

UTAH STATE BULLETIN

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
Filed October 15, 2005, 12:00 a.m. through November 1, 2005, 11:59 p.m.

Number 2005-22
November 15, 2005

Kenneth A. Hansen, Director
Nancy L. Lancaster, Editor

The *Utah State Bulletin (Bulletin)* is an 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, 4120 State Office Building, Salt Lake City, Utah 84114, 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.utah.gov/>

The information in this *Bulletin* is summarized in the *Utah State Digest (Digest)*. The *Digest* is available by E-mail or over the Internet. Visit <http://www.rules.utah.gov/publicat/digest.htm> for additional information.

Division of Administrative Rules, Salt Lake City 84114

Unless otherwise noted, all information presented in this publication is in the Public domain and may be reproduced, reprinted, and redistributed as desired. Materials incorporated by reference retain the copyright asserted by their respective authors. Citation to the source is requested.

Printed in the United States of America

Library of Congress Cataloging-in-Publication Data

Utah state bulletin.

Semimonthly.

1. Delegated legislation--Utah--Periodicals. 2. Administrative procedure--Utah--Periodicals.

I. Utah. Office of Administrative Rules.

KFU440.A73S7

348.792'025--DDC

85-643197

TABLE OF CONTENTS

1. SPECIAL NOTICES

Commerce, Administration: Public Hearing on Proposed Fees for Services Provided and Costs Incurred by the Department of Commerce During Fiscal Year 2007.....	1
Commerce, Occupational and Professional Licensing: Public Notice of 2006 Board and Committee Meeting Schedule	1
Governor, Administration: Governor's Proclamation: Calling the Fifty-Sixth Legislature into a Second Special Session	4
Governor, Administration: Governor's Executive Order 2005-0021: Declaring a State of Emergency from Spring Runoff and Flooding in Duchesne County	5

2. NOTICES OF PROPOSED RULES

<u>Agriculture and Food</u>	
Chemistry Laboratory	
No. 28304 (Amendment): R63-1. Fee Schedule.....	7
<u>Commerce</u>	
Occupational and Professional Licensing	
No. 28310 (Amendment): R156-37. Utah Controlled Substances Act Rules	8
No. 28293 (Amendment): R156-55a. Utah Construction Trades Licensing Act Rules.....	12
No. 28294 (New Rule): R156-77. Direct-Entry Midwife Act Rules	14
<u>Community and Economic Development</u>	
Business and Economic Development	
No. 28309 (Repeal): R184-1. Community and Economic Development Project Fund Application Procedures.....	17
<u>Education</u>	
Administration	
No. 28305 (Amendment): R277-507-3. Endorsement Requirements	19
<u>Environmental Quality</u>	
Solid and Hazardous Waste	
No. 28308 (Amendment): R315-15. Standards for the Management of Used Oil.....	20
Water Quality	
No. 28317 (Amendment): R317-4. Onsite Wastewater Systems	23
No. 28316 (Amendment): R317-4. Onsite Wastewater Systems	27
<u>Governor</u>	
Planning and Budget	
No. 28295 (Repeal): R361-1. Rule for Implementation of the Resource Development Coordinating Committee Act, 1981	30

TABLE OF CONTENTS

Health

Health Care Financing, Coverage and Reimbursement Policy
No. 28315 (Amendment): R414-302-6. Application for Other Possible Benefits33

Health Systems Improvement, Licensing
No. 28312 (Amendment): R432-100-24. Pharmacy Services.....34

No. 28313 (Amendment): R432-100-33. Medical Records.....35

No. 28311 (Amendment): R432-100-38. Emergency and Disaster Plan38

No. 28301 (Amendment): R432-106. Specialty Hospital - Critical Access39

Labor Commission

Industrial Accidents
No. 28298 (Amendment): R612-4-2. Premium Rates for the Uninsured Employers' Fund
and the Employers' Reinsurance Fund.....41

Natural Resources

Wildlife Resources
No. 28303 (Amendment): R657-13. Taking Fish and Crayfish41

3. NOTICES OF CHANGES IN PROPOSED RULES

Human Services

Aging and Adult Services
No. 28190: R510-401. Utah Caregiver Support Program (UCSP).....46

4. FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Labor Commission

Industrial Accidents
No. 28300: R612-6. Notification of Workers' Compensation Insurance Coverage50

Money Management Council

Administration
No. 28314: R628-12. Certification of Qualified Depositories for Public Funds.....50

Natural Resources

Parks and Recreation
No. 28297: R651-635. Commercial Use of Division Managed Park Areas51

Public Service Commission

Administration
No. 28306: R746-341. Lifeline/Link-up Rule.....51

No. 28307: R746-407. Annualization of Test-year Data52

5. NOTICES OF RULE EFFECTIVE DATES54

6. RULES INDEX56

SPECIAL NOTICES

Commerce Administration

Public Hearing on Proposed Fees for Services Provided and Costs Incurred by the Department of Commerce During Fiscal Year 2007

The Department of Commerce will hold a hearing on Thursday, December 1, 2005, at 9:00 a.m. at the Heber M. Wells Building, 160 East 300 South, Room 4A, Salt Lake City, Utah.

The purpose of the hearing is to obtain public comment on proposed fees which could be assessed for services provided and costs which would be incurred by the Department during Fiscal Year 2007. Subsection 63-38-3.2(2)(b) of the Budgetary Procedures Act provides that an agency shall conduct a public hearing on any proposed regulatory fee.

Background: Various divisions of the Department assess fees for licensure, registration, or certification of individuals and businesses to engage in certain occupations and professions. Many existing fees are unchanged in the proposed fee schedule which has been prepared for consideration by the Legislature during its 2006 General Session. Copies of those schedules will be distributed at the December 1, 2005, hearing.

For further information, please contact Peter Anjewierden at (801) 530-6293.

Commerce Occupational and Professional Licensing

Public Notice of 2006 Board and Committee Meeting Schedule

NOTE: Meetings are subject to change - contact the Division at (801) 530-6628 to confirm meetings. Most meetings are held in the Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah.

January

01/03/2005, Unified Code Analysis Council, 9:00 a.m.; 01/04/2005, Plumbers Licensing Board, 9:00 a.m.; 01/04/2005, Utah Board of Accountancy, 1:00 p.m.; 01/05/2005, Alarm System Security and Licensing Board, 9:00 a.m.; 01/05/2005, UBCC Structural Advisory Committee, 12:00 noon; 01/09/2005, Psychology Board, 8:15 a.m.; 01/09/2005, UBCC Mechanical Advisory Committee, 9:00 a.m.; 01/11/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 01/11/2005, Physicians Licensing Board, 8:30 a.m.; 01/11/2005, Hearing Instrument Specialist Licensing Board, 9:00 a.m.; 01/11/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 01/12/2005, Social Worker Licensing Board, 8:15 a.m.; 01/17/2005, UBCC Education Advisory Committee, 1:00 p.m.; 01/18/2005, Professional Engineer/Professional Land Surveyor Board, 9:00 a.m.; 01/18/2005, Professional Counselor Licensing Board, 9:00 a.m.; 01/18/2005, Osteopathic Physician and Surgeons Licensing Board, 9:00 a.m.; 01/19/2005, Electricians Licensing Board, 9:00 a.m.; 01/20/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 01/20/2005, Radiology Technology Licensing Board, 9:00 a.m.; 01/20/2005, Uniform Building Code Commission, 9:00 a.m.; 01/24/2005, Occupational Therapy Board, 9:00 a.m.; 01/24/2005, State Board of Pharmacy, 9:00 a.m.; 01/25/2005, Construction Services Commission, 9:00 a.m.; 01/26/2005, Chiropractic Physicians Licensing Board, 9:00 a.m.; 01/27/2005, Board of Nursing, 8:15 a.m.

February

02/01/2005, Plumbers Licensing Board, 9:00 a.m.; 02/01/2005, Licensed Substance Abuse Counselor Board, 9:00 a.m.; 02/01/2005, Utah Board of Accountancy, 1:00 p.m.; 02/02/2005, UBCC Structural Advisory Committee, 12:00 noon; 02/03/2005, Architects Licensing Board, 9:00 a.m.; 02/06/2005, UBCC Plumbing Advisory Committee, 9:00 a.m.; 02/07/2005, Massage Therapy Board, 9:00 a.m.; 02/07/2005, Unified Code Analysis Council, 9:00 a.m.; 02/08/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 02/08/2005, Physicians Licensing Board, 8:30 a.m.; 02/08/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 02/09/2005, Social Worker Licensing Board, 8:15 a.m.; 02/09/2005, Professional Geologists Licensing Board, 9:00 a.m.; 02/09/2005, Security Services Licensing Board, 9:00 a.m.; 02/13/2005, UBCC Mechanical Advisory Committee, 9:00 a.m.; 02/16/2005, Physician Assistant Licensing Board, 8:15 a.m.; 02/16/2005, Funeral Service Board, 9:00 a.m.; 02/16/2005, Electricians Licensing Board, 9:00 a.m.; 02/17/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 02/17/2005, Uniform Building Code Commission, 9:00 a.m.; 02/21/2005, Podiatric Physician Board, 8:15 a.m.; 02/21/2005, UBCC Education Advisory Committee, 1:00 p.m.; 02/22/2005, Construction Services Commission, 9:00 a.m.; 02/23/2005, Controlled Substance Precursor Board, 2:00 p.m.; 02/24/2005, Board of Nursing, 8:15 a.m.; 02/28/2005, State Board of Pharmacy, 9:00 a.m.

SPECIAL NOTICES

March

03/01/2005, Plumbers Licensing Board, 9:00 a.m.; 03/01/2005, Utah Board of Accountancy, 1:00 p.m.; 03/02/2005, Alarm System Security and Licensing Board, 9:00 a.m.; 03/02/2005, UBCC Structural Advisory Committee, 12:00 noon; 03/03/2005, Marriage and Family Therapy Board, 9:00 a.m.; 03/06/2005, Cosmetology/Barbering, Esthetics, Electrology and Nail Technology Licensing Board, 9:00 a.m.; 03/06/2005, UBCC Plumbing Advisory Committee, 9:00 a.m.; 03/07/2005, Unified Code Analysis Council, 9:00 a.m.; 03/08/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 03/08/2005, Physicians Licensing Board, 8:30 a.m.; 03/08/2005, Professional Counselor Licensing Board, 9:00 a.m.; 03/08/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 03/13/2005, UBCC Mechanical Advisory Committee, 9:00 a.m.; 03/15/2005, Professional Engineer/Professional Land Surveyor Board, 9:00 a.m.; 03/15/2005, Deception Detection Examiners Board, 9:00 a.m.; 03/16/2005, Social Worker Licensing Board, 8:15 a.m.; 03/16/2005, Electricians Licensing Board, 9:00 a.m.; 03/17/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 03/17/2005, Uniform Building Code Commission, 9:00 a.m.; 03/21/2005, Building Inspector Licensing Board, 10:00 a.m.; 03/21/2005, UBCC Education Advisory Committee, 1:00 p.m.; 03/22/2005, Acupuncture Board, 9:00 a.m.; 03/22/2005, Speech-Language Pathology and Audiology Board, 9:00 a.m.; 03/23/2005, Veterinary Board, 9:00 a.m.; 03/24/2005, Board of Nursing, 8:15 a.m.; 03/28/2005, State Board of Pharmacy, 9:00 a.m.; 03/29/2005, Construction Services Commission, 9:00 a.m.

April

04/03/2005, UBCC Plumbing Advisory Committee, 9:00 a.m.; 04/04/2005, Plumbers Licensing Board, 9:00 a.m.; 04/04/2005, Unified Code Analysis Council, 9:00 a.m.; 04/05/2005, Utah Board of Accountancy, 1:00 p.m.; 04/05/2005, Optometry Board, 9:00 a.m.; 04/06/2005, Chiropractic Physicians Licensing Board, 9:00 a.m.; 04/06/2005, UBCC Structural Advisory Committee, 12:00 noon; 04/07/2005, Architects Licensing Board, 9:00 a.m.; 04/10/2005, Psychology Board, 8:15 a.m.; 04/10/2005, UBCC Mechanical Advisory Committee, 9:00 a.m.; 04/12/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 04/12/2005, Physicians Licensing Board, 8:30 a.m.; 04/12/2005, Hearing Instrument Specialist Licensing Board, 9:00 a.m.; 04/12/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 04/13/2005, Social Worker Licensing Board, 8:15 a.m.; 04/13/2005, Security Services Licensing Board, 9:00 a.m.; 04/14/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 04/18/2005, UBCC Education Advisory Committee, 1:00 p.m.; 04/19/2005, Osteopathic Physician and Surgeons Licensing Board, 9:00 a.m.; 04/20/2005, Landscape Architects Licensing Board, 9:00 a.m.; 04/20/2005, Electricians Licensing Board, 9:00 a.m.; 04/21/2005, Uniform Building Code Commission, 9:00 a.m.; 04/21/2005, Massage Therapy Education Advisory Committee, 9:00 a.m.; 04/25/2005, Occupational Therapy Board, 9:00 a.m.; 04/25/2005, Health Facility Administrators Board, 9:00 a.m.; 04/25/2005, State Board of Pharmacy, 9:00 a.m.; 04/26/2005, Construction Services Commission, 9:00 a.m.; 04/28/2005, Board of Nursing, 8:15 a.m.

May

05/01/2005, UBCC Plumbing Advisory Committee, 9:00 a.m.; 05/02/2005, Unified Code Analysis Council, 9:00 a.m.; 05/03/2005, Plumbers Licensing Board, 9:00 a.m.; 05/03/2005, Utah Board of Accountancy, 1:00 p.m.; 05/03/2005, Licensed Substance Abuse Counselor Board, 9:00 a.m.; 05/04/2005, Social Worker Licensing Board, 8:15 a.m.; 05/04/2005, Alarm System Security and Licensing Board, 9:00 a.m.; 05/04/2005, UBCC Structural Advisory Committee, 12:00 noon; 05/08/2005, UBCC Mechanical Advisory Committee, 9:00 a.m.; 05/09/2005, Massage Therapy Board, 9:00 a.m.; 05/10/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 05/10/2005, Physicians Licensing Board, 8:30 a.m.; 05/10/2005, Professional Counselor Licensing Board, 9:00 a.m.; 05/10/2005, Alternative Dispute Resolution Providers Board, 9:00 a.m.; 05/10/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 05/11/2005, Naturopathic Physicians Licensing Board, 9:00 a.m.; 05/11/2005, Naturopathic Physician Formulary Committee, 9:00 a.m.; 05/15/2005, Uniform Building Code Commission, 9:00 a.m.; 05/16/2005, Podiatric Physician Board, 8:15 a.m.; 05/16/2005, UBCC Education Advisory Committee, 1:00 p.m.; 05/17/2005, Professional Engineer/Professional Land Surveyor Board, 9:00 a.m.; 05/18/2005, Physician Assistant Licensing Board, 8:15 a.m.; 05/18/2005, Electricians Licensing Board, 9:00 a.m.; 05/19/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 05/19/2005, Board of Nursing, 8:15 a.m.; 05/23/2005, Dietitian Board, 9:00 a.m.; 05/23/2005, State Board of Pharmacy, 9:00 a.m.; 05/25/2005, Funeral Service Board, 9:00 a.m.; 05/25/2005, Athlete Agent Licensing Board, 9:00 a.m.; 05/31/2005, Construction Services Commission, 9:00 a.m.

June

06/02/2005, Marriage and Family Therapy Board, 9:00 a.m.; 06/05/2005, Cosmetology/Barbering, Esthetics, Electrology and Nail Technology Licensing Board, 9:00 a.m.; 06/05/2005, UBCC Plumbing Advisory Committee, 9:00 a.m.; 06/06/2005, Unified Code Analysis Council, 9:00 a.m.; 06/07/2005, Plumbers Licensing Board, 9:00 a.m.; 06/07/2005, Utah Board of Accountancy, 1:00 p.m.; 06/08/2005, Social Worker Licensing Board, 8:15 a.m.; 06/08/2005, Professional Geologists Licensing Board, 9:00 a.m.; 06/08/2005, Security Services Licensing Board, 9:00 a.m.; 06/09/2005, Architects Licensing Board, 9:00 a.m.; 06/12/2005, UBCC Mechanical Advisory Committee, 9:00 a.m.; 06/14/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 06/14/2005, Physicians Licensing Board, 8:30 a.m.; 06/14/2005, Acupuncture Board, 9:00 a.m.; 06/14/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 06/15/2005, Electricians Licensing Board, 9:00 a.m.; 06/15/2005, Veterinary Board, 9:00 a.m.; 06/16/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 06/16/2005, Uniform Building Code Commission, 9:00 a.m.; 06/20/2005, Building Inspector Licensing Board, 10:00 a.m.; 06/20/2005, UBCC Education Advisory Committee, 1:00 p.m.; 06/22/2005, Genetic Counselor Licensing Board, 8:15 a.m.; 06/22/2005, Private Probation Provider Licensing Board, 9:00 a.m.; 06/23/2005, Board of Nursing, 8:15 a.m.; 06/27/2005, State Board of Pharmacy, 9:00 a.m.; 06/28/2005, Construction Services Commission, 9:00 a.m.

July

07/03/2005, UBCC Plumbing Advisory Committee, 9:00 a.m.; 07/05/2005, Plumbers Licensing Board, 9:00 a.m.; 07/05/2005, Utah Board of Accountancy, 1:00 p.m.; 07/06/2005, Alarm System Security and Licensing Board, 9:00 a.m.; 07/06/2005, UBCC Structural Advisory Committee, 12:00 noon; 07/10/2005, Psychology Board, 8:15 a.m.; 07/10/2005, UBCC Mechanical Advisory Committee, 9:00 a.m.; 07/12/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 07/12/2005, Physicians Licensing Board, 8:30 a.m.; 07/12/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 07/13/2005, Social Worker Licensing Board, 8:15 a.m.; 07/13/2005, Chiropractic Physicians Licensing Board, 9:00 a.m.; 07/13/2005, Hearing Instrument Specialist Licensing Board, 9:00 a.m.; 07/18/2005, UBCC Education Advisory Committee, 1:00 p.m.; 07/19/2005, Professional Engineer/Professional Land Surveyor Board, 9:00 a.m.; 07/19/2005, Professional Counselor Licensing Board, 9:00 a.m.; 07/19/2005, Osteopathic Physician and Surgeons Licensing Board, 9:00 a.m.; 07/20/2005, Electricians Licensing Board, 9:00 a.m.; 07/21/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 07/21/2005, Uniform Building Code Commission, 9:00 a.m.; 07/21/2005, Radiology Technology Licensing Board, 9:00 a.m.; 07/25/2005, Occupational Therapy Board, 9:00 a.m.; 07/25/2005, State Board of Pharmacy, 9:00 a.m.; 07/26/2005, Construction Services Commission, 9:00 a.m.; 07/28/2005, Board of Nursing, 8:15 a.m.

August

08/01/2005, Unified Code Analysis Council, 9:00 a.m.; 08/02/2005, Licensed Substance Abuse Counselor Board, 9:00 a.m.; 08/02/2005, Plumbers Licensing Board, 9:00 a.m.; 08/02/2005, Utah Board of Accountancy, 1:00 p.m.; 08/03/2005, UBCC Structural Advisory Committee, 12:00 noon; 08/04/2005, Architects Licensing Board, 9:00 a.m.; 08/07/2005, UBCC Plumbing Advisory Committee, 9:00 a.m.; 08/08/2005, Massage Therapy Board, 9:00 a.m.; 08/09/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 08/09/2005, Physicians Licensing Board, 8:30 a.m.; 08/09/2005, Environmental Health Scientist Board, 9:00 a.m.; 08/09/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 08/10/2005, Social Worker Licensing Board, 8:15 a.m.; 08/10/2005, Security Services Licensing Board, 9:00 a.m.; 08/14/2005, UBCC Mechanical Advisory Committee, 9:00 a.m.; 08/15/2005, Podiatric Physician Board, 8:15 a.m.; 08/15/2005, UBCC Education Advisory Committee, 1:00 p.m.; 08/15/2005, Recreational Therapy Board, 9:00 a.m.; 08/17/2005, Physician Assistant Licensing Board, 8:15 a.m.; 08/17/2005, Electricians Licensing Board, 9:00 a.m.; 08/17/2005, Funeral Service Board, 9:00 a.m.; 08/18/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 08/18/2005, Uniform Building Code Commission, 9:00 a.m.; 08/22/2005, State Board of Pharmacy, 9:00 a.m.; 08/25/2005, Board of Nursing, 8:15 a.m.; 08/30/2005, Construction Services Commission, 9:00 a.m.

September

09/04/2005, Plumbers Licensing Board, 9:00 a.m.; 09/04/2005, Utah Board of Accountancy, 1:00 p.m.; 09/05/2005, Unified Code Analysis Council, 9:00 a.m.; 09/07/2005, Social Worker Licensing Board, 8:15 a.m.; 09/07/2005, Veterinary Board, 9:00 a.m.; 09/07/2005, Alarm System Security and Licensing Board, 9:00 a.m.; 09/07/2005, UBCC Structural Advisory Committee, 12:00 noon; 09/11/2005, Cosmetology/Barbering, Esthetics, Electrology and Nail Technology Licensing Board, 9:00 a.m.; 09/11/2005, UBCC Mechanical Advisory Committee, 9:00 a.m.; 09/12/2005, Security Education Advisory Committee, 9:00 a.m.; 09/13/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 09/13/2005, Physicians Licensing Board, 8:30 a.m.; 09/13/2005, Professional Counselor Licensing Board, 9:00 a.m.; 09/13/2005, Alternative Dispute Resolution Providers Board, 9:00 a.m.; 09/13/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 09/15/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 09/15/2005, Marriage and Family Therapy Board, 9:00 a.m.; 09/15/2005, Uniform Building Code Commission, 9:00 a.m.; 09/19/2005, Building Inspector Licensing Board, 10:00 a.m.; 09/19/2005, UBCC Education Advisory Committee, 1:00 p.m.; 09/20/2005, Professional Engineer/Professional Land Surveyor Board, 9:00 a.m.; 09/20/2005, Landscape Architects Licensing Board, 9:00 a.m.; 09/20/2005, Respiratory Care Licensing Board, 9:00 a.m.; 09/20/2005, Speech-Language Pathology and Audiology Board, 9:00 a.m.; 09/21/2005, Electricians Licensing Board, 9:00 a.m.; 09/22/2005, Board of Nursing, 8:15 a.m.; 09/26/2005, State Board of Pharmacy, 9:00 a.m.; 09/27/2005, Construction Services Commission, 9:00 a.m.; 09/27/2005, Acupuncture Board, 9:00 a.m.

October

10/02/2005, Psychology Board, 8:15 a.m.; 10/02/2005, UBCC Plumbing Advisory Committee, 9:00 a.m.; 10/03/2005, Unified Code Analysis Council, 9:00 a.m.; 10/04/2005, Plumbers Licensing Board, 9:00 a.m.; 10/04/2005, Utah Board of Accountancy, 1:00 p.m.; 10/05/2005, Physical Therapy Board, 9:00 a.m.; 10/05/2005, UBCC Structural Advisory Committee, 12:00 noon; 10/06/2005, Architects Licensing Board, 9:00 a.m.; 10/11/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 10/11/2005, Physicians Licensing Board, 8:30 a.m.; 10/11/2005, Hearing Instrument Specialist Licensing Board, 9:00 a.m.; 10/11/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 10/12/2005, Social Worker Licensing Board, 8:15 a.m.; 10/12/2005, Professional Geologists Licensing Board, 9:00 a.m.; 10/12/2005, Chiropractic Physicians Licensing Board, 9:00 a.m.; 10/12/2005, Security Services Licensing Board, 9:00 a.m.; 10/17/2005, Occupational Therapy Board, 9:00 a.m.; 10/17/2005, UBCC Education Advisory Committee, 1:00 p.m.; 10/18/2005, Osteopathic Physician and Surgeons Licensing Board, 9:00 a.m.; 10/19/2005, Electricians Licensing Board, 9:00 a.m.; 10/20/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 10/20/2005, Uniform Building Code Commission, 9:00 a.m.; 10/24/2005, Health Facility Administrators Board, 9:00 a.m.; 10/24/2005, State Board of Pharmacy, 9:00 a.m.; 10/25/2005, Construction Services Commission, 9:00 a.m.; 10/26/2005, Certified Court Reports Licensing Board, 2:00 p.m.; 10/27/2005, Board of Nursing, 8:15 a.m.

SPECIAL NOTICES

November

11/01/2005, Plumbers Licensing Board, 9:00 a.m.; 11/01/2005, Licensed Substance Abuse Counselor Board, 9:00 a.m.; 11/01/2005, Utah Board of Accountancy, 1:00 p.m.; 11/02/2005, Funeral Service Board, 9:00 a.m.; 11/02/2005, Alarm System Security and Licensing Board, 9:00 a.m.; 11/06/2005, UBCC Plumbing Advisory Committee, 9:00 a.m.; 11/07/2005, Massage Therapy Board, 9:00 a.m.; 11/07/2005, Unified Code Analysis Council, 9:00 a.m.; 11/08/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 11/08/2005, Physicians Licensing Board, 8:30 a.m.; 11/08/2005, Professional Counselor Licensing Board, 9:00 a.m.; 11/08/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 11/09/2005, Social Worker Licensing Board, 8:15 a.m.; 11/09/2005, Naturopathic Physicians Licensing Board, 9:00 a.m.; 11/13/2005, UBCC Mechanical Advisory Committee, 9:00 a.m.; 11/15/2005, Uniform Building Code Commission, 9:00 a.m.; 11/16/2005, Physician Assistant Licensing Board, 8:15 a.m.; 11/16/2005, Electricians Licensing Board, 9:00 a.m.; 11/17/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 11/17/2005, Board of Nursing, 8:15 a.m.; 11/21/2005, Podiatric Physician Board, 8:15 a.m.; 11/21/2005, UBCC Education Advisory Committee, 1:00 p.m.; 11/22/2005, Professional Engineer/Professional Land Surveyor Board, 9:00 a.m.; 11/28/2005, State Board of Pharmacy, 9:00 a.m.; 11/29/2005, Construction Services Commission, 9:00 a.m.; 11/30/2005, Optometry Board, 9:00 a.m.

December

12/01/2005, Architects Licensing Board, 9:00 a.m.; 12/04/2005, Cosmetology/Barbering, Esthetics, Electrology and Nail Technology Licensing Board, 9:00 a.m.; 12/04/2005, UBCC Plumbing Advisory Committee, 9:00 a.m.; 12/05/2005, Unified Code Analysis Council, 9:00 a.m.; 12/06/2005, Acupuncture Board, 9:00 a.m.; 12/06/2005, Plumbers Licensing Board, 9:00 a.m.; 12/06/2005, Utah Board of Accountancy, 1:00 p.m.; 12/07/2005, UBCC Structural Advisory Committee, 12:00 noon; 12/08/2005, Marriage and Family Therapy Board, 9:00 a.m.; 12/11/2005, UBCC Mechanical Advisory Committee, 9:00 a.m.; 12/13/2005, Residence Lien Recovery Fund Board, 8:15 a.m.; 12/13/2005, Physicians Licensing Board, 8:30 a.m.; 12/13/2005, UBCC Architectural Advisory Committee, 1:00 p.m.; 12/14/2005, Social Worker Licensing Board, 8:15 a.m.; 12/14/2005, Security Services Licensing Board, 9:00 a.m.; 12/15/2005, Dentist and Dental Hygienist Licensing Board, 8:15 a.m.; 12/15/2005, Board of Nursing, 8:15 a.m.; 12/15/2005, Uniform Building Code Commission, 9:00 a.m.; 12/19/2005, State Board of Pharmacy, 9:00 a.m.; 12/19/2005, Building Inspector Licensing Board, 10:00 a.m.; 12/19/2005, UBCC Education Advisory Committee, 1:00 p.m.; 12/21/2005, Electricians Licensing Board, 9:00 a.m.; 12/27/2005, Construction Services Commission, 9:00 a.m.

Governor's Proclamation: Calling the Fifty-Sixth Legislature into a Second Special Session

Proclamation

WHEREAS, since the adjournment of the 2005 General Session of the Fifty-Sixth Legislature of the State of Utah, matters have arisen that require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature into Special Session;

NOW, THEREFORE, I, Jon M. Huntsman, Jr., Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the Laws of the State of Utah, do by this Proclamation call the Fifty-Sixth Legislature of the State of Utah into a Second Special Session at the State Capitol Complex, at Salt Lake City, Utah, on the 9th day of November, 2005, at 5:00 p.m., for the following purposes:

1. To consider a concurrent resolution approving, pursuant to Utah Code Ann. Section 63-38b-303, a proposed settlement agreement involving the construction of the Legacy Parkway; and
2. To consider legislation giving the Utah Department of Transportation authority necessary to implement the proposed settlement agreement involving the construction of the Legacy Parkway.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol Complex in Salt Lake City, Utah, this 1st day of November, 2005.

(State Seal)

Jon M. Huntsman, Jr.
Governor

ATTEST:

Gary R. Herbert
Lieutenant Governor

Governor's Executive Order 2005-0021: Declaring a State of Emergency from Spring Runoff and Flooding in Duchesne County

EXECUTIVE ORDER

Declaring a State of Emergency from Spring Runoff and Flooding in Duchesne County

WHEREAS, beginning on or about April 15, 2005, and continuing to June 23, 2005, severe spring runoff and mudslides in the watershed caused flooding along all drainage systems in Duchesne County, Utah;

WHEREAS, the peak flows on these rivers were at or near their historical highs;

WHEREAS, these floods have caused severe damage to public roads, bridges, and riverbanks in many areas;

WHEREAS, several area reservoirs were completely full and in danger of overtopping, and debris in the river channels was creating a continuing hazard to public safety in Duchesne County, Utah;

WHEREAS, immediate attention was necessary to alleviate the situation which threatened the safety, health, and welfare of the citizens of Duchesne County;

WHEREAS, these conditions created a disaster emergency within the intent of the Disaster Response and Recovery Act of 1981; and

NOW THEREFORE, I, Jon M. Huntsman, Jr., Governor of the State of Utah;

DO HEREBY ORDER that a "State of Emergency" exists due to the aforesaid spring runoff and flooding in Duchesne County, and that such area is declared to be a disaster requiring aid, assistance, and relief available pursuant to the provisions of State statutes, and the State Emergency Operations Plan, which is hereby activated.

IN WITNESS, WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah this 8th day of November, 2005.

(State Seal)

Jon M. Huntsman, Jr.
Governor

ATTEST:

Gary R. Herbert
Lieutenant Governor

2005/0021

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 October 15, 2005, 12:00 a.m., and November 1, 2005, 11:59 p.m. are included in this, the November 15, 2005, 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 each rule that is 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 December 15, 2005. 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 March 15, 2006, 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 (2001); 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.

Agriculture and Food, Chemistry Laboratory **R63-1** Fee Schedule

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 28304
FILED: 10/26/2005, 14:26

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: New tests have been added and old tests removed, necessitating a revision of the entire fee structure.

SUMMARY OF THE RULE OR CHANGE: The Fee Schedule Tables are being replaced with a statement giving the information where the Fee Schedule can be obtained either from the department, by phone, or on the website.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 4-2-10

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: The cost to state budget would be the fee charged for analytical tests that would be requested by a state agency that might be performed by the chemistry lab.
- ❖ LOCAL GOVERNMENTS: The cost to local government would be the fee charged for analytical tests that would be requested by a local government agency that might be performed by the chemistry lab.
- ❖ OTHER PERSONS: The cost would be the fee charged for analytical tests performed by the chemistry lab.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There would be no compliance costs affiliated to this rule. The rule establishes the fee schedule for analytical tests performed by the chemistry lab.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There would be no fiscal impact on businesses. This rule establishes the fee schedule for analytical tests performed by the chemistry lab. Leonard M Blackham, Commissioner

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

AGRICULTURE AND FOOD
CHEMISTRY LABORATORY
350 N REDWOOD RD
SALT LAKE CITY UT 84116-3087, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Marolyn Leetham or David Clark at the above address, by phone at 801-538-7114 or 801-538-7128, by FAX at 801-538-7126 or 801-538-7126, or by Internet E-mail at mleetham@utah.gov or dhclark@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: Leonard M. Blackham, Commissioner

R63. Agriculture and Food, Chemistry Laboratory.
R63-1. Fee Schedule.
R63-1-1. Authority.
Promulgated under authority of Section 4-2-10.

R63-1-2. Analytical Service Fees.

[Effective August 1, 1984 all charges made for analytical services by the Department of Agriculture and Food Laboratory will be computed on a fee of \$30.00 per hour.

Examples:

TABLE 1

Feed and Meat:	One Sample Only	Two/Five Samples	Six or more Samples
Moisture	15.00	10.00	5.00
Fat	30.00	25.00	20.00
Fiber	45.00	40.00	35.00
Protein	25.00	20.00	15.00
NPN	20.00	15.00	10.00
Ash	15.00	10.00	5.00

TABLE 2

Fertilizer:	One Sample Only	Two/Five Samples	Six or more Samples
Nitrogen	25.00	20.00	15.00
P ₂ O ₅	30.00	25.00	20.00
K ₂ O	25.00	20.00	15.00

TABLE 3

Trace Elements (Atomic Absorption):	One Sample Only
Iron	20.00
Copper	20.00
Zinc	20.00
Mn	20.00
Mo	40.00
Pb	20.00

TABLE 4

Trace Elements in Water:	One Sample Only
Iron	10.00
Copper	10.00
Zinc	10.00
Mn	10.00
Mo	10.00
Pb	10.00

TABLE 5

Vitamins:	One Sample Only	Two/Five Samples	Six or more Samples
Vitamin A	60.00	55.00	50.00
Vitamin B	60.00	55.00	50.00
Vitamin B ²	60.00	55.00	50.00
Vitamin C	60.00	55.00	50.00
Riboflavin	60.00	55.00	50.00
Minerals:			
Calcium	25.00	20.00	15.00
NaCl	25.00	20.00	15.00
Iodine	25.00	20.00	15.00

TABLE 6

Toxicology:	One Sample Only
Strychnine	30.00
Arsenic	30.00
Other Poisons	30.00/hour
Coggins Test:	7.50

Cost for other analytical tests would depend upon the time required at the rate of \$30.00 per hour. Analytical service fees shall be charged as determined by the department pursuant to 4-2-2(2). A current list of approved fees may be obtained, upon request from the Utah Department of Agriculture and Food, 350 North Redwood Road, PO Box 146500, Salt Lake City, UT 84114-6500. Phone (801)538-7168. Website: ag.utah.gov, Chemistry Division.

KEY: chemical testing
1987

Notice of Continuation September 2, 2005
4-2-2



Commerce, Occupational and
Professional Licensing
R156-37
Utah Controlled Substances Act Rules

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 28310
FILED: 10/31/2005, 14:55

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Division needs to update this rule as a result of changes made to the Pharmacy Practice Act, Title 58, Chapter 17b, and the Pharmacy Practice Act Rules, R156-17b.

SUMMARY OF THE RULE OR CHANGE: In Sections R156-37-102 and R156-37-103, statute citations were updated. In Section R156-37-301, updates those pharmacy classifications that may hold dispensing controlled substances licenses. In Section R156-37-302, deletes the ambulance services

requirement for a Utah controlled substance license. The federal Drug Enforcement Administration (DEA) has chosen to issue multiple location DEA registrations to Medical Directors of ambulance services instead of a state license. In Section R156-37-602, changes language regarding prescription records mirrors the Code of Federal Regulations and allows for storage of information regarding refilled controlled substance prescriptions in either a paper format or an electronic format that is immediately accessible to anyone who would require the information. In Subsection R156-37-603(4), changes the dispensing date of a second or third prescription from no less than 20 days to no less than 30 days from the dispensing date of the previous prescription. Adds Subsection R156-37-610(8) that will allow the Utah Department of Health to access information contained in the Controlled Substance Database for research purposes for one scientific investigator and identifies access protocols.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsections 58-1-106(1)(a), 58-37-6(1)(a), and 58-37-7.5(7)

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: The Division will incur minimal costs of approximately \$75 to reprint this rule once the proposed amendments are made effective. Any costs involved will be absorbed in the Division's current budget. The Division will also experience a minimal loss of licensing fees (new application and renewal) as a result of ambulance services no longer needing to hold a controlled substance handler license in Utah. The Division estimates it will lose approximately \$364 every 2 years in renewal fees not collected (\$52 renewal fee x 7 currently licensed ambulance services). The Division is unable to determine how many new ambulance services would apply in the future and would not need to pay the new application fee of \$90.
- ❖ LOCAL GOVERNMENTS: Ambulance services run by local governments that currently hold a controlled substances handlers license will not be required to renew the license, but the Medical Director of an ambulance service will need to apply for additional federal DEA registrations. The federal DEA registration costs are unknown to the Division.
- ❖ OTHER PERSONS: Costs with respect to ambulance services will shift from state licensure fees (as noted above) to federal DEA registration. Regarding the additional amendments proposed to this rule, the Division does not anticipate any costs or savings to be associated with those amendments to either the regulated profession or the general public.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Costs with respect to ambulance services will shift from state licensure fees (as noted above) to federal DEA registration. Regarding the additional amendments proposed to this rule, the Division does not anticipate any costs or savings to be associated with those amendments to either the regulated profession or the general public.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The amendments in this rule filing are clarifying provisions in accordance with amendments to the Utah Pharmacy Practice Act (such as pharmacy

classifications and scientific investigations by the Department of Health) and with federal guidelines and regulations. No fiscal impact to businesses is anticipated as a result of these amendments. Francine A. Giani, Executive Director

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

COMMERCE
OCCUPATIONAL AND PROFESSIONAL LICENSING
HEBER M WELLS BLDG
160 E 300 S
SALT LAKE CITY UT 84111-2316, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Diana Baker at the above address, by phone at 801-530-6179, by FAX at 801-530-6511, or by Internet E-mail at dbaker@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: J. Craig Jackson, Director

R156. Commerce, Occupational and Professional Licensing.

R156-37. Utah Controlled Substances Act Rules.

R156-37-102. Definitions.

In addition to the definitions in Title 58, Chapters 1 and 37, as used in Title 58, Chapters 1 and 37, or these rules:

(1) "DEA" means the Drug Enforcement Administration of the United States Department of Justice.

(2) "NABP" means the National Association of Boards of Pharmacy.

(3) "Principle place of business or professional practice", as used in Subsection 58-37-6(2)(e), means any location where controlled substances are received or stored.

(4) "Schedule II controlled stimulant" means any material, compound, mixture or preparation listed in Subsection 58-37-4(2)(b)(iii).

(5) "Unprofessional conduct", as defined in Title 58 is further defined in accordance with Subsections 58-1-203([5])~~(e)~~ and 58-37-6(1)(a), in Section R156-37-502.

R156-37-103. Purpose - Authority.

These rules are adopted by the division under the authority of Subsections 58-1-106(1)~~(a)~~ and 58-37-6(1)(a) to enable the division to administer Title 58, Chapter 37.

R156-37-301. License Classifications - Restrictions.

(1) Consistent with the provisions of law, the division may issue a controlled substance license to manufacture, produce, distribute, dispense, prescribe, obtain, administer, analyze, or conduct research with controlled substances in Schedules I, II, III, IV, or V to qualified persons. Licenses shall be issued to qualified persons in the following categories:

(a) pharmacist;

(b) optometrist;
(c) podiatric physician;
(d) dentist;
(e) osteopathic physician and surgeon;
(f) physician and surgeon;
(g) physician assistant;
(h) veterinarian;
(i) advanced practice registered nurse;
(j) certified nurse midwife;
(k) certified registered nurse anesthetist;
(l) ~~[pharmaceutical researcher]~~ Class A pharmacy-retail operations located in Utah;

(m) ~~[drug outlets located in the state of Utah licensed as a]~~ Class B pharmacy located in Utah providing services to a target population unique to the needs of the healthcare services required by the patient, including:

(i) ~~[retail pharmacy]~~ closed door;
(ii) hospital clinic pharmacy;
(iii) ~~[institutional pharmacy]~~ methadone clinics;
(iv) ~~[pharmaceutical manufacturer]~~ nuclear;
(v) ~~[pharmaceutical wholesaler/distributor]~~ branch;
(vi) ~~[branch pharmacy]~~ hospice facility pharmacy;
(vii) ~~[nuclear pharmacy; or]~~ veterinarian pharmaceutical facility;

(viii) ~~[veterinary pharmaceutical outlet;]~~ pharmaceutical administration facility; and

(ix) sterile product preparation facility.

(n) ~~[pharmaceutical dog trainer;]~~ Class C pharmacy located in Utah engaged in:

(i) manufacturing;

(ii) producing;

(iii) wholesaling; and

(iv) distributing.

(o) ~~[pharmaceutical teaching organization;]~~ Class D Out-of-state mail order pharmacies.

(p) ~~[analytical laboratory;]~~ Class E pharmacy including:

(i) medical gases providers; and

(ii) analytical laboratories.

(q) ~~[out of state mail order pharmacy;~~

~~(r) pharmaceutical administration facility;~~

~~(s) animal euthanasia agency; and~~

~~(t)]Utah Department of Corrections for the conduct of execution by the administration of lethal injection under its statutory authority and in accordance with its policies and procedures.~~

(2) A license may be restricted to the extent determined by the division, in collaboration with appropriate licensing boards, that a restriction is necessary to protect the public health, safety or welfare, or the welfare of the licensee. A person receiving a restricted license shall manufacture, produce, obtain, distribute, dispense, prescribe, administer, analyze, or conduct research with controlled substances only to the extent of the terms and conditions under which the restricted license is issued by the division.

R156-37-302. Qualifications for Licensure - Application Requirements.

(1) An applicant for a controlled substance license shall:

(a) submit an application in a form as prescribed by the division; and

(b) shall pay the required fee as established by the division under the provisions of Section 63-38-3.2.

(2) Any person seeking a controlled substance license shall:

(a) be currently licensed by the state in the appropriate professional license classification as listed in R156-37-301 and shall maintain that license classification as current at all times while holding a controlled substance license; or

(b) be engaged in the following activities which require the administration of a controlled substance but do not require licensure under Subsection (a):

(i) animal capture for transport or relocation as an employee or under contract with a state or federal government agency; or

(ii) ~~[providing emergency services to an injured or ill person by an ambulance service; or~~

~~—(iii)—~~other activity approved by the Division in collaboration with the appropriate board.

(3) The division and the reviewing board may request from the applicant information which is reasonable and necessary to permit an evaluation of the applicant's:

(a) qualifications to engage in practice with controlled substances; and

(b) the public interest in the issuance of a controlled substance license to the applicant.

(4) To determine if an applicant is qualified for licensure, the division may assign the application to a qualified and appropriate licensing board for review and recommendation to the division with respect to issuance of a license.

R156-37-602. Records.

(1) Records of purchase, distribution, dispensing, prescribing, and administration of controlled substances shall be kept according to state and federal law. Prescribing practitioners shall keep accurate records reflecting the examination, evaluation and treatment of all patients. Patient medical records shall accurately reflect the prescription or administration of controlled substances in the treatment of the patient, the purpose for which the controlled substance is utilized and information upon which the diagnosis is based. Practitioners shall keep records apart from patient records of each controlled substance purchased, and with respect to each controlled substance, its disposition, whether by administration or any other means, date of disposition, to whom given and the quantity given.

(2) Any licensee who experiences any shortage or theft of controlled substances shall immediately file the appropriate forms with the Drug Enforcement Administration, with a copy to the division directed to the attention of the Investigation Bureau. He shall also report the incident to the local law enforcement agency.

(3) All records required by federal and state laws or rules must be maintained by the licensee for a period of five years. If a licensee should sell or transfer ownership of his files in any way, those files shall be maintained separately from other records of the new owner.

(4) Prescription records may be maintained electronically so long as:

(a) the original of each prescription, including telephone prescriptions, is maintained in a physical file and contains all of the information required by federal and state law; and

(b) ~~[there is a physical printout of the controlled substances dispensed each day that details the prescription number, the quantity of each drug dispensed, the prescribing practitioner and the dispensing pharmacist. Each pharmacist that is documented on the printout as having dispensed a controlled substance shall sign his name to the printout, attesting to the accuracy of the data detailed, or shall make appropriate changes and then sign his name]~~an

automated data processing system is used for the storage and immediate retrieval of refill information for prescription orders for controlled substances in Schedule III and IV, in accordance with federal guidelines.

(5) All records relating to Schedule II controlled substances received, purchased, administered or dispensed by the practitioner shall be maintained separately from all other records of the pharmacy or practice.

(6) All records relating to Schedules III, IV and V controlled substances received, purchased, administered or dispensed by the practitioner shall be maintained separately from all other records of the pharmacy or practice.

R156-37-603. Restrictions Upon the Prescription, Dispensing and Administration of Controlled Substances.

(1) A practitioner may prescribe or administer the Schedule II controlled substance cocaine hydrochloride only as a topical anesthetic for mucous membranes in surgical situations in which it is properly indicated and as local anesthetic for the repair of facial and pediatric lacerations when the controlled substance is mixed and dispensed by a registered pharmacist in the proper formulation and dosage.

(2) A practitioner shall not prescribe or administer a controlled substance without taking into account the drug's potential for abuse, the possibility the drug may lead to dependence, the possibility the patient will obtain the drug for a nontherapeutic use or to distribute to others, and the possibility of an illicit market for the drug.

(3) When writing a prescription for a controlled substance, each prescription shall contain only one controlled substance per prescription form and no other legend drug or prescription item shall be included on that form.

(4) In accordance with Subsection 58-37-6(7)(f)(v)(D), the dispensing date of a second or third prescription shall be no less than ~~[20]~~30 days from the dispensing date of the previous prescription, to allow for receipt of the subsequent prescription before the previous prescription runs out.

(5) If a practitioner fails to document his intentions relative to refills of controlled substances in Schedules III through V on a prescription form, it shall mean no refills are authorized. No refill is permitted on a prescription for a Schedule II controlled substance.

(6) Refills of controlled substance prescriptions shall be permitted for the period from the original date of the prescription as follows:

(a) Schedules III and IV for six months from the original date of the prescription; and

(b) Schedule V for one year from the original date of the prescription.

(7) No refill may be dispensed until such time has passed since the date of the last dispensing that 80% of the medication in the previous dispensing should have been consumed if taken according to the prescriber's instruction.

(8) No prescription for a controlled substance shall be issued or dispensed without specific instructions from the prescriber on how and when the drug is to be used.

(9) Refills after expiration of the original prescription term require the issuance of a new prescription by the prescribing practitioner.

(10) Each prescription for a controlled substance and the number of refills authorized shall be documented in the patient records by the prescribing practitioner.

(11) A practitioner shall not prescribe or administer a Schedule II controlled stimulant for any purpose except:

- (a) the treatment of narcolepsy as confirmed by neurological evaluation;
- (b) the treatment of abnormal behavioral syndrome, attention deficit disorder, hyperkinetic syndrome, or related disorders;
- (c) the treatment of drug-induced brain dysfunction;
- (d) the differential diagnostic psychiatric evaluation of depression;
- (e) the treatment of depression shown to be refractory to other therapeutic modalities, including pharmacologic approaches, such as tricyclic antidepressants or MAO inhibitors;
- (f) in the terminal stages of disease, as adjunctive therapy in the treatment of chronic severe pain or chronic severe pain accompanied by depression;
- (g) the clinical investigation of the effects of the drugs, in which case the practitioner shall submit to the division a written investigative protocol for its review and approval before the investigation has begun. The investigation shall be conducted in strict compliance with the investigative protocol, and the practitioner shall, within 60 days following the conclusion of the investigation, submit to the division a written report detailing the findings and conclusions of the investigation; or
- (h) in treatment of depression associated with medical illness after due consideration of other therapeutic modalities.

(12) A practitioner may prescribe, dispense or administer a Schedule II controlled stimulant when properly indicated for any purpose listed in Subsection (11), provided that all of the following conditions are met:

- (a) before initiating treatment utilizing a Schedule II controlled stimulant, the practitioner obtains an appropriate history and physical examination, and rules out the existence of any recognized contraindications to the use of the controlled substance to be utilized;
- (b) the practitioner shall not prescribe, dispense or administer any Schedule II controlled stimulant when he knows or has reason to believe that a recognized contraindication to its use exists;
- (c) the practitioner shall not prescribe, dispense or administer any Schedule II controlled stimulant in the treatment of a patient who he knows or should know is pregnant; and
- (d) the practitioner shall not initiate or shall discontinue prescribing, dispensing or administering all Schedule II controlled stimulants immediately upon ascertaining or having reason to believe that the patient has consumed or disposed of any controlled stimulant other than in compliance with the treating practitioner's directions.

R156-37-610. Controlled Substance Database - Limitations on Access to Database Information - Standards and Procedures for Identifying Individuals Requesting Information.

(1) In accordance with Subsections 58-37-7.5(8)(a) and (b), the division director shall designate in writing those individuals within the division who shall have access to the information in the database.

(2) Personnel from federal, state or local law enforcement agencies may obtain information from the database if the information relates to a current investigation being conducted by such agency. The manager of the database may also provide information from the database to such agencies on his own volition when the information may reasonably constitute a basis for investigation relative to violation of state or federal law.

(3) In accordance with Subsection 58-37-7.5(7)(b), persons may request information from the database either orally or in writing.

(4) The manager of the database may release information upon oral request only if the identity of the person is verified. Identity of a practitioner may be made by use of a DEA number or other verifiable, confidential numbers provided by the division or other government agencies to practitioners.

(5) Any individual may request information in the database relating to that individual's receipt of controlled substances. Upon request for database information on an individual who is the recipient of a controlled substance prescription entered in the database, the manager of the database shall make available database information exclusively relating to that particular individual under the following limitations and conditions:

(a) The requestor seeking database information personally appears before the manager of the database, or a designee, with picture identification confirming his identity as the same person on whom database information is sought.

(b) The requestor seeking database information submits a signed and notarized request executed under the penalty of perjury verifying his identity as the same person on whom database information is sought, and providing their full name, home and business address, date of birth, and social security number.

(c) The requestor seeking database information presents a power of attorney over the person on whom database information is sought and further complies with the following:

(i) submits a signed and notarized request executed by the requestor under the penalty of perjury verifying that the grantor of the power of attorney is the same person on whom database information is sought, including the grantor's full name, address, date of birth, and social security number; and

(ii) personally appears before the manager of the database with picture identification to verify personal identity, or otherwise submits a signed and notarized statement executed by the requestor under the penalty of perjury verifying his identity as that of the person holding the power of attorney.

(d) The requestor seeking database information presents verification that he is the legal guardian of an incapacitated person on whom database information is sought and further complies with the following:

(i) submits a signed and notarized request executed by the requestor under the penalty of perjury verifying that the incapacitated ward of the guardian is the same person on whom database information is sought, including the ward's full name, address, date of birth, and social security number; and

(ii) personally appears before the manager of the database with picture identification to verify personal identity, or otherwise submits a signed and notarized statement executed by the requestor under the penalty of perjury verifying his identity as that of the legal guardian of the incapacitated person.

(e) The requestor seeking database information shall present a release-of-records statement from the person on whom database information is sought and further complies with the following:

(i) submits a verification from the person on whom database information is sought consistent with the requirements set forth in paragraph (5)(b);

(ii) submits a signed and notarized release of records statement executed by the person on whom database information is sought authorizing the manager of the database to release the relevant database information to the requestor; and

(iii) personally appears before the manager of the database with picture identification to verify personal identity, or otherwise submits a signed and notarized statement executed by the requestor under the penalty of perjury verifying his identity as that of the requestor identified in the release of records;

(6) Before data is released upon oral request, a written request may be required and received.

(7) Database information may be disseminated either orally, by facsimile or by U.S. mail.

(8) The Utah Department of Health may access Database information for purposes of scientific study regarding public health. To access information, the scientific investigator must:

(a) show the research is an approved project of the Utah Department of Health;

(b) provide a description of the research to be conducted, protocols for the project and a description of the data needs from the Database;

(c) provide assurances and a plan that demonstrates all Database information will be maintained securely, with access only permitted by the scientific investigator;

(d) provide for electronic data to be stored on a stand alone database computer system with access only allowed by the scientific investigator; and

(e) pay all relevant expenses for data transfer and manipulation.

KEY: controlled substances, licensing

~~[August 19, 2002]~~2005

Notice of Continuation May 9, 2002

58-1-106(1)(a)

58-37-6(1)(a)

58-37-7.5(7)

Commerce, Occupational and Professional Licensing

R156-55a

Utah Construction Trades Licensing Act Rules

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28293

FILED: 10/17/2005, 14:03

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Division and the Construction Services Commission are proposing amendments to the rule regarding examination failures and retaking an examination in Section R156-55a-302a and updating experience requirements in Section R156-55a-302b.

SUMMARY OF THE RULE OR CHANGE: In Section R156-55a-302a, currently an individual may take one examination after another until they pass the required examination to obtain a contractor's license. Testing data that is overexposed can result in an ineffective testing process. There is a perception

in the construction industry that multiple testing has allowed unqualified individuals to become licensed contractors. With the proposed amendments made in this section, a 30-day waiting period between the first three test failures is being imposed. After the first three failures, there is being imposed a six-month waiting period between each test. In Section R156-55a-302b, amendments are proposed in this section as the Construction Services Commission is of the opinion that due to the amount of time the existing rule has been in place, it needed to be amended for clarification purposes. However, the Commission is also of the opinion that the existing rule does provide adequate notice of what is required to qualify as a licensed contractor. Amendments being proposed under Subsection R156-55a-302b(1) is merely establishing by rule the current practice for determining work experience requirements. Amendments proposed in Subsection R156-55a-302b(2) with respect to E100 General Engineering, B100 General Building, and R100 Residential and Small Commercial Building license classifications provide that the work experience obtained shall be a minimum of four years experience as an employee of a contractor licensed in the license classification applied for, or the substantial equivalent of a contractor licensed in that license classification as determined by the Division. The Commission was concerned about the existing rule wording in this subsection. The existing rule allows a qualifier in a subclassification, by taking a written examination, to obtain licensure in the E100, B100, or R100 classifications. This has meant a general painting contractor, without any supervision or hands on experience, currently can obtain the required licensing to build a hydroelectric dam or an industrial, commercial, or residential structure.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 58-55-101, and Subsections 58-1-106(1)(a), 58-1-202(1)(a), 58-55-308(1), 58-55-102(35) and 58-55-501(21)

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: The Division will incur minimal costs of approximately \$100 to reprint the rule once the proposed amendments are made effective. Any costs incurred will be absorbed in the Division's current budget.

❖ LOCAL GOVERNMENTS: These proposed amendments do not apply to local governments as they are only applicable to persons applying for licensure as a contractor and local governments are exempt from contractor licensure requirements.

❖ OTHER PERSONS: There should be no known costs associated with the proposed amendments. However, contractors licensed in subclassifications who are unable to obtain licensure as either a E100, B100, or R100 classification may find the need to add one or more subclassifications to their existing license. Currently, the cost to add an additional subclassification to an existing contractor license is \$110. The Division does not know how many contractors may be affected by this proposed amendment.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There should be no known costs associated with the proposed amendments. However, contractors licensed in subclassifications who are

unable to obtain licensure as either a E100, B100, or R100 classification may find the need to add one or more subclassifications to their existing license. Currently, the cost to add an additional subclassification to an existing contractor license is \$110. The Division does not know how many contractors may be affected by this proposed amendment.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule filing establishes mandatory waiting periods for applicants who fail the contractor examination. The delay caused by these waiting periods could potentially cost applicants some money if their licensure is delayed, but any such costs are difficult to determine and are outweighed by the public interest in licensure of qualified contractors. This rule filing also includes technical amendments intended to update the rule and clarify existing procedures and standards. No fiscal impact to businesses is anticipated as a result of these technical amendments. Francine A. Giani, Executive Director

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

COMMERCE
OCCUPATIONAL AND PROFESSIONAL LICENSING
HEBER M WELLS BLDG
160 E 300 S
SALT LAKE CITY UT 84111-2316, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dennis Meservy at the above address, by phone at 801-530-6375, by FAX at 801-530-6511, or by Internet E-mail at dmeservy@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 11/30/2005 at 9:00 AM, Heber Wells Bldg, 160 E 300 S, Conference Room 4A (fourth floor), Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: J. Craig Jackson, Director

R156. Commerce, Occupational and Professional Licensing.
R156-55a. Utah Construction Trades Licensing Act Rules.
R156-55a-302a. Qualifications for Licensure - Examinations.

