

UTAH STATE BULLETIN

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
Filed July 15, 2006, 12:00 a.m. through August 1, 2006, 11:59 p.m.

Number 2006-16
August 15, 2006

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

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

Inquiries concerning administrative rules or other contents of the *Bulletin* may be addressed to the responsible agency or to: Division of Administrative Rules, 4120 State Office Building, Salt Lake City, Utah 84114, telephone (801) 538-3218, FAX (801) 538-1773. To view rules information, and on-line versions of the division's publications, visit: <http://www.rules.utah.gov/>

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

Division of Administrative Rules, Salt Lake City 84114

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

Printed in the United States of America

Library of Congress Cataloging-in-Publication Data

Utah state bulletin.

Semimonthly.

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

I. Utah. Office of Administrative Rules.

KFU440.A73S7

348.792'025--DDC

85-643197

TABLE OF CONTENTS

1. NOTICES OF PROPOSED RULES

Alcoholic Beverage Control

Administration

No. 28904 (Amendment): R81-1-25. Sexually-Oriented Entertainers and Stage Approvals	2
---	---

Commerce

Real Estate

No. 28901 (Amendment): R162-6-1. Improper Practices	4
---	---

No. 28902 (Amendment): R162-6-2. Standards of Practice	6
--	---

No. 28900 (Amendment): R162-8-3. School Application for Certification	9
---	---

No. 28899 (Amendment): R162-9-2. Education Providers	11
--	----

No. 28903 (Amendment): R162-205-1. Residential Mortgage Unprofessional Conduct	12
--	----

Community and Culture

History

No. 28895 (New Rule): R212-14. Distribution and Acceptable Use of Archaeological Records	13
--	----

Tax Commission

Property Tax

No. 28908 (Amendment): R884-24P-33. 2006 Personal Property Valuation Guides and Schedules Pursuant to Utah Code Ann. Section 59-2-301	16
---	----

Transportation

Operations, Traffic and Safety

No. 28905 (Amendment): R920-50. Ropeway Operation Safety Rules	23
--	----

2. NOTICES OF CHANGES IN PROPOSED RULES

Commerce

Real Estate

No. 28753: R162-11. Undivided Fractionalized Long-Term Estates	29
--	----

Insurance

Administration

No. 28767: R590-220. Submission of Accident and Health Insurance Filings	30
--	----

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

Community and Culture

History

No. 28898: R212-3. Memberships, Sales, Gifts, Bequests, Endowments	34
--	----

No. 28907: R212-4. Archaeological Permits	34
---	----

No. 28906: R212-6. State Register for Historic Resources and Archaeological Sites	35
---	----

TABLE OF CONTENTS

No. 28896: R212-8. Preservation Easements35

No. 28897: R212-9. Board of State History as the Cultural Sites Review Committee Review Board36

Environmental Quality

Water Quality

 No. 28891: R317-7. Underground Injection Control (UIC) Program36

4. NOTICES OF RULE EFFECTIVE DATES.....38

5. RULES INDEX.....40

NOTICES OF PROPOSED RULES

A state agency may file a PROPOSED RULE when it determines the need for a new rule, a substantive change to an existing rule, or a repeal of an existing rule. Filings received between July 15, 2006, 12:00 a.m., and August 1, 2006, 11:59 p.m. are included in this, the August 15, 2006, issue of the *Utah State Bulletin*.

In this publication, each PROPOSED RULE is preceded by a RULE ANALYSIS. This analysis provides summary information about the PROPOSED RULE including the name of a contact person, anticipated cost impact of the rule, and legal cross-references.

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

The law requires that an agency accept public comment on PROPOSED RULES published in this issue of the *Utah State Bulletin* until at least September 14, 2006. The agency may accept comment beyond this date and will list the last day the agency will accept comment in the RULE ANALYSIS. The agency may also hold public hearings. Additionally, citizens or organizations may request the agency to hold a hearing on a specific PROPOSED RULE. Section 63-46a-5 (1987) requires that a hearing request be received "in writing not more than 15 days after the publication date of the PROPOSED RULE."

From the end of the public comment period through December 13, 2006, the agency may notify the Division of Administrative Rules that it wants to make the PROPOSED RULE effective. The agency sets the effective date. The date may be no fewer than 31 days nor more than 120 days after the publication date of this issue of the *Utah State Bulletin*. Alternatively, the agency may file a CHANGE IN PROPOSED RULE in response to comments received. If the Division of Administrative Rules does not receive a NOTICE OF EFFECTIVE DATE or a CHANGE IN PROPOSED RULE, the PROPOSED RULE filing lapses and the agency must start the process over.

The public, interest groups, and governmental agencies are invited to review and comment on PROPOSED RULES. *Comment may be directed to the contact person identified on the RULE ANALYSIS for each rule.*

PROPOSED RULES are governed by *Utah Code* Section 63-46a-4 (2001); and *Utah Administrative Code* Rule R15-2, and Sections R15-4-3, R15-4-4, R15-4-5, R15-4-9, and R15-4-10.

The Proposed Rules Begin on the Following Page.

**Alcoholic Beverage Control,
Administration
R81-1-25
Sexually-Oriented Entertainers and
Stage Approvals**

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28904

FILED: 07/31/2006, 11:56

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: State law permits the holders of certain alcoholic beverage licenses and permits to have sexually-oriented entertainment on their premises. The statutes for each of these (Subsections 32A-4-106(22), 32A-4-307(22), 32A-5-107(40), 32A-7-106(5), 32A-10-206(14), and 32A-10-306(5)) are specific that entertainers shall perform upon a stage or at a designated area approved the the Alcoholic Beverage Control (ABC) Commission. To this point, the ABC Commission has had no standardized written specifications for these stages and has, therefore, directed staff to draft a proposed section that outlines the minimum structural requirements for stages that are used by sexually-oriented entertainers.

SUMMARY OF THE RULE OR CHANGE: This proposed section defines applicable terms, clarifies what activities and behaviors sexually-oriented entertainers or patrons may not engage in, and provides specific stage requirements intended to keep entertainers and patrons from coming into physical contact with one another.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 32A-1-107, and Subsections 32A-4-106(22), 32A-4-307(22), 32A-5-107(40), 32A-7-106(5), 32A-10-206(14), and 32A-10-306(5)

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** None--Some businesses that hold alcoholic beverage licenses choose to have sexually-oriented entertainment on their premises. State law requires that the stages where this type of entertainment takes place must be approved by the ABC Commission to ensure that a reasonable standard is met. This proposed section simply establishes the minimum physical standards for these stages and clarifies what type of entertainment the ABC Commission will approve in establishments that serve alcoholic beverages. There will be no fees collected for obtaining this approval, and implementing this proposed rule will not affect the state government budget.

❖ **LOCAL GOVERNMENTS:** None--Businesses that choose to have sexually-oriented entertainment on their premises must first obtain an sexually-oriented business (SOB) license from local governing authorities. This requires that they comply with local ordinances, including regulations as to stage configuration, before they are granted the local SOB license. Any impact on local governments' budgets would be realized

during this process and not as a result of alcoholic beverage licensees getting the additional approval from the ABC Commission. This proposed section simply sets standards for the ABC Commission to consider when granting the additional stage and entertainment approval required by law for alcoholic beverage licensees with sexually-oriented entertainment and will not affect the budgets of local governments.

❖ **OTHER PERSONS:** None--Stage structures and configurations for SOBs are strictly regulated by local governments. Seldom will the standard imposed by the ABC Commission be more restrictive than that of local authorities; therefore, it is unlikely a licensee will be required to alter a stage that has already been approved on the local level. This proposed section simply sets guidelines for the ABC Commissioners as they fulfill their statutory charge to approve stages and sexually-oriented entertainment for alcoholic beverage licensees. Implementing this proposed section will not involve an additional cost to licensees who seek the required ABC Commission approval since the rule does not assess any additional fees for application and/or compliance.

COMPLIANCE COSTS FOR AFFECTED PERSONS: None--Stage structures and configurations for sexually-oriented businesses are strictly regulated by local governments. Seldom will the standard imposed by the ABC Commission be more restrictive than that of local authorities; therefore, it is unlikely a licensee will be required to alter a stage that has already been approved on the local level. This proposed section simply sets guidelines for the ABC Commissioners as they fulfill their statutory charge to approve stages and sexually-oriented entertainment for alcoholic beverage licensees. Implementing this proposed section will not involve an additional cost to licensees who seek the required ABC Commission approval since the rule does not assess any additional fees for application and/or compliance.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This proposed rule will affect only those alcoholic beverage licensees and permittees who choose to offer sexually-oriented entertainment. These account for a very small percentage of total Department of Alcoholic Beverage Control licensees and permittees. The costs for complying with stage structure restrictions will not fiscally affect other unrelated businesses in the state. The intention of this proposed rule is to add a measure of control to the activities of SOBs. Kenneth F. Wynn, Director

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

**ALCOHOLIC BEVERAGE CONTROL
ADMINISTRATION
1625 S 900 W
SALT LAKE CITY UT 84104-1630, or
at the Division of Administrative Rules.**

DIRECT QUESTIONS REGARDING THIS RULE TO:

Sharon Mackay at the above address, by phone at 801-977-6800, by FAX at 801-977-6889, or by Internet E-mail at smackay@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 09/14/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 09/22/2006

AUTHORIZED BY: Kenneth F. Wynn, Director

R81. Alcoholic Beverage Control, Administration.

R81-1. Scope, Definitions, and General Provisions.

R81-1-25. Sexually-Oriented Entertainers and Stage Approvals.

(1) Authority. This rule is pursuant to the commission's powers and duties under 32A-1-107 to prescribe the conduct and management of any premises upon which alcoholic beverages may be sold, consumed, served, or stored. It is also pursuant to 32A-4-106(22), 32A-4-307(22), 32A-5-107(40), 32A-7-106(5), 32A-10-206(14), and 32A-10-306(5) that prescribe the attire and conduct of sexually-oriented entertainers in premises regulated by the commission and require sexually-oriented entertainers to perform in premises regulated by the commission only upon a stage or at a designated area approved by the commission.

(2) Purpose. This rule establishes guidelines used by the commission to approve stages or designated areas where sexually-oriented entertainers may perform, and provides guidelines for licensees and permittees to control the conduct of sexually-oriented entertainers when the entertainers mingle with patrons or other persons, or interact with other sexually-oriented entertainers in premises regulated by the commission.

(3) Definitions.

(a) "Sexually-oriented entertainer", for purposes of this rule, means any person, male or female, paid or unpaid, licensed or unlicensed, who dances, models, entertains or performs in a sexually provocative manner before patrons of a premises regulated by the commission through use or movement of their body, including but not limited to a dancer, stripper, model, mud or oil wrestler, and participant in a wet t-shirt or wet underwear contest.

(b) "Licensee" or "permittee" means a retailer authorized by the commission to sell, serve, or allow consumption of alcoholic beverages on its premises regardless of whether the retailer also holds a locally-issued sexually-oriented business license.

(c) "Mingling", for purposes of this rule, means the circulating, mixing, contacting, or having close face-to-face conversation between sexually-oriented entertainers and patrons, regardless of whether physical contact is made, on that portion of a premises regulated by the commission that is used by patrons.

(d) "Straddle dancing", for purposes of this rule, means the use by any sexually-oriented entertainer of any part of his or her body to touch the genitals, pubic region, buttock, anus or female breast of any patron or any other person, or the touching of the genitals, pubic region, buttock, anus or female breast of any person by a patron. Conduct shall be "straddle dancing" regardless of whether the "touch" or "touching" is direct or through a costume, clothing, or covering. "Straddle dancing", shall include but not be limited to conduct commonly referred to by the terms "lap dancing", "table dancing", and "face dancing".

(4) Application of Rule.

(a) A licensee or permittee may permit a sexually-oriented entertainer to perform only on a stage or performance area that has first been approved by the commission.

(b) A licensee or permittee may not permit a sexually-oriented entertainer to engage in mingling, as defined in this rule, if the sexually-oriented entertainer is unclothed or in attire, costume, or clothing that exposes to view any portion of the female breast below the top of the areola or any portion of the pubic hair, anus, cleft of the buttocks, vulva, or genitals.

(c) A licensee or permittee may not permit a sexually-oriented entertainer, patron, or any other person engage in straddle dancing with another person in any premises regulated by the commission.

(d) A licensee or permittee may not permit a patron to be on the stage or performance area while a sexually-oriented entertainer is on the stage or performance area.

(e) Nothing herein precludes a local authority from being more restrictive with respect to attire, costume, clothing, acts, or conduct of sexually-oriented entertainers in premises regulated by the commission.

(f) The following shall submit for commission approval a floor-plan containing the location of any stage or performance area where sexually-oriented entertainers perform:

(i) an applicant for a license or permit from the commission who intends to have sexually-oriented entertainment on the premises;

(ii) a current licensee or permittee of the commission that did not have sexually-oriented entertainment on the premises when application was made for the license or permit, but now intends to have such entertainment on the premises; or

(iii) a current licensee or permittee of the commission that has sexually-oriented entertainment on the premises, but has not previously had the stage or performance area approved by the commission.

(g) The commission may approve a stage or performance area where sexually-oriented entertainers may perform only if the stage or performance area:

(i) is horizontally separated from the portion of the premises on which patrons are allowed by a minimum of three (3) feet, which separation shall be delineated by a physical barrier or railing that is at least three (3) feet high;

(ii) is configured so as to preclude a patron from:

(A) touching the sexually-oriented entertainer;

(B) placing any money or object on or within the costume or on the person of any sexually-oriented entertainer;

(iii) is configured so as to preclude a sexually-oriented entertainer from touching a patron; and

(iv) conforms to the requirements of any local ordinance of the jurisdiction where the premise is located relating to distance separation requirements between sexually-oriented entertainers, as defined by this rule, and patrons that may be more restrictive than the requirements of Sections (4)(g)(i) through (iv) of this rule.

(h) The person applying for stage, platform, dance floor or area approval shall submit with their application a copy of any applicable local ordinance relating to distance separation requirements between sexually-oriented entertainers, as defined by this rule, and patrons.

KEY: alcoholic beverages

Date of Enactment or Last Substantive Amendment: [~~August 1, 2005~~2006]

Notice of Continuation: December 26, 2001

Authorizing, and Implemented or Interpreted Law: 32A-1-107; 32A-1-119(5)(c); 32A-3-103(1)(a); 32A-4-103(1)(a); ~~32A-4-106(22)~~; 32A-4-203(1)(a); 32A-4-304(1)(a); ~~32A-4-307(22)~~; 32A-4-403(1)(a); 32A-5-103(1)(a); ~~32A-5-107(40)~~; 32A-6-103(2)(a); 32A-7-103(2)(a); ~~32A-7-106(5)~~; 32A-8-103(1)(a); 32A-8-503(1)(a); 32A-9-103(1)(a); 32A-10-203(1)(a); ~~32A-10-206(14)~~; 32A-10-303(1)(a); ~~32A-10-306(5)~~; 32A-11-103(1)(a)

◆ ————— ◆

Commerce, Real Estate

R162-6-1

Improper Practices

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28901

FILED: 07/28/2006, 08:52

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The reason for the rule change is to add to the Improper Practices rule an act that fails to conform with standard practice in the real estate industry. That act is failing to disclose one's licensed status in writing in an agreement to sell or lease real estate as a principal.

SUMMARY OF THE RULE OR CHANGE: A licensee who is a principal in a real estate sales or lease transaction will be required to make a written disclosure of licensed status in the written agreement for the transaction.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 61-2-5.5(1)(a)(v)

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** None--State government agencies are not licensed as real estate sales agents or brokers. Therefore, this rule will not impact state government agencies that are buying, selling, or leasing real estate, and there will be neither costs nor savings to the State as a result of this rule.

❖ **LOCAL GOVERNMENTS:** None--Local government agencies are not licensed as real estate sales agents or brokers. Therefore, this rule will not impact local government agencies that are buying, selling, or leasing real estate, and there will be neither costs nor savings to local governments as a result of this rule.

❖ **OTHER PERSONS:** The only other persons who are impacted by this rule are the parties to real estate transactions. A disclosure of licensed status will have to be made to buyers and sellers by licensees who are dealing on their own account so that the buyers and sellers know that they are dealing with someone with experience in real estate transactions. Although it is a potential benefit to buyers and sellers to know

the background of the party with whom they are negotiating, that benefit cannot be quantified. On its face, a requirement to disclose licensed status neither costs nor saves any money for the parties to a real estate transaction since the disclosure can easily be incorporated into the form contract that the parties are already required to sign in connection with a sale or lease of real estate.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Real estate licensees who are contracting to buy, sell, or lease real estate on their own behalf will be required to make a simple written disclosure of licensed status as part of the contract. Since such a disclosure can be included on the form contract without having to resort to an addendum form, there should be no compliance costs for real estate licensees to make this disclosure.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule filing requires a licensee to disclose the fact that he is a licensee on all real estate transactions in which he acts as a principal. Such disclosure is not expected to create any fiscal impact to businesses. Francine A. Giani, Executive Director

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

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

DIRECT QUESTIONS REGARDING THIS RULE TO:

Shelley Wismer at the above address, by phone at 801-530-6761, by FAX at 801-530-6749, or by Internet E-mail at swismer@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 09/14/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 09/22/2006

AUTHORIZED BY: Derek Miller, Director

—————

R162. Commerce, Real Estate.
R162-6. Licensee Conduct.
R162-6-1. Improper Practices.

6.1.1. False devices. A licensee shall not propose, prepare, or cause to be prepared any document, agreement, closing statement, or any other device or scheme, which does not reflect the true terms of the transaction, nor shall a licensee knowingly participate in any transaction in which a similar device is used.

6.1.1.1. Loan Fraud. A licensee shall not participate in a transaction in which a buyer enters into any agreement that is not disclosed to the lender, which, if disclosed, may have a material effect on the terms or the granting of the loan.

6.1.1.2. Double Contracts. A licensee shall not use or propose the use of two or more purchase agreements, one of which is not made known to the prospective lender or loan guarantor.

6.1.2. Signs. It is prohibited for any licensee to have a sign on real property without the written consent of the property owner.

6.1.3. Licensee's Interest in a Transaction. A licensee shall not either directly or indirectly buy, sell, lease or rent any real property as a principal, without first disclosing in writing on the purchase agreement or the lease or rental agreement his true position as principal in the transaction. For the purposes of this rule, a licensee will be considered to be a "principal in the transaction" if he: a) is himself the buyer or the lessee in the transaction; b) has any ownership interest in the property; c) has any ownership interest in the entity that is the buyer, seller, lessor or lessee; or d) is an officer, director, partner, member, or employee of the entity that is the buyer, seller, lessor or lessee.

6.1.3.1. Disclosure of Licensed Status. Regardless of whether a person's license is in active or inactive status, a licensee shall not fail to disclose in writing on any agreement to buy, sell, lease or rent any real property as a principal that the licensee holds a Utah real estate license.

6.1.4. Listing Content. The real estate licensee completing a listing agreement is responsible to make reasonable efforts to verify the accuracy and content of the listing.

6.1.4.1. Net listings are prohibited and shall not be taken by a licensee.

6.1.5. Advertising. This rule applies to all advertising materials, including newspaper, magazine, Internet, e-mail, radio, and television advertising, direct mail promotions, business cards, door hangers, and signs.

6.1.5.1. Any advertising by active licensees that does not include the name of the real estate brokerage as shown on Division records is prohibited except as otherwise stated herein.

6.1.5.2. If the licensee advertises property in which he has an ownership interest and the property is not listed, the ad need not appear over the name of the real estate brokerage if the ad includes the phrase "owner-agent" or the phrase "owner-broker".

6.1.5.3. Names of individual licensees may be advertised in addition to the brokerage name. If the names of individual licensees are included in advertising, the brokerage must be identified in a clear and conspicuous manner. This requirement may be satisfied by identifying the brokerage in lettering which is at least one-half the size of the lettering which identifies the individual licensees.

6.1.5.4. Advertising teams, groups, or other marketing entities which are not licensed as brokerages is prohibited if the advertising states "owner-agent" or "owner-broker" instead of the brokerage name.

6.1.5.5. Advertising teams, groups, or other marketing entities which are not licensed as brokerages is permissible in advertising which includes the brokerage name upon the following conditions:

(a) The brokerage must be identified in a clear and conspicuous manner. This requirement may be satisfied by identifying the brokerage in lettering which is at least one-half the size of the lettering which identifies the team, group, or other marketing entity; and

(b) The advertising shall clearly indicate that the team, group, or other marketing entity is not itself a brokerage and that all licensees involved in the entity are affiliated with the brokerage named in the advertising.

6.1.5.6. If any photographs of personnel are used, the actual roles of any individuals who are not licensees must be identified in terms which make it clear that they are not licensees.

6.1.5.7. Any artwork or text which states or implies that licensees have a position or status other than that of sales agent or associate broker affiliated with a brokerage is prohibited.

6.1.5.8. Under no circumstances may a licensee advertise or offer to sell or lease property without the written consent of the owner of the property or the listing broker. Under no circumstances may a licensee advertise or offer to sell or lease property at a lower price than that listed without the written consent of the seller or lessor.

6.1.5.9. If an active licensee advertises to purchase or rent property, all advertising must contain the name of the licensee's real estate brokerage as shown on Division records.

6.1.6. Double Commissions. In order to avoid subjecting the seller to paying double commissions, licensees must not sell listed properties other than through the listing broker. A licensee shall not subject a principal to paying a double commission without the principal's informed consent.

6.1.6.1. A licensee shall not enter or attempt to enter into a concurrent agency representation agreement with a buyer or a seller, a lessor or a lessee, when the licensee knows or should know of an existing agency representation agreement with another licensee.

6.1.7. Retention of Buyer's Deposit. A principal broker holding an earnest money deposit shall not be entitled to any of the deposit without the written consent of the buyer and the seller.

6.1.8. Unprofessional conduct. No licensee shall engage in any of the practices described in Section 61-2-2, et seq., whether acting as agent or on his own account, in a manner which fails to conform with accepted standards of the real estate sales, leasing or management industries and which could jeopardize the public health, safety, or welfare and includes the violation of any provision of Section 61-2-2, et seq. or the rules of this chapter.

6.1.9. Finder's Fees. A licensee may not pay a finder's fee or give any valuable consideration to an unlicensed person or entity for referring a prospect in a real estate transaction, except as provided in this rule.

6.1.9.1. Token gifts. A licensee may give a gift valued at \$50 or less to an individual in appreciation for an unsolicited referral of a prospect which resulted in a real estate transaction.

6.1.10. Referral fees from lenders. A licensee may not receive a referral fee from a lender or a mortgage broker.

6.1.11. Failure to have written agency agreement. To avoid representing more than one party without the informed consent of all parties, principal brokers and licensees acting on their behalf shall have written agency agreements with their principals. The failure to define an agency relationship in writing will be considered unprofessional conduct and grounds for disciplinary action by the Division.

6.1.11.1. A principal broker and licensees acting on his behalf who represent a seller shall have a written agency agreement with the seller defining the scope of the agency.

6.1.11.2. A principal broker and licensees acting on his behalf who represent a buyer shall have a written buyer agency agreement with the buyer defining the scope of the agency.

6.1.11.3. A principal broker and licensees acting on his behalf who represent both buyer and seller shall have written agency agreements with both buyer and seller which define the scope of the limited agency and which demonstrate that the principal broker has obtained the informed consent of both buyer and seller to the limited agency as set forth in Section R162-6.2.15.3.1.

6.1.11.3.1. A licensee may not act or attempt to act as a limited agent in any transaction in which: a) the licensee is a principal in the transaction; or b) any entity in which the licensee is an officer, director, partner, member, employee, or stockholder is a principal in the transaction.

6.1.11.4. A licensee affiliated with a brokerage other than the listing brokerage who wishes to act as a sub-agent for the seller, shall, prior to showing the seller's property:

- (a) obtain permission from the principal broker with whom he is affiliated to act as a sub-agent;
- (b) notify the listing brokerage that sub-agency is requested;
- (c) enter into a written agreement with the listing brokerage consenting to the sub-agency and defining the scope of the agency; and
- (d) obtain from the listing brokerage all information about the property which the listing brokerage has obtained.

6.1.11.5. A principal broker and licensees acting on his behalf who act as a property manager shall have a written property management agreement with the owner of the property defining the scope of the agency.

6.1.11.6. A principal broker and licensees acting on his behalf who represent a tenant shall have a written agreement with the tenant defining the scope of the agency.

6.1.12. Signing without legal authority. A licensee shall not sign or initial any document for a principal unless the licensee has prior written authorization in the form of a duly executed power of attorney from the principal authorizing the licensee to sign or initial documents for the principal. A copy of the power of attorney shall be attached to all documents signed or initialed for the principal by the licensee.

6.1.12.1. When signing a document for a principal, the licensee shall sign as follows: "(Principal's Name) by (Licensee's Name), Attorney-in-Fact."

6.1.12.2. When initialing a document for a principal, the licensee shall initial as follows: "(Principal's Initials) by (Licensee's Name), Attorney-in-Fact for (Principal's Name)."

6.1.13. Counteroffers. A licensee shall not make a counteroffer by making changes, whiting out, or otherwise altering the provisions of the Real Estate Purchase Contract or the language that has been filled in on the blanks of the Real Estate Purchase Contract. All counteroffers to a Real Estate Purchase Contract shall be made using the State-Approved Addendum form.

KEY: real estate business

Date of Enactment or Last Substantive Amendment: ~~July 20, 2005~~2006

Notice of Continuation: June 7, 2002

Authorizing, and Implemented or Interpreted Law: 61-2-5.5



**Commerce, Real Estate
R162-6-2
Standards of Practice**

**NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE No.: 28902
FILED: 07/28/2006, 08:55**

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose for the change is to clarify the confusion among real estate licensees about whether it is the branch broker's name, principal broker's name, or real estate brokerage name that is

to be filled in on the blank for "listing broker" in paragraph 5 of the standard Real Estate Purchase Contract.

SUMMARY OF THE RULE OR CHANGE: The rule change provides that either the principal broker's individual name or the principal broker's brokerage name may be filled in on the blank for "listing broker" on the Real Estate Purchase Contract.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 61-2-5.5(1)(a)(v)

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: None--Which name is filled in as "listing broker" on a Real Estate Purchase Contract has no impact on State government and therefore, neither costs nor saves the State any money.
- ❖ LOCAL GOVERNMENTS: None--Which name is filled in as "listing broker" on a Real Estate Purchase Contract has no impact on local governments and therefore, neither costs nor saves local governments any money.
- ❖ OTHER PERSONS: The only other persons who are impacted by this rule are the parties to a real estate transaction and the real estate licensees representing them. It neither costs nor saves these persons any money if there is a rule specifying which of several persons is considered to be the "listing broker" for the purposes of filling in the form purchase contract.

COMPLIANCE COSTS FOR AFFECTED PERSONS: None--The only affected persons are the parties to a real estate transaction and the real estate licensees representing them. It does not cost these persons any money to insert one name instead of another as the "listing broker" on a form contract.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule filing contains a clarifying provision which is not anticipated to create any fiscal impact to businesses. Francine A. Giani, Executive Director

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

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

DIRECT QUESTIONS REGARDING THIS RULE TO: Shelley Wismer at the above address, by phone at 801-530-6761, by FAX at 801-530-6749, or by Internet E-mail at swismer@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 09/14/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 09/22/2006

AUTHORIZED BY: Derek Miller, Director

R162. Commerce, Real Estate.

R162-6. Licensee Conduct.

R162-6-2. Standards of Practice.

6.2.1. Approved Forms. The following standard forms are approved by the Utah Real Estate Commission and the Office of the Attorney General for use by all licensees:

(a) August 5, 2003, Real Estate Purchase Contract (use of this form shall be mandatory beginning January 1, 2004);

(b) January 1, 1999 Real Estate Purchase Contract for Residential Construction;

(c) January 1, 1987, Uniform Real Estate Contract;

(d) October 1, 1983, All Inclusive Trust Deed;

(e) October 1, 1983, All Inclusive Promissory Note Secured by All Inclusive Trust Deed;

(f) August 5, 2003, Addendum to Real Estate Purchase Contract;

(g) January 1, 1999, Seller Financing Addendum to Real Estate Purchase Contract;

(h) January 1, 1999, Buyer Financial Information Sheet;

(i) August 5, 2003, FHA/VA Loan Addendum to Real Estate Purchase Contract;

(j) January 1, 1999, Assumption Addendum to Real Estate Purchase Contract;

(k) January 1, 1999, Lead-based Paint Addendum to Real Estate Purchase Contract;

(l) January 1, 1999, Disclosure and Acknowledgment Regarding Lead-based Paint and/or Lead-based Paint Hazards.

6.2.1.1. Forms Required for Closing. Principal brokers and associate brokers may fill out forms in addition to the standard state-approved forms if the additional forms are necessary to close a transaction. Examples include closing statements, and warranty or quit claim deeds.

6.2.1.2. Forms Prepared by an Attorney. Any licensee may fill out forms prepared by the attorney for the buyer or lessee or the attorney for the seller or lessor to be used in place of any form listed in R162-6.2.1 (a) through (g) if the buyer or lessee or the seller or lessor requests that other forms be used and the licensee verifies that the forms have in fact been drafted by the attorney for the buyer or lessee, or the attorney for the seller or lessor.

6.2.1.3. Additional Forms. If it is necessary for a licensee to use a form for which there is no state-approved form, for example a lease, the licensee may fill in the blanks on any form which has been prepared by an attorney, regardless of whether the attorney was employed for the purpose by the buyer, seller, lessor, lessee, brokerage, or an entity whose business enterprise is selling blank legal forms.

6.2.1.4. Standard Supplementary Clauses. There are Standard Supplementary Clauses approved by the Utah Real Estate Commission which may be added to Real Estate Purchase Contracts by all licensees. The use of the Standard Supplementary Clauses will not be considered the unauthorized practice of law.

6.2.2. Copies of Agreement. After a purchase agreement is properly signed by both the buyer and seller, it is the responsibility of each participating licensee to cause copies thereof, bearing all signatures, to be delivered or mailed to the buyer and seller with whom the licensee is dealing. The licensee preparing the document shall not have the parties sign for a final copy of the document prior to all parties signing the contract evidencing agreement to the terms thereof. After a lease is properly signed by both landlord and tenant, it is the

responsibility of the principal broker to cause copies of the lease to be delivered or mailed to the landlord or tenant with whom the brokerage or property management company is dealing.

6.2.3. Residential Construction Agreement. The Real Estate Purchase Contract for Residential Construction must be used for all transactions for the construction of dwellings to be built or presently under construction for which a Certificate of Occupancy has not been issued.

6.2.4. Real Estate Auctions. A principal broker who contracts or in any manner affiliates with an auctioneer or auction company which is not licensed under the provisions of Section 61-2-1 et seq. for the purpose of enabling that auctioneer or auction company to auction real property in this state, shall be responsible to assure that all aspects of the auction comply with the requirements of this section and all other laws otherwise applicable to real estate licensees in real estate transactions. Auctioneers and auction companies who are not licensed under the provisions of Section 61-2-1 et seq. may conduct auctions of real property located within this state upon the following conditions:

6.2.4.1. Advertising. All advertising and promotional materials associated with an auction must conspicuously disclose that the auction is conducted under the supervision of a named principal broker licensed in this state; and

6.2.4.2. Supervision. The auction must be conducted under the supervision of a principal broker licensed in this state who must be present at the auction; and

6.2.4.3. Use of Approved Forms. Any purchase agreements used at the auction must meet the requirements of Section 61-2-20 and must be filled out by a Utah real estate licensee; and

6.2.4.4. Placement of Deposits. All monies deposited at the auction must be placed either in the real estate trust account of the principal broker who is supervising the auction or in an escrow depository agreed to in writing by the parties to the transaction.

6.2.4.5. Closing Arrangements. The principal broker supervising the auction shall be responsible to assure that adequate arrangements are made for the closing of each real estate transaction arising out of the auction.

6.2.5. Guaranteed Sales. As used herein, the term "guaranteed sales plan" includes: (a) any plan in which a seller's real estate is guaranteed to be sold or; (b) any plan whereby a licensee or anyone affiliated with a licensee will purchase a seller's real estate if it is not purchased by a third party in the specified period of a listing or within some other specified period of time.

6.2.5.1. In any real estate transaction involving a guaranteed sales plan, the licensee shall provide full disclosure as provided herein regarding the guarantee:

(a) Written Advertising. Any written advertisement by a licensee of a "guaranteed sales plan" shall include a statement advising the seller that if the seller is eligible, costs and conditions may apply and advising the seller to inquire of the licensee as to the terms of the guaranteed sales agreement. This information shall be set forth in print at least one-fourth as large as the largest print in the advertisement.

(b) Radio/Television Advertising. Any radio or television advertisement by a licensee of a "guaranteed sales plan" shall include a conspicuous statement advising if any conditions and limitations apply.

(c) Guaranteed Sales Agreements. Every guaranteed sales agreement must be in writing and contain all of the conditions and other terms under which the property is guaranteed to be sold or purchased, including the charges or other costs for the service or plan, the price for which the property will be sold or purchased and the approximate net proceeds the seller may reasonably expect to receive.

6.2.6. Agency Disclosure. In every real estate transaction involving a licensee, as agent or principal, the licensee shall clearly disclose in writing to his respective client(s) or any unrepresented parties, his agency relationship(s). The disclosure shall be made prior to the parties entering into a binding agreement with each other. The disclosure shall become part of the permanent file.

6.2.6.1. When a binding agreement is signed in a sales transaction, the prior agency disclosure shall be confirmed in the currently approved Real Estate Purchase Contract or, with substantially similar language, in a separate provision incorporated in or attached to that binding agreement.

6.2.6.1.1. The blank in paragraph 5 of the approved Real Estate Purchase Contract for "Listing Broker" shall be filled in with either the principal broker's individual name or the principal broker's brokerage name. Notwithstanding the fact that either the principal broker's name or the brokerage name may be shown in paragraph 5, filling in the name of the brokerage does not change the agency relationship with the seller.

6.2.6.2. When a lease or rental agreement is signed, a separate provision shall be incorporated in or attached to it confirming the prior agency disclosure. The agency disclosure shall be in the form stated in R162-6.2.6.1, but shall substitute terms applicable for a rental transaction for the terms "buyer", "seller", "listing agent", and "selling agent".

6.2.6.3. Disclosure to other agents. An agent who has established an agency relationship with a principal shall disclose who he or she represents to another agent upon initial contact with the other agent.

6.2.7. Duty to Inform. Sales agents and associate brokers must keep their principal broker or branch broker informed on a timely basis of all real estate transactions in which the licensee is involved, as agent or principal, in which the licensee has received funds on behalf of the principal broker or in which an offer has been written.

6.2.8. Broker Supervision. Principal brokers and associate brokers who are branch brokers shall be responsible for exercising active supervision over the conduct of all licensees affiliated with them.

6.2.8.1. A broker will not be held responsible for inadequate supervision if:

(a) An affiliated licensee violates a provision of Section 61-2-1, et seq., or the rules promulgated thereunder, in contravention of the supervising broker's specific written policies or instructions; and

(b) Reasonable procedures were established by the broker to ensure that licensees receive adequate supervision and the broker has followed those procedures; and

(c) Upon learning of the violation, the broker attempted to prevent or mitigate the damage; and

(d) The broker did not participate in the violation; and

(e) The broker did not ratify the violation; and

(f) The broker did not attempt to avoid learning of the violation.

6.2.8.2. The existence of an independent contractor relationship or any other special compensation arrangement between the broker and affiliated licensees shall not release the broker and licensees of any duties, obligations, or responsibilities.

6.2.9. Disclosure of Fees. If a real estate licensee who is acting as an agent in a transaction will receive any type of fee in connection with a real estate transaction in addition to a real estate commission, that fee must be disclosed in writing to all parties to the transaction.

6.2.10. Fees from Builders. All fees paid to a licensee for referral of prospects to builders must be paid to the licensee by the principal broker with whom he is licensed and affiliated. All fees must be disclosed as required by R162-6.2.10.

6.2.11. Fees from Manufactured Housing Dealers. If a licensee refers a prospect to a manufactured home dealer or a mobile home dealer, under terms as defined in Section 58-56-1, et seq., any fee paid for the referral of a prospect must be paid to him by the principal broker with whom he is licensed.

6.2.12. Gifts and Inducements. A gift given by a principal broker to a buyer or seller, lessor or lessee, in a real estate transaction as an inducement to use the services of a real estate brokerage, or in appreciation for having used the services of a brokerage, is permissible and is not an illegal sharing of commission. If an inducement is to be offered to a buyer or seller, lessor or lessee, who will not be obligated to pay a real estate commission in a transaction, the principal broker must notify the party who will pay the commission that the inducement will be offered. This rule does not authorize a principal broker to give any type of inducement that would violate the underwriting guidelines that apply to the loan for which a borrower has applied.

6.2.13. "Due-On-Sale" Clauses. Real estate licensees have an affirmative duty to disclose in writing to buyers and sellers the existence or possible existence of a "due-on-sale" clause in an underlying encumbrance on real property, and the potential consequences of selling or purchasing a property without obtaining the authorization of the holder of the underlying encumbrance.

6.2.14. Personal Assistants. With the permission of the principal broker with whom the licensee is affiliated, the licensee may employ an unlicensed individual to provide services in connection with real estate transactions which do not require a real estate license, including the following examples:

(a) Clerical duties, including making appointments for prospects to meet with real estate licensees, but only if the contact has been initiated by the prospect and not by the unlicensed person;

(b) At an open house, distributing preprinted literature written by a licensee, so long as a licensee is present and the unlicensed person furnishes no additional information concerning the property or financing and does not become involved in negotiating, offering, selling or filling in contracts;

(c) Acting only as a courier service in delivering documents, picking up keys, or similar services, so long as the courier does not engage in any discussion of, or filling in of, the documents;

(d) Placing brokerage signs on listed properties;

(e) Having keys made for listed properties; and

(f) Securing public records from the County Recorders' Offices, zoning offices, sewer districts, water districts, or similar entities.

6.2.14.1. If personal assistants are compensated for their work, they shall be compensated at a predetermined rate which is not contingent upon the occurrence of real estate transactions. Licensees may not share commissions with unlicensed persons who have assisted in transactions by performing the services listed in this rule.

6.2.14.2. The licensee who hires the unlicensed person will be responsible for supervising the unlicensed person's activities, and shall ensure that the unlicensed person does not perform activity which requires a real estate license.

6.2.14.3. Unlicensed individuals may not engage in telephone solicitation or other activity calculated to result in securing prospects for real estate transactions, except as provided in R162-6.2.14.(a) above.

6.2.15. Fiduciary Duties. A principal broker and licensees acting on his behalf owe the following fiduciary duties to the principal:

6.2.15.1. Duties of a seller's or lessor's agent. A principal broker and licensees acting on his behalf who act solely on behalf of the seller or the lessor owe the seller or the lessor the following fiduciary duties:

(a) Loyalty, which obligates the agent to act in the best interest of the seller or the lessor instead of all other interests, including the agent's own;

(b) Obedience, which obligates the agent to obey all lawful instructions from the seller or lessor;

(c) Full disclosure, which obligates the agent to tell the seller or lessor all material information which the agent learns about the buyer or lessee or about the transaction;

(d) Confidentiality, which prohibits the agent from disclosing any information given to the agent by the seller or lessor which would likely weaken the seller's or lessor's bargaining position if it were known, unless the agent has permission from the seller or lessor to disclose the information. This duty does not require the agent to withhold any known material fact concerning a defect in the property or the seller's or lessor's ability to perform his obligations;

(e) Reasonable care and diligence;

(f) Holding safe and accounting for all money or property entrusted to the agent; and

(g) Any additional duties created by the agency agreement.

6.2.15.2. Duties of a buyer's or lessee's agent. A principal broker and licensees acting on his behalf who act solely on behalf of the buyer or lessee owe the buyer or lessee the following fiduciary duties:

(a) Loyalty, which obligates the agent to act in the best interest of the buyer or lessee instead of all other interests, including the agent's own;

(b) Obedience, which obligates the agent to obey all lawful instructions from the buyer or lessee;

(c) Full Disclosure, which obligates the agent to tell the buyer or lessee all material information which the agent learns about the property or the seller's or lessor's ability to perform his obligations;

(d) Confidentiality, which prohibits the agent from disclosing any information given to the agent by the buyer or lessee which would likely weaken the buyer's or lessee's bargaining position if it were known, unless the agent has permission from the buyer or lessee to disclose the information. This duty does not permit the agent to misrepresent, either affirmatively or by omission, the buyer's or lessee's financial condition or ability to perform;

(e) Reasonable care and diligence;

(f) Holding safe and accounting for all money or property entrusted to the agent; and

(g) Any additional duties created by the agency agreement.

6.2.15.3. Duties of a limited agent. A principal broker and licensees acting on his behalf who act as agent for both seller and buyer, or lessor and lessee, commonly referred to as "dual agents," are limited agents since the fiduciary duties owed to seller and to buyer, or to lessor and lessee, are inherently contradictory. A principal broker and licensees acting on his behalf may act in this limited agency capacity only if the informed consent of both buyer and seller, or lessor and lessee, is obtained.

