

**State of Utah**  
**Administrative Rule Analysis**  
Revised May 2025

**NOTICE OF SUBSTANTIVE CHANGE**

**TYPE OF FILING:** New

**Rule or section number:**

**R590-290**

**Filing ID: OFFICE USE ONLY**

**Date of previous publication (only for CPRs):** [Click or tap to enter a date.](#)

**Agency Information**

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

**General Information**

<b>2. Rule or section catchline:</b>	
R590-290. Investment Requirements for Health Maintenance Organizations	
<b>3. Are any changes in this filing because of state legislative action?</b>	Changes are not because of legislative action.
<b>If yes, any bill number and session:</b>	HB 1 (2025 General Session), SB 25 (2024 3rd Special Session)
<b>4. Purpose of the new rule or reason for the change:</b>	
The Department is filing this new rule to codify its longtime practice of requiring health maintenance organizations to comply with Title 31A, Chapter 18, Investments.	
<b>5. Summary of the new rule or change:</b>	
The new rule declares that health maintenance organizations are subject to Title 31A, Chapter 18, Investments.	

**Fiscal Information**

<b>6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>	
<b>A. State budget:</b>	
There is no anticipated cost or savings to the state budget. The rule will not require any new work or expenditure because this rule codifies an existing longtime practice of the Department.	
<b>B. Local governments:</b>	
There is no anticipated cost or savings to local governments. This rule only applies to health maintenance organizations, and will not affect local governments in any way.	
<b>C. Small businesses</b> ("small business" means a business employing 1-49 persons):	
There is no anticipated cost or savings to small businesses. This rule only applies to health maintenance organizations — all of which have more than 49 employees — and will not affect small businesses in any way.	
<b>D. Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):	
There is no anticipated cost or savings to non-small businesses. The rule will not require any new work or expenditure on the part of a health maintenance organization because this rule codifies an existing longtime practice of the Department. All health maintenance organizations already comply with this rule.	

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

There is no anticipated cost or savings to any other persons. This rule only applies to health maintenance organizations, and will not affect other persons in any way.

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

There is no compliance cost for any affected persons. The rule will not require any new work or expenditure on the part of a health maintenance organization because this rule codifies an existing longtime practice of the Department. All health maintenance organizations already comply with this rule.

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

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

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

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

**Citation Information**

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

Section 31A-2-201	Section 31A-8-103	

**Incorporation by Reference Information**

**8. Incorporation by Reference** (if this rule incorporates more than two items by reference, please include additional tables):

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

<b>Official Title of Materials Incorporated (from title page)</b>	
<b>Publisher</b>	
<b>Issue Date</b>	
<b>Issue or Version</b>	

**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*):

<b>Official Title of Materials Incorporated</b>	
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(from title page)	
Publisher	
Issue Date	
Issue or Version	

#### Public Notice Information

<b>9. The public may submit written or oral comments to the agency identified in box 1.</b>		
<b>A. Comments will be accepted until:</b>	07/31/2025	
<b>B. A public hearing (optional) will be held</b> (The public may request a hearing by submitting a written request to the agency, as outlined in Section 63G-3-302 and Rule R15-1.):		
<b>Date:</b>	<b>Time (hh:mm AM/PM):</b>	<b>Place (physical address or URL):</b>
Click or tap to enter a date.		
<b>To the agency:</b> If more than one hearing is planned to take place, continue to add rows.		

<b>10. This rule change MAY become effective on:</b>	08/07/2025
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

#### Agency Authorization Information

<b>To the agency:</b> Information requested on this form is required by Sections 63G-3-301, 63G-3-302, 63G-3-303, and 63G-3-402. The office may return incomplete forms to the agency, possibly delaying publication in the <i>Utah State Bulletin</i> and delaying the first possible effective date.			
<b>Agency head or designee and title:</b>	Steve Gooch, Public Information Officer	<b>Date:</b>	06/10/2025

#### R590. Insurance.

#### R590-290. Investment Requirements for Health Maintenance Organizations.

##### R590-290-1. Authority.

This rule is promulgated by the commissioner pursuant to Sections 31A-2-201 and 31A-8-103.

##### R590-290-2. Purpose and Scope.

- (1) The purpose of this rule is to set investment requirements for a health maintenance organization.
- (2) This rule applies to a health maintenance organization authorized to do business under Title 31A, Insurance Code.

##### R590-290-3. Definitions.

Terms used in this rule are defined in Sections 31A-1-301 and 31A-8-101.

##### R590-290-4. Investment Requirements for a Health Maintenance Organization.

A health maintenance organization shall comply with Title 31A, Chapter 18, Investments.

##### R590-290-5. Effective Date.

The commissioner will begin enforcing this rule on the rule's effective date.

##### R590-290-6. Severability.

If any provision of this rule, Rule R590-290, or its application to any person or situation is held invalid, such invalidity does not affect any other provision or application of this rule that can be given effect without the invalid provision or application. The remainder of this rule shall be given effect without the invalid provision or application.

#### KEY: insurance, health maintenance organizations, investments

#### Date of Enactment:

#### Authorizing, and Implemented or Interpreted Law: 31A-2-201; 31A-8-103