

UTAH STATE DIGEST

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Office of Administrative Rules, Salt Lake City 84114

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EXECUTIVE DOCUMENTS

Under authority granted by the Utah Constitution and various federal and state statutes, the Governor periodically issues **EXECUTIVE DOCUMENTS**, which can be categorized as either Executive Orders, Proclamations, and Declarations. Executive Orders set policy for the executive branch; create boards and commissions; provide for the transfer of authority; or otherwise interpret, implement, or give administrative effect to a provision of the Constitution, state law or executive policy. Proclamations call special or extraordinary legislative sessions; designate classes of cities; publish states-of-emergency; promulgate other official formal public announcements or functions; or publicly avow or cause certain matters of state government to be made generally known. Declarations designate special days, weeks or other time periods; call attention to or recognize people, groups, organizations, functions, or similar actions having a public purpose; or invoke specific legislative purposes (such as the declaration of an agricultural disaster).

The Governor's Office staff files **EXECUTIVE DOCUMENTS** that have legal effect with the Office of Administrative Rules for publication and distribution.

EXECUTIVE ORDER

Suspending the Enforcement of Utah Code §§ 20A-9-407(3)(a) and 20A-9-408(3)(b) Due to Infectious Disease COVID-19 Novel Coronavirus

WHEREAS, On March 6, 2020, a state of emergency was declared in response to the evolving outbreak of novel coronavirus disease 2019 (COVID-19);

WHEREAS, State and local authorities have recommended that individuals experiencing symptoms of COVID-19 self-isolate themselves as necessary to prevent further transmission of the disease;

WHEREAS, Utah Code §§ 20A-9-407(3)(a) and 20A-9-408(3)(b), subject to certain exceptions, require a member of a qualified political party who is seeking the nomination of the qualified political party for an elective office that is to be filled at the next general election (hereinafter, a "potential candidate") to file a declaration of candidacy in person with the filing officer at the Utah State Elections Office;

WHEREAS, A potential candidate may experience symptoms of COVID-19 and choose to self-isolate as recommended by state and local authorities;

WHEREAS, To require a potential candidate to file a declaration of candidacy in person may directly conflict with the recommendation of state and local authorities that individuals experiencing symptoms of COVID-19 self-isolate as necessary to prevent further transmission of the disease;

WHEREAS, Utah Code § 53-2a-209(4) authorizes the governor to suspend by executive order enforcement of a statute that is directly related to and necessary to address a state of emergency;

WHEREAS, Utah Code § 53-2a-204(1)(b) authorizes the governor to employ measures and give direction to state and local officers and agencies that are reasonable and necessary to secure compliance with orders made pursuant to part 2 of the Emergency Management Act;

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, hereby order the suspension of enforcement of Utah Code §§ 20A-9-407(3)(a) and 20A-9-408(3)(b) to the extent that the provisions require a potential candidate to file a declaration of candidacy in person.

I hereby also direct the Director of Elections to permit a potential candidate to file a declaration of candidacy as though the potential candidate is an individual qualified to use the procedures provided in Utah Code § 20A-9-202(1)(c).

IN TESTIMONY, WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah this 12th day of March 2020.

(State Seal)

Gary R. Herbert
Governor

Attest:

Spencer J. Cox
Lieutenant Governor

2020/002/EO

EXECUTIVE ORDER

Temporarily Suspending Utah Administrative Code R671-302 Regarding Public Access to Board of Pardons and Parole Hearings

WHEREAS, On March 6, 2020, Governor Gary R. Herbert issued an Executive Order declaring a state of emergency due to novel coronavirus disease 2019 (COVID-19);

WHEREAS, On March 11, 2020, the World Health Organization characterized the COVID-19 outbreak as a pandemic;

WHEREAS, On March 12, 2020, the Utah Department of Corrections suspended access to the Utah State Prison in Draper and the Central Utah Correctional Facility in Gunnison by visitors and volunteers in order to prevent the spread of COVID-19;

WHEREAS, On March 13, 2020, President Donald J. Trump declared a national state of emergency based on the continuing spread of COVID-19;

WHEREAS, Strict adherence to Utah Administrative Code R671-302, News Media and Public Access to Hearings, will substantially hinder necessary action by the Utah Department of Corrections in coping with and preventing the continuing spread of COVID-19;

WHEREAS, Utah Code § 53-2a-209(3) authorizes the governor to suspend by executive order the provisions of any order, rule, or regulation of any state agency, if the strict compliance with the provisions of the order, rule, or regulation would substantially prevent, hinder, or delay necessary action in coping with an emergency or disaster;

WHEREAS, Utah Code § 53-2a-204(1)(b) authorizes the governor to employ measures and give direction to state and local officers and agencies that are reasonable and necessary to secure compliance with orders made pursuant to part 2 of the Emergency Management Act;

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, hereby order the suspension of Utah Administrative Code R671-302, News Media and Public Access to Hearings. Effective immediately, the Utah Board of Pardons and Parole ("Board") shall restrict in-person access to Board hearings as follows:

A. At a parole revocation hearing, including an evidentiary hearing, in-person access shall be limited to: (1) a Board member; (2) a hearing officer; (3) a prison staff member; (4) an offender; (5) legal counsel for the offender; (6) an Adult Probation and Parole agent; (7) legal counsel for Adult Probation and Parole; (8) a witness; (9) a victim; (10) one representative of each victim; and (11) up to two family members of each victim.

B. At an original hearing, rehearing, special attention review hearing, and redetermination hearing, in-person access shall be limited to: (1) a Board member; (2) a hearing officer; (3) a prison staff member; (4) an offender; (5) a victim; (6) one representative of each victim; and (7) up to two family members of each victim.

C. At a pardon hearing, in-person access shall be limited to: (1) a Board member; (2) a prison staff member; (3) a pardon applicant; (4) legal counsel for the pardon applicant; (5) a victim; (6) one representative of each victim; (7) up to two family members of each victim; and (8) an authorized representative of the arresting or investigative agency, sentencing court, or prosecutor's office for each conviction being addressed.

D. At a commutation hearing, in-person access shall be limited by the Board as the Board reasonably determines is necessary to prevent or control the spread of COVID-19.

Notwithstanding the foregoing restrictions, the Board shall simultaneously transmit by electronic means hearings for public viewing and listening.

This Order shall remain in effect until the date of termination of the state of emergency declared in Executive Order 2020-1 unless terminated earlier by the Governor.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done in Salt Lake City, Utah, on this, the 17th day of March, 2020.

(State Seal)

Gary R. Herbert
Governor

ATTEST:

Spencer J. Cox
Lieutenant Governor

2020/003/EO

EXECUTIVE ORDER

Temporarily Suspending Utah Administrative Code R82-2-201 Regarding Liquor Returns, Refunds and Exchanges

WHEREAS, On March 6, 2020, Governor Gary R. Herbert issued an Executive Order declaring a state of emergency due to novel coronavirus disease 2019 (COVID-19);

WHEREAS, On March 11, 2020, the World Health Organization characterized the COVID-19 outbreak as a pandemic;

WHEREAS, On March 13, 2020, President Donald J. Trump declared a national state of emergency based on the continuing spread of COVID-19;

WHEREAS, On March 15, 2020, the Summit County Health Officer issued a Public Health Order requiring all restaurants, coffee shops, tea shops, employee cafeterias, self-serve buffets, salad bars, unpackaged self-serve food services, bars, taverns, nightclubs, private liquor clubs, and saloons in Summit County to cease all dine-in food service, effective at 5:00 p.m. on March 15, 2020;

WHEREAS, On March 16, 2020, the Salt Lake County Mayor and the Salt Lake County Health Department Executive Director issued a Public Health Order requiring all food service, restaurants, self-serve buffets, salad bars, unpackaged self-serve food services, bars, taverns, nightclubs, private liquor clubs, and saloons in Salt Lake County to close to members, guests, patrons, customers, and the general public, and to cease all dine-in food service effective at 11:00 p.m. on March 16, 2020;

WHEREAS, on March 17, 2020, the Executive Director of the Utah Department of Health issued a State Public Health Order requiring all food service, restaurants, self-serve buffets, salad bars, unpackaged self-serve food services, bars, taverns, nightclubs, private liquor clubs, and saloons in the state of Utah to close to members, guests, patrons, customers, and the general public, and to cease all dine-in food service effective at 11:59 p.m. on March 18, 2020;

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WHEREAS, Utah Administrative Code R82-2-201 governs all liquor returns, refunds, and exchanges, and mandates that wine and beer, due to their perishable nature and susceptibility to temperature changes, should be accepted at a DABC store with caution;

WHEREAS, Utah Administrative Code R82-2-201(2)(b)(iv) requires returns of more than \$500 to be processed via check, which may take several weeks;

WHEREAS, The aforementioned businesses will not be permitted to sell liquor for consumption on their premises while the public health orders are effective;

WHEREAS, Strict compliance with Utah Administrative Code R82-2-201 would substantially prevent, hinder, or delay necessary action in coping with the economic impact of the emergency;

WHEREAS, Returning liquor to the Department of Alcoholic Beverage Control (DABC) is necessary for businesses to cope with the economic impact of COVID-19;

WHEREAS, Utah Code § 53-2a-209(3) authorizes the governor to suspend by executive order the provisions of any order, rule, or regulation of any state agency, if the strict compliance with the provisions of the order, rule, or regulation would substantially prevent, hinder, or delay necessary action in coping with an emergency or disaster;

WHEREAS, Utah Code § 53-2a-204(1)(b) authorizes the governor to employ measures and give direction to state and local officers and agencies that are reasonable and necessary to secure compliance with orders made pursuant to part 2 of the Emergency Management Act;

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, hereby order the suspension and enforcement of Utah Administrative Code R82-2-201, to the extent that the provisions prohibit or strongly discourage the DABC from accepting returns of wine, heavy beer, cream-based spirits or liqueurs, and other distilled spirits.

The DABC shall accept a return by a DABC licensee of distilled spirits, wine, heavy beer, cream-based spirits or liqueurs, and other distilled spirits not acquired through the DABC's special order program (hereinafter, a "product") and shall waive the restocking fee for the return of the product if the licensee:

1. provides for each product a purchase receipt dated no earlier than March 2, 2020 and no later than March 18, 2020;
2. returns each product in an unopened and sealed condition;
3. schedules an appointment with a DABC store and returns the product to the DABC store (product purchased at a package agency may be returned only to a DABC store); and
4. complies with any other return processes, such as filling out required forms, implemented by the DABC.

I further suspend Utah Administrative Code R82-2-201(2)(b)(iv), which provides that returns exceeding \$500 will be processed via check mailed to the customer. DABC shall provide refunds in the manner it determines best serves the interests of the Department and the licensee.

This Order shall remain in effect through April 1, 2020.

IN TESTIMONY, WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah this 18th day of March 2020.

(State Seal)

Gary R. Herbert
Governor

Attest:

Spencer J. Cox
Lieutenant Governor

2020/004/EO

EXECUTIVE ORDER

Suspending the Enforcement of Provisions of Utah Code §§ 52-4-202 and 52-4-207, and Related State Agency Orders, Rules, and Regulations, Due to Infectious Disease COVID-19 Novel Coronavirus

WHEREAS, On March 6, 2020, Governor Gary R. Herbert issued an Executive Order declaring a state of emergency due to novel coronavirus disease 2019 (COVID-19);

WHEREAS, On March 11, 2020, the World Health Organization characterized the COVID-19 outbreak as a pandemic;

WHEREAS, On March 13, 2020, President Donald J. Trump declared a national state of emergency based on the continuing spread of COVID-19;

WHEREAS, Federal, state, and local authorities have recommended that individuals limit public gatherings and that individuals experiencing symptoms of COVID-19 self-isolate to prevent and control the continuing spread of COVID-19;

WHEREAS, The public monitoring and participation requirements in the Open and Public Meetings Act, Utah Code § 52-4-101 et seq. (OPMA), will gather interested persons, members of the public, and members of a public body in a single, confined location where the risks of further spreading COVID-19 are far greater;

WHEREAS, Utah Code § 52-4-207(2) prohibits a public body from holding an electronic meeting unless the public body has adopted a resolution, rule, or ordinance governing the use of electronic meetings;

WHEREAS, Utah Code §§ 52-4-207(3)(a)(ii), (c), (d), and (e) require a public body to take certain actions regarding anchor locations associated with an electronic meeting where members of the public body, interested persons, or the public are required or permitted to gather;

WHEREAS, Utah Code § 52-4-202(3)(a)(i)(A), requires a public body to give public notice of a meeting by posting written notice at the principal office of the public body or specified body, or if no principal office exists, at the building where the meeting is to be held;

WHEREAS, Utah Code §§ 52-4-202(3)(a)(i)(A), 207(2), 207(3)(a)(ii), 207(3)(c), 207(3)(d), and 207(3)(e) limit the ability of public bodies to hold electronic meetings and thereby implement the recommendations of federal, state, and local authorities to limit gatherings and encourage self-isolation in order to prevent and control the continuing spread of COVID-19;

WHEREAS, Strict compliance with the provisions of any order, rule, or regulation of any state agency implementing or conforming with Utah Code §§ 52-4-202(3)(a)(i)(A), 207(2), 207(3)(a)(ii), 207(3)(c), 207(3)(d), and 207(3)(e) would substantially prevent, hinder, or delay necessary action in coping with the continuing spread of COVID-19;

WHEREAS, Suspending the enforcement of Utah Code §§ 52-4-202(3)(a)(i)(A), 207(2), 207(3)(a)(ii), 207(3)(c), 207(3)(d), 207(3)(e), and any provision of any order, rule, or regulation of any state agency to the extent that the order, rule, or regulation implements or conforms with these subsections is directly related to and necessary to address the state of emergency declared due to COVID-19;

WHEREAS, Utah Code § 53-2a-209(4) authorizes the governor to suspend by executive order enforcement of a statute that is directly related to and necessary to address a state of emergency;

WHEREAS, Utah Code § 53-2a-209(3) authorizes the governor to suspend the provisions of any order, rule, or regulation of any state agency, if the strict compliance with the provisions of the order, rule, or regulation would substantially prevent, hinder, or delay necessary action in coping with the emergency or disaster;

WHEREAS, Utah Code § 53-2a-204(1)(b) authorizes the governor to employ measures and give direction to state and local officers and agencies that are reasonable and necessary to secure compliance with orders made pursuant to part 2 of the Emergency Management Act;

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, hereby order the suspension of enforcement of Utah Code §§ 52-4-202(3)(a)(i)(A), 207(2), 207(3)(a)(ii), 207(3)(c), 207(3)(d), and 207(3)(e), and the suspension of any provision of any order, rule, or regulation of any state agency to the extent that the order, rule, or regulation implements or conforms with these subsections.

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Accordingly, a public body governed by OPMA may hold an electronic meeting even if the public body has not adopted a resolution, rule, or ordinance governing the use of electronic meetings. Furthermore, a public body that convenes or conducts an electronic meeting is not required to:

1. post written notice at the principal office of the public body or specified body, or if no principal office exists, at the building where the meeting is to be held;
2. post written notice at an anchor location;
3. establish one or more anchor locations for the public meeting, at least one of which is in the building and political subdivision where the public body would normally meet if they were not holding an electronic meeting;
4. provide space and facilities at an anchor location so that interested persons and the public may physically attend and monitor the open portions of the meeting; or
5. if comments from the public will be accepted during the electronic meeting, provide space and facilities at an anchor location so that interested persons and the public may physically attend, monitor, and participate in the open portions of the meeting.

Notwithstanding the foregoing, a public body that holds an electronic meeting shall:

1. provide a means by which interested persons and the public may remotely hear or observe, live, by audio or video transmission the open portions of the meeting;
2. if comments from the public will be accepted during the electronic meeting, provide a means by which interested persons and the public participating remotely may ask questions and make comments by electronic means in the open portions of the meeting; and
3. if the public body has not adopted a resolution, rule, or ordinance governing the use of electronic meetings, adopt as soon as practicable a resolution, rule, or ordinance, which may be adopted at an electronic meeting pursuant to this Order, governing the use of electronic meetings in accordance with Utah Code § 52-4-207.

