

UTAH STATE BULLETIN

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
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Kenneth A. Hansen, Director
Nancy L. Lancaster, Editor

The *Utah State Bulletin* (*Bulletin*) is the official noticing publication of the executive branch of Utah State Government. The Department of Administrative Services, Division of Administrative Rules produces the *Bulletin* under authority of Section 63-46a-10, *Utah Code Annotated* 1953.

Inquiries concerning administrative rules or other contents of the *Bulletin* may be addressed to the responsible agency or to: Division of Administrative Rules, PO Box 141007, Salt Lake City, Utah 84114-1007, telephone (801) 538-3218, FAX (801) 538-1773. To view rules information, and on-line versions of the division's publications, visit: <http://www.rules.state.ut.us/>

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EDITOR'S NOTE

NOTICE OF PUBLICATION ERROR IN THE DECEMBER 15, 1999, ISSUE OF THE *UTAH STATE BULLETIN*

In the December 15, 1999, issue of the *Utah State Bulletin* (99-24, page 59), the DAR No. was incorrectly listed for the effective notice for R277-723 from Education, Administration. The number published was 22406 which is the number for a five-year review also from Education. The correct DAR No. for the effective notice for the proposed amendment to R277-723 is 22405. The effective date was November 16, 1999.

Questions regarding this error to the *Utah State Bulletin* may be directed to: Nancy L. Lancaster, Publications Editor, Division of Administrative Rules, PO Box 141007, Salt Lake City UT 84114-1007; Phone: (801) 538-3218; FAX: (801) 538-1773; or E-mail: nlancast@das.state.ut.us.

End of the Editor's Notes Section

SPECIAL NOTICES

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL ALCOHOLIC BEVERAGE CONTROL COMMISSION

PUBLIC NOTICE 2000 MEETING SCHEDULE

Public Notice is hereby given of the 2000 calendar year meeting schedule for the Utah Alcoholic Beverage Control Commission. The Commission meets monthly at the department's administrative office at 1625 South 900 West in Salt Lake City, Utah. Meetings are held on the fourth Friday of the month, January through October; and on the third Friday in November and December. Meetings start at 9:00 a.m. and are open to the public. Meetings are subject to change.

To confirm meeting dates, contact: Clara Fritz at (801) 977-6801.

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT COMMUNITY DEVELOPMENT, LIBRARY

PUBLIC NOTICE

The Utah State Library Division has made available the Utah State Publications List No. 99-25, dated December 10, 1999. For copies of the complete list, contact the Utah State Library Division at: 1950 West 250 North, Suite A, Salt Lake City, UT 84116-7901; phone: (801) 715-6777; or the Division of Administrative Rules, PO Box 141007, Salt Lake City, UT, 84114-1007; phone: (801) 538-3218; FAX: (801) 538-1773. This list is available on the World Wide Web at: <http://www.state.lib.ut.us/publicat/publicat.htm>.

End of the Special Notices Section

NOTICES OF PROPOSED RULES

A state agency may file a PROPOSED RULE when it determines the need for a new rule, a substantive change to an existing rule, or a repeal of an existing rule. Filings received between December 2, 1999, 12:00 a.m., and December 15, 1999, 11:59 p.m., are included in this, the January 1, 2000, issue of the *Utah State Bulletin*.

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.

Following the RULE ANALYSIS, the text of the PROPOSED RULE is usually printed. New rules or additions made to existing rules are underlined (e.g., example). Deletions made to existing rules are struck out with brackets surrounding them (e.g., [~~example~~]). Rules being repealed are completely struck out. A row of dots in the text (•••••) indicates that unaffected text was removed to conserve space. If a PROPOSED RULE is too long to print, the Division of Administrative Rules will include only the RULE ANALYSIS. A copy of rules that are too long to print is available from the filing agency or from the Division of Administrative Rules.

The law requires that an agency accept public comment on PROPOSED RULES published in this issue of the *Utah State Bulletin* until at least January 31, 2000. The agency may accept comment beyond this date and will list 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 to hold a hearing on a specific PROPOSED RULE. Section 63-46a-5 (1987) requires that a hearing request be received "in writing not more than 15 days after the publication date of the PROPOSED RULE."

From the end of the public comment period through April 30, 2000, the agency may notify the Division 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 31 days nor more than 120 days after the publication date of this issue of the *Utah State Bulletin*. Alternatively, the agency may file a CHANGE IN PROPOSED RULE in response to comments received. If the Division of Administrative Rules does not receive a NOTICE OF EFFECTIVE DATE or a CHANGE IN PROPOSED RULE, the PROPOSED RULE filing lapses and the agency must start the process over.

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 *Utah Code* Section 63-46a-4 (1996); and *Utah Administrative Code* Rule R15-2, and Sections R15-4-3, R15-4-4, R15-4-5, R15-4-9, and R15-4-10.

The Proposed Rules Begin on the Following Page.

Capitol Preservation Board (State),
Administration

R131-2

Capitol Hill Facility Use

NOTICE OF PROPOSED RULE

(New)

DAR FILE NO.: 22568

FILED: 12/15/1999, 18:10

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule establishes facility use rules for Capitol Hill facilities as required by H.B. 330 (1998).

(DAR Note: H.B. 330 is found at 1998 Utah Laws 285, and was effective July 1, 1998.)

SUMMARY OF THE RULE OR CHANGE: To provide for use of the State Capitol facilities for continued operation of state government.

(DAR Note: A corresponding 120-day (emergency) rule that is effective as of December 15, 1999, is under DAR No. 22567 in this *Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 63C-9-301

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: This rule implements requirements for the use of Capitol Hill facilities which are substantially similar to the rules previously promulgated and enforced by the Division of Facilities Construction and Management (DFCM). Therefore, there is no change in cost or savings to the state budget.

❖LOCAL GOVERNMENTS: This rule implements requirements for the use of Capitol Hill facilities which are substantially similar to the rules previously promulgated and enforced by DFCM. Therefore, there is no change in cost or savings to the local government.

❖OTHER PERSONS: This rule implements requirements for the use of Capitol Hill facilities which are substantially similar to the rules previously promulgated and enforced by DFCM. Therefore, there is no change in cost or savings to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: This rule implements requirements for the use of Capitol Hill facilities which are substantially similar to the rules previously promulgated and enforced by DFCM. Therefore, there is no change in cost or savings to other persons.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There will be no additional fiscal impact by this rule. The Capitol Preservation Board will be essentially adopting DFCM rules.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Capitol Preservation Board (State)
Administration
5114 State Office Building
450 North Main
Salt Lake City, UT 84114, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

David H. Hart at the above address, by phone at (801) 538-3074, by FAX at (801) 538-3221, or by Internet E-mail at dhart@das.state.ut.us or swhitney@das.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: David H. Hart, American Institute of Architects, Executive Director

R131. Capitol Preservation Board (State), Administration.

R131-2. Capitol Hill Facility Use.

R131-2-1. Purpose.

The purpose of this rule is to provide for use of the State Capitol Facilities for continued operation of state government.

R131-2-2. Authority.

This Rule is authorized under Section 63C-9-301, which authorizes the State Capitol Preservation Board to adopt rules governing, administering and regulating the State Capitol Hill Facilities and Grounds managed by the State Capitol Preservation Board.

R131-2-3. Definitions.

(1) In addition to terms defined in Section 63C-9-102,

(a) "Board" - means the Capitol Preservation Board including the administrative office of the Board.

(b) "Capitol Hill Facilities and Grounds" - includes the State Capitol Building and Grounds, State Capitol parking facilities, cafeteria, State Office building and grounds, and excludes the greenhouses.

(c) "Commercial Activities" - means any activity not meeting the above criteria. If it is determined that a Commercial Activity will include any kind of endorsements for commercial purposes of products or services, such as an advertising production, the application may be denied.

(d) "Community Service Activities" - means an activity closely related to community service activities including public awards, public recognition and public benefits.

(e) "Executive Director" - means the executive director appointed by the Board under Section 63C-9-401.

(f) "Facility Use Application" - means a form that is to be completed by a prospective user, and approved by a resident

agency, to reserve space for activities held within state-owned facilities. It shall require submission of the following information: (i) prospective user's name, address, and telephone number; (ii) the name of the facility being requested; (iii) the type of activity; (iv) the dates and times of the function; (v) insurance company, name and policy number, unless applicant is seeking a waiver under rule R131-2-4(22); (vi) any other special considerations being requested.

(g) "Facility Use Permit" - means a permit issued to users authorizing the permitted person(s) to use state-owned facilities for designated activities. The permit shall include the following information: (i) the name of the organization and individual authorized to use designated facility; (ii) the facility designated for use; (iii) purpose for use of the facility; (iv) the dates and times of the activity; (v) the fee assessed for the activity; (vi) the permit number; (vii) information required for compliance with R131-2-4(18); and (viii) the authorized resident agency representative's signature authorizing the activity.

(h) "Fees" - means charges assessed for use of state-owned facilities. The fees shall be assessed as follows:

(i) "Freedom of Speech Activities" shall be assessed a fee using a base cost commensurate with actual cost to the state; The "Base Cost" is the actual cost to the State for utilities, janitorial, security services and cost of rental for equipment used for activity.

(ii) "Commercial Activities" shall be assessed a fee comparable to fees charged for similar activities within the community; and

(iii) "Community Service Activities" shall be assessed a fee the same as first amendment activities.

The "Fee Schedule" is subject to change, and changes may be recommended to the Board by the Executive Director at any time. A fee schedule shall be provided to applicant at the time of application. The content of any first amendment activity shall not be a basis for calculating any portion of the fee.

(i) "Freedom of Speech Activities" - means an activity characterized as the right of a person or group to exercise freedom of speech or other first amendment right that is provided on government property by applicable law.

(j) "Governmental Activities" - means any activity directly related to governmental business. This does not include extra-curricular activities.

(k) "State" - means the state of Utah and any of its state officers, members of the legislature, members of the judiciary, departments, divisions, boards, agencies or commissions.

(l) "State Sponsored Activities" - means any activity directly sponsored by the state.

R131-2-4. General Provisions.

(1)(a) Each person(s) intending to use Capitol Hill Facilities and Grounds shall first submit a completed facilities-use application. Applications shall be reviewed by the Board staff to determine the applicable category for activity-classification and fee-assessment. Applicants who disagree with any decision regarding activity-classifications or fees, may appeal using the process outlined in Rule R131-2-4(22).

(b) Upon approval of an application, the applicant shall schedule and obtain an authorization of activities in advance, from the Executive Director. The proposed activity shall not be authorized if it interferes with the operation of governmental business or public access.

(2) All rules in this section, apply to and cover the use of all Capitol Hill Facilities and Grounds.

(3) Users may schedule the Capitol Hill Facilities and Grounds for activities at reasonable times. Examples of activities at the Capitol Complex might include dances in the Rotunda, rallies on the front stairs of the Capitol and in designated areas on the grounds, and meetings in the State Office Building Auditorium.

(4) The state of Utah, any of its departments or divisions, any state employee shall not be responsible for any property damage or loss, any personal property damage or loss, or any personal injury sustained during, or as a result of, any activity.

(5) Every group granted a facility use permit will be required to complete an application form, provide the required fee, and provide a certificate of insurance showing proof of liability insurance in the amount of \$1,000,000 per occurrence unless an exemption or waiver is granted by the board, or executive-director, in accordance with these rules.

(6) Users may not carry or post placards or signs attached to wood or metal posts of any type, within any building. In addition, users may not post signs on the grounds or the exterior of any building. Any signs or placards placed in Capitol Hill Facilities shall be hung with rope, cord or string. No adhesive materials or wire will be allowed. Balloons may be used but need to be tied with string to banisters or railings; they may not be handed out to participants of the activity or let loose.

(7) No temporary structure of any kind shall be constructed on Capitol Hill properties without the express written consent of the Capitol Preservation Board or the Executive Director.

(8) The use or storage of alcoholic beverages or any unauthorized or controlled drugs in any state-owned facility or on state grounds is prohibited.

(9) All "No Smoking" ordinances, rules and policies shall be strictly observed in all Capitol Hill Facilities.

(10) To protect the beauty of the State Capitol, and Capitol Hill Facilities, all decorations used for a scheduled activity shall be of a temporary nature and shall be appropriate for the dignity and beauty of the structure and shall be approved by the Board or the Executive Director.

(a) No adhesive material may be used that would leave a glue, paste, tape, oil, paint or other residue on the building.

(b) Nothing may be used as a decoration or in the process of decorating that would cause damage to the structure.

(c) No markings, paint or sprays may be applied to any area of the building.

(d) Decorating during the normal work hours shall be done in a manner that limits any disturbance to normal building activities. Any decorating during other than normal hours must be coordinated with the Board or the Executive Director.

(e) Decorating is to be done in a safe manner, using proper tools and equipment.

(f) Users may not decorate on the outside of the State Capitol or Capitol Hill Facilities.

(g) Signs, posters, decorations, displays, or markings must comply with all current pornography ordinances of the jurisdiction in which the facility is located.

(11) Food services in conjunction with a permitted use in state-owned facilities is subject to the approval of the Board or the Executive Director.

(12) Parking is available at all state-owned facilities. Users shall observe, and Protective Services will enforce, all restricted and marked parking areas.

(a) Vehicles owned or under control of participants shall not be parked in reserved parking areas, which shall include the parking plaza on Capitol Hill, and shall not be allowed to remain overnight.

(13) The user shall be responsible for any personal injury, vandalism, damage, or loss or other destruction of property or premises incurred during the activity.

(14) Any animals must be specifically approved in advance by the Board or the Executive Director and must provide assurance of safety to the animal, participants and the facility.

(15) No open flame, flammable fluids, or explosives shall be brought to or used on the premises.

(16) A User shall not sublet any part of the premises or transfer or assign the premises or change the purpose of the permitted activity without the written consent of the Board or the Executive Director.

(17) No money may be collected at Capitol Hill Facilities and Grounds; all tickets, if required, must be pre-sold.

(18) Users and participants must abide by all applicable firearm laws, rules, and regulations.

(a) The Board reserves the right to require users to notify the appropriate security agent of the anticipated presence of any person with a weapon or firearm.

(19) These general rules are incorporated into any permit issued and into all rules governing use of any Capitol Hill facility.

(20) No equipment shall be used nor activity engaged in which is contrary to applicable rules, regulations or state, local or governmental ordinances or codes.

(21) No equipment shall be used nor activity shall be engaged in which will place an excessive stress load on the building structure or building systems.

(22) Exceptions and Waivers.

(a) State activities, its state officers, members of the legislature, members of the judiciary, departments, divisions, agencies, boards and commissions are exempt from fees and insurance requirements to the extent that the activity is covered by state Risk Management.

(b) Governmental activities are exempt from fee and insurance requirements to the extent that the activity is covered by state Risk Management.

(c) Freedom of speech activities - a waiver of the fee or insurance costs, or a part thereof, shall be provided for free speech activities if the applicant or sponsoring group can demonstrate clearly an inability to pay the fee or insurance. The state reserves the right to pay the insurance costs. The applicant may be requested to provide a financial statement and other relevant documents as proof of inability to make payment. A request for such a waiver must be made at time of application and shall be promptly scheduled for an informal review before the Executive Director or the executive director's designee. The Executive Director or designee shall make a written determination of approval or disapproval of the waiver request, describing the grounds for the decision within five days of the submission of the request for a waiver. The applicant may appeal and request to have a hearing before the Board within five days of notification. The persons hearing the appeal shall consist of three representatives of the Board. The notice of appeal to be filed by the applicant should be

in writing. Notice of the right to appeal and the appropriate procedure shall be given to applicant if denial is made. The applicant shall be allowed to submit additional or pertinent information during the appeal to support the request for a waiver. There will be no waiver of fee of costs associated with usage of equipment such as tables, chairs, podium, microphone or any outside accessory items to the activity. The applicant may provide and use any accessory item for an activity. An insurance waiver may be issued to an applicant that can show proof of being uninsurable - proof that coverage was denied by at least three insurance providers licensed and doing business in the state of Utah, including the current state provider of insurance.

(d) Community service activities - a waiver of the fee and/or insurance costs, or a part thereof, may be provided for community service activities if the applicant or sponsoring group can demonstrate clearly an inability to pay the fee and/or insurance. The state reserves the right to pay the insurance costs. The applicant may be requested to provide a financial statement and other relevant documents as proof of inability to make payment. A request for such a waiver must be made at time of application and shall be promptly scheduled for an informal review before the Executive Director or his designee. The Executive Director or designee shall make a written determination of approval or disapproval of the waiver request, describing the grounds for the decision within five days of the submission of the request for a waiver. The applicant shall have the right to appeal and to have a hearing before the Board within five days of notification. The persons hearing the appeal shall consist of three representatives of the Board. The notice of appeal to be filed by the applicant should be in writing. Notice of the right to appeal and the appropriate procedure shall be given to applicant if denial is made. The applicant shall be allowed to submit additional or pertinent information during the appeal to support the request for a waiver. There will be no waiver of fee of costs associated with usage of equipment such as tables, chairs, podium, microphone or any accessory items to the activity. The applicant may provide and use own accessory items for an activity. An insurance waiver may be issued to an applicant that can show proof of being uninsurable - proof that coverage was denied by at least three insurance providers licensed and doing business in the state of Utah including the current state provider of insurance.

(e) Commercial activities - no exceptions or waivers shall apply except the insurance may be waived if covered by State Risk Management. Adult chaperons will be required for commercial activities; the number, appropriate for the nature of the event and the number and ages of the users, will be determined by the Board or the Executive Director. Chaperons will help direct roaming guests. They will check rest rooms periodically, aid in maintaining reasonable behavior and enforcement of the rules.

R131-2-5. Use of Capitol Rotunda.

In addition to the provisions of Rule R131-2-4, the following rules for the Capitol Rotunda shall be observed:

(1) Public use of the Capitol shall not disrupt or interfere with any legislative session or state agency business. Safe, unhindered passageways must be provided at all times.

(2) A Facility Use request for permit for events in the Capitol Rotunda must be received in writing at least 24 hours in advance of the time the event is proposed to commence. Priority will be given

to state departments, agencies, and public school districts for use of the Capitol Rotunda. The Rotunda is available six days a week, Monday through Saturday. The facility has an established Fire Marshal occupancy limit of 2,700 people which shall not be exceeded.

(3) The sound level of any individual or group, whether amplified or not, must not disrupt or interfere with any legislative session or state agency business.

(4) The second floor of the Rotunda, marble stairways, and third floor balcony are available for use but access to the fourth floor, first floor, and basement areas is not allowed.

(5) For use of committee rooms, House of Representatives Chamber, Senate Chambers, or the Supreme Court, requests must be made directly to those agencies for scheduling.

(6) No fire exits, which shall include staircases and doorways, shall be blocked during any activity. Tables shall not be placed in front of, or so as to block, doorways in any manner.

(7) All vehicles coming to Capitol Hill in conjunction with the activity shall park on the south side of the Capitol Building, on the circular drive south of the Capitol known as Cherry Lane, or in the small visitor parking area or the main parking lot directly east of the Capitol.

(8) All deliveries and movement of equipment shall come to the north loading entrance, after 5:00 p.m., and shall use the south elevator between the first and second floors, unless prior arrangement has been made with the Board or the Executive Director.

(9) Elevators used to move equipment shall be protected from damage.

(10) All equipment brought into the building shall have rubber wheels, four inch or larger, or be hand carried so to cause no damage to facilities.

(11) Users shall remove all equipment, decorations and supplies by 12:00 midnight on the night of the activity unless specific arrangements are made in advance with the Board or the Executive Director.

(12) At least two uniformed security personnel are required for every 400 participants and will be included as a part of the base cost paid by user, unless a waiver is granted for unusual circumstances.

(13) State Capitol Protective Services personnel will determine the number of any or any additional uniformed security personnel needed for an activity, and will schedule their presence.

(14) Users shall control entrances to allow only those persons authorized to attend the activity to enter building.

(15) If any person or group is reasonably suspected of being in non-compliance with any of these rules, an appropriate State law enforcement officer may provide a warning to such person or group to cease and desist from such non-complying act. If a State law enforcement officer observes that an act of non-compliance continues after a warning, then a State law enforcement officer may have the person or group removed from the Capitol-Hill premises, and may take any other appropriate action as provided by law.

R131-2-6. Use of State Office Building Auditorium.

In addition to the provisions of rule R131-2-4, the following rules for the State Office Building Auditorium shall be observed:

(1) The Auditorium is available to all state departments and agencies on a first-come, first-served basis for meetings, public

hearings, bid openings, lectures, training sessions, examinations and other similar activities. Agencies shall reserve the auditorium with the Executive Director.

(2) When not being used by a state agency, the Auditorium may be used by private or public organizations upon receipt of a permit from the Board or the Executive Director.

(a) The facility is available five days a week, Monday through Friday.

(3) After hours access shall be through the first floor south doors.

(a) The remainder of the building will be closed to the public.

(4) The Auditorium has an established Fire Marshal occupancy limit of 225 people which shall not be exceeded.

(5) All vehicles coming to Capitol Hill in conjunction with the activity should park in the lot on the west side of the State Office Building.

(6) The user agency/entity shall be responsible to arrange for sufficient supervision to be present to insure that people use only the Auditorium or rest room areas on the 1st floor of the State Office Building.

R131-2-7. Use of Capitol Hill Facilities and Grounds.

In addition to the provisions of rule R131-2-4, the following rules for the Capitol Hill Facilities and Grounds shall be observed:

(1) Camping is prohibited on the Capitol Hill Facilities and Grounds.

(2) When a permit is issued, the location of the activity will be specified. Participants will be required to contain the activity in the area specified in the permit.

(3) No activity on the grounds shall interfere with normal government or other facility use activities.

(4) No motor vehicle races, neither speed, time, endurance, exhibition nor driving competition shall be held on the Capitol Hill Facilities and Grounds.

(5) No grass, plants, shrubs, trees, paving or concrete shall be disturbed, broken, removed or covered without the written permission of Board or the Executive Director.

(6) The user agency/entity shall be responsible to arrange for sufficient supervision to be present to insure that people use only designated area and to insure that no damage occurs.

R131-2-8. Solicitation Policy.

(1) Definitions

(a) "Solicitation" means any activity which may be considered or reasonably interpreted as being for the advertisement, promotion, sale or transfer of products, or services, or for the participation in a commercial venture of any kind.

(i) The distribution or posting of handbills, leaflets, circulars, advertising or other printed materials for the purpose cited in paragraph 1 is construed as solicitation.

(2) Policy

(a) Solicitation, whether on-site or through establishment of an on-going delivery service, is prohibited on Capitol Hill Facilities and Grounds, except as listed in (c) below.

(b) No solicitation materials may be posted except on designated bulletin boards.

(c) With the exception of bulletin boards designated for posting solicitation materials, no state materials, supplies, services or equipment may be used for solicitation purposes other than

activities authorized by an agency of the state for state-connected business or state-sponsored charitable purposes.

(d) Any and all violations observed shall be reported immediately to Protective Services.

(3) Permissible Solicitation Activities: The following kinds of solicitation activities may be allowed access to Capitol Hill Facilities:

(a) Charitable campaigns (including blood drives, state United Way campaign, food banks, sub for Santa and other charitable activities).

(b) Organized employee participation in sports activities representing their state agency or a charitable organization including departmental or charity competitive teams.

(c) Announcements required by law or requested by a state agency in furtherance of official duties (including job announcements, EEO and OSHA notices).

(d) Activities conducted at the direction of the head of a state agency.

(e) Employees' sale of small craft items during breaks and lunch in employee lounges and break areas.

(f) State employees may post handbills, leaflets, circulars, advertising or other printed materials on specifically designated bulletin boards regarding the offering or sale of personal items such as free kittens or bikes for sale, or personal announcements such as wedding announcements or ride share requests. This exemption does not apply to conducting a business (such as Tupperware or Amway sales).

(g) Employee recognition events conducted by a state agency such as National Secretaries Week Luncheons which are approved by the supervisor of the employees affected.

R131-2-9. Waiver.

Notwithstanding any requirement of these Capitol Hill Facility Use Rules, a waiver may be requested in writing by the applicant as to it's necessity. The Capitol Preservation Board may disapprove the waiver request. If so, the Board shall issue a written statement that the strict holding of the required provision would be unreasonable under the circumstances and that the provision is not needed to protect the facility, grounds or the public. The applicant has the burden to establish, in a clear and concise statement, that the waiver should be granted. The request for waiver shall be included as part of the Facility Use Application and must provide the necessary information and documentation to support such waiver. The decision of the Facilities Management group may be appealed to the Board, in a way similar to the appeal of the denial of a Facility Use Application.

KEY: public buildings, facilities use
February 1, 2000

63C-9-101 et seq.



Education, Administration
R277-404
Year Round School and Effective
Facility Use Program

NOTICE OF PROPOSED RULE

(Repeal)

DAR FILE No.: 22563

FILED: 12/15/1999, 16:48

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being repealed because the law requiring or allowing for this rule has been repealed.

SUMMARY OF THE RULE OR CHANGE: The rule is repealed in its entirety.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 53A-1-401(3)

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: There are no anticipated cost or savings to state budget because there have been no funds specific to year-round schools in the state appropriation to education for several years.

❖LOCAL GOVERNMENTS: School districts may have only minimal costs because specific year-round funding has been gradually reduced to nothing over the last few years.

❖OTHER PERSONS: There are no anticipated cost or savings to other persons because there never were any costs or savings to individuals.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no compliance costs for affected persons because there never were any costs for affected persons.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I have reviewed this rule, and I see no fiscal impact on businesses--Steven O. Laing

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Education
Administration
250 East 500 South
Salt Lake City, UT 84111, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Carol B. Lear at the above address, by phone at (801) 538-7835, by FAX at (801) 538-7768, or by Internet E-mail at clear@usoe.k12.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Carol B. Lear, Acting Coordinator, School Law



R277. Education, Administration.**~~R277-404. Year-Round School and Effective Facility Use Program.~~****~~R277-404-1. Definitions:~~**

~~— A. "Effective facility use" means a plan which demonstrates at least a 20 percent increase in the use of school facilities, equipment, and personnel in the regular school program over that which has been in effect, and which saves capital facility expenditures.~~

~~— B. "Year-round schools" means a plan in which some portion of the student body is in attendance in the regular school program during each season of the year.~~

~~— C. "Board" means the Utah State Board of Education.~~

~~— D. "USOE" means the Utah State Office of Education.~~

~~— E. "Retrofitting" means minor modifications in a school building which are necessary to accommodate a year-round school or other effective facility use program.~~

~~— F. "Committee" means a review committee consisting of USOE staff, local district personnel, and, as needed, outside consultants.~~

~~— G. "Internal Evaluation" means evaluation conducted by a person who is part of the project or a person under contract to the project.~~

~~— H. "External Evaluation" means evaluation conducted by an independent person or group which audits internal procedures and results.~~

~~R277-404-2. Authority and Purpose:~~

~~— A. This rule is authorized under Section 53A-21-108(3) and Section 53A-21-110(4) which direct the Board to consider a school district's use of the year-round system in approving plans and appropriating funds for school buildings and Section 53A-1-401(3) which permits the Board to adopt rules in accordance with its responsibilities.~~

~~— B. The purpose of this rule is to establish standards and procedures for disbursing state funds allocated to the Board for year-round schools and other effective uses of schools.~~

~~R277-404-3. Application for Funds; Award Procedures; Eligibility:~~

~~— A. All local school districts are invited to submit applications for grants available under this program. The Office shall develop forms, accounting, fiscal, and other procedures, and establish deadlines for grant applications and for the operation of this program.~~

~~— B. Applications for grants shall be reviewed and rated by the Committee. Their findings and recommendations are presented to the State Superintendent of Public Instruction for grant award approval.~~

~~— C. Only applicants whose plans meet either the definition for year-round schools, effective facility use, or both, shall qualify for funding. Applications must include documentation of current and projected enrollment trends to qualify for funding.~~

~~R277-404-4. Grant Types:~~

~~— Local school districts may apply for one or both of the following grants:~~

~~— A. Planning Grants: A grant used for determining the desirability and feasibility of implementing a year-round school or effective facility use plan at either individual schools or on a district-wide basis.~~

~~— (1) Funds awarded under this type of grant shall be used for exploratory activities such as literature review, visits, workshops, community meetings, staff and faculty orientation, and community surveys.~~

~~— (2) The activities must culminate in an official local school board action to either proceed or not proceed toward implementation of its year-round school or effective facility use plan.~~

~~— B. Development Grants: A grant used to prepare a specific school for implementation of a year-round school or effective facility use plan.~~

~~— (1) Activities in a development plan may include in-service training, curriculum development, staff and administrative planning, calendar development, preparation of public information items, purchasing needed equipment, retrofitting, assignment of students and staff, and development of management systems.~~

~~— (2) Applications for development grants shall document the local school board's commitment to proceed toward year-round school or effective facility use implementation.~~

~~— C. Improvement Grants: a grant used to enhance the ongoing operation of a year-round school or effective facility use model that has achieved at least a 15% increase in enrollment over the rated capacity of the school facilities in the regular school program since implementing a new scheduling model.~~

~~— (1) Activities in an improvement grant may include but are not limited to, in-service training, curriculum development, administrative planning, intersession, school/community partnerships, and the acquisition of appropriate equipment and supplies necessary for the enhancement of the scheduling model.~~

~~— (2) Applications for improvement grants shall document the expanded usage of the existing school facility exclusive of any temporary additions, including portable classrooms.~~

~~— (3) The documentation referred to in Subsection (2) shall include the state-rated capacity of the school building and the actual enrollment of the school during the preceding school year.~~

~~— (4) Implementation grants shall be awarded to those schools that have completed appropriate planning and development activities as outlined in Section 4 A and B.~~

~~R277-404-5. Distribution of Funds:~~

~~— A. Planning Grants~~

~~— (1) Individual schools: Planning grants are limited to a maximum of \$5,000 per school;~~

~~— (2) District-wide: A district planning for year-round schools or effective facility use on a district-wide basis is eligible for a maximum grant of \$25,000 per fiscal year;~~

~~— B. Developmental Grants:~~

~~— (1) Individual Schools: Developmental grants are limited to a maximum of \$50,000 per school;~~

~~— (2) District-wide: A district may qualify for district-wide development for specific multiple schools up to a maximum of \$200,000 per fiscal year.~~

~~C. Improvement Grants:~~

~~Individual Schools: Improvement grants are limited to a maximum of \$10,000 per school per year, for a school that has increased its enrollment by at least 15%, as defined in Section 4-C. Funds for improvement grants will only be made available after all planning and development grant needs have been met.~~

~~**R277-404-6. Limitations on Funds.**~~

~~A. Funds shall be used exclusively for Board approved plans developed in harmony with Board rules.~~

~~B. Planning, development or improvement grants may not be used to fund projects having another major funding source earmarked for that purpose.~~

~~C. Retrofitting or the purchase of equipment, supplies, publications, and other materials shall be directly related to the planning or development of year-round school or effective facility use plans.~~

~~D. Grant funds shall not be used for out-of-state travel, ongoing personnel costs, or the evaluation expenses for planning projects.~~

~~E. All funds earmarked for retrofitting shall include a dollar-for-dollar local match.~~

~~F. All scheduling models developed with year-round school or effective facility use grant funds shall offer 11-month contracts or enhanced salaries for teachers participating in these programs, based on the availability of funds.~~

~~G. Funds received under planning, development or improvement grants shall be expended by a district according to approved budget line items. Transfer between line items may be allowed only with the written approval of the USOE coordinator for this program.~~

~~H. Funds received under planning, development or improvement grants shall not be used to supplant either local district funds or funds available from other state or local sources.~~

~~**R277-404-7. Continuing Effort.**~~

~~A district which receives a development or improvement grant shall show evidence of its ability and intent to continue the type of system funded for a minimum of three years beyond the grant award period. If the funded results of the system are not in the desired direction or the system is of such a nature that continuity is unnecessary, the district is not required to continue the system.~~

~~**R277-404-8. Evaluation; Reports.**~~

~~A. A local school district which receives a development grant shall develop an evaluation system for the plan and submit evaluation data to the USOE in the year-end report.~~

~~B. A mid-year report and a year-end report shall be submitted to the USOE. These reports shall include descriptions of all activities and expenditures outlined in the district's application.~~

~~C. A district which receives a development grant award shall provide the USOE with a mid-year, internal evaluation report, a year-end, internal evaluation report, and, at the end of the second or third year of the project, a final internal evaluation.~~

~~D. An external evaluation may be required for a developmental grant. If such an evaluation is required, additional money may be provided.~~

~~**R277-404-9. Waivers.**~~

~~The State Superintendent may grant a written request for a waiver of a standard or deadline which a district finds unduly restrictive. The waiver shall be consistent with the Utah State Public Education Strategic Plan, January 1992, pages 17 and 21, or the express purpose of this rule.~~

~~**KEY: year-round schools, education facilities**~~

~~1990 53A-1-401(3)~~

~~Notice of Continuation September 12, 1997 53A-21-108(3)~~

~~53A-21-110(4)]~~



Education, Administration
R277-430
 Capital Outlay Equalization
 Qualification

NOTICE OF PROPOSED RULE

(Repeal)

DAR FILE NO.: 22564

FILED: 12/15/1999, 16:48

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being repealed because the law that necessitated this specific rule has been repealed.

SUMMARY OF THE RULE OR CHANGE: The rule is repealed in its entirety.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 53A-1-401(3)

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: There are no anticipated cost or savings to state budget because the provisions that would have affected the state budget are continued in Rule R277-451.

❖LOCAL GOVERNMENTS: There are no anticipated cost or savings to local government because any provisions affecting school district budgets are now in Rule R277-451.

❖OTHER PERSONS: There are no anticipated cost or savings to other persons because there never were costs or savings to individuals.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no compliance costs for affected persons because there never were compliance costs for affected persons.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I have reviewed this rule, and I see no fiscal impact on businesses--Steven O. Laing

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Education Administration
250 East 500 South
Salt Lake City, UT 84111, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Carol B. Lear at the above address, by phone at (801) 538-7835, by FAX at (801) 538-7768, or by Internet E-mail at clear@usoe.k12.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Carol B. Lear, Acting Coordinator, School Law

R277. Education, Administration.

~~[R277-430. Capital Outlay Equalization Qualification:~~

~~**R277-430-1. Definitions:**~~

- ~~— A. "Capital outlay" means all purchases for land, buildings, vehicles, buses, equipment, furniture, and other expenditures that have a value in excess of a pre-determined amount and a life expectancy of more than one year.~~
- ~~— B. "USOE" means the Utah State Office of Education.~~
- ~~— C. "Board" means the Utah State Board of Education.~~
- ~~— D. "Utah School Boards Association" means an organization including board members of all 40 local district boards of education and the Utah State Board of Education.~~

~~**R277-430-2. Authority and Purpose:**~~

- ~~— A. This rule is authorized by Utah Constitution Article X, Section 3 which vests general control and supervision of public education in the Board, Section 53A-16-104(2) which directs the Board to distribute capital outlay equalization monies according to a formula developed by the Board and Section 53A-1-401(3) which allows the Board to adopt rules in accordance with its authority.~~
- ~~— B. The purpose of this rule is to establish a procedure and criteria for the distribution of capital outlay equalization funds to school districts.~~

~~**R277-430-3. Funding:**~~

- ~~— To be considered for capital outlay equalization funds, a school district shall:~~
- ~~— A. levy a minimum tax levy of .0024 designated specifically for capital outlay and debt service;~~
- ~~— B. be below the state average yield per student for any given tax rate;~~
- ~~— C. submit to the Capital Outlay Equalization Committee:~~
- ~~— (1) the certificate for the Board as required under 53A-16-104(2)(c);~~
- ~~— (2) a completed copy of the USOE "survey for potential Capital Equalization Recipients" form; and~~

- ~~— (3) any additional information that further describes the implementation of a building use program that includes:~~
- ~~— (a) year-round school;~~
- ~~— (b) double sessions;~~
- ~~— (c) rental or lease of additional existing space;~~
- ~~— (d) modification of school boundaries;~~
- ~~— (e) transporting students to other schools within the district or to another district;~~
- ~~— (f) use of relocatable buildings;~~
- ~~— (g) use of college, university or applied technology center facilities;~~
- ~~— (h) use of technology to provide instruction at students' homes or elsewhere;~~
- ~~— (i) grade-level realignments in schools to consolidate smaller classes; or~~
- ~~— (j) similar use of space or resources to maximize use of existing buildings.~~

~~**R277-430-4. Capital Outlay Equalization Committee:**~~

- ~~— A. The committee shall:~~
- ~~— (1) consist of:~~
- ~~— (a) the USOE's Director of Finance;~~
- ~~— (b) the USOE's Building Specialist;~~
- ~~— (c) one Utah School Boards Association representative as designated by the President of the Utah School Boards Association;~~
- ~~— (d) four school district superintendents or their designees who:~~
- ~~— (i) are selected by the State Superintendent of Public Instruction;~~
- ~~— (ii) represent districts that are ineligible for capital outlay equalization funds; and~~
- ~~— (iii) represent one large, one small, one rural and one urban school district.~~
- ~~— (2) annually review applications for capital outlay equalization funds;~~
- ~~— (3) determine those applications that meet the requirements of the law; and~~
- ~~— (4) make recommendations for funding to the State Superintendent of Public Instruction.~~

~~**KEY: public schools, capital outlay equalization***~~

~~1995~~ ~~Art X Sec 3~~
~~53A-16-104(2)~~
~~53A-1-401(3)]~~



Education, Administration
R277-507
 Driver Education Endorsement

NOTICE OF PROPOSED RULE

(Amendment)
 DAR FILE No.: 22528
 FILED: 12/02/1999, 16:25
 RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule was amended to change terminology from "certificate" to "license" and make changes in requirements for a driver education endorsement.

SUMMARY OF THE RULE OR CHANGE: "Certificate" and variations of the term are changed to "license" and variations; clear requirement for first aid and CPR (Cardiopulmonary Resuscitation) for driver education teachers; training requirements converted from quarter hours to semester hours.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 53A-1-402(1)(a)

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: There are no anticipated costs or savings to the state budget. Any costs will be borne by individuals seeking endorsement, with possible help from school districts.

❖LOCAL GOVERNMENTS: Speculative costs to districts if districts help driver education teachers or potential teachers to meet requirements.

❖OTHER PERSONS: Possible minimal costs to teachers seeking driver education endorsement if they need to get CPR/first aid training.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There may be minimal compliance costs to teachers seeking driver education endorsement if they need to get CPR/first aid training.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I have reviewed this rule, and I see no fiscal impact on businesses--Steven O. Laing

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Education
Administration
250 East 500 South
Salt Lake City, UT 84111, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Carol B. Lear at the above address, by phone at (801) 538-7835, by FAX at (801) 538-7768, or by Internet E-mail at clear@usoe.k12.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Carol B. Lear, Acting Coordinator, School Law

R277. Education, Administration.**R277-507. Driver Education Endorsement.****R277-507-1. Definitions.**

[A. "Basic Certificate" means the initial certificate issued by the Board which permits the holder to be employed in the public school system as an educator.

] [B]A. "Board" means the Utah State Board of Education.

[E]B. "Endorsement" means ~~[a specialty field listed on the teaching certificate which indicates the specific qualification of the holder.]~~a stipulation appended to a license setting forth the areas of practice to which the license applies.

C. "Level 1 License" means a license issued upon completion of an approved educator preparation program or an alternative preparation program or pursuant to an agreement under the NASDTEC Interstate Contract to candidates who have also met all ancillary requirements established by law or rule.

D. "Level 2 License" means a license issued after satisfaction of all requirements for a Level 1 license as well as any additional requirements established by law or rule relating to professional preparation or experience.

E. "Level 3 License" means a license issued to an educator who holds a current Utah Level 2 license and has also received, in the educator's field of practice, National Board certification or a doctorate from an accredited institution.

[D. "Standard Certificate" means a certificate issued by the Board after a holder of a Basic Certificate has demonstrated competence under the initial certificate.

] F. "NASDTEC" means the National Association of State Directors of Teacher Education and Certification.

G. "NASDTEC Interstate Contract" means the contract implementing Title 53A, Chapter 6, Part 2, Compact of Interstate Qualification of Educational Personnel, which is administered through NASDTEC and which provides for reciprocity of educator licences among states.

[E]H. "USOE" means the Utah State Office of Education.

R277-507-2. Authority and Purpose.

A. This rule is authorized by Article X, Section 3 of the Utah Constitution which vests the general control and supervision of the public school in the State Board of Education, by Section 53A-1-402(1)(a)[~~U.C.A. 1953;~~] which directs the Board to make rules regarding the ~~[certification]~~licensure of educators, Section 53A-1-401(3)[~~U.C.A. 1953;~~] which allows the Board to adopt rules in accordance with its responsibilities, and by Section 53A-13-208[~~U.C.A. 1953;~~] which directs the Board to establish procedures and standards to ~~[certify]~~license teachers of driver education classes as driver license examiners.

B. The purpose of this rule is to establish standards and procedures for high school teachers to qualify for the driver education endorsement.

R277-507-3. Endorsement Requirements.

A. In order for a high school driver education ~~[instructor]~~teacher to be certified as a driver license examiner by the Driver License Division of the Department of Public Safety, the teacher [must]shall first be ~~[certificated]~~licensed and endorsed by the USOE.

B. The driver education endorsement shall be added to the ~~[Basic Certificate]~~ Level 1, 2, or 3 license provided:

(1) the individual has a valid and current ~~[teaching certificate for]~~ secondary ~~[school]~~ endorsement to a Level 1, 2, or 3 license;

(2) the individual has a valid Utah automobile operator's license; and

(3) the beginning teacher has no convictions for a moving violation or chargeable accident on record for which a driver license was suspended or revoked for the two year period immediately prior to employment.

C. A high school driver education ~~[instructor]~~ teacher shall have professional preparation which includes the following:

(1) ~~[twenty-four (24) quarter]~~ sixteen (16) semester hours ~~[for the equivalent in semester hours]~~ in the area of driver and safety education;

(2) of the ~~[24]~~ 16 hours required:

(a) a minimum of ~~[sixteen (16) quarter]~~ twelve (12) semester hours ~~[(or the equivalent in semester hours)]~~ shall be in the area of driver and safety education, including a practicum covering classroom, on-street, simulator, and driving range instruction; and

(b) a minimum of ~~[eight (8) quarter]~~ three (3) semester hours ~~[(or the equivalent in semester hours)]~~ shall be selected from areas of related safety work ~~[-including principles and practices of emergency care and first aid procedures for injuries.]; and~~

(c) a minimum of one (1) semester hour of current/valid first aid and CPR training.

D. A high school driver education ~~[instructor]~~ teacher after meeting the criteria of Subsection 3, shall obtain a valid and current certificate from the Driver License Division to administer knowledge and driving skills test, as required by and specified in 53A-13-208 ~~[-U.C.A. 1953].~~

.....

R277-507-5. Endorsement Suspension.

A. The driver education endorsement shall be immediately suspended and the previously-endorsed individual shall not be allowed to teach driver education following a conviction for a moving violation, alcohol-related or chargeable accident for which an individual's driver license is suspended or revoked.

B. Once an individual's ~~[authorization]~~ endorsement to teach has been suspended, he shall be required to maintain a driving record free of convictions for moving violations or chargeable accidents for which a driver license is suspended or revoked for a period of two years before the ~~[authorization]~~ endorsement to teach may be reinstated.

KEY: ~~[teacher certification,]~~ professional education, driver education, educator licensure*

[1992]2000

Notice of Continuation April 15, 1997

Art X Sec 3

53A-1-402(1)(a)

53A-1-401(3)

53A-13-208



Environmental Quality, Air Quality

R307-110-11

Section IX, Control Measures for Area and Point Sources, Part B, Sulfur Dioxide

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 22552

FILED: 12/14/1999, 11:45

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: To demonstrate that Salt Lake County and the eastern portion of Tooele county above 5,600 feet have reached attainment of the health-based standard for sulfur dioxide and will remain in attainment in the future.

SUMMARY OF THE RULE OR CHANGE: Amend Section R307-110-11 by changing the date of the Air Quality Board's adoption of the State Implementation Plan (SIP) for Sulfur Dioxide (SO₂) to March 1, 2000, the date on which the Board is expected to adopt additions to the existing SO₂ SIP. The additions to the SIP demonstrate that exceedences of the health-based standard for SO₂ occurred in the vicinity of the Kennecott smelter at Magna and that there have been no exceedences since 1981, that Kennecott has made reductions in emissions by a factor of 10, and that these reductions are permanent and enforceable and are attributable to the requirements of the existing SIP. These reductions ensure there will be no violations of the SO₂ standard for at least ten years into the future. Following adoption of these amendments to the SIP, Utah will request redesignation to attainment for SO₂. Following redesignation, all provisions of the SIP will remain in place. The only change for large new or modifying sources of SO₂ in the future is that applicants to construct and operate will follow the Prevention of Significant Deterioration (PSD) standards rather than the standards for nonattainment areas.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-2-104

FEDERAL REQUIREMENT FOR THIS RULE: United States Code 42, Subsection 7407(d)(3)(D)

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: Section IX, Control Measures for Area and Point Sources, Part B, Sulfur Dioxide (March 1, 2000)

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: The only change in Division of Air Quality (DAQ) processes will be in the review of applications for new or modifying major sources of SO₂ in Salt Lake County. The review process for PSD is different but does not cost more.

❖LOCAL GOVERNMENTS: A local government would be affected only if choosing to construct a major source of SO₂ in Salt Lake County, and that is highly unlikely. In that case, the local government's costs to obtain a permit would be no higher than present costs.

❖OTHER PERSONS: If Salt Lake County and eastern Tooele County above 5,600 feet in altitude are redesignated to attainment, then a new major source of SO₂ or a source of SO₂ making a major modification, would be required to obtain a permit for PSD. The PSD permit review process is different, but does not cost more than the present process to obtain a permit to operate in a nonattainment area. The number of affected sources is unknown.

COMPLIANCE COSTS FOR AFFECTED PERSONS: If Salt Lake County and eastern Tooele County above 5,600 feet in altitude are redesignated to attainment, then a new major source of SO₂, or a source of SO₂ making a major modification, would be required to obtain a PSD permit. The PSD permit review process is different, but does not cost more than the present process to obtain a permit to operate in a nonattainment area.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Redesignating areas to attainment has no significant impact on the sources of sulfur dioxide which presently operate or may operate in the future in Salt Lake County--Dianne R. Nielson

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Environmental Quality
Air Quality
150 North 1950 West
PO Box 144820
Salt Lake City, UT 84114-4820, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Jan Miller at the above address, by phone at (801) 536-4042, by FAX at (801) 536-4099, or by Internet E-mail at jmill@deq.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000; OR ATTENDING A PUBLIC HEARING SCHEDULED FOR 01/19/2000, 1:30 p.m., Room 201, Department of Environmental Quality Building, 168 North 1950 West, Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 03/02/2000

AUTHORIZED BY: Rick Spratt, Planning Branch Manager

R307. Environmental Quality, Air Quality.
R307-110. General Requirements: State Implementation Plan.
R307-110-11. Section IX, Control Measures for Area and Point Sources, Part B, Sulfur Dioxide.

The Utah State Implementation Plan, Section IX, Control Measures for Area and Point Sources, Part B, Sulfur Dioxide, as most recently amended by the Utah Air Quality Board on

[~~December 18, 1992~~]March 1, 2000, pursuant to Section 19-2-104, is hereby incorporated by reference and made a part of these rules.

KEY: air pollution, [small business assistance program]state implementation plan*, particulate matter*, ozone
[November 20, 1998]2000 19-2-104(3)(e)
Notice of Continuation June 2, 1997



Environmental Quality, Air Quality

R307-110-19

Section XI, Other Control Measures for Mobile Sources

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 22553

FILED: 12/14/1999, 11:45

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: To add transportation control measures for Utah County into the State Implementation Plan for Air Quality.

SUMMARY OF THE RULE OR CHANGE: Transportation conformity is a federal requirement that no federal moneys can be spent on state and local projects unless they conform with the State Implementation Plan (SIP) for air quality and are included in that SIP. Conformity for Utah County will expire on August 15, 2000. Mountainland Association of Governments (AOG) has asked that their commitment to add up to 700 park and ride stalls in Utah County by 2006 be added to the SIP in order that construction can continue even if conformity lapses. Adding park and ride stalls will encourage use of mass transit, helping to reduce air pollution.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-2-104

FEDERAL REQUIREMENT FOR THIS RULE: 40 CFR 93, Subpart A

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: Section XI, Other Control Measures for Mobile Sources (March 1, 2000)

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: There is no change in cost to the state government; construction and operation of the park and ride lots is not a state responsibility.

❖LOCAL GOVERNMENTS: There is no change in cost for local governments as the commitment to add the park and ride stalls already is in place whether or not it is added to the SIP.

❖OTHER PERSONS: There is no change in cost for individuals or businesses as the commitment to add the park and ride stalls already is in place whether or not it is added to the SIP.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There is no change in cost for individuals or businesses, as the commitment to add the park and ride stalls already is in place whether or not it is added to the SIP.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Incorporating the Mountainland AOG commitment to the SIP does not impose costs on anyone--Dianne R. Nielson

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
Environmental Quality
Air Quality
150 North 1950 West
PO Box 144820
Salt Lake City, UT 84114-4820, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Jan Miller at the above address, by phone at (801) 536-4042, by FAX at (801) 536-4099, or by Internet E-mail at jmillier@deq.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000; OR ATTENDING A PUBLIC HEARING SCHEDULED FOR 01/20/2000, 1:30 p.m., Mountainland AOG, 586 East 800 North, Orem, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 03/02/2000

AUTHORIZED BY: Rick Sprott, Planning Branch Manager

**R307. Environmental Quality, Air Quality.
R307-110. General Requirements: State Implementation Plan.
R307-110-19. Section XI, Other Control Measures for Mobile Sources.**

The Utah State Implementation Plan, Section XI, Other Control Measures for Mobile Sources, as most recently amended by the Utah Air Quality Board on ~~September 30, 1993~~ March 1, 2000, pursuant to Section 19-2-104, is hereby incorporated by reference and made a part of these rules.

KEY: air pollution, small business assistance program*, particulate matter*, ozone
~~November 20, 1998~~ 2000 **19-2-104(3)(e)**
Notice of Continuation June 2, 1997



**Environmental Quality, Water Quality
R317-2
Standards of Quality for Waters of the
State**

NOTICE OF PROPOSED RULE

(Amendment)
DAR FILE NO.: 22566
FILED: 12/15/1999, 17:13
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The proposed amendments are in response to a triennial review of Utah's Water Quality standards by the United States Environmental Protection Agency (EPA). Portions of the state's standards are currently in disapproval status with the EPA. The proposed amendments attempt to resolve the following disapproval items: 1) Remove disapproval item for the chlorine standards for Class 3C; 2) update toxic chemical list to protect human health; 3) modify a limited number of stream classifications; 4) add additional detail to the mixing zone policy; 5) adopt by reference the 1999 Review of the Standards for Salinity for the Colorado Basin; 6) define the application of the aluminum standard.

SUMMARY OF THE RULE OR CHANGE: 1) Total residual chlorine for all waters of the state changed to 0.019 mg/l acute and 0.011 mg/l chronic; 2) added toxic chemicals; 3) returned some beneficial use classifications to previous classifications to negate a need to do use attainability analyses as required by the Environmental Protection Agency (EPA); 4) lake mixing zone distances of 35 feet (acute standard) and 200 feet (chronic standard) were added; 5) adopted by reference the 1999 Review of the Standards for Salinity for the Colorado Basin; 6) application of the aluminum standards limited to receiving waters with a pH less than 7.0 and a hardness less than 50 mg/l as CaCO₃.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-5-104
FEDERAL REQUIREMENT FOR THIS RULE: Clean Water Act, Section 303

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: 1999 Review--Water Quality Standards for Salinity, Colorado River System

ANTICIPATED COST OR SAVINGS TO:
❖THE STATE BUDGET: No costs or savings to the state budget. The proposed amendments will be minor changes in operational procedures already accounted for by Division of Water Quality (DWQ) staff.
❖LOCAL GOVERNMENTS: The change in the residual chlorine standard is likely to cause a cost impact of approximately \$50,000 each for four communities affected by the rule. The change in the aluminum standard could potentially result in a cost savings of millions of dollars statewide.
❖OTHER PERSONS: The proposed amendments may impact wastewater treatment facilities as indicated above, but do not directly affect other persons. Therefore, we do not anticipate cost or savings to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There will be four wastewater treatment facilities that will have to install additional equipment at their facilities for removal of total

residual chlorine. Capital costs are approximately \$50,000. In addition there will be increased operational costs due to the purchase of chemicals.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The proposed amendments should have no direct cost impacts on businesses. Businesses having wastewater pretreatment processes and permits could realize a substantial savings due to changes in the aluminum standard.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
Environmental Quality
Water Quality
Cannon Health Building
288 North 1460 West
PO Box 144870
Salt Lake City, UT 84114-4870, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
William Moellmer, Ph.D. at the above address, by phone at (801) 538-6146, by FAX at (801) 538-6016, or by Internet E-mail at wmoelme@email.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000; OR ATTENDING A PUBLIC HEARING SCHEDULED FOR 01/27/2000, 10:30 a.m., Room 125, Cannon Health Building, 288 North 1460 West, Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 02/24/2000

AUTHORIZED BY: Dianne R. Nielson, Director

**R317. Environmental Quality, Water Quality.
R317-2. Standards of Quality for Waters of the State.**

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R317-2-4. Colorado River Salinity Standards.

In addition to quality protection afforded by these regulations to waters of the Colorado River and its tributaries, such waters shall be protected also by requirements of "Proposed Water Quality Standards for Salinity including Numeric Criteria and Plan of Implementation for Salinity Control, Colorado River System, June 1975" and a supplement dated August 26, 1975, entitled "Supplement, including Modifications to Proposed Water Quality Standards for Salinity including Numeric Criteria and Plan of Implementation for Salinity Control, Colorado River System, June 1975", as approved by the seven Colorado River Basin States and the U.S. Environmental Protection Agency, as updated by the 1978 Revision and the 1981, 1984, 1987, 1990, 1993, ~~and~~ 1996 and 1999 Reviews of the above documents.

R317-2-5. Mixing Zones.

A mixing zone is a limited portion of a body of water, contiguous to a discharge, where dilution is in progress but has not yet resulted in concentrations which will meet certain standards for all pollutants. At no time, however, shall concentrations within the mixing zone be allowed which are acutely lethal as determined by bioassay or other approved procedure. Mixing zones may be delineated for the purpose of guiding sample collection procedures and to determine permitted effluent limits. The size of the chronic mixing zone in rivers and streams shall not to exceed 2500 feet and the size of an acute mixing zone shall not exceed 50% of stream width nor have a residency time of greater than 15 minutes. Streams with a flow equal to or less than twice the flow of a point source discharge may be considered to be totally mixed. The size of the chronic mixing zone in lakes and reservoirs shall not exceed 200 feet and the size of an acute mixing zone shall not exceed 35 feet. Domestic wastewater effluents discharged to mixing zones shall meet effluent requirements specified in R317-1-3.

