery within this specific public education framework, this rule change does not interact with, govern, or financially impact small business operations.

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 regulate administrative references and record retention policies between eligible providers and the state.

Because this rule does not impose new tuition rates, fees, or financial mandates on adult education students, the aggregate fiscal impact is $0.
F. Compliance costs for affected persons:
There are no compliance costs for affected persons. The average compliance cost to an individual student or person is $0 because the stricken and new language solely dictates the technical manuals and administrative frameworks used by program administrators. The rule amendments do not mandate any new fee-generating compliance actions, applications, or out-of-pocket expenses for individuals.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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-10-202	Subsection 53E-3-501(1)
Subsection 53E-3-401(4)	Section 53F-2-401	Section 53E-10-205

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*)**:**	
Official Title of Materials Incorporated (from title page)	Utah Adult Education Policies and Procedures
Publisher	Utah State Board of Education
Issue Date	October 2, 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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58344**
Rule or section number:	**R277-746**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:
R277-746. Driver Education Programs for Utah Schools
B. Purpose of the new rule or reason for the change:
The amendments are needed to remove the oversight category.
C. Summary of the new rule or change:
The amendments remove the oversight "Category 4".

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 amendment strictly removes the rule's "Category 4" oversight designation from Section R277-746-1.

Because this change solely removes an internal administrative rule classification within the Utah State Board of Education's (Board) oversight framework and does not modify driver education curriculum requirements, funding allocation formulas, or agency administrative duties, it does not require state expenditures or generate state revenues ($0).

B. Local governments:

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

The stricken language only removes the internal Board oversight categorization.

Because this rule change does not alter local driver education program administration, manual standards, instructor requirements, or state funding reimbursements to school districts, it results in a $0 net change in local governments' revenues or expenditures.

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 governs public high school automobile driver education programs within the Elementary and Secondary Schools industry (NAICS 611110).
Because small businesses do not deliver public school driver education services under this rule, removing an internal Board oversight category does not govern, interact with, or financially impact small business operations ($0).

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 amendment exclusively affects internal rule categorization for Board governance.

Because this rule change does not alter driver education course fees, student eligibility, or instructor certification procedures, the aggregate financial impact on private individuals, students, and parents is $0.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

The stricken language removes a purely technical oversight classification from the rule text.

No new or altered compliance actions, fee payments, or administrative reporting requirements are imposed on individual students, parents, or school personnel.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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:

Subsection 53G-10-502(4)	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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58345**
Rule or section number:	**R277-800**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:

R277-800. Utah Schools for the Deaf and the Blind

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

These amendments are needed to formalize the options and requirements for enrolling direct relatives of eligible students in Utah Schools for the Deaf and the Blind (USDB) campus-based programs.

C. Summary of the new rule or change:

The amendments specifically establish definitions for direct-relative and qualifying students, set class-size and discretionary enrollment limitations, and outline criteria, annual renewal requirements, and administrative review procedures.

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 amendments formalize standards and procedures for enrolling direct-relative students (such as non-disabled siblings of qualifying students) in USDB campus-based programs, pursuant to Subsection 53E-8-401(6).

This rule explicitly mandates that direct-relative enrollment is subject to available staffing, class-grouping capacity, program resources, and existing funding, while capping participation at no more than one direct-relative student per class grouping and prohibiting the displacement of eligible deaf, blind, or deafblind students.

Because direct-relative students are admitted solely within existing USDB classroom capacity and staffing levels without expanding facility needs or requiring additional state appropriations, the net fiscal impact on state government revenues and expenditures is $0.

B. Local governments:

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

The new language explicitly clarifies in Subsection R277-800-4(4)(c) that enrolling a direct-relative student at USDB does not transfer Child Find or initial eligibility determination responsibilities from the student's local education agency (LEA) of record to USDB.

Because this rule change does not require LEAs to pay additional tuition, modify local transportation services, or reallocate local revenues, it results in a $0 net fiscal impact on local governments' expenditures and revenues.

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 governs internal enrollment procedures and campus program operations for USDB, a state public education agency within Elementary and Secondary Schools (NAICS 611110).

Because small businesses do not deliver public school campus instruction or governance under this rule, these enrollment standards do not interact with, govern, or financially impact small business operations ($0).

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 affected class consists of qualifying USDB students and their direct-relative family members seeking campus-based enrollment.

Because enrollment of direct-relative students occurs within the public school system without tuition or enrollment fees, this rule change does not impose aggregate financial burdens or generate direct savings for private individuals ($0).

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

This conclusion was reached because parents seeking direct-relative enrollment are only required to complete an annual application and provide eligibility documentation under written USDB administrative procedures.

Completing these administrative application steps involves standard routine paperwork that imposes no out-of-pocket expenses, application fees, or required purchases on individual applicants.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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-8-204
Section 53E-8-402	Section 53E-8-409	Subsection 53E-8-401(6)

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Repeal	**Filing ID: 58346**
Rule or section number:	**R277-922**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:

R277-922. Digital Teaching and Learning Grant Program

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

This repeal is necessary because of the passage of SB 2 during the 2026 General Session.

C. Summary of the new rule or change:

This rule is being repealed because of SB 2 (2026) which eliminated funding for the Digital Teaching and Learning Grant Program and repealed Section 53F-2-510. Therefore, Rule R277-922 established requirements for the administration of the Digital Teaching and Learning Grant Program and is no longer necessary.

The proposed change repeals Rule R277-922 in its entirety because the Digital Teaching and Learning Grant Program is no longer funded and its authorizing statute has been repealed.

5. Fiscal Information

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

A. State budget:

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

SB 2 (2026) eliminated state funding for the Digital Teaching and Learning Grant Program and repealed its authorizing statute, Section 53F-2-510.

Because the underlying program and its appropriations were already removed by legislative action, repealing this administrative rule is a conforming cleanup measure that imposes no new incremental expenditures or revenues on the state budget ($0).

B. Local governments:

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

The repealed rule previously governed local education agency (LEA) grant planning, application procedures, advisory committee reviews, and reporting requirements for the Digital Teaching and Learning Grant Program.

However, the actual fiscal impact on local grant distributions was already finalized by the Legislature's passage of SB 2 (2026) which eliminated the program's funding.

Therefore, repealing the administrative rule itself generates a $0 net change in local governments' revenues or expenditures.

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.

The repealed rule solely regulated public school LEA technology grant administration within the Elementary and Secondary Schools industry (NAICS 611110).

Because small businesses do not participate in public education grant administration under this rule, repealing Rule R277-922 does not govern, interact with, or financially impact small business operations ($0).

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 repealed rule strictly outlined intergovernmental grant application and administration processes between the Utah State Board of Education (USBE) and LEAs. Because this rule did not impose fees, taxes, or direct financial burdens on private individuals, parents, or students, repealing it results in an aggregate fiscal impact of $0.
F. Compliance costs for affected persons:
There are no compliance costs for affected persons. This conclusion was reached because this rule repeal eliminates administrative submission, planning, and reporting requirements for participating LEA personnel rather than creating new compliance burdens. The repeal requires no out-of-pocket expenses, fee payments, or financial compliance actions from individual educators, parents, or students.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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-2-510

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58347**
Rule or section number:	**R277-929**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	Ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule or section catchline:

R277-929. State Council on Military Children

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

The amendments are needed to make changes to the purple star school program requirements.

C. Summary of the new rule or change:

The amendments specifically update the requirements for purple star schools, removing the requirement that schools shall coordinate with the school liaison program from Hill Air Force Base or Dugway Proving Grounds to provide opportunities for active duty parents to volunteer in the school.

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 stricken language removes one of the three optional criteria a school may use to qualify for the Purple Star School designation. Specifically, coordinating with the school liaison program at Hill Air Force Base or Dugway Proving Grounds to provide volunteer opportunities for active-duty parents.

Because the Purple Star School designation is an existing, voluntary recognition program and removing one optional qualifying criterion does not alter state administrative duties, staffing needs, or funding allocations, there is no fiscal impact ($0) on state revenues or expenditures.

B. Local governments:

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

Schools seeking Purple Star School status can still satisfy the requirement in Subsection R277-929-4(4)(e) by choosing either of the remaining options: committing to hold a school-wide military recognition event or having their governing board pass a resolution publicizing support for military students and families.

Because removing the military base liaison volunteer option simply simplifies the qualifying criteria for a voluntary school designation without creating new operational mandates or altering local revenue streams, it results in a $0 net fiscal impact on local governments' expenditures or revenues

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 governs public school recognition programs within the Elementary and Secondary Schools industry (NAICS 611110).

Because small businesses do not participate in public school designation programs or military family liaison governance under this rule, removing an optional qualifying criterion for public schools does not govern, interact with, or financially impact small business operations ($0).

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 amendment exclusively modifies an optional criteria metric for public schools seeking an honorary state designation.

Because this rule change does not impose fees, taxes, or aggregate financial mandates on military families, active-duty personnel, or private individuals as a class, the aggregate fiscal impact is $0

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

Removing a voluntary administrative criterion for a school recognition designation requires no financial outlays, fee payments, or out-of-pocket compliance purchases from individual personnel or community members.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58320**
Rule or section number:	**R307-205**

1. Agency Information

Title catchline:	Environmental Quality, Air Quality
Building:	Multi-Agency State Office Building
Street address:	195 N 1950 W
City, state:	Salt Lake City, UT

Mailing address:	PO Box 144820
City, state and zip:	Salt Lake City, UT 84114-4820

2. Contact Persons

Name:	Phone:	Email:
Alyssa Higham	385-414-3390	alyssahigham@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

A. Rule or section catchline:

R307-205. Emission Standards: Fugitive Emissions and Fugitive Dust

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

Amendments to Rule R307-205 are necessary to incorporate signage requirements for fugitive dust facilities required by HB 378 passed in the 2026 General Session.

Per HB 378 (2026), "fugitive dust facilities," defined as fugitive dust sources larger than one-quarter acre that the Division of Air Quality (Division) requires to complete a fugitive dust control plan, must post clear, visible signage at facility entrances.

The purpose of this signage requirement is to establish direct contact between community members and industry sources having the potential to generate fugitive dust that directly impacts local communities.

C. Summary of the new rule or change:

This amendment adds language to Rule R307-205 under HB 378 (2026) to require informational signage at fugitive dust sources.

Section R307-205-11 details how posted signage shall be clearly visible, shall identify company contact information for direct community dust complaints, as well as the Division's information for submitting general complaints and dust concerns.

Other revisions include the addition of opacity requirements for fugitive dust in Section R307-205-5. This is to reinforce the expectation of effective dust control from statewide dust sources, and to enable more effective enforcement from Division staff.

Language in Section R307-205-4 was modernized to remove the different opacity requirement for sources constructed on or before 04/25/1971.

Lastly, language in Section R307-205-8 was modernized to more closely reflect best practices for dust control on roadways.

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 378 (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 cost or savings to the state budget because this amendment does not require the state to change any operating practices.

B. Local governments:

There is no anticipated impact to local governments, therefore, no costs or savings are anticipated.

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

Under these revisions to Rule R307-205, statewide dust sources in PM attainment areas that meet HB 378's (2026) definition of "fugitive dust facilities," defined as sources larger than one-quarter acre that the Division requires to have a fugitive dust control plan, must comply with the new signage requirement.

According to Division data on fugitive dust control plans submitted between 2022 and July 2026, approximately 370 sources in PM attainment areas have active and ongoing projects and meet the definition of a fugitive dust facility and will be affected by this rule revision. This is likely an overestimate, as fugitive dust control plan submissions by dust sources in attainment areas of the state can be voluntary.

This rule change will result in a minor negative fiscal impact on small businesses, specifically fugitive dust facilities that operate 0.25 acres or larger. Data was not able to be collected regarding the number of employees at fugitive dust facilities across the state.

However, this rule will impact small and non-small businesses equally. Each source will be required to display informational signage, estimated at $200 per business for a 3' x 4' aluminum fence-mounted sign.

There will be no additional cost of compliance with this rule change beyond the signage requirement. $200 was multiplied by the 370 sources to calculate the total initial fiscal year impact in Section 6 of this rule analysis form.

This fiscal cost will be spread between both small and non-small businesses.

The number of new dust sources in PM attainment areas required to submit fugitive dust control plans each year varies widely, so the cost for FY2028 to FY2031 could not be accurately estimated.

However, the future total annual fiscal cost is not expected to exceed that of the initial FY2027 cost to bring existing sources meeting the definition of "fugitive dust facility" in HB 378 (2026) into compliance.

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

Under these revisions to Rule R307-205, statewide dust sources in PM attainment areas that meet HB 378's (2026) definition of "fugitive dust facilities," defined as sources larger than one-quarter acre that the Division requires to have a fugitive dust control plan, must comply with the new signage requirement.