6.2.15.3.1. In order to obtain informed consent, the principal broker or a licensee acting on his behalf shall clearly explain to both buyer and seller, or lessor and lessee, that they are each entitled to be represented by their own agent if they so choose, and shall obtain written agreement from both parties that they will each be giving up performance by the agent of the following fiduciary duties:

(a) The principal broker or a licensee acting on his behalf shall explain to buyer and seller, or lessor and lessee, that they are giving up their right to demand undivided loyalty from the agent, although the agent, acting in this neutral capacity, shall advance the interest of each party so long as it does not conflict with the interest of the other party.

In the event of conflicting interests, the agent will be held to the standard of neutrality; and

(b) The principal broker or a licensee acting on his behalf shall explain to buyer and seller, or lessor and lessee, that there will be a conflict as to a limited agent's duties of confidentiality and full disclosure, and shall explain what kinds of information will be held confidential if told to a limited agent by either buyer or seller, or lessor and lessee, and what kinds of information will be disclosed if told to the limited agent by either party. The limited agent may not disclose any information given to the agent by either principal which would likely weaken that party's bargaining position if it were known, unless the agent has permission from the principal to disclose the information; and

(c) The principal broker or a licensee acting on his behalf shall explain to the buyer and seller, or lessor and lessee, that the limited agent will be required to disclose information given to the agent in confidence by one of the parties if failure to disclose the information would be a material misrepresentation regarding the property or regarding the abilities of the parties to fulfill their obligations.

(d) The Division and the Commission shall consider use of consent language approved by the Division and the Commission to be informed consent.

6.2.15.3.2. In addition, a limited agent owes the following fiduciary duties to all parties:

(a) Obedience, which obligates the limited agent to obey all lawful instructions from either the buyer or the seller, lessor and lessee, consistent with the agent's duty of neutrality;

(b) Reasonable care and diligence;

(c) Holding safe all money or property entrusted to the limited agent; and

(d) Any additional duties created by the agency agreement.

6.2.15.4. Duties of a sub-agent. A principal broker and licensees acting on his behalf who act as sub-agents owe the same fiduciary duty to a principal as the brokerage retained by the principal.

KEY: real estate business

Date of Enactment or Last Substantive Amendment: ~~July 20, 2005~~ 2006

Notice of Continuation: June 7, 2002

Authorizing, and Implemented or Interpreted Law: 61-2-5.5



Commerce, Real Estate **R162-8-3** School Application for Certification

NOTICE OF PROPOSED RULE (Amendment)

DAR FILE NO.: 28900

FILED: 07/28/2006, 08:47

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Currently, real estate prelicensing schools may spend the time and money to register a proposed school name with the Division of Corporations, only to later find out that the name is not acceptable to the Division of Real Estate when they apply to the Division of Real Estate for certification of their prelicensing school.

SUMMARY OF THE RULE OR CHANGE: The preclicensing schools who want to be certified by the Division of Real Estate will be required to seek approval of the school name from the Division of Real Estate before registering the business name with the Division of Corporations.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 61-2-5.5(1)(a)(ii)

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: None--State government agencies do not operate real estate preclicensing schools, and therefore, the timing of the approval of the names of preclicensing schools has no impact on State government.
- ❖ LOCAL GOVERNMENTS: None--Local governments are not involved in the approval of names of real estate preclicensing schools, or the timing of same. Therefore, the rules regulating when the name of a preclicensing school must be approved and by whom have no impact on local governments.
- ❖ OTHER PERSONS: The only persons who are affected by this rule change are the owners of a school that intends to offer real estate preclicensing education. This rule will not cost them any money and may actually save them money since they will be required to obtain name approval from the Division of Real Estate before they incur the expense of registering a school name with the Division of Corporations that they may not be permitted to use.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Since this rule merely changes the timing of obtaining name approval from the Division of Real Estate, the rule change will not result in additional costs for the owners of real estate schools.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No fiscal impact to businesses is anticipated by this filing other than a possible cost-savings to real estate schools as indicated in the rule summary. Francine A. Giani, Executive Director

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

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

DIRECT QUESTIONS REGARDING THIS RULE TO:

Shelley Wismer at the above address, by phone at 801-530-6761, by FAX at 801-530-6749, or by Internet E-mail at swismer@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 09/14/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 09/22/2006

AUTHORIZED BY: Derek Miller, Director

R162. Commerce, Real Estate.

R162-8. Preclicensing Education.

R162-8-3. School Application for Certification.

8.3 A school offering preclicensing education must be certified by the Division of Real Estate before providing any education. Each school requesting approval of an educational program designed to meet the preclicensing education requirements must make application for approval on the form prescribed by the Division. The application must include the application fee, as authorized by Section 61-2-9(5)(d), and the following information which will be used in determining the school's eligibility for approval:

8.3.1 Name, phone number and address of the school, school director, and all owners of the school;

8.3.1.1 A real estate school shall obtain approval of the name under which it intends to provide preclicensing education prior to registering that name with the Division of Corporations of the Department of Commerce as a real estate education provider.

8.3.2 A description of the type of school and a description of the school's physical facilities;

8.3.2.1 All courses must be taught in an appropriate classroom facility and not in any private residence, except for courses approved for specific home-study purposes.

8.3.3 A comprehensive course outline including a description of the course, the length of time to be spent on each subject area broken into class periods, and a minimum of three to five learning objectives for every three hours of classroom time, and applicable application fee;

8.3.3.1 All courses of study will meet the minimum standards set forth in the State of Utah Standard Course Outline provided for each approved course. The school may alter the sequence of presentation of the required topics.

8.3.3.2 All courses of study will meet the minimum hourly requirement of that course. A credit hour is defined as 50 minutes of supervised contact by a certified instructor within a 60 minute time period. A 10 minute break will be given for each 50 minutes in class. Education credit will be limited to a maximum of eight credit hours per day. The limitation applies only to the credit a student may receive and is not intended to limit the number of classroom hours offered.

8.3.4 A list of each certified instructor and adjunct instructor the school intends to use and the instructor certification number which has been issued by the Division.

8.3.4.1 A college or university may use any faculty member to teach an approved course provided the instructor demonstrates to the satisfaction of the Division academic training or experience qualifying him to teach the course.

8.3.4.2 The school shall submit the name of any guest lecturer and a resume which defines the knowledge and expertise of the guest. Names shall be submitted prior to the guest being used by the school.

8.3.5 An itemization of methods of instruction, including lecture method, slide presentation, cassette, videotape, movie, or other method. Absent special approval from the Division:

8.3.5.1 Non-lecture methods of instruction will be limited to a total of 50% of the allotted credit hours.

8.3.5.2 Non-lecture methods of instruction will have an accompanying workbook for the student to complete during the viewing time. The schools shall submit copies of the workbooks to the Division.

8.3.5.3 Non-lecture methods of instruction will have a certified instructor available to answer questions within at least 24 hours after the presentation.

8.3.6 A copy of at least two final examinations of the course and the answer keys which are used to determine if the student has passed the exam, accompanied by an explanation of what the procedure is if the student fails the final examination and thereby fails the course.

8.3.6.1 A maximum of 10% of the required class time may be spent in testing, including practice tests and the final examination. A student cannot challenge a course or any part of a course of study in lieu of attendance.

8.3.7 A list of the titles, authors and publishers of all required textbooks;

8.3.7.1 All texts, workbooks, supplement pamphlets and any other materials must be appropriate and current in their application to the required course outline.

8.3.8 Days, times and locations of classes;

8.3.8.1 A college or a university may schedule its courses within the criteria of its regular schedule, for example, quarter, semester, or other. A college quarter hour credit is the equivalent of 10 classroom hours, and a college semester hour credit is the equivalent of 15 classroom hours.

8.3.9 A copy of the statement which shall be provided for each student outlining the days, times and locations of classes; the number of quizzes and examinations; the grading system, including methods of testing and standards of grading; the requirements for attendance; the school's evidence of notification to candidates of the qualifying questionnaire; and the school's refund policy.

8.3.9.1 The statement to the student shall state in capital letters no smaller than 1/4 inch the following language: "Any student attending the (school name) is under no obligation to affiliate with any of the real estate brokerages that may be soliciting for agents at this school."

8.3.10 Any other information as the Division may require.

KEY: real estate business

Date of Enactment or Last Substantive Amendment: ~~June 21,~~ 2006

Notice of Continuation: June 3, 2002

Authorizing, and Implemented or Interpreted Law: 61-2-5.5



Commerce, Real Estate R162-9-2 Education Providers

NOTICE OF PROPOSED RULE (Amendment)

DAR FILE NO.: 28899
FILED: 07/27/2006, 14:54

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Currently, a provider of real estate continuing education may spend the time and money to register a proposed school name with the Division of Corporations, only to later find out that the name is not acceptable to the Division of Real Estate when they apply to the Division of Real Estate for certification of their real estate school.

SUMMARY OF THE RULE OR CHANGE: The providers of continuing education who want their schools to be certified by the Division of Real Estate will be required to seek approval of the school name from the Division of Real Estate before registering the name with the Division of Corporations.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 61-2-5.5(1)(a)(ii)

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: None--It is doubtful that any State government entity that offers real estate continuing education would do so under an assumed name instead of the name of the government entity. However, if an entity chose to obtain an assumed name for a real estate school, this rule would neither cost nor save the entity any money since the rule affects only the timing of name approval of an assumed name.

❖ LOCAL GOVERNMENTS: None--It is also doubtful that a local government entity that offers real estate continuing education would do so under an assumed name instead of the name of the government entity. However, if an entity chose to obtain an assumed name for a real estate school, this rule would neither cost nor save the entity any money since the rule affects only the timing of name approval of an assumed name.

❖ OTHER PERSONS: The only other persons who are affected by this rule change are private providers of real estate continuing education. This rule will not cost them any money and may actually save them money since they will be required to obtain name approval from the Division of Real Estate before they incur the expense of registering with the Division of Corporations a school name that they may not be permitted to use.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Since this rule merely changes the timing of obtaining name approval from the Division of Real Estate, the rule change will not result in additional costs for the providers of real estate continuing education.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No fiscal impact to businesses is anticipated by this filing other than a possible cost-savings to real estate schools as indicated in the rule summary. Francine A. Giani, Executive Director

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

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

DIRECT QUESTIONS REGARDING THIS RULE TO:

Shelley Wismer at the above address, by phone at 801-530-6761, by FAX at 801-530-6749, or by Internet E-mail at swismer@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 09/14/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 09/22/2006

AUTHORIZED BY: Derek Miller, Director

R162. Commerce, Real Estate.

R162-9. Continuing Education.

R162-9-2. Education Providers.

9.2. Continuing education providers who provide education courses specifically tailored for, or marketed to, Utah real estate, appraiser, or mortgage licensees, and who intend that real estate licensees shall receive continuing education credit for such courses, are required to apply to the Division for course certification prior to the courses being taught to students. Except as may be provided in Subsections 9.2.4, the Division will not grant continuing education credit to students who have taken courses that have not been certified by the Division in advance of the courses being taught to students.

9.2.1 Approved providers may include accredited colleges and universities, public or private vocational schools, national and state real estate related professional societies and organizations, real estate boards, and proprietary schools or instructors.

9.2.2 Application procedure. Except as provided in Subsection 9.2.[3]4, education providers shall make application to the Division following the procedures set for in Section 9.5.

9.2.3 Name approval. A real estate school shall obtain approval of the name under which it intends to provide continuing education courses prior to registering that name with the Division of Corporations of the Department of Commerce as a real estate education provider.

9.2.[3]4 A real estate education provider who provides proof to the division that the provider's course offering has been certified for continuing education credit in a minimum of three other states and that the provider has specific standards in place for development of courses and approval of instructors may be granted course certification by filling out the form required by the Division and including with the application:

- (a) a copy of the provider's standards used for developing curricula and for approving instructors;
- (b) evidence that the course is certified in at least three states;
- (c) a sample of the course completion certification bearing all information required by Section 9.5.2.15; and
- (d) all required fees, which shall be nonrefundable.

9.2.[4]5 Individual licensees may apply to the Division for continuing education credit for a non-certified real estate course that was not required by these rules to be certified in advance by the Division by filling out the form required by the Division and providing all information concerning the course required by the Division. If the licensee is able to demonstrate to the satisfaction of the Division that the course will likely improve the licensee's ability to better protect or serve the public and improve the licensee's professional licensing status, the Division may grant the individual licensee continuing education credit for the course.

9.2.[4]5.1 Provided the subject matter of the course taken is not exclusive to the other state or jurisdiction, a course approved for continuing education in another state or jurisdiction may be granted Utah continuing education credit on a case by case basis.

KEY: continuing education

Date of Enactment or Last Substantive Amendment:
~~November 16, 2005~~ 2006

Notice of Continuation: June 26, 2002

Authorizing, and Implemented or Interpreted Law: 61-2-5.5



Commerce, Real Estate

R162-205-1

Residential Mortgage Unprofessional
Conduct

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28903

FILED: 07/28/2006, 09:37

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose for the rule change is to give notice to mortgage licensees of the acts that they are prohibited by the real estate licensing law from performing unless they hold real estate licenses.

SUMMARY OF THE RULE OR CHANGE: Mortgage officers are prohibited from assisting buyers or sellers of real estate to determine what the sales price of a property should be, negotiating the terms of a real estate transaction, or performing any other duties that require a real estate sales agent or broker license under Title 61, Chapter 2.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 61-2c-103(3)(d)

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: None--State government does not act in the capacity of a residential mortgage loan officer, and therefore, the rules that regulate the conduct of loan officers do not impact State government.

❖ LOCAL GOVERNMENTS: None--Local governments do not act as loan officers regulated by the Division of Real Estate and therefore, are not impacted by these rules.

❖ OTHER PERSONS: The only other persons who would be affected by this rule are those few mortgage loan officers who are performing acts that they should not be performing without a real estate license, and the buyers or sellers of real estate who may be currently benefiting from the illegal services that those mortgage loan officers are providing to them. The mortgage officers who are illegally acting as real estate agents may lose money on signs or other advertising materials that they will be explicitly prohibited from using by this rule. Buyers and sellers may have to pay other properly licensed professionals to perform services for them that mortgage loan officers may have been illegally performing for them without a charge, other than the mortgage officer's commission on the loan on the transaction. However, any cost to these persons is attributable to the real estate licensing statute, Title 61, Chapter 2, and not to this rule that merely provides guidance

to mortgage loan officers about what they can and cannot do under the provisions of the real estate licensing statute.

COMPLIANCE COSTS FOR AFFECTED PERSONS: It will not cost mortgage loan officers anything to comply with this rule. They may lose money on advertising materials they already have purchased that they will not be able to use. However, the loan officers should not have been engaging in activity that requires a real estate license, so any investment they made in order to engage in that activity was at their own risk.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule filing clarifies for the mortgage industry certain practices that require a license as a real estate agent which constitute unprofessional conduct by a mortgage officer. Because it is a clarification of existing standards, no fiscal impact to businesses is anticipated as a result of this filing. Francine A. Giani, Executive Director

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
 COMMERCE
 REAL ESTATE
 HEBER M WELLS BLDG
 160 E 300 S
 SALT LAKE CITY UT 84111-2316, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Shelley Wismer at the above address, by phone at 801-530-6761, by FAX at 801-530-6749, or by Internet E-mail at swismer@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 09/14/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 09/22/2006

AUTHORIZED BY: Derek Miller, Director

R162. Commerce, Real Estate.
R162-205. Residential Mortgage Unprofessional Conduct.
R162-205-1. Residential Mortgage Unprofessional Conduct.
 Unprofessional conduct includes the following acts:
 (a) conducting the business of residential mortgage lending under any name other than a name under which the entity or individual conducting such business is licensed with the Division;
 (b) failing to remit to the appropriate third parties appraisal fees, inspection fees, credit reporting fees, insurance premiums, or similar fees which have been collected from a borrower;
 (c) charging for services not actually performed;
 (d) charging a borrower more for third party services than the actual cost of those services;
 (e) filling out or altering any Real Estate Purchase Contract or other contract for the sale of real property, or any addenda thereto;
 (f) making any alteration to any appraisal of real property; ~~and~~

(g) in the case of a principal lending manager, failing to exercise reasonable supervision over the activities of any unlicensed staff of the entity~~[-]; and~~
(h) unless acting as a real estate licensee and not as a mortgage licensee;
(i) providing a buyer or seller of real estate with comparative market analysis or otherwise assisting a buyer or seller to determine the offering price or sales price of real estate;
(ii) representing or assisting a buyer or seller of real estate in negotiations concerning a possible sale of real estate, except that a mortgage licensee may advise a borrower about the consequences that the terms of a purchase agreement may have on the terms and availability of various mortgage products;
(iii) performing any other acts that require a real estate license under Title 61, Chapter 2;
(iv) advertising the sale of real estate by use of any advertising medium, except that a mortgage licensee may:
(1) advertise real estate owned by the licensee as a "for sale by owner";
(2) provide advertising to a property owner who has not signed an agency agreement with a real estate licensee and is selling the real estate "for sale by owner", so long as the advertising provides clear and distinguishable identification, contact information, function and responsibility of both the property owner and the mortgage licensee; or
(3) advertise in conjunction with a real estate brokerage, so long as the advertising provides clear and distinguishable identification, contact information, function and responsibility of both the real estate licensee and the mortgage licensee.

KEY: residential mortgage loan origination
Date of Enactment or Last Substantive Amendment: ~~April 5,~~ **2006**
Authorizing, and Implemented or Interpreted Law: 61-2c-301(1)(k)



Community and Culture, History
R212-14
 Distribution and Acceptable Use of
 Archaeological Records

NOTICE OF PROPOSED RULE
 (New Rule)
 DAR FILE NO.: 28895
 FILED: 07/27/2006, 13:18

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The reason for this proposed new rule is to establish policy for the distribution and acceptable use of protected archaeological records administered by the Utah Division of State History Antiquities Section.

SUMMARY OF THE RULE OR CHANGE: This new rule establishes a program to share protected archaeological records with governmental agencies and grant access to individuals for research purposes.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 9-8-304, and Title 63, Chapter 2

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: None--This rule only formalizes the Division's policies for sharing protected archaeological records. This rule will impose no fiscal impact to the state budget.

❖ LOCAL GOVERNMENTS: None--This rule only formalizes the Division's policies for sharing protected archaeological records. This rule will impose no fiscal impact to local governments.

❖ OTHER PERSONS: None--This rule only formalizes the Division's policies for sharing protected archaeological records. This rule will impose no fiscal impact to other individuals.

COMPLIANCE COSTS FOR AFFECTED PERSONS: This rule does not require any action by other persons. It establishes policy, and therefore, there are no compliance costs for affected persons.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There will be no fiscal impacts on businesses. These records are already classified as protected under the Government Records Access and Management Act (GRAMA). Palmer DePaulis, Executive Director

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

COMMUNITY AND CULTURE
HISTORY
300 RIO GRANDE
SALT LAKE CITY UT 84101-1182, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Alycia Aldrich at the above address, by phone at 801-533-3556, by FAX at 801-533-3567, or by Internet E-mail at AALDRICH@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 09/14/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 09/22/2006

AUTHORIZED BY: Philip F Notarianni, Director

R212. Community and Culture, History.

R212-14. Distribution and Acceptable Use of Archaeological Records.

R212-14-1. Authority.

This rule is authorized by Utah Code 9-8-304 and 63-2.

R212-14-2. Purpose.

The purpose of this rule is to establish policy for the distribution and acceptable use of protected archaeological records

administered by the Utah Division of State History Antiquities Section.

R212-14-3. Definitions.

1. "Division" means the Utah Division of State History.

2. "Section" means the Antiquities Section of the Division.

3. "Archaeological Records" means the collected information pertaining to archaeological resources and research, administered by the Section. The information is stored in a variety of formats including tabular and spatially-enabled databases, paper maps or facsimiles, paper site records or facsimiles, and paper project reports or facsimiles.

A. "Protected archaeological records" means archaeological records that reveal the location of historic or prehistoric resources that if known would jeopardize the security of those resources or of valuable historic, scientific, educational, or cultural information.

4. "Governmental entities" means federal and state agencies, tribal governments, county, city, and other local governments, boards, service districts, and other similar entities.

5. "Researcher" means an individual engaged in bona fide archaeological research.

6. "Authorized individual" is an individual who represents a governmental entity or a researcher who has been granted access to protected archaeological records administered by the Section under the provisions of this rule.

7. "Research organization" means a company, corporation, office, or similar organization engaged in lawful archaeological research or compliance.

8. "Web application" refers to the computer program developed and maintained by the Section for remote data entry, information retrieval, and business process management.

9. "Data file" is a computer file that is delimited or otherwise formatted in a manner that facilitates the duplication, manipulation, or distribution of said file.

10. "Download" is the intentional and deliberate copying of data files.

R212-14-4. Accuracy, Completeness, and Availability.

1. The archaeological records collection administered by the Section contains information received from a variety of sources. The Section has not undertaken a significant review of all of the information on file and cannot guarantee the accuracy or completeness of the data.

2. The web application does not replace the records held at Section offices.

3. Use of the web application to obtain information on known cultural resources does not constitute a complete effort to identify historic properties. Other sources may contain additional pertinent information.

4. Information received from the Section that shows an absence of cultural resources in a particular location does not indicate that cultural resources are not present in that location. Information regarding a particular location may be incomplete or that location may not have been examined for cultural resources.

5. The web application may be unavailable periodically.

R212-14-5. Access by Governmental Entities.

1. Governmental entities may be granted access to the protected archaeological records administered by the Section pursuant to 63-2-206. Governmental entities requesting access

under record sharing provisions must demonstrate that the records are necessary for them to carry out their duties, and that the records will be used for purposes compatible with the duties and responsibilities of the Division.

2. Shared records retain their protected status unless otherwise agreed to in writing by the Division.

3. Access under record sharing provisions shall be granted to an individual representing a governmental entity. An authorized individual shall not divulge his or her access credentials to any third party. An authorized individual may not use his or her access credentials to allow another party access to the web application. An authorized individual shall not disclose protected records to other individuals within the governmental entity, except as provided for in R212-14-7(7).

4. The individual who will have access to the records and the person authorized to sign on behalf of the governmental entity requesting access shall sign an application and form provided by the Division. By signing the statement, the individuals agree to assure the integrity, confidentiality, and security of the records and acknowledges that violation of the terms of the agreement may lead to criminal prosecution under 63-2-801.

5. A governmental entity shall notify the Section immediately when an authorized individual is no longer affiliated with that entity. That individual's access credentials shall be terminated upon such notification by the entity or when the individual is no longer affiliated with the entity, whichever occurs first.

R212-14-6. Access for Research Purposes.

1. Individuals engaged in bona fide archaeological research may be granted access to protected archaeological records administered by the Section pursuant to 63-2-201(5)(b). The individual requesting access must demonstrate that the records are essential to the research and that the records will be used for purposes compatible with the duties and responsibilities of the Division. These conditions may be met by an individual through affiliation with or employment by an organization engaged in bona fide archaeological research or compliance work. Such affiliation does not guarantee that the individual will be granted access. Based upon the application, the Division director or authorized designee will determine whether the interests favoring access to the records outweighs the interest favoring restriction of access: if he or she so determines, the director or designee may grant access to the records upon such terms as are deemed appropriate.

2. Records accessed by individuals for research purposes shall retain their protected status unless otherwise agreed to in writing by the Division.

3. Access for research purposes shall be granted to individuals. An authorized individual shall not divulge his or her access credentials to any third party. An authorized individual shall not use his or her access credentials to allow another party access to the web application. An authorized individual shall not disclose protected records to other individuals within their company, corporation, office or similar organization, except as provided for in R212-14-7(8).

4. Each individual who will have access to the records and the person authorized to sign on behalf of the affiliated research organization, if applicable, shall sign an application and form provided by the Division. By signing the statement, the individuals agree to assure the integrity, confidentiality, and security of the

records and acknowledges that violation of the terms of the agreement may lead to criminal prosecution under 63-2-801.

5. A research organization shall notify the Section immediately when an authorized individual is no longer affiliated with that research organization. That individual's access credentials shall be terminated upon such notification by the research organization or when the individual is no longer affiliated with the organization, whichever occurs first.

R212-14-7. Distribution and Acceptable Use.

1. The only permissible intended uses for protected archaeological records are for cultural resources management, research, and education.

2. Web application access credentials shall not be shared with any third party under any circumstances.

3. Data files and site location information shall not be downloaded from the web application.

4. On request, the Section may prepare standard data products containing protected archaeological records for a requestor to be used under a restricted use license. Requestors shall demonstrate that security measures are in place that will guard against intentional or accidental mishandling of the data files.

5. The Division may elect to allow entities to connect directly to the database. Terms of participation shall be negotiated individually.

6. Site location information may be represented in publications and presentations, provided the information is generalized such that the site cannot be relocated from that information. The "Utah Division of State History, Antiquities Section" shall be cited as the source of the information.

7. An authorized individual representing a governmental entity may share site location information about lands that they manage with agency staff only in paper-based formats and only for purposes compatible with the duties and responsibilities of the Division.

8. An authorized individual engaged in research may share project-specific site location information with clients or others within their research organization only in paper-based formats and only for purposes compatible with the duties and responsibilities of the Division.

9. An authorized individual representing a governmental entity shall not utilize the archaeological records on behalf of researchers or research organizations. Each researcher must apply for individual access privileges.

R212-14-8. Security Violations.

1. The Section intends for archaeological records to be viewed and interpreted only. Manipulating the content of a record is not permissible. Obtaining data files through any means other than delivery by Section staff is not permissible.

2. It is a Class B Misdemeanor to improperly disclose or provide copies of private, controlled or protected records, 63-2-801.

3. Any and all system security violations, actual or potential, shall be reported immediately to the Section.

4. Violations may result in suspension of system privileges.

5. Any suspension may be appealed in accordance with UCA 63-46b and R212-1.

6. If suspended, a user must petition the Board of State History to re-instate system privileges after a minimum of one year.

KEY: archaeology, records, research, government
Date of Enactment or Last Substantive Amendment: 2006
Authorizing, and Implemented or Interpreted Law: 9-8-304; 63-2

◆ ————— ◆

Tax Commission, Property Tax
R884-24P-33
2006 Personal Property Valuation
Guides and Schedules Pursuant to
Utah Code Ann. Section 59-2-301

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28908

FILED: 08/01/2006, 15:54

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This is an annual update to the personal property guides and schedules for local valuation and assessment of business personal property and motor vehicles.

SUMMARY OF THE RULE OR CHANGE: Subsection 59-1-210(3) authorizes the State Tax Commission to promulgate rules that aid county officials in the performance of duties relating to the assessment and equalization of property within the county. The changes to the values are listed under the cost section below.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 59-2-301

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** The amount of savings or cost to state government is undetermined. Tax revenue is distributed to local governments for assessing and collecting. Increase or decrease in 2007 tax revenue cannot be determined, even if there were no changes in the percent good tables, because taxpayer acquisitions and deletions of property during 2007 is unknown. The proposed personal property schedules in this rule are raised, lowered, or remain the same for 2007 based on the type and age of the property assessed. Schedules for class 15, class 24, and class 27 are proposed with no changes for 2007 from 2006. Schedules used to value business personal property increased as much as 16 percentage points in class 20, "Petroleum and Natural Gas Exploration and Production Equipment" and decreased as much as 6 percentage points in class 16 "Long Life Property" from the previous rule. The schedule for class 6 used to value "Heavy and Medium Duty Trucks" increased as much as three percentage points. The schedule for class 14, "Motor Homes" decreased as much as five percentage points from the previous rule. In aggregate, for all personal property schedules, it is anticipated that the change in the annual tax rate will have a larger impact on revenue than will the

proposed schedule changes due to the proposed amendments.

❖ **LOCAL GOVERNMENTS:** The amount of saving or cost to local government is undetermined. Local governmental entities receive tax revenue based on increased or decreased personal property value. Increase or decrease in 2007 tax revenue cannot be determined, even if there were no changes in the percent good tables, because taxpayer acquisitions and deletions of property during 2006 is unknown. The proposed personal property schedules in this rule are raised, lowered or remain the same for 2007 based on the type and age of the property. Schedules for class 15, class 24, and class 27 are proposed with no changes for 2007 from 2006. Schedules used to value business personal property increased as much as 16 percentage points in class 20, "Petroleum and Natural Gas Exploration and Production Equipment" and decreased as much as 6 percentage points in Class 16 "Long Life Property" from the previous rule. The schedule for class 6 used to value "Heavy and Medium Duty Trucks" increased as much as three percentage points. The schedule for class 14, "Motor Homes" decreased as much as five percentage points from the previous rule. In aggregate, for all personal property schedules, it is anticipated that the change in the annual tax rate will have a larger impact on revenue than will the proposed schedule changes due to the proposed amendments.

❖ **OTHER PERSONS:** In the aggregate, the amount of savings or cost to individuals and business is undetermined. Affected persons pay taxes based on increased or decreased personal property value. The proposed personal property schedules in this rule are raised, lowered or remain the same for 2007 based on the type and age of the property. Since some schedules are increased and some decreased, it is not possible to determine the change to affected persons without knowing the 2007 property mix compared to the previous year.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Local business owners and property tax practitioners will once again be required to be aware of new percent good figures. However, this is no different from previous years; therefore the compliance cost in completing the assessment process will not change. The change in taxes charged for these businesses depends entirely on the owner's mix of property since some percent good schedules are increasing and others decreasing. For example, the owner of a heavy duty truck may see an increase in value since the 2006 proposed percent good schedule because this class increased by as much as three percentage points. The owner of a commercial trailer, however, may see an increase or a decrease, compared to the previous rule, depending on the model year of the trailer.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: As indicated above, the fiscal impact to businesses from changes in the proposed personal property schedules due to changes in this rule will not be as significant as changes in the annual tax rate. Pam Hendrickson, Commission Chair

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

TAX COMMISSION
PROPERTY TAX
210 N 1950 W
SALT LAKE CITY UT 84134, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Cheryl Lee at the above address, by phone at 801-297-3900, by FAX at 801-297-3919, or by Internet E-mail at clee@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 09/14/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 09/21/2006

AUTHORIZED BY: D'Arcy Dixon, Commissioner

R884. Tax Commission, Property Tax.

R884-24P. Property Tax.

R884-24P-33. [2006]2007 Personal Property Valuation Guides and Schedules Pursuant to Utah Code Ann. Section 59-2-301.

(1) Definitions.

(a) "Acquisition cost" means all costs required to put an item into service, including purchase price, freight and shipping costs; installation, engineering, erection or assembly costs; and excise and sales taxes.

(i) Indirect costs such as debugging, licensing fees and permits, insurance or security are not included in the acquisition cost.

(ii) Acquisition cost may correspond to the cost new for new property, or cost used for used property.

(b)(i) "Actual cost" includes the value of components necessary to complete the vehicle, such as tanks, mixers, special containers, passenger compartments, special axles, installation, engineering, erection, or assembly costs.

(ii) Actual cost does not include sales or excise taxes, maintenance contracts, registration and license fees, dealer charges, tire tax, freight, or shipping costs.

(c) "Cost new" means the actual cost of the property when purchased new.

(i) Except as otherwise provided in this rule, the Tax Commission and assessors shall rely on the following sources to determine cost new:

(A) documented actual cost of the new or used vehicle; or

(B) recognized publications that provide a method for approximating cost new for new or used vehicles.

(ii) For the following property purchased used, the taxing authority may determine cost new by dividing the property's actual cost by the percent good factor for that class:

(A) class 6 heavy and medium duty trucks;

(B) class 13 heavy equipment;

(C) class 14 motor homes;

(D) class 17 vessels equal to or greater than 31 feet in length;

(E) class 21 commercial trailers; and

(F) class 23 aircraft subject to the aircraft uniform fee and not listed in the aircraft bluebook price digest.

(d) "Percent good" means an estimate of value, expressed as a percentage, based on a property's acquisition cost or cost new, adjusted for depreciation and appreciation of all kinds.

(i) The percent good factor is applied against the acquisition cost or the cost new to derive taxable value for the property.

(ii) Percent good schedules are derived from an analysis of the Internal Revenue Service Class Life, the Marshall and Swift Cost index, other data sources or research, and vehicle valuation guides such as Primedia Price Digests.

(2) Each year the Property Tax Division shall update and publish percent good schedules for use in computing personal property valuation.

(a) Proposed schedules shall be transmitted to county assessors and interested parties for comment before adoption.

(b) A public comment period will be scheduled each year and a public hearing will be scheduled if requested by ten or more interested parties or at the discretion of the Commission.

(c) County assessors may deviate from the schedules when warranted by specific conditions affecting an item of personal property. When a deviation will affect an entire class or type of personal property, a written report, substantiating the changes with verifiable data, must be presented to the Commission. Alternative schedules may not be used without prior written approval of the Commission.

(d) A party may request a deviation from the value established by the schedule for a specific item of property if the use of the schedule does not result in the fair market value for the property at the retail level of trade on the lien date, including any relevant installation and assemblage value.

(3) The provisions of this rule do not apply to:

(a) a vehicle subject to the age-based uniform fee under Section 59-2-405.1;

(b) the following personal property subject to the age-based uniform fee under Section 59-2-405.2:

(i) an all-terrain vehicle;

(ii) a camper;

(iii) an other motorcycle;

(iv) an other trailer;

(v) a personal watercraft;

(vi) a small motor vehicle;

(vii) a snowmobile;

(viii) a street motorcycle;

(ix) a tent trailer;

(x) a travel trailer; and

(xi) a vessel, including an outboard motor of the vessel, that is less than 31 feet in length.

(4) Other taxable personal property that is not included in the listed classes includes:

(a) Supplies on hand as of January 1 at 12:00 noon, including office supplies, shipping supplies, maintenance supplies, replacement parts, lubricating oils, fuel and consumable items not held for sale in the ordinary course of business. Supplies are assessed at total cost, including freight-in.

(b) Equipment leased or rented from inventory is subject to ad valorem tax. Refer to the appropriate property class schedule to determine taxable value.

(c) Property held for rent or lease is taxable, and is not exempt as inventory. For entities primarily engaged in rent-to-own, inventory on hand at January 1 is exempt and property out on rent-to-own contracts is taxable.

(5) Personal property valuation schedules may not be appealed to, or amended by, county boards of equalization.

(6) All taxable personal property, other than personal property subject to an age-based uniform fee under Section 59-2-405.1 or 59-2-405.2, is classified by expected economic life as follows:

(a) Class 1 - Short Life Property. Property in this class has a typical life of more than one year and less than four years. It is fungible in that it is difficult to determine the age of an item retired from service.

(i) Examples of property in the class include:

- (A) barricades/warning signs;
- (B) library materials;
- (C) patterns, jigs and dies;
- (D) pots, pans, and utensils;
- (E) canned computer software;
- (F) hotel linen;
- (G) wood and pallets;
- (H) video tapes, compact discs, and DVDs; and
- (I) uniforms.

(ii) With the exception of video tapes, compact discs, and DVDs, taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

(iii) A licensee of canned computer software shall use one of the following substitutes for acquisition cost of canned computer software if no acquisition cost for the canned computer software is stated:

- (A) retail price of the canned computer software;
- (B) if a retail price is unavailable, and the license is a nonrenewable single year license agreement, the total sum of expected payments during that 12-month period; or
- (C) if the licensing agreement is a renewable agreement or is a multiple year agreement, the present value of all expected licensing fees paid pursuant to the agreement.

(iv) Video tapes, compact discs, and DVDs are valued at \$15.00 per tape or disc for the first year and \$3.00 per tape or disc thereafter.

TABLE 1

Year of Acquisition	Percent Good of Acquisition Cost
[05] 06	[67] 72%
[04] 05	[41] 42%
[03] 04 and prior	[10] 11%

(b) Class 2 - Computer Integrated Machinery.

(i) Machinery shall be classified as computer integrated machinery if all of the following conditions are met:

(A) The equipment is sold as a single unit. If the invoice breaks out the computer separately from the machine, the computer must be valued as Class 12 property and the machine as Class 8 property.

(B) The machine cannot operate without the computer and the computer cannot perform functions outside the machine.

(C) The machine can perform multiple functions and is controlled by a programmable central processing unit.

(D) The total cost of the machine and computer combined is depreciated as a unit for income tax purposes.

(E) The capabilities of the machine cannot be expanded by substituting a more complex computer for the original.

(ii) Examples of property in this class include:

- (A) CNC mills;
- (B) CNC lathes;
- (C) MRI equipment;

(D) CAT scanners; and

(E) mammography units.

(iii) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 2

Year of Acquisition	Percent Good of Acquisition Cost
[05] 06	[83] 90%
[04] 05	[73] 75%
[03] 04	[61] 67%
[02] 03	[53] 58%
[01] 02	[44] 49%
[00] 01	[36] 39%
[99] 00	[26] 29%
[98] 99 and prior	[16] 18%

(c) Class 3 - Short Life Trade Fixtures. Property in this class generally consists of electronic types of equipment and includes property subject to rapid functional and economic obsolescence or severe wear and tear.

(i) Examples of property in this class include:

- (A) office machines;
- (B) alarm systems;
- (C) shopping carts;
- (D) ATM machines;
- (E) small equipment rentals;
- (F) rent-to-own merchandise;
- (G) telephone equipment and systems;
- (H) music systems;
- (I) vending machines;
- (J) video game machines; and
- (K) cash registers and point of sale equipment.

(ii) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 3

Year of Acquisition	Percent Good of Acquisition Cost
[05] 06	[79] 86%
[04] 05	[68] 71%
[03] 04	[52] 57%
[02] 03	[35] 39%
[01] 02 and prior	[18] 20%

(d) Class 5 - Long Life Trade Fixtures. Class 5 property is subject to functional obsolescence in the form of style changes.

(i) Examples of property in this class include:

- (A) furniture;
- (B) bars and sinks;
- (C) booths, tables and chairs;
- (D) beauty and barber shop fixtures;
- (E) cabinets and shelves;
- (F) displays, cases and racks;
- (G) office furniture;
- (H) theater seats;
- (I) water slides; and
- (J) signs, mechanical and electrical.

(ii) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 5

Year of Acquisition	Percent Good of Acquisition Cost
[05] 06	[06] 93%
[04] 05	[02] 85%
[03] 04	[73] 80%
[02] 03	[63] 70%
[01] 02	[53] 59%
[00] 01	[43] 47%
[99] 00	[33] 36%
[98] 99	[22] 24%
[97] 98 and prior	[11] 12%

(e) Class 6 - Heavy and Medium Duty Trucks.

(i) Examples of property in this class include:

- (A) heavy duty trucks;
- (B) medium duty trucks;
- (C) crane trucks;
- (D) concrete pump trucks; and
- (E) trucks with well-boring rigs.

(ii) Taxable value is calculated by applying the percent good factor against the cost new.

(iii) Cost new of vehicles in this class is defined as follows:

- (A) the documented actual cost of the vehicle for new vehicles; or
- (B) 75 percent of the manufacturer's suggested retail price.

(iv) For state assessed vehicles, cost new shall include the value of attached equipment.

(v) The [2006]2007 percent good applies to [2006]2007 models purchased in [2005]2006.

(vi) Trucks weighing two tons or more have a residual taxable value of \$1,750.

TABLE 6

Model Year	Percent Good of Cost New
[06] 07	90%
[05] 06	[77] 80%
[04] 05	[71] 74%
[03] 04	[65] 67%
[02] 03	[59] 61%
[01] 02	[53] 55%
[00] 01	[47] 49%
[99] 00	[40] 43%
[98] 99	[34] 36%
[97] 98	[28] 30%
[96] 97	[22] 24%
[95] 96	[16] 18%
[94] 95	[10] 12%
[93] 94 and prior	[4] 5%

(f) Class 7 - Medical and Dental Equipment. Class 7 property is subject to a high degree of technological development by the health industry.

(i) Examples of property in this class include:

- (A) medical and dental equipment and instruments;
- (B) exam tables and chairs;
- (C) high-tech hospital equipment;
- (D) microscopes; and
- (E) optical equipment.

(ii) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 7

Year of Acquisition	Percent Good of Acquisition Cost
[05] 06	[07] 95%
[04] 05	[05] 86%
[03] 04	[78] 84%
[02] 03	[70] 77%
[01] 02	[62] 69%
[00] 01	[54] 59%
[99] 00	[45] 50%
[98] 99	[36] 41%
[97] 98	[28] 30%
[96] 97	[19] 21%
[95] 96 and prior	[10] 10%

(g) Class 8 - Machinery and Equipment. Property in this class is subject to considerable functional and economic obsolescence created by competition as technologically advanced and more efficient equipment becomes available.

(i) Examples of property in this class include:

- (A) manufacturing machinery;
- (B) amusement rides;
- (C) bakery equipment;
- (D) distillery equipment;
- (E) refrigeration equipment;
- (F) laundry and dry cleaning equipment;
- (G) machine shop equipment;
- (H) processing equipment;
- (I) auto service and repair equipment;
- (J) mining equipment;
- (K) ski lift machinery;
- (L) printing equipment;
- (M) bottling or cannery equipment;
- (N) packaging equipment; and
- (O) pollution control equipment.

