

UTAH STATE BULLETIN

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
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Nancy L. Lancaster, Editor

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

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SPECIAL NOTICES

DEPARTMENT OF ENVIRONMENTAL QUALITY AIR QUALITY

PUBLIC NOTICE OFFSET TRIGGERED FOR VOC

On December 2, 1998, the Air Quality Board triggered implementation of revised offset provisions to reduce ozone formation in Salt Lake and Davis Counties. Formerly, new sources of 100 tons or more and modifying sources of 40 tons or more of volatile organic compounds were required to obtain emission reductions in a ratio of 1.15:1 compared to the emissions they expected to produce. The revised provisions apply an offset ratio of 1.2:1 for new sources of 50 tons or more and modifying sources of 25 tons or more of volatile organic compounds. The offset requirements for nitrogen oxides have not been changed. The rule section governing offset provisions is R307-403-6 (formerly numbered R307-1-3.3.3.C). This section became effective on November 15, 1993, following a public hearing on August 4, 1993. The provisions to trigger the offset requirement are found in the Ozone Implementation Plan and were revised effective November 2, 1998, following a public hearing on June 4, 1998.

For more information, call Carol Nielsen at (801) 536-4073.

DEPARTMENT OF COMMERCE

PUBLIC HEARING ON PROPOSED FEES FOR SERVICES PROVIDED AND COSTS INCURRED BY THE DEPARTMENT OF COMMERCE DURING FISCAL YEAR 2000

The Department of Commerce will hold a hearing on Tuesday, January 19, 1999, at 2:00 p.m. at the Heber M. Wells Building, 160 East 300 South, Room 205, Salt Lake City, Utah.

The purpose of the hearing is to obtain public comment on proposed fees to be assessed for services provided and costs incurred by the Department during Fiscal Year 2000. Subsection 63-38-3.2(2)(b) of the Budgetary Procedures Act provides that an agency shall conduct a public hearing.

Background: Various divisions of the Department assess fees for licensure, registration, or certification of individuals and businesses to engage in certain occupations and professions. Many existing fees are unchanged in the proposed fee schedule which has been prepared for consideration by the Legislature during its 1999 General Session. Copies of those schedules will be distributed at the January 19, 1999, hearing.

For further information, please contact Diane Kimmerle at (801) 530-6431.

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL ALCOHOLIC BEVERAGE CONTROL COMMISSION

PUBLIC NOTICE 1999 MEETING SCHEDULE

The Department of Alcoholic Beverage Control, Alcoholic Beverage Control Commission meets monthly at the department's administrative office, 1625 South 900 West, Salt Lake City, Utah.

Meetings are held on the fourth Friday of the month, January through October; and on the third Friday in November and December. Meetings start at 9:00 a.m. and are open to the public. Meetings are subject to change.

To confirm meeting dates, call Clara Fritz at (801) 977-6800.

NOTICES OF PROPOSED RULES

A state agency may file a PROPOSED RULE when it determines the need for a new rule, a substantive change to an existing rule, or a repeal of an existing rule. Filings received between December 2, 1998, 12:00 a.m., and December 15, 1998, 11:59 p.m., are included in this, the January 1, 1999, issue of the *Utah State Bulletin*.

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

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

The law requires that an agency accept public comment on PROPOSED RULES published in this issue of the *Utah State Bulletin* until at least February 1, 1999. 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 May 1, 1999, the agency may notify the Division of Administrative Rules that it wants to make the PROPOSED RULE effective. The agency sets the effective date. The date may be no fewer than 31 days nor more than 120 days after the publication date of this issue of the *Utah State Bulletin*. Alternatively, the agency may file a CHANGE IN PROPOSED RULE in response to comments received. If the Division of Administrative Rules does not receive a NOTICE OF EFFECTIVE DATE or a CHANGE IN PROPOSED RULE, the PROPOSED RULE filing lapses and the agency must start the process over.

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

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

The Proposed Rules Begin on the Following Page.

Environmental Quality, Air Quality **R307-417**

Permits: Acid Rain Sources

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 21735
FILED: 12/15/1998, 08:52
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: To make recent changes in federal regulations enforceable by the state of Utah.

SUMMARY OF THE RULE OR CHANGE: Section R307-417-1 incorporates by reference federal acid rain program requirements for power plants in effect on May 17, 1995. The proposed amendment brings in provisions added through July 1, 1998, which streamline the permitting process for affected units and exempted units. For example, new small clean units are presently exempt, but are required to file an application and go through a public comment process before obtaining a permit to operate. Under the new federal provisions, exempt units will file the application but do not need to wait for public comment or state or federal approval.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 19-2-104(1)(f)
FEDERAL REQUIREMENT FOR THIS RULE: 40 CFR 72

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: 40 CFR 72, July 1, 1998

ANTICIPATED COST OR SAVINGS TO:

- ❖THE STATE BUDGET: No change--these activities are supported by Operating Permit fees.
- ❖LOCAL GOVERNMENTS: Those municipal power plants which install small clean electric generating units will be affected.
- ❖OTHER PERSONS: Any units added or modified in the future may qualify for the streamlined procedures.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The savings are not quantifiable because they will vary for each source. Each new or modifying unit that generates 25 megawatts or less and uses fuel with a sulfur content of 0.05% by weight or less will be able to begin operating 45 to 60 days sooner.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The State of Utah is the permitting authority for the acid rain provisions of the Clean Air Act. Updating these provisions will streamline the permit process and save money for sources--Dianne R. Nielson.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
Environmental Quality
Air Quality
150 North 1950 West

Box 144820
Salt Lake City, UT 84114-4820, or
at the Division of Administrative Rules.

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

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999; OR ATTENDING A PUBLIC HEARING SCHEDULED FOR 01/21/1999, 1:30 p.m., Room 201, Department of Environmental Quality (DEQ) Bldg., 168 North 1950 West, Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 03/04/1999

AUTHORIZED BY: Rick Sprott, Planning Branch Manager

R307. Environmental Quality, Air Quality. R307-417. Permits: Acid Rain Sources. R307-417-1. Part 72 Requirements.

The provisions of 40 CFR Part 72, as in effect on ~~May 17, 1995~~ July 1, 1998, for purposes of implementing an acid rain program that meets the requirements of Title IV of the Clean Air Act, are incorporated into these rules by reference. The term "permitting authority" shall mean the Executive Secretary of the Air Quality Board, and the term "Administrator" shall mean the Administrator of the Environmental Protection Agency. If the provisions or requirements of 40 CFR Part 72 conflict with or are not included in R307-415, Permits: Operating Permit Requirements, provisions and requirements of 40 CFR Part 72 shall apply and take precedence.

KEY: acid rain, air quality, permitting authority*, operating permit*
~~September 15, 1998~~ 1999 19-2-101
19-2-104(3)(q)



Health, Health Systems Improvement, Health Facility Licensure **R432-750** Hospice Rule

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 21734
FILED: 12/14/1998, 14:09
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The amendment includes required specific volunteer training

topics. This rule amendment also establishes the standards for hospice agencies who elect to provide inpatient care.

SUMMARY OF THE RULE OR CHANGE: The rule changes include adding requirements for a "Hospice Inpatient Facility." Requirements were added for staffing, infection control, pharmacy services, patient's rights, report of death, first aid, safeguards for patient funds, emergency and disaster plans, food services, nutrition and menu planning, pet policy, laundry services, maintenance services, waste storage and disposal, water supply, and housekeeping services. Nonsubstantive changes were also made.

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

ANTICIPATED COST OR SAVINGS TO:

❖**THE STATE BUDGET:** This amendment poses no additional aggregate cost to state government. As hospice inpatient facilities are an optional service under the license of a hospice agency, existing Bureau staff will inspect inpatient hospice facilities in conjunction with the annual parent agency hospice survey. A hospice survey requires home visits as part of the survey process; the inpatient hospice clients will not require a home visit as the inpatient facility is their place of residence.

❖**LOCAL GOVERNMENTS:** This filing poses no increased cost or savings to local governments as enforcement of this rule does not apply to local governments.

❖**OTHER PERSONS:** Currently, there is only one licensed hospice that utilizes an inpatient unit. This rule poses no additional aggregate cost to the existing hospice to operate the inpatient unit.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Increased cost will only impact those providers who choose to add an inpatient unit to their hospice services. The following average cost per square foot describes nursing facility construction costs for comparison. Inpatient hospice costs would be similar. Inpatient hospice costs for new construction averages \$108 per square foot. Construction cost for remodeled existing space averages about \$62.50 per square foot of licensed space. There will be some cost to providers to revise policies and procedures and inservice staff to the new rule. There will be some cost to the Department to print and distribute copies of the amended rule. There will be cost to the Department to revise and print Notice of Agency Action/Application forms to identify the option of an inpatient hospice.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Hospices have historically not provided inpatient services. Several providers have indicated plans to construct an inpatient unit in the future. This rule responds to their requests for standards. Rules for similar types of facilities in other health care settings were the model and the costs should reflect and therefore be similar to those types of facilities in a nursing facility as detailed under "Compliance costs for affected persons." These costs appear to be reasonable and appropriate for the impacted businesses based on

preliminary review, pending input during the comment period -Rod Betit.

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

Health
Health Systems Improvement,
Health Facility Licensure
Cannon Health Building
288 North 1460 West
PO Box 142003
Salt Lake City, UT 84114-2003, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Debra Wynkoop-Green at the above address, by phone at (801) 538-6152, by FAX at (801) 538-6325, or by Internet E-mail at dwynkoop@doh.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/02/1999

AUTHORIZED BY: Rod L. Betit, Executive Director

R432. Health, Health Systems Improvement, Health Facility Licensure.

R432-750. Hospice Rule.

R432-750-1. Legal Authority.

This rule is adopted pursuant to Title 26, Chapter 21.

R432-750-2. Purpose.

A hospice program provides support and care for persons with a limited life expectancy so that they might live as fully and comfortably as possible.

(1) A hospice program recognizes dying as a normal process resulting from disease or injury.

(2) A hospice service neither hastens nor postpones death.

(3) A hospice program exists in the hope and belief that, through appropriate care and the promotion of a caring community sensitive to their needs, patients and families may be free to attain a degree of mental and spiritual preparation for death that is satisfactory to them.

(4) The hospice program is a health care agency or facility which offers palliative and supportive services providing physical, psychosocial, spiritual and bereavement care for dying persons and their families.

(5) A hospice provides [S]services [are provided by]through an interdisciplinary team of professionals and volunteers.

(6) Hospice services are available in both the home and an inpatient setting.

R432-750-3. Time for Compliance.

All hospice agencies shall be licensed and in full compliance with these rules by March 1, 1998.

R432-750-4. Definitions.

- (1) See common definitions rule R432-1-3.
- (2) Special definitions:
- (a) "Appropriate" means especially suitable or compatible; fitting.
- (b) "Bereavement" means the period of time, usually occurring within the first year after the loss, during which a person or group of people experiences, responds emotionally to, and adjusts to the loss by death of another person.
- (c) "Care" means to perceive and respond to the needs of another.
- (d) "Continuum" means the uninterrupted provision of services appropriate to the needs of the patient and family; these services are planned, coordinated, and made available by the hospice program.
- (e) "Family" means a group of individuals living under one roof and under one head; a group of persons of common ancestry; a group of individuals having a personal commitment one to the another.
- (f) "Grief" means the response to loss that often occurs in stages of varying length. Stages are differentiated by changes in feeling, thought, and behavior.
- (g) "Hospice" means a public agency or private organization or subdivision of either of these that is primarily engaged in providing care to terminally ill individuals and their families.
- (h) "Hospice Administrator" means a person who is appointed in writing by the governing body of the hospice organization and who shall be accountable and responsible for implementing the policies and programs approved by the governing body.
- (i) "Hospice Care" means the care given to the terminally ill and their families which occurs in a home or in a health facility and which includes medical, palliative, psychosocial, spiritual, bereavement and supportive care and treatment.
- (j) "Hospice Inpatient Facility" means a freestanding licensed hospice facility or designated hospice licensed hospice unit in an existing health care facility.
- ([j]k) "Interdisciplinary Team" means a team composed of physician (attending and medical director), nurse, social worker, pastoral care provider, volunteer, patient and family, and any other professionals as indicated.
- ([k]l) "Palliative Treatment" means treatment and comfort measures directed toward relief of symptoms[;] and pain management rather than treatment to cure.
- ([l]m) "Palliative Care" means the care given to the terminally ill, focusing on relief of distressing symptoms
- ([m]n) "Pastoral Care Provider" means an individual who has received a degree from an accredited theological school, or an individual who by ordination or by ecclesiastical endorsement from the individual's denomination has been approved to function in a pastoral capacity. A Pastoral Care Provider may also be an individual who has received certification in Clinical Pastoral Education which meets the requirements for the College of Chaplains. The individual shall have experience in pastoral duties and be capable of providing for hospice patients' and families' spiritual needs.
- ([n]o) "Primary Care Giver" means the family member or other person designated by the family who assumes the overall responsibility for the care of the patient in the home.

([o]p) "Special Services" means those services not represented on the interdisciplinary team that may be valuable for specific patient and family needs, including but not limited to nurses, social workers, homemakers, home health aides, recreation therapists, occupational therapists, respiratory therapists, pharmacists, dietitians, lawyers, certified public accountants, funeral directors, musical therapists, art therapists, speech therapists, physical therapists, and counselors.

([p]q) "Spiritual" means patient's and families' beliefs and practices as they relate to the meaning of their life, death, and their ~~[connectedness]~~connection to humanity which may or may not be of a religious nature.

([q]r) "Terminal Illness" means a state of disease characterized by a progressive deterioration with impairment of function which without aggressive intervention, survival is anticipated to be six months or less.

([r]s) "Terminal Care" means the care provided to an individual during the final stage of their illness.

([s]t) "Unit of Care" means the individual to receive hospice services; since the term "unit" means a single, whole thing, hospice defines the patient and family to be the single whole, regardless of the degree of harmony or integration of the parts within that whole.

([t]u) "Volunteer" means an individual, professional or nonprofessional, who has received appropriate orientation and training consistent with acceptable standards of hospice philosophy and practice; one who contributes time and talent to the hospice program without economic remuneration.

R432-750-5. Licensure.

~~[(+)]~~Hospice agencies shall include institutionally based hospice programs, freestanding public and proprietary hospice agencies, and any subdivision of an organization, public agency, hospital, or nursing home licensed to provide hospice services.
~~[(2)] Refer to R432-2 for Licensure Requirements.~~

R432-750-6. Eligibility.

~~[(+)]~~These provisions apply to a program advertising or presenting to be a hospice or hospice program of care, as defined in Section 26-21-2, which provides, directly or by contract ~~[(H)]~~hospice services to the terminally ill.

R432-750-7. Governing Body and Administration.

(1) The hospice agency shall be organized under a governing body that assumes full legal responsibility for the conduct of the agency.

(2) The administrative structure of the agency must be shown by an organization chart.

(3) ~~The governing body [shall assume responsibility]~~is responsible to:

(a) comply with all federal regulations, state rules, and local laws;

(b) adopt policies and procedures which describe functions or services of the hospice and protect patient rights;

(c) adopt a statement that there will be no discrimination because of race, color, sex, religion, ancestry, or national origin (Sections 13-7-1 through 4);

(d) develop and implement bylaws which shall include at least:

- (i) a statement of purpose[?];
- (ii) a statement of qualifications for membership and methods to select members of the governing board[?];
- (iii) a provision for the establishment, selection, and term of office for committee members and officers[?];
- (iv) a description of functions and duties of the governing body officers and committees[?];
- (v) a statement of the authority and responsibility delegated to the hospice administrator[?], and
- (vi) a policy statement relating to conflict of interest of members of the governing body or employees who may influence agency decisions;
- (e) meet at least annually, or more frequently as stated in the bylaws;
- (f) appoint by name and in writing a qualified hospice administrator who is responsible for the agency's overall functions[?]; ~~The written designation must be available for review in the agency;~~
- (g) notify the licensing agency in writing 30 days prior to any proposed change in the hospice administrator, identifying the name of the new hospice administrator and the effective date of the change;
- (h) review the written annual evaluation report from the [H]hospice [A]administrator and [make]document recommendations as necessary[~~Documentation of this review shall be available to the Department;~~];
- (i) make provision for resources and equipment to provide a safe working environment for personnel;
- (j) establish a system of financial management and accountability.
- (4) The hospice administrator [~~shall be~~]is responsible for the overall management of the agency.
 - (a) The hospice administrator [~~shall~~]must designate in writing the name and title of a qualified person who shall act as hospice administrator in the temporary absence of the hospice administrator. This designee shall have sufficient power, authority, and freedom to act in the best interests of patient safety and well-being.
 - (b) The hospice administrator or designee shall be available during the agency's hours of operation.
 - (c) The hospice administrator [~~shall also assume responsibility~~]is responsible to:
 - (i) complete, submit, [~~and~~]file, and make available all records, [~~and~~]reports, and documentation required by the Department;
 - (ii) review agency policies and procedures at least annually and recommend necessary changes to the governing body[~~The date of review shall be documented~~];
 - (iii) implement agency policies and procedures;
 - (iv) organize and coordinate functions of the agency by delegating duties and establishing a formal means of staff accountability;
 - (v) appoint by name and in writing a physician or registered nurse to provide general supervision, coordination, and direction for professional services of the agency;
 - (vi) appoint by name and in writing a registered nurse to be the director of nursing services;
 - (vii) appoint by name and in writing the members and their terms of membership in the interdisciplinary quality assurance committee;

- (viii) appoint other committees as deemed necessary, describe committee functions and duties, and make provision for selection, term of office, and responsibilities of committee members;
- (ix) designate by name and in writing a person responsible for maintaining a clinical record system on all patients;
- (x) maintain current written designations or letters of appointment in the agency;
- (xi) employ or contract with competent personnel whose qualifications are commensurate with job responsibilities and authority, and who have the appropriate license or certificate of completion;
- ~~[(xii) develop job descriptions that delineate functional responsibilities and authority;]~~
- (xii[~~ii~~]) develop a staff communication system that coordinates interdisciplinary team services, coordinates implementation of plans of treatment, utilizes services or resources to meet patient needs, and promotes an orderly flow of information within the organization;
- ~~[(xiv) provide staff orientation as well as in-service training and continuing education (staff development) in applicable policies, rules, regulations, and resource materials;]~~
- (x[~~v~~]iii) secure contracts for services not directly provided by the hospice;
- (x[~~vi~~]iv) implement a program of budgeting and accounting;
- (xv[~~ii~~]) establish, when appropriate, a billing system which itemizes services provided and charges submitted to the payment source; and
- (xvi[~~ii~~]) conduct an annual evaluation of the agency's overall function and submit a written report of the findings to the governing body.

R432-750-8. Personnel.

The hospice administrator shall maintain qualified personnel who are competent to perform their respective duties, services, and functions.

- (1) The agency shall develop and implement written policies and procedures that address the following:
 - (a) job descriptions, qualifications, and validation of licensure or certificates of completion as appropriate for the position held;
 - (b) orientation for direct and contract employees, and volunteers;
 - (c) criteria for, and frequency of, performance evaluations;
 - (d) work schedules; method and period of payment; fringe benefits such as sick leave, vacation, and insurance;
 - (e) frequency and documentation of in-service training; and
 - (f) contents of personnel files of employed and volunteer staff.
- (2) Each employee [~~shall~~]must provide within 45 days of hire proof of registration, certification, or licensure[~~be registered, certified or licensed~~] as required by the Utah Department of Commerce.
 - ~~[(a) Each employee shall provide a copy of the license, certification or registration within 45 days of hire. A copy shall be maintained for Department review.~~
 - ~~[(b) Failure to ensure that personnel are licensed, certified or registered may result in sanctions to the agency license.]~~
- (3) The agency shall establish and implement a policy and procedure for health screening of all agency personnel[~~to identify any situation which would prevent the employee or volunteer from performing assigned duties in a satisfactory manner~~].

(a) An employee placement health evaluation to include at least a health inventory shall be completed when an employee is hired.

(b) The health inventory shall obtain at least the employee's history of the following:

(i) conditions that predispose the employee to acquiring or transmitting infectious diseases;

(ii) ~~conditions~~ conditions which may prevent the employee from performing certain assigned duties satisfactorily;

(c) Employee health screening and immunizations components of personnel health programs shall be developed in accordance with R386-70[4]2 Communicable Disease Rule[s].

(d) Employee skin testing by the Mantoux Method and follow up for tuberculosis shall be done in accordance with ~~[R386-702-5; Special Measures for control of Tuberculosis.]~~ R388-804 Tuberculosis Control Rule.

~~— (i) Skin testing must be conducted on each employee annually and after suspect exposure to a resident with active tuberculosis.~~

~~— (ii) Skin testing shall be exempted for all employees with known positive reaction to skin tests.]~~

~~(iii)~~ (e) All infections and communicable diseases reportable by law shall be reported by the facility to the local health department in accordance with R386-702-2.

(4) ~~[There shall be documentation]~~ The hospice must document that all employees, volunteers, and contract personnel are oriented to the agency and the job for which they are hired.

(a) Orientation shall include:

(i) the hospice concept and philosophy of care;

(ii) the functions of agency employees and the relationships between various positions or services;

(iii) job descriptions;

(iv) duties for which persons are trained, hold certificates, or are licensed;

(v) ethics, confidentiality, and patients' rights;

(vi) information about other community agencies including emergency medical services;

(vii) opportunities for continuing education appropriate to the patient population served;

(viii) policies related to volunteer documentation, charting, hours and emergencies; and

(ix) reporting requirements when observing or suspecting abuse, neglect and exploitation pursuant to 62A-3-201 to 312.

(b) The hospice shall provide and document ~~[H]~~ in-service training and continuing education for staff at least annually. ~~[shall be provided and documented on a regular basis, based on recognized need.]~~

(i) Members of the hospice interdisciplinary team shall have access to in-service training and continuing education appropriate to their responsibilities and to the maintenance of skills necessary for the care of the patient and family.

(ii) The training programs ~~[should]~~ shall include the introduction and review of effective physical and psychosocial assessment and symptom management.

(c) The hospice shall train ~~[A]~~ all personnel ~~[will be trained]~~ in ~~[the]~~ appropriate Centers for Disease Control (CDC) infectious disease protocols.

(5) The hospice administrator shall appoint a person to coordinate the activities of the interdisciplinary team. ~~[The interdisciplinary team is coordinated by an individual selected by~~

~~the administrator under the direction of the hospice administrator.]~~
This individual shall:

(a) annually review and make recommendations where appropriate of agency policies covering admissions and discharge, medical supervision, care plans, clinical records and personnel qualifications;

(b) assure that on-going assessments of the patient and family needs and implementation of the interdisciplinary team care plans are accomplished;

(c) schedule adequate quality and quantity of all levels of hospice care; and

(d) assure that the team meets regularly to develop and maintain appropriate plans of care and to determine which staff will be assigned to each case.

(6) The hospice program shall provide access to individual and/or group support for interdisciplinary team members to assist with stress and/or grief management related to providing hospice care.

R432-750-9. Contracts.

(1) The hospice administrator shall secure a legally binding written contract for the provision of arranged patient services.

(2) The contract or agreement shall be available for review by the Department.

(3) The contract shall include:

(a) the effective and expiration dates of the contract;

(b) a description of goods or services provided by the contractor to the agency;

(c) provision for financial terms of the contract, including methods to determine charges, reimbursement, and the responsibility of contract personnel in the billing procedure;

(d) the method of supervision of contract personnel and the manner in which services will be controlled, coordinated, and evaluated by the agency;

(e) a statement that contract personnel shall perform according to agency policies and procedures, and shall conform to standards required by laws, rules, or regulations;

(f) a description of the contractor's role in the development of plans of treatment, and how to keep agency staff informed about the patient's needs or condition;

(g) a provision to terminate the contract; and

(h) a photocopy of the professional license of contract personnel, if applicable.

R432-750-10. Acceptance and Termination.

(1) The agency shall develop written acceptance and termination policies and ~~[shall]~~ make these policies available to the public upon request.

(2) The agency shall make available to the public, upon request, information regarding the various services provided by the hospice and the cost of the services.

(3) A patient will be accepted for treatment if there is reasonable expectation that the patient's needs can be met by the agency regardless of ability to pay for the services. The agency shall base the acceptance determination on the following:

(a) The patient, family or responsible person ~~[and attending physician]~~ agrees that hospice care is appropriate and ~~[request it:]~~ completes

~~—(i) a signed[, completed] informed consent document[from the patient and a family member, if available, or other primary care person as appropriate,]~~ requesting hospice services.

~~—(ii) If no primary care person is available, the agency shall complete an evaluation to determine the patient's eligibility for service.~~

(b) ~~[A]The patient's attending physician[']s~~ must order~~[-in writing for] hospice care.~~

~~—(c) The agency's ability to meet the patient's needs to include personnel, equipment, and resources.]~~

~~(d)c~~ The hospice agency ~~[An evaluation and documentation by the agency]~~determines that the patient's place of residence is adaptable and safe for the provision of hospice services.

(4) The agency may terminate services to a patient if any of the following circumstances occur:

(a) The patient is determined to no longer be terminal.

(b) The family situation changes which affects the delivery of services.

(c) The patient or family is uncooperative in efforts to attain treatment objectives.

(d) The patient moves from the geographic area served by the agency.

(e) The physician fails to renew orders or the patient changes his physician and the agency cannot obtain orders for continuation of services from the new physician.

(f) The agency can no longer provide quality care in the existing environment due to safety of staff, patient, or family.

(g) The patient or family requests that agency services be discontinued.

(5) Upon transfer from a home program to an in-patient unit, or the reverse, the plan of care shall be forwarded to the receiving program.

R432-750-11. Patients' Rights.

(1) The agency shall establish and make available to the patient written patients' rights.

(a) Written patients' rights shall be made available to the, responsible party, next of kin, sponsoring agency, representative payee, and the public upon request.

~~(a)b~~ Agency policy may determine how patients' rights information is distributed.

(2) The agency shall insure that each patient receiving care has the following rights:

(a) to receive information on patient's rights and responsibilities;

(b) to receive information on services for which the patient or a third party payor may be responsible and to receive information on all changes in charges;

(c) to be informed of personal health conditions, unless medically contraindicated and documented in the clinical record, and to be afforded the opportunity to participate in the planning of the hospice services, including referral to health care institutions or other agencies and to refuse to participate in experimental research;

(d) to refuse treatment to the extent permitted by law and to be informed of the medical consequences of such if refused;

(e) to be assured confidential treatment of personal and medical records and to approve or refuse the release of records to any individual outside the agency except in the case of transfer to

another agency or health facility, or as required by law or third-party payment contract;

(f) to be treated with consideration, respect, and full recognition of dignity and individuality, including privacy in treatment and in care for personal needs;

(g) to receive information about the hospice services required in order to assist in the course of treatment;

(h) to be assured the personnel who provide care are qualified through education and experience to carry out the services for which they are responsible;

(i) to receive proper identification by the individual providing hospice services;

(j) to permit the patient the right to discontinue hospice care at any time he or she chooses[-]; and

(k) to receive information about advanced directives.

R432-750-12. Patient Records.

(1) The administrator shall develop and implement record keeping policies and procedures that address the use of patient records by authorized staff, content, confidentiality, retention, and storage.

(a) Records shall be organized in a uniform medical record format.

(b) The agency shall maintain an identification system to facilitate location of each patient's current or closed record.

(c) The hospice shall maintain ~~[A]~~an accurate, up-to-date record~~[-shall be maintained] for every patient receiving service[through the hospice].~~

(d) Each hospice health care provider who has patient contact or provides a service shall insure that a clinical note entry of that contact or service is made in the patient's record.

(e) All entries ~~[shall]~~must be dated and authenticated with the signature and title of the person making the entry.

(f) The hospice must document ~~[S]~~services provided~~[-by the agency] and outcomes of these services~~~~[-must be documented] in the individual patient record.~~

(2) Physician's orders shall be incorporated into the plan of care~~[-Orders shall be]~~ and renewed at least every 90 days.

(a) The orders shall include the physician signature and date.

~~(a)b~~ Orders faxed from the physician ~~[shall be accepted]~~are acceptable provided that ~~[as long as]~~ the original order is available upon request.

(3) Each patient's record shall contain at least the following information:

(a) demographic information including patient's name, address, age, date of birth, name and address of nearest relative or responsible person, name and telephone number of physician with primary responsibility for patient care, and if applicable, the name and telephone number of the person or family member who, in addition to agency staff, provides care in the place of residence;

(b) diagnosis;

(c) pertinent medical and surgical history if available;

(d) a written and signed informed consent to receive hospice services;

(e) orders by the attending physician for hospice services;

(f) medications and treatments as applicable;

(g) a written plan of care; and

(g)h) a signed, dated patient assessment which includes the following: [strengths and problems of the patient and family. The

assessment shall be dated and signed by the person who provides the service and include:]

- (i) a description of the patient's functional limitations;
- (ii) a physical assessment noting chronic or acute pain and other physical symptoms and their management;
- (iii) a psychosocial assessment of the patient and family;
- (iv) a spiritual assessment; and
- (v) a written summary report of hospice services provided.];

which
 (4) The hospice must send a copy of the summary required in subsection 12(3)(g)(v) [shall be sent] to the patient's attending physician at least every 90 days, [and] The summary shall become part of the patient's and family record as applicable[;].
 [—(h) a written plan of care;]

([4]5) The person who is assigned to supervise or coordinate care for a patient must complete a discharge summary when services to the patient are terminated. The summary shall include:

- (a) the reason for discharge; and
- (b) the name of the facility or agency if the patient has been referred or transferred.

([5]6) The hospice shall safeguard [C]clinical record information [shall be safeguarded] against loss, destruction, and unauthorized use.

(a) Written procedures shall govern the use and removal of records and conditions for release of patient information.

(b) A written consent is required for the release of patient/client information and photographing of recorded information.

[—(c) Policies and procedures shall be implemented to safeguard patient records against loss, destruction and unauthorized use.]

([d]c) When a patient is transferred to another facility or agency, a copy of the record or abstract [shall] must be sent to that service agency.

([6]7) The agency shall provide an accessible area for filing and safe storage of medical records.

(a) Patient records shall be retained for at least seven years after the last date of patient care.

(b) Upon change of ownership, all patient records shall be transferred to new owners.

R432-750-13. Quality Assurance.

(1) The governing body shall evaluate the quality, appropriateness, and scope of services provided by the agency at least annually to determine if the agency has met the agency objectives.

[—(2) The hospice administrator shall conduct an annual evaluation of the agency's overall program and submit a written report of the findings to the governing body.]

([3]2) An interdisciplinary quality assurance committee shall evaluate patient services at least quarterly and maintain a written report of findings. Recommendations from each meeting shall be submitted to the hospice administrator and shall be maintained in the agency for review by the department.

(a) The administrator shall appoint the members of the quality assurance committee for a given term of membership.

(b) The quality assurance committee shall include a minimum of three individuals who represent three different health care services.

R432-750-14. Hospice Services.

(1) [~~(1)A~~] A hospice [the] unit of care includes the patient and the patient's family. The patient and family (or other primary care person) participate in the development and implementation of the interdisciplinary care plan according to their ability.

(2) Hospice care includes responding to the scheduled and unscheduled needs of the patient and family 24 hours per day. Written policies and procedures shall include:

(a) a procedure for accepting referrals in accordance with the provisions of R432-750-10;

(b) a procedure for completing an initial assessment and developing the interdisciplinary care plan;

(c) providing for and documenting that the interdisciplinary team meets regularly to evaluate care and includes inpatient and in-home care staff;

(d) provision for the care plan to be available to team members for in-home and inpatient services;

(e) appropriate transfer of care from hospice in-home care to hospice inpatient care and vice-versa where available;

(f) provision for a clearly defined integrated administrative structure between in-home care and inpatient services; and

(g) coordination of care plan between in-home hospice and inpatient hospice care.

(3) Hospice care shall be provided by the interdisciplinary team.

(a) The interdisciplinary team may include [A]ancillary staff [may be included in the team] when appropriate.

(b) The interdisciplinary team shall meet at least twice a month to develop and maintain an appropriate plan of care.

[—(4) A care plan shall be established by the interdisciplinary team, approved and signed by the attending physician, and documented in the patient's record.]

([a]4) [~~The~~] A care plan for each patient [shall] must be signed by the attending physician and include the following:

- ([i]a) the name of patient;
- ([ii]b) all pertinent diagnoses;
- ([iii]c) objectives, interventions, and goals of treatment, based upon needs identified in a comprehensive patient assessment;
- ([iv]d) services to be provided, at what intervals and by whom; and
- ([v]e) the date plan was initiated and dates of subsequent reviews.

[—(e) All care plans and notifications to the attending physician shall be documented in the patient's medical record.]

[—(d)]
] (5) No medication or treatment requiring an order may be given by hospice nurses except on the order of a person lawfully authorized to give such an order.

(a) Initial orders and subsequent changes in orders for the administration of medications shall be signed by the person lawfully authorized to give such orders and incorporated in the patient's record maintained by the program.

(b) Telephone orders [shall] must be received by licensed personnel[;] and

[—(i) Telephone orders shall be] recorded immediately in the patient's medical record.[

[—(ii)] Telephone orders [shall] must be countersigned by the initiator within 15 days of the date of issue.

(c) Orders for therapy services shall include the specific procedures to be used and the frequency and duration.

(d) ~~Orders shall be reviewed by t~~The attending physician shall review, sign and date orders at least every 90 days ~~as evidenced by the physician's signature and date~~.

(e) Only those hospice employees licensed to do so ~~shall~~may administer medications to patients.

~~(r)f~~ Medications and treatments that are administered by hospice employees, ~~shall~~must be administered as prescribed and ~~shall be~~recorded in the patients record.

R432-750-15. Physician Services.

(1) Each patient admitted for ~~H~~hospice ~~S~~services shall be under the care of ~~have an attending~~a licensed physician ~~who is currently licensed by the Utah Department of Commerce~~.

(2) ~~Each~~The ~~attending~~physician shall provide the following:

- (a) approval for hospice care;
- (b) admitting diagnosis and prognosis;
- (c) current medical findings;
- (d) medications and treatment orders; and
- (e) pertinent orders regarding the patient's terminal condition.

(3) The administrator shall appoint in writing a licensed physician to be the medical director. The Medical Director must ~~be currently licensed in the State of Utah and;~~be knowledgeable about the psychosocial and medical aspects of hospice care, on the basis of training, experience and interest. The medical director shall:

- (a) act as a medical resource to the interdisciplinary team;
- (b) coordinate services with each attending physician to ensure continuity in the services provided in the event the attending physician is unable to retain responsibility for patient care; and
- (c) act as liaison with physicians in the community.

R432-750-16. Nursing Services.

(1) A registered nurse shall provide or direct nursing services.~~Nursing services shall be provided by or under the direction of a registered nurse.~~

(2) Registered nursing personnel shall perform the following tasks:

- (a) make the initial nursing evaluation visit;
- (b) re-evaluate the patient's nursing needs as required;
- (c) initiate the plan of care and necessary revisions;
- (d) provide directly or by contract skilled nursing care;
- (e) assign, supervise and teach other nursing personnel and primary care person;
- (f) coordinate all services provided with members of the interdisciplinary team;
- (g) inform the physician and other personnel of changes in the patient's condition and needs;
- (h) prepare clinical progress notes; and
- (i) participate in in-service training programs.

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R432-750-18. Professional Counseling Services.

(1) The agency shall provide counseling services to patients~~;~~ either directly or by contract. These services may include dietary

and other counseling services deemed appropriate to meet the patients' and families' needs.

(2) Individuals who provide ~~E~~counseling services~~, shall be provided by individuals who;~~ whether employed or contracted by the agency, ~~are~~must be licensed, certified, registered, or qualified as to education, training, or experience according to law.

R432-750-19. Pastoral Care Services.

(1) The hospice shall provide ~~P~~pastoral services ~~shall be provided by a qualified hospice staff person~~ through a qualified staff person who has a working relationship with local clergy or spiritual counselors.

(2) ~~These~~Pastoral services shall include the following:

- (a) spiritual counseling consistent with patient and family belief systems;
- (b) communication with and support of clergy or spiritual counselors in the community as appropriate; and
- (c) consultation and education to patients and families and interdisciplinary team members as requested.

R432-750-20. Volunteer Services.

Hospice volunteers provide a variety of services as defined by the policies of each program and under supervision of a designated and qualified hospice staff member.

~~(1) Duties and responsibilities of volunteers shall be defined by the hospice program.~~

~~(2)~~1 Volunteers must receive a minimum of 12 hours of documented orientation and training which shall include the following:

- (a) the hospice services, goals, and philosophy of care;
- (b) the physiological aspects of terminal disease;
- (c) family dynamics, coping mechanisms and psychosocial and spiritual issues surrounding the terminal disease, death and bereavement;
- d communication skills~~;~~;
- e concepts of death and dying;
- f care and comfort measures;
- g confidentiality;
- h patient's and family's rights;
- i procedures to be followed in an emergency;
- j procedures to follow at time of patient death;
- k infection control and safety; ~~and~~
- (l) stress management; and
- (m) the volunteer's role and documentation requirements~~;~~.
- (3) The hospice shall maintain ~~R~~records ~~shall be kept regarding~~of hours of services and activities provided by volunteers.

(4) The agency shall have on file, a copy of certification, registration, or license of any volunteer providing professional services.

R432-750-21. Bereavement Services.

(1) Bereavement services shall address the family needs following the death of the patient. Services are available, as needed, to survivors for at least one year.

