

UTAH STATE BULLETIN

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
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Kenneth A. Hansen, Director
Nancy L. Lancaster, Editor

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

Inquiries concerning administrative rules or other contents of the *Bulletin* may be addressed to the responsible agency or to: Division of Administrative Rules, 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 the division's publications, visit: <http://www.rules.state.ut.us/>

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TABLE OF CONTENTS

1. SPECIAL NOTICES

Department of Commerce: Public Hearing on Proposed Fees for Services Provided and Costs Incurred by the Department of Commerce During Fiscal Year 2001	1
Department of Insurance: Public Hearing on Proposed Fees for Services Provided and Costs Incurred by the Department of Insurance During Fiscal Year 2001	1
Department of Commerce, Occupational and Professional Licensing: Public Notice - 2000 Board/Committee Meeting Schedule	1
Department of Community and Economic Development, Community Development, Library: Utah State Publications List 99-24: November 26, 1999	7

2. NOTICES OF PROPOSED RULES

Commerce

Real Estate

No. 22514 (Amendment): R162-6. Licensee Conduct	10
-------------------------------------------------------	----

Health

Health Care Financing, Coverage and Reimbursement Policy

No. 22512 (Amendment): R414-1. Utah Medicaid Program	13
------------------------------------------------------------	----

No. 22513 (New): R414-61. Home and Community Based Waivers	15
------------------------------------------------------------------	----

Epidemiology and Laboratory Services, Laboratory Improvement

No. 22516 (Amendment): R444-14. Rules for the Certification of Environmental Laboratories	16
-------------------------------------------------------------------------------------------------	----

Natural Resources

Wildlife Resources

No. 22519 (Amendment): R657-5. Taking Big Game	25
------------------------------------------------------	----

No. 22520 (Amendment): R657-6. Taking Upland Game	35
---------------------------------------------------------	----

No. 22521 (Amendment): R657-38. Dedicated Hunter Program	38
----------------------------------------------------------------	----

Tax Commission

Property Tax

No. 22522 (Amendment): R884-24P-62. Valuation of State Assessed Utility and Transportation Properties Pursuant to Utah Code Ann. Section 59-2-201	40
---------------------------------------------------------------------------------------------------------------------------------------------------------	----

3. NOTICES OF CHANGES IN PROPOSED RULES

Commerce

Occupational and Professional Licensing

No. 22449: R156-56-706. Amendments to the IPC	47
-----------------------------------------------------	----

TABLE OF CONTENTS

Health

Health Care Financing, Coverage and Reimbursement Policy
No. 22378: R414-303. Coverage Groups 52

Insurance

Administration
No. 22417: R590-196. Bail Bond Surety Fee Standards, Collateral Standards, and Disclosure
Forms 53

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

Regents (Board of)

University of Utah, Administration
No. 22518: R805-1. Operating Regulations for Bicycles, Skateboards and Scooters 57

5. NOTICES OF FIVE-YEAR REVIEW EXTENSIONS 58

6. NOTICES OF RULE EFFECTIVE DATES 59

7. RULES INDEX 61

SPECIAL NOTICES

DEPARTMENT OF COMMERCE

PUBLIC HEARING ON PROPOSED FEES FOR SERVICES PROVIDED AND COSTS INCURRED BY THE DEPARTMENT OF COMMERCE DURING FISCAL YEAR 2001

The Department of Commerce will hold a hearing on Monday, December 20, 1999, at 9:00 a.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 which could be assessed for services provided and costs which would be incurred by the Department during Fiscal Year 2001. Subsection 63-38-3.2(2)(b) of the Budgetary Procedures Act provides that an agency shall conduct a public hearing on any proposed regulatory fee.

Background: Various divisions of the Department assess fees for licensure, registration, or certification of individuals and businesses to engage in certain occupations and professions. Many existing fees are unchanged in the proposed fee schedule which has been prepared for consideration by the Legislature during its 2000 General Session. Copies of those schedules will be distributed at the December 20, 1999, hearing.