According to Division data on fugitive dust control plans submitted between 2022 and July 2026, approximately 370 sources in PM attainment areas have active and ongoing projects and meet the definition of a fugitive dust facility and will be affected by this rule revision. This is likely an overestimate, as fugitive dust control plan submissions by dust sources in attainment areas of the state can be voluntary.

This rule change will result in a minor negative fiscal impact on non-small businesses, specifically fugitive dust facilities that operate 0.25 acres or larger. Data was not able to be collected regarding the number of employees at fugitive dust facilities across the state.

However, this rule will impact small and non-small businesses equally. Each source will be required to display informational signage, estimated at $200 per business for a 3' x 4' aluminum fence-mounted sign.

There will be no additional cost of compliance with this rule change beyond the signage requirement. $200 was multiplied by the 370 sources to calculate the total initial fiscal year impact in Section 6 of this rule analysis form. This fiscal cost will be spread between both small and non-small businesses.

The number of new dust sources in PM attainment areas required to submit fugitive dust control plans each year varies widely, so the cost for FY2028 to FY2031 could not be accurately estimated.

However, the future total annual fiscal cost is not expected to exceed that of the initial FY2027 cost to bring existing sources meeting the definition of "fugitive dust facility" in HB 378 (2026) into compliance.

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

There is no anticipated impact to persons other than small businesses, non-small businesses, state, or local government entities, therefore, no costs or savings are anticipated.
F. Compliance costs for affected persons:
Each dust source larger than one-quarter acre that the Division requires to have a fugitive dust control plan in PM attainment areas are required to display informational signage. This is estimated as a one-time cost at $200 per source.

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	$74,000	inestimable	inestimable	inestimable	inestimable
Non-Small Businesses	$74,000	inestimable	inestimable	inestimable	inestimable
Other Persons	$0	$0	$0	$0	$0
Total Fiscal Cost	**$74,000**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**($74,000)**	**$0**	**$0**	**$0**	**$0**

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 19-2a-108	

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:	12/01/2026

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.)**:**		
Date:	**Time:**	**Place** (physical address or URL)**:**
11/23/2026	10:00AM - 11:00AM	A public hearing is set for Monday, 11/23/2026. Further details may be found below.

		The hearing will be cancelled should no request for one be made by 11/19/2026, at 10 AM MT. The final status of the public hearing will be posted on 11/19/2026, after 10 AM MT. The status of the public hearing may be checked at the following website location under the corresponding rule: https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment Interested Persons can participate in person or electronically, via the internet. In Person: MASOB 195 N 1950 W First Floor, Air Quality Board Room Salt Lake City, UT Virtual Attendance: Time zone: America/Denver Google Meet joining info: Video call link: https://meet.google.com/vwb-etvq-xbj Or dial: (US) +1 470-328-5826 PIN: 908 835 551#

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)	01/06/2027

13. Agency Authorization Information

Agency head or designee and title:	Bryce C. Bird, Director, Division of Air Quality	**Date:**	09/21/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58321**
Rule or section number:	**R307-309**

1. Agency Information

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

2. Contact Persons

Name:	**Phone:**	**Email:**
Alyssa Higham	385-414-3390	alyssahigham@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

A. Rule or section catchline:
R307-309. Nonattainment and Maintenance Areas for PM10 and PM2.5: Fugitive Emissions and Fugitive Dust
B. Purpose of the new rule or reason for the change:
Amendments to Rule R307-309 are necessary to incorporate signage requirements for fugitive dust facilities required by HB 378 passed in the 2026 General Session. Per HB 378 (2026), "fugitive dust facilities," defined as fugitive dust sources larger than one-quarter acre that the Division of Air Quality (Division) requires to complete a fugitive dust control plan, must post clear, visible signage at facility entrances. The purpose of this signage requirement is to establish direct contact between community members and industry sources having the potential to generate fugitive dust that directly impacts local communities.
C. Summary of the new rule or change:
This amendment adds language to Rule R307-309 under HB 378 (2026) to require informational signage at fugitive dust sources. Section R307-309-13 details how posted signage shall be clearly visible, shall identify company contact information for direct community dust complaints, as well as the Division's information for submitting general complaints and dust concerns. The amendment also expands language in Section R307-309-12 about record-keeping requirements to clarify compliance for sources and enable more effective enforcement from Division staff.

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 378 (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 cost or savings to the state budget because this amendment does not require the state to change any operating practices.
B. Local governments:
There is no anticipated impact to local governments, therefore, no costs or savings are anticipated.
C. Small businesses ("small business" means a business employing 1-49 persons)**:**
All dust sources in PM maintenance and nonattainment areas covered by Rule R307-309 meet HB 378's (2026) definition of "fugitive dust facilities," defined as sources larger than one-quarter acre that the Division requires to have a fugitive dust control plan, and therefore must comply with the new signage requirement. According to Division data on fugitive dust control plans submitted between 2022 and July 2026, approximately 1,100 sources in PM maintenance and nonattainment areas have active and ongoing projects and meet the definition of a fugitive dust facility and will be affected by this rule revision. This rule change will result in a minor negative fiscal impact on small businesses, specifically fugitive dust facilities that operate 0.25 acres or larger. Data was not able to be collected regarding the number of employees at fugitive dust facilities across the state.

However, this rule will impact small and non-small businesses equally. Each source will be required to display informational signage, estimated at $200 per business for a 3' x 4' aluminum fence-mounted sign.

There will be no additional cost of compliance with this rule change beyond the signage requirement. $200 was multiplied by the 1,100 sources to calculate the total initial fiscal year impact in Section 6 of this rule analysis form.

This fiscal cost will be spread between both small and non-small businesses.

The number of new dust sources in PM maintenance and nonattainment areas submitting fugitive dust control plans each year varies widely, so the cost for FY2028 to FY2031 could not be accurately estimated.

However, the future total annual fiscal cost is not expected to exceed that of the initial FY2027 cost to bring existing sources into compliance.

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

All dust sources in PM maintenance and nonattainment areas covered by Rule R307-309 meet HB 378's (2026) definition of "fugitive dust facilities" defined as sources larger than one-quarter acre that the Division requires to have a fugitive dust control plan, and therefore must comply with the new signage requirement.

According to Division data on fugitive dust control plans submitted between 2022 and July 2026, approximately 1,100 sources in PM maintenance and nonattainment areas have active and ongoing projects and meet the definition of a fugitive dust facility and will be affected by this rule revision.

This rule change will result in a minor negative fiscal impact on non-small businesses, specifically fugitive dust facilities that operate 0.25 acres or larger. Data was not able to be collected regarding the number of employees at fugitive dust facilities across the state.

However, this rule will impact small and non-small businesses equally. Each source will be required to display informational signage, estimated at $200 per business for a 3' x 4' aluminum fence-mounted sign.
There will be no additional cost of compliance with this rule change beyond the signage requirement. $200 was multiplied by the 1,100 sources to calculate the total initial fiscal year impact in Section 6 of this rule analysis form.

This fiscal cost will be spread between both small and non-small businesses.

The number of new dust sources in PM maintenance and nonattainment areas submitting fugitive dust control plans each year varies widely, so the cost for FY2028 to FY2031 could not be accurately estimated.

However, the future total annual fiscal cost is not expected to exceed that of the initial FY2027 cost to bring existing sources into compliance.

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

There is no anticipated impact to persons other than small businesses, non-small businesses, state, or local government entities, therefore, no costs or savings are anticipated.

F. Compliance costs for affected persons:

All fugitive dust facilities greater than 0.25 acres in the PM maintenance and nonattainment areas covered by Rule R307-309 are required to display informational signage.

This is estimated as a one-time cost at $200 per source.

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	$220,000	inestimable	inestimable	inestimable	inestimable
Non-Small Businesses	$220,000	inestimable	inestimable	inestimable	inestimable
Other Persons	$0	$0	$0	$0	$0
Total Fiscal Cost	**$220,000**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**($220,000)**	**$0**	**$0**	**$0**	**$0**

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 19-2a-108	

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:	12/01/2026

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.)**:**

Date:	**Time:**	**Place** (physical address or URL)**:**
11/23/2026	11:00AM - 12:00PM	A public hearing is set for Monday, 11/23/2026. Further details may be found below. The hearing will be cancelled should no request for one be made by 11/19/2026, at 10 AM MT. The final status of the public hearing will be posted on 11/19/2026, after 10 AM MT. The status of the public hearing may be checked at the following website location under the corresponding rule: https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment Interested Persons can participate in person or electronically, via the internet.

		In Person: MASOB 195 N 1950 W First Floor, Air Quality Board Room Salt Lake City, UT Virtual Attendance: Time zone: America/Denver Google Meet joining info: Video call link: https://meet.google.com/nvi-ickv-uog Or dial: (US) +1 929-324-1432 PIN: 792 119 356#

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)	01/06/2027

13. Agency Authorization Information

Agency head or designee and title:	Bryce C. Bird, Director, Division of Air Quality	**Date:**	09/21/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58308**
Rule or section number:	**R623-4**

1. Agency Information

Title catchline:	Lieutenant Governor, Elections
Building:	Utah State Capitol
Street address:	350 State Street, Suite 220
City, state:	Salt Lake City, UT
Mailing address:	PO Box 142220
City, state and zip:	Salt Lake City, UT 84114-2220

2. Contact Persons

Name:	**Phone:**	**Email:**
Ryan Cowley	801-538-1041	Elections@utah.gov
Kenna Stringam	801-538-1041	Elections@utah.gov

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

3. General Information

A. Rule or section catchline:
R623-4. Processing Partisan Candidate Nomination Petitions
B. Purpose of the new rule or reason for the change:
These changes are part of a routine update and review of this rule by the Office of the Lieutenant Governor to ensure that requirements for candidate nomination petitions are uniform and executable.
C. Summary of the new rule or change:
This amendment creates clearer specifications for when an election official should continue to process candidate nomination petitions. Additionally, this amendment makes style and formatting changes to align with the Rulewriting Manual for Utah.

5. Fiscal Information

Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
The state budget is not expected to incur any fiscal impact, as these changes are already within the scope of preexisting state responsibilities.
B. Local governments:
Local governments are not expected to incur any fiscal impact, as these changes are already within the scope of preexisting county clerk responsibilities.
C. Small businesses ("small business" means a business employing 1-49 persons)**:**
Small businesses are not expected to incur any fiscal impact, as this rule change does not apply to small businesses.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
Non-small businesses are not expected to incur any fiscal impact, as this rule does not apply to non-small businesses.
E. Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an ***agency***)**:**
Other persons are not expected to incur any fiscal impact, as this rule does not apply to other persons.
F. Compliance costs for affected persons:
Affected persons are not expected to incur any fiscal impact, as this rule change is procedural in nature, and already within the responsibilities and scope of other persons, namely reviewing officers.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Director of the Office of Elections, Ryan Cowley, 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 VII, Section 14	Section 20A-9-410	

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ryan Cowley, Director of Elections	**Date:**	10/03/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58311**
Rule or section number:	**R623-7**

1. Agency Information

Title catchline:	Lieutenant Governor, Elections
Building:	Utah State Capitol
Street address:	350 State Street, Suite 220
City, state:	Salt Lake City, UT 84114-2220
Mailing address:	PO Box 142220
City, state and zip:	Salt Lake City, UT 84114-2220

2. Contact Persons

Name:	**Phone:**	**Email:**
Ryan Cowley	801-538-1041	elections@utah.gov
Kenna Stringam	801-538-1041	elections@utah.gov

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

3. General Information

A. Rule or section catchline:
R623-7. Vote Tabulation Software Validation Rule
B. Purpose of the new rule or reason for the change:
These changes are part of a routine update and review of this rule by the Office of the Lieutenant Governor.
C. Summary of the new rule or change:
This amendment refines specifications for when software validation should take place. Additionally, this amendment removes a section referencing an outdated piece of code.

