

# UTAH STATE DIGEST

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT  
Filed July 02, 2021, 12:00 a.m. through July 15, 2021, 11:59 p.m.

Number 2021-15  
August 01, 2021

Sunnie Burningham, Managing Editor

The *Utah State Digest (Digest)* is an official noticing publication of the executive branch of Utah state government. The Office of Administrative Rules, part of the Department of Government Operations, produces the *Digest* under authority of Section 63G-3-402.

The Portable Document Format (PDF) version of the *Digest* is the official version. The PDF version of this issue is available at <https://rules.utah.gov/>. Any discrepancy between the PDF version and other versions will be resolved in favor of the PDF version.

Inquiries concerning the substance or applicability of an administrative rule that appears in the *Digest* should be addressed to the contact person for the rule. Questions about the *Digest* or the rulemaking process may be addressed to: Office of Administrative Rules, PO Box 141007, Salt Lake City, Utah 84114-1007, telephone 801-957-7110. Additional rulemaking information and electronic versions of all administrative rule publications are available at <https://rules.utah.gov/>.

The *Utah State Digest* summarizes the contents of the *Utah State Bulletin* of the same volume and issue number. The *Digest* is available by e-mail subscription or online. Visit <https://rules.utah.gov/> for additional information.

Office of Administrative Rules, Salt Lake City 84114

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Utah state digest.

Semimonthly.

1. Delegated legislation--Utah--Digests. I. Utah. Office of Administrative Rules.

KFU440.A73S7

348.792'025--DDC

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## NOTICES OF PROPOSED RULES

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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 July 02, 2021, 12:00 a.m., and July 15, 2021, 11:59 p.m. are included in this, the August 01, 2021, 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 August 31, 2021. 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 November 29, 2021, 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 Digest*. 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.

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**The Proposed Rules Begin on the Following Page**

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R35-1	Filing ID 53712

**Agency Information**

<b>1. Department:</b>	Government Operations	
<b>Agency:</b>	Records Committee	
<b>Building:</b>	State Archives	
<b>Street address:</b>	346 S Rio Grande St	
<b>City, state and zip:</b>	Salt Lake City, UT 84101	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Kendra Yates	801-531-3856	kendrayates@utah.gov
Rebekkah Shaw	801-531-3851	rshaw@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R35-1. State Records Committee Appeal Hearing Procedures
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
These amendments are intended to facilitate the handling of electronic records provided for in camera review, and to narrow the focus of presentations to issues within the committee's purview.
<b>4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):</b>
The amendment to Subsection R35-1-2(5)(b) provides the option of destroying records provided to the Committee for in camera review, which is often preferable to returning the records when the records are in an electronic format. The amendment to Subsection R35-1-2(2) specifies parameters for the topics discussed in presentations.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
This amendment has no fiscal impact on state budget because it is only administrative in nature.

<b>B) Local governments:</b>			
This amendment has no fiscal impact on local governments because it is only administrative and internal in nature.			
<b>C) Small businesses ("small business" means a business employing 1-49 persons):</b>			
This amendment has no fiscal impact on small businesses because it is only administrative and internal in nature.			
<b>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</b>			
This amendment has no fiscal impact on non-small businesses because it is only administrative and internal in nature.			
<b>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>):</b>			
This amendment has no fiscal impact on persons because it is only administrative in nature.			
<b>F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):</b>			
There is no cost for complying with these changes because they are only administrative in nature.			
<b>G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):</b>			
This change will not have a fiscal impact on businesses, as it is only administrative in nature and clarifies processes around hearings and utilizing staff as they are in their current roles. Jenny Rees, Executive Director			
<b>6. A) 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.)</b>			
<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>B) Department head approval of regulatory impact analysis:</b>			
The Executive Director of the Department of Government Operations, Jenney Rees, has reviewed and approved this fiscal analysis.			

**Citation Information**

<b>7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:</b>		
Subsection		
63G-2-502(2)(a)		

**Public Notice Information**

<b>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. See Section 63G-3-302 and Rule R15-1 for more information.)</b>	
<b>A) Comments will be accepted until:</b>	8/31/2021
<b>10. This rule change MAY become effective on:</b>	09/07/2021
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.	

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Kenneth Williams, Director	<b>Date:</b>	06/10/2021
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**NOTICE OF PROPOSED RULE**

<b>TYPE OF RULE:</b> Amendment			
<b>Utah Admin. Code Ref (R no.):</b>	<b>R58-1</b>	<b>Filing ID</b>	<b>53678</b>

**Agency Information**

<b>1. Department:</b>	Agriculture and Food	
<b>Agency:</b>	Animal Industry	
<b>Street address:</b>	350 N Redwood Road	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146500	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6500	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Amber Brown	801-982-2204	ambermbrown@utah.gov
Leann Hunting	801-982-2242	leannhunting@utah.gov
Kelly Pehrson	801-982-2202	kwpehrson@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R58-1. Admission, Identification, and Inspection of Livestock, Poultry, and other Animals
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
Changes are needed to clarify and expand the requirements for captive Cervidae entering Utah. Additional changes have been made to make the rule text more consistent with the requirements of the Utah Rulewriting Manual.
<b>4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):</b>
Changes are made to clarify the requirements for captive Cervidae entering Utah, as well as specify requirements

for captive caribou entering Utah and captive Canadian Cervidae entering Utah. Nonsubstantive changes, including capitalization, grammar, and punctuation are also made to make this rule more consistent with the Utah Rulewriting Manual.

**Fiscal Information**

**5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:**

**A) State budget:**

These changes merely clarify existing requirements and practices of the Department of Agriculture and Food (Department), rather than add or remove requirements. No fiscal impact to the state budget is anticipated.

**B) Local governments:**

The changes should not impact local governments because they do not import or own Cervidae in Utah.

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

There should be no fiscal impact to small businesses because the requirements for bringing animals into Utah are being clarified and have not changed.

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

There should be no fiscal impact to non-small businesses because the requirements for bringing animals into Utah are being clarified and have not changed.

**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 should be no fiscal impact to other persons because the requirements for bringing animals into Utah are being clarified and have not changed.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

Compliance costs will not be impacted because the fees and requirements imposed by the department will not change.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

This rule will not have a fiscal impact on business. Craig W. Buttars, Commissioner

**6. A) 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	FY2022	FY2023	FY2024
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**B) Department head approval of regulatory impact analysis:**

The Commissioner of the Department of Agriculture and Food, Craig W. Buttars, has reviewed and approved this fiscal analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 4-2-103	Title 4, Chapter 31	
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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. See Section 63G-3-302 and Rule R15-1 for more information.)

**A) Comments will be accepted until:** 08/31/2021

**10. This rule change MAY become effective on:** 09/07/2021

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Craig W. Buttars, Commissioner	<b>Date:</b>	07/07/2021
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NOTICE OF PROPOSED RULE		
<b>TYPE OF RULE:</b> Amendment		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R68-26</b>	<b>Filing ID</b> <b>53708</b>

**Agency Information**

<b>1. Department:</b>	Agriculture and Food	
<b>Agency:</b>	Plant Industry	
<b>Street address:</b>	350 N Redwood Road	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146500	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6500	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Amber Brown	801-982-2204	ambermbrown@utah.gov
Cody James	801-982-2376	codyjames@utah.gov
Kelly Pehrson	801-982-2202	kwpehrson@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R68-26. Industrial Hemp Product Registration and Labeling
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
Changes are needed to clarify the definition of THC, consistent with other rule changes that have been filed. Changes are also needed to add the requirement that industrial hemp products show testing for mycotoxins on a certificate of analysis. This will protect the safety of consumers that use industrial hemp products.
<b>4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):</b>
This filing adds other THC analogs defined in the Utah Controlled Substances Act to the definition of THC. This will allow the Department of Agriculture and Food (Department) to limit the concentration of all THC analogs in industrial hemp products to 0.3% or less. The changes also add a requirement that a certificate of analysis for an industrial hemp product include mycotoxin test results.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
These changes should not pose a significant cost or savings to the state budget because the rule changes do not bring in additional fees or pose additional administrative burden on the Department.
<b>B) Local governments:</b>
There should be no cost or savings to local governments because they do not register or regulate industrial hemp products in Utah.
<b>C) Small businesses ("small business" means a business employing 1-49 persons):</b>
There should not be significant additional costs or savings to small businesses because industrial hemp manufacturers are not currently registering products with THC analogs outside of Delta-9-THC. Additionally, most industrial hemp laboratories test for mycotoxins already and include the results on a certificate of analysis.
<b>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</b>
There should not be significant additional costs or savings to non-small businesses because industrial hemp manufacturers are not currently registering products with THC analogs outside of Delta-9-THC. Additionally, most

NOTICES OF PROPOSED RULE

industrial hemp laboratories test for mycotoxins already and include the results on a certificate of analysis.

**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 should not be significant additional costs or savings to other persons because industrial hemp manufacturers are not currently registering products with THC analogs outside of Delta-9-THC. Additionally, most industrial hemp laboratories test for mycotoxins already and include the results on a certificate of analysis.

**F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):**

Compliance costs for affected persons should not change because this rule clarifies rather than expands existing requirements and limitations for industrial hemp products.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

This rule change will not have a fiscal impact on businesses. Craig W. Buttars, Commissioner

**6. A) 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	FY2022	FY2023	FY2024
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**B) Department head approval of regulatory impact analysis:**

The Commissioner of the Department of Agriculture and Food, Craig W. Buttars, has reviewed and approved the regulatory impact analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 4-41-103	Section 4-41-403	
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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. See Section 63G-3-302 and Rule R15-1 for more information.)

**A) Comments will be accepted until:** 08/31/2021

**10. This rule change MAY become effective on:** 09/07/2021

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

**Agency head or designee, and title:** Craig W. Buttars, Commissioner **Date:** 07/09/2021

**NOTICE OF PROPOSED RULE**

<b>TYPE OF RULE:</b> New		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R68-37</b>	<b>Filing ID</b> <b>53704</b>

**Agency Information**

<b>1. Department:</b>	Agriculture and Food
<b>Agency:</b>	Plant Industry
<b>Street address:</b>	350 N Redwood Road

<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146500	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6500	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Amber Brown	801-982-2204	ambermbrown@utah.gov
Cody James	801-982-2376	codyjames@utah.gov
Kelly Pehrson	801-982-2202	kwpehrson@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R68-37. Industrial Hemp Cannabinoid Product Testing
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
This new rule is needed to allow the Department of Agriculture and Food (Department) to set testing standards that ensure that industrial hemp cannabinoid products sold in Utah are safe for the public to use. Current guidance set in rule insufficiently addresses the testing of cannabinoid products.
<b>4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):</b>
This rule sets testing requirements for cannabinoid products that are similar to the requirements for medical cannabis products in Utah, including detailing required tests and adulterant standards.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
There should be no fiscal impact to the state under this rule because it is merely clarifying specific testing requirements for cannabinoid products. Registered cannabinoid products in Utah currently meet the testing requirements of this rule based on the guidance of the Utah Medical Cannabis Program.

<b>B) Local governments:</b>			
There should be no fiscal impact to local governments because they do not regulate or sell industrial hemp cannabinoid products.			
<b>C) Small businesses ("small business" means a business employing 1-49 persons):</b>			
There should be no fiscal impact to small businesses because the cost required to get cannabinoid products tested and registered is not changing.			
<b>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</b>			
There should be no fiscal impact to non-small businesses because the cost required to get cannabinoid products tested and registered is not changing.			
<b>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):</b>			
There should be no fiscal impact to other persons because the cost required to get cannabinoid products tested and registered is not changing.			
<b>F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):</b>			
Compliance costs for affected persons should not change because the testing required by the Department and cost of registration will remain the same under this new rule.			
<b>G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):</b>			
This rule will not have a fiscal impact on business in Utah. Craig W. Butters, Commissioner			
<b>6. A) 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.)</b>			
<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0

NOTICES OF PROPOSED RULE

Other Persons	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>B) Department head approval of regulatory impact analysis:</b>			
The Commissioner of the Utah Department of Agriculture and Food, Craig W. Butters, has reviewed and approved the regulatory impact analysis.			

**Citation Information**

<b>7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:</b>
Section 4-41-204

**Public Notice Information**

<b>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. See Section 63G-3-302 and Rule R15-1 for more information.)</b>
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<b>A) Comments will be accepted until:</b>	08/31/2021
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<b>10. This rule change MAY become effective on:</b>	09/07/2021
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Craig W. Butters, Commissioner	<b>Date:</b>	07/09/2021
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**NOTICE OF PROPOSED RULE**

<b>TYPE OF RULE:</b> Amendment		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R70-550</b>	<b>Filing ID</b> <b>53656</b>

**Agency Information**

<b>1. Department:</b>	Agriculture and Food	
<b>Agency:</b>	Regulatory Services	
<b>Street address:</b>	350 N Redwood Road	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 1465000	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6500	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Amber Brown	801-982-2204	ambermbrown@utah.gov
Travis Waller	801-982-2250	twaller@utah.gov
Kelly Pehrson	801-982-2202	kwpehrson@utah.gov

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

**General Information**

<b>2. Rule or section catchline:</b>
R70-550. Utah Inland Shellfish Safety Program

**3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):**

Changes are needed to update a statutory reference due to renumbering of the Utah Code and update the incorporation in the rule to the most recent version.