5.1 Individual Mixing Zones. Individual mixing zones may be further limited or disallowed in consideration of the following factors in the area affected by the discharge:

- a. Bioaccumulation in fish tissues or wildlife.
- b. Biologically important areas such as fish spawning/nursery areas or segments with occurrences of federally listed threatened or endangered species.
- c. Potential human exposure to pollutants resulting from drinking water or recreational activities.
- d. Attraction of aquatic life to the effluent plume, where toxicity to the aquatic life is occurring.
- e. Toxicity of the substance discharged.
- f. Zone of passage for migrating fish or other species (including access to tributaries), or
- g. Accumulative effects of multiple discharges and mixing zones.

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R317-2-12. High Quality Waters.

12.1 High Quality Waters - Category 1.

In addition to assigned use classes, the following surface waters of the State are hereby designated as High Quality Waters - Category 1:

12.1.1 All surface waters geographically located within the outer boundaries of U.S. National Forests whether on public or private lands with the following exceptions:

All High Quality Waters - Category 2 as listed in R317-2-12.2. Weber River, a tributary to the Great Salt Lake, in the Weber River Drainage from Uintah to Mountain Green.

12.1.2 Other surface waters, which may include segments within U.S. National Forests as follows:

12.1.2.1 Colorado River Drainage

Calf Creek and tributaries, from confluence with Escalante River to headwaters.

Sand Creek and tributaries, from confluence with Escalante River to headwaters.

Mamie Creek and tributaries, from confluence with Escalante River to headwaters.

Deer Creek and tributaries, from confluence with Boulder Creek to headwaters (Garfield County).

Indian Creek and tributaries, through Newspaper Rock State Park to headwaters.

12.1.2.2 Green River Drainage

Fish Creek from confluence with White River to Scofield Dam.

Range Creek and tributaries, from confluence with Green River to headwaters.

Strawberry River and tributaries, from confluence with Red Creek to headwaters.

Avintaquin Creek, from confluence with Strawberry River to confluence with Cottonwood Creek.

Ashley Creek and tributaries, from Steinaker diversion to headwaters.

Jones Hole Creek and tributaries, from confluence with Green River to headwaters.

Green River, from state line to Flaming Gorge Dam.

Tollivers Creek, from confluence with Green River to headwaters.

Allen Creek, from confluence with Green River to headwaters.

12.1.2.3 Virgin River Drainage

North Fork Virgin River and tributaries, from confluence with East Fork Virgin River to headwaters.

East Fork Virgin River and tributaries from confluence with North Fork Virgin River to headwaters.

12.1.2.4 Kanab Creek Drainage

Kanab Creek and tributaries, from irrigation diversion at confluence with Reservoir Canyon to headwaters.

12.1.2.5 Bear River Drainage

Swan Creek and tributaries, from Bear Lake to headwaters.

North Eden Creek, from Upper North Eden Reservoir to headwaters.

Big Creek and tributaries, from Big Ditch diversion to headwaters.

Woodruff Creek and tributaries, from Woodruff diversion to headwaters.

12.1.2.6 Weber River Drainage

Burch Creek and tributaries, from Harrison Boulevard in Ogden to headwaters.

Hardscrabble Creek and tributaries, from confluence with East Canyon Creek to headwaters.

Chalk Creek and tributaries, from U.S. Highway 189 to headwaters.

Weber River and tributaries, from U.S. Highway 189 near Oakley to headwaters.

12.1.2.7 Jordan River Drainage

City Creek and tributaries, from City Creek Water Treatment Plant to headwaters (Salt Lake County).

Emigration Creek and tributaries, from Hogle Zoo to headwaters (Salt Lake County).

Red Butte Creek and tributaries, from Foothill Boulevard in Salt Lake City to headwaters.

Parley's Creek and tributaries, from 13th East in Salt Lake City to headwaters.

Mill Creek and tributaries, from Wasatch Boulevard in Salt Lake City to headwaters.

Big Cottonwood Creek and tributaries, from Wasatch Boulevard in Salt Lake City to headwaters.

Little Willow Creek and tributaries, from diversion to headwaters (Salt Lake County.)

Bell Canyon Creek and tributaries, from Lower Bells Canyon Reservoir to headwaters (Salt Lake County).

South Fork of Dry Creek and tributaries, from Draper Irrigation Company diversion to headwaters (Salt Lake County).

12.1.2.8 Provo River Drainage

Upper Falls drainage above Provo City diversion (Utah County).

Bridal Veil Falls drainage above Provo City diversion (Utah County).

Lost Creek and tributaries, above Provo City diversion (Utah County).

12.1.2.9 Sevier River Drainage

Chicken Creek and tributaries, from diversion at canyon mouth to headwaters.

Pigeon Creek and tributaries, from diversion to headwaters.

East Fork of Sevier River and tributaries, from Kingston diversion to headwaters.

Parowan Creek and tributaries, from Parowan City to headwaters.

Summit Creek and tributaries, from Summit City to headwaters.

Braffits Creek and tributaries, from canyon mouth to headwaters.

Right Hand Creek and tributaries, from confluence with Coal Creek to headwaters.

12.1.2.10 Raft River Drainage

Clear Creek and tributaries, from state line to headwaters (Box Elder County).

Birch Creek (Box Elder County), from state line to headwaters.

Cotton Thomas Creek from confluence with South Junction Creek to headwaters.

12.1.2.11 Western Great Salt Lake Drainage

All streams on the south slope of the Raft River Mountains above 7000' mean sea level.

Donner Creek (Box Elder County), from irrigation diversion to Utah-Nevada state line.

Bettridge Creek (Box Elder County), from irrigation diversion to Utah-Nevada state line.

Clover Creek, from diversion to headwaters.

All surface waters on public land on the Deep Creek Mountains.

12.1.2.12 Farmington Bay Drainage

Holmes Creek and tributaries, from Highway US-89 to headwaters (Davis County).

Shepard Creek and tributaries, from Height Bench diversion to headwaters (Davis County).

Farmington Creek and tributaries, from Height Bench Canal diversion to headwaters (Davis County).

Steed Creek and tributaries, from Highway US-89 to headwaters (Davis County).

12.2 High Quality Waters - Category 2.

In addition to assigned use classes, the following surface waters of the State are hereby designated as High Quality Waters - Category 2:

12.2.1 Green River Drainage

Deer Creek, a tributary of Huntington Creek, from the forest boundary to 4800 feet upstream

12.3 High Quality Waters - Category 3.

In addition to assigned use classes, the following surface waters of the State are hereby designated as High Quality Waters - Category 3:

12.3.1 Provo River Drainage

Provo River and tributaries from Murdock Diversion to U.S. Forest Boundary, including Deer Creek Reservoir and Jordanelle Reservoir.

~~[12.13 Statewide~~

~~All surface waters geographically located within the outer boundaries of U.S. National Forests whether on public or private lands.~~

~~]~~

R317-2-13. Classification of Waters of the State.

13.1 Upper Colorado River Basin

a. Colorado River Drainage

TABLE

Paria River and tributaries, from state line to headwaters	2B	3C	4
All tributaries to Lake Powell, except as listed separately	2B	3B	4
Escalante River and tributaries, from Lake Powell to confluence with Boulder Creek	2B	3C	
Escalante River and tributaries, from confluence with Boulder Creek, including Boulder Creek, to headwaters	2B	3A	4
Deer Creek and tributaries, from confluence with Boulder Creek to headwaters	2B	3A	4
Dirty Devil River and tributaries, from Lake Powell to Fremont River	2B	3C	
Fremont River and tributaries, from confluence with Muddy Creek to Capitol Reef National Park	2B	3A	[3C] 4
Fremont River and tributaries, through Capitol Reef National Park to headwaters	1C	2B	3A 4
Pleasant Creek and tributaries, from confluence with Fremont River to East boundary of Capitol Reef National Park	2B	3C	
Pleasant Creek and tributaries, from East boundary of Capitol Reef National Park to headwaters	1C	2B	3A 4
Muddy Creek and tributaries, from confluence with Fremont River to Highway U-10 crossing	2B	3C	4

Muddy Creek and tributaries, from Highway U-10 crossing to headwaters	2B	3A	4
Quitcupah Creek and tributaries, from Highway U-10 crossing to headwaters	2B	3A	4
Ivie Creek and tributaries, from Highway U-10 to headwaters	2B	3A	4
San Juan River and tributaries, from Lake Powell to state line except as listed below:	1C	2B	3B 4
Johnson Creek and tributaries, from confluence with Recapture Creek to headwaters	1C	2B	3A 4
Verdure Creek and tributaries, from Highway US-191 crossing to headwaters	2B	3A	4
North Creek and tributaries, from confluence with Montezuma Creek to headwaters	1C	2B	3A 4
South Creek and tributaries, from confluence with Montezuma Creek to headwaters	1C	2B	3A 4
Spring Creek and tributaries, from confluence with Vega Creek to headwaters	2B	3A	4
Montezuma Creek and tributaries, from U.S. Highway 191 to headwaters	1C	2B	3A 4
Colorado River and tributaries, from Lake Powell to state line except as listed separately	1C	2B	3B 4
Indian Creek and tributaries, from confluence with Colorado River to Newspaper Rock State Park	2B	3B	4
Indian Creek and tributaries, through Newspaper Rock State Park to headwaters	1C	2B	3A 4
Kane Canyon Creek and tributaries, from confluence with Colorado River to headwaters	2B	3C	4
Mill Creek and tributaries, from confluence with Colorado River to headwaters	1C	2B	3A 4
Dolores River and tributaries, from confluence with Colorado River to state line	2B	3C	4
Roc Creek and tributaries, from confluence with Dolores River to headwaters	2B	3A	4
LaSal Creek and tributaries, from state line to headwaters	2B	3A	4

Lion Canyon Creek and tributaries, from state line to headwaters	2B	3A	4	Grassy Trail Creek and tributaries, from Grassy Trail Creek Reservoir to headwaters	1C	2B	3A	4
Little Dolores River and tributaries, from confluence with Colorado River to state line	2B	3C	4	Range Creek and tributaries, from confluence with Green River to Range Creek Ranch	2B	<u>3A</u>	[3C]	4
Bitter Creek and tributaries, from confluence with Colorado River to headwaters	<u>2B</u>	3C	4	Range Creek and tributaries, from Range Creek Ranch to headwaters	1C	2B	3A	4

b. Green River Drainage

TABLE

Green River and tributaries, from confluence with Colorado River to state line except as listed below:	1C	2B	3B	4	Nine Mile Creek and tributaries, from confluence with Green River to headwaters	2B	3A	4	
Thompson Creek and tributaries from Interstate Highway 70 to headwaters	2B	3C	4	Pariette Draw and tributaries, from confluence with Green River to headwaters	2B	3B	3D	4	
San Rafael River and tributaries, from confluence with Green River to confluence with Ferron Creek	2B	3C	4	Willow Creek and tributaries (Uintah County), from confluence with Green River to headwaters	2B	3A	4		
Ferron Creek and tributaries, from confluence with San Rafael River to Millsite Reservoir	2B	3C	4	Bitter Creek and Tributaries from White River to Headwaters	2B	3A	4		
Ferron Creek and tributaries, from Millsite Reservoir to headwaters	1C	2B	3A	4	White River and tributaries, from confluence with Green River to state line	2B	3B	4	
Huntington Creek and tributaries, from confluence with Cottonwood Creek to Highway U-10 crossing	2B	3C	4	Duchesne River and tributaries, from confluence with Green River to Myton Water Treatment Plant intake	2B	3B	4		
Huntington Creek and tributaries, from Highway U-10 crossing to headwaters	1C	2B	3A	4	Duchesne River and tributaries, from Myton Water Treatment Plant intake to headwaters	1C	2B	3A	4
Cottonwood Creek and tributaries, from confluence with Huntington Creek to Highway U-57 crossing	2B	3C	4	Uinta River and tributaries, from confluence with Duchesne River to Highway US-40 crossing	2B	3B	4		
Cottonwood Creek and tributaries, from Highway U-57 crossing to headwaters	1C	2B	3A	4	Uinta River and tributaries, from Highway US-40 crossing to headwaters	2B	3A	4	
Cottonwood Canal, Emery County	1C	2B	4	Power House Canal from confluence with Uinta River to headwaters	2B	3A	4		
Price River and tributaries, from confluence with Green River to Carbon Canal Diversion at Price City Golf Course	2B	3C	4	Lake Fork River and tributaries, from confluence with Duchesne River to headwaters	1C	2B	3A	4	
Price River and tributaries, from Carbon Canal Diversion at Price City Golf Course to Price City Water Treatment Plant intake.	2B	3A	4	Lake Fork Canal from Dry Gulch Canal Diversion to Moon Lake	1C	2B	4		
Price River and tributaries, from Price City Water Treatment Plant intake to headwaters	1C	2B	3A	4	Dry Gulch Canal, from Myton Water Treatment Plant to Lake Fork Canal	1C	2B	4	

Whiterocks River and Canal, from Tridell Water Treatment Plant to headwaters	1C	2B 3A	4	Birch Spring Draw and tributaries, from Flaming Gorge Reservoir to headwaters	2B	3C	4		
Ashley Creek and tributaries, from confluence with Green River to Steinaker diversion		2B	3B	4	Spring Creek and tributaries, from Flaming Gorge Reservoir to headwaters	2B	3A		
Ashley Creek and tributaries, from Steinaker diversion to headwaters	1C	2B 3A	4	All Tributaries to the Green River above Flaming Gorge Reservoir from Utah-Wyoming state line to headwaters	2B	3A	4		
Big Brush Creek and tributaries, from confluence with Green River to Tyzack (Red Fleet) Dam		2B	3B	4	[Van Tassel Creek from Utah-Wyoming state line to headwaters]	3A	4		
Big Brush Creek and tributaries, from Tyzack (Red Fleet) Dam to headwaters	1C	2B 3A	4	13.2 Lower Colorado River Basin a. Virgin River Drainage					
Jones Hole Creek and tributaries, from confluence with Green River to headwaters		2B	3A	TABLE					
Diamond Gulch Creek and tributaries, from confluence with Green River to headwaters		2B	3A	4	Virgin River and tributaries (except as listed below), from state line to Quail Creek diversion	2B	3B	4	
Pot Creek and tributaries, from Crouse Reservoir to headwaters		2B	3A	4	Santa Clara River and tributaries, from Gunlock Reservoir to headwaters	1C	2B 3A	4	
Green River and tributaries, from Utah-Colorado state line to Flaming Gorge Dam except as listed below:		2B	3A	4	Santa Clara River from confluence with Virgin River to Gunlock Reservoir	1C	2B	3B	4
Sears Creek and tributaries, Daggett County		2B	3A		Leed's Creek, from confluence with Quail Creek to headwaters		2B	3A	4
Tolivers Creek and tributaries, Daggett County		2B	3A		Quail Creek from Quail Creek Reservoir to headwaters	1C	2B	3A	4
Red Creek and tributaries, from confluence with Green River to state line	2B		3C	4	Ash Creek and tributaries, from confluence with Virgin River to Ash Creek Reservoir	2B	<u>3A</u>	[3C]	4
Jackson Creek and tributaries, Daggett County		2B	3A		Ash Creek and tributaries, From Ash Creek Reservoir to headwaters		2B	3A	4
Davenport Creek and tributaries, Daggett County		2B	3A		Virgin River and tributaries (except as listed below), from the Quail Creek diversion to headwaters	1C	2B	3C	4
Goslin Creek and tributaries, Daggett County		2B	3A		North Fork Virgin River and tributaries	1C	2B	3A	4
Gorge Creek and tributaries, Daggett County		2B	3A		East Fork Virgin River, from town of Glendale to headwaters		2B	3A	4
Beaver Creek and tributaries, Daggett County		2B	3A		Kolob Creek, from confluence with Virgin River to headwaters		2B	3A	4
O-Wi-Yu-Kuts Creek and tributaries, County		2B	3A		Beaver Dam Wash and tributaries, from Motoqua to headwaters		2B	3A	4
Tributaries to Flaming Gorge Reservoir, except as listed below		2B	3A	4	••••••••••				
					13.3 Bear River Basin a. Bear River Drainage				

TABLE			
Bear River and tributaries, from Great Salt Lake to Utah-Idaho border, except as listed below:	2B	3B	3D 4
Willard Creek, from Willard Bay Reservoir to headwaters	2B	3A	4
Perry Canyon Creek from U.S. Forest boundary to headwaters	2B	3A	4
Box Elder Creek from confluence with Black Slough to Brigham City Reservoir (the Mayor's Pond)	2B	3C	[3] 4
Box Elder Creek, from Brigham City Reservoir (the Mayor's Pond) to headwaters	2B	3A	4
Malad River and tributaries, from confluence with Bear River to state line	2B	3C	
Little Bear River and tributaries, from Cutler Reservoir to headwaters	2B	3A	3D 4
Logan River and tributaries, from Cutler Reservoir to headwaters	2B	3A	3D 4
Blacksmith Fork and tributaries, from confluence with Logan River to headwaters	2B	3A	4
Newton Creek and tributaries, from Cutler Reservoir to Newton Reservoir	2B	<u>3A</u>	[3E] 4
Clarkston Creek and tributaries, from Newton Reservoir to headwaters	2B	3A	4
Birch Creek and tributaries, from confluence with Clarkston Creek to headwaters	2B	3A	4
Summit Creek and tributaries, from confluence with Bear River to headwaters	2B	3A	4
Cub River and tributaries, from confluence with Bear River to state line, except as listed below:	2B	3B	4
High Creek and tributaries, from confluence with Cub River to headwaters	2B	3A	4
Swan Springs tributary to Swan Creek	1C	<u>2B 3A</u>	
All tributaries to Bear Lake from Bear Lake to headwaters	2B	3A	4
Swan Creek and tributaries, from Bear Lake to headwaters	2B	3A	4
Big Creek and tributaries, from Bear Lake to headwaters	2B	3A	4

Bear River and tributaries in Rich County	2B	3A	4
Bear River and tributaries, from Utah-Wyoming state line to headwaters (Summit County)	2B	3A	4
Mill Creek and tributaries, from state line to headwaters (Summit County)	2B	3A	4
[----- * Special case numeric criteria for Total Residual Chlorine. See Table 2.14.2, Footnote (7).-]			

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13.5 Utah Lake-Jordan River Basin
a. Jordan River Drainage

TABLE			
Jordan River, from Farmington Bay to North Temple Street, Salt Lake City	2B	3B *	3D 4
Jordan River, from North Temple Street in Salt Lake City to confluence with Little Cottonwood Creek	2B	3B *	4
Surplus Canal from Great Salt Lake to the diversion from the Jordan River	2B	3B *	3D 4
Jordan River from confluence with Little Cottonwood Creek to Narrows Diversion	2B	3A	4
Jordan River, from Narrows Diversion to Utah Lake	1C	2B	3B 4
City Creek, from Memory Park in Salt Lake City to City Creek Water Treatment Plant	2B	3A	
City Creek, from City Creek Water Treatment Plant to headwaters	1C	2B	3A
Parley's Creek and tributaries, from 1300 East in Salt Lake City to Mountain Dell Reservoir	2B	3A	
Parley's Creek and tributaries, from Mountain Dell Reservoir to headwaters	1C	2B	3A
Emigration Creek and tributaries, from Foothill Boulevard in Salt Lake City to headwaters	2B	3A	
Red Butte Creek and tributaries, from Red Butte Reservoir to headwaters	1C	2B	3A
Mill Creek (Salt Lake County) from confluence with Jordan River to Interstate Highway 15	2B	3C	4
Mill Creek (Salt Lake County) and tributaries from Interstate Highway 15 to headwaters	2B	3A	4

Big Cottonwood Creek and tributaries, from confluence with Jordan River to Big Cottonwood Water Treatment Plant	2B 3A	4	Spring Creek and tributaries, from Utah Lake near Lehi to headwaters	2B 3A	4
Big Cottonwood Creek and tributaries, from Big Cottonwood Water Treatment Plant to headwaters	1C 2B 3A		Lindon Hollow Creek and tributaries, from Utah Lake to headwaters	2B 3B	4
Deaf Smith Canyon Creek and tributaries	1C 2B 3A	4	Mill Race (except from Interstate Highway 15 to the Provo City WWTP discharge) and tributaries from Utah Lake to headwaters	2B 3B	4
Little Cottonwood Creek and tributaries, from confluence with Jordan River to Metropolitan Water Treatment Plant	2B 3A	4	Mill Race from Interstate Highway 15 to the Provo City wastewater treatment plant discharge	2B 3B [±]	4
Little Cottonwood Creek and tributaries, from Metropolitan Water Treatment Plant to headwaters	1C 2B 3A		Spring Creek and tributaries from Utah Lake (Provo Bay) to 50 feet upstream from the east boundary of the Industrial Parkway Road Right-of-way	2B 3B	4
Bell Canyon Creek and tributaries, from lower Bell's Canyon reservoir to headwaters	1C 2B 3A		Tributary to Spring Creek (Utah County) which receives the Springville City WWTP effluent from confluence with Spring Creek to headwaters	2B	3D 4
Little Willow Creek and tributaries, from Draper Irrigation Company diversion to headwaters	1C 2B 3A		Spring Creek and tributaries from 50 feet upstream from the east boundary of the Industrial Parkway Road right-of-way to the headwaters	2B 3A	4
Big Willow Creek and tributaries, from Draper Irrigation Company diversion to headwaters	1C 2B 3A		Ironton Canal from Utah Lake (Provo Bay) to the east boundary of the Denver and Rio Grande Western Railroad right-of-way	2B	3C [±] 4
South Fork of Dry Creek and tributaries, from Draper Irrigation Company diversion to headwaters	1C 2B 3A		Ironton Canal from the east boundary of the Denver and Rio Grande Western Railroad right-of-way to the point of diversion from Spring Creek	2B 3A	4
All permanent streams on east slope of Oquirrh Mountains (Coon, Barney's, Bingham, Butterfield, and Rose Creeks)	2B	3D 4	Hobble Creek and tributaries, from Utah Lake to headwaters	2B 3A	4
Kersey Creek from confluence of C-7 Ditch to headwaters	<u>2B</u>	3D	Dry Creek and tributaries from Utah Lake (Provo Bay) to Interstate Highway 15	2B	3C 4

* Site specific criteria for total ammonia and dissolved oxygen. See Table 2.14.5.

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c. Utah Lake Drainage

TABLE

American Fork Creek and tributaries, from diversion at mouth of American Fork Canyon to headwaters	2B 3A	4	Benjamin Slough and tributaries (except Beer Creek) from Utah Lake to headwaters	2B 3B	4
Spanish Fork River and tributaries, from Utah Lake to diversion at Moark Junction	2B 3B 3D 4		Beer Creek (Utah County) from 4850 West (in NE1/4NE1/4 sec. 36, T.8 S., R.1 E.) to headwaters	2B	3C [±] 4
Spanish Fork River and tributaries, from diversion at Moark Junction to headwaters	2B 3A	4	All other permanent streams entering Utah Lake	2B 3B	4
			Salt Creek, from Nephi diversion to headwaters	2B 3A	4

Currant Creek, from mouth of Goshen Canyon to Mona Reservoir	2B <u>3A</u> [3B]	4	Round Valley Creek and tributaries, Millard County	2B 3A	4
Burrison Creek, from Mona Reservoir to headwaters	2B 3A	4	Chicken Creek and tributaries, Juab County	2B 3A	4
Peteetneet Creek and tributaries, from irrigation diversion above Maple Dell to headwaters	2B 3A	4	San Pitch River and tributaries, from confluence with Sevier River to Highway U-132 crossing except the following tributaries:	2B	3C 3D 4
Summit Creek and tributaries (above Santaquin), from U.S. National Forest boundary to headwaters	2B 3A	4	Twelve Mile Creek and tributaries, from U.S. Forest Service boundary to headwaters	2B 3A	4
Rock Canyon Creek and tributaries (East of Provo) from U.S. National Forest boundary to headwaters	1C 2B 3A	4	Six Mile Creek and tributaries, Sanpete County	2B 3A	4
Dry Creek and tributaries (above Alpine), from U.S. National Forest boundary to headwaters	2B 3A	4	Manti Creek and tributaries, from U.S. Forest Service boundary to headwaters	2B 3A	4
[----- * Special case numeric criteria for Total Residual Chlorine. See Table 2.14.2, Footnote (7)-.]			Ephraim Creek and tributaries, from U.S. Forest Service to headwaters	2B 3A	4

13.6 Sevier River Basin
a. Sevier River Drainage

TABLE

Sevier River and tributaries from Sevier Lake to Gunnison Bend Reservoir to U.S. National Forest boundary except the following	2B 3C	4	Fountain Green Creek and tributaries, from U.S. Forest Service boundary to headwaters	2B 3A	4
Beaver River and tributaries from Minersville City to headwaters	2B 3A	4	San Pitch River and tributaries, from Highway U-132 crossing to headwaters	2B 3A	4
Tributaries to Sevier River from Sevier Lake to Gunnison Bend Reservoir from U.S. National Forest boundary to headwaters, including:	2B 3A	4	Judd Creek and tributaries, Juab County	2B 3A	4
Pioneer Creek and tributaries, Millard County	2B 3A	4	Meadow Creek and tributaries, Juab County	2B 3A	4
Chalk Creek and tributaries, Millard County	2B 3A	4	Cherry Creek and tributaries, Juab County	2B 3A	4
Meadow Creek and tributaries, Millard County	2B 3A	4	Tanner Creek and tributaries, Juab County		4
Corn Creek and tributaries, Millard County	2B 3A	4	Baker Hot Springs, Juab County	2B	3D 4
Tributaries to Sevier River from Gunnison Bend Reservoir to Annabella Diversion from U.S. National Forest boundary to headwaters	2B 3A	4	Sevier River and tributaries, from Annabella diversion to headwaters	2B 3A	4
Sevier River and tributaries from Gunnison Bend Reservoir to Annabella Diversion except the following tributaries:	2B 3B	4	Monroe Creek and tributaries, from diversion to headwaters	2B 3A	4
Oak Creek and tributaries, Millard County	2B 3A	4	Little Creek and tributaries, from irrigation diversion to headwaters	2B 3A	4
			Pinto Creek and tributaries, from Newcastle Reservoir to headwaters	2B <u>3A</u>	[3E] 4
			Coal Creek and tributaries	2B <u>3A</u>	[3E] 4

Summit Creek and tributaries	2B 3A	4		Clover Creek and tributaries, Tooele County	2B 3A	4
Parowan Creek and tributaries	2B 3A	4		Faust Creek and tributaries, Tooele County	2B 3A	4
Duck Creek and tributaries	1C 2B 3A	4		Vernon Creek and tributaries, Tooele County	2B 3A	4
13.7 Great Salt Lake Basin				Ophir Creek and tributaries, Tooele County	2B 3A	4
a. Western Great Salt Lake Drainage				Settlement Canyon Creek and tributaries, Tooele County	2B 3A	4
TABLE						
Grouse Creek and tributaries, Box Elder County	2B 3A	3E	4	Middle Canyon Creek and tributaries, Tooele County	2B 3A	4
Muddy Creek and tributaries, Box Elder County	2B	3C	4	Tank Wash and tributaries, Tooele County	2B 3A	4
Dove Creek and tributaries, Box Elder County	2B 3A	3E	4	Basin Creek and tributaries, Juab and Tooele Counties	2B 3A	4
Pine Creek and tributaries, Box Elder County	2B 3A		4	Thomas Creek and tributaries, Juab County	2B 3A	4
Rock Creek and tributaries, Box Elder County	2B 3A		4	Indian Farm Creek and tributaries, Juab County	2B 3A	4
Fisher Creek and tributaries, Box Elder County	2B 3A		4	Cottonwood Creek and tributaries, Juab County	2B 3A	4
Dunn Creek and tributaries, Box Elder County	2B 3A		4	Red Cedar Creek and tributaries, Juab County	2B 3A	4
Donner Creek and tributaries, from irrigation diversion to Utah-Nevada state line	2B 3A		4	Granite Creek and tributaries, Juab County	2B 3A	4
Bettridge Creek and tributaries, from irrigation diversion to Utah-Nevada state line	2B 3A		4	Trout Creek and tributaries, Juab County	2B 3A	4
Indian Creek and tributaries, Box Elder County	2B 3A		4	Birch Creek and tributaries, Juab County	2B 3A	4
Tenmile Creek and tributaries, Box Elder County	2B 3A		4	Deep Creek and tributaries, from Rock Spring Creek to headwaters, Juab and Tooele Counties	2B 3A	4
Curlew (Deep) Creek, Box Elder County	2B 3A		4	Cold Spring, Juab County	2B	3C 3D
Blue Creek and tributaries, from Great Salt Lake to Blue Creek Reservoir	2B		3D 4	Cane Spring, Juab County	2B	3C 3D
Blue Creek and tributaries, from Blue Creek Reservoir to headwaters	2B	3B	4	Lake Creek, from Garrison (Pruess) Reservoir to Nevada state line	2B 3A	4
All perennial streams on the east slope of the Pilot Mountain Range	1C 2B 3A		4	Snake Creek and tributaries, Millard County	2B 3B	4
North Willow Creek and tributaries, Tooele County	2B 3A		4	Salt Marsh Spring Complex, Millard County	2B 3A	
South Willow Creek and tributaries, Tooele County	2B 3A		4	Twin Springs, Millard County	2B 3B	
Hickman Creek and tributaries, Tooele County	2B 3A		4	Tule Spring, Millard County	2B	3C 3D
Barlow Creek and tributaries, Tooele County	2B 3A		4	Coyote Spring Complex, Millard County	2B	3C 3D

Hamblin Valley Wash and tributaries, from Nevada state line to headwaters (Beaver and Iron Counties)	2B	3D	4
Indian Creek and tributaries, Beaver County, from Indian Creek Reservoir to headwaters	2B 3A		4
Shoal Creek and tributaries, Iron County	2B 3A		4

b. Farmington Bay Drainage

TABLE

Corbett Creek and tributaries, from Highway to headwaters	2B 3A		4
Kays Creek and tributaries, from Farmington Bay to U.S. National Forest boundary	2B	3B	4
North Fork Kays Creek and tributaries, from U.S. National Forest boundary to headwaters	2B 3A		4
Middle Fork Kays Creek and tributaries, from U.S. National Forest boundary to headwaters	1C	2B 3A	4
South Fork Kays Creek and tributaries, from U.S. National Forest boundary to headwaters	1C	2B 3A	4
Snow Creek and tributaries	2B	3C	4
Holmes Creek and tributaries, from Farmington Bay to U.S. National Forest boundary	2B	3B	4
Holmes Creek and tributaries, from U.S. National Forest boundary to headwaters	1C	2B 3A	4
Baer Creek and tributaries, from Farmington Bay to Interstate Highway 15	2B	3C	4
Baer Creek and tributaries, from Interstate Highway 15 to Highway US-89	2B	3B	4
Baer Creek and tributaries, from Highway US-89 to headwaters	1C	2B 3A	4
Shepard Creek and tributaries, from U.S. National Forest boundary to headwaters	1C	2B 3A	4
Farmington Creek and tributaries, from Farmington Bay Waterfowl Management Area to U.S. National Forest boundary	2B	3B	4
Farmington Creek and tributaries, from U.S. National Forest boundary to headwaters	1C	2B 3A	4
Rudd Creek and tributaries, from Davis aqueduct to headwaters	2B 3A		4

Steed Creek and tributaries, from U.S. National Forest boundary to headwaters	1C	2B 3A	4
Davis Creek and tributaries, from Highway US-89 to headwaters		2B 3A	4
Lone Pine Creek and tributaries, from Highway US-89 to headwaters		2B 3A	4
Ricks Creek and tributaries, from Highway I-15 to headwaters	1C	2B 3A	4
Barnard Creek and tributaries, from Highway US-89 to headwaters		2B 3A	4
Parrish Creek and tributaries, from Davis Aqueduct to headwaters		2B 3A	4
Deuel Creek and tributaries, from Davis Aqueduct to headwaters		2B 3A	4
Stone Creek and tributaries, from Farmington Bay Waterfowl Management Area to U.S. National Forest boundary		2B 3A	4
Stone Creek and tributaries, from U.S. National Forest boundary to headwaters	1C	2B 3A	4
Barton Creek and tributaries, from U.S. National Forest boundary to headwaters		2B 3A	4
Mill Creek (Davis County) and tributaries, from confluence with State Canal to U.S. National Forest boundary		2B 3B	4
Mill Creek (Davis County) and tributaries, from U.S. National Forest boundary to headwaters	1C	2B 3A	4
North Canyon Creek and tributaries, from U.S. National Forest boundary to headwaters		2B 3A	4
Hobart Slough		2B 3C	4
Hooper Slough		2B 3C	4
Willard Slough		<u>2B</u> 3C	4
Willard Creek to Headwaters	1C	2B 3A	4
Chicken Creek to Headwaters	1C	2B 3A	4
Cold Water Creek to Headwaters	1C	2B 3A	4
One House Creek to Headwaters	1C	2B 3A	4
Garner Creek to Headwaters	1C	2B 3A	4

13.8 Snake River Basin
a. Raft River Drainage (Box Elder County)

TABLE

Raft River and tributaries		2B 3A	4
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Clear Creek and tributaries, from Utah-Idaho state line to headwaters	2B 3A	4
Onemile Creek and tributaries, from Utah-Idaho state line to headwaters	2B 3A	4
George Creek and tributaries, from Utah-Idaho state line to headwaters	2B 3A	4
Johnson Creek and tributaries, from Utah-Idaho state line to headwaters	2B 3A	4
Birch Creek and tributaries, from state line to headwaters	2B 3A	4
Pole Creek and tributaries, from state line to headwaters	2B 3A	4
Goose Creek and tributaries	2B 3A	4
Hardesty Creek and tributaries, from state line to headwaters	2B 3A	4
Meadow Creek and tributaries, from state line to headwaters	2B 3A	4

Ouray National Wildlife Refuge, Uintah County	3B	3D
Powell Slough Waterfowl Management Area, Utah County	3C	(*) 3D
Public Shooting Grounds Waterfowl Management Area, Box Elder County	3C	3D
Salt Creek Waterfowl Management Area, Box Elder County	3C	3D
Stewart Lake Waterfowl Management Area, Uintah County	3B	3D
Timpie Springs Waterfowl Management Area, Tooele County	3B	3D

~~[* See Table 2.14.2, Footnote (7)]~~

13.12 Lakes and Reservoirs (20 Acres or Larger). All lakes not listed in 13.12 are assigned by default to the classification of the stream with which they are associated.

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q. Salt Lake County

TABLE

Decker Lake	2B	3B	3D	4
Lake Mary	1C	2B	3A	
Little Dell Reservoir	1C	2B	3A	
Mountain Dell Reservoir	1C	<u>3A</u>		

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R317-2-14. Numeric Criteria.

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TABLE 2.14.2
NUMERIC CRITERIA FOR AQUATIC WILDLIFE

Parameter	Aquatic Wildlife			
	3A	3B	3C	3D
PHYSICAL				
Total Dissolved Gases	(1)	(1)		
Minimum Dissolved Oxygen (MG/L) (2)				
30 Day Average	6.5	5.5	5.0	5.0
7 Day Average	9.5/5.0	6.0/4.0		
1 Day Average	8.0/4.0	5.0/3.0	3.0	3.0
Max. Temperature (C)	20	27	27	
Max. Temperature Change (C)	2	4	4	
pH (Range)	6.5-9.0	6.5-9.0	6.5-9.0	6.5-9.0
Turbidity Increase (NTU)	10	10	15	15

13.9 All irrigation canals and ditches statewide, except as otherwise designated 4

13.10 All drainage canals and ditches statewide, except as otherwise designated 3E

13.11 National Wildlife Refuges and State Waterfowl Management Areas

TABLE

Bear River National Wildlife Refuge, Box Elder County	3B	3D
Brown's Park Waterfowl Management Area, Daggett County	3A	3D
Clear Lake Waterfowl Management Area, Millard County	3C	3D
Desert Lake Waterfowl Management Area, Emery County	3C	3D
Farmington Bay Waterfowl Management Area, Davis and Salt Lake Counties	3C	3D
Fish Springs National Wildlife Refuge, Juab County	3C	3D
Harold Crane Waterfowl Management Area, Box Elder County	3C	3D
Howard Slough Waterfowl Management Area, Weber County	3C	3D
Locomotive Springs Waterfowl Management Area, Box Elder County	3B	3D
Ogden Bay Waterfowl Management Area, Weber County	3C	3D

METALS (3)				
(DISSOLVED, UG/L) (4)				
Aluminum				
4 Day Average (12)	87	87	87	87
1 Hour Average	750	750	750	750
Arsenic (Trivalent)				
4 Day Average	190	190	190	190
1 Hour Average	360	360	360	360
Cadmium (5)				
4 Day Average	1.1	1.1	1.1	1.1
1 Hour Average	3.9	3.9	3.9	3.9
Chromium (1[±]1) (Hexavalent)				
4 Day Average	11	11	11	11
1 Hour Average	16	16	16	16
Chromium (Trivalent) (5)				
4 Day Average	210	210	210	210
1 Hour Average	1700	1700	1700	1700
Copper (5)				
4 Day Average	12	12	12	12
1 Hour Average	18	18	18	18
Cyanide (Free)				
4 Day Average	5.2	5.2	5.2	5.2
1 Hour Average	22	22	22	22
Iron (Maximum)				
1 Hour Average	1000	1000	1000	1000
Lead (5)				
4 Day Average	3.2	3.2	3.2	3.2
1 Hour Average	82	82	82	82
Mercury				
4 Day Average	0.012	0.012	0.012	0.012
1 Hour Average (1[±]1)	2.4	2.4	2.4	2.4
Nickel (5)				
4 Day Average	160	160	160	160
1 Hour Average	1400	1400	1400	1400
Selenium				
4 Day Average	5.0	5.0	5.0	5.0
1 Hour Average	20	20	20	20
Silver				
1 Hour Average (5)	4.1	4.1	4.1	4.1
Zinc (5)				
4 Day Average	110	110	110	110
1 Hour Average	120	120	120	120
INORGANICS (MG/L) (3)				
Total Ammonia as N (6)				
4 Day Average	(6a)	(6a)	(6b)	(6b)
1 Hour Average	(6b)	(6b)	(6b)	(6b)
Chlorine (Total Residual) [(7)]				
4 Day Average	0.011	0.011	0.011	0.011
1 Hour Average	0.019	0.019	[0.2]0.019	[(8)]
Hydrogen Sulfide (Undissociated, Max. UG/L)				
1 Hour Average	2.0	2.0	2.0	2.0
Phenol (Maximum)				
1 Hour Average	0.01	0.01	0.01	0.01
RADIOLOGICAL (MAXIMUM pCi/L)				
Gross Alpha [(9)]				
1 Hour Average	15	15	15	15
ORGANICS (UG/L) (3)				
Aldrin (Maximum)				
4 Day Average	1.5	1.5	1.5	1.5
Chlordane				
4 Day Average	0.0043	0.0043	0.0043	0.0043
1 Hour Average	1.2	1.2	1.2	1.2
DDT and Metabolites				
4 Day Average	0.0010	0.0010	0.0010	0.0010

1 Hour Average	0.55	0.55	0.55	0.55
Dieldrin				
4 Day Average	0.0019	0.0019	0.0019	0.0019
Endosulfan				
1 Hour Average	1.25	1.25	1.25	1.25
Endrin				
4 Day Average	0.056	0.056	0.056	0.056
Guthion (Maximum)				
1 Hour Average	0.11	0.11	0.11	0.11
Heptachlor				
4 Day Average	0.0023	0.0023	0.0023	0.0023
Hexachlorocyclohexane (Lindane)				
1 Hour Average	0.09	0.09	0.09	0.09
Methoxychlor (Maximum)				
1 Hour Average	0.01	0.01	0.01	0.01
Mirax (Maximum)				
1 Hour Average	0.03	0.03	0.03	0.03
Mirex (Maximum)				
1 Hour Average	0.001	0.001	0.001	0.001
Parathion (Maximum)				
1 Hour Average	0.04	0.04	0.04	0.04
PCB's				
4 Day Average	0.014	0.014	0.014	0.014
Pentachlorophenol ([±]9)				
4 Day Average	2.0	2.0	2.0	2.0
Toxaphene				
4 Day Average	13	13	13	13
1 Hour Average	20	20	20	20
Toxaphene				
4 Day Average	0.0002	0.0002	0.0002	0.0002
1 Hour Average	0.73	0.73	0.73	0.73

POLLUTION INDICATORS [(9)]

Gross Beta (pCi/L)	50	50	50	50
BOD (MG/L)	5	5	5	5
Nitrate as N (MG/L)	4	4	4	4
Total Phosphorus as P (MG/L) (1[±]0)	0.05	0.05	0.05	0.05
Total Suspended Solids (MG/L) [(9)]	35	90	90	90

FOOTNOTES:

- (1) Not to exceed 110% of saturation.
- (2) These limits are not applicable to lower water levels in deep impoundments. First number in column is for when early life stages are present, second number is for when all other life stages present.
- (3) Where criteria are listed as 4-day average and 1-hour average concentrations, these concentrations should not be exceeded more often than once every three years on the average.
- (4) The dissolved metals method involves filtration of the sample in the field, acidification of the sample in the field, no digestion process in the laboratory, and analysis by atomic absorption spectrophotometry or inductively coupled plasma (ICP).
- (5) Hardness dependent criteria. 100 mg/l used. Conversion factors for ratio of total recoverable metals to dissolved metals must also be applied. See Table 2.14.3 for complete equations for hardness and conversion factors.
- (6) Un-ionized ammonia toxicity is dependent upon the temperature and pH of the waterbody. For detailed explanation refer to Federal Register, vol. 50, 30784, July 29, 1985. The following equations are used to calculate criteria concentrations:
 - (6a) The 4-Day average (chronic) concentration of un-ionized ammonia in mg/l as N is $(0.80 / FT / FPH / RATIO) * 0.822$, where $FT = 10^{0.03(20-TCAP)}$; T is greater than or equal to TCAP and less than or equal to 30
 - $= 10^{0.03(20-T)}$; T is greater than or equal to 0 and less than or equal to TCAP.

FPH = 1; pH is greater than or equal to 8.0 and less than or equal to 9.0.

= $(1 + 10^{7.4 - \text{pH}}) / 1.25$ pH is greater than or equal to 6.5 and less than 8.0

T = degrees C, and

TCAP = 15 C for salmonids or other sensitive coldwater species, or

= 20 C for salmonids and other sensitive coldwater species absent.

RATIO = 13.5; pH is greater than or equal to 7.7 and less than or equal to 9.0.

= $20(10^{7.7 - \text{pH}}) / (1 + 10^{7.4 - \text{pH}})$; pH is greater than or equal to 6.5 and less than or equal to 7.7.

(6b) The 1-Hour average (acute) concentration of un-ionized ammonia in mg/l as N is $(0.52 / \text{FT} / \text{FPH} / 2) * 0.822$

Where:

FT = $10^{0.03(20 - \text{TCAP})}$; T is greater than or equal to TCAP and less than or equal to 30.

= $10^{0.03(20 - T)}$; T is greater than or equal to 0 and less than or equal to TACP.

FPH = 1; pH is greater than or equal to 8.0 and less than or equal to 9.0.

= $(1 + 10^{7.4 - \text{pH}}) / 1.25$ pH is greater than or equal to 6.5 or less than 8.0.

T = degrees C, and

TCAP = 20 C for salmonids or other sensitive coldwater species, or

TCAP = 25 C for salmonids and other sensitive coldwater species absent.

(6c) Total Ammonia in mg/l as N is Un-ionized Ammonia in mg/l as N x $(1 + 10^{\text{pKa} - \text{pH}})$, where:

pKa = $0.09018 + 2729.92 / T$

T = Temperature (C) + 273.2

For Tables of values, see following page.

~~[(7) Special case segments and maximum TRC concentrations as follows:~~

~~Mill Race from Interstate Highway 15 to the Provo City wastewater treatment plant discharge 0.2 mg/l~~

~~Ironton Canal (Utah County), from Utah Lake (Provo Bay) to East boundary of Denver and Rio Grande Western~~

~~Railroad right of way 0.05 mg/l~~

~~Beer Creek (Utah County) from 4850 West (in NE1/4NE1/4 sec. 36, T.8 S., R.1 E.) to headwaters 0.3 mg/l~~

~~Box Elder Creek from confluence with Black Slough to Brigham City Reservoir (the Mayor's Pond) 0.019 mg/l 1 day average, 0.011 mg/l 4 day average.~~

~~Powell Slough 0.019 mg/l 1 day average, 0.011 mg/l 4 day average.]~~

~~[(8) Numeric criteria will be established based on a site-specific assessment of potential impacts to aquatic wildlife.~~

~~[(9) Investigations should be conducted to develop more information where these levels are exceeded.~~

~~[(10) pH dependent criteria. pH 7.8 used in table. See Table 2.14.4 for equation.~~

~~[(11) Total Phosphorus as P (mg/l) limit for lakes and reservoirs shall be 0.025.~~

~~[(12) Total recoverable metals to dissolved metals conversion factors must be applied to arrive at correct dissolved metals criteria. The conversion factors are: chronic hexavalent chromium criteria, 0.962; acute hexavalent chromium criteria, 0.982; acute mercury criteria, 0.850.~~

~~[(13) The criterion for aluminum will be implemented as follows: Where the pH is equal to or greater than 7.0 and the hardness is equal to or greater than 50 ppm as CaCO3 in the receiving water after mixing, the 87 ug/l chronic criterion (expressed as total recoverable) will not apply, and aluminum will be regulated based on compliance with the 750 ug/l acute aluminum criterion.~~

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TABLE 2.14.6

List of Human Health Criteria Included in the 1992 National Toxics Rule (NTR) (Published in the Federal Register) (For Arsenic, the Maximum Contaminate Level (MCL) applies instead of the NTR Criteria

Parameter	CAS No.	Class 1C	Class 3
		Maximum Conc., ug/L	
Toxic Organics			
1 Acenaphthene	83-32-9	1200	2700
2 Acrolein	107-02-8	320	780
3 Acrylonitrile	107-13-1	0.059	0.66
4 Benzene	71-43-2	1.2	71
5 Benidine	92-87-5	0.00012	0.00054
6 Carbon tetrachloride	56-23-5	0.25	4.4
7 Chlorobenzene	108-90-7	680	21000
8 1,2,4-Trichlorobenzene	120-82-1	-	-
9 Hexachlorobenzene	118-74-1	0.00075	0.00077
10 1,2-Dichloroethane	107-06-2	0.38	99
11 1,1,1-Trichloroethane	71-55-6	-	-
12 Hexachloroethane	67-72-1	1.9	8.9
13 1,1-Dichloroethane	75-34-3	-	-
14 1,1,2-Trichloroethane	79-00-5	0.61	42
15 1,1,2,2-Tetrachloroethane	79-34-5	0.17	11
16 Chloroethane	75-00-3	-	-
17 Bis(2-chloroethyl) ether	111-44-4	0.031	1.4
18 2-Chloroethyl vinyl ether	110-75-8	-	-
19 2-Chloronaphthalene	91-58-7	1700	4300
20 2,4,6-Trichlorophenol	88-06-2	2.1	6.5
21 p-Chloro-m-cresol	59-50-7	-	-
22 Chloroform (HM)	67-66-3	5.7	470
23 2-Chlorophenol	95-57-8	120	400
24 1,2-Dichlorobenzene	95-50-1	2700	17000
25 1,3-Dichlorobenzene	541-73-1	400	2600
26 1,4-Dichlorobenzene	106-46-7	400	2600
27 3,3'-Dichlorobenzidine	91-94-1	0.04	0.077
28 1,1-Dichloroethylene	75-35-4	0.057	3.2
29 1,2-trans-Dichloroethylene1	56-60-5	700	-
30 2,4-Dichlorophenol	120-83-2	93	790
31 1,2-Dichloropropane	78-87-5	0.52	39
32 1,3-Dichloropropylene	542-75-6	10	1700
33 2,4-Dimethylphenol	105-67-9	540	2300
34 2,4-Dinitrotoluene	121-14-2	0.11	9.1
35 2,6-Dinitrotoluene	606-20-2	-	-
36 1,2-Diphenylhydrazine	122-66-7	0.040	0.54
37 Ethylbenzene	100-41-4	3100	29000
38 Fluoranthene	206-44-0	300	370
39 4-Chlorophenyl phenyl ether	7005-72-3	-	-
40 4-Bromophenyl phenyl ether	101-55-3	-	-
41 Bis(2-chloroisopropyl) ether	39638-32-9	1400	170000
42 Bis(2-chloroethoxy) methane	111-91-1	-	-
43 Methylene chloride (HM)	75-09-2	4.7	1600
44 Methyl chloride (HM)	74-87-3	-	-
45 Methyl bromide (HM)	74-83-9	-	-
46 Bromoform (HM)	75-25-2	4.3	360
47 Dichlorobromomethane (HM)	75-27-4	0.27	22
48 Chlorodibromomethane (HM)	124-48-1	0.41	34
49 Hexachlorobutadiene(c)	87-68-3	0.44	50

50	Hexachlorocyclo-			
	pentadiene	77-47-4	240	17000
51	Isophorone	78-59-1	8.4	600
52	Naphthalene	91-20-3	-	-
53	Nitrobenzene	98-95-3	17	1900
54	2-Nitrophenol	88-75-5	-	-
55	4-Nitrophenol	100-02-7	-	-
56	2,4-Dinitrophenol	51-28-5	70	14000
57	4,6-Dinitro-o-cresol	534-52-1	13	765
58	N-Nitrosodimethylamine	62-75-9	0.00069	8.1
59	N-Nitrosodiphenylamine	86-30-6	5.0	16
60	N-Nitrosodi-n-propylamine	621-64-7	0.005	1.4
61	Pentachlorophenol	87-86-5	0.28	8.2
62	Phenol	108-95-2	21000	4600000
63	Bis(2-ethylhexyl) phthalate	117-881-7	1.8	5.9
64	Butyl benzyl phthala	5-68-7	3000	5200
65	Di-n-butyl phthalate	84-74-2	2700	12000
66	Di-n-octyl phthlate	117-84-0	-	-
67	Diethyl phthalate	84-66-2	23000	120000
68	Dimethyl phthlate	131-11-3	313000	2900000
69	Benzo(a)anthracene (PAH)	56-55-3	0.0028	0.031
70	Benzo(a)pyrene (PAH)	50-32-8	0.0028	0.031
71	Benzo(b)fluoranthene (PAH)	205-99-2	0.0028	0.031
72	Benzo(k)fluoranthene (PAH)	207-08-9	0.0028	0.031
73	Chrysene (PAH)	218-01-9	0.0028	0.031
74	Acenaphthylene (PAH)	208-96-8	-	-
75	Anthracene (PAH)	120-12-7	9600	-
76	Benzo(g,h,i)perylene (PAH)	191-24-2	-	-
77	Fluorene (PAH)	86-73-7	1300	14000
78	Phenanthrene (PAH)	85-01-8	-	-
79	Dibenzo(a,h)anthracene (PAH)	53-70-3	0.0028	0.031
80	Indeno(1,2,3-cd)pyrene (PAH)	193-39-5	0.0028	0.031
81	Pyrene (PAH)	129-00-0	960	11000
82	Tetrachloroethylen	127-18-4	0.80	8.9
83	Toluene	108-88-3	6800	200000
84	Trichloroethylene	79-01-6	2.7	81
85	Vinyl chloride	75-01-4	2.0	525
	Pesticides			
86	Aldrin	309-00-2	0.00013	0.00014
87	Dieldrin	60-57-1	0.00014	0.00014
88	Chlordane	57-74-9	0.00057	0.00059
89	4,4'-DDT	50-29-3	0.00059	0.00059
90	4,4'-DDE	72-55-9	0.00059	0.00059
91	4,4'-DDD	72-54-8	0.00083	0.00084
92	alpha-Endosulfan	115-29-7	0.93	2.0
93	beta-Endosulfan	115-29-7	0.93	2.0
94	Endosulfan sulfate	1031-07-8	0.93	2.0
95	Endrin	72-20-8	0.76	0.81
96	Endrin aldehyde	7421-93-4	0.76	0.81
97	Heptachlor	76-44-8	0.00021	0.00021
98	eptachlor epoxide		-	-
99	alpha-hexachlorocyclo-hexane (alpha-BHC)	319-84-6	0.0039	0.013
100	beta-hexachlorocyclo-hexane (beta-BHC)	319-85-7	0.014	0.046
101	gamma-hexachlorocyclo-hexane (gamma-BHC)	58-89-9	0.019	0.063
102	delta-hexachlorocyclo-hexane (delta-BHC)	319-86-8	-	-
	PCB's			
103	PCB 1242 (Arochlor 1242)	1336-36-3	0.000044	0.000045

104	PCB-1254 (Arochlor 1254)	1336-36-3	0.000044	0.000045
105	PCB-1221 (Arochlor 1221)	1336-36-3	0.000044	0.000045
106	PCB-1232 (Arochlor 1232)	1336-36-3	0.000044	0.000045
107	PCB-1248 (Arochlor 1248)	1336-36-3	0.000044	0.000045
108	PCB-1260 (Arochlor 1260)	1336-36-3	0.000044	0.000045
109	PCB-1016 (Arochlor 1016)	1336-36-3	0.000044	0.000045
	Pesticide			
110	Toxaphene	8001-35-2	0.00073	0.00075
	Metals			
111	Antimony	7440-36-0	14	4300
112	Arsenic	7440-38-2	50	-
113	Asbestos	1332-21-4	7000000 f/1	-
114	Beryllium	7440-41-7	-	-
115	Cadmium	7440-43-9	-	-
116	Chromium (III)	440-47-3	-	-
	Chromium (VI)		-	-
117	Copper	7440-50-8	1300	-
118	Cyanide	57-12-5	700	220000
119	Lead	7439-92-1	-	-
120	Mercury	7439-97-6	0.14	0.15
121	Nickel	7440-02-0	610	4600
122	Selenium	7782-49-2	-	-
123	Silver	7440-22-4	-	-
124	Thallium	7440-28-0	1.7	6.3
125	Zinc	7440-66-6	-	-
	Dioxin			
126	Dioxin (2,3,7,8-TCDD)	1746-01-6	0.000000013	0.000000014

KEY: water pollution, water quality standards
~~December 19, 1997~~ 2000 **19-5**
Notice of Continuation December 12, 1997

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Health, Health Care Financing, Coverage and Reimbursement Policy

R414-58

Children's Organ Transplants

NOTICE OF PROPOSED RULE
 (Amendment)
 DAR FILE No.: 22529
 FILED: 12/03/1999, 10:22
 RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of the rule is to set forth criteria to determine eligibility for, and the awarding of, financial assistance to children who need organ transplants.