(ii) Except as provided in Subsection (6)(g)(iii), taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

(iii)(A) Notwithstanding Subsection (6)(g)(ii), the taxable value of the following oil refinery pollution control equipment required by the federal Clean Air Act shall be calculated pursuant to Subsection (6)(g)(iii)(B):

- (I) VGO (Vacuum Gas Oil) reactor;
- (II) HDS (Diesel Hydrotreater) reactor;
- (III) VGO compressor;
- (IV) VGO furnace;
- (V) VGO and HDS high pressure exchangers;
- (VI) VGO, SRU (Sulfur Recovery Unit), SWS (Sour Water Stripper), and TGU; (Tail Gas Unit) low pressure exchangers;
- (VII) VGO, amine, SWS, and HDS separators and drums;
- (VIII) VGO and tank pumps;
- (IX) TGU modules; and
- (X) VGO tank and air coolers.

(B) The taxable value of the oil refinery pollution control equipment described in Subsection (6)(g)(iii)(A) shall be calculated by:

(I) applying the percent good factor in Table 8 against the acquisition cost of the property; and

(II) multiplying the product described in Subsection (6)(g)(iii)(B)(I) by 50%.

TABLE 8

Year of Acquisition	Percent Good of Acquisition Cost
[06]06	[87]95%
[04]05	[85]86%
[03]04	[78]84%
[02]03	[70]77%
[01]02	[62]69%
[00]01	[54]59%
[99]00	[45]50%
[98]99	[36]41%
[97]98	[28]30%
[96]97	[19]21%
[95]96 and prior	10%

(h) Class 9 - Off-Highway Vehicles.

(i) Because Section 59-2-405.2 subjects Class 9 property to an age-based uniform fee, a percent good schedule is not necessary for this class.

(i) Class 10 - Railroad Cars. The Class 10 schedule was developed to value the property of railroad car companies. Functional and economic obsolescence is recognized in the developing technology of the shipping industry. Heavy wear and tear is also a factor in valuing this class of property.

(i) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 10

Year of Acquisition	Percent Good of Acquisition Cost
[92]06	[92]97%
[91]05	[89]91%
[90]04	[83]88%
[89]03	[77]83%
[88]02	[70]77%
[87]01	[65]70%
[86]00	[58]64%
[85]99	[51]57%
[84]98	[44]49%
[83]97	[37]41%
[82]96	[31]33%
[81]95	[24]26%
[80]94	[16]18%
[79]93 and prior	[8]9%

(j) Class 11 - Street Motorcycles.

(i) Because Section 59-2-405.2 subjects Class 11 property to an age-based uniform fee, a percent good schedule is not necessary for this class.

(k) Class 12 - Computer Hardware.

(i) Examples of property in this class include:

- (A) data processing equipment;
- (B) personal computers;
- (C) main frame computers;
- (D) computer equipment peripherals;
- (E) cad/cam systems; and
- (F) copiers.

(ii) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 12

Year of Acquisition	Percent Good of Acquisition Cost
[06]06	62%
[04]05	46%
[03]04	21%
[02]03	9%
[01]02 and prior	7%

(l) Class 13 - Heavy Equipment.

(i) Examples of property in this class include:

- (A) construction equipment;
- (B) excavation equipment;
- (C) loaders;
- (D) batch plants;
- (E) snow cats; and
- (F) pavement sweepers.

(ii) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

(iii) [2006]2007 model equipment purchased in [2005]2006 is valued at 100 percent of acquisition cost.

TABLE 13

Year of Acquisition	Percent Good of Acquisition Cost
[06]06	[57]62%
[04]05	[54]59%
[03]04	[51]55%
[02]03	[48]51%
[01]02	[45]48%
[00]01	[41]44%
[99]00	[38]41%
[98]99	[35]37%
[97]98	[32]33%
[96]97	[29]30%
[95]96	[25]26%
[94]95	22%
[93]94	19%
[92]93 and prior	[16]15%

(m) Class 14 - Motor Homes.

(i) Taxable value is calculated by applying the percent good against the cost new.

(ii) The [2006]2007 percent good applies to [2006]2007 models purchased in [2005]2006.

(iii) Motor homes have a residual taxable value of \$1,000.

TABLE 14

Model Year	Percent Good of Cost New
[06]07	90%
[05]06	[69]65%
[04]05	[66]61%
[03]04	[63]58%
[02]03	[59]55%
[01]02	[56]51%
[00]01	[53]48%
[99]00	[49]45%
[98]99	[46]41%
[97]98	[43]38%
[96]97	[39]35%

[95] 96	[36] 32%
[94] 95	[33] 28%
[93] 94	[29] 25%
[92] 93	[26] 22%
[91] 92	[23] 18%
[90] 91 and prior	[19] 15%

(n) Class 15 - Semiconductor Manufacturing Equipment. Class 15 applies only to equipment used in the production of semiconductor products. Equipment used in the semiconductor manufacturing industry is subject to significant economic and functional obsolescence due to rapidly changing technology and economic conditions.

- (i) Examples of property in this class include:
 - (A) crystal growing equipment;
 - (B) die assembly equipment;
 - (C) wire bonding equipment;
 - (D) encapsulation equipment;
 - (E) semiconductor test equipment;
 - (F) clean room equipment;
 - (G) chemical and gas systems related to semiconductor manufacturing;
 - (H) deionized water systems;
 - (I) electrical systems; and
 - (J) photo mask and wafer manufacturing dedicated to semiconductor production.
- (ii) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 15

Year of Acquisition	Percent Good of Acquisition Cost
[05] 06	47%
[04] 05	34%
[03] 04	24%
[02] 03	15%
[01] 02 and prior	6%

(o) Class 16 - Long-Life Property. Class 16 property has a long physical life with little obsolescence.

- (i) Examples of property in this class include:
 - (A) billboards;
 - (B) sign towers;
 - (C) radio towers;
 - (D) ski lift and tram towers;
 - (E) non-farm grain elevators; and
 - (F) bulk storage tanks.
- (ii) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 16

Year of Acquisition	Percent Good of Acquisition Cost
[05] 06	[94] 98%
[04] 05	[92] 93%
[03] 04	[88] 91%
[02] 03	[84] 87%
[01] 02	[79] 83%
[00] 01	[75] 78%
[99] 00	[71] 74%
[98] 99	[65] 71%
[97] 98	[61] 65%
[96] 97	[56] 61%

[95] 96	[52] 56%
[94] 95	[48] 51%
[93] 94	[43] 47%
[92] 93	[37] 41%
[91] 92	[31] 35%
[90] 91	[25] 28%
[89] 90	[20] 21%
[88] 89	[14] 15%
[87] 88 and prior	[7] 8%

(p) Class 17 - Vessels Equal to or Greater Than 31 Feet in Length.

- (i) Examples of property in this class include:
 - (A) houseboats equal to or greater than 31 feet in length;
 - (B) sloops equal to or greater than 31 feet in length; and
 - (C) yachts equal to or greater than 31 feet in length.
- (ii) A vessel, including an outboard motor of the vessel, under 31 feet in length:
 - (A) is not included in Class 17;
 - (B) may not be valued using Table 17; and
 - (C) is subject to an age-based uniform fee under Section 59-2-405.2.
- (iii) Taxable value is calculated by applying the percent good factor against the cost new of the property.
- (iv) The Tax Commission and assessors shall rely on the following sources to determine cost new for property in this class:
 - (A) the following publications or valuation methods:
 - (I) the manufacturer's suggested retail price listed in the ABOS Marine Blue Book;
 - (II) for property not listed in the ABOS Marine Blue Book but listed in the NADA Marine Appraisal Guide, the NADA average value for the property divided by the percent good factor; or
 - (III) for property not listed in the ABOS Marine Blue Book or the NADA Appraisal Guide:
 - (aa) the manufacturer's suggested retail price for comparable property; or
 - (bb) the cost new established for that property by a documented valuation source; or
 - (B) the documented actual cost of new or used property in this class.
 - (v) The [2006]2007 percent good applies to [2006]2007 models purchased in [2005]2006.
 - (vi) Property in this class has a residual taxable value of \$1,000.

TABLE 17

Model Year	Percent Good of Cost New
[06] 07	90%
[05] 06	[72] 68%
[04] 05	[70] 66%
[03] 04	[67] 64%
[02] 03	[65] 62%
[01] 02	[63] 59%
[00] 01	[61] 57%
[99] 00	[59] 55%
[98] 99	[57] 53%
[97] 98	[54] 50%
[96] 97	[52] 48%
[95] 96	[50] 46%
[94] 95	[48] 44%
[93] 94	[46] 42%
[92] 93	[43] 39%
[91] 92	[41] 37%
[90] 91	[39] 35%

[89] 90	[37] 33%
[88] 89	[35] 31%
[87] 88	[32] 28%
[86] 87	[30] 26%
[85] 86 and prior	[28] 24%

TABLE 21

Model Year	Percent Good of Cost New
[06] 07	95%
[05] 06	[78] 81%
[04] 05	[74] 76%
[03] 04	[69] 71%
[02] 03	65%
[01] 02	[61] 60%
[00] 01	[56] 55%
[99] 00	[52] 50%
[98] 99	[48] 44%
[97] 98	[43] 39%
[96] 97	[39] 34%
[95] 96	[35] 29%
[94] 95	[30] 24%
[93] 94	[26] 18%
[92] 93	[22] 13%
[91] 92	[18] 8%
[90] 91 and prior	[13] 3%

(q) Class 18 - Travel Trailers/Truck Campers.
 (i) Because Section 59-2-405.2 subjects Class 18 property to an age-based uniform fee, a percent good schedule is not necessary for this class.

(r) Class 20 - Petroleum and Natural Gas Exploration and Production Equipment. Class 20 property is subject to significant functional and economic obsolescence due to the volatile nature of the petroleum industry.

- (i) Examples of property in this class include:
 - (A) oil and gas exploration equipment;
 - (B) distillation equipment;
 - (C) wellhead assemblies;
 - (D) holding and storage facilities;
 - (E) drill rigs;
 - (F) reinjection equipment;
 - (G) metering devices;
 - (H) cracking equipment;
 - (I) well-site generators, transformers, and power lines;
 - (J) equipment sheds;
 - (K) pumps;
 - (L) radio telemetry units; and
 - (M) support and control equipment.
- (ii) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 20

Year of Acquisition	Percent Good of Acquisition Cost
[05] 06	[92] 97%
[04] 05	[90] 95%
[03] 04	[82] 94%
[02] 03	[76] 87%
[01] 02	[69] 80%
[00] 01	[62] 72%
[99] 00	[55] 64%
[98] 99	[47] 55%
[97] 98	[40] 46%
[96] 97	[33] 38%
[95] 96	[25] 29%
[94] 95	[17] 20%
[93] 94 and prior	[9] 10%

(s) Class 21 - Commercial Trailers.
 (i) Examples of property in this class include:

- (A) dry freight van trailers;
- (B) refrigerated van trailers;
- (C) flat bed trailers;
- (D) dump trailers;
- (E) livestock trailers; and
- (F) tank trailers.

 (ii) Taxable value is calculated by applying the percent good factor against the cost new of the property. For state assessed vehicles, cost new shall include the value of attached equipment.
 (iii) The ~~2006~~2007 percent good applies to ~~2006~~2007 models purchased in ~~2005~~2006.
 Commercial trailers have a residual taxable value of \$1,000.

(t) Class 22 - Passenger Cars, Light Trucks/Utility Vehicles, and Vans.

a) Class 22 vehicles fall within four subcategories: domestic passenger cars, foreign passenger cars, light trucks, including utility vehicles, and vans.

b) Because Section 59-2-405.1 subjects Class 22 property to an age-based uniform fee, a percent good schedule is not necessary for this class.

(u) Class 23 - Aircraft Subject to the Aircraft Uniform Fee and Not Listed in the Aircraft Bluebook Price Digest.

- (i) Examples of property in this class include:
 - (A) kit-built aircraft;
 - (B) experimental aircraft;
 - (C) gliders;
 - (D) hot air balloons; and
 - (E) any other aircraft requiring FAA registration.
- (ii) Aircraft subject to the aircraft uniform fee, but not listed in the Aircraft Bluebook Price Digest, are valued by applying the percent good factor against the acquisition cost of the aircraft.
- (iii) Aircraft requiring Federal Aviation Agency registration and kept in Utah must be registered with the Motor Vehicle Division of the Tax Commission.

TABLE 23

Year of Acquisition	Percent Good of Acquisition Cost
[05] 06	75%
[04] 05	71%
[03] 04	67%
[02] 03	63%
[01] 02	59%
[00] 01	55%
[99] 00	51%
[98] 99	47%
[97] 98	43%
[96] 97	39%
[95] 96	35%
[94] 95 and prior	31%

(v) Class 24 - Leasehold Improvements.
 (i) This class includes leasehold improvements to real property installed by a tenant. The Class 24 schedule is to be used only with leasehold improvements that are assessed to the lessee of the real

property pursuant to Tax Commission rule R884-24P-32. Leasehold improvements include:

- (A) walls and partitions;
- (B) plumbing and roughed-in fixtures;
- (C) floor coverings other than carpet;
- (D) store fronts;
- (E) decoration;
- (F) wiring;
- (G) suspended or acoustical ceilings;
- (H) heating and cooling systems; and
- (I) iron or millwork trim.

(ii) Taxable value is calculated by applying the percent good factor against the cost of acquisition, including installation.

(iii) The Class 3 schedule is used to value short life leasehold improvements.

TABLE 24

Year of Installation	Percent of Installation Cost
[05] 06	94%
[04] 05	88%
[03] 04	82%
[02] 03	77%
[01] 02	71%
[00] 01	65%
[99] 00	59%
[98] 99	54%
[97] 98	48%
[96] 97	42%
[95] 96	36%
[94] 95 and prior	30%

(w) Class 25 - Aircraft Parts Manufacturing Tools and Dies. Property in this class is generally subject to rapid physical, functional, and economic obsolescence due to rapid technological and economic shifts in the airline parts manufacturing industry. Heavy wear and tear is also a factor in valuing this class of property.

- (i) Examples of property in this class include:
 - (A) aircraft parts manufacturing jigs and dies;
 - (B) aircraft parts manufacturing molds;
 - (C) aircraft parts manufacturing patterns;
 - (D) aircraft parts manufacturing taps and gauges;
 - (E) aircraft parts manufacturing test equipment; and
 - (F) aircraft parts manufacturing fixtures.

(ii) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 25

Year of Acquisition	Percent Good of Acquisition Cost
[05] 06	[79] 86%
[04] 05	[69] 71%
[03] 04	[53] 58%
[02] 03	[36] 40%
[01] 02	[19] 21%
[00] 01 and prior	4%

(x) Class 26 - Personal Watercraft.

(i) Because Section 59-2-405.2 subjects Class 26 property to an age-based uniform fee, a percent good schedule is not necessary for this class.

(y) Class 27 - Electrical Power Generating Equipment and Fixtures

(i) Examples of property in this class include:

- (A) electrical power generators; and
- (B) control equipment.

(ii) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 27

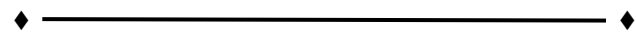
Year of Acquisition	Percent Good of Acquisition Cost
[05] 06	97%
[04] 05	95%
[03] 04	92%
[02] 03	90%
[01] 02	87%
[00] 01	84%
[99] 00	82%
[98] 99	79%
[97] 98	77%
[96] 97	74%
[95] 96	71%
[94] 95	69%
[93] 94	66%
[92] 93	64%
[91] 92	61%
[90] 91	58%
[89] 90	56%
[88] 89	53%
[87] 88	51%
[86] 87	48%
[85] 86	45%
[84] 85	43%
[83] 84	40%
[82] 83	38%
[81] 82	35%
[80] 81	32%
[79] 80	30%
[78] 79	27%
[77] 78	25%
[76] 77	22%
[75] 76	19%
[74] 75	17%
[73] 74	14%
[72] 73	12%
[71] 72 and prior	9%

F. The provisions of this rule shall be implemented and become binding on taxpayers beginning January 1, [2006]2007.

KEY: taxation, personal property, property tax, appraisals
Date of Enactment or Last Substantive Amendment: [March 6, 2006]

Notice of Continuation: April 5, 2002

Authorizing, and Implemented or Interpreted Law: 59-2-301



Transportation, Operations, Traffic and Safety

R920-50

Ropeway Operation Safety Rules

NOTICE OF PROPOSED RULE

(Amendment)
 DAR FILE No.: 28905
 FILED: 07/31/2006, 14:01

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The committee responsible for adopting the rule decided changes in standards were advisable.

SUMMARY OF THE RULE OR CHANGE: The rule adopts an air space requirement and a standard for funicular ropeways.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 72-1-201

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: American National Standards Institute (ANSI) B-77.1 (1999) and ANSI B-77.2 (2004)

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: There may be an increased cost from inspections since there will be additional standards to look out for. It is impossible to know what those costs will be.
- ❖ LOCAL GOVERNMENTS: This rule does not apply to any local governments because no local governments operate a funicular, so there will be no cost savings or increases.
- ❖ OTHER PERSONS: It is possible that the ski areas could have some additional expenses due to the air space requirement if they want to get an exception to build within the restricted area. The costs cannot be estimated because they vary from installation to installation. Also, the building codes in most of the areas would require most of these items anyway. If ski areas do not build within the air space, there would be no additional costs. For the funicular standard, it is a new ANSI B77.2 standard first published in 2004. The establishment of a standard could also cause increased cost to manufacture and install a funicular, but those are unknown because we do not know what items would have to be upgraded in order to meet the minimums set by the national standard.

COMPLIANCE COSTS FOR AFFECTED PERSONS: It is possible that the ski area could have some additional expenses due to the air space requirement if they want to get an exception to build within the restricted area. The costs cannot be estimated because they vary from installation to installation. Also, the building codes in most of the areas would require most of these items anyway. If ski areas do not build within the air space, there would be no additional costs. For the funicular standard, it is a new ANSI B77.2 standard first published in 2004. The establishment of a standard could also cause increased cost to manufacture and install a funicular, but those are unknown because we do not know what items would have to be upgraded in order to meet the minimums set by the national standard.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The fiscal impact is minimal compared to the increase in safety that the standards will provide. John R. Njord, Executive Director

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

TRANSPORTATION
 OPERATIONS, TRAFFIC AND SAFETY
 CALVIN L RAMPTON COMPLEX
 4501 S 2700 W
 SALT LAKE CITY UT 84119-5998, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

James Beadles at the above address, by phone at 801-965-4168, by FAX at 801-965-4796, or by Internet E-mail at jbeadles@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 09/14/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 09/21/2006

AUTHORIZED BY: John R. Njord, Executive Director

R920. Transportation, Operations, Traffic and Safety.**R920-50. Ropeway Operation Safety Rules.****R920-50-1. Utah Ropeway Rules for Passenger Ropeways.**

A. Introduction

These rules are issued pursuant to Utah Code Annotated, Section 72-11-210 to implement the Passenger Ropeway Safety Act, Utah Code Ann., Sections 72-11-201 et seq.

B. Governing Standard

1. The governing standards in Utah ~~is~~ are the standards entitled "ANSI B-77.1, 1999" and "ANSI B77.2, 2004" as modified by rule of the Committee.~~;~~ The standards are published by the American National Standards Institute, 1430 Broadway, New York, New York 10018.~~;~~ and The ANSI B77.1 was approved by ANSI on March 11, 1999, and the ANSI B77.2 was approved by ANSI on December 31, 2003.~~as modified by rule of the Committee.~~ Use of ~~this~~ these standards ~~is~~ are authorized by Section 72-11-201.

2. The Utah Passenger Ropeway Safety Committee reserves the right to modify, add, or delete provisions included in the Governing Standard.

C. Classification of Ropeways and Applicable Standards

1. Section 1.2.4.1 of the Governing Standard is modified by the following requirements:

- a. Existing installations need not comply with the new or revised requirements of the Governing Standard and these rules, except as set forth in R920-50-1.D.1.b;
- b. Existing ropeways, when removed and reinstalled, shall be classified as new installations (see R920-50-1-C.2);
- c. Ropeway modifications shall meet the requirements of R920-50-2.F and R920-50-8.

2. Section 1.2.4.2 of the Governing Standard is modified by the following requirement: New installations and those with design review completed by the Committee after the effective date of the Governing Standard, shall comply with the new or revised requirements of the Governing Standard and with these rules.

D. Inspections of Ropeways

1. The annual general inspection requirements stated in ANSI B77.1, 2.3.4.1, 3.3.4.1, 4.3.4.1, 5.3.4.1 and 6.3.4.1, are replaced by the following requirements:

a. An annual general or pre-operational inspection of each passenger ropeway shall be made by a Ropeway Inspector prior to approval of any application for licensure. An operational inspection of each passenger ropeway may be made by a Ropeway Inspector at least once a year during the high-use season. For each passenger ropeway inspected, items found either deficient or in noncompliance shall be noted. A report signed by the Ropeway Inspector listing items found either deficient or in noncompliance shall be filed with the owner. The owner shall correct all deficiencies and noncompliance items listed in the Ropeway Inspector's report or request an exception from the Governing Standard and applicable Utah Ropeway Operations Safety Rules. In addition to the annual general, pre-operational, and operational inspections, the Committee may order other inspections in accordance with Section 72-11-211;

b. All installations shall comply with the new or revised requirements of the Governing Standard and these rules in the following areas, on or before the effective date of each paragraph, as set forth below:

1. Requirements for auxiliary drives, as set forth in ANSI B77.1, 2.1.2.1.1, 3.1.2.1.1, 4.1.2.1.1. These requirements shall be effective November 1, 1994;

2. Requirement for one device that senses the position of the rope shall be installed on each sheave unit, as set forth in ANSI B77.1, 3.1.3.3.2, paragraph 6. This requirement shall be effective November 1, 1994;

3. Requirements for audible warning devices, as specified by ANSI B77.1, 2.1.1.12, 3.1.1.12. These requirements shall be effective November 1, 2001;

4. Section 4.1.1.12 of the Governing Standard is modified by the following requirement: The aerial lift shall incorporate an audible warning device that signals an impending start of the ropeway. After the start button is pressed, the device shall sound an audible alarm for a minimum of two seconds before the ropeway begins to move. The audible device shall be heard inside and outside all terminals and machine rooms above the ambient noise level. These requirements shall be effective November 1, 2001;

5. "Qualified personnel" as used in X.1.1.11 means a qualified engineer approved by the Committee. A "aerial tramway specialist" as used in 2.3.4, "aerial lift specialist" as used in 3.3.4 and 4.3.4, "surface lift specialist" as used in 5.3.4, and a "tow specialist" as used in 6.3.4 means a ropeway inspector approved by the Committee.

c. Grips, clips, hangars, chairs, carriages and cabins shall be tested according to ANSI B77.1, X.3.4.3, except as modified in this subsection c.

1. Testing personnel shall be qualified in accordance with ASNT Recommended Practice No. SNT-TC-1A-1992. Testing agency shall provide certification of qualification of personnel performing testing.

2. Testing agency inspector shall certify to the owner or area operator that the passenger ropeway components tested were non-destructively tested in accordance with current acceptance criteria established by the designer or manufacturer, or in case the designer or manufacturer is no longer in business, by a Qualified Engineer;

3. Sampling size and method of obtaining the sample shall comply with X.3.4.3 of the Governing Standard;

4. Rejection rate and retest procedures shall comply with current acceptance criteria established by the designer or manufacturer, or in

case the designer or manufacturer is no longer in business, by a Qualified Engineer;

5. Types of inspections to be performed and the procedures to be used shall comply with current acceptance criteria established by the designer or manufacturer, or in case the designer or manufacturer is no longer in business, by a Qualified Engineer;

6. Criteria for acceptance/rejection of samples shall comply with current acceptance criteria established by the designer or manufacturer, or in case the designer or manufacturer is no longer in business, by a Qualified Engineer.

d. Wire rope inspection shall be performed according to Section 7.4.1 of the Governing Standard and shall be performed by a competent inspector defined by the Governing Standard and who is approved by the Committee. The wire rope inspector shall certify to the owner or area operator whether the wire rope in its present condition meets requirements for continued operation.

e. All installations shall comply with the Operation and Maintenance requirements of the Governing Standard. These requirements are stated in ANSI B77.1, 2.3, 3.3, 4.3, 5.3, 6.3, and 7.4.

E. Fire Detection

All machine rooms that are in an enclosed structure located adjacent to the rope of the ropeway (vaulted) shall have a fire detection system installed in accordance with the National Fire Alarm Code. This system shall initiate a visual and audible alarm monitored at the drive terminal operator station.

F. Conveyors Standards

1. Section 8 of the ANSI B77.1-1999 is modified by the following requirement:

a. Modifying the maximum conveyor speed requirements stated in 8.1.1.5, that maximum speed is 160 feet/minute.

b. Loading and unloading areas requirements of 8.1.1.9 shall also accommodate the use of adaptive devices.

c. "Qualified personnel" as used in 8.1.1.11 means a qualified engineer approved by the Committee. A "conveyor specialist" as used in 8.3.4 means a ropeway inspector approved by the Committee.

d. Power units referred to in 8.1.2.1 may not have reverse capability.

e. "Power supply cords" referred to in 8.2.1.5.5 shall be protected from snow grooming, skiers, and other equipment and shall be ground fault protected.

f. The belt transition entry stop device referred to in 8.1.2.11.2 shall include redundant (double) sensors. Each sensor shall be part of an independent control circuit that can initiate an emergency shutdown of the conveyor. The device shall be so designed and maintained that no single point of failure can cause the entry stop device to malfunction. The device shall not be remotely resettable and shall require the operator to reset the device prior to restarting the conveyor.

g. A single operator, as referred to in 8.3.2.2 may not operate more than one conveyor.

h. No bypass of circuits, as referred to in 8.3.2.5.9 is allowed.

G. Dynamic Testing

1. Section X.3.3.1 is replaced with:

Foundations and structural, mechanical and electrical components shall be inspected regularly and kept in a state of good repair. The maintenance requirements of the designer or a Qualified Engineer (see X.1.6.2) shall be followed. Maintenance and testing logs shall be kept (see X.3.5.3).

2. Section X.3.3.1.2 is replaced with:

A written schedule for systematic dynamic testing shall be developed and followed. The schedule shall establish specific

frequencies and conditions for periodic testing. The owner shall provide Experienced personnel to develop and conduct the dynamic test. The testing shall simulate or duplicate inertial loadings. The test load shall be equivalent to the design live load. Dynamic testing shall be performed at intervals not exceeding 7 years. The testing requirements shall include, but not be limited to the following:

- a) braking systems;
 - b) auxiliary power units;
 - c) tension systems; and
 - d) electrical systems.
- H. Tows.

1. Section 6.1.2.11.2 is replaced with:

Automatic stop device(s) shall be installed at each terminal and beyond each unloading area to stop the tow if actuated by a person's passage. For actuating devices of the suspended type, the suspended portion shall be strong enough to cause release of the actuating devices in use under the most adverse conditions, and each side shall be detachable and shall interrupt the operating circuit when detached. The device shall be in accordance with the following as applicable:

- (a) Intermediate unloading areas: Required only when passengers are not permitted beyond the intermediate unloading area;
- (b) Terminal areas: Installed on the incoming side so that the distance from the stop gate to the first obstruction is more than 150% of the distance required to stop the empty tow operating at maximum speed. The stop device shall extend across the tow beneath the incoming and outgoing rope;
- (c) Fiber rope tows: Additionally, at unloading areas a device shall encircle the incoming fiber rope.

I. Air Space Requirements

ANSI B77.1 Section 2.1.1.2, 3.1.1.2, 4.1.1.2, 5.1.1.2, and 6.1.1.2 and ANSI B77.2 section 2.1.1.2 shall also include the following: No structure (temporary or permanent) shall be permitted to encroach into the air space of the ropeway. These requirements are effective for ropeways or structures built after November 1, 2006.

R920-50-2. Definition of Terms.

A. "Aerial lift" means a ropeway on which passengers are transported in cabins or on chairs and that circulate in one direction between terminals without reversing the travel path.

B. "Aerial tramway (reversible)" means a ropeway on which the passengers are transported in cable-supported carriers are not in contact with the ground or snow surface, and in which the carrier(s) reciprocate between terminals.

C. "Air Space" means the area bounded by vertical planes commencing at a point thirty-five (35) feet from the intersection of the vertical planes of the ropes or cables and ground surface.

[C]D. "Annual general inspection" means an inspection of a passenger ropeway made by a Ropeway Inspector to verify preservation of original design integrity and to determine that components and systems of the passenger ropeway are in proper working order and in accordance with Committee rules.

[D]E. "Committee" means the Passenger Ropeway Safety Committee as outlined in Section 72-11-202.

[E]F. "Conveyor" means a device used to transport skiers uphill while standing on a flexible moving element which consists of multiple tread plates or belting.

[F]G. "Detachable grip lift" means a ropeway system on which carriers circulate around the system alternately attaching to and detaching from a moving haul rope(s). The ropeway system may be monocable or bicable.

[G]H. "Experienced personnel" means an individual who has acquired knowledge and skills through study, training, or experience in ropeway maintenance, operation, or testing.

[H]I. "Funicular" means a ropeway in which carrier(s) are supported and guided by a guideway and are propelled by means of a haul rope system and operates as a single reversible or as a double reversible.

[I]J. "Incident inspection" means an inspection of a passenger ropeway incident made by an approved Ropeway Inspector or a qualified engineer at the request of the Committee.

[J]K. "Modification" means any change as defined in the Governing Standard, ANSI B77.1 Standard 1.2.4.3 and the replacement of a ropeway component by one that alters the certified design or construction provided by the passenger ropeway manufacturer or designer.

[K]L. "Operational inspection" means an inspection of a passenger ropeway made by a Ropeway Inspector to determine compliance with the operation and maintenance requirements of the Governing Standard and with Committee rules.

[L]M. "Operating personnel" means persons employed by the operator for the purpose of supervising the operation, or engaged in servicing, checking, inspecting or maintaining the machinery or structures of a ropeway and when specifically on duty for such purpose on that ropeway.

[M]N. "Operator" means a person, including any political subdivision or instrumentality of the political subdivision, who owns, manages, or directs the operation of a passenger ropeway.

[N]O. "Passenger" means any person riding a ropeway, other than "operating personnel".

[O]P. "Passenger ropeway" means all devices that carry, pull, or push passengers along a level or inclined path (excluding elevators) by means of a haul rope or other flexible element that is driven by a power unit remaining essentially at a single location. Passenger ropeways include the following:

- (1) aerial tramway (reversible);
- (2) aerial lifts (detachable lifts, chair lifts and similar equipment);
- (3) conveyor;
- (4) funicular;
- (5) rope tow (wire rope and fiber rope tows); and
- (6) surface lifts (J-bar, T-bar, or platter pull and similar equipment).

[P]Q. "Passenger Ropeway Incident" means:

1. Any structural, mechanical, or electrical malfunction or failure of a passenger ropeway component that results in bodily injury to any person on, or inside the load or unload zone of, a passenger ropeway;
2. Any deropement regardless of whether or not the passenger ropeway is evacuated;
3. Any evacuation of the passenger ropeway other than by prime mover or auxiliary power unit, regardless of cause;
4. Any fire involving a passenger ropeway component or adjacent structure;
5. Any structural, mechanical, or electrical malfunction or failure of a passenger ropeway component that results in a loss of control of the passenger ropeway as defined in the Governing Standard, ANSI B77.1 Standard X.2.1.7.2;
6. Any wire rope damage which exceeds the requirement in the Governing Standard, ANSI B77.1 Standard 7.4.1.1; or
7. Any structural, mechanical, or electrical malfunction or failure of a passenger ropeway component or its primary connection that has the apparent potential for causing bodily injury to any person, including but not limited to, the following:

- a. Terminal Structure
- b. Bullwheel
- c. Brake System
- d. Tower Structure
- e. Sheave, Axle, or Sheave Assembly
- f. Carrier
- g. Grip.

[Q]R. "Pre-operational inspection" means an inspection made by a Ropeway Inspector prior to the operation of any new or modified passenger ropeway requiring an Acceptance Inspection and Test.

[R]S. "Qualified engineer" means, notwithstanding any different definition in the ANSI B77.1 Standard, any engineer who is licensed to practice engineering in the state of Utah and who has been approved by the Committee.

[S]T. "Responsible charge" means effective control and direction of projects of the type discussed in these rules.

[F]U. "Rope tow" means a ropeway wherein passengers grasp a circulating fiber hauling rope or a towing device attached to a circulating wire rope or fiber rope and are propelled uphill. Passenger riding on recreational devices are also propelled uphill.

[U]V. "Ropeway inspector" means an engineer licensed to practice engineering in the state of Utah, independent of the ropeway owner, and approved by the Committee to inspect passenger ropeways.

W. "Structure" means any edifice, including residential and public buildings, or any other structure or equipment that could reasonably be expected to interfere with the safe operation of a ropeway. Ropeway components required for the operation of the ropeway are not included.

[X]X. "Surface lift" ("J bar," "T bar," or "platter pull," and similar equipment) means a ropeway wherein passengers or passengers on recreational devices are transported on the surface by means of towing devices propelled by a main overhead traveling wire rope supported by trestles or towers with one or more spans.

KEY: transportation safety, tramways, ropeways, tramway permits

Date of Enactment or Last Substantive Amendment: ~~April 4, 2006~~

Notice of Continuation: December 13, 2002

Authorizing, and Implemented or Interpreted Law: 72-11-201 through 72-11-216; 63-46b-1 et seq.



End of the Notices of Proposed Rules Section

NOTICES OF CHANGES IN PROPOSED RULES

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

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

Following the RULE ANALYSIS, the text of the CHANGE IN PROPOSED RULE is usually printed. The text shows only those changes made since the PROPOSED RULE was published in an earlier edition of the *Utah State Bulletin*. Additions made to the rule appear underlined (e.g., example). Deletions made to the rule appear struck out with brackets surrounding them (e.g., [example]). A row of dots in the text (· · · · ·) indicates that unaffected text was removed to conserve space. If a CHANGE IN PROPOSED RULE is too long to print, the Division of Administrative Rules will include only the RULE ANALYSIS. A copy of rules that are too long to print is available from the agency or from the Division of Administrative Rules.

While a CHANGE IN PROPOSED RULE does not have a formal comment period, there is a 30-day waiting period during which interested parties may submit comments. The 30-day waiting period for CHANGES IN PROPOSED RULES published in this issue of the *Utah State Bulletin* ends September 14, 2006. At its option, the agency may hold public hearings.

From the end of the waiting period through December 13, 2006, the agency may notify the Division of Administrative Rules that it wants to make the CHANGE IN PROPOSED RULE effective. When an agency submits a NOTICE OF EFFECTIVE DATE for a CHANGE IN PROPOSED RULE, the PROPOSED RULE as amended by the CHANGE IN PROPOSED RULE becomes the effective rule. The agency sets the effective date. The date may be no fewer than 30 days nor more than 120 days after the publication date of this issue of the *Utah State Bulletin*. Alternatively, the agency may file another CHANGE IN PROPOSED RULE in response to additional comments received. If the Division of Administrative Rules does not receive a NOTICE OF EFFECTIVE DATE or another CHANGE IN PROPOSED RULE, the CHANGE IN PROPOSED RULE filing, along with its associated PROPOSED RULE, lapses and the agency must start the process over.

CHANGES IN PROPOSED RULES are governed by *Utah Code* Section 63-46a-6 (2001); and *Utah Administrative Code* Rule R15-2, and Sections R15-4-3, R15-4-5, R15-4-7, and R15-4-9.

The Changes in Proposed Rules Begin on the Following Page.

Commerce, Real Estate
R162-11
Undivided Fractionalized Long-Term
Estates

NOTICE OF CHANGE IN PROPOSED RULE

DAR File No.: 28753
 Filed: 07/27/2006, 14:48

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The changes are made in response to public comment received at a 06/21/2006 hearing on the proposed amendment.

SUMMARY OF THE RULE OR CHANGE: The term "investor" is changed to "purchaser" throughout. A subsection is added requiring disclosure of whether any affiliate of the sponsor is a master lease tenant or whether the sponsor is an affiliate of any master lease tenant. Subsections containing certain restrictions on the structure of the master lease and the management agreement are deleted. A reference to the right of presentment is also deleted from Subsection R162-11-2(11.2.1.2)(g). (DAR NOTE: This change in proposed rule has been filed to make additional changes to a proposed new rule that was published in the June 15, 2006, issue of the Utah State Bulletin, on page 13. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the change in proposed rule and the proposed new rule together to understand all of the changes that will be enforceable should the agency make this rule effective.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 61-2-5.5(1)(a)(vi) and Section 61-2-26

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: None--The rule implementing S.B. 64 (2005 General Session) has no budgetary impact in addition to that imposed by S.B. 64 itself. (DAR NOTE: S.B. 64 (2005) is found at Chapter 257, Laws of Utah 2005, and was effective 05/02/2005.)
- ❖ LOCAL GOVERNMENTS: None--Local governments are not affected by S.B. 64 (2005), and therefore, there is no anticipated cost or savings from the rules implementing S.B. 64 (2005). Local governments do not act as affiliates, entities, sponsors, or marketing agents of undivided fractionalized long-term estates and thus are not affected by the rule.
- ❖ OTHER PERSONS: None--The only persons who are affected by these rules are the sponsors of, and the persons marketing, undivided fractionalized long-term estates. Any cost or savings to these persons would be attributable to S.B. 64 (2005) and not the rules implementing that statute.

COMPLIANCE COSTS FOR AFFECTED PERSONS: None--Any compliance costs are attributable to S.B. 64 (2005) itself, and not the rules that the Commission is required by S.B. 64 (2005) to make.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Pursuant to statute, this rule filing establishes disclosure standards for the sale of undivided fractionalized long-term estates. No additional fiscal impact to businesses is anticipated beyond those already foreseen in passage of the authorizing statute. Francine A. Giani, Executive Director

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

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

DIRECT QUESTIONS REGARDING THIS RULE TO:

Shelley Wismer at the above address, by phone at 801-530-6761, by FAX at 801-530-6749, or by Internet E-mail at swismer@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 09/14/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 09/22/2006

AUTHORIZED BY: Derek Miller, Director

R162. Commerce, Real Estate.
R162-11. Undivided Fractionalized Long-Term Estates.

R162-11-2. Marketing Disclosures.

11.2.1 All real estate licensees who market an undivided fractionalized long-term estate shall obtain from the sponsor, and shall provide to [~~investors or prospective investors~~] purchasers in the form of written disclosures provided in a reasonable amount of time in advance of closing to allow adequate review by the purchaser, the following information:

11.2.1.1 Information concerning the sponsor and the sponsor's affiliates:

(a) The financial strength of the sponsor and all affiliates, as evidenced by current certified financial statements and current credit reports, and information concerning any bankruptcies or civil suits;

(b) Whether any affiliate of the sponsor is a third party service provider in the transaction, including mortgage brokers, mortgage lenders, loan originators, title service providers, attorneys, appraisers, document preparation services, providers of credit reports, property condition inspectors, settlement agents, real estate brokers or other marketing agents, insurance providers, and providers of any other services for which the investor will be required to pay.

(c) Whether any affiliate of the sponsor is a master lease tenant or whether the sponsor is an affiliate of any master lease tenant.

(d) Any use that will be made of [investor] purchaser proceeds.

11.2.1.2 Information concerning the real property in which the undivided fractionalized long-term estate is offered:

- (a) Material information concerning any leases or subleases affecting the real property;
- (b) Material information concerning any environmental issues affecting the real property;
- (c) A preliminary title report on the real property;
- (d) If available, financial statements on any tenants for the life of the entity or the last five years, whichever is shorter;
- (e) If applicable, rent rolls and operating history;
- (f) If applicable, loan documents;
- (g) The Tenants in Common agreement, or any agreement that forms the substance of the undivided fractionalized long-term estate, including definition of the undivided fractionalized interest ~~and the rights of presentment~~;
- (h) All third party reports acquired by the sponsor;
- (i) A narrative appraisal report, with an effective date no more than 6 months prior to the date the offer of sale is made, that includes at minimum pictures, type of construction, age of building, and site information such as improvements, parking, cross easements, site and location maps;
- (j) All material information concerning the market conditions for the property class; and
- (k) All material information concerning the demographics of the general market area.

11.2.1.3 Information concerning the asset managers and the property managers of the real property in which the undivided fractionalized long-term estate is offered:

- (a) Contact information for any existing or recommended asset managers and property managers;
- (b) Any relationship between the asset managers and the sponsor;
- (c) Any relationship between the property managers and the sponsor; and
- (d) Copies of any existing asset management agreements and any property management agreements.

11.2.2 All real estate licensees who market an undivided fractionalized long-term estate that is subject to a master lease shall obtain from the sponsor and provide to ~~investors or prospective investors~~ purchasers in a reasonable amount of time in advance of closing to allow adequate review by the purchaser, financial statements of the master ~~lease tenant~~ lessee, audited according to generally accepted accounting principles. If the master lease tenant is an entity formed for the sole purpose of acting as the master lease tenant, then the financial statements of the owners of that entity shall be furnished.

11.2.3 All real estate licensees who market an undivided fractionalized long-term estate shall, in a reasonable amount of time in advance of closing to allow adequate review by the purchaser:

- (a) ~~shall~~ disclose in writing to ~~investors or prospective investors~~ purchasers:
 - (i) that there may be tax consequences for a failure to close on the purchase;
 - (ii) that there may be risks involved in the purchase; and
- (b) shall advise ~~investors or prospective investors~~ purchasers that they should consult with tax advisors and other professionals for advice concerning these matters.

