Suspension of Enforcement of

Statutes/Rules Relating to Telehealth Services

The Division of Occupational and Professional Licensing (DOPL) is committed to protecting the health, safety, and welfare of Utahns during the COVID-19 outbreak, which the World Health Organization has declared to be a pandemic and Utah Governor Gary Herbert has declared to be a state emergency.

The following information applies until the date the state of emergency declared in Executive Order 2020-1 is terminated, or until otherwise modified, amended, rescinded, or superseded by Governor Herbert or by a succeeding governor.

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March 25, 2020

Utah Governor Gary Herbert has issued an Executive Order allowing medical providers to offer a telehealth service that does not comply with the security and privacy standards required by Utah law, so long as the healthcare provider:

> 1. Informs the patient the telehealth service does not comply with the security and privacy standards in Utah Code § 26-60-102(8)(b)(ii);

> 2. provides the patient an opportunity to decline use of the telehealth service; and

> 3. takes reasonable care to ensure security and privacy of the telehealth service.

> *"While we applaud health systems that have already expanded to offer telehealth services that provide the highest levels of privacy, we don't want to stop health providers new to offering telehealth from innovating and using video conferencing programs that are readily available to them," Gov. Herbert said. "The more opportunities we can create for patients to consult with their medical providers remotely, the more we can prevent the risk of spreading COVID-19 in our clinics and healthcare centers."*

You can view the full Executive Order here.

➢ The Governor's Executive Order also applies to telehealth requirements for licensed healthcare professionals in Utah Admin. Code §§ R156-1-601 and R156-1-602: https://rules.utah.gov/publicat/code/r156/r156-01.htm#T39

➢ For additional telehealth resources, policy updates, and toolkits, providers may visit the Utah Telehealth Network's COVID-19 and Telehealth Resources page, at https://utn.org/covid/