(2) ~~Supervision of b~~Bereavement services shall be ~~provided~~supervised by a person possessing at least a degree or documented training in a field that addresses psychosocial needs, counseling, and bereavement services.

(3) All volunteers and staff who deliver bereavement services shall receive bereavement training.

(~~i~~4) Bereavement services shall include the following:

(i)a) survivor contact, as needed and documented, following a patient's death;

(ii)b) an interchange of information between the team members regarding bereavement activities; and

(iii)c) a process for the assessment of possible pathological grief reactions and, as appropriate, referral for intervention.

R432-750-22. Other Services.

(~~2~~)1) Other services may include but are not limited to:

a) ~~P~~physical therapy[-];

b) occupational therapy[-];

c) speech therapy[-]; and

d) home health aides.

(~~1~~)2) Services provided directly or through contract[-] shall be ordered by a physician and documented in the clinical record.

R432-750-23. Freestanding Inpatient Facilities.

In addition to the requirements outlined in the previous sections of R432-750, freestanding inpatient hospice facilities shall meet the Construction and Physical Environment requirements of R432-4, R432-5 and R432-12, depending on facility size and type of patient admitted.

R432-750-24. Hospice Inpatient Facilities.

In addition to the requirements outlined in the previous sections of R432-750, inpatient hospice facilities shall meet the requirements of R432-750-25 through R432-750-40.

R432-750-25. Inpatient Staffing Requirements.

(1) The inpatient hospice must provide competent hospice trained nursing staff 24 hours per day, every day of the week to meet the needs of the patient in accordance with the patient's plan of care. Nursing services must provide treatments, medications, and diet as prescribed.

(2) A hospice-trained registered nurse must be on duty 24 hours per day to provide direct patient care and supervision of all nursing services.

R432-750-26. Inpatient Hospice Infection Control.

(1) The hospice shall develop and implement an infection control program to protect patients, family and personnel from hospice or community associated infections.

(2) The hospice administrator and medical director shall develop written policies and procedures governing the infection control program.

(3) All employees shall wear clean garments or protective clothing at all times, and practice good personal hygiene and cleanliness.

(4) The hospice shall develop and implement a system to investigate, report, evaluate, and maintain records of infections among patients and personnel.

(5) The hospice shall comply with OSHA Blood Borne Pathogen Standards, 29 CFR 1910.1030, July 1, 1998, which is adopted and incorporated by reference.

R432-750-27. Pharmaceutical Services.

(1) The hospice shall establish and implement written policies and procedures to govern the procurement, storage, administration and disposal of all drugs and biologicals in accordance with federal and state laws.

(2) A licensed pharmacist shall supervise pharmaceutical services. The pharmacist's duties shall include, but not be limited to the following:

a) advise the hospice and hospice interdisciplinary team on all matters pertaining to the procurement, storage, administration, disposal, and record keeping of drugs and biologicals; interactions of drugs; and counseling staff on appropriate and new drugs;

b) inspect all drug storage areas at least monthly; and

c) conduct patient drug regimen reviews at least monthly or more often if necessary, with recommendations to physicians and hospice staff.

(3) The hospice shall establish and implement written policies and procedures for drug control and accountability. Records of receipt and disposition of all controlled drugs shall be maintained for accurate reconciliation.

(4) The pharmaceutical service must ensure that drugs and biologicals are labeled based on currently accepted professional principles, and include the appropriate accessory and cautionary instructions, as well as the expiration date when applicable.

(5) The hospice must provide secure storage for medications. Medications that require refrigeration must be maintained between 36 and 46 degrees F.

(6) The hospice must provide separately locked compartments for storage of controlled drugs as listed in Schedule II of the Comprehensive Drug Abuse Prevention and Control Act of 1970, as amended, as well as other drugs subject to abuse. Only authorized personnel, in accordance with State and Federal laws, shall have access to the locked medication compartments.

(7) Controlled drugs no longer needed by the patient shall be disposed of by the pharmacist and a registered nurse. The hospice must maintain written documentation of the disposal.

(8) An inpatient hospice shall maintain an emergency drug kit appropriate to the needs of the facility, assembled in consultation with the pharmacist and readily available for use. The pharmacist shall check and restock the kit monthly, or more often as necessary.

R432-750-28. Inpatient Hospice Patient's Rights.

(1) In addition to R432-750-11, the hospice shall honor each patient's rights as follows:

a) the right to exercise his/her rights as a patient of the facility and as a citizen or resident of the United States;

b) the right to be free of mental and physical abuse;

c) the right to be free of chemical and physical restraints for the purpose of discipline or staff convenience;

d) the right to have family members remain with the patient through the night;

e) the right to receive visitors at any hour, including small children;

f) the right for the family to have privacy after a patient's death;

g) the right to keep personal possessions and clothing as space permits;

(h) the right to privacy during visits with family, friends, clergy, social workers, and advocacy representatives;

(i) the right to send and receive mail unopened; and have access to telephones to make and receive confidential calls;

(j) the right to have family or responsible person informed by the hospice of significant changes in the patient's condition or needs;

(k) the right to participate in religious and social activities of the patient's choice;

(l) the right to manage and control personal cash resources;

(m) the right to receive palliative treatment rather than treatment aimed at intervention for the purpose of cure or prolongation of life;

(n) the right to refuse nutrition, fluids, medications and treatments; and

(o) the right to leave the facility at any time and not be locked into any room, building, or on the facility premises during the day or night; except that the hospice may lock doors at night for the protection of patients.

(2) The hospice must post patient rights in a public area of the facility.

(3) Restraints ordered to treat a medical condition must comply with the requirements of R432-150-14.

R432-750-29. Report of Death.

(1) The hospice shall have a written plan to follow at the time of a of patient's death. The plan shall include:

(a) recording the time of death;

(b) documentation of death;

(c) notification of attending physician responsible for signing death certificate;

(d) notification of next of kin or legal guardian;

(e) authorization and release of the body to the funeral home;

(2) The hospice must notify the Department of any death resulting from injury, accident, or other possible unnatural cause.

R432-750-30. First Aid.

(1) The hospice shall ensure that at least one staff person is on duty at all times who is certified in cardiopulmonary resuscitation and has training in basic first aid, the Heimlich maneuver and emergency procedures.

(2) First aid training refers to any basic first aid course approved by the American Red Cross, Utah Emergency Medical Training Council, or any course approved by the department.

(3) Each hospice, except those attached to a medical unit, shall have a first aid kit available at a designated location in the facility.

(4) Each hospice shall have a current edition of a basic first aid manual approved by the American Red Cross, the American Medical Association, or a state or federal health agency.

R432-750-31. Safeguards for Patients' Monies and Valuables.

(1) The hospice must safeguard patients' cash resources, personal property, and valuables which have been entrusted to the licensee or hospice staff.

(2) A hospice is not required to handle patient's cash resources or valuables. However, if the hospice accepts a patient's cash resources or valuables, then the hospice must safeguard the patient's cash resources in accordance with the following:

(a) No licensee or hospice staff member may use patients' monies or valuables as his own or mingle them with his own. Patients' monies and valuables shall be separated, and intact and free from any liability that the licensee incurs in the use of his own or the institution's funds and valuables.

(b) The licensee must maintain accurate records of patients' monies and valuables entrusted to the licensee.

(c) Records of patients' monies which are maintained as a drawing account must include a control account for all receipts and expenditures, and an account for each patient and supporting receipts filed in chronological order.

(d) Each account shall be kept current with columns for debits, credits, and balance.

(e) Records of patients' monies and other valuables entrusted to the licensee for safekeeping shall include a copy of the receipt furnished for funds received.

(f) All money entrusted with the facility in a patient account in excess of \$150 must be deposited in an interest-bearing account in a local financial institution within five days of receipt.

(3) Each inpatient hospice must maintain a separate account for patient funds specific to that inpatient hospice and shall not commingle with patient funds from another inpatient hospice.

(4) Upon discharge, a patient's money and valuables, which have been entrusted to the licensee, shall be returned to the patient that day. Money and valuables kept in an interest-bearing account shall be available to the patient within three working days.

(5) Within 30 days following the death of a patient, except in a medical examiner case, the patient's money and valuables entrusted to the licensee shall be surrendered to the responsible persons, or to the administrator of the estate.

R432-750-32. Emergency and Disaster.

(1) The hospice is responsible for the safety and well-being of patients in the event of an emergency or disaster.

(2) The licensee and the administrator are responsible to develop plans coordinated with the state and local emergency disaster authorities to respond to potential emergencies and disasters. The plan shall outline the protection or evacuation of all patients and include arrangements for staff response, or provisions of additional staff to ensure the safety of any patient with physical or mental limitations.

(a) Emergencies and disasters include fire, severe weather, missing patients, interruption of public utilities, explosion, bomb threat, earthquake, flood, windstorm, epidemic, or mass casualty.

(b) The emergency and disaster response plan shall be in writing and distributed or made available to all facility staff and patients to assure prompt and efficient implementation.

(c) The licensee and the administrator shall review and update the plan as necessary to conform with local emergency plans. The plan shall be available for review by the Department.

(3) The hospices's emergency and disaster response plans shall address the following:

(a) the names of the person in charge and persons with decision-making authority;

(b) the names of persons who shall be notified in an emergency in order of priority;

(c) the names and telephone numbers of emergency medical personnel, fire department, paramedics, ambulance service, police, and other appropriate agencies;

(d) instructions on how to contain a fire and how to use the facility alarm systems;

(e) assignment of personnel to specific tasks during an emergency;

(f) the procedure to evacuate and transport patients and staff to a safe place within the hospice or to other prearranged locations;

(g) instructions on how to recruit additional help, supplies, and equipment to meet the patients' needs after an emergency or disaster;

(h) delivery of essential care and services to facility occupants by alternate means;

(i) delivery of essential care and services when additional persons are housed in the hospice during an emergency;

(j) delivery of essential care and services to hospice occupants when personnel are reduced by an emergency; and

(k) maintenance of safe ambient air temperatures within the facility.

(i) Emergency heating must have the approval of the local fire department.

(ii) Ambient air temperatures of 58 degrees F. or below may constitute an imminent danger to the health and safety of the patients in the hospice. The person in charge shall take immediate action in the best interests of the patients.

(iii) The hospice shall have, and be capable of implementing, contingency plans regarding excessively high ambient air temperatures within the hospice that may exacerbate the medical condition of patients.

(4) Personnel and patients shall receive instruction and training in accordance with the plans to respond appropriately in an emergency. The hospice shall:

(a) annually review the procedures with existing staff and patients;

(b) hold simulated disaster drills semi-annually; and

(c) document all drills, including date, participants, problems encountered, and the ability of each patient to evacuate.

(5) The administrator shall be in charge during an emergency. If not on the premises, the administrator shall make every effort to report to the hospice, relieve subordinates, and take charge.

(6) Each inpatient hospice shall provide in-house all equipment and supplies required in an emergency including emergency lighting, heating equipment, food, potable water, extra blankets, a first aid kit, and a radio.

(7) The hospice shall post the following information in appropriate locations throughout the facility:

(a) the name of the person in charge and names and telephone numbers of emergency medical personnel, agencies, and appropriate communication and emergency transport systems; and

(b) evacuation routes, location of fire alarm boxes, and fire extinguishers.

(8) The hospice must post emergency telephone numbers at each nursing station.

(9) Fire drills and fire drill documentation shall be in accordance with R710-4, State of Utah Fire Prevention Board.

R432-750-33. Food Service.

(1) The hospice may provide dietary services directly, or through a written agreement with a food service provider.

(2) The hospice food service shall comply with the R392-100, Utah Department of Health Food Service Sanitation Rule.

(3) The hospice must maintain for Department review all inspection reports by the local health department.

(4) If the hospice accepts patients requiring therapeutic or special diets, the hospice shall have an approved dietary manual for reference when preparing meals.

(5) Dietary staff shall receive a minimum of four hours of documented in-service training each year.

(6) The hospice must employ or contract with a certified dietician to provide documented quarterly consultation if patients requiring therapeutic diets are admitted.

(7) The hospice must ensure that sufficient food service personnel are on duty to meet the needs of patients.

(8) While performing food service duties, the cook and other kitchen staff shall not perform concurrent duties outside the food service area.

(9) All persons who prepare or serve food shall have a current Food Handler's Permit.

R432-750-34. Nutrition and Menu Planning.

(1) The hospice shall provide at least three meals or their equivalent daily.

(2) Meals shall be served with no more than a 14-hour interval between the evening meal and breakfast, unless a substantial snack is available in the evening.

(3) The hospice must have between meal snacks of nourishing quality available on a 24 hour basis.

(4) A different menu shall be planned for and available for each day of the week.

(5) The hospice shall ensure that patients' favorite foods are included in their diets whenever possible.

(6) The hospice shall maintain at least a one-week supply of non-perishable food and a three-day supply of perishable food.

(7) All food shall be of good quality, palatable, and attractively served.

R432-750-35. Pets in the Facility.

(1) A hospice may permit patients to keep household pets such as dogs, cats, birds, fish, and hamsters if permitted by local ordinances.

(2) Pets must be clean and disease-free.

(3) The pets' environment must be kept clean.

(4) Small pets shall be kept in appropriate enclosures.

(5) Pets that are not confined shall be under leash control, or voice control.

(6) Pets that are kept at the facility shall have documented current vaccinations.

(7) Upon approval of the administrator, family members may bring patients' pets to visit. Visiting pets must have current vaccinations.

(8) Hospices with birds shall have procedures which prevent the transmission of psittacosis. Procedures shall ensure the minimum handling of droppings and placing of droppings into a closed plastic bag for disposal.

(9) Pets are not permitted in food preparation, storage or central dining areas, or in any area where their presence would create a significant health or safety risk to others.

R432-750-36. Laundry Services.

(1) The hospice must provide laundry services to meet the needs of the patients.

(2) If the hospice contracts for laundry services, the hospice must obtain a signed, dated agreement from the contracted laundry service that details all services provided. The contracted laundry service must meet the requirements of R432-750-36(3)(c) through (f).

(3) Each hospice that provides in-house laundry services must meet the following requirements:

(a) The hospice must maintain a supply of clean linen to meet the needs of the patients.

(b) Clean bed linens shall be changed as often as necessary, but no less than twice each week.

(c) Soiled linen and clothing shall be stored separate from clean linen and not allowed to accumulate in the facility.

(d) Laundry equipment shall be in good repair.

(e) The laundry area shall be separate and apart from any room where food is stored, prepared, or served.

(f) Personnel shall handle, store, process, and transport linens in a manner to minimize contamination by air-borne particles and to prevent the spread of infection.

R432-750-37. Maintenance Services.

(1) The hospice shall provide maintenance services to ensure that equipment, buildings, furnishings, fixtures, spaces, and grounds are safe, clean, operable, and in good repair.

(2) The hospice shall conduct a pest control program through a licensed pest control contractor or a qualified employee to ensure the absence of vermin and rodents. Documentation of the pest control program shall be maintained for Department review.

(3) Entrances, exits, steps, and outside walkways shall be maintained in a safe condition with regard to ice, snow, and other hazards.

R432-750-38. Waste Storage and Disposal.

The hospice must provide facilities and equipment for the sanitary storage and treatment or disposal of all categories of waste, including hazardous and infectious wastes, if applicable, using techniques acceptable to the Department of Environmental Quality and the local health authority.

R432-750-39. Water Supply.

(1) Hot water provided to patient tubs, showers, whirlpools, and hand washing facilities shall be regulated for safe use within a temperature range of 105 - 120 degrees F.

(2) Thermostatically controlled automatic mixing valves may be used to maintain hot water at the above temperatures.

R432-750-40. Housekeeping Services.

(1) The hospice must provide housekeeping services to maintain a clean, sanitary, and healthful environment.

(2) If the hospice contracts for housekeeping services with an outside entity, the hospice must obtain a signed and dated agreement that details the services provided.

(3) The hospice must provide safe, secure storage of cleaners and chemicals. In areas with potential access by children or confused disoriented patients, cleaners and chemicals must be locked in a secure area to prevent unauthorized access.

(4) Personnel engaged in housekeeping or laundry services may not be concurrently engaged in food service or patient care.

(5) The hospice must establish and implement policies and procedures to govern the transition of housekeeping personnel to food service or direct patient care duties.

R432-750-41. Penalties.

Any person who violates any provision of this rule may be subject to the penalties enumerated in 26-21-11 and R432-3-6 or be assessed a penalty not to exceed the sum of \$5,000 or be punished for violation of a class B misdemeanor for the first violation and for any subsequent similar violation within two years for violation of a class A misdemeanor as provided in Section 26-23-6.

KEY: health facilities

~~March 4, 1998~~ 1999

Notice of Continuation December 15, 1997

26-21-5

26-21-6



Human Services, Aging and Adult Services

R510-103

Use of Senior Centers by Long Term Care Facility Residents and Senior Citizens' Groups Participating in Activities Outside Their Planning and Service Area

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 21730

FILED: 12/07/1998, 09:12

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The rule as currently written does not comply with the Older Americans Act.

SUMMARY OF THE RULE OR CHANGE: This amendment eliminates the more restrictive policy and puts senior centers back into compliance with the Older Americans Act (OAA).

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 62A-3-104(4), and Sections 62A-3-107 through 62A-3-108

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: None--the state contribution does not change with this amendment.

❖LOCAL GOVERNMENTS: Project income from local confidential contributions will decrease for some senior centers and increase for others, depending upon how many seniors they serve.

❖ OTHER PERSONS: None--the expected contribution from seniors will continue to be confidential and is expected to stay the same.

COMPLIANCE COSTS FOR AFFECTED PERSONS: None--senior confidential contributions are expected to remain the same. Area Agencies on Aging (AAA) directors will no longer bill each other for the cost of visiting seniors. Seniors will pay their own cost of the meal through the confidential contribution system as outlined in the Federal Older Americans Act.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: As seniors travel from one geographic area to another, the confidential contributions are received by the visited AAA. Contributions are counted in the host AAA so funds received increase in that area for that day. All senior citizens centers are operated by local government. All contributions received are re-invested in senior programs.

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

Human Services
Aging and Adult Services
Room 325, Department of Human Services
120 North 200 West
PO Box 45500
Salt Lake City, UT 84145-0500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Sally Anne Brown at the above address, by phone at (801) 538-8250, by FAX at (801) 538-4395, or by Internet E-mail at sbrown@email.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/02/1999

AUTHORIZED BY: Helen Goddard, Director

R510. Human Services, Aging and Adult Services.
R510-103. Use of Senior Centers by Long-Term Care Facility Residents~~[-and Senior Citizens' Groups]~~ Participating in Activities Outside Their Planning and Service Area.
R510-103-1. Criteria for Use.

~~[A-](1)~~ Eligibility: Long-term care facility residents~~[-and visiting seniors outside their planning and service area]~~ shall have access to senior centers and programs operated within which receive financial assistance through the Older Americans Act (OAA), Social Services Block Grant, or any other source of federal funds.

~~[B-](2)~~ Fees and Contributions:

~~(+)(a)~~ Facility residents~~[-and visiting seniors outside their planning and service area]~~ who individually participate and who are age 60 or over are encouraged to donate at the contribution rate as established by the responsible AAA Advisory Council and/or

Nutrition Council for all programs. The amount of contribution will be confidential.

~~(2)(b)~~ Facility residents~~[-and visiting seniors outside their planning and service area]~~ who are under age 60 shall be subject to the fee for participants under 60 as established by the responsible AAA Advisory Council and/or Nutrition Council.

~~(3)(c)~~ Long-term care residents~~[-and visiting seniors outside their planning and service area]~~ who elect to take a special class or participate in an activity where there is a charge will be required to pay the fee in accordance with the senior center's policy. This would include requested transportation costs to and from such activities.

~~(4)(d)~~ The source of contributions and fees for group participants shall be the long-term care facility's~~[-or the visiting senior citizen center's outside of the planning and service area]~~ responsibility if the use of senior centers is an activity planned by the long-term care facility~~[-or the visiting senior citizen center outside of the planning and service area]~~.

~~(5)(e)~~ Contributions and fees shall not originate from the resident's personal needs allowance unless participation in the senior center is totally at the request of an individual or their family or legally responsible person, and participation in senior centers is not a component of the facility's activity plan.

~~(-)(3)~~ Supervision: Residents who participate in the senior center programs as part of a long-term care group planned activity and/or who require supervision shall be accompanied by a facility staff member or other responsible parties.

~~(D-)(4)~~ Advance Reservations: As is the standard policy for all senior center participants, activities by long-term care facility residents~~[-and visiting seniors outside their planning and service area]~~ who participate in senior center activities shall require an advanced reservation.

~~(E-)(5)~~ Complaints Regarding Adherence:

~~(1)~~ All complaints regarding adherence to this regulation by senior centers should first be reported to the appropriate AAA Director. If this action does not resolve the complaint, the concern should be directed to the Division of Aging and Adult Services:

~~(2)~~ All complaints regarding adherence to this regulation by long-term care facilities should first be reported to the facility administrator. If this action does not resolve the complaint, the concern should be directed to the State Long-Term Care Ombudsman (LTCO) Program where its resolution will be coordinated with the appropriate agencies.

KEY: elderly, senior centers, nursing homes
[1990]1999 62A-3-107 through 108
Notice of Continuation January 8, 1998 62A-3-104(4)

◆ _____ ◆
Natural Resources, Water Resources
R653-2
Financial Assistance from the Board of
Water Resources

NOTICE OF PROPOSED RULE

(Amendment)
DAR FILE NO.: 21736
FILED: 12/15/1998, 10:51
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Board of Water Resources voted to change the application procedure and project approval process for financial assistance.

SUMMARY OF THE RULE OR CHANGE: The Board of Water Resources wants to eliminate the provision that requires applications to be received at the Division no later than three days prior to the Board meeting. They also want to allow the applicant's local Board member to be able to determine whether the proposed project qualifies for consideration and should be investigated. If the Board member signs the application and sends it to the Division, staff may begin the investigation prior to the Board meeting rather than making the applicant wait for the entire Board to approve the project for investigation.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 73-10-1

ANTICIPATED COST OR SAVINGS TO:

- ❖THE STATE BUDGET: Savings of staff time could amount to a couple of hundred dollars.
 - ❖LOCAL GOVERNMENTS: Savings of time and possibly thousands of dollars for cities and districts who apply for financial assistance for water projects.
 - ❖OTHER PERSONS: Savings of time and possibly thousands of dollars for irrigation companies who apply for financial assistance for water projects.
- COMPLIANCE COSTS FOR AFFECTED PERSONS: There should be savings rather than costs for the applicants.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Consulting engineers may be able to begin design of the projects sooner and may be able to bid the projects quicker and receive better bid prices, thus saving money for the applicants.

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

Natural Resources
Water Resources
Suite 310
1594 West North Temple
PO Box 146201
Salt Lake City, UT 84114-6201, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Nancy Fullmer at the above address, by phone at (801) 538-7251, by FAX at (801) 538-7279, or by Internet E-mail at nrwres.nfullmer@state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/02/1999

AUTHORIZED BY: D. Larry Anderson, Director

R653. Natural Resources, Water Resources.
R653-2. Financial Assistance from the Board of Water Resources.

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R653-2-3. Application Procedure.

(1) Applicants shall submit a completed application form directly to the member of the Board residing in the river district in which the project is located. If the Board member determines the application meets general Board guidelines, the Board member will sign the application and send it to the Division for action.

~~[(2) The application must be received at the Division no later than three days prior to the Board meeting.]~~

[(3)]2 Additional information not specifically requested on the application form should also be furnished when such information would be helpful in appraising the merits of the project.

[(4)]3 An application form can be obtained from the Division or from a Board member.

R653-2-4. Project Approval Process.

After the application for assistance has been completed by the sponsor/applicant and signed by the Board member, the following three-step process will be followed to determine those projects which will be funded by the Board:

(1) Approval for Staff Investigation

(a) The ~~[Board]~~(applicant's local Board member) will determine whether the proposed project ~~[falls within its general statutory authority.]~~(qualifies for consideration. Board members may make conditional approvals.)

(b) The project sponsor is not required to attend the Board meeting at which the project application is presented.

(c) As a condition of funding the sponsor will be required to prepare a "Water Management and Conservation Plan" (plan). If the project is approved ~~[for staff investigation]~~ the Division will send a letter to the sponsor outlining the items that the Board suggests be considered in the plan.

(2) Authorization

(a) A feasibility report will be presented to the Board which takes into consideration the physical, engineering, legal, economic, and environmental factors affecting the project.

(b) The Board will consider the project for authorization on the basis of its merits and overall feasibility and the contribution the project will make to the general economy of the area and the state.

(c) As part of its decision-making process, the Board considers it important to discuss the merits of the project with the sponsor. Therefore, the project sponsor must attend the Board meeting when the project is considered for authorization.

(d) If the project is AUTHORIZED by the Board, a letter outlining the engineering and legal requirements for the project and the conditions of the financial assistance will be sent to the sponsor.

(3) Committal of Funds

(a) After the sponsor has complied with the Board requirements and conditions, the project will be presented for final review. If the Board finds the project to be in order and ready for construction and IF FUNDS ARE AVAILABLE, the Board will commit funds and authorize its officers to enter into the necessary agreements to secure project financing.

(b) Normally, the project sponsor is not required to attend the Board meeting at which funds are to be committed for the project. However, if the project scope or cost estimate has changed substantially, the sponsor may be asked to attend the meeting to discuss the changes with the Board.

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KEY: water funding
~~[March 18, 1998]~~February 2, 1999
Notice of Continuation December 23, 1997

73-10-1



Public Safety, Fire Marshal
R710-6
Liquefied Petroleum Gas Rules

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 21733
FILED: 12/14/1998, 10:40
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Utah Liquefied Petroleum Gas Board proposes to update an incorporated reference by adopting the 1998 edition of the National Fire Protection Association (NFPA), Standard 58, from the currently used 1995 edition. The Board also proposes to add a fee of \$250 to the rule for re-inspections that go beyond two inspections. Other small changes were made to clarify the existing rule and make the rule statutorily correct.

SUMMARY OF THE RULE OR CHANGE: On December 4, 1998, the Utah Liquefied Petroleum Gas Board met and addressed the following proposed changes: (1) In Subsection R710-6-1(1), the Board proposes to update the currently used incorporated reference, National Fire Protection Association (NFPA), Standard 58, LP Gas Code, 1995 edition, to the 1998 edition; (2) In Subsections R710-6-6(1)(e) and R710-6-8(3), the Board proposes to instigate an inspection fee of \$250 for the necessity of the Liquefied Petroleum (LP) Gas Inspectors being required to return to an LP Gas installation for more than two inspections to get the noted violations corrected; and (3) Subsections R710-6-3(11), R710-6-4(8),

R710-6-4(18), and R710-6-5(2)(h) all contain minor corrections to bring the rule in compliance with the adopted statute or clarify the existing rule.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 53-7-305

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: National Fire Protection Association (NFPA), Standard 58, LP Gas Code, 1998 edition.

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: The anticipated cost to the state budget would be approximately \$26 for the purchase of each copy of NFPA 58, 1998 edition. There is an anticipated savings to the state budget for the decrease of return inspections by the LP Gas Inspectors to receive compliance for noted violations. Exact aggregate savings is impossible to predict due to the unknown number of LP Gas installations that will complete the noted violations to eliminate more than two inspections and the \$250 re-inspection fee.

❖LOCAL GOVERNMENTS: The anticipated cost to local government would be approximately \$26 for the purchase of each copy of NFPA 58, 1998 edition, if the local governing entity wishes to have a copy.

❖OTHER PERSONS: The LP Gas industry could see an anticipated cost of \$250 at an LP Gas installation for any return inspections over the allowed two inspections. If the violations are corrected before the third inspection there is no inspection fee. All owners of 4 pound to 40 pound LP Gas tanks will be required to install overfill protection devices (OPD) in their LP Gas tanks when each tank is required to be re-qualified. Re-qualification is required on DOT LP Gas tanks when the tank becomes 12 years old. The cost is estimated to be \$20 to \$30 for each LP Gas tank depending on the OPD required to be installed.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The LP Gas industry will see an anticipated compliance cost of \$250 for each return inspection beyond two inspections to correct noted violations at their LP Gas installations. If the LP Gas concern corrects the violations noted at their installations and those violations are corrected within the allowed two inspections, there will be no compliance cost to that facility. There will also be a compliance cost to all owners of 4 pound through 40 pound DOT LP Gas tanks that need to be re-qualified. Re-qualification will require that an overfill protection device (OPD) be installed to replace the currently used valve. This service will cost tank owners \$20 to \$30 per tank depending on the size of the LP Gas tank that needs to be re-qualified. All LP Gas tanks that are used for industrial truck use, forklifts, or industrial welding and cutting are exempt from this requirement.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: After review of these proposed changes with the State Fire Marshal, and as recommended by the Utah Liquefied Petroleum Gas Board, I have concluded that there is minimal fiscal impact on business and the citizens of Utah. The proposed \$250 re-inspection fee as a fiscal impact is only actuated after two inspections when the State Fire Marshal's Office has to return

for multiple re-inspections to get the violations corrected. Reasonable correction of violations completely prevents the inspection fee. The fiscal impact to owners of 4 pound to 40 pound LP Gas tanks to install overfill protection devices (OPD) when the tank is re-qualified, is a reasonable expectation for a furtherance of safety in the State of Utah. The usage of the overfill protection device is now nationally recognized as the easiest and safest way to prevent overfilling of a pressurized LP Gas tank. Many of the new LP Gas tanks entering into the State of Utah, especially 20 pound LP Gas tanks, can now only be purchased with the new OPD in the tank. By 2002, a 4 pound to 40 pound LP Gas tank will not be able to be purchased in the United States for private non-industrial use, without the installation of an OPD.

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

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

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

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/02/1999

AUTHORIZED BY: Brent R. Halladay, Chief Deputy State Fire Marshal

R710. Public Safety, Fire Marshal.

R710-6. Liquefied Petroleum Gas Rules.

R710-6-1. Adoption, Title, Purpose and Scope.

Pursuant to Title 53, Chapter 7, Section 305, Utah State Code Annotated 1953, the Liquefied Petroleum Gas (LPG) Board adopts minimum rules to provide regulation to those who distribute, transfer, dispense or install LP Gas and/or its appliances in the State of Utah.

There is adopted as part of these rules the following codes which are incorporated by reference:

1.1 National Fire Protection Association (NFPA), Standard 58, Standard for the Storage and Handling of Liquefied Petroleum Gases, [1995]1998 edition, except as amended by provisions listed in R710-6-8, et seq.

1.2 National Fire Protection Association (NFPA), Standard 54, National Fuel Gas Code, 1996 edition, except as amended by provisions listed in R710-6-8, et seq.

1.3 National Fire Protection Association (NFPA), Standard 501C, Standard on Recreational Vehicles, 1996 Edition, except as amended by provisions listed in R710-6-8, et seq.

1.4 Uniform Fire Code (UFC), Volume 1, Article 82, 1997 edition, as published by the International Fire Code Institute (IFCI), except as amended by provisions listed in R710-6-8, et seq.

1.5 Uniform Fire Code (UFC), Volume 2, Uniform Fire Code Standards (UFCS), No. 82-1 and No. 82-2, 1997 edition, as published by the International Fire Code Institute (IFCI), except as amended by provisions listed in R710-6-8, et seq.

1.6 A copy of the above codes are on file with the Division of Administrative Rules, and the State Fire Marshal's Office. The definitions contained in the afore referenced codes shall also pertain to these rules.

1.7 Title.

These rules shall be known as "Rules Governing LPG Operations in the State of Utah" and may be cited as such, and will be hereinafter referred to as "these rules".

1.8 Validity.

If any article, section, subsection, sentence, clause, or phrase, of these rules is, for any reason, held to be unconstitutional, contrary to statute, or exceeding the authority of the LPG Board such decision shall not affect the validity of the remaining portion of these rules.

1.9 Conflicts.

In the event where separate requirements pertain to the same situation in the same code, or between different codes or standards as adopted, the more restrictive requirement shall govern, as determined by the enforcing authority.

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R710-6-3. Licensing.

3.1 Type of license.

Class I: A licensed dealer who is engaged in the business of installing gas appliances or systems for the use of LPG and who sells, fills, refills, delivers, or is permitted to deliver any LPG.

Class II: A business engaged in the sale, transportation, and exchange of cylinders, but not transporting or transferring gas in liquid.

Class III: A business not engaged in the sale of LPG, but engaged in the sale and installation of gas appliances, or LPG systems.

Class IV: Those businesses listed below:

- (a) Dispensers
- (b) Sale of containers greater than 96 pounds water capacity.
- (c) Other LPG businesses not listed above.

3.2 Signature on Application.

The application shall be signed by an authorized representative of the applicant. If the application is made by a partnership, it shall be signed by at least one partner. If the application is made by a corporation or association other than a partnership, it shall be signed by the principal officers, or authorized agents.

3.3 Issuance.

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

3.4 Original, Valid Date.

Original licenses shall be valid for one year from the date of application. Thereafter, each license shall be renewed annually and renewals thereof shall be valid for one year from issuance.

3.5 Renewal.

Application for renewal shall be made in writing, on forms provided by the SFM.

3.6 Refusal to Renew.

The Board may refuse to renew any license in the same manner, and for any reason, that they are authorized, pursuant to Article 5 of these rules to deny a license. The applicant shall, upon such refusal, have the same rights as are granted by Article 5 of this article to an applicant for a license which has been denied by the Board.

3.7 Change of Address.

Every licensee shall notify the Division, in writing, within thirty (30) days of any change of his address.

3.8 Under Another Name.

No licensee shall conduct his licensed business under a name other than the name or names which appears on his license.

3.9 List of Licensed Concerns.

(a) The Division shall make available, upon request and without cost, to the Enforcing Authority, the name, address, and license number of each concern that is licensed pursuant to these rules.

(b) Upon request, single copies of such list shall be furnished, without cost, to a licensed concern.

3.10 Inspection.

The holder of any license shall submit such license for inspection upon request of the Division or the Enforcing Authority.

3.11 Notification and LPG Certificate.

Every licensed concern shall, within ~~thirty~~ ~~twenty~~ (~~30~~20) days of employment, and within ~~thirty~~ ~~twenty~~ (~~30~~20) days of termination of any employee, report to the Division, the name, address, and LPG certificate number, if any, of every person performing any act requiring an LPG certificate for such licensed concern.

3.12 Posting.

Every license issued pursuant to the provisions of these rules shall be posted in a conspicuous place on the premises of the licensed location.

3.13 Duplicate License.

A duplicate license may be issued by the Division to replace any previously issued license, which has been lost or destroyed, upon the submission of a written statement from the licensee to the Division. Such statement shall attest to the fact that the license has been lost or destroyed. If the original license is found it shall be surrendered to Division within 15 days.

3.14 Registration Number.

Every license shall be identified by a number, delineated as P-number).

3.15 Accidents, Reporting.

Any accident where a licensee and LPG are involved must be reported to the Board in writing by the affected licensee within 3 days upon receipt of information of the accident. The report must contain any pertinent information such as the location, names of persons involved, cause, contributing factors, and the type of accident. If death or serious injury of person(s), or property damage of \$5000.00 or more results from the accident, the report must be made immediately by telephone and followed by a written report.

3.16 Board investigation of accidents.

At their discretion, the Board will investigate, or direct the Division to investigate, all serious accidents as defined in Subsection 3.15.

R710-6-4. LP Gas Certificates.

4.1 Application.

Application for an LPG certificate shall be made in writing to the Division. The application shall be signed by the applicant.

4.2 Examination.

Every person who performs any act or acts within the scope of a license issued under these rules, shall pass an initial examination in accordance with the provisions of this article.

4.3 Types of Initial Examinations:

- (1) Carburetion
- (2) Dispenser
- (3) HVAC/Plumber
- (4) Recreational Vehicle Service
- (5) Serviceman
- (6) Transportation and Delivery

4.4 Initial Examinations.

(a) The initial examination shall include an open book written test of the applicant's knowledge of the work to be performed by the applicant. The written examination questions shall be taken from the adopted statute, administrative rules, NFPA 54, and NFPA 58.

(b) The initial examination shall also include a practical or actual demonstration of some selected aspects of the job to be performed by the applicant.

(c) To successfully complete the written and practical initial examinations, the applicant must obtain a minimum grade of seventy percent (70%) in each portion of the examination taken. Each portion of the examination will be graded separately. Failure of any one portion of the examination will not delete the entire test.

(d) Examinations may be given at various field locations as deemed necessary by the Division. Appointments for field examinations are required.

(e) As required in Sections 4.2 and 4.3, those applicants that have successfully completed the requirements of the Certified Employee Training Program (CETP), as written by the National Propane Gas Association, and that corresponds to the work to be performed by the applicant, shall have the requirement for initial examination waived, after appropriate documentation is provided to the Division by the applicant.

4.5 Original and Renewal Date.

Original LPG certificates shall be valid for one year from the date of issuance. Thereafter, each LPG certificate shall be renewed annually and renewals thereof shall be valid from for one year from issuance.

4.6 Renewal Date.

Application for renewal shall be made in writing on forms provided by the Division.

4.7 Re-examination.

Every holder of a valid LPG Certificate shall take a re-examination every five years[-] from the date of original certificate issuance, to comply with the provisions of Section 4.3 of these rules.

(a) The re-examination to comply with the provisions of Section 4.3 of these rules shall consist of one 25 question open book examination, to be mailed to the certificate holder at least 60 days before the renewal date.

(b) The 25 question re-examination will consist of questions that focus on changes in the last five years to NFPA 54, NFPA 58, the statute, or the adopted administrative rules. The re-examination

may also consist of questions that focus on practices of concern as noted by the Board or Division.