SUMMARY OF THE RULE OR CHANGE: The changes made are to update and clarify the criteria for determining eligibility for financial assistance to cover a portion of the cost related to

organ transplants, to define a maximum lifetime benefit, and to set forth other requirements that must be met before being eligible to apply for financial assistance, i.e., Medicaid, Medicaid Disability, and Children's Health Insurance Program.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 26-18a-3 and 63-46a-3

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: The funds made available to eligible recipients come from donations. No state money is involved. There should be no cost to the state budget as a result of this rule change. It is possible that a small savings may accrue to the state budget due to reduced demands on the Utah Medical Assistance Program (UMAP) and Medicaid programs for some small ancillary expenses, even though this rule clarifies that recipients must apply for Medicaid, etc., as a condition of eligibility. The state Medicaid program may also realize a savings by eliminating the one-year survival rate confirmed by a published medical literature review requirement. This requirement has proven to be costly and time consuming in practice and has not been cost-effective. The Department will only need to determine that the transplant is not experimental.

❖LOCAL GOVERNMENTS: The funds made available to eligible recipients come from donations. No local government money is involved. There should be no cost to any local government budget as a result of this rule change. It is possible that a small savings may accrue to local government budgets due to reduced demands on indigent medical programs.

❖OTHER PERSONS: A lifetime benefit limit of \$10,000 is incorporated into this rule. This has been the policy of the committee for an extended period, so this will not have an adverse impact on eligible persons. Other changes to the scope of eligible medical expenses will provide flexibility to the committee to cover more types of legitimate expenses.

COMPLIANCE COSTS FOR AFFECTED PERSONS: As detailed in the explanation given under "other persons," no compliance costs for affected persons have been identified that result from this rule change.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The Kurt Oscarson Organ Transplant Committee has reviewed and approved these rule changes. The committee will have additional flexibility to meet the needs of those eligible for this assistance. Providers of organ transplant services will not be burdened by confirming survival rates through a published medical literature review--Rod L. Betit

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Health
Health Care Financing,
Coverage and Reimbursement Policy
Cannon Health Building
288 North 1460 West
PO Box 143102

Salt Lake City, UT 84114-3102, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Patrick Johnson at the above address, by phone at (801) 538-6332, by FAX at (801) 538-6886, or by Internet E-mail at pjohnson@emain.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Rod L. Betit, Executive Director

R414. Health, Health Care Financing, Coverage and Reimbursement Policy.

R414-58. Children's Organ Transplants.

R414-58-1. Authority and Purpose.

(1) Authority for this rule is found in Sections 26-18a-3 and 63-46a-3.

(2) The purpose of this rule is to set forth criteria to determine eligibility for and the awarding of financial assistance to children who need organ transplants.

R414-58-2. Definitions.

For purposes of this rule the definitions found in Section 26-18a-1 apply. In addition:

(1) "Eligible recipient" means a person who is 18 years of age or younger at the time an application for financial assistance is made and who has resided, or whose legal guardian has resided, within the state for at least six months prior to applying for financial assistance.

(2) "Initial Medical Expenses" ~~means~~ include assessments and evaluations of prospective organ transplant recipients and potential organ donors, actual surgical costs, ~~and~~ post-operative care or treatment, [up to six months after the organ transplant.] COBRA payments, and spenddowns or other related costs for Medicaid or other public assistance eligibility, but does not include travel and living expenses for recipients or families.

R414-58-3. Allowable Medical Expenses and Organ Transplants[~~, Exclusions~~].

Eligible recipients may apply for financial assistance for ~~initial~~ eligible medical expenses ~~[which includes]~~ for any type of organ transplant. ~~[Initial medical expenses does not include travel and living expenses for recipients or families, or for post-operative care or treatment beyond the six month coverage period after the organ transplant.]~~ Each recipient shall have a maximum lifetime benefit of \$10,000.

R414-58-4. Determining Eligibility.

Eligibility for awarding financial assistance shall be based on:

- (1) whether the person is an eligible recipient; and
- (2) documentation, through physician assessment and evaluation, of the need for the organ transplant.

R414-58-5. Awarding Financial Assistance to Eligible Recipients.

(1) Prior to awarding financial assistance the committee shall review the recipient's request for assistance to determine:

(a) the needs of the eligible recipient both physically and financially; and

(b) the existence of other financial assistance including availability of insurance or other state aid.

(2) Each eligible recipient must apply for applicable [m]Medicaid, [and m]Medicaid disability, and Children's Health Insurance Program assistance before the committee agrees to award any financial assistance. This does not preclude the committee from using funds to negotiate with transplant centers or hospitals to place the name of the eligible recipient on a waiting list for an organ transplant.

(3) As part of the review process a legal guardian of the eligible recipient must sign a release to allow all medical records of the child to be released to the Department of Health. The Department of Health shall provide assistance to the committee by determining:

(a) ~~[the success rate of the particular organ transplant procedure needed by the child, documented by review of current published medical literature, which confirms a one-year survival rate for patients receiving the transplantation for the specific diagnosis, condition and age of the child]that the proposed organ transplant is not experimental;~~ and

(b) the extent of the threat to the child's life without the organ transplant.

(4) In addition, the committee must consider the availability of funds in the Children's Organ Transplant trust account before awarding financial assistance.

R414-58-6. Terms for Repayment of Financial Assistance Loans.

~~[The committee may require the repayment of financial assistance loans]~~Financial assistance shall be given in the form of an interest free loan. Terms, including amount and time frame for repayment of loans shall be set forth in a contract as agreed to by both parties.~~[-Repayment of loans shall be interest free.]~~

R414-58-7. Waiver of Loan Repayment.

~~[The committee may, as provided in Section 26-18a-3, waive repayment of financial assistance loans:]~~Applicants may request that all or part of the repayment due under the contract for financial assistance be waived by the committee. As a condition of granting a waiver, the committee shall make a finding that repayment of the financial assistance would impose an undue financial burden on the child.

R414-58-8. Organ Donor Awareness Activities.

The committee shall adopt policies for the award of funds from the Children's Organ Transplant trust account for Organ Donor Awareness Activities.

KEY: organ transplants

~~[1994]2000~~

26-18a

Notice of Continuation February 12, 1999



**Health, Health Systems Improvement,
Emergency Medical Services
R426-6
Emergency Medical Services Grants
Program Rules**

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 22534

FILED: 12/09/1999, 11:15

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: These changes conform the rule to recent statutory changes. Changes are also made in the formula for distribution of per capita grants to more equitably distribute funds according to the type and number of EMS personnel in each county.

SUMMARY OF THE RULE OR CHANGE: The point system in the grant award formula is changed, allotting one point for dispatchers and two points for Emergency Medical Technicians (EMTs). A dispatcher or EMT may be credited to only one agency per county. Where an Emergency Medical Services (EMS) agency covers more than one county, the dispatcher or EMT for that multicounty agency is counted against the county in which the dispatcher or EMT resides. All health care providers become eligible for competitive EMS-specific grants. The changes allow a private provider to receive per capita grants if it is the only primary emergency medical services provider in the area. A multicounty EMS agency that applies for a competitive grant must file an application for each affected county. A requirement that grant recipients be in compliance with the statute and rules has also been added.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 8a

ANTICIPATED COST OR SAVINGS TO:

❖**THE STATE BUDGET:** There will be no cost to the bureau by changing this rule. The rule changes the grants program, but the bureau funds agencies with grants monies.

❖**LOCAL GOVERNMENTS:** Some agencies may receive less money for per capita funds because they are not able to claim people who work for another agency in the county.

This will increase the per capita monies larger agencies receive, but monies allocated to the Grants Program will not change. However, this will make each person in each county receive the same amount of money per point, so that some people do not receive twice as much money by being on two rosters.

❖OTHER PERSONS: The only persons involved with EMS grants are ambulance services, first response providers, and dispatch providers. Most of these providers are local governments. However, the providers that are not local government must be entities providing emergency medical care. There is no cost to them because this is a grant program. They would receive funds through per capita grants or competitive grants each year.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There will be no additional costs to comply with the proposed rule change because it is a grants program.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The Statutory Emergency Medical Services Committee has reviewed and approved this proposed rule. Their subcommittee responsible for reviewing grants suggested most of the changes and also approved this rule. Thus, the impacted businesses have weighed the benefits and costs and believe this rule is appropriate. I agree with that assessment--Rod L. Betit

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Health
Health Systems Improvement,
Emergency Medical Services
Cannon Health Building
288 North 1460 West
PO Box 142004
Salt Lake City, UT 84114-2004, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Leslie Johnson at the above address, by phone at (801) 538-6292, by FAX at (801) 538-6808, or by Internet E-mail at ljjohnso@doh.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Rod L. Betit, Executive Director

R426. Health, Health Systems Improvement, Emergency Medical Services.
R426-6. Emergency Medical Services Grants Program Rules.

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R426-6-3. Eligibility.

(1) ~~[Grantees shall be limited]~~Per capita grants are available only to~~[agencies or political subdivisions of local or state government or incorporated];~~

(a) licensed and designated non-profit entities, including political subdivisions of local or state government; and

(b) licensed and designated providers that are the only primary emergency medical services for a service area.

(2) Competitive grants are available for use specifically related to the provision of emergency medical services.

(3) Grantees must be in compliance with the EMS Systems Act and all EMS rules during the grant period.

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R426-6-5. Competitive Grant Process.

(1) The Grant Program Guidelines, outlining the review schedule, funding amounts, eligible expenditures, and awards schedule shall be established annually by the EMS Committee.

(2) The department may accept only complete applications which are submitted by the deadlines established by the EMS Committee.

(3) It is the intent of the EMS Committee that there be local EMS council or committee review and prioritization of grant applications. Therefore, copies of grant applications shall be provided by grant applicants to their respective county EMS councils or committees and the multi-county EMS councils or committees, where organized, for a period of at least 30 days for review and prioritization before consideration by the State Grants ~~[Review]~~subcommittee. State reviews may not be conducted for grant proposals which have not been first submitted to the county or the multi-county EMS councils or committees.

(4) ~~[State or non-profit a]~~Agencies that are licensed or designated, whose EMS service area includes multiple local EMS Committee jurisdictions [shall bypass county and multi-county reviews] must submit a grant for each county that will be affected by the grant request. Each application must be provided to each respective county EMS council or committee for a period of at least 30 days for review and prioritization before consideration by the State Grants Subcommittee.

(5) The Grants ~~[Review]~~Subcommittee shall review the competitive grant applications and forward its recommendations to the EMS Committee. The EMS Committee shall review and comment on the Grants ~~[Review]~~Subcommittee recommendations and forward to the Department.

(6) Grant recipients shall provide matching funds in the amount of 50% of total approved expenditures or a greater amount as annually set forth in the Grant Guidelines.

(7) The Grants ~~[Review]~~Subcommittee may recommend reducing or waiving the matching fund requirements where appropriate in order to respond to special or pressing local or state EMS problems.

(8) The Grants ~~[Review]~~Subcommittee shall make recommendations based upon the following criteria:

(a) the impact on patient care;

- (b) a description of the size and significant impediments of the geographic service area;
 - (c) the population demographics of the service area;
 - (d) the urgency of the need;
 - (e) call volume;
 - (f) the per capita grant allocated to each agency, and its relative benefit on the agency to provide EMS service;
 - (g) local county prioritization;
 - (h) a description of the agency; and
 - (i) percent of responses to non-residents of the service area.
- (9) Applications requesting grant award extensions past June 30, must be made to the department by May 30 of the grant year. Requests made after that time will not be accepted. Grants extensions may only be given for unforeseen circumstances.

R426-6-6. Per Capita Grant Process.

- (1) Agency applicants shall verify agency personnel rosters as part of the grant application process.
- (2) The department shall determine the amounts of the per capita grants by prorating available funds on a per capita basis by county.
- (3) The Department shall allocate funds to licensed EMS providers, designated dispatch agencies and designated first response units by using the following point totals for their personnel: certified Dispatchers = 1;[-] certified Basic EMTs[-] and EMT-IVs = [1]2; certified Intermediate EMTs = [2]3; and certified Paramedics = [3]4. The number of certified personnel is based upon the personnel rosters of each licensed EMS provider, designated dispatch agency and designated first response unit as of January 1 immediately prior to the grant year, which begins July 1.
- (4) Certified personnel will receive per capita funding for only one agency per county.
- (5) Agencies that cover multiple counties will receive points for their personnel from the county where the certified person lives.
- (4) No matching funds are required for per capita grants.
- (5) Grant awards are effective on July 1 and must be used by June 30 of the following year. No extensions will be given.
- (6) Per capita funds may be used as matching funds for competitive grants.

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KEY: emergency medical services
~~May 14, 1999~~2000
Notice of Continuation December 2, 1997

26-8a

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Human Services, Recovery Services

R527-5

Release of Information

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 22555
FILED: 12/14/1999, 16:28
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The main reasons for the proposed changes in this rule are: 1) to delete fee rate information which is already included in another rule (Rule R495-810); 2) to allow release of the address of an obligor (person who owes a debt) or obligee (person to whom a debt is owed) under certain circumstances when needed to establish or modify a court order for support or child care; and 3) to add a new section about restricted information and how to access FPLS information. Restricted information is not a classification under the Government Records Access Management Act (GRAMA), but is defined in state law at Subsection 63-2-201(3)(b). Other changes have also been made to update the rule with current agency terms and titles and to provide needed clarification.

SUMMARY OF THE RULE OR CHANGE: A new definitions section (Section R527-5-2) has been added to explain the new terms "LCS" (Location and Collection System) and "Restricted." In Section R527-5-4, the list of agency officers an appeal may be directed to has been updated. Section R527-5-5 (Fee Rates) has been deleted. Renumbered Section R527-5-5 (Private Information), has been changed to address the income of the obligor as well as that of the obligee. Two paragraphs have also been added to that section which explain the conditions under which an obligor's or obligee's address may be released when needed to establish or modify a court order for support or child care. Subsection R527-5-7(1) has been deleted because FPLS (Federal Parent Locator Service) and IRS (Internal Revenue Service) information is now considered "restricted," rather than "controlled." Section R527-5-8, a new section on restricted information including procedures for accessing FPLS information when needed to establish or enforce a child custody or visitation order, has been added to the rule. Section R527-5-10 has been updated to include current titles of all agency officers to whom a reconsideration of a denial to amend a record may be submitted.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 63, Chapter 2; and Section 62A-11-107

ANTICIPATED COST OR SAVINGS TO:

◆THE STATE BUDGET: The deletion of the section on fee rates will have no impact on the state budget because charges for accessing records have not been eliminated. The fees are still required under Rule R495-810. Releasing an obligor's income information with that of the obligee when establishing or adjusting a support or child care order will not result in an additional cost to the state. The cost of releasing the obligor's or obligee's address when needed to effect service in an action to establish or modify a court order for support or child care is expected to be minimal because of the limited number of requests. The number of requests for FPLS information is also expected to be low because of the limited number of child custody or visitation actions filed each year. The total requests for address and FPLS information is expected to be less than 50 per year. The cost of supplying available address information is minimal because it involves less than an hour of agent and computer time, including

preparation and delivery of a letter or fax with the information. The cost of supplying FPLS information is greater because, in addition to the cost of preparation and delivery of the information, it involves the creation of a "locate only" case and a request to LCS for the information. It is estimated that the total yearly cost to the state for all of the proposed changes to this rule will be less than \$10,000.

❖LOCAL GOVERNMENTS: None--the administrative rules of the Office of Recovery Services (ORS) do not apply to local governments.

❖OTHER PERSONS: Costs to the public for accessing records will not change because the fees are still required under Rule R495-810. Releasing obligors' address information when needed for establishing or modifying support or child care orders may result in additional costs to obligors for legal actions and additional support obligations. Parents who attempt to obtain FPLS information from ORS through the courts as provided in the proposed rule will also incur various legal costs. Although the procedure will be the same for all petitioners, costs will vary depending on whether an attorney is used, the time involved, and court costs.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Costs to a person requesting access to records will not change as a result of the change in this rule because the fee requirements are still in effect under Rule R495-810. Release of an obligor's income information or the address information of either party as provided in the proposed rule may result in the establishment or change of a legal obligation. There may be a change in the amount of support, child care expenses, or visitation or custody arrangement which may result in an increase in costs for one or both parents. In addition, a parent who makes a request for FPLS information under the proposed rule will also incur legal costs associated with petitioning the court and obtaining service on the Attorney General's Office.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The proposed rule changes involve classification and release of information in ORS cases and the procedure a parent or legal guardian must follow to obtain FPLS information for the purpose of establishing or enforcing a child custody or visitation order. These changes will not typically affect businesses, and a direct fiscal impact on businesses is not expected.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Human Services
Recovery Services
Fourteenth Floor, Eaton/Kenway Building
515 East 100 South
PO Box 45011
Salt Lake City, UT 84145-0011, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Wayne Braithwaite at the above address, by phone at (801) 536-8986, by FAX at (801) 536-8509, or by Internet E-mail at hsdadmin.hsorsslc.wbraithw@email.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Emma Chacon, Director

R527. Human Services, Recovery Services.

R527-5. Release of Information.

R527-5-1. Statutory Authority.

The Office of Recovery Services' case information has been classified in accordance with Title 63, Chapter 2, the Government Records Access and Management Act (GRAMA).

R527-5-2. Definitions.

1. "LCS" means Location and Collection System, a national database maintained and controlled by the Federal Office of Child Support Enforcement (OCSE) within the Department of Health and Human Services (HHS), Administration for Children and Families (ACF). It contains several subsystems including "FPLS" (Federal Parent Locator Service), "NDNH" (National Directory of New Hires), and the Tax Refund/Administrative Offset program which has been expanded from the former Federal Tax Offset Program.

[+]2. Terms used in this rule, other than LCS and FPLS, are defined either explicitly in section 63-2-103 or implicitly in the text of subsection 63-2-201(3)(b).

3. "Restricted", as used in subsection 63-2-201(3)(b), refers to records to which access is restricted pursuant to court rule, another state statute, federal statute, or federal regulation, including records for which access is governed or restricted as a condition of participation in a state or federal program or for receiving state or federal funds.

R527-5-3. Request for Release of Information.

1. Written requests for information governed by GRAMA shall be submitted in accordance with section 63-2-204 to the appropriate ORS office that maintains the record:

- A. OFFICE OF RECOVERY SERVICES
ATTN: [ASU Records Officer]Finance Unit
P.O. BOX 45011
515 East 100 South
Salt Lake City, Utah 84145-0011.
- B. OFFICE OF RECOVERY SERVICES
ATTN: MSG UNIT/GRAMA
523 Heritage Blvd., Suite 1
Layton, Utah 84041
- C. OFFICE OF RECOVERY SERVICES
ATTN: MSG UNIT/GRAMA
2540 Washington Blvd.
Ogden, Utah 84401.
- D. OFFICE OF RECOVERY SERVICES
ATTN: MSG UNIT/GRAMA
150 East Center St.
Provo, Utah 84606.
- E. OFFICE OF RECOVERY SERVICES
ATTN: MSG UNIT/GRAMA
1088 South Highway 89

Richfield, Utah 84701.
 F. OFFICE OF RECOVERY SERVICES
 ATTN: MSG UNIT/GRAMA
 168 North 100 East
 St. George, Utah 84770.

2. Written requests for expedited release of information in accordance with section 63-2-204 shall be submitted to:

A. OFFICE OF RECOVERY SERVICES
 ATTN: ~~[ASU Records Officer]~~Finance Unit
 515 East 100 South
 P.O. Box 45011
 Salt Lake City, Ut. 84145-0011

R527-5-4. Appeal of Denial of Request for Release of Information.

A request to appeal the denial to access a record governed by GRAMA shall be submitted in accordance with Section 63-2-401 to:

1. the Director of the Office of Recovery Services for records maintained by Financial Services, Management Services, or ORSIS;
2. the ~~[Associate]~~Bureau Director of the Bureau of Investigations and Collections (BIC) in charge of the BIC team that maintains the record;
3. the ~~[Associate]~~Regional Director of ~~[the Bureau of]~~Child Support Services (CSS) in charge of the ~~[BCSS]~~CSS team that maintains the record;
4. the Bureau Director of the Bureau of Collections for Children in Care (CIC) in charge of the CIC team that maintains the record;
5. the Bureau Director of the Bureau of Medicaid Collections (BMC) in charge of the BMC team that maintains the record.

~~[R527-5-5. Fee Rates:~~

- ~~1. For records which are reproducible in their current form, the fee charged for making copies shall be \$1.00 for each page and shall be considered to include actual copy costs and staff time and shall include staff time used for preparing documents for copying.~~
- ~~2. For records which require compiling and reporting in another format, \$17.50 per hour shall be charged.~~
- ~~3. If a request for information involves computer programming, ORS shall charge the actual costs.~~

R527-5-[6]5. Private Information.

1. The following case information shall be considered as private in all Office of Recovery Services' (ORS) case records:
 - a. information about an applicant or recipient of public assistance or child support services, or about the applicant or recipient's children, except it may be used or disclosed for purposes directly connected with any investigation, prosecution, or criminal or civil proceeding conducted in connection with Utah's child support enforcement plan and all other programs administered by ORS;
 - b. the social security number of a child, an obligor, an obligee or of any third party, except it may be used or disclosed for purposes directly connected with any investigation, prosecution, or criminal or civil proceeding conducted in connection with Utah's child support enforcement plan and all other programs administered by ORS;

c. the income of the obligee and the obligor except when establishing or adjusting a support amount, in which case the income of the obligee and the obligor may be released to the court or the administrative presiding officers and to the ~~[obligor]~~other party or the ~~[obligor's]~~other party's authorized representative;

d. the obligor's address, telephone number, and employer, and insurance coverage if the obligor is a state employee, except that:

- i. this information may be used or disclosed for purposes directly connected with any investigation, prosecution, or criminal or civil proceeding conducted in connection with Utah's child support enforcement plan and all other programs administered by ORS;

ii. this information may be released to the Department of Human Services, the Department of Health, the Department of Workforce Services, and to the investigative staff of the following agencies: the Departments of Public Safety, Corrections, Natural Resources, and the State Tax Commission.

iii. the name of the obligor's employer may be released to the obligee if the information is necessary for the obligee to file a health insurance claim and the name of the employer is the same as the insurance plan;

iv. if the obligor is a state employee, the obligor's insurance coverage may be released to the obligee if the information is necessary for the obligee to file a health insurance claim;

v. the obligor's address may be released to the obligee in cases in which the obligee has not applied for child support enforcement, but has only applied for locate services as described in R527-69-1;

vi. unless the obligor has specifically asked ORS to safeguard and/or to not release his/her address, ORS may release the obligor's address to the obligee's attorney, or to the obligee who is acting pro se, in cases where the obligor needs to be served with legal due process as the result of a judicial action that has been initiated by the obligee or his/her attorney to establish or modify an order or judgment for bona fide child support, spousal support, medical support, or child care.

vii. unless the obligee has specifically asked ORS to safeguard and/or to not release his/her address, ORS may release the obligee's address to the obligor's attorney, or to the obligor who is acting pro se, in cases where the obligee needs to be served with legal due process as the result of a judicial action that has been initiated by the obligor or his/her attorney to establish or modify an order or judgment for bona fide child support, spousal support, medical support, or child care.

e. any information about the obligor or obligee's current spouse, except that it may be used or disclosed for purposes directly connected with any investigation, prosecution, or criminal or civil proceeding conducted in connection with Utah's child support enforcement plan and all other programs administered by ORS;

f. any information which is part of a juvenile court record;

g. records of medical or psychological services, including diagnosis and past history of disease or disability;

h. any information received about the obligor or the obligee from a financial institution, except that it may be disclosed as necessary to establish, modify, or enforce a child support obligation.

2. The following information shall be considered as private for the specific program:

- a. Foster Care/Youth Corrections:
 - i. the current placement of the child;

- ii. the criminal record of the youth offender;
- iii. the financial circumstances of the parent(s) including the monthly support amount, except the financial circumstances and the monthly support amount may be disclosed to the court or the caseworker, but not to the child, youth offender, or the provider;
- b. Medicaid Collections/State Hospital/State Developmental Center:
 - i. records of medical services provided;
 - ii. medical data, including diagnosis and past history of disease or disability.

R527-5-[7]6. Controlled Information.

The following information shall be considered controlled in all ORS cases:[]

~~1. information obtained through the Federal Parent Locator Service (FPLS) and Internal Revenue Service (IRS), until it has been verified;]~~

~~1[2]. any information provided by third parties who have requested anonymity, including the identity of such third parties;~~

~~2[3]. patient records or treatment information in Utah State Hospital cases, when the patient or responsible party has signed an authorization for the release of information. A patient or responsible party's refusal to provide an authorization for release of information may result in the responsible party being assessed for the full cost of a patient's care, if by the refusal to provide the authorization the state is unable to obtain insurance benefits that otherwise would have been paid to the state.~~

~~3[4]. records of medical or psychological services, including diagnosis and past history of disease or disability.~~

R527-5-[8]7. Protected Information.

The following information shall be considered protected in all ORS cases:

1. public assistance investigation files created or maintained for civil, criminal, administrative enforcement purposes or audit purposes;

2. case records prepared solely in anticipation of litigation that are not available under the rules of discovery;

3. test questions and answers to be used in future registration or employment examinations;

4. records that would identify real or personal property and the appraisal or estimated value of property held by the office pending auction;

5. records disclosing an attorney's work product, including the mental impressions or legal theories of an attorney or other representative of a governmental entity concerning litigation;

6. records of communications between a governmental entity and an attorney representing, retained, or employed by the governmental entity if the communications would be privileged as provided in Section 78-24-8.

R527-5-8. Restricted Information.

1. Information received from the LCS shall be considered restricted in all ORS cases and used to locate individuals for the purpose of establishing paternity or securing financial and medical child support, or in cases involving parental kidnapping or child custody and visitation determinations, and for no other purpose.

a. To pursue access to FPLS information for the purpose of establishing or enforcing a child custody or visitation order, a parent or legal guardian must:

i. petition a court with proper jurisdiction to submit a request to the Office of Recovery Services/Child Support Services (ORS/CSS) to access the LCS on behalf of the parent or legal guardian; and,

ii. serve a copy of the petition upon the Office of the Attorney General, Child and Family Support Division.

If the court subsequently determines the request to be appropriate, it should identify both parties' names and social security numbers (if known), the children's names, and send the request to the Utah IV-D Director, ORS/CSS, Attn: FPLS Request, P.O. Box 45011, Salt Lake City, Utah 84145-0011.

2. Information received from the Internal Revenue Service (IRS) shall be considered restricted and may only be used to establish, modify or enforce a child support obligation.

3. Information received from data matches with financial institutions describing the parent's finances, assets or liabilities shall be considered restricted and may only be used to establish, modify or enforce a child support obligation.

R527-5-9. Request to Amend a Record.

1. Written requests to contest the accuracy or completeness of a public, private, or protected record shall be submitted in accordance with 63-2-603(2)(b) to the appropriate ORS office that maintains the record as listed in R527-5-3(1).

2. Proceedings shall be governed by Title 63, Chapter 46b, Administrative Procedures Act.

a. All adjudicative proceedings commenced by the office or commenced by other persons affected shall be informal in accordance with 63-46b-4(1).

b. The following persons are designated presiding officers in these adjudicative proceedings:

i. team managers;

ii. program coordinators;

iii. financial services coordinator;

iv. management services coordinator;

v. information analyst supervisors;

~~[vi. associate directors;~~

~~—]vi[†]. directors.~~

R527-5-10. Reconsideration of Denial to Amend a Record.

1. Reconsideration of a denial to a request to amend a public, private, or protected record shall be requested in accordance with section 63-46b-13.

2. The request for reconsideration must be submitted in accordance with subsection 63-2-603(2)(b) to:

a. the Director of the Office of Recovery Services for records maintained by Financial Services, Management Services, or ORSIS;

b. the ~~[Associate]Bureau~~ Director in charge of the program within the Bureau of Investigations and Collections (BIC) for information maintained by BIC;

c. the ~~[Associate]Regional~~ Director of ~~[the Bureau of]~~Child Support Services (CSS) in charge of the ~~[BCSS]~~CSS team that maintains the record;

d. the Bureau Director of the Bureau of Collections for Children in Care (CIC) in charge of the CIC team that maintains the record;

e. the Bureau Director of the Bureau of Medicaid Collections (BMC) in charge of the BMC team that maintains the record.

3. A petition for judicial review may be filed with the district court under subsection 63-2-402(1)(b) to contest the denial of a request to amend a record or under section 63-46b-15 to contest a reconsideration decision. A request for reconsideration under section 63-46b-13 is not a prerequisite for seeking judicial review.

KEY: child support, confidentiality*, privacy law
[January 5, 1998]2000 62A-11-107
Notice of Continuation September 5, 1997 63-2



Human Services, Recovery Services **R527-200** Administrative Procedures

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 22556
FILED: 12/14/1999, 16:28
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The changes in this rule are necessary because: 1) the list of adjudicative proceedings are informal proceedings under state law (Section 63-46b-5) and need to be designated as such; 2) establishing a non-disclosure order needs to be added to the list of informal adjudicative proceedings; 3) there is reference to "Non-AFDC" that needs to be replaced with "Non-IV-A" (the AFDC program no longer exists); 4) procedures for taking default orders need to be clarified; 5) intercepting federal taxes and submitting cases to the federal administrative offset program need to be added to the enforcement measures listed; 6) levying upon real and personal property may not necessarily result in recovery of sufficient funds "to satisfy judgments" and needs to be corrected; 7) setting aside default paternity orders needs to be replaced with a procedure for modifying administrative paternity orders prospectively to preserve the legal rights and obligations under the original order up to the time of modification; and 8) the reference to various levels of presiding officer is incorrect and needs to be deleted.

SUMMARY OF THE RULE OR CHANGE: The title of Section R527-200-6 has been changed to "Informal Adjudicative Proceedings," and establishing a nondisclosure order was added to the list of proceedings. Minor text changes have been made in Section R527-200-10 to improve clarity and "Non-AFDC" has been replaced with "Non-IV-A" (the current term used for non-financial assistance). In Section R527-200-12, changes have been made to clarify that an order of default may be issued only if the respondent fails to respond

to a notice of agency action (a default order is not appropriate if the respondent provides inadequate or irrelevant information in response to the notice), that when a judgment is taken it cannot exceed the time periods shown in the notice, and that federal tax refunds and federal administrative offsets may be applied to arrears. In Section R527-200-16, the paragraph on setting aside a default paternity judgment has been deleted and replaced with the procedures for modifying an administrative paternity order in the new Section R527-200-18. Because presiding officers are not designated by various levels, the words "at the level which issued the order" have been deleted from Sections R527-200-16 and R527-200-17.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 63, Chapter 4; and Section 62A-11-203; 62A-11-304.1; 62A-11-304.2; 62A-11-307.2

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: The only proposed change in this rule that will result in a change in current practice (and in costs to the state) is the procedure for modifying an administrative paternity order described in the new Section R527-200-18. There will be additional costs for providing notice to both parents of the modification proceeding, for the review of evidence and deliberation by the presiding officer, and for issuing a modified order or a notice of decision. The total annual cost will vary depending on the number of cases in which fathers with administrative paternity orders have been excluded as the biological father, and the nature of each case. In addition, when administrative paternity orders are modified, the payment of child support and medical insurance coverage for children may cease. This may result in a loss of revenue to the state when the mother is receiving financial public assistance. The amount of loss will be dependent upon amounts previously ordered and the length of time until a new paternity order is established. Due to the many variables involved, a reasonable approximation of aggregate costs to the state which will result from the proposed rule change is not possible.

❖LOCAL GOVERNMENTS: None--the administrative rules of the Office of Recovery Services (ORS) do not apply to local governments.

❖OTHER PERSONS: The proposed change in this rule that eliminates the procedure of setting aside an administrative paternity order when genetic testing excludes the obligor (person who owes a debt) as the biological father and replaces it with modification procedures, will result in new costs for obligors affected. Under the current rule, when a paternity order is set aside the obligor's financial obligation (past and current) ends. Under the proposed rule change, the obligor continues to be obligated under the provisions of the original paternity order up to the date of modification. The modification only affects the prospective nature of the obligation. Hence, past-due support will still be owed and other legal obligations relating to the period of time prior to the date of modification may be legally enforceable. Because exclusion by genetic testing will be subject to a review process under the proposed change, the obligor may incur attorney fees and/or court costs if the presiding officer decides against modifying the administrative paternity order

and the obligor appeals the decision to court. Mothers and children may receive financial benefits which result from elimination of the set aside procedure and implementation of the proposed modification procedure when payment of support obligations continue after an obligor is excluded as biological father by genetic testing. Because of the many variables involved, making a reliable estimate of aggregate cost to fathers or income to mothers which may result from implementation of the proposed changes is not possible.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Under the proposed rule changes, when an obligor (a person who owes a debt) subject to an administrative paternity order is excluded as biological father by genetic testing, the order is no longer set aside but may be modified prospectively. Because the order is not set aside, the obligor's current obligation will continue up to the date a modification is issued. Any past-due support up to the date of modification will continue to be owed. If evidence casting doubt on the genetic testing results is not provided after initiation of the modification proceeding, the presiding officer will issue a modified order, and costs incurred by the obligor up to that time should be negligible. If the presiding officer questions the validity of the genetic testing results based on the evidence provided and issues a decision that the order will not be modified, the obligor could potentially incur substantial legal costs and court costs to contest the decision in court. Actual costs to the obligor would vary, depending on the specific circumstances.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The only changes in the proposed rule that will result in a notable difference in current ORS practices are those involving modifying an administrative paternity order instead of setting it aside when the obligor has been excluded as biological father through genetic testing. Since these changes will only affect the parties in the paternity action, no direct fiscal impact on businesses is anticipated.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Human Services
 Recovery Services
 Fourteenth Floor, Eaton/Kenway Building
 515 East 100 South
 PO Box 45011
 Salt Lake City, UT 84145-0011, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Wayne Braithwaite at the above address, by phone at (801) 536-8986, by FAX at (801) 536-8509, or by Internet E-mail at hsdadmin.hsorsslc.wbraithw@email.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Emma Chacon, Director

**R527. Human Services, Recovery Services.
 R527-200. Administrative Procedures.**

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R527-200-6. Informal Adjudicative Proceedings.

The following actions are considered to be informal adjudicative proceedings:

1. hearings, conferences, or administrative reviews to establish, modify, or renew child support orders;
2. conferences to determine paternity;
3. conferences or hearings to establish a judgment for genetic testing costs;
4. conferences or hearings to establish a judgment for birth expenses;
5. conferences or hearings to establish, modify, or renew an order regarding liability for medical and dental expenses of a dependent child;
6. administrative reviews to establish an order when a notice to enroll a child in a medical insurance plan is contested;
7. conferences or hearings to establish an order against a garnishee enforcing an administrative garnishment;
8. administrative reviews to determine whether the information concerning a support debt which will be reported to consumer reporting agencies is accurate;
9. conferences or hearings to establish the cause of an overpayment obligation, and to modify, or renew the obligation;
10. hearings, conferences, or administrative reviews to amend an administrative order;[-~~and~~]
11. hearings, conferences, or administrative reviews to set aside an administrative order[-];
12. administrative reviews to establish an order which determines past-due support following a request for agency action[-];
13. administrative reviews to establish an order when an office determination of noncooperation is contested by IV-A or Non-IV-A Medicaid recipients[-];
14. conferences or hearings to establish a judgment against a responsible party for costs and/or fees, and to impose penalties associated with legal action taken by the office[-]; and
15. administrative reviews to establish an order of non-disclosure when a determination is made not to disclose a parent's identifying information to another state in an interstate case action.

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R527-200-10. Hearings in Informal Adjudicative Proceedings.

1. In proceedings initiated by a notice of agency action, all hearing requests shall be referred to the presiding officer appointed to conduct hearings.
2. The presiding officer shall give timely notice of the date and time of the hearing to all parties.
3. Before granting a hearing in a case referred, the presiding officer appointed to conduct the hearing may decide whether the

respondent raises a genuine issue as to a material fact. [~~if the presiding officer determines that~~]Upon determining there is no genuine issue as to a material fact, [~~he~~]the presiding officer may deny the request for hearing, and close the adjudicative proceeding.

4. [~~if the~~]The respondent may object[s] to the denial of [~~the~~]a hearing[~~; he may raise that objection~~] as grounds for relief in a request for reconsideration.

5. There is no genuine issue as to a material fact if:

a. the evidence gathered by the office and the evidence presented for acceptance by the respondent are sufficient to establish the obligation of the respondent under applicable law; and

b. no other evidence in the record or presented for acceptance by the respondent in the course of respondent's participation conflicts with the evidence to be relied upon by the presiding officer in issuing an order.

6. Evidence upon which a presiding officer may rely in issuing an order when there has been no hearing:

a. documented wage information from employers or governmental sources;

b. failure of the respondent to produce upon request of the presiding officer canceled checks as evidence of payments made;

c. failure of the respondent to produce a record kept by the clerk of court, a financial institution, or the office, showing payments made;

d. failure of the respondent to produce a written agreement in a [~~Non-AFDC~~]Non-IV-A case which was signed by both the absent parent and the custodial parent providing for an alternate means of satisfying a child support obligation;

e. birth certificates of the children whose support is sought from the respondent;

f. certified copies of the latest support orders;

g. other applicable documentation.

R527-200-11. Telephonic Hearings.

Telephonic hearings will be held at the discretion of the Office of Administrative Hearings, Department of Human Services.

R527-200-12. Procedures and Standards for Orders Resulting from Service of a Notice of Agency Action.

1. If the respondent agrees with the notice of agency action, he may stipulate to the facts and to the amount of the debt and current obligation to be paid. A stipulation, and judgment and order based on that stipulation is prepared by the office for the respondent's signature. Orders based on stipulation are not subject to reconsideration or judicial review.

2. If the respondent participates by attending a preliminary conference or otherwise presents relevant information to the presiding officer, but does not reach an agreement with the office or is unavailable to sign a stipulation, and does not request a hearing, the presiding officer shall issue a judgment and order based on that participation.

3. If the respondent participates in any way after receiving a notice of agency action to establish paternity and child support, and fails to respond to subsequent notices for genetic testing or test results, the presiding officer shall issue a judgment and order based on the failure of the respondent to respond to the subsequent notices.

4. If the respondent requests a hearing and participates by attending a preliminary agency conference, and after that conference the respondent does not agree with the notice of agency action, and participates by attending the hearing, the presiding officer who conducts the hearing shall issue an order based upon the hearing.

5. If the respondent fails to participate as follows, the appropriate presiding officer may issue an order of default and default judgment:

a. the respondent fails to [~~participate by presenting relevant information~~]respond to the notice of agency action and does not request a hearing[~~in response to the notice of agency action~~];

b. after proper notice the respondent fails to attend a preliminary conference scheduled by the presiding officer to consider matters which may aid in the disposition of the action; or

c. after proper notice the respondent fails to attend a hearing scheduled by the presiding officer pursuant to a written request for a hearing.

6. The default judgment is taken for the same amount and for the same months specified in the notice of agency action which was served on the respondent. The judgment cannot be taken for more than the amount or time periods specified in the notice of agency action. If there is no previous court order and the best available information supports the amount, the judgment may be taken for less than the amount specified in the notice of agency action. The respondent may seek to have the default order set aside, in accordance with Section 63-46b-11.

7. If a respondent's request for a hearing is denied under R527-200-10, the presiding officer issues a judgment and order based upon the information in the case record.

8. Notwithstanding any order which sets payments on arrearages, the office reserves the right to periodically report the total past-due support amount to consumer reporting agencies, intercept state and federal tax refunds[~~and federal tax refunds~~], submit cases to the federal administrative offset program where permitted by federal regulation, levy upon real and personal property[~~to satisfy judgments~~], and to reassess payments on arrearages.

R527-200-16. Setting Aside Administrative Orders.

1. The office may set aside an administrative order for [~~any of the following~~] reasons including the following:

a. A rule or policy was not followed when the order was taken.

b. The obligor was not properly served with a notice of agency action.

c. The obligor was not given due process.

d. The order has been replaced by a judicial order which covers the same time period.

[~~—e. If a default judgment and order was entered and the alleged father later submitted to genetic testing and was excluded from being the father, the presiding officer shall set aside the order.~~]

2. The office shall notify the obligor of its intent to set the order aside by serving the obligor with a notice of agency action. The notice shall be signed by [~~the~~]a presiding officer[~~at the level which issued the order~~].

3. If after serving the obligor with a notice of agency action, the presiding officer determines that the order shall be set aside, the office shall notify the obligor.

R527-200-17. Amending Administrative Orders.

- 1. The office may amend an order for reasons including the following:
 - a. A clerical mistake was made in the preparation of the order.
 - b. The time periods covered in the order overlap the time periods in another order for the same participants.
- 2. The office shall notify the obligor of its intent to amend the order by serving the obligor with a notice of agency action. The notice shall be signed by [the]a presiding officer[at the level which issued the order].
- 3. If after serving the obligor with a notice of agency action, the presiding officer determines that the order shall be amended, the office shall provide a copy of the amended order to the obligor.

R527-200-18. Modifying an Administrative Paternity Order.

- 1. If an administrative paternity order has been entered and the individual determined to be the father provides genetic test results which appear to exclude him as the biological father, the presiding officer shall initiate an adjudicative proceeding to modify the paternity order prospectively.
- 2. The presiding officer shall notify the mother and the previously determined legal father of the intent to modify the order by sending notices of intent to modify based on the genetic test results.
- 3. If the mother or previously determined legal father do not present other evidence which calls into doubt the credibility of the genetic test results, the presiding officer shall issue an order which modifies the original order, finding the previously determined legal father to no longer be the legal father effective the date the modified order is issued. The presiding officer shall send a copy of the order to both the mother and the former legal father.
- 4. If other evidence is presented which calls into doubt the credibility of the genetic test results, the presiding officer shall not modify the original paternity order. The presiding officer shall send notice of the decision to the mother and the father, which will inform the father of his right to appeal the decision to a court of competent jurisdiction.

KEY: administrative law, child support, overpayment*, welfare fraud

[January 4, 1999]2000	62A-11-203
Notice of Continuation November 7, 1996	62A-11-304.1
	62A-11-304.2
	62A-11-307.2
	63-46b



Natural Resources, Wildlife Resources
R657-47
 Trust Fund Permits

NOTICE OF PROPOSED RULE

(New)

DAR FILE No.: 22562

FILED: 12/15/1999, 15:09

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being proposed for issuing one series of trust fund permits for the 2000-2001 hunting season to a qualified conservation organization for the purposes of generating revenue to fund a perpetual wildlife conservation trust account managed exclusively for the benefit of protected wildlife in Utah. Trust proceeds will be used to fund wildlife conservation projects for protected wildlife in Utah.

SUMMARY OF THE RULE OR CHANGE: This rule provides the standards and requirements for issuing one trust fund permit for each of the following species: ram rocky mountain bighorn sheep; ram desert bighorn sheep; rocky mountain goat; bison; bull elk; bull moose; buck deer; buck pronghorn; black bear; cougar; and tom turkey. Trust fund permits are authorized by the wildlife board and issued as a series by the division to a single qualified conservation organization for purposes of generating revenue to fund a wildlife conservation trust account managed for the benefit of protected wildlife in Utah. The conservation organization awarded the trust fund permits shall use all revenue and proceeds derived from the permits for the direct benefit of protected wildlife in Utah. This rule is intended as authorization to issue one series of trust fund permits for the 2000-2001 hunting season to one qualified conservation organization. All revenue generated by the conservation organization from the permits will be placed in the wildlife conservation trust. All license fees regularly required for the permits will be paid to the Division of Wildlife Resources.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 23-14-18 and 23-14-19

ANTICIPATED COST OR SAVINGS TO:

- ❖**THE STATE BUDGET:** This rule may impact the Division of Wildlife Resources budget by increasing revenue through additional license sales (\$2,617 to \$6,848, depending on the residency of the hunter) and by increasing conservation projects for Utah wildlife through the trust rather than through the division's budget. The anticipated costs arising from this rule are minimal since the rule is limited to issuing only one series of eleven permits for the 2000-2001 hunting season. The only predictable costs are those of printing and issuing the eleven permits and conducting discretionary trust audits. However, the expected license fees received by the division for the permits should cover the associated state costs.
- ❖**LOCAL GOVERNMENTS:** None--this filing does not create any direct cost or saving impact to local governments because they are not directly affected by the rule. Nor are local governments indirectly impacted because the rule does not create a situation requiring services from local governments.
- ❖**OTHER PERSONS:** No cost or savings impact because these amendments do not impose any requirements on persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Conservation organizations wishing to receive the trust fund permit series will, upon receiving the permit series, incur the cost of creating a trust consistent with state and federal law, and with the requirements of the rule. The trust will then incur administration costs which will vary depending on the amount of principle in trust. The trust will further be required to submit to the division an annual accounting statement detailing all deposits, expenditures, and wildlife projects funded by the trust. However, these costs will flow only to those conservation organizations desiring to receive the permits and the associated responsibilities.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule does not create an impact on businesses.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Natural Resources
Wildlife Resources
Suite 2110
1594 West North Temple
PO Box 146301
Salt Lake City, UT 84114-6301, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Debbie Sundell at the above address or by phone at (801) 538-4707, by FAX at (801) 538-4709, or by Internet E-mail at nrdwr.dsundell@email.state.ut.us; or Marty Bushman by phone at (801) 538-7227, by FAX at (801) 538-7440, or by Internet E-mail at nrag.mbushman@state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: John Kimball, Director

R657. Natural Resources, Wildlife Resources.

R657-47. Trust Fund Permits.

R657-47-1. Purpose and Authority.

(1) Under the authority of Sections 23-14-18 and 23-14-19 of the Utah Code, this rule provides the standards and requirements for issuing trust fund permits.

(2) Trust fund permits are authorized by the wildlife board and issued by the division to a qualified conservation organization for purposes of generating revenue to fund a wildlife conservation trust account managed exclusively for the benefit of protected wildlife in Utah.

(3) The conservation organization awarded the trust fund permits shall use all revenue and proceeds derived from the permits for the direct benefit of protected wildlife in Utah.

(4) This rule is intended as authorization to issue one series of trust fund permits for the 2000-2001 hunting season to one qualified conservation organization.

R657-47-2. Definitions.

(1) Terms used in this rule are defined in Section 23-13-2.

(2) In addition:

(a) "Conservation organization" means a nonprofit chartered institution, foundation, or association founded for the purpose of promoting wildlife conservation and has established tax exempt status under Internal Revenue Code, Section 501(c)(3), as amended.

(b) "Hunter's choice" means either sex may be taken.

(c) "Permit revenue" means all money or assets received by the conservation organization from prospective permittees in exchange for the opportunity to obtain trust fund permits.

(d) "Trust Fund Permit" means a permit which allows a permittee to hunt:

(i) a specified big game species on any open unit in the state from September 1 through December 31, except pronghorn and moose may be hunted only from September 1 through October 31, and mountain goats may not be hunted on the Beaver unit;

(ii) a cougar, bear or turkey on any open unit during the respective season for each species as authorized by the Wildlife Board.

(e) "Trust Fund Permit series" means a single package of permits comprised of one permit for each of the following species:

(i) ram Rocky Mountain bighorn sheep;

(ii) ram desert bighorn sheep;

(iii) buck mule deer;

(iv) bull elk;

(v) hunter's choice mountain goat;

(vi) hunter's choice bison;

(vii) bull moose;

(viii) buck pronghorn antelope;

(ix) hunter's choice bear;

(x) hunter's choice cougar; and

(xi) bearded tom turkey.

R657-47-3. Trust Fund Permit Allocation.

(1) A trust fund permit may be authorized for one animal of each of the following species:

(a) ram rocky mountain bighorn sheep;

(b) ram desert bighorn sheep;

(c) buck mule deer;

(d) bull elk;

(e) hunter's choice mountain goat;

(f) hunter's choice bison;

(g) bull moose;

(h) buck pronghorn antelope;

(i) hunter's choice bear;

(j) hunter's choice cougar; and

(k) bearded tom turkey.

(2) Trust fund permits for each species identified in Subsection (1) shall be issued as a single series to one conservation organization.

(3) A trust fund permit shall not be issued for any particular species or on any particular unit where so doing will harm the long-term health and viability of the species population on that unit or in the state as a whole.

R657-47-4. Obtaining Trust Fund Permits.

(1) Trust fund permit series are available to eligible conservation organizations for sale at an auction, or for use as an aid to wildlife related fund raising activities.

(2) Conservation organizations may apply for the trust fund permit series by sending an application to the division.

(3) The application must be submitted to the division to be considered for the following year's permits. Each application must include:

(a) the name, address and telephone number of the conservation organization;

(b) a description of the conservation organization's mission statement;

(c) verification of the conservation organization's tax exempt status under Internal Revenue Code, Section 501(c)(3), as amended; and

(d) the name of the president or other individual responsible for the administrative operations of the conservation organization.

(4) Conservation organizations must include the following information in the application:

(a) the estimated revenue expected to be generated from the permits and deposited into the wildlife conservation trust fund;

(i) the estimated revenue must be based on 100% of the auction or fund raising activity amount being deposited in the trust fund, or the recommended minimum amount listed in Subsection (5), whichever is greater; and

(ii) the basis for the estimated revenue must include the conservation organization's experience in similar activities, and details of the marketing plan; and

(b) A specific wildlife conservation trust fund proposal that describes:

(i) how the trust will be managed;

(ii) for what purposes the principle and proceeds of the trust will be used;

(iii) how the trust will benefit protected wildlife in Utah; and

(iv) how the conservation organization through the trust fund can produce greater benefit to protected wildlife in Utah by funding the trust with permit revenue rather than remitting the revenue to the division.

(5) The recommended minimum permit bid amount for each species is:

(a) ram Rocky Mountain bighorn sheep, \$40,000;

(b) ram desert bighorn sheep, \$30,000;

(c) buck deer, \$10,000;

(d) bull elk, \$10,000;

(e) bull moose, \$10,000;

(f) bison, \$5,000;

(g) mountain goat, \$5,000;

(h) buck pronghorn, \$2,000;

(i) black bear, \$2,000;

(j) cougar, \$2,000;

(k) bearded tom turkey, \$350

(6) All licensing fees required in the proclamations of the wildlife board for each trust fund permit shall be remitted to the division upon acquiring the actual permit from the division. If the conservation organization is paying the permit and Wildlife Habitat Authorization fees for the permit recipient, the fees shall not be paid from permit revenue.

(7) An application which is incomplete or completed incorrectly may be rejected.

(8) The division shall recommend to the wildlife board which conservation organization will receive the trust fund permit series based on:

(a) the bid amount pledged to the trust, adjusted by the performance of the organization over the previous two years in meeting proposed conservation permit bids; and

(b) the conservation organization's ability, as evaluated from past performance in using conservation permit revenue, to effectively plan and complete significant wildlife conservation projects beneficial to protected wildlife in the state.

(9) A conservation organization may withdraw or exchange its application for the trust fund permit series prior to board approval without penalty provided the successor applicant assumes the bid amounts made by the predecessor organization.

(10) The Wildlife Board will make the final assignment of the trust fund permit series based on the:

(a) division's recommendation;

(b) benefit to protected wildlife;

(c) historical contribution of the organization to the conservation of wildlife; and

(d) previous performance of the conservation organization.

(11) The conservation organization receiving the trust fund permits shall:

(a) distribute the permits in accordance with law, proclamation, and order of the wildlife board;

(b) notify the division of the proposed permit recipient within 10 days of the recipient selection or the permit may be forfeited;

(c) report to the division the total revenue amount generated from the auction of the permits within 10 days of the auction;

(d) establish and manage the trust, including accounts thereunder, consistent with state and federal law;

(e) create and execute a trust agreement consistent with the requirements and objectives set forth in this rule, and otherwise acceptable to the wildlife board;

(f) deposit in the approved wildlife conservation trust fund account within two weeks of receipt all permit revenue designated for deposit in the account;

(g) immediately return to the division any permit revenue designated for contribution to the trust which is not deposited in the trust account within two weeks of receipt as required in Subsection (11)(f);

(h) contribute to the trust, within the first six months of operation, cash and securities equal to or greater in value to the trust fund permit revenue contributed to the trust;

(i) retain the full value of the permit revenue in the trust in perpetuity, except trust principle may be used for short term loans to fund wildlife conservation projects where timely repayment is certain;

(j) provide an annual accounting of all trust fund permit revenue deposited in the trust account, proceeds generated from that revenue, draws on the trust principle and the corresponding projects funded by each draw, and expenditures of trust proceeds and the corresponding projects funded by each expenditure;

(k) submit to trust account and spending audits by a division appointed auditor upon division request;

(l) use trust fund permit revenue and the proceeds generated therefrom exclusively on projects directly designed to benefit protected wildlife in Utah; and

(m) return to the division the original value of the trust fund permit revenue placed in trust upon dissolution of the trust.

(12) The division and the conservation organization receiving the permits shall enter into a contract containing, among other things, the provisions outlined in Subsection (11).

(13) The division may require a conservation organization awarded the trust fund permit series to return the original value of the permits placed in the trust for violation of the requirements set forth in Subsection (11).

R657-47-5. Surrender or Transfer of Trust Fund Permit Designation.

(1) If a person is designated by a qualified organization to receive a trust fund permit and is also successful in obtaining a Utah permit for the same species in the same year through a limited entry drawing, that person may designate another person to receive the trust fund permit, provided the trust fund permit has not been issued by the division to the first selected person.

(2) Except as otherwise provided in Subsection (1), a person designated by a conservation organization as a recipient of a trust fund permit, may not sell or transfer the rights to that designation to any other person. This does not preclude a person from bidding or otherwise lawfully acquiring a permit from a conservation organization on behalf of another person who will be identified as the original designated recipient.

R657-47-6. Using a Trust Fund Permit.

(1) A trust fund permit allows the recipient to:

(a) take only the species for which the permit is issued;

(b) take only the species and sex printed on the permit; and

(c) take the species only in the area and during the season specified on the permit.

(2) The recipient of a trust fund permit is subject to all of the provisions of Title 23, Wildlife Resources Code, and the rules and proclamations of the Wildlife Board for taking and pursuing wildlife.

(3) Any person who has obtained a trust fund permit is subject to once-in-a-lifetime restrictions applicable to obtaining a subsequent permit for the same species through a division application and drawing process, as provided in proclamation and Rule R657-5.

KEY: wildlife, wildlife permits

2000

23-14-18

23-14-19



Public Safety, Driver License

R708-14

Adjudicative Proceedings For Driver License Actions Involving Alcohol and Drugs

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 22536

FILED: 12/09/1999, 16:23

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: We need to require additional information from individuals who want to schedule a hearing with a Driver License hearing officer.

SUMMARY OF THE RULE OR CHANGE: When a person has had their Utah Driver License suspended, revoked, or denied, they have a right to schedule a hearing with a Driver License Hearing Officer as long as they do it in writing within ten working days of the arrest. In order for the division to schedule the hearing, it needs specific identifying information to bring up the correct record. This amendment will require the petitioner to submit the full name and date of birth of the person who needs the hearing. This will allow the division to quickly find the correct record, especially for those individuals with common names.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 53-3-104 and Subsection 63-46b-5(1)

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: The changes that were made in this rule do not increase or decrease the Driver License Division budget. It only requires more information from the public that will allow the division to better serve the public.