A public hearing governed by OPMA may be conducted electronically according to the exemptions and conditions in this Order.

Except for provisions specifically suspended above, nothing in this Order shall be construed to exempt or excuse a public body from giving public notice of an electronic meeting as otherwise required by Utah Code §§ 52-4-207(3)(a)(i) and (3)(b).

This Order shall remain in effect until the termination of the state of emergency declared in Executive Order 2020-1.

IN TESTIMONY, WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah this 18th day of March 2020.

(State Seal)

Gary R. Herbert
Governor

Attest:

Spencer J. Cox
Lieutenant Governor

2020/005/EO

EXECUTIVE ORDER

Declaring a State of Emergency Due to Magnitude 5.7 Earthquake

WHEREAS, On March 18, 2020, a magnitude 5.7 earthquake and nearly 50 aftershocks (hereinafter, the “earthquake”) struck Utah, centered near the township of Magna, Salt Lake County;

WHEREAS, The earthquake caused significant damage in multiple counties along the Wasatch Front;

WHEREAS, Impacts from earthquakes are a threat to public safety and property;

WHEREAS, Many of the communities affected by the earthquake are also responding to the novel coronavirus disease 2019 (COVID-19) pandemic, limiting resources;

WHEREAS, Numerous local communities have declared or are declaring local states of emergency due to COVID-19, are now declaring for the earthquake, and have requested resources and support from state departments and agencies to assist them in dealing with these emergencies;

WHEREAS, The Utah Division of Emergency Management has temporarily activated the State Emergency Operations Center to a Level 1;

WHEREAS, The Utah National Guard, Utah Department of Transportation, and Utah Geological Survey, among others, have deployed resources in response to the earthquake;

WHEREAS, The American Red Cross has opened a disaster shelter in West Valley City to aid individuals displaced by the earthquake;

WHEREAS, Declaring a state of emergency will facilitate the protection of persons and property from the impacts of the earthquake and will expedite the use of state resources and the deployment of federal and interstate resources, if required;

WHEREAS, Declaring a state of emergency will also permit the State to request and receive mutual aid assistance from other states through the Emergency Management Assistance Compact, if required;

WHEREAS, The conditions of extreme peril to the safety of persons and property due to the earthquake create a state of emergency within the intent of the Utah Disaster Response and Recovery Act, Utah Code § 53-2a-101 et seq.;

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, declare a “State of Emergency” due to the aforesaid circumstances requiring aid, assistance, and relief available from state resources and hereby order:

1. The continued execution of the State Emergency Operations Plan;
2. Assistance from state government to political subdivisions as needed;
3. Coordination with local authorities and the private sector to maximize response and recovery; and
4. The Division of Emergency Management to ensure adequate state staffing to expedite disaster response and recovery efforts.
5. This State of Emergency is declared and effective immediately and shall remain in effect until I find the threat or danger has passed or the disaster reduced to the extent that emergency conditions no longer exist.

IN TESTIMONY, WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah this 20th day of March 2020.

(State Seal)

Gary R. Herbert
Governor

ATTEST:

Spencer J. Cox
Lieutenant Governor

2020/006/EO

EXECUTIVE ORDER

Suspending Enforcement of Statutes Relating to Telehealth Services

WHEREAS, on March 6, 2020, I issued Executive Order 2020-1, declaring a state of emergency due to coronavirus disease 2019 (COVID-19);

WHEREAS, Executive Order 2020-1 recognizes the need for state and local authorities, and the private sector to cooperate to slow the spread of COVID-19;

WHEREAS, COVID-19 is caused by a virus that spreads easily from person to person, may result in serious illness or death, and has been characterized by the World Health Organization as a worldwide pandemic;

WHEREAS, on March 22, 2020, the Utah Department of Health and Mountainstar HCA announced Utah's first COVID-19-related death;

WHEREAS, the number of diagnosed COVID-19 cases in Utah continues to rise;

WHEREAS, the Centers for Disease Control and Prevention has issued guidelines encouraging healthcare facilities to use telehealth services to reduce unnecessary healthcare visits and to prevent transmission of COVID-19 and other respiratory viruses;

WHEREAS, state and local health authorities have encouraged patients with symptoms of illness consistent with COVID-19 to use telehealth services rather than go to a healthcare facility or doctor's office;

WHEREAS, the use of telehealth services is critical to ensure that the healthcare system is not overwhelmed during this state of emergency and to prevent the continuing spread of COVID-19;

WHEREAS, Utah Code Title 26, Chapter 60, Telehealth Act governs the use of telehealth services in Utah;

WHEREAS, Utah Code §§ 26-60-102(8)(b)(ii) and 26-60-103(2)(a) may limit the ability of a healthcare provider to offer telehealth services during this state of emergency;

WHEREAS, Utah Code § 53-2a-209(4) authorizes the governor to suspend by executive order enforcement of a statute that is directly related and necessary to address a state of emergency;

WHEREAS, Utah Code § 53-2a-204(1)(b) authorizes the governor to employ measures and give direction to state and local officers and agencies that are reasonable and necessary to secure compliance with orders made pursuant to Utah Code Title 53, Chapter 2a, Part 2, Disaster Response and Recovery Act.

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, hereby order the suspension of enforcement of:

1. Utah Code § 26-60-102(8)(b)(ii); and
2. Utah Code § 26-60-103(2)(a) to the extent that it interferes with a medical provider's ability to offer telehealth services.

A medical provider that pursuant to this Order offers telehealth services that do not comply with the federal Health Insurance Portability and Accountability Act of 1996, Pub. L. No. 104-191, 110 Stat. 1936, as amended, or the federal Health Information Technology for Economic and Clinical Health Act, Pub. L. No. 111-5, 123 Stat. 226, 467, as amended, shall:

1. inform the patient the the telehealth service does not comply with those federal acts;
2. give the patient an opportunity to decline use of the telehealth service; and
3. take reasonable care to ensure security and privacy of the telehealth service.

This Order shall remain in effect until the date the state of emergency declared in Executive Order 2020-1 is terminated, or until otherwise modified, amended, rescinded, or superseded by me or by a succeeding governor.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done in Salt Lake City, Utah, on this, the 25th day of March, 2020.

(State Seal)

Gary R. Herbert
Governor

ATTEST:

Spencer J. Cox
Lieutenant Governor

2020/007/EO

EXECUTIVE ORDER

Suspending Certain Provisions of the Utah Election Code Regarding Signature Gathering

WHEREAS, on March 6, 2020, I issued Executive Order 2020-1, declaring a state of emergency due to novel coronavirus disease 2019 (COVID-19);

WHEREAS, COVID-19 is caused by a virus that spreads easily from person to person, may result in serious illness or death, and has been characterized by the World Health Organization as a worldwide pandemic;

WHEREAS, on March 22, 2020, the Utah Department of Health and Mountainstar HCA announced Utah's first COVID-19-related death;

WHEREAS, the number of diagnosed COVID-19 cases in Utah continues to rise;

WHEREAS, on March 16, 2020, President Trump and the White House Coronavirus Task Force issued the President's Coronavirus Guidelines for America to help protect Americans during the global COVID-19 outbreak;

WHEREAS, consistent with the President's Coronavirus Guidelines for America, state and local health authorities have encouraged individuals and businesses to limit in-person contact in order to prevent the continued spread of COVID-19;

WHEREAS, a primary election will be held in Utah on June 30, 2020;

WHEREAS, Utah Code Title 20A, Chapter 9, Part 4, Primary Elections governs the administration of primary elections, including requirements for an individual to appear as a candidate for elective office on the regular primary election ballot of the registered political party listed on the individual's declaration of candidacy;

WHEREAS, Utah Code § 20A-9-408 provides requirements for a member of a qualified political party who is seeking the nomination of the qualified political party for an elective office (hereinafter, a "candidate") through a signature-gathering process;

WHEREAS, Utah Code § 20A-9-408(9)(a)(ii) requires a candidate to submit signatures to the election officer no later than 5 p.m. 14 days before the day on which the qualified political party holds the party's convention to select candidates for the elective office;

WHEREAS, Utah Code § 20A-9-408(9)(a)(i) requires a candidate to collect signatures using the same circulation and verification requirements described in Utah Code §§ 20A-7-204 and 20A-7-205;

WHEREAS, Utah Code § 20A-7-204(4)(b), as made applicable to a candidate's signature packets by Utah Code § 20A-

EXECUTIVE DOCUMENTS

9-408(9)(a)(i), requires a candidate to create signature packets prior to circulation by "binding" a copy of a form approved by the lieutenant governor to signature sheets;

WHEREAS, Utah Code § 20A-7-205(2), as made applicable to a candidate's signature packets by Utah Code § 20A-9-408(9)(a)(i), requires a candidate to ensure that any signature sheet is signed in the presence of and verified by an individual meeting certain qualifications by completing a verification printed on the last page of each signature packet;

WHEREAS, Utah Code §§ 20A-9-408(9)(d)(i) and (ii) require the election officer to check and take certain actions regarding any individual who completes a verification for a signature packet;

WHEREAS, Utah Code §§ 20A-7-204(4)(b) and 205(2), as made applicable to a candidate's signature packets by Utah Code § 20A-9-408(9)(a)(i), necessitate a candidate or petition circulator to deliver a nomination petition to the public for signatures in person or by physical mail, a process that conflicts with recommendations by state and local leaders to limit in-person contact to prevent the continued spread of COVID-19, and limits the ability of candidates to gather and submit signatures during the state of emergency;

WHEREAS, the signature-gathering period for the June 30, 2020 general primary began on January 2, 2020, and ends at 5 p.m. on April 13, 2020;

WHEREAS, the State maintains a compelling interest in preserving the integrity of the signature-gathering process;

WHEREAS, Utah Code §§ 20A-9-408(9)(d)(iii) and (iv) require the election officer to determine whether each signer is a registered voter who is qualified to sign the petition, using the same method, described in Utah Code § 20A-7-206.3, used to verify a signature on a petition, and to certify whether each name is that of a registered voter who is qualified to sign the signature packet;

WHEREAS, the Utah Elections Office and I have consulted with, and have been advised by, the Utah Office of the Attorney General;

WHEREAS, in May 2019 Lieutenant Governor Cox retained Gayle McKeachnie, as an independent third-party advisor, to review and advise on all elections questions related to the gubernatorial campaign before the Lieutenant Governor makes a decision on those questions;

WHEREAS, the Utah Elections Office and I have consulted with, and have been advised by, Gayle McKeachnie regarding preserving candidates' access to the regular primary ballot while maintaining the integrity of the signature-gathering process;

WHEREAS, Utah Code § 53-2a-209(4) authorizes the governor to suspend by executive order enforcement of a statute that is directly related and necessary to address a state of emergency;

WHEREAS, Utah Code § 53-2a-204(1)(b) authorizes the governor to employ measures and give direction to state and local officers and agencies that are reasonable and necessary to secure compliance with orders made pursuant to Utah Code Title 53, Chapter 2a, Part 2, Disaster Response and Recovery Act.

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, hereby order the suspension of enforcement of:

1. Utah Code § 20A-7-204(4)(b), as made applicable to a candidate's signature packets by Utah Code § 20A-9-408(9)(a)(i), to the extent that it requires a candidate to create signature packets prior to circulation by "binding" a copy of a form approved by the lieutenant governor to signature sheets;
2. Utah Code § 20A-7-205(2), as made applicable to a candidate's signature packets by Utah Code § 20A-9-408(9)(a)(i), to the extent that it requires a candidate to ensure that any signature sheet is signed in the presence of and verified by an individual meeting certain qualifications by completing a verification printed on the last page of each signature packet;
3. Utah Code § 20A-9-408(9)(d)(i); and
4. Utah Code § 20A-9-408(9)(d)(ii).

This Order shall remain in effect until the date the state of emergency declared in Executive Order 2020-1 is terminated, or until otherwise modified, amended, rescinded, or superseded by me or by a succeeding governor.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done in Salt Lake City, Utah, on this, the 26th day of March, 2020.

(State Seal)

Gary R. Herbert
Governor

ATTEST:

Spencer J. Cox
Lieutenant Governor

2020/008/EO

End of the Executive Documents Section

NOTICES OF PROPOSED RULES

A state agency may file a **PROPOSED RULE** when it determines the need for a substantive change to an existing rule. With a **NOTICE OF PROPOSED RULE**, an agency may create a new rule, amend an existing rule, repeal an existing rule, or repeal an existing rule and reenact a new rule. Filings received between March 03, 2020, 12:00 a.m., and March 16, 2020, 11:59 p.m. are included in this, the April 01, 2020, issue of the *Utah State Digest*.

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.

The law requires that an agency accept public comment on **PROPOSED RULES** published in this issue of the *Utah State Digest* until at least May 01, 2020. The agency may accept comment beyond this date and will indicate 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 hold a hearing on a specific **PROPOSED RULE**. Section 63G-3-302 requires that a hearing request be received by the agency proposing the rule "in writing not more than 15 days after the publication date of the proposed rule."

From the end of the public comment period through July 30, 2020, the agency may notify the Office 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 seven calendar days after the close of the public comment period 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 Office of Administrative Rules does not receive a **NOTICE OF EFFECTIVE DATE** or a **CHANGE IN PROPOSED RULE**, the **PROPOSED RULE** lapses.

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 Section 63G-3-301, Rule R15-2, and Sections R15-4-3, R15-4-4, R15-4-5a, R15-4-9, and R15-4-10.

The Proposed Rules Begin on the Following Page

NOTICE OF PROPOSED RULE			
TYPE OF RULE: Amendment			
Utah Admin. Code Ref (R no.):	R307-101-3	Filing No. 52596	

Agency Information

1. Department:	Environmental Quality		
Agency:	Air Quality		
Building:	Multi Agency State Office Building		
Street address:	195 N 1950 W		
City, state:	Salt Lake City, UT 84116		
Mailing address:	PO BOX 144820		
City, state, zip:	Salt Lake City, UT 84116-4820		
Contact person(s):			
Name:	Phone:	Email:	
Liam Thrailkill	801-536-4419	lthrailkill@utah.gov	
Please address questions regarding information on this notice to the agency.			

General Information

2. Rule or section catchline:
Version of Code of Federal Regulations Incorporated by Reference
3. Purpose of the new rule or reason for the change:
This rule is updated to reflect changes to the federal air quality regulations as published in Title 40 of the Code of Federal Regulations (CFR).
4. Summary of the new rule or change:
This filing amends this rule to incorporate all changes within the updated version of 40 CFR from July 1, 2017, to July 1, 2019.
A public hearing is set for Monday, 05/04/2020. Further details may be found below. The hearing will be cancelled should no request for one be made by Friday, 05/01/2020, at 5 PM MDT. The final status of the public hearing will be posted on Friday, 05/01/2020, after 5 PM MDT. The status of the public hearing may be checked at the following website location under the corresponding rule.
https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment

Fiscal Information

5. Aggregate anticipated cost or savings to:			
A) State budget:			
This rule incorporates already existing federal regulations. No additional costs or benefits affect the state budget after incorporation.			
B) Local governments:			
This rule incorporates already existing federal regulations. No additional costs or benefits affect local governments after incorporation.			
C) Small businesses ("small business" means a business employing 1-49 persons):			
This rule incorporates already existing federal regulations. No additional costs or benefits affect small businesses after incorporation.			
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):			
This rule incorporates already existing federal regulations. No additional costs or benefits affect non-small businesses after incorporation.			
E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):			
This rule incorporates already existing federal regulations. No additional costs or benefits affect persons other than small-businesses, non-small businesses, state, or local government-entities after incorporation.			
F) Compliance costs for affected persons:			
There are no new compliance costs as a result of incorporation.			
G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)			
Regulatory Impact Table			
Fiscal Cost	FY2020	FY2021	FY2022
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0

Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0
Fiscal Benefits			
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head approval of regulatory impact analysis:			
Scott Baird, Executive Director for the Department of Environmental Quality, has reviewed and accepts this fiscal analysis.			
6. A) Comments by the department head on the fiscal impact this rule may have on businesses:			
Due to the nature of incorporating already existing federal regulations into state rules, no additional fiscal impacts on businesses will result from this amendment.			
B) Name and title of department head commenting on the fiscal impacts:			
Scott Baird, Executive Director			

Citation Information

7. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):		
Subsection 19-2-104(1)(a)		

Incorporations by Reference Information

(If this rule incorporates more than two items by reference, please include additional tables.)

