

Steve Eliason proposes the following substitute bill:

Transgender Medical Procedures Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Nicholeen P. Peck

Senate Sponsor:

LONG TITLE

General Description:

This bill addresses public funding for certain transgender medical treatments and procedures.

Highlighted Provisions:

This bill:

- subject to a limited exception, prohibits the use of public funds to pay for the performance of certain transgender medical treatments or procedures;

- requires a government entity that, before May 6, 2026, via insurance coverage, paid or reimbursed for a procedure to transition an individual from the individual's biological sex, to offer the same type and amount of insurance coverage for a procedure to restore that individual, to the extent possible, to that individual's biological sex; and

- makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63G-29-101, as last amended by Laws of Utah 2024, Chapter 438

ENACTS:

63G-29-301, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **63G-29-101** is amended to read:

CHAPTER 29. Limitations on Government

29 **63G-29-101 . Definitions.**30 As used in this chapter:

31 (1)(a) "Governmental entity" means:

32 (i) the state;

33 (ii) a county, city, town, school district, special district, special service district, or
34 other political subdivision of the state; or

35 (iii) an independent entity.

36 (b) "Governmental entity" includes an agency, bureau, office, department, division,
37 board, commission, institution, laboratory, or other instrumentality of an entity
38 described in Subsection (1)(a).39 (2) "Hormonal transgender treatment" means the same as that term is defined in Section
40 58-1-603.41 ~~[(2)]~~ (3) "Independent entity" means the same as that term is defined in Section 63E-1-102.42 ~~[(3)]~~ (4) "Members of a person's social network" means the people a person authorizes to be
43 part of the person's social media communications and network.44 (5) "Public funds" means the same as that term is defined in Section 51-7-3.45 ~~[(4)]~~ (6)(a) "Social credit score" means a numeric, alphanumeric, or alphabetic value or
46 other categorization assigned to a person based on:

47 (i) the person's:

48 (A) compliance or noncompliance with government guidance;

49 (B) social media post;

50 (C) participation or membership in a lawful club, association, or union;

51 (D) political affiliation; or

52 (E) employment industry or employer; or

53 (ii) the identity of the members of the person's social network.

54 (b) "Social credit score" does not include:

55 (i) a consumer report as defined in 15 U.S.C. Sec. 1681a;

56 (ii) compliance or noncompliance with statute, administrative rule, or other law; or

57 (iii) a numeric, alphanumeric, or alphabetic value or other categorization assigned to
58 a person for:

59 (A) purposes of education, training, or job performance assessment;

60 (B) purposes of a contest or competition;

61 (C) purposes of hiring a prospective employee or independent contractor;

62 (D) purposes of issuance or taking an action against a professional license,

- 63 certification, registration, or permit;
- 64 (E) purposes of a professional or tax audit; or
- 65 (F) use by a financial institution or an affiliate of a financial institution regulated
- 66 under Title V of the Gramm-Leach-Bliley Act, 15 U.S.C. Sec. 6801 et seq., to
- 67 determine risk of loss, impairment, or default.

68 Section 2. Section **63G-29-301** is enacted to read:

69 **Part 3. Limitations on Use of Public Funds**

70 **63G-29-301 . Public funding for transgender treatment or procedure prohibited**

71 **-- Exception -- Coverage for detransitioning.**

- 72 (1) A governmental entity may not expend public funds to pay or otherwise reimburse,
- 73 either directly or indirectly, any person for the performance of:
- 74 (a) except as provided in Subsection (2), hormonal transgender treatment;
- 75 (b) a primary sex characteristic surgical procedure as defined in Section 58-67-102; or
- 76 (c) a secondary sex change characteristic surgical procedure as defined in Section
- 77 58-67-102.
- 78 (2) If, on May 5, 2026, an individual was undergoing hormonal transgender treatment that
- 79 was, as of that date, payable or reimbursable by public funds, the individual may
- 80 complete that course of treatment on the same terms of payment or reimbursement that
- 81 were available for that course of treatment on May 5, 2026, until that course of treatment
- 82 ends, if the physician overseeing that course of treatment determines that it is medically
- 83 necessary to continue the course of treatment.
- 84 (3) A government entity that, before May 6, 2026, via insurance coverage, paid or
- 85 otherwise reimbursed a person, either directly or indirectly, for the treatment or a
- 86 surgical procedure described in Subsection (1) that was performed before May 6, 2026,
- 87 to transition an individual from the individual's biological sex, the government entity
- 88 shall offer the same type and amount of insurance coverage for treatment or a surgical
- 89 procedure to restore that individual, to the extent possible, to that individual's biological
- 90 sex.

91 **Section 3. Effective Date.**

92 This bill takes effect on May 6, 2026.