(1) In accordance with Subsection 58-55-302(1)(c), an applicant for licensure as a contractor or a construction trades instructor shall pass the following examinations as a condition precedent to licensure as a contractor or a construction trades instructor:

- (a) the Trade Classification Specific Examination; and
- (b) the Utah Contractor Business - Law Examination.

(2) The passing score for each examination is 70%.
(3) An applicant for licensure who fails an examination may retake the failed examination as follows:

(a) no sooner than 30 days following any failure up to three failures; and

(b) no sooner than six months following any failure thereafter.

R156-55a-302b. Qualifications for Licensure - Experience Requirements.

In accordance with Subsection 58-55-302(1)(e)(ii), the minimum experience requirements are [for each applicant or applicant's qualifier is] established as follows:

(1) Requirements for all license classifications:

(a) All experience shall be directly supervised by the applicant's employer.

(b) All experience shall be directly related to the scope of practice set forth in Section R156-55a-301 of the classification the applicant is applying for, as determined by the Division.

(c) One year of work experience means 2000 hours.

(d) No more than 2000 hours of experience during any 12 month period may be claimed.

(e) Except as described in paragraph (2)(c), experience obtained under the supervision of a construction trades instructor as a part of an educational program is not qualifying experience for a contractors license.

(+2) [An applicant for contractor classification] Requirements for E100 General Engineering, B100 General Building, R100 Residential and Small Commercial Building license classifications:

(a) In addition to the requirements of paragraph (1), an applicant for an R100, B100 or E100 license shall have within the past 10 years a minimum of four years [full-time related] experience as an employee of a [licensed or exempt] contractor licensed in the license classification applied for, or the substantial equivalent of a contractor licensed in that license classification as determined by the Division, [two years of which shall be in a supervisory or managerial position under the direct supervision of a licensed or exempt E100, B100 or R100 contractor, or its substantial equivalent if from another state.]

(b) Two of the required four years of [The supervisory] experience shall be in a supervisory or managerial position [the classification for which application is being made, or its substantial equivalent, or have been a qualifier for a licensed contractor under any construction classification for a minimum of four years.]

(c) A person holding a four year bachelors degree or a two year associates degree in Construction Management may have one year [supervisory or managerial] of experience credited towards the supervisory or managerial experience requirement.

(2)3) [An applicant for contractor classifications] Requirements for S280 General Roofing, S290 General Masonry, S320 Steel Erection, S350 Heating [s] Ventilating and Air Conditioning, S360 Refrigeration and S370 Fire Suppression Systems license classifications:

In addition to the requirements of paragraph (1), an applicant shall have within the past 10 years a minimum of four years of [full-time related] experience as an employee of a [licensed or exempt] contractor licensed in the license classification applied for, or the substantial equivalent of a contractor licensed in that license classification as determined by the Division.

(4) Requirements for I101 General Engineering Trades Instructor, I102 General Building Trades Instructor, I103 Electrical Trades Instructor, I104 Plumbing Trades Instructor, I105 Mechanical Trades Instructor license classifications:

An applicant for construction trades instructor license shall have the same experience that is required for the license classifications for the construction trade they will instruct.

([3]5) Requirements for other license classifications:

In addition to the requirements of paragraph (1), an [An] applicant for contractor license classification[s] not listed [in Subsections (1) and (2)] above shall have within the past 10 years a minimum of two years of [full-time related] experience as an employee of a contractor licensed in the license classification applied for, or the substantial equivalent of a contractor licensed in that license classification as determined by the Division [or exempt contractor.

~~(4) An applicant for construction trades instructor classifications shall have the same experience as required for the appropriate contractor, electrician, or plumber classification or classifications for the construction trade or trades they are instructing. Experience under a construction trades instructor classification is not qualifying experience for a contractors license].~~

KEY: contractors, occupational licensing, licensing [July 18,]2005

Notice of Continuation January 15, 2002

58-1-106(1)(a)

58-1-202(1)(a)

58-55-101

58-55-308(1)

58-55-102(35)

58-55-501(21)



**Commerce, Occupational and
Professional Licensing
R156-77
Direct-Entry Midwife Act Rules**

NOTICE OF PROPOSED RULE

(New Rule)

DAR FILE No.: 28294

FILED: 10/17/2005, 15:15

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Division is establishing this rule to implement the Direct-Entry Midwife Act, Title 58, Chapter 77, that was enacted during the 2005 General Session of the Legislature in H.B. 25. (DAR NOTE: H.B. 25 (2005) is found at UT L 2005 Ch 299, and was effective 05/02/2005.)

SUMMARY OF THE RULE OR CHANGE: This new rule: 1) establishes definitions for terms used throughout the rule; 2) defines the organizations approved to provide adult and infant CPR and newborn or neonatal resuscitation; 3) defines an approved pharmacology course for licensure; 4) establishes renewal requirements to include current certificate as a Certified Professional Midwife and current certification in adult and infant CPR and newborn/neonatal resuscitation; 5) defines unprofessional conduct to include failure to practice in accordance with the Midwives Alliance of North America

(MANA) Core Competencies and the MANA Standards and Qualifications for the Art and Practice of Midwifery; 6) establishes the standards and circumstances that require a licensed direct-entry midwife (LDEM) to recommend and facilitate consultation, collaboration, referral, transfer, and mandatory transfer; 7) establishes procedures for the termination of midwifery care when a client has or may have a condition requiring consultation, collaboration, referral, transfer, or mandatory transfer; and 8) requires the submission of outcome data electronically to the MANA's Division of Research on the form prescribed by MANA.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsections 58-1-106(1)(a), 58-1-202(1)(a), 58-77-202(4), and 58-77-601(2)

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: Adds: The Midwives Alliance of North America (MANA) Core Competencies for Basic Midwifery Practice, 1994 edition; and the MANA Standards and Qualifications for the Art and Practice of Midwifery, 1997 edition

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: The newly established rule will need to be printed and distributed to interested parties at an estimated cost of \$75 which can be absorbed within the Division's current budget.

- ❖ LOCAL GOVERNMENTS: No fiscal impact on local governments is anticipated because local governments would not need to seek direct-entry midwife licensure or the services of a licensed direct-entry midwife.

- ❖ OTHER PERSONS: Individuals who seek licensure as a direct-entry midwife will incur the cost of the certification examination, a pharmacology course, and licensure fees (initial application and renewal) as was addressed in the fiscal note the Division completed for H.B. 25. No additional costs will be incurred as a result of adoption of this proposed rule. For individuals who seek licensure as a direct-entry midwife, the following fees will apply: Initial application fee is \$100 and the renewal fee is \$63 every 2 years. The certification examination costs \$700 and the pharmacology course may range in cost from \$20 to \$1,000 depending on the institution providing the class. The Division is unable to determine an aggregate amount due to the fact that the Division does not know how many persons will apply for licensure as a direct-entry midwife.

COMPLIANCE COSTS FOR AFFECTED PERSONS: For individuals who seek licensure as a direct-entry midwife, the following fees will apply: initial application fee is \$100 and the renewal fee is \$63 every 2 years. The certification examination costs \$700 and the pharmacology course may range in cost from \$20 to \$1,000 depending on the institution providing the class.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule filing adopts standards to administer the Direct-Entry Midwife Act, which was adopted by H.B. 25 in the 2005 Legislative Session. The costs associated with this rule are indicated in the rule summary and have already become part of the fiscal impact

statement to H.B. 25. No additional impact to businesses is anticipated as a result of this rule filing. Francine A. Giani, Executive Director

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

COMMERCE
OCCUPATIONAL AND PROFESSIONAL LICENSING
HEBER M WELLS BLDG
160 E 300 S
SALT LAKE CITY UT 84111-2316, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Laura Poe at the above address, by phone at 801-530-6789, by FAX at 801-530-6511, or by Internet E-mail at lpoe@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 12/09/2005 at 1:00 PM, Heber Wells Bldg, 160 E 300 S, Conference Room 4B (fourth floor), Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: J. Craig Jackson, Director

R156. Commerce, Occupational and Professional Licensing.

R156-77. Direct-Entry Midwife Act Rules.

R156-77-101. Title.

These rules are known as the "Direct-Entry Midwife Act Rules."

R156-77-102. Definitions.

In addition to the definitions in Title 58, Chapters 1 and 77, as used in Title 58, Chapter 77 or these rules:

(1) "Accredited school", as used in these rules, includes any midwifery school that has been granted pre-accredited status by MEAC.

(2) "Apgar score", as used in Section R156-77-601, means an index used to evaluate the condition of a newborn based on a rating of 0, 1, or 2 for each of the five characteristics of color, heart rate, response to stimulation of the sole of the foot, muscle tone, and respiration with 10 being a perfect score.

(3) "Collaborate", as used in Section R156-77-601, means the process by which an LDEM and another licensed health care provider jointly manage a specific condition of a client according to a mutually agreed-upon plan of care. The LDEM continues midwifery management of the client and may follow through with the medical management as agreed upon with the provider.

(4) "Consultation", as used in Section R156-77-601, means the process by which the LDEM discusses client status with an appropriate licensed health care provider by phone, written note, or in person. The provider may give a recommendation for management, but does not assume the management of the client.

(5) "CPR", as used in these rules, means cardiopulmonary resuscitation.

(6) "LDEM", as used in these rules, means a licensed direct entry midwife licensed under Title 58, Chapter 77.

(7) "MANA", as used in these rules, means the Midwives Alliance of North America.

(8) "MEAC", as used in these rules, means the Midwifery Education Accreditation Council.

(9) "Midwifery Care", as used in these rules, has the same meaning as the practice of direct-entry midwifery as defined in Subsection 58-77-102(7).

(10) "NARM", as used in these rules, means the North American Registry of Midwives.

(11) "Refer", as used in Section R156-77-601, means the process by which an LDEM directs the client to an appropriate licensed health care provider for management of a specific condition. The LDEM continues midwifery management of the client.

(12) "Transfer", as used in Section R156-77-601, means the process by which an LDEM relinquishes management of a client to an appropriate licensed health care provider. The LDEM may provide on-going support services as appropriate.

(13) "Unprofessional conduct," as defined in Title 58 Chapters 1 and 77, is further defined, in accordance with Subsection 58-1-203(5), in Section R156-77-502.

R156-77-103. Authority - Purpose.

These rules are adopted by the division under the authority of Subsection 58-1-106(1)(a) to enable the division to administer Title 58, Chapter 77.

R156-77-104. Organization - Relationship to Rule R156-1.

The organization of this rule and its relationship to Rule R156-1 is as described in Section R156-1-107.

R156-77-302a. Qualifications for licensure - Application Requirements.

In accordance with Subsections 58-1-203(1), 58-1-301(3), and 58-77-302(5), the application requirements for licensure in Section 58-77-302 are defined herein.

(1) An applicant for licensure as an LDEM must submit documentation of current CPR certification for health care providers, for both adults and infants, from one of the following organizations:

- (a) American Heart Association;
- (b) American Red Cross or its affiliates; or
- (c) American Safety and Health Institute.

(2) An applicant for licensure as an LDEM must submit documentation of current newborn or neonatal resuscitation certification from one of the following organizations:

- (a) American Academy of Pediatrics;
- (b) American Heart Association; or
- (c) a MEAC approved program or accredited school.

R156-77-302b. Qualifications for licensure - Education Requirements.

In accordance with Subsections 58-1-203(1), 58-1-301(3), and 58-77-302(6), the pharmacology course requirement for licensure in Subsection 58-77-302(6) is defined herein. The course must be:

(1) offered by a post-secondary educational institution that is accredited by an accrediting board recognized by the Council for

Higher Education Accreditation of the American Council on Education, a MEAC approved midwifery program or accredited midwifery school, or be a MEAC approved program or course; and

(2) at least eight clock hours in length and include basic pharmacotherapeutic principles and administration of medications including the drugs listed in Subsections 58-77-102(7)(f)(i) through (ix); or

(3) a general pharmacology course of at least 20 clock hours in length from a health-related course of study.

R156-77-303. Renewal Cycle - Procedures.

(1) In accordance with Subsection 58-1-308(1), the renewal date for the two-year renewal cycle applicable to licensees under Title 58, Chapter 77 is established by rule in Subsection R156-1-308a(1).

(2) Renewal procedures shall be in accordance with Section R156-1-308c.

(3) Each applicant for renewal shall comply with the following:

(a) submit documentation of holding a current Certified Professional Midwife certificate in good standing with NARM; and

(b) submit documentation of current certifications in adult and infant CPR, and newborn resuscitation that meets the criteria established in R156-77-302a.

R156-77-502. Unprofessional Conduct.

"Unprofessional conduct" includes:

(1) failure to practice in accordance with the knowledge, clinical skills, and judgments described in the MANA Core Competencies for Basic Midwifery Practice (1994), which is hereby adopted and incorporated by reference; and

(2) failing as a midwife to follow the MANA Standards and Qualifications for the Art and Practice of Midwifery (1997), which is hereby adopted and incorporated by reference.

R156-77-601. Standards of Practice.

Except as provided in Subsection 58-77-601(3)(b), and in accordance with Subsection 58-77-601(2), the standards and circumstances that require an LDEM to recommend and facilitate consultation, collaboration, referral, transfer, or mandatory transfer of client care are established herein. These standards are at a minimum level and are hierarchical in nature. If the standard requires at least consultation for a condition, an LDEM may choose to collaborate, refer, or transfer the care of the client.

(1) Consultation:

(a) antepartum:

(i) suspected intrauterine growth retardation;

(ii) changes in the breasts not related to pregnancy;

(iii) significant vaginal bleeding inconsistent with normal pregnancy or miscarriage;

(iv) hyperemesis unresponsive to LDEM treatment;

(v) pain unrelated to common discomforts of pregnancy;

(vi) presence of condylomata that may obstruct delivery;

(vii) anemia unresponsive to LDEM treatment;

(viii) history of genital herpes;

(ix) suspected fetal demise;

(x) suspected multiple gestation;

(xi) confirmed chromosomal or genetic aberrations;

(xii) hepatitis C; and

(xiii) any other condition in the judgment of the LDEM requires consultation.

(2) Collaborate:

(a) antepartum:

(i) infection not responsive to LDEM treatment;

(ii) seizure disorder affecting the pregnancy;

(iii) history of cervical incompetence with surgical therapy;

(iv) third trimester genital herpes outbreak;

(v) moderate preeclampsia or pregnancy induced hypertension;
and

(vi) any other condition in the judgment of the LDEM requires collaboration;

(b) postpartum:

(i) infection not responsive to LDEM treatment; and

(ii) any other condition in the judgment of the LDEM requires collaboration.

(3) Refer:

(a) antepartum:

(i) thyroid disease;

(ii) human immunodeficiency virus (HIV) or acquired immunodeficiency syndrome (AIDS);

(iii) severe psychiatric illness;

(iv) persistent oligohydramnios or polyhydramnios;

(v) heart disease that has been determined by a cardiologist to have potential to affect or to be affected by pregnancy, labor, or delivery; and

(vi) any other condition in the judgment of the LDEM requires referral;

(b) postpartum:

(i) bladder dysfunction;

(ii) severe depression; and

(iii) any other condition in the judgment of the LDEM requires referral;

(c) newborn:

(i) birth injury requiring on-going care;

(ii) minor congenital anomaly;

(iii) jaundice beyond physiologic levels;

(iv) failure to thrive;

(v) inability to suck or feed; and

(vi) any other condition in the judgment of the LDEM requires referral.

(4) Transfer, however may be waived in accordance to Subsection 58-77-601(3)(b):

(a) antepartum:

(i) current drug or alcohol abuse;

(ii) mono-amniotic multiple gestation;

(iii) twin-to-twin transfusion syndrome;

(iv) greater than a one and one-half pound estimated weight discrepancy between fetuses in a multiple gestation;

(v) current diagnosis of cancer;

(vi) Rh isoimmunization;

(vii) intrauterine growth retardation;

(viii) insulin-dependent diabetes; and

(ix) any other condition in the judgment of the LDEM may require transfer;

(b) intrapartum:

(i) suspected chorioamnionitis;

(ii) non-reassuring fetal heart rate pattern that does not respond to LDEM treatment;

(iii) visible genital lesions suspicious of herpes virus infection;

(iv) moderate hypertension; and

(v) any other condition in the judgment of the LDEM may require transfer;

(c) postpartum:
(i) retained placenta; and
(ii) any other condition in the judgment of the LDEM may require transfer;
(d) newborn:
(i) gestational age assessment less than thirty-six (36) weeks;
(ii) major congenital anomaly not diagnosed prenatally;
(iii) persistent hyperthermia or hypothermia unresponsive to LDEM treatment; and
(iv) any other condition in the judgment of the LDEM may require transfer.
(5) Mandatory transfer:
(a) antepartum:
(i) severe preeclampsia or pregnancy induced hypertension;
(ii) eclampsia or hemolysis, elevated liver enzymes, and low platelets syndrome (HELLP);
(iii) documented platelet count less than 75,000 platelets per mm³ of blood;
(iv) complete placenta previa at week 36 or greater; and
(v) any other condition in the judgment of the LDEM must be transferred;
(b) intrapartum:
(i) signs of uterine rupture;
(ii) presentation(s) not compatible with spontaneous vaginal delivery;
(iii) progressive labor prior to 36 weeks gestation except miscarriages, confirmed fetal death, or congenital anomalies incompatible with life;
(iv) prolapsed umbilical cord unless birth is imminent;
(v) clinically significant abdominal pain inconsistent with normal labor;
(vi) seizure;
(vii) complete placenta previa; and
(viii) any other condition in the judgment of the LDEM must be transferred;
(c) postpartum:
(i) uncontrolled hemorrhage;
(ii) maternal shock that is unresponsive to LDEM treatment;
(iii) postpartum psychosis;
(iv) signs of deep vein thrombosis or pulmonary embolism;
and
(v) any other condition in the judgment of the LDEM must be transferred;
(d) newborn:
(i) non-transient respiratory distress;
(ii) non-transient pallor or central cyanosis;
(iii) Apgar score at ten minutes of less than six;
(iv) full CPR for greater than two minutes;
(v) hemorrhage;
(vi) seizure;
(vii) persistent hypertonia, lethargy, flaccidity or irritability, or jitteriness;
(viii) inability to urinate or pass meconium within the first 48 hours of life; and
(ix) any other condition in the judgment of the LDEM must be transferred.

R156-77-602. Procedures for the Termination of Midwifery Care.

(1) The procedure to terminate midwifery care for a client who has been informed that she has or may have a condition indicating

the need for medical consultation, collaboration, referral, or transfer is established herein:

(a) provide no fewer than three business days written notice, unless an emergency, during which the LDEM shall continue to provide midwifery care, to enable the client to select another licensed health care provider;

(b) provide a referral; and

(c) document the termination of care in the client's records.

(2) The procedure to terminate midwifery care to a client who has been informed that she has or may have a condition indicating the need for mandatory transfer is established herein.

(a) have the client sign a release of care indicating the LDEM has terminated providing midwifery care as of a specific date and time; or

(b) verbally instruct the client of the termination of midwifery care and document said instruction in the client record.

R156-77-603. Submission of Outcome Data.

In accordance with Subsection 58-77-601(5), an individual licensed as an LDEM must submit outcome data electronically to the MANA's Division of Research on the form prescribed by MANA, and in accordance to the policies and procedures established by MANA.

KEY: licensing, midwife, direct-entry midwife 2005

58-1-106(1)(a)

58-1-202(1)(a)

58-77-202(4)

58-77-601(2)

◆ ————— ◆

Community and Economic
Development, Business and Economic
Development
R184-1
Community and Economic
Development Project Fund Application
Procedures

NOTICE OF PROPOSED RULE

(Repeal)

DAR FILE No.: 28309

FILED: 10/31/2005, 11:59

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The rule is no longer necessary as information contained in the rule has been incorporated into policy per H.B. 318 passed in 2005 session. (DAR NOTE: H.B. 318 (2005) is found at UT L 2005 Ch 148, and was effective 07/01/2005.)

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

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 9-2-1504 and 9-2-1501 et seq.

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: The repeal of this rule does not alter the operations or functions of the Office and does not result in either a cost or savings to the state. (DAR NOTE: The authority for this program has been transferred to the Governor's Office of Business Development. The program will be administered by policy rather than rule but the program will remain. Thus, there is neither a cost nor savings.)
- ❖ LOCAL GOVERNMENTS: The repeal of this rule does not result in either a cost or savings to local government.
- ❖ OTHER PERSONS: The repeal of this rule does not result in either a cost or savings to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The repeal of this rule does not result in either a cost or savings to affected persons.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The changes do not result in either a cost or savings to businesses, the process will be the same. Martin Frey, Director

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

COMMUNITY AND ECONOMIC DEVELOPMENT
BUSINESS AND ECONOMIC DEVELOPMENT
Room 500
324 S STATE ST
SALT LAKE CITY UT 84111-2388, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Martin Frey at the above address, by phone at 801-538-8821, by FAX at 801-538-8888, or by Internet E-mail at mfrey@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: Martin Frey, Managing Director, Economic Development

R184. Community and Economic Development, Business and Economic Development.

[R184-1. Community and Economic Development Project Fund Application Procedures.

R184-1-1. Authority and Purpose.

- (1) This rule is authorized under Section 9-2-1504.
- (2) This rule prescribes application procedures to be followed in seeking funds from the Community and Economic Development Project Fund created by Section 9-2-1501, et seq.

R184-1-2. Definitions.

- (1) Terms used in this Rule are defined in Section 9-2-1502.

R184-1-3. Criteria for Awarding Loans and Grants.

- (1) Loans and grants are approved by the Industrial Assistance Fund (IAF) Committee under the direction of the Board of Business and Economic Development by mid-December each year based upon greatest local impact, local need, and highest and best use of funds.
- (2) Applicants must be local governments or nonprofit economic development organizations.
- (3) Applicants must provide written evidence of matching funds in an amount at least equal to the amount awarded.
- (4) Twenty-five percent of funds awarded from the Fund must be loans, and twenty-five must be grants. The balance of the funds must be awarded as either loans or grants as determined by IAF Committee.

R184-1-4. Application Procedures.

- (1) The Administrator shall give public notice of the due date for receipt of applications at least 90 days in advance.
- (2) Applications must be written and on a form provided by the Administrator.
- (3) Applications must contain at least the following information for evaluation:
 - (a) Submit a detailed description of the proposed project; in addition include:
 - (i) A description of how the proposed project meets the fund's goal to help improve the economic development viability of the community.
 - (ii) A list of the local economic development impacts.
 - (iii) A statement of what specific needs the project will meet and how.
 - (iv) A statement describing why funding the project is this the highest and best use of funds.
 - (b) Request:
 - (i) A statement of the amount requested.
 - (ii) A statement whether a loan or grant is sought.
 - (iii) A statement showing source, amount and commitment of matching funds.
 - (c) A statement of the targeted group's specific needs:
 - (i) A statement describing the applicant's community and its needs.
 - (ii) A description of how the proposed project will make a difference in applicant's community.
 - (iii) Identification of applicant's 'Enterprise Zone'.
 - (d) A list of important contributions and community support for the project.
 - (e) An explanation of why the proposed project will be a long-term success.
 - (f) An outline of additional project-related opportunities, including:
 - (i) How management strengths are encouraged, and
 - (ii) How the proposed project will affect private ownership of an enterprise.
 - (g) Explain how the proposed project will be, or currently is, integrated into local economic development plans.
 - (h) Submit a formal letter of endorsement for the project by the official applicant (local government or nonprofit economic development organization). Include a statement of describing any relationships between the official applicant and any other organization or business involved in this proposal.

~~— (i) Submit the completed application and nine copies by the advertised deadline to the Administrator, Community Economic Development Project Fund, 324 South State Street, Suite 500, Salt Lake City, Utah, 84111.~~

~~KEY: grants, project fund*~~

~~October 16, 1996~~

~~Notice of Continuation October 10, 2001~~

~~9-2-1504~~

~~9-2-1501, et seq.]~~

◆ ————— ◆

Education, Administration R277-507-3 Endorsement Requirements

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28305

FILED: 10/28/2005, 14:36

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is amended to provide the opportunity for educators holding a Level 1, 2, or 3 license with an area of concentration in Secondary Education, Special Education, and/or School Counselor to also hold a Driver Education Endorsement. This was an administrative decision so that a broader range of educators could be qualified to also teach driver education.

SUMMARY OF THE RULE OR CHANGE: The changes add license areas of concentration in Secondary Education, Special Education, and/or School Counselor to Section R277-507-3.

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 cost or savings to the state budget. The change allows educators with specific license areas of concentration to also hold a Driver Education Endorsement at no cost to anyone.
- ❖ LOCAL GOVERNMENTS: There are no anticipated cost or savings to local government. Educators who were unable to hold the Driver Education Endorsement will now be able to with no additional costs.
- ❖ OTHER PERSONS: There are no anticipated cost or savings to other persons. Educators with specific license areas of concentration will now be able to also hold a Driver Education Endorsement at no cost to the educator.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no compliance costs for affected persons. Educators with specific license areas of concentration will now be able to hold a Driver Education Endorsement at no cost to the educator.

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. Patti Harrington, State Superintendent of Public Instruction

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

EDUCATION
ADMINISTRATION
250 E 500 S
SALT LAKE CITY UT 84111-3272, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Carol Lear at the above address, by phone at 801-538-7835, by FAX at 801-538-7768, or by Internet E-mail at carol.lear@schools.utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: Carol Lear, Coordinator School Law and Legislation

R277. Education, Administration.

R277-507. Driver Education Endorsement.

R277-507-3. Endorsement Requirements.

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

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

- (1) the individual has a valid and current ~~[secondary endorsement to a]~~Level 1, 2, or 3 license with an area of concentration in one or more of the following: Secondary Education, Special Education and/or School Counselor;
- (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.

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

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

- (1) sixteen (16) semester hours in the area of driver and safety education;
- (2) of the 16 hours required:
 - (a) a minimum of twelve (12) 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 three (3) semester hours shall be selected from areas of related safety work; and

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

D. A high school driver education 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.

KEY: professional education, driver education, educator licensure[*]

~~February 1, 2000~~ 2006

Notice of Continuation April 15, 2002

Art X Sec 3

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

53A-1-401(3)

53A-13-208



**Environmental Quality, Solid and
Hazardous Waste
R315-15
Standards for the Management of Used
Oil**

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28308

FILED: 10/31/2005, 09:42

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This amendment adopts the equivalent federal regulation language to maintain consistency with EPA rules and to retain authorization for the Used Oil Program. The federal regulation language corresponding to the proposed rule change is found in the following sections of the federal regulations: 40 CFR 279.45 for used oil transfer facilities; 40 CFR 279.54 for used oil processors and re-refiners; and 40 CFR 279.64 for used oil burners.

SUMMARY OF THE RULE OR CHANGE: The proposed rule change would allow used oil transfer facilities, processors, re-refiners, and used oil burners the option to submit technical information for an alternative secondary containment system to the Division of Solid and Hazardous Waste for review as a condition of the required used oil permit for the facility. If the proposed alternative secondary containment meets the requirements outlined in the rules and is deemed equivalent, the alternative secondary containment will be recommended for approval by the Executive Secretary of the Utah Solid and Hazardous Waste Control Board as a condition of the facility's used oil permit.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-6-704; and 40 CFR 279

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** No state agency owns or operates a used oil transfer, processor, re-refiner, or burner facility subject to the secondary containment requirements. The proposed rule change will have a neutral effect on the state budget.

❖ **LOCAL GOVERNMENTS:** No local government owns or operates a used oil transfer, processor, re-refiner, or burner facility subject to the secondary containment requirements. The proposed rule change does not apply to any local governments.

❖ **OTHER PERSONS:** Used oil transfer facilities, processors, re-refiners, and burners who are required to install and use a secondary containment system to enclose used oil storage containers or tanks may construct it of materials that have equivalent containment properties to earthen and/or concrete dikes, berms, or walls. Aggregate costs cannot be determined for those used oil handlers who may choose to use an equivalent secondary containment system since the type of containment material and associated installation costs can vary. However, it is expected that most equivalent secondary containment systems may be purchased and installed at a cost less than the cost of constructing a more conventional containment system consisting of compacted soil or concrete. Estimated savings for an equivalent secondary containment system may range from 5% to 25%.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The proposed change allows for used oil transfer facilities, processors, re-refiners, and burners to use a secondary containment system associated with storing used oil in tanks or containers that is constructed of materials that have equivalent containment properties to dikes, berms, or walls. Specific costs cannot be determined for those used oil handlers who may choose to use an equivalent secondary system since such materials vary in type, as well as installation cost. It is expected that most equivalent secondary containment systems may be purchased and installed at a cost less than the cost of constructing a containment system consisting of compacted soil or concrete. Estimated savings for an equivalent secondary containment system may range from 5% to 25%.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The proposed changes will allow used oil transfer facilities, processors, re-refiners, and burners to use a secondary containment system constructed of materials that have equivalent containment properties to that of dikes, berms, or walls which are constructed of compacted soil or concrete. For example, portable plastic containment systems are commercially available. Such equivalent containment systems may be purchased and installed at a savings compared to conventional systems consisting of compacted soil or cement. Actual savings cannot be determined due to the varying materials that may be available for use as secondary containment and the associated installation costs. Dianne R. Nielson, Executive Director

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

ENVIRONMENTAL QUALITY
SOLID AND HAZARDOUS WASTE
288 N 1460 W
SALT LAKE CITY UT 84116-3231, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Jim Smith at the above address, by phone at 801-538-7061, by FAX at 801-538-6715, or by Internet E-mail at jwsmith@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/16/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 01/13/2006

AUTHORIZED BY: Dennis Downs, Director

R315. Environmental Quality, Solid and Hazardous Waste.
R315-15. Standards for the Management of Used Oil.
R315-15-4. Standards for Used Oil Transporter and Transfer Facilities.

.....

4.6 USED OIL STORAGE AT TRANSFER FACILITIES

Used oil transporters are subject to all applicable Spill Prevention, Control and Countermeasures, 40 CFR 112, in addition to the requirements of Section R315-15-4. Used oil transporters are also subject to the standards of Title R311, which incorporates by reference 40 CFR 280, for used oil stored in underground tanks whether or not the used oil exhibits any characteristics of hazardous waste, in addition to the requirements of Section R315-15-4.

(a) Applicability. This section applies to used oil transfer facilities. Used oil transfer facilities are transportation related facilities including loading docks, parking areas, storage areas, and other areas where shipments of used oil are held for more than 24 hours during the normal course of transportation and not longer than 35 days. Transfer facilities that store used oil for more than 35 days are subject to the processor/re-refiner requirements as found in Section R315-15-5.

(b) Storage units. Owners or operators of used oil transfer facilities may not store used oil in units other than tanks, containers, or units subject to regulation under Rule R315-7 or R315-8.

(c) Condition of units. Containers and aboveground tanks used to store used oil at transfer facilities shall be:

(1) In good condition, with no severe rusting, apparent structural defects, or deterioration; and

(2) Not leaking (no visible leaks).

(d) Secondary containment. Containers, existing aboveground tanks, and new aboveground tanks used to store used oil at transfer facilities shall be equipped with a secondary containment system.

(1) The secondary containment system shall consist of, at a minimum:

(i) Dikes, berms, or retaining walls; and

(ii) A floor. The floor shall cover the entire area within the dikes, berms, or retaining walls except areas where existing portions of existing aboveground tanks meet the ground[~~l~~]; or

(iii) An equivalent secondary containment system.

(2) The entire containment system, including walls and floors, shall be sufficiently impervious to used oil to prevent any used oil released into the containment system from migrating out of the system to the soil, groundwater, or surface water.

(e) Labels.

(1) Containers and aboveground tanks used to store used oil at transfer facilities shall be labeled or marked clearly with the words "Used Oil."

(2) Fill pipes used to transfer used oil into underground storage tanks at transfer facilities shall be labeled or marked clearly with the words "Used Oil."

(f) Response to releases. Upon detection of a release of used oil to the environment not subject to the requirements of Section R311-202-1, which incorporates by reference 40 CFR 280, Subpart F, the owner/operator of a transfer facility shall comply with Section R315-15-9.

4.7 TRACKING

(a) Acceptance. Used oil transporters shall keep a record of each used oil shipment accepted for transport. Records for each shipment shall include:

(1) The name and address of the generator, transporter, or processor/re-refiner who provided the used oil for transport;

(2) The EPA identification number, if applicable, of the generator, transporter, or processor/re-refiner who provided the used oil for transport;

(3) The quantity of used oil accepted;

(4) The date of acceptance; and

(5)(i) Except as provided in paragraph (a)(5)(ii) of this section, the signature, dated upon receipt of the used oil, of a representative of the generator, transporter, or processor/re-refiner who provided the used oil for transport.

(ii) Intermediate rail transporters are not required to sign the record of acceptance.

(b) Deliveries. Used oil transporters shall keep a record of each shipment of used oil that is delivered to another used oil transporter, or to a used oil burner, processor/re-refiner, or disposal facility. Records of each delivery shall include:

(1) The name and address of the receiving facility or transporter;

(2) The EPA identification number of the receiving facility or transporter;

(3) The quantity of used oil delivered;

(4) The date of delivery; and

(5) (i) Except as provided in paragraph (a)(5)(ii) of this section, the signature, dated upon receipt of the used oil, of a representative of the receiving facility or transporter.

(ii) Intermediate rail transporters are not required to sign the record of delivery.

(c) Exports of used oil. Used oil transporters shall maintain the records described in paragraphs (b)(1) through (b)(4) of this section for each shipment of used oil exported to any foreign country.

(d) Record retention. The records described in paragraphs (a), (b), and (c) of this section shall be maintained for at least three years.

(e) Reporting. A used oil transporter/transfer facility shall report annually to the Executive Secretary by March 1 of each year. The report shall be consistent with the requirements of Subsection R315-15-13.4(d).

4.8 MANAGEMENT OF RESIDUES

Transporters who generate residues from the storage or transport of used oil shall manage the residues as specified in Subsection R315-15-1.1(e).

R315-15-5. Standards for Used Oil Processors and Re-Refiners.

.....

5.5 USED OIL MANAGEMENT

Used oil processor/re-refiners are subject to all applicable Spill Prevention, Control and Countermeasures, 40 CFR 112, in addition to the requirements of Section R315-15-5. Used oil processors/re-refiners are also subject to the standards and requirements of Rules R311-200 through R311-209, Underground Storage Tanks, for used oil stored in underground tanks whether or not the used oil exhibits any characteristics of hazardous waste, in addition to the requirements of Section R315-15-5.

(a) Management units. Used oil processors/re-refiners may not store used oil in units other than tanks, containers, or units subject to regulation under Rule R315-7 or R315-8.

(b) Condition of units. Containers and aboveground tanks used to store or process used oil at processing and re-refining facilities shall be:

(1) In good condition, with no severe rusting, apparent structural defects, or deterioration; and

(2) Not leaking (no visible leaks).

(c) Secondary containment. Containers, existing aboveground tanks, and new aboveground tanks used to store or process used oil at processing and re-refining facilities shall be equipped with a secondary containment system.

(1) The secondary containment system shall consist of, at a minimum:

(i) Dikes, berms, or retaining walls; and

(ii) A floor. The floor shall cover the entire area within the dike, berm, or retaining wall, except areas where existing portions of existing aboveground tanks meet the ground~~[-]~~ or

(iii) An equivalent secondary containment system.

(2) The entire containment system, including walls and floors, shall be sufficiently impervious to used oil to prevent any used oil released into the containment system from migrating out of the system to the soil, groundwater, or surface water.

(d) Labels.

(1) Containers and aboveground tanks used to store or process used oil at processing and re-refining facilities shall be labeled or marked clearly with the words "Used Oil."

(2) Fill pipes used to transfer used oil into underground storage tanks at processing and re-refining facilities shall be labeled or marked clearly with the words "Used Oil."

(e) Response to releases. Upon detection of a release of used oil to the environment not subject to the requirements of Section R311-202-1, which incorporates by reference 40 CFR 280, Subpart F, an owner/operator shall comply with Section R315-15-9.

(f) Closure.

(1) Aboveground tanks. Owners and operators who store or process used oil in aboveground tanks shall comply with the following requirements:

(i) At closure of a tank system, the owner or operator shall remove or decontaminate used oil residues in tanks, contaminated containment system components, contaminated soils, and structures and equipment contaminated with used oil, and manage them as hazardous waste, unless the materials are not hazardous waste under

this chapter. Nonhazardous solid waste, must be managed in accordance with Section R315-301-4.

(ii) If the owner or operator demonstrates that not all contaminated soils can be practicably removed or decontaminated as required in paragraph (f)(1)(i) of this section, then the owner or operator shall close the tank system and perform post-closure care in accordance with the closure and post-closure care requirements that apply to hazardous waste landfills, Section R315-7-21.4.

(2) Containers. Owners and operators who store used oil in containers shall comply with the following requirements:

(i) At closure, containers holding used oils or residues of used oil shall be removed from the site;

(ii) The owner or operator shall remove or decontaminate used oil residues, contaminated containment system components, contaminated soils, and structures and equipment contaminated with used oil, and manage them as hazardous waste, unless the materials are not hazardous waste under Rule R315-2.

.....

R315-15-6. Standards for Used Oil Burners Who Burn Used Oil for Energy Recovery.

.....

6.5 USED OIL STORAGE

Used oil burners are subject to all applicable Spill Prevention, Control and Countermeasures, 40 CFR part 112, in addition to the requirements of Section R315-15-6. Used oil burners are also subject to the standards and requirements of Rules R311-200 through R315-209, Underground Storage Tanks, for used oil stored in underground tanks whether or not the used oil exhibits any characteristics of hazardous waste, in addition to the requirements of Section R315-15-6.

(a) Storage units. Used oil burners may not store used oil in units other than tanks, containers, or units subject to regulation under Rule R315-7 or R315-8.

(b) Condition of units. Containers and aboveground tanks used to store oil at used oil burner facilities shall be:

(1) In good condition, with no severe rusting, apparent structural defects, or deterioration; and

(2) Not leaking (no visible leaks).

(c) Secondary containment. Containers, existing aboveground tanks, and new aboveground tanks used to store off-specification used oil at burner facilities shall be equipped with a secondary containment system.

(1) The secondary containment system shall consist of, at a minimum:

(i) Dikes, berms, or retaining walls; and

(ii) A floor. The floor shall cover the entire area within the dike, berm, or retaining wall, except areas where existing portions of existing aboveground tanks meet the ground~~[-]~~ or

(iii) An equivalent secondary containment system.

(2) The entire containment system, including walls and floor, shall be sufficiently impervious to used oil to prevent any used oil released into the containment system from migrating out of the system to the soil, groundwater, or surface water.

(d) Labels.

(1) Containers and aboveground tanks used to store off-specification used oil at burner facilities shall be labeled or marked clearly with the words "Used Oil."

(2) Fill pipes used to transfer off-specification used oil into underground storage tanks at burner facilities shall be labeled or marked clearly with the words "Used Oil."

(e) Response to releases. Upon detection of a release of used oil to the environment not subject to the requirements of Section R311-202-1, which incorporates by reference 40 CFR 280, Subpart F, a burner shall comply with Section R315-15-9.

6.6 TRACKING

(a) Acceptance. Off-specification used oil burners shall keep a record of each off-specification used oil shipment accepted for burning. These records may take the form of a log, invoice, manifest, bill of lading, or other shipping documents. Records for each shipment shall include the following information:

(1) The name and address of the transporter who delivered the used oil to the burner;

(2) The name and address of the generator or processor/re-refiner from whom the used oil was sent to the burner;

(3) The EPA identification number of the transporter who delivered the used oil to the burner;

(4) The EPA identification number, if applicable, of the generator or processor/re-refiner from whom the used oil was sent to the burner;

(5) The quantity of used oil accepted; and

(6) The date of acceptance.

(b) Record retention. The records described in paragraph (a) of this section shall be maintained for at least three years.

6.7 NOTICES

(a) Certification. Before a burner accepts the first shipment of off-specification used oil fuel from a generator, transporter, or processor/re-refiner, the burner shall provide to the generator, transporter, or processor/re-refiner a one-time written and signed notice certifying that:

(1) The burner has notified the Executive Secretary stating the location and general description of his used oil management activities; and

(2) The burner will burn the used oil only in an industrial furnace or boiler identified in Subsection R315-15-6.2(a).

(b) Certification retention. The certification described in paragraph (a) of this section shall be maintained for three years from the date the burner last receives shipment of off-specification used oil from that generator, transporter, or processor/re-refiner.

6.8 MANAGEMENT OF RESIDUES

Burners who generate residues from the storage or burning of used oil shall manage the residues as specified in Subsection R315-15-1.1(e).

KEY: hazardous waste, used oil[²]

[~~June 17, 1998~~2006]

Notice of Continuation March 3, 2003

19-6-704

◆ ————— ◆

Environmental Quality, Water Quality

R317-4

Onsite Wastewater Systems

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28317

FILED: 11/01/2005, 16:49

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The proposed changes are in direct response to issues brought before the Water Quality Board regarding installation of onsite wastewater systems in areas having physical constraints such as sloping ground or proximity to a gully, gulch, and dry wash. Additionally, the proposed rule addresses the issue of installation of a non-conforming system in replacement of a non-conforming system in existence prior to promulgation of onsite system rule. The proposed amendments provide a procedure which may be used by applicants that are unable to comply with the current rule, but have no other option for wastewater disposal.

SUMMARY OF THE RULE OR CHANGE: The proposed changes define a process and criteria for evaluating approval of a variance for installation of onsite wastewater systems in areas with physical constraints such as sloping ground or proximity to a gully, gulch, and dry wash. Additionally, the proposed rule addresses the issue of installation of a non-conforming system in replacement of a non-conforming system in existence prior to promulgation of onsite system rule. **NOTE:** The Water Quality Board has initiated two concurrent rulemaking actions on this issue. The two proposals are identical with the exception that at R317-4-4(4.7)(7-2)(A), the phrase "or is not practical" is either included or omitted from the sentence, "A wastewater system consistent with Rule R317-4 and local health department requirements cannot be constructed or is not practical, and a connection to a public or community-based sewerage system is not available." (DAR NOTE: The other proposed amendment to Rule R317-4 is under DAR No. 28316 in this issue and does contain the phrase.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-5-104

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** No impact to the state budget is anticipated. The rule applies to systems under the jurisdiction of local health departments.

❖ **LOCAL GOVERNMENTS:** Local health departments may incur additional costs of review and inspection of variance requests. Any increased costs will likely be recouped through application fees.

❖ **OTHER PERSONS:** Application for a variance under the proposed amendments is voluntary. An applicant seeking a variance will require the expertise of a professional engineer or geologist to prepare an application package that contains all the required information. The professional services and investigations may cost upwards of \$2,000 depending upon complexities of site, hydrology and hydrogeology. The proposed amendments provide a procedure which may be used by applicants that are unable to comply with the current

rule, but have no other option for wastewater disposal. The ability to install an onsite wastewater system under a variance in an area where such a system was previously not approvable could significantly increase the value of such a property. Aggregate impacts are difficult to estimate as it is unknown how many individuals will seek a variance under this rule.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Application for a variance under the proposed amendments is voluntary. An applicant seeking a variance under the proposed amendments will require the expertise of a professional engineer or geologist to prepare an application package that contains all the required information. The professional services and investigations may cost upwards of \$2,000 depending upon complexities of site, hydrology and hydrogeology.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The proposed amendments provide a procedure which may be used by applicants that are unable to comply with the current rule, but have no other option for wastewater disposal. A business seeking a variance under the proposed amendments will require the expertise of a professional engineer or geologist to prepare an application package that contains all the required information. The professional services and investigations may cost upwards of \$2,000 depending upon complexities of site, hydrology and hydrogeology. The ability to install an onsite wastewater system under a variance in an area where such a system was previously not approvable could significantly increase the value of such a property. Dianne R. Nielson, Executive Director

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
ENVIRONMENTAL QUALITY
WATER QUALITY
CANNON HEALTH BLDG
288 N 1460 W
SALT LAKE CITY UT 84116-3231, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Dave Wham at the above address, by phone at 801-538-6052, by FAX at 801-538-6016, or by Internet E-mail at dwham@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 12/06/2005 at 3:00 PM, Department of Environmental Quality Building #2; Room 101; 168 N. 1950 W. ; Salt Lake City, Utah.

THIS RULE MAY BECOME EFFECTIVE ON: 01/20/2006

AUTHORIZED BY: Walter Baker, Director

R317. Environmental Quality, Water Quality.
R317-4. Onsite Wastewater Systems.
R317-4-4. Onsite Wastewater Systems Design Requirements.

.....

4.6. Replacement Area for Absorption System. Adequate and suitable land shall be reserved and kept free of permanent structures, traffic, or adverse soil modification for 100 percent replacement of each absorption system. If approved by the regulatory authority, the area between standard trenches or deep wall trenches may be regarded as replacement area.

4.7. Variance to Design Requirements

7.1. Requirements for which a variance may be approved.

An applicant may request a variance from onsite system design requirements, as specified in this section R317-4-4.7, in the following circumstances:

A. When site conditions do not allow a property owner to construct an onsite system so that the absorption bed or trench are separated from a dry wash, gully or gulch by a minimum distance of 50 feet as required under R317-4-4.3, Table 2; or

B. When site conditions do not allow a property owner to construct an onsite system that complies with the slope and distance from slope requirements of R317-4-4.5; or

C. When a property owner would like to construct a replacement system for an existing onsite system that was constructed legally and is being operated legally but is not in conformance with current requirements for separation of an absorption bed or trench from an ephemeral stream or a drinking water well (R317-4-4.3, Table 2).

7.2 Standards

A variance will not be approved unless the applicant demonstrates that all of the following conditions are met:

A. A wastewater system consistent with R317-4 and local health department requirements cannot be constructed and a connection to a public or community-based sewerage system is not available. This determination will be made in consultation with the local health department.

B. Wastewater from the proposed system will not contaminate ground water or surface water, and will not surface or move off site before it is adequately treated to protect public health and the environment.

C. No slope will fail, and there will be no other landslide or structural failure if the system is constructed and operated as proposed, even if all properties in the vicinity are developed with onsite wastewater systems.

D. Adjacent properties, including the current and reasonably anticipated uses of adjacent properties, will not be jeopardized if the proposed system is constructed and operated.

7.3 Procedure for requesting variance

A. A variance request shall be submitted to the Executive Secretary and to the local health department.

B. A variance request shall include the information and documentation described in R317-4-4.7.4.

C. The Executive Secretary may, with the approval of the Board, appoint an advisory committee to consider variance requests and make recommendations to the Executive Secretary. Any such advisory committee shall include at least one representative from a local health department. The Executive Secretary may refer any variance request to the variance advisory committee.

D. An applicant may request an advance determination about eligibility for a variance under R317-4-4.7.2(A) before the applicant submits a request that addresses the remaining requirements.

E. The Executive Secretary shall make a determination to approve or deny a variance request. That determination may be reviewed by the Board as provided in Section 19-5-112, Utah Code Ann., and R317-9-3, Utah Administrative Code.

F. A local health department may not issue an approval or an operating permit for an onsite system that does not comply with all pertinent design requirements unless a variance has been approved; however a local health department is not required to issue an approval or operating permit based on the Executive Secretary's or Board's approval of a variance.

G. If approval of a variance is conditioned upon an applicant's commitment to record limiting conditions on the deed, the local health department may not issue an approval or operating permit for a system for which a variance has been approved until it confirms that condition has been fulfilled.

H. If approval of a variance is conditioned upon the local health department's oversight of the applicant's continuing compliance with specified conditions, the local health department may not issue an approval or operating permit for a system for which a variance has been approved until the applicant and the local health department have executed a written agreement regarding reimbursement of costs or any fees associated with that oversight.

I. All of the information required under R317-4-4.7.4, except the information required by R317-4-4.7.4(G) and (H), shall be submitted in a report by a professional engineer or, if appropriate, a professional geologist. An engineer or geologist who submits a report shall be licensed to practice in Utah and shall have sufficient experience and expertise to make the determinations in the report. Any such report shall include the engineer's or geologist's name and registration number, and a summary of qualifications. The report shall be imprinted with the engineer's or geologist's registration seal and signature.

7.4 Application requirements

The variance application shall include all information and documentation necessary to ensure that the standards in R317-4-4.7.2 will be met, including, as appropriate:

A. Information demonstrating that connection to a public or community-based sewerage system is not available, there is no other option for sewage disposal, and site conditions prevent construction or use of an onsite system that would be practical and in compliance with applicable legal requirements.

B. A detailed description of the proposed system, including engineering and reliability information, and information about its proposed location and a proposed replacement absorption bed or trench location, if necessary, to meet the requirements of R317-4-4.6.

C. A detailed characterization of current hydrological and hydrogeological conditions at the proposed site, and characterization of hydrological and hydrogeological conditions predicted for the site after the proposed system is in operation. The report shall include the following information with all supporting information, field investigations and explorations, as applicable:

1. A description of the tributary area;

2. Predictions, and supporting information, of ground water transport from the proposed system and of expected areas of ground water mounding if the system is operated as proposed in the application, including those in the tributary area;

3. Predictions, and supporting information, of the impact of runoff on disposal of wastewater;

4. Information about the rate of runoff for a 100-year storm and the time of concentration for a given tributary area;

5. Water surface profile throughout the area;

6. Analysis, for nitrate, chloride, and coliform group bacteria, of samples from the closest groundwater downgradient from any existing absorption system.

D. A stability analysis if the request is for a variance from slope requirements. The analysis shall include information about the geology of the site and surrounding area, soil exploration and testing.

E. An operation, maintenance and troubleshooting plan to keep the installed system operating as described in the application.

F. A contingency plan describing how a system that cannot meet the requirements of R317-4-4.7.2 will be replaced.

G. A signed statement from the applicant acknowledging that he or she will, after a 30 day period for correction, be required to cease use and occupancy of buildings associated with an onsite wastewater system that fails to meet the standards in R317-4-4.7.2, and that use and occupancy will be allowed again only after standards are met.

H. A proposal to record on the deed for the subject property a notice describing the system and an environmental easement, under the Environmental Institutional Control Act (Utah Code Ann. Sections 19-10-101 through -108), mandating any pertinent maintenance requirements or limiting conditions.

7.5 No violation of standards

No facility constructed pursuant to a variance shall violate the standards in R317-4-4.7.2.

R317-4-12. Design, Installation, and Maintenance of Sewage Holding Tanks.

12.1. Sewage Holding Tanks - Administrative Requirements.

A. Sewage holding tanks are permitted only under the following conditions:

1. Where an absorption system for an existing dwelling has failed and installation of a replacement absorption system is not practicable.

2. As a temporary (not to exceed one year) wastewater system for a new dwelling until a connection is made to an approved sewage collection system.

3. For other essential and unusual situations where both the Division and the local health department having jurisdiction concur that the proposed holding tank will be designed, installed and maintained in a manner which provides long-term protection of the waters of the state. Requests for the use of sewage holding tanks in this instance must receive the written approval of both agencies prior to the installation of such devices.

4. Requests for the use of sewage holding tanks [~~under subparagraphs A and B above~~] must receive the written approval of the local health department prior to the installation of such devices. [~~]~~

~~B. Except on those lots recorded and approved for sewage holding tanks prior to May 21, 1984, sewage holding tanks are not permitted for use in new housing subdivisions, or commercial, institutional, and recreational developments except in those instances where these devices are part of a specific watershed protection program acceptable to the Division and the local health department having jurisdiction.]~~

[~~C~~]B. The design, installation, and maintenance of all sewage holding tanks, except those for recreational and liquid waste pumper vehicles, must comply with the following:

12.2. General Requirements.

A. No sewage holding tank shall be installed and used unless plans and specifications covering its design and construction have been submitted to and approved by the appropriate regulatory authority.

B. A statement must be submitted by the owner indicating that in the event his sewage holding tank is approved, he will enter into a contract with an acceptable liquid waste pumping company, or make other arrangements meeting the approval of the regulatory authority having jurisdiction, that the tank will be pumped periodically, at regular intervals or as needed, and that the wastewater contents will be disposed of in a manner and at a facility meeting approval of those regulatory authorities.

C. If authorization is necessary for disposal of sewage at certain facilities, evidence of such authorization must be submitted for review.

12.3. Basic Plan Information Required. Plan information for each sewage holding tank, except those in recreational and liquid waste pumper vehicles, shall comply with the following criteria:

A. Location or complete address of dwelling to be served by sewage holding tank and the name, current address, and telephone number of the person who will own the proposed sewage holding tank.

B. A plot or site plan showing:

1. direction of north,
2. number of bedrooms,
3. location and liquid capacity of sewage holding tank,
4. source and location of domestic water supply,
5. location of water service line and building sewer, and
6. location of streams, ditches, watercourses, ponds, etc., near property.

C. Plan detail of sewage holding tank and high sewage level warning device.

D. Relative elevations of:

1. building floor drain,
2. building sewer,
3. invert of inlet for tank,
4. lowest plumbing fixture or drain in building served, and
5. the maximum liquid level of the tank.

E. Statement indicating the present and maximum anticipated ground water table.

F. Liquid waste pumping arrangements for sewage holding tank.

12.4. Construction.

A. The tank shall be constructed of sound and durable material not subject to excessive corrosion and decay and designed to withstand hydrostatic and external loads. All sewage holding tanks shall comply with the manufacturing materials and construction requirements specified for septic tanks.

B. Construction of the tank shall be such as to assure water tightness and to prevent the entrance of rainwater, surface drainage or ground water. All prefabricated or precast sewage holding tanks which are commercially manufactured shall be plainly, legibly, and permanently marked or stamped on the exterior at the inlet end and within six inches of the top of the wall, with the name and address or nationally registered trademark of the manufacturer and the liquid capacity of the tank in gallons.

C. Tanks shall be provided with a maintenance access manhole at the ground surface or above and of at least 18 inches in diameter. Access covers shall have adequate handles and shall be designed and constructed in such a manner that they cannot pass through the access opening, and when closed will be child-proof and prevent entrance of surface water, dirt, or other foreign material, and seal the odorous gases in the tank.

D. A high water warning device shall be installed on each tank to indicate when it is within 75 percent of being full. This device shall be either an audible or a visual alarm. If the latter, it shall be conspicuously mounted. All wiring and mechanical parts of such devices shall be corrosion resistant and all conduit passage ways through the tank top or walls shall be water and vapor tight.

E. No overflow, vent, or other opening shall be provided in the tank other than those described above.

F. The regulatory authority may require that sewage holding tanks be filled with water and allowed to stand overnight to check for leaks. Tanks exhibiting obvious defects or leaks shall not be approved unless such deficiencies are repaired to the satisfaction of the regulatory authority.

G. The slope of the building sewer shall comply with R317-4-6.

12.5. Capacity. Each tank shall be large enough to hold a minimum of seven days sewage flow or 1,000 gallons, whichever is larger. The liquid capacity of the sewage holding tank should be based on sewage flows for the type of dwelling or facility being served (Table 3) and on the desired time period between each pumping. The length of time between pumpings may be increased by careful water management, low volume plumbing fixtures, etc.

12.6. Location. Sewage holding tanks must be located:

A. In an area readily accessible to the pump truck in any type of weather that is likely to occur during the period of use.

B. In accordance with the requirements for septic tanks as specified in Table 2.

C. Where it will not tend to float out of the ground due to a high ground water table or a saturated soil condition, since it will be empty or only partially full most of the time. In areas where the ground water table may be high enough to float the tank out of the ground when empty or partially full, adequate ground anchoring procedures shall be provided.

12.7. Operation and Maintenance.

A. Sewage holding tanks shall be pumped periodically, at regular intervals or as needed, and the wastewater contents shall be disposed of in a manner and at a facility meeting the approval of the appropriate regulatory authority.