8. A) This rule adds, updates, or removes the following title of materials incorporated by references:

	First Incorporation
Official Title of Materials Incorporated (from title page)	Code of Federal Regulations
Publisher	Office of Federal Register
Date Issued	07/01/2017
Issue, or version	Title 40

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until:	05/04/2020
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B) A public hearing (optional) will be held:

On:	At:	At:
05/04/2020	09:00 AM	Multi Agency State Office Building, Division of Air Quality, 195 N 1950 W, Fourth Floor, Salt Lake City, UT

10. This rule change MAY become effective on:	06/03/2020
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NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.

Agency Authorization Information

Agency head or designee, and title:	Bryce Bird, Division Director	Date:	02/10/2020
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Repeal and Reenact			
Utah Admin. Code Ref (R no.):	R307-165	Filing No.	52601

Agency Information

1. Department:	Environmental Quality	
Agency:	Air Quality	
Building:	Multi Agency State Office Building	
Street address:	195 N 1950 W	
City, state:	Salt Lake City, UT 84116	
Mailing address:	PO BOX 144820	
City, state, zip:	Salt Lake City, UT 84116-4820	
Contact person(s):		
Name:	Phone:	Email:
Liam Thrailkill	801-536-4419	lthrailkill@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
Emission Testing
3. Purpose of the new rule or reason for the change:
The reason for the repeal and reenact was to add Section R307-165-5, Reporting Requirements, and to re-organize this rule to make it more readable. With all of the changes made in reorganization, staff deemed it simpler and more efficient to do a complete repeal and reenact.
4. Summary of the new rule or change:
The main changes in the new rule from the old rule are the addition of a reporting section, changing rule formatting, and general clarity corrections to the text. More notable changes include removing the appeals to the board for stack testing frequency exemptions, clarifying Section R307-165-1, and conforming with existing Part H stack testing conditions. A public hearing is set for Monday, 05/04/2020. Further details may be found below. The hearing will be cancelled should no request for one be made by Friday, 05/01/2020, at 5 PM MDT. The final status of the public hearing will be posted on Friday, 05/01/2020, after 5 PM MDT. The status of the public hearing may be checked at the following website location under the corresponding rule. https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment

Fiscal Information

5. Aggregate anticipated cost or savings to:
A) State budget:
The reenacted rule is not anticipated to have any additional costs or benefits to the state budget because of the changes being mostly for correct rule formatting, alignment with federal requirements, and general clarity.
B) Local governments:
The reenacted rule is not anticipated to have any additional costs or benefits to local governments because of the changes being mostly for correct rule formatting, alignment with federal requirements, and general clarity.
C) Small businesses ("small business" means a business employing 1-49 persons):
The reenacted rule is not anticipated to have any additional costs or benefits to small businesses because of the changes being mostly for correct rule formatting, alignment with federal requirements, and general clarity.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
The reenacted rule is not anticipated to have any additional costs or benefits to non-small businesses because of the changes being mostly for correct rule formatting, alignment with federal requirements, and general clarity.
E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <i>agency</i>):
The reenacted rule is not anticipated to have any additional costs or benefits to persons other than small businesses, non-small businesses, state, or local government entities because of the changes being mostly for correct rule formatting, alignment with federal requirements, and general clarity.
F) Compliance costs for affected persons:
The reenacted rule is not anticipated to cause any additional compliance costs for affected persons because of the changes being mostly for correct rule formatting, alignment with federal requirements, and general clarity.

G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

Regulatory Impact Table			
Fiscal Cost	FY2020	FY2021	FY2022
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0
Fiscal Benefits			
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head approval of regulatory impact analysis:

Scott Baird, Executive Director for the Department of Environmental Quality, has reviewed and approves of this fiscal analysis.

6. A) Comments by the department head on the fiscal impact this rule may have on businesses:

The reenacted rule is being implemented to formally add reporting requirements into the rule, remove the specific five-year testing requirements, remove the appeals to the board for testing frequency, and make general clarifying changes to the rule. The reenacted rule is not anticipated to have any fiscal impact on businesses.

B) Name and title of department head commenting on the fiscal impacts:

Scott Baird, Executive Director

Citation Information

7. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):

Subsection 19-2-104(1)		
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 05/04/2020

B) A public hearing (optional) will be held:

On:	At:	At:
05/04/2020	10:00 AM	Multi Agency State Office Building, Division of Air Quality, 195 N 1950 W, Fourth Floor, Salt Lake City, UT

10. This rule change MAY become effective on: 06/03/2020

NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.

Agency Authorization Information

Agency head or designee, and title:	Bryce Bird, Division Director	Date:	02/18/2020
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment			
Utah Admin. Code Ref (R no.):	R307-210	Filing No.	52597

Agency Information

1. Department:	Environmental Quality	
Agency:	Air Quality	
Building:	Multi Agency State Office Building	
Street address:	195 N 1950 W	
City, state:	Salt Lake City, UT 84116	
Mailing address:	PO BOX 144820	
City, state, zip:	Salt Lake City, UT 84116-4820	
Contact person(s):		
Name:	Phone:	Email:
Liam Thrailkill	801-536-4419	lthrailkill@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
Standards of Performance for New Stationary Sources
3. Purpose of the new rule or reason for the change:
This rule is amended to reflect changes to the federal air quality regulations as published in Title 40 of the Code of Federal Regulations (CFR).
4. Summary of the new rule or change:
This filing amends the rule to incorporate all changes within the updated version of 40 CFR from July 1, 2017, to July 1, 2019.
A public hearing is set for Monday, 05/04/2020. Further details may be found below. The hearing will be cancelled should no request for one be made by Friday, 05/01/2020, at 5 PM MDT. The final status of the public hearing will be posted on Friday, 05/01/2020, after 5 PM MDT. The status of the public hearing may be checked at the following website location under the corresponding rule. https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment

Fiscal Information

5. Aggregate anticipated cost or savings to:
A) State budget:
This rule incorporates already existing federal regulations. No additional costs or benefits affect the state budget after incorporation.
B) Local governments:
This rule incorporates already existing federal regulations. No additional costs or benefits affect local governments after incorporation.

C) Small businesses ("small business" means a business employing 1-49 persons):

This rule incorporates already existing federal regulations. No additional costs or benefits exist for small businesses after incorporation.

D) Non-small businesses ("non-small business" means a business employing 50 or more persons):

This rule incorporates already existing federal regulations. No additional costs or benefits exist for non-small businesses after incorporation.

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

This rule incorporates already existing federal regulations. No additional costs or benefits exist for persons other than small business, non-small businesses, state, or local government entities after incorporation.

F) Compliance costs for affected persons:

There are no new compliance costs as a result of incorporation.

G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

Regulatory Impact Table			
Fiscal Cost	FY2020	FY2021	FY2022
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0
Fiscal Benefits			
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0

Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head approval of regulatory impact analysis:

Scott Baird, Executive Director for the Department of Environmental Quality, has reviewed and accepts this fiscal analysis.

6. A) Comments by the department head on the fiscal impact this rule may have on businesses:

Due to the nature of the incorporated materials already existing as federal regulations, the incorporation into state rules will result in no additional fiscal impacts on businesses.

B) Name and title of department head commenting on the fiscal impacts:

Scott Baird, Executive Director

Citation Information

7. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):

Subsection 19-2-104(1)(a)		
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Incorporations by Reference Information

(If this rule incorporates more than two items by reference, please include additional tables.)

8. A) This rule adds, updates, or removes the following title of materials incorporated by references :

	First Incorporation
Official Title of Materials Incorporated (from title page)	Code of Federal Regulations
Publisher	Office of the Federal Register
Date Issued	07/01/2019
Issue, or version	Title 40

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 05/04/2020

B) A public hearing (optional) will be held:

On:	At:	At:
05/04/2020	09:00 AM	Multi Agency State Office Building, Division of Air Quality, 195 N 1950 W, Fourth Floor, Salt Lake City, UT

10. This rule change MAY become effective on: 06/03/2020

NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.

Agency Authorization Information

Agency head or designee, and title:	Bryce Bird, Division Director	Date:	02/10/2020
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment			
Utah Admin. Code Ref (R no.):	R307-214	Filing No. 52598	

Agency Information

1. Department:	Environmental Quality
Agency:	Air Quality
Building:	Multi Agency State Office Building
Street address:	195 N 1950 W
City, state:	Salt Lake City, UT 84116
Mailing address:	PO BOX 144820
City, state, zip:	Salt Lake City, UT 84114-4820

Contact person(s):		
Name:	Phone:	Email:
Liam Thrailkill	801-536-4419	lthrailkill@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
National Emission Standards for Hazardous Air Pollutants
3. Purpose of the new rule or reason for the change:
This rule is updated to reflect changes to the federal air quality regulations as published in Title 40 of the Code of Federal Regulations (CFR).
4. Summary of the new rule or change:
This filing amends the rule to incorporate all changes within the updated version of 40 CFR from July 1, 2017, to July 1, 2019.
A public hearing is set for Monday, 05/04/2020. Further details may be found below. The hearing will be cancelled should no request for one be made by Friday, 05/01/2020, at 5 PM MDT. The final status of the public hearing will be posted on Friday, 002020, after 5 PM MDT. The status of the public hearing may be checked at the following website location under the corresponding rule.
https://deq.utah.gov/public-notice-archive/air-quality-rule-plan-changes-open-public-comment

Fiscal Information

5. Aggregate anticipated cost or savings to:
A) State budget:
This rule incorporates already existing federal regulations. No additional costs or benefits affect the state budget after incorporation.
B) Local governments:
This rule incorporates already existing federal regulations. No additional costs or benefits affect local governments after incorporation.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule incorporates already existing federal regulations. No additional costs or benefits exist for small businesses after incorporation.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):

This rule incorporates already existing federal regulations. No additional costs or benefits exist for small businesses after incorporation.

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

This rule incorporates already existing federal regulations. No additional costs or benefits exist for persons other than small businesses, non-small businesses, state, or local government entities after incorporation.

F) Compliance costs for affected persons:

There are no new compliance costs as a result of incorporation.

G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

Regulatory Impact Table			
Fiscal Cost	FY2020	FY2021	FY2022
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0
Fiscal Benefits			
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head approval of regulatory impact analysis:
Scott Baird, Executive Director for the Department of Environmental Quality, has reviewed and accepts this fiscal analysis.
6. A) Comments by the department head on the fiscal impact this rule may have on businesses:
Due to the nature of incorporating already existing federal regulations into Utah state rules, there will be no additional fiscal impacts on businesses as a result of this amendment.
B) Name and title of department head commenting on the fiscal impacts:
Scott Baird, Executive Director

Citation Information

7. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):
Subsection 19-2-104(1)(a)

Incorporations by Reference Information

(If this rule incorporates more than two items by reference, please include additional tables.)

8. A) This rule adds, updates, or removes the following title of materials incorporated by references :	
	First Incorporation
Official Title of Materials Incorporated (from title page)	Code of Federal Regulations
Publisher	Office of the Federal Register
Date Issued	07/01/2019
Issue, or version	Title 40

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)	
A) Comments will be accepted until:	05/04/2020

B) A public hearing (optional) will be held:		
On:	At:	At:
05/04/2020	09:00 AM	Multi Agency State Office Building, Division of Air Quality, 195 N 1950 W, Fourth Floor, Salt Lake City, UT

10. This rule change MAY become effective on:	06/03/2020
NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.	

Agency Authorization Information

Agency head or designee, and title:	Bryce Bird, Division Director	Date:	02/10/2020
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NOTICE OF PROPOSED RULE

TYPE OF RULE:	Amendment		
Utah Admin. Code Ref (R no.):	R307-405-2	Filing No.	52599

Agency Information

1. Department:	Environmental Quality		
Agency:	Air Quality		
Building:	Multi Agency State Office Building		
Street address:	195 N 1950 W		
City, state:	Salt Lake City, UT 84116		
Mailing address:	PO BOX 144820		
City, state, zip:	Salt Lake City, UT 84114-4820		
Contact person(s):			
Name:	Phone:	Email:	
Liam Thrailkill	801-536-4419	lthrailkill@utah.gov	
Please address questions regarding information on this notice to the agency.			

General Information

2. Rule or section catchline:
Applicability

<p>3. Purpose of the new rule or reason for the change:</p> <p>The purpose of the amendment to Section R307-405-2 is to remove the specific line within the rule that incorporates the Code of Federal Regulations (CFR) and instead have the incorporation fall under another rule to streamline the rulemaking process.</p>
<p>4. Summary of the new rule or change:</p> <p>Subsection R307-405-2(1) is removed to instead have the CFR version incorporation fall under another rule to streamline the rulemaking process.</p> <p>A public hearing is set for Monday, 05/04/2020. Further details may be found below. The hearing will be cancelled should no request for one be made by Friday, 05/01/2020, at 5 PM MDT. The final status of the public hearing will be posted on Friday, 05/01/2020, after 5 PM MDT. The status of the public hearing may be checked at the following website location under the corresponding rule.</p> <p>https://deq.utah.gov/public-notice-archive/air-quality-rule-plan-changes-open-public-comment</p>

Fiscal Information

<p>5. Aggregate anticipated cost or savings to:</p>
<p>A) State budget:</p> <p>This rule change will have no additional costs or benefits affecting the state budget as it simply moves the CFR incorporation by reference language from Section R307-405-2 to Section R307-101-3. (EDITOR'S NOTE: The proposed amendment to Rule R307-101 is under Filing No. 52596 in this issue, April 1, 2020, of the Bulletin.)</p>
<p>B) Local governments:</p> <p>This rule change will have no additional costs or benefits affecting local governments as it simply moves the CFR incorporation by reference language from Section R307-405-2 to Section R307-101-3.</p>
<p>C) Small businesses ("small business" means a business employing 1-49 persons):</p> <p>This rule change will have no additional costs or benefits affecting small businesses as it simply moves the CFR incorporation by reference language from Section R307-405-2 to Section R307-101-3.</p>
<p>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</p> <p>This rule change will have no additional costs or benefits affecting non-small businesses as it simply moves the CFR incorporation by reference language from Section R307-405-2 to Section R307-101-3.</p>

<p>E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):</p> <p>This rule change will have no additional costs or benefits affecting persons other than small businesses, non-small businesses, state, or local government entities as it simply moves the CFR incorporation by reference language from Section R307-405-2 to Section R307-101-3.</p>

<p>F) Compliance costs for affected persons:</p> <p>There are no new compliance costs as a result of this amendment.</p>

G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

Regulatory Impact Table			
Fiscal Cost	FY2020	FY2021	FY2022
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0
Fiscal Benefits			
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head approval of regulatory impact analysis:

Scott Baird, Executive Director for the Department of Environmental Quality, has reviewed and accepts this fiscal analysis.

6. A) Comments by the department head on the fiscal impact this rule may have on businesses:

The amendment to Section R307-405-2 simply moves the CFR incorporation by reference to Section R307-101-3 which will result in no fiscal impact on businesses.

B) Name and title of department head commenting on the fiscal impacts:

Scott Baird, Executive Director

Citation Information

7. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):

Subsection 19-2-104(1)(a)		
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Incorporations by Reference Information

(If this rule incorporates more than two items by reference, please include additional tables.)