5. Fiscal Information

Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
The state budget is not expected to incur any fiscal impact on the state budget, as this rule change does not apply to the state.
B. Local governments:
Local governments are not expected to incur a fiscal impact. Although the rule change will require time for software validation, this activity already falls within the existing responsibilities of the county clerk.
C. Small businesses ("small business" means a business employing 1-49 persons)**:**
Small businesses are not expected to incur any fiscal impact, as this rule change does not apply to small businesses.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
Non-small businesses are not expected to incur any fiscal impact, as this rule does not apply to non-small businesses.
E. Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an ***agency***)**:**
Other persons are not expected to incur any fiscal impact, as this rule does not apply to other persons.
F. Compliance costs for affected persons:
Affected persons are not expected to incur a fiscal impact. Although this rule change will require time for software validation, this activity falls within the existing responsibilities of all affected 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Director of the Office of Elections, Ryan Cowley, 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 20A-5-905		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Ryan Cowley, Director of Elections	**Date:**	10/05/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58351**
Rule or section number:	**R708-7**

1. Agency Information

Title catchline:	Public Safety, Driver License
Building:	Taylorsville State Office Building
Street address:	4315 S 2700 W
City, state:	Taylorsville, UT
Mailing address:	PO Box 144501
City, state and zip:	Salt Lake City, UT 84114-4501

2. Contact Persons

Name:	**Phone:**	**Email:**
Kim Gibb	801-556-8198	kgibb@utah.gov
Tara Zamora	801-964-4483	tarazamora@utah.gov
Britani Flores	801-884-8313	bflores@utah.gov

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

3. General Information

A. Rule or section catchline:
R708-7. Functional Ability in Driving Responsibilities for Physicians and Drivers

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

During recent discussions with the Medical Advisory Board, the Driver License Division (division) has decided to change an existing process regarding medical exemptions in relation to ignition interlock device requirements, which would remove the sole decision from the Medical Advisory Board and place it with the division leaving the Medical Advisory Board in an advisory role as intended.

C. Summary of the new rule or change:

This amendment adds an authorizing statute Section 53-3-1007 which was inadvertently not added in a previous filing, adds specificity to definitions, includes the vision category, and changes the process for review of petitions for medical exemptions from relying on the decision of the Medical Advisory Board and places it with the division as intended.

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 any impact on state budget.

This amendment is updating an internal process of the division where the division is switching the decision-making role from the board to the division for those who petition to have an IID removed for a medical exemption.

This process does not require any cost, nor does it generate savings.

B. Local governments:

This amendment is not expected to have any impact on any local governments.

This amendment is updating an internal process of the division where the division is switching the decision-making role from the board to the division for those who petition to have an IID removed for a medical exemption.

This process does not require any cost, nor does it generate savings, and is not regulated by any local governments.

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

This amendment is not expected to have any impact on any small businesses.

This amendment is updating an internal process of the division where the division is switching the decision-making role from the board to the division for those who petition to have an IID removed for a medical exemption and does not affect small businesses.

This process does not require any cost, nor does it generate savings.

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

This amendment is not expected to have any impact on any non-small businesses.

This amendment is updating an internal process of the division where the division is switching the decision-making role from the board to the division for those who petition to have an IID removed for a medical exemption and does not affect non-small businesses.

This process does not require any cost, nor does it generate savings.

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 any impact on any persons other than small businesses, non-small businesses, state, or local government entities.

This amendment is updating an internal process of the division where the division is switching the decision-making role from the board to the division for those who petition to have an IID removed for a medical exemption and does not affect persons other than small businesses, non-small businesses, state, or local government entities. This process does not require any cost, nor does it generate savings.
F. Compliance costs for affected persons:
There are no compliance costs associated with this rule.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Public Safety, Beau Mason, 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 53-3-104	Section 53-3-1007	

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*)**:**	
Official Title of Materials Incorporated (from title page)	Functional Ability in Driving. Guidelines and standards for Health Care Professionals
Publisher	Driver License Division
Issue Date	October 2026
Issue or Version	January 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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Jimmy Higgs, Director	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58350**
Rule or section number:	**R708-45**

1. Agency Information

Title catchline:	Public Safety, Driver License
Building:	Taylorsville State Office Building
Street address:	4315 S 2700 W
City, state:	Taylorsville, UT
Mailing address:	PO Box 144501
City, state and zip:	Salt Lake City, UT 84114-4501

2. Contact Persons

Name:	**Phone:**	**Email:**
Kim Gibb	801-556-8198	kgibb@utah.gov
Tara Zamora	801-964-4483	tarazamora@utah.gov
Britani Flores	801-884-8313	bflores@utah.gov

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

3. General Information

A. Rule or section catchline:

R708-45. Renewal or Duplicate License for Utah Residents Unable to Appear at a Licensing Office

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

The Driver License Division (division) is making minor formatting changes to the existing rule and removing a restriction that only allowed the division to issue one license under this rule.

These changes are being made as the result of an internal agency practice review.

C. Summary of the new rule or change:

The division has removed a restriction that prohibited the division from issuing only one license under this rule. This restriction is not outlined in statute, and the division would like to allow for situations in which issuing more than one license may occur.

Additionally, minor formatting and style changes are being made to follow current rulewriting standards.

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 any impact on the state budget. This is an existing process of the division. The division is seeking to remove a prohibition on the number of licenses the division may issue under this rule which will neither require a cost nor generate savings.
B. Local governments:
This amendment is not expected to have any impact on local governments. This is an existing process of the division that is not regulated by any local governments.
C. Small businesses ("small business" means a business employing 1-49 persons)**:**
This amendment is not expected to have any impact on small businesses. This is an existing process of the division that does not affect small businesses.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
This amendment is not expected to have any impact on non-small businesses. This is an existing process of the division that does not affect any 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 any impact on persons other than small businesses, non-small businesses, state, or local government entities. This is an existing process of the division. The division is seeking to remove a restriction on the number of licenses they may issue to a person who is not able to appear at an office and requires a renewal or duplicate license. Previously, the division was only allowed to issue one license to a person under this rule.
F. Compliance costs for affected persons:
This amendment is not expected to have any compliance costs. This is an existing process of the division. The division is seeking to remove a prohibition on the number of licenses the division may issue under this rule which will neither require a cost nor generate savings.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Public Safety, Beau Mason, 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 53-3-104	Section 53-3-205	Section 53-3-214

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Jimmy Higgs, Director	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: New	**Filing ID: 58355**
Rule or section number:	**R722-120**

1. Agency Information

Title catchline:	Public Safety, Criminal Investigations and Technical Services, Criminal Identification
Building:	Taylorsville State Office Building
Street address:	4315 S 2700 W
City, state:	Taylorsville, UT 84129
Mailing address:	4315 S 2700 W, Suite 1300
City, state and zip:	Taylorsville, UT 84129

2. Contact Persons

Name:	**Phone:**	**Email:**
Kim Gibb	801-556-8198	kgibb@utah.gov

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

3. General Information

A. Rule or section catchline:
R722-1. Sex Offender Monitoring Program
B. Purpose of the new rule or reason for the change:
A new rule is required under Subsection 53-29-406(7).
C. Summary of the new rule or change:
This proposed rule establishes the requirements, procedures, and processes for the location monitoring program for sex offenders who do not provide the required residence information to the state.

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 370 (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 anticipated to have a fiscal impact on the state budget beyond that already described in the fiscal note for HB 370 (2026). The fiscal note can be found at: https://le.utah.gov/Session/2026/bills/static/HB0370.html
B. Local governments:
This proposed rule will not likely result in direct, measurable costs for local governments because local law enforcement agencies and other entities that already register sex offenders would provide the monitoring devices to eligible offenders on behalf of the registry.
C. Small businesses ("small business" means a business employing 1-49 persons)**:**
This proposed rule could potentially result in revenue for a small business if awarded the contract to provide devices for the program on behalf of the registry. The amount of revenue anticipated is approximately $75,000 in FY 2026, $150,000 in FY 2027 and $175,000 in FY 2028, increasing by about $40,000 annually until FY 2036. The Bureau of Criminal Identification (BCI) anticipates adding approximately 10 offenders per year to the program, at a cost of $4,000 to $5,000 per offender annually. BCI is in the process of selecting a vendor for the program. Since BCI is unsure of which business category the contracted company will fall under, BCI felt it would be most appropriate to provide "inestimable" in the regulatory impact summary table.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
This proposed rule could potentially result in revenue for a non-small business if awarded the contract to provide devices for the program on behalf of the registry. The amount of revenue anticipated is approximately $75,000 in FY 2026, $150,000 in FY 2027 and $175,000 in FY 2028, increasing by about $40,000 annually until FY 2036. BCI anticipates adding approximately 10 offenders per year to the program, at a cost of $4,000 to $5,000 per offender annually. BCI is in the process of selecting a vendor for the program.

Since BCI is unsure of which business category the contracted company will fall under, BCI felt it would be most appropriate to provide "inestimable" in the regulatory impact summary table.
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 may result in costs to an offender of approximately $4,000 to $5,000 annually, reflected as the average of $4,500 in the regulatory impact summary table, to pay for renting the monitoring device, unless the offender qualifies for a waiver due to indigence.
F. Compliance costs for affected persons:
This proposed rule may result in costs to an offender of approximately $4,000 to $5,000 annually, reflected as the average of $4,500 in the regulatory impact summary table, to pay for renting the monitoring device, unless the offender qualifies for a waiver due to indigence.

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	$4,500	$4,500	$4,500	$4,500	$4,500
Total Fiscal Cost	**$4,500**	**$4,500**	**$4,500**	**$4,500**	**$4,500**
Fiscal Benefits	**FY2027**	**FY2028**	**FY2029**	**FY2030**	**FY2031**
State Budget	$0	$0	$0	$0	$0
Local Governments	$0	$0	$0	$0	$0
Small Businesses	inestimable	inestimable	inestimable	inestimable	inestimable
Non-Small Businesses	inestimable	inestimable	inestimable	inestimable	inestimable
Other Persons	$0	$0	$0	$0	$0
Total Fiscal Benefits	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**
Net Fiscal Benefits	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**

7. Regulatory Impact Analysis Approval

The Commissioner of the Department of Public Safety, Beau Mason, 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 53-29-101	Section 53-29-308	Section 53-29-406

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Marcus Yockey, BCI Division Director	**Date:**	10/15/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58327**
Rule or section number:	**R765-165**

1. Agency Information

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

2. Contact Persons

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

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

3. General Information

A. Rule or section catchline:

R765-165. Concurrent Enrollment

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

This filing amends Rule R765-165 based on revisions passed by the Utah Board of Higher Education (UBHE). The revisions are based on SB 77 (passed in the 2026 General Session) and are intended to update the rules and procedures that govern Utah System of Higher Education (USHE) institutions when those institutions provide concurrent enrollment opportunities to Utah public education students so that those rules and procedures comply with SB 77 (2026) and UBHE's approved amendments.

C. Summary of the new rule or change:

The amendments to Rule R765-165 ensure that this rule is compliant with the requirements in SB 77 (2026), update the requirements related to what constitutes a qualified instructor for the Utah Language Bridge Program, state that a local education agency (LEA) may partner with a different USHE institution if the institution with responsibility in the designated service region cannot offer a qualified instructor by April 1 of each year, require that the upper-division foreign language course count toward a foreign language degree that an institution of higher education offers, and add general financial literacy or personal finances offerings to the list of concurrent enrollment course offerings.

The amendments to Rule R765-165 also make minor nonsubstantive updates to this rule for consistency and clarity.

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 77 (2026 General Session)

5. Fiscal Information

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

A. State budget:

The amendments to Rule R765-165 will not have any fiscal impact on the state budget.
There is no fiscal impact on the state budget because this rule governs only the policies and procedures for the provision of concurrent enrollment opportunities by USHE institutions to Utah public school students and the proposed amendments to the rule are meant to comply with SB 77 (2026) which, per the bill's Fiscal Note, will likely not materially impact state government.

The changes made to the provisions of this rule do not create any cost to or any savings for the state budget and, as such, the changes made to this rule will have no impact on the state budget.

B. Local governments:

The amendments to Rule R765-165 will not have any fiscal impact on local governments.

There is no fiscal impact on local governments because this rule governs only the policies and procedures for the provision of concurrent enrollment opportunities by USHE institutions to Utah public school students and the proposed amendments to the rule are meant to comply with SB 77 (2026) which, per the bill's Fiscal Note, will likely not result in direct, measurable costs for local governments.

The changes made to the provisions of this rule do not create any cost to or any savings for the state budget and, as such, the changes made to this rule will have no impact on local governments.

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

The amendments to Rule R765-165 will not have any fiscal impact on small businesses.

There is no fiscal impact on small businesses because this rule governs only the policies and procedures for the provision of concurrent enrollment opportunities by USHE institutions to Utah public school students and the proposed amendments to the rule are meant to comply with SB 77 (2026) which, per the bill's Fiscal Note, will likely not result in direct expenditures from tax or fee changes for Utah residents and businesses.

The changes made to the provisions of this rule do not create any cost to or any savings for small businesses and, as such, the changes made to this rule will have no impact on small businesses.

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

The amendments to Rule R765-165 will not have any fiscal impact on non-small businesses.

There is no fiscal impact on non-small businesses because this rule governs only the policies and procedures for the provision of concurrent enrollment opportunities by USHE institutions to Utah public school students and the proposed amendments to the rule are meant to comply with SB 77 (2026) which, per the bill's Fiscal Note, will likely not result in direct expenditures from tax or fee changes for Utah residents and businesses.