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

DEPARTMENT OF INSURANCE

PUBLIC HEARING ON PROPOSED FEES FOR SERVICES PROVIDED AND COSTS INCURRED BY THE DEPARTMENT OF INSURANCE DURING FISCAL YEAR 2001

The Department of Insurance will hold a hearing on Thursday, January 6, 2000, at 9:00 a.m. in Room 3112 of the State Office Building (behind the State Capitol), 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 2001. Subsection 63-38-3.2(2)(b) of the Budgetary Procedures Act provides that an agency shall conduct a public hearing on any proposed regulatory fee.

Background: Various divisions of the Department assess fees for licensure, registration, or certification of individuals, agencies, and companies to engage in the business of insurance. All of the existing fees are unchanged in the proposed fee schedule which has been prepared for consideration by the Legislature during its 2000 General Session. Copies of those schedules will be distributed at the January 6, 2000, hearing.

For further information, please contact Jilene Whitby at (801) 538-3803.

DEPARTMENT OF COMMERCE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING

PUBLIC NOTICE 2000 BOARD/COMMITTEE MEETING SCHEDULE

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

SPECIAL NOTICES

January

6 Security Services Licensing Board	9:00 a.m.
10 Psychologist Board	9:30 a.m.
11 UBCC Plumbing/Health Advisory Committee	9:00 a.m.
11 Dietitian Board	9:00 a.m.
12 Physicians Licensing Board	9:00 a.m.
12 Hearing Instrument Specialist Licensing Board	9:00 a.m.
12 Professional Counselor Licensing Board	10:00 a.m.
12 UBCC Architectural Advisory Committee	1:30 p.m.
13 UBCC Structural Advisory Committee	12:00 noon
14 Plumbers Licensing Board	8:30 a.m.
18 Building Inspector Licensing Board	9:00 a.m.
18 Professional Engineer/Professional Land Surveyor Licensing Board	9:00 a.m.
18 Building Code Education Advisory Committee	1:00 p.m.
19 Residence Lien Recovery Fund Advisory Board	8:00 a.m.
20 Physician Assistant Licensing Board	8:00 a.m.
20 Electricians Licensing Board	9:00 a.m.
20 Controlled Substance Precursor Advisory Board	9:00 a.m.
21 Dentists/Dental Hygienists Licensing Board	8:00 a.m.
21 Uniform Building Code Commission	9:00 a.m.
25 Pharmacy Board	9:00 a.m.
26 Contractors Licensing Board	8:00 a.m.
26 Utah Board of Accountancy	1:00 p.m.
27 Funeral Service/Preneed Licensing Boards	9:00 a.m.
28 Board of Nursing	8:00 a.m.
28 Marriage/Family Therapist Licensing Board	9:00 a.m.

February

8 UBCC Plumbing/Health Advisory Committee	9:00 a.m.
8 Utah Board of Massage Therapy	9:00 a.m.
8 Environmental Health Scientist Board	9:00 a.m.
9 Physicians Licensing Board	9:00 a.m.
9 Professional Counselor Licensing Board	10:00 a.m.
9 UBCC Architectural Advisory Committee	1:30 p.m.
10 UBCC Structural Advisory Committee	12:00 noon
11 Plumbers Licensing Board	8:30 a.m.
11 Social Worker Licensing Board	8:00 a.m.
14 Psychologist Board	9:30 a.m.
15 Utah Boxing Commission	9:00 a.m.
15 Building Code Education Advisory Committee	1:00 p.m.
16 Residence Lien Recovery Fund Advisory Board	8:00 a.m.
17 Physician Assistant Licensing Board	8:00 a.m.
17 Electricians Licensing Board	9:00 a.m.
17 Deception Detection Examiners Board	9:00 a.m.
18 Dentists/Dental Hygienists Licensing Board	8:00 a.m.
18 Board of Nursing	8:00 a.m.
18 Uniform Building Code Commission	9:00 a.m.
18 Architect Board/Architect IDP Committee	9:00 a.m.
22 Pharmacy Board	9:00 a.m.
23 Contractors Licensing Board	8:00 a.m.
23 Alarm System Security and Licensing Board	9:00 a.m.
23 Utah Board of Accountancy	1:00 p.m.
29 Prescriptive Practice Peer Committee	7:30 a.m.