B. Sewage holding tanks for seasonal dwellings should be pumped out before each winter season to prevent freezing and possible rupture of the tank.

C. A record of pumping dates, amounts pumped, and ultimate disposal sites should be maintained by the owner and made available to the appropriate regulatory authorities upon request.

D. Sewage holding tanks shall be checked at frequent intervals by the owner or occupant and if leakage is detected it shall be immediately reported to the local health authority. Repairs or replacements shall be conducted under the direction of the local health authority. Major increases in the time of pumpings without significant changes in water usage could indicate leakage of the tanks.

E. Improper location, construction, operation, or maintenance of a particular holding tank may result in appropriate legal action against the owner by the regulatory authority having jurisdiction.

KEY: waste water, onsite wastewater systems, alternative onsite wastewater systems, septic tanks
[January 30, 2003]2006
Notice of Continuation February 10, 2005
19-5-104



Environmental Quality, Water Quality

R317-4

Onsite Wastewater Systems

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28316

FILED: 11/01/2005, 16:47

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The proposed changes are in direct response to issues brought before the Water Quality Board regarding installation of onsite wastewater systems in areas having physical constraints such as sloping ground or proximity to a gully, gulch, and dry wash. Additionally, the proposed rule addresses the issue of installation of a non-conforming system in replacement of a non-conforming system in existence prior to promulgation of onsite system rule. The proposed amendments provide a procedure which may be used by applicants that are unable to comply with the current rule, but have no other option for wastewater disposal.

SUMMARY OF THE RULE OR CHANGE: The proposed changes define a process and criteria for evaluating approval of a variance for installation of onsite wastewater systems in areas with physical constraints such as sloping ground or proximity to a gully, gulch, and dry wash. Additionally, the proposed rule addresses the issue of installation of a non-conforming system in replacement of a non-conforming system in existence prior to promulgation of onsite system rule. **NOTE:** The Water Quality Board has initiated two concurrent rulemaking actions on this issue. The two proposals are identical with the exception that at R317-4-4(4.7)(7-2)(A), the phrase "or is not practical" is either included or omitted from the sentence, "A wastewater system consistent with Rule R317-4 and local health department requirements cannot be constructed or is not practical, and a connection to a public or community-based sewerage system is not available." (DAR NOTE: The other proposed amendment to Rule R317-4 is under DAR No. 28317 in this issue and does not contain the phrase.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-5-104

ANTICIPATED COST OR SAVINGS TO:

- ❖ **THE STATE BUDGET:** No impact to the state budget is anticipated. The rule applies to systems under the jurisdiction of local health departments.
- ❖ **LOCAL GOVERNMENTS:** Local health departments may incur additional costs of review and inspection of variance requests. Any increased costs will likely be recouped through application fees.
- ❖ **OTHER PERSONS:** Application for a variance under the proposed amendments is voluntary. An applicant seeking a variance will require the expertise of a professional engineer or geologist to prepare an application package that contains all the required information. The professional services and

investigations may cost upwards of \$2,000 depending upon complexities of site, hydrology and hydrogeology. The proposed amendments provide a procedure which may be used by applicants that are unable to comply with the current rule, but have no other option for wastewater disposal. The ability to install an onsite wastewater system under a variance in an area where such a system was previously not approvable could significantly increase the value of such a property. Aggregate impacts are difficult to estimate as it is unknown how many individuals will seek a variance under this rule.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Application for a variance under the proposed amendments is voluntary. An applicant seeking a variance under the proposed amendments will require the expertise of a professional engineer or geologist to prepare an application package that contains all the required information. The professional services and investigations may cost upwards of \$2,000 depending upon complexities of site, hydrology and hydrogeology.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The proposed amendments provide a procedure which may be used by applicants that are unable to comply with the current rule, but have no other option for wastewater disposal. A business seeking a variance under the proposed amendments will require the expertise of a professional engineer or geologist to prepare an application package that contains all the required information. The professional services and investigations may cost upwards of \$2,000 depending upon complexities of site, hydrology and hydrogeology. The ability to install an onsite wastewater system under a variance in an area where such a system was previously not approvable could significantly increase the value of such a property. Dianne R. Nielson, Executive Director

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

ENVIRONMENTAL QUALITY
WATER QUALITY
CANNON HEALTH BLDG
288 N 1460 W
SALT LAKE CITY UT 84116-3231, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dave Wham at the above address, by phone at 801-538-6052, by FAX at 801-538-6016, or by Internet E-mail at dwham@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 12/06/2005 at 3:00 PM, Environmental Quality Building #2, Room 101, 168 N 1950 W, Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 01/20/2006

AUTHORIZED BY: Walter Baker, Director

R317. Environmental Quality, Water Quality.

R317-4. Onsite Wastewater Systems.

R317-4-4. Onsite Wastewater Systems Design Requirements.

.....

4.6. Replacement Area for Absorption System. Adequate and suitable land shall be reserved and kept free of permanent structures, traffic, or adverse soil modification for 100 percent replacement of each absorption system. If approved by the regulatory authority, the area between standard trenches or deep wall trenches may be regarded as replacement area.

4.7. Variance to Design Requirements

7.1. Requirements for which a variance may be approved.

An applicant may request a variance from onsite system design requirements, as specified in this section R317-4-4.7, in the following circumstances:

A. When site conditions do not allow a property owner to construct an onsite system so that the absorption bed or trench are separated from a dry wash, gully or gulch by a minimum distance of 50 feet as required under R317-4-4.3, Table 2; or,

B. When site conditions do not allow a property owner to construct an onsite system that complies with the slope and distance from slope requirements of R317-4-4.5; or,

C. When a property owner would like to construct a replacement system for an existing onsite system that was constructed legally and is being operated legally but is not in conformance with current requirements for separation of an absorption bed or trench from an ephemeral stream or a drinking water well (R317-4-4.3, Table 2).

7.2 Standards

A variance will not be approved unless the applicant demonstrates that all of the following conditions are met:

A. A wastewater system consistent with R317-4 and local health department requirements cannot be constructed or is not practical, and a connection to a public or community-based sewerage system is not available. This determination will be made in consultation with the local health department.

B. Wastewater from the proposed system will not contaminate ground water or surface water, and will not surface or move off site before it is adequately treated to protect public health and the environment.

C. No slope will fail, and there will be no other landslide or structural failure if the system is constructed and operated as proposed, even if all properties in the vicinity are developed with onsite wastewater systems.

D. Adjacent properties, including the current and reasonably anticipated uses of adjacent properties, will not be jeopardized if the proposed system is constructed and operated.

7.3 Procedure for requesting variance

A. A variance request shall be submitted to the Executive Secretary and to the local health department.

B. A variance request shall include the information and documentation described in R317-4-4.7.4.

C. The Executive Secretary may, with the approval of the Board, appoint an advisory committee to consider variance requests and make recommendations to the Executive Secretary. Any such

advisory committee shall include at least one representative from a local health department. The Executive Secretary may refer any variance request to the variance advisory committee.

D. An applicant may request an advance determination about eligibility for a variance under R317-4-4.7.2(A) before the applicant submits a request that addresses the remaining requirements.

E. The Executive Secretary shall make a determination to approve or deny a variance request. That determination may be reviewed by the Board as provided in Section 19-5-112, Utah Code Ann., and R317-9-3, Utah Administrative Code.

F. A local health department may not issue an approval or an operating permit for an onsite system that does not comply with all pertinent design requirements unless a variance has been approved; however a local health department is not required to issue an approval or operating permit based on the Executive Secretary's or Board's approval of a variance.

G. If approval of a variance is conditioned upon an applicant's commitment to record limiting conditions on the deed, the local health department may not issue an approval or operating permit for a system for which a variance has been approved until it confirms that condition has been fulfilled.

H. If approval of a variance is conditioned upon the local health department's oversight of the applicant's continuing compliance with specified conditions, the local health department may not issue an approval or operating permit for a system for which a variance has been approved until the applicant and the local health department have executed a written agreement regarding reimbursement of costs or any fees associated with that oversight.

I. All of the information required under R317-4-4.7.4, except the information required by R317-4-4.7.4(G) and (H), shall be submitted in a report by a professional engineer or, if appropriate, a professional geologist. An engineer or geologist who submits a report shall be licensed to practice in Utah and shall have sufficient experience and expertise to make the determinations in the report. Any such report shall include the engineer's or geologist's name and registration number, and a summary of qualifications. The report shall be imprinted with the engineer's or geologist's registration seal and signature.

7.4 Application requirements

The variance application shall include all information and documentation necessary to ensure that the standards in R317-4-4.7.2 will be met, including, as appropriate:

A. Information demonstrating that connection to a public or community-based sewerage system is not available, there is no other option for sewage disposal, and site conditions prevent construction or use of an onsite system that would be practical and in compliance with applicable legal requirements.

B. A detailed description of the proposed system, including engineering and reliability information, and information about its proposed location and a proposed replacement absorption bed or trench location, if necessary, to meet the requirements of R317-4-4.6.

C. A detailed characterization of current hydrological and hydrogeological conditions at the proposed site, and characterization of hydrological and hydrogeological conditions predicted for the site after the proposed system is in operation. The report shall include the following information with all supporting information, field investigations and explorations, as applicable:

1. A description of the tributary area;

2. Predictions, and supporting information, of ground water transport from the proposed system and of expected areas of ground

water mounding if the system is operated as proposed in the application, including those in the tributary area:

3. Predictions, and supporting information, of the impact of runoff on disposal of wastewater;

4. Information about the rate of runoff for a 100-year storm and the time of concentration for a given tributary area;

5. Water surface profile throughout the area;

6. Analysis, for nitrate, chloride, and coliform group bacteria, of samples from the closest groundwater downgradient from any existing absorption system.

D. A stability analysis if the request is for a variance from slope requirements. The analysis shall include information about the geology of the site and surrounding area, soil exploration and testing.

E. An operation, maintenance and troubleshooting plan to keep the installed system operating as described in the application.

F. A contingency plan describing how a system that cannot meet the requirements of R317-4-4.7.2 will be replaced.

G. A signed statement from the applicant acknowledging that he or she will, after a 30 day period for correction, be required to cease use and occupancy of buildings associated with an onsite wastewater system that fails to meet the standards in R317-4-4.7.2, and that use and occupancy will be allowed again only after standards are met.

H. A proposal to record on the deed for the subject property a notice describing the system and an environmental easement, under the Environmental Institutional Control Act (Utah Code Ann. Sections 19-10-101 through -108), mandating any pertinent maintenance requirements or limiting conditions.

7.5 No violation of standards

No facility constructed pursuant to a variance shall violate the standards in R317-4-4.7.2.

R317-4-12. Design, Installation, and Maintenance of Sewage Holding Tanks.

12.1. Sewage Holding Tanks - Administrative Requirements.

A. Sewage holding tanks are permitted only under the following conditions:

1. Where an absorption system for an existing dwelling has failed and installation of a replacement absorption system is not practicable.

2. As a temporary (not to exceed one year) wastewater system for a new dwelling until a connection is made to an approved sewage collection system.

3. For other essential and unusual situations where both the Division and the local health department having jurisdiction concur that the proposed holding tank will be designed, installed and maintained in a manner which provides long-term protection of the waters of the state. Requests for the use of sewage holding tanks in this instance must receive the written approval of both agencies prior to the installation of such devices.

4. Requests for the use of sewage holding tanks ~~under subparagraphs A and B above~~ must receive the written approval of the local health department prior to the installation of such devices. [

~~B. Except on those lots recorded and approved for sewage holding tanks prior to May 21, 1984, sewage holding tanks are not permitted for use in new housing subdivisions, or commercial, institutional, and recreational developments except in those instances where these devices are part of a specific watershed protection program acceptable to the Division and the local health department having jurisdiction.]~~

~~[C]B.~~ The design, installation, and maintenance of all sewage holding tanks, except those for recreational and liquid waste pumpervehicles, must comply with the following:

12.2. General Requirements.

A. No sewage holding tank shall be installed and used unless plans and specifications covering its design and construction have been submitted to and approved by the appropriate regulatory authority.

B. A statement must be submitted by the owner indicating that in the event his sewage holding tank is approved, he will enter into a contract with an acceptable liquid waste pumping company, or make other arrangements meeting the approval of the regulatory authority having jurisdiction, that the tank will be pumped periodically, at regular intervals or as needed, and that the wastewater contents will be disposed of in a manner and at a facility meeting approval of those regulatory authorities.

C. If authorization is necessary for disposal of sewage at certain facilities, evidence of such authorization must be submitted for review.

12.3. Basic Plan Information Required. Plan information for each sewage holding tank, except those in recreational and liquid waste pumpervehicles, shall comply with the following criteria:

A. Location or complete address of dwelling to be served by sewage holding tank and the name, current address, and telephone number of the person who will own the proposed sewage holding tank.

B. A plot or site plan showing:

1. direction of north,
2. number of bedrooms,
3. location and liquid capacity of sewage holding tank,
4. source and location of domestic water supply,
5. location of water service line and building sewer, and
6. location of streams, ditches, watercourses, ponds, etc., near property.

C. Plan detail of sewage holding tank and high sewage level warning device.

D. Relative elevations of:

1. building floor drain,
2. building sewer,
3. invert of inlet for tank,
4. lowest plumbing fixture or drain in building served, and
5. the maximum liquid level of the tank.

E. Statement indicating the present and maximum anticipated ground water table.

F. Liquid waste pumping arrangements for sewage holding tank.

12.4. Construction.

A. The tank shall be constructed of sound and durable material not subject to excessive corrosion and decay and designed to withstand hydrostatic and external loads. All sewage holding tanks shall comply with the manufacturing materials and construction requirements specified for septic tanks.

B. Construction of the tank shall be such as to assure water tightness and to prevent the entrance of rainwater, surface drainage or ground water. All prefabricated or precast sewage holding tanks which are commercially manufactured shall be plainly, legibly, and permanently marked or stamped on the exterior at the inlet end and within six inches of the top of the wall, with the name and address or nationally registered trademark of the manufacturer and the liquid capacity of the tank in gallons.

C. Tanks shall be provided with a maintenance access manhole at the ground surface or above and of at least 18 inches in diameter. Access covers shall have adequate handles and shall be designed and

constructed in such a manner that they cannot pass through the access opening, and when closed will be child-proof and prevent entrance of surface water, dirt, or other foreign material, and seal the odorous gases in the tank.

D. A high water warning device shall be installed on each tank to indicate when it is within 75 percent of being full. This device shall be either an audible or a visual alarm. If the latter, it shall be conspicuously mounted. All wiring and mechanical parts of such devices shall be corrosion resistant and all conduit passage ways through the tank top or walls shall be water and vapor tight.

E. No overflow, vent, or other opening shall be provided in the tank other than those described above.

F. The regulatory authority may require that sewage holding tanks be filled with water and allowed to stand overnight to check for leaks. Tanks exhibiting obvious defects or leaks shall not be approved unless such deficiencies are repaired to the satisfaction of the regulatory authority.

G. The slope of the building sewer shall comply with R317-4-6.

12.5. Capacity. Each tank shall be large enough to hold a minimum of seven days sewage flow or 1,000 gallons, whichever is larger. The liquid capacity of the sewage holding tank should be based on sewage flows for the type of dwelling or facility being served (Table 3) and on the desired time period between each pumping. The length of time between pumpings may be increased by careful water management, low volume plumbing fixtures, etc.

12.6. Location. Sewage holding tanks must be located:

A. In an area readily accessible to the pump truck in any type of weather that is likely to occur during the period of use.

B. In accordance with the requirements for septic tanks as specified in Table 2.

C. Where it will not tend to float out of the ground due to a high ground water table or a saturated soil condition, since it will be empty or only partially full most of the time. In areas where the ground water table may be high enough to float the tank out of the ground when empty or partially full, adequate ground anchoring procedures shall be provided.

12.7. Operation and Maintenance.

A. Sewage holding tanks shall be pumped periodically, at regular intervals or as needed, and the wastewater contents shall be disposed of in a manner and at a facility meeting the approval of the appropriate regulatory authority.

B. Sewage holding tanks for seasonal dwellings should be pumped out before each winter season to prevent freezing and possible rupture of the tank.

C. A record of pumping dates, amounts pumped, and ultimate disposal sites should be maintained by the owner and made available to the appropriate regulatory authorities upon request.

D. Sewage holding tanks shall be checked at frequent intervals by the owner or occupant and if leakage is detected it shall be immediately reported to the local health authority. Repairs or replacements shall be conducted under the direction of the local health authority. Major increases in the time of pumpings without significant changes in water usage could indicate leakage of the tanks.

E. Improper location, construction, operation, or maintenance of a particular holding tank may result in appropriate legal action against the owner by the regulatory authority having jurisdiction.

KEY: waste water, onsite wastewater systems, alternative onsite wastewater systems, septic tanks
[January 30, 2003]2006

Notice of Continuation February 10, 2005
19-5-104

◆ ————— ◆
Governor, Planning and Budget

R361-1

**Rule for Implementation of the
Resource Development Coordinating
Committee Act, 1981**

NOTICE OF PROPOSED RULE

(Repeal)

DAR FILE No.: 28295

FILED: 10/20/2005, 06:52

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The rule is no longer necessary as information contained in the rule has been incorporated into policy.

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

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 63-38d-501

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** The changes do not alter the operations or functions of the Resource Development Coordinating Committee and do not result in either a cost or savings to the state.

❖ **LOCAL GOVERNMENTS:** The changes do not alter the operations or functions of the Resource Development Coordinating Committee and do not result in either a cost or savings to local government.

❖ **OTHER PERSONS:** There is no fiscal impact to other persons. The rule applies only to state agencies and local governments.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The changes do not alter the operations or functions of the Resource Development Coordinating Committee and do not result in either a cost or savings to affected persons.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule repeal does not fiscally impact businesses as the rule applies only to state agencies and local governments. Richard Ellis, Director

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

**GOVERNOR
PLANNING AND BUDGET
Room E210 EAST BUILDING
420 N STATE ST
SALT LAKE CITY UT 84114-2210, or
at the Division of Administrative Rules.**

DIRECT QUESTIONS REGARDING THIS RULE TO:

Hunter Finch at the above address, by phone at 801-538-1553, by FAX at 801-538-1547, or by Internet E-mail at HFINCH@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: Richard Ellis, Director

R361. Governor, Planning and Budget.

[R361-1. Rule for Implementation of the Resource Development Coordinating Committee Act, 1981.

R361-1-1. Authority and Purpose.

— The purpose of this rule is to provide guidelines for the implementation of Section 63-28a-1, which describes the purposes of the Resource Development Coordinating Committee, by establishing procedures for the operation of the Committee, and defining its relationship to the State Planning Coordinator. The rule has been promulgated under authority of Sections 63-28a-1 and 63-28a-4.

R361-1-2. Definitions.

— A. "Area Clearinghouse" shall mean one of the seven multi-county associations of local government established by Governor's Executive Order dated June 8, 1972.

— B. "Committee" shall mean the Resource Development Coordinating Committee.

— C. "Federal Action" shall mean all actions submitted by federal agencies for review pursuant to R361-1-4(E)(2).

— D. "Federal Agency Representatives" shall mean representatives of federal agencies which deal with the environment or physical resources of the state, who are invited to act as liaison with the Committee in order to encourage full information exchanges and cooperation in land use planning and similar efforts.

— E. "Federally Assisted Action" shall mean all actions submitted for review pursuant to R361-1-4(E)(3).

— F. "Member Agency" shall mean one of the state agencies from which the membership of the Committee is drawn.

— G. "Membership" shall mean the Committee membership as set by Section 63-28a-3(1).

— H. "Priority Item" shall mean any one of the review items which has been designated by the Governor's Office, the State Planning Coordinator, or the Committee Chairperson as having high interest to the state.

— I. "Review Item" shall mean one of the submitted actions listed for review on the agenda of the Committee, including, for example, any one of the state, federal or federally assisted actions.

— J. "State Action" shall mean all actions submitted by state agencies for Committee review pursuant to R361-1-4(E)(1).

— K. "Utah State Clearinghouse" shall mean that part of the Office of Planning and Budget under the control of the State Planning Coordinator which acts as the receiving point for all review items.

R361-1-3. Responsibilities of the State Planning Coordinator.

— A. Staff support to the Committee.

— The State Planning Coordinator will be responsible for staff support to the Committee, will be responsible for meeting arrangements and minutes, and will prepare and distribute the final state position on review items. A lead member agency may be designated to prepare the recommended state position on a review item. The State Planning Coordinator may also provide that member agencies may comment directly to the sponsoring entity.

— B. Agenda for Committee Meetings.

— 1. The State Planning Coordinator will prepare the agenda for each Committee meeting, setting the time and place for the meeting. The agenda shall consist of a summary of all items received for review by the Utah State Clearinghouse during the appropriate time frame, and other items as determined by the State Planning Coordinator.

— 2. A copy of each agenda shall be sent to the Committee membership, federal agency representatives, all area clearinghouses, and other interested parties as requested, including members of the press. Requests to receive the agenda should be directed to the Utah State Clearinghouse, Office of Planning and Budget.

— C. Summary of Review Items.

— 1. The State Planning Coordinator will prepare and distribute the summary of review items weekly.

— 2. The summary of review items shall state the item's state identifier number (assigned by the Utah State Clearinghouse), the sponsoring entity, a brief description of the project, and other relevant information. Priority items will be identified as separate summary items. The summary of review items shall also set a date for completion of Committee review for each item. The scheduled date for each item shall allow the State Planning Coordinator or the Governor sufficient time to review and distribute the state position within the following time parameters:

— a. For state actions; within 30 days of submission, unless pursuant to state law or rule a different time is required, in which case the review completion date shall be set to allow sufficient time to meet the required response date. The sponsoring state agency must inform the State Planning Coordinator of the state law or rule setting the alternate review time.

— b. For federal actions; sufficient time to review and distribute the state position by the response date lawfully set by the federal agency.

— c. For federally assisted actions; sufficient time to review and distribute the state position within 30 days of submission, or such response date as may be lawfully set by the federal funding agency.

— d. For other actions, sufficient time to review and distribute the state position within 30 days, unless an alternate time is required by federal law or regulation, or state law or rule.

— 3. A copy of the summary of review items will be available weekly through the GOPB On Line computerized Bulletin Board Service. Instructions and access coding information on usage of this service is available at the Governor's Office of Planning and Budget, 116 State Capitol.

— D. Review of Actions.

— Comments by member agencies concerning individual review items shall be reviewed pursuant to the duties of the State Planning Coordinator set by Sections 63-28-1 and 63-28a-1. The State Planning Coordinator will act as mediator for unresolved differences among member agencies, unless the differences occur among agencies within the same department, in which case the department head may be asked to resolve the differences. After review and resolution of differences, as necessary, comments on state actions shall be forwarded to the initiating state agency, or the governor, or both; comments on federal and federally assisted actions shall be distributed pursuant to the Governor's considerations and recommendations.

R361-1-4. Committee Procedures.~~— A. Membership.~~

~~— 1. The director of each member agency shall appoint a representative and an alternate to the Committee. The state science advisor shall be the position's own representative. The Office of Planning and Budget shall maintain a current Committee membership list.~~

~~— 2. Each representative shall represent the agency's position on policy and technical matters concerning review items.~~

~~— 3. If a representative is unable to attend a meeting, the alternate shall attend. The State Planning Coordinator may request replacement of a representative.~~

~~— B. Election and Responsibilities of the Chairperson and Vice Chairperson.~~

~~— 1. The chairperson and vice chairperson shall be elected, with the concurrence of the State Planning Coordinator, from the Committee membership for a one year term at the first scheduled Committee meeting in January of each year. Election shall be by majority vote of the membership.~~

~~— 2. The chairperson shall be responsible for:~~

~~— a. conducting Committee meetings;~~

~~— b. assisting the State Planning Coordinator in the preparation of the Committee agenda;~~

~~— c. assisting the State Planning Coordinator in review of member agency and other comments on review items, and in preparation of the state position on those items;~~

~~— d. assisting the State Planning Coordinator in the development of Committee procedures and the updating of these guidelines as appropriate.~~

~~— 3. The vice chairperson shall assume the responsibilities of the chairperson during the chairperson's absence.~~

~~— C. Voting.~~

~~— A majority vote of those members present (a minimum of nine members) is required to take official action, unless otherwise provided in these rules.~~

~~— D. Meetings.~~

~~— The Committee shall meet twice each month at a date, time and place specified by the State Planning Coordinator, except December, when the Committee may meet only once. Emergency meetings may be called by the chairperson or the State Planning Coordinator.~~

~~— E. Submission of Review Items.~~

~~— State, federal, federally assisted and other items shall be submitted to the Utah State Clearinghouse for inclusion on the Committee agenda as follows:~~

~~— 1. Member Agencies.~~

~~— a. Member agencies shall submit for review any proposed action affecting the state's environment or physical resources for which that agency is directly or administratively responsible, unless the action is exempt from review as provided by R361-1-4(E)(1)(b). The agency shall submit notice of the action on a form provided by the State Planning Coordinator. The agency shall also forward a copy of the notice to the area clearinghouse(s) in the impacted area(s). The agency shall submit the notice at such time to allow the Committee the time for review set pursuant to R361-1-3(B)(2).~~

~~— b. Exemption Procedures. The State Planning Coordinator may enter into a Memorandum of Understanding (MOU) with each member agency. The MOU shall outline the types of actions exempt from review. Each member agency shall submit an exemption request to the State Planning Coordinator in order to begin the development or modification of an MOU. The State Planning Coordinator shall develop the MOU only after close coordination with the member~~

~~agency and, if appropriate, Committee review and recommendation. In the absence of an effective MOU, member agencies shall submit all actions for review, as stated in R361-1-4(E)(1)(a). The Office of Planning and Budget shall maintain a list of current MOUs.~~

~~— 2. Federal Agencies.~~

~~— Actions affecting the state's environment or physical resources shall be submitted by federal agencies as provided by federal law or regulation, or relevant agreements between federal agencies and the Governor, including, for example:~~

~~— a. The National Environmental Policy Act, Public Law 91-190, 83 Stat. 852 (1969);~~

~~— b. Presidential Executive Order 12372, 47 Fed. Reg. 30959;~~

~~— c. Proposed federal regulations pertaining to natural resource issues (published in the Federal Register);~~

~~— d. Cooperative Agreement between the Governor of Utah and the State Director, Bureau of Land Management, U.S. Department of the Interior, dated January 26, 1988;~~

~~— e. Memorandum of Understanding between the Governor of Utah and Regional Forester, Intermountain Region, United States Forest Service, U.S. Department of Agriculture, dated June 16, 1988;~~

~~— f. Cooperative Agreement between the Governor of Utah and Regional Director, Rocky Mountain Region, National Park Service, U.S. Department of the Interior, dated December 12, 1980;~~

~~— g. Memorandum of Understanding between the Department of Defense and the State of Utah Single Point of Contact (Office of Planning and Budget) Implementing Executive Order 12372, dated April 3, 1989.~~

~~— 3. Applications for Federal Funding.~~

~~— All parties applying for federal funds for projects affecting the environment or physical resources of the state, and which are subject to the Utah Federal Assistance Management Program (Section 63-40-4), or Presidential Executive Order 12372 (47 Fed. Reg. 30959), shall submit the applications for review.~~

~~— 4. Other.~~

~~— Other parties may submit items for formal Committee review or informational purposes. Inclusion on the agenda will be at the discretion of the State Planning Coordinator.~~

~~— F. Subcommittees.~~

~~— 1. The Committee may establish standing or ad hoc subcommittees to review and provide recommendations on specific review items. A request to establish subcommittees may be initiated by the State Planning Coordinator, or by any member agency. Subcommittee membership may be selected from other than Committee membership, including, but not limited to, federal representatives. Subcommittee membership shall be determined by the chairperson in consultation with the Committee, with the concurrence of the State Planning Coordinator.~~

~~— 2. The subcommittee chairperson shall be appointed by the Committee chairperson with the concurrence of the State Planning Coordinator.~~

~~— 3. The subcommittee shall work under the direction of the Committee, and shall report such findings and recommendations as it determines to make to the full Committee.~~

~~— G. Federal Agency, Interest Group and General Public Participation. Federal agencies, interest groups and the general public may:~~

~~— 1. Make comments or recommendations on proposed state actions. Such comments should be directed to the State Planning Coordinator for review under R361-1-3(C). Oral comments at Committee meetings will be allowed at the discretion of the chairperson.~~

~~— 2. Ask the Committee for an extension of time to review a state action.~~

~~— 3. Make comments or recommendations on other review items. Such comments, if in writing, should be directed to the State Planning Coordinator for review under R361-1-3(C). Oral comments at Committee meetings will be allowed at the discretion of the chairperson.~~

~~— 4. Request time to make a presentation before the Committee concerning any review item or resource issue of interest to the state. Such a request must be initiated through the State Planning Coordinator, and may be granted at the discretion of the State Planning Coordinator.~~

~~— H. Committee Actions:~~

~~— 1. As part of the review process, the Committee may:~~

~~— a. Request additional information through presentations or documentation, or both;~~

~~— b. Request additional time for review;~~

~~— c. At the request of the sponsoring agency, shorten the time for Committee review pursuant to R361-1-4(1)(2);~~

~~— d. Provide for supplemental meetings where high public interest merits extended discussion.~~

~~— 2. Following the review process, the Committee may:~~

~~— a. Refrain from making comment, provide comments without recommendations, or provide comments with recommendations;~~

~~— b. Recommend involvement of the State Planning Coordinator or the Governor;~~

~~— c. Take other action as appropriate.~~

~~— I. Time Frames:~~

~~— 1. Review of all review items shall be completed by the date set in the Committee agenda.~~

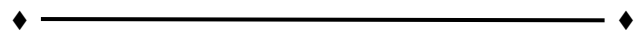
~~— 2. Requests for expedited review may be considered and granted at the discretion of the Committee, with the concurrence of the State Planning Coordinator, or by the State Planning Coordinator. Any Committee member, federal representative, or other interested party may request expedited review as part of the submission of a review item. The request will be considered at the next scheduled Committee meeting, unless otherwise directed by the State Planning Coordinator. Requests will be considered on an individual basis, however, sponsoring entities should be advised that expedited review will generally not be approved unless extenuating circumstances exist. If the request is approved, the Committee or the State Planning Coordinator must set a new date by which Committee review is to be completed.~~

~~**KEY: natural resources, Resource Development Coordinating Committee (RDCC)***~~

~~**August 11, 1995**~~

~~**Notice of Continuation January 11, 2001**~~

~~**63-28a-1]**~~



**Health, Health Care Financing,
Coverage and Reimbursement Policy
R414-302-6
Application for Other Possible Benefits**

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28315

FILED: 11/01/2005, 13:45

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rulemaking is needed to add a requirement for medical assistance applicants and recipients to apply for and receive Medicare Part B benefits when it is likely that they are eligible for such benefits. It is intended to get everyone who could be eligible for Medicare Part B enrolled so that they will be able to enroll in Part D, the Medicare Prescription Drug benefits, so that these individuals will have access to affordable prescription drugs. In addition, because Medicaid must coordinate coverage for Medicare Part B services with Medicare, we need these individuals to enroll in Part B to assure that coordination of services. Without the Part B coverage, these individuals could not enroll in Part D, and in January 2006, they would also lose their prescription drug coverage under Medicaid because they are eligible to receive Medicare Part B benefits. By enrolling in Part B, they can then access Part D, and thereby continue to have coverage for prescription drugs.

SUMMARY OF THE RULE OR CHANGE: In Section R414-302-6, a provision is being added to require medical assistance applicants and recipients to apply for and receive Medicare Part B benefits if it is likely that they could be eligible for those benefits. The provision requires the state to pay the premiums and cost-sharing expenses for recipients enrolled in Medicare Part B. A citation is also being updated and the language clarified about what the citation covers.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 18

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: 42 CFR 435.608, 2004 ed.

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: \$207,439 is the total cost for the state. This is based on a total cost of \$387,697 after estimated federal match, offset by the state's share of savings on claims that Medicare will pay of \$180,258.

❖ LOCAL GOVERNMENTS: This rulemaking does not affect local government because it only affects individuals who could be eligible for Medicare.

❖ OTHER PERSONS: This rulemaking could represent a savings for recipients who will become enrolled in Medicare Part B and who also enroll in Part D because they will receive drug benefits under Medicare in 2006, which they will lose under Medicaid. If they did not enroll in Part B, they could not enroll in Part D and would have no drug coverage.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There is no compliance cost for affected persons because the state will pay the Medicare Part B premiums and cost-sharing for individuals required to enroll in Part B.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule is necessary to support implementation of the Medicare Part D prescription drug coverage program. It should have a positive fiscal impact on those residents that qualify for the program and neutral for all others. David N. Sundwall, MD, Executive Director

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

HEALTH
HEALTH CARE FINANCING,
COVERAGE AND REIMBURSEMENT POLICY
CANNON HEALTH BLDG
288 N 1460 W
SALT LAKE CITY UT 84116-3231, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Ross Martin at the above address, by phone at 801-538-6592, by FAX at 801-538-6099, or by Internet E-mail at rmartin@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: David N. Sundwall, Executive Director

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

R414-302. Eligibility Requirements.

R414-302-6. Application for Other Possible Benefits.

The Department ~~adopts~~ requires applicants for and recipients of medical assistance to apply for and take all reasonable steps to receive other possible benefits as required by 42 CFR 435.608, [1997]2004 ed., which is incorporated by reference.

(2) Individuals who may be eligible for Medicare Part B benefits must apply for Medicare Part B and, if eligible, become enrolled in Medicare Part B to be eligible for Medicaid. The state pays the applicable monthly premium and cost-sharing expenses for Medicare Part B for individuals who are eligible for both Medicaid and Medicare Part B.

KEY: benefits, income

~~June 28, 1999~~2005

Notice of Continuation January 31, 2003

26-18



Health, Health Systems Improvement,
Licensing

R432-100-24

Pharmacy Services

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 28312

FILED: 10/31/2005, 16:26

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rulemaking is necessary to update the hospital rule in the area of automated medication dispensing to keep up with evolving technology. The state rule does not presently address automated medication dispensing and needs to be updated to clarify medication audit requirements.

SUMMARY OF THE RULE OR CHANGE: There will be rule amendments to the pharmacy section of the rule to update medication audit requirements. With the introduction of automated medication dispensing machines in hospitals, hand counts would no longer be required. The rule change will exempt the hospital from performing hand counts of medications if automated dispensing is used, and if the audit functions of the machinery are readily retrievable. The Division of Occupational and Professional Licensing requires licensed pharmacists to oversee these machines, and has specific guidelines to monitor their use.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 21

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: There is one hospital owned and operated by the state. If the hospital chooses to use automated medication dispensing machines, then they would see a moderate savings in staff time. Nursing staff would not need to perform hand counts of medications at each shift change. This could save the hospital a couple of hours a day in professional staff time.

❖ LOCAL GOVERNMENTS: There are seven hospitals that are owned by local governments. If they chose to use automated medication dispensing machines, this rule amendment could save them \$210 per day or up to \$76,650 per year in staff time in the aggregate. This figure is based on each hospital using one machine with two shift changes in nursing personnel.

❖ OTHER PERSONS: There are 46 private hospitals that could be affected by this rule amendment if they choose to use the automated dispensing machines. If each hospital used one machine to save staff time for two shift changes, it is estimated that these hospitals would save \$1,380 per day or up to \$503,700 per year in the aggregate.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no anticipated compliance costs for health facilities. This rule amendment will decrease the requirements for medication audits if the providers choose to use this technology, and will end up as a cost savings. If hospitals choose to use the automated medication dispensers, then they will only save money by not having to use staff time to perform medication counts.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule will give regulated hospitals the option of using automated medication dispensing

machines. This should be a cost savings for these facilities.
David N. Sundwall, MD, Executive Director

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

HEALTH
HEALTH SYSTEMS IMPROVEMENT, LICENSING
CANNON HEALTH BLDG
288 N 1460 W
SALT LAKE CITY UT 84116-3231, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Joel Hoffman at the above address, by phone at 801-538-6165, by FAX at 801-538-6163, or by Internet E-mail at jhoffman@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: David N. Sundwall, Executive Director

R432. Health, Health Systems Improvement, Licensing.

R432-100. General Hospital Standards.

R432-100-24. Pharmacy Services.

(1) The pharmacy of a hospital currently accredited and conforming to the standards of JCAHO shall be determined to be in compliance with these rules.

(a) If a hospital is not accredited by JCAHO, then the pharmacy of such hospital shall comply with rules in this section.

(b) The pharmacy department and service shall be directed by a licensed pharmacist.

(i) Competent personnel shall be employed in keeping with the size and activity of the department and service. If the hospital uses only a drug room and the size of the hospital does not warrant a full-time pharmacist, a consultant pharmacist may be employed.

(ii) The pharmacist shall be responsible for developing, supervising, and coordinating all the activities of the pharmacy.

(iii) Provision shall be made for access to emergency pharmaceutical services.

(iv) The pharmacist shall be trained in the specific functions and scope of the hospital pharmacy.

(2) Facilities shall be provided for the safe storage, preparation, safeguarding, and dispensing of drugs.

(a) All floor-stocks shall be kept in secure areas in the patient care units.

(b) Double-locked storage shall be provided for controlled substances. Electronically controlled storage of narcotics may be permitted if automated dispensing technology is utilized by the hospital.

(c) Medications stored at room temperatures shall be maintained within 59 and 80 degrees F.

(d) Refrigerated medications shall be maintained within 36 and 46 degrees F.

(e) A current toxicology reference, and other references as needed for effective pharmacy operation and professional information shall be available.

(3) Records shall be kept of the transactions of the pharmacy and medication storage unit and coordinated with other hospital records.

(a) There shall be a recorded and signed floor-stock controlled substance count once per shift or the facility must use automated dispensing technology in accordance with R156-17b-619.

(b) Hospitals that utilize automated dispensing technology must implement a system for accounting of controlled substances dispensed by the automated dispensing system.

(c) The record shall list the name of the patient receiving the controlled substance, the date, type of substance, dosage, and signature of the person administering the substance.

(4) Written policies and procedures that pertain to the intra-hospital drug distribution system and the safe administration of drugs shall be developed by the director of the pharmaceutical department or service in concert with the medical staff.

(a) Drugs that are provided to floor units shall be administered in accordance with hospital policies and procedures.

(b) The medical staff in conjunction with the pharmacist shall establish standard stop orders for all medications not specifically prescribed as to time or number of doses.

(c) The pharmacist shall have full responsibility for dispensing of all drugs.

(d) There shall be a policy stating who may have access to the pharmacy or drug room when the pharmacist is not available.

(e) There shall be a documentation system for the accounting and replacement of drugs, including narcotics, to the emergency department.

(f) Medication errors and adverse drug reactions shall be reported immediately in accordance with written procedures including notification of the practitioner who ordered the drug.

KEY: health facilities

~~November 10, 2004~~ **2005**

Notice of Continuation October 16, 2002

26-21-5

26-21-2.1

26-21-20



**Health, Health Systems Improvement,
Licensing
R432-100-33
Medical Records**

**NOTICE OF PROPOSED RULE
(Amendment)**

DAR FILE NO.: 28313
FILED: 10/31/2005, 16:36

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rulemaking is necessary to update two areas of the hospital rule; record retention and automated medication dispensing audits. Changing technology for medication dispensing and the need to alleviate record storage burdens have brought about the need to propose this rule change.

SUMMARY OF THE RULE OR CHANGE: The record retention section of the hospital rule will be amended to allow hospitals to use an electronic master patient index to store permanent patient record information. This will allow them to discard hard copies of patient records after the required seven years. The amendments will also include a requirement that the hospital notify the public in the local newspaper before destroying records to allow residents to have access to them. The personnel classifications for record keeping staff will also be updated to fit current nationally recognized titles.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 21

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** This rule amendment will relieve hospitals from having to maintain physical storage areas for patient records and the personnel to manage them. The Utah State Hospital will be the only state facility that will realize any cost savings from this rule. The Hospital sent 74 archive boxes of records to the state archive facility in the last fiscal year 2005. With staff time and storage requirements, it is estimated that the state may save up to \$2,500 monthly with this rule amendment.

❖ **LOCAL GOVERNMENTS:** This rule amendment will relieve hospitals from having to maintain physical storage areas for patient records and the personnel to manage them. There are seven rural hospitals that are owned by local governments in the state. The savings that these hospitals will see with this rule amendment will be \$3,500 per month in the aggregate.

❖ **OTHER PERSONS:** This rule amendment will relieve hospitals from having to maintain physical storage areas for patient records and the personnel to manage them. There are 46 private hospitals that will be affected by this rule. There will be some starting costs to hire people to remove old records and for some hospitals to set up electronic data storage requirements, but hospitals report that cost savings over time will be significant. Smaller and newer hospitals will not realize as much savings as older established hospitals due to the number of records that are being stored. The range of savings will include from \$500 per month for some hospitals and up to \$5,000 per month for larger hospitals. The 46 private hospitals in the state will average a cost savings of \$88,500 per month in the aggregate.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no anticipated compliance costs for health facilities. This rule amendment will decrease the requirements for medical record storage and allow for more efficient electronic storage of pertinent information for patients. The Utah Hospital Association reports that hospitals will be able to realize a significant cost savings since physical records will not have to be stored for indefinite periods of time.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: At the request of regulated hospitals, this rule is amended to simplify record retention requirement and will have a positive fiscal impact on business. David N. Sundwall, MD, Executive Director

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

HEALTH
HEALTH SYSTEMS IMPROVEMENT, LICENSING
CANNON HEALTH BLDG
288 N 1460 W
SALT LAKE CITY UT 84116-3231, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Joel Hoffman at the above address, by phone at 801-538-6165, by FAX at 801-538-6163, or by Internet E-mail at jhoffman@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: David N. Sundwall, Executive Director

**R432. Health, Health Systems Improvement, Licensing.
R432-100. General Hospital Standards.
R432-100-33. Medical Records.**

(1) The hospital shall establish a medical records department or service that is responsible for the administration, custody and maintenance of medical records.

(a) The administrative direction of the department shall be established by the hospital administrator and correspond to the organizational structure and policies of the hospital.

(b) The medical records department shall retain the technical services of either a Registered ~~Records Administrator (RRA)]~~ Health Information Administrator or a ~~an Accredited Records Technician (ART)]~~ Registered Health Information Technician through employment or consultation. If retained by consultation, visits shall be at least quarterly and documented through written reports to the hospital administrator.

(2) The medical records department shall provide secure storage, controlled access, prompt retrieval, and equipment and facilities to review medical records.

(a) Medical records shall be available for use or review by members of the medical and professional staff; authorized hospital personnel and agents; persons authorized by the patient through a consent form; and Department representatives to determine compliance with licensing rules.

(b) Medical records may be stored in multiple locations providing the record is able to be retrieved or accessed in a reasonable time period.

(c) If computer terminals are utilized for patient charting, the hospital shall have policies governing access and identification codes, security, and information retention.

(d) The hospital medical record shall be indexed according to diagnosis, procedure, demographic information and physician or licensed health practitioner. The indexes shall be current within six months following discharge of the patient.

(e) Original medical records are the property of the hospital and shall not be removed from the control of the hospital or the hospital's agent as defined by policy except by court order or subpoena.

(f) Medical records for persons who have received or requested admission to alcohol or drug programs shall comply with 42 CFR Part 2, "Confidentiality of Alcohol and Drug Abuse Patient Records."

(3) All medical record entries shall be legible, complete, authenticated, and dated by the person responsible for ordering the service, providing or evaluating the service, or making the entry. Prepared transcriptions of dictated reports, evaluations and consultations must be reviewed by the author before authentication.

(a) The authentication may include written signatures, computer key, or other methods approved by the governing body and medical staff to identify the name and discipline of the person making the entry.

(b) Use of computer key or other methods to identify the author of a medical record entry is not assignable or to be delegated to another person.

(c) There shall be a current list of persons approved to use these methods of authentication. Hospital policies shall include appropriate sanctions for the unauthorized or improper use of computer codes.

(d) Verbal orders for the care and treatment of the patient shall be accepted and transcribed by qualified personnel and authenticated as stated in hospital policy.

(4) Patient records shall be organized according to hospital policy.

(a) Medical records shall be reviewed at least quarterly for completeness, accuracy, and adherence to hospital policy.

(b) Records of discharged patients shall be collected, assembled, reviewed for completeness, and authenticated within 30 days of the patient's discharge.

(c) Medical records shall be retained for at least seven years. Medical records of minors shall be kept until the age of eighteen plus four years, but in no case less than seven years.

(d) ~~Medical records may be destroyed after being retained the minimum length of time, according to hospital policy. The Hospital may destroy medical records after retaining them for the minimum time period. Prior to [destruction of the record] destroying medical records, [the following information shall be extracted and retained:] the hospital must notify the public by publishing a notice in a newspaper of statewide distribution a minimum of once a week for three consecutive weeks to allow a former patient to access the patient's records.~~

~~(i) patient name, medical record number, next of kin, date of birth, admission and discharge date(s); and,~~

~~(ii) the name of attending physician(s), admitting and discharge diagnoses, surgical procedures(s) and pathological and diagnostic findings.](e) The hospital shall permanently retain a master patient/person index that shall include:~~

~~(i) the patient name;~~

~~(ii) the medical record number;~~

~~(iii) the date of birth;~~

~~(iv) the admission and discharge dates; and~~

~~(v) the name of each attending physician.~~

~~(e) If a hospital ceases operation, the hospital shall make provision for secure, safe storage and prompt retrieval of all medical records, patient indexes and discharges for the period specified in R432-100-33(4)(c). The hospital may arrange for storage of medical records with another hospital, or an approved medical record storage facility, or may return patient medical records to the attending physician if the physician is still in the community.~~

(5) A complete medical record shall be established and maintained for each patient admitted to, or who receives hospital services. Emergency and outpatient records shall document the service rendered, and shall contain other pertinent information in accordance with hospital policy.

(a) Each medical record shall contain patient identification and demographic information to include at least the patient's name, address, date of birth, sex, and ~~next of kin~~ emergency contact information.

(b) Each medical record shall contain initial or admitting medical history, physical and other examinations or evaluations. Recent histories and examinations may be substituted if updated to include changes that reflect the patient's current status.

(c) Each medical record shall contain admitting, secondary and principal diagnoses.

(d) Each medical record shall contain results of consultive evaluations and findings by persons involved in the care of the patient.

(e) Each medical record shall contain documentation of complications, hospital acquired infections, and unfavorable reactions to medications, treatments, and anesthesia.

(f) Each medical record shall contain properly executed informed consent documents for all procedures and treatments ordered for, and received by, the patient.

(g) Each medical record shall document that the facility requested of each admitted person whether the person has initiated an advanced directive as defined in the Personal Choice and Living Will Act, UCA 75-2-1102.

(h) Each medical record shall contain all practitioner orders, nursing notes, reports of treatment, medication records, laboratory and radiological reports, vital signs and other information that documents the patient condition and status.

(i) Each medical record shall contain a discharge summary including outcome of hospitalization, disposition of case with an autopsy report when indicated, or provisions for follow-up.

(j) Medical records of deceased patients shall contain a completed Inquiry of Anatomical Gift form or a modified hospital death form which has been approved by the Utah Department of Health as required by Section 26-28-6, UCA.

(k) Medical records of surgical patients shall contain a pre-operative history and physical examination; surgeon's diagnosis; an operative report describing a description of findings; an anesthesia report including dosage and duration of all anesthetic agents and all pertinent events during the induction, maintenance, and emergence from anesthesia; the technical procedures used; the specimen removed; the post-operative diagnosis; and the name of the primary surgeon and any assistants written or dictated by the surgeon within 24 hours after the operation.

(l) Medical records of obstetrical patients shall contain a relevant family history, a pre-natal examination, the length of labor and type of delivery with related notes, the anesthesia or analgesia record, the Rh status and immune globulin administration when indicated, a serological test for syphilis, and a discharge summary

for complicated deliveries or final progress note for uncomplicated deliveries.

(m) Medical records of newborn infants shall contain the following documentation in addition to the requirements for obstetrical medical records:

(i) Documentation must include a copy of the mother's delivery room record. In adoption cases where the identity of the mother is confidential, inclusion and access to the mother's delivery room record shall be according to hospital policy.

(ii) Documentation must include the date and hour of birth, period of gestation, sex, reactions after birth, delivery room care, temperature, weight, time of first urination, and number, character, and consistency of stools.

(iii) Documentation must include a record of the physical examination completed at birth and discharge, record of ophthalmic prophylaxis, and the identification number of the newborn screening kit, referred to in R398-1.

(iv) If the infant is discharged to any person other than the infant's parents, the hospital shall record the authorization by the parents, state agency, or court authority. and

(v) Documentation of the record and results of the newborn hearing screening according to Section 26-10-6, UCA and R398-2-6.

(n) Emergency department patient medical records shall be integrated into the hospital medical record and include time and means of arrival, emergency care given to the patient prior to arrival, history and physical findings, lab and x-ray reports, diagnosis, record of treatment, and disposition and discharge instructions.

(o) Patient medical social services records shall include a medical-social or psycho-social study of referred inpatients and outpatients; the financial status of the patient, social therapy and rehabilitation of patients, environmental investigations for attending physicians, and cooperative activities with community agencies.

(p) Medical records of patients receiving rehabilitation therapy shall include a written plan of care appropriate to the diagnosis and condition, a problem list, and short and long term goals.

(6) The medical records department shall maintain records, reports and documentation of admissions, discharges, and the number of autopsies performed.

(7) The medical records department shall maintain vital statistic registries for births, deaths, and the number of operations performed. The medical records department shall report vital statistics data in accordance with the Vital Statistics Act, Utah Health Code, (26-2, UCA).

KEY: health facilities

~~[November 10, 2004]~~2005

Notice of Continuation October 16, 2002

26-21-5

26-21-2.1

26-21-20



Health, Health Systems Improvement,
Licensing
R432-100-38
Emergency and Disaster Plan

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 28311

FILED: 10/31/2005, 16:19

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: In order to improve Utah's capabilities to respond and care for victims of a mass casualty incident or bioterrorism outbreak, a proposal was made to the Health Facility Committee to consider a modification of the Health Facility Licensing rules. The change would allow hospitals to increase their bed capacity by 20% in the event of a mass casualty incident, without a variance from the Department of Health. The Committee approved the proposal unanimously.

SUMMARY OF THE RULE OR CHANGE: One statement would be added to the existing hospital rule to allow any hospital to go above their licensed capacity by 20% in the case of a mass casualty event without obtaining a variance from the Department of Health.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 21

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** There will only be minor cost savings to the state budget. Since no variance would be needed to exceed capacity, it would save staff time in processing the paperwork. This could be as much as \$35 per incident. Since there has not been any history with a mass casualty situation that required variances, no yearly savings is estimated.

❖ **LOCAL GOVERNMENTS:** There are seven hospitals that are owned by local governments. They could see the same cost savings by not having to use staff time to apply for a variance. Since there is no history with mass casualty events and variances, the estimated savings is minimal.

❖ **OTHER PERSONS:** Hospitals could see the same cost savings by not having to use staff time to apply for a variance. Since there is no history with mass casualty events and variances, the estimated savings is minimal.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no anticipated compliance costs for any parties as a result of this rulemaking. This rule amendment would only reduce the rule requirements that providers should follow, so there should only be cost savings for providers.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: In the event of a mass casualty event, this rule will provided critical flexibility for facilities to meet that need without having to apply for a variance. This should have a positive fiscal impact. David N. Sundwall, MD, Executive Director

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

HEALTH
HEALTH SYSTEMS IMPROVEMENT, LICENSING
CANNON HEALTH BLDG
288 N 1460 W

SALT LAKE CITY UT 84116-3231, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Joel Hoffman at the above address, by phone at 801-538-6165, by FAX at 801-538-6163, or by Internet E-mail at jhoffman@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: David N. Sundwall, Executive Director

**R432. Health, Health Systems Improvement, Licensing.
R432-100. General Hospital Standards.
R432-100-38. Emergency and Disaster Plan.**

(1) The hospital is responsible to assure the safety and well-being of patients. There must be provisions for the maintenance of a safe environment in the event of an emergency or disaster. An emergency or disaster may include utility interruption such as gas, water, sewer, fuel or electricity interruption, explosion, fire, earthquake, bomb threat, flood, windstorm, epidemic, bio-terrorism event or mass casualty incident.

(2) The administrator or designee is responsible for the development of a plan, coordinated with state and local emergency or disaster offices, to respond to emergencies or disasters. This plan shall be in writing and list the coordinating authorities by agency name and title. The plan shall be distributed or made available to all hospital staff to assure prompt and efficient implementation.

(a) The plan shall be reviewed and updated as necessary in coordination with local emergency or disaster management authorities. The plan shall be available for review by the Department.

(b) The administrator or designee is in charge of operations during any significant emergency. If not on the premises, the administrator shall make every reasonable effort to get to the hospital to relieve subordinates and take charge of the situation.

(c) The name of the person in charge and names and telephone numbers of emergency medical personnel, agencies and appropriate communication and emergency transport systems shall be readily available to all hospital staff.

(3) The hospital's emergency response procedures shall address the following:

(a) evacuation of occupants to a safe place within the hospital or to another location;

(b) delivery of essential care and services to hospital occupants by alternate means regardless of setting;

(c) delivery of essential care and services when additional persons are housed in the hospital during an emergency;

(d) delivery of essential care and services to hospital occupants when staff is reduced by an emergency; and

(e) maintenance of safe ambient air temperatures within the hospital.

(4) The hospital shall have an emergency plan that is current and appropriate to the operation and construction of the hospital. The plan shall be approved by the board and the hospital administrator.

(a) The hospital's emergency plan shall delineate:

(i) the person or persons with decision-making authority for fiscal, medical, and personnel management;

(ii) on-hand personnel, equipment, and supplies and how to acquire additional help, supplies, and equipment after an emergency or disaster;

(iii) assignment of personnel to specific tasks during an emergency;

(iv) methods of communicating with local emergency agencies, authorities, and other appropriate individuals;

(v) the telephone numbers of individuals to be notified in an emergency in order of priority;

(vi) methods of transporting and evacuating patients and staff to other locations; and

(vii) conversion of the hospital for emergency use.

(b) Emergency telephone numbers shall be accessible to staff at each nurses station.

(c) The hospital shall document emergency events and responses and record patients and staff evacuated from the hospital to another location. Any emergency involving patients shall be documented in the patient record.

(d) Simulated disaster drills shall be held semiannually for all staff. One disaster drill shall address a bio-terrorism or communicable disease event.

(e) Fire drills and fire drill documentation shall be in accordance with R710-4, State of Utah Fire Prevention Board.

(5) There shall be a fire emergency evacuation plan written in consultation with qualified fire safety personnel. The evacuation plan shall be posted in prominent locations throughout the hospital.

(6) A hospital may exceed its licensed capacity by up to 20% in response to a mass casualty event, or other unusual event, which causes a need for hospital beds that exceeds the current licensed hospital capacity of the affected geographic area.

(a) A hospital which exceeds its licensed capacity under this provision shall notify the Department within 72 hours of exceeding its licensed capacity. This notice shall be by fax or telephone call to the licensing agency.

(b) The Department may direct that the hospital reduce its patient census to its licensed capacity at any time.

KEY: health facilities

[November 10, 2004]2005

Notice of Continuation October 16, 2002

26-21-5

26-21-2.1

26-21-20

◆ ————— ◆
**Health, Health Systems Improvement,
Licensing
R432-106
Specialty Hospital - Critical Access**

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28301

FILED: 10/25/2005, 14:39

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Code of Federal Regulations, 42 CFR 485 Subpart F, for Critical Access Hospitals has changed. The definition of Critical Access Hospital is changed. Several criteria have been deleted from the federal rules, and others simplified. The hospitals are now allowed up to 25 swing beds at any time, from the previous limit of 10. The definition for Critical Access Hospitals has also changed. The state rule needs to be amended to follow the new requirements in the CFR.