~~**R162-11-3. Structure of Master Lease.**~~

~~11.3 The master lease may not be structured so that the master lease tenant is an affiliate of the sponsor or so that the sponsor is an affiliate of the master lease tenant.~~

~~**R162-11-4. Management Agreement.**~~

~~11.4 The property manager may not be an affiliate of the sponsor and the sponsor may not be an affiliate of the property manager.~~

~~**R162-11-5]3. Regulation D Offerings.**~~

~~11.5]3 The Division and the Commission shall consider any offering of a fractionalized undivided long-term estate in real property that is compliant with Securities and Exchange Commission Regulation D, Rule 506, 17 C.F.R. Sec. 230.506 to be in compliance with these rules.~~

KEY: tenants-in-common interests

**Date of Enactment or Last Substantive Amendment: 2006
Authorizing, and Implemented or Interpreted Law: 61-2-26**



Insurance, Administration R590-220

Submission of Accident and Health Insurance Filings

NOTICE OF CHANGE IN PROPOSED RULE

DAR File No.: 28767

Filed: 07/31/2006, 17:11

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being changed to make corrections suggested by the insurance industry during the comment period and hearing.

SUMMARY OF THE RULE OR CHANGE: Subsection R590-220-5(6)(c) adds back in the word "correction" after the word "clerical". Subsection R590-220-6(1)(a)(i) corrected the reference for the NAIC Instruction Sheet. Technical corrections were made in Sections R590-220-9, R590-220-12, and R590-220-13. (DAR NOTE: This change in proposed rule has been filed to make additional changes to a proposed amendment that was published in the June 15, 2006, issue of the Utah State Bulletin, on page 27. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the change in proposed rule and the proposed amendment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 31A-2-201.1, 31A-2-201, 31A-2-202, 31A-22-605, 31A-22-620, and 31A-30-106

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: The changes to this rule will not change the work load on department personnel nor will they require a change in filings. The changes are basically technical and grammatical.
- ❖ LOCAL GOVERNMENTS: The changes to this rule will have no fiscal impact on local governments since they deal solely with the relationship between the licensee and the department.
- ❖ OTHER PERSONS: The changes to this rule are of a technical and grammatical nature. They do not change policies or procedures of the department or the requirements of health insurance licensees.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The changes to this rule are of a technical and grammatical nature. They do not change policies or procedures of the department or the requirements of health insurance licensees.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The changes to this rule will have no fiscal impact on businesses in Utah. D. Kent Michie, Commissioner

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

INSURANCE
ADMINISTRATION
Room 3110 STATE OFFICE BLDG
450 N MAIN ST
SALT LAKE CITY UT 84114-1201, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Jilene Whitby at the above address, by phone at 801-538-3803, by FAX at 801-538-3829, or by Internet E-mail at jwhitby@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 09/14/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 09/21/2006

AUTHORIZED BY: Jilene Whitby, Information Specialist

R590. Insurance, Administration.**R590-220. Submission of Accident and Health Insurance Filings.**

.....

R590-220-5. General Filing Information.

(1) Each filing submitted must be accurate, consistent, complete and contain all required documents in order for the filing to be processed in a timely and efficient manner. The commissioner may request any additional information deemed necessary.

(2) An insurer and filer are responsible for assuring compliance with Utah laws and rules. A filing not in compliance with Utah laws and rules is subject to regulatory action under Section 31A-2-308.

(3) A filing that does not comply with this rule will be rejected and returned to the filer. A rejected filing is not considered filed with the department.

(4) Prior filings will not be researched to determine the purpose of the current filing.

(5) The department does not review or proofread every filing.

(a) A filing may be reviewed:

(i) when submitted;

(ii) as a result of a complaint;

(iii) during a regulatory examination or investigation; or

(iv) at any other time the department deems necessary.

(b) If a filing is reviewed and is not in compliance with Utah laws and rules, an Order To Prohibit Use will be issued to the filer. The commissioner may require the insurer to disclose deficiencies in forms or rating practices to affected insureds.

(6) Filing correction.

(a) No transmittal is required when making a correction to misspelled words and punctuation in a filing. This filing will be considered informational.

(b) No transmittal is required when a clerical correction is made to a previous filing if submitted within 15 days of the date "Filed" with the department. The filer must reference the original filing or include a copy of the original transmittal.

(c) A new filing is required if a clerical correction is made more than 15 days after the date "Filed" with the department. The filer must reference the original filing or include a copy of the original transmittal.

(7) Filing withdrawal. A filer must notify the department when withdrawing a previously filed form, rate, or supplementary information.

R590-220-6. Filing Submission Requirements.

A filing must be submitted by market type and type of insurance. A filing may not include more than one type of insurance, or request filing for more than one insurer. A complete filing consists of the following documents submitted in the following order:

(1) Transmittal. The NAIC Life, Accident and Health, Annuity, Credit Transmittal Document, as provided in R590-220-3(2), must be on the top of the filing. The transmittal form must be properly completed.

(a) Complete the transmittal by using the following:

(i) NAIC Instruction Sheet for Life, Accident and Health, Annuity, Credit Transmittal Document [~~Form Filing Attachment and Rate Filing Attachment~~];

(ii) NAIC Instruction Sheet for Life, Accident and Health, Annuity, Credit Transmittal Document Form Filing Attachment and Rate Filing Attachment; and

(iii) NAIC Uniform Life, Accident and Health, Annuity and Credit Coding Matrix.

(b) Do not submit the document described in sections (a)(i),(ii), and (iii) with the filing.

(2) Filing Description. A cover letter should not be submitted. Instead, the following information must be included in the Filing Description on the transmittal and presented in the order shown below. [~~Description of Filing.~~]

(i) Indicate if the filing is new, replacing a previous filing, or contains forms that have been previously filed and are included for informational purposes.

(ii) Provide a brief description of each component's purpose, benefits and provisions.

- (iii) Identify any new, unusual, or controversial provision.
- (iv) Identify any unresolved previously prohibited provision and explain why the provision is included in the filing.
- (v) Explain any change in benefits or premiums that may occur while the contract is in force.
- (vi) If the filing is replacing or modifying a previous submission, provide information that identifies the filing being replaced or modified, the Utah filed date, and a detailed description of the changes made.
- (vii) If the filing includes forms for informational purposes, provide the dates the forms were filed.
- (viii) If filing a certificate, outline of coverage, application, or endorsements, and the filing does not contain a policy, identify the affected policy form number, the Utah filed date, and describe the effect of the submitted forms on the base policy.
 - (b) Marketing Facts.
 - (i) List the issue ages, which means the range of minimum and maximum ages for which a policy will be issued;
 - (ii) Identify the intended market, such as senior citizens, nonprofit organizations, association members, etc; and
 - (iii) Describe marketing and advertising in detail, i.e., through a marketing association, mass solicitation, electronic media, financial institutions, internet, telemarketing, or individually through licensed producers.
 - (c) Underwriting Methods. Provide a general explanation of the underwriting applicable to the filing.
- (3) Certification. The Utah Accident and Health Insurance Filing Certification must be properly completed and signed. A filing will be rejected if the certification is missing or incomplete. A certification that is inaccurate may subject the filer to administrative action.
- (4) Domicile Approval and Filing Status Information. A foreign insurer and filer must first submit filings to their domicile state. All filings must include domicile status and filing status information:
 - (a) Provide a stamped copy of the approval letter from the domicile state for the exact same filing and;
 - (b) Filing status information which includes;
 - (i) a list of the states to which the filing was submitted,
 - (ii) the date submitted, and
 - (iii) the states' actions and their responses,.
 - (c) If the filing is specific to Utah and only filed in Utah, then section 14 of the transmittal must be completed stating, "UTAH SPECIFIC - NOT SUBMITTED TO ANY OTHER STATE."
- (5) Group Questionnaire or Discretionary Group Authorization Letter. A group filing must identify the type of group, and include either a signed and fully completed "Utah Accident and Health Insurance Group Questionnaire," or a copy of the "Utah Accident and Health Insurance Discretionary Group Authorization" letter.
- (6) Letter of Authorization. When the filer is not the insurer, a letter of authorization from the insurer must be included. The insurer remains responsible for the filing being in compliance with Utah laws and rules.
- (7) Items being submitted for filing. Refer to each applicable subsection of this rule for general procedures and additional procedures on how to submit forms, rates, and reports.
- (8) Return Notification Materials.
 - (a) Return notification materials are limited to:
 - (i) a copy of the transmittal; and
 - (ii) a self addressed, stamped envelope.
 - (b) Any additional documents submitted for return will be discarded.

- (c) Notice of filing will not be provided unless return notification materials are submitted.

.....

R590-220-9. Additional Procedures for Group Market Form Filings.

A filer submitting a group accident and health filing is advised to review 31A-8, 31A-22 Parts VI and VII, 31A-30, Rules R590-76, R590-131, R590-146 and R590-148. A filer submitting a group health benefit plan filing should also review R590-220-10 in addition to this section.

- (1) Determine whether the group is an eligible group or a discretionary group.
- (2) Eligible Group. A filing for an eligible group must include a completed "Utah Accident and Health Insurance Group Questionnaire."
 - (a) A questionnaire must be completed for each eligible group under Section 31A-22-503 through 507.
 - (b) When a filing applies to multiple employee-employer groups under Section 31A-22-502, only one questionnaire is required to be completed.
 - (3) Discretionary Group. If the group is not an eligible group, then specific discretionary group authorization must be obtained prior to filing.
 - (a) To obtain discretionary group authorization a Utah Accident and Health Insurance Request for Discretionary Group Authorization must be submitted and include all required information.
 - (b) Evidence or proof of the following items are some factors considered in determining acceptability of a discretionary group:
 - (i) the existence of a verifiable group;
 - (ii) that granting permission is not contrary to public policy;
 - (iii) the proposed group would be actuarially sound;
 - (iv) the group would result in economies of acquisition and administration which justify a group rate; and
 - (v) the group would not present hazards of adverse selection.
 - (c) A discretionary group filing that does not provide authorization documentation will be rejected.
 - (d) A change to an authorized discretionary group, such as change of name, trustee or domicile state, must be submitted to the department within 30 days of the change.
 - (e) ~~To add~~ Adding additional types of insurance products to be offered, requires that the discretionary group ~~to~~ be re-authorized. The discretionary group authorization will specify the types of products that a discretionary group may offer.
 - (f) The commissioner may periodically re-evaluate the group's authorization.
- (4) A filer may not submit a rate or form filing prior to receiving discretionary group authorization. If a rate or form filing is submitted without discretionary group authorization, the filing will be rejected.
- (5) A filer submitting a long-term care filing, including a long-term care endorsement attached to a life insurance policy, is advised to review 31A-22 Part XIV, Rule R590-148, and section 13 of this rule.
- (6) A filer submitting a Medicare supplement filing is advised to review Section 31A-22-620, Rule R590-146, and section 11 of this rule.

.....

R590-220-12. Additional Procedures for Combination Policies or Endorsements Providing Life and Accident and Health Benefits.

A filer submitting health and life combination policies, or health endorsements to life policies, ~~are~~is advised to review Rule R590-226.

(1) A combination filing is a policy or endorsement, which creates a product that provides both life and accident and health insurance benefits. The two types of acceptable filings are an endorsement or an integrated policy. Combination filings take considerable time to process, and will be processed by both the Life Insurance Division and the Health Insurance Division.

(2) A combination filing submitted via paper must include transmittals and certifications for both the Life and Property and casualty Insurance Division and the Health Insurance Division. A combination filing submitted electronically must be submitted separately to both the Health Insurance Division and the Life and Property and Casualty Division.

(3)(a) For an integrated policy, the filing must be submitted to the appropriate division based on benefits provided in the base policy.

(b) For an endorsement, the filing must be submitted to the appropriate division based on benefits provided in the endorsement.

(4) The Filing Description must identify the filing as having a combination of insurance types, such as:

- (a) term policy with a long-term care benefit rider; or
- (b) major medical policy that includes a life insurance benefit.

R590-220-13. Additional Procedures for Long Term Care Products.

A filer submitting long-term care product filings is advised to review Section 31A-22-1400, Rule R590-148, and section 12 of this

rule. A long-term care form filing that affects rates must be filed with all required rating documentation.

(1) Rates.

(a) Rates and rate documentation submitted with a new form filing are a "File and Use" filing. A rate revision filing is a "File for Acceptance" filing.

(b) Long-term care rates must comply with Rules R590-148 and R590-85.

(c) An insurer shall not use or change premium rates for a long-term care policy or certificate unless the rates, rating schedule and supporting documentation have been filed.

~~(3)~~(2) Reports. All reports required by Rule R590-148-25 must be filed separately, with a transmittal, and be properly identified.

.....

R590-220-17. Enforcement Date.

The commissioner will begin enforcing the revised provisions of this rule ~~[September 1, 2006]~~30 days from the effective date of this rule.

KEY: health insurance filings

Date of Enactment or Last Substantive Amendment: 2006
Authorizing, and Implemented or Interpreted Law: 31A-2-201; 31A-2-201.1; 31A-2-202; 31A-22-605; 31A-22-620; 31A-30-106



End of the Notices of Changes in Proposed Rules Section

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Within five years of an administrative rule's original enactment or last five-year review, the responsible agency is required to review the rule. This review is designed to remove obsolete rules from the *Utah Administrative Code*.

Upon reviewing a rule, an agency may: repeal the rule by filing a PROPOSED RULE; continue the rule as it is by filing a NOTICE OF REVIEW AND STATEMENT OF CONTINUATION (NOTICE); or amend the rule by filing a PROPOSED RULE and by filing a NOTICE. By filing a NOTICE, the agency indicates that the rule is still necessary.

NOTICES are not followed by the rule text. The rule text that is being continued may be found in the most recent edition of the *Utah Administrative Code*. The rule text may also be inspected at the agency or the Division of Administrative Rules. NOTICES are effective when filed. NOTICES are governed by *Utah Code* Section 63-46a-9 (1998).

Community and Culture, History **R212-3** Memberships, Sales, Gifts, Bequests, Endowments

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE NO.: 28898
FILED: 07/27/2006, 13:40

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Sections 9-8-206 directs the division, under the direction of the Board to compile and publish a historical magazine, and publish and sell other books, documents, and microfilms. Section 9-8-207 states that the Utah State Historical Society is authorized to solicit memberships, charge dues, and receive gifts, donations, bequests, devises, and endowments of money or property, which shall then become the property of the state of Utah.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: Without the continuation of this rule, there would be no established procedures for handing the disposition of proceeds and membership dues; therefore, this rule should be continued.

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

COMMUNITY AND CULTURE
HISTORY
300 RIO GRANDE
SALT LAKE CITY UT 84101-1182, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Alycia Aldrich at the above address, by phone at 801-533-3556, by FAX at 801-533-3567, or by Internet E-mail at AALDRICH@utah.gov

AUTHORIZED BY: Philip F Notarianni, Director

EFFECTIVE: 07/27/2006



Community and Culture, History **R212-4** Archaeological Permits

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE NO.: 28907
FILED: 08/01/2006, 13:21

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 9-8-203 directs the Division to stimulate research, study, and activity in the field of Utah history and related history and to mark and preserve historic sites, areas, and remains. Section 9-8-304 directs the Antiquities Section to collect and administer site survey and excavation records and edit and publish antiquities records. Section 9-8-305 directs that a permit obtained before 07/01/2006 shall continue with the Antiquities Section until the permit terminates on its own terms. Section 9-8-307 requires any person who discovers any archaeological resources on lands owned or controlled by the state or its subdivisions, as well as privately-owned lands, to promptly report the discovery to the Division.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: Without the continuation of this rule, there would be no procedures established to ensure that survey, excavation, and related work are consistently and reliably executed by qualified personnel and that educational, scientific, archaeological, anthropological, and historical information is recovered and preserved; therefore, this rule should be continued.

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

COMMUNITY AND CULTURE
HISTORY
300 RIO GRANDE
SALT LAKE CITY UT 84101-1182, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Alycia Aldrich at the above address, by phone at 801-533-3556, by FAX at 801-533-3567, or by Internet E-mail at AALDRICH@utah.gov

AUTHORIZED BY: Philip F Notarianni, Director

EFFECTIVE: 08/01/2006



Community and Culture, History
R212-6
State Register for Historic Resources
and Archaeological Sites

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 28906
FILED: 08/01/2006, 13:21

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 9-8-302 defines a "historic property". Section 9-8-306 states that sites of significance may be recommended to and approved by the Board as state archaeological or anthropological landmarks and establishes guidelines for the excavation of landmarks. Section 9-8-401 states that the Legislature has determined that the public has a vital interest in all antiquities, historic and prehistoric ruins, historic sites, buildings, and objects. Section 9-8-402 defines the "State Register" and specifies the division's duties. Section 9-8-403 directs the division to notify owners of sites, buildings, structures, or objects before placing those sites, buildings, structures, or objects on the State Register or nominating them to the National Register.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: Without the continuation of this rule, there would be no established standards for state landmarks or compatibility between the State and National Register; therefore, this rule should be continued.

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

COMMUNITY AND CULTURE
HISTORY
300 RIO GRANDE
SALT LAKE CITY UT 84101-1182, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Alycia Aldrich at the above address, by phone at 801-533-3556, by FAX at 801-533-3567, or by Internet E-mail at AALDRICH@utah.gov

AUTHORIZED BY: Philip F Notarianni, Director

EFFECTIVE: 08/01/2006



Community and Culture, History
R212-8
Preservation Easements

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 28896
FILED: 07/27/2006, 13:33

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: This rule is enacted in compliance with Sections 9-8-503 and 9-8-504 which state that a preservation easement may entitle its owner to take certain action, to require certain action to be taken by the owner of the burdened land, or require that certain action not be taken by the owner of the burdened land.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule establishes procedures for the adequate handling of preservation easements and their proper recording. Without this rule, there would be no procedures for the division in regards to preservation easements; therefore, this rule should be continued.

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

COMMUNITY AND CULTURE
HISTORY
300 RIO GRANDE
SALT LAKE CITY UT 84101-1182, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Alycia Aldrich at the above address, by phone at 801-533-3556, by FAX at 801-533-3567, or by Internet E-mail at AALDRICH@utah.gov

AUTHORIZED BY: Philip F Notarianni, Director

EFFECTIVE: 07/27/2006

◆ ————— ◆
**Community and Culture, History
R212-9**

**Board of State History as the Cultural
Sites Review Committee Review Board**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 28897
FILED: 07/27/2006, 13:34

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 9-8-205 directs the the Board of State History and the Division to make policies and directs the Board of State History to function as the State Review Board. 16 U.S.C 470 of the "National Historic Preservation Act" directs State governments to expand and accelerate their historic preservation programs and activities.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule provides

definitions, standards, and procedures for the Board of State History to follow. Without the continuation of this rule, the Board would have no procedures to follow when making policies and functioning as the State Review Board.

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

COMMUNITY AND CULTURE
HISTORY
300 RIO GRANDE
SALT LAKE CITY UT 84101-1182, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Alycia Aldrich at the above address, by phone at 801-533-3556, by FAX at 801-533-3567, or by Internet E-mail at AALDRICH@utah.gov

AUTHORIZED BY: Philip F Notarianni, Director

EFFECTIVE: 07/27/2006

◆ ————— ◆
**Environmental Quality, Water Quality
R317-7
Underground Injection Control (UIC)
Program**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 28891
FILED: 07/18/2006, 17:47

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: The Underground Injection Control (UIC) rules for state programs are federally mandated by 40 CFR 145.11(b), as a result of the federal Safe Drinking Water Act (SDWA). If a state does not obtain and maintain primacy to enforce UIC rules at least equivalent to the federal rules, then the Environmental Protection Agency (EPA) will enforce the federal rules in that state using Direct Implementation procedures. The Utah Water Quality Board promulgated the Utah UIC Rules under the authority of Section 19-5-104 of the Water Quality Act which allows rules to be made in order to protect drinking water sources.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: This rule was last amended on 10/26/2004. No comments were received during the rulemaking process. This has not been a controversial rule. No other comments have been received either supporting or opposing the rule since the last five-year review.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The rule is required to maintain state primacy for administering Utah's UIC Program. If Utah does not obtain and maintain primacy to enforce UIC rules at least equivalent to the federal rules, then the EPA will enforce the federal rules using Direct Implementation procedures. In promulgating the rule, the Water Quality Board made the determination that the UIC Program is best administered at the state level so therefore, this rule should be continued.

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

ENVIRONMENTAL QUALITY
WATER QUALITY

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

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

AUTHORIZED BY: Walter Baker, Director

EFFECTIVE: 07/18/2006



End of the Five-Year Notices of Review and Statements of Continuation Section

NOTICES OF RULE EFFECTIVE DATES

These are the effective dates of PROPOSED RULES or CHANGES IN PROPOSED RULES published in earlier editions of the *Utah State Bulletin*. These effective dates are at least 31 days and not more than 120 days after the date the following rules were published.

Abbreviations

AMD = Amendment
CPR = Change in Proposed Rule
NEW = New Rule
R&R = Repeal and Reenact
REP = Repeal

Agriculture and Food

Plant Industry

No. 28769 (AMD): R68-7. Utah Pesticide Control Act.
Published: June 15, 2006
Effective: July 25, 2006

Commerce

Occupational and Professional Licensing

No. 28773 (AMD): R156-22-302d. Qualifications for
Licensure - Examination Requirements.
Published: June 15, 2006
Effective: July 25, 2006

No. 28748 (AMD): R156-47b. Massage Therapy
Practice Act Rules.
Published: June 15, 2006
Effective: July 31, 2006

No. 28749 (AMD): R156-54. Radiology Technologist and
Radiology Practical Technician Licensing Act Rules.
Published: June 15, 2006
Effective: July 31, 2006

Community and Culture

Housing and Community Development

No. 28740 (AMD): R199-11. Community Development
Block Grants (CDBG).
Published: June 15, 2006
Effective: July 25, 2006

Corrections

Administration

No. 28714 (AMD): R251-111. Government Records
Access and Management.
Published: June 1, 2006
Effective: August 1, 2006

Health

Epidemiology and Laboratory Services, Environmental Services

No. 28741 (AMD): R392-101. Food Safety Manager
Certification.
Published: June 15, 2006
Effective: July 25, 2006

Health Care Financing, Coverage and Reimbursement Policy

No. 28535 (AMD): R414-3A-6. Services.
Published: March 15, 2006
Effective: July 25, 2006

No. 28535 (CPR): R414-3A-6. Services.
Published: June 15, 2006
Effective: July 25, 2006

No. 28754 (AMD): R414-305. Resources.
Published: June 15, 2006
Effective: July 25, 2006

Health Systems Improvement, Licensing

No. 28679 (AMD): R432-6. Assisted Living Facility
General Construction.
Published: May 15, 2006
Effective: July 20, 2006

Insurance

Title and Escrow Commission

No. 28508 (NEW): R592-3. Submission of a Title
Schedule of Escrow Charges Filing.
Published: March 1, 2006
Effective: July 19, 2006

No. 28508 (CPR): R592-3. Submission of a Title
Schedule of Filing.
Published: June 1, 2006
Effective: July 19, 2006

No. 28507 (NEW): R592-4. Standards for Charges for
Title Escrow Settlement Services and Title Fees.
Published: March 1, 2006
Effective: July 19, 2006

No. 28507 (CPR): R592-4. Standards for Charges for
Title Escrow Settlement Services and Title Fees.
Published: June 1, 2006
Effective: July 19, 2006

Public Service Commission

Administration

No. 28765 (AMD): R746-200. Residential Utility Service Rules for Electric, Gas, Water, and Sewer Utilities.
Published: June 15, 2006
Effective: July 25, 2006

No. 28771 (AMD): R746-360-4. Application of Fund Surcharges to Customer Billings.
Published: June 15, 2006
Effective: August 1, 2006

Technology Services

No. 28747 (NEW): R895-1. Access to Records.
Published: June 15, 2006
Effective: July 25, 2006

No. 28744 (NEW): R895-2. Americans With Disabilities Act (ADA) Complaint Procedure.
Published: June 15, 2006
Effective: July 25, 2006

Transportation

Program Development

No. 28775 (R&R): R926-2. Evaluation Of Proposed Additions to the State Highway System.
Published: June 15, 2006
Effective: July 28, 2006

Preconstruction

No. 28774 (AMD): R930-6. Manual of Accommodation of Utility Facilities and the Control and Protection of State Highway Rights-of-Way.
Published: June 15, 2006
Effective: July 28, 2006

Workforce Services

Employment Development

No. 28756 (AMD): R986-100. Employment Support Programs.
Published: June 15, 2006
Effective: August 1, 2006

No. 28755 (AMD): R986-200. Family Employment Program.
Published: June 15, 2006
Effective: August 1, 2006

No. 28757 (AMD): R986-300. Refugee Resettlement Program.
Published: June 15, 2006
Effective: August 1, 2006

No. 28759 (AMD): R986-400. General Assistance and Working Toward Employment.
Published: June 15, 2006
Effective: August 1, 2006

No. 28758 (AMD): R986-700. Child Care Assistance.
Published: June 15, 2006
Effective: August 1, 2006

No. 28762 (AMD): R986-800-803. Available Services.
Published: June 15, 2006
Effective: August 1, 2006

No. 28761 (AMD): R986-900. Food Stamps.
Published: June 15, 2006
Effective: August 1, 2006

Unemployment Insurance

No. 28763 (AMD): R994-401-203. Retirement or Disability Retirement Income.
Published: June 15, 2006
Effective: July 26, 2006

No. 28764 (AMD): R994-406. Fraud, Fault and Nonfault Overpayments.
Published: June 15, 2006
Effective: July 26, 2006

End of the Notices of Rule Effective Dates Section

RULES INDEX BY AGENCY (CODE NUMBER) AND BY KEYWORD (SUBJECT)

The *Rules Index* is a cumulative index that reflects all effective changes to Utah's administrative rules. The current *Index* lists changes made effective from January 2, 2006, including notices of effective date received through August 1, 2006, the effective dates of which are no later than August 15, 2006. The *Rules Index* is published in the *Utah State Bulletin* and in the annual *Index of Changes*. Nonsubstantive changes, while not published in the *Bulletin*, do become part of the *Utah Administrative Code (Code)* and are included in this *Index*, as well as 120-Day (Emergency) rules that do not become part of the *Code*. The rules are indexed by Agency (Code Number) and Keyword (Subject).

DAR NOTE: The index may contain inaccurate page number references. Also the index is incomplete in the sense that index entries for Changes in Proposed Rules (CPRs) are not preceded by entries for their parent Proposed Rules. Bulletin issue information and effective date information presented in the index are, to the best of our knowledge, complete and accurate. If you have any questions regarding the index and the information it contains, please contact Nancy Lancaster (801 538-3218), Mike Broschinsky (801 538-3003), or Kenneth A. Hansen (801 538-3777).

A copy of the *Rules Index* is available for public inspection at the Division of Administrative Rules (4120 State Office Building, Salt Lake City, UT), or may be viewed online at the Division's web site (<http://www.rules.utah.gov/>).

RULES INDEX - BY AGENCY (CODE NUMBER)

ABBREVIATIONS

AMD = Amendment	NSC = Nonsubstantive rule change
CPR = Change in proposed rule	REP = Repeal
EMR = Emergency rule (120 day)	R&R = Repeal and reenact
NEW = New rule	5YR = Five-Year Review
EXD = Expired	

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Administrative Services					
<u>Administrative Rules</u>					
R15-4	Administrative Rulemaking Procedures	28586	EMR	04/15/2006	2006-8/57
<u>Facilities Construction and Management</u>					
R23-1	Procurement of Construction	28608	AMD	06/01/2006	2006-9/10
R23-1	Procurement of Construction	28609	AMD	06/01/2006	2006-9/3
R23-2	Procurement of Architect-Engineer Services	28607	AMD	06/01/2006	2006-9/12
<u>Finance</u>					
R25-5	Payment of Per Diem to Boards	28384	AMD	01/25/2006	2005-24/2
R25-7	Travel-Related Reimbursements for State Employees	28702	AMD	07/01/2006	2006-10/2
<u>Fleet Operations</u>					
R27-1	Definitions	28474	5YR	01/30/2006	2006-4/33
R27-1	Definitions (5YR EXTENSION)	28279	NSC	01/30/2006	Not Printed

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R27-1-2	Definitions	28368	NSC	01/01/2006	Not Printed
R27-2	Fleet Operations Adjudicative Proceedings	28475	5YR	01/30/2006	2006-4/33
R27-3	Vehicle Use Standards	28477	5YR	01/30/2006	2006-4/34
R27-3	Vehicle Use Standards (5YR EXTENSION)	28280	NSC	01/30/2006	Not Printed
R27-7	Safety and Loss Prevention of State Vehicles	28469	5YR	01/20/2006	2006-4/34
<u>Fleet Operations, Surplus Property</u>					
R28-1	State Surplus Property Disposal	28766	AMD	08/02/2006	2006-12/3
R28-2	Surplus Firearms	28496	5YR	02/07/2006	2006-5/47
<u>Information Technology Services</u>					
R29-1	Division of Information Technology Services Adjudicative Proceedings	28788	5YR	06/08/2006	2006-13/61
R29-1	Technology Services Adjudicative Proceedings	28828	NSC	06/22/2006	Not Printed
R29-2	Telecommunications Services and Requirements	28794	NSC	06/22/2006	Not Printed
<u>Purchasing and General Services</u>					
R33-1	Utah State Procurement Rules Definitions	28436	NSC	02/22/2006	Not Printed
R33-1-1	Definitions	28445	AMD	02/21/2006	2006-2/3
R33-2-101	Delegation of Authority of the Chief Procurement Officer	28437	NSC	02/22/2006	Not Printed
R33-3	Source Selection and Contract Formation	28447	AMD	02/21/2006	2006-2/5
R33-4	Specifications	28438	NSC	02/22/2006	Not Printed
R33-5	Construction and Architect-Engineer Selection	28448	NSC	02/22/2006	Not Printed
R33-7	Cost Principles	28439	NSC	02/22/2006	Not Printed
R33-8	Property Management	28440	NSC	02/22/2006	Not Printed
<u>Records Committee</u>					
R35-1	State Records Committee Appeal Hearing Procedures	28462	AMD	03/14/2006	2006-3/3
R35-1	State Records Committee Appeal Hearing Procedures	28776	AMD	08/09/2006	2006-13/4
<u>Risk Management</u>					
R37-1	Risk Management General Rules	28413	AMD	03/31/2006	2006-1/4
R37-4	Adjusted Utah Governmental Immunity Limitations on Judgments	28667	R&R	07/01/2006	2006-10/5
Agriculture and Food					
<u>Administration</u>					
R51-3	Government Records Access and Management Act	28552	5YR	03/16/2006	2006-8/69
R51-4	ADA Complaint Procedure	28553	5YR	03/16/2006	2006-8/69
<u>Animal Industry</u>					
R58-10	Meat and Poultry Inspection	28506	AMD	04/03/2006	2006-5/2
<u>Marketing and Development</u>					
R65-8	Management of the Junior Livestock Show Appropriation	28558	5YR	03/16/2006	2006-8/70
<u>Plant Industry</u>					
R68-4	Standardization, Marketing, and Phytosanitary Inspection of Fresh Fruits, Vegetables, and Other Plant and Plant Products	28504	5YR	02/10/2006	2006-5/47
R68-7	Utah Pesticide Control Act	28554	5YR	03/16/2006	2006-8/70
R68-7	Utah Pesticide Control Act	28769	AMD	07/25/2006	2006-12/6
R68-8	Utah Seed Law	28452	5YR	01/09/2006	2006-3/38

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R68-18	Quarantine Pertaining to Karnal Bunt	28505	5YR	02/10/2006	2006-5/48
<u>Regulatory Services</u>					
R70-101	Bedding, Upholstered Furniture and Quilted Clothing	28503	AMD	04/03/2006	2006-5/3
R70-330	Raw Milk for Retail	28555	5YR	03/16/2006	2006-8/71
R70-370	Butter	28556	5YR	03/16/2006	2006-8/71
R70-380	Grade A Condensed and Dry Milk Products and Condensed and Dry Whey	28557	5YR	03/16/2006	2006-8/72
R70-410	Grading and Inspection of Shell Eggs With Standard Grades and Weight Classes	28471	5YR	01/24/2006	2006-4/35
R70-410-1	Authority	28485	AMD	03/20/2006	2006-4/4
Alcoholic Beverage Control					
<u>Administration</u>					
R81-10A-7	Draft Beer Sales/Minors on Premises	28431	NSC	01/01/2006	Not Printed
Capitol Preservation Board (State)					
<u>Administration</u>					
R131-4	Procurement of Construction	28727	5YR	05/12/2006	2006-11/92
Career Service Review Board					
<u>Administration</u>					
R137-1	Grievance Procedure Rules	28912	5YR	08/04/2006	Not Printed
Commerce					
<u>Administration</u>					
R151-1-2	Electronic Meetings	28664	AMD	06/15/2006	2006-10/7
R151-14	New Automobile Franchise Act Rule	28542	AMD	05/02/2006	2006-7/2
R151-35	Powersport Vehicle Franchise Act Rule	28543	AMD	05/02/2006	2006-7/3
R151-46b	Department of Commerce Administrative Procedures Act Rules	28709	5YR	05/03/2006	2006-11/92
<u>Consumer Protection</u>					
R152-1	Utah Division of Consumer Protection: "Buyer Beware List"	28574	AMD	05/16/2006	2006-8/7
R152-22-3	Application for Charitable Organization Permit	28573	AMD	05/16/2006	2006-8/9
<u>Corporations and Commercial Code</u>					
R154-2	Utah Uniform Commercial Code, Revised Article 9 Rules	28860	5YR	06/29/2006	2006-14/37
<u>Occupational and Professional Licensing</u>					
R156-1	General Rules of the Division of Occupational and Professional Licensing	28621	AMD	06/19/2006	2006-10/8
R156-3a	Architect Licensing Act Rules	28429	CPR	04/03/2006	2006-5/44
R156-3a	Architect Licensing Act Rules	28429	AMD	04/03/2006	2006-2/15
R156-3a	Architect Licensing Act Rules	28604	5YR	04/10/2006	2006-9/39
R156-3a-501	Administrative Penalties - Unlawful Conduct	28671	NSC	05/10/2006	Not Printed
R156-9a	Uniform Athlete Agent Act Rules	28830	5YR	06/22/2006	2006-14/37
R156-17b	Pharmacy Practice Act Rules	28530	AMD	04/17/2006	2006-6/2
R156-17b	Pharmacy Practice Act Rules	28620	NSC	05/15/2006	Not Printed
R156-22	Professional Engineers and Professional Land Surveyors Licensing Act Rules	28444	AMD	04/03/2006	2006-2/17
R156-22	Professional Engineers and Professional Land Surveyors Licensing Act Rules	28444	CPR	04/03/2006	2006-5/45

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R156-22-302d	Qualifications for Licensure - Examination Requirements	28773	AMD	07/25/2006	2006-12/7
R156-31b	Nurse Practice Act Rules	28365	AMD	01/23/2006	2005-24/3
R156-37	Utah Controlled Substances Act Rules	28310	AMD	02/16/2006	2005-22/8
R156-37	Utah Controlled Substances Act Rules	28310	CPR	02/16/2006	2006-2/35
R156-40	Recreational Therapy Practice Act Rules	28674	AMD	06/22/2006	2006-10/11
R156-40	Recreational Therapy Practice Act Rules	28831	NSC	07/11/2006	Not Printed
R156-44a	Nurse Midwife Practice Act Rules	28352	AMD	01/05/2006	2005-23/4
R156-46a	Hearing Instrument Specialist Licensing Act Rules	28732	AMD	07/11/2006	2006-11/32
R156-46b	Division Utah Administrative Procedures Act Rules	28673	5YR	04/25/2006	2006-10/86
R156-47b	Massage Therapy Practice Act Rules	28478	5YR	01/31/2006	2006-4/35
R156-47b	Massage Therapy Practice Act Rules	28748	AMD	07/31/2006	2006-12/9
R156-50	Private Probation Provider Licensing Act Rules	28550	5YR	03/13/2006	2006-7/33
R156-54	Radiology Technologist and Radiology Practical Technician Licensing Act Rules	28749	AMD	07/31/2006	2006-12/11
R156-55b	Electricians Licensing Rules	28611	AMD	06/01/2006	2006-9/15
R156-55b	Electricians Licensing Rules	28772	NSC	06/12/2006	Not Printed
R156-56	Utah Uniform Building Standard Act Rules	28286	AMD	01/01/2006	2005-21/6
R156-56-707	Statewide Amendments to the IPC	28285	AMD	01/01/2006	2005-21/25
R156-56-707	Statewide Amendments to the IPC	28805	NSC	06/29/2006	Not Printed
R156-56-711	Statewide Amendments to the IRC	28427	NSC	02/23/2006	Not Printed
R156-60b	Marriage and Family Therapist Licensing Act Rules	28672	AMD	06/19/2006	2006-10/13
R156-60c-502	Unprofessional Conduct	28603	AMD	06/01/2006	2006-9/17
R156-60d	Substance Abuse Counselor Act Rules	28605	5YR	04/10/2006	2006-9/39
R156-63-503	Administrative Penalties	28345	AMD	01/10/2006	2005-23/5
R156-67	Utah Medical Practice Act Rules	28837	5YR	06/26/2006	2006-14/38
R156-69	Dentist and Dental Hygienist Practice Act Rules	28823	5YR	06/19/2006	2006-14/38
R156-73	Chiropractic Physician Practice Act Rules	28824	5YR	06/19/2006	2006-14/39
R156-74	Certified Shorthand Reporters Licensing Act Rules	28428	AMD	02/16/2006	2006-2/24
<u>Real Estate</u>					
R162-2-2	Licensing Procedure	28520	AMD	06/21/2006	2006-5/4
R162-2-2	Licensing Procedure	28520	CPR	06/21/2006	2006-9/36
R162-8-8	Administrative Proceedings	28597	AMD	06/21/2006	2006-9/18
R162-10	Administrative Procedures	28668	AMD	06/21/2006	2006-10/16
R162-10-1	Formal Adjudicative Proceedings	28494	AMD	04/19/2006	2006-5/7
R162-102-3	Renewal	28665	AMD	06/28/2006	2006-10/19
R162-105-1	Scope of Authority	28666	AMD	06/28/2006	2006-10/20
R162-202-10	Principal Lending Manager Experience Requirement	28499	AMD	04/05/2006	2006-5/7
R162-203	Status Changes	28450	AMD	03/09/2006	2006-3/4
R162-204	Residential Mortgage Record Keeping Requirements	28497	AMD	04/05/2006	2006-5/8
R162-205	Residential Mortgage Unprofessional Conduct	28498	AMD	04/05/2006	2006-5/9
R162-207-3	Renewal Process	28451	AMD	03/09/2006	2006-3/5
R162-209	Administrative Proceedings	28476	5YR	01/30/2006	2006-4/36

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Community and Culture					
<u>Housing and Community Development</u>					
R199-11	Community Development Block Grants (CDBG)	28647	5YR	04/19/2006	2006-10/86
R199-11	Community Development Block Grants (CDBG)	28740	AMD	07/25/2006	2006-12/15
<u>History</u>					
R212-3	Memberships, Sales, Gifts, Bequests, Endowments	28898	5YR	07/27/2006	2006-16/34
R212-4	Archaeological Permits	28907	5YR	08/01/2006	2006-16/34
R212-6	State Register for Historic Resources and Archaeological Sites	28906	5YR	08/01/2006	2006-16/35
R212-8	Preservation Easements	28896	5YR	07/27/2006	2006-16/35
R212-9	Board of State History as the Cultural Sites Review Committee Review Board	28897	5YR	07/27/2006	2006-16/36
<u>Indian Affairs</u>					
R230-1	Native American Grave Protection and Repatriation	28479	5YR	01/31/2006	2006-4/37
<u>Olene Walker Housing Trust Fund</u>					
R235-1	Olene Walker Housing Loan Fund (OWHLF)	28492	NSC	03/01/2006	Not Printed
R235-1	Olene Walker Housing Loan Fund (OWHLF)	28402	NEW	03/01/2006	2006-1/9
Community and Economic Development					
<u>Administration</u>					
R182-1	Government Records Access and Management Act Rules	28442	NSC	01/01/2006	Not Printed
<u>Community Development</u>					
R199-8	Permanent Community Impact Fund Board Review and Approval of Applications for Funding Assistance	28347	NSC	01/01/2006	Not Printed
R199-9	Policy Concerning Enforceability and Taxability of Bonds Purchased	28348	NSC	01/01/2006	Not Printed
R199-10	Procedures in Case of Inability to Formulate Contract for Alleviation of Impact	28349	NSC	01/01/2006	Not Printed
R199-11	Community Development Block Grants (CDBG)	28350	NSC	01/01/2006	Not Printed
<u>Community Development, Community Services</u>					
R202-100	Community Services Block Grant Rules	28353	NSC	01/01/2006	Not Printed
R202-201	Energy Assistance: General Provisions	28359	NSC	01/01/2006	Not Printed
R202-202	Energy Assistance Programs Standards	28385	NSC	01/01/2006	Not Printed
R202-203	Energy Assistance Income Standards, Income Eligibility, and Payment Determination	28386	NSC	01/01/2006	Not Printed
R202-204	Energy Assistance: Asset Standards	28387	NSC	01/01/2006	Not Printed
R202-205	Energy Assistance: Program Benefits	28388	NSC	01/01/2006	Not Printed
R202-206	Energy Assistance: Eligibility Determination	28389	NSC	01/01/2006	Not Printed
R202-207	Energy Assistance: Records and Benefit Management	28390	NSC	01/01/2006	Not Printed
R202-208	Energy Assistance: Special State Programs	28391	NSC	01/01/2006	Not Printed
<u>Community Development, Energy Services</u>					
R203-4	Utah Public Building Energy Loan and Grant Programs	28433	NSC	01/01/2006	Not Printed
R203-5	Utah Energy Technology Demonstration Program	28434	NSC	01/01/2006	Not Printed
<u>Community Development, Fine Arts</u>					
R207-1	Utah Arts Council General Program Rules	28361	NSC	01/01/2006	Not Printed