(c) The certificate holder is responsible to complete the 25 question re-examination and return it to the Division in sufficient time to renew.

(d) The certificate holder is responsible to return to the Division with the re-examination the correct renewal fees to complete that certificate renewal.

4.8 Refusal to Renew.

The Division may refuse to renew any LPG certificate in the same manner and for any reason that ~~he~~ is authorized ~~to~~ pursuant to Article 5 ~~to deny any original LPG certificate~~. ~~The applicant shall, upon such refusal, have the same rights as are granted by Article 5 of these rules to an applicant for an original LPG certificate which has been denied by the Division.~~

4.9 Inspection.

The holder of a LPG certificate shall submit such certificate for inspection, upon request of the Division or the enforcing authority.

4.10 Type.

(a) Every LPG certificate shall indicate the type of act or acts to be performed and for which the applicant has qualified.

(b) Any person holding a valid LPG certificate shall not be authorized to perform any act unless he is a licensee or is employed by a licensed concern.

(c) It is the responsibility of the LPG certificate holder to insure that the concern they are employed by is licensed under this act.

4.11 Change of Address.

Any change in home address of any holder of a valid LPG certificate shall be reported by the registered person to the Division within thirty (30) days of such change.

4.12 Duplicate.

A duplicate LPG certificate may be issued by the Division to replace any previously issued certificate which has been lost or destroyed upon the submission of a written statement to the Division from the certified person. Such statement shall attest to the certificate having been lost or destroyed. If the original is found, it shall be surrendered to the Division within 15 days.

4.13 Contents of Certificate of Registration.

Every LPG certificate issued shall contain the following information:

- (a) The name and address of the applicant.
- (b) The physical description of applicant.
- (c) The signature of the LP Gas Board Chairman.
- (d) The date of issuance.
- (e) The expiration date.
- (f) Type of service the person is qualified to perform.
- (g) Have printed on the card the following: "This certificate is for identification only, and shall not be used for recommendation or advertising".

4.14 Minimum Age.

No LPG certificate shall be issued to any person who is under sixteen (16) years of age.

4.15 Restrictive Use.

(a) No LPG certificate shall constitute authorization for any person to enforce any provisions of these rules.

(b) A LPG certificate may be used for identification purposes only as long as such certificate remains valid and while the holder is employed by a licensed concern.

(c) Regardless of the acts for which the applicant has qualified, the performance of only those acts authorized under the licensed concern employing such applicant shall be permissible.

(d) Regardless of the acts authorized to be performed by a licensed concern, only those acts for which the applicant for a LPG certificate has qualified shall be permissible by such applicant.

4.16 Right to Contest.

(a) Every person who takes an examination for a LPG certificate shall have the right to contest the validity of individual questions of such examination.

(b) Every contention as to the validity of individual questions of an examination that cannot be reasonably resolved, shall be made in writing to the Division within 48 hours after taking said examination. Contentions shall state the reason for the objection.

(c) The decision as to the action to be taken on the submitted contention shall be by the Board, and such decision shall be final.

(d) The decision made by the Board, and the action taken, shall be reflected in all future examinations, but shall not affect the grades established in any past examination.

4.17 Non-Transferable.

LPG Certificates shall not be transferable to another individual. Individual LPG certificates shall be carried by the person to whom issued.

4.18 New Employees.

New employees of a licensed concern may perform the various acts while under the direct supervision of persons holding a valid LPG certificate for a period not to exceed ~~ninety~~ ~~forty five~~ (90/45) days from the initial date of employment. By the end of such period, new employees shall have taken and passed the required examination. In the event the employee fails the examination, re-examination shall be taken within 30 days. The employee shall remain under the direct supervision of an employee holding a valid LPG certificate, until certified.

4.19 Certificate Identification.

Every LPG certificate shall be identified by a number, delineated as PE-(number). Such number shall not be transferred from one person to another.

R710-6-5. Adjudicative Proceedings.

5.1 All adjudicative proceedings performed by the agency shall proceed informally as set forth herein and as authorized by UCA, Sections 63-46b-4 and 63-46b-5.

5.2 The issuance, renewal, or continued validity of a license or LPG certificate may be denied, suspended or revoked by the Division, if the Division finds that the applicant, person employed for, or the person having authority and management of a concern commits any of the following violations:

- (a) The person or applicant is not the real person in interest.
- (b) Material misrepresentation or false statement in the application, whether original or renewal.
- (c) Refusal to allow inspection by the Division or enforcing authority on an annual basis to determine compliance with the provisions of these rules.
- (d) The person, applicant, or concern for a license does not have the proper or necessary facilities, including qualified personnel, to conduct the operations for which application is made.
- (e) The person or applicant for a LPG certificate does not possess the qualifications of skill or competence to conduct the

operations for which application is made. This can also be evidenced by failure to pass the examination and/or practical tests.

- (f) The person or applicant refuses to take the examination.
- (g) The person or applicant has been convicted of any of the following:

- (i) a violation of the provisions of these rules;
- (ii) a crime of violence or theft; or
- (iii) a crime that bears upon the person or applicant's ability to perform their functions and duties.

(h) The person or applicant does not complete the re-examination process by the person or applicants certificate or license expiration date.

5.3 A person whose license or certificate of registration is suspended or revoked by the Division shall have an opportunity for a hearing before the LPG Board if requested by that person within 20 days after receiving notice.

5.4 All adjudicative proceedings, other than criminal prosecution, taken by the Enforcing Authority to enforce the Liquefied Petroleum Gas Section, Utah Fire Prevention and Safety Act, and these rules, shall commence in accordance with UCA, Section 63-46b-3.

5.5 The Board shall act as the hearing authority, and shall convene after timely notice to all parties involved. The Board shall be the final authority on the suspension or revocation of a license or certificate of registration.

5.6 The Board shall direct the Division to issue a signed order to the parties involved giving the decision of the Board within a reasonable time of the hearing pursuant to UCA, Section 63-46b-5(i).

5.7 Reconsideration of the Board's decision may be requested in writing within 20 days of the date of the decision pursuant to UCA, Section 63-46b-13.

5.8 After a period of three (3) years from the date of revocation, the Board may review the written application of a person whose license or certificate of registration has been revoked.

5.9 Judicial review of all final Board actions resulting from informal adjudicative proceedings is available pursuant to UCA, Section 63-46b-15.

R710-6-6. Fees.

6.1 Fee Schedule.

TABLE

(a) License and LPG Certificates (new and renewals):	
(1) License	
(A) Class I	\$300.00
(B) Class II	300.00
(C) Class III	70.00
(D) Class IV	100.00
(2) Branch office license	225.00
(3) LPG Certificate	30.00
(4) LPG Certificate (Dispenser--Class B)	10.00
(5) Duplicate	30.00
(b) Examinations:	
(1) Initial examination	20.00
(2) Re-examination	20.00
(3) Five year examination	20.00
(c) Plan Reviews:	
(1) More than 5000 water gallons of LPG	90.00
(2) 5,000 water gallons or less of LPG	45.00

(d) Special Inspections.	
(1) Per hour of inspection	30.00
(charged in half hour increments with part half hours charged as full half hours).	
(e) Re-inspection (3rd Inspection or more)	250.00

6.2 Payment of Fees.

The required fee shall accompany the application for license or LPG certificate or submission of plans for review.

6.3 Late Renewal Fees.

(a) Any license or LPG certificate not renewed on or before one year from the original date of issuance will be subject to an additional fee equal to 10% of the required fee.

(b) When an LPG certificate has expired for more than one year, an application shall be made for an original certificate as if the application was being taken for the first time. Examinations will be retaken with initial examination fees.

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R710-6-8. Amendments and Additions.

8.1 The following amendments and additions to the codes and standards adopted to regulate LPG in section 1.1, are hereby adopted:

8.2 All LP Gas facilities that are located in a public place shall be inspected by a certified LP Gas serviceman every five (5) years for leaks in all buried piping.

(a) All buried piping shall be pressure tested and inspected for leaks as set forth in NFPA Standard 54, Sections 4.1.1 through 4.3.4.

(b) If a leak is detected and repaired, the buried piping shall again be pressure tested for leaks.

(c) The certified LP Gas serviceman shall keep a written record of the inspection and all corrections made to the buried piping located in a public place.

(d) The inspection records shall be available to be inspected on a regular basis by the Division.

8.3 Whenever the Division is required to complete more than two inspections to receive compliance on an LP Gas System, container, apparatus, appliance, appurtenance, tank or tank trailer, or any pertinent equipment for the storage, transportation or dispensation of LP Gas, the Division shall charge to the owner for each additional inspection, the re-inspection fee as stated in R710-6-6.1(e).

~~[8-3]~~8.4 UFC Amendments:

(a) UFC, Section 8201 - Scope. On line 4 after the wording "Appendix B." insert the following: "Also reference NFPA Standard 58, 1995 edition, as amended by the Board".

(b) UFC, Section 8202.1 Permits and Plans. On line 2 after the word "see" replace "Section 105, Permit 1.1" with "the adopted LPG rules".

(c) UFC, Section 8202.2 - Records., is deleted.

(d) UFC, Section 8203.1 - General. Starting on line 2, after the wording "installed in accordance with" insert "NFPA Standard 58, 1995 edition, NFPA Standard 54, 1996 edition, and".

(e) UFC, Section 8203.3 Location of Equipment and Piping is amended to add the following Exception:

Exception: For locations of equipment and piping below grade, refer to NFPA Standard 54, 1996 edition and the following amendments:

(1) New LP Gas systems may be installed in basements with not more than 6,000 square foot per floor, and not classified as Group E (educational), H (hazardous), or I (institutional) occupancies as defined in the Uniform Building Code.

(2) All new LP Gas systems installed in basements shall be installed as required in NFPA Standards 54 and 58, and the requirements listed in 8.2(e)(4). All new LP Gas systems installed in basements shall be inspected before occupancy by a certified LP Gas Serviceman, and may be inspected by the Building Official or his representative, or the Building Official may accept the serviceman's inspection.

(3) All LP Gas systems installed in basements and existing below-grade systems shall be inspected by a certified LP Gas serviceman every five (5) years for compliance with NFPA Standards 54 and 58, and the requirements listed in 8.2(e)(4). Existing below-grade systems shall have until April 15, 1999, to be in compliance with NFPA Standards 54 and 58, and the requirements listed in 8.2(e)(4).

(4) All new and existing LP Gas systems, installed in basements or below-grade, shall in addition to the requirements listed in NFPA Standards 54 and 58, meet the following:

(A) An approved and listed audible LP Gas detector shall be installed in accordance with manufacture recommendations.

(B) The entire gas system shall be pressure tested and inspected for leaks by a certified LP Gas Serviceman as set forth in NFPA Standard 54, Sections 4.1.1 through 4.3.4.

(C) All tanks, piping, regulators, gauges, connectors, valves, vents, thermostats, pilots, burners and appliance controls, shall be inspected by a certified LP Gas Serviceman for proper installation and function.

(D) After inspection and successful completion of all code requirements, a weatherproof tag shall be attached to the tank and if possible placed under the inspection cover. The tag shall indicate the name of the inspecting company, license number of the company, name and certification number of inspector, and the date of inspection.

(E) All companies shall keep on file written paperwork indicating the name and address of the customer, date of inspection, tank information, inspector and certification number, and corrections made to the system. A copy of this inspection shall be left with the customer.

(5) If a system is changed, modified or repaired, before the expiration of the five (5) year tag, the entire system shall be reinspected to meet the requirements listed in 8.2(e)(3).

(6) The inspecting company may be allowed to charge a reasonable fee for the above required inspection, and those fees may be monitored by the Board.

(f) UFC, Section 8204.1 General. On line 3 delete "and subject to the approval of the chief." and replace it with "as amended by the Board".

(g) UFC, Section 8204.2 on line 4 after the word "areas" insert "as determined by the Board".

(h) UFC, Section 8208 - Smoking and Other Sources of Ignition. On line 1 replace "chief" with "enforcing authority".

(i) UFC, Section 8212.12 is deleted and replaced with NFPA, Standard 58, Section 5-4.1, 1995 edition.

[8-5]8.5 UFCS 82-1 Amendments:

(a) The amendments listed in Part I, Section 82.101 are deleted.

(b) The 1989 edition of NFPA, Standard 58 listed in Part II is deleted and replaced with the 1995 edition of NFPA, Standard 58.

[8-5]8.6 NFPA Standard 58 (1995 edition) Amendments:

NFPA Standard 58, Sections 2-4.3(c)(1) and (2) are deleted and amended to read as follows:

Type K copper tubing without joints below grade may be used in exterior LP Gas piping systems only.

R710-6-9. Penalties.

9.1 Civil penalties for violation of any rule or referenced code shall be as follows:

TABLE

(a) Concern failure to license	\$210.00 to \$900.00
(b) Person failure to obtain LPG Certificate	\$30.00 to \$90.00
(c) Failure of concern to obtain LPG Certificate for employees who dispense LPG.	\$210.00 to \$900.00
(d) Concern doing business under improper class	\$140.00 to \$600.00
(e) Failure to notify SFM of change of address	\$60.00
(f) Violation of the adopted Statute or Rules.	\$210.00 to \$900.00

9.2 Rationale.

- (a) Double the fee plus the cost of the license.
- (b) Double the fee plus the cost of the certificate.
- (c) Double the fee plus the cost of the license.
- (d) Double the fee.
- (e) Based on two hours of inspection fee at \$30.00 per hour.
- (f) Triple the fee.

KEY: liquefied petroleum gas

[September 1, 1998]February 2, 1999

53-7-305



Tax Commission, Auditing
R865-7H-1
 Environmental Assurance Fee for
 Retailers or Consumers Not
 Participating in the Environmental
 Assurance Program Pursuant to Utah
 Code Ann. Section 19-6-410.5

NOTICE OF PROPOSED RULE

(New)

DAR FILE NO.: 21737

FILED: 12/15/1998, 19:43

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Section 19-6-410.5 requires the Commission to establish by rule the procedures for an owner or operator of a storage tank who

does not participate in the Environmental Assurance Program to be exempt from or reimbursed for the environmental assurance fee. That section also requires the Commission to establish by rule procedures for confirming whether a tank owner or operator participates in the Environmental Assurance Program.

SUMMARY OF THE RULE OR CHANGE: The proposed rule section replaces Section R865-13G-14, which was deleted solely for purposes of placing the rule section in a rule devoted to the environmental assurance fee. This rule section: sets forth the conditions for the owner or operator of an underground or above-ground storage tank to qualify for exemption from the environmental assurance fee; provides refund procedures for a tank owner who does not participate in the Environmental Assurance Program, but does not qualify for exemption from the fee; and provides procedures for confirming with the Department of Environmental Quality those tank owners and operators who qualify for refund or exemption from the fee. (DAR Note: Two corresponding proposed new rule sections are found in this *Bulletin*--the proposed new rule section for R865-7H-2 is found under DAR No. 21738, and the proposed new rule section for R865-7H-3 is found under DAR No. 21739. The deletion of Section R865-13G-14 is found under DAR No. 21740 in this *Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-6-410.5

ANTICIPATED COST OR SAVINGS TO:

- ❖THE STATE BUDGET: There will be no impact because all of the provisions of current Section R865-13G-14 have either been incorporated into this section or into Section R865-7H-3.
 - ❖LOCAL GOVERNMENTS: There will be no impact because all of the provisions of current Section R865-13G-14 have either been incorporated into this section or into Section R865-7H-3.
 - ❖OTHER PERSONS: There will be no impact because all of the provisions of current Section R865-13G-14 have either been incorporated into this section or into Section R865-7H-3.
- COMPLIANCE COSTS FOR AFFECTED PERSONS: There will be no impact to affected businesses because all of the provisions of current Section R865-13G-14 have either been incorporated into this section or into Section R865-7H-3.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There will be no fiscal impact to businesses due to this rule which replaces Section R865-13G-14.

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

Tax Commission
Auditing
Tax Commission Building

210 North 1950 West
Salt Lake City, UT 84134, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Pam Hendrickson at the above address, by phone at (801) 297-3900, by FAX at (801) 297-3919, or by Internet E-mail at phendric@tax.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/02/1999

AUTHORIZED BY: Pam Hendrickson, Commissioner

R865. Tax Commission, Auditing.
R865-7H. Environmental Assurance Fee.
R865-7H-1. Environmental Assurance Fee for Retailers or Consumers Not Participating in the Environmental Assurance Program Pursuant to Utah Code Ann. Section 19-6-410.5.

A. Retailers or consumers who are owners or operators of tanks, including owners or operators of above-ground storage tanks, who do not participate in the Environmental Assurance Program, may receive an exemption from the environmental assurance fee if:

1. none of the owner's or operator's tanks are covered under the Environmental Assurance Program; and
2. the owner or operator purchases the petroleum product for the tank directly from the refinery, or purchases a direct import of a petroleum product for which the environmental assurance fee has not previously been imposed.

B. Retailers or consumers who are owners or operators of tanks and who do not participate in the Environmental Assurance Program, but who fail to meet the conditions provided under this rule to purchase petroleum products exempt from the environmental assurance fee may apply to the Tax Commission for a refund of those fees paid, no more often than on a monthly basis, on form TC-113ES.

C. For purposes of the exemption and refund provisions of this rule, owners or operators of above-ground storage tanks include owners of fuel stored in tanks owned by a third party where the owner of the fuel pays a fee for use of the tank.

D. On a monthly basis, the Department of Environmental Quality shall provide the Tax Commission with a list of current participants in the Environmental Assurance Program.

KEY: taxation, environment
1999

19-6-410.5



Tax Commission, Auditing
R865-7H-2
 Environmental Assurance Fee on
 Packaged Petroleum Products
 Pursuant to Utah Code Ann. Section
 19-6-410.5

NOTICE OF PROPOSED RULE

(New)

DAR FILE NO.: 21738
 FILED: 12/15/1998, 19:43
 RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Section 19-6-410.5 requires the Tax Commission to establish by rule the procedures for an owner or operator of a storage tank who does not participate in the Environmental Assurance Program to be exempt from or reimbursed for the environmental assurance fee.

SUMMARY OF THE RULE OR CHANGE: The proposed rule section indicates when packaged petroleum products are exempt from the environmental assurance fee, and provides for refunds on environmental assurance fees paid on certain repackaged petroleum products.

(DAR Note: Two corresponding proposed new rule sections are found in this *Bulletin*--the proposed new rule section for R865-7H-1 is found under DAR No. 21737, and the proposed new rule section for R865-7H-3 is found under DAR No. 21739.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-6-410.5

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: Any costs to state budget were taken into consideration in 1998 H.B. 112, therefore, there is no impact to state budget.

❖LOCAL GOVERNMENTS: Any costs to local government were taken into consideration in 1998 H.B. 112, therefore, there is no impact to local government.

❖OTHER PERSONS: Any costs to other persons were taken into consideration in 1998 H.B. 112, therefore, there is no impact to other persons.

(DAR Note: H.B. 112 is found at 1998 Utah Laws 95, and was effective July 1, 1998.)

COMPLIANCE COSTS FOR AFFECTED PERSONS: The proposed rule section provides procedures to follow for an exemption from, or reimbursement for, the environmental assurance fee. There is no compliance cost for affected persons.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule section will provide a procedure for certain businesses to apply for refund of the environmental assurance fee for certain repackaged petroleum products.

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

Tax Commission
 Auditing
 Tax Commission Building
 210 North 1950 West
 Salt Lake City, UT 84134, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Pam Hendrickson at the above address, by phone at (801) 297-3900, by FAX at (801) 297-3919, or by Internet E-mail at phendric@tax.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/02/1999

AUTHORIZED BY: Pam Hendrickson, Commissioner

R865. Tax Commission, Auditing.

R865-7H. Environmental Assurance Fee.

R865-7H-2. Environmental Assurance Fee on Packaged Petroleum Products Pursuant to Utah Code Ann. Section 19-6-410.5.

A. Petroleum products that are brought into this state packaged in barrels, drums, and cans are exempt from the environmental assurance fee.

B. Individuals who purchase petroleum products in bulk quantities and subsequently repackage those petroleum products in barrels, drums, or cans may receive a refund of environmental assurance fees paid on the repackaged petroleum products if, prior to the repackaging, the products were not stored in a tank covered by the Environmental Assurance Program.

C. Individuals who qualify for a refund of environmental assurance fees under B. may apply to the Tax Commission for a refund of those fees paid, no more often than on a monthly basis, on form TC-113ES.

KEY: taxation, environment
1999

19-6-410.5

◆ _____ ◆

Tax Commission, Auditing
R865-7H-3
 Environmental Assurance Fee on
 Exports of Petroleum Products
 Pursuant to Utah Code Ann. Section
 19-6-410.5

NOTICE OF PROPOSED RULE

(New)
 DAR FILE NO.: 21739
 FILED: 12/15/1998, 19:43
 RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Section 19-6-410.5 requires the Tax Commission to establish by rule the procedures for an owner or operator of a storage tank who does not participate in the Environmental Assurance Program to be exempt from or reimbursed for the environmental assurance fee.

SUMMARY OF THE RULE OR CHANGE: The proposed rule section indicates when exported petroleum products are exempt from the environmental assurance fee (this language is being deleted from Section R865-13G-14 and placed in this section) and provides for refunds on environmental assurance fees paid on certain exports of petroleum.

(DAR Note: Two corresponding proposed new rule sections are found in this *Bulletin*--the proposed new rule section for R865-7H-1 is found under DAR No. 21737, and the proposed new rule section for R865-7H-2 is found under DAR No. 21738. The deletion of Section R865-13G-14 is found under DAR No. 21740 in this *Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-6-410.5

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: The rule section is drafted to implement 1998 H.B. 112. Any costs were taken into effect in the fiscal analysis of H.B. 112.

❖LOCAL GOVERNMENTS: The rule section is drafted to implement 1998 H.B. 112. Any costs were taken into effect in the fiscal analysis of H.B. 112.

❖OTHER PERSONS: The rule section is drafted to implement 1998 H.B. 112. Any costs were taken into effect in the fiscal analysis of H.B. 112.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The proposed rule section provides procedures to follow for an exemption from, or reimbursement for, the environmental assurance fee. There is no anticipated compliance costs for affected persons.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule section will allow a procedure for refunds for certain businesses of the environmental assurance fee program for exports of petroleum products.

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

Tax Commission
 Auditing
 Tax Commission Building
 210 North 1950 West
 Salt Lake City, UT 84134, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Pam Hendrickson at the above address, by phone at (801) 297-3900, by FAX at (801) 297-3919, or by Internet E-mail at phendric@tax.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/02/1999

AUTHORIZED BY: Pam Hendrickson, Commissioner

R865. Tax Commission, Auditing.

R865-7H. Environmental Assurance Fee.

R865-7H-3. Environmental Assurance Fee on Exports of Petroleum Products Pursuant to Utah Code Ann. Section 19-6-410.5.

A. Petroleum products exported from a refinery directly out of state by the refiner or the first purchaser are exempt from the environmental assurance fee.

B. Individuals who store petroleum products in the state and subsequently export those petroleum products from the state may receive a refund of environmental assurance fees paid on the exported petroleum products if, prior to the export of the petroleum products, the petroleum products were not stored in a tank covered by the Environmental Assurance Program.

C. Individuals who qualify for a refund of environmental assurance fees under B. may apply to the Tax Commission for a refund of those fees paid, no more often than on a monthly basis, on form TC-113ES.

KEY: taxation, environment
1999

19-6-410.5



Tax Commission, Auditing
R865-13G-14
 Environmental Assurance Fee
 Pursuant to Utah Code Ann. Section
 19-6-410.5

NOTICE OF PROPOSED RULE

(Amendment)
 DAR FILE NO.: 21740
 FILED: 12/15/1998, 19:43
 RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Rule section is being deleted.

SUMMARY OF THE RULE OR CHANGE: Rule section is being deleted and will be replaced by Section R865-7H-1 in a section devoted to environmental assurance fee rules.

(DAR Note: The proposed new rule section for R865-7H-1 is found under DAR No. 21737 in this *Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-6-410

ANTICIPATED COST OR SAVINGS TO:

◆THE STATE BUDGET: Rule section is being deleted and will be replaced by a virtually identical rule section devoted to environmental assurance fee rules, so there will be no fiscal impact.

◆LOCAL GOVERNMENTS: Rule section is being deleted and will be replaced by a virtually identical rule section devoted to environmental assurance fee rules, so there will be no fiscal impact.

◆OTHER PERSONS: Rule section is being deleted and will be replaced by a virtually identical rule section devoted to environmental assurance fee rules, so there will be no fiscal impact.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The deletion of this rule section and its subsequent replacement in another rule section will have no impact on affected persons.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There will be no fiscal impact on business due to the deletion of this rule or the replacement.

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

Tax Commission
Auditing
Tax Commission Building
210 North 1950 West
Salt Lake City, UT 84134, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Pam Hendrickson at the above address, by phone at (801) 297-3900, by FAX at (801) 297-3919, or by Internet E-mail at phendric@tax.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/02/1999

AUTHORIZED BY: Pam Hendrickson, Commissioner

R865. Tax Commission, Auditing.

R865-13G. Motor Fuel Tax.

~~**R865-13G-14. Environmental Assurance Fee Pursuant to Utah Code Ann. Section 19-6-410.5.**~~

— A. Petroleum products exported from a refinery directly out of state are exempt from the environmental assurance fee.

~~— B. Retailers or consumers who are owners or operators of tanks, including owners or operators of above-ground storage tanks, who do not participate in the Environmental Assurance Program, may receive an exemption from the environmental assurance fee if:~~

~~— 1. none of the owner's or operator's tanks are covered under the Environmental Assurance Program; and~~

~~— 2. the owner or operator purchases the petroleum product for the tank directly from the refinery, or purchases a direct import of a petroleum product for which the environmental assurance fee has not previously been imposed.~~

~~— C. Retailers or consumers who are owners or operators of tanks who do not participate in the Environmental Assurance Program, but who fail to meet the conditions provided under this rule to purchase petroleum products exempt from the environmental assurance fee may apply to the Tax Commission for a refund of those fees paid, no more often than on a monthly basis, on form TC-113ES.~~

~~— D. For purposes of the exemption and refund provisions of this rule, owners or operators of above-ground storage tanks include owners of fuel stored in tanks owned by a third party where the owner of the fuel pays a fee for use of the tank.~~

~~— E. On a monthly basis, the Department of Environmental Quality shall provide the Customer Service Division of the Tax Commission with a list of current participants in the Environmental Assurance Program.]~~

KEY: taxation, motor fuel, gasoline, environment

~~[August 11, 1998]1999~~

19-6-410

Notice of Continuation April 21, 1997



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 February 1, 1999. At its option, the agency may hold public hearings.

From the end of the waiting period through May 1, 1999, the agency may notify the Division of Administrative Rules that it wants to make the CHANGE IN PROPOSED RULE effective. When an agency submits a NOTICE OF EFFECTIVE DATE for a CHANGE IN PROPOSED RULE, the PROPOSED RULE as amended by the CHANGE IN PROPOSED RULE becomes the effective rule. The agency sets the effective date. The date may be no fewer than 30 days nor more than 120 days after the publication date of this issue of the *Utah State Bulletin*. Alternatively, the agency may file another CHANGE IN PROPOSED RULE in response to additional comments received. If the Division of Administrative Rules does not receive a NOTICE OF EFFECTIVE DATE or another CHANGE IN PROPOSED RULE, the CHANGE IN PROPOSED RULE filing, along with its associated PROPOSED RULE, lapses and the agency must start the process over.

CHANGES IN PROPOSED RULES are governed by *Utah Code* Section 63-46a-6 (1996); and *Utah Administrative Code* Rule R15-2, and Sections R15-4-3, R15-4-5, R15-4-7, and R15-4-9.

The Changes in Proposed Rules Begin on the Following Page.

Environmental Quality, Solid and
Hazardous Waste
R315-2
General Requirements - Identification
and Listing of Hazardous Waste

NOTICE OF CHANGE IN PROPOSED RULE

DAR FILE NO.: 21459
FILED: 12/11/1998, 14:46
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This change in proposed rule is a result of comments received during the public comment period.

SUMMARY OF THE RULE OR CHANGE: This change in proposed rule reinserts language that should not have been deleted, clarifies an error in numbering made by the Environmental Protection Agency (EPA) in the federal regulations, and grants additional time before being regulated by the Land Disposal Phase IV regulations to the mineral processing industry.

(DAR Note: The original proposed amendment upon which this change in proposed rule is based was published in the October 1, 1998, issue of the *Utah State Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 19-6-105 and 19-6-106
FEDERAL REQUIREMENT FOR THIS RULE: 40 CFR 271.21(e)

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: Since the changes in the rule do not affect state entities and the enforcement of the rule will not change, there will be no cost or saving impact.

❖LOCAL GOVERNMENTS: Since the changes in the rule do not affect local governments and the enforcement of the rule will not change, there will be no cost or saving impact.

❖OTHER PERSONS: There will be no additional costs or savings impacts beyond that which is already required by adherence to equivalent federal regulations.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There will be no additional costs beyond that which is already required by adherence to equivalent federal regulations.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The proposed changes in this rule will have no fiscal impact on businesses beyond the current statutory and regulatory impact--Dianne R. Nielson, Ph.D.

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

Environmental Quality
Solid and Hazardous Waste
Cannon Health Building
288 North 1460 West
PO Box 144880

Salt Lake City, UT 84114-4880, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Susan Toronto at the above address, by phone at (801) 538-6170, by FAX at (801) 538-6715, or by Internet E-mail at storonto@deq.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/15/1999

AUTHORIZED BY: Dennis R. Downs, Executive Secretary

**R315. Environmental Quality, Solid and Hazardous Waste.
R315-2. General Requirements - Identification and Listing of
Hazardous Waste.**

R315-2-2. Definition of Solid Waste.

(a)(1) A solid waste is any discarded material that is not excluded by subsection R315-2-4(a) or that is not excluded by variance granted under R315-2-18 and R315-2-19.

(2) A discarded material is any material which is:

(i) Abandoned, as explained in paragraph (b) of this section;
or

(ii) Recycled, as explained in paragraph (c) of this section;

(iii) Considered inherently waste-like, as explained in paragraph (d) of this section.

(b) Materials are solid waste if they are abandoned by being:

(1) Disposed of; or

(2) Burned or incinerated; or

(3) Accumulated, stored, or treated, but not recycled, before or in lieu of being abandoned by being disposed of, burned, or incinerated.

(c) Materials are solid wastes if they are recycled - or accumulated, stored, or treated before recycling - as specified in paragraphs (c)(1) through (c)(4) of this section. Table 1 of 40 CFR 261.2, 1997 ed., is adopted and incorporated by reference and shall be effective through June 30, 1999. Table 1 of 40 CFR 261.2, 1998 ed., is adopted and incorporated by reference, except that the heading for Column 3 shall read "reclamation (Section 261.2(c)(3)) (except as provided in 261.4(a)(16) for mineral processing secondary materials), and shall be effective July 1, 1999.

(1) Used in a manner constituting disposal

(i) Materials noted with "*" in Column 1 of Table 1 of 40 CFR 261.2, [~~1997 ed., as amended by 63 FR 28555, May 26, 1998; which is adopted and incorporated by reference,~~] are solid wastes when they are:

(A) Applied to or placed on the land in a manner that constitutes disposal; or

(B) Used to produce products that are applied to or placed on the land or are otherwise contained in products that are applied to or placed on the land, in which cases the product itself remains a solid waste.

(ii) However, commercial chemical products listed in R315-2-11 are not solid wastes if they are applied to the land and that is their ordinary manner of use.

(2) Burning for energy recovery.

(i) Materials noted with a "*" in Column 2 of Table 1 of 40 CFR 261.2 are solid wastes when they are:

(A) Burned to recover energy;

(B) Used to produce a fuel or are otherwise contained in fuels, in which cases the fuel itself remains a solid waste.

(ii) However, commercial chemical products listed in R315-2-11 are not solid wastes if they are themselves fuels.

(3) Reclaimed. Materials noted with a "*" in Column 3 of Table 1 of 40 CFR 261.2 are solid wastes when reclaimed, except as provided under R315-2-4(a)(16), which shall be effective on July 1, 1999. Materials noted with a "---" in column 3 of Table 1 are not solid wastes when reclaimed, except as provided under R315-2-4(a)(16), which shall be effective on July 1, 1999.

(4) Accumulated speculatively. Materials noted with a "*" in Column 4 of Table 1 of 40 CFR 261.2 are solid wastes when accumulated speculatively.

(d) Inherently waste-like materials. The following materials are solid wastes when they are recycled in any manner:

(1) Hazardous Waste Nos. F020, F021, unless used as an ingredient to make a product at the site of generation, F022, F023, F026, and F028.

(2) Secondary materials fed to a halogen acid furnace that exhibit a characteristic of a hazardous waste or are listed as a hazardous waste as defined in R315-2-9 through R315-2-10 and R315-2-24, except for brominated material that meets the following criteria:

(i) The material must contain a bromine concentration of at least 45%; and

(ii) The material must contain less than a total of 1% of toxic organic compounds listed in 40 CFR 261 Appendix VIII; and

(iii) The material is processed continually on-site in the halogen acid furnace via direct conveyance (hard piping).

(3) The Board will use the following criteria to add wastes to that list:

(i)(A) The materials are ordinarily disposed of, burned, or incinerated; or

(B) The materials contain toxic constituents listed in R315-50-10 and these constituents are not ordinarily found in raw materials or products for which the materials substitute, or are found in raw materials or products in smaller concentrations, and are not used or reused during the recycling process; and

(ii) The material may pose a substantial hazard to human health and the environment when recycled.

(e) Materials that are not solid waste when recycled.

(1) Materials are not solid wastes when they can be shown to be recycled by being:

(i) Used or reused as ingredients in an industrial process to make a product, provided the materials are not being reclaimed; or

(ii) Used or reused as effective substitutes for commercial products; or

(iii) Returned to the original process from which they are generated, without first being reclaimed or land disposed. The material must be returned as a substitute for feedstock materials. After June 30, 1999, in cases where the original process to which the material is returned is a secondary process, the materials must be managed such that there is no placement on the land. After June 30, 1999, i[f]n cases where the materials are generated and reclaimed within the primary mineral processing industry, the

conditions of the exclusion found at R315-2-4(a)(16) apply rather than this provision.

(2) The following materials are solid wastes, even if the recycling involves use, reuse, or return to the original process, described in paragraphs (e)(1)(i)-(iii) of this section:

(i) Materials used in a manner constituting disposal, or used to produce products that are applied to the land; or

(ii) Materials burned for energy recovery, used to produce a fuel, or contained in fuels; or

(iii) Materials accumulated speculatively; or

(iv) Materials listed in paragraphs (d)(1) and (d)(2) of this section.

(f) Documentation of claims that materials are not solid wastes or are conditionally exempt from regulation. Respondents in actions to enforce rules implementing the Utah Solid and Hazardous Waste Act who raise a claim that a certain material is not a solid waste, or is conditionally exempt from regulation, must demonstrate that there is a known market or disposition for the material, and that they meet the terms of the exclusion or exemption. In doing so, they must provide appropriate documentation, such as contracts showing that a second person uses the material as an ingredient in a production process, to demonstrate that the material is not a waste, or is exempt from regulation. In addition, owners or operators of facilities claiming that they actually are recycling materials must show that they have the necessary equipment to do so.

.....

R315-2-4. Exclusions.

(a) MATERIALS WHICH ARE NOT SOLID WASTES.

The following materials are not solid wastes for the purpose of this rule:

(1) Domestic sewage or any mixture of domestic sewage and other wastes that passes through a sewer system to a publicly-owned treatment works for treatment. "Domestic sewage" means untreated sanitary wastes that pass through a sewer system.

(2) Industrial wastewater discharges that are point source discharges subject to regulation under Section 402 of the Clean Water Act, as amended. This exclusion applies only to the actual point source discharge. It does not exclude industrial wastewaters while they are being collected, stored, or treated before discharge, nor does it exclude sludges that are generated by industrial wastewater treatment.

(3) Irrigation return flows.

(4) Source, special nuclear or by-product material as defined by the Atomic Energy Act of 1954, as amended, 42 U.S.C. Section 2011 et seq.

(5) Materials subjected to in-situ mining techniques which are not removed from the ground as part of the extraction process.

(6) Pulping liquors, black liquor that are reclaimed in a pulping liquor recovery furnace and then reused in the pulping process, unless it is accumulated speculatively as defined in subsection R315-1-1(c), which incorporates by reference 261.1(c), 40 CFR.

(7) Spent sulfuric acid used to produce virgin sulfuric acid, unless it is accumulated speculatively as defined in subsection R315-1-1(c), which incorporates by reference 261.1(c), 40 CFR.

(8) Secondary materials that are reclaimed and returned to the original process or processes in which they were generated where they are reused in the production process provided:

(i) Only tank storage is involved, and the entire process through completion of reclamation is closed by being entirely connected with pipes or other comparable enclosed means of conveyance;

(ii) Reclamation does not involve controlled flame combustion (such as occurs in boilers, industrial furnaces, or incinerators);

(iii) The secondary materials are never accumulated in such tanks for over twelve months without being reclaimed; and

(iv) The reclaimed material is not used to produce a fuel, or used to produce products that are used in a manner constituting disposal.

(9)(i) Spent wood preserving solutions that have been reclaimed and are reused for their original intended purpose; and

(ii) wastewaters from the wood preserving process that have been reclaimed and are reused to treat wood.