❖LOCAL GOVERNMENTS: Local governments are not involved in Driver License hearings, so there is no fiscal impact on local governments.

❖OTHER PERSONS: There is no additional cost to individuals who need to schedule hearings with the Driver License Division. They are only required to give additional specific information that is pertinent to their request to schedule a hearing with the division.

COMPLIANCE COSTS FOR AFFECTED PERSONS: As outlined in the explanation given under "other persons," there are no compliance costs to the Driver License Division and individuals for these changes.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: It is anticipated that there will be no fiscal impact to businesses regarding changes made in this rule.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Public Safety
Driver License
Calvin Rampton Building
4501 South 2700 West
PO Box 30560
Salt Lake City, UT 84130-0560, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Vinn Roos at the above address, by phone at (801) 965-4456, by FAX at (801) 965-4496, or by Internet E-mail at vroos@email.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: David A. Beach, Director

**R708. Public Safety, Driver License.
R708-14. Adjudicative Proceedings For Driver License Actions Involving Alcohol and Drugs.**

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R708-14-6. Commencement of Adjudicative Proceedings.

(1) In accordance with Subsection 63-46b-3(1), alcohol/drug adjudicative proceedings may be commenced by:

- (a) a notice of division action, if the proceedings are commenced by the division; or
- (b) a request for division action, if the proceedings are commenced by a person other than the division.

(2) A notice of division action and request for division action shall include the information set forth in Subsections 63-46b-3(2)(a) and (3)(a) respectively. ~~In addition, a request for division action shall include the date of arrest or occurrence which prompted the request for division action~~In addition, a request for division action shall include the petitioner's full name, date of birth, and the date of arrest or occurrence which prompted the request for division action. A request for division action that is not made timely, in accordance with Subsections 53-3-223(6)(a), 53-3-231(7)(a)(ii), and 53-3-418(9)(b), will not be granted except for good cause as determined by the division.

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KEY: adjudicative proceedings
[March 4, 1998]2000 **53-3-104**
Notice of Continuation August 5, 1997 **63-46b-5(1)**



Public Safety, Fire Marshal
R710-1
Concerns Servicing Portable Fire Extinguishers

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 22557
FILED: 12/15/1999, 14:00
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Utah Fire Prevention Board proposes to make some corrections and clarifications to the existing rule. Most of the proposed changes were made to clarify requirements in effect by the United States Department of Transportation (USDOT) with reference to requalification service standards of cylinders. There were also some clarifications proposed that would allow required extinguishers to be left in location and tags to be removed when new tags are applied.

SUMMARY OF THE RULE OR CHANGE: On December 2, 1999, the Utah Fire Prevention Board met and addressed the following proposed amendments: 1) In Subsection R710-1-2(12), it is proposed to add the definition of USDOT (United States Department of Transportation); 2) in Subsection R710-1-3(13), it is proposed to clarify the USDOT classification with the various types of licenses required; 3) in Subsection R710-1-3(21), it is proposed to add hoses and a certificate of calibration requirement to the list of minimum equipment required to service extinguishers. It is also proposed that all equipment necessary to complete cylinder requalification be maintained in good working order; 4) in Subsection R710-1-4(15), it is proposed to clarify and correct language with regard to USDOT standards and accepted servicing practices as required in NFPA (National Fire Protection Association), Standard 10; 5) in Subsection R710-1-6(8), it is proposed to add the wording that when a new tag, label, or collar is added to the extinguisher body, the old tag, label, or collar will be removed; and 6) in Subsection R710-1-8(5), it is proposed to allow the existing 40B rated dry chemical extinguisher to be left in the kitchen and used for all applications except the extinguishment of heat processing equipment using vegetable or animal fat cooking media.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 53-7-204

ANTICIPATED COST OR SAVINGS TO:
❖THE STATE BUDGET: There would be a small anticipated cost to the state budget for our office to reprint a new rule with the corrections and sent them to all concerned. The anticipated cost would be approximately \$100.
❖LOCAL GOVERNMENTS: There would be no anticipated cost or savings because these proposed rule changes do not affect local government.

❖OTHER PERSONS: There would be no anticipated cost or savings to any other persons because this amendment is corrective and only provides clarification

COMPLIANCE COSTS FOR AFFECTED PERSONS: There would be no compliance cost for affected persons from the proposed amendments to this rule. The proposed amendments are corrective, provide clarification, and establish continuity between state and federal cylinder requalification requirements.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There is no fiscal impact to businesses from the proposed amendments to this rule.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Public Safety
Fire Marshal
Suite 302
5272 South College Drive
Murray, UT 84123-2611, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Brent R. Halladay at the above address, by phone at (801) 284-6350, by FAX at (801) 284-6351, or by Internet E-mail at bhallada@dps.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Brent R. Halladay, Chief Deputy

R710. Public Safety, Fire Marshal.
R710-1. Concerns Servicing Portable Fire Extinguishers.

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R710-1-2. Definitions.

2.1 "Annual" means a period of one year or 365 calendar days.

2.2 "Board" means Utah Fire Prevention Board.

2.3 "Branch Office" means any location, other than the primary business location, where business license, telephone, advertising and servicing equipment is utilized.

2.4 "Certificates of Registration" means a written document issued by the SFM to any person for the purpose of granting permission to such person to perform any act or acts for which authorization is required.

2.5 "Concern" means a person, firm, corporation, partnership, or association, licensed by the SFM.

2.6 "Employee" means those persons who work for a licensed concern, and may include, but shall not be limited to, those persons who work on a contractual basis.

2.7 "License" means a written document issued by the SFM authorizing a concern to engage in the business of servicing portable fire extinguishers.

2.8 "NFPA" means National Fire Protection Association.

2.9 "Repair" means any work performed on, or to, any portable fire extinguisher, and not defined as charging, recharging, or hydrostatic testing.

2.10 "SFM" means State Fire Marshal.

2.11 "UCA" means Utah State Code Annotated 1953 as amended.

2.12 "USDOT" means the United States Department of Transportation.

R710-1-3. Licensing.

3.0 License Required.

No person or concern shall engage in the servicing of portable fire extinguishers without a license issued by the SFM, pursuant to these rules, expressly authorizing such concern to perform such acts.

3.1 Application.

(a) Application for a license to engage in the business of, or perform the servicing of portable fire extinguishers, shall be made in writing to the SFM on forms provided by the SFM. A separate application for license shall be made for each separate place or business location of the applicant (branch office).

(b) As of January 1, 1999, the application for a license to engage in the business of, or perform the servicing of portable fire extinguishers, shall be accompanied with proof of public liability insurance. The public liability insurance shall be issued by a public liability insurance carrier showing coverage of at least \$100,000 for each incident, and \$300,000 in total coverage. The licensee shall notify the SFM within thirty days after the public liability insurance coverage required is no longer in effect for any reason.

3.2 Signature of Application.

The application shall be signed by the applicant. If the application is made by a partnership, it shall be signed by all partners. If the application is made by a corporation or association other than a partnership, it shall be signed by a principal officer.

3.3 Equipment Inspection.

The applicant shall allow the SFM, and any of his properly authorized deputies to enter, examine, and inspect any premise, building, room, establishment, or vehicle, used by the applicant in servicing portable fire extinguishers to determine compliance with the provisions of these rules. The inspection will be conducted during normal business hours, and the owner or manager will be given a minimum of 24 hours notice before the appointed inspection. The equipment inspection may be conducted on an annual basis, and consent to inspect will be obtained.

3.4 Issuance.

Following receipt of the properly completed application, and compliance with the provision of the statute and these rules, the SFM shall issue a license.

3.5 Original, Valid Date.

Original licenses shall be valid from the date of issuance through December 31st of the year in which issued. Thereafter, each license shall be renewed annually and renewals thereof shall be valid from January 1st through December 31st. Original licenses purchased after July 1st and up to November 1st can be purchased one time, at a one-half year fee. Licenses issued on or after November 1st will be valid through December 31st of the following year.

3.6 Renewal, Valid Date.

Application for renewal shall be made before January 1st of each year. Application for renewal shall be made in writing[~~g~~] on forms provided by the SFM.

3.7 Refusal to Renew.

The SFM may refuse to renew any license in the same manner, and for any reason, that he is authorized, pursuant to Section ~~[40]2~~ of these rules to deny a license. The applicant shall, upon such refusal, have the same rights as are granted by Section ~~[40]2~~ of these rules to an applicant for an original license which has been denied by the SFM.

3.8 Change of Address.

Every licensee shall notify the SFM, in writing, within thirty (30) days, of any change of his address or location.

3.9 Under Another Name.

No licensee shall conduct his licensed business under a name other than the name or names which appears on his license.

3.10 List of Licensed Concerns.

The SFM shall make available, upon request and without cost, to the chief fire official of each local fire authority, the name, address, and license number of each concern that is licensed pursuant to these rules. Upon request, single copies of such list shall be furnished, without cost, to a licensed concern.

3.11 Inspection.

The holder of any license shall submit such license for inspection upon request of the SFM, or any of his properly authorized deputies, or any local fire official.

3.12 SFM Notification and Certification of Registration.

Every licensed concern shall, within thirty (30) days of employment, and within thirty (30) days of termination of any employee, report to the SFM, the name, address, and certificate of registration number, of every person performing any act of servicing portable fire extinguishers for such licensed concern in writing.

3.13 Type.

(a) Every license shall be identified by type. The type of license shall be determined on the basis of the act or acts performed by the licensee or by any of the employees. Every licensed concern shall be staffed by qualified personnel, and shall be properly equipped to perform the act or acts for the type of license issued.

(b) Licenses shall authorize any one, or any combination of the following types of activities:

(1) Type 1 - Conducting of all activities, as per (2), (3), and (4) below, or

(2) Type 2 - Conducting hydrostatic tests of fire extinguisher cylinders that are listed~~[and marked in conformance]~~ with the United States Department of Transportation ~~(USDOT)~~~~(F.C.C.)~~ rules, or

(3) Type 3 - Conducting hydrostatic tests of ~~[dry chemical, halon, water, and water chemical type fire extinguishers]~~fire extinguisher cylinders which are not listed with the United States Department of Transportation (USDOT), or

(4) Type 4 - Servicing, inspecting, and maintaining all types of extinguishers, excluding hydrostatic testing.

(c) No licensed concern shall be prohibited from taking orders for the performance of any act or acts for which the concern has not been licensed to perform. Such orders shall be consigned to another licensed concern that is authorized to perform such act or acts.

3.14 Examination.

Every person who performs any act or acts within the scope of the license shall pass an examination in accordance with the provisions of section 4 of these rules.

3.15 Duplicate License.

A duplicate license may be issued by the SFM to replace any previously issued license, which has been lost or destroyed, upon the submission of a written statement from the licensee to the SFM. Such statement shall attest to the fact that the license has been lost or destroyed.

3.16 Employer Responsibility.

Every concern shall be responsible for the acts of its employees insofar as such acts apply to the marketing, sale, distribution, and servicing of any portable fire extinguisher.

3.17 Minimum Age.

No license shall be issued to any person as licensee who is under eighteen (18) years of age.

3.18 Restrictive Use.

(a) No license shall constitute authorization for any licensee, or any of his employees, to enter upon, or into, any property or building other than by consent of the owner or manager.

(b) No license shall constitute authorization for any licensee, or any of his employees, to enforce any provision, or provisions, of this rule, or the Uniform Fire Code.

3.19 Non-Transferable.

No license issued pursuant to this section shall be transferred from one concern to another.

3.20 Registration Number.

(a) Every license shall be identified by a number, delineated as E-(number). Such number may be transferred from one concern to another only when approved by the SFM.

3.21 Minimum Materials and Equipment Required.

At each business location or vehicle of the applicant where servicing work is performed the following minimum material and equipment requirements shall be maintained:

(a) Type 4 license:

(1) Nitrogen tank.

(2) Nitrogen regulator and hose assembly.

(3) Minimum of twelve (12) recharge adapters.

(4) Valve cleaning brush.

(5) Scoop.

(6) Funnel for A:B:C.

(7) Funnel for B:C.

(8) A closed receptacle for dry chemical.

(9) Fifty pound scale.

(10) A scale for cartridges.

(11) 'O' Ring lubricant.

(12) Tag hole Punch.

(13) Approved seals maximum fourteen (14) pound break strength.

(14) A copy of NFPA Standard 10 (1998 Edition), statute, and these rules.

(15) Minimum parts:

(A) A supply of O rings needed for standard service.

(B) A supply of valve stems for standard service.

(C) A supply of nozzles and hoses for standard extinguishers.

(D) Pressure gauges for extinguisher types: 100, 150, 175, 195, 240 lbs.

- (E) Carry handles and replacement handles for extinguishers.
- (F) Rivets or steel roll pins for handles and levers.
- (G) Dry chemical cartridges as required by manufacture specifications, to include 4 lb., 10 lb., 20 lb. and 30 lb.
- (H) Inspection light for cylinders.
- (I) A variety of pull pins to secure handle.
- (J) Carbon Dioxide continuity tester for hoses.
- (K) Halon closed recovery system.
- (b) Type 3 License:
 - (1) Approved testing pump with a current calibration certificate for the attached gauges.
 - (2) Test cage or suitable safety barrier.
 - (3) Approved hydro test labels.
 - (4) Hydrostatic test adapters or approved equal.
 - (5) Heater which produces a heated air or dry air for drying cylinders, or other approved dryer not to exceed 150 degrees Far. (66 degrees C).
- (c) Type 2 License:

Current registration number from the United States Department of Transportation (USDOT), verifying the concern as a qualified cylinder requalification facility under the provisions of the [Section 173.34 of Title 49;] Code of Federal Regulations, 49 CFR, Section 173.34, shall be maintained for all concerns holding a type 1 or 2 license. A copy of the certification letter must be submitted to the SFM. All equipment required to perform the functions allowed as a qualified cylinder requalification facility, shall be maintained in good working order and available for inspection by the SFM.

(d) Type 1 License:

All of the equipment, provisions, and numbers as required in License types 2, 3, and 4 shall be required for a Type 1 License.

3.22 Records.

Accurate records shall be maintained for five years back by the licensee of all service work performed. These records shall include the name and address of all servicing locations, and the date and name of the person performing the work. These records shall be made available to the SFM, or authorized deputies, upon request.

R710-1-4. Certificates of Registration.

4.0 Required Certificates of Registration.

No person shall service any portable fire extinguisher without a certificate of registration issued by the SFM pursuant to these rules expressly authorizing such person to perform such acts. The provisions of this section apply to the state, universities, a county, city, district, public authority, and any other political subdivision or public corporation in this State.

4.1 Exemptions.

The provisions of this section shall not apply to any person servicing any portable fire extinguisher owned by such person, when the portable fire extinguisher is not required by any statute, rule, or ordinance, to be provided or installed.

4.2 Application.

Application for a certificate of registration to service portable fire extinguishers shall be made in writing to the SFM on forms provided by him. The application shall be signed by the applicant.

4.3 Examination.

The SFM shall require all applicants for a certificate of registration to take and pass a written examination, which may be supplemented by practical tests, when deemed necessary, to determine the applicant's knowledge of servicing portable fire

extinguishers. Examinations will be given according to the following schedule:

(a) On the first and third Tuesdays of each month. When holidays conflict with these days, the day immediately following will be used. An appointment shall be made to take an examination at least 24 hours in advance of the examination date.

(b) Examinations may be given at various field locations as deemed necessary by the SFM. Appointments for field examinations are required.

4.4 Issuance.

Following receipt of the properly completed application, compliance with the provisions of these rules, and the successful completion of the required examination, the SFM shall issue a certificate of registration.

4.5 Original and Renewal Valid Date.

Original certificates of registration shall be valid from the date of issuance through December 31st of the year in which issued. Thereafter, each certificate of registration shall be renewed annually and renewals thereof shall be valid from January 1st through December 31st. Original certificates purchased after July 1st and up to November 1st can be purchased one time, at a one-half year fee. Certificates of registration issued on or after November 1st will be valid through December 31st of the following year.

4.6 Renewal Date.

Application for renewal shall be made by January 1st of each year. Application for renewal shall be made in writing on forms provided by the SFM.

4.7 Re-examination.

Every holder of a valid certificate of registration shall take a re-examination every five years, from date of original certificate, to comply with the provisions of Section 4.3 of these rules.

4.8 Refusal to Renew.

The SFM may refuse to renew any certificate of registration in the same manner and for any reason that he is authorized, pursuant to Section 10, to deny an original certificate of registration. The applicant shall, upon such refusal, have the same rights as are granted by Section 10 of these rules to an applicant for an original certificate of registration which has been denied by the SFM.

4.9 Inspection.

The holder of a certificate of registration shall submit such certificate for inspection, upon request of the SFM, any of his properly authorized deputies, or any local fire official.

4.10 Type.

(a) Every certificate of registration shall indicate the type of act or acts to be performed and for which the applicant has qualified.

(b) No person holding a valid certificate of registration shall be authorized to perform any act unless he is a licensee or is employed by a licensed concern.

4.11 Change of Address.

Any change in home address of any holder of a valid certificate of registration shall be reported in writing, by the registered person to the SFM within thirty (30) days of such change. Such change shall also be made on the reverse side of the certificate of registration by the holder.

4.12 Duplicate.

A duplicate certificate of registration may be issued by the SFM to replace any previously issued certificate which has been lost or destroyed upon the submission of a written statement to the

SFM from the certified person. Such statement shall attest to the certificate having been lost or destroyed.

4.13 Minimum Age.

No certificate of registration shall be issued to any person who is under eighteen (18) years of age.

4.14 Restrictive Use.

(a) A certificate of registration may be used for identification purposes only as long as such certificate remains valid and while the holder is employed by a licensed concern.

(b) Regardless of the acts authorized to be performed by a licensed concern, only those acts for which the applicant for a certificate of registration has qualified shall be permissible by such applicant.

4.15 Contents of Examination.

(a) The examination required under the provisions of Section 3.14, shall include a written test of the applicant's knowledge of the provisions of these rules, and may include an actual demonstration of his ability to perform the acts indicated on the application.

(b) Examinations shall, in the opinion of the SFM, be compatible with the type of work to be performed by the applicant and with the equipment with which he will function.

(c) The written portion of the examination shall be divided into the following groups:

(1) Provisions relating to these Rules Governing Concerns Servicing Portable Fire Extinguishers.

(2) Hydrostatic testing of [~~any D.O.T. (I.C.C.) listed~~] fire extinguisher cylinders that are listed with the USDOT.

(3) Hydrostatic testing of [~~dry chemical, halon, water, and water chemical type fire extinguishers~~] fire extinguisher cylinders which are not listed with the USDOT.

(4) [~~Service and maintain all types of extinguishers, excluding hydrostatic testing.~~] Accepted servicing and inspection practices of portable fire extinguishers as required in NFPA, Standard 10.

4.16 Right to Contest.

(a) Every person who takes an examination for a certificate of registration shall have the right to contest the validity of individual questions of such examination.

(b) Every contention as to the validity of individual questions of an examination shall be made in writing within 48 hours after taking said examination. Contentions shall state the reason for the objection.

(c) The decision as to the action to be taken on the submitted contention shall be by the SFM, and such decision shall be final.

(d) The decision made by the SFM, and the action taken, shall be reflected in all future examinations, but shall not affect the grades established in any past examination.

4.17 Passing Grade.

To successfully pass the written examination, the applicant must obtain a minimum grade of seventy percent (70%) in each portion of the examination taken. Each portion of the examination shall be separately graded.

4.18 Non-Transferable.

Certificates of Registration shall not be transferable. Individual certificates of registration shall be carried by the person to whom issued.

4.19 New Employees.

New employees of a licensed concern may perform the various acts while under the direct supervision of persons holding a valid certificate of registration for a period not to exceed forty-five (45) days from the initial date of employment. By the end of such period, new employees shall have taken and passed the required examination.

4.20 Certificate Identification.

Every certificate shall be identified by a number, delineated as EE-(number). Such number shall not be transferred from one person to another.

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R710-1-6. Service Tags.

6.1 Size and Color.

Tags shall be not more than five and one-half inches (5-1/2") in height, nor less than four and one-half inches (4-1/2") in height, and not more than three inches (3") in width, nor less than two and one-half inches (2-1/2") in width.

6.2 Attaching Tag.

One service tag shall be attached to each portable fire extinguisher in such a position as to be conveniently inspected.

6.3 Tag Information.

(a) Service tags shall bear the following information:

(1) Provisions of Section 6.7.

(2) Type of license.

(3) Approved Seal of Registration of the SFM.

(4) License registration "E" number.

(5) Certificate of registration "EE" number of individual who performed or supervised the service or services performed.

(6) Signature of individual whose certificate of registration number appears on the tag.

(7) Concern's name.

(8) Concern's address.

(9) Type of service performed.

(10) Type of extinguisher serviced.

(11) Date service is performed.

(b) The above information shall appear on one side of the service tag. All other desired printing or information shall be placed on the reverse side of the tag.

6.4 Legibility.

(a) The certificate of registration number required in Section 6.3(5), and the signature required in Section 6.3(6), shall be printed or written distinctly.

(b) All information pertaining to date, type of servicing, and type of extinguisher serviced shall be indicated on the card by perforations in the appropriate space provided. Each perforation shall clearly indicate the desired information.

6.5 Format.

Subject to the use requirements of Section 6.4, the following format shall be used for all service tags:

EXAMPLE OF SERVICE TAG

Exception: Service tags may be printed or otherwise established for any number of years not in excess of five (5) years.
ILLUSTRATION ON FILE IN STATE FIRE MARSHAL'S OFFICE

6.6 New Tag.

A new service tag shall be attached to the extinguisher each time a service is performed.

6.7 Tag Wording.

The following wording shall be placed at the top or reinforced ring end of every tag: "DO NOT REMOVE, BY ORDER OF THE STATE FIRE MARSHAL".

6.8 Removal.

No person or persons shall remove a service tag, hydrostatic test tag or label, 6 year maintenance service tag or label, or verification of service collar, except when further service is performed. At that time the expired tag, label or collar shall be removed and a new tag, label or collar shall replace the expired one. No person or persons shall deface, modify, or alter any service tag, hydrostatic test tag or label, 6 year maintenance service tag or label, or verification of service collar that is required to be attached to any portable fire extinguisher.

6.9 Restrictive Use.

(a) Portable fire extinguishers which do not conform with the minimum rules, shall be permanently removed from service, and shall not be tagged.

(b) Any extinguisher which fails a hydrostatic test shall be condemned, and so stamped or etched into the cylinder or shell.

(c) Extinguishers, other than one which has failed a hydrostatic test, may be provided with a tag stating the extinguisher is "Condemned" or "Rejected". Such tags shall be red in color, and shall be not less, in size, than that of an approved service tag.

(d) Service tags shall only be placed on portable fire extinguishers and wheeled units as allowed in these rules.

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R710-1-8. Amendments and Additions.

8.1 Restricted Service.

Any extinguisher requiring a hydrostatic test as required, shall not be serviced until such extinguisher has been subjected to, and passed the required hydrostatic test.

8.2 Service.

At the time of installation, and at each annual inspection, all servicing shall be done in accordance with the manufacturer's instructions, adopted statutes, and these rules. Extinguishers shall be placed in an operable condition, free from defects which may cause malfunctions. Nozzles and hoses shall be free of obstructions or substances which may cause an obstruction.

8.3 Seals or Tamper Indicator.

Seals or tamper indicators shall be constructed of approved plastic or non-ferrous wire which can be easily broken, and so arranged that removal cannot be accomplished without breakage. Such seals or tamper indicators shall be used to retain the locking pin in a locked position. Seals or tamper indicators shall be removed annually to ensure that the pull pin is free.

8.4 New Extinguishers

A new extinguisher that has the date of manufacture printed on the label by the manufacturer, or date of manufacture stamped on the extinguisher by the manufacturer, does not require a service tag attached to the extinguisher until one year after the date of manufacture.

8.5 Class K Portable Fire Extinguishers

NFPA, Standard 10, Section 2-3.2 and Section 2-3.2.1, 1998 edition, is deleted and replaced with the following:

a. Class K labeled portable fire extinguishers shall be provided for the protection of commercial food heat-processing equipment

using vegetable or animal oils and fat cooking media. A placard shall be provided and placed above the Class K portable fire extinguisher that states that if a fire protection system exists, it shall be activated prior to use of the Class K portable fire extinguisher.

b. Those existing sodium or potassium bicarbonate dry-chemical portable fire extinguishers, having a minimum rating of 40-B, and specifically placed for protection of commercial food heat-processing equipment, ~~[shall be allowed to remain in use until July 1, 1999, and then shall be replaced with a Class K rated portable fire extinguisher]~~ may remain in the kitchen to be used for other applications, except the protection of commercial food heat-processing equipment using vegetable or animal oils or fat cooking media.

R710-1-9. Adjudicative Proceedings.

9.1 All adjudicative proceedings performed by the agency shall proceed informally as authorized by UCA, Sections 63-46b-4 and 63-46b-5.

9.2 The issuance, renewal, or continued validity of a license or certificate of registration may be denied, suspended, or revoked, if the SFM finds that the applicant, person employed for, or the person having authority and management of a concern servicing portable fire extinguishers commits any of the following violations:

(a) The person or applicant is not the real person in interest.

(b) Material misrepresentation or false statement in the application.

(c) Refusal to allow inspection by the SFM, or his duly authorized deputies.

(d) The person or applicant for a license or certificate of registration does not have the proper facilities and equipment, to conduct the operations for which application is made.

(e) The person or applicant for a certificate of registration does not possess the qualifications of skill or competence to conduct the operations for which application is made, as evidenced by failure to pass the examination and/or practical tests pursuant to Section ~~[4-19]~~ 4.15 of these rules.

(f) The person or applicant fails to place a verification of service collar when required on the valve assembly of any ~~[pressurized dry chemical]~~ fire extinguisher when the following occurs:

(i) re-charge;

(ii) ~~[6 year]~~ required maintenance~~[-or~~

~~-(iii) hydrostatic testing].~~

(g) The person or applicant refuses to take the examination required by Section 4.3 and Section 3.14 of these rules.

(h) The person or applicant has been convicted of any of the following:

(i) a violation of the provisions of these rules;

(ii) a crime of violence or theft; or

(iii) any crime that bears upon the person or applicant's ability to perform their functions and duties.

(i) The person servicing portable fire extinguishers does not maintain adequate facilities, equipment, or knowledge, to conduct operations as required in the manufacturer's instructions, statute, and rules.

(j) The person or applicant is involved in conduct which could be considered criminal, although such conduct did not result in the filing of criminal charges against the person, but where the evidence shows that the criminal act did occur, that the person committed the

act, and that the burden by a preponderance of evidence could be established.

9.3 A person whose license or certificate of registration is suspended or revoked by the SFM shall have an opportunity for a hearing before the Board if requested by that person within 20 days after receiving notice.

9.4 All adjudicative proceedings, other than criminal prosecution, taken by the SFM to enforce the Utah Fire Prevention and Safety Act, and these rules, shall commence in accordance with UCA, Section 63-46b-3.

9.5 The Board shall act as the hearing authority, and shall convene after timely notice to all parties involved. The Board shall be the final authority on the suspension or revocation of a license or certificate of registration.

9.6 The Board shall direct the SFM to issue a signed order to the parties involved giving the decision of the Board within a reasonable time of the hearing pursuant to UCA, Section 63-46b-5(i).

9.7 Reconsideration of the Board decision may be requested in writing within 20 days of the date of the decision pursuant to UCA, Section 63-46b-13.

9.8 After a period of three years from the date of revocation, the Board shall review the submitted written application of a person whose license or certificate of registration has been revoked. After timely notice to all parties involved, the Board shall convene to review the revoked persons application, and that person shall be allowed to present themselves and their case before the Board. After the hearing, the Board shall direct the SFM to allow the person to complete the licensing or certification process or shall direct that the revocation be continued.

9.9 Judicial review of all final Board actions resulting from informal adjudicative proceedings shall be conducted pursuant to UCA, Section 63-46b-15.

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KEY: fire prevention, extinguishers
[January 15, 1999]February 1, 2000 53-7-204
Notice of Continuation June 19, 1997



Public Safety, Fire Marshal
R710-2
Rules Pursuant to the Utah Fireworks
Act

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 22558
FILED: 12/15/1999, 14:00
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Utah Fire Prevention Board met and proposed that Rule R710-2

be updated and amended. This was to add the allowance in the rule for the usage of tents to be used from which to sell fireworks during the allowed holiday seasons.

SUMMARY OF THE RULE OR CHANGE: The Utah Fire Prevention Board met on December 2, 1999, and proposed that the following changes be made in Rule R710-2: 1) In Subsection R710-2-1(3), the board proposes to update the currently adopted incorporated reference NFPA (National Fire Protection Association), Standard 1126, Standard for the Use of Pyrotechnics Before a Proximate Audience, from the 1992 edition to the 1996 edition; 2) the board proposes to number Section R710-2-2 (Definitions); 3) in Subsection R710-2-5(1), the board proposes to establish the minimum size of allowed tents to be used to sell fireworks from, and all tents over 200 square feet shall comply with Article 32 of the Uniform Fire Code; 4) in Subsection R710-2-5(2), the board proposes to prohibit the public from entering a temporary stand or trailer; 5) in Subsections R710-2-5(3) and R710-2-5(4), the board proposes to establish minimum aisle widths in tents and required minimum number of exits; 6) in Subsection R710-2-5(5), the board proposes to establish how the fireworks shall be displayed when using a tent to merchandise the product; 7) in Subsection R710-2-5(7), the board proposes to establish minimum requirements to store fireworks overnight in a tent; 8) in Subsection R710-2-5(8), the board proposes to prohibit a person from sleeping overnight in a temporary stand, trailer, or tent; 9) in Subsection R710-2-5(10), the board proposes to better define the allowance of illumination inside of temporary stands, trailers, or tents.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 53-7-204

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: National Fire Protection Association (NFPA), Standard 1126, Standard for the Use of Pyrotechnics before a Proximate Audience, 1996 edition

ANTICIPATED COST OR SAVINGS TO:
❖THE STATE BUDGET: There would be an anticipated cost of \$18 each for the purchase of this updated NFPA standard. Total anticipated aggregate impact is impossible to predict due to the unknown number of copies that various interested state agencies might purchase. There would also be an anticipated cost of approximately \$150 to reprint the newly adopted rule and send it out to all the affected entities.
❖LOCAL GOVERNMENTS: There would be an anticipated cost of \$18 each for the purchase of this updated NFPA standard. Aggregate impact is impossible to predict due to the unknown number of city, county, or fire protection district fire departments that would purchase one or more copies of the standard.
❖OTHER PERSONS: There would be an anticipated cost of \$18 for the purchase of this updated NFPA standard. There are 65 persons licensed in the state of Utah to conduct special effects fireworks displays. It would be presumed that each person licensed would purchase a copy of this newly updated standard. Aggregate impact is impossible to predict due to the fact that other unknown persons might also purchase the newly adopted NFPA standard.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The major compliance cost for affected persons would be the purchase of a copy of this new NFPA standard for the price of \$18 each.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: After review with the Chief Deputy State Fire Marshal and upon recommendation of the Utah Fire Prevention Board, I have concluded that the minimal impact of \$18 per business to purchase the updated NFPA standard does not create an unreasonable fiscal impact on the affected business.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Public Safety
Fire Marshal
Suite 302
5272 South College Drive
Murray, Utah 84123-2611, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Brent R. Halladay at the above address, by phone at (801) 284-6350, by FAX at (801) 284-6351, or by Internet E-mail at bhallada@dps.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Brent R. Halladay, Chief Deputy

**R710. Public Safety, Fire Marshal.
R710-2. Rules Pursuant to the Utah Fireworks Act.
R710-2-1. Adoption.**

Pursuant to Title 53, Chapter 7, Section 204, Utah Code Annotated 1953, the Utah Fire Prevention Board adopts rules establishing minimum safety standards for retail storage, handling, and sale of class C common state approved explosives; minimum requirements for placement and discharge of display fireworks; and requirements for importer, wholesaler, display or special effects operator licenses.

There is further adopted as part of these rules the following codes which are incorporated by reference:

1.1 Uniform Fire Code (UFC), Volume 1, ~~[Article 78,]~~ 1997 edition, as published by the International Fire Code Institute (IFCI), except as amended by provisions listed in R710-2-9, et seq.

1.2 National Fire Protection Association (NFPA), Standard 1123, Code for Fireworks Display, 1995 edition, as published by the National Fire Protection Association, except as amended by provisions listed in R710-2-9, et seq.

1.3 National Fire Protection Association (NFPA), Standard 1126, Standard for the Use of Pyrotechnics Before a Proximate Audience, ~~[1992]~~1996 edition, as published by the National Fire Protection Association, except as amended by provisions listed in R710-2-9, et seq.

1.4 Copies of the above codes are on file in the Office of Administrative Rules and the State Fire Marshal's Office.

R710-2-2. Definitions.

2.1 "Authority having jurisdiction (AHJ)" means such county and municipal officers who are charged with the enforcement of state and municipal laws; consisting of all fire enforcement officials including designated staff from the Utah State Department of Public Safety.

2.2 "IFCI" means International Fire Code Institute.

2.3 "NFPA" means National Fire Protection Association.

2.4 "Permanent structure" means a non-movable building, securely attached to a foundation, housing a business.

2.5 "Person" means an individual, company, partnership or corporation.

2.6 "Pre-packaged means that the product is wrapped in a clear plastic wrap or other equivalent material to prevent the fuse of the class C common state approved explosive from being accessible to the customer.

2.7 "Resale" means the act of reselling class B or C explosives to a new party.

2.8 "SFM" means the State Fire Marshal.

2.9 "Tent" means a temporary structure, enclosure or shelter constructed of fabric or pliable material supported by any manner except by air or the contents it protects.

2.10 "Temporary Stands and Trailers" means a non-permanent structure used exclusively for the sale of fireworks.

2.11 "UCA" means Utah Code Annotated.

2.12 "UFC" means Uniform Fire Code.

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R710-2-5. Temporary Stands, ~~and~~ Trailers and Tents.

5.1 Temporary stands, ~~and~~ trailers and tents less than 200 square feet used for the retail sales of class C common state approved explosives shall be constructed in compliance with local rules, or if none, in accordance with nationally recognized practice. Tents having an area in excess of 200 square feet shall comply with the Uniform Fire Code, Article 32, 1997 edition.

5.2 The general public shall not be allowed to enter a temporary stand or trailer.

~~[5.2]~~5.3 Each stand, ~~and~~ trailer or tent less than 200 square feet shall have a minimum ~~[3']~~three foot wide unobstructed aisle, running the length of the stand, ~~and~~ trailer ~~[inside and behind the counter.]~~ or tent.

5.4 All tents where customers enter inside shall have a minimum three foot wide unobstructed aisle and two separate exits located a reasonable distance apart and so located that if one is blocked the other will be available.

~~[5.3]~~5.5 The ~~[pass-through openings for]~~area used for sales of class C common state approved explosives in stands, ~~and~~ trailers or tents shall be arranged to permit the customer to only touch or handle pre-packaged class C common state approved explosives. ~~[view the merchandise for sale but prevent the touching or handling of]~~ All non pre-packaged class C common state approved explosives ~~[by the customer]~~ shall be displayed in a manner which prevents the fireworks from being handled by the customer without the direct intervention of the retailer who shall be able to maintain visual contact with the customer.

[5-4]5.6 Temporary stands, ~~tr~~ trailers or tents for the sale of class C common state approved explosives shall be located at least 50 feet from other stands, ~~tr~~ trailers, tents, LPG, flammable liquid or gas storage and dispensing units.

[5-5]5.7 If the stand or trailer is used for the overnight storage of ~~fireworks~~ class C common state approved explosives, it shall be equipped with suitable locking devices to prevent unauthorized entry. Tents shall not be used for overnight storage of class C common state approved explosives unless on site security is provided.

5.8 No person shall be allowed to sleep in any temporary stand, trailer or tent in which class C common state approved explosives are stored or sold.

[5-6]5.9 Stands, ~~tr~~ trailers or tents shall not be illuminated or heated by any device requiring an open flame or exposed heating elements. All heaters ~~and lighting devices~~ shall be approved by the authority having jurisdiction (AHJ).

[5-7]5.10 ~~[The general public shall not be allowed to enter a temporary stand or trailer.]~~ All illumination shall be installed in accordance with the temporary wiring section of the National Electric Code and approved by the authority having jurisdiction (AHJ).

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KEY: fireworks

~~March 18, 1998~~ February 1, 2000

53-7-204

Notice of Continuation June 19, 1997



Public Safety, Fire Marshal R710-6 Liquefied Petroleum Gas Rules

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 22559

FILED: 12/15/1999, 14:00

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Utah Liquefied Petroleum Gas Board proposes to make several amendments to an existing rule by designating the procedures to be used in the key or card system, the allowance of the usage of the Manufacturer's Data Report, and the requirement that all LP Gas cylinders be requalified according to the adopted USDOT standards.

SUMMARY OF THE RULE OR CHANGE: On December 3, 1999, the Utah Liquefied Petroleum Gas Board met and addressed the following proposed changes: 1) In Subsection R710-6-8(4), the board proposes to add the requirement that those distributors wishing to offer a key or card system for LP Gas refueling shall be responsible to train the users and send a letter to the State Fire Marshal indicating completion of the

training; 2) in Subsection R710-6-8(7)(a), it is proposed to add the additional allowance to use the Manufacturer's Data Report to establish data specifications of an LP (liquefied petroleum) Gas container, rather than only using the National Board numbering system; 3) in Subsection R710-6-8(7)(c), the board proposes to add the requirement that all LP Gas cylinders that are out of the qualification date, whether privately owned or commercially used, will be required to be requalified as directed in the United States Department of Transportation (USDOT) standards.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 53-7-305

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: There would be an anticipated aggregate cost of approximately \$250 to reprint the newly changed rule and distribute that rule to all involved in the LP Gas industry.

❖LOCAL GOVERNMENTS: There is no anticipated aggregate cost to local government because these proposed rule changes do not affect local government.

❖OTHER PERSONS: The anticipated aggregate cost to other persons would depend on the amount of LP Gas cylinders that are required to be requalified. The total anticipated aggregate cost cannot be estimated due to the unknown number of LP Gas cylinders that would be required to be requalified. Singular cost per cylinder is much easier to estimate for requalification at approximately \$15 to \$25 per cylinder, depending on the type and size of the cylinder and the various cost applied by the distributor to complete the service. There is an anticipated aggregate savings to the LP Gas industry for the allowance to use the Manufacturer's Data Report for Pressure Vessels as a substitution for LP Gas container data specifications rather than only being allowed to use the National Board Numbering System. The applying distributor does not have to pay for the service if the distributor can provide the Manufacturer's Data Report. The total anticipated aggregate savings cannot be estimated due to the unknown number of distributors that will have the Manufacturer's Data Report, the cost of the National Board analysis report, and the membership status of the distributor with the National Board service.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The compliance cost to the state budget would be approximately \$250 to print the new rule and send it to all affected by the changes. An anticipated compliance cost of \$15 to \$25 per cylinder would be required for each requalification completed. The requalification of LP Gas cylinders has been required for many years in the state of Utah, but due to a recent USDOT ruling, privately owned LP Gas cylinders were ruled exempt by the USDOT ruling. The LP Gas Board felt in the advent of safety, that all LP Gas cylinders be required to be requalified, whether privately owned or commercially owned.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: After review of these proposed changes with the Chief Deputy State Fire Marshal, I have concluded that there is a very small fiscal impact on businesses in Utah. The only businesses impacted would be LP Gas businesses that are in the cylinder exchange

business and any other businesses that use large numbers of LP Gas cylinders. All other fiscal impact would be to the individual owner of LP Gas cylinders that would be required to complete requalification of the LP Gas cylinder when it goes out of qualification. I concur with the recommendation of the LP Gas Board and the State Fire Marshal's Office, that the fiscal impact would be limited and is in the best interest of the citizens of the state to maintain an acceptable standard of safety for the container to hold the LP Gas.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Public Safety
Fire Marshal
Suite 302
5272 South College Drive
Murray, UT 84123-2611, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Brent R. Halladay at the above address, by phone at (801) 284-6350, by FAX at (801) 284-6351, or by Internet E-mail at bhallada@dps.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Brent R. Halladay, Chief Deputy

R710. Public Safety, Fire Marshal.
R710-6. Liquefied Petroleum Gas Rules.

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R710-6-8. Amendments and Additions.

The following amendments and additions are hereby adopted by the Board:

8.1 All LP Gas facilities that are located in a public place shall be inspected by a certified LP Gas serviceman every five (5) years for leaks in all buried piping as follows:

(a) All buried piping shall be pressure tested and inspected for leaks as set forth in NFPA Standard 54, Sections 4.1.1 through 4.3.4.

(b) If a leak is detected and repaired, the buried piping shall again be pressure tested for leaks.

(c) The certified LP Gas serviceman shall keep a written record of the inspection and all corrections made to the buried piping located in a public place.

(d) The inspection records shall be available to be inspected on a regular basis by the Division.

8.2 Whenever the Division is required to complete more than two inspections to receive compliance on an LP Gas System, container, apparatus, appliance, appurtenance, tank or tank trailer, or any pertinent equipment for the storage, transportation or dispensation of LP Gas, the Division shall charge to the owner for

each additional inspection, the re-inspection fee as stated in R710-6-6.1(e).

8.3 All LP Gas containers of more than 5000 water gallons shall be inspected at least biannually for compliance with the adopted statute and rules. The following containers are exempt from this requirement:

- (a) Those excluded from the act in UCA, Section 53-7-303.
- (b) Containers under federal control.
- (c) Containers under the control of the U.S. Department of Transportation and used for transportation of LP Gas.
- (d) Containers located at private residences.

8.4 Those using self-serve key or card services shall be trained in safe filling practices by the licensed dealer providing the services. A letter shall be sent to the Division by the licensed dealer stating that those using the self-serve key or card service have been trained.

~~[8-4]~~8.5 UFC Amendments:

(a) UFC, Section 8201 - Scope. On line 4 after the wording "Appendix B." insert the following: "Also reference NFPA, Standard 58, as amended by the Board".

(b) UFC, Section 8202.1 Permits and Plans. On line 2 after the word "see" replace "Section 105, Permit 1.1" with "the adopted LPG rules". The rest of UFC, Section 8202.1 is deleted.

(c) UFC, Section 8202.2 - Records., is deleted.

(d) UFC, Section 8203.1 - General. Starting on line 2, after the wording "installed in accordance with" insert "NFPA Standard 58, NFPA Standard 54, and".

(e) UFC, Section 8204.1 General. On line 3 delete "and subject to the approval of the chief." and replace it with "as amended by the Board".

(f) UFC, Section 8204.2 on line 4 after the word "areas" insert "as determined by the Board".

(g) UFC, Section 8208 - Smoking and Other Sources of Ignition. On line 1 replace "chief" with "enforcing authority".

(h) UFC, Section 8212.12 is deleted and replaced with NFPA, Standard 58, Section 5-4.1[-].

~~[8-5]~~8.6 UFCS 82-1 Amendments:

(a) The amendments listed in Part I, Section 82.101 are deleted.

(b) The 1989 edition of NFPA, Standard 58 listed in Part II is deleted and replaced with the 1998 edition of NFPA, Standard 58.

~~[8-6]~~8.7 NFPA, Standard 58 Amendments:

(a) NFPA, Standard 58, Section 2-2.1.3 is amended to add the following section: (c) All new, used or existing containers of 5000 water gallons or less, installed in the State of Utah or relocated within the State of Utah shall meet the requirements listed in ASME, Boiler and Pressure Vessel Code, "Rules for the Construction of Unfired Pressure Vessels". All new, used or existing containers of more than 5000 water gallons, installed in the State of Utah or relocated within the State of Utah shall meet the requirements listed in ASME, Boiler and Pressure Vessel Code, "Rules for the Construction of Unfired Pressure Vessels", Section VIII, and shall either be registered by the National Board of Boiler and Pressure Vessel Inspectors or the Manufacturer's Data Report for Pressure Vessels, Form U-1A, be provided.

(b) NFPA, Standard 58, Section 2-2.1.3 is amended to add the following section: (d) If an existing container is relocated within the State of Utah, and depending upon the container size, does not bear the required ASME construction code and/or National Board

Stamping, the new owner may submit to the Division a request for "Special Classification Permit". Material specifications and calculations of the container shall be submitted to the Division by the new owner. Also, the new owner shall insure that a review of the proposed container be completed by a registered professional engineer experienced in pressure vessel container design and construction, and the new owner submit that report to the Division. The Division will approve or disapprove the proposed container. Approval by the Division shall be obtained before the container is set or filled with LP Gas.

(c) NFPA, Standard 58, Section 2-2.1.5 is deleted and rewritten as follows: All cylinders shall be filled, continued in service, and transported in accordance with USDOT regulations. Any cylinder which is out of the qualification date, to include privately owned or personally transported cylinders, shall not be refilled until requalified by methods prescribed in USDOT, 49 CFR, Subchapter C - Hazardous Materials Regulations, Parts 171-180.

(d) NFPA, Standard 58, Section 2-2.1.9 is deleted and rewritten as follows: Repair or alteration of containers shall comply with the latest edition of the National Board Inspection Code or the API Pressure Vessel Inspection Code as applicable. Repairs and alterations shall only be made by those holding a National Board "R" Certificate of Authorization commonly known as an R Stamp.

(e) NFPA Standard 58, Sections 2-4.3(c)(1) and (2) are deleted and amended to read as follows:

Type K copper tubing without joints below grade may be used in exterior LP Gas piping systems only.

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KEY: liquefied petroleum gas
[October 4, 1999]February 1, 2000 **53-7-305**
Notice of Continuation October 25, 1996



Public Safety, Fire Marshal
R710-7
Concerns Servicing Automatic Fire
Suppression Systems

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 22560
FILED: 12/15/1999, 14:00
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Utah Fire Prevention Board proposes to update one currently enacted incorporated NFPA reference to the newest published edition. It is also proposed that the definitions section be numbered.

SUMMARY OF THE RULE OR CHANGE: On December 2, 1999, the Utah Fire Prevention Board met and addressed the following proposed changes: 1) In Subsection R710-7-1(1), it is proposed to update the National Fire Protection Association (NFPA), Standard 96, Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations, from the currently used 1994 edition to the 1998 edition; and 2) it is proposed to number Section R710-7-2 (Definitions).

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 53-7-204

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: National Fire Protection Association (NFPA), Standard 96, Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations, 1998 edition

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: There would be an anticipated cost of \$21 each for the purchase of this updated NFPA standard. Aggregate impact is impossible to predict due to the unknown number of copies that various interested state agencies might purchase. There would also be an aggregate cost of approximately \$100 to reprint the newly adopted rule and send it out to all the affected entities.

❖LOCAL GOVERNMENTS: There would be an anticipated cost of \$21 each for the purchase of this updated NFPA standard. Aggregate impact is impossible to predict due to the unknown number of city, county, or fire protection district fire departments that would purchase one or more copies of the standard.

❖OTHER PERSONS: There would be an anticipated cost of \$21 for the purchase of this updated NFPA standard. There are 35 companies licensed in the state of Utah. It would be presumed that each company would have this standard, but aggregate impact totally would be impossible to predict, due to the fact that larger companies might purchase more sets for their branches and multiple employees.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The major compliance cost for affected persons would be the purchase of a copy of this standard for the price of \$21.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: After review with the State Fire Marshal, and upon recommendation of the Utah Fire Prevention Board, I have concluded that the minimal fiscal impact of \$21 per business servicing automatic fire suppression systems does not create an unreasonable fiscal impact on the affected businesses.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Public Safety
Fire Marshal
Suite 302
5272 South College Drive
Murray, UT 84123-2611, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Brent R. Halladay at the above address, by phone at (801) 284-6350, by FAX at (801) 284-6351, or by Internet E-mail at bhallada@dps.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Brent R. Halladay, Chief Deputy

R710. Public Safety, Fire Marshal.**R710-7. Concerns Servicing Automatic Fire Suppression Systems.****R710-7-1. Adoption of Codes.**

Pursuant to Title 53, Chapter 7, Section 204, Utah Code Annotated 1953, the Utah State Fire Prevention Board adopts rules to provide regulation to those concerns that service Automatic Fire Suppression Systems. These rules do not apply to standpipe systems, deluge systems, or automatic fire sprinkler systems.

There is adopted as part of these rules the following codes which are incorporated by reference:

1.1 National Fire Protection Association, Standard 12, Standard on Carbon Dioxide Extinguishing Systems, 1998 edition; N.F.P.A., Standard 12A, Halon 1301 Fire Extinguishing Systems, 1997 edition; N.F.P.A., Standard 12B, Halon 1211 Fire Extinguishing Systems, 1990 edition; N.F.P.A., Standard 17, Standard for Dry Chemical Extinguishing Systems, 1998 edition; N.F.P.A., Standard 17A, Standard for Wet Chemical Extinguishing Systems, 1998 edition; N.F.P.A., Standard 96, Ventilation Control and Fire Protection of Commercial Cooking Operations, [1994]1998 edition; N.F.P.A., Standard 2001, Clean Agent Fire Extinguishing Systems, 1996 edition. The definitions contained in these pamphlets shall pertain to these regulations.

1.2 Validity

If any section, subsection, sentence, clause, or phrase, of these rules is, for any reason, held to be unconstitutional, contrary to statute, or exceeding the authority of the SFM, such decision shall not affect the validity of the remaining portion of these rules.

1.3 Systems Prohibited

No person shall market, distribute, sell, install or service any automatic fire suppression system in this state, unless:

- (a) It complies with these rules.
- (b) It has been tested by, and bears the label of a testing laboratory which is accepted by the SFM as qualified to test automatic fire suppression systems.
- (c) Automatic fire suppression systems using dry chemical, manufactured before November 1994, shall not be installed where grease laden vapors are produced. Systems in use prior to November 1994, are allowed to remain in service in the original installation.

1.4 Copies of the above listed codes are on file in the Office of Administrative Rules and the Office of the State Fire Marshal.

R710-7-2. Definitions.

2.1 "Annual" means a period of one year or 365 days.

2.2 "Board" means Utah Fire Prevention Board.

2.3 "Branch Office" means any location, other than the primary business location, where business license, telephone, advertising and servicing equipment is utilized.

2.4 "Certificates of Registration" means a written document issued by the SFM to any person for the purpose of granting permission to such person to perform any act or acts for which authorization is required.

2.5 "Concern" means a person, firm, corporation, partnership, or association, licensed by the SFM.

2.6 "Employee" means those persons who work for a licensed concern which may include but are not limited to assigned agents and others who work on a contractual basis with a licensee using service tags of the licensed concern.

2.7 "Hydrostatic Test" means subjecting any cylinders requiring periodic pressure testing procedures specified in these rules.

2.8 "Inspection Authority" means the local fire authority, or the SFM, and their authorized representatives.

2.9 "License" means a written document issued by the SFM authorizing a concern to engage in the business of servicing automatic fire suppression systems.

2.10 "N.F.P.A." means National Fire Protection Association.

2.11 "Recognized Testing Laboratory" means a State Fire Marshal list of acceptable labs.

2.12 "Service" means a complete check of an automatic fire suppression system which includes the required service procedures set forth by a manufacturer of an approved system or the minimum service requirements as provided as set forth in adopted N.F.P.A. standards.

2.13 "System" means an Automatic Fire Suppression System.

2.14 "SFM" means Utah State Fire Marshal.

2.15 "UCA" means Utah State Code Annotated, 1953 as amended.

R710-7-3. Licensing.

3.0 License Required

No person or concern shall engage in the business of selling, installing, servicing, repairing, testing or modifying any automatic fire suppression system without obtaining a license from the SFM, pursuant to these rules, expressly authorizing such concern to perform such acts.

3.1 Type of License

(a) Every license shall be identified by type. The type of license shall be determined on the basis of the act or acts performed by the licensee or any of the employees. Every licensed concern shall be staffed by qualified personnel and shall be properly equipped to perform the act or acts for the type of license issued.

(b) Licenses shall be any one, or combination of the following:

(1) Class H1 - A licensed concern which is engaged in the installation, modification, service, or maintenance of engineered and/or pre-engineered automatic fire suppression systems.

(2) Class H2 - A licensed concern which is engaged in service and maintenance only of automatic fire suppression systems to include hydrostatic testing.

3.2 Application

(a) Application for a license to conduct business as an automatic fire suppression system concern, shall be made in writing

to the SFM on forms provided by the SFM. A separate application for license shall be made for each separate place or business location of the applicant (branch office).

(b) As of January 1, 1999, the application for a license to conduct business as an automatic fire suppression system concern, shall be accompanied with proof of public liability insurance. The public liability insurance shall be issued by a public liability insurance carrier showing coverage of at least \$100,000 for each incident, and \$300,000 in total coverage. The licensee shall notify the SFM within thirty days after the public liability insurance coverage required is no longer in effect for any reason.

3.3 Signature of Applicant

The application shall be signed by the applicant. If the application is made by a partnership, it shall be signed by all partners. If the application is made by a corporation or association other than a partnership, it shall be signed by a principal officer.

3.4 Equipment Inspection

The applicant shall allow the SFM and any of his authorized deputies to enter, examine, and inspect any premises, building, room or vehicle used by the applicant in the service of automatic fire suppression systems to determine compliance with the provisions of these rules. The inspection will be conducted during normal business hours, and the owner or manager shall be given a minimum of 24 hours notice before the appointed inspection. The equipment inspection may be conducted on an annual basis, and consent to inspect will be obtained.

3.5 Issuance and Posting of License

Following receipt of the properly completed application, and compliance with the provisions of the statute and these rules, the SFM shall issue a license. Every license issued pursuant to the provisions of these rules shall be posted in a conspicuous place on the premises of the licensed concern.

3.6 Original, Valid Date

Original licenses shall be valid from the date of issuance through December 31 of the year in which issued. Thereafter, each license shall be renewed annually and renewals shall be valid from January 1 through December 31. Original licenses purchased after July 1 and up to November 1 can be purchased one time, at a one-half year fee. Licenses issued on or after November 1 will be valid through December 31 of the following year.

3.7 Renewal, Valid Date

Application for renewal shall be made before January 1 of each year on forms provided by the SFM. The failure to renew the license will cause the license to become invalid on January 1 of the next year.

3.8 Duplicate License

A duplicate license may be issued by the SFM to replace any previously issued license, which has been lost or destroyed, upon request.

3.9 Refusal to Renew

SFM may refuse to renew any license that is authorized, pursuant to Section 8 of these rules. The applicant will, upon such refusal, have the same rights as are granted by Section 8 of these rules to an applicant for an original license which has been denied by the SFM.

3.10 Change of Address

Every licensee shall notify the SFM, in writing, within thirty (30) days, of any change of address or location of business.

3.11 Under Another Name

No licensee shall conduct the licensed business under a name other than the name or names which appears on the license.