March

2 Veterinary Board	9:00 a.m.
2 Security Services Licensing Board	9:00 a.m.
6 Cosmetology/Barbering Licensing Board	9:00 a.m.
7 Landscape Architect Licensing Board	9:00 a.m.
8 Physicians Licensing Board	9:00 a.m.
8 Professional Counselor Licensing Board	10:00 a.m.

8	UBCC Architectural Advisory Committee	1:30 p.m.
9	Chiropractic Physicians Licensing Board	9:00 a.m.
9	UBCC Structural Advisory Committee	12:00 noon
10	Plumbers Licensing Board	8:30 a.m.
14	UBCC Plumbing/Health Advisory Committee	9:00 a.m.
14	Controlled Substance Database Advisory Committee	9:00 a.m.
15	Residence Lien Recovery Fund Advisory Board	8:00 a.m.
15	Health Care Assistant Registration Board	9:00 a.m.
16	Physician Assistant Licensing Board	8:00 a.m.
16	Electricians Licensing Board	9:00 a.m.
17	Dentists/Dental Hygienists Licensing Board	8:00 a.m.
17	Uniform Building Code Commission	9:00 a.m.
21	Professional Engineer/Professional Land Surveyor Licensing Board	9:00 a.m.
21	Building Code Education Advisory Committee	1:00 p.m.
22	Utah Board of Accountancy	1:00 p.m.
23	Controlled Substance Precursor Advisory Board	9:00 a.m.
28	Pharmacy Board	9:00 a.m.
29	Contractors Licensing Board	8:00 a.m.
31	Board of Nursing	8:00 a.m.

April

11	UBCC Plumbing/Health Advisory Committee	9:00 a.m.
11	Utah Boxing Commission	9:00 a.m.
11	Occupational Therapy Board	9:00 a.m.
12	Physicians Licensing Board	9:00 a.m.
12	Hearing Instrument Specialist Licensing Board	9:00 a.m.
12	Professional Counselor Licensing Board	10:00 a.m.
12	Psychologist Board	12:30 p.m.
12	UBCC Architectural Advisory Committee	1:30 p.m.
13	UBCC Structural Advisory Committee	12:00 noon
14	Plumbers Licensing Board	8:30 a.m.
18	Health Facility Administrators Licensing Board	9:00 a.m.
18	Building Code Education Advisory Committee	1:00 p.m.
19	Residence Lien Recovery Fund Advisory Board	8:00 a.m.
20	Physician Assistant Licensing Board	8:00 a.m.
20	Electricians Licensing Board	9:00 a.m.
21	Dentists/Dental Hygienists Licensing Board	8:00 a.m.
21	Uniform Building Code Commission	9:00 a.m.
21	Architect Board/Architect IDP Committee	9:00 a.m.
25	Pharmacy Board	9:00 a.m.
26	Contractors Licensing Board	8:00 a.m.
26	Certified Shorthand Reporters Licensing Board	9:00 a.m.
26	Utah Board of Accountancy	1:00 p.m.
27	Funeral Service/Preneed Licensing Boards	9:00 a.m.
28	Board of Nursing	8:00 a.m.
28	Marriage/Family Therapist Licensing Board	9:00 a.m.

May

4	Security Services Licensing Board	9:00 a.m.
9	UBCC Plumbing/Health Advisory Committee	9:00 a.m.
9	Utah Board of Massage Therapy	9:00 a.m.
10	Physicians Licensing Board	9:00 a.m.
10	Optometrist Licensing Board	9:00 a.m.
10	Professional Counselor Licensing Board	10:00 a.m.
10	UBCC Architectural Advisory Committee	1:30 p.m.
11	Social Worker Licensing Board	8:00 a.m.
11	UBCC Structural Advisory Committee	12:00 noon
12	Plumbers Licensing Board	8:30 a.m.
15	Uniform Building Code Commission	9:00 a.m.
15	Psychologist Board	9:30 a.m.
16	Professional Engineer/Professional Land Surveyor Licensing Board	9:00 a.m.