(iii) Prior to reuse, the wood preserving wastewaters and spent wood preserving solutions described in R315-2-4(a)(9)(i) and (ii), so long as they meet all of the following conditions:

(A) The wood preserving wastewaters and spent wood preserving solutions are reused onsite at water borne plants in the production process for their original intended purpose;

(B) Prior to reuse, the wastewaters and spent wood preserving solutions are managed to prevent release to either land or groundwater or both;

(C) Any unit used to manage wastewaters and/or spent wood preserving solutions prior to reuse can be visually or otherwise determined to prevent such releases;

(D) Any drip pad used to manage the wastewaters and/or spent wood preserving solutions prior to reuse complies with the standards in R315-7-28, which incorporates by reference 40 CFR 265.440 - 445, regardless of whether the plant generates a total of less than 100 kg/month of hazardous waste; and

(E) Prior to operating pursuant to this exclusion, the plant owner or operator submits to the Executive Secretary a one-time notification stating that the plant intends to claim the exclusion, giving the date on which the plant intends to begin operating under the exclusion, and containing the following language: "I have read the applicable regulation establishing an exclusion for wood preserving wastewaters and spent wood preserving solutions and understand it requires me to comply at all times with the conditions set out in the regulation." The plant must maintain a copy of that document in its on-site records for a period of no less than 3 years from the date specified in the notice. The exclusion applies only so long as the plant meets all of the conditions. If the plant goes out of compliance with any condition, it may apply to the Executive Secretary for reinstatement. The Executive Secretary may reinstate the exclusion upon finding that the plant has returned to compliance with all conditions and that violations are not likely to recur.

(10) EPA Hazardous Waste Nos. K060, K087, K141, K142, K143, K144, K145, K147, and K148, and any wastes from the coke by-products processes that are hazardous only because they exhibit the Toxicity Characteristic (TC) specified in R315-2-9(g) when, subsequent to generation, these materials are recycled to coke ovens, to the tar recovery process as a feedstock to produce coal tar or are mixed with coal tar prior to the tar's sale or refining. This exclusion is conditioned on there being no land disposal of the

wastes from the point they are generated to the point they are recycled to coke ovens or the tar recovery or refining processes, or mixed with coal tar.

(11) Nonwastewater splash condenser dross residue from the treatment of K061 in high temperature metals recovery units, provided it is shipped in drums (if shipped) and not land disposed before recovery.

(12) Recovered oil from petroleum refining, exploration and production, and from transportation incident thereto, which is to be inserted into the petroleum refining process, SIC Code 2911, at or before a point, other than direct insertion into a coker, where contaminants are removed. This exclusion applies to recovered oil stored or transported prior to insertion, except that the oil must not be stored in a manner involving placement on the land, and must not be accumulated speculatively, before being so recycled. Recovered oil is oil that has been reclaimed from secondary materials, such as wastewater, generated from normal petroleum refining, exploration and production, and transportation practices. Recovered oil includes oil that is recovered from refinery wastewater collection and treatment systems, oil recovered from oil and gas drilling operations, and oil recovered from wastes removed from crude oil storage tanks. Recovered oil does not include, among other things, oil-bearing hazardous wastes listed in R315-2-10, which incorporates by reference 40 CFR part 261 D, e.g., K048-K052, F037, F038. However, oil recovered from such wastes may be considered recovered oil. Recovered oil also does not include used oil as defined in R315-1-1.

(13) Excluded scrap metal, processed scrap metal, unprocessed home scrap metal, and unprocessed prompt scrap metal, being recycled.

(14) Shredded circuit boards being recycled provided that they are:

(i) Stored in containers sufficient to prevent a release to the environment prior to recovery; and

(ii) Free of mercury switches, mercury relays, and nickel-cadmium batteries and lithium batteries.

(15) Condensates derived from the overhead gases from kraft mill steam strippers that are used to comply with 40 CFR 63.446(e). The exemption applies only to combustion at the mill generating the condensates.

(16) Secondary materials, i.e., sludges, by-products, and spent materials as defined in R315-1-1(c), which incorporates by reference 40 CFR 261.1, other than hazardous wastes listed in R315-2-10 and 11, which incorporates by reference 40 CFR 261 Subpart D, generated within the primary mineral processing industry from which minerals, acids, cyanide, water or other values are recovered by mineral processing, provided that:

(i) The secondary material is legitimately recycled to recover minerals, acids, cyanide, water or other values;

(ii) The secondary material is not accumulated speculatively;

(iii) Except as provided in (iv), the secondary material is stored in tanks, containers, or buildings meeting the following minimum integrity standards: a building must be an engineered structure with a floor, walls, and a roof all of which are made of non-earthen materials providing structural support, except smelter buildings may have partially earthen floors provided the secondary material is stored on the non-earthen portion, and have a roof suitable for diverting rainwater away from the foundation; a tank must be free standing, not be a surface impoundment as defined

R315-1-1(b), which incorporates by reference 40 CFR 260.10, and be manufactured of a material suitable for containment of its contents; a container must be free standing and be manufactured of a material suitable for containment of its contents. If tanks or containers contain any particulate which may be subject to wind dispersal, the owner/operator must operate these units in a manner which controls fugitive dust. Tanks, containers, and buildings must be designed, constructed and operated to prevent significant releases to the environment of these materials.

(iv) The Executive Secretary may make a site-specific determination, after public review and comment, that only solid mineral processing secondary materials may be placed on pads, rather than in tanks, containers, or buildings. Solid mineral processing secondary materials do not contain any free liquid. The Executive Secretary must affirm that pads are designed, constructed and operated to prevent significant releases of the secondary material into the environment. Pads must provide the same degree of containment afforded by the non-RCRA tanks, containers and buildings eligible for exclusion.

(A) The Executive Secretary must also consider if storage on pads poses the potential for significant releases via groundwater, surface water, and air exposure pathways. Factors to be considered for assessing the groundwater, surface water, air exposure pathways are: the volume and physical and chemical properties of the secondary material, including its potential for migration off the pad; the potential for human or environmental exposure to hazardous constituents migrating from the pad via each exposure pathway, and the possibility and extent of harm to human and environmental receptors via each exposure pathway.

(B) Pads must meet the following minimum standards: be designed of non-earthen material that is compatible with the chemical nature of the mineral processing secondary material, capable of withstanding physical stresses associated with placement and removal, have run on/runoff controls, be operated in a manner which controls fugitive dust, and have integrity assurance through inspections and maintenance programs.

(C) Before making a determination under this paragraph, the Executive Secretary must provide notice and the opportunity for comment to all persons potentially interested in the determination. This can be accomplished by placing notice of this action in major local newspapers, or broadcasting notice over local radio stations.

(v) The owner or operator provides a notice to the Executive Secretary, identifying the following information: the types of materials to be recycled; the type and location of the storage units and recycling processes; and the annual quantities expected to be placed in land-based units. This notification must be updated when there is a change in the type of materials recycled or the location of the recycling process.

(vi) For purposes of R315-2-4(b)(7), mineral processing secondary materials must be the result of mineral processing and may not include any listed hazardous wastes. Listed hazardous wastes and characteristic hazardous wastes generated by non-mineral processing industries are not eligible for the conditional exclusion from the definition of solid waste.

(vii) R315-2-4(a)(16) becomes effective July 1, 1999.

(17) Comparable fuels or comparable syngas fuels, i.e., comparable/syngas fuels, that meet the requirements of R315

(b) **SOLID WASTES WHICH ARE NOT HAZARDOUS WASTES.**

The following solid wastes are not hazardous wastes:

(1) Household waste, including household waste that has been collected, transported, stored, treated, disposed, recovered, such as refuse-derived fuel or reused. "Household waste" means any material, including garbage, trash and sanitary wastes in septic tanks, derived from households, including single and multiple residences, hotels and motels, bunkhouses, ranger stations, crew quarters, campgrounds, picnic grounds and day-use recreation areas. A resource recovery facility managing municipal solid waste shall not be deemed to be treating, storing, disposing of or otherwise managing hazardous wastes for the purposes of regulation under this subtitle, if the facility:

(i) Receives and burns only

(A) Household waste, from single and multiple dwellings, hotels, motels, and other residential sources and

(B) Solid waste from commercial or industrial sources that does not contain hazardous waste; and

(ii) The facility does not accept hazardous wastes and the owner or operator of the facility has established contractual requirements or other appropriate notification or inspection procedures to assure that hazardous wastes are not received at or burned in the facility.

(2) Solid wastes generated by any of the following and which are returned to the soil as fertilizers:

(i) The growing and harvesting of agricultural crops.

(ii) The raising of animals, including animal manures.

(3) Mining overburden returned to the mine site.

(4) Fly ash waste, bottom ash waste, slag waste, and flue gas emission control waste generated primarily from the combustion of coal or other fossil fuels, except as provided by R315-14-7, which incorporates by reference 40 CFR 266.112, for facilities that burn or process hazardous waste.

(5) Drilling fluids, produced waters, and other wastes associated with the exploration, development, or production of crude oil, natural gas or geothermal energy.

(6) The following additional solid wastes:

(i) Wastes which fail the test for the Toxicity Characteristic because chromium is present or are listed in sections R315-2-10 or R315-2-11 due to the presence of chromium, which do not fail the test for the Toxicity Characteristic for any other constituent or are not listed due to the presence of any other constituent, and which do not fail the test for any other characteristic, if it is shown by a waste generator or by waste generators that:

(A) The chromium in the waste is exclusively, or nearly exclusively, trivalent chromium; and

(B) The waste is generated from an industrial process which uses trivalent chromium exclusively, or nearly exclusively, and the process does not generate hexavalent chromium; and

(C) The waste is typically and frequently managed in non-oxidizing environments.

(ii) Specific wastes which meet the standard in paragraphs (b)(6)(i)(A),(B), and (C) of this section, so long as they do not fail the test for the toxicity characteristic for any other constituent, and do not exhibit any other characteristic, are:

(A) Chrome blue trimmings generated by the following subcategories of the leather tanning and finishing industry: hair pulp/chrome tan/retan/wet finish; hair save/chrome tan/retan/wet finish; retan/wet finish; no beamhouse; through-the-blue; and shearing.

(B) Chrome blue shavings generated by the following subcategories of the leather tanning and finishing industry: hair pulp/chrome tan/retan/wet finish; hair save/chrome tan/retan/wet finish; retan/wet finish; no beamhouse; through-the-blue; and shearling.

(C) Buffing dust generated by the following subcategories of the leather tanning and finishing industry: hair pulp/chrome tan/retan/wet finish; hair save/chrome tan/retan/wet finish; retan/wet finish; no beamhouse; through-the-blue.

(D) Sewer screenings generated by the following subcategories of the leather tanning and finishing industry: hair/pulp/chrome tan/retan/wet finish; hair save/chrome tan/retan/wet finish; retan/wet finish; no beamhouse; through-the-blue; and shearling.

(E) Wastewater treatment sludges generated by the following subcategories of the leather tanning and finishing industry: hair pulp/chrome tan/retan/wet finish; hair save/chrome tan/retan/wet finish; retan/wet finish; no beamhouse; through-the-blue; and shearling.

(F) Wastewater treatment sludges generated by the following subcategories of the leather tanning and finishing industry: hair pulp/chrome tan/retan/wet finish; hair save/chrome tan/retan/wet finish; and through-the-blue.

(G) Waste scrap leather from the leather tanning industry, the shoe manufacturing industry, and other leather product manufacturing industries.

(H) Wastewater treatment sludges from the production of TiO₂ pigment using chromium-bearing ores by the chloride process.

(7) Solid waste from the extraction, beneficiation, and processing of ores and minerals, including coal, phosphate rock, and overburden from the mining of uranium ore, except as provided by R315-14-7, which incorporates by reference 40 CFR 266.112 for facilities that burn or process hazardous waste.

(i) For purposes of R315-2-4(b)(7) beneficiation of ores and minerals is restricted to the following activities; crushing; grinding; washing; dissolution; crystallization; filtration; sorting; sizing; drying; sintering; pelletizing; briquetting; calcining to remove water and/or carbon dioxide; roasting, autoclaving, and/or chlorination in preparation for leaching[;] (except where the roasting[;] [and/or autoclaving and/or chlorination]/leaching sequence produces a final or intermediate product that does not undergo further beneficiation or processing); gravity concentration; magnetic separation; electrostatic separation; flotation; ion exchange; solvent extraction; electrowinning; precipitation; amalgamation; and heap, dump, vat, tank, and in situ leaching.

(ii) For the purposes of R315-2-4(b)(7), solid waste from the processing of ores and minerals includes only the following wastes as generated:

- (A) Slag from primary copper processing;
- (B) Slag from primary lead processing;
- (C) Red and brown muds from bauxite refining;
- (D) Phosphogypsum from phosphoric acid production;
- (E) Slag from elemental phosphorus production ;
- (F) Gasifier ash from coal gasification;
- (G) Process wastewater from coal gasification;
- (H) Calcium sulfate wastewater treatment plant sludge from primary copper processing;
- (I) Slag tailings from primary copper processing;
- (J) Fluorogypsum from hydrofluoric acid production;

- (K) Process wastewater from hydrofluoric acid production;
- (L) Air pollution control dust/sludge from iron blast furnaces;
- (M) Iron blast furnace slag;
- (N) Treated residue from roasting/leaching of chrome ore;
- (O) Process wastewater from primary magnesium processing by the anhydrous process;

(P) Process wastewater from phosphoric acid production;

(Q) Basic oxygen furnace and open hearth furnace air pollution control dust/sludge from carbon steel production;

(R) Basic oxygen furnace and open hearth furnace slag from carbon steel production;

(S) Chloride process waste solids from titanium tetrachloride production;

(T) Slag from primary zinc processing.

(iii) A residue derived from co-processing mineral processing secondary materials with normal beneficiation raw materials remains excluded under paragraph (b) of this section if the owner or operator:

(A) Processes at least 50 percent by weight normal beneficiation raw materials; and,

(B) Legitimately reclaims the secondary mineral processing materials.

(8) Cement kiln dust waste, except as provided by R315-14-7, which incorporates by reference 40 CFR 266.112, for facilities that burn or process hazardous waste.

(9) Solid waste which consists of discarded arsenical-treated wood or wood products which fails the test for the Toxicity Characteristic for Hazardous Waste Codes D004 through D017 and which is not a hazardous waste for any other reason if the waste is generated by persons who utilize the arsenical-treated wood and wood products for these materials' intended end use.

(10) Petroleum-contaminated media and debris that fail the test for the Toxicity Characteristic of subsection R315-2-9(g), Hazardous Waste Codes D018 through D043 only, and are subject to the corrective action requirements under R311-202, which incorporates by reference 40 CFR 280.

(11) Injected groundwater that is hazardous only because it exhibits the Toxicity Characteristic, Hazardous Waste Codes D018 through D043 only, in R315-2-9(e) that is reinjected through an underground injection well pursuant to free phase hydrocarbon recovery operations undertaken at petroleum refineries, petroleum marketing terminals, petroleum bulk plants, petroleum pipelines, and petroleum transportation spill sites until January 25, 1993. This extension applies to recovery operations in existence, or for which contracts have been issued, on or before March 25, 1991. For groundwater returned through infiltration galleries from such operations at petroleum refineries, marketing terminals, and bulk plants, until October 2, 1991. New operations involving injection wells, beginning after March 25, 1991, will qualify for this compliance date extension until January 25, 1993, only if:

(i) Operations are performed pursuant to a written state agreement that includes a provision to assess the groundwater and the need for further remediation once the free phase recovery is completed; and

(ii) A copy of the written agreement has been submitted to: Characteristics Section (OS-333), U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460 and the Division of Solid and Hazardous Waste, Dept. of Environmental Quality, State of Utah, Salt Lake City, UT 84114-4880.

(12) Used chlorofluorocarbon refrigerants from totally enclosed heat transfer equipment, including mobile air conditioning systems, mobile refrigeration, and commercial and industrial air conditioning and refrigeration systems that use chlorofluorocarbons as the heat transfer fluid in a refrigeration cycle, provided the refrigerant is reclaimed for further use.

(13) Used oil re-refining distillation bottoms that are used as feedstock to manufacture asphalt products.

(14) Non-terme plated used oil filters that are not mixed with wastes listed in R315-2-10(e) and (f) and R315-2-11, which incorporate by reference 40 CFR 261 Subpart D, if these oil filters have been gravity hot-drained using one of the following methods:

- (i) Puncturing the filter anti-drain back valve or the filter dome end and hot draining;
- (ii) Hot-draining and crushing;
- (iii) Dismantling and hot-draining; or
- (iv) Any other equivalent hot-draining method that will remove used oil.

(c) HAZARDOUS WASTES WHICH ARE EXEMPTED FROM CERTAIN RULES.

A hazardous waste which is generated in a product or raw material storage tank, a product or raw material transport vehicle or vessel, a product or raw material pipeline, or in a manufacturing process unit or an associated non-waste-treatment-manufacturing unit is not subject to these regulations or to the notification requirements of Section 3010 of RCRA until it exits the unit in which it was generated, unless the unit is a surface impoundment, or unless the hazardous waste remains in the unit more than 90 days after the unit ceases to be operated for manufacturing, or for storage or transportation of products or raw materials.

(d) SAMPLES

(1) Except as provided in paragraph (d)(2) of this section, a sample of solid waste or a sample of water, soil, or air, which is collected for the sole purpose of testing to determine its characteristics or compositions, is not subject to any requirements of these rules when:

- (i) The sample is being transported to a laboratory for the purpose of testing;
- (ii) The sample is being transported back to the sample collector after testing;
- (iii) The sample is being stored by the sample collector before transport to a laboratory for testing;
- (iv) The sample is being stored in a laboratory before testing;
- (v) The sample is being stored in a laboratory after testing but before it is returned to the sample collector; or
- (vi) The sample is being stored temporarily in the laboratory after testing for a specific purpose, for example, until conclusion of a court case or enforcement action where further testing of the sample may be necessary.

(2) In order to qualify for the exemption in paragraphs (d)(1)(i) and (ii) of this section, a sample collector shipping samples to a laboratory and a laboratory returning samples to a sample collector shall:

(i) Comply with U.S. Department of Transportation (DOT), U.S. Postal Service (USPS), or any other applicable shipping requirements; or

(ii) Comply with the following requirements if the sample collector determines that DOT, USPS, or other shipping requirements do not apply to the shipment of the sample:

(A) Assure that the following information accompanies the sample:

- (1) The sample collector's name, mailing address, and telephone number;
- (2) The laboratory's name, mailing address, and telephone number;
- (3) The quantity of the sample;
- (4) The date of shipment; and
- (5) A description of the sample.

(B) Package the sample so that it does not leak, spill, or vaporize from its packaging.

(3) This exemption does not apply if the laboratory determines that the waste is hazardous but the laboratory is no longer meeting any of the conditions stated in paragraph (d)(1) of this section.

(e) TREATABILITY STUDY SAMPLES.

(1) Except as provided in paragraph (e)(2) of this Section, a person who generates or collects samples for the purpose of conducting treatability studies as defined in section R315-1-1, which incorporates by reference the definitions of 40 CFR 260.10, are not subject to any requirement of R315-2, and R315-4 through R315-6, or to the notification requirements of Section 3010 of RCRA, nor are these samples included in the quantity determinations of R315-2-5, which incorporates by reference the requirements concerning conditionally exempt small quantity generators of 40 CFR 261.5 and R315-5-10, which incorporates by reference the requirements concerning waste accumulation time for generators of 40 CFR 262.34(d) when:

- (i) the sample is being collected and prepared for transportation by the generator or sample collector;
- (ii) the sample is being accumulated or stored by the generator or sample collector prior to transportation to a laboratory or testing facility; or
- (iii) the sample is being transported to the laboratory or testing facility for the purpose of conducting a treatability study.

(2) The exemption in paragraph (e)(1) of this section is applicable to samples of hazardous waste being collected and shipped for the purpose of conducting treatability studies provided that:

- (i) The generator or sample collector uses, in "treatability studies," no more than 10,000 kg of media contaminated with non-acute hazardous waste, 1000 kg of non-acute hazardous waste other than contaminated media, 1 kg of acute hazardous waste, 2500 kg of media contaminated with acute hazardous waste for each process being evaluated for each generated waste stream;
- (ii) The mass of each sample shipment does not exceed 10,000 kg; the 10,000 kg quantity may be all media contaminated with non-acute hazardous waste, or may include 2500 kg of media contaminated with acute hazardous waste, 1000 kg of hazardous waste, and 1 kg of acute hazardous waste; and
- (iii) the sample shall be packaged so that it will not leak, spill, or vaporize from its packaging during shipment and the requirements of paragraph A or B of this subparagraph are met;

(A) the transportation of each sample shipment complies with U.S. Department of Transportation (DOT), U.S. Postal Service (USPS), or any other applicable shipping requirements; or

(B) if the DOT, USPS, or other shipping requirements do not apply to the shipment of the sample, the following information shall accompany the sample:

(1) the name, mailing address, and telephone number of the originator of the sample;

(2) the name, address, and telephone number of the facility that will perform the treatability study;

(3) the quantity of the sample;

(4) the date of shipment; and

(5) a description of the sample, including its EPA Hazardous Waste Number.

(iv) the sample is shipped to a laboratory or testing facility which is exempt under R315-2-1.3(f) (40 CFR 261.4(f)) or has an appropriate RCRA plan approval or interim status;

(v) the generator or sample collector maintains the following records for a period ending 3 years after completion of the treatability study:

(A) copies of the shipping documents;

(B) a copy of the contract with the facility conducting the treatability study;

(C) documentation showing:

(1) the amount of waste shipped under this exemption;

(2) the name, address, and EPA identification number of the laboratory or testing facility that received the waste;

(3) the date the shipment was made; and

(4) whether or not unused samples and residues were returned to the generator.

(vi) the generator reports the information required under paragraph (e)(v)(C) of this section in its biennial report.

(3) The Executive Secretary may grant requests on a case-by-case basis for up to an additional two years for treatability studies involving bioremediation. The Executive Secretary may grant requests on a case-by-case basis for quantity limits in excess of those specified in paragraphs (e)(2) (i) and (ii) and (f)(4) of this section, for up to an additional 5000 kg of media contaminated with non-acute hazardous waste, 500 kg of non-acute hazardous waste, 2500 kg of media contaminated with acute hazardous waste and 1 kg of acute hazardous waste:

(i) In response to requests for authorization to ship, store and conduct treatability studies on additional quantities in advance of commencing treatability studies. Factors to be considered in reviewing such requests include the nature of the technology, the type of process, e.g., batch versus continuous, size of the unit undergoing testing, particularly in relation to scale-up considerations, the time/quantity of material required to reach steady state operating conditions, or test design considerations such as mass balance calculations.

(ii) In response to requests for authorization to ship, store and conduct treatability studies on additional quantities after initiation or completion of initial treatability studies, when: There has been an equipment or mechanical failure during the conduct of a treatability study; there is a need to verify the results of a previously conducted treatability study; there is a need to study and analyze alternative techniques within a previously evaluated treatment process; or there is a need to do further evaluation of an ongoing treatability study to determine final specifications for treatment.

(iii) The additional quantities and time frames allowed in paragraph (e)(3) (i) and (ii) of this section are subject to all the provisions in paragraphs (e) (1) and (e)(2) (iii) through (vi) of this section. The generator or sample collector must apply to the Executive Secretary and provide in writing the following information:

(A) The reason why the generator or sample collector requires additional time or quantity of sample for treatability study evaluation and the additional time or quantity needed;

(B) Documentation accounting for all samples of hazardous waste from the waste stream which have been sent for or undergone treatability studies including the date each previous sample from the waste stream was shipped, the quantity of each previous shipment, the laboratory or testing facility to which it was shipped, what treatability study processes were conducted on each sample shipped, and the available results on each treatability study;

(C) A description of the technical modifications or change in specifications which will be evaluated and the expected results;

(D) If such further study is being required due to equipment or mechanical failure, the applicant must include information regarding the reason for the failure or breakdown and also include what procedures or equipment improvements have been made to protect against further breakdowns; and

(E) Such other information that the Executive Secretary considers necessary.

(f) SAMPLES UNDERGOING TREATABILITY STUDIES AT LABORATORIES AND TESTING FACILITIES.

Samples undergoing treatability studies and the laboratory or testing facility that conducts these treatability studies, to the extent these facilities are not otherwise subject to RCRA requirements, are not subject to any requirement of this rule, R315-3 through R315-8, and R315-13, or to the notification requirements of Section 3010 of RCRA provided that the conditions of paragraphs (f)(1) through (11) of this Section are met. A mobile treatment unit (MTU) may qualify as a testing facility subject to paragraphs (f)(1) through (11) of this section. Where a group of MTUs are located at the same site, the limitations specified in (f)(1) through (11) of this section apply to the entire group of MTUs collectively as if the group were one MTU.

(1) No less than 45 days before conducting treatability studies, the facility notifies the Executive Secretary in writing that it intends to conduct treatability studies under this paragraph.

(2) The laboratory or testing facility conducting the treatability study has an EPA identification number.

(3) No more than a total of 10,000 kg of "as received" media contaminated with non-acute hazardous waste, 2500 kg of media contaminated with acute hazardous waste or 250 kg of other "as received" hazardous waste is subject to initiation of treatment in all treatability studies in any single day. "As received" waste refers to the waste as received in the shipment from the generator or sample collector.

(4) The quantity of "as received" hazardous waste stored at the facility for the purpose of evaluation in treatability studies does not exceed 10,000 kg, the total of which can include 10,000 kg of media contaminated with non-acute hazardous waste, 2500 kg of media contaminated with acute hazardous waste, 1000 kg of non-acute hazardous wastes other than contaminated media, and 1 kg of acute hazardous waste. This quantity limitation does not include treatment materials, including nonhazardous solid waste, added to "as received" hazardous waste.

(5) No more than 90 days have elapsed since the treatability study for the sample was completed, or no more than one year, two years for treatability studies involving bioremediation, have elapsed since the generator or sample collector shipped the sample to the laboratory or testing facility, whichever date first occurs. Up to 500

kg of treated material from a particular waste stream from treatability studies may be archived for future evaluation up to five years from the date of initial receipt. Quantities of materials archived are counted against the total storage limit for the facility.

(6) The treatability study does not involve the placement of hazardous waste on the land or open burning of hazardous waste.

(7) The facility maintains records for three years following completion of each study that show compliance with the treatment rate limits and the storage time and quantity limits. The following specific information shall be included for each treatability study conducted:

- (i) the name, address, and EPA identification number of the generator or sample collector of each waste sample;
- (ii) the date the shipment was received;
- (iii) the quantity of waste accepted;
- (iv) the quantity of "as received" waste in storage each day;
- (v) the date the treatment study was initiated and the amount of "as received" waste introduced to treatment each day;
- (vi) the date the treatability study was concluded; and
- (vii) the date any unused sample or residues generated from the treatability study were returned to the generator or sample collector or, if sent to a designated facility, the name of the facility and the EPA identification number.

(8) The facility keeps, on-site, a copy of the treatability study contract and all shipping papers associated with the transport of treatability study samples to and from the facility for a period ending three years from the completion date of each treatability study.

(9) The facility prepares and submits a report to the Executive Secretary by March 15 of each year that estimates the number of studies and the amount of waste expected to be used in treatability studies during the current year, and includes the following information for the previous calendar year:

- (i) the name, address, and EPA identification number of the facility conducting the treatability studies;
- (ii) the types, by process, of treatability studies conducted;
- (iii) the names and addresses of persons for whom studies have been conducted, including their EPA identification numbers;
- (iv) the total quantity of waste in storage each day;
- (v) the quantity and types of waste subjected to treatability studies;
- (vi) when each treatability study was conducted; and
- (vii) the final disposition of residues and unused sample from each treatability study.

(10) The facility determines whether any unused sample or residues generated by the treatability study are hazardous waste under R315-2-3 and, if so, are subject to R315-2 through R315-8, and R315-13, unless the residues and unused samples are returned to the sample originator under the exemption of paragraph (e) of this section.

(11) The facility notifies the Executive Secretary by letter when the facility is no longer planning to conduct any treatability studies at the site.

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KEY: hazardous waste
[February 20, 1998]1999

19-6-105
19-6-106

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Environmental Quality, Water Quality

R317-10

Certification of Wastewater Works Operators

NOTICE OF CHANGE IN PROPOSED RULE

DAR FILE NO.: 21449
FILED: 12/09/1998, 13:42
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The proposed change was suggested during the public comment period for the amendment to the rule.

SUMMARY OF THE RULE OR CHANGE: Section R317-10-11 states that a certificate may not be renewed if the applicant is not employed in the state of Utah at the time of application. This provision has been in place to avoid excessive and unnecessary workload in issuing renewals to those who are not working in Utah, but like to collect certificates. Upon further consideration of a comment received during the public notice period of the rule, it is felt that it is unlikely that very many people would go to the effort of obtaining Continuing Education Units (CEUs) and making application and paying fees unless they were already working in the state or seriously considering such employment.

(DAR Note: The original proposed amendment upon which this change in proposed rule is based was published in the October 1, 1998, issue of the *Utah State Bulletin*.)

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

ANTICIPATED COST OR SAVINGS TO:

❖**THE STATE BUDGET:** The proposed change is of a minor nature and has no impact on state budget. There is no additional impact as a result of this change in proposed rule.

❖**LOCAL GOVERNMENTS:** The proposed change is of a minor nature and has no fiscal impact on local governments. There is no additional impact as a result of this change in proposed rule.

❖**OTHER PERSONS:** The proposed change is of a minor nature and has no fiscal impact on other persons. There is no additional impact as a result of this change in proposed rule.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The proposed change is of a minor and clarifying nature and will not result in additional compliance costs for affected persons. There is no additional impact as a result of this change in proposed rule.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: As indicated above, the proposed change is of a minor and clarifying nature and will have no fiscal impact on businesses.

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

DIRECT QUESTIONS REGARDING THIS RULE TO: Rose Griffin or David Wham at the above address, by phone at (801) 538-6146, by FAX at (801) 538-6016, or by Internet E-mail at dwham@email.state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/02/1999

AUTHORIZED BY: Dianne R. Nielson, Executive Director

R317. Environmental Quality, Water Quality.
R317-10. Certification of Wastewater Works Operators.

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R317-10-7. Qualifications for Operator Grades.

- A. General
 - 1. "Qualification Points" means total of years of education and experience required. All substitutions are year for year equivalents. A college "year" is considered 45 quarter hours or 30 semester hours of credit.
 - 2. College-level education[s] must be in a job-related field to be credited. However, partial credit may be given for non-job related education at the discretion of the Council.
 - 3. Experience may be substituted for a high school education or a graduate equivalance degree in Grades I and II only.
 - 4. Education may be substituted for experience, as specified below.
- B. Grade I - 13 points required
 - 1. Twelve years education (one point per year).
 - 2. One year operating experience (one point per year).
 - 3. Experience may be substituted for all or any part of the education requirements, on a one-to-one basis.
 - 4. Education may not be substituted for experience.
- C. Grade II - 14 points required
 - 1. Twelve years education (one point per year)
 - 2. Two years operating experience (one point per year)
 - 3. Up to one year of additional education may be substituted for an equivalent amount of operating experience.
 - 4. Experience may be substituted for all or any part of the education requirement, on a one-to-one basis.

- D. Grade III - 16 points required
 - 1. Twelve years education (one point per year)
 - 2. Four years operating experience (one point per year)
 - 3. Up to 2 years of additional education may be substituted for an equivalent amount of operating experience. Relevant and specialized operator training may be substituted for education requirement, where 25 CEUs is equivalent to 1 year of education.
 - 4. At least one year of the operating experience must have been at a Class II facility or higher.
- E. Grade IV - 18 points required
 - 1. Twelve years education (one point per year)
 - 2. Six years operating experience (one point per year)
 - 3. Up to 2 years of additional education may be substituted for an equivalent amount of operating experience. Relevant and specialized training may be substituted for education where 25 CEUs equal 1 year of education.
 - 4. At least two years of the operating experience must have been at a Class III facility or higher.

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R317-10-11. Certificates.

- A. All certificates shall indicate one of the following grades for which they are issued.
 - 1. Wastewater Works Operator - Grades I through IV.
 - 2. Wastewater Works Operator - Restricted Grades I through IV.
 - 3. Wastewater Collection System Operator - Grades I through IV.
 - 4. Wastewater Collection System Operator - Restricted Grade I through IV.
 - 5. Small Lagoon System Operator - Grade I Wastewater Works/Collection System Combined.
 - 6. Small Lagoon System Operator - Restricted Grade I Wastewater Works/Collection System Combined.
- B. An applicant shall have the opportunity to take any grade of examination higher than the classification of the system which he or she operates. A restricted certificate shall be issued if the applicant passes the exam but lacks the experience or education required for a particular grade.

An unrestricted certificate shall be issued if the applicant passes the exam and the experience and education requirements appropriate to the particular grade are met. Restricted certificates shall become unrestricted when the appropriate experience and education requirements are met and a change in status fee is paid. A restricted certificate does not qualify a person as a certified operator at the grade level that the restricted certificate is issued, until the limiting conditions are met, except as provided in R317-10-5. Upon application, a restricted certificate may be renewed subject to the conditions in C below. Replacement certificates may be obtained by payment of a duplicate certificate fee.
- C. Certificates shall continue in effect for a period of up to three years unless revoked prior to that time. The certificate must be renewed each three years by payment of a renewal fee and submittal of evidence of required CEUs. The certificates expire on December 31 of the last year of the certificate. Operators considered in DRC must renew by the expiration date in order for the wastewater works to remain in compliance with this rule.~~A certificate may not be renewed if the applicant is not employed in~~

the State of Utah at the time of application.] Request for renewal shall be made on forms supplied by the Council. It shall be the responsibility of the operator to make application for certificate renewal.

D. An expired certificate may be reinstated within three months after expiration by payment of a reinstatement fee. After three months, an expired certificate cannot be reinstated, and the operator must retest to become certified. The required CEU's for renewal must be accrued before expiration of the certificate.

E. The Council may, after appropriate review, waive examination of applicants holding a valid certificate or license issued in compliance with other certification plans having equivalent standards, and issue a comparable Utah certificate upon payment of a reciprocity fee.

If the applicant is working in another state at the time of application, or has relocated to Utah but has not yet obtained employment in the wastewater field in Utah, a letter of intent to issue a certificate by reciprocity may be provided. When the applicant provides proof of employment in the wastewater field in Utah, and meets all other requirements, a certificate may be issued.

F. A grandfather certificate shall be issued, upon application and payment of an administrative fee, to qualified operators who must be certified (chief operators, supervisors, or anyone considered in direct responsible charge). The certificate shall be valid only for the wastewater works at which the operator is employed as that facility existed on March 16, 1991. The certificate may not be transferred to another facility or person. If the facility undergoes an addition of a new process, even if the facility classification does not change, or the collection system has a change in rating, the respective operator must obtain a restricted or unrestricted certificate within one year as specified in this rule. Grandfather certificates shall be issued for a period of up to three years and must be renewed to remain in effect. Renewal shall include the payment of a renewal fee and submittal of evidence of required CEUs. The renewal fee shall be the same as that charged for renewal of other certificates. The grandfather certificate shall be issued if the currently employed operator:

1. Was a chief operator or person in direct responsible charge of the wastewater works on March 16, 1991; and
2. Had been employed at least ten years in the operation of the wastewater works prior to March 16, 1991; and
3. Demonstrates to the Council his capability to operate the wastewater works at which he is employed by providing employment history and references.

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KEY: water pollution, operator certification*, wastewater treatment
[1998]1999 **19-5**
Notice of Continuation December 12, 1997



Insurance, Administration **R590-120** Surety Bond Forms

NOTICE OF CHANGE IN PROPOSED RULE

DAR FILE NO.: 21339
FILED: 12/11/1998, 12:52
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: These changes are in response to concerns expressed during this rule's previous comment period.

SUMMARY OF THE RULE OR CHANGE: In Section R590-120-2, the words after "Chapter 21" are being withdrawn. Section R590-120-3, "Definitions," is being deleted. This is to withdraw the definition we had created in an effort to avoid redundancy and conflict with the definition of this word in the Utah Code. In the new Section R590-120-3, "Rule," which was previously Section R590-120-4, the proposed Subsection R590-120-4(2) is being withdrawn and Subsection R590-120-3(1) has new wording exempting bail bond insurance forms from the surety bond form exemption from filing policy forms with the Insurance Department. In other words, bail bond companies must now file their policy forms with the Insurance Department.

(DAR Note: The original proposed amendment upon which this change in proposed rule is based was published in the August 15, 1998, issue of the *Utah State Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 31A-2-201

ANTICIPATED COST OR SAVINGS TO:

❖**THE STATE BUDGET:** These latest changes in the rule create the same effect as the original filing of this current rule change. Therefore, there will be no change in the financial impact of these changes.

❖**LOCAL GOVERNMENTS:** These latest changes in the rule create the same effect as the original filing of this current rule change. Therefore, there will be no change in the financial impact of these changes.

❖**OTHER PERSONS:** These latest changes in the rule create the same effect as the original filing of this current rule change. Therefore, there will be no change in the financial impact of these changes.

COMPLIANCE COSTS FOR AFFECTED PERSONS: These latest changes in the rule create the same effect as the original filing of this current rule change. Therefore, there will be no change in the financial impact of these changes.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The changes made in this change in proposed rule filing will not increase or reduce the financial impact to state or local government, insurance licensees, or the public as already reported in the first filing.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
Insurance Administration
3110 State Office Building
Salt Lake City, UT 84114, or
at the Division of Administrative Rules.