3.12 Hiring and Termination

Every licensed concern shall, within thirty (30) days of employment or termination of an employee or contracted agent shall notify the SFM of the name, address, and certification number of that person.

3.13 Minimum Age

No license shall be issued to any person as licensee who is under eighteen (18) years of age.

3.14 Employer Responsibility

Every concern is responsible for the acts of its employees or assigned agents relating to installation and servicing of automatic fire suppression systems.

3.15 Restrictive Use

No license shall constitute authorization for any licensee, or any of the employees or contracted agents, to enter upon, or into, any property, building, or machinery without the consent of the owner or manager. No license shall grant authorization to enforce the Uniform Fire Code or these rules.

3.16 Non-Transferable

No license issued pursuant to this section shall be transferred from one concern to another.

3.17 Registration Number

Every license shall be identified by a number, delineated as H-(number). Such number may only be transferred from one concern to another when approved by the SFM.

3.18 Minimum Materials and Equipment Required

At each business location or vehicle of the applicant where servicing work is performed the following minimum material and equipment requirements shall be maintained:

(a) Calibrated scales with ability to:

(1) Weigh gas cartridges to within 1/4 ounce of manufacturers specifications.

(2) Weigh cylinders accurately for systems being serviced.

(b) Nitrogen Pressure Filling Equipment

(1) Nitrogen Supply

(2) Pressure Regulator - 750 p.s.i. minimum

(3) Filling Adapters

(c) Dry Chemical Systems

(1) Extinguishing agents, compatible with systems serviced

(2) Fusible links

(3) Safety pins

(4) An assortment of gaskets and "O" Rings compatible with systems serviced

(5) Gas cartridges as required according to manufacture's specifications

(6) Current reference manuals, to include manufacture's service manuals

(7) Cocking or Lockout Tool

(d) Halon and CO2 Systems

(1) Have access to, or meet the requirements for a U.L. approved filling station.

(2) Have available in inventory, or have immediate access to, detectors compatible with systems serviced.

(3) Calibration equipment such as electrical testers and detector testers.

(4) Control panel components

(5) Release valves

(6) Current reference manuals

This list does not, however, include all items that may be necessary in order to conduct a complete system installation, modification or service.

3.19 Records

Accurate records shall be maintained for five years back by the licensee of all service work performed. These records shall be made available to the SFM, or authorized deputies, upon request. These records shall include the following:

- (1) The name and address of all serviced locations
- (2) Type of service performed
- (3) Date and name of person performing the work

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KEY: fire prevention, systems
[September 1, 1998]February 1, 2000
Notice of Continuation June 19, 1997

53-7-204



Public Safety, Fire Marshal
R710-8
Day Care Rules

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 22561
FILED: 12/15/1999, 14:00
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Utah Fire Prevention Board met and proposes to amend an existing rule to allow an escape or rescue window to be used as one of the two required means of egress under certain conditions in Type I Family Day Care Units. The board also proposes to change the required fire drill occasions from once quarterly to once a month.

SUMMARY OF THE RULE OR CHANGE: The Utah Fire Prevention Board met on December 2, 1999, and proposes to make to following amended changes to Rule R710-8: 1) It is proposed to number Section R710-8-2 (Definitions); 2) in Subsection R710-8-3(2)(1), it is proposed to allow in Type I Family Day Care Units located on the ground level or in a basement the allowance to substitute one of the means of egress to be an escape or rescue window under certain defined conditions; 3) in Subsection R710-8-3(6), it is proposed to further define the specific classification of a five-pound portable fire extinguisher; 4) in Subsection R710-8-3(13), it is proposed to require that fire drills be held monthly rather than quarterly. It was felt by the board that due to the continual changing of clients in Family Day Care units, the

extra fire drills are now necessary. It is also proposed in Subsection R710-8-3(13) to require that if an escape or rescue window is used as a second means of egress that, once quarterly, the monthly fire drill shall include the actual evacuation from the escape or rescue window; 5) in Subsection R710-8-3(14)(1), it is proposed to allow the authority having jurisdiction to use the Department of Health care giver to children ratios as an established guideline.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 53-7-204

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: There is an anticipated cost of approximately \$100 to the state budget to copy the rewritten rule and send it out to all that are required to have a copy.

❖LOCAL GOVERNMENTS: There is no anticipated cost or savings because this proposed rule amendment does not effect local government.

❖OTHER PERSONS: There is an anticipated savings to Type I Family Day Care Unit providers to now be allowed to substitute an escape or rescue window for one of the means of egress. The total aggregate savings can not be fully anticipated due to the unknown number of substitutions allowed and the cost variance in each saved installation of the second exit system.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There is an anticipated cost of approximately \$100 for the State Fire Marshal's Office to copy the amended rule and send it out to all that are required to have a copy. There is an anticipated savings for those affected persons who are owners of Type I Family Day Care Units. The Type I Family Day Care provider will see a savings for the allowance of an escape or rescue window for one of the required means of egress. The savings for each provider not required to install a second means of egress can be seen as a savings from \$500 to \$5,000 depending on the type of exit required, the location of the desired exit, such as a basement or main level, the logistics to complete the exit system, and who completes the work.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: After review of these proposed changes with the Chief Deputy State Fire Marshal, and as recommended by the Utah Fire Prevention Board, it is my opinion that there is no fiscal impact on businesses from the enactment of this rule amendment.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Public Safety
Fire Marshal
Suite 302
5272 South College Drive
Murray, UT 84123-2611, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Brent R. Halladay at the above address, by phone at (801) 284-6350, by FAX at (801) 284-6351, or by Internet E-mail at bhallada@dps.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Brent R. Halladay, Chief Deputy

R710. Public Safety, Fire Marshal.

R710-8. Day Care Rules.

R710-8-1. Adoption of Codes.

Pursuant to Title 53, Chapter 7, Section 204, Utah Code Annotated 1953, the Utah Fire Prevention Board adopts minimum standards for the prevention of fire and for the protection of life and property against fire and panic in any day care facility or children's home.

There is further adopted as part of these rules the following codes which are incorporated by reference:

1.1 Uniform Fire Code (UFC), Volume 1, 1997 edition, as published by the International Fire Code Institute (IFCI), except as amended by provisions listed in R710-8-3, et seq.

1.2 Uniform Building Code (UBC), 1997 edition, as published by the International Conference of Building Officials (ICBO), and as adopted by the Uniform Building Standards Act, Title 58, Chapter 56, Section 4, Utah Code Annotated 1953.

1.3 Copies of the above codes are on file in the Office of Administrative Rules and the Office of the State Fire Marshal.

R710-8-2. Definitions.

2.1 "Authority Having Jurisdiction (AHJ)" means the State Fire Marshal, his duly authorized deputies, or the local fire enforcement authority.

2.2 "Board" means Utah Fire Prevention Board.

2.3 "Client" means a child or adult receiving care from other than a parent, relative or guardian.

2.4 "Day Care" means any building or portion thereof, where clients receive care, maintenance, and supervision for less than 24 hours per day and which are not classified in the Uniform Building Code as E-1 or E-2 occupancies.

2.5 "Day Care Center" means providing care for five or more clients in a place other than a home. This would also include Child Care Centers or Hourly Child Care Centers licensed by the Department of Health.

2.6 "Family Day Care" means providing care for clients listed in the following two groups:

a. Type I - Services provided for five to eight clients in a home. This would also include a home that is certified by the Department of Health as Residential Certificate Child Care or licensed as Family Child Care.

b. Type II - Services provided for nine to sixteen clients in a home with sufficient staffing. This would also include a home that is licensed by the Department of Health as Family Child Care.

2.7 "ICBO" means International Conference of Building Officials.

2.8 "IFCI" means International Fire Code Institute.

2.9 "SFM" means State Fire Marshal.

2.10 "UBC" means Uniform Building Code.

2.11 "UFC" means Uniform Fire Code.

R710-8-3. Amendments and Additions.

3.1 Family Day Care units shall have on each floor occupied by clients, two separate ~~exits~~ means of egress, arranged so that if one is blocked the other will be available.

3.2 Family Day Care units that are located in the basement or on the second story shall be provided with two ~~exits~~ means of egress, one of which shall discharge directly to the outside. ~~Windows are not acceptable as exits.~~

3.2.1 Type I Family Day Care units, located on the ground level or in a basement, may use an emergency escape or rescue window as a substitute for one of the required means of egress if the following conditions are met:

a. The escape or rescue window is operable from the inside without the use of separate tools or any special knowledge, key or effort.

b. The escape or rescue window has a minimum net clear openable area of 5.7 square feet. The minimum net clear openable height dimension shall be 24 inches. The minimum net clear openable width dimension shall be 20 inches. The finished sill height shall not be more than 44 inches above the floor.

c. Escape or rescue windows with a finished sill height below the adjacent ground level shall have a window well of sufficient size to allow proper exit.

d. Window wells with a vertical depth of more than 44 inches shall be equipped with an approved permanently affixed ladder or stairs.

3.3 Family Day Care units shall not be located above the second story.

3.4 In Family Day Care units, clients under the age of two shall not be located above or below the first story.

3.5 Family Day Care units located in split entry/split level type homes in which stairs to the lower level and upper level are equal or nearly equal, may have clients housed on both levels when approved by the AHJ.

3.6 Family Day Care units shall have a portable fire extinguisher[s] on each level occupied by clients, which shall have a classification of not less than 2A:10BC, and shall be serviced in accordance with NFPA, Standard 10.

3.7 ~~[and]~~ Family Day Care units shall have single station smoke detectors in good operating condition on each level occupied by clients. Battery operated smoke detectors shall be permitted if the facility demonstrates testing, maintenance, and battery replacement to insure continued operation of the smoke detectors.

~~[3-7]~~ 3.8 Rooms in Family Day Care units that are provided for clients to sleep or nap, shall have at least one window or door approved for emergency escape.

~~[3-8]~~ 3.9 Day Care Centers shall comply with the E-3 requirements of the Uniform Building Code.

~~[3-9]~~ 3.10 Places of religious worship shall not be required to meet the provisions of this Rule in order to operate a nursery while religious services are being held in the building.

~~[3-10]~~ 3.11 Heating equipment in spaces occupied by children shall be provided with partitions, screens, or other means to protect children from hot surfaces and open flames.

~~[3-11]~~ 3.12 A fire escape plan shall be completed and posted in a conspicuous place. All staff shall be trained on the fire escape plan and procedure.

~~[3-12]~~ 3.13 Fire drills shall be conducted in Family Day Care units ~~quarterly~~ monthly, and shall include the complete evacuation

from the building of all clients and staff. Fire Drills in Day Care Centers shall be completed as required in UFC, Section 1303.3.3, under Group E Occupancies. All fire drills shall be documented to include the date of the fire drill and who participated. At least quarterly, in Type I Family Day Care units, the fire drill shall include the actual evacuation using the escape or rescue window, if one is used as a substitute for one of the required means of egress.

[3-13]3.14 The Authority Having Jurisdiction shall insure at each inspection there is sufficient adult staff to client ratios to allow safe and orderly evacuation in case of fire.

3.14.1 For Day Care involving children, the AHJ may use the care giver to children ratios established in rule by the Department of Health as an established guideline.

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KEY: fire prevention, day care

~~February 23, 1999~~ February 1, 2000

53-7-204

Notice of Continuation May 2, 1997



Transportation, Ports of Entry **R912-14** Changes in Utah's Oversize/Overweight Permit Program - Semitrailer Exceeding 48 Feet Length

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 22531

FILED: 12/07/1999, 07:53

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: To eliminate outdated material, to update codification changes, and to clarify existing requirements.

SUMMARY OF THE RULE OR CHANGE: Utah Code statutes have been updated to reflect current law; individual designated routes have been eliminated and U.S. highways inserted in their place to clarify routes not needing permits. Requirements for permits prior to July 15, 1994, have been deleted.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 72-1-201 and 72-7-406

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: None--the changes being made are clarification in nature. Since this rule does not require additional documents, the agents' time spent checking compliance will be the same.

❖LOCAL GOVERNMENTS: None--this rule does not regulate local government agencies. Local agencies reviewing

compliance with oversize/overweight permits will not have to review any additional documents, so the time will be the same.

❖OTHER PERSONS: None--the changes being made are clarification in nature, i.e., instead of listing individual routes where a semitrailer exceeding 48 feet, and up to 53 feet, do not require an oversize permit, we have listed it as "all State and U.S. Highways." Obsolete requirements have been deleted and codes have been updated to reflect current law. COMPLIANCE COSTS FOR AFFECTED PERSONS: None--the changes being made are clarification in nature, i.e., instead of listing individual routes where a semitrailer exceeding 48 feet, and up to 53 feet, do not require an oversize permit, we have listed it as "all State and U.S. Highways." Obsolete requirements have been deleted and codes have been updated to reflect current law.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This proposed change is not imposing any new requirements, but rather clarifying existing routes where trailers exceeding 48 feet, and up to 53 feet, do not need a oversize permit. This rule will also delete obsolete materials and update codification changes.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Transportation
Ports of Entry
Calvin Rampton Building
4501 South 2700 West
PO Box 148240
Salt Lake City, UT 84114-8240, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Tamy L. Scott at the above address, by phone at (801) 965-4752, by FAX at (801) 965-4847, or by Internet E-mail at tscott@dot.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Tamy L. Scott, Safety Investigator

R912. Transportation, Motor Carrier, Ports of Entry. R912-14. Changes in Utah's Oversize/Overweight Permit Program - Semitrailer Exceeding 48 Feet Length. R912-14-1. Purpose.

Semi-trailers exceeding 48 feet, and up to 53 feet in length will no longer require oversize permits when operating on or within one mile of routes designated by the Utah Department of Transportation.

R912-14-2. Authority. Section ~~[27-12-155]~~72-7-402.

R912-14-3. Provisions.

- 1. Designated routes include: All State and US Highways.
 - ~~a. All of Utah's Interstate Highways.~~
 - ~~b. State Route 138 from State Route 36 to I-80.~~
 - ~~c. State Route 36 from I-80 to State Route 6.~~
 - ~~d. Highway 30 from the Nevada border to I-84.~~
 - ~~e. Highway 50 from the Nevada border to I-70.~~
 - ~~f. Highway 50/6 from the Nevada border to I-15.~~
 - ~~g. State Route 28 from I-15 to I-70.~~
 - ~~h. State Route 56 from the Nevada border to I-15.~~
 - ~~i. Highway 89 from the Arizona line to I-70.~~
 - ~~j. State Route 11 (Highway 89A) from Kanab to Arizona border.~~
 - ~~k. State Route 191 from the Arizona border to I-70.~~
 - ~~l. State Route 666 from the Colorado border to State Route 191.~~
 - ~~m. State Route 40 from the Colorado border to I-80.~~
 - ~~n. State Route 6/214 from I-70 to I-15.~~
 - ~~o. State Route 10 from I-70 to State Route 6.~~
 - ~~p. State Route 201 from Salt Lake City to I-80.~~
 - ~~q. Highway 89 from I-15 to I-84 (Weber and Davis Counties).~~
 - ~~r. Highway 89/91 from I-15 to Logan, Highway 91 to Idaho border.]~~

2. ~~[After July 15, 1994, v]~~ Vehicles operating more than one mile from the routes listed above will require an oversize permit. These permits will be available on a single trip, semi-annual or annual basis.

~~[3. Until July 15, 1994, permits will be required on all Utah highways as presently required. Single trip, quarterly, or annual permits may be purchased according to user requirements and preferences.~~

~~4]3.~~ The following restrictions will continue to apply to trailers exceeding 48 feet in length on all highways in Utah.

- a. A Maximum 41 kingpin setting, measured from the kingpin to the center of a tandem axle, or to the center of the center axle on a tridem group.
- b. Dual tires are required on all trailer axles.
- c. Rear under ride protection is required.
- d. The maximum gross vehicle weight will be determined by Bridge Table B Extended, Section ~~[27-12-151(2)]~~ 72-7-404.

~~[5]4.~~ Trailers exceeding 53 feet will require a single trip permit. Trailers exceeding 57 feet will require a special approval prior to entering the state. All of the restrictions in the preceding paragraphs apply also to these trailers.

KEY: trucks, permits

~~[1994]~~ 2000

72-7-402~~[27-12-155]~~

Notice of Continuation July 6, 1999



**Workforce Services, Workforce
 Information and Payment Services
 R994-202-103
 Employee Leasing Companies**

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 22548

FILED: 12/13/1999, 10:35

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: To provide for a more equitable assignment of benefit ratio charges connected with the Unemployment Insurance Program.

SUMMARY OF THE RULE OR CHANGE: The proposed rule defines the events or circumstances under which a client and/or employee leasing company will be held liable for benefit ratio charges.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsections 35A-1-104(1) and 35A-4-502(1)(b)

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: Unemployment Insurance contributions (taxes) are collected from employers and are deposited in a trust fund administered under the authority of the Treasury of the United States. Unemployment Insurance benefits are paid from this trust fund and, as a result, there are no anticipated costs or savings to state or local government connected with this proposed amendment. However, state and local governments are also employers. The state of Utah, as well as most local governments, has elected "reimbursable coverage" with respect to its participation in the Unemployment Insurance system. This means that rather than paying Unemployment Insurance taxes on a percentage of payroll, a reimbursable employer pays the fund back directly, on a dollar-per-dollar basis, for Unemployment Insurance benefits that are disbursed to its former employees.

❖ LOCAL GOVERNMENTS: See response under "state budget."

❖ OTHER PERSONS: This proposed change should result in an increase in the unemployment insurance tax rate for some businesses that contract with employee leasing companies and for some of the employee leasing companies. That is the purpose of this rule change. However, there are too many variables involved to estimate, with any degree of certainty, what these increased costs might be.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The Department of Workforce Services makes a charge/noncharge decision based in part on a form that is completed and returned to the Department by the employer or its agent. This proposed rule change will not impact that process, and there will, therefore, be no compliance costs. Determining the benefit ratio and calculating the tax rate is an automated process.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: See explanation given under "other persons" regarding aggregate savings to businesses.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Workforce Services
Workforce Information and Payment Services
Fourth Floor
140 East 300 South
PO Box 45277
Salt Lake City, UT 84145-0277, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Christopher Love at the above address, by phone at (801) 526-9291, by FAX at (801) 526-9394, or by Internet E-mail at wsadmpo.clove@state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Robert C. Gross, Executive Director

R994. Workforce Services, Workforce Information and Payment Services.

R994-202. Employing Units.

R994-202-103. Employee Leasing Companies.

(1) General Definition.

Subsection 35A-4-202(1) outlines the procedures for determining when an employee leasing company will be an employer for purposes of the unemployment compensation program. Since all employee leasing companies provide workers to client companies, the following rules establish the criteria set forth for determining an employee leasing company's status as an employer. The rules also establish standards for assessment and collection of unemployment compensation contributions, security bonds to insure payment of contributions, and issues of liability for benefit charges.

(2) Criteria for Determination of Status as an Employer.

(a) Before the employer may be defined by the Employment Security Act as a leasing employer, it must comply with the requirements of Sections 58-59-101 through 58-59-503 of the Utah Code. In the absence of such compliance, the department may choose to hold the "client employer" as the employing unit.

(3) Those workers who are not covered by a contract between the client company and leasing company remain the employees of the client company.

(4) If the employee leasing company implements an action taken by the client to remove a worker from employment, the leasing company is responsible for that action, whether or not the action is authorized by a written contract, unless the worker continues to be paid by the leasing company.

(5) Effect of Determination that Leasing Company is an Employer.

(a) When an employee leasing company qualifies as an employer under Subsection 35A-4-202(1), it will be subject to all provisions of the Act.

(b) Individuals excluded from coverage under Sections 35A-4-204 through 35A-4-206 of the Act will continue to be excluded from coverage even though they become "employees" of an employee leasing company. The following are some examples of those who are excluded:

- (i) the proprietor, spouse, minor children, or parents of the proprietor;
- (ii) partners in a business;
- (iii) a patient of a hospital;
- (iv) a student or student spouse at a school, college or university;

(v) a student as part of a school, college, or university certified training program; and

(vi) those participating in rehabilitation programs for governmental and non-profit organizations.

(c) If an employee leasing company does not otherwise qualify for treatment as a reimbursable employer or exempt employer, because it is not a governmental entity, nonprofit entity, or religious entity, it will be considered to be a contributing employer even if the client company could independently qualify for reimbursable or exempt status.

(d) Services otherwise exempt under the Act based on the nature of service or due to a specific exemption under Section 35A-4-204 through 35A-4-305 would continue to be exempt if such service is rendered by an employee leasing company. The following are examples of such services:

- (i) real estate agents, insurance agents and securities brokers but only if they are paid solely by way of commission;
- (ii) certain outside sales people paid solely by way of commission;

(iii) news carriers;

(iv) domestic services until \$1000 in cash wages in a calendar quarter are paid to domestic employees supplied to any and all clients;

(v) agricultural services until \$20,000 in cash wages in a calendar quarter are paid to agricultural employees supplied to any and all clients or 10 or more agricultural employees are supplied in 20 weeks to any and all clients.

~~[(c) A claimant's separation from a leasing company will be considered under Section 35-4-405 and the rules pertaining thereto. Relief of charges may be granted as specified in Section 35A-4-307 and R994-303-109.]~~(e) Liability for benefit ratio charges:

(i) When a client company contracts with a leasing company and the leasing company becomes the employer pursuant to Sections 58-59-101 through 58-59-503 of the Utah Code, the separation of employees from the client company is considered a reduction of force. The client company is not eligible for relief of charges.

(ii) For purposes of the Utah Employment Security Act, when the contract between a leasing company and a client company ends, a separation occurs. Regardless of the circumstances or which entity is the moving party, the affected employees are considered separated due to a reduction of force, and the leasing company is not eligible for relief of charges. Any offers of work extended to affected employees subsequent to the termination of the contract shall be considered offers of new work and shall be adjudicated in accordance with 35-4-405(3) and R994-405-301 et seq.

(6) An employee leasing company which fails to qualify as an employer under Sections 58-59-101 through 58-59-501 and Subsection 35A-4-202(1) will be considered to be the AGENT of the client company. The client company remains the employer of its workers for all purposes of the Employment Security Act.

(7) Reporting Requirements.

(a) Any entity which begins to conduct a business as an employee leasing company must register with the department. For general requirements for reporting, see Section R994-312-304. Licensing penalties for failure to file the following forms timely or in the manner prescribed are outlined in Section 58-59-501 et. seq. of the Employee Leasing Company Licensing Act:

- (i) Form 1, Status Report;
- (ii) Form 3, Employer's Contribution Report;
- (iii) Form 3H, Employer's Quarterly Wage List;
- (iv) Form BLS 3020, Multiple Worksite Report.

(b) Employee leasing companies must, within 30 days of the effective date of a contract with a client, advise the Department of the following information:

- (i) the effective date of the contract; and
- (ii) the client's name, address and employer registration number, if the client is registered with this Department;
- (iii) the client's type of business activity.

(c) An employee leasing company must, within 30 days following the termination of a contract with a client, advise the Department of the following information:

- (i) the effective date of contract termination;
- (ii) the legal name, address and, if available, the prior employer registration number of the client.

(d) Each client of an employee leasing company will be assigned a work site account number which is part of the employee leasing company's account number. The employee leasing company is required to file an addendum with each quarterly "Employer's Contribution Report." The addendum must include:

- (i) the client's name, site location address and work site account numbers;
- (ii) the total amount of payroll paid during the quarter for each site location; and
- (iii) the total number of employees working at each site location during the quarter.

(8) The Department may directly contact employee leasing companies or their clients in order to conduct investigations, audits and otherwise obtain information necessary for the administration of the Employment Security Act as permitted by Section 35A-4-312.

(9) Bonding/Contribution Payment Requirements.

(a) A licensed leasing company may be required to post a bond or make monthly contribution payments pursuant to R994-308-103.

(b) A leasing company which is not properly licensed under Section 58-59-101 through 58-59-501 of the Employee Leasing Company Licensing Act but continues to operate as such will be required to post a bond or make monthly contribution payments until the Utah Department of Commerce issues a cease and desist order, at which time the leasing company will no longer be considered an employer.

(c) The bond amount will be as prescribed by R994-308-104.

(d) Monthly contribution payments will be due by the 6th day of the following month.

(e) If an employer fails to post a bond or make monthly contribution payments, the department will petition the court to enjoin the leasing company from hiring employees.

(10) The rules pertaining to "common paymaster," Section R994-202-101(10) and "payrolling," R994-202-101(11) do not apply to leasing companies who are in compliance with the Employee Leasing Company Licensing Act, Sections 58-59-101 through 58-59-501.

KEY: unemployment compensation, employment

~~November 3, 1995~~2000

35A-4-202(1)

Notice of Continuation May 29, 1998



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 public 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.

Following the RULE ANALYSIS, the text of the CHANGE IN PROPOSED RULE is usually printed. The text shows only those changes made since the PROPOSED RULE was published in an earlier edition of the *Utah State Bulletin*. Additions made to the rule appear underlined (e.g., example). Deletions made to the rule appear struck out with brackets surrounding them (e.g., [example]). A row of dots in the text (•••••) indicates that unaffected text was removed to conserve space. If a CHANGE IN PROPOSED RULE is too long to print, the Division of Administrative Rules will include only the RULE ANALYSIS. A copy of rules that are too long to print is available from the agency or from the Division of Administrative Rules.

While a CHANGE IN PROPOSED RULE does not have a formal comment period, there is a 30-day waiting period during which interested parties may submit comments. The 30-day waiting period for CHANGES IN PROPOSED RULES published in this issue of the *Utah State Bulletin* ends January 31, 2000. At its option, the agency may hold public hearings.

From the end of the waiting period through April 30, 2000, the agency may notify the Division 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 this issue of the *Utah State Bulletin*. Alternatively, the agency may file another CHANGE IN PROPOSED RULE in response to additional comments received. If the Division of Administrative Rules does not receive a NOTICE OF EFFECTIVE DATE or another CHANGE IN PROPOSED RULE, the CHANGE IN PROPOSED RULE filing, along with its associated PROPOSED RULE, lapses and the agency must start the process over.

CHANGES IN PROPOSED RULES are governed by *Utah Code* Section 63-46a-6 (1996); and *Utah Administrative Code* Rule R15-2, and Sections R15-4-3, R15-4-5, R15-4-7, and R15-4-9.

The Changes in Proposed Rules Begin on the Following Page.

Natural Resources; Oil, Gas and Mining; Coal
R645-301-500
Engineering

NOTICE OF CHANGE IN PROPOSED RULE

DAR FILE No.: 22214
FILED: 12/10/1999, 14:19
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The changes made in this proposed rule are made in response to comments requesting clarification of the proposed rule.

SUMMARY OF THE RULE OR CHANGE: This change modifies the revised explanation of thick and thin overburden at surface coal mines and adjusts several references to engineering specifications for water impoundments and their foundations at all coal mines.

(DAR Note: The original proposed amendment upon which this change in proposed rule is based was published in the August 15, 1999, issue of the *Utah State Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 40-10-6.5

FEDERAL REQUIREMENT FOR THIS RULE: Pub. L. No. 95-87 (The Surface Mining Control and Reclamation Act)

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: "Earth Dams and Reservoirs," Technical Release No. 60, October 1985

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: No change is anticipated at this time from these changes due to their minor effect on the coal regulatory program's requirements.

❖LOCAL GOVERNMENTS: The changes made in these rule amendments make no demands of local governments, thus there will be little or no impact in this regard.

❖OTHER PERSONS: The changes made in these rule amendments to actual on-the-ground compliance measures for coal mining operations are minor; however there are some adjustments of the references to engineering specifications.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The affected persons in this case would be coal mine operators, whose compliance would not be changed significantly from these rule changes as no new demands or requirements are created from this action. The standard already exists at the federal level.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Fiscal impact to business is neutral since federal rules of identical effectiveness prevail if state rules do not exist.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Natural Resources
Oil, Gas and Mining; Coal
Suite 1210, Natural Resources Building
1594 West North Temple
PO Box 145801
Salt Lake City, UT 84114-5801, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Ronald W. Daniels at the above address, by phone at (801) 538-5316, by FAX at (801) 359-3940, or by Internet E-mail at rdaniels@state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: Ronald W. Daniels, Coordinator of Minerals Research

R645. Natural Resources; Oil, Gas and Mining; Coal.
R645-301. Coal Mine Permitting: Permit Application Requirements.
R645-301-500. Engineering.

The rules in R645-301-500 present the requirements for engineering information which is to be included in a permit application.

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533. Impoundments.

533.100. An Impoundment meeting the NRCS Class B or C criteria for dams in TR-60, or the size or other criteria of 30 CFR Sec. 77.216(a) shall have a minimum static safety factor of 1.5 for a normal pool with steady state seepage saturation conditions, and have a seismic safety factor of at least 1.2.

533.110 Impoundments not included in 533.100, except for a coal mine waste impounding structure, shall have a minimum static safety factor of 1.3 for a normal pool with steady state seepage saturation conditions or meet the requirements of R645-301-733.210.

533.200. Foundations. Foundations for temporary and permanent impoundments must be designed so that:

533.210. Foundations and abutments for an impounding structure are stable during all phases of construction and operation and are designed based on adequate and accurate information on the foundation conditions. For an impoundment meeting the NRCS Class B or C criteria for dams in TR-60, or the size or other criteria of 30 CFR Sec. 77.216(a), foundation investigation, as well as any necessary laboratory testing of foundation material, shall be performed to determine the design requirements for foundation stability; and

533.220. All vegetative and organic materials will be removed and foundations excavated and prepared to resist failure. Cutoff trenches will be installed if necessary to ensure stability.

533.300. Slope protection will be provided to protect against surface erosion at the site and protect against sudden drawdown.

533.400. Faces of embankments and surrounding areas will be vegetated except that faces where water is impounded may be riprapped or otherwise stabilized in accordance with accepted design practices.

533.500. The vertical portion of any remaining highwall will be located far enough below the low-water line along the full extent of highwall to provide adequate safety and access for the proposed water users.

533.600. Impoundments meeting the criteria of MSHA, 30 CFR 77.216(a) will comply with the requirements of MSHA, 30 CFR 77.216 and R645-301-512.240, R645-301-514.300, R645-301-515.200, R645-301-533.100 through R645-301-533.600, R645-301-733.220 through R645-301-733.224, and R645-301-743. The plan required to be submitted to the District Manager of MSHA under 30 CFR 77.216 will also be submitted to the Division as part of the permit application.

533.610. Impoundments meeting the Class B or C criteria for dams in the U.S. Department of Agriculture, Natural Resources Conservation Service Technical Release No. 60 (210-VI-TR60, Oct. 1985), "Earth Dams and Reservoirs," Technical Release No. 60 (TR-60) shall comply with the requirements of this section for structures that meet or exceed the size or other criteria of the Mine Safety and Health Administration (MSHA). The ~~[technical release]~~document entitled "Earth Dams and Reservoirs", published in October, 1985, is hereby incorporated by reference. Copies may be obtained from the National Technical Information Service (NTIS), 5285 Port Royal Road, Springfield, Virginia 22161, order No. PB 87-157509/AS. Copies may be inspected at the Division of Oil Gas and Mining Offices, 1594 West North Temple, Salt Lake City, Utah 84114 or at the Division of Administrative Rules, Archives Building, Capitol Hill Complex, Salt Lake City , Utah 84114-1021. Each detailed design plan for a structure that meets or exceeds the size or other criteria of MSHA, 30 CFR Sec. 77.216(a), shall:

533.611 Be prepared by, or under the direction of, and certified by a qualified registered professional engineer with assistance from experts in related fields such as geology, land surveying, and landscape architecture;

533.612 Include any geotechnical investigation, design, and construction requirements for the structure;

533.613 Describe the operation and maintenance requirements for each structure; and

533.614 Describe the timetable and plans to remove each structure, if appropriate.

533.620. If the structure meets the Class B or C criteria for dams in TR-60 or meets the size or other criteria of 30 CFR Sec. 77.216(a), each plan under R645-301-742.200, 733.200, or 536.820 shall include a stability analysis of the structure. The stability analysis shall at a minimum include~~[-but not be limited to;]~~ strength parameters, pore pressures, and long-term seepage conditions. The plan shall also contain a description of each engineering design assumption and calculation with a discussion of each alternative considered in selecting the specific design parameters and construction methods.

533.700. Plans.

533.710 Each detailed design plan for structures not included in 533.610 shall:

533.711 Be prepared by, or under the direction of, and certified by a qualified, registered, professional engineer, except that all coal processing waste dams and embankments covered by R645-301-536 and R645-301-746.200 shall be certified by a qualified, registered, professional engineer;

533.712 Include any design and construction requirements for the structure, including any required geotechnical information;

533.713 Describe the operation and maintenance requirements for each structure; and

533.714 Describe the timetable and plans to remove each structure, if appropriate.

.....

533.700. Backfilling and Grading: Thin Overburden. For the purposes of SURFACE COAL MINING AND RECLAMATION ACTIVITIES, ~~[thin overburden means insufficient spoil and other waste materials available from the entire permit area to restore the disturbed area to its approximate original contour. Insufficient spoil and other waste materials occur where the overburden thickness times the swell factor, plus the thickness of other available waste materials, is less than the combined thickness of the overburden and coal bed prior to removing the coal, so that after backfilling and grading the surface configuration of the reclaimed area would not closely resemble the surface configuration of the land prior to mining or blend into and complement the drainage pattern of the surrounding terrain.]~~thin overburden means that sufficient spoil and other waste materials to restore the disturbed area to its approximate original contour are not available from the entire permit area. A condition of insufficient spoil and other waste materials is deemed to exist when the overburden thickness times the swell factor, plus the thickness of other available waste materials is less than the combined thickness of the overburden and the coal prior to removing the coal. Backfilling and grading to reclaim a thin overburden area would result in a surface configuration of the reclaimed area that would not closely resemble the topography of the land prior to mining or blend into and complement the drainage pattern of the surrounding terrain. The provisions of this section apply only when SURFACE COAL MINING AND RECLAMATION ACTIVITIES cannot be carried out to comply with the requirements of R645-301-537.200, R645-301-552 through R645-301-553.230, R645-301-553.260 through R645-301-553.420, R645-301-553.600, and R645-301-553.900 to achieve the approximate original contour. The operator will, at a minimum:

533.710. Use all available spoil and waste materials to attain the lowest practicable grade, but not more than the angle of repose; and

533.720. Meet the requirements of R645-301-211, R645-301-212, R645-301-412.300, R645-301-512.210, R645-301-514.100, R645-301-535.100, R645-301-535.112 through R645-301-535.130, R645-301-536.300, R645-301-542.720, R645-301-553.240, and R645-301-745.100.

533.800. Backfilling and Grading: Thick Overburden. For the purposes of SURFACE COAL MINING AND RECLAMATION ACTIVITIES, ~~[thick overburden means more than sufficient spoil and other waste materials available from the~~

entire permit area to restore the disturbed area to its approximate original contour. More than sufficient spoil and other waste materials occur where the overburden thickness times the swell factor exceeds the combined thickness of the overburden and coal bed prior to removing the coal, so that after backfilling and grading the surface configuration of the reclaimed area would not closely resemble the surface configuration of the land prior to mining or blend into and complement the drainage pattern of the surrounding terrain. thick overburden means that more than sufficient spoil and other waste materials to restore the disturbed area to its approximate original contour are available from the entire permit area. A condition of more than sufficient spoil and other waste materials is deemed to exist when the overburden thickness times the swell factor, plus the thickness of other available waste materials exceeds the combined thickness of the overburden and the coal prior to removing the coal. Backfilling and grading to reclaim a thick overburden area would result in a surface configuration of the reclaimed area that would not closely resemble the topography of the land prior to mining or blend into and complement the drainage pattern of the surrounding terrain. The provisions of this section apply only when SURFACE COAL MINING AND RECLAMATION ACTIVITIES cannot be carried out to comply with the requirements of R645-301-537.200, R645-301-552 through R645-301-553.230, R645-301-553.260 through R645-301-553.420, R645-301-553.600, and R645-301-553.900 to achieve the approximate original contour. In addition the operator will, at a minimum:

553.810. Use the spoil and waste materials to attain the lowest practicable grade, but not more than the angle of repose;

553.820. Meet the requirements of R645-301-211, R645-301-212, R645-301-412.300, R645-301-512.210, R645-301-514.100, R645-301-535.100, R645-301-535.112 through R645-301-535.130, R645-301-536.300, R645-301-542.720, R645-301-553.240, and R645-301-745.100; and

553.830. Dispose of any excess spoil in accordance with R645-301-211, R645-301-212, R645-301-412.300, R645-301-512.210, R645-301-512.220, R645-301-514.100, R645-301-528.310, R645-301-535.100 through R645-301-535.130, R645-301-535.300 through R645-301-535.500, R645-301-536.300, R645-301-542.720, R645-301-553.240, R645-301-745.100, R645-301-745.300, and R645-301-745.400.

553.900. For the purposes of UNDERGROUND COAL MINING AND RECLAMATION ACTIVITIES, regrading of settled and revegetated fills at the conclusion of coal mining and reclamation operations will not be required if the conditions of R645-301-537.200 are met;

560. Performance Standards. Coal mining and reclamation operations will be conducted in accordance with the approved permit and requirements of R645-301-510 through R645-301-553.

KEY: reclamation, coal mines

[1999]2000

40-10-1 et seq.

Notice of Continuation June 6, 1997

Natural Resources, Wildlife Resources

R657-5

Taking Big Game

NOTICE OF CHANGE IN PROPOSED RULE

DAR FILE NO.: 22519

FILED: 12/15/1999, 15:09

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being amended pursuant to a Wildlife Board meeting on December 7, 1999, where the Wildlife Board reversed a decision made at their annual big game meeting on November 17, 1999, to establish a 2000 shed antler gathering season. The Wildlife Board also clarified the waiting period of once-in-a-lifetime species.

SUMMARY OF THE RULE OR CHANGE: Delete the season established to collect shed antlers between May 1 and December 31, annually; clarify the once-in-a-lifetime waiting period whereby any person who has obtained a permit for a once-in-a-lifetime species may not apply for a once-in-a-lifetime permit for the same species in the Bucks, Bulls and Once-In-A-Lifetime drawing or sportsman permit drawing. (**DAR Note:** The original proposed amendment upon which this change in proposed rule is based was published in the December 15, 1999, issue of the *Utah State Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 23-14-18 and 23-14-19

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** This amendment deletes the season for collecting shed antlers and clarifies the waiting period for once-in-a-lifetime species. Therefore, the amendment does not create a cost or savings impact to the state budget or the Division of Wildlife Resources' (DWR) budget.

❖ **LOCAL GOVERNMENTS:** None--this filing does not create any direct cost or savings impact to local governments because they are not directly affected by the rule. Nor are local governments indirectly impacted because the rule does not create a situation requiring services from local governments.

❖ **OTHER PERSONS:** This amendment deletes the season for collecting shed antlers and clarifies the waiting period for once-in-a-lifetime species; therefore, the amendments do not impose any additional requirements on other persons, nor generate a cost or savings impact to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: This amendment deletes the season for collecting shed antlers and clarifies the waiting period for once-in-a-lifetime species. There are not any compliance costs for affected persons associated with this amendment.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This amendment does not create an impact on businesses.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Natural Resources
Wildlife Resources
Suite 2110
1594 West North Temple
PO Box 146301
Salt Lake City, UT 84114-6301, or
at the Division of Administrative Rules.

KEY: wildlife, game laws, big game seasons*

[1999] <u>2000</u>	23-14-18
Notice of Continuation June 23, 1997	23-14-19
	23-16-5
	23-16-6



DIRECT QUESTIONS REGARDING THIS RULE TO:
Debbie Sundell at the above address, by phone at (801) 538-4707, by FAX at (801) 538-4709, or by Internet E-mail at nrdwr.dsundell@email.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 01/31/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 02/01/2000

AUTHORIZED BY: John Kimball, Director

R657. Natural Resources, Wildlife Resources.

R657-5. Taking Big Game.

R657-5-25. Possession of Antlers and Horns.

(1) A person may possess antlers or horns or parts of antlers or horns only from:

- (a) lawfully harvested big game;
- (b) antlers or horns lawfully purchased as provided in Section R657-5-24; or
- (c) shed antlers or horns.

~~(2) A person may collect shed antlers only between May 1 and December 31.~~

~~(3) "Shed antler" means an antler which:~~

- (a) has been dropped naturally from a big game animal as part of its annual life cycle; and
- (b) has a rounded base commonly known as the antler button or burr attached which signifies a natural life cycle process.

~~(4)~~(3) "Shed horn" means the sheath from the horn of a pronghorn that has been dropped naturally as part of its annual life cycle. No other big game species shed their horns naturally.

R657-5-37. Waiting Periods for Once-~~in-a~~In-A-Lifetime Species.

(1) Any person who has obtained a permit for any bull moose, bison, Rocky Mountain bighorn sheep, desert bighorn sheep, or Rocky Mountain goat ~~[through the bucks, bulls and]~~may not apply for a once-in-a-lifetime [drawing or from a private landowner may not apply for a once-in-a-lifetime] permit for the same species in the ~~[bucks, bulls and once-in-a-lifetime]~~Bucks, Bulls and Once-In-A-Lifetime drawing or sportsman permit drawing.

(2) A person who has been convicted of unlawfully taking a once-in-a-lifetime species may not apply for or obtain a permit for that species.

**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 the 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 (*Utah Code* Subsection 63-46a-7(1) (1996)).

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 row of dots in the text (••••) indicates that unaffected text was removed to conserve space.

A 120-DAY RULE is effective at the moment the Division of Administrative Rules receives the filing, 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 120-DAY RULES are effective immediately, the law does not require a public comment period. However, when an agency files a 120-DAY RULE, it usually files a PROPOSED RULE at the same time, to make the requirements permanent. Comment may be made on the proposed rule. Emergency or 120-DAY RULES are governed by *Utah Code* Section 63-46a-7 (1996); and *Utah Administrative Code* Section R15-4-8.

Capitol Preservation Board (State),
Administration
R131-2
Capitol Hill Facility Use

NOTICE OF 120-DAY (EMERGENCY) RULE

DAR FILE NO.: 22567
FILED: 12/15/1999, 18:10
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule establishes facility use rules for Capitol Hill facilities as required by H.B. 330 (1998).

SUMMARY OF THE RULE OR CHANGE: To provide for use of the State Capitol facilities for continued operation of state government.

(DAR Note: A corresponding proposed new rule is under DAR No. 22568 in this *Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 63C-9-301

ANTICIPATED COST OR SAVINGS TO:

❖**THE STATE BUDGET:** This rule implements requirements for the use of Capitol Hill facilities which are substantially similar to the rules previously promulgated and enforced by the Division of Facilities Construction and Management (DFCM). Therefore, there is no change in cost or savings to the state budget.

❖**LOCAL GOVERNMENTS:** This rule implements requirements for the use of Capitol Hill facilities which are substantially similar to the rules previously promulgated and enforced by DFCM. Therefore, there is no change in cost or savings to the local government.

❖**OTHER PERSONS:** This rule implements requirements for the use of Capitol Hill facilities which are substantially similar to the rules previously promulgated and enforced by DFCM. Therefore, there is no change in cost or savings to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: This rule implements requirements for the use of Capitol Hill facilities which are substantially similar to the rules previously promulgated and enforced by DFCM. Therefore, there is no change in cost or savings to other persons.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There will be no additional fiscal impact by this rule. The Capitol Preservation Board will be essentially adopting DFCM rules.

EMERGENCY RULE REASON AND JUSTIFICATION: REGULAR RULEMAKING PROCEDURES WOULD place the agency in violation of federal or state law.

H.B. 330 established the State Capitol Preservation Board. The statute requires the Board to establish rules. This is in response to that requirement.

(DAR Note: H.B. 330 is found at 1998 Utah Laws 285, and was effective July 1, 1998.)

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Capitol Preservation Board (State)
Administration

5114 State Office Building
450 North Main
Salt Lake City, UT 84114, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

David H. Hart at the above address, by phone at (801) 538-3074, by FAX at (801) 538-3221, or by Internet E-mail at dhart@das.state.ut.us, or sw Whitney@das.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE.

THIS RULE IS EFFECTIVE ON: 12/15/1999

AUTHORIZED BY: David H. Hart, American Institute of Architects, Executive Director

R131. Capitol Preservation Board (State), Administration.

R131-2. Capitol Hill Facility Use.

R131-2-1. Purpose.

The purpose of this rule is to provide for use of the State Capitol Facilities for continued operation of state government.

R131-2-2. Authority.

This Rule is authorized under Section 63C-9-301, which authorizes the State Capitol Preservation Board to adopt rules governing, administering and regulating the State Capitol Hill Facilities and Grounds managed by the State Capitol Preservation Board.

R131-2-3. Definitions.

(1) In addition to terms defined in Section 63C-9-102,

(a) "Board" - means the Capitol Preservation Board including the administrative office of the Board.

(b) "Capitol Hill Facilities and Grounds" - includes the State Capitol Building and Grounds, State Capitol parking facilities, cafeteria, State Office building and grounds, and excludes the greenhouses.

(c) "Commercial Activities" - means any activity not meeting the above criteria. If it is determined that a Commercial Activity will include any kind of endorsements for commercial purposes of products or services, such as an advertising production, the application may be denied.

(d) "Community Service Activities" - means an activity closely related to community service activities including public awards, public recognition and public benefits.

(e) "Executive Director" - means the executive director appointed by the Board under Section 63C-9-401.

(f) "Facility Use Application" - means a form that is to be completed by a prospective user, and approved by a resident agency, to reserve space for activities held within state-owned facilities. It shall require submission of the following information: (i) prospective user's name, address, and telephone number; (ii) the name of the facility being requested; (iii) the type of activity; (iv) the dates and times of the function; (v) insurance company, name and policy number, unless applicant is seeking a waiver under rule R131-2-4(22); (vi) any other special considerations being requested.

(g) "Facility Use Permit" - means a permit issued to users authorizing the permitted person(s) to use state-owned facilities for designated activities. The permit shall include the following information: (i) the name of the organization and individual authorized to use designated facility; (ii) the facility designated for use; (iii) purpose for use of the facility; (iv) the dates and times of the activity; (v) the fee assessed for the activity; (vi) the permit number; (vii) information required for compliance with R131-2-4(18); and (viii) the authorized resident agency representative's signature authorizing the activity.

(h) "Fees" - means charges assessed for use of state-owned facilities. The fees shall be assessed as follows:

(i) "Freedom of Speech Activities" shall be assessed a fee using a base cost commensurate with actual cost to the state; The "Base Cost" is the actual cost to the State for utilities, janitorial, security services and cost of rental for equipment used for activity.

(ii) "Commercial Activities" shall be assessed a fee comparable to fees charged for similar activities within the community; and

(iii) "Community Service Activities" shall be assessed a fee the same as first amendment activities.

The "Fee Schedule" is subject to change, and changes may be recommended to the Board by the Executive Director at any time. A fee schedule shall be provided to applicant at the time of application. The content of any first amendment activity shall not be a basis for calculating any portion of the fee.

(i) "Freedom of Speech Activities" - means an activity characterized as the right of a person or group to exercise freedom of speech or other first amendment right that is provided on government property by applicable law.

(j) "Governmental Activities" - means any activity directly related to governmental business. This does not include extra-curricular activities.

(k) "State" - means the state of Utah and any of its state officers, members of the legislature, members of the judiciary, departments, divisions, boards, agencies or commissions.

(l) "State Sponsored Activities" - means any activity directly sponsored by the state.

R131-2-4. General Provisions.

(1)(a) Each person(s) intending to use Capitol Hill Facilities and Grounds shall first submit a completed facilities-use-application. Applications shall be reviewed by the Board staff to determine the applicable category for activity-classification and fee-assessment. Applicants who disagree with any decision regarding activity-classifications or fees, may appeal using the process outlined in Rule R131-2-4(22).

(b) Upon approval of an application, the applicant shall schedule and obtain an authorization of activities in advance, from the Executive Director. The proposed activity shall not be authorized if it interferes with the operation of governmental business or public access.

(2) All rules in this section, apply to and cover the use of all Capitol Hill Facilities and Grounds.

(3) Users may schedule the Capitol Hill Facilities and Grounds for activities at reasonable times. Examples of activities at the Capitol Complex might include dances in the Rotunda, rallies on the front stairs of the Capitol and in designated areas on the grounds, and meetings in the State Office Building Auditorium.

(4) The state of Utah, any of its departments or divisions, any state employee shall not be responsible for any property damage or loss, any personal property damage or loss, or any personal injury sustained during, or as a result of, any activity.

(5) Every group granted a facility use permit will be required to complete an application form, provide the required fee, and provide a certificate of insurance showing proof of liability insurance in the amount of \$1,000,000 per occurrence unless an exemption or waiver is granted by the board, or executive-director, in accordance with these rules.

(6) Users may not carry or post placards or signs attached to wood or metal posts of any type, within any building. In addition, users may not post signs on the grounds or the exterior of any building. Any signs or placards placed in Capitol Hill Facilities shall be hung with rope, cord or string. No adhesive materials or wire will be allowed. Balloons may be used but need to be tied with string to banisters or railings; they may not be handed out to participants of the activity or let loose.

(7) No temporary structure of any kind shall be constructed on Capitol Hill properties without the express written consent of the Capitol Preservation Board or the Executive Director.

(8) The use or storage of alcoholic beverages or any unauthorized or controlled drugs in any state-owned facility or on state grounds is prohibited.

(9) All "No Smoking" ordinances, rules and policies shall be strictly observed in all Capitol Hill Facilities.

(10) To protect the beauty of the State Capitol, and Capitol Hill Facilities, all decorations used for a scheduled activity shall be of a temporary nature and shall be appropriate for the dignity and beauty of the structure and shall be approved by the Board or the Executive Director.

(a) No adhesive material may be used that would leave a glue, paste, tape, oil, paint or other residue on the building.

(b) Nothing may be used as a decoration or in the process of decorating that would cause damage to the structure.

(c) No markings, paint or sprays may be applied to any area of the building.

(d) Decorating during the normal work hours shall be done in a manner that limits any disturbance to normal building activities. Any decorating during other than normal hours must be coordinated with the Board or the Executive Director.

(e) Decorating is to be done in a safe manner, using proper tools and equipment.

(f) Users may not decorate on the outside of the State Capitol or Capitol Hill Facilities.

(g) Signs, posters, decorations, displays, or markings must comply with all current pornography ordinances of the jurisdiction in which the facility is located.

(11) Food services in conjunction with a permitted use in state-owned facilities is subject to the approval of the Board or the Executive Director.

(12) Parking is available at all state-owned facilities. Users shall observe, and Protective Services will enforce, all restricted and marked parking areas.

(a) Vehicles owned or under control of participants shall not be parked in reserved parking areas, which shall include the parking plaza on Capitol Hill, and shall not be allowed to remain overnight.

(13) The user shall be responsible for any personal injury, vandalism, damage, or loss or other destruction of property or premises incurred during the activity.

(14) Any animals must be specifically approved in advance by the Board or the Executive Director and must provide assurance of safety to the animal, participants and the facility.

(15) No open flame, flammable fluids, or explosives shall be brought to or used on the premises.

(16) A User shall not sublet any part of the premises or transfer or assign the premises or change the purpose of the permitted activity without the written consent of the Board or the Executive Director.

(17) No money may be collected at Capitol Hill Facilities and Grounds; all tickets, if required, must be pre-sold.

(18) Users and participants must abide by all applicable firearm laws, rules, and regulations.

(a) The Board reserves the right to require users to notify the appropriate security agent of the anticipated presence of any person with a weapon or firearm.

(19) These general rules are incorporated into any permit issued and into all rules governing use of any Capitol Hill facility.

(20) No equipment shall be used nor activity engaged in which is contrary to applicable rules, regulations or state, local or governmental ordinances or codes.

(21) No equipment shall be used nor activity shall be engaged in which will place an excessive stress load on the building structure or building systems.

(22) Exceptions and Waivers.

(a) State activities, its state officers, members of the legislature, members of the judiciary, departments, divisions, agencies, boards and commissions are exempt from fees and insurance requirements to the extent that the activity is covered by state Risk Management.

(b) Governmental activities are exempt from fee and insurance requirements to the extent that the activity is covered by state Risk Management.

(c) Freedom of speech activities - a waiver of the fee or insurance costs, or a part thereof, shall be provided for free speech activities if the applicant or sponsoring group can demonstrate clearly an inability to pay the fee or insurance. The state reserves the right to pay the insurance costs. The applicant may be requested to provide a financial statement and other relevant documents as proof of inability to make payment. A request for such a waiver must be made at time of application and shall be promptly scheduled for an informal review before the Executive Director or the executive director's designee. The Executive Director or designee shall make a written determination of approval or disapproval of the waiver request, describing the grounds for the decision within five days of the submission of the request for a waiver. The applicant may appeal and request to have a hearing before the Board within five days of notification. The persons hearing the appeal shall consist of three representatives of the Board. The notice of appeal to be filed by the applicant should be in writing. Notice of the right to appeal and the appropriate procedure shall be given to applicant if denial is made. The applicant shall be allowed to submit additional or pertinent information during the appeal to support the request for a waiver.

There will be no waiver of fee of costs associated with usage of equipment such as tables, chairs, podium, microphone or any outside accessory items to the activity. The applicant may provide and use any accessory item for an activity. An insurance waiver may be issued to an applicant that can show proof of being uninsurable - proof that coverage was denied by at least three insurance providers licensed and doing business in the state of Utah, including the current state provider of insurance.

(d) Community service activities - a waiver of the fee and/or insurance costs, or a part thereof, may be provided for community service activities if the applicant or sponsoring group can demonstrate clearly an inability to pay the fee and/or insurance. The state reserves the right to pay the insurance costs. The applicant may be requested to provide a financial statement and other relevant documents as proof of inability to make payment. A request for such a waiver must be made at time of application and shall be promptly scheduled for an informal review before the Executive Director or his designee. The Executive Director or designee shall make a written determination of approval or disapproval of the waiver request, describing the grounds for the decision within five days of the submission of the request for a waiver. The applicant shall have the right to appeal and to have a hearing before the Board within five days of notification. The persons hearing the appeal shall consist of three representatives of the Board. The notice of appeal to be filed by the applicant should be in writing. Notice of the right to appeal and the appropriate procedure shall be given to applicant if denial is made. The applicant shall be allowed to submit additional or pertinent information during the appeal to support the request for a waiver. There will be no waiver of fee of costs associated with usage of equipment such as tables, chairs, podium, microphone or any accessory items to the activity. The applicant may provide and use own accessory items for an activity. An insurance waiver may be issued to an applicant that can show proof of being uninsurable - proof that coverage was denied by at least three insurance providers licensed and doing business in the state of Utah including the current state provider of insurance.

(e) Commercial activities - no exceptions or waivers shall apply except the insurance may be waived if covered by State Risk Management. Adult chaperons will be required for commercial activities; the number, appropriate for the nature of the event and the number and ages of the users, will be determined by the Board or the Executive Director. Chaperons will help direct roaming guests. They will check rest rooms periodically, aid in maintaining reasonable behavior and enforcement of the rules.