**4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):**

The statutory reference in Section R70-550-1 is changed to Section 4-15-104 and the incorporation by reference in Section R70-550-2 is changed to the 2019 version of the National Shellfish Safety Program Guide for the Control of Molluscan Shellfish.

**Fiscal Information**

**5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:**

**A) State budget:**

The changes just update references in this rule and would not result in any cost or savings to the state budget because the updates do not require program changes.

**B) Local governments:**

There will be no cost or savings to local governments because they do not sell or regulate the sale of molluscan shellfish in Utah.

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

The changes just update references in this rule and would not result in any cost or savings to small businesses because the updates do not require program or fee changes.

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

The changes just update references in this rule and would not result in any cost or savings to non-small businesses because the updates do not require program or fee changes.

**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**):

The changes just update references in this rule and would not result in any cost or savings to other persons because the updates do not require program or fee changes.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

Compliance costs for affected persons will not be impacted by these changes because the operation of the program will remain the same.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

This rule change will have no fiscal impact on businesses. Craig W. Butters, Commissioner

**6. A) 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	FY2022	FY2023	FY2024
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**B) Department head approval of regulatory impact analysis:**

The Commissioner of the Department of Agriculture and Food, Craig W. Butters, has reviewed and approves the regulatory impact analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 4-5-104

**Incorporations by Reference Information**

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

	First Incorporation
<b>Official Title of Materials Incorporated (from title page)</b>	National Shellfish Sanitation Program Guide for the Control of Molluscan Shellfish
<b>Publisher</b>	United States Food and Drug Administration, Public Health Service

NOTICES OF PROPOSED RULE

<b>Date Issued</b>	2019
<b>Issue, or version</b>	2019 Version

**Public Notice Information**

<b>9. The public may submit written or oral comments to the agency identified in box 1.</b> (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)	
<b>A) Comments will be accepted until:</b>	08/31/2021

<b>10. This rule change MAY become effective on:</b>	09/07/2021
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.	

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Craig W. Buttars, Commissioner	<b>Date:</b>	07/06/2021
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NOTICE OF PROPOSED RULE		
<b>TYPE OF RULE:</b> Repeal and Reenact		
<b>Utah Admin. Code Ref (R no.):</b>	R357-11	<b>Filing ID</b> 53741

**Agency Information**

<b>1. Department:</b>	Governor	
<b>Agency:</b>	Economic Development	
<b>Building:</b>	World Trade Center	
<b>Street address:</b>	60 E South Temple	
<b>City, state and zip:</b>	Salt Lake City, UT 84111	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Dane Ishihara	801-538-8864	dishihara@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R357-11. Technology Commercialization and Innovation Program (TCIP)
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
The purpose of this rule is to repeal the technology commercialization and innovation program rule and pivot the program to the Utah technology innovation funding pilot.
<b>4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):</b>
This rule will codify definitions, authority, awards amounts, contract requirements, contract modification process, and funding distribution for the Utah technology innovation funding pilot.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
There is no new aggregate anticipated cost or savings to the state budget. This rule is merely establishing the process to receive program awards.
<b>B) Local governments:</b>
There is no new aggregate anticipated cost or savings to local governments because local governments are not required to comply with or enforce this rule.
<b>C) Small businesses ("small business" means a business employing 1-49 persons):</b>
There is no new aggregate anticipated cost or savings to small businesses because this proposed rule does not create new obligations for small businesses, nor does it increase the costs associated with any existing obligation.
<b>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</b>
There is no new aggregate anticipated cost or savings to non-small businesses because this proposed rule does not create new obligations for non-small businesses, nor does it increase the costs associated with any existing obligation.

**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 new aggregate anticipated cost or savings to persons other than small businesses, businesses, or local government entities because this proposed rule does not create new obligations for persons other than small businesses, businesses, or local government entities, nor does it increase the costs associated with any existing obligation.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

There are no new compliance costs for affected persons because participation is optional.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

The purpose of this rule filing is to establish the standards and review process for participation in the program. This rule will have no negative impact on businesses. Dan Hemmert, Executive Director

**6. A) 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.)

<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**B) Department head approval of regulatory impact analysis:**

The Executive Director of the Governor's Office of Economic Opportunity, Dan Hemmert, has reviewed and approved this fiscal analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 63N-3-204	Subsection 63G-3-201(2)(d)	
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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. See Section 63G-3-302 and Rule R15-1 for more information.)

**A) Comments will be accepted until:** 08/31/2021

**10. This rule change MAY become effective on:** 09/07/2021

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Dan Hemmert, Executive Director	<b>Date:</b>	07/14/2021
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**NOTICE OF PROPOSED RULE**

<b>TYPE OF RULE:</b>	New		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R539-11</b>	<b>Filing ID</b>	<b>53734</b>

**Agency Information**

<b>1. Department:</b>	Human Services
<b>Agency:</b>	Services for People with Disabilities

<b>Building:</b>	MASOB	
<b>Street address:</b>	195 N 1950 W	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	195 N 1950 W	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Kelly Thomson	435-669-4855	kthomson@utah.gov
Jonah Shaw	801-538-4219	jshaw@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R539-11. Intermediate Care Facility Advisory Committee
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
Staci Christensen and the entered into a settlement agreement in 2019. The Christensen v. Miner Settlement Agreement requires that the Intermediate Care Facility Advisory Committee (Committee) be established by law. The Committee will develop and recommend policy and practice that further reduces the intermediate care facility population.
<b>4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):</b>
This rule codifies Committee membership, duties, and reporting requirements.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
No anticipated costs or savings to the state budget. Committee participation will be incorporated into the state employee's job duties. Community participation is voluntary and unpaid.
<b>B) Local governments:</b>
No anticipated costs or savings to local governments. Local level employees are not required to participate.

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

No anticipated costs or savings to small businesses. Participation by service providers is voluntary and can be incorporated into the employee's duties.

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

No anticipated costs or savings to non-small businesses. Participation by service providers is voluntary and can be incorporated into the employee's duties.

**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**):

No anticipated costs or savings to persons other than small businesses, non-small businesses, state, or local government entities. Participation by members of the public is voluntary. Participation does not require purchase of materials.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

No anticipated compliance costs for affected persons. The Committee does not contain a compliance component. Committee recommendations may affect services offered through Medicaid.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

After conducting a thorough analysis, it was determined that this proposed new rule will not result in a fiscal impact to businesses. Tracy Gruber, Executive Director

**6. A) 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.)

<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
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

<b>Total Fiscal Cost</b>	\$0	\$0	\$0
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	\$0	\$0	\$0
<b>Net Fiscal Benefits</b>	\$0	\$0	\$0
<b>B) Department head approval of regulatory impact analysis:</b>			
The Executive Director of the Department of Human Services, Tracy Gruber, reviewed and approved this fiscal analysis.			

**Citation Information**

<b>7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:</b>		
Subsection 62A-5-103(2)(b)	Subsection 62A-5-103(2)(r)	Subsection 62A-5-103(2)(n)

**Public Notice Information**

<b>9. The public may submit written or oral comments to the agency identified in box 1.</b> (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)	
<b>A) Comments will be accepted until:</b>	08/31/2021

<b>10. This rule change MAY become effective on:</b>	09/07/2021
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.	

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Tracy Gruber, Executive Director	<b>Date:</b>	07/12/2021
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<b>NOTICE OF PROPOSED RULE</b>		
<b>TYPE OF RULE:</b> Amendment		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R592-7</b>	<b>Filing ID 53742</b>

**Agency Information**

<b>1. Department:</b>	Insurance	
<b>Agency:</b>	Title and Escrow Commission	
<b>Room no.:</b>	Suite 2300	
<b>Building:</b>	Taylorsville State Office Building	
<b>Street address:</b>	4315 S 2700 W	
<b>City, state and zip:</b>	Taylorsville, UT 84129	
<b>Mailing address:</b>	PO Box 146901	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6901	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Steve Gooch	801-957-9322	sgooch@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R592-7. Title Insurance Continuing Education
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
This rule is being changed in compliance with Executive Order 2021-12. During the review of this rule, the Department of Insurance (Department) discovered a number of minor issues that needed to be amended. The Title and Escrow Commission approved these changes in a July 12, 2021, meeting by a vote of 5 to 0.
<b>4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):</b>
The majority of the changes are being done to fix style issues to bring this rule text more in line with current rulewriting standards and to make the language of this rule more clear. It also updates Section R592-7-9, proposed Section R592-7-7, to use the Department's current language and removes an unlicensed person from the scope.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
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NOTICES OF PROPOSED RULE

<b>A) State budget:</b>			
There is no anticipated cost or savings to the state budget. The changes are clerical in nature and do not add, remove, or change regulations.			
<b>B) Local governments:</b>			
There is no anticipated cost or savings to local governments. This rule applies to insurance licensees and has no bearing on local governments.			
<b>C) Small businesses</b> ("small business" means a business employing 1-49 persons):			
There is no anticipated cost or savings to small businesses. The changes are clerical in nature and do not add, remove, or change regulations.			
<b>D) Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):			
There is no anticipated cost or savings to non-small businesses. The changes are clerical in nature and do not add, remove, or change regulations.			
<b>E) Persons other than small businesses, non-small businesses, state, or local government entities</b> ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <b>agency</b> ):			
There is no anticipated cost or savings to any other persons. The changes are clerical in nature and do not add, remove, or change regulations.			
<b>F) Compliance costs for affected persons</b> (How much will it cost an impacted entity to adhere to this rule or its changes?):			
There are no compliance costs for any affected persons. Any affected persons are already required to comply with the provisions of this rule, and the changes do not add, remove, or change regulations.			
<b>G) Comments by the department head on the fiscal impact this rule may have on businesses</b> (Include the name and title of the department head):			
After conducting a thorough analysis, it was determined that this proposed rule amendment will not result in a fiscal impact to businesses. Jonathan T. Pike, Commissioner			
<b>6. A) Regulatory Impact Summary Table</b> (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.)			
<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>B) Department head approval of regulatory impact analysis:</b>			
The Commissioner of the Department of Insurance, Jonathan T. Pike, has reviewed and approved this fiscal analysis.			

**Citation Information**

<b>7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:</b>		
Subsection		
31A-2-404(2)(a)		
(iii)		

**Public Notice Information**

<b>9. The public may submit written or oral comments to the agency identified in box 1.</b> (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)	
<b>A) Comments will be accepted until:</b>	08/31/2021

<b>10. This rule change MAY become effective on:</b>	09/07/2021
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the	

effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Steve Gooch, Public Information Officer	<b>Date:</b>	07/15/2021
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**NOTICE OF PROPOSED RULE**

**TYPE OF RULE:** Amendment

<b>Utah Admin. Code Ref (R no.):</b>	<b>R592-11</b>	<b>Filing ID</b>	<b>53743</b>
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**Agency Information**

<b>1. Department:</b>	Insurance		
<b>Agency:</b>	Title and Escrow Commission		
<b>Room no.:</b>	Suite 2300		
<b>Building:</b>	Taylorsville State Office Building		
<b>Street address:</b>	4315 S 2700 W		
<b>City, state and zip:</b>	Taylorsville, UT 84129		
<b>Mailing address:</b>	PO Box 146901		
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6901		
<b>Contact person(s):</b>			
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>	
Steve Gooch	801-957-9322	sgooch@utah.gov	

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

**General Information**

<b>2. Rule or section catchline:</b>
R592-11. Title Insurance Producer Annual Reports
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
This rule is being changed in compliance with Executive Order 2021-12. During the review of this rule, the Department of Insurance (Department) discovered a number of minor issues that needed to be amended. The Title and Escrow Commission approved these changes in a July 12, 2021, meeting by a vote of 5 to 0.

**4. Summary of the new rule or change** (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):

The majority of the changes are being done to fix style issues to bring this rule text more in line with current rulewriting standards and to make the language of this rule more clear. It also updates Section R592-11-6, proposed Section R592-11-5, to use the Department's current language and clarifies this rule's scope. It does not add, remove, or change any regulations or requirements.

**Fiscal Information**

**5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:**

**A) State budget:**

There is no anticipated cost or savings to the state budget. The changes are clerical in nature and do not add, remove, or change regulations.

**B) Local governments:**

There is no anticipated cost or savings to local governments. This rule applies to insurance licensees and has no bearing on local governments.

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

There is no anticipated cost or savings to small businesses. The changes are clerical in nature and do not add, remove, or change regulations.

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

There is no anticipated cost or savings to non-small businesses. The changes are clerical in nature and do not add, remove, or change regulations.