KEY: insurance rule
[1998]1999 31A-2-201
Notice of Continuation May 7, 1997 31A-21-101



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 idmain.jwhitby@state.ut.us.

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 P.M. ON 02/01/1999.

THIS RULE MAY BECOME EFFECTIVE ON: 02/02/1999

AUTHORIZED BY: Jilene Whitby, Information Specialist

R590. Insurance, Administration.
R590-120. Surety Bond Forms.

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End of Notices of Changes in Proposed Rules

R590-120-2. Purpose and Scope.

The purpose of this rule is to exempt certain surety bond forms from the form filing requirements and other requirements of Chapter 21 [~~and repeal the exemption for fidelity insurance forms contained in the former version of this rule~~].

This rule shall apply to all insurers transacting surety insurance in this state.

~~**R590-120-3. Definition.**~~

~~For the purpose of this rule:
Surety insurance means a guarantee against loss or damage resulting from failure of principals to pay or perform their obligations to a creditor or other obligee. It does not include bail bond insurance or fidelity insurance.]~~

R590-120-[4]3. Rule[s].

~~[(1)]~~ Surety insurance forms, except bail bond insurance forms, are exempt from the following provisions of Chapter 21: Sections 31A-21-106, 31A-21-201, 31A-21-303, 31A-21-308 and 31A-21-312.

~~[(2)]~~ Surety insurance forms which are developed by admitted insurers for regular and systematic use are subject to the form filing requirements of Section 31A-21-201.]

R590-120-[5]4. Severability.

If any provision of this rule or its application to any person or circumstance is for any reason held to be invalid, the remainder of the rule and the application of the provision to other persons or circumstance may not be affected.

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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

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

NOTICES are not followed by the rule text. The rule text that is being continued may be found in the most recent edition of the *Utah Administrative Code*. The rule text may also be inspected at the agency or the Division of Administrative Rules. NOTICES are effective when filed. NOTICES are governed by *Utah Code* Section 63-46a-9 (1996).

Health, Health Care Financing,
Coverage and Reimbursement Policy
R414-55
Medicaid Policy for Hospital
Emergency Department Copayment
Procedures

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

DAR FILE NO.: 21728
FILED: 12/02/1998, 09:06
RECEIVED BY: NL

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 26-18-2.1 creates the Division, which shall be responsible for implementing, organizing, and maintaining the Medicaid program. Section 26-1-5 notes that the Department shall have the power to adopt, amend, or rescind rules necessary to carry out the provisions of this title.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE-YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: Review by Division and Bureaus recommends continuation of this rule. No other comments were 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 must be continued because it defines situations that are exempt from the copayment requirement, and enforces a copayment charge from clients for injudicious or non-emergency use of hospital emergency rooms.

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

Health
Health Care Financing,
Coverage and Reimbursement Policy
Cannon Health Building
288 North 1460 West
Box 143102
Salt Lake City, UT 84114-3102, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Urla Jeane Maxfield at the above address, by phone at (801) 538-9144, by FAX at (801) 538-6099, or Internet E-mail at umaxfiel@email.state.ut.us.

AUTHORIZED BY: Rod L. Betit, Executive Director

EFFECTIVE: 12/02/1998

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NOTICES OF RULE EFFECTIVE DATES

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

Abbreviations

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

Commerce

Corporations and Commercial Code

No. 21533 (AMD): R154-10. Utah Digital Signature Act Rules.

Published: November 1, 1998
Effective: December 2, 1998

Occupational and Professional Licensing

No. 21555 (AMD): R156-17a. Pharmacy Practice Act Rules.

Published: November 1, 1998
Effective: December 3, 1998

No. 21542 (AMD): R156-55b. Electricians Licensing Rules.

Published: November 1, 1998
Effective: December 3, 1998

Environmental Quality

Solid and Hazardous Waste

No. 21460 (AMD): R315-3. Application and Plan Approval Procedures for Hazardous Waste Treatment, Storage, and Disposal Facilities.

Published: October 1, 1998
Effective: December 15, 1998

No. 21461 (AMD): R315-7. Interim Status Requirements for Hazardous Waste Treatment, Storage, and Disposal Facilities.

Published: October 1, 1998
Effective: December 15, 1998

No. 21462 (AMD): R315-8. Standards for Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities.

Published: October 1, 1998
Effective: December 15, 1998

No. 21463 (AMD): R315-13. Land Disposal Restrictions.

Published: October 1, 1998
Effective: December 15, 1998

No. 21464 (AMD): R315-50. Appendices.

Published: October 1, 1998
Effective: December 15, 1998

Health

Health Systems Improvement, Health Facility Licensure
No. 21527 (AMD): R432-1. General Health Care Facility Rules.

Published: November 1, 1998
Effective: December 14, 1998

Health Systems Improvement, Primary Care and Rural Health

No. 21532 (AMD): R434-10. Rural Medical Financial Assistance.

Published: November 1, 1998
Effective: December 14, 1998

Human Services

Administration

No. 21541 (AMD): R495-810-2. Fee Schedule for Records Copies.

Published: November 1, 1998
Effective: December 7, 1998

(Editor's Note: Publication of the effective notice for R501-1 was delayed due to a clerical error at the Division of Administrative Rules.)

Administration, Administrative Services, Licensing

No. 21388 (AMD): R501-1. General Provisions.
Published: September 15, 1998
Effective: October 16, 1998

Labor Commission

Industrial Accidents

No. 21534 (AMD): R612-4. Premium Rates.
Published: November 1, 1998
Effective: December 4, 1998

Occupational Safety and Health

No. 21543 (AMD): R614-1-5. Adoption and Extension of Established Federal Safety Standards and State of Utah General Safety Orders.
Published: November 1, 1998
Effective: December 4, 1998

No. 21544 (AMD): R614-1-6. Personal Protective Equipment.
Published: November 1, 1998
Effective: December 4, 1998

No. 21545 (AMD): R614-2-3. Drilling Industry -- General Safety and Health Provisions.
Published: November 1, 1998
Effective: December 4, 1998

No. 21546 (AMD): R614-2-12. Drilling Industry -- Hoisting Equipment.
Published: November 1, 1998
Effective: December 4, 1998

No. 21547 (AMD): R614-3-11. Requirements for Confined Space Entry.
Published: November 1, 1998
Effective: December 4, 1998

No. 21548 (AMD): R614-6-1. Crushing, Screening, and Grinding Equipment.
Published: November 1, 1998
Effective: December 4, 1998

No. 21549 (AMD): R614-6-2. Window Cleaning.
Published: November 1, 1998
Effective: December 4, 1998

No. 21550 (AMD): R614-6-4. Industrial Railroads.
Published: November 1, 1998
Effective: December 4, 1998

No. 21551 (AMD): R614-7-1. Roofing, Tar-Asphalt Operations.
Published: November 1, 1998
Effective: December 4, 1998

No. 21552 (AMD): R614-7-2. Grizzlies Over Chutes, Bins, and Tank Openings.
Published: November 1, 1998
Effective: December 4, 1998

Pardons (Board of)

Administration

No. 21311 (NEW): R671-205. Credit for Time Served.

Published: August 15, 1998

Effective: December 9, 1998

Public Safety

Law Enforcement and Technical Services, Criminal Identification

No. 21346 (CPR): R722-2. Review and Challenge of Criminal Record.

Published: October 15, 1998

Effective: December 15, 1998

Transportation

Operations, Traffic and Safety

No. 21489 (NEW): R920-7. Public Safety Program Signing.

Published: October 15, 1998

Effective: December 2, 1998

End of the Notices of Rule Effective Dates Section

Natural Resources

Parks and Recreation

DAR correction notice: In the December 15, 1998, *Bulletin*, an effective notice for an amendment on R651-227 was printed. R651-227 is a new rule. The notice should have been:

No. 21495 (NEW): R651-227. Boating Safety Course Fees.

Published: October 15, 1998

Effective: December 1, 1998

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, 1998, including notices of effective date received through December 15, 1998, the effective dates of which are no later than January 1, 1999. The *Rules Index* is published in the *Utah State Bulletin* and in the annual *Index of Changes*. Nonsubstantive changes, while not published in the *Bulletin*, do become part of the *Utah Administrative Code (Code)* and are included in this *Index*, as well as 120-Day (Emergency) rules that do not become part of the *Code*. The rules are indexed by Agency (Code Number) and Keyword (Subject).

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

RULES INDEX - BY AGENCY (CODE NUMBER)

ABBREVIATIONS

AMD = Amendment	NSC = Nonsubstantive rule change
CPR = Change in proposed rule	REP = Repeal
EMR = Emergency rule (120 day)	R&R = Repeal and reenact
NEW = New rule	* = Text too long to print in <i>Bulletin</i> , or repealed text not printed in <i>Bulletin</i>
5YR = Five-Year Review	
EXD = Expired	

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
ADMINISTRATIVE SERVICES					
<u>Administration</u>					
R13-1	Public Petitions for Declaratory Orders	21435	5YR	09/11/98	98-19/104
R13-2	Access to Records	20537	NSC	01/06/98	Not Printed
R13-3	Americans With Disabilities Act Grievance Procedures	20631	5YR	01/08/98	98-3/89
<u>Administrative Rules</u>					
R15-4	Administrative Rulemaking Procedures	20976	AMD	07/01/98	98-9/3
R15-4-3	Publication Dates and Deadlines	20952	AMD	07/01/98	98-8/2
R15-5	Administrative Rules Adjudicative Proceedings	21393	5YR	08/21/98	98-18/49
R15-5	Administrative Rules Adjudicative Proceedings	21394	NSC	10/17/98	Not Printed
<u>Facilities Construction and Management</u>					
R23-1	Procurement of Construction	21212	AMD	10/29/98	98-13/4
R23-4	Suspension/Debarment From Consideration for Award of State Contracts	20702	5YR	01/28/98	98-4/128
R23-4	Suspension/Debarment From Consideration for Award of State Contracts	21213	AMD	10/29/98	98-13/7

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R23-5	Contingency Funds	20703	5YR	01/28/98	98-4/128
R23-6	Value Engineering and Life Cycle Costing of State Owned Facilities Rules and Regulations	20704	5YR	01/28/98	98-4/129
R23-7	Utah State Building Board Policy Statement Master Planning	20705	5YR	01/28/98	98-4/129
R23-8	Planning Fund Use	20706	5YR	01/28/98	98-4/130
R23-9	Building Board State/Local Cooperation Policy	20707	5YR	01/28/98	98-4/130
R23-10	Naming of State Buildings	20708	5YR	01/28/98	98-4/131
R23-11	Facilities Allocation and Sale Procedures	20709	5YR	01/28/98	98-4/131
R23-12	State of Utah Parking Policy	21186	5YR	06/01/98	98-12/37
R23-12	State of Utah Parking Policy	21206	REP	10/29/98	98-13/9
R23-13	State of Utah Parking Rules for Facilities Managed by the Division of Facilities Construction and Management	21150	5YR	05/15/98	98-11/200
R23-21	Division of Facilities Construction and Management Lease Procedures	20710	5YR	01/28/98	98-4/132
R23-24	Capital Projects Utilizing Non-appropriated Funds	20711	5YR	01/28/98	98-4/132
R23-29	Across the Board Delegation	21208	AMD	10/29/98	98-13/10
<u>Finance</u>					
R25-5	Payment of Per Diem to Boards	21623	5YR	10/30/98	98-22/140
R25-6	Relocation Allowance	21624	5YR	10/30/98	98-22/140
R25-7	Travel-Related Reimbursements for State Employees	21626	5YR	10/30/98	98-22/141
R25-8	Meal Allowance	21628	5YR	10/30/98	98-22/141
<u>Fleet Operations, Surplus Property</u>					
R28-3	Utah State Agency for Surplus Property Adjudicative Proceedings	21683	5YR	11/17/98	98-24/127
<u>Purchasing and General Services</u>					
R33-6	Modification and Termination of Contracts for Supplies and Services	21514	5YR	10/05/98	98-21/96
R33-7	Cost Principles	21515	5YR	10/05/98	98-21/96
R33-9	Insurance Procurement	21516	5YR	10/05/98	98-21/97
AGRICULTURE AND FOOD					
<u>Administration</u>					
R51-2	Administrative Procedures for Informal Proceedings Before the Utah Department of Agriculture and Food	20931	5YR	03/19/98	98-8/63
<u>Animal Industry</u>					
R58-1	Admission and Inspection of Livestock, Poultry, and Other Animals	21337	AMD	09/15/98	98-16/3
R58-1-5	Cattle	21480	AMD	11/17/98	98-20/2
R58-18-9	Identification	21182	AMD	07/16/98	98-12/10
R58-19	Compliance Procedures	20279	NEW	01/05/98	97-24/12

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R65-2	Utah Cherry Marketing Order	21512	5YR	10/05/98	98-21/97
R65-5	Utah Red Tart and Sour Cherry Marketing Order	21513	5YR	10/05/98	98-21/98
R65-11	Utah Sheep Marketing Order	20699	NEW	03/19/98	98-4/8
<u>Plant Industry</u>					
R68-3	Utah Fertilizer Act Governing Fertilizers and Soil Amendments	21389	AMD	10/16/98	98-18/13
R68-3-2	Registration of Products	21559	NSC	11/12/98	Not Printed
R68-5	Grain Inspection	21509	5YR	10/05/98	98-21/98
R68-9	Utah Noxious Weed Act	21510	5YR	10/05/98	98-21/98
R68-14	Quarantine Pertaining to Gypsy Moth - Lymantria Dispar	21511	5YR	10/05/98	98-21/99
R68-15	Quarantine Pertaining to Japanese Beetle, (Popillia Japonica)	20838	5YR	03/05/98	98-7/72
R68-15	Quarantine Pertaining to Japanese Beetle, (Popillia Japonica)	20962	AMD	05/16/98	98-8/2
R68-15-1	Quarantine Pertaining to Japanese Beetle, (Popillia Japonica)	21471	NSC	10/17/98	Not Printed
R68-15-3	Areas Under Quarantine	21096	AMD	07/02/98	98-11/24
R68-16	Quarantine Pertaining to Pine Shoot Beetle, Tomicus piniperda	21432	5YR	09/11/98	98-19/104
R68-17	Quarantine Pertaining to Necrotic Strain of the Potato Virus Y	21433	5YR	09/11/98	98-19/105
R68-19	Compliance Procedures	20280	NEW	01/15/98	97-24/13
R68-19-4	Citation	20813	AMD	04/15/98	98-6/16
<u>Regulatory Services</u>					
R70-201	Compliance Procedures	20281	NEW	01/15/98	97-24/14
R70-201-4	Citation	20814	AMD	04/15/98	98-6/16
R70-530	Food Establishment Sanitation Rule	20721	R&R	05/16/98	98-4/10
R70-530	Food Protection	21231	AMD	09/15/98	98-14/4
ALCOHOLIC BEVERAGE CONTROL					
<u>Administration</u>					
R81-1-6	Violation Schedule	21033	AMD	07/01/98	98-10/3
R81-1-18	Pilot Wine Tasting Program	21032	AMD	07/01/98	98-10/5
R81-1-18	Pilot Wine Tasting Program	21266	NSC	07/29/98	Not Printed
ATTORNEY GENERAL					
<u>Administration</u>					
R105-2	Records Access and Management	21538	NSC	10/23/98	Not Printed
CAREER SERVICE REVIEW BOARD					
<u>Administration</u>					
R137-2	Government Records Access and Management Act	21265	5YR	07/01/98	98-14/101

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
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<u>Corporations and Commercial Code</u>					
R154-10	Utah Digital Signature Act Rules	21533	AMD	12/02/98	98-21/2
R154-10	Utah Digital Signature Act Rules	21586	NSC	12/02/98	Not Printed
R154-100	Utah Administrative Procedures Act Rules	21658	5YR	11/10/98	98-23/48
<u>Occupational and Professional Licensing</u>					
R156-1	General Rules of the Division of Occupational and Professional Licensing	20973	AMD	06/04/98	98-9/4
R156-3a	Architect Licensing Act Rules	20200	AMD	see CPR	97-23/4
R156-3a	Architect Licensing Act Rules	20200	CPR	02/18/98	98-2/79
R156-15-302d	Qualifications for Licensure - Examination Requirements	20894	AMD	05/05/98	98-7/8
R156-16a	Optometry Practice Act Rules	20778	AMD	04/01/98	98-5/4
R156-17a	Pharmacy Practice Act Rules	20492	AMD	02/24/98	98-1/3
R156-17a	Pharmacy Practice Act Rules	21555	AMD	12/03/98	98-21/6
R156-22	Professional Engineers and Professional Land Surveyors Licensing Act Rules	20696	5YR	01/27/98	98-4/133
R156-22	Professional Engineers and Professional Land Surveyors Licensing Act Rules	20940	AMD	see CPR	98-8/4
R156-22	Professional Engineers and Professional Land Surveyors Licensing Act Rules	20940	CPR	07/16/98	98-12/29
R156-31	Nurse Practice Act Rules	21029	REP	07/01/98	98-10/7*
R156-31b	Nurse Practice Act Rules	21030	NEW	07/01/98	98-10/8
R156-31b	Nurse Practice Act Rules	21234	AMD	08/20/98	98-14/36
R156-31b-102	Definitions	21278	AMD	09/01/98	98-15/3
R156-37	Controlled Substance Act Rules of the Division of Occupational and Professional Licensing	20878	AMD	05/04/98	98-7/8
R156-37	Utah Controlled Substances Act Rules	21092	NSC	05/21/98	Not Printed
R156-37-605	Emergency Verbal Prescription of Schedule II Controlled Substances	20941	AMD	05/19/98	98-8/8
R156-38	Residence Lien Restriction and Lien Recovery Fund Rules	21019	AMD	see CPR	98-10/14
R156-38	Residence Lien Restriction and Lien Recovery Fund Rules	21019	CPR	08/20/98	98-14/88
R156-40	Recreational Therapy Practice Act Rules	20697	5YR	01/27/98	98-4/133
R156-40	Recreational Therapy Practice Act Rules	20695	AMD	see CPR (First)	98-4/73
R156-40	Recreational Therapy Practice Act Rules	20695	CPR (First)	see CPR (Second)	98-8/55
R156-40	Recreational Therapy Practice Act Rules	20695	CPR (Second)	07/16/98	98-12/31
R156-44a	Nurse Midwife Practice Act Rules	21405	AMD	10/22/98	98-18/4
R156-47b	Massage Practice Act Rules	21147	AMD	07/07/98	98-11/24
R156-47b	Massage Therapy Practice Act Rules	21269	NSC	07/22/98	Not Printed
R156-49	Dietitian Rules	21390	AMD	10/19/98	98-18/9
R156-49	Dietitian Rules	21558	5YR	10/19/98	98-22/142
R156-53	Landscape Architects Licensing Act Rules	21148	AMD	07/07/98	98-11/27
R156-53	Landscape Architects Licensing Act Rules	21318	5YR	07/23/98	98-16/89

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R156-54	Radiology Technologist and Radiology Practical Technician Licensing Act Rules	20173	CPR	02/03/98	98-1/199
R156-55a	Utah Construction Trades Licensing Act Rules	20650	AMD	03/05/98	98-3/23
R156-55a-302b	Qualifications for Licensure - Experience Requirements	20836	NSC	03/17/98	Not Printed
R156-55a-302b	Qualifications for Licensure - Experience Requirements	21275	NSC	07/22/98	Not Printed
R156-55b	Electricians Licensing Rules	21542	AMD	12/03/98	98-21/9
R156-56	Utah Uniform Building Standard Act Rules	20987	AMD	07/01/98	98-9/6
R156-56-302	Licensure of Inspectors	20883	AMD	05/04/98	98-7/28
R156-56-706	Amendments to the IPC	20990	AMD	07/01/98	98-9/24
R156-56-706	Amendments to the IPC	20989	AMD	07/01/98	98-9/23
R156-56-706	Amendments to the IPC	20991	AMD	07/01/98	98-9/25
R156-56-706	Amendments to the IPC	21203	NSC	07/01/98	Not Printed
R156-59	Employee Leasing Company Act Rules	20701	5YR	01/27/98	98-4/134
R156-59	Employee Leasing Company Act Rules	20651	AMD	see CPR	98-3/28
R156-59	Employee Leasing Company Act Rules	20651	CPR	05/04/98	98-7/71
R156-60a	Social Worker Licensing Act Rules	20992	AMD	06/04/98	98-9/26
R156-60b	Marriage and Family Therapist Licensing Act Rules	20581	AMD	02/18/98	98-2/18
R156-60b	Marriage and Family Therapist Licensing Act Rules	21007	AMD	06/16/98	98-10/17
R156-60b-302a	Qualifications for Licensure - Education Requirements	21229	AMD	08/20/98	98-14/39
R156-60b-502	Unprofessional Conduct	20790	NSC	02/19/98	Not Printed
R156-60c	Professional Counselor Licensing Act Rules	20359	AMD	02/03/98	98-1/6
R156-60c	Professional Counselor Licensing Act Rules	21008	AMD	06/16/98	98-10/20
R156-60c-302a	Qualifications for Licensure - Education Requirements	21230	AMD	08/20/98	98-14/40
R156-60c-502	Unprofessional Conduct	20728	NSC	02/19/98	Not Printed
R156-60d	Substance Abuse Counselor Act Rules	20273	AMD	01/15/98	97-24/16
R156-61	Psychologist Licensing Act Rules	20342	AMD	02/03/98	98-1/10
R156-61-502	Unprofessional Conduct	20729	NSC	02/19/98	Not Printed
R156-63	Security Personnel Licensing Act Rules	20930	AMD	05/19/98	98-8/9
R156-63-502	Unprofessional Conduct	21174	NSC	06/03/98	Not Printed
R156-65-502	Unprofessional Conduct	21481	AMD	11/17/98	98-20/4
R156-67-302d	Qualifications for Licensure - Examination Requirements	20974	AMD	06/04/98	98-9/29
R156-68	Utah Osteopathic Medical Practice Act Rules	21319	5YR	07/23/98	98-16/89
R156-68-302b	Qualifications for Licensure - Examination Requirements	20975	AMD	06/04/98	98-9/30
R156-69	Dentist and Dental Hygienist Practice Act Rules	20776	AMD	04/01/98	98-5/6
R156-72	Acupuncture Licensing Act Rules	21149	AMD	07/07/98	98-11/29

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
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R162-2	Exam and License Application Requirements	20799	AMD	04/23/98	98-6/19
R162-3	License Status Change	20800	AMD	04/23/98	98-6/21
R162-4	Office Procedures - Real Estate Principal Brokerage	20801	AMD	04/23/98	98-6/23
R162-5	Property Management	20802	AMD	04/23/98	98-6/26
R162-6	Licensee Conduct	20803	AMD	04/23/98	98-6/27
R162-7	Enforcement	20804	AMD	04/23/98	98-6/32
R162-10	Administrative Procedures	20805	AMD	04/23/98	98-6/33
R162-102	Licensing Procedures	21335	AMD	10/02/98	98-16/5
R162-106	Professional Conduct	21151	AMD	07/14/98	98-11/30
R162-107	Unprofessional Conduct	20625	NEW	03/04/98	98-2/22
<u>Securities</u>					
R164-2	Investment Adviser - Unlawful Acts	21507	EXD	10/01/98	98-21/102
R164-4	Licensing Requirements	20679	AMD	03/04/98	98-3/31
R164-5	Broker-Dealer and Investment Adviser Books and Records	20680	AMD	03/04/98	98-3/38
R164-6-1g	Dishonest or Unethical Business Practices	20681	AMD	03/04/98	98-3/40
R164-26-6	Consent to Service	20682	AMD	03/04/98	98-3/44
COMMUNITY AND ECONOMIC DEVELOPMENT					
<u>Community Development</u>					
R199-8	Permanent Community Impact Fund Board Review and Approval of Applications for Funding Assistance	21371	AMD	11/10/98	98-18/12
<u>Community Development, Community Services</u>					
R202-100	Community Services Block Grant Rules	20282	AMD	01/15/98	97-24/17
<u>Community Development, Fine Arts</u>					
R207-1	Utah Arts Council General Program Rules	20811	5YR	02/25/98	98-6/77
R207-2	Policy for Donations and Loans to the State Fine Art Collection	20812	5YR	02/25/98	98-6/77
R207-2	Policy for Donations and Loans to the State Fine Art Collection	21175	AMD	09/03/98	98-12/10
<u>Community Development, History</u>					
R212-12	Computerized Record of Cemeteries, Burial Locations and Plots, and Granting Matching Funds	20528	NEW	03/10/98	98-2/23
<u>Community Development, Library</u>					
R223-1	Adjudicative Procedures	21090	5YR	05/01/98	98-11/201

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<u>Administration</u>					
R251-107	Executions	20160	AMD	01/15/98	97-22/16
R251-112	Americans With Disabilities Act Complaint Procedures	20841	5YR	03/06/98	98-7/72
R251-112	Americans With Disabilities Act Complaint Procedures	20842	AMD	06/15/98	98-7/32
R251-112	Americans With Disabilities Act Implementation and Complaint Process	20986	NSC	06/15/98	Not Printed
R251-304	Contract Procedures	20843	5YR	03/06/98	98-7/73
R251-304	Contract Procedures	20844	AMD	06/15/98	98-7/34
R251-307	Community Service	21207	5YR	06/11/98	98-13/30
R251-307	Community Service	21198	REP	09/01/98	98-13/12
R251-401	Supervision Fees	21670	5YR	11/13/98	98-23/48
R251-703	Vehicle Direction Station	20196	AMD	01/15/98	97-23/6
R251-707	Legal Access	20198	AMD	01/15/98	97-23/8
R251-710	Search	20379	AMD	03/15/98	98-1/14
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R270-1	Award and Reparation Standards	21228	NSC	07/22/98	Not Printed
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R277-104	USOE ADA Complaint Procedure	21191	5YR	06/04/98	98-13/30
R277-106	Professional Practices Advisory Commission Appointment Process	21342	NEW	10/05/98	98-17/3
R277-116	USOE Internal Audit Procedure	21076	AMD	06/17/98	98-10/25
R277-400	Emergency Preparedness Plan	21467	AMD	11/03/98	98-19/3
R277-410	Accreditation of Schools	21468	AMD	11/03/98	98-19/4
R277-436	Gang Prevention and Intervention Programs in the Schools	21192	5YR	06/04/98	98-13/31
R277-436	Gang Prevention and Intervention Programs in the Schools	21159	AMD	07/02/98	98-11/31
R277-437	Student Enrollment Options	21343	AMD	10/05/98	98-17/4
R277-437	Student Enrollment Options	21641	EXD	11/01/98	98-22/144
R277-438	Dual Enrollment	21369	NSC	08/20/98	Not Printed
R277-444	Distribution of Funds to Arts and Sciences Organizations	21344	AMD	10/05/98	98-17/6
R277-451	The State School Building Program	21259	REP	08/15/98	98-14/41
R277-452	Procedures for Filing Comprehensive Capital Outlay Plan	21345	NEW	10/05/98	98-17/7
R277-458	70% Utilization of School Buildings	21260	AMD	08/15/98	98-14/43
R277-460	Distribution of Substance Abuse Prevention Account	21403	5YR	09/01/98	98-18/49
R277-469	Textbook Commission Operating Procedures	20779	NEW	04/07/98	98-5/7
R277-470	Distribution of Funds for Charter Schools	21469	NEW	11/03/98	98-19/4

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R277-508	Employment of Substitute Teachers	20899	5YR	03/13/98	98-7/73
R277-514	Suspension and Revocation of Teaching Certificates	20781	R&R	04/07/98	98-5/13
R277-516	Library Media Certificates and Programs	20657	5YR	01/14/98	98-3/89
R277-518	Vocational-Technical Certificates	20658	5YR	01/14/98	98-3/90
R277-600	Student Transportation Standards and Policies	20659	5YR	01/14/98	98-3/90
R277-605	Extracurricular Student Activities	20660	5YR	01/14/98	98-3/91
R277-606	Interschool Competitive Sports in High School	20661	5YR	01/14/98	98-3/91
R277-610	Released-Time Classes for Religious Instruction	20662	5YR	01/14/98	98-3/91
R277-615	Foreign Exchange Students	20663	5YR	01/14/98	98-3/92
R277-616	Education for Homeless and Emancipated Students and State Funding for Homeless and Economically Disadvantaged Ethnic Minority Students	21160	AMD	07/02/98	98-11/32
R277-700	The Elementary and Secondary School Core Curriculum and High School Graduation Requirements	20664	5YR	01/14/98	98-3/92
R277-701	Values Education	20665	5YR	01/14/98	98-3/93
R277-702	Procedures for the Utah General Educational Developmental Certificate	20666	5YR	01/14/98	98-3/93
R277-709	Education Programs Serving Youth in Custody	20667	5YR	01/14/98	98-3/94
R277-710	Accelerated Learning Programs	20668	5YR	01/14/98	98-3/94
R277-716	Alternative Language Services (ALS)	20669	5YR	01/14/98	98-3/94
R277-718	Utah Career Teaching Scholarship Program	20670	5YR	01/14/98	98-3/95
R277-721	Deadline for CACFP Sponsor Participation in Food Distribution Program	20671	5YR	01/14/98	98-3/95
R277-722	Withholding Payments and Commodities in the CACFP	20672	5YR	01/14/98	98-3/96
R277-730	Alternative High School Curriculum	20673	5YR	01/14/98	98-3/96
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R277-735	Standards and Procedures for Corrections Education Programs Serving Inmates of the Utah Department of Corrections	21642	EXD	11/01/98	98-22/144
R277-740	Subchapter One of the Education Improvement and Consolidation Act of 1981	20900	5YR	03/13/98	98-7/74
R277-746	Driver Education Programs for Utah Schools	20901	5YR	03/13/98	98-7/74
R277-747	Private School Student Driver Education	20902	5YR	03/13/98	98-7/74
R277-751	Special Education Extended School Year	20903	5YR	03/13/98	98-7/75
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R277-912	Standards and Procedures for Post-Secondary Applied Technology Education Accreditation	20904	5YR	03/13/98	98-7/75
R277-912	Standards and Procedures for Post-Secondary Applied Technology Education Accreditation	21077	NSC	05/07/98	Not Printed

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R280-200	Rehabilitation	21078	NSC	05/07/98	Not Printed
R280-200	Rehabilitation	21256	NSC	07/07/98	Not Printed
R280-201	USOR ADA Complaint Procedure	21643	EXD	11/01/98	98-22/144
R280-202	USOR Procedures for Individuals with the Most Severe Disabilities	21644	EXD	11/01/98	98-22/144
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R307-1	Utah Air Conservation Rules	21100	AMD	09/15/98	98-11/37
R307-1	Utah Air Conservation Rules	21587	NSC	11/12/98	Not Printed
R307-1-1	Foreword and Definitions	20096	AMD	01/08/98	97-21/4
R307-1-1	Foreword and Definitions	20202	AMD	01/08/98	97-23/10
R307-1-1	Foreword and Definitions	20736	AMD	04/22/98	98-5/16
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R307-1-3	Control of Installations	20219	AMD	02/05/98	97-23/20
R307-1-3	Control of Installations	20740	NSC	02/05/98	Not Printed
R307-1-5 (Changed to R307-105)	Emergency Controls	21104	AMD	09/15/98	98-11/37
R307-1-6 (Changed to R307-120)	Eligibility of Pollution Control Expenditures for Sales Tax Exemption and Income Tax Credit	21105	AMD	09/15/98	98-11/39
R307-1-6 (Changed to R307-121)	Eligibility of Pollution Control Expenditures for Sales Tax Exemption and Income Tax Credit	21105	AMD	09/15/98	98-11/39
R307-1-6 (Changed to R307-122)	Eligibility of Pollution Control Expenditures for Sales Tax Exemption and Income Tax Credit	21105	AMD	09/15/98	98-11/39
R307-1-8 (Changed to R307-801)	Asbestos Certification, Asbestos Work Practices, and Implementation of Toxic Substances Control Act, Title II	21106	AMD	09/15/98	98-11/43
R307-2 (Changed to R307-110)	State Implementation Plan	21107	AMD	09/15/98	98-11/55
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R307-2-12	Section IX, Control Measures for Area and Point Sources, Part C, Carbon Monoxide	21280	NSC	07/27/98	Not Printed
R307-2-13	Section IX, Control Measures for Area and Point Sources, Part D, Ozone	21031	AMD	see CPR	98-10/28
R307-2-13	Section IX, Control Measures for Area and Point Sources, Part D, Ozone	21031	CPR	11/02/98	98-19/93
R307-3 (Changed to R307-342)	Qualification of Contractors, Test Procedures for Testing of Vapor Recovery Systems for Gasoline Delivery Tanks	21108	AMD	09/15/98	98-11/58
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R307-7	Exemption from Notice of Intent Requirements for Used Oil Fuel Burned for Energy Recovery	21101	REP	09/15/98	98-11/65
R307-7-3	Requirements	21563	NSC	11/12/98	Not Printed
R307-8	Oxygenated Gasoline Program	20771	AMD	04/22/98	98-5/26
R307-8 (Changed to R307-301)	Oxygenated Gasoline Program	21110	AMD	09/15/98	98-11/66
R307-8-3	Average Oxygen Content Standard	20100	AMD	01/08/98	97-21/15
R307-10 (Changed to R307-214)	National Emission Standards for Hazardous Air Pollutants	21111	AMD	09/15/98	98-11/74
R307-10-2	Part 63 Sources	20737	AMD	06/26/98	98-5/34
R307-11 (Changed to R307-320)	Employer-Based Trip Reduction Program	21112	AMD	09/15/98	98-11/75
R307-13 (Changed to R307-170)	Continuous Emission Monitoring Systems Program	21113	AMD	09/15/98	98-11/78
R307-14	Requirements for Ozone Nonattainment Areas and Davis and Salt Lake Counties	21102	REP	09/15/98	98-11/82
R307-15 (Changed to R307-415)	Operating Permit Requirements	21114	AMD	09/15/98	98-11/83
R307-16 (Changed to R307-215)	Acid Rain Requirements	21115	AMD	09/15/98	98-11/99
R307-16 (Changed to R307-417)	Acid Rain Requirements	21115	AMD	09/15/98	98-11/99
R307-17	Emissions Standards for Residential Solid Fuel Burning Devices and Fireplaces	21103	REP	09/15/98	98-11/100
R307-18 (Changed to R307-210)	Stationary Sources	21011	AMD	08/13/98	98-10/32
R307-19 (Changed to R307-115)	General Conformity	21116	AMD	09/15/98	98-11/101
R307-20 (Changed to R307-220)	Emission Standards: Plan for Designated Facilities	21117	AMD	09/15/98	98-11/101
R307-21 (Changed to R307-221)	Emission Standards: Emission Controls for Existing Municipal Solid Waste Landfills	21118	AMD	09/15/98	98-11/102
R307-101	General Requirements	21119	NEW	09/15/98	98-11/104
R307-102	General Requirements: Broadly Applicable Requirements	21120	NEW	09/15/98	98-11/110
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R307-202	Emission Standards: General Burning	21126	NEW	09/15/98	98-11/119
R307-203	Emission Standards: Sulfur Content of Fuels	21127	NEW	09/15/98	98-11/121
R307-206	Emission Standards: Abrasive Blasting	21128	NEW	09/15/98	98-11/123
R307-220	Utah Plan for Designated Facilities	21566	NSC	11/12/98	Not Printed
R307-220	Emission Standards: Plan for Designated Facilities	21671	NSC	11/25/98	Not Printed
R307-220-3	Hospital, Medical, Infectious Waste Incinerators	21455	AMD	11/25/98	98-19/6
R307-222	Existing Incinerators for Hospital, Medical, Infectious Waste	21456	NEW	11/25/98	98-19/7
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R307-307	Davis, Salt Lake, and Utah Counties: Road Salting and Sanding	21131	NEW	09/15/98	98-11/128
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R307-325	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Ozone Provisions	21132	NEW	09/15/98	98-11/129
R307-326	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Control of Hydrocarbon Emissions in Refineries	21133	NEW	09/15/98	98-11/131
R307-327	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Petroleum Liquid Storage	21134	NEW	09/15/98	98-11/133
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R307-340	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Surface Coating Processes	21138	NEW	09/15/98	98-11/143
R307-341	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Cutback Asphalt	21139	NEW	09/15/98	98-11/150
R307-401	Permit: Notice of Intent and Approval Order	21140	NEW	09/15/98	98-11/151
R307-401-2	Notice of Intent Requirements	21274	NSC	09/15/98	Not Printed