SPECIAL NOTICES

16 Building Code Education Advisory Committee	1:00 p.m.
17 Residence Lien Recovery Fund Advisory Board	8:00 a.m.
18 Physician Assistant Licensing Board	8:00 a.m.
18 Electricians Licensing Board	9:00 a.m.
18 Controlled Substance Precursor Advisory Board	9:00 a.m.
19 Dentists/Dental Hygienists Licensing Board	8:00 a.m.
19 Board of Nursing	8:00 a.m.
23 Pharmacy Board	9:00 a.m.
23 Prescriptive Practice Peer Committee	7:30 a.m.
24 Alarm System Security and Licensing Board	9:00 a.m.
24 Utah Board of Accountancy	1:00 p.m.
31 Contractors Licensing Board	8:00 a.m.

June

1 Veterinary Board	9:00 a.m.
5 Cosmetology/Barbering Licensing Board	9:00 a.m.
6 Controlled Substance Database Advisory Committee	9:00 a.m.
8 Chiropractic Physicians Licensing Board	9:00 a.m.
8 UBCC Structural Advisory Committee	12:00 noon
9 Plumbers Licensing Board	8:30 a.m.
13 UBCC Plumbing/Health Advisory Committee	9:00 a.m.
13 Utah Boxing Commission	9:00 a.m.
13 Physical Therapist Licensing Board	9:00 a.m.
14 Physicians Licensing Board	9:00 a.m.
14 Professional Counselor Licensing Board	10:00 a.m.
14 UBCC Architectural Advisory Committee	1:30 p.m.
15 Physician Assistant Licensing Board	8:00 a.m.
15 Electricians Licensing Board	9:00 a.m.
16 Dentists/Dental Hygienists Board	8:00 a.m.
16 Uniform Building Code Commission	9:00 a.m.
16 Architect Board/Architect IDP Committee	9:00 a.m.
20 Building Code Education Advisory Committee	1:00 p.m.
21 Residence Lien Recovery Fund Advisory Board	8:00 a.m.
21 Health Care Assistant Registration Board	9:00 a.m.
21 Private Probation Provider Licensing Board	9:00 a.m.
27 Pharmacy Board	9:00 a.m.
28 Contractors Licensing Board	8:00 a.m.
28 Utah Board of Accountancy	1:00 p.m.
30 Board of Nursing	8:00 a.m.

July

6 Security Services Licensing Board	9:00 a.m.
11 UBCC Plumbing/Health Advisory Committee	9:00 a.m.
12 Physicians Licensing Board	9:00 a.m.
12 Hearing Instrument Specialist Licensing Board	9:00 a.m.
12 Professional Counselor Licensing Board	10:00 a.m.
12 UBCC Architectural Advisory Committee	1:30 p.m.
13 UBCC Structural Advisory Committee	12:00 noon
14 Plumbers Licensing Board	8:30 a.m.
17 Psychologist Board	9:30 a.m.
18 Professional Engineer/Professional Land Surveyor Licensing Board	9:00 a.m.
18 Building Code Education Advisory Committee	1:00 p.m.
19 Residence Lien Recovery Fund Advisory Board	8:00 a.m.
20 Physician Assistant Licensing Board	8:00 a.m.
20 Electricians Licensing Board	9:00 a.m.
20 Controlled Substance Precursor Advisory Board	9:00 a.m.
21 Dentists/Dental Hygienists Licensing Board	8:00 a.m.
21 Uniform Building Code Commission	9:00 a.m.
25 Pharmacy Board	9:00 a.m.
26 Contractors Licensing Board	8:00 a.m.
26 Utah Board of Accountancy	1:00 p.m.

27	Funeral Service/Preneed Licensing Board	9:00 a.m.
28	Board of Nursing	8:00 a.m.
28	Marriage/Family Therapist Licensing Board	9:00 a.m.