**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 anticipated cost or savings to any other persons. The changes are clerical in nature and do not add, remove, or change regulations.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

There are no compliance costs for any affected persons. Any affected persons are already required to comply with the provisions of this rule, and the changes do not add, remove, or change regulations.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

After conducting a thorough analysis, it was determined that this proposed rule amendment will not result in a fiscal impact to businesses. Jonathan T. Pike, Commissioner

**6. A) 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.)

<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**B) Department head approval of regulatory impact analysis:**

The Commissioner of the Department of Insurance, Jonathan T. Pike, has reviewed and approved this fiscal analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 31A-2-404	Section 31A-23a-406	Section 31A-23a-413
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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. See Section 63G-3-302 and Rule R15-1 for more information.)

<b>A) Comments will be accepted until:</b>	08/31/2021
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<b>10. This rule change MAY become effective on:</b>	09/07/2021
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Steve Gooch, Public Information Officer	<b>Date:</b>	07/15/2021
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**NOTICE OF PROPOSED RULE**

<b>TYPE OF RULE:</b> Amendment		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R602-1-5</b>	<b>Filing ID</b> <b>53711</b>

**Agency Information**

<b>1. Department:</b>	Labor Commission	
<b>Agency:</b>	Adjudication	
<b>Room no.:</b>	Third Floor	
<b>Building:</b>	Heber M Wells	
<b>Street address:</b>	160 E 300 S	
<b>City, state and zip:</b>	Salt Lake City, UT 84111	
<b>Mailing address:</b>	PO Box 146600-	
<b>City, state and zip:</b>	Salt Lake City UT 84114-6600	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
	-	
Aurora Holley	801-530-6865	auroraholley@utah.gov

Chris Hill	801-362-3113	chill@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R602-1-5. Official Record
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
The Division of Adjudication (Division) is eliminating the term "audio" as the recording type because the Labor Commission is switching to video hearings. The Division is eliminating any term which qualifies the type of recording performed.
<b>4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):</b>
The Division is removing the term "audio" to reflect that recordings may be made using other formats.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
This change in Section R602-1-5 will not result in an anticipated cost or savings. Previous hearings were recorded in an audio format. Current and future hearings will be recorded in a video format. The cost of recording an audio file is equivalent to the cost of recording a video file when the totality is considered. Audio recordings require additional equipment, such as expensive professional recording devices and professional microphones. The Division must purchase this audio equipment in groups of three for our three hearing rooms. Video hearings use more storage on the state servers, but do not require additional equipment to be purchased and maintained. Additional storage on the state servers is less expensive than maintaining audio equipment.
Ultimately, the change is a financial net zero. Parties will not incur any additional cost because appearing via video is less expensive than appearing in person. The Division is loath to call this a "savings" because such a statement would need to analyze the method by which hundreds of attorneys and their clients access the internet versus driving into Salt Lake City proper.

<b>B) Local governments:</b>
This rule change will not result in an anticipated cost or savings to local governments. Hearings are already recorded. The manner in which the recording is done is all that is changing.
<b>C) Small businesses ("small business" means a business employing 1-49 persons):</b>
This rule change will not result in an anticipated cost or saving to small businesses. Hearings are already recorded. The manner in which the recording is done is all that is changing.
<b>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</b>
This rule change will not result in an anticipated cost or saving to non-small businesses. Hearings are already recorded. The manner in which the recording is done is all that is changing.
<b>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>):</b>
This rule change will not result in an anticipated cost or savings to persons other than small businesses, non-small businesses, state or local government entities. Hearings are already recorded. The manner in which the recording is done is all that is changing.
<b>F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):</b>
There should be no compliance costs for affected persons because the hearings will still be recorded, just not audio only.
<b>G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):</b>
There should be no fiscal impact on businesses by making this rule change. Hearings are already recorded, the manner in which the recording will be made is changing. Jaceon R. Maughan, Commissioner
<b>6. A) 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.)</b>

NOTICES OF PROPOSED RULE

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>B) Department head approval of regulatory impact analysis:</b>			
The Commissioner of the Labor Commission, Jaceson R. Maughan, has reviewed and approved the regulatory impact analysis.			

**Citation Information**

<b>7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:</b>		
Section 34A-1-302	Section 34A-1-304	Section 63G-4-102 et seq.

**Public Notice Information**

<b>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. See Section 63G-3-302 and Rule R15-1 for more information.)</b>	
<b>A) Comments will be accepted until:</b>	09/01/2021

<b>10. This rule change MAY become effective on:</b>	09/08/2021
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.	

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Jaceson R. Maughan, Commissioner	<b>Date:</b>	07/08/2021
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**NOTICE OF PROPOSED RULE**

<b>TYPE OF RULE:</b> Amendment			
<b>Utah Admin. Code Ref (R no.):</b>	<b>R602-2-1</b>	<b>Filing ID</b>	<b>53700</b>

**Agency Information**

<b>1. Department:</b>	Labor Commission	
<b>Agency:</b>	Adjudication	
<b>Room no.:</b>	Third Floor	
<b>Building:</b>	Heber M Wells	
<b>Street address:</b>	160 E 300 S	
<b>City, state and zip:</b>	Salt Lake City, UT 84111	
<b>Mailing address:</b>	PO Box 146600	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6600	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Aurora Holley	801-530-6865	auroraholley@utah.gov
Chris Hill	801-362-3113	chill@utah.gov

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

**General Information**

<b>2. Rule or section catchline:</b>
R602-2-1. Adjudicative Process
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
The Division of Adjudication (Division) is modifying the already existing hearing rule to designate remote video hearings as the default proceeding. The Division is also changing the requirement for filing medical exhibits to electronic filings.

**4. Summary of the new rule or change** (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):

Video hearings are now the default. A party may request an in-person hearing for good cause shown. Medical Record Exhibits will now be filed electronically.

**Fiscal Information**

**5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:**

**A) State budget:**

This rule change will not result in anticipated cost or savings to the state budget. This rule change establishes video hearings and electronic medical record exhibits as the default method for each event.

**B) Local governments:**

This rule change will not result in anticipated cost or savings to local governments. This rule change establishes video hearings and electronic medical record exhibits as the default method for each event.

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

This rule change will not result in anticipated cost or savings to small businesses. This rule change establishes video hearings and electronic medical record exhibits as the default method for each event.

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

This rule change will not result in anticipated cost or savings to non-small businesses. This rule change establishes video hearings and electronic medical record exhibits as the default method for each event.

**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 change will not result in anticipated cost or savings to persons other than small businesses, non-small businesses, state, or local government entities. This rule change establishes video hearings and electronic medical record exhibits as the default method for each event.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

This rule change will not result in anticipated compliance costs for affected person because hearings are currently held, and medical record exhibits are currently filed. This rule change establishes video hearings and electronic

medical record exhibits as the default method for each event.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

This rule change will not result in a fiscal impact on businesses because hearings are currently held, and medical record exhibits are currently filed. This rule change establishes video hearings and electronic medical record exhibits as the default method for each event. Jaceson R. Maughan, Commissioner.

**6. A) 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	FY2022	FY2023	FY2024
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**B) Department head approval of regulatory impact analysis:**

The Commissioner of the Labor Commission, Jaceson R. Maughan, has reviewed and approved the regulatory impact analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 34A-1-301 et seq.	Section 63G-4-102 et seq.	Subsection 34A-1-304(2)
Section 34A-2-212		

**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. See Section 63G-3-302 and Rule R15-1 for more information.)

<b>A) Comments will be accepted until:</b>	09/01/2021
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<b>10. This rule change MAY become effective on:</b>	09/08/2021
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Jacson R. Maughan, Commissioner	<b>Date:</b>	07/08/2021
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NOTICE OF PROPOSED RULE		
<b>TYPE OF RULE:</b> Amendment		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R614-1-4</b>	<b>Filing ID</b> <b>53701</b>

**Agency Information**

<b>1. Department:</b>	Labor Commission	
<b>Agency:</b>	Occupational Safety and Health	
<b>Room no.:</b>	Third Floor	
<b>Building:</b>	Heber M Wells Building	
<b>Street address:</b>	160 E 300 S	
<b>City, state and zip:</b>	Salt Lake City, UT 84111	
<b>Mailing address:</b>	PO Box 146650	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6650	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Cameron S. Ruppe	801-530-6898	cruppe@utah.gov

Holly D. Lawrence	801-530-6494	hlawrence@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R614-1-4. Incorporation of Federal Standards

**3. Purpose of the new rule or reason for the change** (Why is the agency submitting this filing?):

The reason for this change is to incorporate the July 1, 2020, edition of the Code of Federal Regulations (CFR) in order to remove and revise safety and health standard requirements that are outdated, duplicative, unnecessary and inconsistent, which will permit better compliance by employers and reduce costs and paperwork burdens where possible, without reducing employee protections.

**4. Summary of the new rule or change** (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):

The revisions include an update to the consensus standard incorporated by reference for signs and devices used to protect workers near automobile traffic, a revision to the requirements for roll-over protective structures to comply with current consensus standards, updates for storage of digital x-rays, and the method of calling emergency services to allow for use of current technology. Two standards are also being revised to align with current medical practice: A reduction to the number of necessary employee x-rays and updates to requirements for pulmonary function testing. To protect employee privacy and prevent identity fraud, the requirements that employers include an employee's social security number (SSN) on exposure monitoring, medical surveillance, and other records were also removed from the standards. This is not an economically significant regulatory action.

**Fiscal Information**

**5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:**

**A) State budget:**  
Enactment of this proposed rule amendment is not expected to have a fiscal impact on the state budget, as the changes made removes and revises outdated, duplicative, unnecessary and inconsistent safety and health standard requirements. There will be no additional burden placed on the Utah Occupational Safety and Health Division as a result of these changes.

**B) Local governments:**  
It is not anticipated that enactment of this proposed rule amendment will incur a cost to local governments, as the

changes made remove and revise outdated, duplicative, unnecessary and inconsistent safety and health standard requirements. Some local government entities who fall within the scope of 29 CFR 1910.1029 (Coke Oven Emissions), 29 CFR 1910.1045 (Acrylonitrile), and 29 CFR 1910.1018 (Inorganic Arsenic) may anticipate savings as a result of the removal of the requirement for periodic chest X-rays (CXR). At the time these standards were promulgated, routine screening for lung cancer with CXR was considered appropriate; however, recent studies with many years of follow-up have not shown a benefit from CXR screening for either lung cancer incidence or mortality. The Occupational Safety and Health Administration (OSHA) estimates the CXR cost per each exam at \$73.11. The number of employees who are affected by these standards are unknown, therefore, the anticipated savings is inestimable.

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

It is not anticipated that enactment of this proposed rule amendment will incur a cost to small businesses, as the changes made remove and revise outdated, duplicative, unnecessary and inconsistent safety and health standard requirements. Some small businesses who fall within the scope of 29 CFR 1910.1029 (Coke Oven Emissions), 29 CFR 1910.1045 (Acrylonitrile), and 29 CFR 1910.1018 (Inorganic Arsenic) may anticipate savings as a result of the removal of the requirement for periodic CXRs. At the time these standards were promulgated, routine screening for lung cancer with CXR was considered appropriate; however, recent studies with many years of follow-up have not shown a benefit from CXR screening for either lung cancer incidence or mortality. OSHA estimates the CXR cost per each exam at \$73.11. The number of employees who are affected by these standards are unknown, therefore, the anticipated savings is inestimable.

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

It is not anticipated that enactment of this proposed rule amendment will incur a cost to non-small businesses, as the changes made removes and revises outdated, duplicative, unnecessary and inconsistent safety and health standard requirements. Some non-small businesses who fall within the scope of 29 CFR 1910.1029 (Coke Oven Emissions), 29 CFR 1910.1045 (Acrylonitrile), and 29 CFR 1910.1018 (Inorganic Arsenic) may anticipate savings as a result of the removal of the requirement for periodic CXRs. At the time these standards were promulgated, routine screening for lung cancer with CXR was considered appropriate; however, recent studies with many years of follow-up have not shown a benefit from CXR screening for either lung cancer incidence or mortality. OSHA estimates the CXR cost per each exam at \$73.11. The number of employees who are affected by these standards are unknown, therefore, the anticipated savings is inestimable.