8. A) This rule adds, updates, or removes the following title of materials incorporated by references :

	First Incorporation
Official Title of Materials Incorporated (from title page)	Code of Federal Regulations
Publisher	The Office of the Federal Register
Date Issued	07/01/2019
Issue, or version	Title 40

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until:	05/04/2020
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B) A public hearing (optional) will be held:

On:	At:	At:
05/04/2020	09:00 AM	Multi Agency State Office Building, Division of Air Quality, 195 N 1950 W, Fourth Floor, Salt Lake City, UT

10. This rule change MAY become effective on:

06/03/2020

NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.

Agency Authorization Information

Agency head or designee, and title:	Bryce Bird, Division Director	Date:	02/10/2020
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment			
Utah Admin. Code Ref (R no.):	R307-410	Filing No. 52600	

Agency Information

1. Department:	Environmental Quality
Agency:	Air Quality
Building:	Multi Agency State Office Building
Street address:	195 N 1950 W
City, state:	Salt Lake City, UT 84116
Mailing address:	PO BOX 144820
City, state, zip:	Salt Lake City, UT 84116-4820

Contact person(s):

Name:	Phone:	Email:
Liam Thrailkill	801-536-4419	lthrailkill@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule or section catchline:
Permits: Emissions Impact Analysis

<p>3. Purpose of the new rule or reason for the change:</p> <p>The purpose of the amendment is to streamline the future rulemaking for updating the version of the Code of Federal Regulations (CFR) incorporated into the rule. With this amendment, the specific date of the version of the CFR is moved from Rule R307-410 to Section R307-101-3. (EDITOR'S NOTE: The proposed amendment to Rule R307-101 is under Filing No. 52596 in this issue, April 1, 2020, of the Bulletin.)</p>
<p>4. Summary of the new rule or change:</p> <p>The amendment moves the version of the CFR incorporated by reference from Rule R307-410 to Section R307-101-3.</p> <p>A public hearing is set for Monday, 05/04/2020. Further details may be found below. The hearing will be cancelled should no request for one be made by Friday, 05/04/2020, at 5 PM MDT. The final status of the public hearing will be posted on Friday, M05/01/2020, after 5 PM MDT. The status of the public hearing may be checked at the following website location under the corresponding rule.</p> <p>https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment</p>

Fiscal Information

<p>5. Aggregate anticipated cost or savings to:</p>
<p>A) State budget:</p> <p>This rule change will have no additional costs or benefits affecting the state budget as it simply moves the CFR incorporation by reference language from Rule R307-410 to Section R307-101-3.</p>
<p>B) Local governments:</p> <p>This rule change will have no additional costs or benefits affecting local governments as it simply moves the CFR incorporation by reference language from Rule R307-410 to Section R307-101-3.</p>
<p>C) Small businesses ("small business" means a business employing 1-49 persons):</p> <p>This rule change will have no additional costs or benefits affecting small businesses as it simply moves the CFR incorporation by reference language from Rule R307-410 to Section R307-101-3.</p>
<p>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</p> <p>This rule change will have no additional costs or benefits affecting non-small businesses as it simply moves the CFR incorporation by reference language from Rule R307-410 to Section R307-101-3.</p>

<p>E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):</p> <p>This rule change will have no additional costs or benefits affecting persons other than small businesses, non-small businesses, or local government entities as it simply moves the CFR incorporation by reference language from Rule R307-410 to Section R307-101-3.</p>																																																												
<p>F) Compliance costs for affected persons:</p> <p>There are no new compliance costs as a result of this amendment.</p>																																																												
<p>G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)</p>																																																												
<p>Regulatory Impact Table</p> <table border="1"> <thead> <tr> <th>Fiscal Cost</th> <th>FY2020</th> <th>FY2021</th> <th>FY2022</th> </tr> </thead> <tbody> <tr> <td>State Government</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Local Governments</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Small Businesses</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Non-Small Businesses</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Other Persons</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Total Fiscal Cost</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Fiscal Benefits</td> <td></td> <td></td> <td></td> </tr> <tr> <td>State Government</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Local Governments</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Small Businesses</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Non-Small Businesses</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Other Persons</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Total Fiscal Benefits</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Net Fiscal Benefits</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> </tbody> </table>	Fiscal Cost	FY2020	FY2021	FY2022	State Government	\$0	\$0	\$0	Local Governments	\$0	\$0	\$0	Small Businesses	\$0	\$0	\$0	Non-Small Businesses	\$0	\$0	\$0	Other Persons	\$0	\$0	\$0	Total Fiscal Cost	\$0	\$0	\$0	Fiscal Benefits				State Government	\$0	\$0	\$0	Local Governments	\$0	\$0	\$0	Small Businesses	\$0	\$0	\$0	Non-Small Businesses	\$0	\$0	\$0	Other Persons	\$0	\$0	\$0	Total Fiscal Benefits	\$0	\$0	\$0	Net Fiscal Benefits	\$0	\$0	\$0
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Total Fiscal Benefits	\$0	\$0	\$0																																																									
Net Fiscal Benefits	\$0	\$0	\$0																																																									
<p>H) Department head approval of regulatory impact analysis:</p> <p>Scott Baird, Executive Director for the Department of</p>																																																												

Environmental Quality, has reviewed and accepts this fiscal analysis.
6. A) Comments by the department head on the fiscal impact this rule may have on businesses:
The amendment to Rule R307-410 moving the CFR incorporation by reference language to Section R307-101-3 will have no fiscal impact on businesses.
B) Name and title of department head commenting on the fiscal impacts:
Scott Baird, Executive Director

Citation Information

7. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):		
Subsection 19-2-104(1)(a)		

Incorporations by Reference Information

(If this rule incorporates more than two items by reference, please include additional tables.)

8. A) This rule adds, updates, or removes the following title of materials incorporated by references :	
	First Incorporation
Official Title of Materials Incorporated (from title page)	Code of Federal Regulations
Publisher	The Office of the Federal Register
Date Issued	07/01/2019
Issue, or version	Title 40

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)	
A) Comments will be accepted until:	05/04/2020

B) A public hearing (optional) will be held:		
On:	At:	At:
05/04/2020	09:00 AM	Multi Agency State Office Building, Division of Air Quality, 195 N 1950 W, Fourth Floor, Salt Lake City, UT

10. This rule change MAY become effective on:	06/03/2020
NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.	

Agency Authorization Information

Agency head or designee, and title:	Bryce Bird, Division Director	Date:	02/10/2020
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment			
Utah Admin. Code Ref (R no.):	R616-3	Filing No.	52612

Agency Information

1. Department:	Commission		
Agency:	Boiler, Elevator and Coal Mine Safety		
Room no.:	Third Floor		
Building:	Heber M. Wells		
Street address:	160 East 300 South		
City, state:	Salt Lake City, UT		
Mailing address:	PO Box 146620		
City, state, zip:	Salt Lake City, UT 84114-6620		
Contact person(s):			
Name:	Phone:	Email:	
Pete C. Hackford	801-452-3797	phackford@utah.gov	
Rick Sturm	801-326-7266	rsturm@utah.gov	
Ami Windham	801-530-6874	awindham@utah.gov	

Please address questions regarding information on this notice to the agency.

General Information

2. Rule or section catchline:
Elevator Rules
3. Purpose of the new rule or reason for the change:
Subsections R616-3-5(A), (B), and (C) are removed because they are redundant from an adopted Code. Subsections R616-3-5(D) and (E) are being moved to Section R616-3-3 as new subsections (H) and (I) respectively which is where they apply.
4. Summary of the new rule or change:
This rule change will not have any effect on how this rule will be enforced. Subsections R616-3-5(A), (B), and (C) are being removed as they are already in material incorporated by reference. Subsections R616-3-5(D) and (E) are being moved to Section R616-3-3 where they apply.

Fiscal Information

5. Aggregate anticipated cost or savings to:
A) State budget:
There is no cost or savings with this rule change as it only removes redundancy and rearranges text.
B) Local governments:
There is no cost or savings with this rule change as it only removes redundancy and rearranges text.
C) Small businesses ("small business" means a business employing 1-49 persons):
There is no cost or savings with this rule change as it only removes redundancy and rearranges text.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
There is no cost or savings with this rule change as it only removes redundancy and rearranges text.
E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):
There is no cost or savings with this rule change as it only removes redundancy and rearranges text.
F) Compliance costs for affected persons:
There is no cost or savings with this rule change as it only removes redundancy and rearranges text.
G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there

are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

Regulatory Impact Table

Fiscal Cost	FY2020	FY2021	FY2022
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0
Fiscal Benefits			
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head approval of regulatory impact analysis:			
Jaceson R. Maughan, Commissioner of the Utah Labor Commission, has reviewed and approved this fiscal analysis.			
6. A) Comments by the department head on the fiscal impact this rule may have on businesses:			
There is no cost or savings with this rule change as it only removes redundancy and rearranges text.			
B) Name and title of department head commenting on the fiscal impacts:			
Jaceson R. Maughan, Commissioner			

Citation Information

7. This rule change is authorized or mandated by state law, and implements or interprets the following state

and federal laws. State code or constitution citations (required):		
Section 34A-1-101 et seq.		

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 05/01/2020

10. This rule change MAY become effective on: 05/22/2020

NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.

Agency Authorization Information

Agency head or designee, and title:	Jacson R. Maughan, Commissioner	Date:	03/16/2020
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

Utah Admin. Code Ref (R no.):	R945-1	Filing No.	52603
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Agency Information

1. Department:	UTech Board of Trustees	
Agency:	Administration	
Street address:	310 South Main Street, Suite 1250	
City, state:	Salt Lake City, UT 84101	
Mailing address:	310 South Main Street, Suite 1250	
City, state, zip:	Salt Lake City, UT 84101	
Contact person(s):		
Name:	Phone:	Email:
Kim Ziebarth	801-341-6010	kim.ziebarth@utec.edu

Please address questions regarding information on this notice to the agency.

General Information**2. Rule or section catchline:**

UTech Technical College Scholarship

3. Purpose of the new rule or reason for the change:

This amendment is being done because it was determined there was a need to clarify eligibility for students who complete graduation requirements early but for which the diploma is not immediately conferred, and to address scholarship eligibility for home school students.

4. Summary of the new rule or change:

The changes update policy to align UTech definition of underserved population with federal definition with reference to the UTech Data Dictionary, and change the definition for graduation from high school to include conferral of high school diploma or attainment of homeschool credential completion.

Fiscal Information**5. Aggregate anticipated cost or savings to:****A) State budget:**

This has ongoing fiscal cost of \$800,000 to the state budget per year. This amendment is anticipated to have inestimable savings to the state budget because tax revenue returned by future income of scholarship recipients cannot be calculated.

B) Local governments:

This amendment is not anticipated to have a cost or savings to local governments because this rule deals with scholarships awarded to students by technical colleges within the Utah System of Technical Colleges and does not require any expenditures of, or generate, any revenues for local governments.

C) Small businesses ("small business" means a business employing 1-49 persons):

This amendment is not anticipated to have a cost or savings to small businesses because this rule deals with scholarships awarded to students by technical colleges within the Utah System of Technical Colleges and does not require any expenditures of, or generate, any revenues for small businesses.

D) Non-small businesses ("non-small business" means a business employing 50 or more persons):

This amendment is not anticipated to have a cost or savings to non-small businesses because this rule deals with scholarships awarded to students by technical colleges within the Utah System of Technical Colleges and does not require any expenditures of, or generate, any revenues for non-small businesses.

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

This amendment is anticipated to have an inestimable benefit to persons who receive the scholarship. The benefit is inestimable because the scholarship amount that will be awarded to each recipient will vary according to available funding and the parameters set forth in this rule, and because personal income derived from employment resulting from education funded by the scholarship cannot be calculated. Otherwise, this amendment is not anticipated to have a cost or savings to other persons because this rule deals with scholarships awarded to students by technical colleges within the Utah System of Technical Colleges and does not require any expenditures of or generate any revenues for other persons.

F) Compliance costs for affected persons:

There are no compliance costs for affected persons.

G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

Regulatory Impact Table

Fiscal Cost	FY2020	FY2021	FY2022
State Government	\$800,000	\$800,000	\$800,000
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$800,000	\$800,000	\$800,000
Fiscal Benefits			
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0

Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head approval of regulatory impact analysis:

The Interim Commissioner of Technical Education for the Utah System of Technical Colleges, Jared Haines, has approved this fiscal analysis.

6. A) Comments by the department head on the fiscal impact this rule may have on businesses:

This proposed rule will not result in a direct fiscal impact to businesses. This rule deals with scholarships awarded to students by technical colleges within the Utah System of Technical Colleges and does not require any expenditures of, or generate, any revenues for small businesses. Businesses may experience an indirect impact through the employment and productivity of individuals trained under the scholarship.

B) Name and title of department head commenting on the fiscal impacts:

Jared Haines, Interim Commissioner

Citation Information

7. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):

Section 53B-2a-116

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 05/01/2020

10. This rule change MAY become effective on: 05/08/2020

NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and

will require the agency to start the rulemaking process over.

Agency Authorization Information

Agency head or designee, and title:	Kim Ziebarth, Associate Commissioner for Academic and Student Affairs	Date:	03/10/2020
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

Utah Admin. Code Ref (R no.):	R986-700	Filing No.	52604
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Agency Information

1. Department:	Workforce Services	
Agency:	Employment Development	
Building:	Olene Walker Building	
Street address:	140 East 300 South	
City, state:	Salt Lake City, Utah 84111	
Mailing address:	PO Box 45244	
City, state, zip:	Salt Lake City, UT 84145-0244	
Contact person(s):		
Name:	Phone:	Email:
Amanda B. McPeck	801-517-4709	ampeck@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
Child Care Assistance
3. Purpose of the new rule or reason for the change:
This amendment creates a new administrative disqualification hearing (ADH) process for determining if a child care provider should be disqualified from receiving child care subsidy (CC) funds; changes and clarifies the procedures for collecting overpaid benefits; and provides technical, conforming, and stylistic changes.
4. Summary of the new rule or change:
This amendment removes rule sections regarding Overpayments; Provider Disqualification; Removal from Approved Provider Status; and Consequences for Failure to Comply; and Appeals; and replaces those rule sections with new sections regarding Overpayments, Collection of Overpayments, Intentional Program Violation (IPV), Administrative Disqualification Hearing (ADH), and Approved Provider Disqualification. The new sections

describe the circumstances under which a child care provider may be disqualified from receiving CC subsidy and grant funds; defines when CC subsidy has been overpaid; and the means the Department of Workforce Services (Department) may use to collect an overpayment. This amendment clarifies the effect of a disqualification or substantiated IPV on a provider's receipt of grant funding. The creation of the new ADH and collection processes requires conforming technical changes to several other rules concerning approved providers' responsibilities and grants. This amendment also provides technical and stylistic changes in accordance with the Rulewriting Manual for Utah.

Fiscal Information

5. Aggregate anticipated cost or savings to:
A) State budget:
This amendment is not expected to have any fiscal impact on state revenues or expenditures. There are no additional state employees or resources needed to oversee this proposed rule amendment. This amendment will not increase workload and can be carried out with existing budget. This amendment does not change the amount of available CC subsidy funds or grant funding.
B) Local governments:
This amendment is not expected to have any fiscal impact on local governments' revenues or expenditures because the program is federally-funded and does not rely on local governments for funding, administration, or enforcement.
C) Small businesses ("small business" means a business employing 1-49 persons):
This amendment is not expected to cause any costs or savings to small businesses because this amendment simply sets forth the procedures for determining if a provider should be disqualified from receiving CC subsidy or grant funds, and for collecting overpaid CC subsidy. Nothing in this amendment affects the amount of available CC subsidy or grant funding, a provider's substantive responsibilities or eligibility for funding, or any other matter that would cause a fiscal impact to any small business.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
This amendment is not expected to cause any costs or savings to non-small businesses because this amendment simply sets forth the procedures for determining if a provider should be disqualified from receiving CC subsidy or grant funds, and for collecting overpaid CC subsidy. Nothing in this amendment affects the amount of available CC subsidy or grant funding, a provider's substantive responsibilities or eligibility for funding, or any other matter that would cause a fiscal impact to any non-small business.