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R207-2	Policy for Commissions, Purchases, and Donations to, and Loans from, the Utah State Art Collections	28362	NSC	01/01/2006	Not Printed
<u>Community Development, History</u>					
R212-1	Adjudicative Proceedings	28404	NSC	01/01/2006	Not Printed
R212-3	Memberships, Sales, Gifts, Bequests, Endowments	28406	NSC	01/01/2006	Not Printed
R212-4	Archaeological Permits	28407	NSC	01/01/2006	Not Printed
R212-6	State Register for Historic Resources and Archaeological Sites	28405	NSC	01/01/2006	Not Printed
R212-7	Cultural Resource Management	28403	NSC	01/01/2006	Not Printed
R212-8	Preservation Easements	28408	NSC	01/01/2006	Not Printed
R212-9	Board of State History as the Cultural Sites Review Committee Review Board	28409	NSC	01/01/2006	Not Printed
R212-11	Historic Preservation Tax Credits	28410	NSC	01/01/2006	Not Printed
R212-12	Computerized Record of Cemeteries, Burial Locations and Plots, and Granting Matching Funds	28411	NSC	01/01/2006	Not Printed
<u>Community Development, Library</u>					
R223-1	Adjudicative Procedures	28343	NSC	01/01/2006	Not Printed
R223-2	Public Library Online Access for Eligibility to Receive Public Funds	28344	NSC	01/01/2006	Not Printed
<u>Indian Affairs</u>					
R230-1	Native American Grave Protection Repatriation Act	28441	NSC	01/01/2006	Not Printed
Corrections					
<u>Administration</u>					
R251-104	Declaratory Orders	28576	5YR	03/28/2006	2006-8/72
R251-111	Government Records Access and Management	28713	5YR	05/04/2006	2006-11/93
R251-111	Government Records Access and Management	28714	AMD	08/01/2006	2006-11/34
R251-702	Inmate Communication: Telephones	28705	5YR	05/03/2006	2006-11/93
R251-708	Perimeter Patrol	28706	5YR	05/03/2006	2006-11/94
R251-711	Admission and Intake	28707	5YR	05/03/2006	2006-11/94
R251-712	Release	28577	5YR	03/28/2006	2006-8/72
Crime Victim Reparations					
<u>Administration</u>					
R270-1	Award and Reparations Standards	28355	AMD	01/04/2006	2005-23/6
R270-1	Award and Reparation Standards	28867	5YR	07/03/2006	2006-15/27
R270-1-4	Counseling Awards	28473	NSC	02/22/2006	Not Printed
R270-2	Crime Victim Reparations Adjudicative Proceedings	28868	5YR	07/03/2006	2006-15/27
Education					
<u>Administration</u>					
R277-410	Accreditation of Schools	28463	AMD	03/06/2006	2006-3/7
R277-410-4	Transfer or Acceptance of Credit	28808	AMD	08/08/2006	2006-13/11
R277-459	Teachers' Supplies and Materials Appropriation	28812	AMD	08/08/2006	2006-13/12
R277-474	School Instruction and Human Sexuality	28811	AMD	08/08/2006	2006-13/13
R277-477	Distribution of Funds from the School Trust Lands Account and Implementation of the School LAND Trust Program	28464	AMD	03/06/2006	2006-3/8

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R277-478	Block Grant Funding	28864	5YR	07/03/2006	2006-15/28
R277-479	Expenditure of Appropriation for District Services	28865	5YR	07/03/2006	2006-15/28
R277-501	Educator Licensing Renewal, Highly Qualified and Timelines	28465	AMD	03/06/2006	2006-3/10
R277-503	Licensing Routes	28590	AMD	05/16/2006	2006-8/10
R277-506	School Counselors, School Psychologists, and School Social Workers Certificates and Programs	28737	AMD	07/11/2006	2006-11/35
R277-510	Educator Licensing - Highly Qualified Teachers	28466	NEW	03/06/2006	2006-3/15
R277-510	Educator Licensing - Highly Qualified Teachers	28592	NSC	04/12/2006	Not Printed
R277-513	Dual Certification	28700	5YR	05/01/2006	2006-10/87
R277-517	Athletic Coaching Certification	28701	5YR	05/01/2006	2006-10/87
R277-602	Special Needs Scholarships - Funding and Procedures	28446	AMD	02/15/2006	2006-2/25
R277-602	Special Needs Scholarships - Funding and Procedures	28736	AMD	07/11/2006	2006-11/38
R277-603	Basic Skills Education Program	28735	NEW	07/11/2006	2006-11/42
R277-603-3	State Board of Education Responsibilities	28875	NSC	07/27/2006	Not Printed
R277-609	Standards for School District Discipline Plans	28810	AMD	08/08/2006	2006-13/15
R277-705	Secondary School Completion and Diplomas	28467	AMD	03/06/2006	2006-3/18
R277-705-3	District Policy Explaining Credits Earned and Reciprocity for Credit for Demonstrated Competency	28809	AMD	08/08/2006	2006-13/17
R277-709	Education Programs Serving Youth in Custody	28591	AMD	05/16/2006	2006-8/12
R277-716	Alternative Language Services for Utah Students	28522	NEW	04/03/2006	2006-5/10
R277-717	Mathematics, Engineering, Science Achievement (MESA)	28523	AMD	04/03/2006	2006-5/13
R277-717	Mathematics, Engineering, Science Achievement (MESA)	28866	5YR	07/03/2006	2006-15/29
<u>Rehabilitation</u>					
R280-204	Utah State Office of Rehabilitation Employee Background Check Requirement	28521	NEW	04/03/2006	2006-5/16
Environmental Quality					
<u>Air Quality</u>					
R307-101	General Requirements	28815	5YR	06/16/2006	2006-14/40
R307-101-2	Definitions	28545	AMD	06/16/2006	2006-7/5
R307-110	General Requirements: State Implementation Plan	28822	5YR	06/16/2006	2006-14/40
R307-110-9	Section VIII, Prevention of Significant Deterioration	28320	AMD	06/16/2006	2005-23/12
R307-110-9	Section VIII, Prevention of Significant Deterioration	28320	CPR	06/16/2006	2006-7/24
R307-170	Continuous Emission Monitoring Program	28226	AMD	01/05/2006	2005-19/6
R307-204	Emission Standards: Smoke Management	28501	AMD	04/07/2006	2006-5/18
R307-204	Emission Standards: Smoke Management	28602	5YR	04/07/2006	2006-9/40
R307-204	Emission Standards: Smoke Management (5YR EXTENSION)	28459	NSC	04/07/2006	Not Printed
R307-210	Stationary Sources	28820	5YR	06/16/2006	2006-14/41
R307-210-1	Standards of Performance for New Stationary Sources (NSPS)	28601	AMD	06/15/2006	2006-9/19
R307-223	Emission Standards: Existing Small Municipal Waste Combustion Units	28821	5YR	06/16/2006	2006-14/41
R307-325	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Ozone Provisions	28544	AMD	06/16/2006	2006-7/8

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R307-401	Permit: Notice of Intent and Approval Order	28325	R&R	06/16/2006	2005-23/14
R307-401	Permits: Notice of Intent and Approval Order	28819	5YR	06/16/2006	2006-14/42
R307-401	Permit: New and Modified Sources	28325	CPR	06/16/2006	2006-7/25
R307-405	Permits: Major Sources in Attainment or Unclassified Areas (PSD)	28322	R&R	06/16/2006	2005-23/22
R307-405	Permits: Major Sources in Attainment or Unclassified Areas (PSD)	28816	5YR	06/16/2006	2006-14/45
R307-405	Permits: Major Sources in Attainment or Unclassified Areas (PSD)	28322	CPR	06/16/2006	2006-7/28
R307-410	Permits: Emission Impact Analysis	28818	5YR	06/16/2006	2006-14/51
R307-410	Permits: Emissions Impact Analysis	28323	CPR	06/16/2006	2006-7/30
R307-410	Permits: Emissions Impact Analysis	28323	AMD	06/16/2006	2005-23/31
R307-413	Permits: Exemptions and Special Provisions	28546	REP	06/16/2006	2006-7/9
R307-415-7d	Permit Revision: Changes That Do Not Require a Revision	28549	NSC	03/28/2006	Not Printed
R307-801	Asbestos	28817	5YR	06/16/2006	2006-14/52
R307-801	Asbestos	28502	AMD	06/16/2006	2006-5/22
R307-801-5	Company Certifications	28468	NSC	02/22/2006	Not Printed
<u>Drinking Water</u>					
R309-105-9	Minimum Water Pressure	28416	AMD	03/08/2006	2006-1/11
R309-150-6	Physical Facilities	28417	AMD	03/08/2006	2006-1/12
R309-405-4	Assessment of a Penalty and Calculation of Settlement Amounts	28418	AMD	03/08/2006	2006-1/14
R309-510-9	Distribution System Sizing	28419	AMD	03/08/2006	2006-1/16
R309-540-6	Hydropneumatic Systems	28420	AMD	03/08/2006	2006-1/18
R309-545-7	Location of Tanks	28421	AMD	03/08/2006	2006-1/19
R309-550-5	Water Main Design	28422	AMD	03/08/2006	2006-1/20
R309-600	Drinking Water Source Protection for Ground-Water Sources	28392	NSC	01/01/2006	Not Printed
R309-605	Source Protection: Drinking Water Source Protection for Surface Water Sources	28380	NSC	01/01/2006	Not Printed
<u>Environmental Response and Remediation</u>					
R311-200	Underground Storage Tanks: Definitions	28516	AMD	05/15/2006	2006-5/26
R311-205-2	Site Assessment Protocol	28517	AMD	05/15/2006	2006-5/28
R311-207-5	Responsible Parties' Standard Liability and Customary, Reasonable and Legitimate Expenses	28518	AMD	05/15/2006	2006-5/31
R311-211	Corrective Action Cleanup Standards Policy - UST and CERCLA Sites	28519	AMD	05/15/2006	2006-5/32
<u>Radiation Control</u>					
R313-12	General Provisions	28869	5YR	07/10/2006	2006-15/29
R313-14	Violations and Escalated Enforcement	28870	5YR	07/10/2006	2006-15/30
R313-16	General Requirements Applicable to the Installation, Registration, Inspection, and Use of Radiation Machines	28871	5YR	07/10/2006	2006-15/30
R313-17	Administrative Procedures	28872	5YR	07/10/2006	2006-15/31
R313-18	Notices, Instructions and reports to Workers by Licensees or Registrants-Inspections	28873	5YR	07/10/2006	2006-15/31
R313-19-34	Terms and Conditions of Licenses	28802	AMD	08/11/2006	2006-13/20
R313-26	Generator Site Access Permit Requirements for Accessing Utah Radioactive Waste Disposal Facilities	28720	5YR	05/09/2006	2006-11/95
R313-32	Medical Use of Radioactive Material	28541	AMD	05/10/2006	2006-7/13

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Solid and Hazardous Waste</u>					
R315-102	Penalty Policy	28346	AMD	01/20/2006	2005-23/38
<u>Water Quality</u>					
R317-4	Onsite Wastewater Systems	28596	AMD	05/19/2006	2006-8/14
R317-7	Underground Injection Control (UIC) Program	28891	5YR	07/18/2006	2006-16/36
R317-11	Certification Required to Design, Inspect and Maintain Underground Wastewater Disposal Systems, or Conduct Percolation and Soil Tests for Underground Wastewater Disposal Systems	28855	5YR	06/29/2006	2006-14/52
Fair Corporation (Utah State)					
<u>Administration</u>					
R325-1	Utah State Fair Competitive Rules	28832	5YR	06/22/2006	2006-14/53
R325-2	Utah State Fair Commercial Exhibitor Rules	28833	5YR	06/22/2006	2006-14/54
R325-3	Utah State Fair Patron Rules	28834	5YR	06/22/2006	2006-14/54
R325-4	Interim Patrons Rules (Other Than Utah State Fair)	28835	5YR	06/22/2006	2006-14/55
R325-5	Interim Renters Rules (Other Than Utah State Fair)	28836	5YR	06/22/2006	2006-14/55
Governor					
<u>Planning and Budget</u>					
R361-1	Rule for Implementation of the Resource Development Coordinating Committee Act, 1981	28295	REP	01/03/2006	2005-22/36
<u>Planning and Budget, Chief Information Officer</u>					
R365-3	Computer Software Licensing, Copyright, Control, Retention, and Transfer	28789	NSC	06/22/2006	Not Printed
R365-4	Sub-Domain Naming Conventions for Executive Branch Agencies	28790	NSC	06/22/2006	Not Printed
R365-5	State Privacy Policy and Agency Privacy Policies	28791	NSC	06/22/2006	Not Printed
R365-6	IT Plan Submission Rule for Agencies	28792	NSC	06/22/2006	Not Printed
R365-7	Acceptable Use of Information Technology Resources	28704	NSC	06/22/2006	Not Printed
R365-10	Standards, Best Practices, and Institutional Knowledge Requirements for Executive Branch Agencies	28793	NSC	06/22/2006	Not Printed
R365-101	Utah Geographic Information Systems Advisory Council	28795	NSC	06/22/2006	Not Printed
Health					
<u>Epidemiology and Laboratory Services, Epidemiology</u>					
R386-703	Injury Reporting Rule	28874	5YR	07/10/2006	2006-15/32
<u>Epidemiology and Laboratory Services, Environmental Services</u>					
R392-101	Food Safety Manager Certification	28741	AMD	07/25/2006	2006-12/16
<u>Health Care Financing, Coverage and Reimbursement Policy</u>					
R414-1-5	State Plan	28575	AMD	05/16/2006	2006-8/29
R414-2A	Inpatient Hospital Services	28258	R&R	03/03/2006	2005-20/11
R414-2A	Inpatient Hospital Services	28258	CPR	03/03/2006	2006-2/36
R414-3A	Outpatient Hospital Services	28414	R&R	02/01/2006	2006-1/22
R414-3A-6	Services	28535	AMD	07/25/2006	2006-6/12
R414-3A-6	Services	28535	CPR	07/25/2006	2006-12/84

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R414-11	Podiatry Services	28734	R&R	07/14/2006	2006-11/45
R414-52	Optometry Services	28582	AMD	07/01/2006	2006-8/31
R414-53	Eyeglasses Services	28583	AMD	07/01/2006	2006-8/32
R414-60	Medicaid Policy for Pharmacy Copayment Procedures	28357	R&R	01/04/2006	2005-23/42
R414-63	Medicaid Policy for Pharmacy Reimbursement	28356	REP	01/04/2006	2005-23/44
R414-200-3	Services Available	28879	EMR	07/13/2006	2006-15/25
R414-303-7	Foster Care	28698	AMD	07/01/2006	2006-10/23
R414-304-11	Income Standards	28680	AMD	07/01/2006	2006-10/24
R414-305	Resources	28595	EMR	04/01/2006	2006-8/58
R414-305	Resources	28754	AMD	07/25/2006	2006-12/17
R414-504	Nursing Facility Payments	28699	AMD	07/01/2006	2006-10/25
<u>Health Systems Improvement, Emergency Medical Services</u>					
R426-7	Emergency Medical Services Prehospital Data System Rules	28470	5YR	01/24/2006	2006-4/37
R426-8	Emergency Medical Services Per Capita Grants Program Rules	28472	5YR	01/24/2006	2006-4/38
<u>Health Systems Improvement, Child Care Licensing</u>					
R430-2	General Licensing Provisions, Child Care Facilities	28245	CPR	02/06/2006	2005-24/33
R430-2	General Licensing Provisions, Child Care Facilities	28245	AMD	02/06/2006	2005-20/14
R430-2	General Licensing Provisions, Child Care Facilities	28593	AMD	05/25/2006	2006-8/33
R430-3	General Child Care Facility Rules Inspection and Enforcement	28246	AMD	02/06/2006	2005-20/18
R430-3	General Child Care Facility Rules Inspection and Enforcement	28246	CPR	02/06/2006	2005-24/35
R430-4	General Certificate Provisions	28248	CPR	02/06/2006	2005-24/37
R430-4	General Certificate Provisions	28248	AMD	02/06/2006	2005-20/23
R430-4	General Certificate Provisions	28594	AMD	05/25/2006	2006-8/34
R430-6	Background Screening	28249	AMD	02/06/2006	2005-20/26
R430-6	Background Screening	28249	CPR	02/06/2006	2005-24/41
<u>Health Systems Improvement, Licensing</u>					
R432-6	Assisted Living Facility General Construction	28679	AMD	07/20/2006	2006-10/30
R432-31	Transferable Physician Order for Life-Sustaining Treatment	28500	AMD	04/13/2006	2006-5/35
R432-100-24	Pharmacy Services	28312	AMD	01/05/2006	2005-22/34
R432-100-33	Medical Records	28313	AMD	01/05/2006	2005-22/35
R432-100-38	Emergency and Disaster Plan	28311	AMD	01/05/2006	2005-22/38
R432-106	Specialty Hospital - Critical Access	28301	AMD	01/05/2006	2005-22/39
R432-106	Specialty Hospital - Critical Access	28449	5YR	01/06/2006	2006-3/38
<u>Health Systems Improvement, Primary Care and Rural Health</u>					
R434-30	Primary Care Grants Program for Medically Underserved Populations	28644	5YR	04/18/2006	2006-10/88
R434-100-6	Contract Requirements	28331	NSC	01/01/2006	Not Printed
Human Resource Management					
<u>Administration</u>					
R477-1	Definitions	28692	AMD	07/01/2006	2006-10/32
R477-2	Administration	28689	AMD	07/01/2006	2006-10/38
R477-4	Filling Positions	28691	AMD	07/01/2006	2006-10/40

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R477-4-9	Hiring Lists	28780	NSC	07/01/2006	Not Printed
R477-5	Employee Status and Probation	28681	AMD	07/01/2006	2006-10/42
R477-6	Compensation	28688	AMD	07/01/2006	2006-10/43
R477-7	Leave	28443	EMR	01/01/2006	2006-2/40
R477-7	Leave	28571	EMR	04/01/2006	2006-8/64
R477-7	Leave	28690	AMD	07/01/2006	2006-10/47
R477-7	Leave	28570	AMD	07/01/2006	2006-8/36
R477-8	Working Conditions	28682	AMD	07/01/2006	2006-10/52
R477-9	Employee Conduct	28687	AMD	07/01/2006	2006-10/55
R477-10	Employee Development	28684	AMD	07/01/2006	2006-10/56
R477-11	Discipline	28683	AMD	07/01/2006	2006-10/59
R477-12	Separations	28685	AMD	07/01/2006	2006-10/61
R477-14	Substance Abuse and Drug-Free Workplace	28686	AMD	07/01/2006	2006-10/63
Human Services					
<u>Administration</u>					
R495-862	Communicable Disease Control Act	28598	5YR	04/04/2006	2006-9/41
<u>Aging and Adult Services</u>					
R510-1	Authority and Purpose	28778	5YR	06/02/2006	2006-13/61
R510-401	Utah Caregiver Support Program	28190	AMD	02/23/2006	2005-18/37
R510-401	Utah Caregiver Support Program (UCSP)	28190	CPR	02/23/2006	2005-22/46
<u>Child and Family Services</u>					
R512-11	Accommodation of Moral and Religious Beliefs and Culture	28612	NEW	06/01/2006	2006-9/23
R512-203	Child Protective Services, Significant Risk Assessments	28613	NEW	06/01/2006	2006-9/24
R512-300-4	Division Responsibility to a Child Receiving Out of Home Services	28614	AMD	06/01/2006	2006-9/26
R512-305	Out of Home Services, Independent Living Services	28662	AMD	06/19/2006	2006-10/65
R512-306	Independent Living Services, Education and Training Voucher Program	28663	AMD	06/19/2006	2006-10/67
R512-308	Out of Home Services, Guardianship Services and Placements	28750	NEW	08/02/2006	2006-12/23
<u>Child Protection Ombudsman (Office of)</u>					
R515-1	Processing Complaints Regarding the Utah Division of Child and Family Services	28401	NEW	02/01/2006	2006-1/26
<u>Substance Abuse and Mental Health</u>					
R523-21	Division of Substance Abuse and Mental Health Rules	28599	5YR	04/06/2006	2006-9/41
R523-24	Off-Premise Retailer (Clerk, Licensee and Manager) Alcohol Training and Education Seminar Rules of Administration	28841	EMR	07/01/2006	2006-14/33
<u>Substance Abuse and Mental Health, State Hospital</u>					
R525-8	Forensic Mental Health Facility	28738	5YR	05/16/2006	2006-12/86
<u>Recovery Services</u>					
R527-35	Non-IV-A Fee Schedule	28412	AMD	02/22/2006	2006-1/27
R527-200	Administrative Procedures	28670	5YR	04/24/2006	2006-10/88
R527-800	Acquisition of Real Property, and Medical Support Cooperation Requirements	28752	5YR	05/24/2006	2006-12/86
R527-936	Third Party Liability, Medicaid	28739	5YR	05/16/2006	2006-12/87

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Services for People with Disabilities</u>					
R539-1-8	Non-waiver Services for People with Brain Injury	28716	EMR	05/05/2006	2006-11/88
R539-2-4	Waiting List	28719	AMD	07/11/2006	2006-11/72
R539-9	Supported Employment Pilot Program	28715	EMR	05/05/2006	2006-11/90
<u>Juvenile Justice Services</u>					
R547-13	Guidelines for Admission to Secure Youth Detention Facilities Review	28378	AMD	01/18/2006	2005-24/8
Insurance					
<u>Administration</u>					
R590-85	Individual Accident and Health Insurance and Individual and Group Medicare Supplement Rates	28117	AMD	01/31/2006	2005-16/18
R590-85	Individual Accident and Health Insurance and Individual and Group Medicare Supplement Rates	28117	CPR	01/31/2006	2005-20/61
R590-85	Individual Accident and Health Insurance and Individual and Group Medicare Supplement Rates	28117	CPR	01/31/2006	2005-24/44
R590-93-6	Duties of Replacing Insurers that Use Producers	28527	NSC	03/06/2006	Not Printed
R590-98	Unfair Practice in Payment of Life Insurance and Annuity Policy Values	28267	CPR	01/31/2006	2005-24/46
R590-98	Unfair Practice in Payment of Life Insurance and Annuity Policy Values	28267	AMD	01/31/2006	2005-20/39
R590-99	Delay or Failure to Record Documents and the Insuring of Properties with the False Appearance of Unmarketability as Unfair Title Insurance Practices	28528	NSC	03/06/2006	Not Printed
R590-131-4	Rules for Coordination of Benefits	28495	NSC	02/24/2006	Not Printed
R590-136	Title Insurance Agents' Annual Reports	28846	5YR	06/27/2006	2006-14/56
R590-144	Commercial Aviation Insurance Exemption From Rate and Form Filing	28551	5YR	03/14/2006	2006-7/34
R590-166-4	Rule	28269	AMD	01/24/2006	2005-20/40
R590-177	Life Insurance Illustrations Rule	28587	5YR	03/31/2006	2006-8/73
R590-177	Life Insurance Illustrations Rule	28588	NSC	04/12/2006	Not Printed
R590-178	Securities Custody	28914	5YR	08/07/2006	Not Printed
R590-200	Diabetes Treatment and Management	28589	5YR	03/31/2006	2006-8/73
R590-206	Privacy of Consumer Financial and Health Information	28847	5YR	06/27/2006	2006-14/56
R590-208	Uniform Application for Certificates of Authority	28726	5YR	05/12/2006	2006-11/95
R590-225	Submission of Property and Casualty Rate and Form Filings	28678	AMD	06/29/2006	2006-10/72
R590-234	Single Risk Limitation	28486	NEW	03/22/2006	2006-4/12
R590-235	Medicare Prescription Drug Plan	28585	NEW	06/07/2006	2006-8/40
<u>Title and Escrow Commission</u>					
R592-2-5	Imposition of Penalties	28529	NSC	03/06/2006	Not Printed
R592-3	Submission of a Title Schedule of Escrow Charges Filing	28508	NEW	07/19/2006	2006-5/36
R592-3	Submission of a Title Schedule of Filing	28508	CPR	07/19/2006	2006-11/84
R592-4	Standards for Charges for Title Escrow Settlement Services and Title Fees	28507	NEW	07/19/2006	2006-5/38
R592-4	Standards for Charges for Title Escrow Settlement Services and Title Fees	28507	CPR	07/19/2006	2006-11/86

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Judicial Conduct Commission					
<u>Administration</u>					
R595-4-1	Dismissals with Warning or upon Stated Conditions	28351	AMD	02/10/2006	2005-23/45
Labor Commission					
<u>Adjudication</u>					
R602-2-1	Pleadings and Discovery	28547	AMD	05/05/2006	2006-7/14
<u>Industrial Accidents</u>					
R612-2-5	Regulation of Medical Practitioner Fees	28729	AMD	07/11/2006	2006-11/74
R612-2-22	Medical Records	28730	AMD	07/11/2006	2006-11/75
R612-4	Premium Rates	28458	5YR	01/12/2006	2006-3/39
R612-4-2	Premium Rates for the Uninsured Employers' Fund and the Employers' Reinsurance Fund	28298	AMD	01/01/2006	2005-22/41
R612-7-3	Method of Rating	28728	AMD	07/11/2006	2006-11/77
<u>Occupational Safety and Health</u>					
R614-1-4	Incorporation of Federal Standards	28548	AMD	05/02/2006	2006-7/18
R614-1-5	Adoption and Extension of Established Federal Safety Standards and State of Utah General Safety Orders	28514	NSC	02/27/2006	Not Printed
<u>Safety</u>					
R616-1	Coal Mine Rules	28838	NSC	06/30/2006	Not Printed
R616-2	Safety Codes and Rules for Boilers and Pressure Vessels	28515	NSC	02/27/2006	Not Printed
R616-2	Boiler and Pressure Vessel Rules	28839	NSC	06/30/2006	Not Printed
R616-2-3	Safety Codes and Rules for Boilers and Pressure Vessels	28257	AMD	01/01/2006	2005-20/43
R616-2-3	Safety Codes and Rules for Boilers and Pressure Vessels	28564	AMD	05/17/2006	2006-8/42
R616-3	Elevator Rules	28840	NSC	06/30/2006	Not Printed
R616-3-3	Safety Codes for Elevators	28256	AMD	02/08/2006	2005-20/44
Money Management Council					
<u>Administration</u>					
R628-4-2	Fidelity Bond	28533	NSC	03/07/2006	Not Printed
R628-10	Rating Requirements to Be a Permitted Depository	28606	5YR	04/11/2006	2006-9/42
R628-10	Rating Requirements to be a Permitted Depository	28723	NSC	05/30/2006	Not Printed
R628-12	Certification of Qualified Depositories for Public Funds	28600	NSC	05/10/2006	Not Printed
R628-16	Certification as a Dealer	28534	NSC	03/07/2006	Not Printed
Natural Resources					
<u>Oil, Gas and Mining; Coal</u>					
R645-106	Exemption for Coal Extraction Incidental to the Extraction of Other Minerals	28742	5YR	05/17/2006	2006-12/87
<u>Oil, Gas and Mining; Non-Coal</u>					
R647-1-106	Definitions	28337	AMD	02/23/2006	2005-23/46
R647-2	Exploration	28338	AMD	02/23/2006	2005-23/48
R647-3	Small Mining Operations	28339	AMD	02/23/2006	2005-23/51
R647-4	Large Mining Operations	28340	AMD	02/23/2006	2005-23/55
R647-5-101	Formal and Informal Proceeding	28341	AMD	02/23/2006	2005-23/58

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Oil, Gas and Mining: Oil and Gas</u>					
R649-10	Administrative Procedures	28724	5YR	05/11/2006	2006-11/96
<u>Parks and Recreation</u>					
R651-201	Definitions	28622	5YR	04/18/2006	2006-10/89
R651-202	Boating Advisory Council	28623	5YR	04/18/2006	2006-10/89
R651-203	Waterway Marking System	28626	5YR	04/18/2006	2006-10/90
R651-204	Regulating Waterway Markers	28624	5YR	04/18/2006	2006-10/90
R651-205	Zoned Waters	28625	5YR	04/18/2006	2006-10/90
R651-206	Carrying Passengers for Hire	28509	5YR	02/13/2006	2006-5/48
R651-207	Registration Fee	28627	5YR	04/18/2006	2006-10/91
R651-207	Registration Fee	28648	NSC	05/10/2006	Not Printed
R651-208	Backing Plates	28628	5YR	04/18/2006	2006-10/91
R651-208	Backing Plates	28649	NSC	05/10/2006	Not Printed
R651-210	Change of Address	28629	5YR	04/18/2006	2006-10/92
R651-210	Change of Address	28650	NSC	05/10/2006	Not Printed
R651-211	Assigned Numbers	28630	5YR	04/18/2006	2006-10/92
R651-212	Display of Yearly Registration Decals and Month of Expiration Decals	28631	5YR	04/18/2006	2006-10/93
R651-213	Dealer Numbers and Registrations	28632	5YR	04/18/2006	2006-10/93
R651-213	Dealer Numbers and Registrations	28651	NSC	05/10/2006	Not Printed
R651-214	Temporary Registration	28633	5YR	04/18/2006	2006-10/94
R651-215	Personal Floatation Devices	28510	5YR	02/13/2006	2006-5/49
R651-216	Navigation Lights - Note: Figures 1 through 7 mentioned below are on file with the Utah Division of Parks and Recreation	28634	5YR	04/18/2006	2006-10/94
R651-216	Navigation Lights - Note: Figures 1 through 7 mentioned below are on file with the Utah Division of Parks and Recreation	28652	NSC	05/10/2006	Not Printed
R651-217	Fire Extinguishers	28635	5YR	04/18/2006	2006-10/95
R651-217	Fire Extinguishers	28653	NSC	05/10/2006	Not Printed
R651-218	Carburetor Backfire Flame Control	28636	5YR	04/18/2006	2006-10/95
R651-218	Carburetor Backfire Flame Control	28654	NSC	05/10/2006	Not Printed
R651-219	Additional Safety Equipment	28637	5YR	04/18/2006	2006-10/96
R651-220	Registration and Numbering Exemptions	28638	5YR	04/18/2006	2006-10/96
R651-220	Registration and Numbering Exemptions	28655	NSC	05/10/2006	Not Printed
R651-221	Boat Livery Agreements	28639	5YR	04/18/2006	2006-10/97
R651-221	Boat Livery Agreements	28656	NSC	05/10/2006	Not Printed
R651-222	Muffling Requirements	28511	5YR	02/13/2006	2006-5/49
R651-224	Towed Devices	28512	5YR	02/13/2006	2006-5/50
R651-226	Regattas and Races	28640	5YR	04/18/2006	2006-10/97
R651-226	Regattas and Races	28657	NSC	05/10/2006	Not Printed
R651-401	Off-Highway Vehicle and Registration Stickers	28642	5YR	04/18/2006	2006-10/98
R651-405	Off-Highway Implement of Husbandry Sticker Fee	28641	5YR	04/18/2006	2006-10/98
R651-405	Off-Highway Implement of Husbandry Sticker Fee	28658	NSC	05/10/2006	Not Printed
R651-406	Off-Highway Vehicle Registration Fees	28643	5YR	04/18/2006	2006-10/99
R651-406	Off-Highway Vehicle Registration Fees	28659	NSC	05/10/2006	Not Printed
R651-611	Fee Schedule	28169	AMD	01/01/2006	2005-18/46

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R651-611	Fee Schedule	28513	5YR	02/13/2006	2006-5/50
R651-801	Swimming Prohibited	28645	5YR	04/18/2006	2006-10/99
R651-801	Swimming Prohibited	28660	NSC	05/10/2006	Not Printed
R651-802	Scuba Diving	28646	5YR	04/18/2006	2006-10/100
R651-802	Scuba Diving	28661	NSC	05/10/2006	Not Printed
<u>Forestry, Fire and State Lands</u>					
R652-2	Sovereign Land Management Objectives	28851	5YR	06/28/2006	2006-14/57
R652-8	Adjudicative Proceedings	28852	5YR	06/28/2006	2006-14/57
R652-9	Consistency Review	28850	5YR	06/28/2006	2006-14/58
R652-20-1000	Rentals and Royalties	28536	AMD	07/13/2006	2006-6/14
R652-41	Right of Entry	28853	5YR	06/28/2006	2006-14/58
R652-80	Land Exchanges	28854	5YR	06/28/2006	2006-14/59
R652-122	County Cooperative Agreements with State for Fire Protection	28525	NSC	03/07/2006	Not Printed
<u>Water Rights</u>					
R655-10	Dam Safety Classifications, Approval Procedures and Independent Reviews	28710	5YR	05/03/2006	2006-11/96
R655-11	Requirements for the Design, Construction and Abandonment of Dams	28711	5YR	05/03/2006	2006-11/97
R655-12	Requirements for Operational Dams	28712	5YR	05/03/2006	2006-11/97
<u>Wildlife Resources</u>					
R657-5	Taking Big Game	28379	AMD	01/18/2006	2005-24/11
R657-5	Taking Big Game	28718	AMD	07/11/2006	2006-11/78
R657-5-37B	Preference Point System	28881	NSC	07/27/2006	Not Printed
R657-6-21	Closed Areas	28801	AMD	08/08/2006	2006-13/28
R657-13	Taking Fish and Crayfish	28303	AMD	01/18/2006	2005-22/41
R657-17	Lifetime Hunting and Fishing License	28382	AMD	01/18/2006	2005-24/17
R657-19	Taking Nongame Mammals	28454	AMD	03/06/2006	2006-3/22
R657-23	Utah Hunter Education Program	28377	AMD	01/18/2006	2005-24/19
R657-24	Compensation for Mountain Lion and Bear Damage	28455	AMD	03/06/2006	2006-3/24
R657-24	Compensation for Mountain Lion and Bear Damage	28796	AMD	08/08/2006	2006-13/29
R657-33	Taking Bear	28457	AMD	03/06/2006	2006-3/25
R657-38	Dedicated Hunter Program	28371	AMD	01/18/2006	2005-24/22
R657-39	Regional Advisory Councils	28453	5YR	01/09/2006	2006-3/39
R657-40	Wildlife Rehabilitation	28456	5YR	01/10/2006	2006-3/40
R657-41	Conservation and Sportsman Permits	28798	AMD	08/08/2006	2006-13/30
R657-42	Fees, Exchanges, Surrenders, Refunds and Reallocation of Wildlife Documents	28376	AMD	01/18/2006	2005-24/27
R657-48	Implementation of the Wildlife Species of Concern and Habitat Designation Advisory Committee	28751	5YR	05/24/2006	2006-12/88
R657-48	Implementation of the Wildlife Species of Concern and Habitat Designation Advisory Committee	28797	AMD	08/08/2006	2006-13/37
Public Lands Policy Coordinating Office					
<u>Administration</u>					
R694-1	Archeological Permits	28697	NEW	06/23/2006	2006-10/75

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Public Safety					
<u>Driver License</u>					
R708-6	Renewal By Mail	28569	5YR	03/23/2006	2006-8/74
R708-14-5	Authority for Conducting Adjudicative Proceedings	28580	NSC	04/12/2006	Not Printed
R708-16	Pedestrian Vehicle Rule	28568	5YR	03/23/2006	2006-8/74
R708-18	Regulatory and Administrative Fees	28565	5YR	03/20/2006	2006-8/75
R708-19	Automobile No-Fault Self-Insurance	28572	5YR	03/23/2006	2006-8/75
R708-20	Motor Vehicle Accident Prevention Course Standards	28567	5YR	03/21/2006	2006-8/76
R708-26	Temporary Learner Permit Rule	28782	AMD	08/08/2006	2006-13/40
R708-27	Certification of Driver Education Teachers in the Public Schools to Administer Knowledge and Driving Skills Tests	28783	AMD	08/08/2006	2006-13/41
R708-32-4	Access	28787	AMD	08/08/2006	2006-13/43
R708-33	Electric Assisted Bicycle Headgear	28560	5YR	03/17/2006	2006-8/76
R708-38	Anatomical Gift	28566	5YR	03/20/2006	2006-8/77
R708-42	Driver Address Record	28784	NEW	08/08/2006	2006-13/44
R708-43	Yes or No Notification	28785	NEW	08/08/2006	2006-13/45
R708-44	Citation Monitoring Service	28786	NEW	08/08/2006	2006-13/46
<u>Fire Marshal</u>					
R710-3-3	Amendments and Additions	28578	AMD	05/16/2006	2006-8/43
R710-4	Buildings Under the Jurisdiction of the State Fire Prevention Board	28579	AMD	05/16/2006	2006-8/45
R710-6	Liquefied Petroleum Gas Rules	28584	5YR	03/30/2006	2006-8/77
R710-9	Rules Pursuant to the Utah Fire Prevention Law	28292	AMD	01/10/2006	2005-21/38
R710-9	Rules Pursuant to the Utah Fire Prevention Law	28461	AMD	03/06/2006	2006-3/27
R710-10	Rules Pursuant to Fire Service Training, Education, and Certification	28460	NEW	03/06/2006	2006-3/33
R710-10-7	Utah Fire and Rescue Academy	28581	NSC	04/12/2006	Not Printed
<u>Highway Patrol</u>					
R714-500	Chemical Analysis Standards and Training	28342	AMD	01/05/2006	2005-23/59
<u>Criminal Investigations and Technical Services, Criminal Identification</u>					
R722-300	Concealed Firearm Permit Rule	28250	AMD	01/09/2006	2005-20/48
R722-300-13	Concealed Firearm Permit Instructors	28296	NSC	01/09/2006	Not Printed
Public Service Commission					
<u>Administration</u>					
R746-110	Uncontested Matters to be Adjudicated Informally	28892	NSC	07/25/2006	Not Printed
R746-200	Residential Utility Service Rules for Electric, Gas, Water, and Sewer Utilities	28765	AMD	07/25/2006	2006-12/36
R746-345	Pole Attachments for Cable Television Companies	28139	AMD	02/08/2006	2005-17/31
R746-345	Pole Attachments for Cable Television Companies	28139	CPR	02/08/2006	2005-24/47
R746-360-4	Application of Fund Surcharges to Customer Billings	28771	AMD	08/01/2006	2006-12/42
R746-409-5	Operation and Maintenance Plans	28893	NSC	07/25/2006	Not Printed
R746-510-4	Proposal and Funding	28894	NSC	07/25/2006	Not Printed

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Regents (Board Of)					
<u>Administration</u>					
R765-608	Utah Engineering and Computer Science Loan Forgiveness Program	28878	5YR	07/13/2006	2006-15/32
R765-649	Utah Higher Education Assistance Authority (UHEAA) Privacy Policy	28676	5YR	04/25/2006	2006-10/100
School and Institutional Trust Lands					
<u>Administration</u>					
R850-4-300	Fee Waivers	28562	AMD	05/16/2006	2006-8/48
R850-5-200	Payments	28563	AMD	05/16/2006	2006-8/49
R850-21-900	Failure of Agency's Title	28482	AMD	03/20/2006	2006-4/14
R850-22-900	Failure of Agency's Title	28483	AMD	03/20/2006	2006-4/15
R850-24-300	Failure of Agency's Title	28484	AMD	03/20/2006	2006-4/16
Tax Commission					
<u>Administration</u>					
R861-1A-20	Time of Appeal Pursuant to Utah Code Ann. Sections 59-1-301, 59-1-501, 59-2-1007, 59-7-517, 59-10-532, 59-10-533, 59-10-535, 59-12-114, 59-13-210, 63-46b-3, and 63-46b-14	28804	AMD	08/07/2006	2006-13/50
R861-1A-37	Provisions Relating to Disclosure of Commercial Information Pursuant to Utah Code Ann. Section 59-1-404	28430	AMD	03/06/2006	2006-2/29
R861-1A-39	Penalty for Failure to File a Return Pursuant to Utah Code Ann. Sections 10-1-405, 59-1-401, 59-12-118, and 69-2-5	28731	AMD	09/01/2006	2006-11/81
<u>Auditing</u>					
R865-21U	Use Tax	28540	5YR	03/07/2006	2006-7/34
<u>Collections</u>					
R867-2B	Delinquent Tax Collection	28539	5YR	03/07/2006	2006-7/35
<u>Motor Vehicle</u>					
R873-22M-34	Rule for Denial of Personalized Plate Requests Pursuant to Utah Code Ann. Sections 41-1a-104 and 41-1a-411	28806	AMD	08/07/2006	2006-13/51
<u>Property Tax</u>					
R884-24P-19	Appraiser Designation Program Pursuant to Utah Code Ann. Sections 59-2-701 and 59-2-702	28432	AMD	03/06/2006	2006-2/31
Technology Services					
<u>Administration</u>					
R895-1	Access to Records	28747	NEW	07/25/2006	2006-12/43
R895-2	Americans With Disabilities Act (ADA) Complaint Procedure	28744	NEW	07/25/2006	2006-12/45
Transportation					
<u>Administration</u>					
R907-68	Prioritization of New Transportation Capacity Projects	28358	NEW	01/04/2006	2005-23/61
R907-68	Prioritization of New Transportation Capacity Projects	28532	AMD	06/01/2006	2006-6/15
R907-68	Prioritization of New Transportation Capacity Projects	28617	AMD	06/01/2006	2006-9/30