SUMMARY OF THE RULE OR CHANGE: The definition of Critical Access Hospital will be changed to amend the requirements that are presently stated in the rule to update with new federal requirements. The section for swing beds will also be amended to allow 25 swing beds from the 10 beds that is presently stated.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 21

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: No anticipated costs or savings. This rule amendment only updates the state rule to reflect changes in the federal rules. This will have no budget impact on the State.
- ❖ LOCAL GOVERNMENTS: No anticipated costs or savings. This rule amendment only updates the state rule to reflect changes in the federal rules, and does not affect local governments.
- ❖ OTHER PERSONS: No anticipated costs or savings. This rule amendment only updates the state rule to reflect changes in the federal rules. Providers and consumers will see no cost increases or cost savings from this change.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no anticipated costs for any parties as a result of this rulemaking. The rule change only updates the rule to reflect the federal regulation changes. It does not add or take away any rules that would have a fiscal impact on providers or consumers.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Federal requirements have been updated to provide more flexibility for affected providers. This rule change will have a positive impact on impacted providers, by allowing for additional swing beds, and removing distance requirements. David N. Sundwall, MD

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

HEALTH
HEALTH SYSTEMS IMPROVEMENT, LICENSING
CANNON HEALTH BLDG
288 N 1460 W
SALT LAKE CITY UT 84116-3231, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Joel Hoffman at the above address, by phone at 801-538-6165, by FAX at 801-538-6163, or by Internet E-mail at jhoffman@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: David N. Sundwall, Executive Director

R432. Health, Health Systems Improvement, Licensing.**R432-106. Speciality Hospital - Critical Access.****R432-106-3. Definitions.**

For purposes of this rule the definitions in R432-1-3 apply. In addition the following definitions apply:

- (1) "Critical [~~Care~~]Access Hospital" means a nonprofit, profit or public hospital that [~~meets the criteria set forth in 42 U.S.C. 1395i-4(e)(2)(B)(1988).~~] is enrolled as a Medicaid provider and qualifies as a Critical Access Hospital under 42 CFR, Section 485, Subpart F. [~~Each CAH must comply with the conditions of participation set forth in the Code of Federal Regulations, Title 42, Volume 3, Parts 430 to End, 1999, which is adopted and incorporated by reference. The distance from another hospital may be waived if the facility meets any of the following sub-criteria and is designated as a necessary provider by the state.~~
- ~~—(a) An area that meets federal criteria for designation as a Health Professional Shortage Area (HPSA).~~
 - ~~—(b) A county where the percentage of population age 65 or older exceeds the current state average.~~
 - ~~—(c) A county where the percentage of families with incomes less than 200% of federal poverty level is higher than the current state average.~~
 - ~~—(d) A county whose population density meets the "rural"(between 7 and 100 people per square mile) or the "frontier" (6 or fewer people per square mile) definition.~~
 - ~~—(e) A county where the unemployment rate is higher than that of the state.~~
 - ~~—(f) An area where, throughout the course of a year, has an increase in population due to the influx of migrant workers or tourists.~~
 - ~~—(g) Combined acute inpatient days for Medicare and Medicaid beneficiaries, and unreimbursed care patients account for at least 50% of the hospital's total acute inpatient days in the last full year for which data was available.]~~
- (2) "Referral Hospital" means a hospital that has sufficient resources to receive emergency or non-emergency patient transfers and referrals from a CAH. Sufficient resources include at least three full-time physicians on staff and licensure as a general hospital.

R432-106-6. Critical Access Hospital Swing-Bed Units.

The CAH participating in the swing-bed program may maintain up to [40]25 swing-beds for care at one time. In addition to R432-106, designated hospital swing beds shall comply with the following sections of R432-150, Nursing Care Facility Rules:

- (1) R432-150-4, Definitions.
- (2) R432-150-12, Resident Rights.
- (3) R432-150-13, Resident Assessment.
- (4) R432-150-14, Restraint Policy.
- (5) R432-150-15, Quality of Care.
- (6) R432-150-17, Social Services.
- (7) R432-150-20, Recreation Therapy.

KEY: health facilities
~~January 23, 2004~~2005
 26-21-5
 26-21-2.1
 26-21-13.6

◆ ————— ◆
Labor Commission, Industrial Accidents
R612-4-2

**Premium Rates for the Uninsured
 Employers' Fund and the Employers'
 Reinsurance Fund**

NOTICE OF PROPOSED RULE
 (Amendment)
 DAR FILE NO.: 28298
 FILED: 10/24/2005, 15:21

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this change is to establish the premium assessment rates for 2006 to fund the Employers' Reinsurance Fund, the Uninsured Employers' Fund, and the Workplace Safety Account.

SUMMARY OF THE RULE OR CHANGE: The proposed amendment sets the workers' compensation insurance premium assessment rates for the 2006 calendar year for purposes of funding the Uninsured Employers' Fund, the Employer's Reinsurance Fund, and the Workplace Safety Account.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 59-9-101(2) and Sections 59-9-101.3 and 34A-2-202

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: There should be no cost or savings to the State budget as the assessment rates will remain at the same level for 2006 as they were for 2005.
- ❖ LOCAL GOVERNMENTS: There should be no cost or savings to local governments as the assessment rates will remain at the same level for 2006 as they were for 2005.
- ❖ OTHER PERSONS: There should be no cost or savings to other persons as the assessment rates will remain at the same level for 2006 as they were for 2005.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no compliance costs for affected persons, because the rates are remaining the same in 2006 as they were in 2005.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There should be no fiscal impact on businesses due to this rule change, as the rates are remaining the same as they were in 2005. R. Lee Ellertson, Commissioner

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

LABOR COMMISSION
 INDUSTRIAL ACCIDENTS
 HEBER M WELLS BLDG
 160 E 300 S
 SALT LAKE CITY UT 84111-2316, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Joyce Sewell at the above address, by phone at 801-530-6988, by FAX at 801-530-6804, or by Internet E-mail at jsewell@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: R Lee Ellertson, Commissioner

◆ ————— ◆
R612. Labor Commission, Industrial Accidents.

R612-4. Premium Rates.

R612-4-2. Premium Rates for the Uninsured Employers' Fund and the Employers' Reinsurance Fund.

A. Pursuant to Section 59-9-101(2), Section 59-9-101.3 and 34A-2-202 the workers' compensation premium rates effective January 1, 200~~5~~⁶, as established by the Labor Commission, shall be:

1. 0.25% for the Uninsured Employers' Fund;
2. 7.25% for the Employers' Reinsurance Fund;
3. 0.25% for the workplace safety account.

B. The premium rates are a percentage of the total workers' compensation insurance premium income as detailed in Section 59-9-101(2)(a).

KEY: workers' compensation, rates

~~December 2, 2004~~2005

Notice of Continuation February 8, 2001
 59-9-101(2)

◆ ————— ◆
Natural Resources, Wildlife Resources
R657-13
Taking Fish and Crayfish

NOTICE OF PROPOSED RULE
 (Amendment)

DAR FILE NO.: 28303
 FILED: 10/25/2005, 16:59

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being amended pursuant to Regional Advisory Council and Wildlife Board meetings conducted annually for taking public

input and reviewing the Division of Wildlife Resource's (DWR) fish and crayfish management program.

SUMMARY OF THE RULE OR CHANGE: This rule is being amended to accommodate the use of reciprocal permits instead of stamps, because the division is moving to a more integrated online sales system. Other changes are being made for consistency and clarity.

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 adds or clarifies existing requirements, therefore, DWR determines that this amendment will not create any cost or savings impact to the state budget or DWR's 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 amendment. Nor are local governments indirectly impacted because the amendment does not create a situation requiring services from local governments.

❖ OTHER PERSONS: The amendments are for clarification, 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: The amendments are for clarification. DWR determines that there are no additional compliance costs associated with this amendment.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The amendments to this rule do not create an impact on businesses. Michael R. Styler, Executive Director

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

NATURAL RESOURCES
WILDLIFE RESOURCES
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Angela VanScoyk at the above address, by phone at 801-538-4707, by FAX at 801-538-4709, or by Internet E-mail at angelavanscoyk@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: James F Karpowitz, Director

R657. Natural Resources, Wildlife Resources.

R657-13. Taking Fish and Crayfish.

R657-13-5. Interstate Waters And Reciprocal Fishing [Stamps]Permits.

(1) Bear Lake

(a) The holder of a valid Utah or Idaho fishing or combination license may fish within both the Utah and Idaho boundaries of Bear Lake.

(b) Only one bag limit may be taken and held in possession even if licensed in both states.

(2) Reciprocal Fishing [Stamps]Permits.

(a) The purchase of a reciprocal fishing [stamp]permit allows a person to fish across state boundaries of interstate waters.

(b) Reciprocal fishing [stamps]permits are offered for Lake Powell and Flaming Gorge Reservoir (See Subsections (3) and ~~[(4)-(4.)]~~.)

(c) Utah residents may obtain reciprocal fishing [stamps]permits by contacting the state of Arizona for Lake Powell and the state of Wyoming for Flaming Gorge.

(d) Nonresidents may obtain reciprocal fishing [stamps from division offices and selected license agents.]permits through the division's web site, from online license agents and division offices.

(e) The reciprocal fishing [stamp]permit must be:

(i) used in conjunction with a valid unexpired fishing or combination license from a reciprocating state; and

(ii) signed [~~across the face~~]by the holder as the holder's name appears on the valid unexpired fishing or combination license from the reciprocating state, ~~and~~

~~(iii) attached to the fishing or combination license from the reciprocating state.]~~

(f) Reciprocal fishing [stamps]permits are valid ~~[on a calendar year basis]~~for 365 days from the date of purchase.

(g) Anglers are subject to the laws and rules of the state in which they are fishing.

(h) Only one bag limit may be taken and held in possession even if licensed in both states.

(3) Lake Powell Reservoir

(a) Any person qualifying as an Arizona resident and having in their possession a valid resident Arizona fishing license and a Utah reciprocal fishing [stamp]permit for Lake Powell can fish within the Utah boundaries of Lake Powell.

(b) Any person who is not a resident of Utah or Arizona must purchase the appropriate nonresident licenses for Utah and Arizona to fish both sides of Lake Powell.

(c) Only Utah and Arizona residents are allowed to purchase reciprocal [stamps]permits to fish both sides of Lake Powell.

(4) Flaming Gorge Reservoir

Any person possessing a valid Wyoming fishing license and a Utah reciprocal fishing [stamp]permit for Flaming Gorge is permitted to fish within the Utah waters of Flaming Gorge Reservoir.

R657-13-7. Fishing With a Second Pole.

(1) A person may use a second pole to take fish only in the:

(a) Bear River from the Idaho state line downstream, including Cutler Reservoir and the outlet canals;

(b) Little Bear River below Valley View highway (SR-130);

(c) Malad River;

(d) Newton Reservoir;

- (e) Hyrum Reservoir;
- (f) Willard Bay Reservoir;
- (g) Pine View Reservoir;
- (h) Flaming Gorge Reservoir;
- (i) Pelican Lake;
- (j) Starvation Reservoir;
- (k) Utah Lake;
- (l) Yuba Reservoir;
- (m) D.M.A.D.;
- (n) Gunnison Bend;
- (o) Lake Powell; and
- (p) Gunlock Reservoir.

(2)(a) A second pole permit may be obtained ~~at~~through the division's web site, from online license agents and ~~any~~division ~~office~~offices.

(b) A second pole permit is required in addition to a valid Utah one day, seven day or ~~season~~annual fishing license, or combination license.

(c) A second pole permit is an annual permit, but may only be used in conjunction with an unexpired Utah one day, seven day or ~~season~~annual fishing or combination license.

(3) Anglers under 14 years of age must purchase a valid fishing or combination license and second pole permit in order to use a second pole.

(4) A second pole permit shall only be used by the person to whom the second pole permit was issued.

R657-13-8. Setline Fishing.

(1) A person may use a setline to take fish only in the Bear River proper downstream from the Idaho state line, including Cutler Reservoir and outlet canals; Little Bear River below Valley View Highway (SR-30); Malad River; and Utah Lake.

(2)(a) Angling with one pole is permitted while setline fishing, except as provided in Subsection (b).

(b) A person who obtains a second pole permit may fish with two poles while setline fishing.

(3) No more than one setline per angler may be used and it may not contain more than 15 hooks.

(4)(a) A setline permit may be obtained ~~at any division office~~through the division's web site, from online license agents and division offices.

(b) A setline permit is required in addition to a valid Utah one day, seven day or ~~season~~annual fishing or combination license.

(c) A setline permit is an annual permit, but may only be used in conjunction with an unexpired Utah one day, seven day or ~~season~~annual fishing or combination license.

(5) When fishing with a setline, the angler shall be within 100 yards of the surface or bank of the water being fished.

(6) A setline shall have one end attached to a nonmoving object, not attached to a fishing pole, and shall have attached a legible tag with the name, address, and setline permit number of the angler.

(7) Anglers under 14 years of age must purchase a valid Utah one day, seven day or ~~season~~annual fishing or combination license and setline permit in order to use a setline.

R657-13-9. Underwater Spearfishing.

(1) Underwater spearfishing is permitted from official sunrise to official sunset.

(2) Use of artificial light is unlawful while underwater spearfishing.

(3) Causey Reservoir, Deer Creek Reservoir, Fish Lake, Flaming Gorge Reservoir, Joe's Valley Reservoir, Ken's Lake, Lake Powell, Lost Creek Reservoir, Red Fleet Reservoir, Steinaker Reservoir, Starvation Reservoir, and Willard Bay Reservoir are open to taking game fish by means of underwater spearfishing from June 1 through September 30. These are the only waters open to underwater spearfishing for game fish.

(4) Lake Powell is open to taking carp and striped bass by means of underwater spearfishing from January 1 through December 31.

(5) The bag and possession limit is two game fish. No more than one fish greater than 20 inches may be taken, except at Flaming Gorge Reservoir only one lake trout (mackinaw) greater than 28 inches may be taken.

(6) Nongame fish may be taken by underwater spearfishing only in the waters listed in Subsections (3) and (4) above and as provided in Section R657-13-14.

(7) Carp may be taken from any water open to angling during the open angling season.

R657-13-12. Bait.

(1)(a) Fishing is permitted with any bait, except corn, hominy, or live fish.

(b) Possession or use of corn or hominy while fishing is unlawful.

(2) Use or possession of any bait while fishing on waters designated artificial fly and lure only is unlawful.

(3) Game fish or their parts may not be used, except for the following:

(a) Dead Bonneville cisco may be used as bait only in Bear Lake.

(b) Dead yellow perch may be used as bait only in: Deer Creek, Echo, Fish Lake, Gunnison, Hyrum, Johnson, Jordanelle, Mantua, Mill Meadow, Newton, Pineview, Rockport, Starvation, Utah Lake and Willard Bay reservoirs.

(c) Dead white bass may be used as bait only in Utah Lake and the Jordan River.

(d) Dead shad, from Lake Powell, may be used as bait only in Lake Powell. Dead shad must not be removed from the Glen Canyon National Recreation Area.

(e) The eggs of any species of fish, except prohibited fish, may be used. However, eggs may not be taken or used from fish that are being released.

(4) Use of live crayfish for bait is legal only on the water where the crayfish is captured. It is unlawful to transport live crayfish away from the water where captured.

(5) Manufactured, human-made items that may not be digestible, that are chemically treated with food stuffs, chemical fish attractants, or feeding stimulants may not be used on waters where bait is prohibited.

R657-13-21. One-Day Fishing Stamps.

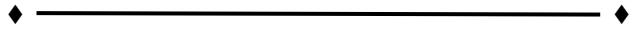
~~(1)(a) A person may purchase a one-day fishing stamp to extend a one-day or seven-day fishing license provided the person has obtained a valid Utah one-day or seven-day fishing license.~~

~~(b) A person must present the one-day or seven-day fishing license to the Division or license agent upon purchasing a one-day fishing stamp.~~

~~(2) A one-day fishing stamp will extend the one-day or seven-day fishing license within the current year for one additional day.~~

~~—(3) The effective date shall be indicated on the one-day fishing stamp.~~
]
KEY: fish, fishing, wildlife, wildlife law
~~[January 3, 2005]~~2006
Notice of Continuation September 20, 2002

23-14-18
23-14-19
23-19-1
23-22-3



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 December 15, 2005. At its option, the agency may hold public hearings.

From the end of the waiting period through March 15, 2006, 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 (2001); 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.

Human Services, Aging and Adult
Services
R510-401
Utah Caregiver Support Program
(UCSP)

NOTICE OF CHANGE IN PROPOSED RULE

DAR File No.: 28190
Filed: 11/01/2005, 15:42

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This change modifies minor terminology, and expands and clarifies the process for reentering the program. The changes were agreed to after receiving input from the Area Agencies on Aging directors to the original changes proposed.

SUMMARY OF THE RULE OR CHANGE: Most references to client are changed to caregiver, adds definitions of requirements for reentry to program after original case closure, and adds capitalization to some terminology. (DAR NOTE: This change in proposed rule has been filed to make additional changes to a proposed amendment that was published in the September 15, 2005, issue of the Utah State Bulletin, on page 37. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the change in proposed rule and the proposed amendment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsections 62A-3-104(5) and 63A-3-104(4)

ANTICIPATED COST OR SAVINGS TO:

- ❖ **THE STATE BUDGET:** It is not anticipated that the changes will affect the overall cost of the program. Each Area Agency on Aging is already limited as to their total expenditures. The care giver support program does not establish an entitlement to service.
- ❖ **LOCAL GOVERNMENTS:** The program is funded with federal and state funds. No local funds are required nor is an entitlement established. Therefore, there are no costs or savings to local government.
- ❖ **OTHER PERSONS:** All funding for the program is provided with federal and state funds. The rule does not require recipients of service to contribute to the cost of the program.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Compliance costs are included in the ongoing appropriation of the Division of Aging and Adult Services. The rule changes do not increase compliance activities.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No fiscal impact is projected since these changes reflect clarification and redefinition of program requirements which have been discussed at length

with the affected Area Agencies on Aging. Lisa-Michele Church, Executive Director

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

HUMAN SERVICES
AGING AND ADULT SERVICES
Room 325
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Mike Bednarek at the above address, by phone at 801-538-3922, by FAX at 801-538-4395, or by Internet E-mail at mjbednarek@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2005.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2005

AUTHORIZED BY: Lisa-Michele Church, Executive Director

**R510. Human Services, Aging and Adult Services.
R510-401. Utah Caregiver Support Program (UCSP).
R510-401-2. Definitions.**

- (1) "Adult" means an individual who is 18 years of age or older.
- (2) "Agency or Area Agency on Aging (AAA)" means the agency designated by the Division of Aging and Adult Services (DAAS) to coordinate and provide services for a defined geographical area.
- (3) "Agency Director" means the director of the Agency.
- (4) "Caregiver or Family Caregiver" means an adult family member, or another adult individual, who is an informal provider of in-home and community care to an older individual who is:
 - (a) 60 years of age or older; or is a
 - (b) caregiver 60 years of age or older who is caring for persons with mental retardation or related developmental disabilities; or is a
 - (c) grandparent or older individual who is a relative caregiver of a child not more than 18 years of age.
 This definition excludes agency and privately-paid supportive service providers.
- (5) "Care Receiver" means an adult 60 years of age or older who receives assistance from, or is dependent upon, another for care and is:
 - (a) unable to perform at least two activities of daily living without substantial human assistance, including verbal reminding, physical cueing, or supervision; or
 - (b) due to a cognitive or other mental impairment, requires substantial supervision.
- (6) "Companion Services" means non-medical, basic supervisory services which are provided to the eligible care receiver in his home on a short-term, intermittent basis. Companion Services provide respite to a caregiver who is caring for eligible care receivers who do not require any personal care assistance, medical assistance, or housekeeping services during the time when companion services are provided.
- (7) "Child" means an individual who is not more than 18 years of age.

(8) "Counseling, Support Groups, or Caregiver Training" means provision of advice, guidance, and education about options and methods of caregiving to provide support to caregivers in an individual or group setting.

(9) "Director" means the director of the Division of Aging and Adult Services (DAAS), Utah Department of Human Services).

(10) "Division" means the Division of Aging and Adult Services (DAAS), Utah Department of Human Services.

(11) "Formal Resources" means an entity or individual that provides services for a fee or reimbursement.

(12) "Grandparent or Older Individual who is a Relative Caregiver" means a grandparent or step-grandparent of a child, or a relative of a child by blood or marriage, who is 60 years of age or older and:

(a) lives with the child;

(b) is the primary caregiver of the child because the biological or adoptive parents are unable or unwilling to serve as the primary caregiver of the child; and,

(c) has a legal relationship to the child, such as legal custody or guardianship, or is raising the child informally.

(13) "Informal Resources" means family, friends, neighbors, community organizations or others who offer resources and support and are not assigned by formal agencies or organizations, irrespective of any payment received.

(14) "Multifaceted Systems" means a variety of systems of support for the caregiver including but not limited to those described in the required five service categories of the (NFCSP), Title IIIIE of the Older Americans Act, as amended in 2000.

(15) "National Family Caregiver Support Program or NFCSP" is the federal program enacted as P. L. 106-501, Title IIIIE of the Older Americans Act, P. L. 89-73, 42 USC Section 3001 et seq., as amended in 2000.

(16) "Relief" means ease from or lessening of discomfort, anxiety, fear, stress, or burden.

(17) "Respite or Respite Care" is temporary, substitute supports or living arrangements to provide a brief period of relief or rest for caregivers as outlined in the service plan developed by a case manager following a formal assessment. It can be in the form of in-home respite, adult day care respite, or institutional respite for an overnight stay on an intermittent, occasional, or emergency basis. Respite can be provided for a caregiver for no more than 12 consecutive months from the date of enrollment and shall not exceed the annual service expenditure limit per client, as established by the Division in consultation the Area Agencies on Aging annually. If either condition is met, the ~~client~~ caregiver must come off of the program and then may reapply on the anniversary of the start of services. Temporary respite may not be provided by the twenty percent (20%) maximum supplemental services funds.

(18) "Service Plan" means a written plan which contains a description of the needs of the caregiver, the care recipient, and the services and goals necessary to meet those needs.

(19) "Supplemental Services" means other services to complement the care of caregivers, on a limited basis as determined by a case manager through the assessment process and included in a service plan. Supplemental services shall serve to maximize the support of caregivers and shall be flexible, adaptable, and responsive to the needs of the individual caregiver or care receiver wherever they reside in the State of Utah. Services provided under supplemental services shall not fall into other categories defined in the UCSP or the NFCSP.

Expenditures for Supplemental Services are not included in the annual established service expenditure limit for Respite.

Necessity for ~~[s]~~Supplemental ~~[s]~~Services shall be specified in the service plan goals. Reimbursement shall include the purchase and/or rental, installation, removal, replacement, or repair of approved items or services for the twelve months that the ~~client~~ caregiver is on the program. The case manager will document in the ~~client~~ caregiver file all funding resources explored and reasons alternative funding cannot be accessed. Items or services exceeding \$250 per purchase must be prior approved by the Agency Director based on a formal written request by the case manager or designee documenting the determination of need and estimated cost. ~~A copy of said~~ The original approved waiver request will be sent to the Division. A copy will be placed and maintained by the Agency in the ~~client~~ caregiver file.

(a) "Supplies or Equipment" means durable and non-durable goods purchased and/or rented under supplemental services to provide support and assistance to caregivers in their caregiving responsibilities. Reimbursement shall include the purchase of supplies, and the purchase, and/or rental, installation, removal, replacement or repair of approved equipment.

(b) "Modifications or durable adaptive aids and devices" purchased as supplemental services shall be one-time purchases to provide support and assistance to caregivers in their caregiving responsibilities. Minor modifications of homes shall facilitate the ability of older individuals to remain at home or provide for the safety of the care receiver. Adaptive aids and devices shall assist the caregivers helping care receivers to perform normal living activities, and shall include the cost of any necessary installation fitting, adjustment, repair, and training. Adaptive aids and devices may be fabricated by a professional if the care receiver needs specialized aids and devices.

(c) "Legal, Financial, or Placement Services" purchased as supplemental services shall provide support and assistance to caregivers in their caregiving responsibilities. Services will provide the caregiver with legal, financial, and placement advice, counseling, and representation by an attorney, certified financial advisor, or other person acting under the supervision of an attorney, certified financial advisor, or placement professional.

(d) "Miscellaneous" services shall provide support and assistance to caregivers in their caregiving responsibilities. Miscellaneous services will facilitate the ability to provide services to caregivers that arise from unusual circumstances and shall assist the caregiver in performing their caregiving responsibilities.

(20) "Waiver" means an intentional release in writing by the Agency Director or designee, as authorized in the rules, from a program limitation included in these rules.

R510-401-3. Eligibility for Services.

(1) Services listed in Section R510-401-5 are available to caregivers, grandparents and older individuals who are relative caregivers.

(2) Respite care and Supplemental Services are available to caregivers who are:

(a) caregivers of adults 60 years of age or older

(b) caregivers 60 years of age or older caring for persons with mental retardation or related developmental disabilities; or are

(c) grandparents or older individuals who are a relative caregiver of a child not more than 18 years of age.

(3) To provide respite and ~~[s]~~Supplemental ~~[s]~~Services to caregivers of adults 60 years of age or older, the care receiver must be:

(a) [f]Functionally impaired because the individual is unable to perform at least two activities of daily living without substantial human

assistance, including verbal reminding, physical cueing or supervision; or

(b) ~~(d)~~ Due to a cognitive or other mental impairment, requires substantial supervision because the individual behaves in a manner that poses a serious health or safety hazard to the individual or to another individual.

(c) The caregiver must demonstrate a medium-to-high risk score according to the DAAS Approved Demographic Intake and Screening tool and complete the DAAS-approved Assessment and DAAS-approved Burden score.

(4) In the event that there is insufficient funds to bring an individual on the program the Agency shall maintain a list of potential applicants. All potential applicants will be served in turn by using the DAAS-approved Demographic Intake and Risk Screening tool, and a Caregiver Burden score to determine eligibility for services.

R510-401-5. Program Content.

(1) Each Area Agency on Aging shall provide a multifaceted system of caregiver support services for caregivers and, if funded, for grandparents or older individuals who are relative caregivers to include:

(a) information to caregivers about available services;

(b) individual, one-on-one assistance to caregivers in gaining access to services in the form of information and assistance or case management. Assistance may include but is not limited to such activities as phone contact and home visits;

(c) individual counseling, support groups, and caregiver training to assist the caregivers in making decisions and solving problems relating to their caregiving roles;

(d) respite care to enable caregivers to be temporarily relieved from their caregiving responsibilities; and

(e) ~~(s)~~ Supplemental ~~(s)~~ Services, on a limited basis, to complement the care provided by caregivers.

(2) The Area Agency on Aging shall use the DAAS-approved Demographic Intake and Risk Screening form and assessment tool to determine eligibility for respite and supplemental services and said tools shall be kept in the client file.

(3) Prior to receiving respite or supplemental services the Area Agency on Aging shall develop a written service plan including goals and objectives for the caregiver, which shall be kept in the client file.

(4) The Area Agency on Aging shall ensure the provision of the full range of caregiver support services in the community by coordinating its activities with the activities of other community agencies and voluntary organizations providing supportive services to family caregivers and, if funded, grandparents or older individuals who are relative caregivers of children.

(5) Older Americans Act information and services shall be provided to family caregivers in a direct and helpful manner. In cases where caregiver support programs already exist within the community, coordination of these programs and the UCSP is essential to maximize the dollars available for family caregivers and avoid duplication of services.

(6) To assure coordination of caregiver services in the planning and service area, the Area Agency on Aging shall convene a minimum of one joint planning meeting annually with other local providers who currently provide support services to family caregivers. As practical, the Area Agency on Aging shall coordinate the activities under this program with other community agencies and voluntary organizations providing services to caregivers.

(7) Funds allocated on an annual basis under the UCSP for services provided by an Area Agency on Aging shall be expended as follows:

(a) Information to caregivers about available services: the Area Agency on Aging may not use less than three percent of the funds allocated under the UCSP to provide these services.

(b) Assistance to caregivers in gaining access to the services: the Area Agency on Aging may not use less than five percent of the funds allocated under the UCSP to provide these services.

(c) Individual counseling, organization of support groups, and caregiver training to caregivers to assist the caregivers in making decisions and solving problems relating to their caregiving roles: The Area Agency on Aging may not use less than five percent of the funds allocated under the UCSP to provide these services.

(d) Respite care to enable caregivers to be temporarily relieved from their caregiving responsibilities: The Area Agency on Aging may not use less than five percent of the funds allocated under the UCSP to provide these services.

(e) Supplemental ~~(s)~~ Services, on a limited basis, to complement the care provided by caregivers: The Area Agency on Aging may not use more than twenty percent of the funds allocated under the UCSP to provide these services.

(f) The Area Agency on Aging shall spend no more than ten percent of funds on services provided to grandparents and other individuals who are relative caregivers of children.

~~(8) If a customer discontinues (r) Respite and/or (s) Supplemental (s) Services before the end of the twelve-month period and before the annual established service expenditure limit per client is reached, the case shall be closed. [The caregiver may then reapply subsequent to the case closing but shall do so within twelve months from the original date of enrollment.]~~

(a) If funds are available, the caregiver may be readmitted to the program subsequent to the case closing but shall do so within twelve months from the original date of enrollment.

(b) If no funds are available, the person will be placed at the top of the list to be the first person to be admitted to the program if the person still has time left on the program.

(c) If funds become available, but there is no time remaining based on the original admission, then the caregiver needs to reapply and be considered for admission to the program with all other applicants.

R510-401-6. Caregiver Advisory Council.

(1) The Area Agency on Aging shall develop and maintain a Caregiver Advisory Council.

(2) The Caregiver Advisory Council may be a subgroup of the Area Agency on Aging Advisory Council providing they meet the requirements set forth in the rule.

(a) The Caregiver Advisory Council may be comprised of no less than five members, some of whom shall be caregivers.

(3) The Caregiver Advisory Council shall meet no less than semiannually, and meetings shall be scheduled by each Area Agency on Aging.

(4) The ~~(duty)~~ primary duty of the Caregiver Advisory Council shall include but not be limited to conducting an annual ~~(client)~~ caregiver satisfaction survey for the caregiver program.

(5) The Caregiver Advisory Council shall advise the Area Agency on Aging in determining service needs and developing action plans. When there is a concern over the use of limited resources for Respite Care and Supplemental Services, the Area Agencies on Aging, in consultation with their Caregiver Advisory Council, may further limit the amount of services provided to an individual caregiver. This local policy decision shall be in writing and shall be uniform for all caregivers for the current fiscal year.

(6) The Area Agency on Aging shall be responsible for developing orientations for Caregiver Advisory Councils on caregiver issues and responding to community needs.

R510-401-10. Waiver Requests for Respite and Supplemental Services.

An Area Agency on Aging may request in writing a waiver for Respite and Supplemental Services in order to enable the caregiver to carry out their duties in assisting the care receiver. In requesting a waiver, the Area Agency on Aging must demonstrate that effort has been made to access other sources of services or funds. The Agency Director may grant a waiver for Supplemental Services or Respite on a

case-by-case basis provided that such waiver is consistent with the law. A copy of the approved waiver request must be placed in the client file and a copy sent in writing to the Division.

**KEY: caregiver, care receiver, elderly, respite
2005**

Notice of Continuation June 22, 2005

63A-3-104(4)

62A-3-104(5)



End of the Notices of Changes in Proposed 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 (1998).

Labor Commission, Industrial Accidents **R612-6** Notification of Workers' Compensation Insurance Coverage

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE NO.: 28300
FILED: 10/24/2005, 15:24

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 34A-1-104 gives the Labor Commission authority to establish rules to administer the Workers' Compensation Act. As part of the Workers' Compensation Act, Section 34A-2-205 establishes that every insurance carrier writing workers' compensation insurance coverage must notify the Commission of that coverage.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received during and since the last five-year review of this rule.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The Labor Commission continues to have jurisdiction over workers' compensation insurance coverage. This rule establishes the methods for insurance carriers to notify the Commission of the employer for whom each carrier is providing coverage and should be continued.

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

LABOR COMMISSION
INDUSTRIAL ACCIDENTS
HEBER M WELLS BLDG
160 E 300 S
SALT LAKE CITY UT 84111-2316, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Joyce Sewell at the above address, by phone at 801-530-6988, by FAX at 801-530-6804, or by Internet E-mail at jsewell@utah.gov

AUTHORIZED BY: R Lee Ellertson, Commissioner

EFFECTIVE: 10/24/2005



Money Management Council, Administration **R628-12** Certification of Qualified Depositories for Public Funds

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE NO.: 28314
FILED: 11/01/2005, 13:06

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 51-7-18(2)(b) says that the Council may make rules governing reporting requirements of financial institutions to be qualified to take in public funds and also if needs be, revoking that status.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received in the last five years.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: As statute requires that rules be written to govern deposits of public funds in Utah financial institutions, this rule needs to be in place to set up the criteria for financial institutions to become qualified. If there were no criteria, public entities would not have the ability to use a financial institution. Therefore, this rule should be continued.

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

MONEY MANAGEMENT COUNCIL
ADMINISTRATION
Room E315 EAST OFFICE BLDG
STATE CAPITOL COMPLEX
PO BOX 142315
SALT LAKE CITY UT 84114-2315, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Ann Pedroza at the above address, by phone at 801-538-1883, by FAX at 801-538-1465, or by Internet E-mail at apedroza@utah.gov

AUTHORIZED BY: Bruce B. Cohne, Chair

EFFECTIVE: 11/01/2005



**Natural Resources, Parks and
Recreation
R651-635
Commercial Use of Division Managed
Park Areas**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 28297
FILED: 10/24/2005, 14:10

**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: Sections 63-11-12, 63-11-17, and 63-11-19 authorize the board of Parks and Recreation to enter into contracts, and establish use or access restrictions within state parks by having clearly defined rules to govern these activities and one of those is commercial use of division managed park areas. This rule defines in concise language the only way a commercial activity can be conducted in a park

area managed or owned by the division; the written forms of such authorization, signature requirements for division documents; signature requirements for special use permits and the forms of these provided by the division.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: In order to maintain and preserve division managed park areas and land, this rule should continue as it defines under what authority commercial activities may be held and special use permits assigned. It clearly shows the division employees and the public the restrictions, for any commercial use in our division managed park areas.

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

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Steve Roberts, Deputy Director (Legislation)

EFFECTIVE: 10/24/2005



**Public Service Commission,
Administration
R746-341
Lifeline/Link-up Rule**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 28306
FILED: 10/28/2005, 16:45

**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: This rule is authorized by Section 54-8b-10 which requires the commission to establish a program whereby any certified deaf or severely hearing or speech impaired customer of a telephone corporation which provides service through a local exchange may obtain a

telecommunication device capable of serving the customer at no charge to him beyond the rate for basic service; and requires the commission to impose a surcharge on each residence and business access line of each customer to the local exchange of any telephone corporation providing such lines in this state to cover the costs of the program. The commission shall establish by rule the amount to be charged, which may not exceed 25 cents per residence and business access line. The telephone corporation shall collect the surcharge from its customers and transfer the money collected to the commission under rules adopted by the commission. The surcharge shall be separately identified on customer bills. Subsection 54-8b-15(7) requires the commission to establish rules that: to the extent not funded by a federal universal service fund or other federal jurisdictional revenues or by the fund established pursuant to Section 54-8b-12, the fund shall be used to defray the costs, as determined by the commission, of any qualifying telecommunications corporation in providing public telecommunications services to customers that qualify for a commission-approved lifeline program.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received since the five-year review in 2000.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule must be continued in order to maintain the lifeline program for low-income customers. This rule sets out eligibility, service and funding requirements

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

PUBLIC SERVICE COMMISSION
 ADMINISTRATION
 HEBER M WELLS BLDG
 160 E 300 S
 SALT LAKE CITY UT 84111-2316, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Barbara Stroud at the above address, by phone at 801-530-6714, by FAX at 801-530-6796, or by Internet E-mail at bstroud@utah.gov

AUTHORIZED BY: Barbara Stroud, Paralegal

EFFECTIVE: 10/28/2005



**Public Service Commission,
 Administration
 R746-407
 Annualization of Test-year Data**

**FIVE YEAR NOTICE OF REVIEW AND
 STATEMENT OF CONTINUATION**

DAR FILE No.: 28307
 FILED: 10/28/2005, 16:48

**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: This rule is authorized by Section 54-1-1 which requires the Commission to exercise its rulemaking powers, and to do all things, whether specifically designated or in addition thereto, which are necessary or convenient in the exercise of its power and jurisdiction to supervise and regulate every public utility and Subsection 54-4-4(3) states, "the commission, in its determination of just and reasonable rates, may consider recent changes in the utility's financial condition or changes reasonably expected, but not speculative in the utility's revenues, expenses or investments and may adopt an appropriate future test period, not exceeding 12 months from the date of filing, including projections or projections together with a period of actual operations in determining the utility's test year for ratemaking purposes."

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 commission has received no written comments since the five-year review and continuation of this rule in 2000.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: In the traditional cost of service approach to ratemaking, it is generally assumed that utilities have a right to charge rates that will provide a reasonable opportunity to recover costs prudently incurred in the process of providing utility services. There is little challenge to the position that recovery of these costs is justified, and that the objective of the ratemaking process is to produce rates that will do so. The primary difficulty in meeting this objective is in determining the levels of costs to be incurred and the rate levels required to maintain cost recovery. The approach used by the regulators (the Commission) is to measure the total costs incurred in conducting operations over a 12-month period (i.e., the test period cost of service) and to fix rates that will produce revenues to match costs of that period. Since the test period is the basis for setting rates, the development of adequate test period data is obviously crucial to the outcome of the regulatory process. If the data do not accurately express operating conditions for the period in which rates are applied to recover costs, the rates will not function as intended. As stated in Subsection R746-407-1(A), "This rule will enable the Commission to more accurately coordinate a utility's rates with the utility's anticipated revenues and costs by recognizing that some of the conditions which arise during a test period are ongoing and must be spread over the entire period." Because of the use of test period operations as a measure of future operations to establish future rates, the need to focus on the

quality of the test period data continues to be necessary, and therefore, this rule should be continued.

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

PUBLIC SERVICE COMMISSION
ADMINISTRATION
HEBER M WELLS BLDG
160 E 300 S
SALT LAKE CITY UT 84111-2316, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Barbara Stroud at the above address, by phone at 801-530-6714, by FAX at 801-530-6796, or by Internet E-mail at bstroud@utah.gov

AUTHORIZED BY: Barbara Stroud, Paralegal

EFFECTIVE: 10/28/2005



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

Administrative Services

Facilities Construction and Management

No. 28163 (AMD): R23-1-60. Construction Contract Clauses.
Published: September 15, 2005
Effective: October 18, 2005

Alcoholic Beverage Control

Administration

No. 28175 (AMD): R81-2-8. Accepting Checks as Payment for Liquor.
Published: September 15, 2005
Effective: November 1, 2005

Commerce

Consumer Protection

No. 28179 (AMD): R152-23. Utah Health Spa Services.
Published: September 15, 2005
Effective: October 18, 2005

No. 28178 (REP): R152-30. Utah Personal Introduction Services Protection Act.
Published: September 15, 2005
Effective: October 18, 2005

No. 28177 (AMD): R152-34. Postsecondary Proprietary School Act Rules.
Published: September 15, 2005
Effective: October 18, 2005

Occupational and Professional Licensing

No. 28176 (AMD): R156-41-502. Unprofessional Conduct.
Published: September 15, 2005
Effective: October 18, 2005

No. 28164 (AMD): R156-55a-503. Administrative Penalties.
Published: September 15, 2005
Effective: October 18, 2005

No. 28166 (AMD): R156-55d-503. Administrative Penalties.
Published: September 15, 2005
Effective: October 18, 2005

Real Estate

No. 28128 (AMD): R162-2-2. Licensing Procedure.
Published: September 1, 2005
Effective: October 24, 2005

No. 28173 (AMD): R162-9-1. Objective and Specific Hour Requirements.
Published: September 15, 2005
Effective: October 24, 2005

Health

Community and Family Health Services, Children with Special Health Care Needs

No. 28074 (AMD): R398-1. Newborn Screening.
Published: August 1, 2005
Effective: October 25, 2005

No. 28074 (CPR): R398-1. Newborn Screening.
Published: September 15, 2005
Effective: October 25, 2005

Health Care Financing, Coverage and Reimbursement Policy

No. 28240 (REP): R414-307. Eligibility Determination and Redetermination.
Published: October 1, 2005
Effective: November 1, 2005

No. 28239 (R&R): R414-308. Record Management.
Published: October 1, 2005
Effective: November 1, 2005

Health Systems Improvement, Emergency Medical Services

No. 28038 (AMD): R426-15-200. Staffing.
Published: July 15, 2005
Effective: November 1, 2005

Health Systems Improvement, Primary Care and Rural Health

No. 28182 (NEW): R434-50. Assistance for People with Bleeding Disorders.
Published: September 15, 2005
Effective: October 31, 2005

No. 28181 (NEW): R434-100. Physician Visa Waivers.
Published: September 15, 2005
Effective: October 31, 2005

Human Services

Administration, Administrative Services, Licensing
 No. 28167 (AMD): R501-1. General Provisions.
 Published: September 15, 2005
 Effective: October 18, 2005

No. 28185 (NEW): R501-4. Certified Local Inspectors.
 Published: September 15, 2005
 Effective: October 18, 2005

Money Management Council

Administration
 No. 28228 (AMD): R628-2. Investment of Funds of Member Institutions of the State System of Higher Education and Public Education Foundations established under Section 53A-4-205.
 Published: October 1, 2005
 Effective: November 1, 2005

Natural Resources

Parks and Recreation
 No. 28162 (AMD): R651-222-5. Muffler Bypass or Alteration Prohibited.
 Published: September 15, 2005
 Effective: October 18, 2005

Wildlife Resources
 No. 28187 (AMD): R657-9. Taking Waterfowl, Common Snipe and Coot.
 Published: September 15, 2005
 Effective: October 25, 2005

No. 28188 (AMD): R657-10. Taking Cougar.
 Published: September 15, 2005
 Effective: October 25, 2005

No. 28189 (AMD): R657-11. Taking Furbearers.
 Published: September 15, 2005
 Effective: October 25, 2005

Public Safety

Driver License
 No. 28165 (AMD): R708-18. Regulatory and Administrative Fees.
 Published: September 15, 2005
 Effective: October 27, 2005

Fire Marshal
 No. 28171 (AMD): R710-6. Liquefied Petroleum Gas Rules.
 Published: September 15, 2005
 Effective: October 18, 2005

Public Service Commission

Administration
 No. 28137 (AMD): R746-341. Lifeline/Link-up Rule.
 Published: September 1, 2005
 Effective: October 20, 2005

School and Institutional Trust Lands

No. 28186 (AMD): R850-11. Procurement.
 Published: September 15, 2005
 Effective: October 18, 2005

Tax Commission

Motor Vehicle
 No. 28184 (AMD): R873-22M-34. Rule for Denial of Personalized Plate Requests Pursuant to Utah Code Ann. Sections 41-1a-104 and 41-1a-411.
 Published: September 15, 2005
 Effective: October 31, 2005

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, 2005, including notices of effective date received through November 1, 2005, the effective dates of which are no later than November 15, 2005. 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).

DAR NOTE: The index may contain inaccurate page number references. Also the index is incomplete in the sense that index entries for Changes in Proposed Rules (CPRs) are not preceded by entries for their parent Proposed Rules. Bulletin issue information and effective date information presented in the index are, to the best of our knowledge, complete and accurate. If you have any questions regarding the index and the information it contains, please contact Nancy Lancaster (801 538-3218), Mike Broschinsky (801 538-3003), or Kenneth A. Hansen (801 538-3777).

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.utah.gov/>).

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	5YR = Five-Year Review
EXD = Expired	

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Administrative Services					
<u>Administrative Rules</u>					
R15-1	Administrative Rule Hearings	28261	5YR	09/29/2005	2005-20/63
R15-2	Public Petitioning for Rulemaking	28262	5YR	09/29/2005	2005-20/63
R15-3	Definitional Clarification of Administrative Rule	28264	5YR	09/29/2005	2005-20/64
R15-4	Administrative Rulemaking Procedures	28265	5YR	09/29/2005	2005-20/65
R15-5	Administrative Rules Adjudicative Proceedings	28266	5YR	09/29/2005	2005-20/65
<u>Child Welfare Parental Defense (Office of)</u>					
R19-1	Parental Defense Counsel Training	27518	NEW	05/13/2005	2004-22/9
R19-1	Parental Defense Training Standards	27518	CPR	05/13/2005	2005-2/94
<u>Facilities Construction and Management</u>					
R23-1	Procurement of Construction	27603	AMD	03/15/2005	2005-2/2
R23-1-60	Construction Contract Clauses	28163	AMD	10/18/2005	2005-18/5

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R23-2	Procurement of Architect-Engineer Services	27605	AMD	03/15/2005	2005-2/7
R23-3	Planning and Programming for Capital Projects	27615	AMD	03/15/2005	2005-2/9
R23-4	Suspension/Debarment and Contract Performance Review Committee	27610	AMD	03/15/2005	2005-2/10
R23-26	Dispute Resolution	27614	NEW	03/15/2005	2005-2/12
<u>Finance</u>					
R25-7	Travel-Related Reimbursements for State Employees	27848	AMD	07/01/2005	2005-10/7
<u>Fleet Operations</u>					
R27-1-2	Definitions	27546	AMD	01/10/2005	2004-23/3
R27-3-6	Application for Commute or Take Home Use	27599	NSC	02/01/2005	Not Printed
R27-3-12	Daily Motor Pool Sedans, Four Wheel Drive Sport Utility Vehicle (4x4 SUV), Cargo Van, Multi-Passenger Van and Alternative Fuel Vehicle Lease Criteria	28025	AMD	10/03/2005	2005-13/5
R27-4	Vehicle Replacement and Expansion of State Fleet	27543	AMD	01/10/2005	2004-23/5
R27-4-1	Authority	27594	NSC	02/01/2005	Not Printed
R27-6	Fuel Dispensing Program	27544	AMD	01/10/2005	2004-23/7
<u>Records Committee</u>					
R35-1	State Records Committee Appeal Hearing Procedures	27880	AMD	07/14/2005	2005-11/5
R35-1a	State Records Committee Definitions	27621	NEW	03/08/2005	2005-2/17
R35-1a	State Records Committee Definitions	27700	NSC	04/01/2005	Not Printed
R35-2	Declining Appeal Hearings	27625	AMD	03/04/2005	2005-2/18
R35-3	Prehearing Conferences	27622	AMD	03/04/2005	2005-2/19
R35-4	Compliance with State Records Committee Decisions and Orders	27624	AMD	03/04/2005	2005-2/20
R35-5	Subpoenas Issued by the Records Committee	27623	AMD	03/04/2005	2005-2/21
R35-6	Expedited Hearing	27620	AMD	03/04/2005	2005-2/22
Agriculture and Food					
<u>Administration</u>					
R51-1	Public Petitions for Declaratory Rulings	28196	5YR	09/02/2005	2005-19/36
<u>Animal Industry</u>					
R58-1	Admission and Inspection of Livestock, Poultry, and Other Animals	27570	AMD	01/18/2005	2004-24/5
R58-1-7	Swine	27687	AMD	03/18/2005	2005-4/8
R58-2	Diseases, Inspections and Quarantines	27581	AMD	02/01/2005	2005-1/9
R58-7	Livestock Markets, Satellite Video Livestock Auction Market, Livestock Sales, Dealers, and Livestock Market Weighpersons	27688	5YR	02/01/2005	2005-4/47
R58-10	Meat and Poultry Inspection	27693	5YR	02/03/2005	2005-5/28
R58-11	Slaughter of Livestock	28197	5YR	09/02/2005	2005-19/36
R58-12	Record Keeping and Carcass Identification at Meat Exempt (Custom Cut) Establishments	28198	5YR	09/02/2005	2005-19/37
R58-13	Custom Exempt Slaughter	28199	5YR	09/02/2005	2005-19/37
R58-15	Collection of Annual Fees for the Wildlife Damage Prevention Act	28200	5YR	09/02/2005	2005-19/38
R58-16	Swine Garbage Feeding	28201	5YR	09/02/2005	2005-19/38
R58-17	Aquaculture and Aquatic Animal Health	27696	5YR	02/03/2005	2005-5/28
R58-17	Aquaculture and Aquatic Animal Health	28119	AMD	09/15/2005	2005-16/2
R58-21	Trichomoniasis	27694	5YR	02/03/2005	2005-5/29

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R58-22	Equine Infectious Anemia (EIA)	27695	5YR	02/03/2005	2005-5/29
<u>Chemistry Laboratory</u>					
R63-1	Fee Schedule	28203	5YR	09/02/2005	2005-19/39
<u>Marketing and Conservation</u>					
R65-1	Utah Apple Marketing Order	28154	NSC	09/01/2005	Not Printed
R65-1	Utah Apple Marketing Order	28204	5YR	09/02/2005	2005-19/39
R65-2	Utah Cherry Marketing Order	28155	NSC	09/01/2005	Not Printed
R65-3	Utah Turkey Marketing Order	28156	NSC	09/01/2005	Not Printed
R65-3	Utah Turkey Marketing Order	28205	5YR	09/02/2005	2005-19/40
R65-4	Utah Egg Marketing Order	28157	NSC	09/01/2005	Not Printed
R65-4	Utah Egg Marketing Order	28206	5YR	09/02/2005	2005-19/40
R65-5	Utah Red Tart and Sour Cherry Marketing Order	28158	NSC	09/01/2005	Not Printed
R65-7	Horse Racing	28159	NSC	09/01/2005	Not Printed
R65-8	Management of the Junior Livestock Show Appropriation	28160	NSC	09/01/2005	Not Printed
R65-10	Agriculture Resource Development Loans (ARDL)	27787	5YR	03/31/2005	2005-8/56
R65-10	Agriculture Resource Development Loans (ARDL)	28153	NSC	09/01/2005	Not Printed
R65-11	Utah Sheep Marketing Order	28161	NSC	09/01/2005	Not Printed
<u>Plant Industry</u>					
R68-1	Utah Bee Inspection Act Governing Inspection of Bees	28207	5YR	09/06/2005	2005-19/41
R68-2	Utah Commercial Feed Act Governing Feed	28208	5YR	09/06/2005	2005-19/41
R68-3	Utah Fertilizer Act Governing Fertilizers and Soil Amendments	27645	5YR	01/07/2005	2005-3/58
R68-6	Utah Nursery Act	28209	5YR	09/06/2005	2005-19/42
R68-8-2	Noxious Weed Seeds and Weed Seed Restrictions	27773	NSC	05/01/2005	Not Printed
R68-9-2	Designation and Publication of State Noxious Weeds	27774	NSC	05/01/2005	Not Printed
R68-10	Quarantine Pertaining to the European Corn Borer	28211	5YR	09/06/2005	2005-19/42
R68-12	Quarantine Pertaining to Mint Wilt	28212	5YR	09/06/2005	2005-19/43
R68-20	Utah Organic Standards	27697	5YR	02/04/2005	2005-5/30
<u>Regulatory Services</u>					
R70-101	Bedding, Upholstered Furniture and Quilted Clothing	28213	5YR	09/06/2005	2005-19/43
R70-440	Egg Products Inspection	27514	NSC	01/01/2005	Not Printed
R70-440-2	Adopt by Reference	27628	AMD	02/15/2005	2005-2/23
R70-440-2	Adopt by Reference	27667	NSC	03/01/2005	Not Printed
R70-540-14	Exemptions	27569	AMD	03/18/2005	2004-24/7
R70-610	Uniform Retail Wheat Standards of Identity	28194	5YR	09/02/2005	2005-19/44
R70-620	Enrichment of Flour and Cereal Products	28195	5YR	09/02/2005	2005-19/44
R70-910	Voluntary Registration of Servicemen and Service Agencies for Commercial Weighing and Measuring Devices.	28328	5YR	11/03/2005	Not Printed
R70-950	Uniform National Type Evaluation.	28329	5YR	11/03/2005	Not Printed
R70-960-7	Registration Certificate Displayed	27523	NSC	01/01/2005	Not Printed

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Alcoholic Beverage Control					
<u>Administration</u>					
R81-1-6	Violation Schedule	27947	AMD	08/01/2005	2005-12/4
R81-1-7	Disciplinary Hearings	27948	AMD	08/01/2005	2005-12/5
R81-1-24	Responsible Alcohol Service Plan	27949	AMD	08/01/2005	2005-12/7
R81-2-8	Accepting Checks as Payment for Liquor	28175	AMD	11/01/2005	2005-18/6
R81-4D-14	Reporting Requirement	27847	AMD	08/26/2005	2005-10/11
R81-4D-14	Reporting Requirement	27847	CPR	08/26/2005	2005-14/74
R81-5-5	Advertising	27725	AMD	05/01/2005	2005-6/3
R81-5-14	Membership Fees and Monthly Dues	27726	AMD	05/01/2005	2005-6/4
R81-5-15	Minors in Lounge or Bar Areas	27869	NSC	06/01/2005	Not Printed
R81-5-16	Sexually Oriented Adult Entertainment or Businesses	28180	NSC	09/01/2005	Not Printed
R81-5-17	Visitor Cards	27727	AMD	05/01/2005	2005-6/5
Capitol Preservation Board (State)					
<u>Administration</u>					
R131-1	Procurement of Architectural and Engineering Services	27711	5YR	02/16/2005	2005-6/33
R131-2	Capitol Hill Facility Use	27712	5YR	02/16/2005	2005-6/33
R131-6	Board Designation of Space	27974	NEW	10/13/2005	2005-12/12
R131-7	State Capitol Preservation Board Master Planning Policy	27713	5YR	02/16/2005	2005-6/34
R131-8	CPB Facilities and Grounds: Maintenance of Aesthetics	27631	NEW	03/03/2005	2005-2/24
R131-9	State Capitol Preservation Board Art Program and Policy	27632	NEW	03/03/2005	2005-2/26
Commerce					
<u>Administration</u>					
R151-1	Department of Commerce General Provisions	27633	NEW	02/15/2005	2005-2/29
R151-46b	Department of Commerce Administrative Procedures Act Rules	27636	AMD	02/15/2005	2005-2/32
<u>Consumer Protection</u>					
R152-1	Utah Division of Consumer Protection: "Buyer Beware List"	28272	5YR	10/04/2005	2005-21/80
R152-23	Utah Health Spa Services	28179	AMD	10/18/2005	2005-18/7
R152-30	Utah Personal Introduction Services Protection Act	28178	REP	10/18/2005	2005-18/8
R152-34	Postsecondary Proprietary School Act Rules	28177	AMD	10/18/2005	2005-18/10
R152-39	Child Protection Registry Rules	28058	NEW	08/16/2005	2005-14/6
<u>Occupational and Professional Licensing</u>					
R156-1	General Rules of the Division of Occupational and Professional Licensing	27499	NSC	01/01/2005	Not Printed
R156-16a-302b	Qualifications for Licensure - Examination Requirements	27993	AMD	08/02/2005	2005-13/6
R156-17a	Pharmacy Practice Act Rules	27786	REP	05/17/2005	2005-8/2
R156-17b	Pharmacy Practice Act Rules	27529	CPR	05/17/2005	2005-8/43
R156-17b	Pharmacy Practice Act Rules	27529	NEW	05/17/2005	2004-23/20
R156-17b	Pharmacy Practice Act Rules	27529	CPR	05/17/2005	2005-4/31
R156-20a	Environmental Health Scientist Act Rules	28276	5YR	10/06/2005	2005-21/80
R156-22	Professional Engineers and Professional Land Surveyors Licensing Act Rules	27698	AMD	04/04/2005	2005-5/2