**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**):

Enactment of this proposed rule amendment may incur a cost for persons other than small businesses, non-small businesses, state, or local government entities. Such persons who provide medical services to help employers comply with CXR requirements under 29 CFR 1910.1029 (Coke Oven Emissions), 29 CFR 1910.1045 (Acrylonitrile), and 29 CFR 1910.1018 (Inorganic Arsenic) may anticipate the loss of revenue as a result of the removal of the requirement for periodic CXRs. OSHA estimates the CXR cost per each exam at \$73.11. The number of employees who are affected by these standards are unknown, therefore, the cost incurred by persons who provide periodic CXRs is inestimable.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

Affected persons will not incur costs as a result of adhering to the proposed rule amendment.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

It is not anticipated that enactment of this proposed rule amendment will incur a cost to businesses, as the changes made removes and revises outdated, duplicative, unnecessary and inconsistent safety and health standard requirements. Some small businesses who fall within the scope of 29 CFR 1910.1029 (Coke Oven Emissions), 29 CFR 1910.1045 (Acrylonitrile), and 29 CFR 1910.1018 (Inorganic Arsenic) may anticipate savings as a result of the removal of the requirement for periodic CXRs. At the time these standards were promulgated, routine screening for lung cancer with CXR was considered appropriate; however, recent studies with many years of follow-up have not shown a benefit from CXR screening for either lung cancer incidence or mortality. OSHA estimates the CXR cost per each exam at \$73.11. The number of employees who are affected by these standards are unknown, therefore, the anticipated savings is inestimable. *Jacson R. Maughan, Commissioner*

**6. A) 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.)

<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0

NOTICES OF PROPOSED RULE

Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**B) Department head approval of regulatory impact analysis:**  
 The Commissioner of the Labor Commission, Jaceson R Maughan, has reviewed and approved of the regulatory impact analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Title 34A, Chapter 6		
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**Incorporations by Reference Information**

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

	<b>First Incorporation</b>
<b>Official Title of Materials Incorporated (from title page)</b>	29 CFR 1904
<b>Date Issued</b>	July 1, 2020

**B) This rule adds, updates, or removes the following title of materials incorporated by references:**

	<b>Second Incorporation</b>
<b>Official Title of Materials Incorporated (from title page)</b>	29 CFR 1910.6 and 1910.21 through end of part 1910
<b>Date Issued</b>	July 1, 2020

**C) This rule adds, updates, or removes the following title of materials incorporated by references:**

	<b>Third Incorporation</b>
<b>Official Title of Materials Incorporated (from title page)</b>	29 CFR 1926.6 and 1926.20 through the end of part 1926
<b>Date Issued</b>	July 1, 2020

**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. See Section 63G-3-302 and Rule R15-1 for more information.)**

<b>A) Comments will be accepted until:</b>	09/01/2021
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<b>10. This rule change MAY become effective on:</b>	09/08/2021
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Jaceson R. Maughan, Commissioner	<b>Date:</b>	07/08/2021
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**NOTICE OF PROPOSED RULE**

<b>TYPE OF RULE:</b> Amendment		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R616-3-3</b>	<b>Filing ID</b> <b>53702</b>

**Agency Information**

<b>1. Department:</b>	Labor Commission	
<b>Agency:</b>	Boiler, Elevator and Coal Mine Safety	
<b>Room no.:</b>	Third Floor	
<b>Building:</b>	Heber M Wells	
<b>Street address:</b>	160 E 300 S	
<b>City, state and zip:</b>	Salt Lake City, UT 84111	
<b>Mailing address:</b>	PO Box 146600	
<b>City, state and zip:</b>	Salt Lake City UT 84114-6600	
<b>Contact person(s):</b>		
<b>Name:</b>		<b>Email:</b>
Chris Hill		chill@utah.gov
Pete Hackford		phackford@utah.gov
Rick Sturm		rstrum@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R616-3-3. Safety Codes for Elevators
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
The reason for the change is to adopt the 2019 Edition of ASME A17.1
<b>4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):</b>
The proposed rule change incorporates the 2019 edition of ASME A17.1, with the exception of Section 2.27.1 which requirements will remain those listed in the 2016 edition. The changes in the 2019 edition are mainly clarification of construction standards for elevators. There are no major changes.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
There is no cost or savings to the state budget by the adoption of the 2019 edition of ASME A17.1. This is a construction code and elevators must be built to it at the factory.

<b>B) Local governments:</b>
There is no cost or savings to local governments. This is a construction code and elevators must be built to it at the factory.
<b>C) Small businesses ("small business" means a business employing 1-49 persons):</b>
There is no cost to small businesses unless they install new elevators, or remodel or replace an existing elevator, escalator, or moving walk. Then it would be up to the manufacturer if costs were raised to meet the new codes adopted throughout the US.
<b>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</b>
There is no cost to non-small businesses unless they install new elevators, or remodel or replace an existing elevator, escalator, or moving walk. Then it would be up to the manufacturer if costs were raised to meet the new codes adopted throughout the US.
<b>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>):</b>
There is no cost or savings to persons other than small businesses, non-small businesses, state or local government entities, as this is a construction code and elevators must be built to it at the factory.
<b>F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):</b>
There are no compliance costs for affected persons, as this is a construction code and elevators must be built to it at the factory.
<b>G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):</b>
Because elevators would be built to this standard at the factory, it would be up to the manufacturer, whether or not an increase in the cost of an elevator would be necessary because of this standard. Jaceson R Maughan, Commission
<b>6. A) 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.)</b>

NOTICES OF PROPOSED RULE

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>B) Department head approval of regulatory impact analysis:</b>			
The Commissioner of the Labor Commission, Jaceson R Maughan, has reviewed and approved this regulatory impact analysis.			

**Citation Information**

<b>7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:</b>		
Section 34A1-101 et seq.		

**Incorporations by Reference Information**

<b>8. A) This rule adds, updates, or removes the following title of materials incorporated by references:</b>	
	<b>First Incorporation</b>
<b>Official Title of Materials Incorporated (from title page)</b>	ASME A17.1

<b>Publisher</b>	ASME
<b>Issue, or version</b>	2019

**Public Notice Information**

<b>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. See Section 63G-3-302 and Rule R15-1 for more information.)</b>	
<b>A) Comments will be accepted until:</b>	09/01/2021

<b>10. This rule change MAY become effective on:</b>	09/08/2021
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.	

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Jaceson R. Maughan, Commissioner	<b>Date:</b>	07/08/2021
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**NOTICE OF PROPOSED RULE**

<b>TYPE OF RULE:</b> New			
<b>Utah Admin. Code Ref (R no.):</b>	<b>R714-165</b>	<b>Filing ID</b>	<b>53710</b>

**Agency Information**

<b>1. Department:</b>	Public Safety		
<b>Agency:</b>	Highway Patrol		
<b>Building:</b>	Calvin Rampton Complex		
<b>Street address:</b>	4501 S 2700 W		
<b>City, state and zip:</b>	Salt Lake City, UT 84119-5994		
<b>Mailing address:</b>	PO Box 141100		
<b>City, state and zip:</b>	Salt Lake City, UT 84114-1100		
<b>Contact person(s):</b>			
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>	
Tim Kincaid	801-580-9931	tkincaid@utah.gov	
Kim Gibb	801-556-8198	kgibb@utah.gov	

Matt Spillman	801-698-2186	mspillman@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R714-165. Standards for School Buses
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
This rule is being enacted as a result of the passage of S.B. 113 during the 2021 General Session.
<b>4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):</b>
This rule establishes standards governing the design and operation of school buses as authorized by Section 41-6a-1304.

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
There is not an anticipated cost or savings to the state budget because this rule only establishes the standards that apply for school buses under Section 41-6a-1304.
<b>B) Local governments:</b>
There is not an anticipated cost or savings to the local governments because this rule only establishes the standards that apply for school buses under Section 41-6a-1304.
<b>C) Small businesses</b> ("small business" means a business employing 1-49 persons):
There is not an anticipated cost or savings to small businesses because this rule only establishes the standards that apply for school buses under Section 41-6a-1304.
<b>D) Non-small businesses</b> ("non-small business" means a business employing 50 or more persons):
There is not an anticipated cost or savings to non-small businesses because this rule only establishes the standards that apply for school buses under Section 41-6a-1304.

**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 not an anticipated cost or savings to persons other than small businesses, non-small businesses, state, or local government entities because this rule only establishes the standards that apply for school buses under Section 41-6a-1304.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

There is not an anticipated compliance cost for affected persons because this rule only establishes the standards that apply for school buses under Section 41-6a-1304.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

This rule should not have an impact on businesses because it only establishes the standards that apply for Utah school buses as determined by the Utah State Board of Education through an incorporation by reference of the Standards for Utah School Buses and Operation. Jess L. Anderson, Commissioner

**6. A) 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.)

<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0

NOTICES OF PROPOSED RULE

Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**B) Department head approval of regulatory impact analysis:**

The Commissioner of the Department of Public Safety, Jess L. Anderson, has reviewed and approved this fiscal analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 41-6a-1304		
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**Incorporations by Reference Information**

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

	First Incorporation
<b>Official Title of Materials Incorporated (from title page)</b>	Standards for Utah School Buses and Operation
<b>Publisher</b>	Utah State Board of Education
<b>Date Issued</b>	03/30/2021
<b>Issue, or version</b>	2020 Published Edition

**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. See Section 63G-3-302 and Rule R15-1 for more information.)

<b>A) Comments will be accepted until:</b>	08/31/2021
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**10. This rule change MAY become effective on:** 09/07/2021

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Tim Kincaid, Captain Utah Highway Patrol	<b>Date:</b>	07/07/2021
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**NOTICE OF PROPOSED RULE**

<b>TYPE OF RULE:</b> Amendment			
<b>Utah Admin. Code Ref (R no.):</b>	<b>R728-403</b>	<b>Filing ID</b>	<b>53740</b>

**Agency Information**

<b>1. Department:</b>	Public Safety	
<b>Agency:</b>	Peace Officer Standards and Training	
<b>Street address:</b>	410 W 9800 S	
<b>City, state and zip:</b>	Sandy, UT 84070	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Scott Stephenson	801-256-2322	ssstephen@utah.gov
Kim Gibb	801-556-8198	kgibb@utah.gov

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

**General Information**

**2. Rule or section catchline:**  
R728-403. Procedures for Certification

**3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):**

This change is being made as a result of the passage of S.B. 102 during the 2021 General Session.

**4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):**

The amendments in the rule:  
 1) allow for a lawful permanent resident to apply for training and certification through Peace Officer Standards and Training (POST);  
 2) change the waiting period to apply for certification following multiple convictions or violations from consecutively to concurrently;  
 3) remove the requirement for an applicant to provide a BCI proficiency certificate, ICS 100 training, and NIMS 700 training;

- 4) remove the designation of inactive for a peace officer or dispatcher not performing duties for a period of 18 months; and
- 5) make grammatical corrections.

**Fiscal Information**

**5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:**

**A) State budget:**

There is not an anticipated cost or savings to the state budget because the amendments only allow for a lawful permanent resident to apply for training and certification through POST, modify some of the requirements for certification, and make grammatical corrections.

**B) Local governments:**

There is not an anticipated cost or savings to local governments because the amendments only allow for a lawful permanent resident to apply for training and certification through POST, modify some of the requirements for certification, and make grammatical corrections.

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

There is not an anticipated cost or savings to small businesses because the amendments only allow for a lawful permanent resident to apply for training and certification through POST, modify some of the requirements for certification, and make grammatical corrections.

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

There is not an anticipated cost or savings to non-small businesses because the amendments only allow for a lawful permanent resident to apply for training and certification through POST, modify some of the requirements for certification, and make grammatical corrections.

**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 not an anticipated cost or savings to persons other than small businesses, non-small businesses, or state or local government entities because the amendments only allow for a lawful permanent resident to apply for training and certification through POST, modify some of the requirements for certification, and make grammatical corrections.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

There is not an anticipated compliance cost for affected persons because the amendments only allow for a lawful permanent resident to apply for training and certification through POST, modify some of the requirements for certification, and make grammatical corrections.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

There is not an anticipated fiscal impact to small or non-small businesses because the amendments only allow for a lawful permanent resident to apply for training and certification through POST, remove some of the certificates required for certification, remove the requirement that a certification expires after an officer or dispatcher has not performed related duties for 18 months, and make grammatical corrections. Jess L. Anderson, Commissioner

**6. A) 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**

<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

NOTICES OF PROPOSED RULE

<b>Net Benefits</b>	<b>Fiscal</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>B) Department head approval of regulatory impact analysis:</b>				
The Commissioner of the Department of Public Safety, Jess L. Anderson, has reviewed and approved this fiscal analysis.				

**Citation Information**

<b>7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:</b>		
Section 53-6-203	Section 53-6-205	Section 53-6-206
Section 53-6-208	Section 53-6-302	Section 53-6-303
Section 53-6-304	Section 53-6-306	

**Public Notice Information**

<b>9. The public may submit written or oral comments to the agency identified in box 1.</b> (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)	
<b>A) Comments will be accepted until:</b>	08/31/2021

<b>10. This rule change MAY become effective on:</b>	09/07/2021
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.	

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Scott Stephenson, Director POST	<b>Date:</b>	07/14/2021
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<b>NOTICE OF PROPOSED RULE</b>		
<b>TYPE OF RULE:</b> Amendment		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R850-6</b>	<b>Filing ID</b> <b>53745</b>

**Agency Information**

<b>1. Department:</b>	School and Institutional Trust Lands
<b>Agency:</b>	Administration
<b>Room no.:</b>	Suite 500
<b>Street address:</b>	675 E 500 S
<b>City, state and zip:</b>	Salt Lake City, UT 84102-2818

<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Keli Beard	801-538-5185	kelibeard@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R850-6. Government Records Access and Management
<b>3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):</b>
This change amends the current GRAMA rule as necessary to fully implement Section 53C-2-102.
<b>4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):</b>
This rule change eliminates the duplication language cited in the Government Records Access and Management Act. Also, proposed to include a provision prohibiting disclosure of proprietary information protected under Section 53C-2-102 and Rule R850-13. (EDITOR'S NOTE: The proposed new Rule R850-13 is under ID No. 53747 in this issue, August 1, 2021, of the Bulletin.)