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

This amendment is not expected to cause any costs or savings to other persons because this amendment simply sets forth the procedures for determining if a provider should be disqualified from receiving CC subsidy or grant funds, and for collecting overpaid benefits. Nothing in this amendment affects the amount of available CC subsidy or grant funding, a provider's substantive responsibilities or eligibility for funding, or any other matter that would cause a fiscal impact to any other persons.

F) Compliance costs for affected persons:

This amendment is not expect to cause any compliance costs for affected persons because this amendment does not create any new administrative fees. Provider compliance responsibilities are not substantively changed with this amendment. Providers and CC subsidy clients are statutorily required to repay any overpaid CC funds.

G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

Regulatory Impact Table

Fiscal Cost	FY2020	FY2021	FY2022
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0
Fiscal Benefits			
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0

Total Fiscal Benefits	\$0	\$0	\$0
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Net Fiscal Benefits	\$0	\$0	\$0
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H) Department head approval of regulatory impact analysis:

The Executive Director of the Department of Workforce Services, Jon Pierpont, has reviewed and approved this fiscal analysis.

6. A) Comments by the department head on the fiscal impact this rule may have on businesses:

After conducting a thorough analysis, it was determined that these rule changes will not result in a fiscal impact to businesses.

B) Name and title of department head commenting on the fiscal impacts:

Jon Pierpont, Executive Director

Citation Information

7. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):

Section 35A-3-310	Section 53F-5-210	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until:	05/01/2020
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10. This rule change MAY become effective on:	05/08/2020
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NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.

Agency Authorization Information

Agency head or designee, and title:	Jon Pierpont, Executive Director	Date:	03/11/2020
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment			
Utah Admin. Code Ref (R no.):	R990-101	Filing No.	52602

Agency Information

1. Department:	Workforce Services		
Agency:	Housing and Community Development		
Building:	Olene Walker Building		
Street address:	140 East 300 South		
City, state:	Salt Lake City, UT		
Mailing address:	PO Box 45244		
City, state, zip:	Salt Lake City, UT 84145-0244		
Contact person(s):			
Name:	Phone:	Email:	
Amanda B. McPeck	801-517-4709	ampeck@utah.gov	
Please address questions regarding information on this notice to the agency.			

General Information

2. Rule or section catchline:
Qualified Emergency Food Agencies Fund (QEFAP)
3. Purpose of the new rule or reason for the change:
The amendment updates this rule to reflect the competitive grant application process that will be the allocation method for QEFAP program in fiscal year 2021 and forward. The amendment also provides technical, conforming, and stylistic changes.
4. Summary of the new rule or change:
In 2017, this rule was amended to address allocations for fiscal years 2018, 2019, and 2020. New guidelines have been developed for the program and for allocation of QEFAP. The amendment reflects the new guidelines for QEFAP for fiscal year 2021 and forward. The amendment also provides technical, conforming, and stylistic changes in accordance with the Rulewriting Manual for Utah and Department of Workforce Services (DWS) policies.

Fiscal Information

5. Aggregate anticipated cost or savings to:			
A) State budget:			
This rule amendment is not expected to have any fiscal impact on state revenues or expenditures. There are no additional state employees or resources needed to oversee the proposed rule amendment.			
B) Local governments:			
This rule amendment is not expected to have any fiscal impact on local governments' revenues or expenditures because the DWS is amending this rule to reflect an anticipated change in the QEFAP allocation method.			
C) Small businesses ("small business" means a business employing 1-49 persons):			
This rule amendment is not expected to have any fiscal impact on small businesses because the DWS is amending this rule to reflect an anticipated change in the QEFAP allocation method.			
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):			
This rule amendment is not expected to have any fiscal impact on non-small businesses because the DWS is amending this rule to reflect an anticipated change in the QEFAP allocation method.			
E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <i>agency</i>):			
There will be no costs or savings to any persons since the DWS is changing this rule to reflect an anticipated change in the QEFAP allocation method.			
F) Compliance costs for affected persons:			
There are no compliance costs associated with this change. There are no fees associated with this change.			
G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)			
Regulatory Impact Table			
Fiscal Cost	FY2020	FY2021	FY2022
State Government	\$0	\$0	\$0

NOTICES OF PROPOSED RULES

Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0
Fiscal Benefits			
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head approval of regulatory impact analysis:			
The Executive Director of the Department of Workforce Services, Jon Pierpont, has reviewed and approved this fiscal analysis.			
6. A) Comments by the department head on the fiscal impact this rule may have on businesses:			
After conducting a thorough analysis, it was determined that these rule changes will not result in a fiscal impact to businesses.			

B) Name and title of department head commenting on the fiscal impacts:
Jon Pierpont, Executive Director

Citation Information

7. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):			
Section	35A-8-		
	1004		

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)	
A) Comments will be accepted until:	5/1/2020

10. This rule change MAY become effective on:	5/8/2020
NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.	

Agency Authorization Information

Agency head or designee, and title:	Jon Pierpont, Executive Director	Date:	03/09/2020
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End of the Notices of Proposed Rules Section

NOTICES OF 120-DAY (EMERGENCY) RULES

An agency may file a **120-DAY (EMERGENCY) RULE** when it finds that regular rulemaking procedures would:

- (a) cause an imminent peril to the public health, safety, or welfare;
- (b) cause an imminent budget reduction because of budget restraints or federal requirements; or
- (c) place the agency in violation of federal or state law (Subsection 63G-3-304(1)).

As with a **PROPOSED RULE**, a **120-DAY RULE** is preceded by a **RULE ANALYSIS**. This analysis provides summary information about the **120-DAY RULE** including the name of a contact person, justification for filing a **120-DAY RULE**, anticipated cost impact of the rule, and legal cross-references.

A **120-DAY RULE** is effective when filed with the Office of Administrative Rules, or on a later date designated by the agency. A **120-DAY RULE** is effective for 120 days or until it is superseded by a permanent rule. Because of its temporary nature, a **120-DAY RULE** is not codified as part of the *Utah Administrative Code*.

The law does not require a public comment period for **120-DAY RULES**. However, when an agency files a **120-DAY RULE**, it may file a **PROPOSED RULE** at the same time, to make the requirements permanent.

Emergency or **120-DAY RULES** are governed by Section 63G-3-304, and Section R15-4-8.

NOTICE OF EMERGENCY (120-DAY) RULE		
Utah Admin. Code Ref (R no.):	R68-26	Filing No. 52613

Agency Information

1. Department:	Agriculture and Food	
Agency:	Plant Industry	
Street address:	350 N Redwood Road	
City, state, zip:	Salt Lake City, UT 84115	
Mailing address:	PO Box 146500	
City, state, zip:	Salt Lake City, UT 84114-6500	
Contact person(s):		
Name:	Phone:	Email:
Amber Brown	385-245-5222	Ambermbrown@utah.gov
Cody James	385-515-1485	Codyjames@utah.gov
Andrew Rigby	801-870-1160	adrigby@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
Industrial Hemp Product Registration and Labeling

3. Effective Date:
03/16/2020
4. Purpose of the new rule or reason for the change:
This rule change provides clarification to industrial hemp processors and retailers regarding regulation of their products and department requirements. Also, this change makes state rules and federal regulations regarding labeling more consistent.
5. Summary of the new rule or change:
These rule changes provide guidance to industrial hemp processors and retailers regarding definitions, product registration, product testing, and labeling requirements that will make it easier for them to register and sell compliant and safe products to the public. The change is necessary because current labeling requirements put manufacturers in violation of federal law.
6. Regular rulemaking would:
<input type="checkbox"/> cause an imminent peril to the public health, safety, or welfare;
<input type="checkbox"/> cause an imminent budget reduction because of budget restraints or federal requirements; or
<input checked="" type="checkbox"/> place the agency in violation of federal or state law.
Specific reason and justification:
The changes and clarification to labeling requirements are necessary so that product manufacturers may label their products in accordance with federal law and regulations.

Fiscal Information

7. Aggregate anticipated cost or savings to:
A) State budget:
The Department of Agriculture and Food (Department) does not anticipate that these changes will lead to any additional cost or savings to the state budget because the changes do not add any additional inspection requirements for the Department, nor should the changes lead to additional products being registered.
B) Local governments:
The Department does not anticipate any costs or savings to local governments because governments do not regulate or operate as industrial hemp processors or retailers.
C) Small businesses ("small business" means a business employing 1-49 persons):
The Department does not anticipate any costs or savings to small businesses as there are no fee or violation changes included in this rule.
D) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):
No persons other than small businesses, non-small businesses, or local governments will be affected by this rule because they do not produce or regulate product of industrial hemp.
8. Compliance costs for affected persons:
These changes do not include any changes in compliance costs for affected persons.
9. A) Comments by the department head on the fiscal impact this rule may have on businesses:
These rule changes should not have a fiscal impact on businesses but will provide important guidance to businesses that produce industrial hemp products and allow them to label their products in accordance with both state rule and federal law.
B) Name and title of department head commenting on the fiscal impacts:
Kelly Pehrson, Interim Commissioner

Citation Information

10. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):
Section 4-41-103-4 Subsection 4-41-403(1)

Agency Authorization Information

Agency head or designee, and title:	Kelly Pehrson, Interim Commissioner	Date:	03/16/2020
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NOTICE OF EMERGENCY (120-DAY) RULE

Utah Admin. Code Ref (R no.):	R68-27	Filing No. 52605
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Agency Information

1. Department:	Agriculture and Food	
Agency:	Plant Industry	
Street address:	350 N Redwood Road	
City, state, zip:	Salt Lake City, UT 84115	
Mailing address:	PO Box 146500	
City, state, zip:	Salt Lake City, UT 84114-6500	
Contact person(s):		
Name:	Phone:	Email:
Amber Brown	385-245-5222	ambermbrown@utah.gov
Andrew Rigby	801-870-1160	adrigby@utah.gov
Cody James	385-515-1485	codyjames@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
Cannabis Cultivation
3. Effective Date:
03/11/2020
4. Purpose of the new rule or reason for the change:
This change allows cannabis cultivators to grow cannabis through a combination of indoor and outdoor cultivation.
5. Summary of the new rule or change:
As required by statute, this rule provides guidelines under which cannabis cultivators may grow cannabis through a combination of indoor and outdoor cultivation.
6. Regular rulemaking would:
<input checked="" type="checkbox"/> cause an imminent peril to the public health, safety, or welfare;
<input type="checkbox"/> cause an imminent budget reduction because of budget restraints or federal requirements; or

X	place the agency in violation of federal or state law.
Specific reason and justification:	
An emergency rule is necessary because Subsection 4-41a-204(2)(e) requires that the Department of Agriculture and Food (Department) establish a formula for indoor and outdoor cultivation. Additionally, the expeditious filing will allow for indoor cultivators to add outdoor grows as soon as possible for the 2020 growing season.	

Fiscal Information

7. Aggregate anticipated cost or savings to:
A) State budget:
This rule change could increase the costs to the Department by requiring additional workload for cannabis inspectors. The Department anticipates inspection costs will increase by 15-20%.
B) Local governments:
This rule change does not affect local governments because they do not regulate cannabis cultivators or operate as cannabis cultivators.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule change should reduce the operating costs for indoor cannabis cultivators by allowing them to also grow cannabis outdoors because outdoor growing is typically cheaper than indoor growing. It is difficult to quantify the savings given that this is a new program.
D) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):

Persons other than cannabis cultivators or the Department are not directly impacted by this change because they do not operate as or regulate cannabis cultivation facilities.
8. Compliance costs for affected persons:
There are no additional compliance costs for affected persons as a result of this change because cannabis cultivators will be able to grow both indoors and outdoors using their existing cannabis cultivation license.
9. A) Comments by the department head on the fiscal impact this rule may have on businesses:
This rule change will allow for cannabis cultivators to expand their business by growing both indoors and outdoors. It should have a positive fiscal impact on small businesses in this state.
B) Name and title of department head commenting on the fiscal impacts:
Kelly Pehrson, Interim Commissioner

Citation Information

10. This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):
Subsection 4-41a-204(2)(e)

Agency Authorization Information

Agency head or designee, and title:	Kelly Pehrson, Interim Commissioner	Date:	03/11/2020
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End of the Notices of 120-Day (Emergency) Rules Section

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Within five years of an administrative rule's original enactment or last five-year review, the agency is required to review the rule. This review is intended to help the agency determine, and to notify the public, that the administrative rule in force is still authorized by statute and necessary. Upon reviewing a rule, an agency may: repeal the rule by filing a **PROPOSED RULE**; continue the rule as it is by filing a **FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION (REVIEW)**; or amend the rule by filing a **PROPOSED RULE** and by filing a **REVIEW**. By filing a **REVIEW**, the agency indicates that the rule is still necessary.

A **REVIEW** is not followed by the rule text. The rule text that is being continued may be found in the online edition of the *Utah Administrative Code* available at <https://rules.utah.gov/>. The rule text may also be inspected at the agency or the Office of Administrative Rules. **REVIEWS** are effective upon filing.

REVIEWS are governed by Section 63G-3-305.

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R68-10	Filing No. 50139

Agency Information

1. Department:	Agriculture and Food	
Agency:	Plant Industry	
Street address:	350 N Redwood Road	
City, state, zip:	Salt Lake City, UT 84115	
Mailing address:	PO Box 146500	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Amber Brown	385-245-5222	ambermbrown@utah.gov
Robert Hougaard	801-538-7180	rhougaard@utah.gov
Kelly Pehrson	801-538-7102	kwpehrson@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Quarantine Pertaining to the European Corn Borer
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 4-2-103 provides authority for the Department of Agriculture and Food to adopt, according to Title 63G,

Chapter 3, Utah Administrative Rulemaking Act, rules for the effective administration of agriculture laws of the state.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

No written comments were received.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

It is still a concern that European corn borers can come into the state from other sources so it helps protect the corn growing industry. Corn Borders can decimate corn crops and reduce the salability of Utah corn if they enter the state. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Kelly Pehrson, Interim Commissioner	Date:	03/16/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R68-22	Filing No. 50161

Agency Information

1. Department:	Agriculture and Food
Agency:	Plant Industry
Street address:	350 N Redwood Road
City, state, zip:	Salt Lake City, UT 84115
Mailing address:	PO Box 146500
City, state, zip:	Salt Lake City, UT 84114-6500

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Contact person(s):		
Name:	Phone:	Email:
Amber Brown	801-602-4248	ambermbrown@utah.gov
Andrew Rigby	801-870-1160	adrigby@utah.gov
Cody James	385-515-1485	codyjames@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Industrial Hemp Research
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Pursuant to Section 4-41-103, this rule establishes the standards, practices, and procedures of the Industrial Hemp Certificate.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No written comments were received.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
This rule is necessary because it prescribes guidelines for academic research of industrial hemp, including certification and inspection requirements. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Kelly Pehrson, Interim Commissioner	Date:	03/05/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R70-101	Filing No. 52249

Agency Information

1. Department:	Agriculture and Food
Agency:	Regulatory Services
Street address:	350 N Redwood Road

City, state, zip:	Salt Lake City, UT 84115	
Mailing address:	PO Box 146500	
City, state, zip:	Salt Lake City, UT 84114-6500	
Contact person(s):		
Name:	Phone:	Email:
Amber Brown	385-245-5222	ambermbrown@utah.gov
Travis Waller	801-538-7150	Twaller@utah.gov
Michelle Jack	801-538-7151	mjack@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Bedding, Upholstered Furniture, and Quilted Clothing
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is required pursuant to Section 4-10-103 that requires the department establish standards regarding the manufacture, sale, repair, and distribution of bedding, upholstered furniture, quilted clothing products, and filling material.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No written comments were received.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
This rule prescribes guidelines to ensure that bedding, upholstered furniture, quilted clothing, and filling material is manufactured, sold, distributed, and repaired in such a way as to ensure quality and protect consumers. It includes standards on sterilization, sanitation, licensing, and labeling. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Kelly Pehrson, Interim Commissioner	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R131-16	Filing No. 50232