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R156-26a	Certified Public Accountant Licensing Act Rules	27835	AMD	06/21/2005	2005-10/12
R156-31b	Nurse Practice Act Rules	27600	AMD	02/17/2005	2005-2/36
R156-31b	Nurse Practice Act Rules	27714	NSC	04/01/2005	Not Printed
R156-31b	Nurse Practice Act Rules	27992	AMD	08/02/2005	2005-13/6
R156-31c-201	Issuing a License	28124	AMD	09/19/2005	2005-16/12
R156-38	Residence Lien Restriction and Lien Recovery Fund Rules	27752	5YR	03/15/2005	2005-7/75
R156-38	Residence Lien Restriction and Lien Recovery Fund Rules	27987	AMD	08/02/2005	2005-13/13
R156-38b	State Construction Registry Rules	27734	NEW	04/18/2005	2005-6/6
R156-38b-501	Notices of Commencement	28012	NSC	09/01/2005	Not Printed
R156-41-502	Unprofessional Conduct	28176	AMD	10/18/2005	2005-18/13
R156-47b	Massage Therapy Practice Act Rules	27548	AMD	03/07/2005	2004-24/7
R156-47b	Massage Therapy Practice Act Rules	27548	CPR	03/07/2005	2005-3/51
R156-50	Private Probation Provider Licensing Act Rules	27435	AMD	01/18/2005	2004-20/12
R156-50	Private Probation Provider Licensing Act Rules	27435	CPR	01/18/2005	2004-24/58
R156-55a	Utah Construction Trades Licensing Act Rules	27942	AMD	07/18/2005	2005-12/13
R156-55a-503	Administrative Penalties	28164	AMD	10/18/2005	2005-18/14
R156-55d	Utah Construction Trades Licensing Act Burglar Alarm Licensing Rules	28048	5YR	06/28/2005	2005-14/97
R156-55d-503	Administrative Penalties	28166	AMD	10/18/2005	2005-18/16
R156-56	Utah Uniform Building Standard Act Rules	27489	AMD	01/01/2005	2004-21/6
R156-56-704	Statewide Amendments to the IBC	27490	AMD	01/01/2005	2004-21/11
R156-60c	Professional Counselor Licensing Act Rules	27749	5YR	03/14/2005	2005-7/75
R156-61-502	Unprofessional Conduct	27538	AMD	01/04/2005	2004-23/40
R156-63	Security Personnel Licensing Act Rules	28193	5YR	09/01/2005	2005-18/72
R156-71-202	Naturopathic Physician Formulary	27533	AMD	01/04/2005	2004-23/41
<u>Real Estate</u>					
R162-2-1	Exam Application	27951	AMD	08/17/2005	2005-12/15
R162-2-1	Exam Application	27951	CPR	08/17/2005	2005-14/75
R162-2-2	Licensing Procedure	27720	NSC	04/01/2005	Not Printed
R162-2-2	Licensing Procedure	28128	AMD	10/24/2005	2005-17/5
R162-6-1	Improper Practices	27940	AMD	07/20/2005	2005-12/16
R162-9-1	Objective and Specific Hour Requirements	28173	AMD	10/24/2005	2005-18/17
R162-9-2	Education Providers	28059	AMD	08/17/2005	2005-14/7
R162-10	Administrative Procedures	28278	5YR	10/07/2005	2005-21/81
R162-102-1	Application	27797	AMD	05/25/2005	2005-8/12
R162-103-5	Appraisal Education Requirements	27950	AMD	07/27/2005	2005-12/17
R162-105	Scope of Authority	28031	AMD	09/29/2005	2005-13/20
R162-106	Professional Conduct	28030	AMD	09/29/2005	2005-13/23
R162-107	Unprofessional Conduct	27788	AMD	05/25/2005	2005-8/14
R162-109	Administrative Proceedings	27946	AMD	07/27/2005	2005-12/18
R162-202	Initial Application	27943	AMD	08/03/2005	2005-12/21
R162-208	Continuing Education	27945	AMD	08/03/2005	2005-12/22
<u>Securities</u>					
R164-2	Investment Adviser - Unlawful Acts	27732	5YR	02/28/2005	2005-6/34

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R164-2-1	Investment Adviser Performance-Based Compensation Contracts	27735	NSC	04/01/2005	Not Printed
R164-9-1	Registration by Coordination	27777	EMR	03/25/2005	2005-8/53
Community and Economic Development					
<u>Community Development, Community Services</u>					
R202-202-202	Opening and Closing Dates for HEAT Program	27418	AMD	01/12/2005	2004-19/24
R202-203-324	Income Deductions	27421	AMD	01/12/2005	2004-19/25
R202-203-328	Self-Employment Income	27419	AMD	01/12/2005	2004-19/26
R202-207-702	Records Management	27420	AMD	01/12/2005	2004-19/27
<u>Community Development, History</u>					
R212-11	Historic Preservation Tax Credit	28055	5YR	06/30/2005	2005-14/97
<u>Community Development, Library</u>					
R223-2	Public Library Online Access for Eligibility to Receive Public Funds	28333	5YR	11/07/2005	Not Printed
Corrections					
<u>Administration</u>					
R251-113	Distribution of Reimbursement for the Felony Probation Inmate Costs Reimbursement Program/Fund	28086	5YR	07/13/2005	2005-15/43
R251-303	Offenders' Use of Telephones	28085	5YR	07/13/2005	2005-15/43
Education					
<u>Administration</u>					
R277-107	Educational Services Outside of Educator's Regular Employment	28140	5YR	08/15/2005	2005-17/54
R277-400	School Emergency Response Plans	27539	NSC	01/01/2005	Not Printed
R277-407	School Fees	27798	AMD	05/19/2005	2005-8/15
R277-407	School Fees	28064	AMD	08/23/2005	2005-14/8
R277-410	Accreditation of Schools	27705	AMD	04/01/2005	2005-5/8
R277-411	Elementary School Accreditation	27706	AMD	04/01/2005	2005-5/10
R277-412	Junior High and Middle School Accreditation	27707	AMD	04/01/2005	2005-5/13
R277-413	Accreditation of Secondary Schools, Alternative or Special Purpose Schools	27708	AMD	04/01/2005	2005-5/16
R277-422	State Supported Voted Leeway, Local Board-Approved Leeway and Local Board Leeway for Reading Improvement Programs	27702	NSC	03/01/2005	Not Printed
R277-437	Student Enrollment Options	27799	AMD	05/19/2005	2005-8/17
R277-438	Dual Enrollment	27800	AMD	05/19/2005	2005-8/19
R277-444	Distribution of Funds to Arts and Sciences Organizations	27932	AMD	07/18/2005	2005-12/24
R277-444	Distribution of Funds to Arts and Science Organizations	28282	5YR	10/12/2005	2005-21/81
R277-451	The State School Building Program	28065	AMD	08/23/2005	2005-14/10
R277-459	Teachers' Supplies and Materials Appropriation	28075	5YR	07/06/2005	2005-15/44
R277-464	Highly Impacted Schools	28076	5YR	07/06/2005	2005-15/44
R277-473	Testing Procedures	27547	AMD	01/04/2005	2004-23/43
R277-473	Testing Procedures	27872	5YR	05/09/2005	2005-11/90
R277-474	School Instruction and Human Sexuality	28141	5YR	08/15/2005	2005-17/54
R277-475	Patriotic Education	28142	5YR	08/15/2005	2005-17/55
R277-476	Incentives for Elementary Reading Program	28143	5YR	08/15/2005	2005-17/55
R277-480	Advanced Readers at Risk	27933	REP	07/18/2005	2005-12/27

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R277-486-6	Mapping Degree Summary Data to Statutory Formula	27873	NSC	07/01/2005	Not Printed
R277-501	Educator Licensing Renewal, Highly Qualified and Timelines	27722	5YR	02/23/2005	2005-6/35
R277-515	Approval of Educator Preparation Programs	28145	REP	10/05/2005	2005-17/7
R277-516	Library Media Certificates and Programs	28144	REP	10/05/2005	2005-17/8
R277-520	Appropriate Licensing and Assignment of Teachers	28077	5YR	07/06/2005	2005-15/45
R277-602	Special Needs Scholarships - Funding and Procedures	28026	EMR	06/14/2005	2005-13/47
R277-602	Special Needs Scholarships - Funding and Procedures	28138	NEW	10/05/2005	2005-17/10
R277-700-6	High School Requirements	27874	NSC	07/01/2005	Not Printed
R277-705-6	Utah Basic Skills Competency Testing Requirements and Procedures	27710	AMD	04/01/2005	2005-5/19
R277-713	Concurrent Enrollment of High School Students in College Courses	27662	AMD	03/21/2005	2005-4/14
R277-713	Concurrent Enrollment of High School Students in College Courses	27875	NSC	07/01/2005	Not Printed
R277-725	Electronic High School	27507	NSC	01/01/2005	Not Printed
R277-733	Adult Education Programs	27592	AMD	02/01/2005	2005-1/10
R277-746	Driver Education Programs for Utah Schools	27520	NSC	01/01/2005	Not Printed

Environmental Quality

Air Quality

R307-101-2	Definitions	27818	AMD	07/07/2005	2005-9/4
R307-101-2	Definitions	27755	AMD	09/02/2005	2005-7/2
R307-101-2	Definitions	27755	CPR	09/02/2005	2005-15/25
R307-101-2	Definitions	28029	AMD	09/08/2005	2005-13/24
R307-103	Administrative Procedures	28221	5YR	09/07/2005	2005-19/45
R307-110	General Requirements: State Implementation Plan	28111	NSC	08/01/2005	Not Printed
R307-110	General Requirements: State Implementation Plan	28224	5YR	09/08/2005	2005-19/45
R307-110-10	Section IX, Control Measures for Area and Point Sources, Part A, Fine Particulate Matter	27768	CPR	09/02/2005	2005-15/28
R307-110-10	Section IX, Control Measures for Area and Point Sources, Part A, Fine Particulate Matter	27768	AMD	09/02/2005	2005-7/6
R307-110-11	Section IX, Control Measures for Area and Point Sources, Part B, Sulfur Dioxide	27429	AMD	03/04/2005	2004-19/37
R307-110-11	Section IX, Control Measures for Area and Point Sources, Part B, Sulfur Dioxide	27429	CPR	03/04/2005	2005-3/52
R307-110-12	Section IX, Control Measures for Area and Point Sources, Part C, Carbon Monoxide	27343	AMD	01/04/2005	2004-17/12
R307-110-12	Section IX, Control Measures for Area and Point Sources, Part C, Carbon Monoxide	27343	CPR	01/04/2005	2004-23/53
R307-110-17	Section IX, Control Measures for Area and Point Sources, Part H, Emission Limits	27769	AMD	09/02/2005	2005-7/7
R307-110-17	Section IX, Control Measures for Area and Point Sources, Part H, Emission Limits	27769	CPR	09/02/2005	2005-15/29
R307-115	General Conformity	28078	5YR	07/07/2005	2005-15/45
R307-165	Emission Testing	27756	CPR	09/02/2005	2005-15/31
R307-165	Emission Testing	27756	AMD	09/02/2005	2005-7/8
R307-165	Emission Testing	28215	5YR	09/07/2005	2005-19/94
R307-170	Continuous Emission Monitoring Program	28326	5YR	11/03/2005	Not Printed
R307-170	Continuous Emission Monitoring Program (5YR EXTENSION)	28123	NSC	11/03/2005	Not Printed
R307-201	Emission Standards: General Emission Standards	27757	AMD	09/02/2005	2005-7/9

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R307-201	Emission Standards: General Emission Standards	27757	CPR	09/02/2005	2005-15/32
R307-201	Emission Standards: General Emission Standards	28214	5YR	09/07/2005	2005-19/95
R307-204-3	Definitions	27758	AMD	07/07/2005	2005-7/11
R307-205	Emission Standards: Fugitive Emissions and Fugitive Dust	27764	AMD	07/07/2005	2005-7/12
R307-205	Emission Standards: Fugitive Emissions and Fugitive Dust	28223	5YR	09/07/2005	2005-19/96
R307-205	Emission Standards: Fugitive Emissions and Fugitive Dust (5YR EXTENSION)	28042	NSC	09/07/2005	Not Printed
R307-206	Emission Standards: Abrasive Blasting	27759	AMD	07/07/2005	2005-7/15
R307-206	Emission Standards: Abrasive Blasting	28217	5YR	09/07/2005	2005-19/97
R307-207	Emission Standards: Residential Fireplaces and Stoves	27760	NEW	09/02/2005	2005-7/16
R307-207	Emission Standards: Residential Fireplaces and Stoves	27760	CPR	09/02/2005	2005-15/33
R307-210	Stationary Sources	27665	AMD	04/19/2005	2005-4/17
R307-214-2	Part 63 Sources	28130	AMD	11/03/2005	2005-17/13
R307-302	Davis, Salt Lake, Utah Counties: Residential Fireplaces and Stoves	27761	AMD	09/02/2005	2005-7/17
R307-302	Davis, Salt Lake, Utah, Weber Counties: Residential Fireplaces and Stoves	27761	CPR	09/02/2005	2005-15/34
R307-302	Davis, Salt Lake, Utah, Weber Counties: Residential Fireplaces and Stoves	28219	5YR	09/07/2005	2005-19/98
R307-305	Nonattainment and Maintenance Areas for PM10: Emission Standards	27762	CPR	09/02/2005	2005-15/36
R307-305	Davis, Salt Lake, and Utah Counties and Ogden City and Nonattainment Areas for PM10: Particulates	27762	AMD	09/02/2005	2005-7/19
R307-305	Nonattainment and Maintenance Areas for PM10: Emission Standards	28216	5YR	09/07/2005	2005-19/99
R307-306	PM10 Nonattainment and Maintenance Areas: Abrasive Blasting	27763	NEW	09/02/2005	2005-7/22
R307-306	PM10 Nonattainment and Maintenance Areas: Abrasive Blasting	27763	CPR	09/02/2005	2005-15/38
R307-307	Davis, Salt Lake, and Utah Counties: Road Salting and Sanding	28218	5YR	09/07/2005	2005-19/102
R307-309	Davis, Salt Lake and Utah Counties, Ogden City and Any Nonattainment Area for PM10: Fugitive Emissions and Fugitive Dust	27765	AMD	09/02/2005	2005-7/24
R307-309	Nonattainment and Maintenance Areas for PM10: Fugitive Emissions and Fugitive Dust	27765	CPR	09/02/2005	2005-15/39
R307-309	Nonattainment and Maintenance Areas for PM10: Fugitive Emissions and Fugitive Dust	28220	5YR	09/07/2005	2005-19/102
R307-310	Salt Lake County: Trading of Emission Budgets for Transportation Conformity	28222	5YR	09/07/2005	2005-19/104
R307-310-5	Transition Provision	27766	AMD	07/07/2005	2005-7/27
R307-310-5	Transition Provision	28080	NSC	09/01/2005	Not Printed
R307-320	Davis, Salt Lake and Utah Counties, and Ogden City: Employer-Based Trip Reduction Program	28079	5YR	07/07/2005	2005-15/46
R307-320	Davis, Salt Lake and Utah Counties, and Ogden City: Employer-Based Trip Reduction Program (5YR EXTENSION)	27701	NSC	07/07/2005	Not Printed
R307-421	Permits: PM10 Offset Requirements in Salt Lake County and Utah County	27767	NEW	07/07/2005	2005-7/28
R307-840	Lead-Based Paint Accreditation, Certification and Work Practice Standards	28131	AMD	11/03/2005	2005-17/17
<u>Drinking Water</u>					
R309-100	Administration: Drinking Water Program	27912	5YR	05/16/2005	2005-11/90
R309-100	Administration: Drinking Water Program	27964	AMD	09/13/2005	2005-12/29

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R309-105	Administration: General Responsibilities of Public Water Systems	27907	5YR	05/16/2005	2005-11/91
R309-105-16	Reporting Test Results	27959	AMD	09/13/2005	2005-12/31
R309-110	Administration: Definitions	27911	5YR	05/16/2005	2005-11/91
R309-110-3	Acronyms	27960	AMD	09/13/2005	2005-12/33
R309-115	Administration: Administrative Procedures	27908	5YR	05/16/2005	2005-11/92
R309-150	Water System Rating Criteria	27909	5YR	05/16/2005	2005-11/92
R309-200	Monitoring and Water Quality: Drinking Water Standards	27913	5YR	05/16/2005	2005-11/93
R309-200	Monitoring and Water Quality: Drinking Water Standards	27961	AMD	09/13/2005	2005-12/35
R309-205	Monitoring and Water Quality: Source Monitoring Requirements	27917	5YR	05/16/2005	2005-11/93
R309-205	Monitoring and Water Quality: Source Monitoring Requirements	27967	AMD	09/13/2005	2005-12/37
R309-210	Monitoring and Water Quality: Distribution System Monitoring	27918	5YR	05/16/2005	2005-11/94
R309-215	Monitoring and Water Quality: Treatment Plant Monitoring	27910	5YR	05/16/2005	2005-11/94
R309-215	Monitoring and Water Quality: Treatment Plant Monitoring Requirements	27969	AMD	09/13/2005	2005-12/43
R309-220	Monitoring and Water Quality: Public Notification Requirements	27914	5YR	05/16/2005	2005-11/95
R309-220	Monitoring and Water Quality: Public Notification Requirements	27962	AMD	09/13/2005	2005-12/45
R309-225	Monitoring and Water Quality: Consumer Confidence Reports	27905	5YR	05/16/2005	2005-11/95
R309-300	Certification Rules for Water Supply Operators	27906	5YR	05/16/2005	2005-11/96
R309-305	Certification Rules for Backflow Technicians	27617	NSC	02/01/2005	Not Printed
R309-305	Certification Rules for Backflow Technicians	27915	5YR	05/16/2005	2005-11/96
R309-305	Certification Rules for Backflow Technicians (5YR EXTENSION)	27780	NSC	05/16/2005	Not Printed
R309-405	Compliance and Enforcement: Administrative Penalty (5YR EXTENSION)	27781	NSC	05/16/2005	Not Printed
R309-405	Compliance and Enforcement: Administrative Penalty	27916	5YR	05/16/2005	2005-11/97
R309-505	Facility Design and Operation: Minimum Treatment Requirements	27963	AMD	09/13/2005	2005-12/47
R309-600	Drinking Water Source Protection for Groundwater Sources	27816	5YR	04/14/2005	2005-9/76
R309-600	Drinking Water Source Protection For Groundwater Sources	27775	NSC	05/01/2005	Not Printed
R309-605	Source Protection: Drinking Water Source Protection for Surface Water Sources	27815	5YR	04/14/2005	2005-9/76
<u>Environmental Response and Remediation</u>					
R311-500	Illegal Drug Operations Site Reporting and Decontamination Act, Decontamination Specialist Certification Program	27782	CPR	10/14/2005	2005-16/49
R311-500	Illegal Drug Operations Site Reporting and Decontamination Act, Decontamination Specialist Certification Program	27782	NEW	10/14/2005	2005-8/21
R311-501	Illegal Drug Operations Site Reporting and Decontamination Act, Contesting an Initial Order or Notice	27783	NEW	10/14/2005	2005-8/25
R311-501	Illegal Drug Operations Site Reporting and Decontamination Act, Contesting an Initial Order or Notice	27783	CPR	10/14/2005	2005-16/50
<u>Radiation Control</u>					
R313-12	General Provisions	27746	AMD	05/13/2005	2005-7/29
R313-15	Standards for Protection Against Radiation	27744	AMD	05/13/2005	2005-7/33

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R313-16	General Requirements Applicable to the Installation, Registration, Inspection, and Use of Radiation Machines	27991	AMD	08/12/2005	2005-13/26
R313-19	Requirements of General Applicability to Licensing of Radioactive Material	27745	AMD	05/13/2005	2005-7/34
R313-22	Specific Licenses	27747	AMD	05/13/2005	2005-7/36
R313-32	Medical Use of Radioactive Material	27748	AMD	05/13/2005	2005-7/38
R313-34	Requirements for Irradiators	27738	5YR	03/08/2005	2005-7/76
R313-34-1	Requirements for Irradiators	27646	NSC	02/01/2005	Not Printed
<u>Solid and Hazardous Waste</u>					
R315-16	Standards for Universal Waste Management	28095	5YR	07/19/2005	2005-16/53
R315-102	Penalty Policy	28094	5YR	07/19/2005	2005-16/53
<u>Water Quality</u>					
R317-1	Definitions and General Requirements	27659	AMD	04/20/2005	2005-3/5
R317-1	Definitions and General Requirements	28054	AMD	08/22/2005	2005-14/13
R317-1-7	TMDLs	27817	AMD	06/29/2005	2005-9/5
R317-2	Standards of Quality for Waters of the State	27593	CPR	06/01/2005	2005-9/72
R317-2	Standards of Quality for Waters of the State	27593	AMD	06/01/2005	2005-1/13
R317-3-10	Lagoons	27658	AMD	04/20/2005	2005-3/10
R317-4	Onsite Wastewater Systems	27699	5YR	02/10/2005	2005-5/30
R317-7	Underground Injection Control (UIC) Program	27596	NSC	02/01/2005	Not Printed
R317-8-3	Application Requirements	27657	AMD	04/20/2005	2005-3/12
R317-10-6	Facility Classification System	27656	AMD	04/20/2005	2005-3/18
Governor					
<u>Planning and Budget, Chief Information Officer</u>					
R365-101	Utah Geographic Information Systems Advisory Council	27545	NEW	03/09/2005	2004-23/45
Health					
<u>Administration</u>					
R380-40	Local Health Department Minimum Performance Standards	27571	AMD	02/02/2005	2004-24/9
R380-40	Local Health Department Minimum Performance Standards	27990	5YR	06/06/2005	2005-13/51
<u>Epidemiology and Laboratory Services, Epidemiology</u>					
R386-702	Communicable Disease Rule	27496	AMD	05/16/2005	2004-21/13
R386-702	Communicable Disease Rule	27496	CPR	05/16/2005	2005-3/53
R386-702	Communicable Disease Rule	28152	AMD	10/14/2005	2005-17/19
R386-702-9	Special Measures to Prevent Perinatal and Person-to-Person Transmission of Hepatitis B Infection	27853	AMD	08/25/2005	2005-10/17
R386-800	Immunization Coordination	27934	5YR	05/24/2005	2005-12/89
<u>Epidemiology and Laboratory Services, Environmental Services</u>					
R392-600	Illegal Drug Operations Decontamination Standards	27650	NEW	05/02/2005	2005-3/19
<u>Community and Family Health Services, Immunization</u>					
R396-100	Immunization Rule for Students	27897	AMD	07/21/2005	2005-11/6
<u>Community and Family Health Services, Children with Special Health Care Needs</u>					
R398-1	Newborn Screening	28074	CPR	10/25/2005	2005-18/70
R398-1	Newborn Screening	28074	AMD	10/25/2005	2005-15/4

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R398-10	Autism Spectrum Disorders and Mental Retardation Reporting	27941	AMD	08/30/2005	2005-12/61
<u>Health Care Financing, Coverage and Reimbursement Policy</u>					
R414-1	Utah Medicaid Program	27805	AMD	06/03/2005	2005-9/6
R414-1	Utah Medicaid Program	28106	AMD	09/26/2005	2005-16/13
R414-1B	Prohibition of Payment for Certain Abortion Services	27582	NSC	02/01/2005	Not Printed
R414-7A	Medicaid Certification of New Nursing Facilities	27806	AMD	06/03/2005	2005-9/10
R414-7D	Intermediate Care Facility for the Mentally Retarded Transition Project	27505	NEW	01/03/2005	2004-22/15
R414-10A-6	Prior Authorization	27486	NSC	01/01/2005	Not Printed
R414-14	Home Health Service	27733	AMD	04/26/2005	2005-6/12
R414-14A	Hospice Care	27925	R&R	07/02/2005	2005-11/9
R414-19A	Coverage for Dialysis Services by a Free-Standing State Licensed Dialysis Facility	27985	5YR	06/03/2005	2005-13/51
R414-31	Inpatient Psychiatric Services for Individuals Under Age 21 in Psychiatric Facilities or Programs	27854	AMD	06/15/2005	2005-10/19
R414-33	Targeted Case Management Services	27986	5YR	06/03/2005	2005-13/52
R414-33A	Targeted Case Management for the Chronically Mentally Ill	27956	REP	07/20/2005	2005-12/62
R414-33C	Targeted Case Management for the Homeless	27703	NEW	04/07/2005	2005-5/23
R414-33D	Targeted Case Management by Community Mental Health Centers for Individuals with Serious Mental Illness	27958	NEW	07/20/2005	2005-12/64
R414-34-6	Qualified Providers	27589	AMD	02/01/2005	2005-1/21
R414-36-6	Qualified Providers	27591	AMD	02/01/2005	2005-1/22
R414-49	Dental Service	27840	AMD	07/01/2005	2005-10/21
R414-53	Eyeglasses Services	27849	AMD	07/01/2005	2005-10/22
R414-61	Home and Community Based Waivers	27741	5YR	03/11/2005	2005-7/77
R414-61-2	Incorporation by Reference	27586	AMD	02/01/2005	2005-1/23
R414-63	Medicaid Policy for Pharmacy Reimbursement	27549	AMD	01/26/2005	2004-24/13
R414-63	Medicaid Policy for Pharmacy Reimbursement	28336	5YR	11/08/2005	Not Printed
R414-90	Diabetes Self-Management Training	27557	AMD	01/19/2005	2004-24/15
R414-200	Non-Traditional Medicaid Health Plan Services	27588	AMD	02/01/2005	2005-1/24
R414-200-3	Services Available	27977	AMD	10/01/2005	2005-13/28
R414-301	Medicaid General Provisions	27902	AMD	07/02/2005	2005-11/16
R414-304	Income and Budgeting	27923	AMD	07/02/2005	2005-11/18
R414-305-2	Family Medicaid and Family Institutional Medicaid Resource Provisions	27879	AMD	07/02/2005	2005-11/23
R414-307	Eligibility Determination and Redetermination	28240	REP	11/01/2005	2005-19/11
R414-308	Record Management	28239	R&R	11/01/2005	2005-19/12
R414-309	Medicare Drug Benefit Low-Income Subsidy Determination	27901	NEW	07/02/2005	2005-11/25
R414-401-3	Assessment	27852	AMD	07/01/2005	2005-10/24
R414-504	Nursing Facility Payments	27851	AMD	07/01/2005	2005-10/24
R414-504	Nursing Facility Payments	28066	AMD	08/16/2005	2005-14/18
R414-507	Medicaid Long Term Care Managed Care	27629	NEW	02/15/2005	2005-2/42
R414-507	Medicaid Long Term Care Managed Care	27935	AMD	07/20/2005	2005-12/66
<u>Health Systems Improvement, Emergency Medical Services</u>					
R426-5	Hospital Trauma Categorization Standards	28121	AMD	09/21/2005	2005-16/15

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R426-12	Emergency Medical Services Training and Certification Standards	27519	AMD	02/01/2005	2004-22/26
R426-13	Emergency Medical Services Provider Designations	27521	AMD	02/01/2005	2004-23/47
R426-14-303	Ambulance Service and Paramedic Service Licensure	27584	NSC	02/01/2005	Not Printed
R426-15	Licensed and Designated Provider Operations	27522	AMD	02/01/2005	2004-23/48
R426-15-200	Staffing	28038	AMD	11/01/2005	2005-14/19
<u>Health Systems Improvement, Licensing</u>					
R432-7	Specialty Hospital - Psychiatric Hospital Construction	27674	5YR	01/28/2005	2005-4/47
R432-8	Specialty Hospital - Chemical Dependency/Substance Abuse Construction	27675	5YR	01/28/2005	2005-4/48
R432-9	Specialty Hospital - Rehabilitation Construction Rule	27676	5YR	01/28/2005	2005-4/48
R432-10	Specialty Hospital - Long-Term Acute Care Construction Rule	27677	5YR	01/28/2005	2005-4/49
R432-11	Specialty Hospital - Orthopedic Hospital Construction	27678	5YR	01/28/2005	2005-4/49
R432-12	Small Health Care Facility (Four to Sixteen Beds) Construction Rule	27679	5YR	01/28/2005	2005-4/50
R432-13	Freestanding Ambulatory Surgical Center Construction Rule	27680	5YR	01/28/2005	2005-4/50
R432-14	Birth Center Construction Rule	27681	5YR	01/28/2005	2005-4/51
R432-30	Adjudicative Procedure	27682	5YR	01/28/2005	2005-4/51
R432-150	Nursing Care Facility	27884	AMD	08/05/2005	2005-11/26
R432-270	Assisted Living Facilities	27683	5YR	01/31/2005	2005-4/52
R432-270-10	Admissions	27692	AMD	05/10/2005	2005-5/24
<u>Health Systems Improvement, Primary Care and Rural Health</u>					
R434-50	Assistance for People with Bleeding Disorders	28182	NEW	10/31/2005	2005-18/18
R434-100	Physician Visa Waivers	28181	NEW	10/31/2005	2005-18/19
<u>Epidemiology and Laboratory Services, Laboratory Improvement</u>					
R444-14	Rule for the Certification of Environmental Laboratories	27850	AMD	07/01/2005	2005-10/26
<u>Medical Examiner</u>					
R448-10	Unattended Death and Reporting Requirements	27988	5YR	06/06/2005	2005-13/52
R448-20	Access to Medical Examiner Reports	27989	5YR	06/06/2005	2005-13/53
Human Resource Management					
<u>Administration</u>					
R477-2	Administration	27885	AMD	07/02/2005	2005-11/29
R477-4-7	Rehire	27886	AMD	07/02/2005	2005-11/31
R477-6	Compensation	27904	AMD	07/02/2005	2005-11/32
R477-7	Leave	27896	AMD	07/02/2005	2005-11/36
R477-8	Working Conditions	27889	AMD	07/02/2005	2005-11/41
R477-10	Employee Development	27887	AMD	07/02/2005	2005-11/43
R477-11-2	Dismissal or Demotion	27888	AMD	07/02/2005	2005-11/46
R477-12-3	Reduction in Force	27890	AMD	07/02/2005	2005-11/47
Human Services					
<u>Administration, Administrative Hearings</u>					
R497-100	Adjudicative Proceedings	28318	5YR	11/02/2005	Not Printed

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Administration, Administrative Services, Licensing</u>					
R501-1	General Provisions	28167	AMD	10/18/2005	2005-18/25
R501-4	Certified Local Inspectors	28185	NEW	10/18/2005	2005-18/30
R501-15	Therapeutic Schools	28132	NEW	10/05/2005	2005-17/22
R501-18	Abuse Background Screening	27673	5YR	01/27/2005	2005-4/52
R501-19	Residential Treatment Programs	27839	5YR	04/25/2005	2005-10/51
R501-20	Day Treatment Programs	27836	5YR	04/21/2005	2005-10/51
R501-21	Outpatient Treatment Programs	27837	5YR	04/22/2005	2005-10/52
R501-22	Residential Support Programs	27838	5YR	04/22/2005	2005-10/52
<u>Aging and Adult Services</u>					
R510-104	Nutrition Programs for the Elderly (NPE)	28040	5YR	06/22/2005	2005-14/98
R510-401	Utah Caregiver Support Program	28039	5YR	06/22/2005	2005-14/98
<u>Child and Family Services</u>					
R512-75	Rules Governing Adjudication of Consumer Complaints	27883	5YR	05/12/2005	2005-11/98
R512-75	Rules Governing Adjudication of Consumer Complaints	27981	AMD	08/03/2005	2005-13/29
R512-306	Independent Living Services, Education and Training Voucher Program	27982	AMD	08/03/2005	2005-13/31
<u>Substance Abuse and Mental Health</u>					
R523-1	Policies and Procedures	27638	AMD	03/07/2005	2005-3/28
<u>Mental Health, State Hospital</u>					
R525-1	Medical Records	28097	NSC	08/01/2005	Not Printed
R525-2	Patient Rights	27996	NSC	08/01/2005	Not Printed
R525-3	Medication Treatment of Patients	27997	NSC	08/01/2005	Not Printed
R525-4	Visitors	27995	NSC	08/01/2005	Not Printed
R525-5	Background Checks	27998	NSC	08/01/2005	Not Printed
R525-6	Prohibited Items and Devices	27999	NSC	08/01/2005	Not Printed
R525-7	Complaints/Suggestions/Concerns	28096	NSC	08/01/2005	Not Printed
R525-8	Forensic Mental Health Facility	27994	NSC	08/01/2005	Not Printed
<u>Recovery Services</u>					
R527-10	Disclosure of Information to the Office of Recovery Services	27640	5YR	01/06/2005	2005-3/58
R527-40	Retained Support	27642	5YR	01/06/2005	2005-3/59
R527-40	Retained Support	27648	AMD	03/14/2005	2005-3/30
R527-67	Locate, Use of Subpoena Duces Tecum (5YR EXTENSION)	27842	NSC	08/10/2005	Not Printed
R527-67	Locate, Use of Subpoena Duces Tecum	27938	REP	08/10/2005	2005-12/67
R527-210	Guidelines for Setting Child Support Awards	27534	REP	01/04/2005	2004-23/49
R527-255	Substantial Change in Circumstances	27647	AMD	03/14/2005	2005-3/30
R527-332	Unreimbursed Assistance Calculation	28089	5YR	07/14/2005	2005-15/47
R527-394	Posting Bond or Security	27881	5YR	05/12/2005	2005-11/98
R527-450	Federal Tax Refund Intercept	28090	5YR	07/14/2005	2005-15/47
R527-475	State Tax Refund Intercept	27641	5YR	01/06/2005	2005-3/59
<u>Services for People with Disabilities</u>					
R539-1	Eligibility	27568	AMD	01/25/2005	2004-24/17
R539-2	Service Coordination	27626	NEW	03/12/2005	2005-2/45
R539-2	Civil Rights	27651	REP	03/12/2005	2005-3/31

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R539-2-5	Person-Centered Process	27794	NSC	05/01/2005	Not Printed
R539-2-6	Entry Into and Movement Within Service System	27792	AMD	05/17/2005	2005-8/29
R539-3	Service Coordination	27652	REP	03/12/2005	2005-3/34
R539-3	Rights and Protections	27627	NEW	03/12/2005	2005-2/47
R539-3-10	Prohibited Procedures	27793	AMD	05/17/2005	2005-8/30
R539-4	Behavior Interventions	27724	NEW	05/03/2005	2005-6/16
R539-4	Quality Assurance	27753	REP	05/03/2005	2005-7/58
R539-5	Preparation and Maintenance of Client Records	27802	REP	05/17/2005	2005-8/31
R539-5	Self-Administered Services	27801	NEW	05/17/2005	2005-8/33
R539-5-5	Employee Requirements	27939	NSC	06/01/2005	Not Printed
R539-6	Purchase of Service Provider Requirements	28210	REP	11/04/2005	2005-19/17
R539-7	Home Based Services	28037	EMR	06/20/2005	2005-14/94
R539-7	Home Based Services	28036	REP	09/16/2005	2005-14/20
R539-8	Community-Based Services	27795	REP	05/17/2005	2005-8/35
Insurance					
<u>Administration</u>					
R590-88	Prohibited Transactions Between Agents and Unauthorized Multiple Employer Trusts	27684	5YR	01/31/2005	2005-4/53
R590-93	Replacement of Life Insurance and Annuities	27829	R&R	06/08/2005	2005-9/12
R590-93	Replacement of Life Insurance and Annuities	28006	NSC	08/01/2005	Not Printed
R590-99-4	Definition and Classification of Unfair or Deceptive Practices and Material Inducements	27723	NSC	04/01/2005	Not Printed
R590-102-13	Dedicated Fees	27715	NSC	04/01/2005	Not Printed
R590-124	Loss Information Rule	28135	NSC	09/01/2005	Not Printed
R590-128	Unfair Discrimination Based Solely on the Failure to Maintain Auto Insurance (Revised)	27685	5YR	01/31/2005	2005-4/53
R590-130	Rules Governing Advertisements of Insurance	28260	5YR	09/29/2005	2005-20/66
R590-132	Insurance Treatment of Human Immunodeficiency Virus (HIV) Infection	27686	5YR	01/31/2005	2005-4/54
R590-140	Reference Filings of Rate Service Organization Prospective Loss Costs	27785	5YR	03/31/2005	2005-8/56
R590-145	Accelerated Benefits Rule	28099	REP	09/30/2005	2005-16/21
R590-146	Medicare Supplement Insurance Standards	27810	CPR	08/25/2005	2005-14/76
R590-146	Medicare Supplement Insurance Minimum Standards	27810	AMD	08/25/2005	2005-9/19
R590-146-24	Documents Incorporated by Reference	28172	NSC	09/01/2005	Not Printed
R590-147	Annual and Quarterly Statement Filing Instructions	27556	R&R	02/10/2005	2004-24/21
R590-148-12	Applications, Enrollment and Replacement of Coverage	27719	AMD	04/28/2005	2005-6/19
R590-148-21	Loss Ratio	28098	AMD	09/30/2005	2005-16/24
R590-157-3	Definitions	28136	NSC	09/01/2005	Not Printed
R590-163	Filing Quarterly Statements	27554	REP	02/10/2005	2004-24/23
R590-164	Uniform Health Billing Rule	27784	5YR	03/31/2005	2005-8/57
R590-171	Surplus Lines Procedures Rule	28027	5YR	06/14/2005	2005-13/53
R590-172	Notice to Uninsurable Applicants for Health Insurance	27866	5YR	05/05/2005	2005-11/98
R590-172-4	Rule	27845	CPR	09/30/2005	2005-16/51
R590-172-4	Rule	27845	AMD	09/30/2005	2005-10/28
R590-174	Diskette Filing of Annual and Quarterly Statements	27555	REP	02/10/2005	2004-24/24

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R590-175	Basic Health Care Plan Rule	28334	5YR	11/08/2005	Not Printed
R590-196	Bail Bond Surety Fee Standards, Collateral Standards, and Disclosure Form	27644	5YR	01/07/2005	2005-3/60
R590-196	Bail Bond Surety Fee Standards, Collateral Standards, and Disclosure Form	27558	AMD	02/10/2005	2004-24/25
R590-199	Plan of Orderly Withdrawal Rule Relating to Health Benefit Plans	28028	5YR	06/15/2005	2005-13/54
R590-202	Condition-Specific Exclusion Riders in Individual Health Insurance Policies	28120	5YR	08/01/2005	2005-16/54
R590-202	Condition-Specific Exclusion Riders in Individual Health Insurance Policies	28110	REP	09/30/2005	2005-16/28
R590-203	Health Grievance Review Process and Disability Claims	27504	CPR	07/22/2005	2005-2/95
R590-203	Health Grievance Review Process and Disability Claims	27504	CPR	07/22/2005	2005-11/87
R590-203	Health Grievance Review Process and Disability Claims	27504	AMD	07/22/2005	2004-22/47
R590-212	Requirement for Interest Bearing Accounts Used by Title Insurance Agencies for Trust Fund Deposits	27776	NSC	05/01/2005	Not Printed
R590-225-3	Documents Incorporated by Reference	27709	AMD	07/22/2005	2005-5/26
R590-225-3	Documents Incorporated by Reference	27709	CPR	07/22/2005	2005-10/49
R590-226-3	Documents Incorporated by Reference	27716	AMD	04/28/2005	2005-6/21
R590-227-3	Incorporation by Reference	27717	AMD	04/28/2005	2005-6/22
R590-228-3	Documents Incorporated by Reference	27718	AMD	04/28/2005	2005-6/23
R590-231	Workers' Compensation Market of Last Resort	27488	CPR	05/20/2005	2005-3/55
R590-231	Workers' Compensation Market of Last Resort	27488	CPR	05/20/2005	2005-8/50
R590-231	Workers' Compensation Market of Last Resort	27488	NEW	05/20/2005	2004-21/15
<u>Title and Escrow Commission</u>					
R592-1	Title Insurance Licensing	28105	NEW	09/30/2005	2005-16/32
R592-2	Title Insurance Administrative Hearings and Penalty Imposition	28107	NEW	09/30/2005	2005-16/33
Judicial Conduct Commission					
<u>Administration</u>					
R595-1	General Provisions	27330	NEW	02/01/2005	2004-17/18
R595-1	General Provisions	27330	CPR	02/01/2005	2004-24/59
R595-1	Rules of Procedure	27580	REP	02/01/2005	2005-1/26
R595-2	Administration	27331	CPR	02/01/2005	2004-24/60
R595-2	Administration	27331	NEW	02/01/2005	2004-17/23
R595-3	Procedure	27332	NEW	02/01/2005	2004-17/24
R595-3	Procedure	27332	CPR	02/01/2005	2004-24/61
R595-3-10	Discipline by Consent	27668	NSC	02/01/2005	Not Printed
R595-4	Sanctions	27333	NEW	02/01/2005	2004-17/26
R595-4	Sanctions	27333	CPR	02/01/2005	2004-24/64
R595-4-2	Sanctions Guidelines	27807	AMD	06/02/2005	2005-9/37
Labor Commission					
<u>Antidiscrimination and Labor, Antidiscrimination</u>					
R606-3	Nondiscrimination Clause to be used in Contracts Entered into by the State of Utah and its Agencies	28003	5YR	06/08/2005	2005-13/54
R606-4	Advertising	28004	5YR	06/08/2005	2005-13/55
R606-5	Employment Agencies	28005	5YR	06/08/2005	2005-13/55

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R606-6	Regulation of Practice and Procedure on Employer Reports and Records	28002	5YR	06/08/2005	2005-13/56
<u>Antidiscrimination and Labor, Fair Housing</u>					
R608-1-8	Response to Complaint	28126	EMR	08/02/2005	2005-17/52
R608-1-8	Response to Complaint	28127	AMD	10/07/2005	2005-17/27
<u>Industrial Accidents</u>					
R612-1-3	Official Forms	27892	AMD	07/02/2005	2005-11/49
R612-2-1	Definitions	27894	AMD	07/02/2005	2005-11/51
R612-2-2	Authority	27895	AMD	07/02/2005	2005-11/52
R612-2-3	Filings	27900	AMD	07/02/2005	2005-11/53
R612-2-5	Regulation of Medical Practitioner Fees	27899	AMD	07/02/2005	2005-11/54
R612-2-18	Dental Injuries	27893	AMD	07/02/2005	2005-11/56
R612-2-22	Medical Records	27891	AMD	07/02/2005	2005-11/57
R612-6	Notification of Workers' Compensation Insurance Coverage	28300	5YR	10/24/2005	2005-22/51
<u>Occupational Safety and Health</u>					
R614-1-4	Incorporation of Federal Standards	28013	AMD	08/02/2005	2005-13/33
R614-7-4	Residential-Type Construction, Raising Framed Walls	27903	AMD	07/02/2005	2005-11/60
<u>Safety</u>					
R616-2-3	Safety Codes and Rules for Boilers and Pressure Vessels	27616	AMD	03/07/2005	2005-2/49
R616-3-3	Safety Codes for Elevators	27590	AMD	02/01/2005	2005-1/30
Money Management Council					
<u>Administration</u>					
R628-2	Investment of Funds of Member Institutions of the State System of Higher Education and Public Education Foundations established under Section 53A-4-205	28228	AMD	11/01/2005	2005-19/25
R628-4	Bonding of Public Treasurers	28275	5YR	10/06/2005	2005-21/82
R628-11	Maximum Amount of Public Funds Allowed to be Held by any Qualified Depository	27689	AMD	03/22/2005	2005-4/18
R628-11	Maximum Amount of Uninsured Public Funds Allowed to be Held by Any Qualified Depository	28281	5YR	10/12/2005	2005-21/82
R628-12	Certification of Qualified Depositories for Public Funds	28314	5YR	11/01/2005	2005-22/51
R628-13	Collateralization of Public Funds	28332	5YR	11/07/2005	Not Printed
R628-15	Certification as an Investment Adviser	27743	NEW	05/05/2005	2005-7/60
R628-16	Certification as a Dealer	28327	5YR	11/03/2005	Not Printed
R628-19	Requirements for the Use of Investment Advisers by Public Treasurers	27742	R&R	05/05/2005	2005-7/64
Natural Resources					
<u>Oil, Gas and Mining: Coal</u>					
R645-105	Blaster Training, Examination and Certification	27778	5YR	03/25/2005	2005-8/58
R645-400	Inspection and Enforcement: Division Authority and Procedures	27779	5YR	03/25/2005	2005-8/58
<u>Oil, Gas and Mining: Oil and Gas</u>					
R649-1	Oil and Gas General Rules	28067	NSC	08/01/2005	Not Printed
R649-2	General Rules	28068	NSC	08/01/2005	Not Printed
R649-3	Drilling and Operating Practices	28073	NSC	08/01/2005	Not Printed
R649-4	Determination of Well Categories Under the Natural Gas Policy Act of 1978	28335	5YR	11/08/2005	Not Printed

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R649-5	Underground Injection Control of Recovery Operations and Class II Injection Wells	28069	NSC	08/01/2005	Not Printed
R649-6	Gas Processing and Waste Crude Oil Treatment	28070	NSC	08/01/2005	Not Printed
R649-8	Reporting and Report Forms	28071	NSC	08/01/2005	Not Printed
R649-9	Waste Management and Disposal	28072	NSC	08/01/2005	Not Printed
<u>Parks and Recreation</u>					
R651-101	Adjudicative Proceedings	28091	5YR	07/14/2005	2005-15/48
R651-101	Adjudicative Proceedings	28100	NSC	08/01/2005	Not Printed
R651-202	Boating Advisory Council	27560	AMD	01/15/2005	2004-24/28
R651-205-7	Palisade Lake	27559	AMD	01/15/2005	2004-24/29
R651-205-9	Jordan River	28056	AMD	08/16/2005	2005-14/57
R651-206	Carrying Passengers for Hire	27561	AMD	01/15/2005	2004-24/29
R651-206	Carrying Passengers for Hire	27664	NSC	02/01/2005	Not Printed
R651-209	Registration Expiration	27562	REP	01/15/2005	2004-24/32
R651-211	Assigned Numbers	27563	AMD	01/15/2005	2004-24/33
R651-212	Display of Yearly Registration Decals and Month of Expiration Decals	27564	AMD	01/15/2005	2004-24/34
R651-215	Personal Flotation Devices	27565	AMD	01/15/2005	2004-24/35
R651-222-5	Muffler Bypass or Alteration Prohibited	28162	AMD	10/18/2005	2005-18/45
R651-223	Vessel Accident Reporting	28092	5YR	07/14/2005	2005-15/48
R651-401	Off-Highway Vehicle and Registration Stickers	27566	AMD	01/15/2005	2004-24/37
R651-409	Minimum Amounts of Liability Insurance Coverage for an Organized Practice or Sanctioned Race	28061	5YR	07/01/2005	2005-14/99
R651-634	Snowmobile User Fee - Non-Residents	28060	5YR	07/01/2005	2005-14/99
R651-634	Snowmobile User Fees - Non-Residents	28093	NSC	08/01/2005	Not Printed
R651-634-1	User Fees	27920	NSC	06/01/2005	Not Printed
R651-635	Commercial Use of Division Managed Park Areas	28297	5YR	10/24/2005	2005-22/52
<u>Forestry, Fire and State Lands</u>					
R652-70-1900	Camping and Motor Vehicles	27750	AMD	05/20/2005	2005-7/66
R652-70-2300	Management of Bear Lake Sovereign Lands	27740	AMD	05/20/2005	2005-7/67
R652-120	Wildland Fire	27843	5YR	04/28/2005	2005-10/53
<u>Water Rights</u>					
R655-3	Reports of Water Right Conveyance	27690	5YR	02/01/2005	2005-4/54
R655-4	Water Well Drillers	27392	AMD	01/12/2005	2004-18/30
R655-4	Water Well Drillers	27691	5YR	02/01/2005	2005-4/55
R655-4	Water Well Drillers	27475	NSC	02/01/2005	Not Printed
R655-4-9	Well Drilling and Construction Requirements	28051	NSC	09/01/2005	Not Printed
R655-14	Administrative Procedures for Enforcement Proceedings Before the Division of Water Rights	28032	NEW	08/15/2005	2005-13/34
<u>Wildlife Resources</u>					
R657-5	Taking Big Game	27550	AMD	01/15/2005	2004-24/38
R657-5	Taking Big Game	27865	AMD	07/05/2005	2005-11/61
R657-6	Taking Upland Game	28082	5YR	07/08/2005	2005-15/49
R657-6	Taking Upland Game	28081	AMD	09/06/2005	2005-15/7
R657-9	Taking Waterfowl, Common Snipe and Coot	28187	AMD	10/25/2005	2005-18/49
R657-10	Taking Cougar	28188	AMD	10/25/2005	2005-18/52

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R657-11	Taking Furbearers	28168	5YR	08/24/2005	2005-18/73
R657-11	Taking Furbearers	28189	AMD	10/25/2005	2005-18/58
R657-12	Hunting and Fishing Accommodations for Disabled People	27721	AMD	04/15/2005	2005-6/24
R657-13	Taking Fish and Crayfish	27432	AMD	01/03/2005	2004-20/33
R657-13	Taking Fish and Crayfish	27432	CPR	01/03/2005	2004-22/66
R657-15	Closure of Gunnison, Cub and Hat Islands	27863	5YR	05/05/2005	2005-11/99
R657-15	Closure of Gunnison, Cub and Hat Islands	27862	AMD	07/05/2005	2005-11/63
R657-21	Cooperative Wildlife Management Units for Small Game and Waterfowl	27864	5YR	05/05/2005	2005-11/99
R657-21-2	Definitions	28088	AMD	09/06/2005	2005-15/14
R657-24	Compensation for Mountain Lion and Bear Damage	28277	5YR	10/07/2005	2005-21/83
R657-33	Taking Bear	27649	AMD	03/04/2005	2005-3/36
R657-33-2	Definitions	27751	NSC	04/01/2005	Not Printed
R657-37	Cooperative Wildlife Management Units for Big Game	27551	AMD	01/15/2005	2004-24/45
R657-37	Cooperative Wildlife Management Units for Big Game	28087	AMD	09/06/2005	2005-15/15
R657-38	Dedicated Hunter Program	27552	AMD	01/15/2005	2004-24/48
R657-42	Fees, Exchanges, Surrenders, Refunds and Reallocation of Wildlife Documents	28083	AMD	09/06/2005	2005-15/20
R657-42-4	Surrenders	27553	AMD	01/15/2005	2004-24/53
R657-47	Trust Fund Permits	27639	REP	03/04/2005	2005-3/39
R657-47	Trust Fund Permits (5YR EXTENSION)	27637	NSC	03/04/2005	Not Printed
R657-55	Wildlife Convention Permits	27827	NEW	06/01/2005	2005-9/38

Professional Practices Advisory Commission

Administration

R686-100	Professional Practices Advisory Commission, Rules of Procedure: Complaints and Hearings	27542	NSC	01/01/2005	Not Printed
R686-103	Professional Practices and Conduct for Utah Educators	27737	NSC	04/01/2005	Not Printed

Public Safety

Driver License

R708-10	Classified License System	28113	NSC	08/01/2005	Not Printed
R708-14	Adjudicative Proceedings For Driver License Actions Involving Alcohol and Drugs	28104	NSC	08/01/2005	Not Printed
R708-16	Pedestrian Vehicle Rule	28108	NSC	08/01/2005	Not Printed
R708-18	Regulatory and Administrative Fees	28165	AMD	10/27/2005	2005-18/60
R708-31	Ignition Interlock Systems	28103	NSC	08/01/2005	Not Printed
R708-32	Uninsured Motorist Database	27877	5YR	05/10/2005	2005-11/100
R708-33	Electric Assisted Bicycle Headgear	28109	NSC	08/01/2005	Not Printed
R708-36	Disclosure of Personal Identifying Information in MVRs	27878	5YR	05/11/2005	2005-11/100
R708-37	Certification of Licensed Instructors of Commercial Driver Training Schools or Testing Only Schools to Administer Driving Skills Tests	27898	5YR	05/13/2005	2005-11/101
R708-40	Driving Simulators	27579	NEW	04/18/2005	2005-1/31
R708-40	Driving Simulators	27579	CPR	04/18/2005	2005-6/28
R708-41	Requirements for Acceptable Documentation	27808	EMR	04/11/2005	2005-9/74
R708-41	Requirements for Acceptable Documentation	27809	NEW	06/01/2005	2005-9/41

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Fire Marshal</u>					
R710-1-8	Amendments and Additions	28122	AMD	09/15/2005	2005-16/34
R710-3-3	Amendments and Additions	27654	AMD	03/04/2005	2005-3/42
R710-4-3	Amendments and Additions	27653	AMD	03/04/2005	2005-3/44
R710-4-3	Amendments and Additions	27976	AMD	07/19/2005	2005-12/67
R710-6	Liquefied Petroleum Gas Rules	27573	AMD	01/19/2005	2004-24/54
R710-6	Liquefied Petroleum Gas Rules	28171	AMD	10/18/2005	2005-18/61
R710-7-1	Adoption of Codes	27671	AMD	06/13/2005	2005-4/21
R710-8	Day Care Rules	27574	NSC	01/01/2005	Not Printed
R710-9-6	Amendments and Additions	27655	AMD	03/04/2005	2005-3/47
R710-9-6	Amendments and Additions	27754	AMD	05/04/2005	2005-7/68
R710-9-6	Amendments and Additions	27975	AMD	07/19/2005	2005-12/69
R710-9-6	Amendments and Additions	28115	AMD	09/15/2005	2005-16/36
<u>Highway Patrol</u>					
R714-500	Chemical Analysis Standards and Training	27882	5YR	05/12/2005	2005-11/102
<u>Criminal Investigations and Technical Services, Criminal Identification</u>					
R722-310	Regulation of Bail Bond Recovery and Enforcement Agents	28052	5YR	06/29/2005	2005-14/100
R722-330	Licensing of Private Investigators	28053	5YR	06/29/2005	2005-14/100
<u>Peace Officer Standards and Training</u>					
R728-205	Council Resolution of Public Safety Retirement Eligibility	28043	5YR	06/27/2005	2005-14/101
Public Service Commission					
<u>Administration</u>					
R746-200-6	Termination of Service	27587	AMD	02/25/2005	2005-1/32
R746-240	Telecommunication Service Rules	27855	AMD	08/08/2005	2005-10/29
R746-340	Service Quality for Telecommunications Corporations	27856	AMD	08/08/2005	2005-10/32
R746-341	Lifeline Rule	27821	AMD	06/20/2005	2005-9/42
R746-341	Lifeline/Link-up Rule	28137	AMD	10/20/2005	2005-17/28
R746-341	Lifeline/Link-up Rule	28306	5YR	10/28/2005	2005-22/52
R746-349	Competitive Entry and Reporting Requirements	27857	AMD	08/08/2005	2005-10/34
R746-349-9	Pricing Flexibility Revocation, Conditions, or Restrictions	28129	AMD	10/11/2005	2005-17/35
R746-352	Price Cap Regulation	27858	REP	08/08/2005	2005-10/36
R746-356	Intrastate (IntraLATA) Equal Access to Toll Calling Services By Telecommunications Carriers	27859	AMD	08/08/2005	2005-10/40
R746-360	Universal Public Telecommunications Service Support Fund	27860	AMD	08/08/2005	2005-10/42
R746-360-9	One-Time Distributions from the Fund	27302	CPR	01/04/2005	2004-23/54
R746-360-9	One-Time Distributions from the Fund	27302	AMD	01/04/2005	2004-15/59
R746-405-1	General Provisions	27861	AMD	08/08/2005	2005-10/44
R746-407	Annualization of Test-year Data	28307	5YR	10/28/2005	2005-22/53
R746-409-1	General Provisions	27527	NSC	01/01/2005	Not Printed
R746-510	Funding for Speech and Hearing Impaired Certified Interpreter Training	28057	NEW	08/25/2005	2005-14/58