**Fiscal Information**

<b>5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
The main purposes of the amendments to this rule are: 1) to eliminate duplication of the statute; 2) to name the "records specialist" as the person designated by the director to assist the public in accessing School and Institutional Trust Lands Administration (SITLA) records; and 3) to clarify that SITLA will deny a request under GRAMA if the records are protected under Section 53C-2-102 as "proprietary information". SITLA typically shares records with other government agencies without going through the formal GRAMA process, but to the extent that the state requests "records" under GRAMA, this rule will not increase the cost of making the request and serves only to make the process more predictable.
<b>B) Local governments:</b>
The main purposes of the amendments to this rule are: 1) to eliminate duplication of the statute; 2) to name the "records specialist" as the person designated by the

director to assist the public in accessing SITLA records; and 3) to clarify that SITLA will deny a request under GRAMA if the records are protected under Section 53C-2-102 as "proprietary information". SITLA typically shares records with other government agencies without going through the formal GRAMA process, but to the extent that any local governments request "records" under GRAMA, this rule will not increase the cost of making the request and serves only to make the process more predictable.

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

One of the main purposes of the amendments to this rule is to clarify that SITLA will deny a request under GRAMA if the records are protected under Section 53C-2-102 as "proprietary information". SITLA works often with small businesses and occasionally requires these small businesses to provide SITLA with sensitive commercial information. GRAMA provides limited protection for sensitive commercial information and these businesses have been reluctant to share the information with SITLA. This amendment serves to align SITLA's responsibilities under GRAMA with its authorization to keep third-party "proprietary information" confidential under Section 53C-2-102 and make it easier for small businesses to share this kind of information with SITLA, when necessary. If anything, SITLA expects this rule to save small businesses time in producing information to SITLA, thus saving them money.

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

One of the main purposes of the amendments to this rule is to clarify that SITLA will deny a request under GRAMA if the records are protected under Section 53C-2-102 as "proprietary information". SITLA works often with non-small businesses and occasionally requires these businesses to provide SITLA with sensitive commercial information. GRAMA provides limited protection for sensitive commercial information and these businesses have been reluctant to share the information with SITLA. This amendment serves to align SITLA's responsibilities under GRAMA with its authorization to keep third-party "proprietary information" confidential under Section 53C-2-102 and make it easier for businesses to share this kind of information with SITLA, when necessary. If anything, SITLA expects this rule to save businesses time in producing information to SITLA, thus saving them money.

**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**):

The main purposes of the amendments to this rule are: 1) to eliminate duplication of the statute; 2) to name the "records specialist" as the person designated by the director to assist the public in accessing SITLA records; and 3) to clarify that SITLA will deny a request under GRAMA if the records are protected under Section 53C-2-102 as "proprietary information". For persons doing business with SITLA, this rule may save them money by making it easier for them to provide SITLA with "proprietary information". For persons requesting records under GRAMA, this rule provides clarity about where to send the request. If SITLA does not produce a document requested under GRAMA based on Section 53C-2-102, persons may seek enforcement through appeal and litigation. While SITLA believes protection of business information under GRAMA and "proprietary information" under Section 53C-2-102 is very similar, "proprietary information" is broader and intended to protect commercially sensitive information of third parties. SITLA anticipates litigation, which will raise the costs for those persons choosing to litigate the issues.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

To the extent that SITLA must litigate withholding "proprietary information" from a response to a GRAMA request, this rule will cost the agency money for that litigation. Otherwise, it will not cost SITLA money to adhere to this rule.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

SITLA is charged with raising money for the trust land beneficiaries and does so primarily by working with individuals and businesses. To ensure that SITLA is obtaining market rates, it often requires these individuals and businesses to produce sensitive geologic, financial, and commercial information. Businesses are reluctant to produce this information for fear that it will become public under GRAMA. The Utah Legislature anticipated these concerns by adopting Section 53C-2-102 authorizing SITLA to keep confidential this type of third-party commercially-sensitive information.

The amendments to this rule, together with the new Rule R850-13 is intended to put into effect Section 53C-2-102, making it easier for SITLA to obtain information it needs to profit from use of the trust assets. David Ure, Director

**6. A) 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.)

NOTICES OF PROPOSED RULE

<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>B) Department head approval of regulatory impact analysis:</b>			
The Director of the School and Institutional Trust Lands Administration, David Ure, has reviewed and approved this fiscal analysis.			

**Citation Information**

<b>7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:</b>		
28 Stat. 107-112, Sections 6, 8, 10, and 12, Utah Enabling Act of 1894	Section 63A-12-104	Subsection 53C-1-201(3)(a)(i)(A)
Article X	Article XX	Section 63G-2-204

**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. See Section 63G-3-302 and Rule R15-1 for more information.)

<b>A) Comments will be accepted until:</b>	08/31/2021
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<b>10. This rule change MAY become effective on:</b>	09/07/2021
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	David Ure, Director	<b>Date:</b>	07/15/2021
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**NOTICE OF PROPOSED RULE**

<b>TYPE OF RULE:</b> New			
<b>Utah Admin. Code Ref (R no.):</b>	<b>R850-13</b>	<b>Filing ID</b>	<b>53747</b>

**Agency Information**

<b>1. Department:</b>	School and Institutional Trust Lands		
<b>Agency:</b>	Administration		
<b>Room no.:</b>	Suite 500		
<b>Street address:</b>	675 E 500 S		
<b>City, state and zip:</b>	Salt Lake City, UT 84102-2818		
<b>Contact person(s):</b>			
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>	
Keli Beard	801-538-5185	kelibeard@utah.gov	
Lisa Wells	801-538-5154	lisawells@utah.gov	

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

**General Information**

<b>2. Rule or section catchline:</b>			
R850-13.	Confidential	Treatment of	Proprietary Information

**3. Purpose of the new rule or reason for the change** (Why is the agency submitting this filing?):

The rule is designed to permit the agency to treat third-party proprietary information as confidential and to more effectively transact business on trust lands.

**4. Summary of the new rule or change** (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):

The proposed rule defines "proprietary information" as information owned or controlled by the provider, that provides a competitive business advantage to the provider, that SITLA could not otherwise obtain through public sources. This definition encompasses information that would otherwise be non-public which SITLA desires to review to evaluate a project or proposal. Also, it creates a process for a provider to submit proprietary information and make a request for confidential treatment and includes a requirement that SITLA hold as confidential any such information the agency agrees is proprietary.

**Fiscal Information**

**5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:**

**A) State budget:**

Section 53C-2-102 requires the director to adopt rules to permit the agency to "retain, without disclosure to third parties," proprietary information received from third parties desiring to do business with the agency. The purpose of this new rule is to give effect to this statutory requirement. Implementation of the rule will not cost the state any money nor save money or generate revenue for the state. Other state agencies may continue to request information from the agency, which the agency may share under confidentiality, if appropriate. Making these requests will not cost the state any additional time or resources than is already spent by other state agencies in making informal requests or formal requests under GRAMA.

**B) Local governments:**

This rule will not create new costs or savings for local governments. Occasionally, local governments request information from the agency, which the agency freely shares on an informal basis. The agency may deny a request for documents from a local government if the document is protected under GRAMA and this rule will give agency an additional statutory basis on which to deny a request. While a local governmental agency may disagree with the agency's decision, School and Institutional Trust Lands Administration (SITLA) does not anticipate administrative or judicial proceedings. This rule does not impose any additional requirements for local governments to request information, but only permits the agency to retain third-party proprietary information.

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

One of the primary purposes of this rule is to permit the agency to more effectively do business in Utah. Under certain State Records Committee decisions, an entity submitting information that could be protected under GRAMA is only entitled to such protection if the submitting entity follows certain formal rules that are not found in rule or statute--such as the requirement that the submitting entity request protection under GRAMA at the exact time that it submits the information. Failure to make the request at the exact time that the information is provided has resulted in the State Records Committee requiring state agencies to disclose such information.

Small businesses often are not represented by legal counsel and are not aware of these stringent requirements. SITLA anticipates that this rule will save small businesses time and money by making it easier to submit proprietary information to the agency without such information being disclosed after the fact due to a technicality. This rule will also give small businesses comfort in submitting proprietary information to the agency thus encouraging more disclosure to the agency and allowing the agency to better price and compete on trust lands.

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

One of the primary purposes of this rule is to permit the agency to more effectively compete in the marketplace. Non-small businesses typically hire attorneys in making a deal with the agency. Often the attorneys advise these non-small businesses not to share proprietary information with the agency because of the risk of disclosure under GRAMA. This rule is not likely to save these non-small businesses money and the agency anticipates that their attorneys will continue to review transactions with SITLA. This rule is not likely to cost non-small businesses additional legal costs. However, this rule may give non-small businesses and their attorneys more comfort in provided the agency with third party proprietary information which will hopefully encourage these businesses to share more information and enable the agency to more effectively compete in the marketplace.

**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**):

To the extent that persons submit proprietary information to the agency, this rule will create the same benefits as for small businesses by making it more likely that such proprietary information is not disclosed based on a technicality. To the extent that persons request records from the agency under GRAMA, this rule may frustrate such persons by giving the agency an additional ground on which to withhold information. When SITLA withholds information under GRAMA, the requesting person may

appeal the decision to the state records committee. However, if SITLA withholds information under Section 53C-2-102 and this new rule, the state records committee will not have jurisdiction to review the decision. The person requesting the information will need to file a lawsuit if it believes the information has been withheld inappropriately, which will increase the cost of a GRAMA request.

Please note that the statute and this rule only protect third party information of a commercially sensitive nature it does not protect records created by the agency.

**F) Compliance costs for affected persons** (How much will it cost an impacted entity to adhere to this rule or its changes?):

To the extent that SITLA must litigate withholding "proprietary information" from a response to a GRAMA request, this rule will cost SITLA money for that litigation. SITLA anticipates that this rule will encourage disclosure of proprietary information to SITLA thus allowing SITLA to more effectively compete in the marketplace and bring in more revenue for the trust.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

SITLA is charged with raising money for the trust land beneficiaries and does so primarily by working with individuals and businesses. To ensure that SITLA is obtaining market rates, it often requires these individuals and businesses to produce sensitive geologic, financial, and commercial information. Businesses are reluctant to produce this information for fear that it will become public under GRAMA. The Utah Legislature anticipated these concerns in adopting Section 53C-2-102 authorizing SITLA to keep confidential third party commercially-sensitive information.

This rule, together with the amendments to Rule R850-6, is intended to put into effect Section 53C-2-102, making it easier for SITLA to obtain information it needs to profit from use of the trust assets. David Ure, Director (EDITOR'S NOTE: The proposed amendment to Rule R850-6 is under ID No. 53745 in this issue, August 1, 2021, of the Bulletin.)

**6. A) 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	FY2022	FY2023	FY2024
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**B) Department head approval of regulatory impact analysis:**

The Director of the School and Institutional Trust Lands Administration, David Ure, has reviewed and approved this fiscal analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

28 Stat. 107-112, Sections 6, 8, 10, and 12, Utah Enabling Act of 1894	Subsection 53C-1-302(1)(a)(ii)	Subsection 53C-2-102(3)
Article X	Article XX	

**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. See Section 63G-3-302 and Rule R15-1 for more information.)

**A) Comments will be accepted until:** 08/31/2021

**10. This rule change MAY become effective on:** 09/07/2021

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	David Ure, Director	<b>Date:</b>	07/15/2021
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**End of the Notices of Proposed Rules Section**



## NOTICES OF CHANGES IN PROPOSED RULES

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After an agency has published a **PROPOSED RULE** in the *Utah State Bulletin*, it may receive comment that requires the **PROPOSED RULE** to be altered before it goes into effect. A **CHANGE IN PROPOSED RULE** allows an agency to respond to comments it receives.

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

While the law does not designate a comment period for a **CHANGE IN PROPOSED RULE**, it does provide for a 30-day waiting period. An agency may accept additional comments during this period and, at its option, may designate a comment period or may hold a public hearing. The 30-day waiting period for **CHANGES IN PROPOSED RULES** published in this issue of the *Utah State Digest* ends August 31, 2021.

From the end of the 30-day waiting period through November 29, 2021, an agency may notify the Office of Administrative Rules that it wants to make the **CHANGE IN PROPOSED RULE** effective. When an agency submits a **NOTICE OF EFFECTIVE DATE** for a **CHANGE IN PROPOSED RULE**, the **PROPOSED RULE** as amended by the **CHANGE IN PROPOSED RULE** becomes the effective rule. The agency sets the effective date. The date may be no fewer than 30 days nor more than 120 days after the publication date of the **CHANGE IN PROPOSED RULE**. If the agency designates a public comment period, the effective 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. Alternatively, the agency may file another **CHANGE IN PROPOSED RULE** in response to additional comments received. If the Office of Administrative Rules does not receive a **NOTICE OF EFFECTIVE DATE** or another **CHANGE IN PROPOSED RULE** by the end of the 120-day period after publication, the **CHANGE IN PROPOSED RULE** filing, along with its associated **PROPOSED RULE**, lapses.