The changes made to the provisions of this rule do not create any cost to or any savings for small businesses and, as such, the changes made to this rule will have no impact on non-small businesses.

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

The amendments to Rule R765-165 will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

There is no fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities businesses because this rule governs only the policies and procedures for the provision of concurrent enrollment opportunities by USHE institutions to Utah public school students and the proposed amendments to the rule are meant to comply with SB 77 (2026) which, per the bill's Fiscal Note, will likely not result in direct expenditures, change the regulatory burden, or result in direct, measurable costs.

The changes made to the provisions of this rule do not create any cost to or any savings for small businesses and, as such, the changes made to this rule will have no impact on persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

The amendments to Rule R765-165 will not impose any compliance costs on affected persons.

There are no compliance costs because this rule provides procedures for USHE institutions to provide concurrent enrollment opportunities to Utah public school students and the changes made to the provisions of this rule do not create any such compliance 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Utah Commissioner of Higher Education, Geoffrey Landward, 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 53E-10-301	Section 53G-10-103	Subsection 53E-10-309(6)
Section 53E-1-302		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Alison Adams, Board Secretary and Designee	**Date:**	10/08/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58309**
Rule or section number:	**R765-431**

1. Agency Information

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

2. Contact Persons

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

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

3. General Information

A. Rule or section catchline:

R765-431. State Authorization Reciprocity Agreement Rule

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

This filing amends Rule R765-431 based on revisions passed by the Utah Board of Higher Education.

The revisions were recommended based on the Office of the Commissioner of Higher Education's five-year review and are intended to update the administration of a state authorization reciprocity agreement under this rule accordingly.

C. Summary of the new rule or change:

The amendments to Rule R765-431 remove an irrevocable letter of credit as a form of financial assurance for institutions of higher education with a financial responsibility composite score from the Department of Education between 1.0 and 1.5, requiring submission of a surety bond or certificate of deposit instead.

5. Fiscal Information

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

A. State budget:

The amendments to Rule R765-431 will not have any fiscal impact on the state budget.

There is no fiscal impact on the state budget because this rule governs only the administration of a state authorization reciprocity agreement as authorized by Section 53H-1-703 and the revisions to this rule, which would remove an irrevocable letter of credit as a form of financial assurance for institutions of higher education with a financial responsibility composite score from the Department of Education between 1.0 and 1.5, requiring submission of a surety bond or certificate of deposit instead, do not have any relation to or impact on the state budget.

B. Local governments:

The amendments to Rule R765-431 will not have any fiscal impact on local governments.

There is no fiscal impact on local governments because this rule governs only the administration of a state authorization reciprocity agreement as authorized by Section 53H-1-703 and the revisions to this rule, which would remove an irrevocable letter of credit as a form of financial assurance for institutions of higher education with a financial responsibility composite score from the Department of Education between 1.0 and 1.5, requiring submission of a surety bond or certificate of deposit instead, do not have any relation to or impact on local governments.

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

The amendments to Rule R765-431 will not have any fiscal impact on small businesses.

There is no fiscal impact on small businesses because this rule governs only the administration of a state authorization reciprocity agreement as authorized by Section 53H-1-703 and the revisions to this rule, which would remove an irrevocable letter of credit as a form of financial assurance for institutions of higher education with a financial responsibility composite score from the Department of Education between 1.0 and 1.5, requiring submission of a surety bond or certificate of deposit instead, do not have any relation to or impact on small businesses.

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

The amendments to Rule R765-431 will not have any fiscal impact on non-small businesses.

There is no fiscal impact on non-small businesses because this rule governs only the administration of a state authorization reciprocity agreement as authorized by Section 53H-1-703 and the revisions to this rule, which would remove an irrevocable letter of credit as a form of financial assurance for institutions of higher education with a financial responsibility composite score from the Department of Education between 1.0 and 1.5, requiring submission of a surety bond or certificate of deposit instead, do not have any relation to or impact on non-small businesses.

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

The amendments to Rule R765-431 will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

There is no fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities because this rule governs only the administration of a state authorization reciprocity agreement as authorized by Section 53H-1-703 and the revisions to this rule, which would remove an irrevocable letter of credit as a form of financial assurance for institutions of higher education with a financial responsibility composite score from the Department of Education between 1.0 and 1.5, requiring submission of a surety bond or certificate of deposit instead, do not have any relation to or impact on persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

The amendments to Rule R765-431 do not impose any compliance costs for affected persons because they only remove an irrevocable letter of credit as a form of financial assurance for certain institutions of higher education, requiring submission of a surety bond or certificate of deposit instead.

The revisions to this rule do not impose or create any compliance 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of Higher Education, Geoffrey Landward, 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 53H-1-703		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Alison Adams, Board Secretary and Designee	**Date:**	10/05/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: New	**Filing ID: 58302**
Rule or section number:	**R765-591**

1. Agency Information

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

2. Contact Persons

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

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

3. General Information

A. Rule or section catchline:

R765-591. Higher Education Research Funding Pilot Program

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

This proposed new administrative rule, R765-591, is being enacted based on HB 373 (passed in the 2026 General Session) which establishes a multi-year competitive grant program known as the Higher Education Research Funding Pilot Program (Program).

Under HB 373 (2026), the Utah Board of Higher Education (Board) is required to establish and update eligible research areas and ensure that these areas reflect the state's priority industry clusters and public policy needs through consultation with key stakeholders, as defined in statute.

Rule R765-591 establishes eligible research areas and delegates authority to the Commissioner of Higher Education to appoint an ad hoc committee to administer the Program.

C. Summary of the new rule or change:

The new administrative Rule R765-591 complies with certain requirements of HB 373 (2026) by establishing eligible research areas for the Higher Education Research Funding Pilot Program and delegating authority to the Commissioner of Higher Education to appoint an ad hoc committee to administer the Program.

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 373 (2026 General Session)

5. Fiscal Information

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

A. State budget:

New Rule R765-591 will not have any fiscal impact on the state budget.

There is no fiscal impact on the state budget because, while this new rule is based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, proposed Rule R765-591 only establishes research areas for the Program and delegates authority to the Commissioner of Higher Education to appoint an ad hoc committee to administer the Program, both of which are required under HB 373 (2026), and neither of which is related to or impacted by the bill's appropriations.

Because this rule does not impose any requirements that would create any cost to or savings for the state budget, this new rule will not have any impact on the state budget.

B. Local governments:

New Rule R765-591 will not have any fiscal impact on local governments.

There is no fiscal impact on local governments because, while this new rule is based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, proposed Rule R765-591 only establishes research areas for the Program and delegates authority to the Commissioner of Higher Education to appoint an ad hoc committee to administer the Program, both of which are required under HB 373 (2026), and neither of which is related to or impacted by the bill's appropriations.

Because this rule does not impose any requirements that would create any cost to or savings for local governments, this new rule will not have any impact on local governments.

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

New Rule R765-591 will not have any fiscal impact on small businesses.

There is no fiscal impact on small businesses because, while this new rule is based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, proposed Rule R765-591 only establishes research areas for the Program and delegates authority to the Commissioner of Higher Education to appoint an ad hoc committee to administer the Program, both of which are required under HB 373 (2026), and neither of which is related to or impacted by the bill's appropriations.

Because this rule does not impose any requirements that would create any cost to or savings for small businesses, this new rule will not have any impact on small businesses.

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

New Rule R765-591 will not have any fiscal impact on non-small businesses.

There is no fiscal impact on non-small businesses because, while this new rule is based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, proposed Rule R765-591 only establishes research areas for the Program and delegates authority to the Commissioner of Higher Education to appoint an ad hoc committee to administer the Program, both of which are required under HB 373 (2026), and neither of which is related to or impacted by the bill's appropriations.

Because this rule does not impose any requirements that would create any cost to or savings for non-small businesses, this new rule will not have any impact on 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***)**:**

New Rule R765-591 will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

There is no fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities because, while this new rule is based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, proposed Rule R765-591 only establishes research areas for the Program and delegates authority to the Commissioner of Higher Education to appoint an ad hoc committee to administer the Program, both of which are required under HB 373 (2026), and neither of which is related to or impacted by the bill's appropriations.

Because this rule does not impose any requirements that would create any cost to or savings for persons other than small businesses, non-small businesses, state, or local government entities, this new rule will not have any impact on persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:
New Rule R765-591 does not impose any compliance costs for affected persons because it only establishes research areas for the Program and delegates authority to the Commissioner of Higher Education to appoint an ad hoc program to administer the program. This rule's provisions do not impose or create any compliance 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Utah Commissioner of Higher Education, Geoffrey Landward, 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 53H-8-211		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Alison Adams, Board Secretary and Designee	**Date:**	10/05/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Repeal	**Filing ID: 58300**
Rule or section number:	**R765-604**

1. Agency Information

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

2. Contact Persons

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

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

3. General Information

A. Rule or section catchline:

R765-604. New Century Scholarship

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

This filing repeals Rule R765-604.

On 07/09/2026, the Utah Board of Higher Education voted to repeal Rule R765-604.

Rule R765-604 is being repealed because this rule applies to New Century Scholarships awarded to students prior to 2021.

There are no longer any students receiving the New Century Scholarship under this rule, and therefore, it should be repealed.

C. Summary of the new rule or change:

This filing repeals Rule R765-604, in its entirety, which governs the New Century Scholarship.

Because this rule applies to New Century Scholarships awarded to students prior to 2021 and there are no longer any students receiving the New Century Scholarship under this rule, this rule is being repealed.

5. Fiscal Information

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

A. State budget:

The repeal of Rule R765-604 will not have any fiscal impact on the state budget.

Because this rule applies to New Century Scholarships awarded to students prior to 2021, and there are no longer any students receiving the New Century Scholarship under this rule, this rule is being repealed, and the repeal will have no impact on the state budget.

B. Local governments:

The repeal of Rule R765-604 will not have any fiscal impact on the local governments.

Because this rule applies to New Century Scholarships awarded to students prior to 2021 and there are no longer any students receiving the New Century Scholarship under this rule, this rule is being repealed, and the repeal will have no impact on local governments.

C. Small businesses ("small business" means a business employing 1-49 persons)**:**
The repeal of Rule R765-604 will not have any fiscal impact on small businesses. Because this rule applies to New Century Scholarships awarded to students prior to 2021 and there are no longer any students receiving the New Century Scholarship under this rule, this rule is being repealed, and the repeal will have no impact on small businesses.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
The repeal of Rule R765-604 will not have any fiscal impact on non-small businesses. Because this rule applies to New Century Scholarships awarded to students prior to 2021 and there are no longer any students receiving the New Century Scholarship under this rule, this rule is being repealed, and the repeal will have no impact on non-small businesses.
E. Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an ***agency***)**:**
The repeal of Rule R765-604 will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities. Because this rule applies to New Century Scholarships awarded to students prior to 2021 and there are no longer any students receiving the New Century Scholarship under this rule, this rule is being repealed, and the repeal will have no impact on small businesses, non-small businesses, state, or local government entities.
F. Compliance costs for affected persons:
The repeal of Rule R765-604 does not impose any compliance costs for affected persons because it applies to New Century Scholarships awarded to students prior to 2021. There are no longer any students receiving the New Century Scholarship under this rule, and the resulting repeal of this rule does not impose or create any compliance 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of Higher Education, Geoffrey Landward, 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 53H-11-407(5)	Subsection 53H-11-407(9)	

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Alison Adams, Board Secretary and Designee	**Date:**	10/05/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58310**
Rule or section number:	**R765-608a**

1. Agency Information

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

2. Contact Persons

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

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

3. General Information

A. Rule or section catchline:
R765-608a. First Credential Scholarship
B. Purpose of the new rule or reason for the change:
This filing amends Rule R765-608a based on revisions passed by the Utah Board of Higher Education (Board). The revisions are based on HB 373 (passed in the 2026 General Session) and update the procedures related to the requirements of and application for the First Credential Scholarship to comply with HB 373 (2026) and the Board's approved amendments.

C. Summary of the new rule or change:
The amendments to Rule R765-608a ensure that this rule is compliant with HB 373 (2026), allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the First Credential Scholarship, and make other nonsubstantive updates to rule language for consistency and clarity.