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R307-405	Permits: Prevention of Significant Deterioration of Air Quality (PSD)	21142	NEW	09/15/98	98-11/157
R307-406	Visibility	21143	NEW	09/15/98	98-11/162
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R307-413	Exemptions and Special Provisions	21145	NEW	09/15/98	98-11/167
R307-413	Exemptions and Special Provisions	21354	NSC	09/15/98	Not Printed
R307-414	Permits: Fees for Approval Orders	21146	NEW	09/15/98	98-11/170
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R307-840	Lead-Based Paint Accreditation, Certification and Work Practice Standards	21016	NEW	08/13/98	98-10/36
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R309-106	Source Development	20290	REP	03/01/98	97-24/26
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R309-114	Drinking Water Source Protection Funding	20693	NEW	see CPR	98-4/76
R309-114	Drinking Water Source Protection Funding	20693	CPR	06/15/98	98-9/60
R309-211	Facility Design and Operation: Transmission and Distribution Pipelines	21302	AMD	11/01/98	98-16/6
R309-352	Drinking Water Capacity Development Funding	21027	NEW	06/19/98	98-10/38
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R311-204	Underground Storage Tanks: Closure	21361	AMD	10/09/98	98-17/15
R311-205	Underground Storage Tanks: Site Assessment Protocol	21362	AMD	10/09/98	98-17/17
R311-206	Underground Storage Tanks: Financial Assurance Mechanisms	21363	AMD	10/09/98	98-17/22
R311-207	Accessing the Petroleum Storage Tank Trust Fund for Leaking Petroleum Storage Tanks	21364	AMD	10/09/98	98-17/24
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R311-210	Administrative Procedures for Underground Storage Tank Act Adjudicative Proceedings	21074	NSC	05/06/98	Not Printed
R311-210	Administrative Procedures for Underground Storage Tank Act Adjudicative Proceedings	21366	AMD	10/09/98	98-17/30
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R313-15	Standards for Protection Against Radiation	20235	CPR	03/20/98	98-4/120
R313-15	Standards for Protection Against Radiation	20953	NSC	04/04/98	Not Printed
R313-15	Standards for Protection Against Radiation	21038	5YR	04/30/98	98-10/149
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R313-25	License Requirements for Land Disposal of Radioactive Waste - General Provisions	20954	NSC	04/03/98	Not Printed
R313-32	Medical Use of Radioactive Material	20238	AMD	01/23/98	97-23/65
R313-32	Medical Use of Radioactive Material	20829	NSC	04/01/98	Not Printed
R313-32	Medical Use of Radioactive Material	21088	AMD	08/11/98	98-10/40
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R315-2	General Requirements - Identification and Listing of Hazardous Waste	20383	AMD	02/20/98	98-1/17
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R315-3	Application and Plan Approval Procedures for Hazardous Waste Treatment, Storage, and Disposal Facilities	20795	NSC	03/05/98	Not Printed
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R315-4	Hazardous Waste Manifest	20385	AMD	02/20/98	98-1/35
R315-4-4	Off-Site Hazardous Waste Storage, Treatment or Disposal Facilities Manifest Procedures	20797	NSC	03/06/98	Not Printed
R315-6-7	Transfer Facility Requirements	20538	AMD	02/20/98	98-2/24
R315-7	Interim Status Requirements for Hazardous Waste Treatment, Storage, and Disposal Facilities	20386	AMD	02/20/98	98-1/36
R315-7	Interim Status Requirements for Hazardous Waste Treatment, Storage, and Disposal Facilities	21461	AMD	12/15/98	98-19/24
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R315-13	Land Disposal Restrictions	20796	NSC	03/05/98	Not Printed
R315-13	Land Disposal Restrictions	21463	AMD	12/15/98	98-19/34
R315-14-7	Standards for the Management of Specific Hazardous Wastes of Specific Types of Hazardous Waste Management Facilities	20389	AMD	02/20/98	98-1/40
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R315-16	Standards for Universal Waste Management	20390	AMD	02/20/98	98-1/40
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R315-301	Solid Waste Authority, Definitions, and General Requirements	20965	5YR	04/02/98	98-9/65
R315-301	Solid Waste Authority, Definitions, and General Requirements	21436	AMD	11/16/98	98-19/36
R315-301-2	Definitions	19876	AMD	see CPR	97-19/23
R315-301-2	Definitions	19876	CPR	01/05/98	97-23/111
R315-301-2	Definitions	20249	NSC	01/05/98	Not Printed
R315-301-2	Definitions	20686	NSC	02/03/98	Not Printed
R315-301-2	Definitions	21093	NSC	05/20/98	Not Printed
R315-302	Solid Waste Facility Location Standards, General Facility Requirements, and Closure Requirements	20966	5YR	04/02/98	98-9/66
R315-302	Solid Waste Facility Location Standards, General Facility Requirements, and Closure Requirements	21437	AMD	11/16/98	98-19/41
R315-302-2	General Facility Requirements	20761	NSC	02/18/98	Not Printed
R315-303	Landfilling Standards	20967	5YR	04/02/98	98-9/67
R315-303	Landfilling Standards	21438	AMD	11/16/98	98-19/46
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R315-305	Class IV Landfill Requirements	20968	5YR	04/02/98	98-9/68
R315-305-5	Requirements for Operation	21440	AMD	11/16/98	98-19/53
R315-306	Energy Recovery and Incinerator Standards	20969	5YR	04/02/98	98-9/69
R315-306	Energy Recovery and Incinerator Standards	21441	AMD	11/16/98	98-19/54
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R315-307	Landtreatment Disposal Standards	20999	5YR	04/20/98	98-10/150
R315-308	Ground Water Monitoring Requirements	21000	5YR	04/20/98	98-10/150
R315-308	Ground Water Monitoring Requirements	21442	AMD	11/16/98	98-19/56
R315-309	Financial Assurance	21001	5YR	04/20/98	98-10/151
R315-309	Financial Assurance	21443	AMD	11/16/98	98-19/59
R315-309-3	Financial Assurance Mechanisms	20688	NSC	02/03/98	Not Printed
R315-310	Permit Requirements for Solid Waste Facilities	21002	5YR	04/20/98	98-10/152
R315-310-7	Contents of a Permit Application for a New or Expanding Energy Recovery or Incinerator Facility	20689	NSC	02/03/98	Not Printed

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R432-16	Hospice Inpatient Facility Construction	20582	NEW	03/04/98	98-2/27
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R501-17	Adult Foster Care Standards	20880	NSC	03/17/98	Not Printed
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R512-25	Child Protective Services Notification and Due Process	21336	NEW	09/15/98	98-16/26
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R527-300	Income Withholding	20723	AMD	03/18/98	98-4/77
R527-300	Income Withholding	21006	AMD	06/16/98	98-10/130
R527-300	Income Withholding	21488	NSC	10/22/98	Not Printed
R527-301	Non IV-D Income Withholding	20724	AMD	03/18/98	98-4/80
R527-301	Non IV-D Income Withholding	21427	5YR	09/04/98	98-19/106
R527-305	High-Volume, Automated Administrative Enforcement in Interstate Child Support Cases	21017	NEW	06/16/98	98-10/131
R527-430	Administrative Notice of Lien-Levy Procedures	20523	NEW	02/05/98	98-1/68
R527-475	State Tax Refund Intercept	20725	AMD	03/18/98	98-4/82
R527-550	Assessment	20520	AMD	02/11/98	98-1/70
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R527-928	Lost Checks	21530	NSC	10/23/98	Not Printed
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R590-128	Unfair Discrimination Based on the Failure to Maintain Automobile Insurance. (Revised)	20817	CPR	06/16/98	98-10/138
R590-132	Insurance Treatment of Human Immunodeficiency Virus (HIV) Infection	18730	AMD	see CPR (First)	97-7/36
R590-132	Insurance Treatment of Human Immunodeficiency Virus (HIV) Infection	18730	CPR (First)	see CPR (Second)	97-15/102
R590-132	Insurance Treatment of Human Immunodeficiency Virus (HIV) Infection	18730	CPR (Second)	03/01/98	97-22/105
R590-132-3	Rule	20590	NSC	03/01/98	Not Printed
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R590-154	Unfair Marketing Practices Rule	21205	5YR	06/10/98	98-13/31
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R590-186	Bail Bond Surety Business	21162	CPR	09/25/98	98-16/76
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R590-187	Assessment of Title Insurance Agencies and Title Insurers for Costs Related to Regulation of Title Insurance	21204	CPR	09/25/98	98-16/79
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R595-1-9	Issuance of Private Reprimand and Dismissal of Complaint With Admonition	21353	AMD	10/02/98	98-17/38
R595-1-10	Hearing	20527	AMD	02/20/98	98-2/57
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R600-1	Declaratory Orders	21215	5YR	06/15/98	98-13/32
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R612-2-3	Filings	21451	AMD	11/03/98	98-19/80
R612-2-5	Regulation of Medical Practitioner Fees	21452	AMD	11/03/98	98-19/82
R612-2-5	Regulation of Medical Practitioner Fees	21662	NSC	12/01/98	Not Printed
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R614-1-4	Incorporation of Federal Standards	21453	AMD	12/02/98	98-19/83
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R614-2-3	Drilling Industry -- General Safety and Health Provisions	21545	AMD	12/04/98	98-21/64
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R614-6-4	Industrial Railroads	21550	AMD	12/04/98	98-21/73
R614-6-7	Hot Metallurgical Operations	21094	NSC	05/22/98	Not Printed
R614-7-1	Roofing, Tar-Asphalt Operations	21551	AMD	12/04/98	98-21/78
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R645-301-700	Hydrology	20191	AMD	03/15/98	97-22/59
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R653-4	Investigation Account	20694	AMD	03/18/98	98-4/88
R653-5	Cloud Seeding	20593	AMD	02/18/98	98-2/60
R653-5	Cloud Seeding	20791	NSC	03/05/98	Not Printed
R653-7	Administrative Procedures for Informal Proceedings	20554	AMD	02/18/98	98-2/63
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R657-5	Taking Big Game	21414	AMD	10/16/98	98-18/23
R657-6	Taking Upland Game	21238	AMD	08/19/98	98-14/74
R657-9	Taking Waterfowl, Wilson's Snipe and Coot	21400	AMD	10/16/98	98-18/26
R657-10	Taking Cougar	20928	EMR	03/19/98	98-8/57
R657-10	Taking Cougar	21401	AMD	10/16/98	98-18/29
R657-33	Taking Bear	20929	EMR	03/19/98	98-8/58
R657-33	Taking Bear	20938	5YR	03/24/98	98-8/65
R657-33	Taking Bear	20939	AMD	05/18/98	98-8/43
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R657-34	Procedures for Confirmation of Ordinances on Hunting Closures	21499	AMD	11/19/98	98-20/25
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R671-201	Original Parole Grant Hearing Schedule and Notice	20429	AMD	02/18/98	98-1/73
R671-201	Original Parole Grant Hearing Schedule and Notice	21199	NSC	06/17/98	Not Printed
R671-202	Notification of Hearings	20431	AMD	02/18/98	98-1/74
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R671-205	Credit for Time Served	21311	NEW	12/09/98	98-16/48
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R671-312	Commutation Hearings for Death Penalty Cases	21301	EXD	07/15/98	98-16/96
R671-312	Commutation Hearings for Death Penalty Cases	21312	EMR	07/17/98	98-16/82
R671-312	Commutation Hearings for Death Penalty Cases	21313	NEW	09/15/98	98-16/49
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R671-505	Parole Revocation Hearings	20479	AMD	02/18/98	98-1/96
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R671-508	Evidentiary Hearings	20483	AMD	02/18/98	98-1/98
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R710-7	Concerns Servicing Automatic Fire Suppression Systems	21293	AMD	09/01/98	98-15/53
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R714-158	Vehicle Safety Inspection Program Requirements	21176	AMD	07/30/98	98-12/17
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R722-2	Review and Challenge of Criminal Record	21346	CPR	12/15/98	98-20/34
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R728-402	Application Procedures to Attend a Basic Peace Officer Training Program	20783	NSC	02/23/98	Not Printed
R728-403	Qualifications For Admission To Certified Peace Officer Training Academies	20784	NSC	02/23/98	Not Printed
R728-404	Basic Training Basic Academy Rules	20810	AMD	04/15/98	98-6/52
R728-406	Requirements For Approval and Certification of Basic Correctional, Reserve and Special Function Training Programs and Applicants	20786	NSC	02/23/98	Not Printed
R728-407	Waiver/Reactivation Process	20787	NSC	02/23/98	Not Printed
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R746-331	Determination of Exemption of Mutual Water Corporations	20627	NEW	04/06/98	98-3/78
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R746-345	Pole Attachments for Cable Television Companies	21349	5YR	08/11/98	98-17/62
R746-356-2	Definitions	20592	NSC	01/06/98	Not Printed
R746-360	Universal Public Telecommunications Service Support Fund	20956	EMR	03/31/98	98-8/59
R746-360	Universal Public Telecommunications Service Support Fund	21317	EMR	07/28/98	98-16/84
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R746-500	Americans With Disabilities Act Complaint Procedure	21341	5YR	08/05/98	98-17/64
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R765-555	Policy on Colleges and Universities Providing Facilities, Goods and Services in Competition with Private Enterprise	20984	NSC	05/01/98	Not Printed
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R861-1A-28	Evidence in Adjudicative Proceedings Pursuant to Utah Code Ann. Sections 59-1-210, 76-8-502, 76-8-503, 63-46b-8	20823	AMD	05/04/98	98-6/59
R861-1A-32	Mediation Process Pursuant to Utah Code Section 63-46b-1	20824	AMD	05/04/98	98-6/60
R861-1A-32	Mediation Process Pursuant to Utah Code Section 63-46b-1	21091	NSC	05/21/98	Not Printed
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R865-4D-2	Clean Special Fuel Certificate, Refund Procedures for Undyed Diesel Fuel Used Off-Highway or to Operate a Power Take-Off Unit, and Sales Tax Liability Pursuant to Utah Code Ann. Sections 59-13-301 and 59-13-304	21193	NSC	06/17/98	Not Printed
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R986-412	Conditions of Eligibility	20857	NSC	04/01/98	Not Printed
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R986-702	Conditions of Eligibility and Client Payment Amount	20871	NSC	04/01/98	Not Printed
R986-702	Conditions of Eligibility and Client Payment Amount	21284	AMD	10/01/98	98-15/73
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R986-706	Provider Payment and Contracting	20759	5YR	02/06/98	98-5/78
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R986-706	Provider Payment and Contracting	21286	AMD	10/01/98	98-15/75
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R986-707	Eligibility	20876	NSC	04/01/98	Not Printed
R986-707	Eligibility	21287	AMD	10/01/98	98-15/77
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R986-709	Cash Out Child Care Program	21288	REP	10/01/98	98-15/78

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R994-307	Social Costs -- Relief of Charges	21210	5YR	06/12/98	98-13/34
R994-315	Centralized New Hire Registry Reporting	21012	NEW	06/25/98	98-10/135
R994-508	Appeal Procedures	21211	5YR	06/12/98	98-13/35
R994-600	Dislocated Workers	21181	5YR	05/29/98	98-12/39

WORKFORCE SERVICES (CHANGED TO HEALTH -- 06/01/98)

Employment Development (Changed to Health Care Financing, Coverage and Reimbursement Policy -- 06/01/98)

R986-301 (Changed to R414-301)	Medicaid General Provisions	21164	NSC	06/01/98	Not Printed
R986-302 (Changed to R414-302)	Eligibility Requirements	21165	NSC	06/01/98	Not Printed
R986-303 (Changed to R414-303)	Coverage Groups	21166	NSC	06/01/98	Not Printed
R986-304 (Changed to R414-304)	Income and Budgeting	21167	NSC	06/01/98	Not Printed

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R986-305 (Changed to R414-305)	Resources	21168	NSC	06/01/98	Not Printed
R986-306 (Changed to R414-306)	Program Benefits	21169	NSC	06/01/98	Not Printed
R986-307 (Changed to R414-307)	Eligibility Determination and Redetermination	21170	NSC	06/01/98	Not Printed
R986-308 (Changed to R414-308)	Record Management	21171	NSC	06/01/98	Not Printed
R986-309 (Changed to R414-309)	Utah Medical Assistance Program (UMAP)	21172	NSC	06/01/98	Not Printed
R986-310 (Changed to R414-310)	Demonstration Programs	21173	NSC	06/01/98	Not Printed

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ABBREVIATIONS

AMD = Amendment	NSC = Nonsubstantive rule change
CPR = Change in proposed rule	REP = Repeal
EMR = Emergency rule (120 day)	R&R = Repeal and reenact
NEW = New rule	* = Text too long to print in <i>Bulletin</i> , or repealed text not printed in <i>Bulletin</i>
5YR = Five-Year Review	
EXD = Expired	

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>ABRASIVE BLASTING</u>					
Environmental Quality, Air Quality	21128	R307-206	NEW	09/15/98	98-11/123
<u>ACCESS TO INFORMATION</u>					
Administrative Services, Administration	20537	R13-2	NSC	01/06/98	Not Printed
<u>ACCREDITATION</u>					
Education, Administration	21468	R277-410	AMD	11/03/98	98-19/4
	20780	R277-504	AMD	04/07/98	98-5/10
	20657	R277-516	5YR	01/14/98	98-3/89
	20904	R277-912	5YR	03/13/98	98-7/75
	21077	R277-912	NSC	05/07/98	Not Printed

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<u>ACID RAIN</u>					
Environmental Quality, Air Quality	21115	R307-16 (Changed to R307-215)	AMD	09/15/98	98-11/99
	21115	R307-16 (Changed to R307-417)	AMD	09/15/98	98-11/99
<u>ACUPUNCTURE</u>					
Commerce, Occupational and Professional Licensing	21149	R156-72	AMD	07/07/98	98-11/29
<u>ADJUDICATIVE PROCEDURES</u>					
Community and Economic Development, Community Development, Library	21090	R223-1	5YR	05/01/98	98-11/201
Regents (Board of), Administration	20980	R765-134	5YR	04/13/98	98-9/72
<u>ADJUDICATIVE PROCEEDINGS</u>					
Public Safety, Driver License	20632	R708-14	AMD	03/04/98	98-3/76
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Administrative Services, Administrative Rules	20976	R15-4	AMD	07/01/98	98-9/3
	20952	R15-4-3	AMD	07/01/98	98-8/2
	21393	R15-5	5YR	08/21/98	98-18/49
	21394	R15-5	NSC	10/17/98	Not Printed
Human Services, Recovery Services	21424	R527-200	NSC	10/20/98	Not Printed
	21243	R527-253	AMD	08/17/98	98-14/73
<u>ADMINISTRATIVE PROCEDURES</u>					
Administrative Services, Administration	21435	R13-1	5YR	09/11/98	98-19/104
Administrative Services, Administrative Rules	21393	R15-5	5YR	08/21/98	98-18/49
	21394	R15-5	NSC	10/17/98	Not Printed
Commerce, Corporations and Commercial Code	21658	R154-100	5YR	11/10/98	98-23/48
Community and Economic Development, Community Development, Library	21090	R223-1	5YR	05/01/98	98-11/201
Environmental Quality, Air Quality	21120	R307-102	NEW	09/15/98	98-11/110
Human Resource Management, Administration	21065	R477-4	NSC	06/27/98	Not Printed
	21307	R477-12	AMD	10/02/98	98-16/22
	21309	R477-15	AMD	10/02/98	98-16/25
Human Services, Administration, Administrative Hearings	20248	R497-100	AMD	01/26/98	97-24/88
	21417	R497-100	NSC	10/20/98	Not Printed
Labor Commission, Industrial Accidents	21470	R612-1-9	NSC	10/22/98	Not Printed
Lieutenant Governor, Administration	21560	R622-1	5YR	10/19/98	98-22/142
Natural Resources, Energy	20718	R636-2	EXD	02/01/98	98-4/136
	20720	R636-5	EXD	02/01/98	98-4/136
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	21042	R641-101	5YR	05/01/98	98-10/159
	21043	R641-102	5YR	05/01/98	98-10/159

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	21045	R641-104	5YR	05/01/98	98-10/160
	21046	R641-105	5YR	05/01/98	98-10/160
	21047	R641-106	5YR	05/01/98	98-10/161
	21048	R641-107	5YR	05/01/98	98-10/161
	21049	R641-108	5YR	05/01/98	98-10/162
	21050	R641-109	5YR	05/01/98	98-10/162
	21051	R641-110	5YR	05/01/98	98-10/163
	21052	R641-111	5YR	05/01/98	98-10/163
	21053	R641-112	5YR	05/01/98	98-10/164
	21054	R641-113	5YR	05/01/98	98-10/164
	21055	R641-114	5YR	05/01/98	98-10/164
	21056	R641-115	5YR	05/01/98	98-10/165
	21057	R641-116	5YR	05/01/98	98-10/165
	21058	R641-117	5YR	05/01/98	98-10/166
	21059	R641-118	5YR	05/01/98	98-10/166
	21060	R641-119	5YR	05/01/98	98-10/167
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Natural Resources, Water Resources	20554	R653-7	AMD	02/18/98	98-2/63
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	21242	R850-50-700	NSC	07/07/98	Not Printed
	20395	R850-80	AMD	02/03/98	98-1/108
	21320	R850-80-550	NSC	08/05/98	Not Printed
	21184	R850-80-600	AMD	07/16/98	98-12/20
Workers' Compensation Fund, Administration	21214	R980-1	REP	08/07/98	98-13/28
<u>ADMINISTRATIVE RESPONSIBILITY</u>					
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<u>ADMINISTRATIVE RULES</u>					
Human Resource Management, Administration	21073	R477-13	NSC	06/27/98	Not Printed
<u>ADOPTION</u>					
Human Services, Child and Family Services	20245	R512-2	AMD	02/01/98	97-24/90
<u>ADOPTION ASSISTANCE</u>					
Workforce Services, Employment Development	20855	R986-222	NSC	04/01/98	Not Printed
<u>ADULT EDUCATION</u>					
Education, Administration	20666	R277-702	5YR	01/14/98	98-3/93
Workforce Services, Employment Development	20867	R986-501	NSC	04/01/98	Not Printed
<u>ADVERTISING</u>					
Public Service Commission, Administration	21351	R746-406	5YR	08/11/98	98-17/63

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	20847	R986-213	NSC	04/01/98	Not Printed
<u>AFDC APPLICATIONS</u>					
Workforce Services, Employment Development	20848	R986-214	NSC	04/01/98	Not Printed
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Agriculture and Food, Animal Industry	20279	R58-19	NEW	01/15/98	97-24/12
Agriculture and Food, Plant Industry	20280	R68-19	NEW	01/15/98	97-24/13
	20813	R68-19-4	AMD	04/15/98	98-6/16
Agriculture and Food, Regulatory Services	20281	R70-201	NEW	01/15/98	97-24/14
	20814	R70-201-4	AMD	04/15/98	98-6/16
<u>AIR CONDITIONING</u>					
Public Safety, Highway Patrol	20908	R714-210	R&R	05/05/98	98-7/59
<u>AIR POLLUTION</u>					
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	21587	R307-1	NSC	11/12/98	Not Printed
	20096	R307-1-1	AMD	01/08/98	97-21/4
	20202	R307-1-1	AMD	01/08/98	97-23/10
	20736	R307-1-1	AMD	04/22/98	98-5/16
	21015	R307-1-2	AMD	08/13/98	98-10/26
	20219	R307-1-3	AMD	02/05/98	97-23/20
	20740	R307-1-3	NSC	02/05/98	Not Printed
	21104	R307-1-5 (Changed to R307-105)	AMD	09/15/98	98-11/37
	21105	R307-1-6 (Changed to R307-120)	AMD	09/15/98	98-11/39
	21105	R307-1-6 (Changed to R307-121)	AMD	09/15/98	98-11/39
	21105	R307-1-6 (Changed to R307-122)	AMD	09/15/98	98-11/39
	21106	R307-1-8 (Changed to R307-801)	AMD	09/15/98	98-11/43
	21107	R307-2 (Changed to R307-110)	AMD	09/15/98	98-11/55
	20099	R307-2-12	AMD	01/08/98	97-21/14
	21280	R307-2-12	NSC	07/27/98	Not Printed
	21031	R307-2-13	AMD	see CPR	98-10/28
	21031	R307-2-13	CPR	11/02/98	98-19/93
	21108	R307-3 (Changed to R307-342)	AMD	09/15/98	98-11/58
	21109	R307-4 (Changed to R307-130)	AMD	09/15/98	98-11/61
	21109	R307-4 (Changed to R307-135)	AMD	09/15/98	98-11/61

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	21563	R307-7-3	NSC	11/12/98	Not Printed
	20100	R307-8-3	AMD	01/08/98	97-21/15
	21111	R307-10 (Changed to R307-214)	AMD	09/15/98	98-11/74
	20737	R307-10-2	AMD	06/26/98	98-5/34
	21112	R307-11 (Changed to R307-320)	AMD	09/15/98	98-11/75
	21113	R307-13 (Changed to R307-170)	AMD	09/15/98	98-11/78
	21102	R307-14	REP	09/15/98	98-11/82
	21114	R307-15 (Changed to R307-415)	AMD	09/15/98	98-11/83
	21103	R307-17	REP	09/15/98	98-11/100
	21011	R307-18 (Changed to R307-210)	AMD	08/13/98	98-10/32
	21116	R307-19 (Changed to R307-115)	AMD	09/15/98	98-11/101
	21117	R307-20 (Changed to R307-220)	AMD	09/15/98	98-11/101
	21118	R307-21 (Changed to R307-221)	AMD	09/15/98	98-11/102
	21119	R307-101	NEW	09/15/98	98-11/104
	21120	R307-102	NEW	09/15/98	98-11/110
	21121	R307-107	NEW	09/15/98	98-11/112
	21564	R307-110-27	NSC	11/12/98	Not Printed
	21272	R307-110-31	AMD	11/20/98	98-15/4
	21565	R307-121-2	NSC	11/12/98	Not Printed
	21123	R307-155	NEW	09/15/98	98-11/114
	21124	R307-165	NEW	09/15/98	98-11/117
	21125	R307-201	NEW	09/15/98	98-11/118
	21126	R307-202	NEW	09/15/98	98-11/119
	21127	R307-203	NEW	09/15/98	98-11/121
	21128	R307-206	NEW	09/15/98	98-11/123
	21566	R307-220	NSC	11/12/98	Not Printed
	21671	R307-220	NSC	11/25/98	Not Printed
	21455	R307-220-3	AMD	11/25/98	98-19/6
	21456	R307-222	NEW	11/25/98	98-19/7
	21129	R307-302	NEW	09/15/98	98-11/124
	21130	R307-305	NEW	09/15/98	98-11/126
	21131	R307-307	NEW	09/15/98	98-11/128
	21273	R307-307-3	NSC	09/15/98	Not Printed
	21132	R307-325	NEW	09/15/98	98-11/129
	21133	R307-326	NEW	09/15/98	98-11/131
	21134	R307-327	NEW	09/15/98	98-11/133
	21135	R307-328	NEW	09/15/98	98-11/135
	21136	R307-332	NEW	09/15/98	98-11/137

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	21138	R307-340	NEW	09/15/98	98-11/143
	21139	R307-341	NEW	09/15/98	98-11/150
	21140	R307-401	NEW	09/15/98	98-11/151
	21274	R307-401-2	NSC	09/15/98	Not Printed
	21141	R307-403	NEW	09/15/98	98-11/154
	21142	R307-405	NEW	09/15/98	98-11/157
	21143	R307-406	NEW	09/15/98	98-11/162
	21144	R307-410	NEW	09/15/98	98-11/163
	21395	R307-410-3	NSC	09/15/98	Not Printed
	21146	R307-414	NEW	09/15/98	98-11/170
	21568	R307-415	NSC	11/12/98	Not Printed
	21016	R307-840	NEW	08/13/98	98-10/36
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Environmental Quality, Air Quality	20771	R307-8	AMD	04/22/98	98-5/26
	21110	R307-8 (Changed to R307-301)	AMD	09/15/98	98-11/66
	21567	R307-301-11	NSC	11/12/98	Not Printed
<u>AIR QUALITY</u>					
Environmental Quality, Air Quality	21009	R307-6	REP	08/13/98	98-10/29
	21115	R307-16 (Changed to R307-215)	AMD	09/15/98	98-11/99
	21115	R307-16 (Changed to R307-417)	AMD	09/15/98	98-11/99
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<u>ALARM COMPANY</u>					
Commerce, Occupational and Professional Licensing	21481	R156-65-502	AMD	11/17/98	98-20/4
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Public Safety, Highway Patrol	21279	R714-500	R&R	09/25/98	98-15/59
	20698	R714-550	AMD	03/24/98	98-4/104
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	21032	R81-1-18	AMD	07/01/98	98-10/5
	21266	R81-1-18	NSC	07/29/98	Not Printed
<u>ALTERNATIVE LANGUAGE SERVICES</u>					
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<u>ALTERNATIVE SCHOOL</u>					
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Agriculture and Food, Administration	20931	R51-2	5YR	03/19/98	98-8/63
Workforce Services, Workforce Information and Payment Services	21211	R994-508	5YR	06/12/98	98-13/35
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Education, Administration	21161	R277-907	NEW	07/02/98	98-11/34
	20904	R277-912	5YR	03/13/98	98-7/75
	21077	R277-912	NSC	05/07/98	Not Printed
Workforce Services, Employment Development	20867	R986-501	NSC	04/01/98	Not Printed
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	20394	R884-24P-24	AMD	02/24/98	98-1/114
	21357	R884-24P-33	AMD	10/14/98	98-17/43
	21526	R884-24P-53	EMR	10/06/98	98-21/92
	20203	R884-24P-58	AMD	02/24/98	97-23/96
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<u>APPROVAL FOR CORRECTIONAL BASIC COURSE</u>					
Public Safety, Peace Officer Standards and Training	20786	R728-406	NSC	02/23/98	Not Printed
<u>APPROVAL FOR RESERVE BASIC COURSE</u>					
Public Safety, Peace Officer Standards and Training	20786	R728-406	NSC	02/23/98	Not Printed
<u>APPROVAL FOR SPECIAL FUNCTION COURSE</u>					
Public Safety, Peace Officer Standards and Training	20786	R728-406	NSC	02/23/98	Not Printed
<u>APPROVAL ORDER</u>					
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	21274	R307-401-2	NSC	09/15/98	Not Printed
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	20200	R156-3a	CPR	02/18/98	98-2/79
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Community and Economic Development, Community Development, Fine Arts	20811	R207-1	5YR	02/25/98	98-6/77
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Community and Economic Development, Community Development, Fine Arts	21175	R207-2	AMD	09/03/98	98-12/10
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Community and Economic Development, Community Development, Fine Arts	20812	R207-2	5YR	02/25/98	98-6/77
	21175	R207-2	AMD	09/03/98	98-12/10
<u>ASBESTOS</u>					
Environmental Quality, Air Quality	21106	R307-1-8 (Changed to R307-801)	AMD	09/15/98	98-11/43
	21109	R307-4 (Changed to R307-135)	AMD	09/15/98	98-11/61
<u>ASBESTOS HAZARD EMERGENCY RESPONSE</u>					
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Environmental Quality, Air Quality	21139	R307-341	NEW	09/15/98	98-11/150
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<u>BANKS AND BANKING</u>					
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	21530	R527-928	NSC	10/23/98	Not Printed
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	20938	R657-33	5YR	03/24/98	98-8/65
	20939	R657-33	AMD	05/18/98	98-8/43
<u>BENEFITS</u>					
Human Services, Administration	21492	R495-607	5YR	09/28/98	98-20/38
Human Services, Administration (Changed to Community and Economic Development, Community Development, Community Services)	21522	R495-605 (Changed to R202-205)	NSC	10/23/98	Not Printed
	21524	R495-607 (Changed to R202-207)	NSC	10/23/98	Not Printed
Labor Commission, Industrial Accidents	21217	R612-3	5YR	06/15/98	98-13/33
Workforce Services, Employment Development	20224	R986-302	AMD	01/02/98	97-23/97
	20744	R986-302	5YR	02/06/98	98-5/70
	20860	R986-415	NSC	04/01/98	Not Printed
	20208	R986-417	AMD	see CPR	97-23/100
	20208	R986-417	CPR	02/03/98	98-1/120
	20862	R986-417	NSC	04/01/98	Not Printed
	21420	R986-417	EMR	10/01/98	98-19/98
	20863	R986-418	NSC	04/01/98	Not Printed
Workforce Services, Employment Development (Changed to Health, Health Care Financing, Coverage and Reimbursement Policy)	21165	R986-302 (Changed to R414-302)	NSC	06/01/98	Not Printed
<u>BIG GAME</u>					
Natural Resources, Wildlife Resources	21402	R657-44	AMD	10/16/98	98-18/32
<u>BIG GAME SEASONS</u>					
Natural Resources, Wildlife Resources	20241	R657-5	AMD	01/15/98	97-24/95
	21185	R657-5	AMD	07/16/98	98-12/14
	21414	R657-5	AMD	10/16/98	98-18/23
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	21400	R657-9	AMD	10/16/98	98-18/26
<u>BOARDS</u>					
Administrative Services, Finance	21623	R25-5	5YR	10/30/98	98-22/140
<u>BOATING</u>					
Natural Resources, Parks and Recreation	21406	R651-203	NSC	10/20/98	Not Printed
	21493	R651-206	AMD	12/01/98	98-20/17
	21407	R651-211	NSC	10/20/98	Not Printed
	21408	R651-213	NSC	10/20/98	Not Printed
	21410	R651-216	NSC	10/20/98	Not Printed
	21411	R651-217	NSC	10/20/98	Not Printed
	21412	R651-219	NSC	10/20/98	Not Printed
	21494	R651-224	AMD	12/01/98	98-20/20
	21413	R651-225-4	NSC	10/20/98	Not Printed
	21495	R651-227	NEW	12/01/98	98-20/21
<u>BOILERS</u>					
Labor Commission, Occupational Safety and Health	21548	R614-6-1	AMD	12/04/98	98-21/70
	21549	R614-6-2	AMD	12/04/98	98-21/72
	21550	R614-6-4	AMD	12/04/98	98-21/73
<u>BRACHYTHERAPY</u>					
Environmental Quality, Radiation Control	20238	R313-32	AMD	01/23/98	97-23/65
	20829	R313-32	NSC	04/01/98	Not Printed
	21088	R313-32	AMD	08/11/98	98-10/40
<u>BRAKES</u>					
Public Safety, Highway Patrol	20912	R714-300	R&R	05/05/98	98-7/63
<u>BREAKDOWN</u>					
Environmental Quality, Air Quality	21121	R307-107	NEW	09/15/98	98-11/112
<u>BREATH TESTING</u>					
Public Safety, Highway Patrol	21279	R714-500	R&R	09/25/98	98-15/59
<u>BRINE SHRIMP ROYALTY</u>					
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<u>BROAD SCOPE</u>					
Environmental Quality, Radiation Control	20961	R313-22-37	NSC	04/01/98	Not Printed
<u>BUDGETING</u>					
Administrative Services, Facilities Construction and Management	20706	R23-8	5YR	01/28/98	98-4/130
Workforce Services, Employment Development	20746	R986-304	5YR	02/06/98	98-5/71
	20738	R986-304	EMR	02/12/98	98-5/60
	20739	R986-304	AMD	04/01/98	98-5/49
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	20990	R156-56-706	AMD	07/01/98	98-9/24
	20989	R156-56-706	AMD	07/01/98	98-9/23
	20991	R156-56-706	AMD	07/01/98	98-9/25
	21203	R156-56-706	NSC	07/01/98	Not Printed
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	20883	R156-56-302	AMD	05/04/98	98-7/28
	20990	R156-56-706	AMD	07/01/98	98-9/24
	20989	R156-56-706	AMD	07/01/98	98-9/23
	20991	R156-56-706	AMD	07/01/98	98-9/25
	21203	R156-56-706	NSC	07/01/98	Not Printed
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	20709	R23-11	5YR	01/28/98	98-4/131
	20711	R23-24	5YR	01/28/98	98-4/132
	21208	R23-29	AMD	10/29/98	98-13/10
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<u>BUSLINES</u>					
Transportation, Preconstruction, Right- of-Way Acquisition	21177	R933-4	NEW	07/16/98	98-12/21
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	21310	R671-205	EMR	07/17/98	98-16/81
	21311	R671-205	NEW	12/09/98	98-16/48
	20489	R671-312	AMD	02/18/98	98-1/87
	21301	R671-312	EXD	07/15/98	98-16/96
	21312	R671-312	EMR	07/17/98	98-16/82
	21313	R671-312	NEW	09/15/98	98-16/49
	21428	R671-312	NSC	09/15/98	Not Printed