**CHANGES IN PROPOSED RULES** are governed by Section 63G-3-303, Rule R15-2, and Sections R15-4-3, R15-4-4, R15-4-5b, R15-4-7, R15-4-9, and R15-4-10.

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**The Changes in Proposed Rules Begin on the Following Page**

NOTICE OF CHANGE IN PROPOSED RULE		
Utah Admin. Code Ref (R no.):	R68-7	Filing ID: 53549

**Agency Information**

<b>1. Department:</b>	Agriculture and Food	
<b>Agency:</b>	Plant Industry	
<b>Street address:</b>	350 N Redwood Road	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146500	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6500	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Amber Brown	801-982-2204	ambermbrown@utah.gov
Rob Hougaard	801-982-2305	rhougaard@utah.gov
Kelly Pehrson	801-982-2202	kwpehrson@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R68-7. Utah Pesticide Control Rule
<b>3. Publication date of previous proposed rule or change in proposed rule:</b>
06/01/2021
<b>4. Reason for this change (Why is the agency submitting this filing?):</b>
Changes are needed in response to public comments received on the proposed repeal and reenactment.
<b>5. Summary of this change (What does this filing do?):</b>
Based on feedback from applicable groups, labeling restrictions referencing specific terms that may not be on a label, and associated violations, are removed from Sections R68-7-3 and R68-7-20. Additionally, the changes clarify the spill kit requirement of the rule in Subsection R68-7-19(12) to make it clear that a spill kit is required in a vehicle that carries any pesticides, rather than "any measurable amount" of pesticide. Finally, the definition of non-commercial pesticide applicator license is clarified to

ensure that non-profit entities would qualify. (EDITOR'S NOTE: The original proposed repeal and reenactment upon which this change in proposed rule (CPR) was based was published in the June 1, 2021, issue of the Utah State Bulletin, on page 6. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the CPR and the proposed repeal and reenactment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

**Fiscal Information**

<b>6. Aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
These changes update some sections of this rule to make them clearer and remove labeling restrictions that were put in place with the first filing. There would be no increased or decreased administration costs based on the changes so there are no anticipated costs or savings to the state budget.
<b>B) Local government:</b>
These changes update some sections of this rule to make them clearer and remove labeling restrictions. There would be no increased or decreased administration or compliance costs for local governments based on the changes.
<b>C) Small businesses ("small business" means a business employing 1-49 persons):</b>
These changes update some sections of this rule to make them clearer and remove labeling restrictions that were put in place with the first filing. There would be no direct increased or decreased compliance costs based on the changes and the fees charged by the Department of Agriculture and Food (Department) will be the same so there are no anticipated costs or savings to small businesses.
<b>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</b>
These changes update some sections of this rule to make them clearer and remove labeling restrictions that were put in place with the first filing. There would be no direct increased or decreased compliance costs based on the changes and the fees charged by the Department will be the same so there are no anticipated costs or savings to non-small businesses.
<b>E) Persons other than small businesses, non-small businesses, or state or local government entities ("person" means any individual, partnership, corporation,</b>

association, governmental entity, or public or private organization of any character other than an **agency**):

Other persons would not be affected by this change because the costs to administer the pesticide program and the cost to sell pesticides in Utah have not changed.

**F) Compliance costs for affected persons:**

The compliance costs for affected persons will not change. Removing labeling restrictions imposed in the first filing makes the pesticide program less restrictive overall, although potential savings is not direct and measurable.

**G) Comments by the department head on the fiscal impact this rule may have on businesses** (Include the name and title of the department head):

This rule will not have a fiscal impact on businesses. Craig W. Buttars, Commissioner

**6. A) 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.)

<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>Net Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
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**B) Department head approval of regulatory impact analysis:**

The Commissioner of the Department of Agriculture and Food, Craig W. Buttars, has reviewed and approved this fiscal analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 4-14-106		
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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. See Section 63G-3-302 and Rule R15-1 for more information.)

<b>A) Comments will be accepted until:</b>	08/31/2021
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<b>10. This rule change MAY become effective on:</b>	09/07/2021
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Craig W. Buttars, Commissioner	<b>Date:</b>	07/12/2021
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**NOTICE OF CHANGE IN PROPOSED RULE**

<b>Utah Admin. Code Ref (R no.):</b>	<b>R68-29</b>	<b>Filing ID:</b>	<b>53567</b>
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**Agency Information**

<b>1. Department:</b>	Agriculture and Food
<b>Agency:</b>	Plant Industry
<b>Street address:</b>	350 N Redwood Road
<b>City, state and zip:</b>	Salt Lake City, UT 84116
<b>Mailing address:</b>	PO Box 146500

NOTICES OF CHANGES IN PROPOSED RULES

<b>City, state and zip:</b>	Salt Lake City, UT 84114-6500	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Amber Brown	801-982-2204	ambermbrown@utah.gov
Cody James	801-982-2376	codyjames@utah.gov
Kelly Pehrson	801-982-2202	kwpehrson@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule or section catchline:</b>
R68-29. Quality Assurance Testing on Cannabis
<b>3. Publication date of previous proposed rule or change in proposed rule:</b>
07/01/2021
<b>4. Reason for this change (Why is the agency submitting this filing?):</b>
Two small changes are needed to testing standards to ensure product safety.
<b>5. Summary of this change (What does this filing do?):</b>
The unit of measure requirement for cannabis concentrate testing is expanded to include cannabis isolate, which is measured in grams rather than milliliters. In addition, the foreign matter standard is clarified to specify that if a product is discovered to have foreign matter (in any amount) considered to be harmful, the product would fail quality assurance testing. (EDITOR'S NOTE: The original proposed amendment upon which this change in proposed rule (CPR) was based was published in the July 1, 2021, issue of the Utah State Bulletin, on page 9. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the CPR and the proposed amendment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

**Fiscal Information**

<b>6. Aggregate anticipated cost or savings to:</b>
<b>A) State budget:</b>
There should be no cost or savings to the state budget because the changes provide minor clarifications to testing requirements and do not alter the testing requirements of the program.
<b>B) Local government:</b>
There is no fiscal impact to local governments because they do not regulate or manufacture medical cannabis products in Utah.
<b>C) Small businesses ("small business" means a business employing 1-49 persons):</b>
There should be no fiscal impact to small businesses because the changes clarify but do not expand or reduce testing requirements for cannabis products.
<b>D) Non-small businesses ("non-small business" means a business employing 50 or more persons):</b>
There should be no fiscal impact to non-small businesses because the changes clarify but do not expand or reduce testing requirements for cannabis products.
<b>E) Persons other than small businesses, non-small businesses, or 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):</b>
There should be no fiscal impact to other persons because the changes clarify but do not expand or reduce testing requirements for cannabis products.
<b>F) Compliance costs for affected persons:</b>
Compliance costs for affected persons will not change because testing requirements and fees charged by the Department of Agriculture and Food will not change.
<b>G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):</b>
This rule change will not have a fiscal impact on business in Utah. Craig Buttars, Commissioner
<b>6. A) 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.)</b>

<b>Regulatory Impact Table</b>			
<b>Fiscal Cost</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>
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
<b>Total Fiscal Cost</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Fiscal Benefits</b>			
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
<b>Total Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net Fiscal Benefits</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**B) Department head approval of regulatory impact analysis:**

The Commissioner of the Department of Agriculture and Food, Craig Buttars, has reviewed and approved the regulator impact analysis.

**Citation Information**

**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 4-41-701		
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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. See Section 63G-3-302 and Rule R15-1 for more information.)

<b>A) Comments will be accepted until:</b>	08/31/2021
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<b>10. This rule change MAY become effective on:</b>	09/07/2021
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Craig W. Buttars, Commissioner	<b>Date:</b>	07/09/2021
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**End of the Notices of Changes in Proposed Rules Section**



# FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Within five years of an administrative rule's original enactment or last five-year review, the 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 [adminrules.utah.gov](http://adminrules.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.):	R70-920	Filing ID: 50177

### Agency Information

<b>1. Department:</b>	Agriculture and Food	
<b>Agency:</b>	Regulatory Services	
<b>Street address:</b>	350 N Redwood Road	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146500	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6500	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Amber Brown	801-982-2204	ambermbrown@utah.gov
Travis Waller	801-982-2250	twaller@utah.gov
Kelly Pehrson	801-982-2202	kwpehrson@utah.gov
Please address questions regarding information on this notice to the agency.		

### General Information

<b>2. Rule catchline:</b>
R70-920. Packaging and Labeling of Commodities

### 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 enacted under Section 4-9-103 that allows the Department of Agriculture and Food to adopt rules to administer Title 4, Chapter 9, Weights and Measures.

### 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 needs to continue because it provides for adoption of uniform guidelines regarding the packaging and labeling and commodities which protect consumer safety and allow for transparency in commodity sales in Utah.

### Agency Authorization Information

<b>Agency head or designee, and title:</b>	Craig W. Buttars, Commissioner	<b>Date:</b>	07/06/2021
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### FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R70-930	Filing ID: 50187
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**Agency Information**

<b>1. Department:</b>	Agriculture and Food	
<b>Agency:</b>	Regulatory Services	
<b>Street address:</b>	350 N Redwood Road	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146500	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6500	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Amber Brown	801-982-2204	amberbrown@utah.gov
Travis Waller	801-982-2250	twaller@utah.gov
Kelly Pehrson	801-982-2202	kwpehrson@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R70-930. Methods of Sale of Commodities
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
This rule is enacted under the authority of Section 4-9-103 which allows the Department of Agriculture and Food (Department) to make rules to administer Title 4, Chapter 9, Weights and Measures.
<b>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:</b>
No written comments were received.
<b>5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:</b>
This rule should continue because it allows the Department to follow uniform standards related to the method of sale of commodities in the state and provides for capacities for specific commodities.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Craig W. Butters, Commissioner	<b>Date:</b>	07/06/2021
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R70-940</b>	<b>Filing ID: 50184</b>

**Agency Information**

<b>1. Department:</b>	Agriculture and Food	
<b>Agency:</b>	Regulatory Services	
<b>Street address:</b>	350 N Redwood Road	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146500	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6500	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Amber Brown	801-982-2204	amberbrown@utah.gov
Travis Waller	801-982-2250	twaller@utah.gov
Kelly Pehrson	801-982-2202	kwpehrson@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R70-940. Standards and Testing of Motor Fuel
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
This rule is enacted under the authority of Title 4, Chapter 33, the Motor Fuel Inspection Act (Act), and Section 4-33-104, which allows the Department of Agriculture and Food to make rules necessary to administer the Act. The purpose of the Act is to promote the safety and welfare of users of motor fuel in the state and promote the orderly marketing of motor fuel.
<b>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:</b>
No written comments have been received.
<b>5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:</b>
This rule should continue because it provides motor fuel performance specifications and monitoring standards that

protect consumer safety and ensure consumer confidence in the quality of fuel purchased in Utah.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Craig W. Buttars, Commissioner	<b>Date:</b>	07/06/2021
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R156-55a</b>	<b>Filing No. 52921</b>

**Agency Information**

<b>1. Department:</b>	Commerce	
<b>Agency:</b>	Occupational and Professional Licensing	
<b>Building:</b>	Heber M. Wells Building	
<b>Street address:</b>	160 E 300 S	
<b>City, state, zip:</b>	Salt Lake City, UT 84111-2316	
<b>Mailing address:</b>	PO Box 146741	
<b>City, state, zip:</b>	Salt Lake City, UT 84114-6741	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Allyson Pettley	801-530-6720	apettley@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R156-55a. Utah Construction Trades Licensing Act Rule
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
Title 58, Chapter 55, provides for the licensure and regulation of contractors, other various construction-related professions outlined in the statute and handyman exemption registration. 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 58-55-103(1)(b)(i) provides that the Construction Services Commission's duties, functions, and responsibilities includes, with the concurrence of the Division Director, making reasonable rules to administer and enforce Title 58, Chapter 55. This rule was enacted to clarify the provisions of Title 58, Chapter 55, with respect to contractors, other various construction-related professions and handyman exemption registration.

**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 August 2016, the rule has been amended five times. The Division has received no written comments with respect to 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 should be continued as it provides a mechanism to inform potential licensees/registrants of the requirements for licensure/registration as allowed under statutory authority provided in Title 58, Chapter 55. This rule should also be continued as it provides information to ensure applicants for licensure/registration are adequately trained and meet minimum licensure/registration requirements and provides licensees/registrants with information concerning unprofessional conduct, definitions, and ethical standards relating to the professions.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Mark B. Steinagel, Director	<b>Date:</b>	02/18/2021
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R156-55b</b>	<b>Filing No. 52310</b>

**Agency Information**

<b>1. Department:</b>	Commerce	
<b>Agency:</b>	Occupational and Professional Licensing	
<b>Building:</b>	Heber M. Wells Building	
<b>Street address:</b>	160 E 300 S	
<b>City, state, zip:</b>	Salt Lake City, UT 84111-2316	
<b>Mailing address:</b>	PO Box 146741	
<b>City, state, zip:</b>	Salt Lake City, UT 84114-6741	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Steve Duncombe	801-530-6235	sduncombe@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R156-55b. Electricians 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 55, provides for the licensure and regulation of various classifications of electricians. 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 Electricians 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 55, with respect to various classifications of electricians.