Agency Information

1. Department:	Capitol Preservation Board (State)	
Agency:	Administration	
Building:	Utah State Capitol Building	
Street address:	350 North State Street	
City, state, zip:	Salt Lake City, UT 84107	
Contact person(s):		
Name:	Phone:	Email:
Allyson Gamble	801-537-9156	agamble@utah.gov
Dana Jones	801-538-3074	danajones@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Electronic Meetings
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 52-4-207 requires any public body that convenes or conducts an electronic meeting to adopt a rule governing the use of electronic meetings.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments were received during the last five-year review of this rule from interested persons supporting or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
Section 52-4-207 requires any public body that convenes or conducts an electronic meeting to adopt a rule governing the use of electronic meetings. This Rule R131-16 establishes procedures for conducting Capital Preservation Board (hereinafter "Board") meetings by electronic means. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Allyson Gamble, Executive Director	Date:	01/16/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R156-20b	Filing No. 50260

Agency Information

1. Department:	Commerce	
Agency:	Occupational and Professional Licensing	
Building:	Heber M. Wells Building	
Street address:	160 East 300 South	
City, state, zip:	Salt Lake City UT 84111-2316	
Mailing address:	PO Box 146741	
City, state, zip:	Salt Lake City UT 84114-6741	
Contact person(s):		
Name:	Phone:	Email:
Allyson Pettley	801-530-6179	apettley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Environmental Health Scientist Act Rule
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Title 58, Chapter 20b, provides for the licensure and regulation of environmental health scientists and environmental health scientists-in-training. Subsection 58-1-106(1)(a) provides that the Division of Occupational and Professional Licensing (Division) may adopt and enforce rules to administer Title 58. Subsection 58-1-202(1)(a) provides that the Environmental Health Scientists Board's duties, functions, and responsibilities includes recommending to the director appropriate rules. This rule was enacted to clarify the provisions of Title 58, Chapter 20b, with respect to environmental health scientists and environmental health scientists-in-training.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
Since this rule was last reviewed in April 2015, the rule has been amended two times. The Division received the following written comments: a June 17, 2015 letter/email

from Noel Jay Schvaneveldt with respect to Section 302a proposed amendments and recommending additional college degrees that should be considered to qualify for licensure as an environmental health scientist. The Division also received a July 1, 2015, written comment from LuAnn Adams/Utah Department of Agriculture and Food suggesting additional college degrees which would qualify for licensure as an environmental health scientist. With respect to the Division's proposed rule amendments filed in 2015 and the two written comments received, no additional changes were made in the proposed rule filing in 2015. However, both Mr. Schvanevelt's and Ms. Adams' comments were considered by the Division and Board in the Division's 2018 rule filing which affected Section R156-20b-302a, licensure qualifications/ education requirements.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

This rule should be continued as it provides a mechanism to inform potential licensees of the requirements for licensure as allowed under statutory authority provided in Title 58, Chapter 20b. This rule should also be continued as it provides information to ensure applicants for licensure are adequately trained and meet minimum licensure requirements, and provides licensees with information concerning unprofessional conduct, definitions, and ethical standards relating to the profession.

Agency Authorization Information

Agency head or designee, and title:	Mark Steinagel, Director	Date:	01/23/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R156-83	Filing No. 50315
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Agency Information

1. Department:	Commerce
Agency:	Occupational and Professional Licensing
Building:	Heber M. Wells Building
Street address:	160 East 300 South
City, state, zip:	Salt Lake City UT 84111-2316
Mailing address:	PO Box 146741
City, state, zip:	Salt Lake City UT 84114-6741

Contact person(s):		
Name:	Phone:	Email:
Jennifer Zaelit	801-530-7632	jzaelit@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Online Prescribing, Dispensing, and Facilitation Licensing Act Rule

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

Title 58, Chapter 83, provides for the licensure and regulation of online prescribers, online contract pharmacies, and Internet facilitators. Subsection 58-1-106(1)(a) provides that the Division of Occupational and Professional Licensing (Division) may adopt and enforce rules to administer Title 58. Subsection 58-1-202(1)(a) provides that the Online Prescribing, Dispensing, and Facilitation Licensing Board's duties, functions, and responsibilities includes recommending to the director appropriate rules. This rule was enacted to clarify the provisions of Title 58, Chapter 83, with respect to online prescribers, online contract pharmacies, and Internet facilitators.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

The Division has received no written comments with respect to this rule since the last five year review conducted in 2015.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

This rule should be continued as it provides a mechanism to inform potential licensees of the requirements for licensure as allowed under statutory authority provided in Title 58, Chapter 83. This rule should also be continued as it provides information to ensure applicants for licensure are adequately trained and meet minimum licensure requirements, and provides licensees with information concerning unprofessional conduct, definitions, and ethical standards relating to the profession.

Agency Authorization Information

Agency head or designee, and title:	Mark Steinagel, Division Director	Date:	01/23/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R305-5	Filing No. 50565

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R307-302	Filing No. 50604

Agency Information

1. Department:	Environmental Quality	
Agency:	Administration	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Mailing address:	PO Box 144810	
City, state, zip:	Salt Lake City, UT 84114-4810	
Contact person(s):		
Name:	Phone:	Email:
Kim Shelley	801-536-4403	kshelley@utah.gov
Please address questions regarding information on this notice to the agency.		

Agency Information

1. Department:	Environmental Quality	
Agency:	Air Quality	
Room no.:	Fourth Floor	
Building:	Multi Agency State Office Building	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, UT 84116-3085	
Mailing address:	PO BOX 144820	
City, state, zip:	Salt Lake City, UT 84114-4820	
Contact person(s):		
Name:	Phone:	Email:
Liam Thrailkill	801-536-4419	lthrailkill@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Health Reform – Health Insurance Coverage in DEQ State Contracts -- Implementation
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is established under Utah Code Annotated (UCA) Subsection 19-1-206(6) which authorizes the Department of Environmental Quality to make rules governing health insurance in certain design and construction contracts.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No written comments were received.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
This rule is necessary to comply with the provisions of UCA Section 19-1-206. Therefore, this rule should be continued.

General Information

2. Rule catchline:
Solid Fuel Burning Devices
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Rule R307-302 identifies no-burn periods for solid fuel burning devices in areas that sometimes exceed the health standards for fine particulate and carbon monoxide. Subsection 19-2-104(1)(a) allows the Air Quality Board to make rules "...regarding the control, abatement, and prevention of air pollution from all sources and the establishment of the maximum quantity of air contaminants that may be emitted by any air contaminant source."
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
Since the last five-year review, there has been one rulemaking activity. With amendments in Filing No. 40773, submitted to EPA on February 27, 2017, there were multiple comments made by one commenter. None of the comments were directly in support or opposition of the rule, but were posed as questions.

Agency Authorization Information

Agency head or designee, and title:	Kim Shelley, Deputy Director	Date:	03/03/2020
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5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The provisions to regulate solid fuel burning are part of the requirements to reduce particulates and carbon monoxide that are included in Utah's state implementation plans for particulate matter and carbon monoxide. Because the provisions in this rule are needed to reduce pollution during winter temperature inversions when pollutants build up in the air, and because the rule is part of Utah's state implementation plan, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Bryce Bird, Division Director	Date:	02/11/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-100	Filing No. 50668

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov
Jennifer Yee	801-536-4216	jyee@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Administration: Drinking Water Program
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 19-4-104 establishes the drinking water program, including the standards, construction, variances, operator certification, and orders.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

No comments have been received either in support or opposing this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The continuation of this rule will ensure that the drinking water program administration is firmly established in the . It defines a public water system, which are the systems that the Division of Drinking Water can and does regulate. It sets forth the requirements and conditions of sanitary surveys, gives a rating system to public water systems, and establishes the variances and exemptions.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-105	Filing No. 50675

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov
Jennifer Yee	801-536-4216	jyee@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Administration: General Responsibilities of Public Water Systems

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 19-4-104 gives the Drinking Water Board the authority to establish the general responsibilities of public drinking water systems in Utah. These responsibilities include variances or exemptions from monitoring, construction standards, operator certification, cross connection control, reporting, record maintenance, and emergencies.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that public drinking water systems in Utah are adhering to the basic responsibilities of maintaining a safe drinking water system. This rule sets the foundation for the details in rules that follow, such as Rule R309-600, which details the specifics of a source water protection program. This effort will greatly assist in the protection and the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-110	Filing No. 50664

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov

Jennifer Yee	801-536-4216	jyee@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Administration: Definitions
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 19-4-104 authorizes the Drinking Water Board to make rules in accordance with Title 63G, Chapter 3, which includes the definitions of terms and expressions used throughout all rules under the Safe Drinking Water Act.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that public drinking water systems in Utah understand the definitions of the terms and expressions used throughout Title R309. This effort will greatly assist in protecting the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-115	Filing No. 50669

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov
Jennifer Yee	801-536-4216	jyee@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Administration: Procedures
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-4-104(1)(b) authorizes the Drinking Water Board to enforce order by appropriate administrative and judicial proceedings.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that public drinking water systems in Utah have direction for administrative procedures and adjudicative proceedings. This rule allows the Division of Drinking Water to enforce and follow through with rule requirements. This effort will greatly assist in protecting the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

Agency Authorization Information

Agency head or designee, and title:	Date:
Marie E. Owens, Division Director	03/12/2020

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-200	Filing No. 50666

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov
Jennifer Yee	801-536-4216	jyee@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Monitoring and Water Quality: Drinking Water Standards
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-4-104(1)(a)(i) authorizes the Drinking Water Board to establish standards that prescribe the maximum contaminant levels in any public water system and provide for monitoring.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that public drinking water systems in Utah have primary and secondary standards for their water quality. This effort will greatly assist in protecting the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

Agency Authorization Information

Agency head or designee, and title:	Date:
Marie E. Owens, Division Director	03/12/2020

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-205	Filing No. 50672

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov
Jennifer Yee	801-536-4216	jyee@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Monitoring and Water Quality: Source Monitoring Requirements
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-4-104(1)(a)(i) authorizes the Drinking Water Board to establish standards and provide for monitoring and reporting of water quality related matters.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that public drinking water systems in Utah are monitoring their sources of water for the required constituents at the correct times. This effort will greatly assist in protecting the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-210	Filing No. 50676

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov
Jennifer Yee	801-536-4216	jyee@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Monitoring and Water Quality: Distribution System Monitoring Requirements
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-4-104(1)(a)(i) authorizes the Drinking Water Board to establish standards that prescribe the maximum contaminant levels in any public water system and provide for monitoring.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that public drinking water systems in Utah are sampling for the correct

contaminants at the correct places and times in their distribution systems. This effort will greatly assist in protecting the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-211	Filing No. 50667

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov
Jennifer Yee	801-536-4216	jyee@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Monitoring and Water Quality: Distribution System – Total Coliform Requirements
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-4-104(1)(a)(i) authorizes the Drinking Water Board to establish standards that prescribe the maximum contaminant levels in any public water system and provide for monitoring.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

No comments have been received either in support or opposing this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The continuation of this rule will ensure that public drinking water systems in Utah are sampling for total coliform at the correct places and times in their distribution systems. This effort will greatly assist in protecting the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-215	Filing No. 50688

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov
Jennifer Yee	801-536-4216	jyee@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Monitoring and Water Quality: Treatment Plant Monitoring Requirements

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-4-104(1)(a)(i) authorizes the Drinking Water Board to establish standards that prescribe the maximum contaminant levels in any public water system and provide for monitoring.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that public drinking water systems in Utah that treat the water do so appropriately and according to the standards set forth in this rule. This rule not only addresses surface water treatment and cryptosporidium treatment but also the protection of ground water. This effort will greatly assist in protecting the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-220	Filing No. 50674

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov

Jennifer Yee	801-536-4216	jyee@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Monitoring and Water Quality: Public Notification Requirements
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-4-104(1) authorizes the Drinking Water Board to establish standards that provide for monitoring, record-keeping, and reporting of water quality-related matters.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that public drinking water systems in Utah are notifying the public as required when a violation has occurred. It is necessary to inform the public when measures must be taken to protect their health such as boil their water. This effort will greatly assist in keeping the consumers notified about the quality of their water.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-225	Filing No. 50671

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	

Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov
Jennifer Yee	801-536-4216	jyee@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Monitoring and Water Quality: Consumer Confidence Reports
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-4-104(1)(a)(i) authorizes the Drinking Water Board to establish standards prescribe the maximum contaminant levels in any public water system and provide for monitoring and reporting of water quality-related matters.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that public drinking water systems in Utah are providing correct and accurate yearly reports to their consumers. It outlines the contents required in the reports, when they are due, how to make them available, and how to contact the water system management with questions or concerns. This effort will greatly assist in providing good communications between water purveyors and their consumers.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-300	Filing No. 50670

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, Utah 84116	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone: Email:	
Michael Grange	801-536-0069	mgrange@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Certification Rules for Water Supply Operators
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-4-104(2) authorizes the Drinking Water Board to adopt and enforce standards and establish fees for certification of operators of any public water system.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that public drinking water systems in Utah are employing trained and competent personnel to run their water systems. This rule sets the foundations for the training of the water operators, testing, and continuation of their certifications. This effort will greatly assist in protecting the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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those administering cross connection control programs are and remain competent to do so. This effort will greatly assist in protecting the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-305	Filing No. 50673

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, Utah 84116	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Michael Grange	801-536-0069	mgrange@utah.gov
Please address questions regarding information on this notice to the agency.		