R131-2-5. Use of Capitol Rotunda.

In addition to the provisions of Rule R131-2-4, the following rules for the Capitol Rotunda shall be observed:

(1) Public use of the Capitol shall not disrupt or interfere with any legislative session or state agency business. Safe, unhindered passageways must be provided at all times.

(2) A Facility Use request for permit for events in the Capitol Rotunda must be received in writing at least 24 hours in advance of the time the event is proposed to commence. Priority will be given to state departments, agencies, and public school districts for use of the Capitol Rotunda. The Rotunda is available six days a week, Monday through Saturday. The facility has an established Fire

Marshal occupancy limit of 2,700 people which shall not be exceeded.

(3) The sound level of any individual or group, whether amplified or not, must not disrupt or interfere with any legislative session or state agency business.

(4) The second floor of the Rotunda, marble stairways, and third floor balcony are available for use but access to the fourth floor, first floor, and basement areas is not allowed.

(5) For use of committee rooms, House of Representatives Chamber, Senate Chambers, or the Supreme Court, requests must be made directly to those agencies for scheduling.

(6) No fire exits, which shall include staircases and doorways, shall be blocked during any activity. Tables shall not be placed in front of, or so as to block, doorways in any manner.

(7) All vehicles coming to Capitol Hill in conjunction with the activity shall park on the south side of the Capitol Building, on the circular drive south of the Capitol known as Cherry Lane, or in the small visitor parking area or the main parking lot directly east of the Capitol.

(8) All deliveries and movement of equipment shall come to the north loading entrance, after 5:00 p.m., and shall use the south elevator between the first and second floors, unless prior arrangement has been made with the Board or the Executive Director.

(9) Elevators used to move equipment shall be protected from damage.

(10) All equipment brought into the building shall have rubber wheels, four inch or larger, or be hand carried so to cause no damage to facilities.

(11) Users shall remove all equipment, decorations and supplies by 12:00 midnight on the night of the activity unless specific arrangements are made in advance with the Board or the Executive Director.

(12) At least two uniformed security personnel are required for every 400 participants and will be included as a part of the base cost paid by user, unless a waiver is granted for unusual circumstances.

(13) State Capitol Protective Services personnel will determine the number of any or any additional uniformed security personnel needed for an activity, and will schedule their presence.

(14) Users shall control entrances to allow only those persons authorized to attend the activity to enter building.

(15) If any person or group is reasonably suspected of being in non-compliance with any of these rules, an appropriate State law enforcement officer may provide a warning to such person or group to cease and desist from such non-complying act. If a State law enforcement officer observes that an act of non-compliance continues after a warning, then a State law enforcement officer may have the person or group removed from the Capitol-Hill premises, and may take any other appropriate action as provided by law.

R131-2-6. Use of State Office Building Auditorium.

In addition to the provisions of rule R131-2-4, the following rules for the State Office Building Auditorium shall be observed:

(1) The Auditorium is available to all state departments and agencies on a first-come, first-served basis for meetings, public hearings, bid openings, lectures, training sessions, examinations and other similar activities. Agencies shall reserve the auditorium with the Executive Director.

(2) When not being used by a state agency, the Auditorium may be used by private or public organizations upon receipt of a permit from the Board or the Executive Director.

(a) The facility is available five days a week, Monday through Friday.

(3) After hours access shall be through the first floor south doors.

(a) The remainder of the building will be closed to the public.

(4) The Auditorium has an established Fire Marshal occupancy limit of 225 people which shall not be exceeded.

(5) All vehicles coming to Capitol Hill in conjunction with the activity should park in the lot on the west side of the State Office Building.

(6) The user agency/entity shall be responsible to arrange for sufficient supervision to be present to insure that people use only the Auditorium or rest room areas on the 1st floor of the State Office Building.

R131-2-7. Use of Capitol Hill Facilities and Grounds.

In addition to the provisions of rule R131-2-4, the following rules for the Capitol Hill Facilities and Grounds shall be observed:

(1) Camping is prohibited on the Capitol Hill Facilities and Grounds.

(2) When a permit is issued, the location of the activity will be specified. Participants will be required to contain the activity in the area specified in the permit.

(3) No activity on the grounds shall interfere with normal government or other facility use activities.

(4) No motor vehicle races, neither speed, time, endurance, exhibition nor driving competition shall be held on the Capitol Hill Facilities and Grounds.

(5) No grass, plants, shrubs, trees, paving or concrete shall be disturbed, broken, removed or covered without the written permission of Board or the Executive Director.

(6) The user agency/entity shall be responsible to arrange for sufficient supervision to be present to insure that people use only designated area and to insure that no damage occurs.

R131-2-8. Solicitation Policy.

(1) Definitions

(a) "Solicitation" means any activity which may be considered or reasonably interpreted as being for the advertisement, promotion, sale or transfer of products, or services, or for the participation in a commercial venture of any kind.

(i) The distribution or posting of handbills, leaflets, circulars, advertising or other printed materials for the purpose cited in paragraph 1 is construed as solicitation.

(2) Policy

(a) Solicitation, whether on-site or through establishment of an on-going delivery service, is prohibited on Capitol Hill Facilities and Grounds, except as listed in (c) below.

(b) No solicitation materials may be posted except on designated bulletin boards.

(c) With the exception of bulletin boards designated for posting solicitation materials, no state materials, supplies, services or equipment may be used for solicitation purposes other than activities authorized by an agency of the state for state-connected business or state-sponsored charitable purposes.

(d) Any and all violations observed shall be reported immediately to Protective Services.

(3) Permissible Solicitation Activities: The following kinds of solicitation activities may be allowed access to Capitol Hill Facilities:

(a) Charitable campaigns (including blood drives, state United Way campaign, food banks, sub for Santa and other charitable activities).

(b) Organized employee participation in sports activities representing their state agency or a charitable organization including departmental or charity competitive teams.

(c) Announcements required by law or requested by a state agency in furtherance of official duties (including job announcements, EEO and OSHA notices).

(d) Activities conducted at the direction of the head of a state agency.

(e) Employees' sale of small craft items during breaks and lunch in employee lounges and break areas.

(f) State employees may post handbills, leaflets, circulars, advertising or other printed materials on specifically designated bulletin boards regarding the offering or sale of personal items such as free kittens or bikes for sale, or personal announcements such as wedding announcements or ride share requests. This exemption does not apply to conducting a business (such as Tupperware or Amway sales).

(g) Employee recognition events conducted by a state agency such as National Secretaries Week Luncheons which are approved by the supervisor of the employees affected.

R131-2-9. Waiver.

Notwithstanding any requirement of these Capitol Hill Facility Use Rules, a waiver may be requested in writing by the applicant as to it's necessity. The Capitol Preservation Board may disapprove the waiver request. If so, the Board shall issue a written statement that the strict holding of the required provision would be unreasonable under the circumstances and that the provision is not needed to protect the facility, grounds or the public. The applicant has the burden to establish, in a clear and concise statement, that the waiver should be granted. The request for waiver shall be included as part of the Facility Use Application and must provide the necessary information and documentation to support such waiver. The decision of the Facilities Management group may be appealed to the Board, in a way similar to the appeal of the denial of a Facility Use Application.

KEY: public buildings, facilities use

December 15, 1999

63C-9-101 et seq.



**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 responsible agency is required to review the rule. This review is designed to remove obsolete rules from the *Utah Administrative Code*.

Upon reviewing a rule, an agency may: repeal the rule by filing a PROPOSED RULE; continue the rule as it is by filing a NOTICE OF REVIEW AND STATEMENT OF CONTINUATION (NOTICE); or amend the rule by filing a PROPOSED RULE and by filing a NOTICE. By filing a NOTICE, the agency indicates that the rule is still necessary.

NOTICES are not followed by the rule text. The rule text that is being continued may be found in the most recent edition of the *Utah Administrative Code*. The rule text may also be inspected at the agency or the Division of Administrative Rules. NOTICES are effective when filed. NOTICES are governed by *Utah Code* Section 63-46a-9 (1996).

Education, Applied Technology Education (Board for), Rehabilitation **R280-203** Certification Requirements for Interpreters for the Hearing Impaired

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 22565
FILED: 12/15/1999, 16:48
RECEIVED BY: NL

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Subsection 53A-1-401(3) allows the State Board of Education to adopt rules in accordance with its responsibility, and Subsection 53A-26a-202(2) requires the Interpreters Certification Board to recommend to the State Board of Education appropriate rules concerning the certification of interpreters.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE-YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: There have been no written comments received during and since the last five-year review of the rule from interested persons supporting or opposing the rule.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: In addition to the law which requires the rule, the rule provides necessary guidelines and procedures by which interpreters for the hearing impaired are certified.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Education
Applied Technology Education (Board for),
Rehabilitation
250 East 500 South
Salt Lake City, UT 84111, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Carol B. Lear at the above address, by phone at (801) 538-7835, by FAX at (801) 538-7768, or Internet E-mail at clear@usoe.k12.ut.us.

AUTHORIZED BY: Carol B. Lear, Acting Coordinator, School Law

EFFECTIVE: 12/15/1999



Health, Health Systems Improvement, Emergency Medical Services **R426-100** Emergency Medical Services Do Not Resuscitate

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 22535
FILED: 12/09/1999, 11:16
RECEIVED BY: NL

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE

PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 75-2-1105.5 requires the Department of Health to establish this rule. The law allows prehospital providers, upon arrival at an incident where a person has a Do Not Resuscitate (DNR) directive, to not provide life-saving measures.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE-YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: None.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: To continue to enable prehospital providers the ability to determine when not to resuscitate patients who have a valid directive to not resuscitate.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
Health
Health Systems Improvement,
Emergency Medical Services
Cannon Health Building
288 North 1460 West
PO Box 142852
Salt Lake City, UT 84114-2852, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Leslie Johnson at the above address, by phone at (801) 538-6292, by FAX at (801) 538-6808, or Internet E-mail at hlhsi/ljohnso@email.state.

AUTHORIZED BY: Rod L. Betit, Executive Director

EFFECTIVE: 12/09/1999



Insurance, Administration
R590-167
Individual and Small Employer Health Insurance Rule

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE NO.: 22551
FILED: 12/14/1999, 10:24
RECEIVED BY: NL

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Subsection 31A-30-106(1)(k) authorizes the commissioner to establish rules to implement the provisions of Chapter 30 to assure

that rating practices used by the insurers are consistent with the purpose of this chapter.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE-YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: The department has not received any written comments for or against this rule in the past five years.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule is necessary to prevent abuse and establish limits in insurer rating practices.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
Insurance
Administration
3110 State Office Building
Salt Lake City, UT 84114, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Jilene Whitby at the above address, by phone at (801) 538-3803, by FAX at (801) 538-3829, or Internet E-mail at idmain.jwhitby@state.ut.us.

AUTHORIZED BY: Jilene Whitby, Information Specialist

EFFECTIVE: 12/14/1999



Public Service Commission,
Administration
R746-401
Rules Governing Reporting of Construction, Purchase, Acquisition, Sale, Transfer or Disposition of Assets by Certain Public Utilities

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE NO.: 22549
FILED: 12/13/1999, 13:29
RECEIVED BY: NL

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 54-4-1 (Authority of Commission Over Public Utilities): Requires supervision and regulation of utility companies within its jurisdiction. The Commission is also directed "...to supervise

all of the business of every such public Utility in this state and to do all things, whether herein specifically designated or in addition thereto, which are necessary or convenient in the exercise of such power and jurisdiction...." Section 54-4-7 (Rules, equipment, service - Regulation after hearing): This statute states, "...the commission shall determine the just, reasonable, safe, proper, adequate or sufficient rules, regulations, practices, equipment, appliances, facilities, service or methods to be observed, furnished, constructed, enforced or employed, and shall fix the same by its order, rule, or regulation."

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE-YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: None.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: Continuation of this rule allows the Commission to carry out its statutory mandate under Sections 54-4-1 and 54-4-7. This rule provides guidelines for utility companies for the reporting of construction, sale, transfer, or disposition of utility assets.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

Public Service Commission
Administration
Fourth Floor, Heber M. Wells Building
160 East 300 South
Salt Lake City, UT 84111, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Barbara Stroud at the above address, by phone at (801) 530-6716, by FAX at (801) 530-6796, or Internet E-mail at pupsc.bstroud@state.ut.us.

AUTHORIZED BY: Barbara Stroud (designee), Paralegal

EFFECTIVE: 12/13/1999



End of the Five-Year Notices of Review and Statements of Continuation Section

NOTICES OF RULE EFFECTIVE DATES

These are the effective dates of PROPOSED RULES or CHANGES IN PROPOSED RULES published in earlier editions of the *Utah State Bulletin*. These effective dates are at least 31 days and not more than 120 days after the date the following rules were published.

Abbreviations

AMD = Amendment
CPR = Change in Proposed Rule
NEW = New Rule
R&R = Repeal and Reenact
REP = Repeal

Commerce

Occupational and Professional Licensing
No. 22397 (NEW): R156-31c. Nurse Licensure Compact Rules.
Published: October 15, 1999
Effective: January 1, 2000

Crime Victim Reparations

Administration
No. 22457 (AMD): R270-1. Award and Reparations Standards.
Published: November 1, 1999
Effective: December 2, 1999

DAR correction notice: In the December 15, 1999, *Bulletin*, an effective notice for the amendment on R277-723 was printed with the wrong DAR number. The DAR No. is 22405. The notice should have been:

Education

Administration
No. 22405 (AMD): R277-723. Child Care and Adult Care Food Program Sponsors of Day Care Homes.
Published: October 15, 1999
Effective: November 16, 1999

Environmental Quality

Solid and Hazardous Waste
No. 22331 (AMD): R315-2-6. Requirements for Recyclable Materials.
Published: September 15, 1999
Effective: December 15, 1999

No. 22332 (AMD): R315-3. Application and Plan Approval Procedures for Hazardous Waste Treatment, Storage, and Disposal Facilities.
Published: September 15, 1999
Effective: December 15, 1999

No. 22333 (AMD): R315-4-4. Off-Site Hazardous Waste Storage, Treatment or Disposal Facilities Manifest Procedures.
Published: September 15, 1999
Effective: December 15, 1999

No. 22334 (AMD): R315-5. Hazardous Waste Generator Requirements.
Published: September 15, 1999
Effective: December 15, 1999

No. 22335 (AMD): R315-6-1. Coverage.
Published: September 15, 1999
Effective: December 15, 1999

No. 22336 (AMD): R315-7-21. Landfills.
Published: September 15, 1999
Effective: December 15, 1999

No. 22337 (AMD): R315-8-10. Tanks.
Published: September 15, 1999
Effective: December 15, 1999

No. 22338 (AMD): R315-13-1. Land Disposal Requirements.
Published: September 15, 1999
Effective: December 15, 1999

No. 22339 (AMD): R315-14-7. Hazardous Waste Burned in Boilers and Industrial Furnaces.
Published: September 15, 1999
Effective: December 15, 1999

No. 22340 (AMD): R315-50. Appendices.
Published: September 15, 1999
Effective: December 15, 1999

No. 22308 (CPR): R315-310. Permit Requirements for Solid Waste Facilities.
Published: November 1, 1999
Effective: December 6, 1999

Human Services

Recovery Services
No. 22421 (NEW): R527-302. Income Withholding Fees.
Published: November 1, 1999
Effective: December 3, 1999

Insurance

Administration

No. 22464 (AMD): R590-127. Rate Filing Exemptions.
Published: November 1, 1999
Effective: December 14, 1999

No. 22437 (AMD): R651-617. Permit Violation.
Published: November 1, 1999
Effective: December 2, 1999

No. 22438 (AMD): R651-627. Swimming.
Published: November 1, 1999
Effective: December 2, 1999

Labor Commission

Antidiscrimination and Labor, Fair Housing

No. 22451 (R&R): R608-1. Utah Fair Housing Rules.
Published: November 1, 1999
Effective: December 2, 1999

Antidiscrimination and Labor, Labor

No. 22455 (AMD): R610-3-4. Filing Procedure and Commencement of Agency Action.
Published: November 1, 1999
Effective: December 2, 1999

Industrial Accidents

No. 22452 (AMD): R612-1-3. Official Forms.
Published: November 1, 1999
Effective: December 2, 1999

No. 22453 (AMD): R612-1-7. Acceptance/Denial of a Claim.
Published: November 1, 1999
Effective: December 2, 1999

No. 22454 (AMD): R612-4-2. Premium Rates for the Uninsured Employers' Fund and the Employers' Reinsurance Fund.
Published: November 1, 1999
Effective: December 2, 1999

Safety

No. 22450 (AMD): R616-2-3. Safety Codes and Rules for Boilers and Pressure Vessels.
Published: November 1, 1999
Effective: December 2, 1999

Natural Resources

Parks and Recreation

No. 22433 (AMD): R651-601. Definitions as Used in These Rules.
Published: November 1, 1999
Effective: December 2, 1999

No. 22434 (AMD): R651-603. Animals.
Published: November 1, 1999
Effective: December 2, 1999

No. 22435 (AMD): R651-610. Expulsion.
Published: November 1, 1999
Effective: December 2, 1999

Public Service Commission

Administration

No. 22418 (AMD): R746-360. Universal Public Telecommunications Service Support Fund.
Published: October 15, 1999
Effective: December 7, 1999

Tax Commission

Property Tax

No. 22446 (AMD): R884-24P-53. 1999 Valuation Guides for Valuation of Land Subject to the Farmland Assessment Act Pursuant to Utah Code Ann. Section 59-2-515.
Published: November 1, 1999
Effective: December 14, 1999

Transportation

Motor Carrier

No. 22400 (AMD): R909-1. Safety Regulations for Motor Carriers.
Published: October 15, 1999
Effective: December 15, 1999

Workforce Services

Employment Development

No. 22465 (AMD): R986-218. Financial Assistance General Assistance/Self-Sufficiency Program.
Published: November 1, 1999
Effective: December 8, 1999

End of the Notices of Rule Effective Dates Section

RULES INDEX BY AGENCY (CODE NUMBER) AND BY KEYWORD (SUBJECT)

The *Rules Index* is a cumulative index that reflects all effective changes to Utah's administrative rules. The current *Index* lists changes made effective from January 2, 1999, including notices of effective date received through December 15, 1999, the effective dates of which are no later than January 1, 2000. The *Rules Index* is published in the *Utah State Bulletin* and in the annual *Index of Changes*. Nonsubstantive changes, while not published in the *Bulletin*, do become part of the *Utah Administrative Code (Code)* and are included in this *Index*, as well as 120-Day (Emergency) rules that do not become part of the *Code*. The rules are indexed by Agency (Code Number) and Keyword (Subject).

A copy of the *Rules Index* is available for public inspection at the Division of Administrative Rules (4120 State Office Building, Salt Lake City, UT), or may be viewed online at the Division's web site (<http://www.rules.state.ut.us/>).

RULES INDEX - BY AGENCY (CODE NUMBER)

ABBREVIATIONS

AMD = Amendment	NSC = Nonsubstantive rule change
CPR = Change in proposed rule	REP = Repeal
EMR = Emergency rule (120 day)	R&R = Repeal and reenact
NEW = New rule	* = Text too long to print in <i>Bulletin</i> , or repealed text not printed in <i>Bulletin</i>
5YR = Five-Year Review	
EXD = Expired	

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
ADMINISTRATIVE SERVICES					
<u>Facilities Construction and Management</u>					
R23-1-17	Procurement of Construction	22104	AMD	08/09/99	99-13/6
R23-3	Authorization of Programs for Capital Development Projects	22103	NEW	08/09/99	99-13/7
R23-29	Across the Board Delegation	22041	5YR	05/11/99	99-11/75
<u>Finance</u>					
R25-5	Payment of Per Diem to Boards	21887	NSC	03/05/99	Not Printed
R25-5	Payment of Per Diem to Boards	22049	AMD	07/13/99	99-11/14
R25-7	Travel-Related Reimbursements for State Employees	21888	NSC	03/05/99	Not Printed
R25-7	Travel-Related Reimbursements for State Employees	22050	AMD	see CPR	99-11/15
R25-7	Travel-Related Reimbursements for State Employees	22050	CPR	09/01/99	99-15/55
R25-8	Meal Allowance	21889	NSC	03/05/99	Not Printed

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Fleet Operations, Surplus Property</u>					
R28-1	State Surplus Property Disposal	22179	AMD	11/01/99	99-15/8
R28-2	Surplus Firearms	22180	AMD	11/01/99	99-15/11
R28-4	State Recycling Program	22181	REP	11/01/99	99-15/12
R28-7	Surplus Property Rate Schedule	22182	AMD	11/01/99	99-15/13
<u>Records Committee</u>					
R35-1	State Records Committee Appeal Hearing Procedures	21751	NEW	03/18/99	99-2/2
R35-2	Declining Appeal Hearings	22069	NEW	07/16/99	99-12/6
R35-2-3	Declining Requests for Hearings	22113	NSC	07/16/99	Not Printed
R35-3	Prehearing Conferences	22070	NEW	07/16/99	99-12/7
R35-4	Compliance with State Records Committee Decisions and Orders	22071	NEW	07/16/99	99-12/8
R35-5	Subpoenas Issued by the Records Committee	22072	NEW	07/16/99	99-12/9
R35-6	Expedited Hearing	22073	NEW	07/16/99	99-12/10
AGRICULTURE AND FOOD					
<u>Administration</u>					
R51-5	Grazing Advisory Boards	21884	5YR	02/22/99	99-6/27
<u>Animal Industry</u>					
R58-17	Aquaculture and Fish Health	22122	AMD	08/17/99	99-14/7
R58-17	Aquaculture and Fish Health	22203	NSC	08/18/99	Not Printed
R58-17	Aquaculture and Aquatic Animal Health	22304	AMD	10/02/99	99-17/4
R58-20	Domesticated Elk Hunting Parks	22123	NEW	08/17/99	99-14/16
<u>Plant Industry</u>					
R68-15	Quarantine Pertaining to Japanese Beetle, (Popillia Japonica)	21701	AMD	01/15/99	98-24/8
R68-15	Quarantine Pertaining to Japanese Beetle, (Popillia Japonica)	21808	AMD	03/18/99	99-4/7
<u>Regulatory Services</u>					
R70-530-1	Authority and Purpose	22375	AMD	11/02/99	99-19/17
R70-530-6	Water, Plumbing and Waste	22056	NSC	06/01/99	Not Printed
R70-630	Water Vending Machine	22057	AMD	07/06/99	99-11/19
CAPITOL PRESERVATION BOARD (STATE)					
<u>Administration</u>					
R131-2	Capitol Hill Facility Use	22567	EMR	12/15/99	2000-1/68
COMMERCE					
<u>Consumer Protection</u>					
R152-2-5	Repairs and Service	22031	AMD	09/29/99	99-11/21
R152-2-10	Deposits and Refunds	22032	AMD	08/02/99	99-11/23

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R152-16	Motor Fuel Marketing Act Rules	22211	5YR	07/29/99	99-16/49
R152-21	Credit Services Organizations Act Rules	22212	5YR	07/29/99	99-16/49
<u>Occupational and Professional Licensing</u>					
R156-1-205	Advisory Peer Committees - Director to Appoint with Concurrence of Board - Terms of Office - Vacancies in Office - Removal from Office - Quorum Requirements - Appointment of Chairman - Division to Provide Secretary - Compliance with Open and Public Meetings Act - Compliance with Utah Administrative Procedures Act - No Provision for Per Diem and Expenses	22395	AMD	11/16/99	99-20/3
R156-1-308a	Renewal Dates	22202	AMD	09/16/99	99-16/7
R156-5a	Podiatric Physician Licensing Act Rules	21907	5YR	03/02/99	99-7/54
R156-24a	Physical Therapist Practice Act Rules	21716	AMD	see CPR	98-24/11
R156-24a	Physical Therapist Practice Act Rules	21716	CPR	03/09/99	99-3/56
R156-26	Certified Public Accountant Licensing Act Rules	22166	AMD	08/24/99	99-14/18
R156-26-307	Reinstatement of Licenses	22343	NSC	09/17/99	Not Printed
R156-28	Veterinary Practice Act Rules	21753	AMD	02/18/99	99-2/3
R156-31b	Nurse Practice Act Rules	21903	AMD	04/15/99	99-6/4
R156-31b	Nurse Practice Act Rules	22396	AMD	11/16/99	99-20/4
R156-31c	Nurse Licensure Compact Act Rules	22397	NEW	01/01/2000	99-20/8
R156-37c	Utah Controlled Substance Precursor Act Rules	21908	5YR	03/02/99	99-7/54
R156-38	Residence Lien Restriction and Lien Recovery Fund Rules	22109	AMD	see CPR	99-13/8
R156-38	Residence Lien Restriction and Lien Recovery Fund Rules	22109	CPR	09/16/99	99-16/46
R156-39a	Alternative Dispute Resolution Providers Certification Act Rules	21905	5YR	03/01/99	99-6/27
R156-42a	Occupational Therapy Practice Act Rules	22399	5YR	09/28/99	99-20/55
R156-44a	Nurse Midwife Practice Act Rules	22200	5YR	07/22/99	99-16/50
R156-46a	Hearing Instrument Specialist Licensing Act Rules	22341	5YR	08/26/99	99-18/60
R156-50	Private Probation Provider Licensing Act Rules	21822	AMD	03/18/99	99-4/9
R156-50-502	Unprofessional Conduct	21927	NSC	03/29/99	Not Printed
R156-55a	Utah Construction Trades Licensing Act Rules	22084	AMD	07/19/99	99-12/11
R156-55a-301	License Classifications - Scope of Practice	22401	AMD	11/16/99	99-20/9
R156-55b-304	Continuing Education	22394	AMD	11/16/99	99-20/14
R156-56	Utah Uniform Building Standard Act Rules	22008	AMD	07/01/99	99-10/5
R156-56	Utah Uniform Building Standard Act Rules	22009	AMD	see CPR	99-10/19
R156-56	Utah Uniform Building Standard Act Rules	22009	CPR	08/05/99	99-13/28
R156-56	Utah Uniform Building Standard Act Rules	22010	AMD	see CPR	99-10/21
R156-56	Utah Uniform Building Standard Act Rules	22010	CPR	08/05/99	99-13/29
R156-56-102	Definitions	22110	NSC	09/01/99	Not Printed
R156-60	Mental Health Professional Practice Act Rules	22484	5YR	11/15/99	99-23/111
R156-60a	Social Worker Licensing Act Rules	22085	AMD	07/19/99	99-12/12
R156-60a	Social Worker Licensing Act Rules	22485	5YR	11/15/99	99-23/111

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R156-60b	Marriage and Family Therapist Licensing Act Rules	22486	5YR	11/15/99	99-23/112
R156-60b	Marriage and Family Therapist Licensing Act Rules	22376	AMD	11/08/99	99-19/17
R156-60c	Professional Counselor Licensing Act Rules	22329	AMD	10/07/99	99-17/22
R156-61	Psychologist Licensing Act Rules	22201	5YR	07/22/99	99-16/51
R156-61-302a	Qualifications for Licensure - Education Requirements	22102	AMD	08/05/99	99-13/12
R156-62	Health Care Assistant Registration Act Rules	22342	5YR	08/26/99	99-18/60
R156-62-302	Qualifications for Registration	21899	AMD	04/15/99	99-6/6
R156-62-302	Qualifications for Registration	21971	NSC	05/01/99	Not Printed
R156-63	Security Personnel Licensing Act Rules	21855	AMD	04/01/99	99-5/7
R156-66a	Amateur Boxing Fund Grant Rules	22402	AMD	11/16/99	99-20/21
R156-73	Chiropractic Physician Practice Act Rules	22187	AMD	see CPR	99-15/14
R156-73	Chiropractic Physician Practice Act Rules	22187	CPR	11/16/99	99-20/51
R156-74	Certified Shorthand Reporters Licensing Act Rules	21812	NEW	03/18/99	99-4/12
R156-78	Rules of the Certified Shorthand Reporters Licensing Board	21813	REP	03/18/99	99-4/13
<u>Real Estate</u>					
R162-2-2	Licensing Procedure	21967	AMD	06/03/99	99-9/3
R162-6	Licensee Conduct	21968	AMD	06/03/99	99-9/4
R162-9	Continuing Education	21969	AMD	06/03/99	99-9/10
R162-101	Authority and Definitions	22000	EMR	05/03/99	99-10/90
R162-101-2	Definitions	22060	AMD	07/16/99	99-12/25
R162-102	Licensing Procedures	22001	EMR	05/03/99	99-10/91
R162-102	Licensing Procedures	21915	AMD	06/10/99	99-7/5
R162-102	Licensing Procedures	22061	AMD	07/16/99	99-12/27
R162-103	Appraisal Education Requirements for Prelicense and Continuing Education Course, School and Instructor Certification	22002	EMR	05/03/99	99-10/94
R162-103	Appraisal Education Requirements for Prelicense and Continuing Education Course, School and Instructor Certification	22062	AMD	07/16/99	99-12/29
R162-104	Experience Requirement	22003	EMR	05/03/99	99-10/98
R162-104	Experience Requirement	22063	AMD	07/16/99	99-12/33
R162-105	Scope of Authority	22004	EMR	05/03/99	99-10/100
R162-105	Scope of Authority	22064	NEW	07/16/99	99-12/36
R162-106	Professional Conduct	22005	EMR	05/03/99	99-10/102
R162-106	Professional Conduct	22065	AMD	07/16/99	99-12/37
R162-107	Unprofessional Conduct	22006	EMR	05/03/99	99-10/104
R162-107	Unprofessional Conduct	22066	AMD	07/16/99	99-12/39
R162-109	Administrative Proceedings	22007	EMR	05/03/99	99-10/105
R162-109	Administrative Proceedings	22067	AMD	07/16/99	99-12/40

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R251-105	Applicant Qualifications for Employment with Department of Corrections	21828	5YR	02/01/99	99-4/65
R251-105	Applicant Qualifications for Employment with Department of Corrections	21829	AMD	03/29/99	99-4/15
R251-105	Applicant Qualifications for Employment with Department of Corrections	21925	NSC	03/29/99	Not Printed
CRIME VICTIM REPARATIONS					
<u>Administration</u>					
R270-1	Award and Reparation Standards	21904	AMD	04/15/99	99-6/7
R270-1	Award and Reparations Standards	22457	AMD	12/02/99	99-21/13
R270-3	ADA Complaint Procedure	22423	5YR	10/05/99	99-21/67
R270-4	Governmental Records Access and Management Act	22422	5YR	10/05/99	99-21/67
EDUCATION					
<u>Administration</u>					
R277-102	Adjudicative Proceedings	21893	5YR	02/26/99	99-6/28
R277-105	Recognizing Constitutional Freedoms in the Schools	22173	5YR	07/06/99	99-15/58
R277-413	Accreditation of Secondary Schools, Alternative or Special Purpose Schools	21823	NEW	03/22/99	99-4/16
R277-425	Budgeting, Accounting, and Auditing for Utah School Districts	21894	5YR	02/26/99	99-6/28
R277-436	Gang Prevention and Intervention Programs in the Schools	21902	AMD	04/15/99	99-6/12
R277-437	Student Enrollment Options	21677	NEW	01/05/99	98-23/4
R277-438	Dual Enrollment	22105	5YR	06/08/99	99-13/37
R277-441	Alternative Experimental Pilot Programs	22406	5YR	09/30/99	99-20/55
R277-444	Distribution of Funds to Arts and Sciences Organizations	22385	AMD	11/02/99	99-19/20
R277-451	The State School Building Program	22205	NEW	09/15/99	99-16/8
R277-455	Standards and Procedures for Building Plan Review	21895	5YR	02/26/99	99-6/29
R277-456	Funding Regional Service Centers	22407	5YR	09/30/99	99-20/56
R277-458	70% Utilization of School Buildings	22024	EMR	04/30/99	99-10/107
R277-458	70% Utilization of School Buildings	22025	REP	06/15/99	99-10/30
R277-462	Comprehensive Guidance Program	22097	AMD	07/19/99	99-12/42
R277-462	Comprehensive Guidance Program	22408	5YR	09/30/99	99-20/56
R277-463	Class Size Reporting	22409	5YR	09/30/99	99-20/57
R277-470	Distribution of Funds for Charter Schools	21773	NSC	01/27/99	Not Printed
R277-471	Oversight of School Inspections	22386	NEW	11/02/99	99-19/22
R277-472	Reading Performance Improvement Awards Program	22403	NEW	11/16/99	99-20/22
R277-503	An Alternative Preparation for Teaching Program	21972	AMD	06/03/99	99-9/13

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R277-504	Early Childhood, Elementary, Secondary, Special Education (K-12), Communication Disorders, and Special Education (Birth-Age 5) Certification	22410	5YR	09/30/99	99-20/57
R277-519	Educator In-service Procedures and Credit	21824	AMD	03/22/99	99-4/19
R277-521	Professional Specialist Licensing	22206	NEW	09/15/99	99-16/10
R277-600	Student Transportation Standards and Procedures	22207	AMD	09/15/99	99-16/12
R277-601	Standards for Utah School Buses and Operations	21896	5YR	02/26/99	99-6/29
R277-607	Truancy Prevention	22404	NEW	11/16/99	99-20/24
R277-609	Standards for School District Discipline Plans	22313	5YR	08/13/99	99-17/128
R277-700	The Elementary and Secondary School Core Curriculum and High School Graduation Requirements	22106	NSC	06/18/99	Not Printed
R277-702	Procedures for the Utah General Educational Development Certificate	21825	AMD	03/22/99	99-4/20
R277-709	Education Programs Serving Youth in Custody	22098	AMD	07/19/99	99-12/44
R277-710	Accelerated Learning Programs	22208	REP	09/15/99	99-16/16
R277-712	Advanced Placement Programs	21897	5YR	02/26/99	99-6/30
R277-713	Concurrent Enrollment of High School Students in College Courses	22387	AMD	11/02/99	99-19/23
R277-714	Dissemination of Information About Juvenile Offenders	22411	5YR	09/30/99	99-20/58
R277-716	Alternative Language Services (ALS)	21973	AMD	06/03/99	99-9/15
R277-723	Child Care and Adult Care Food Program Sponsors of Day Care Homes	22405	AMD	11/16/99	99-20/26
R277-733	Adult Basic Skills and Adult High School Programs	21826	AMD	03/22/99	99-4/22
R277-734	Standards and Procedures for Adult Education Section 353 Funds	21898	5YR	02/26/99	99-6/30
R277-735	Standards and Procedures for Corrections Education Programs Serving Inmates of the Utah Department of Corrections	21678	NEW	01/05/99	98-23/6
R277-746	Driver Education Programs for Utah Schools	22099	AMD	07/19/99	99-12/45
R277-760	Flow Through Funds for Students at Risk	22412	5YR	09/30/99	99-20/58
R277-800	Administration of the Utah School for the Deaf and the Utah School for the Blind	22314	5YR	08/13/99	99-17/128
R277-907	ATC/ATC-SR Membership Hour Accounting	22209	AMD	09/15/99	99-16/17
R277-916	Technology, Life, and Careers, and Work-Based Learning Programs	22100	NEW	07/19/99	99-12/46
<u>Applied Technology Education (Board for), Rehabilitation</u>					
R280-150	Adjudicative Proceedings Under the Vocational Rehabilitation Act	22315	5YR	08/13/99	99-17/129
R280-201	USOR ADA Complaint Procedure	21679	NEW	01/05/99	98-23/8
R280-202	USOR Procedures for Individuals with the Most Severe Disabilities	21680	NEW	01/05/99	98-23/10
R280-203	Certification Requirements for Interpreters for the Hearing Impaired	22565	5YR	12/15/99	2000-1/73

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<u>Air Quality</u>					
R307-12 (Changed to R307-205)	Fugitive Emissions and Fugitive Dust	21697	AMD	see CPR	98-24/12
R307-12 (Changed to R307-205)	Emission Standards: Fugitive Emissions and Fugitive Dust	21697	CPR	05/04/99	99-7/44
R307-101-2	Definitions	21588	AMD	01/07/99	98-22/49
R307-101-2	Definitions	21782	AMD	04/08/99	99-3/4
R307-101-2	Definitions	21851	AMD	05/06/99	99-5/9
R307-150	Periodic Inventories	21590	REP	03/04/99	98-22/55
R307-150	Emission Inventories	21591	NEW	see CPR	98-22/56
R307-150	Emission Inventories	21591	CPR	03/04/99	99-3/57
R307-155	Emission Inventories	21592	REP	03/04/99	98-22/60
R307-155	Hazardous Air Pollutant Inventory	21593	NEW	see CPR	98-22/62
R307-155	Hazardous Air Pollutant Inventory	21593	CPR	03/04/99	99-3/59
R307-158	Emission Statement Inventory	21594	NEW	see CPR	98-22/64
R307-158	Emission Statement Inventory	21594	CPR	03/04/99	99-3/60
R307-170	Continuous Emission Monitoring Program	21504	R&R	see CPR	98-20/5
R307-170	Continuous Emission Monitoring Program	21504	CPR	04/01/99	99-5/51
R307-202-5	Permissible Burning - With Permit	22043	AMD	07/15/99	99-11/24
R307-210-1	Standards of Performance for New Stationary Sources (NSPS)	22044	AMD	07/15/99	99-11/25
R307-214	National Emission Standards for Hazardous Air Pollutants	21844	5YR	02/03/99	99-5/57
R307-215	Emission Standards: Acid Rain Requirements	22364	5YR	09/08/1999	99-19/97
R307-215-1	Part 76 Requirements	22345	NSC	09/01/99	Not Printed
R307-220-3	Section II, Hospital< Medical, Infectious Waste Incinerators	22363	NSC	09/22/99	Not Printed
R307-221	Emission Standards: Emission Controls for Existing Municipal Solid Waste Landfills	21595	AMD	01/07/99	98-22/66
R307-221	Emission Controls for Existing Municipal Solid Waste Landfills	21850	NSC	02/27/99	Not Printed
R307-302-2	No-Burn Periods for PM10	21570	AMD	01/07/99	98-22/67
R307-309	Davis, Salt Lake, and Utah Counties, Ogden City and Any Nonattainment Area for PM10: Fugitive Emissions and Fugitive Dust	21698	NEW	see CPR	98-24/15
R307-309	Davis, Salt Lake, and Utah Counties, Ogden City and Any Nonattainment Area for PM10: Fugitive Emissions and Fugitive Dust	21698	CPR	05/04/99	99-7/46
R307-222-3	All Incinerators	22357	NSC	10/01/99	Not Printed
R307-328	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Gasoline Transfer and Storage	21949	AMD	07/15/99	99-9/18
R307-342	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Qualification of Contractors, Test Procedures for Testing of Vapor Recovery Systems for Gasoline Delivery Tanks	21950	AMD	07/15/99	99-9/21

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R307-343	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Emission Standards for Wood Furniture Manufacturing Operations	21727	NEW	see CPR	98-24/18
R307-343	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Emission Standards for Wood Furniture Manufacturing Operations	21727	CPR	06/02/99	99-9/95
R307-403	Permits: New and Modified Sources in Nonattainment Areas and Maintenance Areas	21852	AMD	05/06/99	99-5/16
R307-415	Permits: Operating Permit Requirements	21900	5YR	03/01/99	99-6/31
R307-415	Permits: Operating Permit Requirements	22045	AMD	07/15/99	99-11/26
R307-415-3	Definitions	21589	AMD	01/07/99	98-22/68
R307-415-6a	Permit Content: Standard Requirements	22175	NSC	07/22/99	Not Printed
R307-417	Permits: Acid Rain Sources	21735	AMD	03/05/99	99-1/3
R307-417	Permits: Acid Rain Sources	21910	5YR	03/05/99	99-7/55
R307-417-1	Part 72 Requirements	22042	NSC	06/01/99	Not Printed
R307-420	Permits: Ozone Offset Requirements in Davis and Salt Lake Counties	21853	NEW	05/06/99	99-5/18
<u>Drinking Water</u>					
R309-104	Monitoring, Reporting and Public Notification	21553	AMD	01/15/99	98-21/16
R309-113	Drinking Water Source Protection	21554	AMD	01/15/99	98-21/20
R309-352	Drinking Water Capacity Development Funding	22204	AMD	09/15/99	99-16/18
<u>Environmental Response and Remediation</u>					
R311-201	Underground Storage Tanks: Certification Program	21854	NSC	02/27/99	Not Printed
R311-205-2	Underground Storage Tanks: Site Assessment Protocol	22075	AMD	see CPR	99-12/51
R311-205-2	Underground Storage Tanks: Site Assessment Protocol	22075	CPR	10/04/99	99-17/124
<u>Radiation Control</u>					
R313-12-3	Definitions	21684	AMD	03/12/99	98-24/26
R313-15-906	Procedures for Receiving and Opening Packages	21685	AMD	03/12/99	98-24/32
R313-16	General Requirements Applicable to the Installation, Registration, Inspection, and Use of Radiation Machines	21535	AMD	01/15/99	98-21/27
R313-16	General Requirements Applicable to the Installation, Registration, Inspection, and Use of Radiation Machines	22077	AMD	08/13/99	99-12/55
R313-18-12	Instructions to Workers	21947	AMD	06/11/99	99-9/29
R313-19	Requirements of General Applicability to Licensing of Radioactive Material	21686	AMD	03/12/99	98-24/33
R313-19-30	Reciprocal Recognition of Licenses	21948	AMD	06/11/99	99-9/30
R313-21	General Licenses	21805	5YR	01/25/99	99-4/65
R313-28	Use of X-Rays in the Healing Arts	21682	AMD	03/12/99	98-24/46
R313-28	Use of X-Rays in the Healing Arts	22078	AMD	08/13/99	99-12/57

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R313-30	Therapeutic Radiation Machines	22079	AMD	08/13/99	99-12/64
R313-35	Requirements for X-Ray Equipment Used for Non-Medical Applications	22080	AMD	08/13/99	99-12/66
R313-38	Radiation Safety Requirements for Wireline Service Operation and Subsurface Tracer Studies	21807	5YR	01/25/99	99-4/66
R313-70	Payments, Categories and Types of Fees	22081	AMD	08/13/99	99-12/68
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R315-2	General Requirements - Identification and Listing of Hazardous Waste	21459	AMD	see CPR	98-19/10
R315-2	General Requirements - Identification and Listing of Hazardous Waste	21459	CPR	02/15/99	99-1/28
R315-2	General Requirements - Identification and Listing of Hazardous Waste	21953	AMD	06/15/99	99-9/33
R315-2-2	Definition of Solid Waste	21856	AMD	04/15/99	99-5/20
R315-2-6	Requirements for Recyclable Materials	22331	AMD	12/15/99	99-18/5
R315-3	Application and Plan Approval Procedures for Hazardous Waste Treatment, Storage, and Disposal Facilities	21954	AMD	06/15/99	99-9/44
R315-3	Application and Plan Approval Procedures for Hazardous Waste Treatment, Storage, and Disposal Facilities	22332	AMD	12/15/99	99-18/5
R315-4-2	The Manifest	22046	AMD	07/15/99	99-11/30
R315-4-4	Off-Site Hazardous Waste Storage, Treatment or Disposal Facilities Manifest Procedures	22333	AMD	12/15/99	99-18/8
R315-5	Hazardous Waste Generator Requirements	22334	AMD	12/15/99	99-18/9
R315-5-10	Accumulation Time	21955	AMD	06/15/99	99-9/55
R315-6-1	Coverage	22335	AMD	12/15/99	99-18/10
R315-7	Interim Status Requirements for Hazardous Waste Treatment, Storage, and Disposal Facilities	21956	AMD	06/15/99	99-9/56
R315-7-21	Landfills	22336	AMD	12/15/99	99-18/11
R315-8	Standards for Owners and Operators of Hazardous Treatment, Storage, and Disposal Facilities	21957	AMD	06/15/99	99-9/61
R315-8-10	Tanks	22337	AMD	12/15/99	99-18/15
R315-12	Administrative Procedures	21958	AMD	06/15/99	99-9/70
R315-13-1	Land Disposal Restrictions	21959	AMD	06/15/99	99-9/71
R315-13-1	Land Disposal Restrictions	22192	NSC	08/05/99	Not Printed
R315-13-1	Land Disposal Restrictions	22338	AMD	12/15/99	99-18/16
R315-14	Standards for the Management of Specific Hazardous Wastes and Specific Types of Hazardous Waste Management Facilities	21960	AMD	06/15/99	99-9/72
R315-14-7	Hazardous Waste Burned in Boilers and Industrial Furnaces	22339	AMD	12/15/99	99-18/17
R315-16-1	General	21961	AMD	06/15/99	99-9/73
R315-50	Appendices	22340	AMD	12/15/99	99-18/18
R315-50-9	Basis for Listing Hazardous Wastes	21962	AMD	06/15/99	99-9/76

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R315-301-2	Definitions	22305	AMD	10/15/99	99-17/25
R315-303	Landfilling Standards	21784	AMD	see CPR	99-3/14
R315-303	Landfilling Standards	21784	CPR	05/05/99	99-7/78
R315-304	Industrial Solid Waste Landfill Requirements	21439	AMD	see CPR	98-19/50
R315-304	Industrial Solid Waste Landfill Requirements	21439	CPR	01/05/99	98-23/45
R315-304-1	Applicability	21772	NSC	01/05/99	Not Printed
R315-305-5	Requirements for Operation	21785	AMD	03/15/99	99-3/18
R315-306-1	Applicability	22306	AMD	10/15/99	99-17/30
R315-308	Ground Water Monitoring Requirements	22307	AMD	10/15/99	99-17/31
R315-310	Permit Requirements for Solid Waste Facilities	22308	AMD	see CPR	99-17/35
R315-310	Permit Requirements for Solid Waste Facilities	22308	CPR	12/06/99	99-21/65
R315-314	Facility Storage for Piles Used for Storage and Treatment	22309	AMD	10/14/99	99-17/38
R315-315-6	PCB Containing Waste	21786	AMD	03/15/99	99-3/19
R315-315-6	PCB Containing Waste	21919	NSC	03/15/99	Not Printed
R315-315-7	PCB Containing Waste	22310	AMD	10/15/99	99-17/41
R315-317	Other Processes, Variances, and Violations	21787	AMD	03/15/99	99-3/20
R315-317	Violations, Orders, and Hearings	22311	AMD	10/15/99	99-17/42
R315-318	Permit by Rule	21788	AMD	see CPR	99-3/22
R315-318	Permit by Rule	21788	CPR	05/05/99	99-7/50
R315-320	Waste Tire Transporter and Recycler Requirements	21920	5YR	03/12/99	99-7/55
R315-320	Waste Tire Transporter and Recycler Requirements	22312	AMD	10/15/99	99-17/43
<u>Water Quality</u>					
R317-10	Certification of Wastewater Works Operators	21449	AMD	see CPR	98-19/70
R317-10	Certification of Wastewater Works Operators	21449	CPR	02/04/99	99-1/35
R317-100	Utah State Project Priority System and List for the Utah Wastewater Project Assistance Program	22112	AMD	10/01/99	99-13/13
FAIR CORPORATION (UTAH STATE)					
<u>Administration</u>					
R325-1	Utah State Fair Competitive Exhibitor Rules	21872	AMD	04/05/99	99-5/22
R325-1	Utah State Fair Competitive Exhibitor Rules	22114	AMD	08/19/99	99-14/28
R325-2	Utah State Fair Commercial Exhibitor Rules	21873	AMD	04/05/99	99-5/23
R325-2	Utah State Fair Commercial Exhibitor Rules	22115	AMD	08/19/99	99-14/30
R325-3	Utah State Fair Patron Rules	21874	AMD	04/05/99	99-5/24
R325-3	Utah State Fair Patron Rules	22116	AMD	08/19/99	99-14/31
R325-4	Interim Patrons Rules (Other Than Utah State Fair)	21875	AMD	04/05/99	99-5/25
R325-4	Interim Patrons Rules (Other Than Utah State Fair)	22117	NSC	07/06/99	Not Printed

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R325-5	Interim Renters Rules (Other Than Utah State Fair)	21876	AMD	04/05/99	99-5/26
R325-5	Interim Renters Rules (Other Than Utah State Fair)	22118	AMD	08/19/99	99-14/32
HEALTH					
<u>Administration</u>					
R380-25	Submission of Data Through an Electronic Data Interchange	21984	NEW	07/01/99	99-10/32
<u>Children's Health Insurance Program</u>					
R382-10	Eligibility	21669	AMD	01/07/99	98-23/12
R382-10	Eligibility	21843	NSC	02/27/99	Not Printed
<u>Community Health Services, Chronic Disease</u>					
R384-100	Cancer Reporting Rule	21849	NEW	see CPR	99-5/27
R384-100	Cancer Reporting Rule	21849	CPR	08/16/99	99-13/34
<u>Community Health Services, Chronic Disease (Changed to Community and Family Health Services, Chronic Disease--08/03/99)</u>					
R384-100	Cancer Reporting Rule	22221	NSC	08/03/99	Not Printed
<u>Community Health Services, Epidemiology</u>					
R386-702	Communicable Disease Rule	22189	AMD	10/01/99	99-15/18
<u>Community Health Services, Epidemiology (Changed to Epidemiology and Laboratory Services, Epidemiology--08/03/99)</u>					
R386-702	Communicable Disease Rule	22222	NSC	08/03/99	Not Printed
R386-703	Injury Reporting Rule	22223	NSC	08/03/99	Not Printed
<u>Community Health Services, HIV/AIDS Prevention and Control</u>					
R388-803	HIV Infection Reporting	22190	R&R	10/19/99	99-15/25
<u>Community Health Services, HIV/AIDS Prevention and Control (Changed to Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health--08/03/99)</u>					
R388-801	AIDS Testing and Reporting for Emergency Medical Services Providers Rule	22224	NSC	08/03/99	Not Printed
R388-802	HIV Positive Student or School Employee Rule	22225	NSC	08/03/99	Not Printed
R388-803	HIV Test Reporting	22226	NSC	08/03/99	Not Printed
R388-803	HIV Infection Reporting	22190	R&R	10/19/99	99-15/25
R388-804	Special Measures for the Control of Tuberculosis	22227	NSC	08/03/99	Not Printed
<u>Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health--10/08/99)</u>					
R388-801	AIDS Testing and Reporting for Emergency Medical Services Providers Rule	22424	NSC	10/08/99	Not Printed
R388-802	HIV Positive Student or School Employee Rule	22425	NSC	10/08/99	Not Printed
R388-803	HIV Test Reporting	22426	NSC	10/08/99	Not Printed

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R388-804	Special Measures for the Control of Tuberculosis	22427	NSC	10/08/99	Not Printed
R388-804	Special Measures for the Control of Tuberculosis	22191	R&R	11/24/99	99-15/27
<u>Community Health Services, Environmental Services</u>					
R392-101	Food Safety Manager Certification	21914	NEW	06/10/99	99-7/8
R392-101	Food Safety Manager Certification	22107	NSC	06/18/99	Not Printed
<u>Community Health Services, Environmental Services (Changed to Epidemiology and Laboratory Services, Environmental Services--08/03/99)</u>					
R392-100	Food Services Sanitation	22228	NSC	08/03/99	Not Printed
R392-200	Design, Construction, Operation, Sanitation, and Safety of Schools	22229	NSC	08/03/99	Not Printed
R392-300	Recreation Camp Sanitation	22230	NSC	08/03/99	Not Printed
R392-301	Recreational Vehicle Park Sanitation	22231	NSC	08/03/99	Not Printed
R392-302	Design, Construction and Operation of Public Pools	22232	NSC	08/03/99	Not Printed
R392-400	Temporary Mass Gatherings Sanitation	22233	NSC	08/03/99	Not Printed
R392-401	Roadway Rest Stop Sanitation	22234	NSC	08/03/99	Not Printed
R392-402	Mobile Home Park Sanitation	22235	NSC	08/03/99	Not Printed
R392-501	Labor Camp Sanitation	22236	NSC	08/03/99	Not Printed
R392-502	Hotel, Motel and Resort Sanitation	22237	NSC	08/03/99	Not Printed
R392-510	Utah Indoor Clean Air Act	22238	NSC	08/03/99	Not Printed
DAR Note: The following rule was missed with the initial change on 08/03/99. Name change was made on 09/01/99.					
R392-101	Food Safety Manager Certification	22356	NSC	09/01/99	Not Printed
<u>Family Health Services, Child Health (Changed to Community and Family Health Services, Immunization--08/03/99)</u>					
R396-100	Immunization Rule for Students	22239	NSC	08/03/99	Not Printed
<u>Family Health Services, Children with Special Health Care Needs (Changed to Community and Family Health Services, Children with Special Health Care Needs--08/03/99)</u>					
R398-1	Newborn Screening	22240	NSC	08/03/99	Not Printed
R398-1	Newborn Screening	22432	NSC	10/12/99	99-21/68
R398-2	Newborn Hearing Screening	22241	NSC	08/03/99	Not Printed
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R402-5	Birth Defects Reporting	22316	NEW	11/22/99	99-17/48
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R406-100	Special Supplemental Nutrition Program for Women, Infants and Children	22242	NSC	08/03/99	Not Printed
R406-200	Program Overview	22243	NSC	08/03/99	Not Printed
R406-201	Outreach Program	22244	NSC	08/03/99	Not Printed
R406-202	Eligibility	22245	NSC	08/03/99	Not Printed
R406-301	Clinic Guidelines	22246	NSC	08/03/99	Not Printed

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R410-14	Division of Health Care Financing Administrative Hearing Procedures for Medicaid/UMAP Applicants, Recipients and Providers, and Non-Medicaid/UMAP Nursing Home Residents as per "OBRA" Preadmission Screening and Annual Resident Review (PASARR) Determinations/Resident Rights Requirements	21668	AMD	01/07/99	98-23/14
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R414-1	Utah Medicaid Program	21890	AMD	04/23/99	99-6/13
R414-1	Utah Medicaid Program	21985	NSC	05/05/99	Not Printed
R414-29	Client Review/Education and Restriction Policy	21687	AMD	01/21/99	98-24/50
R414-31X	Hospital Utilization Review	21891	REP	04/23/99	99-6/18
R414-54	Speech-Language Pathology Services	21935	5YR	03/31/99	99-8/73
R414-54	Speech-Language Pathology Services	21936	NSC	05/01/99	Not Printed
R414-58	Children's Organ Transplants	21857	5YR	02/12/99	99-5/58
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R414-303	Coverage Groups	22483	EMR	11/15/99	99-23/109
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R414-304	Income and Budgeting	22379	AMD	11/16/99	99-19/29
R414-305	Resources	22068	AMD	07/22/99	99-12/74
R414-307	Eligibility Determination and Redetermination	21892	AMD	04/23/99	99-6/19
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R414-502	Nursing Facility Levels of Care	22382	5YR	09/15/99	99-19/98
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R426-1	Ambulance Rules	22319	REP	10/04/99	99-17/50
R426-1-8	Maximum Licensed Services Transportation Rates and Charges	21649	AMD	01/07/99	98-23/22
R426-2	Air Medical Service Rules	21688	AMD	01/22/99	98-24/59
R426-3	Utah Mobile Paramedic Rules	21694	AMD	01/22/99	98-24/61
R426-3	Paramedic Rules	22320	REP	10/04/99	99-17/60
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R426-4	Emergency Medical Dispatcher Rules	22321	REP	10/04/99	99-17/67
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R426-11	Definitions and Quality Assurance Reviews	22322	NEW	10/12/99	99-17/69
R426-12	Emergency Medical Services Training and Certification Standards	22323	NEW	10/12/99	99-17/72
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R426-15	Licensed and Designated Provider Operations	22326	NEW	10/12/99	99-17/89
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R426-100	Emergency Medical Services Do Not Resuscitate	22328	AMD	10/12/99	99-17/95
R426-100	Emergency Medical Services Do Not Resuscitate	22535	5YR	12/09/99	2000-1/73
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R428-5	Appeal and Adjudicative Proceedings	22249	NSC	08/03/99	Not Printed
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Laboratory Services