August

8	UBCC Plumbing/Health Advisory Committee	9:00 a.m.
8	Utah Board of Massage Therapy	9:00 a.m.
9	Physicians Licensing Board	9:00 a.m.
9	Professional Counselor Licensing Board	10:00 a.m.
9	UBCC Architectural Advisory Committee	1:30 p.m.
10	Social Worker Licensing Board	8:00 a.m.
10	UBCC Structural Advisory Committee	12:00 noon
11	Plumbers Licensing Board	8:30 a.m.
11	Professional Employer Organization Board	10:00 a.m.
15	Utah Boxing Commission	9:00 a.m.
15	Building Code Education Advisory Committee	1:00 p.m.
16	Residence Lien Recovery Fund Advisory Board	8:00 a.m.
17	Physician Assistant Licensing Board	8:00 a.m.
17	Electricians Licensing Board	9:00 a.m.
18	Dentists/Dental Hygienists Licensing Board	8:00 a.m.
18	Uniform Building Code Commission	9:00 a.m.
18	Architect Board/Architect IDP Committee	9:00 a.m.
19	Deception Detection Examiners Board	9:00 a.m.
21	Psychologist Board	9:30 a.m.
22	Pharmacy Board	9:00 a.m.
23	Alarm System Security and Licensing Board	9:00 a.m.
23	Utah Board of Accountancy	1:00 p.m.
25	Board of Nursing	8:00 a.m.
29	Prescriptive Practice Peer Committee	7:30 a.m.
30	Contractors Licensing Board	8:00 a.m.

September

7	Veterinary Board	9:00 a.m.
7	Security Services Licensing Board	9:00 a.m.
8	Plumbers Licensing Board	8:30 a.m.
11	Cosmetology/Barbering Licensing Board	9:00 a.m.
12	UBCC Plumbing/Health Advisory Committee	9:00 a.m.
12	Professional Engineer/Professional Land Surveyor Licensing Board	9:00 a.m.
12	Controlled Substance Database Advisory Committee	9:00 a.m.
13	Physicians Licensing Board	9:00 a.m.
13	Professional Counselor Licensing Board	10:00 a.m.
13	UBCC Architectural Advisory Committee	1:30 p.m.
14	Chiropractic Physicians Licensing Board	9:00 a.m.
14	UBCC Structural Advisory Committee	12:00 noon
15	Dentists/Dental Hygienists Licensing Board	8:00 a.m.
15	Uniform Building Code Commission	9:00 a.m.
15	Radiology Technologist Licensing Board	9:00 a.m.
19	Building Code Education Advisory Committee	1:00 p.m.
20	Residence Lien Recovery Fund Advisory Board	8:00 a.m.
20	Health Care Assistant Registration Board	9:00 a.m.
21	Physician Assistant Licensing Board	8:00 a.m.
21	Controlled Substance Precursor Advisory Board	9:00 a.m.
21	Electricians Licensing Board	9:00 a.m.
26	Pharmacy Board	9:00 a.m.
27	Contractors Licensing Board	8:00 a.m.
27	Utah Board of Accountancy	1:00 p.m.
29	Board of Nursing	8:00 a.m.

October

10	UBCC Plumbing/Health Advisory Committee	9:00 a.m.
10	Recreational Therapy Board	9:00 a.m.

SPECIAL NOTICES

11	Physicians Licensing Board	9:00 a.m.
11	Hearing Instrument Specialist Licensing Board	9:00 a.m.
11	Professional Counselor Licensing Board	10:00 a.m.
11	Psychologist Board	12:30 p.m.
11	UBCC Architectural Advisory Committee	1:30 p.m.
12	UBCC Structural Advisory Committee	12:00 noon
13	Plumbers Licensing Board	8:30 a.m.
17	Health Facility Administrators Licensing Board	9:00 a.m.
17	Building Code Education Advisory Committee	1:00 p.m.
18	Residence Lien Recovery Fund Advisory Board	8:00 a.m.
19	Physician Assistant Licensing Board	8:00 a.m.
19	Electricians Licensing Board	9:00 a.m.
20	Dentists/Dental Hygienists Licensing Board	8:00 a.m.
20	Uniform Building Code Commission	9:00 a.m.
20	Architect Board/Architect IDP Committee	9:00 a.m.
24	Pharmacy Board	9:00 a.m.
24	Utah Boxing Commission	9:00 a.m.
25	Contractors Licensing Board	8:00 a.m.
25	Utah Board of Accountancy	1:00 p.m.
26	Certified Shorthand Reporters Licensing Board	9:00 a.m.
26	Funeral Service/Preneed Licensing Board	9:00 a.m.
27	Board of Nursing	9:00 a.m.
27	Marriage/Family Therapist Licensing Board	9:00 a.m.