**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 August 2016, the rule has been amended three times. The Division received the following comments regarding proposed amendments filed in December 2019. A December 13, 2019 written comment/email received from Ken Adams (IEC of Utah), Carl Brailsford (Electrical Training Alliance) and Will Pierce (Southwest Tech) commented on amendments being made in Section R156-55b-302c and Subsection R156-55b-302a(5). A December 6, 2019 email from Royston Adam Boling regarding proposed rule amendments was also received. Mr. Boling was concerned about increasing the number of electricians being licensed to practice in Utah. Both written comments were reviewed by the Division, Electricians Licensing Board, and the Construction Services Commission and the proposed rule amendments filed in December 2019 were made effective in January 2020 with no further amendments.

**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 55. 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**

<b>Agency head or designee, and title:</b>	Mark B. Steinagel, Director	<b>Date:</b>	05/12/2021
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R156-55c</b>	<b>Filing No. 52311</b>

**Agency Information**

<b>1. Department:</b>	Commerce	
<b>Agency:</b>	Occupational and Professional Licensing	
<b>Building:</b>	Heber M. Wells Building	
<b>Street address:</b>	160 E 300 S	
<b>City, state, zip:</b>	Salt Lake City, UT 84111-2316	
<b>Mailing address:</b>	PO Box 146741	
<b>City, state, zip:</b>	Salt Lake City, UT 84114-6741	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Steve Duncombe	801-530-6235	sduncombe@utah.gov

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

**General Information**

<b>2. Rule catchline:</b>
R156-55c. Plumbers 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 55, provides for the licensure and regulation of various classifications of plumbers. 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 Plumber's 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 55, with respect to various classifications of plumbers.

**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 August 2016, the rule has been amended three times. The Division has received no written comments with respect to 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 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 55. 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

<b>Agency head or designee, and title:</b>	Mark B. Steinagel, Director	<b>Date:</b>	05/12/2021
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#### FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

<b>Utah Admin. Code Ref (R no.):</b>	<b>R251-108</b>	<b>Filing ID:</b>	<b>50358</b>
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#### Agency Information

<b>1. Department:</b>	Corrections	
<b>Agency:</b>	Administration	
<b>Street address:</b>	14717 S Minuteman Dr	
<b>City, state and zip:</b>	Draper, UT 84020	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Matt Anderson	801-545-5589	mattanderson@utah.gov
Please address questions regarding information on this notice to the agency.		

#### General Information

<b>2. Rule catchline:</b>
R251-108. Adjudicative Proceedings
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
This rule is authorized by Sections 63G-3-201, 63G-4-202, 63G-4-203, and 64-13-10 of the Utah Code. The purpose of this rule is to establish a procedure in which informal adjudicative proceedings shall be conducted as a result of a notice of agency action, or a request by a person for agency action regarding the Department of Corrections (Department) rules, orders, policies or procedures. This rule shall not apply to internal personnel actions within the Department.

#### 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 on this rule have been 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:

The purpose of this rule is to establish a procedure in which informal adjudicative proceedings shall be conducted as a result of a notice of agency action, or a request by a person for agency action regarding Department rules, orders, policies, or procedures. This rule shall not apply to internal personnel actions within the Department. Therefore, this rule should be continued.

#### Agency Authorization Information

<b>Agency head or designee, and title:</b>	Brian Nielson, Executive Director	<b>Date:</b>	06/15/2021
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#### FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

<b>Utah Admin. Code Ref (R no.):</b>	<b>R277-605</b>	<b>Filing ID:</b>	<b>50508</b>
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#### Agency Information

<b>1. Department:</b>	Education	
<b>Agency:</b>	Administration	
<b>Building:</b>	Board of Education	
<b>Street address:</b>	250 E 500 S	
<b>City, state and zip:</b>	Salt Lake City, UT 84111	
<b>Mailing address:</b>	PO Box 144200	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-4200	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Angie Stallings	801-538-7830	angie.stallings@schools.utah.gov
Please address questions regarding information on this notice to the agency.		

#### General Information

<b>2. Rule catchline:</b>
R277-605. Coaching Standards and Athletic Clinics
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>

This rule is authorized by the Utah Constitution, Article X, Section 3, which vests general control and supervision over public education in the Board; Subsection 53E-3-401(4) which allows the Board to make rules to execute the Board's duties and responsibilities under the Utah Constitution and state law; and Subsection 53E-3-501(1)(b) which directs the Board to adopt rules regarding access to programs.

**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 were no written comments 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 continues to be necessary because it specifies standards for school athletic and activity coaches and standards for athletic clinics and workshops. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Angie Stallings, Deputy Superintendent of Policy	<b>Date:</b>	06/30/2021
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Utah Admin. Code Ref (R no.):</b>	<b>R277-923</b>	<b>Filing No. 53282</b>
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**Agency Information**

<b>1. Department:</b>	Education	
<b>Agency:</b>	Administration	
<b>Building:</b>	Board of Education	
<b>Street address:</b>	250 E 500 S	
<b>City, state, zip:</b>	Salt Lake City, UT 84111	
<b>Mailing address:</b>	PO Box 144200	
<b>City, state, zip:</b>	Salt Lake City, UT 84114-4200	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Angie Stallings	801-538-7830	angie.stallings@schools.utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R277-923. American Indian and Alaskan Native Education State Plan Programs

**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 by Utah Constitution, Article X, Section 3, which vests general control and supervision over public education in the Board; Section 53F-5-603 which provides that the Board may make rules related to the programs; and Subsection 53E-3-401(4) which allows the Board to make rules to execute the Board's duties and responsibilities under the Utah Constitution and state law.

**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 were no written comments 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 continues to be necessary because it provides criteria for evaluating grant applications; and procedures for: a school district to apply to the Board to receive grant money; and the review of the use of grant money. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Angie Stallings, Deputy Superintendent of Policy	<b>Date:</b>	07/12/2021
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Utah Admin. Code Ref (R no.):</b>	<b>R315-319</b>	<b>Filing ID: 50771</b>
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**Agency Information**

<b>1. Department:</b>	Environmental Quality
<b>Agency:</b>	Waste Management and Radiation Control, Waste Management
<b>Room no.:</b>	Second Floor
<b>Building:</b>	MASOB
<b>Street address:</b>	195 N 1950 W
<b>City, state and zip:</b>	Salt Lake City, UT 84116
<b>Mailing address:</b>	PO Box 144880
<b>City, state and zip:</b>	Salt Lake City, UT 84114-4880

Contact person(s):		
Name:	Phone:	Email:
Tom Ball	801-536-0251	tball@utah.gov

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

**General Information**

<b>2. Rule catchline:</b>
R315-319. Coal Combustion Residuals Requirements
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
Subsection 19-6-104(1)(c) requires the Waste Management and Radiation Control Board to meet the requirements of federal law related to solid and hazardous wastes to ensure that the solid and hazardous wastes program provided for in this part is qualified to assume primacy from the federal government in control over solid and hazardous waste.
Section 19-6-108 requires a person who plans to own and operate a facility that receives waste generated primarily from the combustion of coal or other fossil fuels to submit a request to and receive the approval of the director for an operation plan for that facility site prior to purchasing, constructing, modifying, or operating such a facility.
This rule sets out the procedures and information that must be submitted to meet the requirements of the statute.
<b>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:</b>
Rule R315-319 was first adopted with an effective date of September 1, 2016. This is the first five-year review of this rule and no comments have been received since it became effective.
<b>5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:</b>
Rule R315-319 contains the permit requirements, scope and applicability, definitions, restrictions, design and operating criteria, environmental monitoring requirements, closure requirements, and recordkeeping requirements for a coal combustion residuals facility. This rule forms the basis of the coal combustion residuals facility permitting program required by the Solid and Hazardous Waste Act. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Douglas J. Hansen, Director	<b>Date:</b>	07/08/2021
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Utah Admin. Code Ref (R no.):</b>	<b>R362-4</b>	<b>Filing ID:</b>	<b>53145</b>
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**Agency Information**

<b>1. Department:</b>	Governor
<b>Agency:</b>	Energy Development (Office of)
<b>Street address:</b>	60 E South Temple, 3rd Floor
<b>City, state and zip:</b>	Salt Lake City, UT 84111
<b>Contact person(s):</b>	
<b>Name:</b>	<b>Phone:</b> <b>Email:</b>
Richard Bell	801-538-8682 Rbell1@utah.gov
Matt Anderson	801-910-3458 Manderson2@utah.gov

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

**General Information**

<b>2. Rule catchline:</b>
R362-4. High Cost Infrastructure Tax Credit Act
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
<b>Section 63M-4-606. Administrative rules.</b> The Office of Energy Development (OED) may establish, by rule made in accordance with Title 63G, Chapter 3, requirements and procedures for the implementation of this part.
Tax incentive program is still available and the OED is still administering it.
<b>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:</b>
One comment received requested information about how OED will determine the tax credit amount through which this rule would help determine.

**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 administrative rule is valid and needs to be renewed because tax incentive program is still available, and OED is still administering it. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Matt Anderson, Deputy Director	<b>Date:</b>	07/01/2021
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R414-513</b>	<b>Filing ID: 52528</b>

**Agency Information**

<b>1. Department:</b>	Health	
<b>Agency:</b>	Health Care Financing, Coverage and Reimbursement Policy	
<b>Building:</b>	Cannon Health Building	
<b>Street address:</b>	288 N 1460 W	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 143102	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-3102	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Craig Devashrayee	801-538-6641	cdevashrayee@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R414-513. Intergovernmental Transfers
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
Section 26-18-3 requires the Department of Health (Department) to implement the Medicaid program through administrative rules while Section 26-1-5 authorizes the Department to adopt rules as necessary for program implementation.

**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 Department did not receive any written comments regarding 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 Department will continue this rule because it requires government entities to document intergovernmental fund transfers, specifies the correct form to use, and specifies the content to be included.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Nate Checketts, Executive Director	<b>Date:</b>	07/08/2021
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R444-14</b>	<b>Filing ID: 53363</b>

**Agency Information**

<b>1. Department:</b>	Health	
<b>Agency:</b>	Disease Control and Prevention, Laboratory Improvement	
<b>Street address:</b>	4431 S 2700 W	
<b>City, state and zip:</b>	Taylorsville, UT 84041	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Kristin Brown	801-965-2540	kristinbrown@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R444-14. Rule for the Certification of Environmental Laboratories
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
Section 26-1-30 authorizes this rule by is establishing and enforcing standards for laboratory services which are provided by any laboratory in the state when the purpose of the service to protect the public health.

**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 or 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:**

For Utah to maintain primacy under United States Environmental Protection Agency (EPA), there must exist a laboratory certification program within the state. State primacy under the EPA is outlined in 40 CFR 142 Subpart B. As outlined in 40 CFR 142, the state must have a program that will certify laboratories that will analyze water samples required by the regulations. This rule allows the program to certify laboratories to perform testing acceptable to state regulations. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Nathan Checketts, Interim Executive Director	<b>Date:</b>	07/09/2021
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Utah Admin. Code Ref (R no.):</b>	<b>R477-14</b>	<b>Filing ID:</b>	<b>53460</b>
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**Agency Information**

<b>1. Department:</b>	Government Operations		
<b>Agency:</b>	Human Resource Management		
<b>Room no.:</b>	2100		
<b>Building:</b>	Taylorsville State Office Building		
<b>Street address:</b>	4315 S 2700 W		
<b>City, state and zip:</b>	Taylorsville, UT 84129-2128		
<b>Mailing address:</b>	PO Box 141531		
<b>City, state and zip:</b>	Salt Lake City, UT 84114-1531		
<b>Contact person(s):</b>			
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>	
Bryan Embley	801-618-6720	bkembley@utah.gov	

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

**General Information**

**2. Rule catchline:**

R477-14. Substance Abuse and Drug-Free Workplace

**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 63A-17-1002 establishes the authority for the Division of Human Resource Management (DHRM) to make rules to implement the drug free workplace program for employees as outlined in Sections 63A-17-1001 through 63A-17-1007.