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 373 (2026 General Session)

5. Fiscal Information

Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
The amendments to Rule R765-608a will not have any fiscal impact on the state budget. There is no fiscal impact on the state budget because, while the amendments are based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Higher Education Research Funding Pilot Program (Program), the amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the First Credential Scholarship, which is separate from the Program, and make other nonsubstantive updates to this rule's language for consistency and clarity, none of which is related to or impacted by the bill's appropriations. As such, the amendments to this rule will not have any impact on the state budget.
B. Local governments:
The amendments to Rule R765-608a will not have any fiscal impact on local governments. There is no fiscal impact on local governments because, while the amendments are based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, the amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the First Credential Scholarship, which is separate from the Program, and make other nonsubstantive updates to this rule's language for consistency and clarity, none of which is related to or impacted by the bill's appropriations. As such, the amendments to this rule will not have any impact on local governments.
C. Small businesses ("small business" means a business employing 1-49 persons)**:**
The amendments to Rule R765-608a will not have any fiscal impact on small businesses. There is no fiscal impact on small businesses because, while the amendments are based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, the amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the First Credential Scholarship, which is separate from the Program, and make other nonsubstantive updates to this rule's language for consistency and clarity, none of which is related to or impacted by the bill's appropriations. As such, the amendments to this rule will not have any impact on small businesses.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
The amendments to Rule R765-608a will not have any fiscal impact on non-small businesses. There is no fiscal impact on non-small businesses because, while the amendments are based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, the amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the First Credential Scholarship, which is separate from the Program, and make other nonsubstantive updates to this rule's language for consistency and clarity, none of which is related to or impacted by the bill's appropriations. As such, the amendments to this rule will not have any impact on non-small businesses.

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

The amendments to Rule R765-608a will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

There is no fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities because, while the amendments are based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, the amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the First Credential Scholarship, which is separate from the Program, and make other nonsubstantive updates to this rule's language for consistency and clarity, none of which is related to or impacted by the bill's appropriations.

As such, the amendments to this rule will not have any impact on persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

The amendments to Rule R765-608a does not impose any compliance costs for affected persons because they only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the First Credential Scholarship and make other nonsubstantive updates to this rule's language for consistency and clarity.

The amendments to this rule do not impose or create any compliance 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of Higher Education, Geoffrey Landward, 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 53E-10-310		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Alison Adams, Board Secretary and Designee	**Date:**	10/05/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Repeal	**Filing ID: 58301**
Rule or section number:	**R765-609**

1. Agency Information

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

2. Contact Persons

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

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

3. General Information

A. Rule or section catchline:

R765-609. Regents Scholarship

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

This filing repeals Rule R765-609.

On 07/09/2026, the Utah Board of Higher Education voted to repeal Rule R765-609.

Rule R765-609 is being repealed because this rule applies to Regents' Scholarships awarded to students in and prior to 2021.

There are no longer any students receiving the Regents' Scholarship under this rule, and therefore, it should be repealed.

C. Summary of the new rule or change:

This filing repeals Rule R765-609, in its entirety, which governs the Regents' Scholarship. Because this rule applies to Regents' Scholarships awarded to students prior to 2021 and there are no longer any students receiving the Regents' Scholarship under this rule, this rule is being repealed.

5. Fiscal Information

Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
The repeal of Rule R765-609 will not have any fiscal impact on the state budget. Because this rule applies to Regents' Scholarships awarded to students prior to 2021 and there are no longer any students receiving the Regents' Scholarship under this rule, this rule is being repealed, and the repeal will have no impact on the state budget.
B. Local governments:
The repeal of Rule R765-609 will not have any fiscal impact on local governments. Because this rule applies to Regents' Scholarships awarded to students prior to 2021 and there are no longer any students receiving the Regents' Scholarship under this rule, this rule is being repealed, and the repeal will have no impact on local governments.
C. Small businesses ("small business" means a business employing 1-49 persons)**:**
The repeal of Rule R765-609 will not have any fiscal impact on small businesses. Because this rule applies to Regents' Scholarships awarded to students prior to 2021 and there are no longer any students receiving the Regents' Scholarship under this rule, this rule is being repealed, and the repeal will have no impact on small businesses.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
The repeal of Rule R765-609 will not have any fiscal impact on non-small businesses. Because this rule applies to Regents' Scholarships awarded to students prior to 2021 and there are no longer any students receiving the Regents' Scholarship under this rule, this rule is being repealed, and the repeal will have no impact on non-small businesses.
E. Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an ***agency***)**:**
The repeal of Rule R765-609 will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities. Because this rule applies to Regents' Scholarships awarded to students prior to 2021 and there are no longer any students receiving the Regents' Scholarship under this rule, this rule is being repealed, and the repeal will have no impact on persons other than small businesses, non-small businesses, state, or local government entities.
F. Compliance costs for affected persons:
The repeal of Rule R765-609 does not impose any compliance costs for affected persons because it applies to Regents' Scholarships awarded to students prior to 2021. There are no longer any students receiving the Regents' Scholarship under this rule, and the resulting repeal of this rule does not impose or create any compliance 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of Higher Education, Geoffrey Landward, 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 53B-8-108		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Alison Adams, Board Secretary and Designee	**Date:**	10/05/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Repeal	**Filing ID: 58312**
Rule or section number:	**R765-609C**

1. Agency Information

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

2. Contact Persons

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

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

3. General Information

A. Rule or section catchline:

R765-609C. Regents Scholarship

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

This filing repeals Rule R765-609C.

The Utah Board of Higher Education has voted to repeal Rule R765-609C.

Rule R765-609C is being repealed because this rule applies to the Regents' Scholarship which has been phased out and replaced. There are no longer any students receiving the Regents' Scholarship under this rule, and therefore, it should be repealed.

C. Summary of the new rule or change:

This filing repeals Rule R765-609C, in its entirety, which governs the Regents' Scholarship.

Because this rule applies to the Regents' Scholarship, which has been phased out and replaced, and there are no longer any students receiving the Regents' Scholarship under this rule, so this rule is being repealed.

5. Fiscal Information

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

A. State budget:

The repeal of Rule R765-609C will not have any fiscal impact on the state budget.

Because this rule applies to the Regents' Scholarship, and there are no longer any students receiving the Regents' Scholarship under this rule, it is being repealed, and the repeal will have no impact on the state budget.

B. Local governments:

The repeal of Rule R765-609C will not have any fiscal impact on local governments.

Because this rule applies to the Regents' Scholarship, and there are no longer any students receiving the Regents' Scholarship under this rule, it is being repealed, and the repeal will have no impact on local governments.

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

The repeal of Rule R765-609C will not have any fiscal impact on small businesses.

Because this rule applies to the Regents' Scholarship, and there are no longer any students receiving the Regents' Scholarship under this rule, it is being repealed, and the repeal will have no impact on small businesses.

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

The repeal of Rule R765-609C will not have any fiscal impact on non-small businesses.

Because this rule applies to the Regents' Scholarship, and there are no longer any students receiving the Regents' Scholarship under this rule, it is being repealed, and the repeal will have no impact on non-small businesses.

E. Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an ***agency***)**:**
The repeal of Rule R765-609C will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities. Because this rule applies to the Regents' Scholarship, and there are no longer any students receiving the Regents' Scholarship under this rule, it is being repealed, and the repeal will have no impact on persons other than small businesses, non-small businesses, state, or local government entities.
F. Compliance costs for affected persons:
The repeal of Rule R765-609C does not impose any compliance costs for affected persons because it applies to the Regents' Scholarship, there are no longer any students receiving the Regents' Scholarship under this rule, and the resulting repeal does not impose or create any such compliance 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of Higher Education, Geoffrey Landward, 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 53B-8-202(8)		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Alison Adams, Board Secretary and Designee	**Date:**	10/05/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58303**
Rule or section number:	**R765-612**

1. Agency Information

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

2. Contact Persons

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

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

3. General Information

A. Rule or section catchline:

R765-612. Opportunity Scholarship

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

This filing amends Rule R765-612 based on revisions passed by the Utah Board of Higher Education (Board).

The revisions are based on HB 373 (passed in the 2026 General Session) and update the procedures related to the requirements of and application process for the Opportunity Scholarship to comply with HB 373 (2026) and the Board's approved amendments.

C. Summary of the new rule or change:

The amendments to Rule R765-612:
1) ensure that this rule is compliant with HB 373 (2026);
2) allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Opportunity Scholarship;
3) update the appeal process for clarity and consistency; and
4) make other technical and nonsubstantive changes to this rule's language.

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 373 (2026 General Session)

5. Fiscal Information

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

A. State budget:

The amendments to Rule R765-612 will not have any fiscal impact on the state budget.

There is no fiscal impact on the state budget because, while the amendments are based on HB 373 (2026), the enactment of the amendments appropriate funds to the Board to administer the Higher Education Research Funding Pilot Program (Program).

The amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Opportunity Scholarship, which is separate from the Program.

The amendments also update the appeal process for clarity and consistency, and make other technical and nonsubstantive changes to this rule's language.

As such, the amendments to this rule will not have any impact on the state budget.

B. Local governments:

The amendments to Rule R765-612 will not have any fiscal impact on local governments.

There is no fiscal impact on local governments because, while the amendments are based on HB 373 (2026), the enactment of the amendments appropriate funds to the Board to administer the Higher Education Research Funding Pilot Program (Program).

The amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Opportunity Scholarship, which is separate from the Program.

The amendments also update the appeal process for clarity and consistency, and make other technical and nonsubstantive changes to this rule's language.

As such, the amendments to this rule will not have any impact on local governments.

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

The amendments to Rule R765-612 will not have any fiscal impact on small businesses.

There is no fiscal impact on small businesses because, while the amendments are based on HB 373 (2026), the enactment of the amendments appropriate funds to the Board to administer the Higher Education Research Funding Pilot Program (Program).

The amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Opportunity Scholarship, which is separate from the Program.

The amendments also update the appeal process for clarity and consistency, and make other technical and nonsubstantive changes to this rule's language.

As such, the amendments to this rule will not have any impact on small businesses.

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

The amendments to Rule R765-612 will not have any fiscal impact on non-small businesses.

There is no fiscal impact on non-small businesses because, while the amendments are based on HB 373 (2026), the enactment of the amendments appropriate funds to the Board to administer the Higher Education Research Funding Pilot Program (Program).

The amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Opportunity Scholarship, which is separate from the Program.

The amendments also update the appeal process for clarity and consistency, and make other technical and nonsubstantive changes to this rule's language.

As such, the amendments to this rule will not have any impact on non-small businesses.

E. Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an ***agency***)**:**
The amendments to Rule R765-612 will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities. There is no fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities because, while the amendments are based on HB 373 (2026), the enactment of the amendments appropriate funds to the Board to administer the Higher Education Research Funding Pilot Program (Program). The amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Opportunity Scholarship, which is separate from the Program. The amendments also update the appeal process for clarity and consistency, and make other technical and nonsubstantive changes to this rule's language. As such, the amendments to this rule will not have any impact on persons other than small businesses, non-small businesses, state, or local government entities.
F. Compliance costs for affected persons:
The amendments to Rule R765-612 do not impose any compliance costs for affected persons because the amendments only allow the Commissioner of Higher Education, in consultation with the Board of Higher Education, to determine the annual award amount for the Opportunity Scholarship, update the appeal process for clarity and consistency, and make other technical and nonsubstantive changes to this rule's language. The amendments to the rule do not impose or create any compliance 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of Higher Education, Geoffrey Landward, 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 53E-10-310		

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:	12/012026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Alison Adams, Board Secretary and Designee	**Date:**	10/05/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58304**
Rule or section number:	**R765-617**

1. Agency Information

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

2. Contact Persons

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

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

3. General Information

A. Rule or section catchline:

R765-617. Karen Mayne Public Safety Officer Scholarship Program

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

This filing amends Rule R765-617 based on revisions passed by the Utah Board of Higher Education (Board).

The revisions are based on HB 373 (passed in the 2026 General Session) and update the procedures related to the requirements, awardee responsibilities, and application procedures for the Karen Mayne Public Safety Officer Scholarship Program to comply with HB 373 (2026) and the Board's approved amendments.

C. Summary of the new rule or change:

The amendments to Rule R765-617 ensure that this rule is compliant with HB 373 (2026) and allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Karen Mayne Public Safety Officer Scholarship Program.

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 373 (2026 General Session)

5. Fiscal Information

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

A. State budget:

The amendments to Rule R765-617 will not have any fiscal impact on the state budget.

There is no fiscal impact on the state budget because, while the amendments are based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Higher Education Research Funding Pilot Program (Program), the amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Karen Mayne Public Safety Officer Scholarship, which is separate from the Program.

As such, the amendments to this rule will not have any impact on the state budget.

B. Local governments:

The amendments to Rule R765-617 will not have any fiscal impact on local governments.

There is no fiscal impact on local governments because, while the amendments are based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, the amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Karen Mayne Public Safety Officer Scholarship, which is separate from the Program.

As such, the amendments to this rule will not have any impact on local governments.

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

The amendments to Rule R765-617 will not have any fiscal impact on small businesses.

There is no fiscal impact on small businesses because, while the amendments are based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, the amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Karen Mayne Public Safety Officer Scholarship, which is separate from the Program.

As such, the amendments to this rule will not have any impact on small businesses.