November

2	Security Services Licensing Board	9:00 a.m.
7	Professional Engineer/Professional Land Surveyor Licensing Board	9:00 a.m.
8	Physicians Licensing Board	9:00 a.m.
8	Professional Counselor Licensing Board	10:00 a.m.
8	UBCC Architectural Advisory Committee	1:30 p.m.
9	Social Worker Licensing Board	8:00 a.m.
9	Plumbers Licensing Board	8:30 a.m.
9	UBCC Structural Advisory Committee	12:00 noon
10	Respiratory Care Licensing Board	9:00 a.m.
14	UBCC Plumbing/Health Advisory Committee	9:00 a.m.
14	Utah Board of Massage Therapy	9:00 a.m.
15	Uniform Building Code Commission	9:00 a.m.
15	Residence Lien Recovery Fund Advisory Board	8:00 a.m.
16	Physician Assistant Licensing Board	8:00 a.m.
16	Electricians Licensing Board	9:00 a.m.
16	Controlled Substance Precursor Advisory Board	9:00 a.m.
17	Dentists/Dental Hygienists Licensing Board	8:00 a.m.
17	Board of Nursing	8:00 a.m.
20	Psychologist Board	9:30 a.m.
21	Building Code Education Advisory Committee	1:00 p.m.
22	Alarm System Security and Licensing Board	9:00 a.m.
22	Utah Board of Accountancy	1:00 p.m.
28	Prescriptive Practice Peer Committee	7:30 a.m.
28	Pharmacy Board	9:00 a.m.
29	Contractors Licensing Board	8:00 a.m.

December

4	Cosmetology/Barbering Licensing Board	9:00 a.m.
7	Veterinary Board	9:00 a.m.
8	Plumbers Licensing Board	8:30 a.m.
12	UBCC Plumbing/Health Advisory Committee	9:00 a.m.
12	Speech-Language Pathology/Audiology Board	9:00 a.m.
12	Controlled Substance Database Advisory Committee	9:00 a.m.
13	Health Care Assistant Registration Board	9:00 a.m.
13	Physicians Licensing Board	9:00 a.m.
13	Private Probation Provider Licensing Board	9:00 a.m.

13 Professional Counselor Licensing Board	10:00 a.m.
13 UBCC Architectural Advisory Committee	1:30 p.m.
14 Chiropractic Physicians Licensing Board	9:00 a.m.
14 UBCC Structural Advisory Committee	12:00 noon
15 Dentists/Dental Hygienists Licensing Board	8:00 a.m.
15 Board of Nursing	8:00 a.m.
15 Uniform Building Code Commission	9:00 a.m.
15 Architect Board/Architect IDP Committee	9:00 a.m.
19 Building Code Education Advisory Committee	1:00 p.m.
20 Residence Lien Recovery Fund Advisory Board	8:00 a.m.
20 Utah Board of Accountancy	1:00 p.m.
21 Physician Assistant Licensing Board	8:00 a.m.
21 Electricians Licensing Board	9:00 a.m.
26 Pharmacy Board	9:00 a.m.
27 Contractors Licensing Board	8:00 a.m.

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UTAH STATE PUBLICATIONS

List 99-24

November 26, 1999

Depository libraries: Asterisk (*) indicates limited copies--make claims to issuing agency.

This list is available on the World Wide Web at: <http://www.state.lib.ut.us/publicat/publicat.htm>

BPCRHS bulletin. Utah. Bureau of Primary Care & Rural Health Systems.

P 4220.P74.8: Bul/999/11

oclc # 41609196

http://www.health.state.ut.us/primary_care/bulletin.html

Utah. Bureau of Primary Care & Rural Health Systems Periodicals/Rural health services--Utah. Periodicals/Primary care (Medicine)--Utah Periodicals.

Gross taxable retail sales and purchases in the State of Utah. Utah State Tax Commission, Economic & Statistical Unit.

A 5340.S24.13: Gro/999/2

Retail trade--Utah--Statistics.

* **Guidelines for preparing hydrogeologic and soil reports addressing suitability for alternative wastewater disposal systems in Weber County, Utah/Mike Lowe, Darwin L. Sorensen.**

N 3300.71: Cir/102

oclc # 42878093

Sewage disposal in the ground--Utah--Weber County/Hydrogeology--x Utah--Weber County.