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Motor Carrier, Ports of Entry</u>					
R912-8	Minimum Tire, Axle and Suspension Ratings for Heavy Vehicles and the Use of Retractable or Variable Load Suspension Axles in Utah (EXPIRED RULE)	28695	NSC	04/28/2006	Not Printed
R912-8	Minimum Tire, Axle and Suspension Ratings for Heavy Vehicles and the Use of Retractable or Variable Load Suspension Axles in Utah	28703	NEW	06/22/2006	2006-10/78
R912-9	Pilot/Escort Requirements and Certification Program	28616	AMD	06/01/2006	2006-9/31
R912-11	Overweight and/or Oversize Permitted Vehicle Restrictions on Certain Highways Throughout the State of Utah	28415	AMD	02/08/2006	2006-1/28
<u>Operations, Construction</u>					
R916-1-7	Execution of Contracts	28559	AMD	05/16/2006	2006-8/51
<u>Operations, Traffic and Safety</u>					
R920-50-1	Utah Ropeway Rules for Passenger Ropeways	28524	AMD	04/04/2006	2006-5/40
<u>Program Development</u>					
R926-2	Evaluation Of Proposed Additions to the State Highway System	28775	R&R	07/28/2006	2006-12/47
R926-8-3	Factors Used to Consider Proposals	28531	AMD	06/22/2006	2006-6/16
R926-9	Establishment and Operation of HOT Lanes or Toll Lanes on State Highways	28538	NEW	04/20/2006	2006-6/17
<u>Preconstruction</u>					
R930-3	Highway Noise Abatement	28677	AMD	06/22/2006	2006-10/80
R930-5	Establishment and Regulation of At-Grade Railroad Crossings	28489	R&R	04/25/2006	2006-4/18
R930-6	Manual of Accommodation of Utility Facilities and the Control and Protection of State Highway Rights-of-Way	28360	AMD	01/27/2006	2005-24/31
R930-6	Manual of Accommodation of Utility Facilities and the Control and Protection of State Highway Rights-of-Way	28774	AMD	07/28/2006	2006-12/50
<u>Preconstruction, Right-of-Way Acquisition</u>					
R933-2-3	Definitions	28490	AMD	03/31/2006	2006-4/29
Transportation Commission					
<u>Administration</u>					
R940-1	Establishment of HOT-Lane Toll Rates	28675	NEW	06/22/2006	2006-10/80
Workforce Services					
<u>Employment Development</u>					
R986-100	Employment Support Programs	28756	AMD	08/01/2006	2006-12/51
R986-200	Family Employment Program	28537	AMD	05/01/2006	2006-6/19
R986-200	Family Employment Program	28755	AMD	08/01/2006	2006-12/58
R986-300	Refugee Resettlement Program	28757	AMD	08/01/2006	2006-12/62
R986-300-305	Failure to Comply with an Employment Plan	28425	AMD	03/01/2006	2006-1/31
R986-400	General Assistance and Working Toward Employment	28693	AMD	06/22/2006	2006-10/81
R986-400	General Assistance and Working Toward Employment	28759	AMD	08/01/2006	2006-12/64
R986-600-604	Adults, Youth, and Dislocated Workers	28400	NSC	01/01/2006	Not Printed
R986-700	Child Care Assistance	28758	AMD	08/01/2006	2006-12/71
R986-700-705	Eligible Providers and Provider Settings	28561	NSC	04/17/2006	Not Printed
R986-700-709	Employment Support (ES) CC	28481	AMD	04/12/2006	2006-4/31

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R986-800-803	Available Services	28762	AMD	08/01/2006	2006-12/76
R986-900	Food Stamps	28761	AMD	08/01/2006	2006-12/77
Unemployment Insurance					
R994-302	Payment by Employer	28721	5YR	05/09/2006	2006-11/98
R994-308	Bond or Security Requirement	28722	5YR	05/09/2006	2006-11/98
R994-401-203	Retirement or Disability Retirement Income	28763	AMD	07/26/2006	2006-12/79
R994-406	Fraud, Fault and Nonfault Overpayments	28764	AMD	07/26/2006	2006-12/80
R994-406-302	Repayment and Collection of Fault Overpayments	28480	NSC	02/22/2006	Not Printed
R994-406-401	Claimant Fraud	28877	NSC	07/27/2006	Not Printed

RULES INDEX - BY KEYWORD (SUBJECT)

ABBREVIATIONS

AMD = Amendment
 CPR = Change in proposed rule
 EMR = Emergency rule (120 day)
 NEW = New rule
 EXD = Expired
 NSC = Nonsubstantive rule change
 REP = Repeal
 R&R = Repeal and reenact
 5YR = Five-Year Review

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>acceptable use</u> Governor, Planning and Budget, Chief Information Officer	28704	R365-7	NSC	06/22/2006	Not Printed
<u>access</u> Environmental Quality, Drinking Water	28421	R309-545-7	AMD	03/08/2006	2006-1/19
<u>access to information</u> Technology Services, Administration	28747	R895-1	NEW	07/25/2006	2006-12/43
<u>accident prevention</u> Public Safety, Driver License	28567	R708-20	5YR	03/21/2006	2006-8/76
<u>accidents</u> Administrative Services, Fleet Operations	28469	R27-7	5YR	01/20/2006	2006-4/34
<u>accounts</u> Money Management Council, Administration	28533	R628-4-2	NSC	03/07/2006	Not Printed
<u>accreditation</u> Education, Administration	28463	R277-410	AMD	03/06/2006	2006-3/7
	28808	R277-410-4	AMD	08/08/2006	2006-13/11
<u>adjudicative procedures</u> Community and Economic Development, Community Development, Library	28343	R223-1	NSC	01/01/2006	Not Printed

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>adjudicative proceedings</u>					
Commerce, Administration	28709	R151-46b	5YR	05/03/2006	2006-11/92
Community and Economic Development, Community Development, History	28404	R212-1	NSC	01/01/2006	Not Printed
Natural Resources, Forestry, Fire and State Lands	28852	R652-8	5YR	06/28/2006	2006-14/57
Public Safety, Driver License	28580	R708-14-5	NSC	04/12/2006	Not Printed
<u>administrative law</u>					
Administrative Services, Administrative Rules	28586	R15-4	EMR	04/15/2006	2006-8/57
Human Services, Recovery Services	28670	R527-200	5YR	04/24/2006	2006-10/88
<u>administrative procedures</u>					
Administrative Services, Fleet Operations	28475	R27-2	5YR	01/30/2006	2006-4/33
Commerce, Administration	28709	R151-46b	5YR	05/03/2006	2006-11/92
Commerce, Occupational and Professional Licensing	28673	R156-46b	5YR	04/25/2006	2006-10/86
Community and Economic Development, Community Development, History	28404	R212-1	NSC	01/01/2006	Not Printed
	28406	R212-3	NSC	01/01/2006	Not Printed
Community and Culture, History	28898	R212-3	5YR	07/27/2006	2006-16/34
	28907	R212-4	5YR	08/01/2006	2006-16/34
Community and Economic Development, Community Development, History	28407	R212-4	NSC	01/01/2006	Not Printed
Community and Economic Development, Community Development, Library	28343	R223-1	NSC	01/01/2006	Not Printed
Environmental Quality, Drinking Water	28417	R309-150-6	AMD	03/08/2006	2006-1/12
	28418	R309-405-4	AMD	03/08/2006	2006-1/14
Environmental Quality, Radiation Control	28872	R313-17	5YR	07/10/2006	2006-15/31
Human Resource Management, Administration	28685	R477-12	AMD	07/01/2006	2006-10/61
Labor Commission, Adjudication	28547	R602-2-1	AMD	05/05/2006	2006-7/14
Natural Resources, Forestry, Fire and State Lands	28852	R652-8	5YR	06/28/2006	2006-14/57
	28850	R652-9	5YR	06/28/2006	2006-14/58
	28536	R652-20-1000	AMD	07/13/2006	2006-6/14
	28853	R652-41	5YR	06/28/2006	2006-14/58
	28854	R652-80	5YR	06/28/2006	2006-14/59
School and Institutional Trust Lands, Administration	28562	R850-4-300	AMD	05/16/2006	2006-8/48
	28563	R850-5-200	AMD	05/16/2006	2006-8/49
	28482	R850-21-900	AMD	03/20/2006	2006-4/14
	28483	R850-22-900	AMD	03/20/2006	2006-4/15
<u>administrative responsibility</u>					
Human Resource Management, Administration	28689	R477-2	AMD	07/01/2006	2006-10/38
<u>admission guidelines</u>					
Human Services, Juvenile Justice Services	28378	R547-13	AMD	01/18/2006	2005-24/8
<u>advertising</u>					
Transportation, Operations, Construction	28559	R916-1-7	AMD	05/16/2006	2006-8/51

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>affordable housing</u>					
Community and Culture, Olene Walker Housing Trust Fund	28492	R235-1	NSC	03/01/2006	Not Printed
	28402	R235-1	NEW	03/01/2006	2006-1/9
<u>air pollution</u>					
Environmental Quality, Air Quality	28815	R307-101	5YR	06/16/2006	2006-14/40
	28545	R307-101-2	AMD	06/16/2006	2006-7/5
	28822	R307-110	5YR	06/16/2006	2006-14/40
	28320	R307-110-9	AMD	06/16/2006	2005-23/12
	28320	R307-110-9	CPR	06/16/2006	2006-7/24
	28226	R307-170	AMD	01/05/2006	2005-19/6
	28820	R307-210	5YR	06/16/2006	2006-14/41
	28601	R307-210-1	AMD	06/15/2006	2006-9/19
	28821	R307-223	5YR	06/16/2006	2006-14/41
	28544	R307-325	AMD	06/16/2006	2006-7/8
	28325	R307-401	CPR	06/16/2006	2006-7/25
	28819	R307-401	5YR	06/16/2006	2006-14/42
	28325	R307-401	R&R	06/16/2006	2005-23/14
	28322	R307-405	R&R	06/16/2006	2005-23/22
	28322	R307-405	CPR	06/16/2006	2006-7/28
	28816	R307-405	5YR	06/16/2006	2006-14/45
	28323	R307-410	CPR	06/16/2006	2006-7/30
	28323	R307-410	AMD	06/16/2006	2005-23/31
	28818	R307-410	5YR	06/16/2006	2006-14/51
	28549	R307-415-7d	NSC	03/28/2006	Not Printed
	28502	R307-801	AMD	06/16/2006	2006-5/22
	28817	R307-801	5YR	06/16/2006	2006-14/52
	28468	R307-801-5	NSC	02/22/2006	Not Printed
<u>air quality</u>					
Environmental Quality, Air Quality	28501	R307-204	AMD	04/07/2006	2006-5/18
	28602	R307-204	5YR	04/07/2006	2006-9/40
	28459	R307-204	NSC	04/07/2006	Not Printed
<u>air travel</u>					
Administrative Services, Finance	28702	R25-7	AMD	07/01/2006	2006-10/2
<u>aircraft</u>					
Tax Commission, Motor Vehicle	28806	R873-22M-34	AMD	08/07/2006	2006-13/51
<u>alcohol</u>					
Public Safety, Highway Patrol	28342	R714-500	AMD	01/05/2006	2005-23/59
<u>alcoholic beverages</u>					
Alcoholic Beverage Control, Administration	28431	R81-10A-7	NSC	01/01/2006	Not Printed
<u>alternative language services</u>					
Education, Administration	28522	R277-716	NEW	04/03/2006	2006-5/10

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>alternative licensing</u> Education, Administration	28590	R277-503	AMD	05/16/2006	2006-8/10
<u>alternative onsite wastewater systems</u> Environmental Quality, Water Quality	28596	R317-4	AMD	05/19/2006	2006-8/14
<u>anatomical gift</u> Public Safety, Driver License	28566	R708-38	5YR	03/20/2006	2006-8/77
<u>annuity replacement</u> Insurance, Administration	28527	R590-93-6	NSC	03/06/2006	Not Printed
<u>antipoverty programs</u> Community and Economic Development, Community Development, Community Services	28353	R202-100	NSC	01/01/2006	Not Printed
<u>appeals</u> Crime Victim Reparations, Administration	28868	R270-2	5YR	07/03/2006	2006-15/27
<u>appellate procedures</u> Administrative Services, Fleet Operations	28475	R27-2	5YR	01/30/2006	2006-4/33
Administrative Services, Information Technology Services	28788	R29-1	5YR	06/08/2006	2006-13/61
	28828	R29-1	NSC	06/22/2006	Not Printed
	28794	R29-2	NSC	06/22/2006	Not Printed
Corrections, Administration	28576	R251-104	5YR	03/28/2006	2006-8/72
<u>appraisals</u> Tax Commission, Property Tax	28432	R884-24P-19	AMD	03/06/2006	2006-2/31
<u>approval order</u> Environmental Quality, Air Quality	28325	R307-401	R&R	06/16/2006	2005-23/14
	28325	R307-401	CPR	06/16/2006	2006-7/25
	28819	R307-401	5YR	06/16/2006	2006-14/42
<u>ARC</u> Administrative Services, Fleet Operations	28469	R27-7	5YR	01/20/2006	2006-4/34
<u>archaeology</u> Community and Economic Development, Community Development, History	28407	R212-4	NSC	01/01/2006	Not Printed
Community and Culture, History	28907	R212-4	5YR	08/01/2006	2006-16/34
<u>archeological permits</u> Public Lands Policy Coordinating Office, Administration	28697	R694-1	NEW	06/23/2006	2006-10/75
<u>architects</u> Administrative Services, Facilities Construction and Management	28607	R23-2	AMD	06/01/2006	2006-9/12
Commerce, Occupational and Professional Licensing	28429	R156-3a	AMD	04/03/2006	2006-2/15
	28604	R156-3a	5YR	04/10/2006	2006-9/39
	28429	R156-3a	CPR	04/03/2006	2006-5/44
	28671	R156-3a-501	NSC	05/10/2006	Not Printed

RULES INDEX

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>art donations</u>					
Community and Economic Development, Community Development, Fine Arts	28362	R207-2	NSC	01/01/2006	Not Printed
<u>art financing</u>					
Community and Economic Development, Community Development, Fine Arts	28361	R207-1	NSC	01/01/2006	Not Printed
<u>art in public places</u>					
Community and Economic Development, Community Development, Fine Arts	28361	R207-1	NSC	01/01/2006	Not Printed
	28362	R207-2	NSC	01/01/2006	Not Printed
<u>art loans</u>					
Community and Economic Development, Community Development, Fine Arts	28362	R207-2	NSC	01/01/2006	Not Printed
<u>art preservation</u>					
Community and Economic Development, Community Development, Fine Arts	28361	R207-1	NSC	01/01/2006	Not Printed
<u>art work</u>					
Community and Economic Development, Community Development, Fine Arts	28362	R207-2	NSC	01/01/2006	Not Printed
<u>asbestos</u>					
Environmental Quality, Air Quality	28502	R307-801	AMD	06/16/2006	2006-5/22
	28817	R307-801	5YR	06/16/2006	2006-14/52
	28468	R307-801-5	NSC	02/22/2006	Not Printed
<u>asbestos hazard emergency response</u>					
Environmental Quality, Air Quality	28502	R307-801	AMD	06/16/2006	2006-5/22
	28817	R307-801	5YR	06/16/2006	2006-14/52
	28468	R307-801-5	NSC	02/22/2006	Not Printed
<u>assisted living facilities</u>					
Public Safety, Fire Marshal	28578	R710-3-3	AMD	05/16/2006	2006-8/43
<u>athlete agent</u>					
Commerce, Occupational and Professional Licensing	28830	R156-9a	5YR	06/22/2006	2006-14/37
<u>athletics</u>					
Education, Administration	28701	R277-517	5YR	05/01/2006	2006-10/87
<u>automobiles</u>					
Commerce, Administration	28542	R151-14	AMD	05/02/2006	2006-7/2
<u>banking</u>					
Commerce, Corporations and Commercial Code	28860	R154-2	5YR	06/29/2006	2006-14/37
<u>banking law</u>					
Money Management Council, Administration	28606	R628-10	5YR	04/11/2006	2006-9/42
	28723	R628-10	NSC	05/30/2006	Not Printed
	28600	R628-12	NSC	05/10/2006	Not Printed
<u>barrier</u>					
Transportation, Preconstruction	28677	R930-3	AMD	06/22/2006	2006-10/80

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>basic skills competency</u>					
Education, Administration	28735	R277-603	NEW	07/11/2006	2006-11/42
	28875	R277-603-3	NSC	07/27/2006	Not Printed
<u>bear</u>					
Natural Resources, Wildlife Resources	28457	R657-33	AMD	03/06/2006	2006-3/25
<u>benefits</u>					
Community and Economic Development, Community Development, Community Services	28388	R202-205	NSC	01/01/2006	Not Printed
	28390	R202-207	NSC	01/01/2006	Not Printed
Workforce Services, Unemployment Insurance	28763	R994-401-203	AMD	07/26/2006	2006-12/79
<u>bids</u>					
Transportation, Operations, Construction	28559	R916-1-7	AMD	05/16/2006	2006-8/51
<u>big game seasons</u>					
Natural Resources, Wildlife Resources	28718	R657-5	AMD	07/11/2006	2006-11/78
	28379	R657-5	AMD	01/18/2006	2005-24/11
	28881	R657-5-37B	NSC	07/27/2006	Not Printed
<u>birds</u>					
Natural Resources, Wildlife Resources	28801	R657-6-21	AMD	08/08/2006	2006-13/28
<u>bituminous-asphaltic sands</u>					
School and Institutional Trust Lands, Administration	28483	R850-22-900	AMD	03/20/2006	2006-4/15
<u>block grant funding</u>					
Education, Administration	28864	R277-478	5YR	07/03/2006	2006-15/28
<u>boards</u>					
Administrative Services, Finance	28384	R25-5	AMD	01/25/2006	2005-24/2
<u>boating</u>					
Natural Resources, Parks and Recreation	28622	R651-201	5YR	04/18/2006	2006-10/89
	28623	R651-202	5YR	04/18/2006	2006-10/89
	28626	R651-203	5YR	04/18/2006	2006-10/90
	28624	R651-204	5YR	04/18/2006	2006-10/90
	28625	R651-205	5YR	04/18/2006	2006-10/90
	28509	R651-206	5YR	02/13/2006	2006-5/48
	28648	R651-207	NSC	05/10/2006	Not Printed
	28627	R651-207	5YR	04/18/2006	2006-10/91
	28649	R651-208	NSC	05/10/2006	Not Printed
	28628	R651-208	5YR	04/18/2006	2006-10/91
	28650	R651-210	NSC	05/10/2006	Not Printed
	28629	R651-210	5YR	04/18/2006	2006-10/92
	28630	R651-211	5YR	04/18/2006	2006-10/92
	28631	R651-212	5YR	04/18/2006	2006-10/93
	28651	R651-213	NSC	05/10/2006	Not Printed
	28632	R651-213	5YR	04/18/2006	2006-10/93

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28633	R651-214	5YR	04/18/2006	2006-10/94
	28510	R651-215	5YR	02/13/2006	2006-5/49
	28652	R651-216	NSC	05/10/2006	Not Printed
	28634	R651-216	5YR	04/18/2006	2006-10/94
	28653	R651-217	NSC	05/10/2006	Not Printed
	28635	R651-217	5YR	04/18/2006	2006-10/95
	28654	R651-218	NSC	05/10/2006	Not Printed
	28636	R651-218	5YR	04/18/2006	2006-10/95
	28637	R651-219	5YR	04/18/2006	2006-10/96
	28655	R651-220	NSC	05/10/2006	Not Printed
	28638	R651-220	5YR	04/18/2006	2006-10/96
	28656	R651-221	NSC	05/10/2006	Not Printed
	28639	R651-221	5YR	04/18/2006	2006-10/97
	28511	R651-222	5YR	02/13/2006	2006-5/49
	28512	R651-224	5YR	02/13/2006	2006-5/50
	28657	R651-226	NSC	05/10/2006	Not Printed
	28640	R651-226	5YR	04/18/2006	2006-10/97
<u>boilers</u>					
Labor Commission, Safety	28515	R616-2	NSC	02/27/2006	Not Printed
	28839	R616-2	NSC	06/30/2006	Not Printed
	28564	R616-2-3	AMD	05/17/2006	2006-8/42
	28257	R616-2-3	AMD	01/01/2006	2005-20/43
<u>bonding requirements</u>					
Money Management Council, Administration	28533	R628-4-2	NSC	03/07/2006	Not Printed
Transportation, Operations, Construction	28559	R916-1-7	AMD	05/16/2006	2006-8/51
Workforce Services, Unemployment Insurance	28722	R994-308	5YR	05/09/2006	2006-11/98
<u>brachytherapy</u>					
Environmental Quality, Radiation Control	28541	R313-32	AMD	05/10/2006	2006-7/13
<u>brain injury</u>					
Human Services, Services for People with Disabilities	28716	R539-1-8	EMR	05/05/2006	2006-11/88
<u>breaks</u>					
Human Resource Management, Administration	28682	R477-8	AMD	07/01/2006	2006-10/52
<u>breath testing</u>					
Public Safety, Highway Patrol	28342	R714-500	AMD	01/05/2006	2005-23/59
<u>budgeting</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	28680	R414-304-11	AMD	07/01/2006	2006-10/24
<u>building codes</u>					
Commerce, Occupational and Professional Licensing	28286	R156-56	AMD	01/01/2006	2005-21/6
	28285	R156-56-707	AMD	01/01/2006	2005-21/25
	28805	R156-56-707	NSC	06/29/2006	Not Printed

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28427	R156-56-711	NSC	02/23/2006	Not Printed
<u>building inspection</u>					
Commerce, Occupational and Professional Licensing	28286	R156-56	AMD	01/01/2006	2005-21/6
	28285	R156-56-707	AMD	01/01/2006	2005-21/25
	28805	R156-56-707	NSC	06/29/2006	Not Printed
	28427	R156-56-711	NSC	02/23/2006	Not Printed
<u>burial</u>					
Community and Economic Development, Community Development, History	28411	R212-12	NSC	01/01/2006	Not Printed
<u>capacity</u>					
Transportation, Administration	28358	R907-68	NEW	01/04/2006	2005-23/61
	28532	R907-68	AMD	06/01/2006	2006-6/15
	28617	R907-68	AMD	06/01/2006	2006-9/30
<u>care receiver</u>					
Human Services, Aging and Adult Services	28190	R510-401	AMD	02/23/2006	2005-18/37
	28190	R510-401	CPR	02/23/2006	2005-22/46
<u>caregiver</u>					
Human Services, Aging and Adult Services	28190	R510-401	AMD	02/23/2006	2005-18/37
	28190	R510-401	CPR	02/23/2006	2005-22/46
<u>cash management</u>					
Money Management Council, Administration	28534	R628-16	NSC	03/07/2006	Not Printed
<u>cemetery</u>					
Community and Economic Development, Community Development, History	28411	R212-12	NSC	01/01/2006	Not Printed
<u>certification</u>					
Labor Commission, Safety	28838	R616-1	NSC	06/30/2006	Not Printed
	28839	R616-2	NSC	06/30/2006	Not Printed
	28515	R616-2	NSC	02/27/2006	Not Printed
	28257	R616-2-3	AMD	01/01/2006	2005-20/43
	28564	R616-2-3	AMD	05/17/2006	2006-8/42
	28840	R616-3	NSC	06/30/2006	Not Printed
	28256	R616-3-3	AMD	02/08/2006	2005-20/44
<u>certified court reporter</u>					
Commerce, Occupational and Professional Licensing	28428	R156-74	AMD	02/16/2006	2006-2/24
<u>certified nurse midwife</u>					
Commerce, Occupational and Professional Licensing	28352	R156-44a	AMD	01/05/2006	2005-23/4
<u>charity</u>					
Commerce, Consumer Protection	28573	R152-22-3	AMD	05/16/2006	2006-8/9
<u>child abuse</u>					
Human Services, Child and Family Services	28613	R512-203	NEW	06/01/2006	2006-9/24
	28614	R512-300-4	AMD	06/01/2006	2006-9/26

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>child care</u>					
Workforce Services, Employment Development	28758	R986-700	AMD	08/01/2006	2006-12/71
	28561	R986-700-705	NSC	04/17/2006	Not Printed
	28481	R986-700-709	AMD	04/12/2006	2006-4/31
<u>child care facilities</u>					
Health, Health Systems Improvement, Child Care Licensing	28245	R430-2	AMD	02/06/2006	2005-20/14
	28245	R430-2	CPR	02/06/2006	2005-24/33
	28593	R430-2	AMD	05/25/2006	2006-8/33
	28246	R430-3	AMD	02/06/2006	2005-20/18
	28246	R430-3	CPR	02/06/2006	2005-24/35
	28248	R430-4	AMD	02/06/2006	2005-20/23
	28594	R430-4	AMD	05/25/2006	2006-8/34
	28248	R430-4	CPR	02/06/2006	2005-24/37
	28249	R430-6	AMD	02/06/2006	2005-20/26
	28249	R430-6	CPR	02/06/2006	2005-24/41
<u>child support</u>					
Human Services, Recovery Services	28412	R527-35	AMD	02/22/2006	2006-1/27
	28670	R527-200	5YR	04/24/2006	2006-10/88
<u>child welfare</u>					
Human Services, Child and Family Services	28612	R512-11	NEW	06/01/2006	2006-9/23
	28613	R512-203	NEW	06/01/2006	2006-9/24
	28614	R512-300-4	AMD	06/01/2006	2006-9/26
	28662	R512-305	AMD	06/19/2006	2006-10/65
<u>chiropractic physician</u>					
Commerce, Occupational and Professional Licensing	28824	R156-73	5YR	06/19/2006	2006-14/39
<u>chiropractors</u>					
Commerce, Occupational and Professional Licensing	28824	R156-73	5YR	06/19/2006	2006-14/39
<u>CIO</u>					
Governor, Planning and Budget, Chief Information Officer	28791	R365-5	NSC	06/22/2006	Not Printed
<u>citation monitoring service</u>					
Public Safety, Driver License	28786	R708-44	NEW	08/08/2006	2006-13/46
<u>civil procedures</u>					
Human Services, Recovery Services	28752	R527-800	5YR	05/24/2006	2006-12/86
<u>Class I area</u>					
Environmental Quality, Air Quality	28322	R307-405	R&R	06/16/2006	2005-23/22
	28322	R307-405	CPR	06/16/2006	2006-7/28
	28816	R307-405	5YR	06/16/2006	2006-14/45
	28818	R307-410	5YR	06/16/2006	2006-14/51

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>client rights</u> Community and Economic Development, Community Development, Community Services	28359	R202-201	NSC	01/01/2006	Not Printed
<u>coal mining</u> Natural Resources, Oil, Gas and Mining; Coal	28742	R645-106	5YR	05/17/2006	2006-12/87
<u>communicable diseases</u> Human Services, Administration	28598	R495-862	5YR	04/04/2006	2006-9/41
<u>community action programs</u> Community and Economic Development, Community Development, Community Services	28353	R202-100	NSC	01/01/2006	Not Printed
<u>community development</u> Community and Culture, Housing and Community Development	28740	R199-11	AMD	07/25/2006	2006-12/15
	28647	R199-11	5YR	04/19/2006	2006-10/86
Community and Economic Development, Community Development	28350	R199-11	NSC	01/01/2006	Not Printed
<u>complaint</u> Human Services, Child Protection Ombudsman (Office of)	28401	R515-1	NEW	02/01/2006	2006-1/26
<u>computer software</u> Governor, Planning and Budget, Chief Information Officer	28789	R365-3	NSC	06/22/2006	Not Printed
<u>concealed firearm permit</u> Public Safety, Criminal Investigations and Technical Services, Criminal Identification	28250	R722-300	AMD	01/09/2006	2005-20/48
	28296	R722-300-13	NSC	01/09/2006	Not Printed
<u>concern</u> Natural Resources, Wildlife Resources	28751	R657-48	5YR	05/24/2006	2006-12/88
<u>confidentiality of information</u> Community and Economic Development, Community Development, Community Services	28359	R202-201	NSC	01/01/2006	Not Printed
Human Resource Management, Administration	28689	R477-2	AMD	07/01/2006	2006-10/38
	28747	R895-1	NEW	07/25/2006	2006-12/43
<u>conflict of interest</u> Human Resource Management, Administration	28687	R477-9	AMD	07/01/2006	2006-10/55
<u>connections</u> Environmental Quality, Drinking Water	28422	R309-550-5	AMD	03/08/2006	2006-1/20
<u>consumer protection</u> Commerce, Consumer Protection	28574	R152-1	AMD	05/16/2006	2006-8/7
	28573	R152-22-3	AMD	05/16/2006	2006-8/9
<u>continuous monitoring</u> Environmental Quality, Air Quality	28226	R307-170	AMD	01/05/2006	2005-19/6

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>contractors</u>					
Commerce, Occupational and Professional Licensing	28611	R156-55b	AMD	06/01/2006	2006-9/15
	28772	R156-55b	NSC	06/12/2006	Not Printed
	28286	R156-56	AMD	01/01/2006	2005-21/6
	28285	R156-56-707	AMD	01/01/2006	2005-21/25
	28805	R156-56-707	NSC	06/29/2006	Not Printed
	28427	R156-56-711	NSC	02/23/2006	Not Printed
<u>contracts</u>					
Administrative Services, Facilities Construction and Management	28608	R23-1	AMD	06/01/2006	2006-9/10
	28609	R23-1	AMD	06/01/2006	2006-9/3
Capitol Preservation Board (State), Administration	28727	R131-4	5YR	05/12/2006	2006-11/92
Transportation, Operations, Construction	28559	R916-1-7	AMD	05/16/2006	2006-8/51
<u>controlled substances</u>					
Commerce, Occupational and Professional Licensing	28310	R156-37	AMD	02/16/2006	2005-22/8
	28310	R156-37	CPR	02/16/2006	2006-2/35
Tax Commission, Collections	28539	R867-2B	5YR	03/07/2006	2006-7/35
<u>cooperative agreement</u>					
Natural Resources, Forestry, Fire and State Lands	28525	R652-122	NSC	03/07/2006	Not Printed
<u>copyright</u>					
Governor, Planning and Budget, Chief Information Officer	28789	R365-3	NSC	06/22/2006	Not Printed
<u>corrections</u>					
Corrections, Administration	28576	R251-104	5YR	03/28/2006	2006-8/72
	28705	R251-702	5YR	05/03/2006	2006-11/93
	28706	R251-708	5YR	05/03/2006	2006-11/94
	28707	R251-711	5YR	05/03/2006	2006-11/94
	28577	R251-712	5YR	03/28/2006	2006-8/72
<u>cost sharing</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	28879	R414-200-3	EMR	07/13/2006	2006-15/25
<u>counselors</u>					
Commerce, Occupational and Professional Licensing	28603	R156-60c-502	AMD	06/01/2006	2006-9/17
<u>court reporting</u>					
Commerce, Occupational and Professional Licensing	28428	R156-74	AMD	02/16/2006	2006-2/24
<u>coverage groups</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	28698	R414-303-7	AMD	07/01/2006	2006-10/23
<u>crime victims</u>					
Crime Victim Reparations, Administration	28867	R270-1	5YR	07/03/2006	2006-15/27
	28868	R270-2	5YR	07/03/2006	2006-15/27

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>criminal background checks</u>					
Education, Rehabilitation	28521	R280-204	NEW	04/03/2006	2006-5/16
<u>criminal records</u>					
Corrections, Administration	28714	R251-111	AMD	08/01/2006	2006-11/34
	28713	R251-111	5YR	05/04/2006	2006-11/93
<u>cultural resources</u>					
Community and Economic Development, Community Development, History	28403	R212-7	NSC	01/01/2006	Not Printed
<u>curricula</u>					
Education, Administration	28467	R277-705	AMD	03/06/2006	2006-3/18
	28809	R277-705-3	AMD	08/08/2006	2006-13/17
<u>dam safety</u>					
Natural Resources, Water Rights	28710	R655-10	5YR	05/03/2006	2006-11/96
	28712	R655-12	5YR	05/03/2006	2006-11/97
<u>damages</u>					
Natural Resources, Wildlife Resources	28796	R657-24	AMD	08/08/2006	2006-13/29
	28455	R657-24	AMD	03/06/2006	2006-3/24
<u>dams</u>					
Natural Resources, Water Rights	28710	R655-10	5YR	05/03/2006	2006-11/96
	28711	R655-11	5YR	05/03/2006	2006-11/97
	28712	R655-12	5YR	05/03/2006	2006-11/97
<u>data processing</u>					
Administrative Services, Information Technology Services	28794	R29-2	NSC	06/22/2006	Not Printed
<u>DCFS</u>					
Human Services, Child Protection Ombudsman (Office of)	28401	R515-1	NEW	02/01/2006	2006-1/26
<u>de minimis</u>					
Environmental Quality, Air Quality	28546	R307-413	REP	06/16/2006	2006-7/9
<u>debt</u>					
Human Services, Recovery Services	28739	R527-936	5YR	05/16/2006	2006-12/87
<u>deferred payment</u>					
Public Service Commission, Administration	28765	R746-200	AMD	07/25/2006	2006-12/36
<u>definitions</u>					
Administrative Services, Fleet Operations	28474	R27-1	5YR	01/30/2006	2006-4/33
	28279	R27-1	NSC	01/30/2006	Not Printed
	28368	R27-1-2	NSC	01/01/2006	Not Printed
Environmental Quality, Air Quality	28815	R307-101	5YR	06/16/2006	2006-14/40
	28545	R307-101-2	AMD	06/16/2006	2006-7/5
Environmental Quality, Radiation Control	28869	R313-12	5YR	07/10/2006	2006-15/29
Human Resource Management, Administration	28692	R477-1	AMD	07/01/2006	2006-10/32

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>delinquent balance</u> Public Service Commission, Administration	28765	R746-200	AMD	07/25/2006	2006-12/36
<u>dental hygienists</u> Commerce, Occupational and Professional Licensing	28823	R156-69	5YR	06/19/2006	2006-14/38
<u>dentists</u> Commerce, Occupational and Professional Licensing	28823	R156-69	5YR	06/19/2006	2006-14/38
<u>depository</u> Money Management Council, Administration	28606	R628-10	5YR	04/11/2006	2006-9/42
	28723	R628-10	NSC	05/30/2006	Not Printed
<u>developmentally disabled</u> Agriculture and Food, Administration	28553	R51-4	5YR	03/16/2006	2006-8/69
	28804	R861-1A-20	AMD	08/07/2006	2006-13/50
	28430	R861-1A-37	AMD	03/06/2006	2006-2/29
	28744	R895-2	NEW	07/25/2006	2006-12/45
<u>disabilities</u> Human Services, Services for People with Disabilities	28716	R539-1-8	EMR	05/05/2006	2006-11/88
	28715	R539-9	EMR	05/05/2006	2006-11/90
<u>disabilities act</u> Technology Services, Administration	28744	R895-2	NEW	07/25/2006	2006-12/45
<u>disciplinary actions</u> Education, Administration	28810	R277-609	AMD	08/08/2006	2006-13/15
<u>discipline of employees</u> Human Resource Management, Administration	28683	R477-11	AMD	07/01/2006	2006-10/59
	28686	R477-14	AMD	07/01/2006	2006-10/63
<u>disclosure requirements</u> Tax Commission, Administration	28804	R861-1A-20	AMD	08/07/2006	2006-13/50
	28430	R861-1A-37	AMD	03/06/2006	2006-2/29
<u>discrimination</u> Agriculture and Food, Administration	28553	R51-4	5YR	03/16/2006	2006-8/69
<u>dismissal of employees</u> Human Resource Management, Administration	28683	R477-11	AMD	07/01/2006	2006-10/59
<u>displaced homemakers</u> Workforce Services, Employment Development	28762	R986-800-803	AMD	08/01/2006	2006-12/76
<u>diversion programs</u> Commerce, Occupational and Professional Licensing	28621	R156-1	AMD	06/19/2006	2006-10/8
<u>domestic violence</u> Human Services, Child and Family Services	28614	R512-300-4	AMD	06/01/2006	2006-9/26

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>drinking water</u>					
Environmental Quality, Drinking Water	28416	R309-105-9	AMD	03/08/2006	2006-1/11
	28417	R309-150-6	AMD	03/08/2006	2006-1/12
	28418	R309-405-4	AMD	03/08/2006	2006-1/14
	28419	R309-510-9	AMD	03/08/2006	2006-1/16
	28420	R309-540-6	AMD	03/08/2006	2006-1/18
	28421	R309-545-7	AMD	03/08/2006	2006-1/19
	28422	R309-550-5	AMD	03/08/2006	2006-1/20
	28392	R309-600	NSC	01/01/2006	Not Printed
	28380	R309-605	NSC	01/01/2006	Not Printed
<u>driver address record</u>					
Public Safety, Driver License	28784	R708-42	NEW	08/08/2006	2006-13/44
<u>driver education</u>					
Public Safety, Driver License	28565	R708-18	5YR	03/20/2006	2006-8/75
	28783	R708-27	AMD	08/08/2006	2006-13/41
<u>driver license</u>					
Public Safety, Driver License	28786	R708-44	NEW	08/08/2006	2006-13/46
<u>driver license verification</u>					
Public Safety, Driver License	28785	R708-43	NEW	08/08/2006	2006-13/45
<u>driver licenses</u>					
Public Safety, Driver License	28569	R708-6	5YR	03/23/2006	2006-8/74
<u>drug abuse</u>					
Human Resource Management, Administration	28686	R477-14	AMD	07/01/2006	2006-10/63
<u>drug stamps</u>					
Tax Commission, Collections	28539	R867-2B	5YR	03/07/2006	2006-7/35
<u>drug/alcohol education</u>					
Human Resource Management, Administration	28686	R477-14	AMD	07/01/2006	2006-10/63
<u>dual employment</u>					
Human Resource Management, Administration	28682	R477-8	AMD	07/01/2006	2006-10/52
<u>earthquakes</u>					
Natural Resources, Water Rights	28711	R655-11	5YR	05/03/2006	2006-11/97
<u>education</u>					
Education, Administration	28591	R277-709	AMD	05/16/2006	2006-8/12
<u>educational expenditures</u>					
Education, Administration	28864	R277-478	5YR	07/03/2006	2006-15/28
	28865	R277-479	5YR	07/03/2006	2006-15/28
<u>educational program evaluation</u>					
Education, Administration	28465	R277-501	AMD	03/06/2006	2006-3/10

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>educational program evaluations</u> Education, Administration	28737	R277-506	AMD	07/11/2006	2006-11/35
<u>educational tuition</u> Human Resource Management, Administration	28684	R477-10	AMD	07/01/2006	2006-10/56
<u>educator</u> Education, Administration	28592	R277-510	NSC	04/12/2006	Not Printed
	28466	R277-510	NEW	03/06/2006	2006-3/15
<u>educator license renewal</u> Education, Administration	28465	R277-501	AMD	03/06/2006	2006-3/10
<u>elderly</u> Human Services, Aging and Adult Services	28190	R510-401	AMD	02/23/2006	2005-18/37
	28190	R510-401	CPR	02/23/2006	2005-22/46
<u>electric assisted bicycle headgear</u> Public Safety, Driver License	28560	R708-33	5YR	03/17/2006	2006-8/76
<u>electricians</u> Commerce, Occupational and Professional Licensing	28611	R156-55b	AMD	06/01/2006	2006-9/15
	28772	R156-55b	NSC	06/12/2006	Not Printed
<u>electronic meeting</u> Commerce, Administration	28664	R151-1-2	AMD	06/15/2006	2006-10/7
<u>elevators</u> Labor Commission, Safety	28840	R616-3	NSC	06/30/2006	Not Printed
	28256	R616-3-3	AMD	02/08/2006	2005-20/44
<u>emergency medical services</u> Health, Health Systems Improvement, Emergency Medical Services	28470	R426-7	5YR	01/24/2006	2006-4/37
	28472	R426-8	5YR	01/24/2006	2006-4/38
<u>emission controls</u> Environmental Quality, Air Quality	28544	R307-325	AMD	06/16/2006	2006-7/8
<u>emission fee</u> Environmental Quality, Air Quality	28549	R307-415-7d	NSC	03/28/2006	Not Printed
<u>employee benefit plans</u> Human Resource Management, Administration	28688	R477-6	AMD	07/01/2006	2006-10/43
<u>employee performance evaluations</u> Human Resource Management, Administration	28684	R477-10	AMD	07/01/2006	2006-10/56
<u>employee productivity</u> Human Resource Management, Administration	28684	R477-10	AMD	07/01/2006	2006-10/56
<u>employees' rights</u> Human Resource Management, Administration	28685	R477-12	AMD	07/01/2006	2006-10/61