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HUMAN RESOURCE MANAGEMENT

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R590-170	Fiduciary and Trust Account Obligations	21725	CPR	03/18/99	99-3/62
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R590-191	Unfair Life Insurance Claims Settlement Practices Rule	21781	CPR	05/25/99	99-8/69
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LABOR COMMISSION

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R647-3	Small Mining Operations	21758	AMD	02/26/99	99-2/55
R647-4	Large Mining Operations	21759	AMD	02/26/99	99-2/56
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R651-206	Carrying Passengers for Hire	22058	AMD	10/12/99	99-12/85
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R651-601	Definitions as Used in These Rules	22127	5YR	06/29/99	99-14/82
R651-601	Definitions as Used in These Rules	22281	AMD	10/04/99	99-17/97
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R651-602	Aircraft and Powerless Flight	22282	AMD	10/04/99	99-17/98
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R651-606	Camping	22284	AMD	10/04/99	99-17/100
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R651-620	Protection of Public Property, Features and Resources	22293	AMD	10/04/99	99-17/109
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R651-624	Sanitation	22295	AMD	10/04/99	99-17/110
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R657-5	Taking Big Game	22076	AMD	07/16/99	99-12/87
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R657-37	Cooperative Wildlife Management Units for Big Game	21939	AMD	05/18/99	99-8/39
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R657-38	Dedicated Hunter Program	21719	AMD	01/15/99	98-24/107
R657-38	Dedicated Hunter Program	22091	NSC	06/04/99	Not Printed
R657-41	Conservation and Sportsman Permits	21940	AMD	05/18/99	99-8/45
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R657-46	The Use of Game Birds in Dog Field Trials and Training	22170	NEW	08/18/99	99-14/57
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R686-103	Professional Practices and Conduct for Utah Educators	22280	NSC	09/01/99	Not Printed

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R698-4	Certification of the Law Enforcement Agency of a Private College or University	21913	NSC	04/01/99	Not Printed
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R708-2	Commercial Driver Training Schools	21579	CPR	03/18/99	99-4/61
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R708-26	Temporary Learner Permit Rules	22390	R&R	11/16/99	99-20/37
R708-30	Motorcycle Rider Training Schools	21881	5YR	02/17/99	99-6/32
R708-30	Motorcycle Rider Training Schools	21933	R&R	05/18/99	99-8/48
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R710-6	Liquefied Petroleum Gas Rules	22317	AMD	10/04/99	99-17/115
R710-6	Liquefied Petroleum Gas Rules	22469	EMR	10/22/99	99-22/23
R710-8	Day Care Rules	21712	AMD	see CPR	98-24/120
R710-8	Day Care Rules	21712	CPR	02/23/99	99-2/88
R710-9	Rules Pursuant to the Utah Fire Prevention Law	21901	AMD	04/19/99	99-6/21
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R746-360	Universal Public Telecommunications Service Support Fund	22418	AMD	12/07/99	99-20/39
R746-365	Intercarrier Service Quality	20997	NEW	see CPR	98-9/50
R746-365	Intercarrier Service Quality	20997	CPR	01/13/99	98-18/39
R746-365	Intercarrier Service Quality	21774	NSC	01/15/99	Not Printed
R746-365-4	Service Quality Guidelines	21879	AMD	06/01/99	99-5/42
R746-401	Rules Governing Reporting of Construction, Purchase, Acquisition, Sale, Transfer or Disposition of Assets by Certain Public Utilities	22549	5YR	12/13/99	2000-1/74
R746-409-1	General Provisions	22178	AMD	11/25/99	99-15/45
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R765-607	Utah Higher Education Tuition Assistance Program	21673	NEW	01/04/99	98-23/38
R765-607	Utah Higher Education Tuition Assistance Program	21771	NSC	01/27/99	Not Printed
R765-610	Utah Higher Education Assistance Authority Federal Family Education Loan Program, PLUS, SLS and Loan Consolidation Programs	22358	AMD	11/03/99	99-19/94
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R765-685	Utah Educational Savings Plan Trust	22174	AMD	09/21/99	99-15/46
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R850-5-200	Payments	22083	NSC	06/03/99	Not Printed
R850-20-175	Coal Leasing of Lands Acquired in Public Law 105-335 Exchanges	21909	EXP	03/03/99	99-7/52

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R850-40-1600	Easement Assignments	22344	AMD	10/18/99	99-18/37
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R865-6F-34	Qualified Subchapter S Subsidiaries Pursuant to Utah Code Ann. Section 59-7-701	21760	AMD	03/16/99	99-2/58
R865-6F-35	S Corporation Determination of Tax Pursuant to Utah Code Ann. Section 59-7-703	21761	AMD	03/16/99	99-2/59
DAR Note: The following three sections will be combined to create one new rule, "R865-7H. Environmental Assurance Fee."					
R865-7H-1	Environmental Assurance Fee for Retailers or Consumers Not Participating in the Environmental Assurance Program Pursuant to Utah Code Ann. Section 19-6-410.5	21737	NEW	03/16/99	99-1/22
R865-7H-2	Environmental Assurance Fee on Packaged Petroleum Products Pursuant to Utah Code Ann. Section 19-6-410.5	21738	NEW	03/16/99	99-1/24
R865-7H-3	Environmental Assurance Fee on Exports of Petroleum Products Pursuant to Utah Code Ann. Section 19-6-410.5	21739	NEW	03/16/99	99-1/24
R865-13G-14	Environmental Assurance Fee Pursuant to Utah Code Ann. Section 19-6-410.5	21740	AMD	04/28/99	99-1/25
R865-19S-79	Tourist Home, Hotel, Motel, or Trailer Court Accommodations and Services Defined Pursuant to Utah Code Ann. Section 59-12-103	22161	AMD	09/02/99	99-14/63
R865-19S-106	Tourist Marketing Performance Fund Pursuant to Utah Code Ann. Section 9-2-1702 and 9-2-1703	22094	AMD	09/02/99	99-12/91
R865-19S-107	Reporting of Exempt Sales or Purchases Pursuant to Utah Code Ann. Section 59-12-105	22095	AMD	09/02/99	99-12/92
R865-19S-108	User Fee Defined Pursuant to Utah Code Ann. Section 59-2-103	22162	AMD	09/02/99	99-14/64
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R873-22M-20	Aircraft Regulation Pursuant to Utah Code Ann. Sections 2-1-7, 2-1-7.5, 2-1-7.6, and 2-1-7.7	21997	AMD	06/21/99	99-10/88
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R884-24P-19	Appraiser Designation Program Pursuant to Utah Code Ann. Sections 59-2-701 and 59-2-702	22353	AMD	10/19/99	99-18/38
R884-24P-19	Appraiser Designation Program Pursuant to Utah Code Ann. Sections 59-2-701 and 59-2-702	22391	NSC	10/19/99	Not Printed
R884-24P-19	Appraiser Designation Program Pursuant to Utah Code Ann. Sections 59-2-701 and 59-2-702	22444	NSC	10/26/99	Not Printed
R884-24P-27	Standards for Assessment Level and Uniformity of Performance Pursuant to Utah Code Ann. Section 59-2-704.5	21930	AMD	06/21/99	99-8/59
R884-24P-27	Standards for Assessment Level and Uniformity of Performance Pursuant to Utah Code Ann. Section 59-2-704.5	21974	NSC	06/21/99	Not Printed

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R884-24P-32	Leasehold Improvements Pursuant to Utah Code Ann. Section 59-2-303	21931	AMD	06/21/99	99-8/61
R884-24P-32	Leasehold Improvements Pursuant to Utah Code Ann. Section 59-2-303	21975	NSC	06/21/99	Not Printed
R884-24P-32	Leasehold Improvements Pursuant to Utah Code Ann. Section 59-2-303	22186	AMD	09/02/99	99-15/51
R884-24P-33	1999 Personal Property Valuation Guides and Schedules Pursuant to Utah Code Ann. Section 59-2-301	22354	AMD	10/19/99	99-18/99
R884-24P-50	Apportioning the Utah Proportion of Commercial Aircraft Valuations Pursuant to Utah Code Ann. Subsection 59-2-201(1)(c) and Section 59-2-801	22096	AMD	09/02/99	99-12/93
R884-24P-52	Criteria for Determining Primary Residence Pursuant to Utah Code Ann. Sections 59-2-102 and 59-2-103	21326	AMD	see CPR	98-16/58
R884-24P-52	Criteria for Determining Primary Residence Pursuant to Utah Code Ann. Sections 59-2-102 and 59-2-103	21326	CPR	01/12/99	98-23/46
R884-24P-53	1999 Valuation Guides for Valuation of Land Subject to the Farmland Assessment Act Pursuant to Utah Code Ann. Section 59-2-515	21777	EMR	01/12/99	99-3/64
R884-24P-53	1999 Valuation Guides for Valuation of Land Subject to the Farmland Assessment Act Pursuant to Utah Code Ann. Section 59-2-515	21789	AMD	03/16/99	99-3/46
R884-24P-53	1999 Valuation Guides for Valuation of Land Subject to the Farmland Assessment Act Pursuant to Utah Code Ann. Section 59-2-515	22446	AMD	12/14/99	99-21/55
R884-24P-57	Judgment Levies Pursuant to Utah Code Ann. Section 59-2-1328	22028	AMD	09/02/99	99-11/73
R884-24P-61	1.5 Percent Uniform Fee on Tangible Personal Property Required to be Registered with the State Pursuant to Utah Code Ann. Sections 41-1a-202, 59-2-104, 59-2-401, 59-2-402, and 59-2-405	21762	AMD	03/16/99	99-2/60
R884-24P-63	Performance Standards and Training Requirements Pursuant to Utah Code Ann. Section 59-2-406	21676	AMD	03/16/99	98-23/42
R884-24P-64	Determination and Application of Taxable Value for Purposes of the Property Tax Exemption for Disabled Veterans and the Blind Pursuant to Utah Code Ann. Section 59-2-1104 and 59-2-1106	21998	AMD	06/21/99	99-10/89

TRANSPORTATION

Administration

R907-64	Longitudinal and Wireless Access to Interstate Highway Rights-of-Way for Installation of Telecommunications Facilities	22124	EMR	06/28/99	99-14/76
R907-64	Longitudinal and Wireless Access to Interstate Highway Rights-of-Way for Installation of Telecommunications Facilities	22165	NEW	08/17/99	99-14/65

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R909-1	Safety Regulations for Motor Carriers	21756	AMD	03/15/99	99-2/62
R909-1	Safety Regulations for Motor Carriers	22400	AMD	12/15/99	99-20/48
R909-3	Standards for Utah School Buses	22346	5YR	08/30/99	99-18/61
R909-75	Safety Regulations for Motor Carriers Transporting Hazardous Materials and/or Hazardous Wastes	21780	AMD	05/04/99	99-3/49
R909-75	Safety Regulations for Motor Carriers Transporting Hazardous Materials and/or Hazardous Wastes	22278	AMD	10/04/99	99-17/121
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R912-3	Restriction of Truck Traffic on SR-128. Legal and Permitted Vehicles	21799	NSC	01/27/99	Not Printed
R912-4	Limitation of Special Permit Vehicles in Provo Canyon. Legal and Permitted Vehicles	21819	REP	06/01/99	99-4/58
R912-8	Minimum Tire, Axle and Suspension Ratings for Heavy Vehicles and the Use of Retractable or Variable Load Suspension Axles in Utah	21800	NSC	01/27/99	Not Printed
R912-14	Changes in Utah's Oversize/Overweight Permit Program - Semitrailer Exceeding 48 Feet Length	22171	5YR	07/06/99	99-15/58
R912-76	Single Tire Configuration	21801	NSC	01/27/99	Not Printed
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R986-218	Financial Assistance General Assistance/Self-Sufficiency Program	22330	EMR	08/17/99	99-18/55
R986-218	Financial Assistance General Assistance/Self-Sufficiency Program	22347	AMD	10/22/99	99-18/48
R986-218	Financial Assistance General Assistance/Self-Sufficiency Program	22465	AMD	12/08/99	99-21/60
R986-221	Demonstration Programs	22093	AMD	08/31/99	99-12/94
R986-413	Program Standards	21705	AMD	01/20/99	98-24/122
R986-414	Income	21581	AMD	01/20/99	98-22/133
R986-414	Income	21763	AMD	04/08/99	99-2/64
R986-417	Documentation	21582	AMD	01/20/99	98-22/134
R986-419	Income Limits	21706	AMD	01/20/99	98-24/124
R986-420	Maximum Allotments	21707	AMD	01/20/99	98-24/125
R986-421	Demonstration Programs	21585	AMD	01/20/99	98-22/136
R986-501	Displaced Homemaker Program	21883	5YR	02/19/99	99-6/32
<u>Workforce Information and Payment Services</u>					
R994-309	Nonprofit Organizations	22197	5YR	07/20/99	99-16/51
R994-310	Coverage	22192	5YR	07/20/99	99-16/52
R994-311	Governmental Units	22199	5YR	07/20/99	99-16/52

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R994-312	Employment Units Records - Confidential	22220	5YR	07/30/99	99-16/53
R994-405	Ineligibility for Benefits	21745	AMD	02/17/99	99-2/65
R994-405	Ineligibility for Benefits	21746	AMD	02/17/99	99-2/72
R994-405	Ineligibility for Benefits	21748	AMD	02/17/99	99-2/77
R994-405	Ineligibility for Benefits	21749	AMD	02/17/99	99-2/83
R994-405	Ineligibility for Benefits	21747	NSC	02/20/99	Not Printed
R994-600	Dislocated Workers	21770	AMD	03/05/99	99-3/51

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ABBREVIATIONS

AMD = Amendment	NSC = Nonsubstantive rule change
CPR = Change in proposed rule	REP = Repeal
EMR = Emergency rule (120 day)	R&R = Repeal and reenact
NEW = New rule	* = Text too long to print in <i>Bulletin</i> , or repealed text not printed in <i>Bulletin</i>
5YR = Five-Year Review	
EXD = Expired	

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<u>ACADEMIC PERFORMANCE</u>					
Education, Administration	22403	R277-472	NEW	11/16/99	99-20/22
<u>ACCELERATED LEARNING</u>					
Education, Administration	21897	R277-712	5YR	02/26/99	99-6/30
<u>ACCIDENT LAW</u>					
Health, Laboratory Services (Changed to Health, Epidemiology and Laboratory Services, Laboratory Services)	22272	R438-10	NSC	08/03/99	Not Printed
<u>ACCOUNTANTS</u>					
Commerce, Occupational and Professional Licensing	22166	R156-26	AMD	08/24/99	99-14/18
	22343	R156-26-307	NSC	09/17/99	Not Printed
<u>ACCREDITATION</u>					
Education, Administration	21823	R277-413	NEW	03/22/99	99-4/16
	22410	R277-504	5YR	09/30/99	99-20/57
<u>ACID RAIN</u>					
Environmental Quality, Air Quality	22364	R307-215	5YR	09/08/99	99-19/97
	22345	R307-215-1	NSC	09/01/99	Not Printed
	21735	R307-417	AMD	03/05/99	99-1/3
	21910	R307-417	5YR	03/05/99	99-7/55
	22042	R307-417-2	NSC	06/01/99	Not Printed

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>ADA COMPLAINT PROCEDURES</u>					
Crime Victim Reparations, Administration	22422	R270-3	5YR	10/05/99	99-21/67
<u>ADMINISTRATIVE LAW</u>					
Human Services, Recovery Services	21675	R527-200	AMD	01/04/99	98-23/33
<u>ADMINISTRATIVE PROCEDURES</u>					
Education, Administration	21893	R277-102	5YR	02/26/99	99-6/28
Education, Applied Technology (Board for), Rehabilitation	22315	R280-150	5YR	08/13/99	99-17/129
Environmental Quality, Drinking Water	21553	R309-104	AMD	01/15/99	98-21/16
Human Resources Management, Administration	22013	R477-4	AMD	06/26/99	99-10/47
	22021	R477-12	AMD	06/26/99	99-10/66
	22023	R477-15	AMD	06/26/99	99-10/71
Human Services, Administration, Administrative Hearings	22059	R497-100	AMD	08/17/99	99-12/79
Labor Commission, Adjudication	21845	R602-2-1	AMD	04/05/99	99-5/38
	21846	R602-2-4	AMD	04/05/99	99-5/40
Labor Commission, Industrial Accidents	22452	R612-1-3	AMD	12/02/99	99-21/37
	22453	R612-1-7	AMD	12/02/99	99-21/39
Natural Resources; Forestry, Fire and State Lands	22053	R652-30-610	AMD	09/29/99	99-11/61
	22054	R652-50-610	AMD	09/29/99	99-11/62
	21672	R652-70-2300	AMD	01/14/99	98-23/36
School and Institutional Trust Lands, Administration	22083	R850-5-200	NSC	06/03/99	Not Printed
	21909	R850-20-175	EXP	03/03/99	99-7/52
	21932	R850-40-1600	AMD	05/18/99	99-8/58
	22344	R850-40-1600	AMD	10/18/99	99-18/37
<u>ADMINISTRATIVE PROCEEDINGS</u>					
Public Safety, Driver License	22419	R708-22	5YR	10/04/99	99-21/72
<u>ADMINISTRATIVE RESPONSIBILITY</u>					
Environmental Quality, Radiation Control	21807	R313-38	5YR	01/25/99	99-4/66
Human Resources Management, Administration	22012	R477-2	AMD	06/26/99	99-10/44
<u>ADOPTION</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22259	R436-5	NSC	08/03/99	Not Printed
Human Services, Child and Family Services	22055	R512-41	NEW	09/01/99	99-11/39
<u>ADULT EDUCATION</u>					
Education, Administration	21825	R277-702	AMD	03/22/99	99-4/20
	21826	R277-733	AMD	03/22/99	99-4/22
	21898	R277-734	5YR	02/26/99	99-6/30
Workforce Services, Employment Development	21883	R986-501	5YR	02/19/99	99-6/32

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<u>ADVERTISING</u>					
Commerce, Consumer Protection	22031	R152-2-5	AMD	09/29/99	99-11/21
	22032	R152-2-10	AMD	08/02/99	99-11/23
<u>AGING</u>					
Human Services, Aging and Adult Services	21885	R510-111	5YR	02/23/99	99-6/31
	21886	R510-111	NSC	02/27/99	Not Printed
<u>AGRICULTURE ASSOCIATIONS</u>					
Agriculture and Food, Administration	21884	R51-5	5YR	02/22/99	99-6/27
<u>AIDS</u>					
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22224	R388-801	NSC	08/03/99	Not Printed
	22225	R388-802	NSC	08/03/99	Not Printed
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22424	R388-801	NSC	10/08/99	Not Printed
	22425	R388-802	NSC	10/08/99	Not Printed
<u>AIRCRAFT</u>					
Tax Commission, Motor Vehicle	21997	R873-22M-20	AMD	06/21/99	99-10/88
<u>AIR POLLUTION</u>					
Environmental Quality, Air Quality	21697	R307-12 (Changed to R307-205)	AMD	see CPR	98-24/12
	21697	R307-12 (Changed to R307-205)	CPR	05/04/99	99-7/44
	21588	R307-101-2	AMD	01/07/99	98-22/49
	21782	R307-101-2	AMD	04/08/99	99-3/4
	21851	R307-101-2	AMD	05/06/99	99-5/9
	21591	R307-150	NEW	see CPR	98-22/56
	21591	R307-150	CPR	03/04/99	99-3/57
	21592	R307-155	REP	03/04/99	98-22/60
	21593	R307-155	NEW	see CPR	98-22/62
	21593	R307-155	CPR	03/04/99	99-3/59
	21594	R307-158	NEW	see CPR	98-22/64
	21594	R307-158	CPR	03/04/99	99-3/60
	21504	R307-170	R&R	see CPR	98-20/5
	21504	R307-170	CPR	04/01/99	99-5/51
	22043	R307-202-5	AMD	07/15/99	99-11/24
	22044	R307-210-1	AMD	07/15/99	99-11/25
	21844	R307-214	5YR	02/03/99	99-5/57
	22363	R307-220-3	NSC	09/22/99	Not Printed
	21595	R307-221	AMD	01/07/99	98-22/66
	21850	R307-221	NSC	02/27/99	Not Printed

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	22357	R307-222-3	NSC	10/01/99	Not Printed
	21570	R307-302-2	AMD	01/07/99	98-22/67
	21698	R307-309	NEW	see CPR	98-24/15
	21698	R307-309	CPR	05/04/99	99-7/46
	21949	R307-328	AMD	07/15/99	99-9/18
	21950	R307-342	AMD	07/15/99	99-9/21
	21727	R307-343	NEW	see CPR	98-24/18
	21727	R307-343	CPR	06/02/99	99-9/95
	21852	R307-403	AMD	05/06/99	99-5/16
	21900	R307-415	5YR	03/01/99	99-6/31
	22045	R307-415	AMD	07/15/99	99-11/26
	21589	R307-415-3	AMD	01/07/99	98-22/68
	22175	R307-415-6a	NSC	07/22/99	Not Printed
	21853	R307-420	NEW	05/06/99	99-5/18
<u>AIR QUALITY</u>					
Environmental Quality, Air Quality	22364	R307-215	5YR	09/08/99	99-19/97
	22345	R307-215-1	NSC	09/01/99	Not Printed
	21735	R307-417	AMD	03/05/99	99-1/3
	21910	R307-417	5YR	03/05/99	99-7/55
	22042	R307-417-1	NSC	06/01/99	Not Printed
<u>AIR TRAVEL</u>					
Administrative Services, Finance	21888	R25-7	NSC	03/05/99	Not Printed
	22050	R25-7	AMD	see CPR	99-11/15
	22050	R25-7	CPR	09/01/99	99-15/55
<u>ALCOHOL</u>					
Public Safety, Highway Patrol	21945	R714-500	NSC	05/01/99	Not Printed
<u>ALIMONY</u>					
Human Services, Recovery Services	22158	R527-450	AMD	08/17/99	99-14/42
<u>ALLOWANCE</u>					
Administrative Services, Finance	21889	R25-8	NSC	03/05/99	Not Printed
<u>ALTERNATIVE DISPUTE RESOLUTION</u>					
Commerce, Occupational and Professional Licensing	21905	R156-39a	5YR	03/01/99	99-6/27
<u>ALTERNATIVE LANGUAGE SERVICES</u>					
Education, Administration	21973	R277-716	AMD	06/03/99	99-9/15
<u>AMATEUR BOXING</u>					
Commerce, Occupational and Professional Licensing	22402	R156-66a	NEW	11/16/99	99-20/21
<u>AMENDMENTS</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22257	R436-1	NSC	08/03/99	Not Printed
<u>ANIMALS</u>					
Health, Laboratory Services	21928	R438-13	5YR	03/18/99	99-8/73

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<u>APPLIED TECHNOLOGY EDUCATION</u>					
Education, Administration	22209	R277-907	AMD	09/15/99	99-16/17
Workforce Services, Employment Development	21883	R986-501	5YR	02/19/99	99-6/32
<u>APPOINTMENT TO OFFICE</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22255	R436-1	NSC	08/03/99	Not Printed
<u>APPRAISAL</u>					
Tax Commission, Property Tax	22353	R884-24P-19	AMD	10/19/99	99-18/38
	22391	R884-24P-19	NSC	10/19/99	Not Printed
	22444	R884-24P-19	NSC	10/26/99	Not Printed
	21930	R884-24P-27	AMD	06/21/99	99-8/59
	21974	R884-24P-27	NSC	06/21/99	Not Printed
	22185	R884-24P-27	AMD	09/02/99	99-15/49
	21931	R884-24P-32	AMD	06/21/99	99-8/61
	21975	R884-24P-32	NSC	06/21/99	Not Printed
	22186	R884-24P-32	AMD	09/02/99	99-15/51
	22354	R884-24P-33	AMD	10/19/99	99-18/40
	22096	R884-24P-50	AMD	09/02/99	99-12/93
	21777	R884-24P-53	EMR	01/12/99	99-3/64
	21789	R884-24P-53	AMD	03/16/99	99-3/46
	22446	R884-24P-53	AMD	12/14/99	99-21/55
	22028	R884-24P-57	AMD	09/02/99	99-11/73
	21762	R884-24P-61	AMD	03/16/99	99-2/60
	21676	R884-24P-63	AMD	03/16/99	98-23/42
	21998	R884-24P-64	AMD	06/21/99	99-10/89
<u>AQUACULTURE</u>					
Agriculture and Food, Animal Industry	22122	R58-17	AMD	08/17/99	99-14/7
	22203	R58-17	NSC	08/18/99	Not Printed
	22304	R58-17	AMD	10/02/99	99-17/4
<u>ARBITRATION</u>					
Commerce, Occupational and Professional Licensing	21905	R156-39a	5YR	03/01/99	99-6/27
<u>ARCHAEOLOGICAL RESOURCES</u>					
Regents (Board of), University of Utah, Museum of Natural History (Utah)	21966	R807-1	NEW	06/03/99	99-9/86
<u>ARTS</u>					
Education, Administration	22385	R277-444	AMD	11/02/99	99-19/20
<u>ASSISTED LIVING FACILITIES</u>					
Public Safety, Fire Marshal	21709	R710-3	AMD	01/15/99	98-24/116
<u>AUTHORITY</u>					
Environmental Quality, Air Quality	21590	R307-150	REP	03/04/99	98-22/55

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<u>AVICULTURE</u>					
Natural Resources, Wildlife Resources	22167	R657-4	AMD	08/17/99	99-14/45
<u>BAIT AND SWITCH</u>					
Commerce, Consumer Protection	22031	R152-2-5	AMD	09/29/99	99-11/21
	22032	R152-2-10	AMD	08/02/99	99-11/23
<u>BAIT DEALERS</u>					
Natural Resources, Wildlife Resources	21937	R657-14	AMD	05/18/99	99-8/25
	22183	R657-14	AMD	09/01/99	99-15/36
<u>BEAM LIMITATION</u>					
Environmental Quality, Radiation Control	21682	R313-28	AMD	03/12/99	98-24/46
	22078	R313-28	AMD	08/13/99	99-12/57
<u>BEAR</u>					
Natural Resources, Wildlife Resources	21938	R657-33	AMD	05/18/99	99-8/33
<u>BED ALLOCATION</u>					
Human Services, Mental Health	22048	R523-1-19	AMD	07/02/99	99-11/42
<u>BENEFITS</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21986	R414-302	AMD	06/28/99	99-10/33
Workforce Services, Employment Development	21582	R986-417	AMD	01/20/99	98-22/134
<u>BICYCLES</u>					
Regents (Board of), University of Utah, Administration	22518	R805-1	5YR	12/01/99	99-24/57
<u>BIG GAME SEASONS</u>					
Natural Resources, Wildlife Resources	21717	R657-5	AMD	01/15/99	98-24/96
	22076	R657-5	AMD	07/16/99	99-12/87
	22349	R657-5-16	AMD	10/16/99	99-18/20
	21721	R657-43	AMD	01/15/99	98-24/110
<u>BIRDS</u>					
Natural Resources, Wildlife Resources	22167	R657-4	AMD	08/17/99	99-14/45
	22168	R657-6	AMD	08/17/99	99-14/47
	22350	R657-9	AMD	10/16/99	99-18/21
	22393	R657-20	AMD	11/16/99	99-20/33
	22170	R657-46	NEW	08/18/99	99-14/57
	22355	R657-46	AMD	10/16/99	99-18/34
<u>BIRTH</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22259	R436-5	NSC	08/03/99	Not Printed
	22260	R436-6	NSC	08/03/99	Not Printed
<u>BIRTH DEFECT REPORTING</u>					
Health, Community and Family Health Services, Health Education Services	22316	R402-5	NEW	11/22/99	99-17/48
<u>BIRTH DEFECTS</u>					
Health, Community and Family Health Services, Health Education Services	22316	R402-5	NEW	11/22/99	99-17/48

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	22049	R25-5	AMD	07/13/99	99-11/14
<u>BOATING</u>					
Natural Resources, Parks and Recreation	21924	R651-206	AMD	05/18/99	99-8/23
	22058	R651-206	AMD	10/12/99	99-12/85
<u>BOILERS</u>					
Labor Commission, Safety	22036	R616-2	AMD	07/02/99	99-11/53
	22450	R616-2-3	AMD	12/02/99	99-21/42
<u>BREATH TESTING</u>					
Public Safety, Highway Patrol	21945	R714-500	NSC	05/01/99	Not Printed
<u>BUDGETING</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21764	R414-304	AMD	02/25/99	99-2/4
	22379	R414-304	AMD	11/16/99	99-19/29
<u>BUILDING CODES</u>					
Commerce, Occupational and Professional Licensing	22008	R156-56	AMD	07/01/99	99-10/5
	22009	R156-56	AMD	see CPR	99-10/19
	22009	R156-56	CPR	08/05/99	99-13/28
	22010	R156-56	AMD	see CPR	99-10/21
	22010	R156-56	CPR	08/05/99	99-13/29
	22110	R156-56-102	NSC	09/01/99	Not Printed
<u>BUILDING INSPECTION</u>					
Commerce, Occupational and Professional Licensing	22008	R156-56	AMD	07/01/99	99-10/5
	22009	R156-56	AMD	see CPR	99-10/19
	22009	R156-56	CPR	08/05/99	99-13/28
	22010	R156-56	AMD	see CPR	99-10/21
	22010	R156-56	CPR	08/05/99	99-13/29
	22110	R156-56-102	NSC	09/01/99	Not Printed
<u>BUILDINGS</u>					
Administrative Services, Facilities Construction and Management	22041	R23-29	5YR	05/11/99	99-11/75
<u>BUSES</u>					
Education, Administration	21896	R277-601	5YR	02/26/99	99-6/29
<u>CANCER</u>					
Health, Community Health Services, Chronic Disease	21849	R384-100	NEW	see CPR	99-5/27
	21849	R384-100	CPR	08/16/99	99-13/34
Health, Community Health Services, Chronic Disease (Changed to Health, Community and Family Health Services, Chronic Disease)	22221	R384-100	NSC	08/03/99	Not Printed
<u>CAPACITY DEVELOPMENT</u>					
Environmental Quality, Drinking Water	22204	R309-352	AMD	09/15/99	99-16/18

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<u>CAPITAL BUDGET</u>					
Administrative Services, Facilities Construction and Management	22103	R23-3	NEW	08/09/99	99-13/7
<u>CERTIFICATION</u>					
Education, Applied Technology Education (Board of), Rehabilitation	22565	R280-203	5YR	12/15/99	2000-1/73
Labor Commission, Safety	22036	R616-2	AMD	07/02/99	99-11/53
	22450	R616-2-3	AMD	12/02/99	99-21/42
	21454	R616-3	AMD	01/28/99	98-19/84
	22037	R616-3	AMD	07/02/99	99-11/56
	21944	R616-3-18	NSC	05/01/99	Not Printed
<u>CERTIFIED NURSE MIDWIFE</u>					
Commerce, Occupational and Professional Licensing	22200	R156-44a	5YR	07/22/99	99-16/50
<u>CHARITIES</u>					
Tax Commission, Auditing	22161	R865-19S-79	AMD	09/02/99	99-14/63
	22094	R865-19S-106	AMD	09/02/99	99-12/91
	22095	R865-19S-107	AMD	09/02/99	99-12/92
	22162	R865-19S-108	AMD	09/02/99	99-14/64
<u>CHARTER SCHOOLS</u>					
Education, Administration	21773	R277-470	NSC	01/27/99	Not Printed
<u>CHILD ABUSE</u>					
Human Services, Child and Family Services	21465	R512-25	AMD	01/21/99	98-19/78
<u>CHILD CARE FACILITIES</u>					
Health, Health Systems Improvement, Child Care Licensing	22193	R430-8	NEW	09/22/99	99-16/22
	22194	R430-50	AMD	09/24/99	99-16/23
	22195	R430-60	AMD	09/22/99	99-16/24
	22196	R430-90	AMD	09/22/99	99-16/27
	22360	R430-100	AMD	12/01/99	99-19/41
	21769	R430-100-13	AMD	02/25/99	99-2/13
<u>CHILD PLACING</u>					
Human Services, Administration, Administrative Services, Licensing	22164	R501-7	AMD	09/01/99	99-14/33
<u>CHILDREN</u>					
Health, Family Health Services, WIC Services (Changed to Health, Community and Family Health Services, WIC Services)	22242	R406-100	NSC	08/03/99	Not Printed
	22243	R406-200	NSC	08/03/99	Not Printed
	22244	R406-201	NSC	08/03/99	Not Printed
	22245	R406-202	NSC	08/03/99	Not Printed
	22246	R406-301	NSC	08/03/99	Not Printed
<u>CHILDREN'S HEALTH BENEFITS</u>					
Health, Children's Health Insurance Program	21669	R382-10	AMD	01/07/99	98-23/12
	21843	R382-10	NSC	02/27/99	Not Printed

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	21917	R495-879	AMD	05/10/99	99-7/28
Human Services, Recovery Services	21870	R527-39	AMD	04/05/99	99-5/33
	21871	R527-56	AMD	04/05/99	99-5/35
	22090	R527-69	REP	07/16/99	99-12/80
	21675	R527-200	AMD	01/04/99	98-23/33
	21809	R527-210	5YR	01/26/99	99-4/70
	21810	R527-210	NSC	01/27/99	Not Printed
	22348	R527-231	AMD	10/18/99	99-18/19
	22421	R527-302	NEW	12/03/99	99-21/24
	21726	R527-378	AMD	01/15/99	98-24/90
	21811	R527-430	AMD	03/18/99	99-4/49
	22158	R527-450	AMD	08/17/99	99-14/42
<u>CHILD WELFARE</u>					
Human Services, Child and Family Services	21465	R512-25	AMD	01/21/99	98-19/78
	22055	R512-41	NEW	09/01/99	99-11/39
<u>CHIROPRACTIC PHYSICIAN</u>					
Commerce, Occupational and Professional Licensing	22187	R156-73	AMD	see CPR	99-15/14
	22187	R156-73	CPR	11/16/99	99-20/51
<u>CHIROPRACTORS</u>					
Commerce, Occupational and Professional Licensing	22187	R156-73	AMD	see CPR	99-20/21
	22187	R156-73	CPR	11/16/99	99-20/51
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Public Safety, Driver License	22414	R708-10	5YR	09/30/99	99-20/59
<u>COAL</u>					
School and Institutional Trust Lands, Administration	21909	R850-20-175	EXP	03/03/99	99-7/52
<u>COAL MINES</u>					
Natural Resources; Oil, Gas and Mining; Coal	22213	R645-100-200	AMD	10/01/99	99-16/30
	21976	R645-101	5YR	04/19/99	99-10/110
	21977	R645-104	5YR	04/19/99	99-10/110
	22215	R645-301-700	AMD	10/01/99	99-16/35
	22216	R645-301-800	AMD	10/01/99	99-16/39
	22217	R645-302-300	AMD	10/01/99	99-16/40
	22218	R645-400-100	AMD	10/01/99	99-16/41
	21978	R645-401	5YR	04/19/99	99-10/111
	22219	R645-401-800	AMD	10/01/99	99-16/43
<u>COATINGS</u>					
Environmental Quality, Air Quality	21727	R307-343	NEW	see CPR	98-24/18
	21727	R307-343	CPR	06/02/99	99-9/95

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	21913	R698-4	NSC	04/01/99	Not Printed
<u>COMMERCIALIZATION OF AQUATIC WILDLIFE</u>					
Natural Resources, Wildlife Resources	21937	R657-14	AMD	05/18/99	99-8/25
	22183	R657-14	AMD	09/01/99	99-15/36
<u>COMMUNICABLE DISEASE</u>					
Health, Community Health Services, Epidemiology	22189	R386-702	AMD	10/01/99	99-15/18
Health, Community Health Services, Epidemiology (Changed to Health, Epidemiology and Laboratory Services, Epidemiology)	22222	R386-702	NSC	08/03/99	Not Printed
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22224	R388-801	NSC	08/03/99	Not Printed
	22225	R388-802	NSC	08/03/99	Not Printed
	22227	R388-304	NSC	08/03/99	Not Printed
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22424	R388-801	NSC	10/08/99	Not Printed
	22425	R388-802	NSC	10/08/99	Not Printed
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Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22427	R388-804	NSC	10/08/99	Not Printed
<u>COMPENSATORY TIME</u>					
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	22017	R477-8	AMD	06/26/99	99-10/55
	22047	R477-8	AMD	07/19/99	99-11/32
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	22065	R162-106	AMD	07/16/99	99-12/37
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	22032	R152-2-10	AMD	08/02/99	99-11/23
	22211	R152-16	5YR	07/29/99	99-16/49
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	21504	R307-170	CPR	04/01/99	99-5/51
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	22109	R156-38	CPR	09/16/99	99-16/46
	22084	R156-55a	AMD	07/19/99	99-12/11
	22401	R156-55a-301	AMD	11/16/99	99-20/9
	22394	R156-55b-304	AMD	11/16/99	99-20/14
	22008	R156-56	AMD	07/01/99	99-10/5
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	22010	R156-56	CPR	08/05/99	99-13/29
	22110	R156-56-102	NSC	09/01/99	Not Printed
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	22268	R436-14	NSC	08/03/99	Not Printed
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	21828	R251-105	5YR	02/01/99	99-4/65
	21829	R251-105	AMD	03/29/99	99-4/15
	21925	R251-105	NSC	03/29/99	Not Printed
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	21813	R156-78	REP	03/18/99	99-4/13
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	22483	R414-303	EMR	11/15/99	99-23/109
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	22106	R277-700	NSC	06/18/99	Not Printed
	22387	R277-713	AMD	11/02/99	99-19/23
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	22256	R436-2	NSC	08/03/99	Not Printed
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	21917	R495-879	AMD	05/10/99	99-7/28
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Public Safety, Fire Marshal	21712	R710-8	AMD	see CPR	98-24/120
	21712	R710-8	CPR	02/23/99	99-2/88
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	22060	R162-101-2	AMD	07/16/99	99-12/25
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	21782	R307-101-2	AMD	04/08/99	99-3/4
	21851	R307-101-2	AMD	05/06/99	99-5/9
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	21585	R986-421	AMD	01/20/99	98-22/136
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Environmental Quality, Radiation Control	21682	R313-28	AMD	03/12/99	98-24/46
	22078	R313-28	AMD	08/13/99	99-12/57
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	21680	R280-202	NEW	01/05/99	98-23/10
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	22280	R686-103	NSC	09/01/99	Not Printed
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	22022	R477-12	AMD	06/26/99	99-10/69
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	22202	R156-1-308a	AMD	09/16/99	99-16/7
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Natural Resources, Wildlife Resources	22170	R657-46	NEW	08/18/99	99-14/57
	22355	R657-46	AMD	10/16/99	99-18/34
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	21554	R309-113	AMD	01/15/99	98-21/20
	22204	R309-352	AMD	09/15/99	99-16/18
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	21579	R708-2	CPR	03/18/99	99-4/61
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Commerce, Real Estate	22002	R162-103	EMR	05/03/99	99-10/94
	22062	R162-103	AMD	07/16/99	99-12/29
Education, Administration	21773	R277-470	NSC	01/27/99	Not Printed
	22206	R277-521	NEW	09/15/99	99-16/10
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	21895	R277-455	5YR	02/26/99	99-6/29
	22024	R277-458	EMR	04/30/99	99-10/107
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	22025	R277-458	REP	06/15/99	99-10/30
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	21944	R616-3-18	NSC	05/01/99	Not Printed
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	21906	R426-6	AMD	05/14/99	99-7/12
	21906	R426-6	AMD	05/14/99	99-7/12
	22322	R426-11	NEW	10/12/99	99-17/69
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	22324	R426-13	NEW	10/12/99	99-17/83
	22325	R426-14	NEW	10/04/99	99-17/86
	22326	R426-15	NEW	10/12/99	99-17/89
	22327	R426-16	NEW	10/04/99	99-17/93
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	22175	R307-415-6a	NSC	07/22/99	Not Printed
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	21925	R251-105	NSC	03/29/99	Not Printed
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	21747	R994-405	NSC	02/20/99	Not Printed
	21770	R994-600	AMD	03/05/99	99-3/51
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Education, Administration	21677	R277-437	NEW	01/05/99	98-23/4
<u>ENROLLMENT REPORTING</u>					
Education, Administration	22409	R277-463	5YR	09/30/99	99-20/57
<u>ENVIRONMENT</u>					
DAR Note: The following three sections will be combined to create one new rule, "R865-7H. Environmental Assurance Fee."					
Tax Commission, Auditing	21737	R865-7H-1	NEW	03/16/99	99-1/22
	21738	R865-7H-2	NEW	03/16/99	99-1/24
	21739	R865-7H-3	NEW	03/16/99	99-1/24
	21740	R865-13G-14	AMD	04/28/99	99-1/25

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<u>ENVIRONMENTAL HEALTH</u>					
Environmental Quality, Drinking Water	21554	R309-113	AMD	01/15/99	98-21/20
<u>ENVIRONMENTAL PROTECTION</u>					
Environmental Quality, Air Quality	22363	R307-220-3	NSC	09/22/99	Not Printed
	21900	R307-415	5YR	03/01/99	99-6/31
	22045	R307-415	AMD	07/15/99	99-11/26
	21589	R307-415-3	AMD	01/07/99	98-22/68
	22175	R307-415-6a	NSC	07/22/99	Not Printed
Environmental Quality, Drinking Water	21553	R309-104	AMD	01/15/99	98-21/16
<u>ETHICS</u>					
Natural Resources, Wildlife Resources	21719	R657-38	AMD	01/15/99	98-24/107
	22091	R657-38	NSC	06/04/99	Not Printed
<u>EVIDENCE</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22258	R436-4	NSC	08/03/99	Not Printed
<u>EXCEPTIONAL CHILDREN</u>					
Education, Administration	22208	R277-710	REP	09/15/99	99-16/16
	22412	R277-760	5YR	09/30/99	99-20/58
<u>EXEMPTIONS</u>					
Environmental Quality, Radiation Control	21684	R313-12-3	AMD	03/12/99	98-24/26
	21686	R313-19	AMD	03/12/99	98-24/33
	21948	R313-19-30	AMD	06/11/99	99-9/30
<u>EXPENSES</u>					
Public Safety, Comprehensive Emergency Management	22163	R704-1	NEW	08/19/99	99-14/59
<u>EXPERIENCE</u>					
Commerce, Real Estate	22003	R162-104	EMR	05/03/99	99-10/98
	22063	R162-104	AMD	07/16/99	99-12/33
<u>EXTENDED YEAR</u>					
Education, Administration	22406	R277-441	5YR	09/30/99	99-20/55
<u>EXTINGUISHERS</u>					
Public Safety, Fire Marshal	21708	R710-1	AMD	01/15/99	98-24/112
<u>FACILITIES USE</u>					
Capitol Preservation Board (State), Administration	22567	R131-2	EMR	12/15/99	2000-1/68
<u>FAIR EMPLOYMENT PRACTICES</u>					
Human Resources Management, Administration	22012	R477-2	AMD	06/26/99	99-10/44
	22014	R477-5	AMD	06/26/99	99-10/48
<u>FAIR HOUSING</u>					
Labor Commission, Antidiscrimination and Labor, Fair Housing	22451	R608-1	R&R	12/02/99	99-21/28

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	22114	R325-1	AMD	08/19/99	99-14/28
	21873	R325-2	AMD	04/05/99	99-5/23
	22115	R325-2	AMD	08/19/99	99-14/30
	21874	R325-3	AMD	04/05/99	99-5/24
	22116	R325-3	AMD	08/19/99	99-14/31
	21875	R325-4	AMD	04/05/99	99-5/25
	22117	R325-4	NSC	07/06/99	Not Printed
	21876	R325-5	AMD	04/05/99	99-5/26
	22118	R325-5	AMD	08/19/99	99-14/32
<u>FALCONRY</u>					
Natural Resources, Wildlife Resources	22393	R657-20	AMD	11/16/99	99-20/33
<u>FATHERS</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22257	R436-3	NSC	08/03/99	Not Printed
<u>FEES</u>					
Environmental Quality, Radiation Control	22081	R313-70	AMD	08/13/99	99-12/68
Health, Vital Records and Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22265	R436-11	NSC	08/03/99	Not Printed
	22269	R436-15	NSC	08/03/99	Not Printed
Human Services, Mental Health	22048	R523-1-19	AMD	07/02/99	99-11/42
Human Services, Recovery Services	22090	R527-69	REP	07/16/99	99-12/80
Natural Resources, Parks and Recreation	22136	R651-610	5YR	06/29/99	99-14/86
	22287	R651-610	AMD	10/04/99	99-17/104
	22435	R651-610	AMD	12/02/99	99-21/45
<u>FILING DEADLINES</u>					
Labor Commission, Industrial Accidents	22452	R612-1-3	AMD	12/02/99	99-21/37
	22453	R612-1-7	AMD	12/02/99	99-21/39
<u>FINANCE</u>					
Administrative Services, Finance	21889	R25-8	NSC	03/05/99	Not Printed
<u>FIRE PREVENTION</u>					
Public Safety, Fire Marshal	21712	R710-8	AMD	see CPR	98-24/120
	21712	R710-8	CPR	02/23/99	99-2/88
	21901	R710-9	AMD	04/19/99	99-6/21
<u>FINANCIAL AID</u>					
Regents (Board of), Administration	21673	R765-607	NEW	01/04/99	98-23/38
	21771	R765-607	NSC	01/27/99	Not Printed
<u>FINANCIAL DISCLOSURE</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21764	R414-304	AMD	02/25/99	99-2/4
	22379	R414-304	AMD	11/16/99	99-19/29

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<u>FINANCIAL REIMBURSEMENT</u>					
Public Safety, Comprehensive Emergency Management	22163	R704-1	NEW	08/19/99	99-14/59
<u>FIREARMS</u>					
Administrative Services, Fleet Operations, Surplus Property	22180	R28-2	AMD	11/01/99	99-15/11
<u>FIRE MARSHAL</u>					
Environmental Quality, Air Quality	22043	R307-202-5	AMD	07/15/99	99-11/24
<u>FIREPLACE</u>					
Environmental Quality, Air Quality	21570	R307-302-2	AMD	01/07/99	98-22/67
<u>FIRE PREVENTION</u>					
Public Safety, Fire Marshal	21708	R710-1	AMD	01/15/99	98-24/112
	21710	R710-4	AMD	01/15/99	98-24/117
	22184	R710-9	AMD	09/01/99	99-15/41
<u>FOOD INSPECTION</u>					
Agriculture and Food, Regulatory Services	22057	R70-630	AMD	07/06/99	99-11/19
<u>FOOD SERVICES</u>					
Health, Community Health Services, Environmental Services	21912	R392-101	NEW	06/10/99	99-7/8
	22107	R392-101	NSC	06/18/99	Not Printed
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22228	R392-100	NSC	08/03/99	Not Printed
	22356	R392-101	NSC	09/01/99	Not Printed
<u>FOOD STAMPS</u>					
Workforce Services, Employment Development	21705	R986-413	AMD	01/20/99	98-24/122
	21582	R986-417	AMD	01/20/99	98-22/134
	21706	R986-419	AMD	01/20/99	98-24/124
	21707	R986-420	AMD	01/20/99	98-24/125
<u>FOSTER CARE</u>					
Human Services, Administration, Administrative Services, Licensing	22051	R501-12	AMD	09/01/99	99-11/37
<u>FRANCHISE</u>					
Tax Commission, Auditing	21760	R865-6F-34	AMD	03/16/99	99-2/58
	21761	R865-6F-35	AMD	03/16/99	99-2/59
<u>FREEDOM OF RELIGION</u>					
Education, Administration	22173	R277-105	5YR	07/06/99	99-15/58
<u>FUEL PRICES</u>					
Commerce, Consumer Protection	22211	R152-16	5YR	07/29/99	99-16/49
<u>FUGITIVE EMISSIONS</u>					
Environmental Quality, Air Quality	21697	R307-12 (Changed to R307-205)	AMD	see CPR	98-24/12
	21697	R307-12 (Changed to R307-205)	CPR	05/04/99	99-7/44

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<u>FUNERAL INDUSTRIES</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22261	R436-7	NSC	08/03/99	Not Printed
	22262	R436-8	NSC	08/03/99	Not Printed
	22263	R436-9	NSC	08/03/99	Not Printed
<u>GAME BIRDS</u>					
Natural Resources, Wildlife Resources	22169	R657-22	AMD	08/17/99	99-14/54
<u>GAME LAWS</u>					
Natural Resources, Wildlife Resources	22167	R657-4	AMD	08/17/99	99-14/45
	21717	R657-5	AMD	01/15/99	98-24/96
	22076	R657-5	AMD	07/16/99	99-12/87
	22349	R657-5-16	AMD	10/16/99	99-18/20
	22168	R657-6	AMD	08/17/99	99-14/47
	22351	R657-10	AMD	10/16/99	99-18/28
	21937	R657-14	AMD	05/18/99	99-8/25
	22183	R657-14	AMD	09/01/99	99-15/36
	21938	R657-33	AMD	05/18/99	99-8/33
<u>GANGS</u>					
Education, Administration	21902	R277-436	AMD	04/15/99	99-6/12
<u>GASOLINE</u>					
Tax Commission, Auditing	21740	R865-13G-14	AMD	04/28/99	99-1/25
<u>GASOLINE TRANSPORT</u>					
Environmental Quality, Air Quality	21949	R307-328	AMD	07/15/99	99-9/18
	21950	R307-342	AMD	07/15/99	99-9/21
<u>GENERAL LICENSES</u>					
Environmental Quality, Radiation Control	21805	R313-21	5YR	01/25/99	99-4/65
<u>GIFTED CHILDREN</u>					
Education, Administration	22208	R277-710	REP	09/15/99	99-16/16
	21897	R277-712	5YR	02/26/99	99-6/30
<u>GOVERNMENT CORPORATIONS</u>					
Workforce Services, Workforce Information and Payment Services	22199	R994-311	5YR	07/20/99	99-16/52
<u>GOVERNMENT DOCUMENTS</u>					
Administrative Services, Records Committee	21751	R35-1	NEW	03/18/99	99-2/2
	22069	R35-2	NEW	07/16/99	99-12/6
	22113	R35-2-3	NSC	07/16/99	Not Printed
	22070	R35-3	NEW	07/16/99	99-12/7
	22071	R35-4	NEW	07/16/99	99-12/8
	22072	R35-5	NEW	07/16/99	99-12/9
	22073	R35-6	NEW	07/16/99	99-12/10

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<u>GOVERNMENT HEARINGS</u>					
Human Resources Management, Administration	22020	R477-11	AMD	06/26/99	99-10/65
Public Service Commission, Administration	21793	R746-100	AMD	05/17/99	99-3/34
<u>GOVERNMENT RECORDS ACCESS</u>					
Crime Victim Reparations, Administration	22423	R270-4	5YR	10/05/99	99-21/67
<u>GRAMA (Government Records Access and Management Act)</u>					
Regents (Board of), Salt Lake Community College	21820	R784-1	NEW	03/18/99	99-4/57
<u>GRANTS</u>					
Commerce, Occupational and Professional Licensing	22402	R156-66a	NEW	11/16/99	99-20/21
Environmental Quality, Water Quality	22112	R317-100	AMD	10/01/99	99-13/13
Health, Health Systems Improvement, Primary Care and Rural Health	21802	R434-10	AMD	03/26/99	99-4/36
	21666	R434-20	NEW	01/07/99	98-23/26
<u>GRAZING</u>					
Agriculture and Food, Administration	21884	R51-5	5YR	02/22/99	99-6/27
<u>GREAT SEAL</u>					
Lieutenant Governor, Administration	21963	R622-2	NEW	06/22/99	99-9/84
	22030	R622-2	NSC	06/22/99	Not Printed
<u>GRIEVANCES</u>					
Human Resources Management, Administration	22013	R477-4	AMD	06/26/99	99-10/47
	22020	R477-11	AMD	06/26/99	99-10/65
	22021	R477-12	AMD	06/26/99	99-10/66
<u>HATCH ACT</u>					
Human Resources Management, Administration	22018	R477-9	AMD	06/26/99	99-10/61
<u>HAZARDOUS AIR POLLUTANT</u>					
Environmental Quality, Air Quality	21593	R307-155	NEW	see CPR	98-22/62
	21593	R307-155	CPR	03/04/99	99-3/59
	21844	R307-214	5YR	02/03/99	99-5/57
<u>HAZARDOUS MATERIALS TRANSPORTATION</u>					
Transportation, Motor Carrier	21780	R909-75	AMD	05/04/99	99-3/49
	22278	R909-75	AMD	10/04/99	99-17/121
<u>HAZARDOUS SUBSTANCES</u>					
Environmental Quality, Environmental Response and Remediation	21854	R311-201	NSC	02/27/99	Not Printed
	22075	R311-205-2	AMD	see CPR	99-12/51
	22075	R311-205-2	CPR	10/04/99	99-17/124
Transportation, Motor Carrier	21780	R909-75	AMD	05/04/99	99-3/49
	22278	R909-75	AMD	10/04/99	99-17/121