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-400	Filing No. 50682

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassady	801-536-4467	rcassady@utah.gov
Jennifer Yee	801-536-4216	jyee@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Cross Connection Control and Backflow Prevention Certification
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-4-104(4)(a) authorizes the Drinking Water Board to adopt and enforce standards and establish fees for certification of persons engaged in administering cross connection control programs of backflow prevention assembly training, repair, and maintenance testing.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that the individuals involved in testing backflow valves, training testers, and

General Information

2. Rule catchline:
Improvement Priority System and Public Water System Ratings
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-4-104(1)(a) authorizes the Drinking Water Board to make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, that provide for monitoring, record-keeping and reporting of water quality; and Section 19-4-105 authorizes the Drinking Water Board to make rules more stringent than the corresponding federal regulations. Rule R309-400 prioritizes the rules made with authorization of Subsection 19-4-104(1)(a) and the priorities are set as more stringent than current federal

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

regulations, as per Section 19-4-105.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

No comments have been received either in support or opposing this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The continuation of this rule will ensure that public drinking water systems in Utah are prioritizing each issue that they must address and it shows the Division of Drinking Water which systems to prioritize for compliance. It is used to evaluate the water system's standard of operation and service delivered in compliance with other rules encompassed in Rules R309-100 through R309-705. This effort will greatly assist in protecting the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-405	Filing No. 50685

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, Utah 84116-3085	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Rachael Cassidy	801-536-4467	rcassady@utah.gov
Jennifer Yee	801-536-4216	jyee@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:

Compliance and Enforcement: Administrative Penalty

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

Section 19-4-109 authorizes the Drinking Water Board to assess and make a demand for payment of a penalty.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

No comments have been received either in support or opposing this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The continuation of this rule will ensure that the Division of Drinking Water has the authority to assess penalty amounts for water system violations. This effort will greatly assist in protecting the quality and safety of the drinking water from the source through vast distribution systems to the end consumer, the public.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-500	Filing No. 50678

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Facility Design and Operation: Plan Review, Operation and Maintenance Requirements
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code. The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have been no comments received in support or opposition of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that plan review, operation, and maintenance requirements will be in place to ensure public water system facilities will provide safe drinking water to the people of the state of Utah.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-505	Filing No. 50677

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Facility Design and Operation: Minimum Treatment Requirements
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code. The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have been no comments received in support or opposition of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that various types of water sources found in the will receive the type and degree of treatment necessary to provide safe drinking water to the people of the state of Utah.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-510	Filing No. 50679

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Facility Design and Operation: Minimum Sizing Requirements
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code. The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have been no other comments received in support or opposition of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that new water sources, storage facilities, and distribution systems for public water systems will be sized to reliably provide an adequate supply of drinking water to the people of the state of Utah.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-511	Filing No. 50680

Agency Information

1. Department:	Environmental Quality
Agency:	Drinking Water
Building:	MASOB
Street address:	195 North 1950 West
City, state, zip:	Salt Lake City, UT 84114
Contact person(s):	

Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Hydraulic Modeling Requirements
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code. The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have been no comments received in support or opposition of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that the increased water demand created by new construction will not adversely affect existing or new water users by requiring public water systems to complete hydraulic modeling to demonstrate that water system designs meet minimum flow and pressure requirements.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-515	Filing No. 50681

Agency Information

1. Department:	Environmental Quality
Agency:	Drinking Water
Building:	MASOB

Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Facility Design and Operation: Source Development
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code. The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have been no comments received in support or opposition of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that new surface water sources, ground water wells, and ground water springs will be constructed to reliably provide an adequate supply of safe drinking water to the people of the state of Utah.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/11/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-520	Filing No. 50684

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Facility Design and Operation: Disinfection
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code. The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have been no comments received in support or opposition of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that new disinfection facilities will be constructed to reliably provide an adequate supply of safe drinking water to the people of the state of Utah.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-525	Filing No. 50683

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Facility Design and Operation: Conventional Surface Water Treatment
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code. The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have been no comments received in support or opposition of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that new conventional surface water treatment plants will be constructed to reliably provide an adequate supply of safe drinking water to the people of the state of Utah.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-530	Filing No. 50690

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Facility Design and Operation: Alternate Surface Water Treatment Methods
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code. The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have been no comments received in support or opposition of this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The continuation of this rule will ensure that new surface water treatment plants using alternative treatment methods, such as direct filtration, slow sand filtration, or membrane filtration, will be constructed to reliably provide an adequate supply of safe drinking water to the people of the state of Utah.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R309-535	Filing No. 50694
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Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Facility Design and Operation: Miscellaneous Treatment Methods
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code.

The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

There have been no comments received in support or opposition of this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The continuation of this rule will ensure that new treatment systems, such as fluoridation, taste and odor control, stabilization, deionization, aeration, softening, iron and manganese control, and point-of-use and point-of-entry treatment devices, will be constructed to reliably provide an adequate supply of safe drinking water to the people of the state of Utah.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R309-540	Filing No. 50686
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Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Facility Design and Operation: Pump Stations

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code. The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

There have been no comments received in support or opposition of this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The continuation of this rule will ensure that new pumping facilities and hydropneumatic systems for public water systems will be constructed to reliably provide an adequate supply of safe drinking water to the people of the state of Utah.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	02/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-545	Filing No. 50687

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:

Facility Design and Operation: Drinking Water Storage Tanks

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code. The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

There have been no comments received in support or opposition of this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The continuation of this rule will ensure that new drinking water storage tanks for public water systems will be constructed to reliably provide an adequate supply of safe drinking water to the people of the state of Utah.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-550	Filing No. 50689

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:

Facility Design and Operation: Transmission and Distribution Pipelines

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(ii) of the Utah Code. The Drinking Water Board may make rules governing the design, operation, and maintenance of public water systems.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

There have been no comments received in support or opposition of this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The continuation of this rule will ensure that new transmission and distribution pipelines for public water systems will be constructed to reliably provide an adequate supply of safe drinking water to the people of the state of Utah.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R309-600	Filing No.	50696
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Agency Information

1. Department:	Environmental Quality
Agency:	Drinking Water
Building:	MASOB
Street address:	195 North 1950 West
City, state, zip:	Salt Lake City, UT 84114

Contact person(s):

Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:

Source Protection: Drinking Water Source Protection for Ground-Water Sources

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(iv) of the Utah Code. The Drinking Water Board may make rules protecting watersheds and water sources used for public water systems.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

There have been no comments received in support or opposition of this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The continuation of this rule will ensure that minimum requirements are in place to establish a uniform, statewide program for implementation by public water systems to protect groundwater sources of drinking water.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R309-605	Filing No.	50691
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Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Nathan Lunstad	385-239-5974	nlunstad@utah.gov
Ying-Ying Macauley	801-674-2553	ymacauley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Source Protection: Drinking Water Source Protection for Surface Water Sources
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is promulgated by the Drinking Water Board as authorized by Subsection 19-4-104(1)(a)(iv) of the Utah Code. The Drinking Water Board may make rules protecting watersheds and water sources used for public water systems.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have been no comments received in support or opposition of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The continuation of this rule will ensure that minimum requirements are in place to establish a uniform, statewide program for implementation by public water systems to protect surface water sources of drinking water.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-700	Filing No. 50695

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, Utah 84116	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Michael Grange	801-536-0069	mgrange@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Financial Assistance: State Drinking Water State Revolving Fund (SRF) Loan Program.
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Title 73, Chapter 10c, of the Utah Code authorizes the Department of Environmental Quality acting through the Drinking Water Board to issue loans to political subdivisions to finance all or part of drinking water project costs and to enter into "credit enhancements," "interest buy-down agreements", and "hardship grants."
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received either in support or opposing this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
Through this rule the Drinking Water Board is able to provide grants and low-interest loans to communities for construction of drinking water system infrastructure projects. Without this financial assistance many communities could not afford to construct the improvements necessary to protect public health and safety. This program also provides matching funds for the annual federal Environmental Protection Agency (EPA)

Capitalization Grants which provide millions of dollars to the Drinking Water State Revolving Fund (DWSRF) program and continued administration of the federal and Utah State Safe Drinking Water Acts. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-705	Filing No. 50693

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, Utah 84116	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Michael Grange	801-536-0069	mgrange@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Financial Assistance: Federal Drinking Water State Revolving Fund (SRF) Loan Program
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
The Federal Safe Drinking Water Act, 42 USC 300j et seq., and Title 73, Chapter 10c, of the Utah Code authorize the Department of Environmental Quality acting through the Drinking Water Board to issue financial assistance to public drinking water systems for drinking water projects from a federal capitalization grant.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

No comments have been received either in support or opposing this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

Through this rule the Drinking Water Board is able to provide millions of dollars in low interest loans and principal forgiveness (grants) to communities for construction of drinking water system infrastructure projects. Without this financial assistance, many communities could not afford to construct drinking water system improvements that are necessary to protect public health and safety and the Drinking Water Board would not be able to continue administering the federal and Utah Safe Drinking Water Acts. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R309-800	Filing No. 50692

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
Room no.:	Third Floor	
Building:	MASOB	
Street address:	195 North 1950 West	
City, state, zip:	Salt Lake City, Utah 84116	
Mailing address:	PO Box 144830	
City, state, zip:	Salt Lake City, UT 84114-4830	
Contact person(s):		
Name:	Phone:	Email:
Michael Grange	801-536-0069	mgrange@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Capacity Development Program
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

Subsection 19-4-104(1)(a)(v) authorizes the Drinking Water Board to implement the Capacity Development Program and to govern the allotment of federal funds to public water systems to assist their compliance with federal 1996 Reauthorization of the Safe Drinking Water Act (SDWA).

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

No comments have been received either in support or opposing this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The 1996 Safe Drinking Water Act (SDWA) amendments outlined the requirements of the Capacity Development Program. The Program mandates that states ensure that all new Community Water Systems and Non-Transient Non-Community Water Systems demonstrate adequate technical, managerial, and financial capacity (capability) to comply with SDWA and the National Primary Drinking Water Regulations (NPDWR). In addition, states must ensure that existing drinking water systems demonstrate these capabilities before they can be awarded federal drinking water financial assistance from the federal Drinking Water State Revolving Fund (DWSRF) Program. Each year states receive a capitalization grant from Congress through the United States Environmental Protection Agency (USEPA) to finance their individual DWSRF program. If a state does not demonstrate an acceptable Capacity Development Program 20 % of those grant funds may be withheld (SDWA 1452(a)(1)(G)(I)). The receives annual capitalization grants of as much as \$9 million for the DWSRF Program. Losing 20% (up to \$1,800,000) of this annual funding would seriously impair the Drinking Water Board's ability to provide financial assistance to communities for drinking water system infrastructure projects and could leave the public vulnerable to health and safety risks. These funds are also vital to the State's ability to administer the federal and Utah SDWA. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Marie E. Owens, Division Director	Date:	03/12/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R398-30	Filing No. 50940
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Agency Information

1. Department:	Health	
Agency:	Family Health and Preparedness, Children with Special Health Care Needs	
Room no.:	334	
Building:	Highland Building	
Street address:	3760 S Highland Drive	
City, state, zip:	Salt Lake City, Utah 84106-4260	
Mailing address:	PO Box 144610	
City, state, zip:	Salt Lake City, UT 84114-4610	
Contact person(s):		
Name:	Phone:	Email:
Joyce McStotts	801-273-2956	jmcstotts@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Children's Organ Transplant Fund
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Title 26, Chapter 18a, is the statute that grants Utah Department of Health (UDOH) authority for the transplant fund program. The authority to make rules for this program is found in Subsection 26-1-5-(1)(a).
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No written comments were received since the last five-year review.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
Title 26, Chapter 18a, is still in effect. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Joseph K. Miner, MD, Executive Director	Date:	03/02/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R515-1	Filing No.51259

Agency Information

1. Department:	Human Services	
Agency:	Child Protection Ombudsman (Office of)	
Room no.:	4th Floor	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state, zip:	Salt Lake City, UT 84116	
Mailing address:	195 N 1950 W	
City, state, zip:	Salt Lake City, UT 84116	
Contact person(s):		
Name:	Phone:	Email:
Paul Schaaf	801-538-8293	pschaaf@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Processing Complaints Regarding the Utah Division of Child and Family Services
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 62-4a-208 directs the Office of Child Protection Ombudsman (OCPO) to receive and investigate complaints regarding Utah Division of Child and Family Services and write rules related to OCPO procedures.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No written comments have been received during and since the last five-year review.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
This rule should remain because the underlying statute continues to require it. The benefit of this rule is that it guides the OCPO through personnel changes and provides an effective process to address complaints. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Ann Williamson, Executive Director	Date:	03/16/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R590-164	Filing No. 51376

Agency Information

1. Department:	Insurance	
Agency:	Administration	
Room no.:	3110	
Building:	State Office Building	
Street address:	450 N State St	
City, state, zip:	Salt Lake City, UT 84114	
Mailing address:	PO Box 146901	
City, state, zip:	Salt Lake City, UT 84114-6901	
Contact person(s):		
Name:	Phone:	Email:
Steve Gooch	801-538-3803	sgooch@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Uniform Health Billing Rule
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 31A-22-614.5 requires all insurers that offer health insurance to use a uniform claim form and uniform billing and claim codes adopted by the Insurance Commissioner in accordance with the Utah Administrative Rulemaking Act. Section R590-164-4 sets the electronic claim forms that are to be used uniformly, and Section R590-164-6 sets the standards for electronic data interchange transactions between providers of health services and health insurers.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
The Insurance Department has received no written comments regarding this rule during the past five years.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

This rule eliminates the need for each insurer to create its own billing form for health providers to complete and file with the insurer to be reimbursed for their services. Uniformity in health billing forms reduces confusion, processing time, and cost. It should be noted that the organization that sets the standards has representation from major insurance carriers and health care providers. Before adopting standards, they are exposed to the insurance industry and medical organizations for their input. As many as 700 responses have been received regarding a change in standards. Ninety percent of medical billings in Utah are sent electronically, exceeding the national average. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Steve Gooch, Public Information Officer	Date:	03/06/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R708-32	Filing No. 51878
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Agency Information

1. Department:	Public Safety	
Agency:	Driver License	
Room no.:	3rd Floor	
Building:	Calvin Rampton Complex	
Street address:	4501 S 2700 W	
City, state, zip:	Taylorsville, UT 84129	
Mailing address:	PO Box 144501	
City, state, zip:	Salt Lake City, UT 84114-4501	
Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-965-4018	kgibb@utah.gov
Tara Zamora	801-964-4483	tarazamora@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Uninsured Motorist Identification Database

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

This rule is authorized under Section 41-12a-803, which states that the Department of Public Safety shall make rules and develop procedures in cooperation with the Motor Vehicle Division to use the Uninsured Motorist Identification Database for the purpose of administering and enforcing Title 41, Chapter 12a, Part 8.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

The Division has not received any written comments regarding this rule since the last five-year review of this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

This rule is required under Section 41-12a-803 and is necessary to identify individuals authorized to obtain information from Uninsured Motorist Identification Database, and the process by which information is obtained from the database. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Chris Caras, Division Director	Date:	03/03/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R708-36	Filing No. 51888
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Agency Information

1. Department:	Public Safety	
Agency:	Driver License	
Room no.:	3rd Floor	
Building:	Calvin Rampton Complex	
Street address:	4501 S 2700 W	
City, state, zip:	Taylorsville, UT 84129	
Mailing address:	PO Box 144501	
City, state, zip:	Salt Lake City, UT 84114-4501	
Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-965-4018	kgibb@utah.gov

Tara Zamora	801-964-4483	tarazamora@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Disclosure of Personal Identifying Information in MVRs
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is authorized under Section 53-3-109, which states that the Driver License Division may make rules to designate what information shall be included on a motor vehicle record (MVR), the format of the MVR, signature requirements to obtain an MVR, and the procedures necessary to obtain an MVR.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
The Division has not received any written comments regarding this rule during and since the last five-year review of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
This rule is authorized under Section 53-3-109, and is necessary to outline the data that can be displayed on an MVR in accordance with the Driver Privacy Protection Act. Additionally, this rule outlines the necessary procedures for authorized individuals to request an MVR and the procedures to disclose an MVR to authorized individuals upon request. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Chris Caras, Division Director	Date:	03/03/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R708-37	Filing No. 51880

Agency Information

1. Department:	Public Safety
Agency:	Driver License
Room no.:	3rd Floor
Building:	Calvin Rampton Complex

Street address:	4501 S 2700 W	
City, state, zip:	Taylorsville, UT 84129	
Mailing address:	PO Box 144501	
City, state, zip:	Salt Lake City, UT 84114-4501	
Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-965-4018	kgibb@utah.gov
Tara Zamora	801-964-4483	tarazamora@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Certification of Licensed Instructors of Commercial Driver Training Schools or Testing Only Schools to Administer Driving Skills Test
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is authorized under Section 53-3-510, which states that the Driver License Division shall make rules that establish standards and procedures to certify licensed instructors of driver training courses to administer skills tests authorized under Section 53-3-510 for a class D operator's license.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
The Division has not received any written comments regarding this rule since the last five-year review of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
This rule is required under Section 53-3-510 and is necessary to outline the requirements to license and certify commercial driver education instructors to provide driving skills tests for a class D operator's license on behalf of the division. The driving skills tests provided by certified testers meet the same minimum standards required to obtain a class D operator's license under Title 53, Chapter 3. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Chris Caras, Division Director	Date:	03/03/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R708-40	Filing No. 51886

Agency Information

1. Department:	Public Safety	
Agency:	Driver License	
Room no.:	3rd Floor	
Building:	Calvin Rampton Complex	
Street address:	4501 S 2700 W	
City, state, zip:	Taylorsville, UT 84129	
Mailing address:	PO Box 144501	
City, state, zip:	Salt Lake City, UT 84114-4501	
Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-965-4018	kgibb@utah.gov
Tara Zamora	801-964-4483	tarazamora@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Driving Simulators
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is authorized under Section 53-3-505, which states that the Department of Public Safety shall make rules to establish minimum standards for driving simulation devices that are fully interactive under Subsection 53-3-505.5(2)(b), and driving simulation devices that are not fully interactive under Subsection 53-3-505.5(2)(c).
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
The Division has not received any written comments regarding this rule during and since the last five-year review of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
This rule is required under Section 53-3-505 and outlines the minimum standards for driving simulators used in connection with driver education courses to apply towards

the behind the wheel training requirements for completion of the course. The rule outlines the different types of simulators and visual and physical details that simulators must include in order to provide driver education students with simulated driving experience. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Chris Caras, Division Director	Date:	03/03/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R708-41	Filing No. 51887