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Regents (Board Of)					
<u>Administration</u>					
R765-604	New Century Scholarship	27663	5YR	01/19/2005	2005-4/56
R765-604	New Century Scholarship	27666	AMD	03/22/2005	2005-4/22
R765-605-4	Policy	28084	AMD	09/01/2005	2005-15/21
R765-626	Lender-of-Last-Resort Program	27841	5YR	04/26/2005	2005-10/53
R765-685	Utah Educational Savings Plan Trust	28062	REP	08/17/2005	2005-14/60
School and Institutional Trust Lands					
<u>Administration</u>					
R850-2	State Land Management Objectives	27812	NSC	05/01/2005	Not Printed
R850-11	Procurement	28186	AMD	10/18/2005	2005-18/63
R850-20	Mineral Resources	27611	REP	04/01/2005	2005-2/50
R850-21	Oil, Gas and Hydrocarbon Resources	27612	NEW	04/01/2005	2005-2/58
R850-21	Oil, Gas and Hydrocarbon Resources	27813	AMD	06/01/2005	2005-9/46
R850-22	Bituminous-Asphaltic Sands and Oil Shale Resources	27613	NEW	04/01/2005	2005-2/65
R850-23	Sand, Gravel and Cinders Permits	27609	NEW	04/01/2005	2005-2/72
R850-24	General Provisions: Mineral and Material Resources, Mineral Leases and Material Permits	27607	NEW	04/01/2005	2005-2/76
R850-24-200	Insurance Requirements	27814	AMD	06/01/2005	2005-9/49
R850-25	Mineral Leases and Materials Permits	27606	NEW	04/01/2005	2005-2/81
R850-26	Coal Leases	27604	NEW	04/01/2005	2005-2/84
R850-27	Geothermal Steam	27601	NEW	04/01/2005	2005-2/86
R850-50	Range Management	27811	AMD	06/01/2005	2005-9/49
R850-130	Materials Permits	27602	REP	04/01/2005	2005-2/89
Tax Commission					
<u>Auditing</u>					
R865-6F-35	S Corporation Determination of Tax Pursuant to Utah Code Ann. Section 59-7-703	27929	AMD	07/20/2005	2005-12/71
R865-9I-21	Return By Partnership Pursuant to Utah Code Ann. Section 59-10-507	27804	AMD	06/08/2005	2005-9/51
R865-9I-51	Withholding Tax License Pursuant to Utah Code Ann. Section 59-10-405.5	27930	AMD	07/20/2005	2005-12/72
R865-16R	Severance Tax	27739	5YR	03/08/2005	2005-7/77
R865-19S-6	Tax Collection Pursuant to Utah Code Ann. Section 59-12-107	27868	AMD	07/20/2005	2005-11/64
R865-19S-8	Bonds and Securities Pursuant to Utah Code Ann. Section 59-12-107	27931	AMD	07/20/2005	2005-12/73
R865-19S-20	Basis for Reporting Tax Pursuant to Utah Code Ann. Section 59-12-107	27819	AMD	07/01/2005	2005-9/52
R865-19S-32	Leases and Rentals Pursuant to Utah Code Ann. Section 59-12-103	27820	AMD	07/01/2005	2005-9/54
R865-19S-51	Fabrication and Installation Labor in Connection With Retail Sales of Tangible Personal Property Pursuant to Utah Code Ann. Section 59-12-103	27822	AMD	07/01/2005	2005-9/55
R865-19S-52	Federal, State and Local Taxes Pursuant to Utah Code Ann. Section 59-12-102	27825	AMD	07/01/2005	2005-9/56
R865-19S-60	Sales of Machinery, Fixtures and Supplies to Manufacturers, Businessmen and Others Pursuant to Utah Code Ann. Section 59-12-103	27826	AMD	07/01/2005	2005-9/56

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R865-19S-68	Premiums, Gifts, Rebates, and Coupons Pursuant to Utah Code Ann. Sections 59-12-102 and 59-12-103	27828	AMD	07/01/2005	2005-9/57
R865-19S-71	Transportation Charges in Connection With the Sale of Tangible Personal Property Pursuant to Utah Code Ann. Sections 59-12-103 and 59-12-104	27831	AMD	07/01/2005	2005-9/58
R865-19S-78	Charges for Labor to Repair, Renovate and Install Tangible Personal Property Pursuant to Utah Code Ann. Section 59-12-103	27870	AMD	07/20/2005	2005-11/65
R865-19S-85	Sales and Use Tax Exemptions for New or Expanding Operations and Normal Operating Replacements Pursuant to Utah Code Ann. Section 59-12-104	27832	AMD	07/01/2005	2005-9/59
R865-19S-87	Government-Owned Tooling and Equipment Exemption Pursuant to Utah Code Ann. Section 59-12-104	28045	NSC	09/01/2005	Not Printed
R865-19S-90	Telephone Service Pursuant to Utah Code Ann. Section 59-12-103	27833	AMD	07/01/2005	2005-9/61
R865-19S-90	Telephone Service Pursuant to Utah Code Ann. Section 59-12-103	28049	AMD	09/01/2005	2005-14/65
R865-19S-98	Sales to Nonresidents of Vehicles, Off-highway Vehicles, and Boats Required to be Registered, and Sales to Nonresidents of Boat Trailers and Outboard Motors Pursuant to Utah Code Ann. 59-12-104	28050	AMD	09/01/2005	2005-14/66
R865-19S-101	Application of Sales Tax to Fees Assessed in Conjunction with the Retail Sale of a Motor Vehicle Pursuant to Utah Code Ann. Section 59-12-103	27834	AMD	07/01/2005	2005-9/62
R865-19S-112	Confirmation of Purchase of Admission or User Fee Relating to the Olympic Winter Games of 2002 Pursuant to Utah Code Ann. Sections 59-12-103 and 59-12-104	27867	AMD	07/20/2005	2005-11/67
R865-19S-120	Sales and Use Tax Exemption Relating to Film, Television, and Video Pursuant to Utah Code Ann. Section 59-12-104	28114	AMD	10/13/2005	2005-16/38
<u>Motor Vehicle</u>					
R873-22M-27	Issuance of Special Group License Plates Pursuant to Utah Code Ann. Sections 41-1a-408, 41-1a-409 and 41-1a-414	27803	AMD	06/08/2005	2005-9/63
R873-22M-27	Issuance of Special Group License Plates Pursuant to Utah Code Ann. Sections 41-1a-418, 41-1a-419, 41-1a-420, and 41-1a-421	28046	AMD	09/01/2005	2005-14/68
R873-22M-34	Rule for Denial of Personalized Plate Requests Pursuant to Utah Code Ann. Sections 41-1a-104 and 41-1a-411	28184	AMD	10/31/2005	2005-18/67
R873-22M-34	Rule for Denial of Personalized Plate Requests Pursuant to Utah Code Ann. Sections 41-1a-104 and 41-1a-411	28273	NSC	10/31/2005	Not Printed
<u>Property Tax</u>					
R884-24P-33	2005 Personal Property Guides and Schedules Pursuant to Utah Code Ann. Section 59-2-301	28151	AMD	10/13/2005	2005-17/36
Transportation					
<u>Motor Carrier</u>					
R909-1	Safety Regulations for Motor Carriers	28242	AMD	11/04/2005	2005-19/27
R909-75	Safety Regulations for Motor Carriers Transporting Hazardous Materials and/or Hazardous Wastes	28243	AMD	11/04/2005	2005-19/28
<u>Motor Carrier, Ports of Entry</u>					
R912-2	Mobile and Manufactured Homes	28147	NEW	10/13/2005	2005-17/45
R912-3	Restriction of Truck Traffic on SR 128. Legal and Permitted Vehicles.	27953	REP	07/18/2005	2005-12/74

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R912-6	Ports-of-Entry By-Pass Permit Provisions	27790	NEW	06/27/2005	2005-8/39
R912-9	Pilot/Escort Requirements and Certification Program	27970	NEW	07/18/2005	2005-12/74
R912-9	Pilot/Escort Requirements and Certification Program	28241	AMD	11/04/2005	2005-19/29
R912-10	Requirements for Pilot/Escort Qualified Training and Certification Program	27971	NEW	07/18/2005	2005-12/77
R912-11	Overweight and/or Oversize Permitted Vehicle Restrictions on Certain Highways Throughout the State of Utah	27952	NEW	07/18/2005	2005-12/79
R912-14	Changes to Utah's Oversize/Overweight Permit Program - Semitrailer Exceeding 48 Feet in Length	27972	AMD	07/18/2005	2005-12/82
R912-16	Special Mobile Equipment	27954	5YR	06/01/2005	2005-12/89
R912-16	Special Mobile Equipment	28150	5YR	08/15/2005	2005-17/56
R912-76	Single Tire Configuration	28149	AMD	10/13/2005	2005-17/48
<u>Operations, Construction</u>					
R916-4	Construction Manager/General Contractor Contracts	27846	NEW	06/27/2005	2005-10/46
<u>Operations, Traffic and Safety</u>					
R920-5	Manual and Specifications on School Crossing Zones. Supplemental to Part VII of the Manual on Uniform Traffic Control Devices	27955	AMD	07/18/2005	2005-12/83
R920-50	Ropeway Operation Safety Rules	27876	AMD	07/12/2005	2005-11/69
<u>Program Development</u>					
R926-7	Scenic Byways	28024	NEW	09/15/2005	2005-13/42
Workforce Services					
<u>Employment Development</u>					
R986-100	Employment Support Programs	27661	AMD	04/07/2005	2005-4/24
R986-100	Employment Support Programs	28227	5YR	09/13/2005	2005-19/105
R986-200	Family Employment Program	27957	AMD	08/01/2005	2005-12/84
R986-200	Family Employment Program	28202	EMR	09/02/2005	2005-19/33
R986-200	Family Employment Program	28229	5YR	09/14/2005	2005-19/105
R986-200	Family Employment Program	28134	AMD	10/05/2005	2005-17/49
R986-200-214	Assistance for Specified Relatives	27824	AMD	06/01/2005	2005-9/65
R986-300	Refugee Resettlement Program	28230	5YR	09/14/2005	2005-19/106
R986-400	General Assistance and Working Toward Employment	28231	5YR	09/14/2005	2005-19/106
R986-500	Adoption Assistance	28232	5YR	09/14/2005	2005-19/107
R986-500-501	Authority for Adoption Assistance (AA) and Other Applicable Rules	27491	AMD	01/01/2005	2004-21/31
R986-600	Workforce Investment Act	28063	AMD	08/16/2005	2005-14/69
R986-600	Workforce Investment Act	28234	5YR	09/14/2005	2005-19/107
R986-700	Child Care Assistance	27660	AMD	04/07/2005	2005-4/26
R986-700	Child Care Assistance	27830	AMD	07/01/2005	2005-9/67
R986-700	Child Care Assistance	28233	5YR	09/14/2005	2005-19/108
R986-800	Displaced Homemaker Program	28236	5YR	09/14/2005	2005-19/108
R986-900	Food Stamps	28235	5YR	09/14/2005	2005-19/108
<u>Workforce Information and Payment Services</u>					
R994-102	Employment Security Act, Public Policy and Authority	28000	NSC	08/01/2005	Not Printed
R994-106	Combined Wage Claims	28001	NSC	08/01/2005	Not Printed

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R994-201	Definition of Terms in Employment Security Act	27730	NSC	04/01/2005	Not Printed
R994-201	Definition of Terms in Employment Security Act	28007	NSC	08/01/2005	Not Printed
R994-202	Employing Units	28008	NSC	08/01/2005	Not Printed
R994-204	Included Employment	27789	5YR	04/01/2005	2005-8/59
R994-204	Included Employment	28009	NSC	08/01/2005	Not Printed
R994-205	Exempt Employment	27791	5YR	04/01/2005	2005-8/59
R994-205	Exempt Employment	28014	NSC	08/01/2005	Not Printed
R994-206	Agricultural Labor	27796	5YR	04/01/2005	2005-8/60
R994-206	Agricultural Labor	28010	NSC	08/01/2005	Not Printed
R994-207	Unemployment	28011	NSC	08/01/2005	Not Printed
<u>Unemployment Insurance</u>					
R994-207	Unemployment	28170	5YR	08/25/2005	2005-18/73
<u>Workforce Information and Payment Services</u>					
R994-208	Definition of Wages	28015	NSC	08/01/2005	Not Printed
R994-302	Payment by Employer	28016	NSC	08/01/2005	Not Printed
R994-303	Contribution Rates and Relief of Charges	28017	NSC	08/01/2005	Not Printed
R994-304	Special Provisions Regarding Transfers of Unemployment Experience and Assigning Rates	27823	NEW	06/01/2005	2005-9/69
R994-304	Special Provisions Regarding Transfers of Unemployment Experience and Assigning Rates	28041	NSC	08/01/2005	Not Printed
R994-305	Collection of Contributions	28018	NSC	08/01/2005	Not Printed
R994-306	Charging Benefit Costs to Employers	28019	NSC	08/01/2005	Not Printed
R994-307	Social Costs -- Relief of Charges	27966	NSC	08/01/2005	Not Printed
R994-307-101	Relief of Charges to Contributing Employers	27919	AMD	09/29/2005	2005-11/71
R994-308	Bond or Security Requirement	28020	NSC	08/01/2005	Not Printed
R994-309	Nonprofit Organizations	27968	NSC	08/01/2005	Not Printed
R994-309-105	Reimbursable Employer's Liability for Benefits Paid	27921	AMD	09/29/2005	2005-11/72
R994-310	Coverage	28034	NSC	08/01/2005	Not Printed
R994-311	Governmental Units	27984	NSC	08/01/2005	Not Printed
R994-311	Governmental Units	27922	AMD	09/29/2005	2005-11/73
R994-312	Employing Units Records - Confidential	28021	NSC	08/01/2005	Not Printed
R994-315	Centralized New Hire Registry Reporting	28022	NSC	08/01/2005	Not Printed
R994-401	Payment of Benefits	27728	NSC	04/01/2005	Not Printed
R994-401	Payment of Benefits	27983	NSC	08/01/2005	Not Printed
R994-401	Payment of Benefits	27924	AMD	09/29/2005	2005-11/75
R994-402	Extended Benefits	28023	NSC	08/01/2005	Not Printed
R994-403	Claim for Benefits	27729	NSC	04/01/2005	Not Printed
R994-403	Claim for Benefits	28035	NSC	08/01/2005	Not Printed
R994-403-123	Obligation of Department Employees	27937	AMD	09/29/2005	2005-12/86
R994-404	Payments Following Workers' Compensation	27980	NSC	08/01/2005	Not Printed
R994-404-101	Claimants Who Qualify for an Adjustment to the Base Period	27926	AMD	09/29/2005	2005-11/76
R994-405	Ineligibility for Benefits	28033	NSC	08/01/2005	Not Printed
R994-405	Ineligibility for Benefits	27927	AMD	09/29/2005	2005-11/77
R994-406	Fraud and Fault	27979	NSC	08/01/2005	Not Printed

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R994-406	Fraud and Fault	27928	AMD	09/29/2005	2005-11/79
R994-508	Appeal Procedures	27978	NSC	08/01/2005	Not Printed
R994-508-109	Hearing Procedure	27936	AMD	09/29/2005	2005-12/86

RULES INDEX - BY KEYWORD (SUBJECT)

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	5YR = Five-Year Review
EXD = Expired	

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>abortion</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	27582	R414-1B	NSC	02/01/2005	Not Printed
<u>abrasive blasting</u>					
Environmental Quality, Air Quality	28217	R307-206	5YR	09/07/2005	2005-19/97
	27759	R307-206	AMD	07/07/2005	2005-7/15
	27763	R307-306	CPR	09/02/2005	2005-15/38
	27763	R307-306	NEW	09/02/2005	2005-7/22
<u>acceptable documentation</u>					
Public Safety, Driver License	27808	R708-41	EMR	04/11/2005	2005-9/74
	27809	R708-41	NEW	06/01/2005	2005-9/41
<u>accidents</u>					
Natural Resources, Parks and Recreation	28092	R651-223	5YR	07/14/2005	2005-15/48
<u>accountants</u>					
Commerce, Occupational and Professional Licensing	27835	R156-26a	AMD	06/21/2005	2005-10/12
<u>accounts</u>					
Money Management Council, Administration	28275	R628-4	5YR	10/06/2005	2005-21/82
<u>accreditation</u>					
Education, Administration	27705	R277-410	AMD	04/01/2005	2005-5/8
	27706	R277-411	AMD	04/01/2005	2005-5/10
	27707	R277-412	AMD	04/01/2005	2005-5/13
	27708	R277-413	AMD	04/01/2005	2005-5/16
	28145	R277-515	REP	10/05/2005	2005-17/7
	28144	R277-516	REP	10/05/2005	2005-17/8
<u>adjudicative proceedings</u>					
Commerce, Administration	27636	R151-46b	AMD	02/15/2005	2005-2/32

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Public Safety, Driver License	28104	R708-14	NSC	08/01/2005	Not Printed
<u>administrative law</u>					
Administrative Services, Administrative Rules	28261	R15-1	5YR	09/29/2005	2005-20/63
	28262	R15-2	5YR	09/29/2005	2005-20/63
	28264	R15-3	5YR	09/29/2005	2005-20/64
	28265	R15-4	5YR	09/29/2005	2005-20/65
	28266	R15-5	5YR	09/29/2005	2005-20/65
<u>administrative procedures</u>					
Administrative Services, Administrative Rules	28266	R15-5	5YR	09/29/2005	2005-20/65
Agriculture and Food, Administration	28196	R51-1	5YR	09/02/2005	2005-19/36
Agriculture and Food, Animal Industry	28200	R58-15	5YR	09/02/2005	2005-19/38
Commerce, Administration	27636	R151-46b	AMD	02/15/2005	2005-2/32
Environmental Quality, Air Quality	28221	R307-103	5YR	09/07/2005	2005-19/45
Environmental Quality, Drinking Water	27912	R309-100	5YR	05/16/2005	2005-11/90
	27964	R309-100	AMD	09/13/2005	2005-12/29
	27908	R309-115	5YR	05/16/2005	2005-11/92
	27909	R309-150	5YR	05/16/2005	2005-11/92
	27906	R309-300	5YR	05/16/2005	2005-11/96
	27916	R309-405	5YR	05/16/2005	2005-11/97
	27781	R309-405	NSC	05/16/2005	Not Printed
Human Resource Management, Administration	27890	R477-12-3	AMD	07/02/2005	2005-11/47
Human Services, Administration, Administrative Hearings	28318	R497-100	5YR	11/02/2005	Not Printed
Labor Commission, Industrial Accidents	27892	R612-1-3	AMD	07/02/2005	2005-11/49
Natural Resources, Parks and Recreation	28091	R651-101	5YR	07/14/2005	2005-15/48
	28100	R651-101	NSC	08/01/2005	Not Printed
Natural Resources, Forestry, Fire and State Lands	27750	R652-70-1900	AMD	05/20/2005	2005-7/66
	27740	R652-70-2300	AMD	05/20/2005	2005-7/67
	27843	R652-120	5YR	04/28/2005	2005-10/53
School and Institutional Trust Lands, Administration	27611	R850-20	REP	04/01/2005	2005-2/50
	27813	R850-21	AMD	06/01/2005	2005-9/46
	27612	R850-21	NEW	04/01/2005	2005-2/58
	27613	R850-22	NEW	04/01/2005	2005-2/65
	27606	R850-25	NEW	04/01/2005	2005-2/81
	27604	R850-26	NEW	04/01/2005	2005-2/84
	27601	R850-27	NEW	04/01/2005	2005-2/86
	27811	R850-50	AMD	06/01/2005	2005-9/49
	27602	R850-130	REP	04/01/2005	2005-2/89
<u>administrative responsibility</u>					
Human Resource Management, Administration	27885	R477-2	AMD	07/02/2005	2005-11/29
<u>adoption assistance</u>					
Workforce Services, Employment Development	28232	R986-500	5YR	09/14/2005	2005-19/107

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27491	R986-500-501	AMD	01/01/2005	2004-21/31
<u>adult education</u>					
Education, Administration	27592	R277-733	AMD	02/01/2005	2005-1/10
<u>advertising</u>					
Commerce, Consumer Protection	28058	R152-39	NEW	08/16/2005	2005-14/6
Labor Commission, Antidiscrimination and Labor, Antidiscrimination	28004	R606-4	5YR	06/08/2005	2005-13/55
<u>aesthetics</u>					
Capitol Preservation Board (State), Administration	27631	R131-8	NEW	03/03/2005	2005-2/24
<u>air pollution</u>					
Environmental Quality, Air Quality	27755	R307-101-2	CPR	09/02/2005	2005-15/25
	27818	R307-101-2	AMD	07/07/2005	2005-9/4
	27755	R307-101-2	AMD	09/02/2005	2005-7/2
	28029	R307-101-2	AMD	09/08/2005	2005-13/24
	28221	R307-103	5YR	09/07/2005	2005-19/45
	28224	R307-110	5YR	09/08/2005	2005-19/45
	28111	R307-110	NSC	08/01/2005	Not Printed
	27768	R307-110-10	AMD	09/02/2005	2005-7/6
	27768	R307-110-10	CPR	09/02/2005	2005-15/28
	27429	R307-110-11	AMD	03/04/2005	2004-19/37
	27429	R307-110-11	CPR	03/04/2005	2005-3/52
	27343	R307-110-12	AMD	01/04/2005	2004-17/12
	27343	R307-110-12	CPR	01/04/2005	2004-23/53
	27769	R307-110-17	CPR	09/02/2005	2005-15/29
	27769	R307-110-17	AMD	09/02/2005	2005-7/7
	28078	R307-115	5YR	07/07/2005	2005-15/45
	28215	R307-165	5YR	09/07/2005	2005-19/94
	27756	R307-165	CPR	09/02/2005	2005-15/31
	27756	R307-165	AMD	09/02/2005	2005-7/8
	28123	R307-170	NSC	11/03/2005	Not Printed
	28326	R307-170	5YR	11/03/2005	Not Printed
	27757	R307-201	AMD	09/02/2005	2005-7/9
	28214	R307-201	5YR	09/07/2005	2005-19/95
	27757	R307-201	CPR	09/02/2005	2005-15/32
	28042	R307-205	NSC	09/07/2005	Not Printed
	28223	R307-205	5YR	09/07/2005	2005-19/96
	27764	R307-205	AMD	07/07/2005	2005-7/12
	28217	R307-206	5YR	09/07/2005	2005-19/97
	27759	R307-206	AMD	07/07/2005	2005-7/15
	27665	R307-210	AMD	04/19/2005	2005-4/17
	28130	R307-214-2	AMD	11/03/2005	2005-17/13
	27761	R307-302	CPR	09/02/2005	2005-15/34
	27761	R307-302	AMD	09/02/2005	2005-7/17
	28216	R307-305	5YR	09/07/2005	2005-19/99

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27762	R307-305	CPR	09/02/2005	2005-15/36
	27762	R307-305	AMD	09/02/2005	2005-7/19
	27763	R307-306	NEW	09/02/2005	2005-7/22
	27763	R307-306	CPR	09/02/2005	2005-15/38
	28218	R307-307	5YR	09/07/2005	2005-19/102
	27765	R307-309	CPR	09/02/2005	2005-15/39
	27765	R307-309	AMD	09/02/2005	2005-7/24
	28220	R307-309	5YR	09/07/2005	2005-19/102
	28222	R307-310	5YR	09/07/2005	2005-19/104
	28080	R307-310-5	NSC	09/01/2005	Not Printed
	27766	R307-310-5	AMD	07/07/2005	2005-7/27
	27701	R307-320	NSC	07/07/2005	Not Printed
	28079	R307-320	5YR	07/07/2005	2005-15/46
	27767	R307-421	NEW	07/07/2005	2005-7/28
	28131	R307-840	AMD	11/03/2005	2005-17/17
<u>air quality</u> Environmental Quality, Air Quality	27758	R307-204-3	AMD	07/07/2005	2005-7/11
<u>air travel</u> Administrative Services, Finance	27848	R25-7	AMD	07/01/2005	2005-10/7
<u>aircraft</u> Tax Commission, Motor Vehicle	28046	R873-22M-27	AMD	09/01/2005	2005-14/68
	27803	R873-22M-27	AMD	06/08/2005	2005-9/63
	28184	R873-22M-34	AMD	10/31/2005	2005-18/67
	28273	R873-22M-34	NSC	10/31/2005	Not Printed
<u>alarm company</u> Commerce, Occupational and Professional Licensing	28048	R156-55d	5YR	06/28/2005	2005-14/97
	28166	R156-55d-503	AMD	10/18/2005	2005-18/16
<u>alcohol</u> Public Safety, Highway Patrol	27882	R714-500	5YR	05/12/2005	2005-11/102
<u>alcoholic beverages</u> Alcoholic Beverage Control, Administration	27947	R81-1-6	AMD	08/01/2005	2005-12/4
	27948	R81-1-7	AMD	08/01/2005	2005-12/5
	27949	R81-1-24	AMD	08/01/2005	2005-12/7
	28175	R81-2-8	AMD	11/01/2005	2005-18/6
	27847	R81-4D-14	CPR	08/26/2005	2005-14/74
	27847	R81-4D-14	AMD	08/26/2005	2005-10/11
	27725	R81-5-5	AMD	05/01/2005	2005-6/3
	27726	R81-5-14	AMD	05/01/2005	2005-6/4
	27869	R81-5-15	NSC	06/01/2005	Not Printed
	28180	R81-5-16	NSC	09/01/2005	Not Printed
	27727	R81-5-17	AMD	05/01/2005	2005-6/5
<u>alimony</u> Human Services, Recovery Services	28090	R527-450	5YR	07/14/2005	2005-15/47

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>alternative onsite wastewater systems</u> Environmental Quality, Water Quality	27699	R317-4	5YR	02/10/2005	2005-5/30
<u>annualization</u> Public Service Commission, Administration	28307	R746-407	5YR	10/28/2005	2005-22/53
<u>annuity insurance filings</u> Insurance, Administration	27717	R590-227-3	AMD	04/28/2005	2005-6/22
<u>annuity replacement</u> Insurance, Administration	27829	R590-93	R&R	06/08/2005	2005-9/12
	28006	R590-93	NSC	08/01/2005	Not Printed
<u>appellate procedures</u> Workforce Services, Workforce Information and Payment Services	27979	R994-406	NSC	08/01/2005	Not Printed
	27978	R994-508	NSC	08/01/2005	Not Printed
	27936	R994-508-109	AMD	09/29/2005	2005-12/86
<u>appraisal</u> Tax Commission, Property Tax	28151	R884-24P-33	AMD	10/13/2005	2005-17/36
<u>aquaculture</u> Agriculture and Food, Animal Industry	27696	R58-17	5YR	02/03/2005	2005-5/28
	28119	R58-17	AMD	09/15/2005	2005-16/2
<u>architects</u> Administrative Services, Facilities Construction and Management Capitol Preservation Board (State), Administration	27605	R23-2	AMD	03/15/2005	2005-2/7
	27711	R131-1	5YR	02/16/2005	2005-6/33
<u>architecture</u> Capitol Preservation Board (State), Administration	27631	R131-8	NEW	03/03/2005	2005-2/24
<u>art</u> Capitol Preservation Board (State), Administration	27632	R131-9	NEW	03/03/2005	2005-2/26
<u>arts</u> Education, Administration	28282	R277-444	5YR	10/12/2005	2005-21/81
	27932	R277-444	AMD	07/18/2005	2005-12/24
<u>assignment</u> Education, Administration	28077	R277-520	5YR	07/06/2005	2005-15/45
<u>assistance</u> Human Services, Recovery Services	28089	R527-332	5YR	07/14/2005	2005-15/47
<u>assisted living facilities</u> Public Safety, Fire Marshal	27654	R710-3-3	AMD	03/04/2005	2005-3/42
<u>audiology</u> Commerce, Occupational and Professional Licensing	28176	R156-41-502	AMD	10/18/2005	2005-18/13

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>autism spectrum</u> Health, Community and Family Health Services, Children with Special Health Care Needs	27941	R398-10	AMD	08/30/2005	2005-12/61
<u>backflow assembly tester</u> Environmental Quality, Drinking Water	27617	R309-305	NSC	02/01/2005	Not Printed
	27915	R309-305	5YR	05/16/2005	2005-11/96
	27780	R309-305	NSC	05/16/2005	Not Printed
<u>background checks</u> Human Services, Mental Health, State Hospital	27998	R525-5	NSC	08/01/2005	Not Printed
<u>bail bond enforcement agent</u> Public Safety, Criminal Investigations and Technical Services, Criminal Identification	28052	R722-310	5YR	06/29/2005	2005-14/100
<u>bail bond recovery agent</u> Public Safety, Criminal Investigations and Technical Services, Criminal Identification	28052	R722-310	5YR	06/29/2005	2005-14/100
<u>banking law</u> Money Management Council, Administration	27689	R628-11	AMD	03/22/2005	2005-4/18
	28281	R628-11	5YR	10/12/2005	2005-21/82
	28314	R628-12	5YR	11/01/2005	2005-22/51
<u>bear</u> Natural Resources, Wildlife Resources	27649	R657-33	AMD	03/04/2005	2005-3/36
	27751	R657-33-2	NSC	04/01/2005	Not Printed
<u>beekeeping</u> Agriculture and Food, Plant Industry	28207	R68-1	5YR	09/06/2005	2005-19/41
<u>behavior</u> Human Services, Services for People with Disabilities	27724	R539-4	NEW	05/03/2005	2005-6/16
<u>benefits</u> Community and Economic Development, Community Development, Community Services	27420	R202-207-702	AMD	01/12/2005	2004-19/27
Workforce Services, Workforce Information and Payment Services	27728	R994-401	NSC	04/01/2005	Not Printed
	27924	R994-401	AMD	09/29/2005	2005-11/75
	27983	R994-401	NSC	08/01/2005	Not Printed
<u>big game seasons</u> Natural Resources, Wildlife Resources	27550	R657-5	AMD	01/15/2005	2004-24/38
	27865	R657-5	AMD	07/05/2005	2005-11/61
<u>birds</u> Natural Resources, Wildlife Resources	28081	R657-6	AMD	09/06/2005	2005-15/7
	28082	R657-6	5YR	07/08/2005	2005-15/49
	28187	R657-9	AMD	10/25/2005	2005-18/49
	27862	R657-15	AMD	07/05/2005	2005-11/63
	27863	R657-15	5YR	05/05/2005	2005-11/99

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>bituminous-asphaltic sands</u> School and Institutional Trust Lands, Administration	27613	R850-22	NEW	04/01/2005	2005-2/65
<u>bleeding disorder</u> Health, Health Systems Improvement, Primary Care and Rural Health	28182	R434-50	NEW	10/31/2005	2005-18/18
<u>board members</u> Commerce, Administration	27633	R151-1	NEW	02/15/2005	2005-2/29
<u>boating</u> Natural Resources, Parks and Recreation	27560	R651-202	AMD	01/15/2005	2004-24/28
	27559	R651-205-7	AMD	01/15/2005	2004-24/29
	28056	R651-205-9	AMD	08/16/2005	2005-14/57
	27664	R651-206	NSC	02/01/2005	Not Printed
	27561	R651-206	AMD	01/15/2005	2004-24/29
	27562	R651-209	REP	01/15/2005	2004-24/32
	27563	R651-211	AMD	01/15/2005	2004-24/33
	27564	R651-212	AMD	01/15/2005	2004-24/34
	27565	R651-215	AMD	01/15/2005	2004-24/35
	28162	R651-222-5	AMD	10/18/2005	2005-18/45
	28092	R651-223	5YR	07/14/2005	2005-15/48
<u>boilers</u> Labor Commission, Safety	27616	R616-2-3	AMD	03/07/2005	2005-2/49
<u>bonding requirements</u> Human Services, Recovery Services	27881	R527-394	5YR	05/12/2005	2005-11/98
Money Management Council, Administration	28275	R628-4	5YR	10/06/2005	2005-21/82
Workforce Services, Workforce Information and Payment Services	28020	R994-308	NSC	08/01/2005	Not Printed
<u>brachytherapy</u> Environmental Quality, Radiation Control	27748	R313-32	AMD	05/13/2005	2005-7/38
<u>breaks</u> Human Resource Management, Administration	27889	R477-8	AMD	07/02/2005	2005-11/41
<u>breath testing</u> Public Safety, Highway Patrol	27882	R714-500	5YR	05/12/2005	2005-11/102
<u>broad scope</u> Environmental Quality, Radiation Control	27747	R313-22	AMD	05/13/2005	2005-7/36
<u>budgeting</u> Health, Health Care Financing, Coverage and Reimbursement Policy	27923	R414-304	AMD	07/02/2005	2005-11/18
<u>building codes</u> Commerce, Occupational and Professional Licensing	27489	R156-56	AMD	01/01/2005	2004-21/6
	27490	R156-56-704	AMD	01/01/2005	2004-21/11

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>building inspection</u>					
Commerce, Occupational and Professional Licensing	27489	R156-56	AMD	01/01/2005	2004-21/6
	27490	R156-56-704	AMD	01/01/2005	2004-21/11
<u>burglar alarms</u>					
Commerce, Occupational and Professional Licensing	28048	R156-55d	5YR	06/28/2005	2005-14/97
	28166	R156-55d-503	AMD	10/18/2005	2005-18/16
<u>burns</u>					
Natural Resources, Forestry, Fire and State Lands	27843	R652-120	5YR	04/28/2005	2005-10/53
<u>capitol-preservation</u>					
Capitol Preservation Board (State), Administration	27711	R131-1	5YR	02/16/2005	2005-6/33
<u>care receiver</u>					
Human Services, Aging and Adult Services	28039	R510-401	5YR	06/22/2005	2005-14/98
<u>caregiver</u>					
Human Services, Aging and Adult Services	28039	R510-401	5YR	06/22/2005	2005-14/98
<u>cash management</u>					
Money Management Council, Administration	27743	R628-15	NEW	05/05/2005	2005-7/60
	28327	R628-16	5YR	11/03/2005	Not Printed
<u>certification</u>					
Labor Commission, Safety	27616	R616-2-3	AMD	03/07/2005	2005-2/49
	27590	R616-3-3	AMD	02/01/2005	2005-1/30
<u>certified local inspector</u>					
Human Services, Administration, Administrative Services, Licensing	28185	R501-4	NEW	10/18/2005	2005-18/30
<u>charities</u>					
Tax Commission, Auditing	27868	R865-19S-6	AMD	07/20/2005	2005-11/64
	27931	R865-19S-8	AMD	07/20/2005	2005-12/73
	27819	R865-19S-20	AMD	07/01/2005	2005-9/52
	27820	R865-19S-32	AMD	07/01/2005	2005-9/54
	27822	R865-19S-51	AMD	07/01/2005	2005-9/55
	27825	R865-19S-52	AMD	07/01/2005	2005-9/56
	27826	R865-19S-60	AMD	07/01/2005	2005-9/56
	27828	R865-19S-68	AMD	07/01/2005	2005-9/57
	27831	R865-19S-71	AMD	07/01/2005	2005-9/58
	27870	R865-19S-78	AMD	07/20/2005	2005-11/65
	27832	R865-19S-85	AMD	07/01/2005	2005-9/59
	28045	R865-19S-87	NSC	09/01/2005	Not Printed
	27833	R865-19S-90	AMD	07/01/2005	2005-9/61
	28049	R865-19S-90	AMD	09/01/2005	2005-14/65
	28050	R865-19S-98	AMD	09/01/2005	2005-14/66
	27834	R865-19S-101	AMD	07/01/2005	2005-9/62
	27867	R865-19S-112	AMD	07/20/2005	2005-11/67

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28114	R865-19S-120	AMD	10/13/2005	2005-16/38
<u>chemical testing</u>					
Agriculture and Food, Chemistry Laboratory	28203	R63-1	5YR	09/02/2005	2005-19/39
<u>child care</u>					
Workforce Services, Employment Development	27830	R986-700	AMD	07/01/2005	2005-9/67
	28233	R986-700	5YR	09/14/2005	2005-19/108
	27660	R986-700	AMD	04/07/2005	2005-4/26
<u>child support</u>					
Human Services, Recovery Services	27640	R527-10	5YR	01/06/2005	2005-3/58
	27648	R527-40	AMD	03/14/2005	2005-3/30
	27642	R527-40	5YR	01/06/2005	2005-3/59
	27842	R527-67	NSC	08/10/2005	Not Printed
	27938	R527-67	REP	08/10/2005	2005-12/67
	27534	R527-210	REP	01/04/2005	2004-23/49
	27647	R527-255	AMD	03/14/2005	2005-3/30
	28089	R527-332	5YR	07/14/2005	2005-15/47
	27881	R527-394	5YR	05/12/2005	2005-11/98
	28090	R527-450	5YR	07/14/2005	2005-15/47
	27641	R527-475	5YR	01/06/2005	2005-3/59
<u>child welfare</u>					
Administrative Services, Child Welfare Parental Defense (Office of)	27518	R19-1	CPR	05/13/2005	2005-2/94
	27518	R19-1	NEW	05/13/2005	2004-22/9
<u>cinders</u>					
School and Institutional Trust Lands, Administration	27609	R850-23	NEW	04/01/2005	2005-2/72
<u>classified license</u>					
Public Safety, Driver License	28113	R708-10	NSC	08/01/2005	Not Printed
<u>client rights</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	27902	R414-301	AMD	07/02/2005	2005-11/16
<u>coal</u>					
School and Institutional Trust Lands, Administration	27611	R850-20	REP	04/01/2005	2005-2/50
	27604	R850-26	NEW	04/01/2005	2005-2/84
<u>coal mines</u>					
Natural Resources, Oil, Gas and Mining; Coal	27778	R645-105	5YR	03/25/2005	2005-8/58
<u>coal mining</u>					
Natural Resources, Oil, Gas and Mining; Coal	27779	R645-400	5YR	03/25/2005	2005-8/58
<u>collateral</u>					
Money Management Council, Administration	28332	R628-13	5YR	11/07/2005	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>communicable diseases</u>					
Health, Epidemiology and Laboratory Services, Epidemiology	27496	R386-702	CPR	05/16/2005	2005-3/53
	27496	R386-702	AMD	05/16/2005	2004-21/13
	28152	R386-702	AMD	10/14/2005	2005-17/19
	27853	R386-702-9	AMD	08/25/2005	2005-10/17
<u>complaints</u>					
Human Services, Mental Health, State Hospital	28096	R525-7	NSC	08/01/2005	Not Printed
<u>compliance determinations</u>					
Environmental Quality, Drinking Water	27967	R309-205	AMD	09/13/2005	2005-12/37
	27917	R309-205	5YR	05/16/2005	2005-11/93
	27918	R309-210	5YR	05/16/2005	2005-11/94
	27969	R309-215	AMD	09/13/2005	2005-12/43
	27910	R309-215	5YR	05/16/2005	2005-11/94
<u>concerns</u>					
Human Services, Mental Health, State Hospital	28096	R525-7	NSC	08/01/2005	Not Printed
<u>conduct</u>					
Commerce, Real Estate	28030	R162-106	AMD	09/29/2005	2005-13/23
	27788	R162-107	AMD	05/25/2005	2005-8/14
Professional Practices Advisory Commission, Administration	27542	R686-100	NSC	01/01/2005	Not Printed
<u>confidentiality of information</u>					
Human Resource Management, Administration	27885	R477-2	AMD	07/02/2005	2005-11/29
Workforce Services, Workforce Information and Payment Services	28021	R994-312	NSC	08/01/2005	Not Printed
<u>congregate meals</u>					
Human Services, Aging and Adult Services	28040	R510-104	5YR	06/22/2005	2005-14/98
<u>consent</u>					
Health, Epidemiology and Laboratory Services, Epidemiology	27934	R386-800	5YR	05/24/2005	2005-12/89
<u>conservation</u>					
Natural Resources, Wildlife Resources	27863	R657-15	5YR	05/05/2005	2005-11/99
	27862	R657-15	AMD	07/05/2005	2005-11/63
<u>construction</u>					
Administrative Services, Facilities Construction and Management	27610	R23-4	AMD	03/15/2005	2005-2/10
Transportation, Operations, Construction	27846	R916-4	NEW	06/27/2005	2005-10/46
<u>construction contracts</u>					
Labor Commission, Antidiscrimination and Labor, Antidiscrimination	28003	R606-3	5YR	06/08/2005	2005-13/54
<u>construction disputes</u>					
Administrative Services, Facilities Construction and Management	27610	R23-4	AMD	03/15/2005	2005-2/10

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>consumer confidence report</u> Environmental Quality, Drinking Water	27905	R309-225	5YR	05/16/2005	2005-11/95
<u>consumer hearing panel</u> Human Services, Child and Family Services	27883	R512-75	5YR	05/12/2005	2005-11/98
<u>consumer protection</u> Commerce, Consumer Protection	28272	R152-1	5YR	10/04/2005	2005-21/80
	28179	R152-23	AMD	10/18/2005	2005-18/7
	28178	R152-30	REP	10/18/2005	2005-18/8
	28058	R152-39	NEW	08/16/2005	2005-14/6
<u>contamination</u> Environmental Quality, Radiation Control	27744	R313-15	AMD	05/13/2005	2005-7/33
<u>continuing education</u> Commerce, Real Estate	28173	R162-9-1	AMD	10/24/2005	2005-18/17
	28059	R162-9-2	AMD	08/17/2005	2005-14/7
<u>continuing professional education</u> Commerce, Occupational and Professional Licensing	27835	R156-26a	AMD	06/21/2005	2005-10/12
<u>continuous monitoring</u> Environmental Quality, Air Quality	28326	R307-170	5YR	11/03/2005	Not Printed
	28123	R307-170	NSC	11/03/2005	Not Printed
<u>contractors</u> Commerce, Occupational and Professional Licensing	27752	R156-38	5YR	03/15/2005	2005-7/75
	27987	R156-38	AMD	08/02/2005	2005-13/13
	27942	R156-55a	AMD	07/18/2005	2005-12/13
	28164	R156-55a-503	AMD	10/18/2005	2005-18/14
	27489	R156-56	AMD	01/01/2005	2004-21/6
	27490	R156-56-704	AMD	01/01/2005	2004-21/11
Labor Commission, Antidiscrimination and Labor, Antidiscrimination	28003	R606-3	5YR	06/08/2005	2005-13/54
<u>contracts</u> Administrative Services, Facilities Construction and Management	27603	R23-1	AMD	03/15/2005	2005-2/2
	28163	R23-1-60	AMD	10/18/2005	2005-18/5
	27610	R23-4	AMD	03/15/2005	2005-2/10
Transportation, Operations, Construction	27846	R916-4	NEW	06/27/2005	2005-10/46
<u>conveyance</u> Natural Resources, Water Rights	27690	R655-3	5YR	02/01/2005	2005-4/54
<u>cooperative wildlife management unit</u> Natural Resources, Wildlife Resources	27551	R657-37	AMD	01/15/2005	2004-24/45
	28087	R657-37	AMD	09/06/2005	2005-15/15
<u>corrections</u> Corrections, Administration	28085	R251-303	5YR	07/13/2005	2005-15/43

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>cost sharing</u> Health, Health Care Financing, Coverage and Reimbursement Policy	27588	R414-200	AMD	02/01/2005	2005-1/24
	27977	R414-200-3	AMD	10/01/2005	2005-13/28
<u>cougar</u> Natural Resources, Wildlife Resources	28188	R657-10	AMD	10/25/2005	2005-18/52
<u>counselors</u> Commerce, Occupational and Professional Licensing	27749	R156-60c	5YR	03/14/2005	2005-7/75
<u>county jails</u> Corrections, Administration	28086	R251-113	5YR	07/13/2005	2005-15/43
<u>coverage</u> Workforce Services, Workforce Information and Payment Services	28034	R994-310	NSC	08/01/2005	Not Printed
<u>CPB</u> Capitol Preservation Board (State), Administration	27631	R131-8	NEW	03/03/2005	2005-2/24
	27632	R131-9	NEW	03/03/2005	2005-2/26
<u>credit insurance filings</u> Insurance, Administration	27718	R590-228-3	AMD	04/28/2005	2005-6/23
<u>cross connection control</u> Environmental Quality, Drinking Water	27915	R309-305	5YR	05/16/2005	2005-11/96
	27617	R309-305	NSC	02/01/2005	Not Printed
	27780	R309-305	NSC	05/16/2005	Not Printed
<u>curricula</u> Education, Administration	28282	R277-444	5YR	10/12/2005	2005-21/81
	27932	R277-444	AMD	07/18/2005	2005-12/24
	28142	R277-475	5YR	08/15/2005	2005-17/55
	27874	R277-700-6	NSC	07/01/2005	Not Printed
	27710	R277-705-6	AMD	04/01/2005	2005-5/19
	27662	R277-713	AMD	03/21/2005	2005-4/14
	27875	R277-713	NSC	07/01/2005	Not Printed
<u>damage</u> Natural Resources, Wildlife Resources	28277	R657-24	5YR	10/07/2005	2005-21/83
<u>day care</u> Public Safety, Fire Marshal	27574	R710-8	NSC	01/01/2005	Not Printed
<u>decommissioning</u> Environmental Quality, Radiation Control	27747	R313-22	AMD	05/13/2005	2005-7/36
<u>decontamination</u> Health, Epidemiology and Laboratory Services, Environmental Services	27650	R392-600	NEW	05/02/2005	2005-3/19
<u>definitions</u> Administrative Services, Fleet Operations	27546	R27-1-2	AMD	01/10/2005	2004-23/3
Environmental Quality, Air Quality	27755	R307-101-2	CPR	09/02/2005	2005-15/25

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27818	R307-101-2	AMD	07/07/2005	2005-9/4
	28029	R307-101-2	AMD	09/08/2005	2005-13/24
	27755	R307-101-2	AMD	09/02/2005	2005-7/2
Environmental Quality, Drinking Water	27911	R309-110	5YR	05/16/2005	2005-11/91
	27960	R309-110-3	AMD	09/13/2005	2005-12/33
Environmental Quality, Radiation Control	27746	R313-12	AMD	05/13/2005	2005-7/29
Workforce Services, Workforce Information and Payment Services	27730	R994-201	NSC	04/01/2005	Not Printed
	28007	R994-201	NSC	08/01/2005	Not Printed
<u>design</u>					
Administrative Services, Facilities Construction and Management	27615	R23-3	AMD	03/15/2005	2005-2/9
<u>disabilities</u>					
Human Services, Services for People with Disabilities	27801	R539-5	NEW	05/17/2005	2005-8/33
	27939	R539-5-5	NSC	06/01/2005	Not Printed
<u>disability</u>					
Human Services, Services for People with Disabilities	27568	R539-1	AMD	01/25/2005	2004-24/17
<u>disabled persons</u>					
Human Services, Services for People with Disabilities	27651	R539-2	REP	03/12/2005	2005-3/31
	27652	R539-3	REP	03/12/2005	2005-3/34
	27753	R539-4	REP	05/03/2005	2005-7/58
	27802	R539-5	REP	05/17/2005	2005-8/31
	28210	R539-6	REP	11/04/2005	2005-19/17
	28036	R539-7	REP	09/16/2005	2005-14/20
	28037	R539-7	EMR	06/20/2005	2005-14/94
	27795	R539-8	REP	05/17/2005	2005-8/35
Natural Resources, Wildlife Resources	27721	R657-12	AMD	04/15/2005	2005-6/24
<u>disasters</u>					
Education, Administration	27539	R277-400	NSC	01/01/2005	Not Printed
<u>discharge permits</u>					
Environmental Quality, Water Quality	27657	R317-8-3	AMD	04/20/2005	2005-3/12
<u>disciplinary actions</u>					
Professional Practices Advisory Commission, Administration	27737	R686-103	NSC	04/01/2005	Not Printed
<u>discipline of employees</u>					
Human Resource Management, Administration	27888	R477-11-2	AMD	07/02/2005	2005-11/46
<u>discrimination</u>					
Labor Commission, Antidiscrimination and Labor, Antidiscrimination	28003	R606-3	5YR	06/08/2005	2005-13/54
	28004	R606-4	5YR	06/08/2005	2005-13/55
	28005	R606-5	5YR	06/08/2005	2005-13/55
	28002	R606-6	5YR	06/08/2005	2005-13/56
Labor Commission, Antidiscrimination and Labor, Fair Housing	28126	R608-1-8	EMR	08/02/2005	2005-17/52

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28127	R608-1-8	AMD	10/07/2005	2005-17/27
<u>disease control</u>					
Agriculture and Food, Animal Industry	27570	R58-1	AMD	01/18/2005	2004-24/5
	27687	R58-1-7	AMD	03/18/2005	2005-4/8
	27694	R58-21	5YR	02/03/2005	2005-5/29
<u>disinfection monitoring</u>					
Environmental Quality, Drinking Water	27969	R309-215	AMD	09/13/2005	2005-12/43
	27910	R309-215	5YR	05/16/2005	2005-11/94
<u>dismissal of employees</u>					
Human Resource Management, Administration	27888	R477-11-2	AMD	07/02/2005	2005-11/46
<u>displaced homemakers</u>					
Workforce Services, Employment Development	28236	R986-800	5YR	09/14/2005	2005-19/108
<u>dispute</u>					
Administrative Services, Facilities Construction and Management	27614	R23-26	NEW	03/15/2005	2005-2/12
<u>distribution system monitoring</u>					
Environmental Quality, Drinking Water	27918	R309-210	5YR	05/16/2005	2005-11/94
<u>diversion programs</u>					
Commerce, Occupational and Professional Licensing	27499	R156-1	NSC	01/01/2005	Not Printed
<u>drinking water</u>					
Environmental Quality, Drinking Water	27964	R309-100	AMD	09/13/2005	2005-12/29
	27912	R309-100	5YR	05/16/2005	2005-11/90
	27907	R309-105	5YR	05/16/2005	2005-11/91
	27959	R309-105-16	AMD	09/13/2005	2005-12/31
	27911	R309-110	5YR	05/16/2005	2005-11/91
	27960	R309-110-3	AMD	09/13/2005	2005-12/33
	27908	R309-115	5YR	05/16/2005	2005-11/92
	27909	R309-150	5YR	05/16/2005	2005-11/92
	27913	R309-200	5YR	05/16/2005	2005-11/93
	27961	R309-200	AMD	09/13/2005	2005-12/35
	27967	R309-205	AMD	09/13/2005	2005-12/37
	27917	R309-205	5YR	05/16/2005	2005-11/93
	27918	R309-210	5YR	05/16/2005	2005-11/94
	27969	R309-215	AMD	09/13/2005	2005-12/43
	27910	R309-215	5YR	05/16/2005	2005-11/94
	27962	R309-220	AMD	09/13/2005	2005-12/45
	27914	R309-220	5YR	05/16/2005	2005-11/95
	27905	R309-225	5YR	05/16/2005	2005-11/95
	27906	R309-300	5YR	05/16/2005	2005-11/96
	27915	R309-305	5YR	05/16/2005	2005-11/96
	27617	R309-305	NSC	02/01/2005	Not Printed
	27780	R309-305	NSC	05/16/2005	Not Printed

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27781	R309-405	NSC	05/16/2005	Not Printed
	27916	R309-405	5YR	05/16/2005	2005-11/97
	27963	R309-505	AMD	09/13/2005	2005-12/47
	27816	R309-600	5YR	04/14/2005	2005-9/76
	27775	R309-600	NSC	05/01/2005	Not Printed
	27815	R309-605	5YR	04/14/2005	2005-9/76
<u>driver education</u>					
Education, Administration	27520	R277-746	NSC	01/01/2005	Not Printed
Public Safety, Driver License	28165	R708-18	AMD	10/27/2005	2005-18/60
<u>driver license</u>					
Public Safety, Driver License	27878	R708-36	5YR	05/11/2005	2005-11/100
<u>driver training</u>					
Public Safety, Driver License	27898	R708-37	5YR	05/13/2005	2005-11/101
<u>driving simulators</u>					
Public Safety, Driver License	27579	R708-40	CPR	04/18/2005	2005-6/28
	27579	R708-40	NEW	04/18/2005	2005-1/31
<u>dual employment</u>					
Human Resource Management, Administration	27889	R477-8	AMD	07/02/2005	2005-11/41
<u>dual enrollment</u>					
Education, Administration	27800	R277-438	AMD	05/19/2005	2005-8/19
<u>dust</u>					
Environmental Quality, Air Quality	28220	R307-309	5YR	09/07/2005	2005-19/102
	27765	R307-309	AMD	09/02/2005	2005-7/24
	27765	R307-309	CPR	09/02/2005	2005-15/39
<u>e-mail</u>					
Commerce, Consumer Protection	28058	R152-39	NEW	08/16/2005	2005-14/6
<u>education</u>					
Commerce, Consumer Protection	28177	R152-34	AMD	10/18/2005	2005-18/10
Commerce, Real Estate	27950	R162-103-5	AMD	07/27/2005	2005-12/17
Education, Administration	27798	R277-407	AMD	05/19/2005	2005-8/15
	28064	R277-407	AMD	08/23/2005	2005-14/8
	27702	R277-422	NSC	03/01/2005	Not Printed
	28142	R277-475	5YR	08/15/2005	2005-17/55
	27933	R277-480	REP	07/18/2005	2005-12/27
<u>education finance</u>					
Education, Administration	27798	R277-407	AMD	05/19/2005	2005-8/15
	28064	R277-407	AMD	08/23/2005	2005-14/8
	28065	R277-451	AMD	08/23/2005	2005-14/10
<u>educational facilities</u>					
Education, Administration	28065	R277-451	AMD	08/23/2005	2005-14/10

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>educational program evaluations</u>					
Education, Administration	27722	R277-501	5YR	02/23/2005	2005-6/35
	28145	R277-515	REP	10/05/2005	2005-17/7
<u>educational savings trust</u>					
Regents (Board Of), Administration	28062	R765-685	REP	08/17/2005	2005-14/60
<u>educational testing</u>					
Education, Administration	27872	R277-473	5YR	05/09/2005	2005-11/90
	27547	R277-473	AMD	01/04/2005	2004-23/43
<u>educational tuition</u>					
Education, Administration	28064	R277-407	AMD	08/23/2005	2005-14/8
	27798	R277-407	AMD	05/19/2005	2005-8/15
	27887	R477-10	AMD	07/02/2005	2005-11/43
<u>educator license renewal</u>					
Education, Administration	27722	R277-501	5YR	02/23/2005	2005-6/35
<u>educators</u>					
Education, Administration	28077	R277-520	5YR	07/06/2005	2005-15/45
	27737	R686-103	NSC	04/01/2005	Not Printed
<u>effluent standards</u>					
Environmental Quality, Water Quality	27659	R317-1	AMD	04/20/2005	2005-3/5
	28054	R317-1	AMD	08/22/2005	2005-14/13
	27817	R317-1-7	AMD	06/29/2005	2005-9/5
<u>elderly</u>					
Human Services, Aging and Adult Services	28040	R510-104	5YR	06/22/2005	2005-14/98
	28039	R510-401	5YR	06/22/2005	2005-14/98
<u>electric assisted bicycle headgear</u>					
Public Safety, Driver License	28109	R708-33	NSC	08/01/2005	Not Printed
<u>electronic high school</u>					
Education, Administration	27507	R277-725	NSC	01/01/2005	Not Printed
<u>electronic preliminary lien filing</u>					
Commerce, Occupational and Professional Licensing	27734	R156-38b	NEW	04/18/2005	2005-6/6
	28012	R156-38b-501	NSC	09/01/2005	Not Printed
<u>elevators</u>					
Labor Commission, Safety	27590	R616-3-3	AMD	02/01/2005	2005-1/30
<u>eligibility</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	28240	R414-307	REP	11/01/2005	2005-19/11
	28239	R414-308	R&R	11/01/2005	2005-19/12
	27901	R414-309	NEW	07/02/2005	2005-11/25
<u>emergency medical services</u>					
Health, Health Systems Improvement, Emergency Medical Services	28121	R426-5	AMD	09/21/2005	2005-16/15