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<u>HAZARDOUS WASTE</u>					
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	21459	R315-2	CPR	02/15/99	99-1/28
	21953	R315-2	AMD	06/11/99	99-9/33
	21856	R315-2-2	AMD	04/15/99	99-5/20
	22331	R315-2-6	AMD	12/15/99	99-18/5
	21954	R315-3	AMD	06/15/99	99-9/44
	22332	R315-3	AMD	12/15/99	99-18/5
	22046	R315-4-2	AMD	07/15/99	99-11/30
	22333	R315-4-4	AMD	12/15/99	99-18/8
	22334	R315-5	AMD	12/15/99	99-18/9
	21955	R315-5-10	AMD	06/15/99	99-9/55
	22335	R315-6-1	AMD	12/15/99	99-18/10
	21956	R315-7	AMD	06/15/99	99-9/56
	22336	R315-7-21	AMD	12/15/99	99-18/11
	21957	R315-8	AMD	06/15/99	99-9/61
	22337	R315-8-10	AMD	12/15/99	99-18/15
	21958	R315-12	AMD	06/15/99	99-9/70
	21959	R315-13-1	AMD	06/15/99	99-9/71
	22192	R315-13-1	NSC	08/05/99	Not Printed
	22338	R315-13-1	AMD	12/15/99	99-18/16
	21960	R315-14	AMD	06/15/99	99-9/72
	22339	R315-14-7	AMD	12/15/99	99-18/17
	21961	R315-16-1	AMD	06/15/99	99-9/73
	22340	R315-50	AMD	12/15/99	99-18/18
	21962	R315-50-9	AMD	06/15/99	99-9/76
Transportation, Motor Carrier	21780	R909-75	AMD	05/04/99	99-3/49
	22278	R909-75	AMD	10/04/99	99-17/121
<u>HEALTH</u>					
Health, Administration	21984	R380-25	NEW	07/01/99	99-10/32
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22248	R428-2	NSC	08/03/99	Not Printed
	22249	R428-5	NSC	08/03/99	Not Printed
Health, Health Data Analysis	21755	R428-10	AMD	03/01/99	99-2/10
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22250	R428-10	NSC	08/03/99	Not Printed
	22251	R428-11	NSC	08/03/99	Not Printed
	22253	R428-13	NSC	08/03/99	Not Printed
	22254	R428-20	NSC	08/03/99	Not Printed
<u>HEALTH CARE</u>					
Health, Family Health Services, Children with Special Health Care Needs (Changed to Health, Community and Family Health Services, Children with Special Health Care Needs)	22240	R398-1	NSC	08/03/99	Not Printed

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<u>HEALTH CARE ASSISTANTS</u>					
Commerce, Occupational and Professional Licensing	22342	R156-62	5YR	08/26/99	99-18/60
	21899	R156-62-302	AMD	04/15/99	99-6/6
	21971	R156-62-302	NSC	05/01/99	Not Printed
<u>HEALTH CARE FACILITIES</u>					
Health, Health Systems Improvement, Health Facility Licensure	22177	R432-35-4	AMD	09/22/99	99-15/33
	22365	R432-5	AMD	12/01/99	99-19/54
<u>HEALTH CARE QUALITY</u>					
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22252	R428-12	NSC	08/03/99	Not Printed
<u>HEALTH FACILITIES</u>					
Health, Health Systems Improvement, Health Facility Licensure	21795	R432-1	5YR	01/20/99	99-4/67
	21775	R432-2	5YR	01/11/99	99-3/68
	21859	R432-2	AMD	04/21/99	99-5/29
	21776	R432-3	5YR	01/11/99	99-3/68
	21981	R432-3	AMD	07/06/99	99-10/35
	21815	R432-4	5YR	01/29/99	99-4/68
	22365	R432-4	AMD	12/01/99	99-19/47
	21816	R432-5	5YR	01/29/99	99-4/68
	21700	R432-6	AMD	01/29/99	98-24/69
	21817	R432-6	5YR	01/29/99	99-4/69
	22367	R432-7	AMD	12/01/99	99-19/59
	22368	R432-8	AMD	12/01/99	99-19/60
	22369	R432-9	AMD	12/01/99	99-19/63
	22370	R432-10	AMD	12/01/99	99-10/65
	22371	R432-11	AMD	12/01/99	99-19/69
	22372	R432-12	AMD	12/01/99	99-19/72
	22373	R432-13	AMD	12/01/99	99-19/77
	22374	R432-14	AMD	12/01/99	99-19/79
	22375	R432-15	REP	12/01/99	99-19/81
	21796	R432-100-23	AMD	04/07/99	99-4/25
	21818	R432-149	5YR	01/29/99	99-4/69
	21797	R432-149	REP	04/07/99	99-4/26
	21752	R432-150	R&R	02/25/99	99-2/15
	22362	R432-150-24	AMD	12/01/99	99-19/87
	21918	R432-152	AMD	07/06/99	99-7/14
	21528	R432-250	REP	01/20/99	98-21/42
	21722	R432-270	R&R	01/29/99	98-24/70
	21561	R432-300	R&R	01/11/99	98-22/73

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	21734	R432-750	AMD	02/25/99	99-1/3
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22263	R436-9	NSC	08/03/99	Not Printed
<u>HEALTH MAINTENANCE ORGANIZATION</u>					
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22252	R428-12	NSC	08/03/99	Not Printed
<u>HEALTH PLANNING</u>					
Health, Health Data Analysis	21755	R428-10	AMD	03/01/99	99-2/10
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22248	R428-2	NSC	08/03/99	Not Printed
	22249	R428-5	NSC	08/03/99	Not Printed
	22250	R428-10	NSC	08/03/99	Not Printed
	22251	R428-11	NSC	08/03/99	Not Printed
	22253	R428-13	NSC	08/03/99	Not Printed
	22254	R428-20	NSC	08/03/99	Not Printed
<u>HEALTH POLICY</u>					
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22248	R428-2	NSC	08/03/99	Not Printed
	22249	R428-5	NSC	08/03/99	Not Printed
	22253	R428-13	NSC	08/03/99	Not Printed
	22254	R428-20	NSC	08/03/99	Not Printed
<u>HEARING AIDS</u>					
Commerce, Occupational and Professional Licensing	22341	R156-46a	5YR	08/26/99	99-18/60
<u>HEARINGS</u>					
Labor Commission, Adjudication	21845	R602-2-1	AMD	04/05/99	99-5/38
	21846	R602-2-4	AMD	04/05/99	99-5/40
Professional Practices Advisory Commission, Administration	21921	R686-100	AMD	05/06/99	99-7/31
<u>HIGHER EDUCATION</u>					
Education, Administration	22387	R277-713	AMD	11/02/99	99-19/23
Money Management Council, Administration	21941	R628-2	AMD	06/01/99	99-8/21
Regents (Board of), Administration	21673	R765-607	NEW	01/04/99	98-23/38
	21771	R765-607	NSC	01/27/99	Not Printed
	22358	R765-610	AMD	11/03/99	99-19/94
	22359	R765-648	REP	11/03/99	99-19/95
	21674	R765-685	AMD	01/04/99	98-23/40
	22174	R765-685	AMD	09/21/99	99-15/46
<u>HIRING PRACTICES</u>					
Human Resources Management, Administration	22014	R477-5	AMD	06/26/99	99-10/48

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<u>HIV</u>					
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22225	R388-802	NSC	08/03/99	Not Printed
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22425	R388-802	NSC	10/08/99	Not Printed
<u>HIV/AIDS</u>					
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22226	R388-803	NSC	08/03/99	Not Printed
Health, Community Health Services, HIV/AIDS Prevention and Control	22190	R388-803	R&R	10/19/99	99-15/25
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22426	R388-803	NSC	10/08/99	Not Printed
<u>HOSPITAL POLICY</u>					
Health, Health Data Analysis	21755	R428-10	AMD	03/01/99	99-2/10
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22250	R428-10	NSC	08/03/99	Not Printed
	22251	R428-11	NSC	08/03/99	Not Printed
<u>HOSPITALS</u>					
Environmental Quality, Air Quality	22357	R307-222-3	NSC	10/01/99	Not Printed
<u>HOSTILE WORK ENVIRONMENT</u>					
Human Resource Management, Administration	22023	R477-15	AMD	06/26/99	99-10/71
<u>HOTELS</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22237	R392-502	NSC	08/03/99	Not Printed
<u>HOUSING</u>					
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<u>HUMAN SERVICES</u>					
Human Services, Administration, Administrative Services, Licensing	21768	R501-1	NSC	01/27/99	Not Printed
	22164	R501-7	AMD	09/01/99	99-14/33
	22051	R501-12	AMD	09/01/99	99-11/37
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	22091	R657-38	NSC	06/04/99	Not Printed
<u>HYDROELECTRIC POWER</u>					
Natural Resources, Energy and Resource Planning	22029	R637-1	AMD	07/30/99	99-11/59
<u>IGNITION INTERLOCK SYSTEMS</u>					
Public Safety, Driver License	22415	R708-31	5YR	09/30/99	99-20/60
<u>IMMUNIZATION</u>					
Health, Family Health Services, Child Health (Changed to Health, Community and Family Health Services, Immunization)	22239	R396-100	NSC	08/03/99	Not Printed
<u>INCINERATORS</u>					
Environmental Quality, Air Quality	22363	R307-220-3	NSC	09/22/99	Not Printed
<u>INCOME</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21986	R414-302	AMD	06/28/99	99-10/33
	21529	R414-303	AMD	01/05/99	98-21/31
	22483	R414-303	EMR	11/15/99	99-23/109
	21764	R414-304	AMD	02/25/99	99-2/4
	22379	R414-304	AMD	11/16/99	99-19/29
Workforce Services, Employment Development	22093	R986-221	AMD	08/31/99	99-12/94
	21581	R986-414	AMD	01/20/99	98-22/133
	21763	R986-414	AMD	04/08/99	99-2/64
	21585	R986-421	AMD	01/20/99	98-22/136
<u>INCOME WITHHOLDING FEES</u>					
Human Services, Recovery Services	22421	R527-302	NEW	12/03/99	99-21/24
<u>INDOOR AIR POLLUTION</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22238	R392-510	NSC	08/03/99	Not Printed
<u>INDUSTRY</u>					
Environmental Quality, Radiation Control	22080	R313-35	AMD	08/13/99	99-12/66
<u>INFANTS</u>					
Health, Family Health Services, WIC Services (Changed to Health, Community and Family Health Services, WIC Services)	22242	R406-100	NSC	08/03/99	Not Printed
	22243	R406-200	NSC	08/03/99	Not Printed
	22244	R406-201	NSC	08/03/99	Not Printed
	22245	R406-202	NSC	08/03/99	Not Printed
	22246	R406-301	NSC	08/03/99	Not Printed
<u>INFECTIOUS WASTE</u>					
Environmental Quality, Air Quality	22357	R307-222-3	NSC	10/01/99	Not Printed

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<u>INSPECTIONS</u>					
Agriculture and Food, Animal Industry	22123	R58-20	NEW	08/17/99	99-14/16
Agriculture and Food, Regulatory Services	22375	R70-530-1	AMD	11/02/99	99-19/17
	22056	R70-530-6	NSC	06/01/99	Not Printed
Environmental Quality, Radiation Control	21684	R313-12-3	AMD	03/12/99	98-24/26
	21535	R313-16	AMD	01/15/99	98-21/27
	22077	R313-16	AMD	08/13/99	99-12/55
	21947	R313-18-12	AMD	06/11/99	99-9/29
<u>INSURANCE</u>					
Human Resources Management, Administration	22016	R477-7	AMD	06/26/99	99-10/52
Insurance, Administration	21942	R590-102	AMD	see CPR	99-8/18
	21942	R590-102	CPR	07/19/99	99-12/98
	22210	R590-102-5	NSC	07/29/99	Not Printed
	21999	R590-146	AMD	see CPR (First)	99-10/72
	21999	R590-146	CPR (First)	see CPR (Second)	99-15/56
	21999	R590-146	CPR (Second)	10/21/99	99-18/54
	21804	R590-160	5YR	01/22/99	99-4/71
	21790	R590-165	AMD	03/16/99	99-3/23
	22088	R590-165	5YR	05/27/99	99-12/104
	22089	R590-166	5YR	05/27/99	99-12/104
	21791	R590-167	AMD	03/11/99	99-3/24
	21725	R590-170	NEW	see CPR	98-24/95
	22551	R590-167	5YR	12/14/99	2000-1/74
	21725	R590-170	CPR	03/18/99	99-3/62
	21792	R590-175	AMD	03/11/99	99-3/29
	22377	R590-179	REP	11/17/99	99-19/89
	22176	R590-186-12	NSC	07/22/99	Not Printed
<u>INSURANCE COMPANIES</u>					
Insurance, Administration	22448	R590-127	5YR	10/14/99	99-21/71
	22464	R590-127	AMD	12/14/99	99-21/25
	22443	R590-129	5YR	10/13/99	99-21/71
<u>INSURANCE LAW</u>					
Insurance, Administration	22463	R590-67	5YR	10/15/99	99-21/68
	22440	R590-76	5YR	10/13/99	99-21/69
	22441	R590-79	5YR	10/13/99	99-21/70

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	21964	R590-89	REP	08/27/99	99-9/76
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	21766	R590-96	AMD	03/16/99	99-2/46
	21923	R590-96	NSC	03/29/99	Not Printed
	22087	R590-98	5YR	05/27/99	99-12/103
	21723	R590-135	REP	03/18/99	98-24/91
	21767	R590-190	NEW	see CPR	99-2/47
	21767	R590-190	CPR	05/26/99	99-8/64
	22082	R590-190	AMD	07/28/99	99-12/81
	21781	R590-191	NEW	see CPR	99-3/30
	21781	R590-191	CPR	05/25/99	99-8/69
	21965	R590-192	NEW	see CPR	99-9/81
	21965	R590-192	CPR	08/27/99	99-12/100
	21765	R590-194	NEW	03/23/99	99-2/52
	22188	R590-194	AMD	see CPR	99-15/35
	22188	R590-194	CPR	12/01/99	99-20/52
<u>INSURANCE LICENSING</u>					
Insurance, Administration	21848	R590-195	NEW	04/22/99	99-5/36
<u>INSURANCE RULE</u>					
Insurance, Administration	21339	R590-120	AMD	see CPR (First)	98-16/28
	21339	R590-120	CPR (First)	see CPR (Second)	99-1/37
	21339	R590-120	CPR (Second)	06/04/99	99-9/97
<u>INTERCONNECTION</u>					
Public Service Commission, Administration	20997	R746-365	NEW	see CPR	98-9/50
	20997	R746-365	CPR	01/13/99	98-18/39
	21774	R746-365	NSC	01/15/99	Not Printed
	21879	R746-365-4	AMD	06/01/99	99-5/42
<u>INTERPRETERS</u>					
Education, Applied Technology Education (Board of), Rehabilitation	22565	R280-203	5YR	12/15/99	2000-1/73
<u>INTERSTATE HIGHWAY SYSTEM</u>					
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	22165	R907-64	NEW	08/17/99	99-14/65
<u>INTOXILYZER</u>					
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<u>INVENTORIES</u>					
Environmental Quality, Air Quality	21590	R307-150	REP	03/04/99	98-22/55
	21591	R307-150	NEW	see CPR	98-22/56
	21591	R307-150	CPR	03/04/99	99-3/57
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	21593	R307-155	CPR	03/04/99	99-3/59
	21594	R307-158	NEW	see CPR	98-22/64
	21594	R307-158	CPR	03/04/99	99-3/60
<u>JOB DESCRIPTIONS</u>					
Human Resources Management, Administration	22013	R477-4	AMD	06/26/99	99-10/47
<u>JUVENILE COURTS</u>					
Education, Administration	22098	R277-709	AMD	07/19/99	99-12/44
<u>JUVENILE OFFENDERS</u>					
Education, Administration	22411	R277-714	5YR	09/30/99	99-20/58
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<u>LABORATORIES</u>					
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Health, Laboratory Services (Changed to Health, Epidemiology and Laboratory Services, Laboratory Services)	22274	R438-13	NSC	08/03/99	Not Printed
Health, Laboratory Services, Laboratory Improvement (Changed to Health, Epidemiology and Laboratory Services, Laboratory Improvement)	22277	R444-14	NSC	08/03/99	Not Printed
<u>LABORATORY ANIMALS</u>					
Health, Laboratory Services	21928	R438-13	5YR	03/18/99	99-8/73
Health, Laboratory Services (Changed to Health, Epidemiology and Laboratory Services, Laboratory Services)	22274	R438-13	NSC	08/03/99	Not Printed
<u>LANDFILLS</u>					
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<u>LANDOWNER PERMITS</u>					
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Public Safety, Fire Marshal	21901	R710-9	AMD	04/19/99	99-6/21
	22184	R710-9	AMD	09/01/99	99-15/41
<u>LAW ENFORCEMENT</u>					
Public Safety, Highway Patrol	21882	R714-600	NEW	04/15/99	99-6/25
Public Safety, Law Enforcement and Technical Services, Regulatory Licensing	21929	R724-7	R&R	06/14/99	99-8/54
<u>LAW ENFORCEMENT OFFICER CERTIFICATION</u>					
Public Safety, Administration	21779	R698-4	NEW	03/05/99	99-3/33
	21913	R698-4	NSC	04/01/99	Not Printed
<u>LEARNER PERMIT</u>					
Public Safety, Driver License	22389	R708-26	5YR	09/16/99	99-20/59
	22390	R708-26	R&R	11/16/99	99-20/37

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	22017	R477-8	AMD	06/26/99	99-10/55
	22047	R477-8	AMD	07/19/99	99-11/32
<u>LEGITIMATION</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22259	R436-5	NSC	08/03/99	Not Printed
<u>LICENSE</u>					
Education, Administration	22206	R277-521	NEW	09/15/99	99-16/10
Environmental Quality, Radiation Control	21686	R313-19	AMD	03/12/99	98-24/33
	21948	R313-19-30	AMD	06/11/99	99-9/30
Public Safety, Law Enforcement and Technical Services, Regulatory Licensing	21934	R724-9	AMD	06/14/99	99-8/56
<u>LICENSE PLATES</u>					
Tax Commission, Motor Vehicle	21997	R873-22M-20	AMD	06/21/99	99-10/88
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Commerce, Occupational and Professional Licensing	22395	R156-1-205	AMD	11/16/99	99-20/3
	22202	R156-1-308a	AMD	09/16/99	99-16/7
	21907	R156-5a	5YR	03/02/99	99-7/54
	21716	R156-24a	AMD	see CPR	98-24/11
	21716	R156-24a	CPR	03/09/99	99-3/56
	22166	R156-26	AMD	08/24/99	99-14/18
	22343	R156-26-307	NSC	09/17/99	Not Printed
	21753	R156-28	AMD	02/18/99	99-2/3
	21903	R156-31b	AMD	04/15/99	99-6/4
	22396	R156-31b	AMD	11/16/99	99-20/4
	22397	R156-31c	NEW	01/01/2000	99-20/8
	21908	R156-37c	5YR	03/02/99	99-7/54
	22109	R156-38	AMD	see CPR	99-13/8
	22109	R156-38	CPR	09/16/99	99-16/46
	21905	R156-39a	5YR	03/01/99	99-6/27
	22399	R156-42a	5YR	09/28/99	99-20/55
	22200	R156-44a	5YR	07/22/99	99-16/50
	22341	R156-46a	5YR	08/26/99	99-18/60
	21822	R156-50	AMD	03/18/99	99-4/9
	21927	R156-50-502	NSC	03/29/99	Not Printed
	22084	R156-55a	AMD	07/19/99	99-12/11
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	22009	R156-56	AMD	see CPR	99-10/19
	22009	R156-56	CPR	08/05/99	99-13/28
	22010	R156-56	AMD	see CPR	99-10/21
	22010	R156-56	CPR	08/05/99	99-12/29
	22110	R156-56-102	NSC	09/01/99	Not Printed
	22484	R156-60	5YR	11/15/99	99-23/111
	22085	R156-60a	AMD	07/19/99	99-12/12
	22485	R156-60a	5YR	11/15/99	99-23/111
	22376	R156-60b	AMD	11/08/99	99-19/17
	22486	R156-60b	5YR	11/15/99	99-23/112
	22329	R156-60c	AMD	10/07/99	99-17/22
	22201	R156-61	5YR	07/22/99	99-16/51
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	22342	R156-62	5YR	08/26/99	99-18/60
	21899	R156-62-302	AMD	04/15/99	99-6/6
	21971	R156-62-302	NSC	05/01/99	Not Printed
	21855	R156-63	AMD	04/01/99	99-5/7
	22187	R156-73	AMD	see CPR	99-15/14
	22187	R156-73	CPR	11/16/99	99-20/51
	21812	R156-74	NEW	03/18/99	99-4/12
	21813	R156-78	REP	03/18/99	99-4/13
Commerce, Real Estate	22001	R162-102	EMR	05/03/99	99-10/91
	21915	R162-102	AMD	06/10/99	99-7/5
	22061	R162-102	AMD	07/16/99	99-12/27
Environmental Quality, Radiation Control	21807	R313-38	5YR	01/25/99	99-4/66
	21947	R313-18-12	AMD	06/11/99	99-9/29
Human Services, Administration, Administrative Services, Licensing	21768	R501-1	NSC	01/27/99	Not Printed
	22164	R501-7	AMD	09/01/99	99-14/33
	22051	R501-12	AMD	09/01/99	99-11/37
	21821	R501-14	AMD	03/22/99	99-4/47
Labor Commission, Antidiscrimination and Labor, Labor	22040	R610-4	NEW	07/02/99	99-11/43
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	22109	R156-38	CPR	09/16/99	99-16/46
<u>LIEUTENANT GOVERNOR</u>					
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	22317	R710-6	AMD	10/04/99	99-17/115
	22469	R710-6	EMR	10/22/99	99-22/23
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	22265	R436-11	NSC	08/03/99	Not Printed
	22266	R436-12	NSC	08/03/99	Not Printed
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	22078	R313-28	AMD	08/13/99	99-12/57
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	22344	R850-40-1600	AMD	10/18/99	99-18/37
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	22486	R156-60b	5YR	11/15/99	99-23/112
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Commerce, Occupational and Professional Licensing	21905	R156-39a	5YR	03/01/99	99-6/27
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Health, Health Care Financing, Coverage and Reimbursement Policy	21890	R414-1	AMD	04/23/99	99-6/13
	21985	R414-1	NSC	05/05/99	Not Printed
	21687	R414-29	AMD	01/21/99	98-24/50
	21891	R414-31X	REP	04/23/99	99-6/18
	21935	R414-54	5YR	03/31/99	99-8/73
	21936	R414-54	NSC	05/01/99	Not Printed
	22068	R414-305	AMD	07/22/99	99-12/74
	22381	R414-501	5YR	09/15/99	99-19/97
	22382	R414-502	5YR	09/15/99	99-19/98
	22383	R414-503	5YR	09/15/99	99-19/98
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Environmental Quality, Air Quality	22357	R307-222-3	NSC	10/01/99	Not Printed
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<u>MIGRATORY BIRDS</u>					
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	21757	R647-2	AMD	02/26/99	99-2/54
	22120	R647-2	NSC	07/06/99	Not Printed
	21758	R647-3	AMD	02/26/99	99-2/55
	21759	R647-4	AMD	02/26/99	99-2/56
	22121	R647-4	NSC	07/06/99	Not Printed
<u>MINING</u>					
Environmental Quality, Air Quality	21697	R307-12 (Changed to R307-205)	AMD	see CPR	98-24/12
	21697	R307-12 (Changed to R307-205)	CPR	05/04/99	99-7/44
<u>MINORS</u>					
Labor Commission, Antidiscrimination and Labor, Labor	22455	R610-3-4	AMD	12/02/99	99-21/36
<u>MOBILE HOMES</u>					
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<u>MONITORING</u>					
Environmental Quality, Air Quality	21504	R307-170	R&R	see CPR	98-20/5
	21504	R307-170	CPR	04/01/99	99-5/51
<u>MOTELS</u>					
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<u>MOTHERS</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22257	R436-3	NSC	08/03/99	Not Printed
<u>MOTOR CARRIER</u>					
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<u>MOTORCYCLE RIDER TRAINING SCHOOLS</u>					
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<u>MOTOR FUEL</u>					
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<u>MOTOR VEHICLE SAFETY</u>					
Transportation, Motor Carrier, Ports of Entry	21800	R912-8	NSC	01/27/99	Not Printed
<u>MUNICIPAL LANDFILLS</u>					
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	21850	R307-221	NSC	02/27/99	Not Printed
<u>NATIONAL SENIOR SERVICE CORPS</u>					
Human Services, Aging and Adult Services	21885	R510-111	5YR	02/23/99	99-6/31
	21886	R510-111	NSC	02/27/99	Not Printed
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School and Institutional Trust Lands, Administration	21932	R850-40-1600	AMD	05/18/99	99-8/58
	22344	R850-40-1600	AMD	10/18/99	99-18/37
<u>NEWBORN SCREENING</u>					
Health, Family Health Services, Children with Special Health Care Needs (Changed to Health, Community and Family Health Services, Children with Special Health Care Needs)	22240	R398-1	NSC	08/03/99	Not Printed
	22241	R398-2	NSC	08/03/99	Not Printed
Health, Community and Family Health Services, Children with Special Health Care Needs	22432	R398-1	5YR	10/12/99	99-21/68
<u>NEW SOURCE REVIEW</u>					
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<u>NURSES</u>					
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	22396	R156-31b	AMD	11/16/99	99-20/4
	22397	R156-31c	NEW	01/01/2000	99-20/8
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	22243	R406-200	NSC	08/03/99	Not Printed
	22244	R406-201	NSC	08/03/99	Not Printed
	22245	R406-202	NSC	08/03/99	Not Printed
	22246	R406-301	NSC	08/03/99	Not Printed
<u>OCCUPATIONAL LICENSING</u>					
Commerce, Occupational and Professional Licensing	22395	R156-1-205	AMD	11/16/99	99-20/3
	22202	R156-1-308a	AMD	09/16/99	99-16/7
	22084	R156-55a	AMD	07/19/99	99-12/11
	22401	R156-55a-301	AMD	11/16/99	99-20/9
	22394	R156-55b-304	AMD	11/16/99	99-20/14
<u>OCCUPATIONAL THERAPY</u>					
Commerce, Occupational and Professional Licensing	22399	R156-42a	5YR	09/28/99	99-20/55
<u>OFF-HIGHWAY VEHICLES</u>					
Natural Resources, Parks and Recreation	22125	R651-407	5YR	06/29/99	99-14/81
	22126	R651-408	5YR	06/29/99	99-14/81
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Environmental Quality, Air Quality	21852	R307-403	AMD	05/06/99	99-5/16
	21853	R307-420	NEW	05/06/99	99-5/18
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Natural Resources; Oil, Gas and Mining; Oil and Gas	21979	R649-6	5YR	04/19/99	99-10/111
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	22345	R307-215-1	NSC	09/01/99	Not Printed
	21900	R307-415	5YR	03/01/99	99-6/31
	22045	R307-415	AMD	07/15/99	99-11/26
	21589	R307-415-3	AMD	01/07/99	98-22/68
	22175	R307-415-6a	NSC	07/22/99	Not Printed
	21735	R307-417	AMD	03/05/99	99-1/3
	21910	R307-417	5YR	03/05/99	99-7/55
	22042	R307-417-1	NSC	06/01/99	Not Printed
<u>OPERATOR CERTIFICATION</u>					
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	21449	R317-10	CPR	02/04/99	99-1/35
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	21594	R307-158	CPR	03/04/99	99-3/60
	21949	R307-328	AMD	07/15/99	99-9/18
	21950	R307-342	AMD	07/15/99	99-9/21
	21727	R307-343	NEW	see CPR	98-24/18
	21727	R307-343	CPR	06/02/99	99-9/95
	21853	R307-420	NEW	05/06/99	99-5/18
<u>PALEONTOLOGICAL RESOURCES</u>					
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Natural Resources, Parks and Recreation	22127	R651-601	5YR	06/29/99	99-14/82
	22281	R651-601	AMD	10/04/99	99-17/97
	22433	R651-601	AMD	12/02/99	99-21/43
	22128	R651-602	5YR	06/29/99	99-14/82
	22282	R651-602	AMD	10/04/99	99-17/98
	22129	R651-603	5YR	06/29/99	99-14/83
	22283	R651-603	AMD	10/04/99	99-17/99
	22434	R651-603	AMD	12/02/99	99-21/44
	22130	R651-604	5YR	06/29/99	99-14/83
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	22134	R651-608	5YR	06/29/99	99-14/85
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	22135	R651-609	5YR	06/29/99	99-14/86
	22136	R651-610	5YR	06/29/99	99-14/86
	22287	R651-610	AMD	10/04/99	99-17/104
	22435	R651-610	AMD	12/02/99	99-21/45
	22137	R651-612	5YR	06/29/99	99-14/87
	22288	R651-612	AMD	10/04/99	99-17/104
	22138	R651-613	5YR	06/29/99	99-14/87
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	22142	R651-617	5YR	06/29/99	99-14/89
	22291	R651-617	AMD	10/04/99	99-17/107
	22437	R651-617	AMD	12/02/99	99-21/45
	22143	R651-618	5YR	06/29/99	99-14/90
	22144	R651-619	5YR	06/29/99	99-14/90
	22292	R651-619	AMD	10/04/99	99-17/108
	22145	R651-620	5YR	06/29/99	99-14/91
	22293	R651-620	AMD	10/04/99	99-17/109
	22146	R651-621	5YR	06/29/99	99-14/91
	22147	R651-622	5YR	06/29/99	99-14/92
	22294	R651-622-2	AMD	10/04/99	99-17/110
	22148	R651-623	5YR	06/29/99	99-14/92
	22149	R651-624	5YR	06/29/99	99-14/93
	22295	R651-624	AMD	10/04/99	99-17/110
	22150	R651-625	5YR	06/29/99	99-14/93
	22151	R651-626	5YR	06/29/99	99-14/94
	22152	R651-627	5YR	06/29/99	99-14/94
	22298	R651-627	AMD	10/04/99	99-17/111
	22438	R651-627	AMD	12/02/99	99-21/46
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	22299	R651-628	AMD	10/04/99	99-17/112
	22154	R651-629	5YR	06/29/99	99-14/95
	22155	R651-630	5YR	06/29/99	99-14/96
	22301	R651-630-1	AMD	10/04/99	99-17/113
	22156	R651-631	5YR	06/29/99	99-14/96
	22157	R651-632	5YR	06/29/99	99-14/97
	22303	R651-633	NEW	10/04/99	99-17/114
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<u>PER DIEM ALLOWANCE</u>					
Administrative Services, Finance	21887	R25-5	NSC	03/05/99	Not Printed
	22049	R25-5	AMD	07/13/99	99-11/14
	21888	R25-7	NSC	03/05/99	Not Printed
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	21819	R912-4	REP	06/01/99	99-4/58
	22171	R912-14	5YR	07/06/99	99-15/58
<u>PERMITTING AUTHORITY</u>					
Environmental Quality, Air Quality	22364	R307-215	5YR	09/08/99	99-19/97
	22345	R307-215-1	NSC	09/01/99	Not Printed
	21735	R307-417	AMD	03/05/99	99-1/3
	21910	R307-417	5YR	03/05/99	99-7/55
	22042	R307-417-1	NSC	06/01/99	Not Printed
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Tax Commission, Property Tax	22353	R884-24P-19	AMD	10/19/99	99-18/38
	22391	R884-24P-19	NSC	10/19/99	Not Printed
	22444	R884-24P-19	NSC	10/26/99	Not Printed
	21930	R884-24P-27	AMD	06/21/99	99-8/59
	21974	R884-24P-27	NSC	06/21/99	Not Printed
	22185	R884-24P-27	AMD	09/02/99	99-15/49
	21931	R884-24P-32	AMD	06/21/99	99-8/61
	21975	R884-24P-32	NSC	06/21/99	Not Printed
	22186	R884-24P-32	AMD	09/02/99	99-15/51
	22354	R884-24P-33	AMD	10/19/99	99-18/40
	22096	R884-24P-50	AMD	09/02/99	99-12/93
	21777	R884-24P-53	EMR	01/12/99	99-3/64
	22446	R884-24P-53	AMD	12/14/99	99-21/55
	21789	R884-24P-53	AMD	03/16/99	99-3/46
	22028	R884-24P-57	AMD	09/02/99	99-11/73
	21762	R884-24P-61	AMD	03/16/99	99-2/60
	21676	R884-24P-63	AMD	03/16/99	98-23/42
	21998	R884-24P-64	AMD	06/21/99	99-10/89
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	22015	R477-6	AMD	06/26/99	99-10/50
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	22022	R477-12	AMD	06/26/99	99-10/69
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Environmental Quality, Environmental Response and Remediation	21854	R311-201	NSC	02/27/99	Not Printed
	22075	R311-205-2	AMD	see CPR	99-12/51
	22075	R311-205-2	CPR	10/04/99	99-17/124
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	21716	R156-24a	CPR	03/09/99	99-3/56
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<u>PHYSICIANS</u>					
Health, Health Systems Improvement, Primary Care and Rural Health	21802	R434-10	AMD	03/26/99	99-4/36
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<u>PODIATRIC PHYSICIAN</u>					
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	21829	R251-105	AMD	03/29/99	99-4/15
	21925	R251-105	NSC	03/29/99	Not Printed
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	21927	R156-50-502	NSC	03/29/99	Not Printed
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	22391	R884-24P-19	NSC	10/19/99	Not Printed
	22444	R884-24P-19	NSC	10/26/99	Not Printed
	21930	R884-24P-27	AMD	06/21/99	99-8/59
	21974	R884-24P-27	NSC	06/21/99	Not Printed
	22185	R884-24P-27	AMD	09/02/99	99-15/49
	21931	R884-24P-32	AMD	06/21/99	99-8/61
	21975	R884-24P-32	NSC	06/21/99	Not Printed
	22186	R884-24P-32	AMD	09/02/99	99-15/51
	22354	R884-24P-33	AMD	10/19/99	99-18/40
	22096	R884-24P-50	AMD	09/02/99	99-12/93
	21777	R884-24P-53	EMR	01/12/99	99-3/64
	22446	R884-24P-53	AMD	12/14/99	99-21/55
	21789	R884-24P-53	AMD	03/16/99	99-3/46
	22028	R884-24P-57	AMD	09/02/99	99-11/73
	21762	R884-24P-61	AMD	03/16/99	99-2/60
	21676	R884-24P-63	AMD	03/16/99	98-23/42
	21998	R884-24P-64	AMD	06/21/99	99-10/89
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	22102	R156-61-302a	AMD	08/05/99	99-13/12
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	22347	R986-218	AMD	10/22/99	99-18/48
	22465	R986-218	AMD	12/08/99	99-21/60
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Administrative Services, Facilities Construction and Management	22104	R23-1-17	AMD	08/09/99	99-13/6
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	22105	R277-438	5YR	06/08/99	99-13/37
	22097	R277-462	AMD	07/19/99	99-12/42
	22408	R277-462	5YR	09/30/99	99-20/56
	22411	R277-714	5YR	09/30/99	99-20/58
	21973	R277-716	AMD	06/03/99	99-9/15
	21678	R277-735	NEW	01/05/99	98-23/6
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	22107	R392-101	NSC	06/18/99	Not Printed
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	22356	R392-101	NSC	09/01/99	Not Printed
	22229	R392-200	NSC	08/03/99	Not Printed
	22230	R392-300	NSC	08/03/99	Not Printed
	22231	R392-301	NSC	08/03/99	Not Printed
	22233	R392-400	NSC	08/03/99	Not Printed
	22234	R392-401	NSC	08/03/99	Not Printed
	22235	R392-402	NSC	08/03/99	Not Printed
	22236	R392-501	NSC	08/03/99	Not Printed
	22237	R392-502	NSC	08/03/99	Not Printed
	22238	R392-510	NSC	08/03/99	Not Printed

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	22406	R277-441	5YR	09/30/99	99-20/55
	22409	R277-463	5YR	09/30/99	99-20/57
	22100	R277-916	NEW	07/19/99	99-12/46
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	21794	R746-200	AMD	06/01/99	99-3/41
	21798	R746-320	AMD	06/05/99	99-4/52
	22108	R746-320	AMD	10/29/99	99-13/20
	22418	R746-360	AMD	12/07/99	99-20/39
	20997	R746-365	NEW	see CPR	98-9/50
	20997	R746-365	CPR	01/13/99	98-18/39
	21774	R746-365	NSC	01/15/99	Not Printed
	21879	R746-365-4	AMD	06/01/99	99-5/42
	22549	R746-401	5YR	12/13/99	2000-1/74
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Commerce, Occupational and Professional Licensing	22166	R156-26	AMD	08/24/99	99-14/18
	22343	R156-26-307	NSC	09/17/99	Not Printed
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	21808	R68-15	AMD	03/18/99	99-4/7
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	22079	R313-30	AMD	08/13/99	99-12/64
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	21806	R313-30	5YR	01/25/99	99-4/66
	22079	R313-30	AMD	08/13/99	99-12/64
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	21805	R313-21	5YR	01/25/99	99-4/65
	21807	R313-38	5YR	01/25/99	99-4/66
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	22049	R25-5	AMD	07/13/99	99-11/14
	21889	R25-8	NSC	03/05/99	Not Printed
Administrative Services, Fleet Operations, Surplus Property	22182	R28-7	AMD	11/01/99	99-15/13
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	22001	R162-102	EMR	05/03/99	99-10/91
	21915	R162-102	AMD	06/10/99	99-7/5
	22061	R162-102	AMD	07/16/99	99-12/27
	22002	R162-103	EMR	05/03/99	99-10/94
	22062	R162-103	AMD	07/16/99	99-12/29
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	22063	R162-104	AMD	07/16/99	99-12/33
	22004	R162-105	EMR	05/03/99	99-10/100
	22064	R162-105	NEW	07/16/99	99-12/36
	22005	R162-106	EMR	05/03/99	99-10/102
	22065	R162-106	AMD	07/16/99	99-12/37
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Natural Resources; Oil, Gas and Mining; Coal	22213	R645-100-200	AMD	10/01/99	99-16/30
	21976	R645-101	5YR	04/19/99	99-10/110
	21977	R645-104	5YR	04/19/99	99-10/110
	22215	R645-301-700	AMD	10/01/99	99-16/35
	22216	R645-301-800	AMD	10/01/99	99-16/39
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	22219	R645-401-800	AMD	10/01/99	99-16/43
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	22069	R35-2	NEW	07/16/99	99-12/6
	22113	R35-2-3	NSC	07/16/99	Not Printed
	22070	R35-3	NEW	07/16/99	99-12/7
	22071	R35-4	NEW	07/16/99	99-12/8
	22072	R35-5	NEW	07/16/99	99-12/9
	22073	R35-6	NEW	07/16/99	99-12/10
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	22091	R657-38	NSC	06/04/99	Not Printed
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	22231	R392-301	NSC	08/03/99	Not Printed
	22234	R392-401	NSC	08/03/99	Not Printed
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	22094	R865-19S-106	AMD	09/02/99	99-12/91
	22095	R865-19S-107	AMD	09/02/99	99-12/92
	22162	R865-19S-108	AMD	09/02/99	99-14/64
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	21849	R384-100	CPR	08/16/99	99-13/34

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Health, Community Health Services, HIV/AIDS Prevention and Control	22190	R388-803	R&R	10/19/99	99-15/25
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22426	R388-803	NSC	10/08/99	Not Printed
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Environmental Quality, Air Quality	21591	R307-150	NEW	see CPR	98-22/56
	21591	R307-150	CPR	03/04/99	99-3/57
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Health, Community Health Services, Chronic Disease	21849	R384-100	NEW	see CPR	99-5/27
	21849	R384-100	CPR	08/16/99	99-13/34
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<u>RESORTS</u>					
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	22465	R986-218	AMD	12/08/99	99-21/60
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	22165	R907-64	NEW	08/17/99	99-14/65
	22413	R907-65	NEW	11/16/99	99-20/43
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	22114	R325-1	AMD	08/19/99	99-14/28
	21873	R325-2	AMD	04/05/99	99-5/23
	22115	R325-2	AMD	08/19/99	99-14/30
	21874	R325-3	AMD	04/05/99	99-5/24
	2116	R325-3	AMD	08/19/99	99-14/31
	21875	R325-4	AMD	04/05/99	99-5/25
	22117	R325-4	NSC	07/06/99	Not Printed
	21876	R325-5	AMD	04/05/99	99-5/26
	22118	R325-5	AMD	08/19/99	99-14/32
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Health, Community Health Services, Epidemiology (Changed to Epidemiology and Laboratory Services, Epidemiology)	22222	R386-702	NSC	08/03/99	Not Printed
	22223	R386-703	NSC	08/03/99	Not Printed
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	21579	R708-2	CPR	03/18/99	99-4/61
Public Service Commission, Administration	21793	R746-100	AMD	05/17/99	99-3/34
	21798	R746-320	AMD	06/05/99	99-4/52
	22108	R746-320	AMD	10/29/99	99-13/20
	22549	R746-401	5YR	12/13/99	2000-1/74
	22178	R746-409-1	AMD	11/25/99	99-15/45
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	22038	R614-1-4	AMD	07/02/99	99-11/46
	22039	R614-1-7	AMD	07/02/99	99-11/47
	21983	R614-4-4	NSC	05/13/99	Not Printed
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	22450	R616-2-3	AMD	12/02/99	99-21/42

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	22037	R616-3	AMD	07/02/99	99-11/56
	21944	R616-3-18	NSC	05/01/99	Not Printed
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	22278	R909-75	AMD	10/04/99	99-17/121
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	21819	R912-4	REP	06/01/99	99-4/58
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	22094	R865-19S-106	AMD	09/02/99	99-12/91
	22095	R865-19S-107	AMD	09/02/99	99-12/92
	22162	R865-19S-108	AMD	09/02/99	99-14/64
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	21666	R434-20	NEW	01/07/99	98-23/26
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	21896	R277-601	5YR	02/26/99	99-6/29
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	21846	R602-2-4	AMD	04/05/99	99-5/40
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	21813	R156-78	REP	03/18/99	99-4/13
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	21784	R315-303	AMD	see CPR	99-3/14
	21784	R315-303	CPR	05/05/99	99-7/48
	21439	R315-304	AMD	see CPR	98-19/50
	21439	R315-304	CPR	01/05/99	98-23/45
	21772	R315-304-1	NSC	01/05/99	Not Printed
	21785	R315-305-5	AMD	03/15/99	99-3/18
	22306	R315-306-1	AMD	10/15/99	99-17/30
	22307	R315-308	AMD	10/15/99	99-17/31
	22308	R315-310	AMD	see CPR	99-17/35
	22308	R315-310	CPR	12/06/99	99-21/65
	22309	R315-314	AMD	10/15/99	99-17/38
	21786	R315-315-6	AMD	03/15/99	99-3/19
	21919	R315-315-6	NSC	03/15/99	Not Printed
	22310	R315-315-7	AMD	10/15/99	99-17/41
	21787	R315-317	AMD	03/15/99	99-3/20
	22311	R315-317-3	AMD	10/15/99	99-17/42
	21788	R315-318	AMD	see CPR	99-3/22
	21788	R315-318	CPR	05/05/99	99-7/50
	21920	R315-320	5YR	03/12/99	99-7/55
	22312	R315-320	AMD	10/15/99	99-17/43
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	22264	R436-10	NSC	08/03/99	Not Printed
	22266	R436-12	NSC	08/03/99	Not Printed
	22267	R436-13	NSC	08/03/99	Not Printed
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Administrative Services, Facilities Construction and Management	22103	R23-3	NEW	08/09/99	99-13/7
<u>STATE EMPLOYEES</u>					
Administrative Services, Finance	21887	R25-5	NSC	03/05/99	Not Printed
	22049	R25-5	AMD	07/13/99	99-11/14
	21888	R25-7	NSC	03/05/99	Not Printed
	22050	R25-7	AMD	see CPR	99-11/15
	22050	R25-7	CPR	09/01/99	99-15/55
	21889	R25-8	NSC	03/05/99	Not Printed
Human Resources Management, Administration	22015	R477-6	AMD	06/26/99	99-10/50
<u>STATE FLAG</u>					
Lieutenant Governor, Administration	21963	R622-2	NEW	06/22/99	99-9/84
	22030	R622-2	NSC	06/22/99	Not Printed
<u>STATE PLANNING</u>					
Administrative Services, Facilities Construction and Management	22103	R23-3	NEW	08/09/99	99-13/7
<u>STATE PROPERTY</u>					
Administrative Services, Fleet Operations, Surplus Property	22179	R28-1	AMD	11/01/99	99-15/8
	22181	R28-2	REP	11/01/99	99-15/12
<u>STATE RECORDS COMMITTEE</u>					
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	22069	R35-2	NEW	07/16/99	99-12/6

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	22113	R35-2-3	NSC	07/16/99	Not Printed
	22070	R35-3	NEW	07/16/99	99-12/7
	22071	R35-4	NEW	07/16/99	99-12/8
	22072	R35-5	NEW	07/16/99	99-12/9
	22073	R35-6	NEW	07/16/99	99-12/10
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Environmental Quality, Air Quality	22044	R307-210-1	AMD	07/15/99	99-11/25
<u>STOVE</u>					
Environmental Quality, Air Quality	21570	R307-302-2	AMD	01/07/99	98-22/67
<u>STUDENT COMPETENCY</u>					
Education, Administration	21825	R277-702	AMD	03/22/99	99-4/20
<u>STUDENT LOANS</u>					
Regents (Board of), Administration	22358	R765-610	AMD	11/03/99	99-19/94
	22359	R765-648	REP	11/03/99	99-19/95
<u>STUDENTS</u>					
Education, Administration	22098	R277-709	AMD	07/19/99	99-12/44
	22387	R277-713	AMD	11/02/99	99-19/23
<u>STUDENTS AT RISK</u>					
Education, Administration	21902	R277-436	AMD	04/15/99	99-6/12
<u>SURVEYS</u>					
Environmental Quality, Radiation Control	21806	R313-30	5YR	01/25/99	99-4/66
	22079	R313-30	AMD	08/13/99	99-12/64
	22080	R313-35	AMD	08/13/99	99-12/66
	21807	R313-38	5YR	01/25/99	99-4/66
School and Institutional Trust Lands, Administration	21932	R850-40-1600	AMD	05/18/99	99-8/58
	22344	R850-40-1600	AMD	10/18/99	99-18/37
<u>TAILINGS</u>					
Environmental Quality, Air Quality	21697	R307-12 (Changed to R307-205)	AMD	see CPR	98-24/12
	21697	R307-12 (Changed to R307-205)	CPR	05/04/99	99-7/44
<u>TAXATION</u>					
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	21761	R865-6F-35	AMD	03/16/99	99-2/59
DAR Note: The following three sections will be combined to create one new rule, "R865-7H. Environmental Assurance Fee."					
	21737	R865-7H-1	NEW	03/16/99	99-1/22
	21738	R865-7H-2	NEW	03/16/99	99-1/24
	21739	R865-7H-3	NEW	03/16/99	99-1/24
	21740	R865-13G-14	AMD	04/28/99	99-1/25
Tax Commission, Motor Vehicle	21997	R873-22M-20	AMD	06/21/99	99-10/88
Tax Commission, Property Tax	22353	R884-24P-19	AMD	10/19/99	99-18/38
	22391	R884-24P-19	NSC	10/19/99	Not Printed
	22444	R884-24P-19	NSC	10/26/99	Not Printed
	21930	R884-24P-27	AMD	06/21/99	99-8/59
	21974	R884-24P-27	NSC	06/21/99	Not Printed

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	21931	R884-24P-32	AMD	06/21/99	99-8/61
	21974	R884-24P-32	NSC	06/21/99	Not Printed
	22186	R884-24P-32	AMD	09/02/99	99-15/51
	22354	R884-24P-33	AMD	10/19/99	99-18/40
	22096	R884-24P-50	AMD	09/02/99	99-12/93
	21326	R884-24P-52	AMD	see CPR	98-16/58
	21326	R884-24P-52	CPR	01/12/99	98-23/46
	21777	R884-24P-53	EMR	01/12/99	99-3/64
	21789	R884-24P-53	AMD	03/16/99	99-3/46
	22446	R884-24P-53	AMD	12/14/99	99-21/55
	22028	R884-24P-57	AMD	09/02/99	99-11/73
	21762	R884-24P-61	AMD	03/16/99	99-2/60
	21676	R884-24P-63	AMD	03/16/99	98-23/42
	21998	R884-24P-64	AMD	06/21/99	99-10/89
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<u>TAX EXEMPTIONS</u>					
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	22094	R865-19S-106	AMD	09/02/99	99-12/91
	22095	R865-19S-107	AMD	09/02/99	99-12/92
	22162	R865-19S-108	AMD	09/02/99	99-14/64
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	22410	R277-504	5YR	09/30/99	99-20/57
	21824	R277-519	AMD	03/22/99	99-4/19
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<u>TEACHERS</u>					
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	22280	R686-103	NSC	09/01/99	Not Printed
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Public Service Commission, Administration	22418	R746-360	AMD	12/07/99	99-20/39
	20997	R746-365	NEW	see CPR	98-9/50
	20997	R746-365	CPR	01/13/99	98-18/39
	21774	R746-365	NSC	01/15/99	Not Printed
	21879	R746-365-4	AMD	06/01/99	99-5/42
<u>TEMPORARY MASS GATHERINGS</u>					
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	22376	R156-60b	AMD	11/08/99	99-19/17
	22486	R156-60b	5YR	11/15/99	99-23/112
<u>TIME</u>					
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	22453	R612-1-7	AMD	12/02/99	99-21/39
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<u>TOWING</u>					
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<u>TRAINING</u>					
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	22355	R657-46	AMD	10/16/99	99-18/34
<u>TRAINING PROGRAMS</u>					
Human Resources Management, Administration	22019	R477-10	AMD	06/26/99	99-10/63
Workforce Services, Workforce Information and Payment Services	21770	R994-600	AMD	03/05/99	99-3/51
<u>TRANSPORTATION</u>					
Administrative Services, Finance	21888	R25-7	NSC	03/05/99	Not Printed
	22050	R25-7	AMD	see CPR	99-11/15
	22050	R25-7	CPR	09/01/99	99-15/55
Environmental Quality, Radiation Control	21686	R313-19	AMD	03/12/99	98-24/33
	21948	R313-19-30	AMD	06/11/99	99-9/30
<u>TRANSPORTATION SAFETY</u>					
Transportation, Motor Carrier	21756	R909-1	AMD	03/15/99	99-2/62
	22400	R909-1	AMD	12/15/99	99-20/48
<u>TRAVEL FUNDS</u>					
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	21886	R510-111	NSC	02/27/99	Not Printed
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	22313	R277-609	5YR	08/13/99	99-17/128
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	22400	R909-1	AMD	12/15/99	99-20/48
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	22171	R912-14	5YR	07/06/99	99-15/58

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<u>UNDERCOVER IDENTIFICATION</u>					
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	22075	R311-205-2	AMD	see CPR	99-12/51
	22075	R311-205-2	CPR	10/04/99	99-17/124
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<u>UNEMPLOYMENT</u>					
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	22192	R994-310	5YR	07/20/99	99-16/52
	22199	R994-311	5YR	07/20/99	99-16/52
	22220	R994-312	5YR	07/30/99	99-16/53
	21745	R994-405	AMD	02/17/99	99-2/65
	21746	R994-405	AMD	02/17/99	99-2/72
	21748	R994-405	AMD	02/17/99	99-2/77
	21749	R994-405	AMD	02/17/99	99-2/83
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<u>UNIVERSAL SERVICE</u>					
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<u>UTILITY SERVICE SHUTOFF</u>					
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	21798	R746-320	AMD	06/05/99	99-4/52
	22108	R746-320	AMD	10/29/99	99-13/20

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	22017	R477-8	AMD	06/26/99	99-10/55
	22047	R477-8	AMD	07/19/99	99-11/32
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<u>VETERINARY MEDICINE</u>					
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<u>VICTIM COMPENSATION</u>					
Crime Victim Reparations, Administration	21904	R270-1	AMD	04/15/99	99-6/7
	22457	R270-1	AMD	12/02/99	99-21/13
<u>VICTIMS OF CRIMES</u>					
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	22457	R270-1	AMD	12/02/99	99-21/13
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	22256	R436-2	NSC	08/03/99	Not Printed
	22257	R436-3	NSC	08/03/99	Not Printed
	22258	R436-4	NSC	08/03/99	Not Printed
	22260	R436-6	NSC	08/03/99	Not Printed
	22261	R436-7	NSC	08/03/99	Not Printed
	22262	R436-8	NSC	08/03/99	Not Printed
	22263	R436-9	NSC	08/03/99	Not Printed
	22264	R436-10	NSC	08/03/99	Not Printed
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	22266	R436-12	NSC	08/03/99	Not Printed
	22267	R436-13	NSC	08/03/99	Not Printed
	22268	R436-14	NSC	08/03/99	Not Printed
	22269	R436-15	NSC	08/03/99	Not Printed
	22270	R436-16	NSC	08/03/99	Not Printed
	22271	R436-17	NSC	08/03/99	Not Printed
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	21886	R510-111	NSC	02/27/99	Not Printed

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	22305	R315-301-2	AMD	10/15/99	99-17/25
	21784	R315-303	AMD	see CPR	99-3/14
	21784	R315-303	CPR	05/05/99	99-7/48
	21439	R315-304	AMD	see CPR	98-19/50
	21439	R315-304	CPR	01/05/99	98-23/45
	21772	R315-304-1	NSC	01/05/99	Not Printed
	21785	R315-305-5	AMD	03/15/99	99-3/18
	22306	R315-306-1	AMD	10/15/99	99-17/30
	22306	R315-308	AMD	10/15/99	99-17/31
	22308	R315-310	AMD	see CPR	99-17/35
	22308	R315-310	CPR	12/06/99	99-21/65
	22309	R315-314	AMD	10/15/99	99-17/38
	21786	R315-315-6	AMD	03/15/99	99-3/19
	21919	R315-315-6	NSC	03/15/99	Not Printed
	22310	R315-315-7	AMD	10/15/99	99-17/41
	21787	R315-317	AMD	03/15/99	99-3/20
	22311	R315-317-3	AMD	10/15/99	99-17/42
	21788	R315-318	AMD	see CPR	99-3/22
	21788	R315-318	CPR	05/05/99	99-7/50
	21920	R315-320	5YR	03/12/99	99-7/55
	22312	R315-320	AMD	10/15/99	99-17/43
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	21717	R657-5	AMD	01/15/99	98-24/96
	22076	R657-5	AMD	07/16/99	99-12/87
	22349	R657-5-16	AMD	10/16/99	99-18/20
	22168	R657-6	AMD	08/17/99	99-14/47
	22350	R657-9	AMD	10/16/99	99-18/21
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	21827	R657-27	AMD	03/18/99	99-4/51
	21938	R657-33	AMD	05/18/99	99-8/33
	22027	R657-37	5YR	05/03/99	99-11/75
	21939	R657-37	AMD	05/18/99	99-8/39
	22352	R657-37-3	AMD	10/16/99	99-18/33
	21719	R657-38	AMD	01/15/99	98-24/107
	22091	R657-38	NSC	06/04/99	Not Printed
	21940	R657-41	AMD	05/18/99	99-8/45
	22092	R657-41	NSC	06/04/99	Not Printed
	21720	R657-42	AMD	01/15/99	98-24/109
	21721	R657-43	AMD	01/15/99	98-24/110
	22170	R657-46	NEW	08/18/99	99-14/57
	22355	R657-46	AMD	10/16/99	99-18/34
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	22092	R657-41	NSC	06/04/99	Not Printed
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	22243	R406-200	NSC	08/03/99	Not Printed
	22244	R406-201	NSC	08/03/99	Not Printed
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	22246	R406-301	NSC	08/03/99	Not Printed
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	22077	R313-16	AMD	08/13/99	99-12/55
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	22078	R313-28	AMD	08/13/99	99-12/57
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