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	21288	R986-709	REP	10/01/98	98-15/78
<u>CENTENNIAL</u>					
Statehood Centennial Commission (Utah), Administration	20924	R855-1	EXD	03/17/98	98-8/67
	20925	R855-2	EXD	03/17/98	98-8/67
	20926	R855-3	EXD	03/17/98	98-8/67
<u>CERTIFICATE OF REGISTRATION</u>					
Natural Resources, Wildlife Resources	21241	R657-45	NEW	08/19/98	98-14/83
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	21336	R512-25	NEW	09/15/98	98-16/26
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	20870	R986-701	NSC	04/01/98	Not Printed
	21283	R986-701	AMD	10/01/98	98-15/71
	20755	R986-702	5YR	02/06/98	98-5/76
	20871	R986-702	NSC	04/01/98	Not Printed
	21284	R986-702	AMD	10/01/98	98-15/73
	20756	R986-703	5YR	02/06/98	98-5/77
	20872	R986-703	NSC	04/01/98	Not Printed
	21285	R986-703	AMD	10/01/98	98-15/74
	20757	R986-704	5YR	02/06/98	98-5/77
	20873	R986-704	NSC	04/01/98	Not Printed
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	21286	R986-706	AMD	10/01/98	98-15/75
	20760	R986-707	5YR	02/06/98	98-5/79
	20876	R986-707	NSC	04/01/98	Not Printed
	21287	R986-707	AMD	10/01/98	98-15/77
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	20265	R430-3	NEW	01/21/98	97-24/69
	21235	R430-4	NEW	08/20/98	98-14/51
	20266	R430-5	NEW	02/05/98	97-24/71
	21392	R430-5	REP	10/28/98	98-18/14
	20267	R430-6	NEW	01/20/98	97-24/75
	21245	R430-6	AMD	08/20/98	98-14/53
	20645	R430-10	EMR	01/09/98	98-3/86
	20684	R430-10	EMR	01/20/98	98-4/122
	20268	R430-30	NEW	01/21/98	97-24/79
	21236	R430-50	NEW	08/20/98	98-14/55
	21472	R430-50	NSC	10/19/98	Not Printed
	21276	R430-60	NEW	09/10/98	98-15/5
	21246	R430-90	NEW	08/20/98	98-14/58
	21473	R430-90	NSC	10/22/98	Not Printed
	20269	R430-100	NEW	02/05/98	97-24/79
	21277	R430-100	AMD	09/10/98	98-15/10
<u>CHILD PLACING</u>					
Human Services, Administration, Administrative Services, Licensing	21415	R501-7	EMR	09/02/98	98-19/94
	21391	R501-7	AMD	10/16/98	98-18/21
<u>CHILDREN</u>					
Workforce Services, Employment Development	20754	R986-701	5YR	02/06/98	98-5/75
	20870	R986-701	NSC	04/01/98	Not Printed
	21283	R986-701	AMD	10/01/98	98-15/71
	20755	R986-702	5YR	02/06/98	98-5/76
	20871	R986-702	NSC	04/01/98	Not Printed
	21284	R986-702	AMD	10/01/98	98-15/73
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Health, Children's Health Insurance Program	21153	R382-1	NEW	07/14/98	98-11/171
	21154	R382-10	NEW	07/14/98	98-11/173
	21187	R382-10-10	AMD	07/17/98	98-12/11
	21155	R382-20	NEW	07/14/98	98-11/178
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	20240	R527-5	AMD	01/05/98	97-23/83
	20522	R527-39	NEW	02/05/98	98-1/67
	20978	R527-56	5YR	04/13/98	98-9/69
	20979	R527-56	NSC	04/20/98	Not Printed
	21018	R527-100	NEW	06/16/98	98-10/129
	21424	R527-200	NSC	10/20/98	Not Printed
	21352	R527-201	AMD	see CPR	98-17/34
	21352	R527-201	CPR	10/16/98	98-18/38
	21243	R527-253	AMD	08/17/98	98-14/73
	20723	R527-300	AMD	03/18/98	98-4/77
	21006	R527-300	AMD	06/16/98	98-10/130
	21488	R527-300	NSC	10/22/98	Not Printed
	20724	R527-301	AMD	03/18/98	98-4/80
	21427	R527-301	5YR	09/04/98	98-19/106
	21017	R527-305	NEW	06/16/98	98-10/131
	20523	R527-430	NEW	02/05/98	98-1/68
	20725	R527-475	AMD	03/18/98	98-4/82
	20520	R527-550	AMD	02/11/98	98-1/70
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	21226	R512-25	EMR	06/16/98	98-14/99
	21336	R512-25	NEW	09/15/98	98-16/26
	20288	R512-31	AMD	04/01/98	97-24/91
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<u>CHILD WELFARE POLICY</u>					
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	20871	R986-702	NSC	04/01/98	Not Printed
	21284	R986-702	AMD	10/01/98	98-15/73

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	20856	R986-411	NSC	04/01/98	Not Printed
Workforce Services, Employment Development (Changed to Health, Health Care Financing, Coverage and Reimbursement Policy)	21164	R986-301 (Changed to R414-301)	NSC	06/01/98	Not Printed
<u>COAL MINES</u>					
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	21327	R645-102	5YR	07/27/98	98-16/91
	20190	R645-301-500	AMD	03/15/98	97-22/38
	21663	R645-301-500	NSC	12/01/98	Not Printed
	20191	R645-301-700	AMD	03/15/98	97-22/59
	21334	R645-301-700	AMD	09/30/98	98-16/36
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	20981	R765-555	5YR	04/13/98	98-9/73
	20984	R765-555	NSC	05/01/98	Not Printed
	20982	R765-993	5YR	04/13/98	98-9/73
	20985	R765-993	NSC	05/01/98	Not Printed
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	21586	R154-10	NSC	12/02/98	Not Printed
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	21198	R251-307	REP	09/01/98	98-13/12
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	20986	R251-112	NSC	06/15/98	Not Printed
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	20625	R162-107	NEW	03/04/98	98-2/22
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	20953	R313-15	NSC	04/04/98	Not Printed
	21038	R313-15	5YR	04/30/98	98-10/149
	21271	R313-15	NSC	07/22/98	Not Printed
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	21286	R986-706	AMD	10/01/98	98-15/75
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	20650	R156-55a	AMD	03/05/98	98-3/23
	20836	R156-55a-302b	NSC	03/17/98	Not Printed
	21275	R156-55a-302b	NSC	07/22/98	Not Printed
	21542	R156-55b	AMD	12/03/98	98-21/9
	20987	R156-56	AMD	07/01/98	98-9/6
	20883	R156-56-302	AMD	05/04/98	98-7/28
	20990	R156-56-706	AMD	07/01/98	98-9/24
	20989	R156-56-706	AMD	07/01/98	98-9/23
	20991	R156-56-706	AMD	07/01/98	98-9/25
	21203	R156-56-706	NSC	07/01/98	Not Printed
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	20702	R23-4	5YR	01/28/98	98-4/128
	21213	R23-4	AMD	10/29/98	98-13/7
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	20844	R251-304	AMD	06/15/98	98-7/34

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<u>CONTROL AND ACCESS</u>					
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<u>CONTROLLED SUBSTANCES</u>					
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	21092	R156-37	NSC	05/21/98	Not Printed
	20941	R156-37-605	AMD	05/19/98	98-8/8
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	20844	R251-304	AMD	06/15/98	98-7/34
	21207	R251-307	5YR	06/11/98	98-13/34
	21198	R251-307	REP	09/01/98	98-13/12
	20198	R251-707	AMD	01/15/98	97-23/8
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	21401	R657-10	AMD	10/16/98	98-18/29
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	21577	R982-301	NSC	11/12/98	Not Printed
<u>COUNSELORS</u>					
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	20728	R156-60c-502	NSC	02/19/98	Not Printed
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	20319	R986-303-301	AMD	02/03/98	98-1/116
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	20439	R671-207	AMD	02/18/98	98-1/78
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	20664	R277-700	5YR	01/14/98	98-3/92
	20665	R277-701	5YR	01/14/98	98-3/93
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	21073	R477-13	NSC	06/27/98	Not Printed
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	21145	R307-413	AMD	09/15/98	98-11/167
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	20854	R986-221	NSC	04/01/98	Not Printed
	20752	R986-310	5YR	02/06/98	98-5/74
	20753	R986-421	5YR	02/06/98	98-5/75
	20866	R986-421	NSC	04/01/98	Not Printed
	21423	R986-421	EMR	10/01/98	98-19/102
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	20819	R861-1A-24	AMD	05/04/98	98-6/56
	20820	R861-1A-25	AMD	05/04/98	98-6/57
	20821	R861-1A-26	AMD	05/04/98	98-6/57
	20822	R861-1A-27	AMD	05/04/98	98-6/59
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	20842	R251-112	AMD	06/15/98	98-7/32
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	20291	R309-107	REP	03/01/98	97-24/33
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	20293	R309-109	REP	03/01/98	97-24/47
	20294	R309-110	REP	03/01/98	97-24/56
	20295	R309-111	REP	03/01/98	97-24/60
	20296	R309-112	REP	03/01/98	97-24/63
	20977	R309-113	AMD	06/15/98	98-9/31
	20693	R309-114	NEW	see CPR	98-4/76
	20693	R309-114	CPR	06/15/98	98-9/60
	21302	R309-211	AMD	11/01/98	98-16/6
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	21260	R277-458	AMD	08/15/98	98-14/43
	20900	R277-740	5YR	03/13/98	98-7/74
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	20636	R510-102	5YR	01/08/98	98-3/99
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	20871	R986-702	NSC	04/01/98	Not Printed
	21284	R986-702	AMD	10/01/98	98-15/73
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	20873	R986-704	NSC	04/01/98	Not Printed
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	21152	R426-1-8	AMD	07/06/98	98-11/185
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	21373	R426-3	NSC	10/19/98	Not Printed
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	21132	R307-325	NEW	09/15/98	98-11/129
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	21139	R307-341	NEW	09/15/98	98-11/150
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	21254	R986-602	5YR	06/29/98	98-14/106
	20869	R986-603	NSC	04/01/98	Not Printed
	21255	R986-603	5YR	06/29/98	98-14/106
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	21520	R495-603 (Changed to R202-203)	NSC	10/23/98	Not Printed
	21521	R495-604 (Changed to R202-204)	NSC	10/23/98	Not Printed
	21522	R495-605 (Changed to R202-205)	NSC	10/23/98	Not Printed
	21523	R495-606 (Changed to R202-206)	NSC	10/23/98	Not Printed
	21524	R495-607 (Changed to R202-207)	NSC	10/23/98	Not Printed
	21525	R495-608 (Changed to R202-208)	NSC	10/23/98	Not Printed
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	20693	R309-114	NEW	see CPR	98-4/76
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	21280	R307-2-12	NSC	07/27/98	Not Printed
	21031	R307-2-13	AMD	see CPR	98-10/28
	21031	R307-2-13	CPR	11/02/98	98-19/93
	21114	R307-15 (Changed to R307-415)	AMD	09/15/98	98-11/83
	21116	R307-19 (Changed to R307-115)	AMD	09/15/98	98-11/101
	21117	R307-20 (Changed to R307-220)	AMD	09/15/98	98-11/101
	21566	R307-220	NSC	11/12/98	Not Printed
	21662	R307-220	NSC	11/25/98	Not Printed
	21455	R307-220-3	AMD	11/25/98	98-19/6
	21568	R307-415	NSC	11/12/98	Not Printed
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	21662	R612-2-5	NSC	12/01/98	Not Printed
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	20738	R986-304	EMR	02/12/98	98-5/60
	20739	R986-304	AMD	04/01/98	98-5/49
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	21475	R331-21	NSC	10/17/98	Not Printed
	20879	R331-22	AMD	05/04/98	98-7/35
	21479	R331-22	AMD	11/17/98	98-20/14
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	21420	R986-417	EMR	10/01/98	98-19/48
	20863	R986-418	NSC	04/01/98	Not Printed
	20209	R986-419	AMD	01/02/98	97-23/102
	20864	R986-419	NSC	04/01/98	Not Printed
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	21238	R657-6	AMD	08/19/98	98-14/74
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	21401	R657-10	AMD	10/16/98	98-18/29
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	21133	R307-326	NEW	09/15/98	98-11/131
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	21541	R495-810-2	AMD	12/07/98	98-21/58
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	21426	R331-20	NSC	10/17/98	Not Printed
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	20896	R503-5	REP	05/02/98	98-7/37
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	21300	R671-205	EXD	07/15/98	98-16/96
	21310	R671-205	EMR	07/17/98	98-16/81
	21311	R671-205	NEW	12/09/98	98-16/48
	20449	R671-304	AMD	02/18/98	98-1/83
	20487	R671-305	AMD	02/18/98	98-1/83
	20465	R671-317	AMD	02/18/98	98-1/91
	21201	R671-317	NSC	06/17/98	Not Printed
	20490	R671-403	AMD	02/18/98	98-1/92
	21645	R671-403	EXD	11/01/98	98-22/144
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	20794	R425-1	CPR	06/03/98	98-9/61
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	20385	R315-4	AMD	02/20/98	98-1/35
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	20387	R315-8	AMD	02/20/98	98-1/38
	21462	R315-8	AMD	12/15/98	98-19/29
	20388	R315-13	AMD	02/20/98	98-1/39
	20796	R315-13	NSC	03/05/98	Not Printed
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	20731	R428-13	NEW	04/05/98	98-5/40
	21158	R428-13	AMD	07/22/98	98-11/189
<u>HEALTH CARE FACILITIES</u>					
Health, Health Systems Improvement, Health Facility Licensure	21257	R432-35	NEW	08/28/98	98-14/64
	21036	R432-100	AMD	see CPR	98-10/60
	21036	R432-100	CPR	10/01/98	98-16/61
<u>HEALTH FACILITIES</u>					
Health, Health Systems Improvement, Health Facility Licensure	21527	R432-1	AMD	12/14/98	98-21/36
Health, Health Systems Improvement, Health Facility Licensure	20808	R432-1-4	AMD	05/28/98	98-6/38
	20830	R432-3-9	AMD	05/07/98	98-7/36
	21296	R432-6	R&R	09/14/98	98-15/20
	21482	R432-12	NSC	10/19/98	Not Printed
	20582	R432-16	NEW	03/04/98	98-2/27
	21505	R432-101	NSC	10/19/98	Not Printed
	20558	R432-102	AMD	02/24/98	98-2/31
	21005	R432-102-14	AMD	06/26/98	98-10/93
	20607	R432-103	NSC	01/06/98	Not Printed
	21483	R432-150	NSC	10/19/98	Not Printed
	20685	R432-151	5YR	01/20/98	98-4/134
	21506	R432-151	NSC	10/19/98	Not Printed
	21484	R432-152	NSC	10/19/98	Not Printed
	21485	R432-200	NSC	10/19/98	Not Printed
	20559	R432-550	AMD	02/24/98	98-2/34
	20560	R432-600	AMD	02/24/98	98-2/39
	20561	R432-700	AMD	02/24/98	98-2/42
	20562	R432-750	AMD	03/04/98	98-2/49
	21486	R432-750	NSC	10/19/98	Not Printed
	21487	R432-950	NSC	10/19/98	Not Printed
<u>HEALTH FACILITY ADMINISTRATORS</u>					
Commerce, Occupational and Professional Licensing	20894	R156-15-302d	AMD	05/05/98	98-7/8
<u>HEALTH INSURANCE</u>					
Human Services, Recovery Services	21352	R527-201	AMD	see CPR	98-17/34
	21352	R527-201	CPR	10/16/98	98-18/38
<u>HEALTH PLANNING</u>					
Health, Health Data Analysis	20192	R428-11	NEW	03/15/98	97-22/21
	21157	R428-11	AMD	07/22/98	98-11/187

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	20731	R428-13	NEW	04/05/98	98-5/40
	21158	R428-13	AMD	07/22/98	98-11/189
<u>HEALTH POLICY</u>					
Health, Health Data Analysis	20731	R428-13	NEW	04/05/98	98-5/40
	21158	R428-13	AMD	07/22/98	98-11/189
<u>HEARINGS</u>					
Environmental Quality, Air Quality	21120	R307-102	NEW	09/15/98	98-11/110
Human Services, Administration (Changed to Community and Economic Development, Community Development, Community Services)	21518	R495-601 (Changed to R202-201)	NSC	10/23/98	Not Printed
Professional Practices Advisory Commission, Administration	20524	R686-100	NEW	02/09/98	98-1/99
<u>HIGHER EDUCATION</u>					
Regents (Board of), Administration	20980	R765-134	5YR	04/13/98	98-9/72
	20981	R765-555	5YR	04/13/98	98-9/73
	20984	R765-555	NSC	05/01/98	Not Printed
	21163	R765-605	NEW	07/02/98	98-11/194
	21396	R765-610	AMD	10/26/98	98-18/34
	21397	R765-612	AMD	10/26/98	98-18/35
	20982	R765-993	5YR	04/13/98	98-9/73
	20985	R765-993	NSC	05/01/98	Not Printed
Regents (Board of), University of Utah, Administration	21227	R805-2	5YR	06/17/98	98-14/104
<u>HIGHWAY CONSTRUCTION</u>					
Transportation, Operations, Maintenance	20628	R918-2-3	NSC	01/21/98	Not Printed
<u>HIGHWAY PLANNING</u>					
Transportation, Program Development	20942	R926-2	AMD	05/29/98	98-8/47
<u>HIRING PRACTICES</u>					
Human Resource Management, Administration	21304	R477-5	AMD	10/02/98	98-16/13
<u>HOME CARE SERVICES</u>					
Human Services, Aging and Adult Services	20644	R510-400	5YR	01/08/98	98-3/103
<u>HOSPITAL POLICY</u>					
Health, Health Data Analysis	20192	R428-11	NEW	03/15/98	97-22/21
	21157	R428-11	AMD	07/22/98	98-11/187
<u>HOSPITALS</u>					
Environmental Quality, Air Quality	21456	R307-222	NEW	11/25/98	98-19/7
<u>HOSTILE WORK ENVIRONMENT</u>					
Human Resource Management, Administration	21309	R477-15	AMD	10/02/98	98-16/25
<u>HOUSING FINANCE</u>					
Housing Finance Agency, Administration	21659	R460-8	5YR	11/10/98	98-23/49
	21660	R460-8	NSC	12/01/98	Not Printed

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<u>HUMAN SERVICES</u>					
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	21540	R501-1	NSC	10/16/98	Not Printed
	21646	R501-1	NSC	12/01/98	Not Printed
	21083	R501-2	EMR	05/04/98	98-10/139
	21084	R501-2	AMD	07/02/98	98-10/120
	21647	R501-2	NSC	12/01/98	Not Printed
	21655	R501-3	NSC	12/01/98	Not Printed
	21415	R501-7	EMR	09/02/98	98-19/94
	21391	R501-7	AMD	10/16/98	98-18/21
	21258	R501-12	AMD	08/17/98	98-14/66
	21081	R501-14	EMR	05/04/98	98-10/140
	21085	R501-14	AMD	06/16/98	98-10/121
	21039	R501-15	EXD	05/01/98	98-10/168
	20179	R501-17	NEW	03/15/98	97-22/24
	20286	R501-17	NSC	03/15/98	Not Printed
	20880	R501-17	NSC	03/17/98	Not Printed
	21082	R501-18	EMR	05/04/98	98-10/145
	21086	R501-18	NEW	06/16/98	98-10/126
Workforce Services, Employment Development	20743	R986-301	5YR	02/06/98	98-5/70
	20856	R986-411	NSC	04/01/98	Not Printed
Workforce Services, Employment Development (Changed to Health, Health Care Financing, Coverage and Reimbursement Policy)	21164	R986-301 (Changed to R414-301)	NSC	06/01/98	Not Printed
<u>HUNTING</u>					
Natural Resources, Wildlife Resources	20244	R657-38	AMD	01/15/98	97-24/105
<u>HUNTING CLOSURES</u>					
Natural Resources, Wildlife Resources	21500	R657-34	5YR	10/01/98	98-20/38
	21499	R657-34	AMD	11/19/98	98-20/25
<u>HYDROELECTRIC POWER</u>					
Natural Resources, Energy and Resource Planning	20678	R637-1	NEW	03/05/98	98-3/73
<u>IMMUNIZATION</u>					
Health, Community Health Services, Epidemiology	20958	R386-704	REP	08/12/98	98-8/10
Health, Family Health Services, Child Health	20959	R396-100	NEW	see CPR	98-8/15
	20959	R396-100	CPR	08/12/98	98-12/32
<u>IMPAIRMENT RATINGS</u>					
Labor Commission, Industrial Accidents	21268	R612-6	5YR	07/06/98	98-15/80
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<u>INCOME</u>					
Human Services, Administration (Changed to Community and Economic Development, Community Development, Community Services)	21520	R495-603 (Changed to R202-203)	NSC	10/23/98	Not Printed
Human Services, Recovery Services	20723	R527-300	AMD	03/18/98	98-4/77
	21006	R527-300	AMD	06/16/98	98-10/130
	21488	R527-300	NSC	10/22/98	Not Printed
Workforce Services, Employment Development	20847	R986-213	NSC	04/01/98	Not Printed
	20742	R986-221	5YR	02/06/98	98-5/69
	20854	R986-221	NSC	04/01/98	Not Printed
	20855	R986-222	NSC	04/01/98	Not Printed
	20224	R986-302	AMD	01/02/98	97-23/97
	20744	R986-302	5YR	02/06/98	98-5/70
	20745	R986-303	5YR	02/06/98	98-5/71
	20319	R986-303-301	AMD	02/03/98	98-1/116
	20746	R986-304	5YR	02/06/98	98-5/71
	20738	R986-304	EMR	02/12/98	98-5/60
	20739	R986-304	AMD	04/01/98	98-5/49
	20752	R986-310	5YR	02/06/98	98-5/74
	20207	R986-414	AMD	01/02/98	97-23/99
	20859	R986-414	NSC	04/01/98	Not Printed
	21419	R986-414	EMR	10/01/98	98-19/97
	20211	R986-421	AMD	01/02/98	97-23/103
	20753	R986-421	5YR	02/06/98	98-5/75
	21423	R986-421	EMR	10/01/98	98-19/102
	20866	R986-421	NSC	04/01/98	Not Printed
	20757	R986-704	5YR	02/06/98	98-5/77
	20873	R986-704	NSC	04/01/98	Not Printed
Workforce Services, Employment Development (Changed to Health, Health Care Financing, Coverage and Reimbursement Policy)	21165	R986-302 (Changed to R414-302)	NSC	06/01/98	Not Printed
	21166	R986-303 (Changed to R414-303)	NSC	06/01/98	Not Printed
	21167	R986-304 (Changed to R414-304)	NSC	06/01/98	Not Printed
	21173	R986-310 (Changed to R414-310)	NSC	06/01/98	Not Printed
<u>INCOME DISREGARDS</u>					
Workforce Services, Employment Development	20853	R986-220	NSC	04/01/98	Not Printed
	21013	R986-220	AMD	06/25/98	98-10/134
<u>INCOME ELIGIBILITY</u>					
Human Services, Administration (Changed to Community and Economic Development, Community Development, Community Services)	21520	R495-603 (Changed to R202-203)	NSC	10/23/98	Not Printed

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<u>INDUSTRY</u>					
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<u>INFECTIOUS WASTE</u>					
Environmental Quality, Air Quality	21456	R307-222	NEW	11/25/98	98-19/7
<u>INFORMAL PROCEDURES</u>					
Community and Economic Development, Community Development, Library	21090	R223-1	5YR	05/01/98	98-11/201
<u>INFORMATION TECHNOLOGY</u>					
Governor, Planning and Budget, Information Technology Coordinator (Changed to Governor, Planning and Budget, Chief Information Officer)	19943	R365-4	NSC	09/10/98	Not Printed
Governor, Planning and Budget, Chief Information Officer	21491	R365-4	NSC	09/28/98	Not Printed
<u>INJURY</u>					
Health, Community Health Services, Epidemiology	20898	R386-703	NSC	03/18/98	Not Printed
<u>INMATES</u>					
Education, Administration	21642	R277-735	EXD	11/01/98	98-22/144
Pardons (Board of), Administration	20429	R671-201	AMD	02/18/98	98-1/73
	21199	R671-201	NSC	06/17/98	Not Printed
	20431	R671-202	AMD	02/18/98	98-1/74
	20435	R671-204	AMD	02/18/98	98-1/76
	20441	R671-208	AMD	02/18/98	98-1/79
	20443	R671-301	AMD	02/18/98	98-1/79
	20447	R671-303	AMD	02/18/98	98-1/82
	20453	R671-308	AMD	02/18/98	98-1/84
	20455	R671-309	AMD	02/18/98	98-1/85
	20457	R671-310	AMD	02/18/98	98-1/86
	20459	R671-311	AMD	02/18/98	98-1/87
	21200	R671-311	NSC	06/17/98	Not Printed
	20463	R671-316	AMD	02/18/98	98-1/90
	20465	R671-317	AMD	02/18/98	98-1/91
	21201	R671-317	NSC	06/17/98	Not Printed
<u>INMATES' RIGHTS</u>					
Pardons (Board of), Administration	20447	R671-303	AMD	02/18/98	98-1/82
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	20833	R728-502	5YR	03/04/98	98-7/78
	20834	R728-504	5YR	03/04/98	98-7/78
<u>INSPECTIONS</u>					
Agriculture and Food, Animal Industry	21182	R58-18-9	AMD	07/16/98	98-12/10
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	21231	R70-530	AMD	09/15/98	98-14/4
Environmental Quality, Radiation Control	20234	R313-12	AMD	see CPR	97-23/115
	20234	R313-12	CPR	03/20/98	98-4/115
	20236	R313-18	AMD	01/23/98	97-23/61
Public Safety, Highway Patrol	20906	R714-158	R&R	05/05/98	98-7/48
	21176	R714-158	AMD	07/30/98	98-12/17
<u>INSTRUCTIONAL MATERIALS</u>					
Education, Administration	20779	R277-469	NEW	04/07/98	98-5/7
<u>INSTRUCTOR CERTIFICATION</u>					
Public Safety, Peace Officer Standards and Training	20833	R728-502	5YR	03/04/98	98-7/78
<u>INSURANCE</u>					
Human Resource Management, Administration	21305	R477-7	AMD	see CPR	98-16/15
	21305	R477-7	CPR	10/02/98	98-17/59
Insurance, Administration	21340	R590-125	REP	09/25/1998	98-16/29
	20826	R590-141	AMD	05/01/98	98-6/42
	21087	R590-141	NSC	05/07/98	Not Printed
	21205	R590-154	5YR	06/10/98	98-13/31
	20943	R590-155	5YR	03/27/98	98-8/63
	20944	R590-157	5YR	03/27/98	98-8/64
	21713	R590-161	5YR	12/01/98	98-24/127
	21714	R590-162	5YR	12/01/98	98-24/128
	21715	R590-163	5YR	12/01/98	98-24/128
	21162	R590-186	NEW	see CPR	98-11/190
	21162	R590-186	CPR	09/25/98	98-16/76
	21204	R590-187	NEW	see CPR	98-13/14
	21204	R590-187	CPR	09/25/98	98-16/79
Labor Commission, Industrial Accidents	21218	R612-5	5YR	06/15/98	98-13/33
<u>INSURANCE COMPANIES</u>					
Insurance, Administration	20816	R590-124	5YR	02/26/98	98-6/78
	20817	R590-128	AMD	see CPR	98-6/41
	20817	R590-128	CPR	06/16/98	98-10/138
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Insurance, Administration	20815	R590-79-4	AMD	05/01/98	98-6/39
	21338	R590-94	5YR	07/31/98	98-16/90
	18730	R590-132	AMD	see CPR (First)	97-7/36
	18730	R590-132	CPR (First)	see CPR (Second)	97-15/102
	18730	R590-132	CPR (Second)	03/01/98	97-22/105
	20590	R590-132-3	NSC	03/01/98	Not Printed

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	21017	R527-305	NEW	06/16/98	98-10/131
<u>INTOXILYZER</u>					
Public Safety, Highway Patrol	21279	R714-500	R&R	09/25/98	98-15/59
<u>INVENTORIES</u>					
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	21123	R307-155	NEW	09/15/98	98-11/114
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<u>JOB DESCRIPTIONS</u>					
Human Resource Management, Administration	21065	R477-4	NSC	06/27/98	Not Printed
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Judicial Conduct Commission, Administration	21370	R595-1-5	AMD	10/02/98	98-17/37
	21353	R595-1-9	AMD	10/02/98	98-17/38
	20527	R595-1-10	AMD	02/20/98	98-2/57
<u>JUDICIAL ETHICS</u>					
Judicial Conduct Commission, Administration	21370	R595-1-5	AMD	10/02/98	98-17/37
	21353	R595-1-9	AMD	10/02/98	98-17/38
	20527	R595-1-10	AMD	02/20/98	98-2/57
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Education, Administration	20667	R277-709	5YR	01/14/98	98-3/94
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Public Safety, Peace Officer Standards and Training	20996	R728-505	NEW	06/02/98	98-9/47
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	21037	R444-14	NSC	05/07/98	Not Printed
<u>LABOR COMMISSION</u>					
Labor Commission, Administration	21215	R600-1	5YR	06/15/98	98-13/32
<u>LANDFILLS</u>					
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	21566	R307-220	NSC	11/12/98	Not Printed
	21671	R307-220	NSC	11/25/98	Not Printed
	21455	R307-220-3	AMD	11/25/98	98-19/6
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Natural Resources, Wildlife Resources	20700	R657-43	AMD	03/18/98	98-4/90

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	21318	R156-53	5YR	07/23/98	98-16/89
<u>LAND USE</u>					
Natural Resources; Forestry, Fire and State Lands	21536	R652-110	5YR	10/13/98	98-21/100
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Public Safety, Fire Marshal	20278	R710-9	AMD	01/15/98	97-24/109
	21295	R710-9	AMD	09/01/98	98-15/57
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Public Safety, Law Enforcement and Technical Services, Regulatory Licensing	21316	R724-7	5YR	07/21/98	98-16/95
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	20783	R728-402	NSC	02/23/98	Not Printed
	20784	R728-403	NSC	02/23/98	Not Printed
	20810	R728-404	AMD	04/15/98	98-6/52
	20786	R728-406	NSC	02/23/98	Not Printed
	20787	R728-407	NSC	02/23/98	Not Printed
	20831	R728-408	5YR	03/04/98	98-7/77
	20995	R728-409	AMD	06/02/98	98-9/41
	20788	R728-410	NSC	02/23/98	Not Printed
	21539	R728-501	5YR	10/14/98	98-21/101
	20833	R728-502	5YR	03/04/98	98-7/78
	20834	R728-504	5YR	03/04/98	98-7/78
<u>LEAD-BASED PAINT</u>					
Environmental Quality, Air Quality	21016	R307-840	NEW	08/13/98	98-10/36
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Administrative Services, Facilities Construction and Management	20710	R23-21	5YR	01/28/98	98-4/132
Natural Resources; Forestry, Fire and State Lands	21536	R652-110	5YR	10/13/98	98-21/100
<u>LEASING SERVICES</u>					
Administrative Services, Facilities Construction and Management	20710	R23-21	5YR	01/28/98	98-4/132
<u>LEAVE</u>					
Human Resource Management, Administration	21264	R477-8	EMR	07/01/98	98-14/94
	21306	R477-8	AMD	10/02/98	98-16/17
<u>LEGAL AID</u>					
Corrections, Administration	20198	R251-707	AMD	01/15/98	97-23/8
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	20200	R156-3a	AMD	see CPR	97-23/4
	20200	R156-3a	CPR	02/18/98	98-2/79
	20894	R156-15-302d	AMD	05/05/98	98-7/8
	20778	R156-16a	AMD	04/01/98	98-5/4
	20492	R156-17a	AMD	02/24/98	98-1/3
	21555	R156-17a	AMD	12/03/98	98-21/6
	21029	R156-31	REP	07/01/98	98-10/7
	21030	R156-31b	NEW	07/01/98	98-10/8
	21234	R156-31b	AMD	08/20/98	98-14/36
	21278	R156-31b-102	AMD	09/01/98	98-15/3
	20878	R156-37	AMD	05/04/98	98-7/8
	21092	R156-37	NSC	05/21/98	Not Printed
	20941	R156-37-605	AMD	05/19/98	98-8/8
	21019	R156-38	AMD	see CPR	98-10/14
	21019	R156-38	CPR	08/20/98	98-14/88
	20697	R156-40	5YR	01/27/98	98-4/133
	20695	R156-40	AMD	see CPR (First)	98-4/73
	20695	R156-40	CPR (First)	see CPR (Second)	98-8/55
	20695	R156-40	CPR (Second)	07/16/98	98-12/31
	21405	R156-44a	AMD	10/22/98	98-18/4
	21147	R156-47b	AMD	07/07/98	98-11/24
	21269	R156-47b	NSC	07/22/98	Not Printed
	21390	R156-49	AMD	10/19/98	98-18/9
	21148	R156-53	AMD	07/07/98	98-11/27
	21318	R156-53	5YR	07/23/98	98-16/89
	20173	R156-54	AMD	see CPR	97-22/12
	20173	R156-54	CPR	02/03/98	98-1/199
	20650	R156-55a	AMD	03/05/98	98-3/23
	20836	R156-55a-302b	NSC	03/17/98	Not Printed
	21275	R156-55a-302b	NSC	07/22/98	Not Printed
	21542	R156-55b	AMD	12/03/98	98-21/9
	20987	R156-56	AMD	07/01/98	98-9/6
	20883	R156-56-302	AMD	05/04/98	98-7/28
	20990	R156-56-706	AMD	07/01/98	98-9/24
	20989	R156-56-706	AMD	07/01/98	98-9/23
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	20701	R156-59	5YR	01/27/98	98-4/134
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	20651	R156-59	CPR	05/04/98	98-7/71
	20992	R156-60a	AMD	06/04/98	98-9/26
	20581	R156-60b	AMD	02/18/98	98-2/18
	21007	R156-60b	AMD	06/16/98	98-10/17
	21229	R156-60b-302a	AMD	08/20/98	98-14/39
	20790	R156-60b-502	NSC	02/19/98	Not Printed
	20359	R156-60c	AMD	02/03/98	98-1/6
	21008	R156-60c	AMD	06/16/98	98-10/20
	21230	R156-60c-302a	AMD	08/20/98	98-14/40
	20728	R156-60c-502	NSC	02/19/98	Not Printed
	20273	R156-60d	AMD	01/15/98	97-24/16
	20342	R156-61	AMD	02/03/98	98-1/10
	20729	R156-61-502	NSC	02/19/98	Not Printed
	20930	R156-63	AMD	05/19/98	98-8/9
	21174	R156-63-502	NSC	06/03/98	Not Printed
	21481	R156-65-502	AMD	11/17/98	98-20/4
	20974	R156-67-302d	AMD	06/04/98	98-9/29
	21319	R156-68	5YR	07/23/98	98-16/89
	20975	R156-68-302b	AMD	06/04/98	98-9/30
	20776	R156-69	AMD	04/01/98	98-5/6
	21149	R156-72	AMD	07/07/98	98-11/29
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	21335	R162-102	AMD	10/02/98	98-16/5
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	21095	R313-36-3	NSC	05/02/98	Not Printed
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	21540	R501-1	NSC	10/16/98	Not Printed
	21646	R501-1	NSC	12/01/98	Not Printed
	21083	R501-2	EMR	05/04/98	98-10/139
	21084	R501-2	AMD	07/02/98	98-10/120
	21647	R501-2	NSC	12/01/98	Not Printed
	21655	R501-3	NSC	12/01/98	Not Printed
	21415	R501-7	EMR	09/02/98	98-19/94
	21391	R501-7	AMD	10/16/98	98-18/21
	21258	R501-12	AMD	08/17/98	98-14/66
	21081	R501-14	EMR	05/04/98	98-10/140
	21085	R501-14	AMD	06/16/98	98-10/121
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	20880	R501-17	NSC	03/17/98	Not Printed
	21082	R501-18	EMR	05/04/98	98-10/145
	21086	R501-18	NEW	06/16/98	98-10/126
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	21549	R614-6-2	AMD	12/04/98	98-21/72
	21550	R614-6-4	AMD	12/04/98	98-21/73
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	21587	R307-1	NSC	11/12/98	Not Printed
	20096	R307-1-1	AMD	01/08/98	97-21/4
	20202	R307-1-1	AMD	01/08/98	97-23/10
	20736	R307-1-1	AMD	04/22/98	98-5/16
	21015	R307-1-2	AMD	08/13/98	98-10/26
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	20740	R307-1-3	NSC	02/05/98	Not Printed
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	21229	R156-60b-302a	AMD	08/20/98	98-14/39
	20790	R156-60b-502	NSC	02/19/98	Not Printed
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	21269	R156-47b	NSC	07/22/98	Not Printed
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	20945	R414-1	NSC	03/28/98	Not Printed
	20998	R414-1	AMD	06/16/98	98-10/42
	20542	R414-3X	REP	02/20/98	98-2/25
	20648	R414-4X	5YR	01/12/98	98-3/97
	21156	R414-10	AMD	07/08/98	98-11/180
	20825	R414-10A	EMR	02/26/98	98-6/64
	20652	R414-10A	AMD	03/19/98	98-3/44
	20612	R414-10X	REP	02/20/98	98-2/26
	20762	R414-12	5YR	02/09/98	98-5/66
	20922	R414-13X	EXD	03/15/98	98-7/80
	20232	R414-15	AMD	01/13/98	97-23/80
	20212	R414-17	REP	01/13/98	97-23/82
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	20613	R414-25X	REP	02/20/98	98-2/26
	20764	R414-26	5YR	02/09/98	98-5/66
	20735	R414-27	5YR	02/04/98	98-5/67
	20993	R414-28	EXD	04/14/98	98-9/74
	20655	R414-30	REP	03/19/98	98-3/60
	20766	R414-31X	5YR	02/09/98	98-5/67
	20767	R414-32	5YR	02/09/98	98-5/68
	20656	R414-36	REP	03/19/98	98-3/66
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	20994	R414-42	EXD	04/14/98	98-9/74
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	21189	R414-51	AMD	07/17/98	98-12/13
	21232	R414-52	5YR	06/22/98	98-14/101
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	21451	R612-2-3	AMD	11/03/98	98-19/80
	21452	R612-2-5	AMD	11/03/98	98-19/82
	21662	R612-2-5	NSC	12/01/98	Not Printed
	21537	R612-2-24	NSC	10/22/98	Not Printed
<u>MEDICAL RECORDS</u>					
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	20919	R525-1	NEW	05/25/98	98-7/40
	20915	R525-3	EXD	03/15/98	98-7/80
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	21008	R156-60c	AMD	06/16/98	98-10/20
	21230	R156-60c-302a	AMD	08/20/98	98-14/40
	20728	R156-60c-502	NSC	02/19/98	Not Printed
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	20096	R307-1-1	AMD	01/08/98	97-21/4
	20202	R307-1-1	AMD	01/08/98	97-23/10
	20736	R307-1-1	AMD	04/22/98	98-5/16
	21015	R307-1-2	AMD	08/13/98	98-10/26
	20219	R307-1-3	AMD	02/05/98	97-23/20
	20740	R307-1-3	NSC	02/05/98	Not Printed
	21105	R307-1-6 (Changed to R307-121)	AMD	09/15/98	98-11/39
	20771	R307-8	AMD	04/22/98	98-5/26
	21110	R307-8 (Changed to R307-301)	AMD	09/15/98	98-11/66
	20100	R307-8-3	AMD	01/08/98	97-21/15
	21112	R307-11 (Changed to R307-320)	AMD	09/15/98	98-11/75
	21102	R307-14	REP	09/15/98	98-11/82
	21565	R307-121-2	NSC	11/12/98	Not Printed
	21567	R307-301-11	NSC	11/12/98	Not Printed
	21136	R307-332	NEW	09/15/98	98-11/137
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	21088	R313-32	AMD	08/11/98	98-10/40
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	21030	R156-31b	NEW	07/01/98	98-10/8
	21234	R156-31b	AMD	08/20/98	98-14/36
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	20947	R649-2	AMD	06/02/98	98-8/27
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	21115	R307-16 (Changed to R307-215)	AMD	09/15/98	98-11/99
	21115	R307-16 (Changed to R307-417)	AMD	09/15/98	98-11/99
	21568	R307-415	NSC	11/12/98	Not Printed
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	21272	R307-110-31	AMD	11/20/98	98-15/4
	21132	R307-325	NEW	09/15/98	98-11/129
	21133	R307-326	NEW	09/15/98	98-11/131
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	20461	R671-315	AMD	02/18/98	98-1/89
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	21150	R23-13	5YR	05/15/98	98-11/200
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Natural Resources, Parks and Recreation	20839	R651-603-5	AMD	07/06/98	98-7/47
	20793	R651-611	AMD	07/06/98	98-6/44
<u>PAROLE</u>					
Pardons (Board of), Administration	20429	R671-201	AMD	02/18/98	98-1/73
	21199	R671-201	NSC	06/17/98	Not Printed
	20431	R671-202	AMD	02/18/98	98-1/74
	20435	R671-204	AMD	02/18/98	98-1/76
	20486	R671-205	AMD	02/18/98	98-1/76
	21300	R671-205	EXD	07/15/98	98-16/97
	21310	R671-205	EMR	07/17/98	98-16/81
	21311	R671-205	NEW	12/09/98	98-16/48
	20441	R671-208	AMD	02/18/98	98-1/79
	20443	R671-301	AMD	02/18/98	98-1/79
	20447	R671-303	AMD	02/18/98	98-1/82
	20451	R671-307	AMD	02/18/98	98-1/84
	20453	R671-308	AMD	02/18/98	98-1/84
	20455	R671-309	AMD	02/18/98	98-1/85
	20457	R671-310	AMD	02/18/98	98-1/86
	20459	R671-311	AMD	02/18/98	98-1/87
	21200	R671-311	NSC	06/17/98	Not Printed
	20463	R671-316	AMD	02/18/98	98-1/90
	20465	R671-317	AMD	02/18/98	98-1/91
	21201	R671-317	NSC	06/17/98	Not Printed