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

The amendments to Rule R765-617 will not have any fiscal impact on non-small businesses.

There is no fiscal impact on non-small businesses because, while the amendments are based on HB 373 (2026), the enactment of which appropriates funds to the Board to administer the Program, the amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Karen Mayne Public Safety Officer Scholarship, which is separate from the Program.

As such, the amendments to this rule will not have any impact on non-small businesses.

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

The amendments to Rule R765-617 will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

There is no fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities because, while the amendments are based on HB 373 (2026), the enactment of which appropriates funds to the Board to

administer the Program, the amendments only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Karen Mayne Public Safety Officer Scholarship, which is separate from the Program.

As such, the amendments to this rule will not have any impact on persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

The amendments to Rule R765-617 do not impose any compliance costs for affected persons because they only allow the Commissioner of Higher Education, in consultation with the Board, to determine the annual award amount for the Karen Mayne Public Safety Officer Scholarship.

The amendments to this rule do not impose or create any compliance 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."

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The Commissioner of Higher Education, Geoffrey Landward, 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 53E-10-310		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Alison Adams, Board Secretary and Designee	**Date:**	10/05/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: New	**Filing ID: 58326**
Rule or section number:	**R865-22E**

1. Agency Information

Title catchline:	Tax Commission, Auditing
Building:	Tax Commission
Street address:	210 N 1950 W
City, state:	Salt Lake City, UT

2. Contact Persons

Name:	**Phone:**	**Email:**
Administrative Assistant	801-297-3901	officeofthecommission@utah.gov

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

3. General Information

A. Rule or section catchline:

R865-22E. Energy Excise Tax

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

During the 2026 General Session, the Legislature passed HB 507, State Coordination of Regional and Local Economic Development Projects Amendments, sponsored by Representative Calvin Roberts.

The bill created the County Energy Excise Tax and directed the Tax Commission (Commission) to make rules regarding the delivered value of taxable energy sold or used by a high-impact consumer at arm's length, including establishing at least one alternative method for determining delivered value of the taxable energy if the Commission determines that a sales price does not accurately reflect the energy's delivered value.

C. Summary of the new rule or change:

The new county energy excise tax rule states that if an arm's length sales price for taxable energy sold or used by a high-impact consumer includes a portion of the energy or component of delivered value, then the sales price is the delivered value, subject to an exception.

The exception creates an alternate method to calculate delivered value using Rocky Mountain Power Electric Service Schedule No. 9 for Utah, if the sales price for taxable energy sold or used by a high-impact consumer does not accurately reflect delivered value.

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 507 (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 new rule is not expected to have any fiscal impact on state government revenues or expenditures because this is not a state-imposed tax. Until the tax is imposed and any taxpayers identified, the impact is not quantifiable.
B. Local governments:
This proposed new rule is not expected to have any fiscal impact on local governments' revenues or expenditures because there are no jurisdictions imposing this tax. Until the tax is imposed and any taxpayers identified, the impact is not quantifiable.
C. Small businesses ("small business" means a business employing 1-49 persons)**:**
This proposed new rule is not expected to have any fiscal impact on small businesses' revenues or expenditures because there are no jurisdictions imposing this tax. Until the tax is imposed and any taxpayers identified, the impact is not quantifiable.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
This proposed new rule is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no jurisdictions imposing this tax. Until the tax is imposed and any taxpayers identified, the impact is not quantifiable.
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 new rule is not expected to result in costs or savings on persons other than small businesses, non-small businesses, state or local government entities because there are no jurisdictions imposing this tax. Until the tax is imposed and any taxpayers identified, the impact is not quantifiable.
F. Compliance costs for affected persons:
This new rule is not expected to impose any compliance costs on affected persons, that were not already contemplated in the authorizing legislation.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

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 59-37-301		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Rebecca Rockwell, Commissioner	**Date:**	10/08/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58323**
Rule or section number:	**R877-23V-5**

1. Agency Information

Title catchline:	Tax Commission, Motor Vehicle Enforcement
Building:	Tax Commission
Street address:	210 N 1950 W
City, state:	Salt Lake City, UT

2. Contact Persons

Name:	**Phone:**	**Email:**
Administrative Assistant	801-297-3901	officeofthecommission@utah.gov

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

3. General Information

A. Rule or section catchline:

R877-23V-5. Temporary Motor Vehicle Registration Permits and Extension Permits Issued by Dealers Pursuant to Utah Code Ann. Section 41-3-302

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

There have been some questions regarding whether dealers can sell temporary registration or extension permits to a buyer of a motor vehicle for more than the Motor Vehicle Enforcement Division (MVED) charges the dealer for the permit.

C. Summary of the new rule or change:

This proposed amendment clarifies that a dealer must sell a temporary registration or extension permit to a buyer for the same amount that MVED charged the dealer for the permit.

5. Fiscal Information

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

A. State budget:

This proposed amendment is not expected to have any fiscal impact on state government revenues or expenditures because the amendment only addresses what may be done after a temporary registration permit or extension permit is purchased from the state, which does not impact state government revenues or expenditures.

B. Local governments:

This proposed amendment is not expected to have any fiscal impact on local governments' revenues or expenditures because the amendment is not related to local governments' revenues or expenditures.

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

This proposed amendment may reduce revenue for a small business that is a car dealer, if the small business is marking up the cost of a temporary registration permit or extension permit.

No data is available to identify which car dealers may be marking up the cost of a temporary registration permit or extension permit so the fiscal impact cannot be quantified.

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

This proposed amendment may reduce revenue for a non-small business that is a car dealer, if the non-small business is marking up the cost of a temporary registration permit or extension permit.

No data is available to identify which car dealers may be marking up the cost of a temporary registration permit or extension permit so the fiscal impact cannot be quantified.

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 amendment may reduce revenue for a person other than a small business, non-small business, state or local government entity that is a car dealer, if the car dealer is marking up the cost of a temporary registration permit or extension permit.

No data is available to identify which car dealers may be marking up the cost of a temporary registration permit or extension permit so the fiscal impact cannot be quantified.

F. Compliance costs for affected persons:

This proposed amendment is not expected to impose any compliance costs on affected persons because the amendment does not change the compliance cost for a dealer to charge the correct amount for a temporary registration or extension permit.

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	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Non-Small Businesses	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Other Persons	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Total Fiscal Cost	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**
Fiscal Benefits	**FY2027**	**FY2028**	**FY2029**	**FY2030**	**FY2031**
State Budget	$0	$0	$0	$0	$0
Local Governments	$0	$0	$0	$0	$0
Small Businesses	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Non-Small Businesses	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Other Persons	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Total Fiscal Benefits	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**
Net Fiscal Benefits	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**

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 41-3-302		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Rebecca Rockwell, Commissioner	**Date:**	10/08/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58324**
Rule or section number:	**R877-23V-7**

1. Agency Information

Title catchline:	Tax Commission, Motor Vehicle Enforcement
Building:	Tax Commission
Street address:	210 N 1950 W
City, state:	Salt Lake City, UT

2. Contact Persons

Name:	**Phone:**	**Email:**
Administrative Assistant	801-297-3901	officeofthecommission@utah.gov

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

3. General Information

A. Rule or section catchline:

R877-23V-7. Misleading Advertising Pursuant to Utah Code Ann. Section 41-3-210

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

This proposed amendment makes significant updates and corrections to the current rule based on recent developments regarding motor vehicle dealers and related FTC guidance.

C. Summary of the new rule or change:

This proposed amendment:
1) defines "conspicuous statement" and consolidates many existing clarity requirements into one subsection;
2) lists the informational statements that require a conspicuous statement;
3) defines terms related to the advertised price of a motor vehicle, including a dealer-required add-on product, a dealer-required fee, and an optional product;
4) requires that an advertisement for a new motor vehicle accurately state the status or location of the motor vehicle if it is not in the possession of a dealer or available to be shown;
5) clarifies that a picture advertisement of a used motor vehicle must be a picture of the actual used motor vehicle;
6) requires that the advertised price of a motor vehicle include all mandatory fees and services, may not be conditioned or changed by a variety of approaches, and may only be increased at the time of sale by adding the cost of an optional product, a tax or fee imposed by law, or some shipping costs, as requested by the buyer; and
7) prohibits a dealer from misrepresenting that tangible personal property, a service, or other amount is required by law or a lender.

The proposed amendment also makes other various nonsubstantive corrections and updates.

5. Fiscal Information

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

A. State budget:

This proposed amendment is not expected to have any fiscal impact on state government revenues or expenditures because the amendment is unrelated to state revenue or expenditures.

B. Local governments:

This proposed amendment is not expected to have any fiscal impact on local governments' revenues or expenditures because the amendment is unrelated to local governments' revenue or expenditures.

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

This proposed amendment may have an impact on non-small businesses' revenues or expenditures but the amount of the impact cannot be quantified because there is no data regarding the individual advertising practices of all car dealers.

D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
This proposed amendment may have an impact on non-small businesses' revenues or expenditures but the amount of the impact cannot be quantified because there is no data regarding the individual advertising practices of all car dealers.
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 amendment may have an impact on persons other than small businesses, non-small businesses, state, or local government entities but the amount of the impact cannot be quantified because there is no data regarding the individual advertising practices of all car dealers.
F. Compliance costs for affected persons:
This proposed amendment may impose compliance costs on affected persons but the amount of the costs cannot be quantified because there is no data regarding the individual advertising practices of all car dealers.

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	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Non-Small Businesses	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Other Persons	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Total Fiscal Cost	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**
Fiscal Benefits	**FY2027**	**FY2028**	**FY2029**	**FY2030**	**FY2031**
State Budget	$0	$0	$0	$0	$0
Local Governments	$0	$0	$0	$0	$0
Small Businesses	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Non-Small Businesses	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Other Persons	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Total Fiscal Benefits	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**
Net Fiscal Benefits	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**

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 41-3-210		

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Rebecca Rockwell, Commissioner	**Date:**	10/08/2026

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: Amendment	**Filing ID: 58325**
Rule or section number:	**R877-23V-14**

1. Agency Information

Title catchline:	Tax Commission, Motor Vehicle Enforcement
Building:	Tax Commission
Street address:	210 N 1950 W
City, state:	Salt Lake City, UT

2. Contact Persons

Name:	**Phone:**	**Email:**
Administrative Assistant	801-297-3901	officeofthecommission@utah.gov

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

3. General Information

A. Rule or section catchline:

R877-23V-14. Dealer Identification of Fees Associated with Issuance of Temporary Permits Pursuant to Utah Code Ann. Sections 41-3-301 and 41-3-302

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

The proposed amendment to Section R877-23V-7 provides definitions, requirements, and prohibitions that supersede the requirements of Section R877-23V-14.

C. Summary of the new rule or change:

This proposed amendment removes Section R877-23V-14.

5. Fiscal Information

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

A. State budget:

This proposed amendment will not have any fiscal impact on state government revenues or expenditures because the amendment is unrelated to state revenues and expenditures.

B. Local governments:

This proposed amendment is not expected to have any fiscal impact on local governments' revenues or expenditures because the amendment is unrelated to local governments' revenues and expenditures.

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

This proposed amendment is expected to result in a small cost savings to car dealer small businesses because the businesses will no longer be required to produce a sign for display.

No data is available to identify the type or number of signs currently produced for display so the fiscal impact cannot be quantified.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
This proposed amendment is expected to result in a small cost savings to car dealer non-small businesses because the businesses will no longer be required to produce a sign for display. No data is available to identify the type or number of signs currently produced for display so the fiscal impact cannot be quantified.
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 amendment is expected to result in a small cost savings to car dealers that are persons other than small business because the dealers will no longer be required to produce a sign for display. No data is available to identify the type or number of signs currently produced for display so the fiscal impact cannot be quantified.
F. Compliance costs for affected persons:
This proposed amendment is expected to result in a small compliance cost savings on affected persons because the affected persons will no longer be required to produce a sign for display. No data is available to identify the type or number of signs currently produced for display so the fiscal impact cannot be quantified.

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
Total Fiscal Cost	**$0**	**$0**	**$0**	**$0**	**$0**
Fiscal Benefits	**FY2027**	**FY2028**	**FY2029**	**FY2030**	**FY2031**
State Budget	$0	$0	$0	$0	$0
Local Governments	$0	$0	$0	$0	$0
Small Businesses	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Non-Small Businesses	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Other Persons	Inestimable	Inestimable	Inestimable	Inestimable	Inestimable
Total Fiscal Benefits	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**
Net Fiscal Benefits	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**	**Inestimable**

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 41-3-301	Section 41-3-302	

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:	12/01/2026

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)	12/08/2026

13. Agency Authorization Information

Agency head or designee and title:	Rebecca Rockwell, Commissioner	**Date:**	10/08/2026

End of the Notices of Proposed Rules Section

NOTICES OF
CHANGES IN PROPOSED RULES

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 December 01, 2026.