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>employer liability</u>					
Workforce Services, Unemployment Insurance	28721	R994-302	5YR	05/09/2006	2006-11/98
<u>employment</u>					
Human Resource Management, Administration	28691	R477-4	AMD	07/01/2006	2006-10/40
	28780	R477-4-9	NSC	07/01/2006	Not Printed
	28681	R477-5	AMD	07/01/2006	2006-10/42
Human Services, Services for People with Disabilities	28715	R539-9	EMR	05/05/2006	2006-11/90
<u>employment support procedures</u>					
Workforce Services, Employment Development	28756	R986-100	AMD	08/01/2006	2006-12/51
<u>energy assistance</u>					
Community and Economic Development, Community Development, Community Services	28385	R202-202	NSC	01/01/2006	Not Printed
	28386	R202-203	NSC	01/01/2006	Not Printed
	28387	R202-204	NSC	01/01/2006	Not Printed
	28388	R202-205	NSC	01/01/2006	Not Printed
	28389	R202-206	NSC	01/01/2006	Not Printed
	28390	R202-207	NSC	01/01/2006	Not Printed
	28391	R202-208	NSC	01/01/2006	Not Printed
<u>energy industries</u>					
Community and Economic Development, Community Development, Community Services	28391	R202-208	NSC	01/01/2006	Not Printed
<u>energy loans</u>					
Community and Economic Development, Community Development, Energy Services	28433	R203-4	NSC	01/01/2006	Not Printed
	28434	R203-5	NSC	01/01/2006	Not Printed
<u>enforcement</u>					
Environmental Quality, Radiation Control	28870	R313-14	5YR	07/10/2006	2006-15/30
Human Services, Recovery Services	28752	R527-800	5YR	05/24/2006	2006-12/86
<u>engineering</u>					
Education, Administration	28523	R277-717	AMD	04/03/2006	2006-5/13
	28866	R277-717	5YR	07/03/2006	2006-15/29
<u>engineers</u>					
Administrative Services, Facilities Construction and Management	28607	R23-2	AMD	06/01/2006	2006-9/12
Commerce, Occupational and Professional Licensing	28444	R156-22	AMD	04/03/2006	2006-2/17
	28444	R156-22	CPR	04/03/2006	2006-5/45
	28773	R156-22-302d	AMD	07/25/2006	2006-12/7
<u>environmental health</u>					
Environmental Quality, Drinking Water	28392	R309-600	NSC	01/01/2006	Not Printed
	28380	R309-605	NSC	01/01/2006	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>environmental protection</u>					
Environmental Quality, Air Quality	28549	R307-415-7d	NSC	03/28/2006	Not Printed
Environmental Quality, Drinking Water	28417	R309-150-6	AMD	03/08/2006	2006-1/12
	28418	R309-405-4	AMD	03/08/2006	2006-1/14
<u>equipment leasing</u>					
Commerce, Corporations and Commercial Code	28860	R154-2	5YR	06/29/2006	2006-14/37
<u>exemption</u>					
Environmental Quality, Air Quality	28546	R307-413	REP	06/16/2006	2006-7/9
Natural Resources, Oil, Gas and Mining; Coal	28742	R645-106	5YR	05/17/2006	2006-12/87
<u>exemptions</u>					
Environmental Quality, Radiation Control	28869	R313-12	5YR	07/10/2006	2006-15/29
	28802	R313-19-34	AMD	08/11/2006	2006-13/20
<u>exhibitions</u>					
Agriculture and Food, Marketing and Development	28558	R65-8	5YR	03/16/2006	2006-8/70
<u>eyeglasses</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	28583	R414-53	AMD	07/01/2006	2006-8/32
<u>facility</u>					
Human Services, Substance Abuse and Mental Health, State Hospital	28738	R525-8	5YR	05/16/2006	2006-12/86
<u>fair employment practices</u>					
Human Resource Management, Administration	28689	R477-2	AMD	07/01/2006	2006-10/38
	28691	R477-4	AMD	07/01/2006	2006-10/40
	28780	R477-4-9	NSC	07/01/2006	Not Printed
<u>fairs</u>					
Fair Corporation (Utah State), Administration	28832	R325-1	5YR	06/22/2006	2006-14/53
	28833	R325-2	5YR	06/22/2006	2006-14/54
	28834	R325-3	5YR	06/22/2006	2006-14/54
	28835	R325-4	5YR	06/22/2006	2006-14/55
	28836	R325-5	5YR	06/22/2006	2006-14/55
<u>family employment program</u>					
Workforce Services, Employment Development	28537	R986-200	AMD	05/01/2006	2006-6/19
	28755	R986-200	AMD	08/01/2006	2006-12/58
<u>fees</u>					
Labor Commission, Industrial Accidents	28729	R612-2-5	AMD	07/11/2006	2006-11/74
	28730	R612-2-22	AMD	07/11/2006	2006-11/75
Natural Resources, Parks and Recreation	28513	R651-611	5YR	02/13/2006	2006-5/50
	28169	R651-611	AMD	01/01/2006	2005-18/46
Public Safety, Driver License	28565	R708-18	5YR	03/20/2006	2006-8/75

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>filing documents</u>					
Commerce, Corporations and Commercial Code	28860	R154-2	5YR	06/29/2006	2006-14/37
<u>filing fees</u>					
School and Institutional Trust Lands, Administration	28562	R850-4-300	AMD	05/16/2006	2006-8/48
<u>financial disclosures</u>					
Community and Economic Development, Community Development, Community Services	28387	R202-204	NSC	01/01/2006	Not Printed
Health, Health Care Financing, Coverage and Reimbursement Policy	28680	R414-304-11	AMD	07/01/2006	2006-10/24
<u>financial institutions</u>					
Money Management Council, Administration	28600	R628-12	NSC	05/10/2006	Not Printed
<u>financial responsibility</u>					
Environmental Quality, Environmental Response and Remediation	28518	R311-207-5	AMD	05/15/2006	2006-5/31
<u>fire</u>					
Environmental Quality, Air Quality	28602	R307-204	5YR	04/07/2006	2006-9/40
<u>fire prevention</u>					
Public Safety, Fire Marshal	28579	R710-4	AMD	05/16/2006	2006-8/45
	28292	R710-9	AMD	01/10/2006	2005-21/38
	28461	R710-9	AMD	03/06/2006	2006-3/27
<u>fire training</u>					
Public Safety, Fire Marshal	28460	R710-10	NEW	03/06/2006	2006-3/33
	28581	R710-10-7	NSC	04/12/2006	Not Printed
<u>firearms</u>					
Administrative Services, Fleet Operations, Surplus Property	28496	R28-2	5YR	02/07/2006	2006-5/47
<u>fires</u>					
Environmental Quality, Air Quality	28459	R307-204	NSC	04/07/2006	Not Printed
<u>fish</u>					
Natural Resources, Wildlife Resources	28303	R657-13	AMD	01/18/2006	2005-22/41
<u>fishing</u>					
Natural Resources, Wildlife Resources	28303	R657-13	AMD	01/18/2006	2005-22/41
<u>floods</u>					
Natural Resources, Water Rights	28711	R655-11	5YR	05/03/2006	2006-11/97
<u>food inspection</u>					
Agriculture and Food, Animal Industry	28506	R58-10	AMD	04/03/2006	2006-5/2
Agriculture and Food, Plant Industry	28504	R68-4	5YR	02/10/2006	2006-5/47
Agriculture and Food, Regulatory Services	28555	R70-330	5YR	03/16/2006	2006-8/71
<u>food inspections</u>					
Agriculture and Food, Regulatory Services	28556	R70-370	5YR	03/16/2006	2006-8/71
	28557	R70-380	5YR	03/16/2006	2006-8/72

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28471	R70-410	5YR	01/24/2006	2006-4/35
	28485	R70-410-1	AMD	03/20/2006	2006-4/4
<u>food sales tax refunds</u>					
Community and Economic Development, Community Development, Community Services	28353	R202-100	NSC	01/01/2006	Not Printed
<u>food service</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	28741	R392-101	AMD	07/25/2006	2006-12/16
<u>food stamps</u>					
Workforce Services, Employment Development	28761	R986-900	AMD	08/01/2006	2006-12/77
<u>forensic</u>					
Human Services, Substance Abuse and Mental Health, State Hospital	28738	R525-8	5YR	05/16/2006	2006-12/86
<u>foster care</u>					
Human Services, Child and Family Services	28662	R512-305	AMD	06/19/2006	2006-10/65
	28663	R512-306	AMD	06/19/2006	2006-10/67
	28750	R512-308	NEW	08/02/2006	2006-12/23
<u>franchises</u>					
Commerce, Administration	28542	R151-14	AMD	05/02/2006	2006-7/2
	28543	R151-35	AMD	05/02/2006	2006-7/3
<u>freedom of information</u>					
Agriculture and Food, Administration	28552	R51-3	5YR	03/16/2006	2006-8/69
	28442	R182-1	NSC	01/01/2006	Not Printed
	28747	R895-1	NEW	07/25/2006	2006-12/43
<u>game laws</u>					
Natural Resources, Wildlife Resources	28379	R657-5	AMD	01/18/2006	2005-24/11
	28718	R657-5	AMD	07/11/2006	2006-11/78
	28881	R657-5-37B	NSC	07/27/2006	Not Printed
	28801	R657-6-21	AMD	08/08/2006	2006-13/28
	28382	R657-17	AMD	01/18/2006	2005-24/17
	28454	R657-19	AMD	03/06/2006	2006-3/22
	28377	R657-23	AMD	01/18/2006	2005-24/19
	28457	R657-33	AMD	03/06/2006	2006-3/25
<u>general assistance</u>					
Workforce Services, Employment Development	28693	R986-400	AMD	06/22/2006	2006-10/81
	28759	R986-400	AMD	08/01/2006	2006-12/64
<u>generator radioactive waste permit</u>					
Environmental Quality, Radiation Control	28720	R313-26	5YR	05/09/2006	2006-11/95
<u>government documents</u>					
Administrative Services, Records Committee	28462	R35-1	AMD	03/14/2006	2006-3/3
	28776	R35-1	AMD	08/09/2006	2006-13/4

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Agriculture and Food, Administration	28552	R51-3	5YR	03/16/2006	2006-8/69
	28442	R182-1	NSC	01/01/2006	Not Printed
Community and Economic Development, Community Development, Community Services	28390	R202-207	NSC	01/01/2006	Not Printed
<u>government ethics</u>					
Human Resource Management, Administration	28687	R477-9	AMD	07/01/2006	2006-10/55
<u>government hearings</u>					
Commerce, Administration	28709	R151-46b	5YR	05/03/2006	2006-11/92
Commerce, Occupational and Professional Licensing	28673	R156-46b	5YR	04/25/2006	2006-10/86
Human Resource Management, Administration	28683	R477-11	AMD	07/01/2006	2006-10/59
<u>government purchasing</u>					
Administrative Services, Purchasing and General Services	28436	R33-1	NSC	02/22/2006	Not Printed
	28445	R33-1-1	AMD	02/21/2006	2006-2/3
	28437	R33-2-101	NSC	02/22/2006	Not Printed
	28447	R33-3	AMD	02/21/2006	2006-2/5
	28438	R33-4	NSC	02/22/2006	Not Printed
	28448	R33-5	NSC	02/22/2006	Not Printed
	28439	R33-7	NSC	02/22/2006	Not Printed
	28440	R33-8	NSC	02/22/2006	Not Printed
<u>government records</u>					
Corrections, Administration	28714	R251-111	AMD	08/01/2006	2006-11/34
	28713	R251-111	5YR	05/04/2006	2006-11/93
<u>governmental immunity act caps</u>					
Administrative Services, Risk Management	28667	R37-4	R&R	07/01/2006	2006-10/5
<u>grant programs</u>					
Community and Economic Development, Community Development, Energy Services	28433	R203-4	NSC	01/01/2006	Not Printed
	28434	R203-5	NSC	01/01/2006	Not Printed
<u>grants</u>					
Community and Economic Development, Community Development	28347	R199-8	NSC	01/01/2006	Not Printed
	28348	R199-9	NSC	01/01/2006	Not Printed
Community and Culture, Housing and Community Development	28740	R199-11	AMD	07/25/2006	2006-12/15
Community and Economic Development, Community Development	28350	R199-11	NSC	01/01/2006	Not Printed
Community and Culture, Housing and Community Development	28647	R199-11	5YR	04/19/2006	2006-10/86
Community and Economic Development, Community Development, Community Services	28353	R202-100	NSC	01/01/2006	Not Printed
Health, Health Systems Improvement, Primary Care and Rural Health	28644	R434-30	5YR	04/18/2006	2006-10/88
<u>grievance procedures</u>					
Career Service Review Board, Administration	28912	R137-1	5YR	08/04/2006	Not Printed
	28804	R861-1A-20	AMD	08/07/2006	2006-13/50

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28430	R861-1A-37	AMD	03/06/2006	2006-2/29
<u>grievances</u>					
Agriculture and Food, Administration	28553	R51-4	5YR	03/16/2006	2006-8/69
	28683	R477-11	AMD	07/01/2006	2006-10/59
	28685	R477-12	AMD	07/01/2006	2006-10/61
<u>guardianship</u>					
Human Services, Child and Family Services	28750	R512-308	NEW	08/02/2006	2006-12/23
<u>habitat designation</u>					
Natural Resources, Wildlife Resources	28751	R657-48	5YR	05/24/2006	2006-12/88
	28797	R657-48	AMD	08/08/2006	2006-13/37
<u>Hatch Act</u>					
Human Resource Management, Administration	28687	R477-9	AMD	07/01/2006	2006-10/55
<u>hazardous air pollutant</u>					
Environmental Quality, Air Quality	28323	R307-410	AMD	06/16/2006	2005-23/31
	28323	R307-410	CPR	06/16/2006	2006-7/30
<u>hazardous waste</u>					
Environmental Quality, Solid and Hazardous Waste	28346	R315-102	AMD	01/20/2006	2005-23/38
<u>health facilities</u>					
Health, Health Systems Improvement, Licensing	28679	R432-6	AMD	07/20/2006	2006-10/30
	28500	R432-31	AMD	04/13/2006	2006-5/35
	28312	R432-100-24	AMD	01/05/2006	2005-22/34
	28313	R432-100-33	AMD	01/05/2006	2005-22/35
	28311	R432-100-38	AMD	01/05/2006	2005-22/38
	28301	R432-106	AMD	01/05/2006	2005-22/39
	28449	R432-106	5YR	01/06/2006	2006-3/38
<u>hearing aids</u>					
Commerce, Occupational and Professional Licensing	28732	R156-46a	AMD	07/11/2006	2006-11/32
<u>hearing impaired</u>					
Public Service Commission, Administration	28894	R746-510-4	NSC	07/25/2006	Not Printed
<u>hearing instrument intern</u>					
Commerce, Occupational and Professional Licensing	28732	R156-46a	AMD	07/11/2006	2006-11/32
<u>hearing instrument specialist</u>					
Commerce, Occupational and Professional Licensing	28732	R156-46a	AMD	07/11/2006	2006-11/32
<u>hearings</u>					
Community and Economic Development, Community Development, Community Services	28359	R202-201	NSC	01/01/2006	Not Printed
Labor Commission, Adjudication	28547	R602-2-1	AMD	05/05/2006	2006-7/14

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>HEAT</u>					
Community and Economic Development, Community Development, Community Services	28385	R202-202	NSC	01/01/2006	Not Printed
<u>higher education</u>					
Regents (Board Of), Administration	28878	R765-608	5YR	07/13/2006	2006-15/32
	28676	R765-649	5YR	04/25/2006	2006-10/100
<u>highly qualified</u>					
Education, Administration	28592	R277-510	NSC	04/12/2006	Not Printed
	28466	R277-510	NEW	03/06/2006	2006-3/15
<u>highways</u>					
Transportation, Program Development	28775	R926-2	R&R	07/28/2006	2006-12/47
	28531	R926-8-3	AMD	06/22/2006	2006-6/16
	28538	R926-9	NEW	04/20/2006	2006-6/17
Transportation, Preconstruction	28677	R930-3	AMD	06/22/2006	2006-10/80
<u>hiring practices</u>					
Human Resource Management, Administration	28691	R477-4	AMD	07/01/2006	2006-10/40
	28780	R477-4-9	NSC	07/01/2006	Not Printed
<u>historic preservation</u>					
Community and Economic Development, Community Development, History	28403	R212-7	NSC	01/01/2006	Not Printed
	28408	R212-8	NSC	01/01/2006	Not Printed
Community and Culture, History	28896	R212-8	5YR	07/27/2006	2006-16/35
	28897	R212-9	5YR	07/27/2006	2006-16/36
Community and Economic Development, Community Development, History	28409	R212-9	NSC	01/01/2006	Not Printed
<u>historic sites</u>					
Community and Economic Development, Community Development, History	28405	R212-6	NSC	01/01/2006	Not Printed
Community and Culture, History	28906	R212-6	5YR	08/01/2006	2006-16/35
	28896	R212-8	5YR	07/27/2006	2006-16/35
Community and Economic Development, Community Development, History	28408	R212-8	NSC	01/01/2006	Not Printed
<u>historical society</u>					
Community and Economic Development, Community Development, History	28406	R212-3	NSC	01/01/2006	Not Printed
Community and Culture, History	28898	R212-3	5YR	07/27/2006	2006-16/34
<u>holidays</u>					
Human Resource Management, Administration	28443	R477-7	EMR	01/01/2006	2006-2/40
	28690	R477-7	AMD	07/01/2006	2006-10/47
	28571	R477-7	EMR	04/01/2006	2006-8/64
	28570	R477-7	AMD	07/01/2006	2006-8/36
<u>HOT Lanes</u>					
Transportation Commission, Administration	28675	R940-1	NEW	06/22/2006	2006-10/80

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>housing</u> Community and Economic Development, Community Development, History	28410	R212-11	NSC	01/01/2006	Not Printed
<u>housing development</u> Community and Culture, Olene Walker Housing Trust Fund	28492	R235-1	NSC	03/01/2006	Not Printed
	28402	R235-1	NEW	03/01/2006	2006-1/9
<u>hunter education</u> Natural Resources, Wildlife Resources	28377	R657-23	AMD	01/18/2006	2005-24/19
<u>hunting</u> Natural Resources, Wildlife Resources	28371	R657-38	AMD	01/18/2006	2005-24/22
<u>hunting and fishing licenses</u> Natural Resources, Wildlife Resources	28382	R657-17	AMD	01/18/2006	2005-24/17
<u>hydropneumatic systems</u> Environmental Quality, Drinking Water	28420	R309-540-6	AMD	03/08/2006	2006-1/18
<u>impacted area programs</u> Community and Economic Development, Community Development	28349	R199-10	NSC	01/01/2006	Not Printed
<u>impairment ratings</u> Labor Commission, Industrial Accidents	28728	R612-7-3	AMD	07/11/2006	2006-11/77
<u>incidental extraction</u> Natural Resources, Oil, Gas and Mining; Coal	28742	R645-106	5YR	05/17/2006	2006-12/87
<u>incidents</u> Administrative Services, Fleet Operations	28469	R27-7	5YR	01/20/2006	2006-4/34
<u>income</u> Health, Health Care Financing, Coverage and Reimbursement Policy	28698	R414-303-7	AMD	07/01/2006	2006-10/23
	28680	R414-304-11	AMD	07/01/2006	2006-10/24
<u>income eligibility</u> Community and Economic Development, Community Development, Community Services	28386	R202-203	NSC	01/01/2006	Not Printed
<u>independent foster care adolescent</u> Health, Health Care Financing, Coverage and Reimbursement Policy	28698	R414-303-7	AMD	07/01/2006	2006-10/23
<u>Indian affairs</u> Community and Economic Development, Indian Affairs	28441	R230-1	NSC	01/01/2006	Not Printed
	28479	R230-1	5YR	01/31/2006	2006-4/37
<u>individual home booster pumps</u> Environmental Quality, Drinking Water	28420	R309-540-6	AMD	03/08/2006	2006-1/18
<u>informal procedures</u> Community and Economic Development, Community Development, Library	28343	R223-1	NSC	01/01/2006	Not Printed

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>information technology</u>					
Administrative Services, Information Technology Services	28788	R29-1	5YR	06/08/2006	2006-13/61
	28828	R29-1	NSC	06/22/2006	Not Printed
<u>information technology resources</u>					
Governor, Planning and Budget, Chief Information Officer	28704	R365-7	NSC	06/22/2006	Not Printed
<u>injury</u>					
Health, Epidemiology and Laboratory Services, Epidemiology	28874	R386-703	5YR	07/10/2006	2006-15/32
<u>inmates</u>					
Corrections, Administration	28705	R251-702	5YR	05/03/2006	2006-11/93
<u>inspections</u>					
Agriculture and Food, Plant Industry	28769	R68-7	AMD	07/25/2006	2006-12/6
	28554	R68-7	5YR	03/16/2006	2006-8/70
	28452	R68-8	5YR	01/09/2006	2006-3/38
Environmental Quality, Radiation Control	28869	R313-12	5YR	07/10/2006	2006-15/29
	28871	R313-16	5YR	07/10/2006	2006-15/30
	28873	R313-18	5YR	07/10/2006	2006-15/31
<u>installations</u>					
Environmental Quality, Radiation Control	28871	R313-16	5YR	07/10/2006	2006-15/30
<u>insurance</u>					
Human Resource Management, Administration	28688	R477-6	AMD	07/01/2006	2006-10/43
	28551	R590-144	5YR	03/14/2006	2006-7/34
	28269	R590-166-4	AMD	01/24/2006	2005-20/40
	28588	R590-177	NSC	04/12/2006	Not Printed
	28587	R590-177	5YR	03/31/2006	2006-8/73
<u>insurance certificate of authority</u>					
Insurance, Administration	28726	R590-208	5YR	05/12/2006	2006-11/95
<u>insurance law</u>					
Insurance, Administration	28117	R590-85	AMD	01/31/2006	2005-16/18
	28117	R590-85	CPR	01/31/2006	2005-24/44
	28117	R590-85	CPR	01/31/2006	2005-20/61
	28267	R590-98	CPR	01/31/2006	2005-24/46
	28267	R590-98	AMD	01/31/2006	2005-20/39
	28528	R590-99	NSC	03/06/2006	Not Printed
	28495	R590-131-4	NSC	02/24/2006	Not Printed
	28846	R590-136	5YR	06/27/2006	2006-14/56
	28914	R590-178	5YR	08/07/2006	Not Printed
	28589	R590-200	5YR	03/31/2006	2006-8/73
	28847	R590-206	5YR	06/27/2006	2006-14/56
<u>Internet access</u>					
Community and Economic Development, Community Development, Library	28344	R223-2	NSC	01/01/2006	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>interpreters</u> Public Service Commission, Administration	28894	R746-510-4	NSC	07/25/2006	Not Printed
<u>intoxilyzer</u> Public Safety, Highway Patrol	28342	R714-500	AMD	01/05/2006	2005-23/59
<u>investigation</u> Human Services, Child Protection Ombudsman (Office of)	28401	R515-1	NEW	02/01/2006	2006-1/26
<u>IT bid committee</u> Governor, Planning and Budget, Chief Information Officer	28793	R365-10	NSC	06/22/2006	Not Printed
	28795	R365-101	NSC	06/22/2006	Not Printed
<u>IT planning</u> Governor, Planning and Budget, Chief Information Officer	28792	R365-6	NSC	06/22/2006	Not Printed
<u>IT standards council</u> Governor, Planning and Budget, Chief Information Officer	28793	R365-10	NSC	06/22/2006	Not Printed
	28795	R365-101	NSC	06/22/2006	Not Printed
<u>judicial conduct commission</u> Judicial Conduct Commission, Administration	28351	R595-4-1	AMD	02/10/2006	2005-23/45
<u>juvenile corrections</u> Human Services, Juvenile Justice Services	28378	R547-13	AMD	01/18/2006	2005-24/8
<u>juvenile courts</u> Education, Administration	28591	R277-709	AMD	05/16/2006	2006-8/12
<u>juvenile detention</u> Human Services, Juvenile Justice Services	28378	R547-13	AMD	01/18/2006	2005-24/8
<u>labor</u> Labor Commission, Safety	28838	R616-1	NSC	06/30/2006	Not Printed
<u>land exchanges</u> Natural Resources, Forestry, Fire and State Lands	28854	R652-80	5YR	06/28/2006	2006-14/59
<u>land manager</u> Environmental Quality, Air Quality	28501	R307-204	AMD	04/07/2006	2006-5/18
	28602	R307-204	5YR	04/07/2006	2006-9/40
<u>land managers</u> Environmental Quality, Air Quality	28459	R307-204	NSC	04/07/2006	Not Printed
<u>law</u> Human Services, Aging and Adult Services	28778	R510-1	5YR	06/02/2006	2006-13/61
Public Safety, Fire Marshal	28292	R710-9	AMD	01/10/2006	2005-21/38
	28461	R710-9	AMD	03/06/2006	2006-3/27
<u>learner permit</u> Public Safety, Driver License	28782	R708-26	AMD	08/08/2006	2006-13/40

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>lease operations</u>					
School and Institutional Trust Lands, Administration	28484	R850-24-300	AMD	03/20/2006	2006-4/16
<u>lease provisions</u>					
School and Institutional Trust Lands, Administration	28482	R850-21-900	AMD	03/20/2006	2006-4/14
	28483	R850-22-900	AMD	03/20/2006	2006-4/15
<u>leave benefits</u>					
Human Resource Management, Administration	28443	R477-7	EMR	01/01/2006	2006-2/40
	28570	R477-7	AMD	07/01/2006	2006-8/36
	28690	R477-7	AMD	07/01/2006	2006-10/47
	28571	R477-7	EMR	04/01/2006	2006-8/64
<u>libraries</u>					
Community and Economic Development, Community Development, Library	28344	R223-2	NSC	01/01/2006	Not Printed
<u>license</u>					
Environmental Quality, Radiation Control	28802	R313-19-34	AMD	08/11/2006	2006-13/20
<u>license plates</u>					
Tax Commission, Motor Vehicle	28806	R873-22M-34	AMD	08/07/2006	2006-13/51
<u>licensing</u>					
Commerce, Occupational and Professional Licensing	28621	R156-1	AMD	06/19/2006	2006-10/8
	28429	R156-3a	CPR	04/03/2006	2006-5/44
	28429	R156-3a	AMD	04/03/2006	2006-2/15
	28604	R156-3a	5YR	04/10/2006	2006-9/39
	28671	R156-3a-501	NSC	05/10/2006	Not Printed
	28830	R156-9a	5YR	06/22/2006	2006-14/37
	28620	R156-17b	NSC	05/15/2006	Not Printed
	28530	R156-17b	AMD	04/17/2006	2006-6/2
	28365	R156-31b	AMD	01/23/2006	2005-24/3
	28310	R156-37	AMD	02/16/2006	2005-22/8
	28310	R156-37	CPR	02/16/2006	2006-2/35
	28674	R156-40	AMD	06/22/2006	2006-10/11
	28831	R156-40	NSC	07/11/2006	Not Printed
	28352	R156-44a	AMD	01/05/2006	2005-23/4
	28732	R156-46a	AMD	07/11/2006	2006-11/32
	28478	R156-47b	5YR	01/31/2006	2006-4/35
	28748	R156-47b	AMD	07/31/2006	2006-12/9
	28550	R156-50	5YR	03/13/2006	2006-7/33
	28749	R156-54	AMD	07/31/2006	2006-12/11
	28611	R156-55b	AMD	06/01/2006	2006-9/15
	28772	R156-55b	NSC	06/12/2006	Not Printed
	28286	R156-56	AMD	01/01/2006	2005-21/6
	28285	R156-56-707	AMD	01/01/2006	2005-21/25
	28805	R156-56-707	NSC	06/29/2006	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28427	R156-56-711	NSC	02/23/2006	Not Printed
	28672	R156-60b	AMD	06/19/2006	2006-10/13
	28603	R156-60c-502	AMD	06/01/2006	2006-9/17
	28605	R156-60d	5YR	04/10/2006	2006-9/39
	28345	R156-63-503	AMD	01/10/2006	2005-23/5
	28837	R156-67	5YR	06/26/2006	2006-14/38
	28823	R156-69	5YR	06/19/2006	2006-14/38
	28824	R156-73	5YR	06/19/2006	2006-14/39
	28428	R156-74	AMD	02/16/2006	2006-2/24
Commerce, Real Estate	28665	R162-102-3	AMD	06/28/2006	2006-10/19
Environmental Quality, Radiation Control	28873	R313-18	5YR	07/10/2006	2006-15/31
Governor, Planning and Budget, Chief Information Officer	28789	R365-3	NSC	06/22/2006	Not Printed
Public Safety, Driver License	28565	R708-18	5YR	03/20/2006	2006-8/75
<u>life insurance</u>					
Insurance, Administration	28527	R590-93-6	NSC	03/06/2006	Not Printed
<u>limitation on judgments</u>					
Administrative Services, Risk Management	28667	R37-4	R&R	07/01/2006	2006-10/5
<u>liquefied petroleum gas</u>					
Public Safety, Fire Marshal	28584	R710-6	5YR	03/30/2006	2006-8/77
<u>livestock</u>					
Agriculture and Food, Marketing and Development	28558	R65-8	5YR	03/16/2006	2006-8/70
Natural Resources, Wildlife Resources	28796	R657-24	AMD	08/08/2006	2006-13/29
	28455	R657-24	AMD	03/06/2006	2006-3/24
<u>local governments</u>					
Transportation, Program Development	28531	R926-8-3	AMD	06/22/2006	2006-6/16
<u>machines</u>					
Environmental Quality, Radiation Control	28871	R313-16	5YR	07/10/2006	2006-15/30
<u>management</u>					
Community and Economic Development, Community Development, History	28403	R212-7	NSC	01/01/2006	Not Printed
Natural Resources, Forestry, Fire and State Lands	28853	R652-41	5YR	06/28/2006	2006-14/58
<u>marriage and family therapist</u>					
Commerce, Occupational and Professional Licensing	28672	R156-60b	AMD	06/19/2006	2006-10/13
<u>massage therapy</u>					
Commerce, Occupational and Professional Licensing	28478	R156-47b	5YR	01/31/2006	2006-4/35
	28748	R156-47b	AMD	07/31/2006	2006-12/9
<u>material permits</u>					
School and Institutional Trust Lands, Administration	28484	R850-24-300	AMD	03/20/2006	2006-4/16
<u>mathematics</u>					
Education, Administration	28523	R277-717	AMD	04/03/2006	2006-5/13

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28866	R277-717	5YR	07/03/2006	2006-15/29
<u>Medicaid</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	28575	R414-1-5	AMD	05/16/2006	2006-8/29
	28258	R414-2A	R&R	03/03/2006	2005-20/11
	28258	R414-2A	CPR	03/03/2006	2006-2/36
	28414	R414-3A	R&R	02/01/2006	2006-1/22
	28535	R414-3A-6	CPR	07/25/2006	2006-12/84
	28535	R414-3A-6	AMD	07/25/2006	2006-6/12
	28734	R414-11	R&R	07/14/2006	2006-11/45
	28582	R414-52	AMD	07/01/2006	2006-8/31
	28583	R414-53	AMD	07/01/2006	2006-8/32
	28357	R414-60	R&R	01/04/2006	2005-23/42
	28356	R414-63	REP	01/04/2006	2005-23/44
	28879	R414-200-3	EMR	07/13/2006	2006-15/25
	28754	R414-305	AMD	07/25/2006	2006-12/17
	28595	R414-305	EMR	04/01/2006	2006-8/58
	28699	R414-504	AMD	07/01/2006	2006-10/25
Human Services, Recovery Services	28752	R527-800	5YR	05/24/2006	2006-12/86
	28739	R527-936	5YR	05/16/2006	2006-12/87
<u>medical practitioner</u>					
Labor Commission, Industrial Accidents	28729	R612-2-5	AMD	07/11/2006	2006-11/74
	28730	R612-2-22	AMD	07/11/2006	2006-11/75
<u>medically underserved</u>					
Health, Health Systems Improvement, Primary Care and Rural Health	28644	R434-30	5YR	04/18/2006	2006-10/88
<u>mental health</u>					
Commerce, Occupational and Professional Licensing	28603	R156-60c-502	AMD	06/01/2006	2006-9/17
Human Services, Substance Abuse and Mental Health, State Hospital	28738	R525-8	5YR	05/16/2006	2006-12/86
<u>methadone programs</u>					
Human Services, Substance Abuse and Mental Health	28599	R523-21	5YR	04/06/2006	2006-9/41
<u>midwifery</u>					
Commerce, Occupational and Professional Licensing	28352	R156-44a	AMD	01/05/2006	2005-23/4
<u>mineral leases</u>					
School and Institutional Trust Lands, Administration	28484	R850-24-300	AMD	03/20/2006	2006-4/16
<u>mineral resources</u>					
School and Institutional Trust Lands, Administration	28484	R850-24-300	AMD	03/20/2006	2006-4/16
<u>minerals reclamation</u>					
Natural Resources, Oil, Gas and Mining; Non-Coal	28337	R647-1-106	AMD	02/23/2006	2005-23/46
	28338	R647-2	AMD	02/23/2006	2005-23/48
	28339	R647-3	AMD	02/23/2006	2005-23/51

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28340	R647-4	AMD	02/23/2006	2005-23/55
	28341	R647-5-101	AMD	02/23/2006	2005-23/58
<u>minimum sizing</u> Environmental Quality, Drinking Water	28419	R309-510-9	AMD	03/08/2006	2006-1/16
<u>minimum standards</u> Natural Resources, Forestry, Fire and State Lands	28525	R652-122	NSC	03/07/2006	Not Printed
<u>mining</u> Labor Commission, Safety	28838	R616-1	NSC	06/30/2006	Not Printed
<u>minority education</u> Education, Administration	28866	R277-717	5YR	07/03/2006	2006-15/29
	28523	R277-717	AMD	04/03/2006	2006-5/13
<u>modeling</u> Environmental Quality, Air Quality	28323	R307-410	AMD	06/16/2006	2005-23/31
	28323	R307-410	CPR	06/16/2006	2006-7/30
<u>monitoring</u> Environmental Quality, Air Quality	28226	R307-170	AMD	01/05/2006	2005-19/6
<u>motor vehicle record</u> Public Safety, Driver License	28786	R708-44	NEW	08/08/2006	2006-13/46
<u>motor vehicle safety</u> Transportation, Motor Carrier, Ports of Entry	28695	R912-8	NSC	04/28/2006	Not Printed
<u>motor vehicles</u> Commerce, Administration	28542	R151-14	AMD	05/02/2006	2006-7/2
Public Safety, Driver License	28567	R708-20	5YR	03/21/2006	2006-8/76
Tax Commission, Motor Vehicle	28806	R873-22M-34	AMD	08/07/2006	2006-13/51
Transportation Commission, Administration	28675	R940-1	NEW	06/22/2006	2006-10/80
<u>motorboat noise</u> Natural Resources, Parks and Recreation	28511	R651-222	5YR	02/13/2006	2006-5/49
<u>motorcycles</u> Commerce, Administration	28543	R151-35	AMD	05/02/2006	2006-7/3
<u>municipal waste incinerator</u> Environmental Quality, Air Quality	28821	R307-223	5YR	06/16/2006	2006-14/41
<u>national register</u> Community and Economic Development, Community Development, History	28405	R212-6	NSC	01/01/2006	Not Printed
Community and Culture, History	28906	R212-6	5YR	08/01/2006	2006-16/35
<u>Native American remains</u> Community and Economic Development, Indian Affairs	28441	R230-1	NSC	01/01/2006	Not Printed
	28479	R230-1	5YR	01/31/2006	2006-4/37
<u>natural resources</u> Governor, Planning and Budget	28295	R361-1	REP	01/03/2006	2005-22/36

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
Natural Resources, Forestry, Fire and State Lands	28853	R652-41	5YR	06/28/2006	2006-14/58
<u>new source review</u>					
Environmental Quality, Air Quality	28820	R307-210	5YR	06/16/2006	2006-14/41
	28601	R307-210-1	AMD	06/15/2006	2006-9/19
<u>non-traditional</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	28879	R414-200-3	EMR	07/13/2006	2006-15/25
<u>nonpublic schools</u>					
Education, Administration	28463	R277-410	AMD	03/06/2006	2006-3/7
	28808	R277-410-4	AMD	08/08/2006	2006-13/11
<u>nuclear medicine</u>					
Environmental Quality, Radiation Control	28541	R313-32	AMD	05/10/2006	2006-7/13
<u>nurses</u>					
Commerce, Occupational and Professional Licensing	28365	R156-31b	AMD	01/23/2006	2005-24/3
<u>occupational licensing</u>					
Commerce, Occupational and Professional Licensing	28621	R156-1	AMD	06/19/2006	2006-10/8
	28673	R156-46b	5YR	04/25/2006	2006-10/86
	28611	R156-55b	AMD	06/01/2006	2006-9/15
	28772	R156-55b	NSC	06/12/2006	Not Printed
Environmental Quality, Water Quality	28855	R317-11	5YR	06/29/2006	2006-14/52
<u>off road vehicles</u>					
Commerce, Administration	28543	R151-35	AMD	05/02/2006	2006-7/3
<u>off-highway vehicles</u>					
Natural Resources, Parks and Recreation	28642	R651-401	5YR	04/18/2006	2006-10/98
	28658	R651-405	NSC	05/10/2006	Not Printed
	28641	R651-405	5YR	04/18/2006	2006-10/98
	28659	R651-406	NSC	05/10/2006	Not Printed
	28643	R651-406	5YR	04/18/2006	2006-10/99
<u>off-premise</u>					
Human Services, Substance Abuse and Mental Health	28841	R523-24	EMR	07/01/2006	2006-14/33
<u>oil and gas law</u>					
Natural Resources, Oil, Gas and Mining; Oil and Gas	28724	R649-10	5YR	05/11/2006	2006-11/96
<u>oil gas and hydrocarbons</u>					
School and Institutional Trust Lands, Administration	28482	R850-21-900	AMD	03/20/2006	2006-4/14
<u>oil shale</u>					
School and Institutional Trust Lands, Administration	28483	R850-22-900	AMD	03/20/2006	2006-4/15
<u>Older Americans Act</u>					
Human Services, Aging and Adult Services	28778	R510-1	5YR	06/02/2006	2006-13/61

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>Olene Walker Housing Loan Fund</u> Community and Culture, Olene Walker Housing Trust Fund	28492	R235-1	NSC	03/01/2006	Not Printed
	28402	R235-1	NEW	03/01/2006	2006-1/9
<u>ombudsman</u> Human Services, Child Protection Ombudsman (Office of)	28401	R515-1	NEW	02/01/2006	2006-1/26
<u>onsite wastewater systems</u> Environmental Quality, Water Quality	28596	R317-4	AMD	05/19/2006	2006-8/14
<u>opening and closing dates</u> Community and Economic Development, Community Development, Community Services	28385	R202-202	NSC	01/01/2006	Not Printed
<u>operating permit</u> Environmental Quality, Air Quality	28549	R307-415-7d	NSC	03/28/2006	Not Printed
<u>operations</u> School and Institutional Trust Lands, Administration	28482	R850-21-900	AMD	03/20/2006	2006-4/14
<u>operator certification</u> Public Safety, Highway Patrol	28342	R714-500	AMD	01/05/2006	2005-23/59
<u>optometry</u> Health, Health Care Financing, Coverage and Reimbursement Policy	28582	R414-52	AMD	07/01/2006	2006-8/31
<u>orders</u> Environmental Quality, Radiation Control	28872	R313-17	5YR	07/10/2006	2006-15/31
<u>overflow and drains</u> Environmental Quality, Drinking Water	28421	R309-545-7	AMD	03/08/2006	2006-1/19
<u>overpayments</u> Workforce Services, Unemployment Insurance	28764	R994-406	AMD	07/26/2006	2006-12/80
	28480	R994-406-302	NSC	02/22/2006	Not Printed
	28877	R994-406-401	NSC	07/27/2006	Not Printed
<u>overtime</u> Human Resource Management, Administration	28682	R477-8	AMD	07/01/2006	2006-10/52
<u>ozone</u> Environmental Quality, Air Quality	28822	R307-110	5YR	06/16/2006	2006-14/40
	28320	R307-110-9	AMD	06/16/2006	2005-23/12
	28320	R307-110-9	CPR	06/16/2006	2006-7/24
	28544	R307-325	AMD	06/16/2006	2006-7/8
<u>parks</u> Natural Resources, Parks and Recreation	28513	R651-611	5YR	02/13/2006	2006-5/50
	28169	R651-611	AMD	01/01/2006	2005-18/46
<u>partnering</u> Transportation, Program Development	28531	R926-8-3	AMD	06/22/2006	2006-6/16