Mortality by cause, age, gender and autopsy, residents: Utah, ... Utah. Bureau of Vital Records; Utah. Center for Health Statistics.

P 4085.13: Mor/998

<http://www.health.state.ut.us/bvr/html/publications.html>

Mortality--Utah--Statistics--Periodicals/Utah--Statistics, Vital--Periodicals.

SPECIAL NOTICES

- * **Oil and gas production report.** Utah. Division of Oil, Gas and Mining.

N 3600.13: Pro/99/06

oclc # 17830817

<http://dogm.nr.state.ut.us/oilgas/statindx.htm>

Petroleum industry and trade--Utah--Statistics--Periodicals/Gas industry--Utah--Statistics--Periodicals/Energy industries--Utah--Statistics--Periodicals.

Effective January 2000 the production report will no longer be published hard-copy. The reports are now available on above Web site.

- A performance audit of Asset Forfeiture Procedures.** Utah. Legislature. Office of the Legislative Auditor General.

A 3600.R46.15:Rep/99-09

oclc # 42871916

Forfeiture--Utah/Police property control--Utah/Legislative auditing--Utah.

- A performance audit of Municipal and County Taxation.** Utah. Legislature. Office of the Legislative Auditor General.

A 3600.R46.15:Rep/99-08

oclc # 42872157

<http://www.le.state.ut.us/audit/lag.htm>

Double taxation--Utah/Local taxation--Utah/Legislative auditing--Utah.

- * **Preliminary hydrogeologic framework characterization--ground-water resources along the western side of the northern Wasatch Range eastern Box Elder County, Utah/Hugh A. Hurlow.**

N 3300.71: Cir/101

oclc # 42879257

Groundwater--Utah--Box Elder County (Utah)/Water resources development--Utah--Box Elder County (Utah)/Groundwater flow--Utah--Box Elder County (Utah)/Hydrogeological survey--Utah.

- Utah school search manual.** Utah. Attorney General's Office; National Association of Attorneys General.

E 3153.S32.15: Sch/999

oclc # 42842336

Public schools--Utah/School discipline--Utah/Educational law and legislation--Utah/Searches and seizures--Utah.

- * **Utah state bulletin.** November 15, 1999. Utah. Division of Administrative Rules.

A 3025.61: Bul/99-22

oclc # 11854150

<http://www.rules.state.ut.us/publicat/bulletin.htm>

Delegated legislation--Utah--Periodicals/Administrative procedure--Utah--Periodicals.

- * **Utah state digest.** November 15, 1999. Utah. Division of Administrative Rules.

A 3026.61: Dig/99-22

oclc # 12426255

<http://www.rules.state.ut.us/publicat/digest.htm>

Delegated legislation--Utah--Periodicals.

End of the Special Notices Section

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 November 16, 1999, 12:00 a.m., and December 1, 1999, 11:59 p.m., are included in this, the December 15, 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 January 14, 2000. 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 April 13, 2000, 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.

Commerce, Real Estate
R162-6

Licensee Conduct

NOTICE OF PROPOSED RULE
(Amendment)

DAR FILE NO.: 22514
FILED: 11/24/1999, 08:32
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: To make the most current version of the Real Estate Purchase Contract effective and publish the mandated day of use.

SUMMARY OF THE RULE OR CHANGE: The Real Estate Purchase Contract was revised and dated September 30, 1999. The change reflects that date and the date for mandatory use of that version.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 61-2-5.5

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: Because the Real Estate Purchase Contract forms are printed for distribution by private vendors, there will be no impact on the state budget.

❖LOCAL GOVERNMENTS: Because the licensees in the state of Utah purchase the standardized approved real estate forms from private vendors, there will be no impact on the budget of any local government.

❖OTHER PERSONS: The newly approved forms will have to be produced and acquired, but at the same cost as the old forms that were replaced. The rule changes were coordinated with industry groups and printing companies to minimize losses resulting from large inventories of outdated forms.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Compliance costs will be minimal to the printing companies and other distributors of the forms because the changes were coordinated with them to minimize losses.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The purpose of this amendment to the rules is to designate an updated Real Estate Purchase Contract to be utilized by real estate sales agents and real estate brokers commencing no later than July 1, 2000. The adoption of this rule will have no fiscal impact on the state budget, nor will it affect local governments or the general public. The impact, if any, upon the regulated profession should be minimal since the real estate professionals will have until July 1, 2000, to use the forms currently on hand.