**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:**

DHRM has not received any comment regarding this rule 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 in order to enable management in state agencies to prohibit the influence of drugs and alcohol in the workplace and forms the basis upon which those who violate the prohibitions may be detected and punished. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	John Barrand, Director	<b>Date:</b>	07/06/2021
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Utah Admin. Code Ref (R no.):</b>	<b>R590-178</b>	<b>Filing ID:</b>	<b>51383</b>
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**Agency Information**

<b>1. Department:</b>	Insurance		
<b>Agency:</b>	Administration		
<b>Room no.:</b>	Suite 2300		
<b>Building:</b>	Taylorsville State Office Building		
<b>Street address:</b>	4315 S 2700 W		
<b>City, state and zip:</b>	Taylorsville, UT 84129		
<b>Mailing address:</b>	PO Box 146901		
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6901		

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Contact person(s):		
Name:	Phone:	Email:
Steve Gooch	801-957-9322	sgooch@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R590-178. Securities Custody
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
Section 31A-2-201 authorizes the Insurance Commissioner to write rules to implement the provisions of Title 31A, Insurance Code. Section 31A-2-206 authorizes the Insurance Commissioner to write rules regarding the receipt and handling of deposited securities. Section 31A-4-108 authorizes the Insurance Commissioner to write rules to safeguard and ensure that securities are not loaned to other insurers.
<b>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:</b>
The Department has received no written comments regarding this rule during the past five years.
<b>5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:</b>
This rule allows domestic insurance companies to use modern systems for holding and transferring securities without the physical delivery of securities certificates. It also sets standards for national banks, state banks, trust companies, and broker/dealers to qualify and operate as custodians for insurance company securities. Without this rule, insurers could place their investments under risky custodial arrangements or in situations that could threaten the security of the company's assets and, in the end, the security of its insureds. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Steve Gooch, Public Information Officer	<b>Date:</b>	07/14/2021
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R651-612</b>	<b>Filing ID: 51650</b>

**Agency Information**

<b>1. Department:</b>	Natural Resources	
<b>Agency:</b>	Parks and Recreation	
<b>Room no.:</b>	Ste 116	
<b>Street address:</b>	1594 W North Temple	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146001	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6001	
Contact person(s):		
Name:	Phone:	Email:
Tammy Wright	801-538-7359	tammywright@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R651-612. Veteran's With Disabilities Honor Pass
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
This rule was established as required by Section 79-4-304 as amended by H.B. 135 as passed during the 2016 General Session of the Utah Legislature.
<b>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:</b>
State Parks has received some written comments regarding benefits for veterans. There was no direct opposition to this rule, but rather those commenting wanted the benefits provided to be expanded to include all veterans, active duty military, or disabled veterans with a lesser degree of disability.
<b>5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:</b>
State Parks feels the current rule provides a great benefit to disabled veterans. This rule coincides with our management paradigm, which includes operating on the revenues the Division of Parks and Recreation (Division) generates at the parks. Therefore, this rule should be continued.
In 2011, the legislature required State Parks to become self-sufficient and to stop relying on tax dollars for operating costs. If the Division provided more benefits to veterans, active duty military, and disabled veterans at less than 50% disability,

it would greatly reduce funding available to provide clean, safe, and friendly parks and world-class recreational experiences.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Jeff Rasmussen, Director	<b>Date:</b>	07/07/2021
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Utah Admin. Code Ref (R no.):</b>	R655-17	<b>Filing ID:</b> 51727

**Agency Information**

<b>1. Department:</b>	Natural Resources	
<b>Agency:</b>	Water Rights	
<b>Room no.:</b>	220	
<b>Street address:</b>	1594 W North Temple	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Marianne Burbidge	801-538-7370	marianneburbidge@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R655-17. Water Use Data Reporting and Verification
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
This rule is issued pursuant to Subsection 73-2-1(5)(b), Section 73-5-4, and Section 73-5-8 which provides that the Division of Water Rights (Division) shall adopt rules that specify what water use data a person shall report and how the Division shall validate data submitted.
<b>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:</b>
No comment has been received in the past five years.
<b>5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:</b>
This rule is still required for processing and acceptance by the State Engineer. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Teresa Wilhelmsen, State Engineer/Director	<b>Date:</b>	07/08/2021
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Utah Admin. Code Ref (R no.):</b>	R657-9	<b>Filing ID:</b> 53242

**Agency Information**

<b>1. Department:</b>	Natural Resources	
<b>Agency:</b>	Wildlife Resources	
<b>Room no.:</b>	2110	
<b>Building:</b>	DNR Salt Lake Complex	
<b>Street address:</b>	1594 W North Temple	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146301	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6301	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Staci Coons	801-450-3093	stacicoons@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R657-9. Taking Waterfowl, Wilson's Snipe and Coot
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
Under Sections 23-14-18 and 23-14-19, the Wildlife Board is authorized and required to provide rules to regulate and prescribe the means by which protected wildlife may be taken.
<b>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:</b>
No written comments supporting or opposing Rule R657-9 were received since August 2016, when this rule was last reviewed.
<b>5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:</b>

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Rule R657-9 provides the procedures and standards necessary to manage the waterfowl, Wilson's snipe and coot program for the Division of Wildlife Resources. The provisions adopted in this rule are effective in administering the state's waterfowl management program and the continuation of this rule is necessary for its future success.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Rory Reynolds, Division Director	<b>Date:</b>	07/02/2021
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No written comments supporting or opposing Rule R657-10 were received since August 2016, when this rule was last reviewed.

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

Rule R657-9 provides the procedures and standards for taking and pursuing cougar. The provisions adopted in this rule are effective in administering the state's cougar management program and the continuation of this rule is necessary for its future success.

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R657-10</b>	<b>Filing ID: 53058</b>

Agency Authorization Information			
<b>Agency head or designee, and title:</b>	Rory Reynolds, Division Director	<b>Date:</b>	07/02/2021

**Agency Information**

<b>1. Department:</b>	Natural Resources	
<b>Agency:</b>	Wildlife Resources	
<b>Room no.:</b>	2110	
<b>Building:</b>	DNR Salt Lake Complex	
<b>Street address:</b>	1594 W North Temple	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146301	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6301	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Staci Coons	801-450-3093	stacicoons@utah.gov
Please address questions regarding information on this notice to the agency.		

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
<b>Utah Admin. Code Ref (R no.):</b>	<b>R657-26</b>	<b>Filing ID: 51746</b>

**Agency Information**

<b>1. Department:</b>	Natural Resources	
<b>Agency:</b>	Wildlife Resources	
<b>Room no.:</b>	2110	
<b>Building:</b>	DNR Salt Lake Complex	
<b>Street address:</b>	1594 W North Temple	
<b>City, state and zip:</b>	Salt Lake City, UT 84116	
<b>Mailing address:</b>	PO Box 146301	
<b>City, state and zip:</b>	Salt Lake City, UT 84114-6301	
<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Staci Coons	801-450-3093	stacicoons@utah.gov
Please address questions regarding information on this notice to the agency.		

**General Information**

<b>2. Rule catchline:</b>
R657-10. Taking Cougar
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>
Under Sections 23-14-18 and 23-14-19, the Wildlife Board is authorized and required to provide rules to regulate and prescribe the means by which protected wildlife may be taken.
<b>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:</b>

**General Information**

<b>2. Rule catchline:</b>
R657-26. Adjudicative Proceedings for a License, Permit, or Certificate of Registration
<b>3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:</b>

Under Subsection 23-19-9(14), the Wildlife Board is authorized and required to provide rules to regulate and prescribe the procedures and standards for the suspension of the privilege of applying for, purchasing, and exercising the benefits conferred by a license or permit, and the suspension of a certificate of registration.

**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 supporting or opposing Rule R657-26 were received since August 2016, when this rule was last reviewed.

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

Rule R657-26 provides the procedures and standards for the suspension of the privilege of applying for, purchasing, and exercising the benefits conferred by a license or permit, and the suspension of a certificate of registration. The continuation of this rule is necessary for its future success.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Rory Reynolds, Division Director	<b>Date:</b>	07/02/2021
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**FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION**

<b>Utah Admin. Code Ref (R no.):</b>	<b>R714-163</b>	<b>Filing ID: 51920</b>
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**Agency Information**

<b>1. Department:</b>	Public Safety
<b>Agency:</b>	Highway Patrol
<b>Building:</b>	Calvin Rampton Complex
<b>Street address:</b>	4501 S 2700 W
<b>City, state and zip:</b>	Taylorsville, UT 84119-5994
<b>Mailing address:</b>	PO Box 141100
<b>City, state and zip:</b>	Salt Lake City, UT 84114-1100

<b>Contact person(s):</b>		
<b>Name:</b>	<b>Phone:</b>	<b>Email:</b>
Tim Kincaid	801-580-9931	tkincaid@utah.gov
Kim Gibb	801-556-8198	kgibb@utah.gov
Matt Spillman	801-698-2186	mspillman@utah.gov

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

**General Information**

<b>2. Rule catchline:</b>
R714-163. Street-Legal All-Terrain Vehicles

**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 by Subsections 53-8-204(5) and 41-6a-1601(2), which require the Department of Public Safety to make rules setting minimum standards covering the design, construction, condition, and operation of vehicle equipment for safely operating a motor vehicle on the highway.

**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 written comments received 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 necessary in order to establish minimum standards for the inspection of a street legal all-terrain vehicle. Therefore, this rule should be continued.

**Agency Authorization Information**

<b>Agency head or designee, and title:</b>	Tim Kincaid, Captain Utah Highway Patrol	<b>Date:</b>	07/12/2021
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**End of the Five-Year Notices of Review and Statements of Continuation Section**



## NOTICES OF RULE EFFECTIVE DATES

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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.

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### Communications Authority Board (Utah)

#### Administration

No. 53362 (Repeal and Reenact) R174-1: Utah Communications Authority, Administration  
Published: 04/15/2021  
Effective: 07/07/2021

### Education

#### Administration

No. 53545 (New Rule) R277-320: Grow Your Own Teacher and School Counselor Pipeline Program  
Published: 06/01/2021  
Effective: 07/20/2021

No. 53546 (Amendment) R277-404: Requirements for Assessments of Student Achievement  
Published: 06/01/2021  
Effective: 07/20/2021

No. 53547 (Amendment) R277-477: Distributions of Funds from the Trust Distribution Account and Administration of the School LAND Trust Program  
Published: 06/01/2021  
Effective: 07/20/2021

No. 53548 (Amendment) R277-491: School Community Councils  
Published: 06/01/2021  
Effective: 07/20/2021

### Government Operations

#### Administration

No. 53466 (New Rule) R13-4: In-State Work Location Rule  
Published: 05/15/2021  
Effective: 07/01/2021

### Human Resource Management

No. 53447 (Amendment) R477-1: Definitions  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53448 (Amendment) R477-2: Administration  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53449 (Amendment) R477-3: Classification  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53450 (Amendment) R477-4: Filling Positions  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53451 (Amendment) R477-5: Employee Status and Probation  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53452 (Amendment) R477-6: Compensation  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53453 (Amendment) R477-7: Leave  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53454 (Amendment) R477-8: Working Conditions  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53455 (Amendment) R477-9: Employee Conduct  
Published: 05/15/2021  
Effective: 07/01/2021

NOTICES OF RULE EFFECTIVE DATES

No. 53456 (Amendment) R477-10: Employee Development  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53457 (Amendment) R477-11: Discipline  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53458 (Amendment) R477-12: Separations  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53459 (Amendment) R477-13: Volunteer Programs  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53460 (Amendment) R477-14: Substance Abuse and Drug-Free Workplace  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53461 (Amendment) R477-15: Workplace Harassment Prevention  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53462 (Amendment) R477-16: Abusive Conduct Prevention  
Published: 05/15/2021  
Effective: 07/01/2021

No. 53463 (Amendment) R477-101: Administrative Law Judge Conduct Committee  
Published: 05/15/2021  
Effective: 07/01/2021

Governor

Economic Opportunity  
No. 53542 (Amendment) R357-3: Economic Development Tax Increment Financing Rule  
Published: 06/01/2021  
Effective: 07/12/2021

No. 53544 (New Rule) R357-39: Talent Development Grant Rule  
Published: 06/01/2021  
Effective: 07/12/2021

Health

Health Care Financing, Coverage and Reimbursement Policy  
No. 53442 (Amendment) R414-401: Assessment  
Published: 05/15/2021  
Effective: 07/01/2021

Family Health and Preparedness, Emergency Medical Services

No. 53436 (Amendment) R426-8: Emergency Medical Services Ground Ambulance Rates and Charges  
Published: 05/15/2021  
Effective: 07/01/2021

Natural Resources

Wildlife Resources

No. 53474 (Amendment) R657-41: Conservation and Sportsman Permits  
Published: 06/01/2021  
Effective: 07/09/2021

No. 53475 (Amendment) R657-60: Aquatic Invasive Species Interdiction  
Published: 06/01/2021  
Effective: 07/09/2021

Regents (Board of)

Administration

No. 53422 (Amendment) R765-134: Informal Adjudicative Procedures Under the Utah Administrative Procedures Act  
Published: 06/01/2021  
Effective: 07/15/2021

No. 53423 (Amendment) R765-604: New Century Scholarship  
Published: 06/01/2021  
Effective: 07/15/2021

No. 53424 (Amendment) R765-621: Terrell H. Bell Education Scholarship Program  
Published: 06/01/2021  
Effective: 07/15/2021

No. 53425 (Amendment) R765-622: Career and Technical Education Scholarship Program  
Published: 06/01/2021  
Effective: 07/15/2021

Workforce Services

Employment Development

No. 53464 (Amendment) R986-700: Child Care Assistance  
Published: 05/15/2021  
Effective: 07/01/2021

Housing and Community Development

No. 53437 (Amendment) R990-8: Permanent Community Impact Fund Board Review and Approval of Applications for Funding Assistance  
Published: 05/15/2021  
Effective: 07/01/2021

**End of the Notices of Rule Effective Dates Section**