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>payment determination</u>					
Community and Economic Development, Community Development, Community Services	28386	R202-203	NSC	01/01/2006	Not Printed
<u>penalties</u>					
Environmental Quality, Drinking Water	28418	R309-405-4	AMD	03/08/2006	2006-1/14
Environmental Quality, Radiation Control	28870	R313-14	5YR	07/10/2006	2006-15/30
<u>people with disabilities</u>					
Human Services, Services for People with Disabilities	28719	R539-2-4	AMD	07/11/2006	2006-11/72
<u>per diem allowance</u>					
Administrative Services, Finance	28384	R25-5	AMD	01/25/2006	2005-24/2
<u>per diem allowances</u>					
Administrative Services, Finance	28702	R25-7	AMD	07/01/2006	2006-10/2
<u>performing arts</u>					
Community and Economic Development, Community Development, Fine Arts	28361	R207-1	NSC	01/01/2006	Not Printed
<u>permit</u>					
Environmental Quality, Air Quality	28325	R307-401	CPR	06/16/2006	2006-7/25
<u>permits</u>					
Environmental Quality, Air Quality	28819	R307-401	5YR	06/16/2006	2006-14/42
	28325	R307-401	R&R	06/16/2006	2005-23/14
	28546	R307-413	REP	06/16/2006	2006-7/9
Natural Resources, Wildlife Resources	28376	R657-42	AMD	01/18/2006	2005-24/27
Transportation, Motor Carrier, Ports of Entry	28703	R912-8	NEW	06/22/2006	2006-10/78
	28415	R912-11	AMD	02/08/2006	2006-1/28
<u>permitted vehicles</u>					
Transportation, Motor Carrier, Ports of Entry	28616	R912-9	AMD	06/01/2006	2006-9/31
<u>personal property</u>					
Tax Commission, Property Tax	28432	R884-24P-19	AMD	03/06/2006	2006-2/31
<u>personnel management</u>					
Human Resource Management, Administration	28692	R477-1	AMD	07/01/2006	2006-10/32
	28681	R477-5	AMD	07/01/2006	2006-10/42
	28688	R477-6	AMD	07/01/2006	2006-10/43
	28687	R477-9	AMD	07/01/2006	2006-10/55
	28686	R477-14	AMD	07/01/2006	2006-10/63
<u>petroleum</u>					
Environmental Quality, Environmental Response and Remediation	28516	R311-200	AMD	05/15/2006	2006-5/26
	28517	R311-205-2	AMD	05/15/2006	2006-5/28
	28518	R311-207-5	AMD	05/15/2006	2006-5/31
	28519	R311-211	AMD	05/15/2006	2006-5/32

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>pharmacies</u>					
Commerce, Occupational and Professional Licensing	28620	R156-17b	NSC	05/15/2006	Not Printed
	28530	R156-17b	AMD	04/17/2006	2006-6/2
<u>pharmacists</u>					
Commerce, Occupational and Professional Licensing	28620	R156-17b	NSC	05/15/2006	Not Printed
	28530	R156-17b	AMD	04/17/2006	2006-6/2
<u>physicians</u>					
Commerce, Occupational and Professional Licensing	28837	R156-67	5YR	06/26/2006	2006-14/38
Health, Health Systems Improvement, Primary Care and Rural Health	28331	R434-100-6	NSC	01/01/2006	Not Printed
<u>pilot/escort vehicles</u>					
Transportation, Motor Carrier, Ports of Entry	28616	R912-9	AMD	06/01/2006	2006-9/31
<u>pipelines</u>					
Public Service Commission, Administration	28893	R746-409-5	NSC	07/25/2006	Not Printed
<u>plant disease</u>					
Agriculture and Food, Plant Industry	28505	R68-18	5YR	02/10/2006	2006-5/48
<u>plots</u>					
Community and Economic Development, Community Development, History	28411	R212-12	NSC	01/01/2006	Not Printed
<u>PM10</u>					
Environmental Quality, Air Quality	28822	R307-110	5YR	06/16/2006	2006-14/40
	28320	R307-110-9	AMD	06/16/2006	2005-23/12
	28320	R307-110-9	CPR	06/16/2006	2006-7/24
<u>PM2.5</u>					
Environmental Quality, Air Quality	28822	R307-110	5YR	06/16/2006	2006-14/40
	28320	R307-110-9	AMD	06/16/2006	2005-23/12
	28320	R307-110-9	CPR	06/16/2006	2006-7/24
<u>powersport vehicles</u>					
Commerce, Administration	28543	R151-35	AMD	05/02/2006	2006-7/3
<u>prescription drug plans</u>					
Insurance, Administration	28585	R590-235	NEW	06/07/2006	2006-8/40
<u>prescriptions</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	28356	R414-63	REP	01/04/2006	2005-23/44
<u>preservation</u>					
Community and Economic Development, Community Development, History	28410	R212-11	NSC	01/01/2006	Not Printed
<u>primary health care</u>					
Health, Health Systems Improvement, Primary Care and Rural Health	28644	R434-30	5YR	04/18/2006	2006-10/88

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>primary term</u>					
Natural Resources, Forestry, Fire and State Lands	28536	R652-20-1000	AMD	07/13/2006	2006-6/14
<u>prisons</u>					
Corrections, Administration	28705	R251-702	5YR	05/03/2006	2006-11/93
	28706	R251-708	5YR	05/03/2006	2006-11/94
	28707	R251-711	5YR	05/03/2006	2006-11/94
	28577	R251-712	5YR	03/28/2006	2006-8/72
<u>privacy</u>					
Governor, Planning and Budget, Chief Information Officer	28791	R365-5	NSC	06/22/2006	Not Printed
<u>private probation provider</u>					
Commerce, Occupational and Professional Licensing	28550	R156-50	5YR	03/13/2006	2006-7/33
<u>private security officers</u>					
Commerce, Occupational and Professional Licensing	28345	R156-63-503	AMD	01/10/2006	2005-23/5
<u>probation</u>					
Commerce, Occupational and Professional Licensing	28550	R156-50	5YR	03/13/2006	2006-7/33
<u>procurement</u>					
Administrative Services, Facilities Construction and Management	28608	R23-1	AMD	06/01/2006	2006-9/10
	28609	R23-1	AMD	06/01/2006	2006-9/3
	28607	R23-2	AMD	06/01/2006	2006-9/12
Capitol Preservation Board (State), Administration	28727	R131-4	5YR	05/12/2006	2006-11/92
<u>professional competency</u>					
Education, Administration	28737	R277-506	AMD	07/11/2006	2006-11/35
	28700	R277-513	5YR	05/01/2006	2006-10/87
	28606	R628-10	5YR	04/11/2006	2006-9/42
	28723	R628-10	NSC	05/30/2006	Not Printed
<u>professional counselors</u>					
Commerce, Occupational and Professional Licensing	28603	R156-60c-502	AMD	06/01/2006	2006-9/17
<u>professional engineers</u>					
Commerce, Occupational and Professional Licensing	28444	R156-22	AMD	04/03/2006	2006-2/17
	28444	R156-22	CPR	04/03/2006	2006-5/45
	28773	R156-22-302d	AMD	07/25/2006	2006-12/7
<u>professional land surveyors</u>					
Commerce, Occupational and Professional Licensing	28444	R156-22	AMD	04/03/2006	2006-2/17
	28444	R156-22	CPR	04/03/2006	2006-5/45
	28773	R156-22-302d	AMD	07/25/2006	2006-12/7
<u>property casualty insurance filing</u>					
Insurance, Administration	28678	R590-225	AMD	06/29/2006	2006-10/72

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>property tax</u>					
Tax Commission, Property Tax	28432	R884-24P-19	AMD	03/06/2006	2006-2/31
<u>PSD</u>					
Environmental Quality, Air Quality	28322	R307-405	R&R	06/16/2006	2005-23/22
	28322	R307-405	CPR	06/16/2006	2006-7/28
	28816	R307-405	5YR	06/16/2006	2006-14/45
	28818	R307-410	5YR	06/16/2006	2006-14/51
<u>public assistance</u>					
Workforce Services, Employment Development	28761	R986-900	AMD	08/01/2006	2006-12/77
<u>public body</u>					
Commerce, Administration	28664	R151-1-2	AMD	06/15/2006	2006-10/7
<u>public buildings</u>					
Administrative Services, Facilities Construction and Management	28608	R23-1	AMD	06/01/2006	2006-9/10
	28609	R23-1	AMD	06/01/2006	2006-9/3
Capitol Preservation Board (State), Administration	28727	R131-4	5YR	05/12/2006	2006-11/92
Community and Economic Development, Community Development, Energy Services	28433	R203-4	NSC	01/01/2006	Not Printed
	28434	R203-5	NSC	01/01/2006	Not Printed
Public Safety, Fire Marshal	28579	R710-4	AMD	05/16/2006	2006-8/45
<u>public comment</u>					
Environmental Quality, Radiation Control	28872	R313-17	5YR	07/10/2006	2006-15/31
<u>public education</u>					
Commerce, Consumer Protection	28574	R152-1	AMD	05/16/2006	2006-8/7
<u>public health</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	28741	R392-101	AMD	07/25/2006	2006-12/16
<u>public hearings</u>					
Environmental Quality, Radiation Control	28872	R313-17	5YR	07/10/2006	2006-15/31
<u>public information</u>					
Human Resource Management, Administration	28689	R477-2	AMD	07/01/2006	2006-10/38
	28747	R895-1	NEW	07/25/2006	2006-12/43
<u>public investments</u>					
Money Management Council, Administration	28606	R628-10	5YR	04/11/2006	2006-9/42
	28723	R628-10	NSC	05/30/2006	Not Printed
	28600	R628-12	NSC	05/10/2006	Not Printed
	28534	R628-16	NSC	03/07/2006	Not Printed
<u>public library</u>					
Community and Economic Development, Community Development, Library	28344	R223-2	NSC	01/01/2006	Not Printed
<u>public meetings</u>					
Natural Resources, Wildlife Resources	28453	R657-39	5YR	01/09/2006	2006-3/39

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>public records</u>					
Agriculture and Food, Administration	28552	R51-3	5YR	03/16/2006	2006-8/69
	28442	R182-1	NSC	01/01/2006	Not Printed
<u>public schools</u>					
Education, Administration	28463	R277-410	AMD	03/06/2006	2006-3/7
	28808	R277-410-4	AMD	08/08/2006	2006-13/11
<u>public treasurers</u>					
Money Management Council, Administration	28533	R628-4-2	NSC	03/07/2006	Not Printed
<u>public utilities</u>					
Public Service Commission, Administration	28892	R746-110	NSC	07/25/2006	Not Printed
	28765	R746-200	AMD	07/25/2006	2006-12/36
	28139	R746-345	AMD	02/08/2006	2005-17/31
	28139	R746-345	CPR	02/08/2006	2005-24/47
	28771	R746-360-4	AMD	08/01/2006	2006-12/42
<u>pumps</u>					
Environmental Quality, Drinking Water	28420	R309-540-6	AMD	03/08/2006	2006-1/18
<u>quality control</u>					
Agriculture and Food, Regulatory Services	28503	R70-101	AMD	04/03/2006	2006-5/3
<u>rabbits</u>					
Natural Resources, Wildlife Resources	28801	R657-6-21	AMD	08/08/2006	2006-13/28
<u>RACT</u>					
Environmental Quality, Air Quality	28544	R307-325	AMD	06/16/2006	2006-7/8
<u>radiation safety</u>					
Environmental Quality, Radiation Control	28873	R313-18	5YR	07/10/2006	2006-15/31
<u>radioactive material</u>					
Environmental Quality, Radiation Control	28873	R313-18	5YR	07/10/2006	2006-15/31
<u>radioactive materials</u>					
Environmental Quality, Radiation Control	28541	R313-32	AMD	05/10/2006	2006-7/13
<u>radiology practical technicians</u>					
Commerce, Occupational and Professional Licensing	28749	R156-54	AMD	07/31/2006	2006-12/11
<u>radiology technologists</u>					
Commerce, Occupational and Professional Licensing	28749	R156-54	AMD	07/31/2006	2006-12/11
<u>radiopharmaceutical</u>					
Environmental Quality, Radiation Control	28541	R313-32	AMD	05/10/2006	2006-7/13
<u>railroads</u>					
Transportation, Preconstruction	28489	R930-5	R&R	04/25/2006	2006-4/18
<u>rates</u>					
Administrative Services, Finance	28384	R25-5	AMD	01/25/2006	2005-24/2
Labor Commission, Industrial Accidents	28458	R612-4	5YR	01/12/2006	2006-3/39

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28298	R612-4-2	AMD	01/01/2006	2005-22/41
School and Institutional Trust Lands, Administration	28562	R850-4-300	AMD	05/16/2006	2006-8/48
<u>ratings</u>					
Transportation, Motor Carrier, Ports of Entry	28703	R912-8	NEW	06/22/2006	2006-10/78
<u>real estate appraisals</u>					
Commerce, Real Estate	28665	R162-102-3	AMD	06/28/2006	2006-10/19
	28666	R162-105-1	AMD	06/28/2006	2006-10/20
<u>real estate business</u>					
Commerce, Real Estate	28520	R162-2-2	AMD	06/21/2006	2006-5/4
	28520	R162-2-2	CPR	06/21/2006	2006-9/36
	28597	R162-8-8	AMD	06/21/2006	2006-9/18
	28668	R162-10	AMD	06/21/2006	2006-10/16
	28494	R162-10-1	AMD	04/19/2006	2006-5/7
<u>reciprocity</u>					
Environmental Quality, Radiation Control	28802	R313-19-34	AMD	08/11/2006	2006-13/20
<u>reclamation</u>					
Natural Resources, Oil, Gas and Mining; Coal	28742	R645-106	5YR	05/17/2006	2006-12/87
<u>records appeal hearings</u>					
Administrative Services, Records Committee	28462	R35-1	AMD	03/14/2006	2006-3/3
	28776	R35-1	AMD	08/09/2006	2006-13/4
<u>recreation</u>					
Natural Resources, Wildlife Resources	28371	R657-38	AMD	01/18/2006	2005-24/22
<u>recreation therapy</u>					
Commerce, Occupational and Professional Licensing	28831	R156-40	NSC	07/11/2006	Not Printed
<u>recreational therapy</u>					
Commerce, Occupational and Professional Licensing	28831	R156-40	NSC	07/11/2006	Not Printed
	28674	R156-40	AMD	06/22/2006	2006-10/11
<u>recreational vehicles</u>					
Commerce, Administration	28542	R151-14	AMD	05/02/2006	2006-7/2
<u>refugee resettlement program</u>					
Workforce Services, Employment Development	28757	R986-300	AMD	08/01/2006	2006-12/62
	28425	R986-300-305	AMD	03/01/2006	2006-1/31
<u>regional advisory councils</u>					
Natural Resources, Wildlife Resources	28453	R657-39	5YR	01/09/2006	2006-3/39
<u>rehabilitation</u>					
Community and Economic Development, Community Development, History	28410	R212-11	NSC	01/01/2006	Not Printed
Natural Resources, Wildlife Resources	28456	R657-40	5YR	01/10/2006	2006-3/40

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>repository</u>					
Governor, Planning and Budget, Chief Information Officer	28793	R365-10	NSC	06/22/2006	Not Printed
	28795	R365-101	NSC	06/22/2006	Not Printed
<u>reservoirs</u>					
Natural Resources, Water Rights	28710	R655-10	5YR	05/03/2006	2006-11/96
	28711	R655-11	5YR	05/03/2006	2006-11/97
	28712	R655-12	5YR	05/03/2006	2006-11/97
<u>residency requirements</u>					
Community and Economic Development, Community Development, Community Services	28385	R202-202	NSC	01/01/2006	Not Printed
<u>residential mortgage loan origination</u>					
Commerce, Real Estate	28499	R162-202-10	AMD	04/05/2006	2006-5/7
	28450	R162-203	AMD	03/09/2006	2006-3/4
	28497	R162-204	AMD	04/05/2006	2006-5/8
	28498	R162-205	AMD	04/05/2006	2006-5/9
	28451	R162-207-3	AMD	03/09/2006	2006-3/5
	28476	R162-209	5YR	01/30/2006	2006-4/36
<u>Resource Development Coordinating Committee (RDCC)</u>					
Governor, Planning and Budget	28295	R361-1	REP	01/03/2006	2005-22/36
<u>respite</u>					
Human Services, Aging and Adult Services	28190	R510-401	AMD	02/23/2006	2005-18/37
	28190	R510-401	CPR	02/23/2006	2005-22/46
<u>retirement</u>					
Human Resource Management, Administration	28685	R477-12	AMD	07/01/2006	2006-10/61
<u>right of petition</u>					
Corrections, Administration	28576	R251-104	5YR	03/28/2006	2006-8/72
Natural Resources, Forestry, Fire and State Lands	28850	R652-9	5YR	06/28/2006	2006-14/58
<u>risk management</u>					
Administrative Services, Risk Management	28413	R37-1	AMD	03/31/2006	2006-1/4
	28667	R37-4	R&R	07/01/2006	2006-10/5
<u>roads</u>					
Transportation, Administration	28358	R907-68	NEW	01/04/2006	2005-23/61
	28532	R907-68	AMD	06/01/2006	2006-6/15
	28617	R907-68	AMD	06/01/2006	2006-9/30
<u>ropeways</u>					
Transportation, Operations, Traffic and Safety	28524	R920-50-1	AMD	04/04/2006	2006-5/40
<u>royalties</u>					
Natural Resources, Forestry, Fire and State Lands	28536	R652-20-1000	AMD	07/13/2006	2006-6/14

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>rules and procedures</u>					
Fair Corporation (Utah State), Administration	28832	R325-1	5YR	06/22/2006	2006-14/53
	28833	R325-2	5YR	06/22/2006	2006-14/54
	28834	R325-3	5YR	06/22/2006	2006-14/54
	28835	R325-4	5YR	06/22/2006	2006-14/55
	28836	R325-5	5YR	06/22/2006	2006-14/55
Health, Epidemiology and Laboratory Services, Epidemiology	28874	R386-703	5YR	07/10/2006	2006-15/32
Human Resource Management, Administration	28692	R477-1	AMD	07/01/2006	2006-10/32
Natural Resources, Forestry, Fire and State Lands	28851	R652-2	5YR	06/28/2006	2006-14/57
Public Service Commission, Administration	28892	R746-110	NSC	07/25/2006	Not Printed
	28139	R746-345	AMD	02/08/2006	2005-17/31
	28139	R746-345	CPR	02/08/2006	2005-24/47
	28893	R746-409-5	NSC	07/25/2006	Not Printed
<u>safety</u>					
Labor Commission, Occupational Safety and Health	28548	R614-1-4	AMD	05/02/2006	2006-7/18
	28514	R614-1-5	NSC	02/27/2006	Not Printed
Labor Commission, Safety	28515	R616-2	NSC	02/27/2006	Not Printed
	28839	R616-2	NSC	06/30/2006	Not Printed
	28564	R616-2-3	AMD	05/17/2006	2006-8/42
	28257	R616-2-3	AMD	01/01/2006	2005-20/43
	28840	R616-3	NSC	06/30/2006	Not Printed
	28256	R616-3-3	AMD	02/08/2006	2005-20/44
Public Service Commission, Administration	28893	R746-409-5	NSC	07/25/2006	Not Printed
Transportation, Preconstruction	28489	R930-5	R&R	04/25/2006	2006-4/18
<u>safety regulations</u>					
Transportation, Motor Carrier, Ports of Entry	28415	R912-11	AMD	02/08/2006	2006-1/28
<u>salaries</u>					
Human Resource Management, Administration	28688	R477-6	AMD	07/01/2006	2006-10/43
<u>salt</u>					
Natural Resources, Forestry, Fire and State Lands	28536	R652-20-1000	AMD	07/13/2006	2006-6/14
<u>scholarships</u>					
Education, Administration	28446	R277-602	AMD	02/15/2006	2006-2/25
	28736	R277-602	AMD	07/11/2006	2006-11/38
<u>school district services</u>					
Education, Administration	28865	R277-479	5YR	07/03/2006	2006-15/28
<u>school personnel</u>					
Education, Administration	28700	R277-513	5YR	05/01/2006	2006-10/87
<u>schools</u>					
Education, Administration	28811	R277-474	AMD	08/08/2006	2006-13/13

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Environmental Quality, Air Quality	28464	R277-477	AMD	03/06/2006	2006-3/8
	28502	R307-801	AMD	06/16/2006	2006-5/22
	28817	R307-801	5YR	06/16/2006	2006-14/52
	28468	R307-801-5	NSC	02/22/2006	Not Printed
<u>science</u>					
Education, Administration	28523	R277-717	AMD	04/03/2006	2006-5/13
	28866	R277-717	5YR	07/03/2006	2006-15/29
<u>securities regulation</u>					
Money Management Council, Administration	28534	R628-16	NSC	03/07/2006	Not Printed
<u>security guards</u>					
Commerce, Occupational and Professional Licensing	28345	R156-63-503	AMD	01/10/2006	2005-23/5
<u>security measures</u>					
Corrections, Administration	28714	R251-111	AMD	08/01/2006	2006-11/34
	28713	R251-111	5YR	05/04/2006	2006-11/93
	28706	R251-708	5YR	05/03/2006	2006-11/94
<u>seizure of property</u>					
Tax Commission, Collections	28539	R867-2B	5YR	03/07/2006	2006-7/35
<u>self insurance plans</u>					
Public Safety, Driver License	28572	R708-19	5YR	03/23/2006	2006-8/75
<u>self-employment income</u>					
Community and Economic Development, Community Development, Community Services	28386	R202-203	NSC	01/01/2006	Not Printed
<u>seminars</u>					
Human Services, Substance Abuse and Mental Health	28841	R523-24	EMR	07/01/2006	2006-14/33
<u>septic tanks</u>					
Environmental Quality, Water Quality	28596	R317-4	AMD	05/19/2006	2006-8/14
<u>services</u>					
Human Services, Services for People with Disabilities	28719	R539-2-4	AMD	07/11/2006	2006-11/72
<u>settlements</u>					
Labor Commission, Adjudication	28547	R602-2-1	AMD	05/05/2006	2006-7/14
<u>sex education</u>					
Education, Administration	28811	R277-474	AMD	08/08/2006	2006-13/13
<u>shorthand reporter</u>					
Commerce, Occupational and Professional Licensing	28428	R156-74	AMD	02/16/2006	2006-2/24
<u>signs</u>					
Transportation, Preconstruction, Right-of- Way Acquisition	28490	R933-2-3	AMD	03/31/2006	2006-4/29
<u>single risk limitation</u>					
Insurance, Administration	28486	R590-234	NEW	03/22/2006	2006-4/12

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>smoke</u>					
Environmental Quality, Air Quality	28501	R307-204	AMD	04/07/2006	2006-5/18
	28602	R307-204	5YR	04/07/2006	2006-9/40
	28459	R307-204	NSC	04/07/2006	Not Printed
<u>social services</u>					
Human Services, Administration	28598	R495-862	5YR	04/04/2006	2006-9/41
Human Services, Child and Family Services	28614	R512-300-4	AMD	06/01/2006	2006-9/26
	28662	R512-305	AMD	06/19/2006	2006-10/65
<u>solicitations</u>					
Commerce, Consumer Protection	28573	R152-22-3	AMD	05/16/2006	2006-8/9
<u>sovereign land management</u>					
Natural Resources, Forestry, Fire and State Lands	28851	R652-2	5YR	06/28/2006	2006-14/57
<u>special needs students</u>					
Education, Administration	28446	R277-602	AMD	02/15/2006	2006-2/25
	28736	R277-602	AMD	07/11/2006	2006-11/38
<u>species</u>					
Natural Resources, Wildlife Resources	28751	R657-48	5YR	05/24/2006	2006-12/88
<u>species of concern</u>					
Natural Resources, Wildlife Resources	28797	R657-48	AMD	08/08/2006	2006-13/37
<u>speech impaired</u>					
Public Service Commission, Administration	28894	R746-510-4	NSC	07/25/2006	Not Printed
<u>stack height</u>					
Environmental Quality, Air Quality	28323	R307-410	AMD	06/16/2006	2005-23/31
	28323	R307-410	CPR	06/16/2006	2006-7/30
<u>standards</u>					
Natural Resources, Wildlife Resources	28456	R657-40	5YR	01/10/2006	2006-3/40
<u>state and local affairs</u>					
Money Management Council, Administration	28533	R628-4-2	NSC	03/07/2006	Not Printed
<u>state employees</u>					
Administrative Services, Finance	28384	R25-5	AMD	01/25/2006	2005-24/2
	28702	R25-7	AMD	07/01/2006	2006-10/2
Human Resource Management, Administration	28681	R477-5	AMD	07/01/2006	2006-10/42
<u>state HEAT office records</u>					
Community and Economic Development, Community Development, Community Services	28390	R202-207	NSC	01/01/2006	Not Printed
<u>state lands</u>					
Community and Economic Development, Indian Affairs	28441	R230-1	NSC	01/01/2006	Not Printed
	28479	R230-1	5YR	01/31/2006	2006-4/37

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>state property</u> Administrative Services, Fleet Operations, Surplus Property	28766	R28-1	AMD	08/02/2006	2006-12/3
<u>state records committee</u> Administrative Services, Records Committee	28462	R35-1	AMD	03/14/2006	2006-3/3
	28776	R35-1	AMD	08/09/2006	2006-13/4
<u>state register</u> Community and Culture, History	28906	R212-6	5YR	08/01/2006	2006-16/35
Community and Economic Development, Community Development, History	28405	R212-6	NSC	01/01/2006	Not Printed
<u>state vehicle use</u> Administrative Services, Fleet Operations	28477	R27-3	5YR	01/30/2006	2006-4/34
	28280	R27-3	NSC	01/30/2006	Not Printed
<u>stationary sources</u> Environmental Quality, Air Quality	28820	R307-210	5YR	06/16/2006	2006-14/41
	28601	R307-210-1	AMD	06/15/2006	2006-9/19
<u>stipend</u> Education, Administration	28735	R277-603	NEW	07/11/2006	2006-11/42
<u>stipends</u> Education, Administration	28875	R277-603-3	NSC	07/27/2006	Not Printed
<u>stock brokers</u> Money Management Council, Administration	28534	R628-16	NSC	03/07/2006	Not Printed
<u>storage tanks</u> Environmental Quality, Drinking Water	28421	R309-545-7	AMD	03/08/2006	2006-1/19
<u>student loans</u> Regents (Board Of), Administration	28878	R765-608	5YR	07/13/2006	2006-15/32
	28676	R765-649	5YR	04/25/2006	2006-10/100
<u>students</u> Education, Administration	28591	R277-709	AMD	05/16/2006	2006-8/12
<u>substance abuse counselors</u> Commerce, Occupational and Professional Licensing	28605	R156-60d	5YR	04/10/2006	2006-9/39
<u>supplies</u> Education, Administration	28812	R277-459	AMD	08/08/2006	2006-13/12
<u>surveyors</u> Commerce, Occupational and Professional Licensing	28444	R156-22	AMD	04/03/2006	2006-2/17
	28444	R156-22	CPR	04/03/2006	2006-5/45
	28773	R156-22-302d	AMD	07/25/2006	2006-12/7
<u>tax credit</u> Community and Economic Development, Community Development, History	28410	R212-11	NSC	01/01/2006	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>taxation</u>					
Tax Commission, Administration	28804	R861-1A-20	AMD	08/07/2006	2006-13/50
	28430	R861-1A-37	AMD	03/06/2006	2006-2/29
	28731	R861-1A-39	AMD	09/01/2006	2006-11/81
Tax Commission, Auditing	28540	R865-21U	5YR	03/07/2006	2006-7/34
Tax Commission, Collections	28539	R867-2B	5YR	03/07/2006	2006-7/35
Tax Commission, Motor Vehicle	28806	R873-22M-34	AMD	08/07/2006	2006-13/51
Tax Commission, Property Tax	28432	R884-24P-19	AMD	03/06/2006	2006-2/31
<u>teacher certification</u>					
Education, Administration	28737	R277-506	AMD	07/11/2006	2006-11/35
	28700	R277-513	5YR	05/01/2006	2006-10/87
	28701	R277-517	5YR	05/01/2006	2006-10/87
Public Safety, Driver License	28783	R708-27	AMD	08/08/2006	2006-13/41
<u>teachers</u>					
Education, Administration	28812	R277-459	AMD	08/08/2006	2006-13/12
	28590	R277-503	AMD	05/16/2006	2006-8/10
<u>technology best practices</u>					
Governor, Planning and Budget, Chief Information Officer	28793	R365-10	NSC	06/22/2006	Not Printed
	28795	R365-101	NSC	06/22/2006	Not Printed
<u>telecommunications</u>					
Administrative Services, Information Technology Services	28794	R29-2	NSC	06/22/2006	Not Printed
Public Service Commission, Administration	28139	R746-345	AMD	02/08/2006	2005-17/31
	28139	R746-345	CPR	02/08/2006	2005-24/47
	28771	R746-360-4	AMD	08/01/2006	2006-12/42
<u>telecommuting</u>					
Human Resource Management, Administration	28682	R477-8	AMD	07/01/2006	2006-10/52
<u>telephone utility regulation</u>					
Public Service Commission, Administration	28139	R746-345	AMD	02/08/2006	2005-17/31
	28139	R746-345	CPR	02/08/2006	2005-24/47
<u>terms of office</u>					
Natural Resources, Wildlife Resources	28453	R657-39	5YR	01/09/2006	2006-3/39
<u>therapists</u>					
Commerce, Occupational and Professional Licensing	28672	R156-60b	AMD	06/19/2006	2006-10/13
<u>tickets</u>					
Administrative Services, Fleet Operations	28469	R27-7	5YR	01/20/2006	2006-4/34
<u>title escrow charges</u>					
Insurance, Title and Escrow Commission	28507	R592-4	NEW	07/19/2006	2006-5/38
	28507	R592-4	CPR	07/19/2006	2006-11/86
<u>title escrow filings</u>					
Insurance, Title and Escrow Commission	28508	R592-3	NEW	07/19/2006	2006-5/36

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28508	R592-3	CPR	07/19/2006	2006-11/84
<u>title insurance</u>					
Insurance, Title and Escrow Commission	28529	R592-2-5	NSC	03/06/2006	Not Printed
<u>tolls</u>					
Transportation, Program Development	28538	R926-9	NEW	04/20/2006	2006-6/17
Transportation Commission, Administration	28675	R940-1	NEW	06/22/2006	2006-10/80
<u>traffic noise abatement</u>					
Transportation, Preconstruction	28677	R930-3	AMD	06/22/2006	2006-10/80
<u>traffic regulations</u>					
Public Safety, Driver License	28568	R708-16	5YR	03/23/2006	2006-8/74
<u>training</u>					
Human Services, Substance Abuse and Mental Health	28841	R523-24	EMR	07/01/2006	2006-14/33
Public Service Commission, Administration	28894	R746-510-4	NSC	07/25/2006	Not Printed
<u>training programs</u>					
Human Resource Management, Administration	28684	R477-10	AMD	07/01/2006	2006-10/56
<u>tramway permits</u>					
Transportation, Operations, Traffic and Safety	28524	R920-50-1	AMD	04/04/2006	2006-5/40
<u>tramways</u>					
Transportation, Operations, Traffic and Safety	28524	R920-50-1	AMD	04/04/2006	2006-5/40
<u>transfer</u>					
Governor, Planning and Budget, Chief Information Officer	28789	R365-3	NSC	06/22/2006	Not Printed
<u>transition to adult living</u>					
Human Services, Child and Family Services	28662	R512-305	AMD	06/19/2006	2006-10/65
	28663	R512-306	AMD	06/19/2006	2006-10/67
<u>transmission and distribution pipelines</u>					
Environmental Quality, Drinking Water	28422	R309-550-5	AMD	03/08/2006	2006-1/20
<u>transportation</u>					
Administrative Services, Finance	28702	R25-7	AMD	07/01/2006	2006-10/2
Environmental Quality, Radiation Control	28802	R313-19-34	AMD	08/11/2006	2006-13/20
Transportation, Administration	28358	R907-68	NEW	01/04/2006	2005-23/61
	28532	R907-68	AMD	06/01/2006	2006-6/15
	28617	R907-68	AMD	06/01/2006	2006-9/30
Transportation, Motor Carrier, Ports of Entry	28703	R912-8	NEW	06/22/2006	2006-10/78
Transportation, Program Development	28775	R926-2	R&R	07/28/2006	2006-12/47
	28531	R926-8-3	AMD	06/22/2006	2006-6/16
	28538	R926-9	NEW	04/20/2006	2006-6/17
Transportation, Preconstruction	28677	R930-3	AMD	06/22/2006	2006-10/80
	28489	R930-5	R&R	04/25/2006	2006-4/18
Transportation Commission, Administration	28675	R940-1	NEW	06/22/2006	2006-10/80

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>transportation commission</u>					
Transportation, Administration	28358	R907-68	NEW	01/04/2006	2005-23/61
	28617	R907-68	AMD	06/01/2006	2006-9/30
	28532	R907-68	AMD	06/01/2006	2006-6/15
<u>transportation planning</u>					
Transportation, Program Development	28775	R926-2	R&R	07/28/2006	2006-12/47
<u>transportation safety</u>					
Transportation, Operations, Traffic and Safety	28524	R920-50-1	AMD	04/04/2006	2006-5/40
<u>truancy</u>					
Education, Administration	28810	R277-609	AMD	08/08/2006	2006-13/15
<u>trucks</u>					
Transportation, Motor Carrier, Ports of Entry	28616	R912-9	AMD	06/01/2006	2006-9/31
	28415	R912-11	AMD	02/08/2006	2006-1/28
<u>trust lands funds</u>					
Education, Administration	28464	R277-477	AMD	03/06/2006	2006-3/8
<u>underground injection control</u>					
Environmental Quality, Water Quality	28891	R317-7	5YR	07/18/2006	2006-16/36
<u>underground storage tanks</u>					
Environmental Quality, Environmental Response and Remediation	28516	R311-200	AMD	05/15/2006	2006-5/26
	28517	R311-205-2	AMD	05/15/2006	2006-5/28
	28518	R311-207-5	AMD	05/15/2006	2006-5/31
	28519	R311-211	AMD	05/15/2006	2006-5/32
<u>underserved</u>					
Health, Health Systems Improvement, Primary Care and Rural Health	28331	R434-100-6	NSC	01/01/2006	Not Printed
<u>unemployment compensation</u>					
Workforce Services, Unemployment Insurance	28721	R994-302	5YR	05/09/2006	2006-11/98
	28722	R994-308	5YR	05/09/2006	2006-11/98
	28763	R994-401-203	AMD	07/26/2006	2006-12/79
	28764	R994-406	AMD	07/26/2006	2006-12/80
	28480	R994-406-302	NSC	02/22/2006	Not Printed
	28877	R994-406-401	NSC	07/27/2006	Not Printed
<u>uninsured motorist database</u>					
Public Safety, Driver License	28787	R708-32-4	AMD	08/08/2006	2006-13/43
<u>units</u>					
Environmental Quality, Radiation Control	28869	R313-12	5YR	07/10/2006	2006-15/29
<u>universal service</u>					
Public Service Commission, Administration	28771	R746-360-4	AMD	08/01/2006	2006-12/42
<u>user tax</u>					
Tax Commission, Auditing	28540	R865-21U	5YR	03/07/2006	2006-7/34

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>utah.gov</u> Governor, Planning and Budget, Chief Information Officer	28790	R365-4	NSC	06/22/2006	Not Printed
<u>utilities</u> Transportation, Preconstruction	28774	R930-6	AMD	07/28/2006	2006-12/50
<u>utilities access</u> Transportation, Preconstruction	28774	R930-6	AMD	07/28/2006	2006-12/50
<u>utility rules</u> Transportation, Preconstruction	28360	R930-6	AMD	01/27/2006	2005-24/31
<u>utility service shutoff</u> Public Service Commission, Administration	28765	R746-200	AMD	07/25/2006	2006-12/36
<u>vacations</u> Human Resource Management, Administration	28443	R477-7	EMR	01/01/2006	2006-2/40
	28690	R477-7	AMD	07/01/2006	2006-10/47
	28571	R477-7	EMR	04/01/2006	2006-8/64
	28570	R477-7	AMD	07/01/2006	2006-8/36
<u>victim compensation</u> Crime Victim Reparations, Administration	28355	R270-1	AMD	01/04/2006	2005-23/6
	28867	R270-1	5YR	07/03/2006	2006-15/27
	28473	R270-1-4	NSC	02/22/2006	Not Printed
	28868	R270-2	5YR	07/03/2006	2006-15/27
<u>victims of crime</u> Crime Victim Reparations, Administration	28867	R270-1	5YR	07/03/2006	2006-15/27
	28355	R270-1	AMD	01/04/2006	2005-23/6
	28868	R270-2	5YR	07/03/2006	2006-15/27
<u>victims of crimes</u> Crime Victim Reparations, Administration	28473	R270-1-4	NSC	02/22/2006	Not Printed
<u>violations</u> Environmental Quality, Radiation Control	28870	R313-14	5YR	07/10/2006	2006-15/30
<u>waiver</u> Health, Health Systems Improvement, Primary Care and Rural Health	28331	R434-100-6	NSC	01/01/2006	Not Printed
<u>waste oil</u> Environmental Quality, Air Quality	28546	R307-413	REP	06/16/2006	2006-7/9
<u>waste to energy plant</u> Environmental Quality, Air Quality	28821	R307-223	5YR	06/16/2006	2006-14/41
<u>waste water</u> Environmental Quality, Water Quality	28596	R317-4	AMD	05/19/2006	2006-8/14
	28855	R317-11	5YR	06/29/2006	2006-14/52
<u>water conservation</u> Environmental Quality, Drinking Water	28419	R309-510-9	AMD	03/08/2006	2006-1/16

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>water hauling</u> Environmental Quality, Drinking Water	28422	R309-550-5	AMD	03/08/2006	2006-1/20
<u>water quality</u> Environmental Quality, Water Quality	28891	R317-7	5YR	07/18/2006	2006-16/36
<u>water safety rules</u> Natural Resources, Parks and Recreation	28660	R651-801	NSC	05/10/2006	Not Printed
	28645	R651-801	5YR	04/18/2006	2006-10/99
	28661	R651-802	NSC	05/10/2006	Not Printed
	28646	R651-802	5YR	04/18/2006	2006-10/100
<u>water skiing</u> Natural Resources, Parks and Recreation	28512	R651-224	5YR	02/13/2006	2006-5/50
<u>water system rating</u> Environmental Quality, Drinking Water	28417	R309-150-6	AMD	03/08/2006	2006-1/12
<u>watershed management</u> Environmental Quality, Drinking Water	28416	R309-105-9	AMD	03/08/2006	2006-1/11
<u>website</u> Governor, Planning and Budget, Chief Information Officer	28791	R365-5	NSC	06/22/2006	Not Printed
<u>weight</u> Transportation, Motor Carrier, Ports of Entry	28703	R912-8	NEW	06/22/2006	2006-10/78
<u>welfare fraud</u> Human Services, Recovery Services	28752	R527-800	5YR	05/24/2006	2006-12/86
<u>wildland fire</u> Environmental Quality, Air Quality	28501	R307-204	AMD	04/07/2006	2006-5/18
<u>wildland urban interface</u> Natural Resources, Forestry, Fire and State Lands	28525	R652-122	NSC	03/07/2006	Not Printed
<u>wildlife</u> Natural Resources, Wildlife Resources	28379	R657-5	AMD	01/18/2006	2005-24/11
	28718	R657-5	AMD	07/11/2006	2006-11/78
	28881	R657-5-37B	NSC	07/27/2006	Not Printed
	28801	R657-6-21	AMD	08/08/2006	2006-13/28
	28303	R657-13	AMD	01/18/2006	2005-22/41
	28382	R657-17	AMD	01/18/2006	2005-24/17
	28454	R657-19	AMD	03/06/2006	2006-3/22
	28377	R657-23	AMD	01/18/2006	2005-24/19
	28796	R657-24	AMD	08/08/2006	2006-13/29
	28455	R657-24	AMD	03/06/2006	2006-3/24
	28457	R657-33	AMD	03/06/2006	2006-3/25
	28371	R657-38	AMD	01/18/2006	2005-24/22
	28456	R657-40	5YR	01/10/2006	2006-3/40
	28798	R657-41	AMD	08/08/2006	2006-13/30

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	28376	R657-42	AMD	01/18/2006	2005-24/27
<u>wildlife conservation</u>					
Natural Resources, Wildlife Resources	28371	R657-38	AMD	01/18/2006	2005-24/22
<u>wildlife law</u>					
Natural Resources, Wildlife Resources	28303	R657-13	AMD	01/18/2006	2005-22/41
<u>wildlife permits</u>					
Natural Resources, Wildlife Resources	28798	R657-41	AMD	08/08/2006	2006-13/30
<u>workers' compensation</u>					
Labor Commission, Adjudication	28547	R602-2-1	AMD	05/05/2006	2006-7/14
Labor Commission, Industrial Accidents	28729	R612-2-5	AMD	07/11/2006	2006-11/74
	28730	R612-2-22	AMD	07/11/2006	2006-11/75
	28458	R612-4	5YR	01/12/2006	2006-3/39
	28298	R612-4-2	AMD	01/01/2006	2005-22/41
	28728	R612-7-3	AMD	07/11/2006	2006-11/77
<u>Workforce Investment Act</u>					
Workforce Services, Employment Development	28400	R986-600-604	NSC	01/01/2006	Not Printed
<u>working toward employment</u>					
Workforce Services, Employment Development	28693	R986-400	AMD	06/22/2006	2006-10/81
	28759	R986-400	AMD	08/01/2006	2006-12/64
<u>x-ray</u>					
Environmental Quality, Radiation Control	28871	R313-16	5YR	07/10/2006	2006-15/30