Agency Information

1. Department:	Public Safety	
Agency:	Driver License	
Room no.:	3rd Floor	
Building:	Calvin Rampton Complex	
Street address:	4501 S 2700 W	
City, state, zip:	Taylorsville, UT 84129	
Mailing address:	PO Box 144501	
City, state, zip:	Salt Lake City, UT 84114-4501	
Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-965-4018	kgibb@utah.gov
Tara Zamora	801-964-4483	tarazamora@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Requirements of Acceptable Documentation, storage and Maintenance
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is authorized under Section 53-3-104, which states the Driver License Division shall make rules to identify acceptable documentation of an applicant's identity, Social Security number, Utah resident status, Utah residence address,

proof of legal presence, proof of citizenship in the United States, honorable or general discharge from the United States military, and other proof or documentation required under Title 53, Chapter 3.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

The Division has not received any written comments regarding this rule during and since the last five-year review of this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

This rule is required under Section 53-3-104 and is necessary to identify acceptable documentation of an applicant's identity, Social Security number, Utah resident status, Utah residence address, proof of legal presence, proof of citizenship in the United States, honorable or general discharge from the United States military, and other proof or documentation required in order to apply for a driver license or identification card. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Chris Caras, Division Director	Date:	03/03/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R746-312	Filing No. 51955

Agency Information

1. Department:	Public Service Commission	
Agency:	Administration	
Building:	Heber M. Wells Building	
Street address:	160 E 300 S, 4th Floor	
City, state, zip:	Salt Lake City, Utah 84111	
Mailing address:	PO Box 4558	
City, state, zip:	Salt Lake City, UT 84114-4558	
Contact person(s):		
Name:	Phone:	Email:
Michael Hammer	801-530-6729	michaelhammer@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Electrical Interconnection
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
The Electrical Interconnection rule has been enacted to ensure a safe and transparent process for connecting electrical generating facilities to an electrical grid. This rule is enacted under the provisions of Sections 54-3-2, 54-4-7, 54-4-14, 54-12-2, and 54-15-106.
Section 54-3-2 enables the Public Service Commission (PSC) to modify its regulations with respect to matters addressed in Title 54. Section 54-4-7 enables the PSC to determine just, reasonable, safe, proper, adequate or sufficient rules, regulations, practices, equipment, appliances, facilities, service, or methods to be observed. Section 54-4-14 enables the PSC to, among other things, require a public utility to construct, maintain, and operate its line, plant, system, and equipment in a manner that promotes and safeguards the health and safety of its employees, customers, and the public. Section 54-12-2 states the commission "shall either establish a procedure under which qualifying power producers offer competitive bids for the sale of power to purchasing utilities or devise an alternative method which considers the purchasing utility's avoided costs." The Electrical Interconnection rule is important to ensure these power producers connect to the grid safely. Section 54-15-106 (Subsection of Net Metering Statute) states the "governing authority may by rule adopt additional reasonable safety, power quality, and interconnection requirements." In recent years, interconnections under the Net Metering Statute have increased dramatically and the Electrical Interconnection Rules ensure these facilities are safely interconnected. In general, the Electrical Interconnection Rules are required to ensure: 1) new generating facilities are evaluated consistently and properly prior to connection to the grid; 2) the safety and power quality requirements of the electric grid are met; 3) transparency of interconnection requirements; and 4) fulfill statutory requirements.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
The Division of Public Utilities (DPU) commented on the specific reporting requirements in the Electrical Interconnection rule (Section R746-312-16) stating that all electrical utilities should be subject to the reporting requirements listed in this rule. DPU added "[w]ith the increase in renewable energy resources and the corresponding increase in net metering customers, reporting from the utilities will become increasingly important" and will enable the PSC and DPU to review and evaluate the impact of these renewable energy resources.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

Interconnection at all levels defined in the Electrical Interconnection rule (i.e., Levels 1, 2, and 3) continues to occur in Utah and the overall number of interconnections, particularly Level 1, have increased significantly in recent years. This rule provides the guidelines/requirements needed to manage the interconnection process transparently and to ensure electrical interconnections are safe. The electrical interconnection reporting requirements provide information on the number, type, and location of interconnections to the PSC and other interested parties for their review and evaluation. This information has been used in several proceedings at the PSC related to evaluating net metering. Therefore, this rule should be continued.

No comments in opposition to the Electrical Interconnection rule have been filed.

Agency Authorization Information

Agency head or designee, and title:	Thad LeVar, Chair	Date:	03/16/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R895-1	Filing No.	52077
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Agency Information

1. Department:	Technology Services	
Agency:	Administration	
Room no.:	6000	
Street address:	450 N State Street	
City, state, zip:	Salt Lake City, UT 84114	
Mailing address:	1 State Office Building, 6th Floor	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Stephanie Weteling	801-538-3284	stephanie@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Access to Records

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

Under authority of Sections 63G-2-204 and 63A-12-104, and Title 63G, Chapter 3, this rule provides procedures for access and denial of access to government records.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

No comments were received during and since the last five-year review of this rule from interested persons supporting or opposing this rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

The rule provides specific procedures for access and denial of access to government records, which is needed in order to define department and non-department records. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Michael Hussey, Executive Director and CIO	Date:	03/16/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R895-14	Filing No.	52091
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Agency Information

1. Department:	Technology Services	
Agency:	Administration	
Room no.:	6000	
Street address:	450 N State Street, 6th Floor	
City, state, zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Stephanie Weteling	801-538-3284	stephanie@utah.gov

Please address questions regarding information on this notice to the agency.

General Information

2. Rule catchline:
Access to Information Technology for Users with Disabilities

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

Section 63F-1-210 requires the Department of Technology Services to establish a rule for minimum standards for accessibility of executive branch agency information technology by an individual with a disability.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

No comments were received during and since the last five-year review of this rule from interested persons supporting or opposing the rule.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

Section 63F-1-210 requires this rule to continue, and it is imperative that all executive branch state agencies follow the same guidelines when providing technology to individuals with a disability. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Michael Hussey, Executive Director and CIO	Date:	03/03/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R994-204	Filing No. 52227

Agency Information

1. Department:	Workforce Services	
Agency:	Unemployment Insurance	
Building:	Olene Walker Building	
Street address:	140 East 300 South	
City, state, zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 45244	
City, state, zip:	Salt Lake City, UT 84145-0244	
Contact person(s):		
Name:	Phone:	Email:
Amanda B. McPeck	801-517-4709	ampeck@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:

Covered Employment

3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

The Department of Workforce Services (Department) has authority under Subsections 35A-1-104(1) and (4) and 35A-4-502(1)(b) to adopt rules and establish eligibility standards. Section 35A-4-204 defines employment in broad terms. This rule is needed to specify what standards are used for determining the employment status of specific types of workers. This rule draws from case law, Utah statutory law, and federal regulations to establish standards the Department follows in making those determinations.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

No comments have been received in the last five years.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

This rule is necessary to explain to employers and claimants which types of employment are covered by and may be eligible for unemployment insurance benefits. It also provides rules for determining when an individual is an independent contractor and when an employer can seek safe haven. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Jon Pierpont, Executive Director	Date:	03/09/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R994-205	Filing No. 52223

Agency Information

1. Department:	Workforce Services	
Agency:	Unemployment Insurance	
Building:	Olene Walker Building	
Street address:	140 East 300 South	
City, state, zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 45244	
City, state, zip:	Salt Lake City, UT 84145-0244	

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Contact person(s):		
Name:	Phone:	Email:
Amanda B. McPeck	801-517-4709	ampeck@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Exempt Employment
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
The Department of Workforce Services has authority under Subsections 35A-1-104(1) and (4) and 35A-4-502(1)(b) to adopt rules and establish eligibility standards. Section 35A-4-205 lists types of work that are exempt under the Employment Security Act. This rule is necessary to describe how to determine if an employee is exempt.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received in the last five years.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
This rule is necessary to provide guidance to employers and claimants in determining when certain types of employment are exempt such as agricultural workers, outside sales, real estate agents, and family members. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Jon Pierpont, Executive Director	Date:	03/09/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R994-206	Filing No. 52224

Agency Information

1. Department:	Workforce Services
Agency:	Unemployment Insurance
Building:	Olene Walker Building
Street address:	140 East 300 South
City, state, zip:	Salt Lake City, UT 84111

Mailing address:	PO Box 45244	
City, state, zip:	Salt Lake City, UT 84145-0244	
Contact person(s):		
Name:	Phone:	Email:
Amanda B. McPeck	801-517-4709	ampeck@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Agricultural Labor
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
The Department of Workforce Services has authority under Subsections 35A-1-104(1) and (4) and 35A-4-502(1)(b) to adopt rules and establish eligibility standards. Section 35A-4-206 defines when agricultural labor is covered labor under the Employment Security Act. This rule is necessary to define terms used in Section 35A-4-206.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received in the last five years.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
This rule is necessary to explain to employers and claimants when unemployment insurance benefits may be paid to agricultural workers. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Jon Pierpont, Executive Director	Date:	03/09/2020
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R994-304	Filing No. 52242

Agency Information

1. Department:	Workforce Services
Agency:	Unemployment Insurance
Building:	Olene Walker Building

Street address:	140 East 300 South	
City, state, zip:	Salt Lake City, UT	
Mailing address:	PO Box 45244	
City, state, zip:	Salt Lake City, UT 84145-0244	
Contact person(s):		
Name:	Phone:	Email:
Amanda B. McPeck	801-517-4709	ampeck@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
Special Provisions Regarding Transfers of Unemployment Experience and Assigning Rates
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
The Department of Workforce Services has authority under Subsections 35A-1-104(1) and (4) and 35A-4-502(1)(b) to adopt rules and establish eligibility standards. Section 35A-4-304 seeks to enforce federal regulations requiring successor employers pay the rates that applied

to the predecessor employer. This rule is necessary to define terms used in Section 35A-4-304.

4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

No comments have been received in the last five years.

5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

When an employer sells or transfers its business to a different entity, especially when the transfer is made to avoid higher unemployment insurance rates, the rate of the old business is transferred to the new entity. This rule is necessary to explain when the rates will be charged to the new employer so as to avoid State Unemployment Tax Act (SUTA) "dumping" which is a scheme to avoid higher experience ratings. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Jon Pierpont, Executive Director	Date:	03/09/2020
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End of the Five-Year Notices of Review and Statements of Continuation Section

NOTICES OF RULE EFFECTIVE DATES

State law provides for agencies to make their administrative rules effective and enforceable after publication in the *Utah State Bulletin*. In the case of **PROPOSED RULES** or **CHANGES IN PROPOSED RULES** with a designated comment period, the law permits an agency to make a rule effective no fewer than seven calendar days after the close of the public comment period, nor more than 120 days after the publication date. In the case of **CHANGES IN PROPOSED RULES** with no designated comment period, the law permits an agency to make a rule effective on any date including or after the thirtieth day after the rule's publication date, but not more than 120 days after the publication date. If an agency fails to file a **NOTICE OF EFFECTIVE DATE** within 120 days from the publication of a **PROPOSED RULE** or a related **CHANGE IN PROPOSED RULE** the rule lapses.

Agencies have notified the Office of Administrative Rules that the rules listed below have been made effective.

NOTICES OF EFFECTIVE DATE are governed by Subsection 63G-3-301(12), Section 63G-3-303, and Sections R15-4-5a and R15-4-5b.

Administrative Services

Finance

No. 52480 (Amendment): R25-7. Travel-Related Reimbursements for State Employees
Published: 02/01/2020
Effective: 03/10/2020

No. 52503 (New Rule): R25-21. Medical Cannabis Payment Provider Standard
Published: 02/01/2020
Effective: 03/10/2020

Agriculture and Food

Plant Industry

No. 52613 (Emergency): R68-26. Industrial Hemp Product Registration and Labeling
Published: 04/01/2020
Effective: 03/16/2020

No. 52605 (Emergency): R68-27. Cannabis Cultivation
Published: 04/01/2020
Effective: 03/11/2020

Commerce

Occupational and Professional Licensing

No. 52481 (Amendment): R156-11a. Cosmetology and Associated Professions Licensing Act Rule
Published: 02/15/2020
Effective: 03/24/2020

No. 52505 (Amendment): R156-69. Dentist and Dental Hygienist Practice Act Rule
Published: 02/01/2020
Effective: 03/10/2020

Education

Administration

No. 52493 (Amendment): R277-100. Definitions for Utah State Board of Education (Board) Rules
Published: 02/01/2020
Effective: 03/12/2020

No. 52494 (Amendment): R277-114. Corrective Action and Withdrawal or Reduction of Program Funds
Published: 02/01/2020
Effective: 03/12/2020

No. 52495 (New Rule): R277-309. Appropriate Licensing and Assignment of Teachers
Published: 02/01/2020
Effective: 03/12/2020

No. 52502 (Amendment): R277-419. Pupil Accounting
Published: 02/01/2020
Effective: 03/12/2020

No. 52496 (Amendment): R277-445. Classifying Small Schools as Necessarily Existent
Published: 02/01/2020
Effective: 03/12/2020

No. 52497 (Amendment): R277-601. Standards for Utah School Buses and Operations
Published: 02/01/2020
Effective: 03/12/2020

No. 52498 (Amendment): R277-726. Statewide Online Education Program
Published: 02/01/2020
Effective: 03/12/2020

No. 52499 (New Rule): R277-929. State Council on Military Children.
Published: 02/01/2020
Effective: 03/12/2020

NOTICES OF RULE EFFECTIVE DATES

Environmental Quality

Air Quality

No. 52414 (Amendment): R307-110. General Requirements: State Implementation Plan
Published: 01/01/2020
Effective: 03/05/2020

No. 52415 (Amendment): R307-110. General Requirements: State Implementation Plan
Published: 01/01/2020
Effective: 03/05/2020

No. 52316 (Amendment): R307-401. Permit: New and Modified Sources
Published: 12/15/2019
Effective: 03/05/2020

Governor

Economic Development

No. 52343 (New Rule): R357-16b. Utah Children's Outdoor Recreation and Education Grant Program Rule
Published: 02/01/2020
Effective: 03/11/2020

Health

Health Care Financing, Coverage and Reimbursement Policy

No. 52389 (Amendment): R414-49. Dental, Oral and Maxillofacial Surgeons and Orthodontia
Published: 12/15/2019
Effective: 03/01/2020

Family Health and Preparedness, Licensing

No. 52375 (Amendment): R432-35. Background Screening -- Health Facilities
Published: 12/15/2019
Effective: 03/01/2020

Insurance

Administration

No. 52500 (Amendment): R590-102. Insurance Department Fee Payment Rule
Published: 02/01/2020
Effective: 03/10/2020

No. 52490 (Amendment): R590-160. Adjudicative Proceedings
Published: 02/01/2020
Effective: 03/10/2020

No. 52489 (New Rule): R590-284. Corporate Governance Annual Disclosure Rule
Published: 02/01/2020
Effective: 03/10/2020

Natural Resources

Wildlife Resources

No. 52522 (Amendment): R657-10. Taking Cougar
Published: 02/15/2020
Effective: 03/24/2020

No. 52523 (Amendment): R657-33. Taking Bear
Published: 02/15/2020
Effective: 03/24/2020

Transportation

Operations, Construction

No. 52484 (New Rule): R916-5. R916-5. Health Reform -- Health Insurance Coverage in State Contracts -- Implementation.
Published: 02/01/2020
Effective: 03/10/2020

End of the Notices of Rule Effective Dates Section