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	21202	R671-402	NSC	06/17/98	Not Printed
	20490	R671-403	AMD	02/18/98	98-1/92
	21645	R671-403	EXD	11/01/98	98-22/144
	20471	R671-405	AMD	02/18/98	98-1/93
	20475	R671-503	AMD	02/18/98	98-1/95
	20477	R671-504	AMD	02/18/98	98-1/95
	20479	R671-505	AMD	02/18/98	98-1/96
	20481	R671-507	AMD	02/18/98	98-1/98
	20483	R671-508	AMD	02/18/98	98-1/98
<u>PARTICULATE</u>					
Environmental Quality, Air Quality	21131	R307-307	NEW	09/15/98	98-11/128
	21273	R307-307-3	NSC	09/15/98	Not Printed
<u>PARTICULATE MATTER</u>					
Environmental Quality, Air Quality	21107	R307-2 (Changed to R307-110)	AMD	09/15/98	98-11/55
	20099	R307-2-12	AMD	01/08/98	97-21/14
	21280	R307-2-12	NSC	07/27/98	Not Printed
	21031	R307-2-13	AMD	see CPR	98-10/28
	21031	R307-2-13	CPR	11/02/98	98-19/93
	21564	R307-110-27	NSC	11/12/98	Not Printed
	21272	R307-110-31	AMD	11/20/98	98-15/4
	21130	R307-305	NEW	09/15/98	98-11/126
<u>PASSENGER TRAMWAYS</u>					
Transportation, Operations, Traffic and Safety	20807	R920-50	NSC	03/05/98	Not Printed
	21347	R920-50	AMD	10/02/98	98-17/51
	21476	R920-50	NSC	10/21/98	Not Printed
<u>PATIENTS</u>					
Mental Health, State Hospital	20916	R525-4	EXD	03/15/98	98-7/80
<u>PATIENTS' RIGHTS</u>					
Mental Health, State Hospital	20914	R525-2	EXD	03/15/98	98-7/80
	20920	R525-2	NEW	05/25/98	98-7/41
	20915	R525-3	EXD	03/15/98	98-7/80
<u>PAYING STANDARDS</u>					
Public Service Commission, Administration	20970	R746-342	5YR	04/03/98	98-9/71
<u>PAYMENT DETERMINATION</u>					
Human Services, Administration (Changed to Community and Economic Development, Community Development, Community Services)	21520	R495-603 (Changed to R202-203)	NSC	10/23/98	Not Printed
<u>PEACE OFFICER BASIC COURSE</u>					
Public Safety, Peace Officer Standards and Training	20782	R728-401	NSC	02/23/98	Not Printed

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Environmental Quality, Air Quality	21109	R307-4 (Changed to R307-130)	AMD	09/15/98	98-11/61
<u>PER DIEM ALLOWANCE</u>					
Administrative Services, Finance	21623	R25-5	5YR	10/30/98	98-22/140
	21626	R25-7	5YR	10/30/98	98-22/141
<u>PERMITS</u>					
Environmental Quality, Air Quality	21101	R307-7	REP	09/15/98	98-11/65
	21563	R307-7-3	NSC	11/12/98	Not Printed
	21140	R307-401	NEW	09/15/98	98-11/151
	21274	R307-401-2	NSC	09/15/98	Not Printed
	21143	R307-406	NEW	09/15/98	98-11/162
	21010	R307-413	NEW	08/13/98	98-10/35
	21145	R307-413	AMD	09/15/98	98-11/167
	21354	R307-413	NSC	09/15/98	Not Printed
Natural Resources; Forestry, Fire and State Lands	21536	R652-110	5YR	10/13/98	98-21/100
Natural Resources, Wildlife Resources	21240	R657-42	AMD	08/19/98	98-14/81
	21241	R657-45	NEW	08/19/98	98-14/83
Transportation, Motor Carrier, Ports of Entry	20646	R912-4	5YR	01/12/98	98-3/104
<u>PERMITTING AUTHORITY</u>					
Environmental Quality, Air Quality	21115	R307-16 (Changed to R307-215)	AMD	09/15/98	98-11/99
	21115	R307-16 (Changed to R307-417)	AMD	09/15/98	98-11/99
<u>PERSONAL PROPERTY</u>					
Tax Commission, Property Tax	20649	R884-24P-7	AMD	03/10/98	98-3/81
	20394	R884-24P-24	AMD	02/24/98	98-1/114
	21357	R884-24P-33	AMD	10/14/98	98-17/43
	21526	R884-24P-53	EMR	10/06/98	98-21/92
	20203	R884-24P-58	AMD	02/24/98	97-23/96
<u>PERSONNEL MANAGEMENT</u>					
Human Resource Management, Administration	21303	R477-1	AMD	10/02/98	98-16/9
	21064	R477-3	NSC	06/27/98	Not Printed
	21305	R477-7	AMD	see CPR	98-16/15
	21305	R477-7	CPR	10/02/98	98-17/59
	21073	R477-13	NSC	06/27/98	Not Printed
	21308	R477-14	AMD	10/02/98	98-16/24
<u>PETROLEUM</u>					
Environmental Quality, Air Quality	20771	R307-8	AMD	04/22/98	98-5/26
	21110	R307-8 (Changed to R307-301)	AMD	09/15/98	98-11/66

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	21567	R307-301-11	NSC	11/12/98	Not Printed
	21134	R307-327	NEW	09/15/98	98-11/133
Environmental Quality, Environmental Response and Remediation	21360	R311-201	AMD	10/09/98	98-17/8
	21361	R311-204	AMD	10/09/98	98-17/15
	21362	R311-205	AMD	10/09/98	98-17/17
	21363	R311-206	AMD	10/09/98	98-17/22
	21364	R311-207	AMD	10/09/98	98-17/24
	21365	R311-209	AMD	10/09/98	98-17/29
	21074	R311-210	NSC	05/06/98	Not Printed
	21366	R311-210	AMD	10/09/98	98-17/30
	21367	R311-212	AMD	10/09/98	98-17/32
<u>PHARMACIES</u>					
Commerce, Occupational and Professional Licensing	20492	R156-17a	AMD	02/24/98	98-1/3
	21555	R156-17a	AMD	12/03/98	98-21/6
<u>PHARMACISTS</u>					
Commerce, Occupational and Professional Licensing	20492	R156-17a	AMD	02/24/98	98-1/3
	21555	R156-17a	AMD	12/03/98	98-21/6
<u>PHYSICIAN ASSISTANTS</u>					
Health, Health Systems Improvement, Primary Care and Rural Health	21531	R434-10	5YR	10/08/98	98-21/99
	21532	R434-10	AMD	12/14/98	98-21/51
<u>PHYSICIANS</u>					
Commerce, Occupational and Professional Licensing	20974	R156-67-302d	AMD	06/04/98	98-9/29
Health, Health Systems Improvement, Primary Care and Rural Health	21531	R434-10	5YR	10/08/98	98-21/99
	21532	R434-10	AMD	12/14/98	98-21/51
<u>PILOT PROJECT</u>					
Workforce Services, Employment Development	20877	R986-709	NSC	04/01/98	Not Printed
	21288	R986-709	REP	10/01/98	98-15/78
<u>PIPELINE</u>					
Public Service Commission, Administration	21098	R746-409	NSC	05/21/98	Not Printed
<u>PLANNING-PROGRAMMING-BUDGETING</u>					
Administrative Services, Facilities Construction and Management	20705	R23-7	5YR	01/28/98	98-4/129
	20706	R23-8	5YR	01/28/98	98-4/130
<u>PM10</u>					
Environmental Quality, Air Quality	21130	R307-305	NEW	09/15/98	98-11/126
<u>POLICE DOG TRAINING RULES</u>					
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	20832	R728-411	5YR	03/04/98	98-7/77
<u>POPULATION</u>					
Human Services, Aging and Adult Services	20641	R510-109	5YR	01/08/98	98-3/102
<u>POSITION CLASSIFICATIONS</u>					
Human Resource Management, Administration	21065	R477-4	NSC	06/27/98	Not Printed
<u>POSTAL SERVICE</u>					
Transportation, Preconstruction	20881	R930-1	5YR	03/11/98	98-7/78
	20882	R930-1	NSC	03/17/98	Not Printed
<u>POSTSECONDARY PROPRIETARY SCHOOL</u>					
Regents (Board of), Administration	20983	R765-171	NSC	05/01/98	Not Printed
<u>PRISON RELEASE</u>					
Pardons (Board of), Administration	20486	R671-205	AMD	02/18/98	98-1/76
	21300	R671-205	EXD	07/15/98	98-16/96
	21310	R671-205	EMR	07/17/98	98-16/81
	21311	R671-205	NEW	12/09/98	98-16/48
<u>PRISONS</u>					
Corrections, Administration	20160	R251-107	AMD	01/15/98	97-22/16
	20196	R251-703	AMD	01/15/98	97-23/6
	20198	R251-707	AMD	01/15/98	97-23/8
	20379	R251-710	AMD	03/15/98	98-1/14
<u>PRIVACY LAW</u>					
Human Services, Recovery Services	20240	R527-5	AMD	01/05/98	97-23/83
<u>PRIVATE SCHOOLS</u>					
Education, Administration	21468	R277-410	AMD	11/03/98	98-19/4
	20902	R277-747	5YR	03/13/98	98-7/74
<u>PROCEDURE</u>					
Public Service Commission, Administration	21249	R746-210	5YR	06/26/98	98-14/103
	21250	R746-340	5YR	06/26/98	98-14/103
<u>PROCEEDINGS</u>					
Judicial Conduct Commission, Administration	21370	R595-1-5	AMD	10/02/98	98-17/37
	21353	R595-1-9	AMD	10/02/98	98-17/38
	20527	R595-1-10	AMD	02/20/98	98-2/57
<u>PROCUREMENT</u>					
Administrative Services, Facilities Construction and Management	21212	R23-1	AMD	10/29/98	98-13/4
<u>PROFESSIONAL COMPETENCY</u>					
Education, Administration	21342	R277-106	NEW	10/05/98	98-17/3
	21261	R277-502	AMD	08/15/98	98-14/45
	20781	R277-514	R&R	04/07/98	98-5/13
	20657	R277-516	5YR	01/14/98	98-3/89

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<u>PROFESSIONAL COUNSELORS</u>					
Commerce, Occupational and Professional Licensing	20359	R156-60c	AMD	02/03/98	98-1/6
	21008	R156-60c	AMD	06/16/98	98-10/20
	21230	R156-60c-302a	AMD	08/20/98	98-14/40
	20728	R156-60c-502	NSC	02/19/98	Not Printed
<u>PROFESSIONAL EDUCATION</u>					
Education, Administration	20780	R277-504	AMD	04/07/98	98-5/10
	20658	R277-518	5YR	01/14/98	98-3/90
<u>PROFESSIONAL ENGINEERS</u>					
Commerce, Occupational and Professional Licensing	20696	R156-22	5YR	01/27/98	98-4/133
	20940	R156-22	AMD	see CPR	98-8/4
	20940	R156-22	CPR	07/16/98	98-12/29
<u>PROFESSIONAL LAND SURVEYORS</u>					
Commerce, Occupational and Professional Licensing	20696	R156-22	5YR	01/27/98	98-4/133
	20940	R156-22	AMD	see CPR	98-8/4
	20940	R156-22	CPR	07/16/98	98-12/29
<u>PROFESSIONAL PRACTICES</u>					
Education, Administration	21342	R277-106	NEW	10/05/98	98-17/3
<u>PROGRAM BENEFITS</u>					
Workforce Services, Employment Development	20748	R986-306	5YR	02/06/98	98-5/72
	20777	R986-306	AMD	04/01/98	98-5/57
Workforce Services, Employment Development (Changed to Health, Health Care Financing, Coverage and Reimbursement Policy)	21169	R986-306 (Changed to R414-306)	NSC	06/01/98	Not Printed
<u>PROGRAMS</u>					
Public Service Commission, Administration	21350	R746-404	5YR	08/11/98	98-17/63
<u>PROGRAM TYPE</u>					
Workforce Services, Employment Development	20756	R986-703	5YR	02/06/98	98-5/77
	20872	R986-703	NSC	04/01/98	Not Printed
	21285	R986-703	AMD	10/01/98	98-15/74
<u>PROMOTIONS</u>					
Agriculture and Food, Marketing and Conservation	21512	R65-2	5YR	10/05/98	98-21/97
	21513	R65-5	5YR	10/05/98	98-21/98
	20699	R65-11	NEW	03/19/98	98-4/8
<u>PROOF</u>					
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	21097	R884-24P-19	AMD	08/11/98	98-11/198
	20394	R884-24P-24	AMD	02/24/98	98-1/114
	21357	R884-24P-33	AMD	10/14/98	98-17/43
	21526	R884-24P-53	EMR	10/06/98	98-21/92
	20203	R884-24P-58	AMD	02/24/98	97-23/96
<u>PROTECTION</u>					
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Governor, Planning and Budget, Chief Information Officer	21491	R365-4	NSC	09/28/98	Not Printed
<u>PROVIDER PAYMENT</u>					
Workforce Services, Employment Development	20759	R986-706	5YR	02/06/98	98-5/78
	20875	R986-706	NSC	04/01/98	Not Printed
	21286	R986-706	AMD	10/01/98	98-15/75
<u>PSD (Prevention of Significant Deterioration)</u>					
Environmental Quality, Air Quality	21142	R307-405	NEW	09/15/98	98-11/157
<u>PSYCHIATRIC CARE</u>					
Mental Health, State Hospital	20915	R525-3	EXD	03/15/98	98-7/80
	20916	R525-4	EXD	03/15/98	98-7/80
<u>PSYCHOLOGICAL</u>					
Pardons (Board of), Administration	20441	R671-208	AMD	02/18/98	98-1/79
<u>PSYCHOLOGISTS</u>					
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	20729	R156-61-502	NSC	02/19/98	Not Printed
<u>PUBLIC ASSISTANCE OVERPAYMENTS</u>					
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<u>PUBLIC ASSISTANCE PROGRAMS</u>					
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	21530	R527-928	NSC	10/23/98	Not Printed
Workforce Services, Employment Development	20845	R986-211	NSC	04/01/98	Not Printed
	20850	R986-216	NSC	04/01/98	Not Printed
	20851	R986-218	NSC	04/01/98	Not Printed
	20852	R986-219	NSC	04/01/98	Not Printed
	20749	R986-307	5YR	02/06/98	98-5/73
	20774	R986-307	AMD	04/01/98	98-5/58
	20750	R986-308	5YR	02/06/98	98-5/73
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	20704	R23-6	5YR	01/28/98	98-4/129
	20705	R23-7	5YR	01/28/98	98-4/129
	20706	R23-8	5YR	01/28/98	98-4/130
Public Safety, Fire Marshal	20714	R710-4	AMD	03/18/98	98-4/96
	21291	R710-4	AMD	09/01/98	98-15/46
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Education, Administration	21343	R277-437	AMD	10/05/98	98-17/4
	21641	R277-437	EXD	11/01/98	98-22/144
	21369	R277-438	NSC	08/20/98	Not Printed
	20669	R277-716	5YR	01/14/98	98-3/94
	21642	R277-735	EXD	11/01/98	98-22/144
<u>PUBLIC HEALTH</u>					
Health, Community Health Services, Environmental Services	20963	R392-200-6	AMD	see CPR	98-8/12
	20963	R392-200-6	CPR	09/10/98	98-14/90
<u>PUBLIC INFORMATION</u>					
Administrative Services, Administration	20537	R13-2	NSC	01/06/98	Not Printed
Transportation, Administration	21661	R907-40	5YR	11/10/98	98-23/50
<u>PUBLIC INPUT ON POLICY</u>					
Human Services, Child and Family Services	21466	R512-3	NEW	11/05/98	98-19/77
<u>PUBLIC PETITIONS</u>					
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Attorney General, Administration	21538	R105-2	NSC	10/23/98	Not Printed
Career Service Review Board, Administration	21265	R137-2	5YR	07/01/98	98-14/101
Governor, Administration	20923	R355-1-1	NSC	03/27/98	Not Printed
Natural Resources, Parks and Recreation	21314	R651-102	5YR	07/21/98	98-16/94
<u>PUBLIC SAFETY</u>					
Transportation, Operations, Traffic and Safety	21489	R920-7	NEW	12/02/98	98-20/31
<u>PUBLIC SCHOOLS</u>					
Education, Administration	21468	R277-410	AMD	11/03/98	98-19/4
	21192	R277-436	5YR	06/04/98	98-13/31
	21159	R277-436	AMD	07/02/98	98-11/31
	21403	R277-460	5YR	09/01/98	98-18/49
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Public Service Commission, Administration	21248	R746-110	5YR	06/26/98	98-14/102

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	20626	R746-331	EMR	01/05/98	98-3/87
	20627	R746-331	NEW	04/06/98	98-3/78
	20964	R746-332	5YR	04/02/98	98-9/70
	20970	R746-342	5YR	04/03/98	98-9/71
	21348	R746-344	5YR	08/11/98	98-17/62
	21349	R746-345	5YR	08/11/98	98-17/62
	20956	R746-360	EMR	03/31/98	98-8/59
	21317	R746-360	EMR	07/28/98	98-16/84
	21450	R746-360	NEW	11/25/98	98-19/87
	20971	R746-402	5YR	04/03/98	98-9/71
	21350	R746-404	5YR	08/11/98	98-17/63
	20972	R746-405	5YR	04/03/98	98-9/72
	21351	R746-406	5YR	08/11/98	98-17/63
	21458	R746-600	5YR	09/15/98	98-19/107
<u>QUALIFICATIONS FOR TRAINING</u>					
Public Safety, Peace Officer Standards and Training	20784	R728-403	NSC	02/23/98	Not Printed
<u>QUARANTINE</u>					
Agriculture and Food, Plant Industry	21511	R68-14	5YR	10/05/98	98-21/99
	20838	R68-15	5YR	03/05/98	98-7/72
	20962	R68-15	AMD	05/16/98	98-8/2
	21471	R68-15-1	NSC	10/17/98	Not Printed
	21096	R68-15-3	AMD	07/02/98	98-11/24
	21432	R68-16	5YR	09/11/98	98-19/104
	21433	R68-17	5YR	09/11/98	98-19/105
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Natural Resources, Wildlife Resources	21238	R657-6	AMD	08/19/98	98-14/74
<u>RACT (Reasonably Available Control Technology)</u>					
Environmental Quality, Air Quality	21132	R307-325	NEW	09/15/98	98-11/129
<u>RADIATION</u>					
Environmental Quality, Radiation Control	20237	R313-25	AMD	01/23/98	97-23/62
	20954	R313-25	NSC	04/03/98	Not Printed
<u>RADIATION SAFETY</u>					
Environmental Quality, Radiation Control	20236	R313-18	AMD	01/23/98	97-23/61
<u>RADIOACTIVE MATERIAL</u>					
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	20235	R313-15	CPR	03/20/98	98-4/120
	20953	R313-15	NSC	04/04/98	Not Printed
	21038	R313-15	5YR	04/30/98	98-10/149
	21271	R313-15	NSC	07/22/98	Not Printed
	20236	R313-18	AMD	01/23/98	97-23/61
	20961	R313-22-37	NSC	04/01/98	Not Printed
	20238	R313-32	AMD	01/23/98	97-23/65
	20829	R313-32	NSC	04/01/98	Not Printed

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	21095	R313-36-3	NSC	05/02/98	Not Printed
<u>RADIOACTIVE WASTE DISPOSAL</u>					
Environmental Quality, Radiation Control	20237	R313-25	AMD	01/23/98	97-23/62
	20954	R313-25	NSC	04/03/98	Not Printed
<u>RADIOLOGY PRACTICAL TECHNICIAN</u>					
Commerce, Occupational and Professional Licensing	20173	R156-54	AMD	see CPR	97-22/12
	20173	R156-54	CPR	02/03/98	98/1/199
<u>RADIOLOGY TECHNOLOGIST</u>					
Commerce, Occupational and Professional Licensing	20173	R156-54	AMD	see CPR	97-22/12
	20173	R156-54	CPR	02/03/98	98/1/199
<u>RADIOPHARMACEUTICAL</u>					
Environmental Quality, Radiation Control	20238	R313-32	AMD	01/23/98	97-23/65
	20829	R313-32	NSC	04/01/98	Not Printed
	21088	R313-32	AMD	08/11/98	98-10/40
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<u>RAILROADS</u>					
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<u>RANGE MANAGEMENT</u>					
School and Institutional Trust Lands, Administration	21242	R850-50-700	NSC	07/07/98	Not Printed
<u>RATES</u>					
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	21628	R25-8	5YR	10/30/98	98-22/141
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Public Service Commission, Administration	21458	R746-600	5YR	09/15/98	98-19/107
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	21210	R994-307	5YR	06/12/98	98-13/34
<u>REACTIVATION PROCESS</u>					
Public Safety, Peace Officer Standards and Training	20787	R728-407	NSC	02/23/98	Not Printed
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Commerce, Real Estate	21335	R162-102	AMD	10/02/98	98-16/5
	21151	R162-106	AMD	07/14/98	98-11/30
	20625	R162-107	NEW	03/04/98	98-2/22
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	20799	R162-2	AMD	04/23/98	98-6/19
	20800	R162-3	AMD	04/23/98	98-6/21
	20801	R162-4	AMD	04/23/98	98-6/23
	20802	R162-5	AMD	04/23/98	98-6/26
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	21327	R645-102	5YR	07/27/98	98-16/91
	20190	R645-301-500	AMD	03/15/98	97-22/38
	21663	R645-301-500	NSC	12/01/98	Not Printed
	20191	R645-301-700	AMD	03/15/98	97-22/59
	21334	R645-301-700	AMD	09/30/98	98-16/36
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Regents (Board of), University of Utah, Administration	21227	R805-2	5YR	06/17/98	98-14/104
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Workforce Services, Employment Development (Changed to Health, Health Care Financing, Coverage and Reimbursement Policy)	21171	R986-308 (Changed to R414-308)	NSC	06/01/98	Not Printed
<u>RECORDS ACCESS</u>					
Attorney General, Administration	21538	R105-2	NSC	10/23/98	Not Printed
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Regents (Board of), Administration	20982	R765-993	5YR	04/13/98	98-9/73
	20985	R765-993	NSC	05/01/98	Not Printed
<u>RECORDS MANAGEMENT</u>					
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	20985	R765-993	NSC	05/01/98	Not Printed
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	21078	R280-200	NSC	05/07/98	Not Printed
	21256	R280-200	NSC	07/07/98	Not Printed
	21644	R280-202	EXD	11/01/98	98-22/144
Public Safety, Driver License	20335	R708-1	REP	02/10/98	98-1/107
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	20747	R986-305	5YR	02/06/98	98-5/72
	20726	R986-305	EMR	02/12/98	98-4/123
	20770	R986-305	AMD	04/01/98	98-5/55
	20675	R986-305	AMD	05/28/98	98-3/84
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	21645	R671-403	EXD	11/01/98	98-22/144
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	21273	R307-307-3	NSC	09/15/98	Not Printed
Natural Resources; Forestry, Fire and State Lands	21536	R652-110	5YR	10/13/98	98-21/100
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	20958	R386-704	REP	08/12/98	98-8/10
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	20959	R396-100	CPR	08/12/98	98-12/65
Human Resource Management, Administration	21303	R477-1	AMD	10/02/98	98-16/9
	21073	R477-13	NSC	06/27/98	Not Printed
Public Safety, Peace Officer Standards and Training	20995	R728-409	AMD	06/02/98	98-9/41
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	20677	R746-341	AMD	04/06/98	98-3/78
	20970	R746-342	5YR	04/03/98	98-9/71
	21348	R746-344	5YR	08/11/98	98-17/62
	21349	R746-345	5YR	08/11/98	98-17/62
	20971	R746-402	5YR	04/03/98	98-9/71
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	20235	R313-15	CPR	03/20/98	98-4/120
	20953	R313-15	NSC	04/04/98	Not Printed
	21038	R313-15	5YR	04/30/98	98-10/149
	21271	R313-15	NSC	07/22/98	Not Printed
Labor Commission, Occupational Safety and Health	20633	R614-1-4	NSC	01/21/98	Not Printed
	20835	R614-1-4	AMD	05/04/98	98-7/45
	21453	R614-1-4	AMD	12/02/98	98-19/83
	21543	R614-1-5	AMD	12/04/98	98-21/60
	21544	R614-1-6	AMD	12/04/98	98-21/63
	21387	R614-1-8	NSC	10/20/98	Not Printed
	21545	R614-2-3	AMD	12/04/98	98-21/64
	21546	R614-2-12	AMD	12/04/98	98-21/67
	21547	R614-3-11	AMD	12/04/98	98-21/69
	21094	R614-6-7	NSC	05/22/98	Not Printed
	21551	R614-7-1	AMD	12/04/98	98-21/78
	21552	R614-7-2	AMD	12/04/98	98-21/80
Natural Resources, Parks and Recreation	21495	R651-227	NEW	12/01/98	98-20/21
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	20676	R909-75	NSC	01/21/98	Not Printed
	20918	R909-75	AMD	05/28/98	98-7/67
	21282	R909-75	AMD	09/01/98	98-15/70
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	21320	R850-80-550	NSC	08/05/98	Not Printed
	21184	R850-80-600	AMD	07/16/98	98-12/20
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	21353	R595-1-9	AMD	10/02/98	98-17/38
	20527	R595-1-10	AMD	02/20/98	98-2/57
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	20794	R425-1	CPR	06/03/98	98-9/61
Health, Health Systems Improvement, Primary Care and Rural Health	21531	R434-10	5YR	10/08/98	98-21/99
	21532	R434-10	AMD	12/14/98	98-21/51
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	20899	R277-508	5YR	03/13/98	98-7/73
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	21109	R307-4 (Changed to R307-135)	AMD	09/15/98	98-11/61
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	20911	R714-240	R&R	05/05/98	98-7/62
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	20680	R164-5	AMD	03/04/98	98-3/38
	20681	R164-6-1g	AMD	03/04/98	98-3/40
	20682	R164-26-6	AMD	03/04/98	98-3/44
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	20099	R307-2-12	AMD	01/08/98	97-21/14
	21280	R307-2-12	NSC	07/27/98	Not Printed
	21031	R307-2-13	AMD	see CPR	98-10/28
	21031	R307-2-13	CPR	11/02/98	98-19/93
	21564	R307-110-27	NSC	11/12/98	Not Printed
	21272	R307-110-31	AMD	11/20/98	98-15/4

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	21417	R497-100	NSC	10/20/98	Not Printed
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	20249	R315-301-2	NSC	01/05/98	Not Printed
	20686	R315-301-2	NSC	02/03/98	Not Printed
	21093	R315-301-2	NSC	05/20/98	Not Printed
	20966	R315-302	5YR	04/02/98	98-9/66
	21437	R315-302	AMD	11/16/98	98-19/41
	20761	R315-302-2	NSC	02/18/98	Not Printed
	20967	R315-303	5YR	04/02/98	98-9/67
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	20933	R315-303-3	NSC	03/27/98	Not Printed
	20968	R315-305	5YR	04/02/98	98-9/68
	21440	R315-305-5	AMD	11/16/98	98-19/53
	20969	R315-306	5YR	04/02/98	98-9/69
	21441	R315-306	AMD	11/16/98	98-19/54
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	21000	R315-308	5YR	04/20/98	98-10/150
	21442	R315-308	AMD	11/16/98	98-19/56
	21001	R315-309	5YR	04/20/98	98-10/151
	21443	R315-309	AMD	11/16/98	98-19/59
	20688	R315-309-3	NSC	02/03/98	Not Printed
	21002	R315-310	5YR	04/20/98	98-10/152
	20689	R315-310-7	NSC	02/03/98	Not Printed
	21003	R315-311	5YR	04/20/98	98-10/153
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	21445	R315-314-1	AMD	11/16/98	98-19/66
	20690	R315-315	NSC	02/03/98	Not Printed
	21022	R315-315	5YR	04/28/98	98-10/156
	21446	R315-315	AMD	11/16/98	98-19/67
	21023	R315-316	5YR	04/28/98	98-10/156
	20691	R315-316-1	NSC	02/03/98	Not Printed
	21267	R315-316-1	NSC	07/22/98	Not Printed
	21024	R315-317	5YR	04/28/98	98-10/157
	21447	R315-317	AMD	11/16/98	98-19/68
	20692	R315-317-1	NSC	02/03/98	Not Printed
	21025	R315-318	5YR	04/28/98	98-10/158
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	21193	R865-4D-2	NSC	06/17/98	Not Printed
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	21103	R307-17	REP	09/15/98	98-11/100
	21125	R307-201	NEW	09/15/98	98-11/118
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	21322	R865-6F-33	AMD	10/14/98	98-16/53
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	21105	R307-1-6 (Changed to R307-122)	AMD	09/15/98	98-11/39
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	20970	R746-342	5YR	04/03/98	98-9/71
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	20956	R746-360	EMR	03/31/98	98-8/59
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	20868	R986-602	NSC	04/01/98	Not Printed
	21254	R986-602	5YR	06/29/98	98-14/106
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	20726	R986-305	EMR	02/12/98	98-4/123
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	21074	R311-210	NSC	05/06/98	Not Printed
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	20868	R986-602	NSC	04/01/98	Not Printed
	21254	R986-602	5YR	06/29/98	98-14/106
	20869	R986-603	NSC	04/01/98	Not Printed
	21255	R986-603	5YR	06/29/98	98-14/106
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	21254	R986-602	5YR	06/29/98	98-14/106
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Pardons (Board of), Administration	20473	R671-501	AMD	02/18/98	98-1/93
<u>WASTE DISPOSAL</u>					
Environmental Quality, Radiation Control	20235	R313-15	AMD	see CPR	97-23/44
	20235	R313-15	CPR	03/20/98	98-4/120
	20953	R313-15	NSC	04/04/98	Not Printed
	21038	R313-15	5YR	04/30/98	98-10/149
	21271	R313-15	NSC	07/22/98	Not Printed
Environmental Quality, Solid and Hazardous Waste	20965	R315-301	5YR	04/02/98	98-9/65
	21436	R315-301	AMD	11/16/98	98-19/36
	19876	R315-301-2	AMD	see CPR	97-19/23
	19876	R315-301-2	CPR	01/05/98	97-23/111
	20249	R315-301-2	NSC	01/05/98	Not Printed
	20686	R315-301-2	NSC	02/03/98	Not Printed
	21093	R315-301-2	NSC	05/20/98	Not Printed
	20966	R315-302	5YR	04/02/98	98-9/66
	21437	R315-302	AMD	11/16/98	98-19/41
	20761	R315-302-2	NSC	02/18/98	Not Printed
	20967	R315-303	5YR	04/02/98	98-9/67
	21438	R315-303	AMD	11/16/98	98-19/46
	20933	R315-303-3	NSC	03/27/98	Not Printed
	20968	R315-305	5YR	04/02/98	98-9/68
	21440	R315-305-5	AMD	11/16/98	98-19/53
	20969	R315-306	5YR	04/02/98	98-9/69
	21441	R315-306	AMD	11/16/98	98-19/54
	20687	R315-306-2	NSC	02/03/98	Not Printed
	20999	R315-307	5YR	04/20/98	98-10/150
	21000	R315-308	5YR	04/20/98	98-10/150
	21442	R315-308	AMD	11/16/98	98-19/56
	21001	R315-309	5YR	04/20/98	98-10/151
	21443	R315-309	AMD	11/16/98	98-19/59
	20688	R315-309-3	NSC	02/03/98	Not Printed
	21002	R315-310	5YR	04/20/98	98-10/152
	20689	R315-310-7	NSC	02/03/98	Not Printed
	21003	R315-311	5YR	04/20/98	98-10/153
21004	R315-312	5YR	04/20/98	98-10/154	
21444	R315-312-1	AMD	11/16/98	98-19/65	
21021	R315-314	5YR	04/28/98	98-10/155	
21445	R315-314-1	AMD	11/16/98	98-19/66	
20690	R315-315	NSC	02/03/98	Not Printed	
21022	R315-315	5YR	04/28/98	98-10/156	
21446	R315-315	AMD	11/16/98	98-19/67	
21023	R315-316	5YR	04/28/98	98-10/156	
20691	R315-316-1	NSC	02/03/98	Not Printed	

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	21267	R315-316-1	NSC	07/22/98	Not Printed
	21024	R315-317	5YR	04/28/98	98-10/157
	21447	R315-317	AMD	11/16/98	98-19/68
	20692	R315-317-1	NSC	02/03/98	Not Printed
	21025	R315-318	5YR	04/28/98	98-10/158
	21448	R315-320	AMD	11/16/98	98-19/69
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	21563	R307-7-3	NSC	11/12/98	Not Printed
	21010	R307-413	NEW	08/13/98	98-10/35
	21145	R307-413	AMD	09/15/98	98-11/167
	21354	R307-413	NSC	09/15/98	Not Printed
<u>WASTEWATER</u>					
Environmental Quality, Water Quality	21247	R317-100	AMD	11/09/98	98-14/48
	21478	R317-101	5YR	09/17/98	98-20/37
<u>WATER</u>					
Public Service Commission, Administration	20957	R746-330	5YR	03/31/98	98-8/65
	20626	R746-331	EMR	01/05/98	98-3/87
	20627	R746-331	NEW	04/06/98	98-3/78
	20964	R746-332	5YR	04/02/98	98-9/70
<u>WATER CONSERVATION</u>					
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<u>WATER DEVELOPMENT</u>					
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	20792	R653-8	NSC	03/23/98	Not Printed
	20936	R653-8	NSC	03/30/98	Not Printed
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	20593	R653-5	AMD	02/18/98	98-2/60
	20791	R653-5	NSC	03/05/98	Not Printed
	20717	R653-8	NEW	03/23/98	98-4/89
	20792	R653-8	NSC	03/23/98	Not Printed
	20936	R653-8	NSC	03/30/98	Not Printed
<u>WATER QUALITY</u>					
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<u>WATERSHED MANAGEMENT</u>					
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	21185	R657-5	AMD	07/16/98	98-12/14
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	21400	R657-9	AMD	10/16/98	98-18/26
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	20939	R657-33	AMD	05/18/98	98-8/43
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	21240	R657-42	AMD	08/19/98	98-14/81
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	21125	R307-201	NEW	09/15/98	98-11/118
	21129	R307-302	NEW	09/15/98	98-11/124
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	21216	R612-2	5YR	06/15/98	98-13/32
	21451	R612-2-3	AMD	11/03/98	98-19/80
	21452	R612-2-5	AMD	11/03/98	98-19/82
	21662	R612-2-5	NSC	12/01/98	Not Printed
	21537	R612-2-24	NSC	10/22/98	Not Printed
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	21218	R612-5	5YR	06/15/98	98-13/33
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	21549	R614-6-2	AMD	12/04/98	98-21/72
	21550	R614-6-4	AMD	12/04/98	98-21/73
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