From the end of the 30-day waiting period through March 02, 2027, 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.

The Changes in Proposed Rules Begin on the Following Page

NOTICE OF SUBSTANTIVE CHANGE	
TYPE OF FILING: CPR (Change in Proposed Rule)	**Filing ID: 58013**
Rule or section number:	**R805-7**
Date of previous publication (only for CPRs):	**06/15/2026**

1. Agency Information

Title catchline:	Higher Education (Utah Board of), University of Utah, Administration
Building:	Park Building, Room 309
Street address:	201 Presidents Circle
City, state:	Salt Lake City, UT

2. Contact Persons

Name:	Phone:	Email:
Rebekah Bradway	801-585-7002	rebekah.bradway@legal.utah.edu

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

3. General Information

A. Rule or section catchline:

R805-7. Graduate Student Due Process

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

The university is updating the policies and rules incorporated by reference.

C. Summary of the new rule or change:

This change in the proposed rule updates the version of Policy 6-100 incorporated by reference, adds Rule R6-100C incorporated by reference, and replaces graduate student due process guidelines incorporated by reference with a university rule.

(EDITOR'S NOTE: The original proposed new rule upon which this change in proposed rule (CPR) was based was published in the June 15, 2026, issue of the Utah State Bulletin, on page 112. Underlining in the rule below indicates text that has been added since the publication of the proposed new rule mentioned above; strike-out indicates text that has been deleted. You must view the CPR and the proposed new rule 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:

Because this rule formalizes already-existing processes at the University of Utah, there is no anticipated cost or savings to the state budget.

B. Local governments:

Because this rule formalizes already-existing processes at the University of Utah, there is no anticipated cost or savings to local governments.

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

Because this rule formalizes already-existing processes at the University of Utah, there is no anticipated cost or savings to small businesses.

D. Non-small businesses ("non-small business" means a business employing 50 or more persons)**:**
Because this rule formalizes already-existing processes at the University of Utah, there is no anticipated cost or savings to non-small businesses.
E. Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an ***agency***)**:**
Because this rule formalizes already-existing processes at the University of Utah, there is no anticipated cost or savings to other persons.
F. Compliance costs for affected persons:
Because this rule formalizes already-existing processes at the University of Utah, there is no anticipated cost or savings to affected 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."

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
Total Fiscal Cost	$0	$0	$0	$0	$0
Fiscal Benefits	**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
Total Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**
Net Fiscal Benefits	**$0**	**$0**	**$0**	**$0**	**$0**

7. Regulatory Impact Analysis Approval

The President of the University of Utah, Taylor Randall, 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 53H-7-302	Section 53H-7-303	

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*)**:**	
Official Title of Materials Incorporated (from title page)	Policy 6-100: Instruction and Evaluation
Publisher	University of Utah
Issue Date	August 1, 2026

B. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*)**:**	
Official Title of Materials Incorporated (from title page)	Rule R6-100C: Appeals of Academic Actions
Publisher	University of Utah
Issue Date	August 1, 2026

C. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*)**:**	
Official Title of Materials Incorporated (from title page)	Policy 6-410, Student Academic Performance, Academic Conduct, and Professional and Ethical Conducts
Publisher	University of Utah
Issue Date	August 15, 2023

D. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*)**:**	
Official Title of Materials Incorporated (from title page)	Rule R6-200B: Graduate Academic Standing, Performance, Probation, and Dismissal
Publisher	University of Utah
Issue Date	September 28, 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

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)	12/02/2026

13. Agency Authorization Information

Agency head or designee and title:	Mitzi Montoya, Senior IT Support Technician	**Date:**	10/05/2026

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		
Rule or section Number:	**R909-19**	**Filing ID: 58315**

Effective date:	**10/05/2026**

1. Agency Information

Title catchline:	Transportation, Motor Carrier
Building:	Calvin Rampton
Street address:	4501 S 2700 W
City, state:	Taylorsville, UT
Mailing address:	PO Box 148455
City, state and zip:	Salt Lake City, UT 84114-8455

2. Contact Persons

Name:	Phone:	Email:
Leif Elder	801-580-8296	lelder@utah.gov
James Godin	801-573-7181	jamesjgodin@agutah.gov
Lori Edwards	385-341-3414	loriedwards@agutah.gov

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

3. General Information

A. Rule or section catchline:
R909-19. Safety Regulations for Tow Truck Operations - Tow Truck Requirements for Equipment, Operation, and Certification
B. Purpose of the new rule or reason for the change:
Rising fuel prices have exposed vehicle owners to excessive fuel surcharges under the existing formula laid out in Section R909-19-16.

The Utah Department of Transportation (UDOT) is advancing an emergency adoption to the current fuel surcharge formula by adopting the proposed language that is in the current proposed Rule R909-19 changes, which otherwise would not go into effect until approximately five weeks from the date of this emergency filing.

C. Summary of the new rule or change:

The proposed new language in Section R909-19-16 changes the current fuel surcharge formula in Section R909-19-16.

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:

Under the current version of Rule R909-19, the fuel surcharge for a vehicle that is towed is $82 for a private property non-consent tow and for a police-generated, non-consent tow, it is $82 per hour.

When the fuel surcharge provisions in Section R909-19-16 were created, their purpose was to cover the additional cost of fuel used for a tow service. With the unprecedented cost of fuel, the current allowed surcharge is likely more than double the additional fuel cost in many cases.

UDOT finds there is a significant impact to the financial welfare of hundreds of Utah citizens each day that vehicles are towed under the current fuel surcharge provisions in Section R909-19-16 and as a result are required to pay an exorbitant fee.

This emergency rule will provide immediate relief to the affected parties that will have their vehicles towed.

6. Fiscal Information

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

A. State budget:

The amendments in this rule related to certain costs and fees address outlier situations, or situations where UDOT cannot readily quantify anticipated costs or savings to the state budget.

In any event, UDOT anticipates there will be no measurable fiscal impact on the state budget.

B. Local governments:

The amendments in this rule related to certain costs and fees address outlier situations, or situations where UDOT cannot readily quantify anticipated costs or savings on local governments.

In any event, UDOT anticipates there will be no measurable fiscal impact on local governments.

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

Towing companies currently charge a fuel surcharge, in addition to the normal tow rate, calculated based on gas prices and a formula outlined in this rule.

The current formula allows for charges that far exceed actual fuel costs. For example, based on today's gas prices, a light duty tow service is allowed an $82 fuel surcharge, while the actual cost for the additional fuel could be $40 or less.

The rule change modifies the formula so that the fuel surcharge does not escalate as quickly and caps it at $40 ($40 per hour for certain tow types). This change will decrease the amount a tow company may collect for a fuel surcharge, aligning it more closely with actual fuel costs.
Based on approximately 400 vehicles towed daily and a new $40 fuel surcharge cap, towers would collect $16,800 less in fuel surcharge revenue daily. If gas prices remain the same, this would equate to a reduction in tower revenue of $6,132,000 over

the course of a year. If the tow service takes longer or the vehicle being towed is larger, the decrease in revenue will increase proportionally.
D. 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***)**:**
A vehicle owner must pay a fuel surcharge, in addition to the normal tow rate, as part of fees charged by a tow company. The current formula allows charges that far exceed actual fuel costs. For example, based on today's gas prices, a light duty tow service is allowed an $82 fuel surcharge, while the actual cost for the additional fuel could be $40 or less. The rule change modifies the formula so that the fuel surcharge does not escalate as quickly and caps it at $40 ($40 per hour for certain tow types). This change will decrease the amount a vehicle owner may pay for a fuel surcharge, aligning it more closely with the towers' actual fuel costs. Based on approximately 400 vehicles towed daily and a new fuel surcharge cap of $40, towers would collect $16,800 less in fuel surcharge revenue daily. If gas prices remain the same, this would equate to a $6,132,000 reduction in tow costs over the course of a year. If the tow service takes longer or the vehicle being towed is larger, the fuel surcharge savings will increase proportionally.
E. Compliance costs for affected persons:
A vehicle owner must pay a fuel surcharge, in addition to the normal tow rate, as part of fees charged by a tow company. The current formula allows charges that far exceed actual fuel costs. For example, based on today's gas prices, a light duty tow service is allowed an $82 fuel surcharge, while the actual cost for the additional fuel could be $40 or less. The rule change modifies the formula so that the fuel surcharge does not escalate as quickly and caps it at $40 ($40 per hour for certain tow types). This change will decrease the amount a vehicle owner may pay for a fuel surcharge, aligning it more closely with the towers' actual fuel costs. Based on approximately 400 vehicles towed daily and a new fuel surcharge cap of $40, towers would collect $16,800 less in fuel surcharge revenue daily. If gas prices remain the same, this would equate to a $6,132,000 reduction in tow costs over the course of a year. If the tow service takes longer or the vehicle being towed is larger, the fuel surcharge savings will increase proportionally.
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):
If fuel prices stay the same, these changes could result in a $6,132,000 decrease in revenue for all tow businesses over the course of a year. This is based on 400 vehicles towed daily and the adjustments to the fuel surcharge formula, including a new fuel surcharge cap. Carlos M Braceras, Commissioner

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 72-9-601	Section 72-9-602	Section 72-9-603
Section 72-9-604	Section 53-1-106	Section 41-6a-1405

9. Agency Authorization Information

Agency head or designee and title:	Carlos M Braceras, PE, Commissioner, UDOT	**Date:**	10/05/2026

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. 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:	**R152-6**	**Filing ID: 58141**

Effective date:	**10/08/2026**

1. Agency Information

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

2. Contact Persons

Name:	Phone:	Email:
Andrea Mitton	801-530-6601	dcprules@utah.gov

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

3. General Information

A. Rule catchline:
R152-6. Administrative Procedures Act Rule

B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Subsection 13-2-106(1)	This subsection authorizes the Division of Consumer Protection (division) to make rules and administer and enforce chapters listed in Section 13-2-102, and to designate adjudicative proceedings as informal adjudicative proceedings.
Subsection 63G-4-202(1)	This subsection authorizes the division to make rules designating adjudicative proceedings as informal adjudicative 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:
The division has not received any comments 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 designates the division's adjudicative proceedings as information adjudicative proceedings. This rule is necessary to be in effect. Therefore, this rule should be continued.

4. Agency Authorization Information

Agency head or designee and title:	Andrea Mitton, Commerce Analyst	**Date:**	10/08/2026

NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	**R152-15**	**Filing ID: 58146**

Effective date:	**10/08/2026**

1. Agency Information

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

2. Contact Persons

Name:	**Phone:**	**Email:**
Andrea Mitton	801-530-6601	dcprules@utah.gov

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

3. General Information

A. Rule catchline:
R152-15. Business Opportunity Disclosure Act Rule

B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Subsection 13-2-106(1)	This subsection authorizes the Division of Consumer Protection (division) to make rules and administer and enforce chapters listed in Section 13-2-102, including Title 13, Chapter 15, Business Opportunity Disclosure Act (BODA).
Subsection 13-15-201(4)	This subsection authorizes the division to make rules to implement the required filings in Section 13-15-201.

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 division has not received any comments 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:
The rule's provisions assist the division's administration and enforcement of the BODA required filings. Therefore, this rule should be continued.

4. Agency Authorization Information

Agency head or designee and title:	Andrea Mitton, Commerce Analyst	**Date:**	10/08/2026

NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	**R152-20**	**Filing ID: 53138**

Effective date:	**10/08/2026**

1. Agency Information

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

2. Contact Persons

Name:	**Phone:**	**Email:**
Andrea Mitton	801-530-6601	dcprules@utah.gov

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

3. General Information

A. Rule catchline:
R152-20. New Motor Vehicle Warranties Act Rule

B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Subsection 13-2-106(1)	This subsection authorizes the Division of Consumer Protection (division) to make rules and administer and enforce chapters listed in Section 13-2-102, including Title 13, Chapter 20, New Motor Vehicle Warranties Act (NMVWA).

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 division has not received any comments 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 assists the division's administration and enforcement of the NMVWA. For the foregoing reasons, this rule is necessary to be in effect. Therefore, this rule should be continued.