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27519	R426-12	AMD	02/01/2005	2004-22/26
	27521	R426-13	AMD	02/01/2005	2004-23/47
	27584	R426-14-303	NSC	02/01/2005	Not Printed
	27522	R426-15	AMD	02/01/2005	2004-23/48
	28038	R426-15-200	AMD	11/01/2005	2005-14/19
<u>emergency preparedness</u>					
Education, Administration	27539	R277-400	NSC	01/01/2005	Not Printed
<u>emission testing</u>					
Environmental Quality, Air Quality	27756	R307-165	AMD	09/02/2005	2005-7/8
	27756	R307-165	CPR	09/02/2005	2005-15/31
	28215	R307-165	5YR	09/07/2005	2005-19/94
<u>employee benefit plans</u>					
Human Resource Management, Administration	27904	R477-6	AMD	07/02/2005	2005-11/32
<u>employee performance evaluations</u>					
Human Resource Management, Administration	27887	R477-10	AMD	07/02/2005	2005-11/43
<u>employee productivity</u>					
Human Resource Management, Administration	27887	R477-10	AMD	07/02/2005	2005-11/43
<u>employee recruitment*</u>					
Workforce Services, Workforce Information and Payment Services	28023	R994-402	NSC	08/01/2005	Not Printed
<u>employee termination</u>					
Workforce Services, Workforce Information and Payment Services	27927	R994-405	AMD	09/29/2005	2005-11/77
	28033	R994-405	NSC	08/01/2005	Not Printed
<u>employee's rights</u>					
Human Resource Management, Administration	27890	R477-12-3	AMD	07/02/2005	2005-11/47
Workforce Services, Workforce Information and Payment Services	27927	R994-405	AMD	09/29/2005	2005-11/77
	28033	R994-405	NSC	08/01/2005	Not Printed
<u>employer liability</u>					
Workforce Services, Workforce Information and Payment Services	28016	R994-302	NSC	08/01/2005	Not Printed
<u>employment</u>					
Human Resource Management, Administration	27886	R477-4-7	AMD	07/02/2005	2005-11/31
Labor Commission, Antidiscrimination and Labor, Antidiscrimination	28004	R606-4	5YR	06/08/2005	2005-13/55
	28005	R606-5	5YR	06/08/2005	2005-13/55
Workforce Services, Workforce Information and Payment Services	28008	R994-202	NSC	08/01/2005	Not Printed
	28033	R994-405	NSC	08/01/2005	Not Printed
	27927	R994-405	AMD	09/29/2005	2005-11/77
<u>employment agencies</u>					
Labor Commission, Antidiscrimination and Labor, Antidiscrimination	28005	R606-5	5YR	06/08/2005	2005-13/55

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>employment support procedures</u>					
Workforce Services, Employment Development	27661	R986-100	AMD	04/07/2005	2005-4/24
	28227	R986-100	5YR	09/13/2005	2005-19/105
<u>employment tests</u>					
Workforce Services, Workforce Information and Payment Services	27789	R994-204	5YR	04/01/2005	2005-8/59
	28009	R994-204	NSC	08/01/2005	Not Printed
	28014	R994-205	NSC	08/01/2005	Not Printed
	27791	R994-205	5YR	04/01/2005	2005-8/59
	27796	R994-206	5YR	04/01/2005	2005-8/60
	28010	R994-206	NSC	08/01/2005	Not Printed
<u>endangered species</u>					
Natural Resources, Forestry, Fire and State Lands	27843	R652-120	5YR	04/28/2005	2005-10/53
<u>energy assistance</u>					
Community and Economic Development, Community Development, Community Services	27418	R202-202-202	AMD	01/12/2005	2004-19/24
	27421	R202-203-324	AMD	01/12/2005	2004-19/25
	27419	R202-203-328	AMD	01/12/2005	2004-19/26
	27420	R202-207-702	AMD	01/12/2005	2004-19/27
<u>enforcement</u>					
Agriculture and Food, Animal Industry	28200	R58-15	5YR	09/02/2005	2005-19/38
Natural Resources, Water Rights	28032	R655-14	NEW	08/15/2005	2005-13/34
<u>engineers</u>					
Administrative Services, Facilities Construction and Management	27605	R23-2	AMD	03/15/2005	2005-2/7
Capitol Preservation Board (State), Administration	27711	R131-1	5YR	02/16/2005	2005-6/33
Commerce, Occupational and Professional Licensing	27698	R156-22	AMD	04/04/2005	2005-5/2
<u>enrollment options</u>					
Education, Administration	27799	R277-437	AMD	05/19/2005	2005-8/17
<u>enterprise</u>					
Tax Commission, Auditing	27804	R865-9I-21	AMD	06/08/2005	2005-9/51
<u>enterprise zones</u>					
Tax Commission, Auditing	27930	R865-9I-51	AMD	07/20/2005	2005-12/72
<u>environmental health</u>					
Environmental Quality, Drinking Water	27775	R309-600	NSC	05/01/2005	Not Printed
	27816	R309-600	5YR	04/14/2005	2005-9/76
	27815	R309-605	5YR	04/14/2005	2005-9/76
<u>environmental health scientist</u>					
Commerce, Occupational and Professional Licensing	28276	R156-20a	5YR	10/06/2005	2005-21/80
<u>environmental protection</u>					
Environmental Quality, Air Quality	28078	R307-115	5YR	07/07/2005	2005-15/45

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
Environmental Quality, Drinking Water	27964	R309-100	AMD	09/13/2005	2005-12/29
	27912	R309-100	5YR	05/16/2005	2005-11/90
	27909	R309-150	5YR	05/16/2005	2005-11/92
	27906	R309-300	5YR	05/16/2005	2005-11/96
	27916	R309-405	5YR	05/16/2005	2005-11/97
	27781	R309-405	NSC	05/16/2005	Not Printed
<u>equal access</u>					
Public Service Commission, Administration	27859	R746-356	AMD	08/08/2005	2005-10/40
<u>essential facilities</u>					
Public Service Commission, Administration	27857	R746-349	AMD	08/08/2005	2005-10/34
	28129	R746-349-9	AMD	10/11/2005	2005-17/35
<u>exemptions</u>					
Environmental Quality, Radiation Control	27746	R313-12	AMD	05/13/2005	2005-7/29
	27745	R313-19	AMD	05/13/2005	2005-7/34
<u>exhibitions</u>					
Agriculture and Food, Marketing and Conservation	28160	R65-8	NSC	09/01/2005	Not Printed
<u>extended benefits*</u>					
Workforce Services, Workforce Information and Payment Services	28023	R994-402	NSC	08/01/2005	Not Printed
<u>extinguishers</u>					
Public Safety, Fire Marshal	28122	R710-1-8	AMD	09/15/2005	2005-16/34
<u>eyeglasses</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	27849	R414-53	AMD	07/01/2005	2005-10/22
<u>facilities use</u>					
Capitol Preservation Board (State), Administration	27712	R131-2	5YR	02/16/2005	2005-6/33
<u>facility</u>					
Human Services, Mental Health, State Hospital	27994	R525-8	NSC	08/01/2005	Not Printed
<u>fair employment practices</u>					
Human Resource Management, Administration	27885	R477-2	AMD	07/02/2005	2005-11/29
	27886	R477-4-7	AMD	07/02/2005	2005-11/31
<u>fair housing</u>					
Labor Commission, Antidiscrimination and Labor, Fair Housing	28126	R608-1-8	EMR	08/02/2005	2005-17/52
	28127	R608-1-8	AMD	10/07/2005	2005-17/27
<u>family employment program</u>					
Workforce Services, Employment Development	28134	R986-200	AMD	10/05/2005	2005-17/49
	28202	R986-200	EMR	09/02/2005	2005-19/33
	28229	R986-200	5YR	09/14/2005	2005-19/105
	27957	R986-200	AMD	08/01/2005	2005-12/84
	27824	R986-200-214	AMD	06/01/2005	2005-9/65

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>feed contamination</u> Agriculture and Food, Plant Industry	28208	R68-2	5YR	09/06/2005	2005-19/41
<u>fees</u> Labor Commission, Industrial Accidents	27894	R612-2-1	AMD	07/02/2005	2005-11/51
	27895	R612-2-2	AMD	07/02/2005	2005-11/52
	27900	R612-2-3	AMD	07/02/2005	2005-11/53
	27899	R612-2-5	AMD	07/02/2005	2005-11/54
	27893	R612-2-18	AMD	07/02/2005	2005-11/56
	27891	R612-2-22	AMD	07/02/2005	2005-11/57
Public Safety, Driver License	28165	R708-18	AMD	10/27/2005	2005-18/60
<u>fertilizers</u> Agriculture and Food, Plant Industry	27645	R68-3	5YR	01/07/2005	2005-3/58
<u>filing deadlines</u> Labor Commission, Industrial Accidents	27892	R612-1-3	AMD	07/02/2005	2005-11/49
Workforce Services, Workforce Information and Payment Services	28035	R994-403	NSC	08/01/2005	Not Printed
	27729	R994-403	NSC	04/01/2005	Not Printed
	27937	R994-403-123	AMD	09/29/2005	2005-12/86
<u>finance</u> Education, Administration	27702	R277-422	NSC	03/01/2005	Not Printed
<u>financial aid</u> Regents (Board Of), Administration	28084	R765-605-4	AMD	09/01/2005	2005-15/21
<u>financial disclosures</u> Health, Health Care Financing, Coverage and Reimbursement Policy	27923	R414-304	AMD	07/02/2005	2005-11/18
<u>financial information</u> Human Services, Recovery Services	27640	R527-10	5YR	01/06/2005	2005-3/58
<u>financial institutions</u> Money Management Council, Administration	28281	R628-11	5YR	10/12/2005	2005-21/82
	27689	R628-11	AMD	03/22/2005	2005-4/18
	28314	R628-12	5YR	11/01/2005	2005-22/51
	28332	R628-13	5YR	11/07/2005	Not Printed
<u>fines</u> Natural Resources, Water Rights	28032	R655-14	NEW	08/15/2005	2005-13/34
<u>fire</u> Environmental Quality, Air Quality	27758	R307-204-3	AMD	07/07/2005	2005-7/11
<u>fire prevention</u> Public Safety, Fire Marshal	28122	R710-1-8	AMD	09/15/2005	2005-16/34
	27653	R710-4-3	AMD	03/04/2005	2005-3/44
	27976	R710-4-3	AMD	07/19/2005	2005-12/67
	27671	R710-7-1	AMD	06/13/2005	2005-4/21
	27574	R710-8	NSC	01/01/2005	Not Printed

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27655	R710-9-6	AMD	03/04/2005	2005-3/47
	27754	R710-9-6	AMD	05/04/2005	2005-7/68
	27975	R710-9-6	AMD	07/19/2005	2005-12/69
	28115	R710-9-6	AMD	09/15/2005	2005-16/36
<u>fireplace</u>					
Environmental Quality, Air Quality	27760	R307-207	CPR	09/02/2005	2005-15/33
<u>fireplaces</u>					
Environmental Quality, Air Quality	28214	R307-201	5YR	09/07/2005	2005-19/95
	27760	R307-207	NEW	09/02/2005	2005-7/16
	27761	R307-302	CPR	09/02/2005	2005-15/34
	28219	R307-302	5YR	09/07/2005	2005-19/98
	27761	R307-302	AMD	09/02/2005	2005-7/17
<u>fish</u>					
Natural Resources, Wildlife Resources	27432	R657-13	AMD	01/03/2005	2004-20/33
	27432	R657-13	CPR	01/03/2005	2004-22/66
<u>fishing</u>					
Natural Resources, Wildlife Resources	27432	R657-13	CPR	01/03/2005	2004-22/66
	27432	R657-13	AMD	01/03/2005	2004-20/33
<u>fleet expansion</u>					
Administrative Services, Fleet Operations	27543	R27-4	AMD	01/10/2005	2004-23/5
<u>fleet expansion vehicle replacement</u>					
Administrative Services, Fleet Operations	27594	R27-4-1	NSC	02/01/2005	Not Printed
<u>food inspection</u>					
Agriculture and Food, Animal Industry	27693	R58-10	5YR	02/03/2005	2005-5/28
	28197	R58-11	5YR	09/02/2005	2005-19/36
	28198	R58-12	5YR	09/02/2005	2005-19/37
	28199	R58-13	5YR	09/02/2005	2005-19/37
	28201	R58-16	5YR	09/02/2005	2005-19/38
Agriculture and Food, Regulatory Services	27514	R70-440	NSC	01/01/2005	Not Printed
	27628	R70-440-2	AMD	02/15/2005	2005-2/23
	27667	R70-440-2	NSC	03/01/2005	Not Printed
	27569	R70-540-14	AMD	03/18/2005	2004-24/7
	28194	R70-610	5YR	09/02/2005	2005-19/44
	28195	R70-620	5YR	09/02/2005	2005-19/44
<u>food stamps</u>					
Workforce Services, Employment Development	28235	R986-900	5YR	09/14/2005	2005-19/108
<u>forensic</u>					
Human Services, Mental Health, State Hospital	27994	R525-8	NSC	08/01/2005	Not Printed
<u>foster care</u>					
Human Services, Child and Family Services	27982	R512-306	AMD	08/03/2005	2005-13/31

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>franchises</u>					
Tax Commission, Auditing	27929	R865-6F-35	AMD	07/20/2005	2005-12/71
<u>fuel dispensing</u>					
Administrative Services, Fleet Operations	27544	R27-6	AMD	01/10/2005	2004-23/7
<u>fugitive emissions</u>					
Environmental Quality, Air Quality	28042	R307-205	NSC	09/07/2005	Not Printed
	28223	R307-205	5YR	09/07/2005	2005-19/96
	27764	R307-205	AMD	07/07/2005	2005-7/12
<u>furbearers</u>					
Natural Resources, Wildlife Resources	28189	R657-11	AMD	10/25/2005	2005-18/58
	28168	R657-11	5YR	08/24/2005	2005-18/73
<u>game laws</u>					
Natural Resources, Wildlife Resources	27865	R657-5	AMD	07/05/2005	2005-11/61
	27550	R657-5	AMD	01/15/2005	2004-24/38
	28082	R657-6	5YR	07/08/2005	2005-15/49
	28081	R657-6	AMD	09/06/2005	2005-15/7
	28188	R657-10	AMD	10/25/2005	2005-18/52
	28189	R657-11	AMD	10/25/2005	2005-18/58
	28168	R657-11	5YR	08/24/2005	2005-18/73
	27649	R657-33	AMD	03/04/2005	2005-3/36
	27751	R657-33-2	NSC	04/01/2005	Not Printed
<u>general assistance working toward employment</u>					
Workforce Services, Employment Development	28231	R986-400	5YR	09/14/2005	2005-19/106
<u>general conformity</u>					
Environmental Quality, Air Quality	28078	R307-115	5YR	07/07/2005	2005-15/45
<u>geothermal steam</u>					
School and Institutional Trust Lands, Administration	27601	R850-27	NEW	04/01/2005	2005-2/86
<u>government corporations</u>					
Workforce Services, Workforce Information and Payment Services	27922	R994-311	AMD	09/29/2005	2005-11/73
	27984	R994-311	NSC	08/01/2005	Not Printed
<u>government documents</u>					
Administrative Services, Records Committee	27880	R35-1	AMD	07/14/2005	2005-11/5
	27700	R35-1a	NSC	04/01/2005	Not Printed
	27621	R35-1a	NEW	03/08/2005	2005-2/17
	27625	R35-2	AMD	03/04/2005	2005-2/18
	27622	R35-3	AMD	03/04/2005	2005-2/19
	27624	R35-4	AMD	03/04/2005	2005-2/20
	27623	R35-5	AMD	03/04/2005	2005-2/21
	27620	R35-6	AMD	03/04/2005	2005-2/22

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Community and Economic Development, Community Development, Community Services	27420	R202-207-702	AMD	01/12/2005	2004-19/27
<u>government hearings</u>					
Administrative Services, Administrative Rules	28261	R15-1	5YR	09/29/2005	2005-20/63
Commerce, Administration	27636	R151-46b	AMD	02/15/2005	2005-2/32
	27888	R477-11-2	AMD	07/02/2005	2005-11/46
<u>government purchasing</u>					
School and Institutional Trust Lands, Administration	28186	R850-11	AMD	10/18/2005	2005-18/63
<u>grants</u>					
Health, Health Systems Improvement, Primary Care and Rural Health	28182	R434-50	NEW	10/31/2005	2005-18/18
<u>gravel</u>					
School and Institutional Trust Lands, Administration	27609	R850-23	NEW	04/01/2005	2005-2/72
<u>grievance procedures</u>					
Human Services, Child and Family Services	27883	R512-75	5YR	05/12/2005	2005-11/98
	27981	R512-75	AMD	08/03/2005	2005-13/29
<u>grievances</u>					
Human Resource Management, Administration	27888	R477-11-2	AMD	07/02/2005	2005-11/46
	27890	R477-12-3	AMD	07/02/2005	2005-11/47
<u>halfway houses</u>					
Corrections, Administration	28085	R251-303	5YR	07/13/2005	2005-15/43
<u>hazardous air pollutant</u>					
Environmental Quality, Air Quality	28130	R307-214-2	AMD	11/03/2005	2005-17/13
<u>Hazardous materials transportation</u>					
Transportation, Motor Carrier	28243	R909-75	AMD	11/04/2005	2005-19/28
<u>hazardous substances</u>					
Transportation, Motor Carrier	28243	R909-75	AMD	11/04/2005	2005-19/28
<u>hazardous waste</u>					
Environmental Quality, Solid and Hazardous Waste	28095	R315-16	5YR	07/19/2005	2005-16/53
	28094	R315-102	5YR	07/19/2005	2005-16/53
Transportation, Motor Carrier	28243	R909-75	AMD	11/04/2005	2005-19/28
<u>health care</u>					
Health, Community and Family Health Services, Children with Special Health Care Needs	28074	R398-1	AMD	10/25/2005	2005-15/4
	28074	R398-1	CPR	10/25/2005	2005-18/70
<u>health effects</u>					
Environmental Quality, Drinking Water	27962	R309-220	AMD	09/13/2005	2005-12/45
	27914	R309-220	5YR	05/16/2005	2005-11/95

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>health facilities</u>					
Health, Health Systems Improvement, Licensing	27674	R432-7	5YR	01/28/2005	2005-4/47
	27675	R432-8	5YR	01/28/2005	2005-4/48
	27676	R432-9	5YR	01/28/2005	2005-4/48
	27677	R432-10	5YR	01/28/2005	2005-4/49
	27678	R432-11	5YR	01/28/2005	2005-4/49
	27679	R432-12	5YR	01/28/2005	2005-4/50
	27680	R432-13	5YR	01/28/2005	2005-4/50
	27681	R432-14	5YR	01/28/2005	2005-4/51
	27682	R432-30	5YR	01/28/2005	2005-4/51
	27884	R432-150	AMD	08/05/2005	2005-11/26
	27683	R432-270	5YR	01/31/2005	2005-4/52
	27692	R432-270-10	AMD	05/10/2005	2005-5/24
<u>health insurance</u>					
Human Services, Recovery Services	27640	R527-10	5YR	01/06/2005	2005-3/58
Insurance, Administration	27866	R590-172	5YR	05/05/2005	2005-11/98
	27845	R590-172-4	CPR	09/30/2005	2005-16/51
	27845	R590-172-4	AMD	09/30/2005	2005-10/28
	28028	R590-199	5YR	06/15/2005	2005-13/54
<u>health spas</u>					
Commerce, Consumer Protection	28179	R152-23	AMD	10/18/2005	2005-18/7
<u>hearing impaired</u>					
Public Service Commission, Administration	28057	R746-510	NEW	08/25/2005	2005-14/58
<u>hearings</u>					
Environmental Quality, Air Quality	28221	R307-103	5YR	09/07/2005	2005-19/45
Environmental Quality, Drinking Water	27908	R309-115	5YR	05/16/2005	2005-11/92
Professional Practices Advisory Commission, Administration	27542	R686-100	NSC	01/01/2005	Not Printed
<u>HEAT</u>					
Community and Economic Development, Community Development, Community Services	27418	R202-202-202	AMD	01/12/2005	2004-19/24
<u>high quality ground water</u>					
Environmental Quality, Drinking Water	27963	R309-505	AMD	09/13/2005	2005-12/47
<u>higher education</u>					
Education, Administration	27662	R277-713	AMD	03/21/2005	2005-4/14
	27875	R277-713	NSC	07/01/2005	Not Printed
	28228	R628-2	AMD	11/01/2005	2005-19/25
	27663	R765-604	5YR	01/19/2005	2005-4/56
	27666	R765-604	AMD	03/22/2005	2005-4/22
	28084	R765-605-4	AMD	09/01/2005	2005-15/21
	27841	R765-626	5YR	04/26/2005	2005-10/53
	28062	R765-685	REP	08/17/2005	2005-14/60

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>highways</u>					
Transportation, Operations, Construction	27846	R916-4	NEW	06/27/2005	2005-10/46
Transportation, Program Development	28024	R926-7	NEW	09/15/2005	2005-13/42
<u>hiring practices</u>					
Human Resource Management, Administration	27886	R477-4-7	AMD	07/02/2005	2005-11/31
<u>historic preservation</u>					
Tax Commission, Auditing	27929	R865-6F-35	AMD	07/20/2005	2005-12/71
	27804	R865-9I-21	AMD	06/08/2005	2005-9/51
	27930	R865-9I-51	AMD	07/20/2005	2005-12/72
<u>holidays</u>					
Human Resource Management, Administration	27896	R477-7	AMD	07/02/2005	2005-11/36
<u>home-delivered meals</u>					
Human Services, Aging and Adult Services	28040	R510-104	5YR	06/22/2005	2005-14/98
<u>horses</u>					
Agriculture and Food, Marketing and Conservation	28159	R65-7	NSC	09/01/2005	Not Printed
<u>hospitals</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	27582	R414-1B	NSC	02/01/2005	Not Printed
<u>housing</u>					
Community and Economic Development, Community Development, History	28055	R212-11	5YR	06/30/2005	2005-14/97
Labor Commission, Antidiscrimination and Labor, Fair Housing	28126	R608-1-8	EMR	08/02/2005	2005-17/52
	28127	R608-1-8	AMD	10/07/2005	2005-17/27
<u>human services</u>					
Human Services, Administration, Administrative Services, Licensing	28167	R501-1	AMD	10/18/2005	2005-18/25
	28185	R501-4	NEW	10/18/2005	2005-18/30
	28132	R501-15	NEW	10/05/2005	2005-17/22
	27673	R501-18	5YR	01/27/2005	2005-4/52
	27839	R501-19	5YR	04/25/2005	2005-10/51
	27836	R501-20	5YR	04/21/2005	2005-10/51
	27837	R501-21	5YR	04/22/2005	2005-10/52
	27838	R501-22	5YR	04/22/2005	2005-10/52
Human Services, Services for People with Disabilities	27568	R539-1	AMD	01/25/2005	2004-24/17
<u>hunting</u>					
Natural Resources, Wildlife Resources	27552	R657-38	AMD	01/15/2005	2004-24/48
<u>ignition interlock systems</u>					
Public Safety, Driver License	28103	R708-31	NSC	08/01/2005	Not Printed
<u>illegal drug laboratories</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	27650	R392-600	NEW	05/02/2005	2005-3/19

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>immunization</u> Health, Community and Family Health Services, Immunization	27897	R396-100	AMD	07/21/2005	2005-11/6
<u>immunization data reporting</u> Health, Epidemiology and Laboratory Services, Epidemiology	27934	R386-800	5YR	05/24/2005	2005-12/89
<u>implements of husbandry</u> Transportation, Motor Carrier	28242	R909-1	AMD	11/04/2005	2005-19/27
<u>imputation</u> Public Service Commission, Administration	27857	R746-349	AMD	08/08/2005	2005-10/34
	28129	R746-349-9	AMD	10/11/2005	2005-17/35
<u>income</u> Health, Health Care Financing, Coverage and Reimbursement Policy	27923	R414-304	AMD	07/02/2005	2005-11/18
<u>income eligibility</u> Community and Economic Development, Community Development, Community Services	27421	R202-203-324	AMD	01/12/2005	2004-19/25
	27419	R202-203-328	AMD	01/12/2005	2004-19/26
<u>income tax</u> Tax Commission, Auditing	27804	R865-9I-21	AMD	06/08/2005	2005-9/51
	27930	R865-9I-51	AMD	07/20/2005	2005-12/72
<u>independent contractor</u> Workforce Services, Workforce Information and Payment Services	28009	R994-204	NSC	08/01/2005	Not Printed
	27789	R994-204	5YR	04/01/2005	2005-8/59
<u>independent living</u> Human Services, Child and Family Services	27982	R512-306	AMD	08/03/2005	2005-13/31
<u>industrial waste</u> Environmental Quality, Water Quality	27659	R317-1	AMD	04/20/2005	2005-3/5
	27817	R317-1-7	AMD	06/29/2005	2005-9/5
<u>inspections</u> Agriculture and Food, Animal Industry	27695	R58-22	5YR	02/03/2005	2005-5/29
Agriculture and Food, Plant Industry	27773	R68-8-2	NSC	05/01/2005	Not Printed
	27697	R68-20	5YR	02/04/2005	2005-5/30
Agriculture and Food, Regulatory Services	28328	R70-910	5YR	11/03/2005	Not Printed
	28329	R70-950	5YR	11/03/2005	Not Printed
	27523	R70-960-7	NSC	01/01/2005	Not Printed
Environmental Quality, Radiation Control	27746	R313-12	AMD	05/13/2005	2005-7/29
	27991	R313-16	AMD	08/12/2005	2005-13/26
<u>insurance</u> Human Resource Management, Administration	27904	R477-6	AMD	07/02/2005	2005-11/32
	27715	R590-102-13	NSC	04/01/2005	Not Printed
	27785	R590-140	5YR	03/31/2005	2005-8/56

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27810	R590-146	CPR	08/25/2005	2005-14/76
	27810	R590-146	AMD	08/25/2005	2005-9/19
	28172	R590-146-24	NSC	09/01/2005	Not Printed
	27556	R590-147	R&R	02/10/2005	2004-24/21
	27719	R590-148-12	AMD	04/28/2005	2005-6/19
	28098	R590-148-21	AMD	09/30/2005	2005-16/24
	27554	R590-163	REP	02/10/2005	2004-24/23
	28027	R590-171	5YR	06/14/2005	2005-13/53
	28334	R590-175	5YR	11/08/2005	Not Printed
	27558	R590-196	AMD	02/10/2005	2004-24/25
	27644	R590-196	5YR	01/07/2005	2005-3/60
	27504	R590-203	AMD	07/22/2005	2004-22/47
	27504	R590-203	CPR	07/22/2005	2005-2/95
	27504	R590-203	CPR	07/22/2005	2005-11/87
	27776	R590-212	NSC	05/01/2005	Not Printed
Natural Resources, Parks and Recreation	28061	R651-409	5YR	07/01/2005	2005-14/99
<u>insurance companies</u>					
Insurance, Administration	28135	R590-124	NSC	09/01/2005	Not Printed
	27685	R590-128	5YR	01/31/2005	2005-4/53
	28099	R590-145	REP	09/30/2005	2005-16/21
<u>insurance fee</u>					
Insurance, Administration	28136	R590-157-3	NSC	09/01/2005	Not Printed
<u>insurance law</u>					
Insurance, Administration	27684	R590-88	5YR	01/31/2005	2005-4/53
	27723	R590-99-4	NSC	04/01/2005	Not Printed
	28260	R590-130	5YR	09/29/2005	2005-20/66
	27686	R590-132	5YR	01/31/2005	2005-4/54
	27784	R590-164	5YR	03/31/2005	2005-8/57
	27555	R590-174	REP	02/10/2005	2004-24/24
	28110	R590-202	REP	09/30/2005	2005-16/28
	28120	R590-202	5YR	08/01/2005	2005-16/54
<u>Internet access</u>					
Community and Economic Development, Community Development, Library	28333	R223-2	5YR	11/07/2005	Not Printed
<u>interpreters</u>					
Public Service Commission, Administration	28057	R746-510	NEW	08/25/2005	2005-14/58
<u>interstate compacts</u>					
Workforce Services, Workforce Information and Payment Services	28001	R994-106	NSC	08/01/2005	Not Printed
<u>intoxilyzer</u>					
Public Safety, Highway Patrol	27882	R714-500	5YR	05/12/2005	2005-11/102
<u>investigators</u>					
Commerce, Administration	27633	R151-1	NEW	02/15/2005	2005-2/29

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>investment advisers</u>					
Money Management Council, Administration	27743	R628-15	NEW	05/05/2005	2005-7/60
	27742	R628-19	R&R	05/05/2005	2005-7/64
<u>irradiator</u>					
Environmental Quality, Radiation Control	27738	R313-34	5YR	03/08/2005	2005-7/76
	27646	R313-34-1	NSC	02/01/2005	Not Printed
<u>IT bid committee</u>					
Governor, Planning and Budget, Chief Information Officer	27545	R365-101	NEW	03/09/2005	2004-23/45
<u>IT standards council</u>					
Governor, Planning and Budget, Chief Information Officer	27545	R365-101	NEW	03/09/2005	2004-23/45
<u>judicial conduct commission</u>					
Judicial Conduct Commission, Administration	27330	R595-1	NEW	02/01/2005	2004-17/18
	27330	R595-1	CPR	02/01/2005	2004-24/59
	27580	R595-1	REP	02/01/2005	2005-1/26
	27331	R595-2	CPR	02/01/2005	2004-24/60
	27331	R595-2	NEW	02/01/2005	2004-17/23
	27332	R595-3	NEW	02/01/2005	2004-17/24
	27332	R595-3	CPR	02/01/2005	2004-24/61
	27668	R595-3-10	NSC	02/01/2005	Not Printed
	27333	R595-4	NEW	02/01/2005	2004-17/26
	27333	R595-4	CPR	02/01/2005	2004-24/64
	27807	R595-4-2	AMD	06/02/2005	2005-9/37
<u>jurisdiction</u>					
Workforce Services, Workforce Information and Payment Services	27979	R994-406	NSC	08/01/2005	Not Printed
<u>laboratories</u>					
Health, Epidemiology and Laboratory Services, Laboratory Improvement	27850	R444-14	AMD	07/01/2005	2005-10/26
<u>land manager</u>					
Environmental Quality, Air Quality	27758	R307-204-3	AMD	07/07/2005	2005-7/11
<u>law</u>					
Public Safety, Fire Marshal	27754	R710-9-6	AMD	05/04/2005	2005-7/68
	27655	R710-9-6	AMD	03/04/2005	2005-3/47
	27975	R710-9-6	AMD	07/19/2005	2005-12/69
	28115	R710-9-6	AMD	09/15/2005	2005-16/36
<u>lead-based paint</u>					
Environmental Quality, Air Quality	28131	R307-840	AMD	11/03/2005	2005-17/17
<u>lease operations</u>					
School and Institutional Trust Lands, Administration	27607	R850-24	NEW	04/01/2005	2005-2/76
	27814	R850-24-200	AMD	06/01/2005	2005-9/49

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>lease provisions</u>					
School and Institutional Trust Lands, Administration	27813	R850-21	AMD	06/01/2005	2005-9/46
	27612	R850-21	NEW	04/01/2005	2005-2/58
	27613	R850-22	NEW	04/01/2005	2005-2/65
	27606	R850-25	NEW	04/01/2005	2005-2/81
	27604	R850-26	NEW	04/01/2005	2005-2/84
	27601	R850-27	NEW	04/01/2005	2005-2/86
<u>leave benefits</u>					
Human Resource Management, Administration	27896	R477-7	AMD	07/02/2005	2005-11/36
<u>liability</u>					
Natural Resources, Parks and Recreation	28061	R651-409	5YR	07/01/2005	2005-14/99
<u>libraries</u>					
Community and Economic Development, Community Development, Library Education, Administration	28333	R223-2	5YR	11/07/2005	Not Printed
	28144	R277-516	REP	10/05/2005	2005-17/8
<u>license</u>					
Education, Administration	28077	R277-520	5YR	07/06/2005	2005-15/45
Environmental Quality, Radiation Control	27745	R313-19	AMD	05/13/2005	2005-7/34
Public Safety, Criminal Investigations and Technical Services, Criminal Identification	28052	R722-310	5YR	06/29/2005	2005-14/100
	28053	R722-330	5YR	06/29/2005	2005-14/100
<u>license plates</u>					
Tax Commission, Motor Vehicle	27803	R873-22M-27	AMD	06/08/2005	2005-9/63
	28046	R873-22M-27	AMD	09/01/2005	2005-14/68
	28184	R873-22M-34	AMD	10/31/2005	2005-18/67
	28273	R873-22M-34	NSC	10/31/2005	Not Printed
<u>licensing</u>					
Commerce, Occupational and Professional Licensing	27499	R156-1	NSC	01/01/2005	Not Printed
	27993	R156-16a-302b	AMD	08/02/2005	2005-13/6
	27786	R156-17a	REP	05/17/2005	2005-8/2
	27529	R156-17b	CPR	05/17/2005	2005-4/31
	27529	R156-17b	NEW	05/17/2005	2004-23/20
	27529	R156-17b	CPR	05/17/2005	2005-8/43
	28276	R156-20a	5YR	10/06/2005	2005-21/80
	27835	R156-26a	AMD	06/21/2005	2005-10/12
	27992	R156-31b	AMD	08/02/2005	2005-13/6
	27714	R156-31b	NSC	04/01/2005	Not Printed
	27600	R156-31b	AMD	02/17/2005	2005-2/36
	28124	R156-31c-201	AMD	09/19/2005	2005-16/12
	27987	R156-38	AMD	08/02/2005	2005-13/13
	27752	R156-38	5YR	03/15/2005	2005-7/75
	28176	R156-41-502	AMD	10/18/2005	2005-18/13
	27548	R156-47b	CPR	03/07/2005	2005-3/51

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	27548	R156-47b	AMD	03/07/2005	2004-24/7
	27435	R156-50	AMD	01/18/2005	2004-20/12
	27435	R156-50	CPR	01/18/2005	2004-24/58
	27942	R156-55a	AMD	07/18/2005	2005-12/13
	28164	R156-55a-503	AMD	10/18/2005	2005-18/14
	28048	R156-55d	5YR	06/28/2005	2005-14/97
	28166	R156-55d-503	AMD	10/18/2005	2005-18/16
	27489	R156-56	AMD	01/01/2005	2004-21/6
	27490	R156-56-704	AMD	01/01/2005	2004-21/11
	27749	R156-60c	5YR	03/14/2005	2005-7/75
	27538	R156-61-502	AMD	01/04/2005	2004-23/40
	28193	R156-63	5YR	09/01/2005	2005-18/72
	27533	R156-71-202	AMD	01/04/2005	2004-23/41
Commerce, Real Estate	27797	R162-102-1	AMD	05/25/2005	2005-8/12
Human Services, Administration, Administrative Services, Licensing	28167	R501-1	AMD	10/18/2005	2005-18/25
	28185	R501-4	NEW	10/18/2005	2005-18/30
	27673	R501-18	5YR	01/27/2005	2005-4/52
	27839	R501-19	5YR	04/25/2005	2005-10/51
	27836	R501-20	5YR	04/21/2005	2005-10/51
	27837	R501-21	5YR	04/22/2005	2005-10/52
	27838	R501-22	5YR	04/22/2005	2005-10/52
Natural Resources, Water Rights	27475	R655-4	NSC	02/01/2005	Not Printed
	27691	R655-4	5YR	02/01/2005	2005-4/55
	27392	R655-4	AMD	01/12/2005	2004-18/30
	28051	R655-4-9	NSC	09/01/2005	Not Printed
Public Safety, Driver License	28113	R708-10	NSC	08/01/2005	Not Printed
	28165	R708-18	AMD	10/27/2005	2005-18/60
<u>liens</u>					
Commerce, Occupational and Professional Licensing	27987	R156-38	AMD	08/02/2005	2005-13/13
	27752	R156-38	5YR	03/15/2005	2005-7/75
<u>life insurance</u>					
Insurance, Administration	27829	R590-93	R&R	06/08/2005	2005-9/12
	28006	R590-93	NSC	08/01/2005	Not Printed
<u>life insurance filing</u>					
Insurance, Administration	27716	R590-226-3	AMD	04/28/2005	2005-6/21
<u>lifeline rates</u>					
Public Service Commission, Administration	28306	R746-341	5YR	10/28/2005	2005-22/52
	27821	R746-341	AMD	06/20/2005	2005-9/42
	28137	R746-341	AMD	10/20/2005	2005-17/28
<u>liquefied petroleum gas</u>					
Public Safety, Fire Marshal	27573	R710-6	AMD	01/19/2005	2004-24/54
	28171	R710-6	AMD	10/18/2005	2005-18/61

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>livestock</u>					
Agriculture and Food, Animal Industry	27688	R58-7	5YR	02/01/2005	2005-4/47
Agriculture and Food, Marketing and Conservation	28160	R65-8	NSC	09/01/2005	Not Printed
Natural Resources, Wildlife Resources	28277	R657-24	5YR	10/07/2005	2005-21/83
<u>loans</u>					
Agriculture and Food, Marketing and Conservation	28153	R65-10	NSC	09/01/2005	Not Printed
	27787	R65-10	5YR	03/31/2005	2005-8/56
<u>local health departments</u>					
Health, Administration	27571	R380-40	AMD	02/02/2005	2004-24/9
	27990	R380-40	5YR	06/06/2005	2005-13/51
<u>low quality ground water</u>					
Environmental Quality, Drinking Water	27963	R309-505	AMD	09/13/2005	2005-12/47
<u>MACT</u>					
Environmental Quality, Air Quality	28130	R307-214-2	AMD	11/03/2005	2005-17/13
<u>maintenance</u>					
Capitol Preservation Board (State), Administration	27631	R131-8	NEW	03/03/2005	2005-2/24
<u>massage therapy</u>					
Commerce, Occupational and Professional Licensing	27548	R156-47b	CPR	03/07/2005	2005-3/51
	27548	R156-47b	AMD	03/07/2005	2004-24/7
<u>material permits</u>					
School and Institutional Trust Lands, Administration	27607	R850-24	NEW	04/01/2005	2005-2/76
	27814	R850-24-200	AMD	06/01/2005	2005-9/49
<u>materials handling</u>					
School and Institutional Trust Lands, Administration	27602	R850-130	REP	04/01/2005	2005-2/89
<u>Medicaid</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	27805	R414-1	AMD	06/03/2005	2005-9/6
	28106	R414-1	AMD	09/26/2005	2005-16/13
	27582	R414-1B	NSC	02/01/2005	Not Printed
	27806	R414-7A	AMD	06/03/2005	2005-9/10
	27505	R414-7D	NEW	01/03/2005	2004-22/15
	27486	R414-10A-6	NSC	01/01/2005	Not Printed
	27733	R414-14	AMD	04/26/2005	2005-6/12
	27925	R414-14A	R&R	07/02/2005	2005-11/9
	27985	R414-19A	5YR	06/03/2005	2005-13/51
	27854	R414-31	AMD	06/15/2005	2005-10/19
	27986	R414-33	5YR	06/03/2005	2005-13/52
	27956	R414-33A	REP	07/20/2005	2005-12/62
	27703	R414-33C	NEW	04/07/2005	2005-5/23
	27958	R414-33D	NEW	07/20/2005	2005-12/64

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27589	R414-34-6	AMD	02/01/2005	2005-1/21
	27591	R414-36-6	AMD	02/01/2005	2005-1/22
	27840	R414-49	AMD	07/01/2005	2005-10/21
	27849	R414-53	AMD	07/01/2005	2005-10/22
	27741	R414-61	5YR	03/11/2005	2005-7/77
	27586	R414-61-2	AMD	02/01/2005	2005-1/23
	28336	R414-63	5YR	11/08/2005	Not Printed
	27549	R414-63	AMD	01/26/2005	2004-24/13
	27557	R414-90	AMD	01/19/2005	2004-24/15
	27588	R414-200	AMD	02/01/2005	2005-1/24
	27977	R414-200-3	AMD	10/01/2005	2005-13/28
	27902	R414-301	AMD	07/02/2005	2005-11/16
	27879	R414-305-2	AMD	07/02/2005	2005-11/23
	28240	R414-307	REP	11/01/2005	2005-19/11
	28239	R414-308	R&R	11/01/2005	2005-19/12
	27901	R414-309	NEW	07/02/2005	2005-11/25
	27852	R414-401-3	AMD	07/01/2005	2005-10/24
	28066	R414-504	AMD	08/16/2005	2005-14/18
	27851	R414-504	AMD	07/01/2005	2005-10/24
	27935	R414-507	AMD	07/20/2005	2005-12/66
	27629	R414-507	NEW	02/15/2005	2005-2/42
<u>medical examiner</u>					
Health, Medical Examiner	27988	R448-10	5YR	06/06/2005	2005-13/52
	27989	R448-20	5YR	06/06/2005	2005-13/53
<u>medical practitioner</u>					
Labor Commission, Industrial Accidents	27894	R612-2-1	AMD	07/02/2005	2005-11/51
	27895	R612-2-2	AMD	07/02/2005	2005-11/52
	27900	R612-2-3	AMD	07/02/2005	2005-11/53
	27899	R612-2-5	AMD	07/02/2005	2005-11/54
	27893	R612-2-18	AMD	07/02/2005	2005-11/56
	27891	R612-2-22	AMD	07/02/2005	2005-11/57
<u>medical records</u>					
Human Services, Mental Health, State Hospital	28097	R525-1	NSC	08/01/2005	Not Printed
<u>medication treatment</u>					
Human Services, Mental Health, State Hospital	27997	R525-3	NSC	08/01/2005	Not Printed
<u>mental health</u>					
Commerce, Occupational and Professional Licensing	27749	R156-60c	5YR	03/14/2005	2005-7/75
Human Services, Substance Abuse and Mental Health	27638	R523-1	AMD	03/07/2005	2005-3/28
Human Services, Mental Health, State Hospital	27994	R525-8	NSC	08/01/2005	Not Printed
<u>mental retardation</u>					
Health, Community and Family Health Services, Children with Special Health Care Needs	27941	R398-10	AMD	08/30/2005	2005-12/61

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>meth lab certification revocation</u>					
Environmental Quality, Environmental Response and Remediation	27783	R311-501	CPR	10/14/2005	2005-16/50
	27783	R311-501	NEW	10/14/2005	2005-8/25
<u>meth lab contractor certification</u>					
Environmental Quality, Environmental Response and Remediation	27782	R311-500	NEW	10/14/2005	2005-8/21
	27782	R311-500	CPR	10/14/2005	2005-16/49
<u>migratory birds</u>					
Natural Resources, Wildlife Resources	28187	R657-9	AMD	10/25/2005	2005-18/49
<u>mineral classification</u>					
School and Institutional Trust Lands, Administration	27606	R850-25	NEW	04/01/2005	2005-2/81
<u>mineral leases</u>					
School and Institutional Trust Lands, Administration	27607	R850-24	NEW	04/01/2005	2005-2/76
	27814	R850-24-200	AMD	06/01/2005	2005-9/49
<u>mineral resources</u>					
School and Institutional Trust Lands, Administration	27607	R850-24	NEW	04/01/2005	2005-2/76
	27814	R850-24-200	AMD	06/01/2005	2005-9/49
Tax Commission, Auditing	27739	R865-16R	5YR	03/08/2005	2005-7/77
<u>mining</u>					
Environmental Quality, Air Quality	27764	R307-205	AMD	07/07/2005	2005-7/12
	28223	R307-205	5YR	09/07/2005	2005-19/96
	28042	R307-205	NSC	09/07/2005	Not Printed
<u>minors</u>					
Commerce, Consumer Protection	28058	R152-39	NEW	08/16/2005	2005-14/6
<u>mobile and manufactured homes</u>					
Transportation, Motor Carrier, Ports of Entry	28147	R912-2	NEW	10/13/2005	2005-17/45
<u>monitoring</u>					
Environmental Quality, Air Quality	28326	R307-170	5YR	11/03/2005	Not Printed
	28123	R307-170	NSC	11/03/2005	Not Printed
<u>motor carrier</u>					
Transportation, Motor Carrier, Ports of Entry	27790	R912-6	NEW	06/27/2005	2005-8/39
<u>motor vehicle record</u>					
Public Safety, Driver License	27878	R708-36	5YR	05/11/2005	2005-11/100
<u>motor vehicles</u>					
Environmental Quality, Air Quality	27701	R307-320	NSC	07/07/2005	Not Printed
	28079	R307-320	5YR	07/07/2005	2005-15/46
Tax Commission, Motor Vehicle	28046	R873-22M-27	AMD	09/01/2005	2005-14/68
	27803	R873-22M-27	AMD	06/08/2005	2005-9/63
	28273	R873-22M-34	NSC	10/31/2005	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28184	R873-22M-34	AMD	10/31/2005	2005-18/67
<u>motorboat noise</u>					
Natural Resources, Parks and Recreation	28162	R651-222-5	AMD	10/18/2005	2005-18/45
<u>naturopathic physician</u>					
Commerce, Occupational and Professional Licensing	27533	R156-71-202	AMD	01/04/2005	2004-23/41
<u>naturopaths</u>					
Commerce, Occupational and Professional Licensing	27533	R156-71-202	AMD	01/04/2005	2004-23/41
<u>new hire registry</u>					
Workforce Services, Workforce Information and Payment Services	28022	R994-315	NSC	08/01/2005	Not Printed
<u>new source review</u>					
Environmental Quality, Air Quality	27665	R307-210	AMD	04/19/2005	2005-4/17
<u>newborn screening</u>					
Health, Community and Family Health Services, Children with Special Health Care Needs	28074	R398-1	AMD	10/25/2005	2005-15/4
	28074	R398-1	CPR	10/25/2005	2005-18/70
<u>next-of-kin</u>					
Health, Medical Examiner	27989	R448-20	5YR	06/06/2005	2005-13/53
<u>non-traditional</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	27588	R414-200	AMD	02/01/2005	2005-1/24
	27977	R414-200-3	AMD	10/01/2005	2005-13/28
<u>nonprofit organization</u>					
Workforce Services, Workforce Information and Payment Services	27968	R994-309	NSC	08/01/2005	Not Printed
	27921	R994-309-105	AMD	09/29/2005	2005-11/72
<u>nonpublic schools</u>					
Education, Administration	27705	R277-410	AMD	04/01/2005	2005-5/8
<u>notice of commencement</u>					
Commerce, Occupational and Professional Licensing	27734	R156-38b	NEW	04/18/2005	2005-6/6
	28012	R156-38b-501	NSC	09/01/2005	Not Printed
<u>notice of completion</u>					
Commerce, Occupational and Professional Licensing	27734	R156-38b	NEW	04/18/2005	2005-6/6
	28012	R156-38b-501	NSC	09/01/2005	Not Printed
<u>nuclear medicine</u>					
Environmental Quality, Radiation Control	27748	R313-32	AMD	05/13/2005	2005-7/38
<u>nurseries (agricultural)</u>					
Agriculture and Food, Plant Industry	28209	R68-6	5YR	09/06/2005	2005-19/42
<u>nurses</u>					
Commerce, Occupational and Professional Licensing	27600	R156-31b	AMD	02/17/2005	2005-2/36

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27714	R156-31b	NSC	04/01/2005	Not Printed
	27992	R156-31b	AMD	08/02/2005	2005-13/6
	28124	R156-31c-201	AMD	09/19/2005	2005-16/12
<u>nursing facility</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	27852	R414-401-3	AMD	07/01/2005	2005-10/24
<u>nutrition</u>					
Human Services, Aging and Adult Services	28040	R510-104	5YR	06/22/2005	2005-14/98
<u>oath</u>					
Commerce, Administration	27633	R151-1	NEW	02/15/2005	2005-2/29
<u>occupational licensing</u>					
Commerce, Occupational and Professional Licensing	27499	R156-1	NSC	01/01/2005	Not Printed
	27942	R156-55a	AMD	07/18/2005	2005-12/13
	28164	R156-55a-503	AMD	10/18/2005	2005-18/14
<u>off-highway vehicles</u>					
Natural Resources, Parks and Recreation	27566	R651-401	AMD	01/15/2005	2004-24/37
<u>offset</u>					
Environmental Quality, Air Quality	27767	R307-421	NEW	07/07/2005	2005-7/28
<u>oil and gas conservation</u>					
Natural Resources, Oil, Gas and Mining; Oil and Gas	28071	R649-8	NSC	08/01/2005	Not Printed
<u>oil and gas law</u>					
Natural Resources, Oil, Gas and Mining; Oil and Gas	28067	R649-1	NSC	08/01/2005	Not Printed
	28068	R649-2	NSC	08/01/2005	Not Printed
	28073	R649-3	NSC	08/01/2005	Not Printed
	28335	R649-4	5YR	11/08/2005	Not Printed
	28069	R649-5	NSC	08/01/2005	Not Printed
	28070	R649-6	NSC	08/01/2005	Not Printed
	28072	R649-9	NSC	08/01/2005	Not Printed
<u>oil gas and hydrocarbons</u>					
School and Institutional Trust Lands, Administration	27813	R850-21	AMD	06/01/2005	2005-9/46
	27612	R850-21	NEW	04/01/2005	2005-2/58
<u>oil shale</u>					
School and Institutional Trust Lands, Administration	27613	R850-22	NEW	04/01/2005	2005-2/65
<u>onsite wastewater systems</u>					
Environmental Quality, Water Quality	27699	R317-4	5YR	02/10/2005	2005-5/30
<u>opening and closing dates</u>					
Community and Economic Development, Community Development, Community Services	27418	R202-202-202	AMD	01/12/2005	2004-19/24

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>operations</u>					
School and Institutional Trust Lands, Administration	27813	R850-21	AMD	06/01/2005	2005-9/46
	27612	R850-21	NEW	04/01/2005	2005-2/58
<u>operator certification</u>					
Environmental Quality, Water Quality	27656	R317-10-6	AMD	04/20/2005	2005-3/18
Public Safety, Highway Patrol	27882	R714-500	5YR	05/12/2005	2005-11/102
<u>optometrists</u>					
Commerce, Occupational and Professional Licensing	27993	R156-16a-302b	AMD	08/02/2005	2005-13/6
<u>overpayments</u>					
Human Services, Recovery Services	28089	R527-332	5YR	07/14/2005	2005-15/47
Workforce Services, Workforce Information and Payment Services	28018	R994-305	NSC	08/01/2005	Not Printed
	27928	R994-406	AMD	09/29/2005	2005-11/79
	27979	R994-406	NSC	08/01/2005	Not Printed
<u>overtime</u>					
Human Resource Management, Administration	27889	R477-8	AMD	07/02/2005	2005-11/41
<u>ownership</u>					
Natural Resources, Water Rights	27690	R655-3	5YR	02/01/2005	2005-4/54
<u>ozone</u>					
Environmental Quality, Air Quality	28111	R307-110	NSC	08/01/2005	Not Printed
	28224	R307-110	5YR	09/08/2005	2005-19/45
	27768	R307-110-10	CPR	09/02/2005	2005-15/28
	27768	R307-110-10	AMD	09/02/2005	2005-7/6
	27429	R307-110-11	AMD	03/04/2005	2004-19/37
	27429	R307-110-11	CPR	03/04/2005	2005-3/52
	27343	R307-110-12	AMD	01/04/2005	2004-17/12
	27343	R307-110-12	CPR	01/04/2005	2004-23/53
	27769	R307-110-17	CPR	09/02/2005	2005-15/29
	27769	R307-110-17	AMD	09/02/2005	2005-7/7
<u>paint</u>					
Environmental Quality, Air Quality	28131	R307-840	AMD	11/03/2005	2005-17/17
<u>parental defense</u>					
Administrative Services, Child Welfare Parental Defense (Office of)	27518	R19-1	NEW	05/13/2005	2004-22/9
	27518	R19-1	CPR	05/13/2005	2005-2/94
<u>parks</u>					
Natural Resources, Parks and Recreation	28061	R651-409	5YR	07/01/2005	2005-14/99
	28060	R651-634	5YR	07/01/2005	2005-14/99
	28093	R651-634	NSC	08/01/2005	Not Printed
	27920	R651-634-1	NSC	06/01/2005	Not Printed
	28297	R651-635	5YR	10/24/2005	2005-22/52

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>particulate</u> Environmental Quality, Air Quality	28218	R307-307	5YR	09/07/2005	2005-19/102
<u>particulate matter</u> Environmental Quality, Air Quality	28216	R307-305	5YR	09/07/2005	2005-19/99
	27762	R307-305	CPR	09/02/2005	2005-15/36
	27762	R307-305	AMD	09/02/2005	2005-7/19
<u>patient rights</u> Human Services, Mental Health, State Hospital	27996	R525-2	NSC	08/01/2005	Not Printed
<u>patriotic education</u> Education, Administration	28142	R277-475	5YR	08/15/2005	2005-17/55
<u>payment determination</u> Community and Economic Development, Community Development, Community Services	27421	R202-203-324	AMD	01/12/2005	2004-19/25
	27419	R202-203-328	AMD	01/12/2005	2004-19/26
<u>peace officers</u> Public Safety, Peace Officer Standards and Training	28043	R728-205	5YR	06/27/2005	2005-14/101
<u>pedestrians</u> Transportation, Operations, Traffic and Safety	27955	R920-5	AMD	07/18/2005	2005-12/83
<u>peer review</u> Commerce, Occupational and Professional Licensing	27835	R156-26a	AMD	06/21/2005	2005-10/12
<u>penalties</u> Environmental Quality, Drinking Water	27781	R309-405	NSC	05/16/2005	Not Printed
	27916	R309-405	5YR	05/16/2005	2005-11/97
<u>people with disabilities</u> Human Services, Services for People with Disabilities	27626	R539-2	NEW	03/12/2005	2005-2/45
	27794	R539-2-5	NSC	05/01/2005	Not Printed
	27792	R539-2-6	AMD	05/17/2005	2005-8/29
	27627	R539-3	NEW	03/12/2005	2005-2/47
	27793	R539-3-10	AMD	05/17/2005	2005-8/30
	27724	R539-4	NEW	05/03/2005	2005-6/16
<u>per diem allowances</u> Administrative Services, Finance	27848	R25-7	AMD	07/01/2005	2005-10/7
<u>performance standards</u> Health, Administration	27571	R380-40	AMD	02/02/2005	2004-24/9
	27990	R380-40	5YR	06/06/2005	2005-13/51
<u>permit provisions</u> School and Institutional Trust Lands, Administration	27609	R850-23	NEW	04/01/2005	2005-2/72

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>permit terms</u>					
School and Institutional Trust Lands, Administration	27606	R850-25	NEW	04/01/2005	2005-2/81
<u>permits</u>					
Natural Resources, Forestry, Fire and State Lands	27750	R652-70-1900	AMD	05/20/2005	2005-7/66
	27740	R652-70-2300	AMD	05/20/2005	2005-7/67
	27843	R652-120	5YR	04/28/2005	2005-10/53
Natural Resources, Wildlife Resources	28083	R657-42	AMD	09/06/2005	2005-15/20
	27553	R657-42-4	AMD	01/15/2005	2004-24/53
School and Institutional Trust Lands, Administration	27602	R850-130	REP	04/01/2005	2005-2/89
Transportation, Motor Carrier, Ports of Entry	27953	R912-3	REP	07/18/2005	2005-12/74
	27790	R912-6	NEW	06/27/2005	2005-8/39
	27952	R912-11	NEW	07/18/2005	2005-12/79
	27972	R912-14	AMD	07/18/2005	2005-12/82
<u>permitted vehicles</u>					
Transportation, Motor Carrier, Ports of Entry	28147	R912-2	NEW	10/13/2005	2005-17/45
	27970	R912-9	NEW	07/18/2005	2005-12/74
	28241	R912-9	AMD	11/04/2005	2005-19/29
	27971	R912-10	NEW	07/18/2005	2005-12/77
<u>personal property</u>					
Tax Commission, Property Tax	28151	R884-24P-33	AMD	10/13/2005	2005-17/36
<u>personal services</u>					
Commerce, Consumer Protection	28178	R152-30	REP	10/18/2005	2005-18/8
<u>personnel files</u>					
Labor Commission, Antidiscrimination and Labor, Antidiscrimination	28002	R606-6	5YR	06/08/2005	2005-13/56
<u>personnel management</u>					
Human Resource Management, Administration	27904	R477-6	AMD	07/02/2005	2005-11/32
<u>pharmacies</u>					
Commerce, Occupational and Professional Licensing	27786	R156-17a	REP	05/17/2005	2005-8/2
	27529	R156-17b	CPR	05/17/2005	2005-4/31
	27529	R156-17b	NEW	05/17/2005	2004-23/20
	27529	R156-17b	CPR	05/17/2005	2005-8/43
<u>pharmacists</u>					
Commerce, Occupational and Professional Licensing	27786	R156-17a	REP	05/17/2005	2005-8/2
	27529	R156-17b	CPR	05/17/2005	2005-4/31
	27529	R156-17b	NEW	05/17/2005	2004-23/20
	27529	R156-17b	CPR	05/17/2005	2005-8/43
<u>physicians</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	27582	R414-1B	NSC	02/01/2005	Not Printed