4. Agency Authorization Information

Agency head or designee and title:	Andrea Mitton, Analyst	**Date:**	10/08/2026

NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	**R277-726**	**Filing ID: 58068**

Effective date:	**10/06/2026**

1. Agency Information

Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

2. Contact Persons

Name:	**Phone:**	**Email:**
Ben Rasmussen	801-538-7992	ben.rasmussen@schools.utah.gov

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

3. General Information

A. Rule catchline:
R277-726. Statewide Online Education Program

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 Board.
Section 53F-4-502	Creates the program to enable eligible students, through publicly-funded online courses, to earn college credit by July 1, 2025, earn high school graduation credit, and earn middle school credit.
Section 53F-4-514	Requires the Utah State Board of Education (Board) to make rules providing for the administration of the applicable statewide assessments to students enrolled in online courses, establishing a course credit acknowledgment form and procedures for completing and submitting the form to the Board, and establishing protocols for an online course provider to obtain approval to become an authorized or certified online course provider.
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 defines necessary terms, provides and describes a program registration agreement, and provides other requirements for a Local Education Agency (LEA), the Superintendent, a parent, and a student, and an authorized online course provider for program implementation and accountability. Therefore, this rule should be continued.

4. Agency Authorization Information

Agency head or designee and title:	Ben Rasmussen, Director of Policy	**Date:**	10/06/2026

NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	**R392-401**	**Filing ID: 55921**

Effective date:	**10/13/2026**

1. Agency Information

Title catchline:	Health and Human Services, Population Health, Environmental Health
Building:	Cannon Health Building
Street address:	288 N 1460 W
City, state:	Salt Lake City, UT
Mailing address:	PO Box 142102
City, state and zip:	Salt Lake City, UT 84114-2102

2. Contact Persons

Name:	**Phone:**	**Email:**
Sarah Cheshire	801-538-6191	scheshire@utah.gov
Chris Nelson	801-538-6191	chrisnelson@utah.gov

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

3. General Information

A. Rule catchline:
R392-401. Roadway Rest Area Sanitation

B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 26B-1-202	This section gives authority to the Department of Health and Human Services (department) to establish, maintain, and enforce rules to protect public health, prevent illness, and stop the spread of communicable diseases. This rule is written to protect public health, prevent illness, and stop the spread of communicable diseases by maintaining sanitary conditions at a roadway rest area or highway rest stop.
Section 26B-7-402	This section gives authority to the department to establish and enforce minimum rules of sanitation necessary to protect public health in a roadway rest area or highway rest stop.

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 fulfill a statutory mandate to protect public health. This rule establishes definitions and sets standards for health and welfare of individuals and for the prevention of the spread of disease in or from a roadway rest area. Therefore, this rule should be continued. As there have been no comments in opposition to this rule, the department did not disagree with or respond to any such comments.

4. Agency Authorization Information

Agency head or designee and title:	Tracy S Gruber, Commissioner	**Date:**	10/11/2026

NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	**R414-10**	**Filing ID: 57359**

Effective date:	**10/13/2026**

1. Agency Information

Title catchline:	Health and Human Services, Integrated Healthcare
Building:	Cannon Health Building
Street address:	288 N 1460 W
City, state:	Salt Lake City, UT
Mailing address:	288 N 1460 W
City, state and zip:	Salt Lake City, UT 84116

2. Contact Persons

Name:	**Phone:**	**Email:**
Craig Devashrayee	801-538-6641	cdevashrayee@utah.gov
Mariah Noble	385-214-1150	mariahnoble@utah.gov

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

3. General Information

A. Rule catchline:
R414-10. Physician Services

B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 26B-1-213	Section 26B-1-213 authorizes the Department of Health and Human Services (department) to adopt rules as necessary to carry out the provisions of Title 26B, Utah Health and Human Services Code, including Medicaid program implementation.
Section 26B-3-108	Section 26B-3-108 requires the department to implement the Medicaid program through administrative rules.

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 provides a scope of physician services to meet Medicaid member needs, specifies member eligibility, and set forth requirements for program access. 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

Agency head or designee and title:	Tracy S Gruber, Commissioner	**Date:**	10/11/2026

NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	**R657-20**	**Filing ID: 57015**

Effective date:	**10/05/2026**

1. Agency Information

Title catchline:	Natural Resources, Wildlife Resources
Building:	DNR – Salt Lake Complex
Street address:	1594 W North Temple
City, state:	Salt Lake City, UT 84116
Mailing address:	PO Box 146301
City, state and zip:	Salt Lake City, UT 84114-6301

2. Contact Persons

Name:	Phone:	Email:
Staci Coons	801-450-3093	stacicoons@utah.gov

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

3. General Information

A. Rule catchline:
R657-20. Falconry

B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 23A-2-208	Under authority of Section 23-17-7 and in accordance with the Migratory Bird Treaty Act in 16 U.S.C. 703-12 (50 CFR 21 10/01/2000), and the Bald and Golden Eagle Protection Act in 16 U.S.C. 668-668d (50 CFR 22), which is incorporated by reference, the Wildlife Board has established this rule for the practice of falconry in the state of Utah.
Section 23A-4-1106	The Division of Wildlife Resources has the authority to suspend or revoke any or all the privileges granted under this rule. A permittee whose falconry Certificate of Registration (COR) (permit) has been suspended may reapply for a COR, pursuant to the application procedures in this rule at the end of the suspension period.

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 written comments were received during or since the last five-year review of Rule R657-20.

D. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
Rule R657-20 provides the requirements, procedures and standards for possessing and using raptors for falconry. The provisions adopted in this rule are effective in providing the requirements, procedures and standards for managing the falconry program. This rule is necessary for continued success of this program. Therefore, this rule should be continued.

4. Agency Authorization Information

Agency head or designee and title:	Riley Peck, DWR Director	**Date:**	10/05/2026

NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	**R850-8**	**Filing ID: 52025**

Effective date:	**10/06/2026**

1. Agency Information

Title catchline:	School and Institutional Trust Lands, Administration
Building:	102 Tower
Street address:	102 S 200 E, #600
City, state:	Salt Lake City, UT
Mailing address:	102 S 200 E, #600
City, state and zip:	Salt Lake City, UT 84111

2. Contact Persons

Name:	Phone:	Email:
Mike Johnson	801-538-5180	mjohnson@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov

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

3. General Information

A. Rule catchline:
R850-8. Adjudicative Proceedings

B. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Subsection 53C-1-204(3)	This statute gives the Trust Lands Board the right to establish due process procedures governing adjudicative proceedings to be conducted by the Trusts Lands Board and administration.
Subsection 53C-1-204(8)(c)	The statute gives authority to the Trust Lands Board to issue subpoenas or authorizes a hearing officer to issue subpoenas, compel the attendance of witnesses, and the production of documents in adjudicative proceedings authorized by law and administer oaths in the performance of official duties.
Section 53C-1-304	The statute requires the Board of Trustees for the School and Institutional Trust Lands Administration (SITLA) to establish due process rules for the resolution of conflicts regarding actions taken by the board, director, and the agency.

	This rule provides the procedures for aggrieved parties to petition for administrative or judicial review of the actions taken.

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 written comments have been received by the agency concerning this rule since the previous five-year review filed in 10/07/2021.
D. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
There continues to be a need for a mechanism for aggrieved parties to petition for redress of agency or board actions which affect an interest held by the parties. This rule provides for a reasonable and effective way for the board to address challenges to agency and board actions. Therefore, this rule should be continued.

4. Agency Authorization Information

Agency head or designee and title:	Michelle McConkie, Director	**Date:**	10/02/2026

End of the Five-Year Notices of Review and Statements of Continuation Section

NOTICES OF
RULE EFFECTIVE DATES

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

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

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

Agriculture and Food
Marketing and Development
No. 58208 (Repeal and Readopt) R65-13. Utah's Own
Published: 09/15/2026
Effective: 10/23/2026

Specialized Products
No. 58356 (Amendment) R66-3. Quality Assurance Testing on Cannabis
Published: 07/01/2026
Effective: 10/22/2026

Commerce
Consumer Protection
No. 58211 (Amendment) R152-22. Charitable Solicitations Act Rule
Published: 09/15/2026
Effective: 10/26/2026

No. 58212 (Amendment) R152-23. Fitness Center Services Protection Act Rule
Published: 09/15/2026
Effective: 10/26/2026

No. 58214 (Amendment) R152-34. Utah Postsecondary School and State Authorization Act Rule
Published: 09/15/2026
Effective: 10/26/2026

No. 58213 (New) R152-83. Virtual Currency Kiosk Regulation Rule
Published: 09/15/2026
Effective: 10/26/2026

Professional Licensing
No. 58209 (Amendment) R156-46a. Hearing Instrument Specialist Licensing Act Rule
Published: 09/15/2026
Effective: 10/26/2026

Education
Administration
No. 58149 (Amendment) R277-101 Public Participation in Utah State Board of Education Meetings
Published: 09/01/2026
Effective: 10/08/2026

No. 58150 (Amendment) R277-108 Annual Assurance of Compliance by Local School Boards
Published: 09/01/2026
Effective: 10/08/2026

No. 58151 (Amendment) R277-110 Educator Salary Adjustment
Published: 09/01/2026
Effective: 10/08/2026

No. 58152 (Amendment) R277-211 Utah Professional Practices Advisory Commission (UPPAC), Rules of Procedure: Notification to Educators, Complaints and Final Disciplinary Actions
Published: 09/01/2026
Effective: 10/08/2026

No. 58153 (Amendment) R277-301 Educator Licensing
Published: 09/01/2026
Effective: 10/08/2026

No. 58154 (Amendment) R277-304 Teacher Preparation Programs
Published: 09/01/2026
Effective: 10/08/2026

No. 58155 (Amendment) R277-306 Educator Preparation Programs for School Psychologists, Audiologists, Speech-Language Pathologists, Speech-Language Technicians, Counselors, and School Social Workers
Published: 09/01/2026
Effective: 10/08/2026

No. 58156 (Amendment) R277-322 LEA Codes of Conduct
Published: 09/01/2026
Effective: 10/08/2026

No. 58157 (New Rule) R277-334 Classroom Technology and Artificial Intelligence Governance
Published: 09/01/2026
Effective: 10/08/2026

No. 58158 (Amendment) R277-406 Early Learning Program and Assessments
Published: 09/01/2026
Effective: 10/08/2026

No. 58159 (Amendment) R277-409 Public School Membership in Associations
Published: 09/01/2026
Effective: 10/08/2026

No. 58160 (Amendment) R277-445 Classifying Small Schools as Necessarily Existent
Published: 09/01/2026
Effective: 10/08/2026

No. 58161 (Amendment) R277-460 Distribution of Substance Abuse Prevention Account
Published: 09/01/2026
Effective: 10/08/2026

No. 58162 (Amendment) R277-462 Comprehensive School Counseling Program
Published: 09/01/2026
Effective: 10/08/2026

No. 58163 (Amendment) R277-465 CPR in Schools
Published: 09/01/2026
Effective: 10/08/2026

No. 58164 (Repeal) R277-486 Professional Staff Cost Program
Published: 09/01/2026
Effective: 10/08/2026

No. 58165 (Amendment) R277-626 Carson Smith Opportunities Scholarship Program
Published: 09/01/2026
Effective: 10/08/2026

No. 58166 (Amendment) R277-717 High School Course Grading Requirements
Published: 09/01/2026
Effective: 10/08/2026

No. 58167 (New Rule) R277-802 Educational Enrichment Programs for Deaf, Hard of Hearing, Blind, and Visually Impaired Students
Published: 09/01/2026
Effective: 10/08/2026

No. 58168 (Amendment) R277-927 Teacher and Student Success Act (TSSA) Program
Published: 09/01/2026
Effective: 10/08/2026

Environmental Quality
Air Quality
No. 57882 (Amendment) R307-110-13 Section IX, Control Measures for Area and Point Sources, Part D, Ozone
Published: 04/15/2026
Effective: 10/02/2026

No. 57882 (Change in Proposed Rule) R307-110-13 Section IX, Control Measures for Area and Point Sources, Part D, Ozone
Published: 09/01/2026
Effective: 10/02/2026

No. 58102 (Repeal) R307-124 General Requirements: Conversion to Alternative Fuel Grant Program
Published: 07/15/2026
Effective: 10/07/2026

No. 58103 (Amendment) R307-840 Lead-Based Paint Program Purpose, Applicability, and Definitions
Published: 07/15/2026
Effective: 10/07/2026

No. 58104 (Amendment) R307-841 Residential Property and Child-Occupied Facility Renovation
Published: 07/15/2026
Effective: 10/07/2026

No. 58105 (Amendment) R307-842 Lead-Based Paint Activities
Published: 07/15/2026
Effective: 10/07/2026

Government Operations
Technology Services
No. 58137 (Amendment) R895-4 Subdomain Naming Conventions for Executive Branch Agencies
Published: 09/01/2026
Effective: 10/09/2026

Health and Human Services
Integrated Healthcare
No. 58202 (Amendment) R414-11. Podiatric Services
Published: 09/15/2026
Effective: 10/27/2026

No. 58144 (Amendment) R414-303-10. Refugee Medicaid
Published: 09/01/2026
Effective: 10/27/2026

End of the Notices of Rule Effective Dates Section