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Health, Health Systems Improvement, Primary Care and Rural Health	28181	R434-100	NEW	10/31/2005	2005-18/19
<u>pilot/escort vehicles</u>					
Transportation, Motor Carrier, Ports of Entry	27970	R912-9	NEW	07/18/2005	2005-12/74
	28241	R912-9	AMD	11/04/2005	2005-19/29
	27971	R912-10	NEW	07/18/2005	2005-12/77
<u>pipeline</u>					
Public Service Commission, Administration	27527	R746-409-1	NSC	01/01/2005	Not Printed
<u>plan of operation</u>					
School and Institutional Trust Lands, Administration	27604	R850-26	NEW	04/01/2005	2005-2/84
	27601	R850-27	NEW	04/01/2005	2005-2/86
<u>planning</u>					
Administrative Services, Facilities Construction and Management	27615	R23-3	AMD	03/15/2005	2005-2/9
<u>planning-budgeting</u>					
Capitol Preservation Board (State), Administration	27713	R131-7	5YR	02/16/2005	2005-6/34
<u>plant diseases</u>					
Agriculture and Food, Plant Industry	28211	R68-10	5YR	09/06/2005	2005-19/42
	28212	R68-12	5YR	09/06/2005	2005-19/43
<u>PM 10</u>					
Environmental Quality, Air Quality	27760	R307-207	CPR	09/02/2005	2005-15/33
	27765	R307-309	CPR	09/02/2005	2005-15/39
<u>PM 2.5</u>					
Environmental Quality, Air Quality	27762	R307-305	CPR	09/02/2005	2005-15/36
<u>PM10</u>					
Environmental Quality, Air Quality	28111	R307-110	NSC	08/01/2005	Not Printed
	28224	R307-110	5YR	09/08/2005	2005-19/45
	27768	R307-110-10	CPR	09/02/2005	2005-15/28
	27768	R307-110-10	AMD	09/02/2005	2005-7/6
	27429	R307-110-11	AMD	03/04/2005	2004-19/37
	27429	R307-110-11	CPR	03/04/2005	2005-3/52
	27343	R307-110-12	AMD	01/04/2005	2004-17/12
	27343	R307-110-12	CPR	01/04/2005	2004-23/53
	27769	R307-110-17	CPR	09/02/2005	2005-15/29
	27769	R307-110-17	AMD	09/02/2005	2005-7/7
	27757	R307-201	AMD	09/02/2005	2005-7/9
	27757	R307-201	CPR	09/02/2005	2005-15/32
	27759	R307-206	AMD	07/07/2005	2005-7/15
	27760	R307-207	NEW	09/02/2005	2005-7/16
	28219	R307-302	5YR	09/07/2005	2005-19/98
	28216	R307-305	5YR	09/07/2005	2005-19/99
	27762	R307-305	CPR	09/02/2005	2005-15/36

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27762	R307-305	AMD	09/02/2005	2005-7/19
	27763	R307-306	CPR	09/02/2005	2005-15/38
	27763	R307-306	NEW	09/02/2005	2005-7/22
	27765	R307-309	AMD	09/02/2005	2005-7/24
	28220	R307-309	5YR	09/07/2005	2005-19/102
	28222	R307-310	5YR	09/07/2005	2005-19/104
	27766	R307-310-5	AMD	07/07/2005	2005-7/27
	28080	R307-310-5	NSC	09/01/2005	Not Printed
	27767	R307-421	NEW	07/07/2005	2005-7/28
<u>PM2.5</u>					
Environmental Quality, Air Quality	28111	R307-110	NSC	08/01/2005	Not Printed
	28224	R307-110	5YR	09/08/2005	2005-19/45
	27768	R307-110-10	CPR	09/02/2005	2005-15/28
	27768	R307-110-10	AMD	09/02/2005	2005-7/6
	27429	R307-110-11	AMD	03/04/2005	2004-19/37
	27429	R307-110-11	CPR	03/04/2005	2005-3/52
	27343	R307-110-12	AMD	01/04/2005	2004-17/12
	27343	R307-110-12	CPR	01/04/2005	2004-23/53
	27769	R307-110-17	AMD	09/02/2005	2005-7/7
	27769	R307-110-17	CPR	09/02/2005	2005-15/29
	27762	R307-305	AMD	09/02/2005	2005-7/19
	27767	R307-421	NEW	07/07/2005	2005-7/28
<u>policies and procedures</u>					
Human Services, Substance Abuse and Mental Health	27638	R523-1	AMD	03/07/2005	2005-3/28
<u>policy</u>					
Capitol Preservation Board (State), Administration	27632	R131-9	NEW	03/03/2005	2005-2/26
<u>ports of entry</u>					
Transportation, Motor Carrier, Ports of Entry	27790	R912-6	NEW	06/27/2005	2005-8/39
<u>postsecondary proprietary schools</u>					
Commerce, Consumer Protection	28177	R152-34	AMD	10/18/2005	2005-18/10
<u>pregnancy prevention</u>					
Education, Administration	28141	R277-474	5YR	08/15/2005	2005-17/54
<u>preliminary notice</u>					
Commerce, Occupational and Professional Licensing	27734	R156-38b	NEW	04/18/2005	2005-6/6
	28012	R156-38b-501	NSC	09/01/2005	Not Printed
<u>prescriptions</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	28336	R414-63	5YR	11/08/2005	Not Printed
	27549	R414-63	AMD	01/26/2005	2004-24/13
<u>preservation</u>					
Community and Economic Development, Community Development, History	28055	R212-11	5YR	06/30/2005	2005-14/97

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>price indexes</u>					
Public Service Commission, Administration	27858	R746-352	REP	08/08/2005	2005-10/36
<u>primary term</u>					
School and Institutional Trust Lands, Administration	27611	R850-20	REP	04/01/2005	2005-2/50
<u>privacy</u>					
Public Safety, Driver License	27878	R708-36	5YR	05/11/2005	2005-11/100
<u>private investigators</u>					
Public Safety, Criminal Investigations and Technical Services, Criminal Identification	28053	R722-330	5YR	06/29/2005	2005-14/100
<u>private probation provider</u>					
Commerce, Occupational and Professional Licensing	27435	R156-50	AMD	01/18/2005	2004-20/12
	27435	R156-50	CPR	01/18/2005	2004-24/58
<u>private security officers</u>					
Commerce, Occupational and Professional Licensing	28193	R156-63	5YR	09/01/2005	2005-18/72
<u>probation</u>					
Commerce, Occupational and Professional Licensing	27435	R156-50	AMD	01/18/2005	2004-20/12
	27435	R156-50	CPR	01/18/2005	2004-24/58
<u>procedures</u>					
Public Service Commission, Administration	27855	R746-240	AMD	08/08/2005	2005-10/29
	27856	R746-340	AMD	08/08/2005	2005-10/32
<u>procurement</u>					
Administrative Services, Facilities Construction and Management	27603	R23-1	AMD	03/15/2005	2005-2/2
	28163	R23-1-60	AMD	10/18/2005	2005-18/5
	27605	R23-2	AMD	03/15/2005	2005-2/7
	27615	R23-3	AMD	03/15/2005	2005-2/9
Capitol Preservation Board (State), Administration	27711	R131-1	5YR	02/16/2005	2005-6/33
<u>professional competency</u>					
Education, Administration	28144	R277-516	REP	10/05/2005	2005-17/8
<u>professional counselors</u>					
Commerce, Occupational and Professional Licensing	27749	R156-60c	5YR	03/14/2005	2005-7/75
<u>professional engineers</u>					
Commerce, Occupational and Professional Licensing	27698	R156-22	AMD	04/04/2005	2005-5/2
<u>professional land surveyors</u>					
Commerce, Occupational and Professional Licensing	27698	R156-22	AMD	04/04/2005	2005-5/2
<u>professional staff</u>					
Education, Administration	27873	R277-486-6	NSC	07/01/2005	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>program</u> Capitol Preservation Board (State), Administration	27632	R131-9	NEW	03/03/2005	2005-2/26
<u>promotions</u> Agriculture and Food, Marketing and Conservation	28204	R65-1	5YR	09/02/2005	2005-19/39
	28154	R65-1	NSC	09/01/2005	Not Printed
	28155	R65-2	NSC	09/01/2005	Not Printed
	28205	R65-3	5YR	09/02/2005	2005-19/40
	28156	R65-3	NSC	09/01/2005	Not Printed
	28206	R65-4	5YR	09/02/2005	2005-19/40
	28157	R65-4	NSC	09/01/2005	Not Printed
	28158	R65-5	NSC	09/01/2005	Not Printed
	28161	R65-11	NSC	09/01/2005	Not Printed
<u>property casualty insurance filing</u> Insurance, Administration	27709	R590-225-3	AMD	07/22/2005	2005-5/26
	27709	R590-225-3	CPR	07/22/2005	2005-10/49
<u>property tax</u> Tax Commission, Property Tax	28151	R884-24P-33	AMD	10/13/2005	2005-17/36
<u>psychologists</u> Commerce, Occupational and Professional Licensing	27538	R156-61-502	AMD	01/04/2005	2004-23/40
<u>public assistance</u> Workforce Services, Employment Development	28235	R986-900	5YR	09/14/2005	2005-19/108
<u>public assistance programs</u> Health, Health Care Financing, Coverage and Reimbursement Policy	28240	R414-307	REP	11/01/2005	2005-19/11
	28239	R414-308	R&R	11/01/2005	2005-19/12
<u>public buildings</u> Administrative Services, Facilities Construction and Management	27603	R23-1	AMD	03/15/2005	2005-2/2
	28163	R23-1-60	AMD	10/18/2005	2005-18/5
Capitol Preservation Board (State), Administration	27712	R131-2	5YR	02/16/2005	2005-6/33
	27713	R131-7	5YR	02/16/2005	2005-6/34
Public Safety, Fire Marshal	27976	R710-4-3	AMD	07/19/2005	2005-12/67
	27653	R710-4-3	AMD	03/04/2005	2005-3/44
<u>public education</u> Education, Administration	27799	R277-437	AMD	05/19/2005	2005-8/17
	27800	R277-438	AMD	05/19/2005	2005-8/19
	28228	R628-2	AMD	11/01/2005	2005-19/25
<u>public funds</u> Money Management Council, Administration	27742	R628-19	R&R	05/05/2005	2005-7/64

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>public information</u> Human Resource Management, Administration	27885	R477-2	AMD	07/02/2005	2005-11/29
<u>public investments</u> Money Management Council, Administration	28228	R628-2	AMD	11/01/2005	2005-19/25
	28314	R628-12	5YR	11/01/2005	2005-22/51
	28332	R628-13	5YR	11/07/2005	Not Printed
	27743	R628-15	NEW	05/05/2005	2005-7/60
	28327	R628-16	5YR	11/03/2005	Not Printed
<u>public library</u> Community and Economic Development, Community Development, Library	28333	R223-2	5YR	11/07/2005	Not Printed
<u>public notification</u> Environmental Quality, Drinking Water	27914	R309-220	5YR	05/16/2005	2005-11/95
	27962	R309-220	AMD	09/13/2005	2005-12/45
<u>public schools</u> Education, Administration	27705	R277-410	AMD	04/01/2005	2005-5/8
<u>public treasurers</u> Money Management Council, Administration	28275	R628-4	5YR	10/06/2005	2005-21/82
<u>public utilities</u> Public Service Commission, Administration	27587	R746-200-6	AMD	02/25/2005	2005-1/32
	27857	R746-349	AMD	08/08/2005	2005-10/34
	28129	R746-349-9	AMD	10/11/2005	2005-17/35
	27858	R746-352	REP	08/08/2005	2005-10/36
	27860	R746-360	AMD	08/08/2005	2005-10/42
	27302	R746-360-9	AMD	01/04/2005	2004-15/59
	27302	R746-360-9	CPR	01/04/2005	2004-23/54
	27861	R746-405-1	AMD	08/08/2005	2005-10/44
<u>quality control</u> Agriculture and Food, Regulatory Services	28213	R70-101	5YR	09/06/2005	2005-19/43
<u>quality standards</u> Environmental Quality, Drinking Water	27961	R309-200	AMD	09/13/2005	2005-12/35
	27913	R309-200	5YR	05/16/2005	2005-11/93
<u>quarantines</u> Agriculture and Food, Animal Industry	27581	R58-2	AMD	02/01/2005	2005-1/9
<u>rabbits</u> Natural Resources, Wildlife Resources	28081	R657-6	AMD	09/06/2005	2005-15/7
	28082	R657-6	5YR	07/08/2005	2005-15/49
<u>radiation</u> Environmental Quality, Radiation Control	27738	R313-34	5YR	03/08/2005	2005-7/76
	27646	R313-34-1	NSC	02/01/2005	Not Printed

RULES INDEX

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>radiation safety</u>					
Environmental Quality, Radiation Control	27738	R313-34	5YR	03/08/2005	2005-7/76
	27646	R313-34-1	NSC	02/01/2005	Not Printed
<u>radioactive materials</u>					
Environmental Quality, Radiation Control	27744	R313-15	AMD	05/13/2005	2005-7/33
	27747	R313-22	AMD	05/13/2005	2005-7/36
	27748	R313-32	AMD	05/13/2005	2005-7/38
<u>radiopharmaceutical</u>					
Environmental Quality, Radiation Control	27748	R313-32	AMD	05/13/2005	2005-7/38
<u>range management</u>					
School and Institutional Trust Lands, Administration	27811	R850-50	AMD	06/01/2005	2005-9/49
<u>rates</u>					
Public Service Commission, Administration	28307	R746-407	5YR	10/28/2005	2005-22/53
Workforce Services, Workforce Information and Payment Services	28017	R994-303	NSC	08/01/2005	Not Printed
	28019	R994-306	NSC	08/01/2005	Not Printed
	27966	R994-307	NSC	08/01/2005	Not Printed
	27919	R994-307-101	AMD	09/29/2005	2005-11/71
<u>reading</u>					
Education, Administration	28143	R277-476	5YR	08/15/2005	2005-17/55
	27933	R277-480	REP	07/18/2005	2005-12/27
<u>real estate appraisals</u>					
Commerce, Real Estate	27797	R162-102-1	AMD	05/25/2005	2005-8/12
	27950	R162-103-5	AMD	07/27/2005	2005-12/17
	28031	R162-105	AMD	09/29/2005	2005-13/20
	28030	R162-106	AMD	09/29/2005	2005-13/23
	27788	R162-107	AMD	05/25/2005	2005-8/14
	27946	R162-109	AMD	07/27/2005	2005-12/18
<u>real estate business</u>					
Commerce, Real Estate	27951	R162-2-1	AMD	08/17/2005	2005-12/15
	27951	R162-2-1	CPR	08/17/2005	2005-14/75
	28128	R162-2-2	AMD	10/24/2005	2005-17/5
	27720	R162-2-2	NSC	04/01/2005	Not Printed
	27940	R162-6-1	AMD	07/20/2005	2005-12/16
	28278	R162-10	5YR	10/07/2005	2005-21/81
<u>reciprocity</u>					
Environmental Quality, Radiation Control	27745	R313-19	AMD	05/13/2005	2005-7/34
<u>reclamation</u>					
Natural Resources, Oil, Gas and Mining; Coal	27778	R645-105	5YR	03/25/2005	2005-8/58
	27779	R645-400	5YR	03/25/2005	2005-8/58

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>records</u>					
Health, Medical Examiner	27989	R448-20	5YR	06/06/2005	2005-13/53
<u>records appeal hearings</u>					
Administrative Services, Records Committee	27880	R35-1	AMD	07/14/2005	2005-11/5
	27700	R35-1a	NSC	04/01/2005	Not Printed
	27621	R35-1a	NEW	03/08/2005	2005-2/17
	27625	R35-2	AMD	03/04/2005	2005-2/18
	27622	R35-3	AMD	03/04/2005	2005-2/19
	27624	R35-4	AMD	03/04/2005	2005-2/20
	27623	R35-5	AMD	03/04/2005	2005-2/21
	27620	R35-6	AMD	03/04/2005	2005-2/22
<u>recreation</u>					
Natural Resources, Wildlife Resources	27552	R657-38	AMD	01/15/2005	2004-24/48
<u>refugee resettlement program</u>					
Workforce Services, Employment Development	28230	R986-300	5YR	09/14/2005	2005-19/106
<u>registration</u>					
Commerce, Consumer Protection	28177	R152-34	AMD	10/18/2005	2005-18/10
Workforce Services, Workforce Information and Payment Services	27729	R994-403	NSC	04/01/2005	Not Printed
	28035	R994-403	NSC	08/01/2005	Not Printed
	27937	R994-403-123	AMD	09/29/2005	2005-12/86
<u>regulated contaminants</u>					
Environmental Quality, Drinking Water	27913	R309-200	5YR	05/16/2005	2005-11/93
	27961	R309-200	AMD	09/13/2005	2005-12/35
<u>regulation stock brokers</u>					
Money Management Council, Administration	28327	R628-16	5YR	11/03/2005	Not Printed
<u>regulations</u>					
Public Service Commission, Administration	28307	R746-407	5YR	10/28/2005	2005-22/53
<u>rehabilitation</u>					
Community and Economic Development, Community Development, History	28055	R212-11	5YR	06/30/2005	2005-14/97
<u>reimbursement</u>					
Corrections, Administration	28086	R251-113	5YR	07/13/2005	2005-15/43
<u>religious activities</u>					
Tax Commission, Auditing	27868	R865-19S-6	AMD	07/20/2005	2005-11/64
	27931	R865-19S-8	AMD	07/20/2005	2005-12/73
	27819	R865-19S-20	AMD	07/01/2005	2005-9/52
	27820	R865-19S-32	AMD	07/01/2005	2005-9/54
	27822	R865-19S-51	AMD	07/01/2005	2005-9/55
	27825	R865-19S-52	AMD	07/01/2005	2005-9/56
	27826	R865-19S-60	AMD	07/01/2005	2005-9/56
	27828	R865-19S-68	AMD	07/01/2005	2005-9/57

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27831	R865-19S-71	AMD	07/01/2005	2005-9/58
	27870	R865-19S-78	AMD	07/20/2005	2005-11/65
	27832	R865-19S-85	AMD	07/01/2005	2005-9/59
	28045	R865-19S-87	NSC	09/01/2005	Not Printed
	27833	R865-19S-90	AMD	07/01/2005	2005-9/61
	28049	R865-19S-90	AMD	09/01/2005	2005-14/65
	28050	R865-19S-98	AMD	09/01/2005	2005-14/66
	27834	R865-19S-101	AMD	07/01/2005	2005-9/62
	27867	R865-19S-112	AMD	07/20/2005	2005-11/67
	28114	R865-19S-120	AMD	10/13/2005	2005-16/38
<u>reporting</u>					
Health, Community and Family Health Services, Children with Special Health Care Needs	27941	R398-10	AMD	08/30/2005	2005-12/61
Natural Resources, Oil, Gas and Mining; Oil and Gas	28071	R649-8	NSC	08/01/2005	Not Printed
<u>reporting death</u>					
Health, Medical Examiner	27988	R448-10	5YR	06/06/2005	2005-13/52
<u>repository</u>					
Governor, Planning and Budget, Chief Information Officer	27545	R365-101	NEW	03/09/2005	2004-23/45
<u>residency requirements</u>					
Community and Economic Development, Community Development, Community Services	27418	R202-202-202	AMD	01/12/2005	2004-19/24
<u>residential mortgage loan origination</u>					
Commerce, Real Estate	27943	R162-202	AMD	08/03/2005	2005-12/21
	27945	R162-208	AMD	08/03/2005	2005-12/22
<u>resolution</u>					
Administrative Services, Facilities Construction and Management	27614	R23-26	NEW	03/15/2005	2005-2/12
<u>respite</u>					
Human Services, Aging and Adult Services	28039	R510-401	5YR	06/22/2005	2005-14/98
<u>retirement</u>					
Human Resource Management, Administration	27890	R477-12-3	AMD	07/02/2005	2005-11/47
Public Safety, Peace Officer Standards and Training	28043	R728-205	5YR	06/27/2005	2005-14/101
<u>rights</u>					
Human Services, Services for People with Disabilities	27627	R539-3	NEW	03/12/2005	2005-2/47
	27793	R539-3-10	AMD	05/17/2005	2005-8/30
<u>roads</u>					
Environmental Quality, Air Quality	28218	R307-307	5YR	09/07/2005	2005-19/102
<u>ropeways</u>					
Transportation, Operations, Traffic and Safety	27876	R920-50	AMD	07/12/2005	2005-11/69

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>royalties</u>					
School and Institutional Trust Lands, Administration	27611	R850-20	REP	04/01/2005	2005-2/50
<u>rules</u>					
Public Service Commission, Administration	27587	R746-200-6	AMD	02/25/2005	2005-1/32
<u>rules and procedures</u>					
Health, Epidemiology and Laboratory Services, Epidemiology	27496	R386-702	AMD	05/16/2005	2004-21/13
	27496	R386-702	CPR	05/16/2005	2005-3/53
	28152	R386-702	AMD	10/14/2005	2005-17/19
	27853	R386-702-9	AMD	08/25/2005	2005-10/17
Health, Community and Family Health Services, Immunization	27897	R396-100	AMD	07/21/2005	2005-11/6
Public Service Commission, Administration	27821	R746-341	AMD	06/20/2005	2005-9/42
	28137	R746-341	AMD	10/20/2005	2005-17/28
	28306	R746-341	5YR	10/28/2005	2005-22/52
	27861	R746-405-1	AMD	08/08/2005	2005-10/44
	28307	R746-407	5YR	10/28/2005	2005-22/53
	27527	R746-409-1	NSC	01/01/2005	Not Printed
	27812	R850-2	NSC	05/01/2005	Not Printed
<u>safety</u>					
Education, Administration	27539	R277-400	NSC	01/01/2005	Not Printed
Environmental Quality, Radiation Control	27744	R313-15	AMD	05/13/2005	2005-7/33
Labor Commission, Occupational Safety and Health	28013	R614-1-4	AMD	08/02/2005	2005-13/33
	27903	R614-7-4	AMD	07/02/2005	2005-11/60
Labor Commission, Safety	27616	R616-2-3	AMD	03/07/2005	2005-2/49
	27590	R616-3-3	AMD	02/01/2005	2005-1/30
Public Service Commission, Administration	27527	R746-409-1	NSC	01/01/2005	Not Printed
Transportation, Motor Carrier, Ports of Entry	27954	R912-16	5YR	06/01/2005	2005-12/89
	28150	R912-16	5YR	08/15/2005	2005-17/56
<u>safety education</u>					
Education, Administration	27539	R277-400	NSC	01/01/2005	Not Printed
<u>safety regulation</u>					
Transportation, Motor Carrier	28243	R909-75	AMD	11/04/2005	2005-19/28
<u>safety regulations</u>					
Transportation, Motor Carrier, Ports of Entry	27953	R912-3	REP	07/18/2005	2005-12/74
	27952	R912-11	NEW	07/18/2005	2005-12/79
<u>salaries</u>					
Human Resource Management, Administration	27904	R477-6	AMD	07/02/2005	2005-11/32
<u>sales tax</u>					
Tax Commission, Auditing	27868	R865-19S-6	AMD	07/20/2005	2005-11/64
	27931	R865-19S-8	AMD	07/20/2005	2005-12/73
	27819	R865-19S-20	AMD	07/01/2005	2005-9/52

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27820	R865-19S-32	AMD	07/01/2005	2005-9/54
	27822	R865-19S-51	AMD	07/01/2005	2005-9/55
	27825	R865-19S-52	AMD	07/01/2005	2005-9/56
	27826	R865-19S-60	AMD	07/01/2005	2005-9/56
	27828	R865-19S-68	AMD	07/01/2005	2005-9/57
	27831	R865-19S-71	AMD	07/01/2005	2005-9/58
	27870	R865-19S-78	AMD	07/20/2005	2005-11/65
	27832	R865-19S-85	AMD	07/01/2005	2005-9/59
	28045	R865-19S-87	NSC	09/01/2005	Not Printed
	27833	R865-19S-90	AMD	07/01/2005	2005-9/61
	28049	R865-19S-90	AMD	09/01/2005	2005-14/65
	28050	R865-19S-98	AMD	09/01/2005	2005-14/66
	27834	R865-19S-101	AMD	07/01/2005	2005-9/62
	27867	R865-19S-112	AMD	07/20/2005	2005-11/67
	28114	R865-19S-120	AMD	10/13/2005	2005-16/38
<u>sand</u>					
School and Institutional Trust Lands, Administration	27609	R850-23	NEW	04/01/2005	2005-2/72
<u>sanitarian</u>					
Commerce, Occupational and Professional Licensing	28276	R156-20a	5YR	10/06/2005	2005-21/80
<u>scenic byways</u>					
Transportation, Program Development	28024	R926-7	NEW	09/15/2005	2005-13/42
<u>scholarships</u>					
Education, Administration	28143	R277-476	5YR	08/15/2005	2005-17/55
	28026	R277-602	EMR	06/14/2005	2005-13/47
	28138	R277-602	NEW	10/05/2005	2005-17/10
	27666	R765-604	AMD	03/22/2005	2005-4/22
	27663	R765-604	5YR	01/19/2005	2005-4/56
<u>school personnel</u>					
Education, Administration	28140	R277-107	5YR	08/15/2005	2005-17/54
	28144	R277-516	REP	10/05/2005	2005-17/8
<u>schools</u>					
Education, Administration	28141	R277-474	5YR	08/15/2005	2005-17/54
<u>science</u>					
Education, Administration	27932	R277-444	AMD	07/18/2005	2005-12/24
	28282	R277-444	5YR	10/12/2005	2005-21/81
<u>secondary education</u>					
Regents (Board Of), Administration	27666	R765-604	AMD	03/22/2005	2005-4/22
	27663	R765-604	5YR	01/19/2005	2005-4/56
<u>securities</u>					
Commerce, Securities	27732	R164-2	5YR	02/28/2005	2005-6/34
	27735	R164-2-1	NSC	04/01/2005	Not Printed
	27777	R164-9-1	EMR	03/25/2005	2005-8/53

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Money Management Council, Administration	28327	R628-16	5YR	11/03/2005	Not Printed
	27742	R628-19	R&R	05/05/2005	2005-7/64
<u>securities regulation</u>					
Commerce, Securities	27732	R164-2	5YR	02/28/2005	2005-6/34
	27735	R164-2-1	NSC	04/01/2005	Not Printed
	27777	R164-9-1	EMR	03/25/2005	2005-8/53
Money Management Council, Administration	27743	R628-15	NEW	05/05/2005	2005-7/60
<u>security guards</u>					
Commerce, Occupational and Professional Licensing	28193	R156-63	5YR	09/01/2005	2005-18/72
<u>self administered services</u>					
Human Services, Services for People with Disabilities	27801	R539-5	NEW	05/17/2005	2005-8/33
	27939	R539-5-5	NSC	06/01/2005	Not Printed
<u>self-employment income</u>					
Community and Economic Development, Community Development, Community Services	27421	R202-203-324	AMD	01/12/2005	2004-19/25
	27419	R202-203-328	AMD	01/12/2005	2004-19/26
<u>septic tanks</u>					
Environmental Quality, Water Quality	27699	R317-4	5YR	02/10/2005	2005-5/30
<u>services</u>					
Human Services, Services for People with Disabilities	27626	R539-2	NEW	03/12/2005	2005-2/45
	27794	R539-2-5	NSC	05/01/2005	Not Printed
<u>settlement</u>					
Administrative Services, Facilities Construction and Management	27614	R23-26	NEW	03/15/2005	2005-2/12
<u>sex education</u>					
Education, Administration	28141	R277-474	5YR	08/15/2005	2005-17/54
<u>skills tests</u>					
Public Safety, Driver License	27898	R708-37	5YR	05/13/2005	2005-11/101
<u>small game</u>					
Natural Resources, Wildlife Resources	27864	R657-21	5YR	05/05/2005	2005-11/99
	28088	R657-21-2	AMD	09/06/2005	2005-15/14
<u>smoke</u>					
Environmental Quality, Air Quality	27758	R307-204-3	AMD	07/07/2005	2005-7/11
<u>social services</u>					
Human Services, Administration, Administrative Hearings	28318	R497-100	5YR	11/02/2005	Not Printed
Human Services, Services for People with Disabilities	27651	R539-2	REP	03/12/2005	2005-3/31
	27792	R539-2-6	AMD	05/17/2005	2005-8/29
	27652	R539-3	REP	03/12/2005	2005-3/34
	27753	R539-4	REP	05/03/2005	2005-7/58

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27802	R539-5	REP	05/17/2005	2005-8/31
	28210	R539-6	REP	11/04/2005	2005-19/17
	28037	R539-7	EMR	06/20/2005	2005-14/94
	28036	R539-7	REP	09/16/2005	2005-14/20
	27795	R539-8	REP	05/17/2005	2005-8/35
<u>source monitoring</u>					
Environmental Quality, Drinking Water	27917	R309-205	5YR	05/16/2005	2005-11/93
	27967	R309-205	AMD	09/13/2005	2005-12/37
<u>sovereign lands</u>					
Natural Resources, Forestry, Fire and State Lands	27750	R652-70-1900	AMD	05/20/2005	2005-7/66
	27740	R652-70-2300	AMD	05/20/2005	2005-7/67
<u>space</u>					
Capitol Preservation Board (State), Administration	27974	R131-6	NEW	10/13/2005	2005-12/12
<u>special needs students</u>					
Education, Administration	28026	R277-602	EMR	06/14/2005	2005-13/47
	28138	R277-602	NEW	10/05/2005	2005-17/10
<u>specific licenses</u>					
Environmental Quality, Radiation Control	27747	R313-22	AMD	05/13/2005	2005-7/36
<u>speech impaired</u>					
Public Service Commission, Administration	28057	R746-510	NEW	08/25/2005	2005-14/58
<u>speech-language pathology</u>					
Commerce, Occupational and Professional Licensing	28176	R156-41-502	AMD	10/18/2005	2005-18/13
<u>state and local affairs</u>					
Money Management Council, Administration	28275	R628-4	5YR	10/06/2005	2005-21/82
<u>state buildings</u>					
Administrative Services, Facilities Construction and Management	27615	R23-3	AMD	03/15/2005	2005-2/9
Capitol Preservation Board (State), Administration	27713	R131-7	5YR	02/16/2005	2005-6/34
<u>state employees</u>					
Administrative Services, Finance	27848	R25-7	AMD	07/01/2005	2005-10/7
<u>state HEAT office records</u>					
Community and Economic Development, Community Development, Community Services	27420	R202-207-702	AMD	01/12/2005	2004-19/27
<u>state records committee</u>					
Administrative Services, Records Committee	27880	R35-1	AMD	07/14/2005	2005-11/5
	27700	R35-1a	NSC	04/01/2005	Not Printed
	27621	R35-1a	NEW	03/08/2005	2005-2/17
	27625	R35-2	AMD	03/04/2005	2005-2/18
	27622	R35-3	AMD	03/04/2005	2005-2/19
	27624	R35-4	AMD	03/04/2005	2005-2/20

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27623	R35-5	AMD	03/04/2005	2005-2/21
	27620	R35-6	AMD	03/04/2005	2005-2/22
<u>state vehicle use</u>					
Administrative Services, Fleet Operations	27599	R27-3-6	NSC	02/01/2005	Not Printed
	28025	R27-3-12	AMD	10/03/2005	2005-13/5
<u>stationary sources</u>					
Environmental Quality, Air Quality	27665	R307-210	AMD	04/19/2005	2005-4/17
<u>storage</u>					
Capitol Preservation Board (State), Administration	27974	R131-6	NEW	10/13/2005	2005-12/12
<u>stove</u>					
Environmental Quality, Air Quality	27760	R307-207	CPR	09/02/2005	2005-15/33
	27761	R307-302	CPR	09/02/2005	2005-15/34
<u>stoves</u>					
Environmental Quality, Air Quality	28214	R307-201	5YR	09/07/2005	2005-19/95
	27760	R307-207	NEW	09/02/2005	2005-7/16
	28219	R307-302	5YR	09/07/2005	2005-19/98
	27761	R307-302	AMD	09/02/2005	2005-7/17
<u>student eligibility</u>					
Workforce Services, Workforce Information and Payment Services	27729	R994-403	NSC	04/01/2005	Not Printed
	28035	R994-403	NSC	08/01/2005	Not Printed
	27937	R994-403-123	AMD	09/29/2005	2005-12/86
<u>student loans</u>					
Regents (Board Of), Administration	27841	R765-626	5YR	04/26/2005	2005-10/53
<u>students</u>					
Education, Administration	27933	R277-480	REP	07/18/2005	2005-12/27
	27875	R277-713	NSC	07/01/2005	Not Printed
	27662	R277-713	AMD	03/21/2005	2005-4/14
<u>students at risk</u>					
Education, Administration	28076	R277-464	5YR	07/06/2005	2005-15/44
<u>subpoena</u>					
Human Services, Recovery Services	27938	R527-67	REP	08/10/2005	2005-12/67
	27842	R527-67	NSC	08/10/2005	Not Printed
<u>suggestions</u>					
Human Services, Mental Health, State Hospital	28096	R525-7	NSC	08/01/2005	Not Printed
<u>supplies</u>					
Education, Administration	28075	R277-459	5YR	07/06/2005	2005-15/44
<u>surface water treatment</u>					
Environmental Quality, Drinking Water	27963	R309-505	AMD	09/13/2005	2005-12/47

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>surface water treatment plant monitoring</u>					
Environmental Quality, Drinking Water	27910	R309-215	5YR	05/16/2005	2005-11/94
	27969	R309-215	AMD	09/13/2005	2005-12/43
<u>survey</u>					
Environmental Quality, Radiation Control	27738	R313-34	5YR	03/08/2005	2005-7/76
	27646	R313-34-1	NSC	02/01/2005	Not Printed
<u>surveyors</u>					
Commerce, Occupational and Professional Licensing	27698	R156-22	AMD	04/04/2005	2005-5/2
<u>systems</u>					
Public Safety, Fire Marshal	27671	R710-7-1	AMD	06/13/2005	2005-4/21
<u>tailings</u>					
Environmental Quality, Air Quality	28042	R307-205	NSC	09/07/2005	Not Printed
	27764	R307-205	AMD	07/07/2005	2005-7/12
	28223	R307-205	5YR	09/07/2005	2005-19/96
<u>tariffs</u>					
Public Service Commission, Administration	27861	R746-405-1	AMD	08/08/2005	2005-10/44
<u>tax credit</u>					
Community and Economic Development, Community Development, History	28055	R212-11	5YR	06/30/2005	2005-14/97
<u>tax exemptions</u>					
Tax Commission, Auditing	27868	R865-19S-6	AMD	07/20/2005	2005-11/64
	27931	R865-19S-8	AMD	07/20/2005	2005-12/73
	27819	R865-19S-20	AMD	07/01/2005	2005-9/52
	27820	R865-19S-32	AMD	07/01/2005	2005-9/54
	27822	R865-19S-51	AMD	07/01/2005	2005-9/55
	27825	R865-19S-52	AMD	07/01/2005	2005-9/56
	27826	R865-19S-60	AMD	07/01/2005	2005-9/56
	27828	R865-19S-68	AMD	07/01/2005	2005-9/57
	27831	R865-19S-71	AMD	07/01/2005	2005-9/58
	27870	R865-19S-78	AMD	07/20/2005	2005-11/65
	27832	R865-19S-85	AMD	07/01/2005	2005-9/59
	28045	R865-19S-87	NSC	09/01/2005	Not Printed
	27833	R865-19S-90	AMD	07/01/2005	2005-9/61
	28049	R865-19S-90	AMD	09/01/2005	2005-14/65
	28050	R865-19S-98	AMD	09/01/2005	2005-14/66
	27834	R865-19S-101	AMD	07/01/2005	2005-9/62
	27867	R865-19S-112	AMD	07/20/2005	2005-11/67
	28114	R865-19S-120	AMD	10/13/2005	2005-16/38
<u>tax returns</u>					
Tax Commission, Auditing	27804	R865-9I-21	AMD	06/08/2005	2005-9/51
	27930	R865-9I-51	AMD	07/20/2005	2005-12/72

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>taxation</u>					
Tax Commission, Auditing	27929	R865-6F-35	AMD	07/20/2005	2005-12/71
	27739	R865-16R	5YR	03/08/2005	2005-7/77
Tax Commission, Motor Vehicle	27803	R873-22M-27	AMD	06/08/2005	2005-9/63
	28046	R873-22M-27	AMD	09/01/2005	2005-14/68
	28184	R873-22M-34	AMD	10/31/2005	2005-18/67
	28273	R873-22M-34	NSC	10/31/2005	Not Printed
Tax Commission, Property Tax	28151	R884-24P-33	AMD	10/13/2005	2005-17/36
<u>taxes</u>					
Insurance, Administration	28136	R590-157-3	NSC	09/01/2005	Not Printed
<u>teacher certification</u>					
Education, Administration	28145	R277-515	REP	10/05/2005	2005-17/7
	27542	R686-100	NSC	01/01/2005	Not Printed
<u>teachers</u>					
Education, Administration	28075	R277-459	5YR	07/06/2005	2005-15/44
	28143	R277-476	5YR	08/15/2005	2005-17/55
<u>technology best practices</u>					
Governor, Planning and Budget, Chief Information Officer	27545	R365-101	NEW	03/09/2005	2004-23/45
<u>telecommunications</u>					
Public Service Commission, Administration	27855	R746-240	AMD	08/08/2005	2005-10/29
	27856	R746-340	AMD	08/08/2005	2005-10/32
	27821	R746-341	AMD	06/20/2005	2005-9/42
	28137	R746-341	AMD	10/20/2005	2005-17/28
	28306	R746-341	5YR	10/28/2005	2005-22/52
	27857	R746-349	AMD	08/08/2005	2005-10/34
	28129	R746-349-9	AMD	10/11/2005	2005-17/35
	27858	R746-352	REP	08/08/2005	2005-10/36
	27859	R746-356	AMD	08/08/2005	2005-10/40
	27860	R746-360	AMD	08/08/2005	2005-10/42
	27302	R746-360-9	AMD	01/04/2005	2004-15/59
	27302	R746-360-9	CPR	01/04/2005	2004-23/54
<u>telecommuting</u>					
Human Resource Management, Administration	27889	R477-8	AMD	07/02/2005	2005-11/41
<u>telephone</u>					
Public Service Commission, Administration	28137	R746-341	AMD	10/20/2005	2005-17/28
	28306	R746-341	5YR	10/28/2005	2005-22/52
<u>telephone utility regulations</u>					
Public Service Commission, Administration	27856	R746-340	AMD	08/08/2005	2005-10/32
<u>telephones</u>					
Public Service Commission, Administration	27855	R746-240	AMD	08/08/2005	2005-10/29
	27821	R746-341	AMD	06/20/2005	2005-9/42

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>therapeutic schools</u> Human Services, Administration, Administrative Services, Licensing	28132	R501-15	NEW	10/05/2005	2005-17/22
<u>time</u> Labor Commission, Antidiscrimination and Labor, Fair Housing	28127	R608-1-8	AMD	10/07/2005	2005-17/27
Labor Commission, Industrial Accidents	28126	R608-1-8	EMR	08/02/2005	2005-17/52
	27892	R612-1-3	AMD	07/02/2005	2005-11/49
<u>tires</u> Transportation, Motor Carrier, Ports of Entry	28149	R912-76	AMD	10/13/2005	2005-17/48
<u>title</u> Insurance, Administration	27776	R590-212	NSC	05/01/2005	Not Printed
<u>title insurance</u> Insurance, Title and Escrow Commission	28105	R592-1	NEW	09/30/2005	2005-16/32
	28107	R592-2	NEW	09/30/2005	2005-16/33
<u>traffic control</u> Transportation, Operations, Traffic and Safety	27955	R920-5	AMD	07/18/2005	2005-12/83
<u>traffic regulations</u> Public Safety, Driver License	28108	R708-16	NSC	08/01/2005	Not Printed
<u>traffic safety</u> Transportation, Operations, Traffic and Safety	27955	R920-5	AMD	07/18/2005	2005-12/83
<u>traffic signs</u> Transportation, Operations, Traffic and Safety	27955	R920-5	AMD	07/18/2005	2005-12/83
<u>training</u> Public Service Commission, Administration	28057	R746-510	NEW	08/25/2005	2005-14/58
<u>training programs</u> Human Resource Management, Administration	27887	R477-10	AMD	07/02/2005	2005-11/43
<u>tramway permits</u> Transportation, Operations, Traffic and Safety	27876	R920-50	AMD	07/12/2005	2005-11/69
<u>tramways</u> Transportation, Operations, Traffic and Safety	27876	R920-50	AMD	07/12/2005	2005-11/69
<u>transportation</u> Administrative Services, Finance	27848	R25-7	AMD	07/01/2005	2005-10/7
Environmental Quality, Radiation Control	27745	R313-19	AMD	05/13/2005	2005-7/34
Transportation, Operations, Construction	27846	R916-4	NEW	06/27/2005	2005-10/46
Transportation, Program Development	28024	R926-7	NEW	09/15/2005	2005-13/42
<u>transportation conformity</u> Environmental Quality, Air Quality	28222	R307-310	5YR	09/07/2005	2005-19/104
	27766	R307-310-5	AMD	07/07/2005	2005-7/27

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28080	R307-310-5	NSC	09/01/2005	Not Printed
<u>transportation safety</u>					
Transportation, Motor Carrier	28242	R909-1	AMD	11/04/2005	2005-19/27
Transportation, Operations, Traffic and Safety	27876	R920-50	AMD	07/12/2005	2005-11/69
<u>trip reduction</u>					
Environmental Quality, Air Quality	27701	R307-320	NSC	07/07/2005	Not Printed
	28079	R307-320	5YR	07/07/2005	2005-15/46
<u>trucking industries</u>					
Tax Commission, Auditing	27929	R865-6F-35	AMD	07/20/2005	2005-12/71
<u>trucks</u>					
Transportation, Motor Carrier	28242	R909-1	AMD	11/04/2005	2005-19/27
Transportation, Motor Carrier, Ports of Entry	27953	R912-3	REP	07/18/2005	2005-12/74
	27790	R912-6	NEW	06/27/2005	2005-8/39
	28241	R912-9	AMD	11/04/2005	2005-19/29
	27970	R912-9	NEW	07/18/2005	2005-12/74
	27971	R912-10	NEW	07/18/2005	2005-12/77
	27952	R912-11	NEW	07/18/2005	2005-12/79
	27972	R912-14	AMD	07/18/2005	2005-12/82
	28150	R912-16	5YR	08/15/2005	2005-17/56
	27954	R912-16	5YR	06/01/2005	2005-12/89
<u>trustees</u>					
Money Management Council, Administration	28332	R628-13	5YR	11/07/2005	Not Printed
<u>unassignable</u>					
Capitol Preservation Board (State), Administration	27974	R131-6	NEW	10/13/2005	2005-12/12
<u>unattended death</u>					
Health, Medical Examiner	27988	R448-10	5YR	06/06/2005	2005-13/52
<u>underground injection control</u>					
Environmental Quality, Water Quality	27596	R317-7	NSC	02/01/2005	Not Printed
<u>underserved</u>					
Health, Health Systems Improvement, Primary Care and Rural Health	28181	R434-100	NEW	10/31/2005	2005-18/19
<u>unemployed workers</u>					
Workforce Services, Workforce Information and Payment Services	28011	R994-207	NSC	08/01/2005	Not Printed
Workforce Services, Unemployment Insurance	28170	R994-207	5YR	08/25/2005	2005-18/73
<u>unemployment compensation</u>					
Workforce Services, Workforce Information and Payment Services	28000	R994-102	NSC	08/01/2005	Not Printed
	28001	R994-106	NSC	08/01/2005	Not Printed
	27730	R994-201	NSC	04/01/2005	Not Printed
	28007	R994-201	NSC	08/01/2005	Not Printed
	28008	R994-202	NSC	08/01/2005	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28009	R994-204	NSC	08/01/2005	Not Printed
	27789	R994-204	5YR	04/01/2005	2005-8/59
	27791	R994-205	5YR	04/01/2005	2005-8/59
	28014	R994-205	NSC	08/01/2005	Not Printed
	27796	R994-206	5YR	04/01/2005	2005-8/60
	28010	R994-206	NSC	08/01/2005	Not Printed
	28011	R994-207	NSC	08/01/2005	Not Printed
Workforce Services, Unemployment Insurance	28170	R994-207	5YR	08/25/2005	2005-18/73
Workforce Services, Workforce Information and Payment Services	28015	R994-208	NSC	08/01/2005	Not Printed
	28016	R994-302	NSC	08/01/2005	Not Printed
	28017	R994-303	NSC	08/01/2005	Not Printed
	28018	R994-305	NSC	08/01/2005	Not Printed
	28019	R994-306	NSC	08/01/2005	Not Printed
	27966	R994-307	NSC	08/01/2005	Not Printed
	27919	R994-307-101	AMD	09/29/2005	2005-11/71
	28020	R994-308	NSC	08/01/2005	Not Printed
	27968	R994-309	NSC	08/01/2005	Not Printed
	27921	R994-309-105	AMD	09/29/2005	2005-11/72
	28034	R994-310	NSC	08/01/2005	Not Printed
	27922	R994-311	AMD	09/29/2005	2005-11/73
	27984	R994-311	NSC	08/01/2005	Not Printed
	28021	R994-312	NSC	08/01/2005	Not Printed
	27983	R994-401	NSC	08/01/2005	Not Printed
	27924	R994-401	AMD	09/29/2005	2005-11/75
	27728	R994-401	NSC	04/01/2005	Not Printed
	28023	R994-402	NSC	08/01/2005	Not Printed
	27729	R994-403	NSC	04/01/2005	Not Printed
	28035	R994-403	NSC	08/01/2005	Not Printed
	27937	R994-403-123	AMD	09/29/2005	2005-12/86
	27980	R994-404	NSC	08/01/2005	Not Printed
	27926	R994-404-101	AMD	09/29/2005	2005-11/76
	27927	R994-405	AMD	09/29/2005	2005-11/77
	28033	R994-405	NSC	08/01/2005	Not Printed
	27928	R994-406	AMD	09/29/2005	2005-11/79
	27979	R994-406	NSC	08/01/2005	Not Printed
	27978	R994-508	NSC	08/01/2005	Not Printed
	27936	R994-508-109	AMD	09/29/2005	2005-12/86
<u>unemployment experience rating</u>					
Workforce Services, Workforce Information and Payment Services	27823	R994-304	NEW	06/01/2005	2005-9/69
	28041	R994-304	NSC	08/01/2005	Not Printed
<u>uninsured motorist database</u>					
Public Safety, Driver License	27877	R708-32	5YR	05/10/2005	2005-11/100

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>units</u> Environmental Quality, Radiation Control	27746	R313-12	AMD	05/13/2005	2005-7/29
<u>universal service</u> Public Service Commission, Administration	27860	R746-360	AMD	08/08/2005	2005-10/42
	27302	R746-360-9	AMD	01/04/2005	2004-15/59
	27302	R746-360-9	CPR	01/04/2005	2004-23/54
<u>utility regulations</u> Public Service Commission, Administration	27861	R746-405-1	AMD	08/08/2005	2005-10/44
<u>utility service shutoff</u> Public Service Commission, Administration	27587	R746-200-6	AMD	02/25/2005	2005-1/32
<u>vacations</u> Human Resource Management, Administration	27896	R477-7	AMD	07/02/2005	2005-11/36
<u>vehicle replacement</u> Administrative Services, Fleet Operations	27543	R27-4	AMD	01/10/2005	2004-23/5
<u>visitors</u> Human Services, Mental Health, State Hospital	27995	R525-4	NSC	08/01/2005	Not Printed
<u>wages</u> Workforce Services, Workforce Information and Payment Services	28015	R994-208	NSC	08/01/2005	Not Printed
<u>waiver</u> Health, Health Systems Improvement, Primary Care and Rural Health	28181	R434-100	NEW	10/31/2005	2005-18/19
<u>waste disposal</u> Environmental Quality, Radiation Control	27744	R313-15	AMD	05/13/2005	2005-7/33
Environmental Quality, Water Quality	27659	R317-1	AMD	04/20/2005	2005-3/5
	28054	R317-1	AMD	08/22/2005	2005-14/13
	27817	R317-1-7	AMD	06/29/2005	2005-9/5
<u>wastewater</u> Environmental Quality, Water Quality	27658	R317-3-10	AMD	04/20/2005	2005-3/10
	27699	R317-4	5YR	02/10/2005	2005-5/30
<u>wastewater treatment</u> Environmental Quality, Water Quality	27656	R317-10-6	AMD	04/20/2005	2005-3/18
<u>water pollution</u> Environmental Quality, Water Quality	28054	R317-1	AMD	08/22/2005	2005-14/13
	27659	R317-1	AMD	04/20/2005	2005-3/5
	27817	R317-1-7	AMD	06/29/2005	2005-9/5
	27593	R317-2	AMD	06/01/2005	2005-1/13
	27593	R317-2	CPR	06/01/2005	2005-9/72
	27658	R317-3-10	AMD	04/20/2005	2005-3/10
	27657	R317-8-3	AMD	04/20/2005	2005-3/12
	27656	R317-10-6	AMD	04/20/2005	2005-3/18

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>water quality</u>					
Environmental Quality, Drinking Water	27905	R309-225	5YR	05/16/2005	2005-11/95
Environmental Quality, Water Quality	27658	R317-3-10	AMD	04/20/2005	2005-3/10
	27596	R317-7	NSC	02/01/2005	Not Printed
<u>water quality standards</u>					
Environmental Quality, Water Quality	27593	R317-2	CPR	06/01/2005	2005-9/72
	27593	R317-2	AMD	06/01/2005	2005-1/13
<u>water rights</u>					
Natural Resources, Water Rights	27690	R655-3	5YR	02/01/2005	2005-4/54
	27691	R655-4	5YR	02/01/2005	2005-4/55
	27475	R655-4	NSC	02/01/2005	Not Printed
	27392	R655-4	AMD	01/12/2005	2004-18/30
	28051	R655-4-9	NSC	09/01/2005	Not Printed
	28032	R655-14	NEW	08/15/2005	2005-13/34
<u>water system rating</u>					
Environmental Quality, Drinking Water	27909	R309-150	5YR	05/16/2005	2005-11/92
<u>waterfowl</u>					
Natural Resources, Wildlife Resources	28187	R657-9	AMD	10/25/2005	2005-18/49
<u>watershed management</u>					
Environmental Quality, Drinking Water	27907	R309-105	5YR	05/16/2005	2005-11/91
	27959	R309-105-16	AMD	09/13/2005	2005-12/31
<u>weapons</u>					
Human Services, Mental Health, State Hospital	27999	R525-6	NSC	08/01/2005	Not Printed
<u>weed control</u>					
Agriculture and Food, Plant Industry	27774	R68-9-2	NSC	05/01/2005	Not Printed
<u>well drilling</u>					
Natural Resources, Water Rights	27691	R655-4	5YR	02/01/2005	2005-4/55
	27475	R655-4	NSC	02/01/2005	Not Printed
	27392	R655-4	AMD	01/12/2005	2004-18/30
	28051	R655-4-9	NSC	09/01/2005	Not Printed
<u>wildlife</u>					
Natural Resources, Wildlife Resources	27865	R657-5	AMD	07/05/2005	2005-11/61
	27550	R657-5	AMD	01/15/2005	2004-24/38
	28081	R657-6	AMD	09/06/2005	2005-15/7
	28082	R657-6	5YR	07/08/2005	2005-15/49
	28187	R657-9	AMD	10/25/2005	2005-18/49
	28188	R657-10	AMD	10/25/2005	2005-18/52
	28189	R657-11	AMD	10/25/2005	2005-18/58
	28168	R657-11	5YR	08/24/2005	2005-18/73
	27721	R657-12	AMD	04/15/2005	2005-6/24
	27432	R657-13	CPR	01/03/2005	2004-22/66
	27432	R657-13	AMD	01/03/2005	2004-20/33

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	27863	R657-15	5YR	05/05/2005	2005-11/99
	27862	R657-15	AMD	07/05/2005	2005-11/63
	27864	R657-21	5YR	05/05/2005	2005-11/99
	28088	R657-21-2	AMD	09/06/2005	2005-15/14
	28277	R657-24	5YR	10/07/2005	2005-21/83
	27649	R657-33	AMD	03/04/2005	2005-3/36
	27751	R657-33-2	NSC	04/01/2005	Not Printed
	28087	R657-37	AMD	09/06/2005	2005-15/15
	27551	R657-37	AMD	01/15/2005	2004-24/45
	27552	R657-38	AMD	01/15/2005	2004-24/48
	28083	R657-42	AMD	09/06/2005	2005-15/20
	27553	R657-42-4	AMD	01/15/2005	2004-24/53
	27639	R657-47	REP	03/04/2005	2005-3/39
	27637	R657-47	NSC	03/04/2005	Not Printed
	27827	R657-55	NEW	06/01/2005	2005-9/38
<u>wildlife conservation</u>					
Natural Resources, Wildlife Resources	27552	R657-38	AMD	01/15/2005	2004-24/48
<u>wildlife law</u>					
Natural Resources, Wildlife Resources	28189	R657-11	AMD	10/25/2005	2005-18/58
	28168	R657-11	5YR	08/24/2005	2005-18/73
	27721	R657-12	AMD	04/15/2005	2005-6/24
	27432	R657-13	CPR	01/03/2005	2004-22/66
	27432	R657-13	AMD	01/03/2005	2004-20/33
	27864	R657-21	5YR	05/05/2005	2005-11/99
	28088	R657-21-2	AMD	09/06/2005	2005-15/14
<u>wildlife management</u>					
Natural Resources, Wildlife Resources	27862	R657-15	AMD	07/05/2005	2005-11/63
	27863	R657-15	5YR	05/05/2005	2005-11/99
<u>wildlife permits</u>					
Natural Resources, Wildlife Resources	27639	R657-47	REP	03/04/2005	2005-3/39
	27637	R657-47	NSC	03/04/2005	Not Printed
	27827	R657-55	NEW	06/01/2005	2005-9/38
<u>woodburning</u>					
Environmental Quality, Air Quality	28214	R307-201	5YR	09/07/2005	2005-19/95
	27760	R307-207	NEW	09/02/2005	2005-7/16
	27760	R307-207	CPR	09/02/2005	2005-15/33
	27761	R307-302	CPR	09/02/2005	2005-15/34
	27761	R307-302	AMD	09/02/2005	2005-7/17
	28219	R307-302	5YR	09/07/2005	2005-19/98
<u>workers' compensation</u>					
Labor Commission, Industrial Accidents	27892	R612-1-3	AMD	07/02/2005	2005-11/49
	27894	R612-2-1	AMD	07/02/2005	2005-11/51
	27895	R612-2-2	AMD	07/02/2005	2005-11/52

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	27900	R612-2-3	AMD	07/02/2005	2005-11/53
	27899	R612-2-5	AMD	07/02/2005	2005-11/54
	27893	R612-2-18	AMD	07/02/2005	2005-11/56
	27891	R612-2-22	AMD	07/02/2005	2005-11/57
	28300	R612-6	5YR	10/24/2005	2005-22/51
Workforce Services, Workforce Information and Payment Services	27980	R994-404	NSC	08/01/2005	Not Printed
	27926	R994-404-101	AMD	09/29/2005	2005-11/76
<u>workers' compensation insurance</u>					
Insurance, Administration	27488	R590-231	CPR	05/20/2005	2005-8/50
	27488	R590-231	CPR	05/20/2005	2005-3/55
	27488	R590-231	NEW	05/20/2005	2004-21/15
<u>Workforce Investment Act</u>					
Workforce Services, Employment Development	28063	R986-600	AMD	08/16/2005	2005-14/69
	28234	R986-600	5YR	09/14/2005	2005-19/107
<u>x-ray</u>					
Environmental Quality, Radiation Control	27991	R313-16	AMD	08/12/2005	2005-13/26