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

Commerce
Real Estate
Second Floor, Heber M. Wells Building
160 East 300 South

PO Box 146711
Salt Lake City, UT 84114-6711, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Karen Post at the above address, by phone at (801) 530-6753, by FAX at (801) 530-6749, or by Internet E-mail at kpost@br.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 01/14/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 01/15/2000

AUTHORIZED BY: Theodore "Ted" Boyer, Jr., Director

R162. Commerce, Real Estate.
R162-6. Licensee Conduct.

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R162-6-2. Standards of Practice.

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

(a) ~~January 1~~ September 30, 1999, Real Estate Purchase Contract (mandated use of this form is July 1, 2000);

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

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

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

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

(f) January 1, 1999, Addendum/Counteroffer to Real Estate Purchase Contract;

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

(h) January 1, 1999, Survey Addendum to Real Estate Purchase Contract;

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

(j) January 1, 1999, FHA/VA Loan Addendum to Real Estate Purchase Contract;

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

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

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

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

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

lessor requests that other forms be used and the licensee verifies that the forms have in fact been drafted by the attorney for the buyer or lessee, or the attorney for the seller or lessor.

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

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

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

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

6.2.4. Employee Licensee. A real estate licensee working as a regular salaried employee as defined in section 1 of these rules, who sells real estate owned by the employer or leases real estate owned by the employer, may only do so and may only be compensated directly by the employer under one of the following conditions: (1) the licensee is a principal broker; (2) the employer has on its staff a principal broker with whom the licensee affiliates for sales or management transactions; or (3) the employer contracts with a principal broker so that all employed licensees are affiliated with and supervised by a principal broker.

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

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

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

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

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

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

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

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

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

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

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

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

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

6.2.7.2. When a lease or rental agreement is signed, a separate provision shall be incorporated in or attached to it confirming the prior agency disclosure. The agency disclosure shall be in the form stated in R162-6.2.7.1, but shall substitute terms applicable for a rental transaction for the terms "buyer", "seller", "listing agent", and "selling agent".

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

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

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

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

- (a) An affiliated licensee violates a provision of Section 61-2-1, et seq., or the rules promulgated thereunder, in contravention of the supervising broker's specific written policies or instructions; and
- (b) Reasonable procedures were established by the broker to ensure that licensees receive adequate supervision and the broker has followed those procedures; and
- (c) Upon learning of the violation, the broker attempted to prevent or mitigate the damage; and
- (d) The broker did not participate in the violation; and
- (e) The broker did not ratify the violation; and
- (f) The broker did not attempt to avoid learning of the violation.

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

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

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

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

6.2.13. **Gifts and Inducements.** A gift given by a principal broker to a buyer or seller, lessor or lessee, in a real estate transaction as an inducement to use the services of a real estate brokerage, or in appreciation for having used the services of a brokerage, is permissible and is not an illegal sharing of commission. If an inducement is to be offered to a buyer or seller, lessor or lessee, who will not be obligated to pay a real estate commission in a transaction, the principal broker must obtain from the party who will pay the commission written consent that the inducement be offered.

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

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

- (a) Clerical duties, including making appointments for prospects to meet with real estate licensees, but only if the contact has been initiated by the prospect and not by the unlicensed person;
- (b) At an open house, distributing preprinted literature written by a licensee, so long as a licensee is present and the unlicensed person furnishes no additional information concerning the property or financing and does not become involved in negotiating, offering, selling or filling in contracts;
- (c) Acting only as a courier service in delivering documents, picking up keys, or similar services, so long as the courier does not engage in any discussion of, or filling in of, the documents;
- (d) Placing brokerage signs on listed properties;
- (e) Having keys made for listed properties; and
- (f) Securing public records from the County Records' Offices, zoning offices, sewer districts, water districts, or similar entities.

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

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

6.2.15.3. Unlicensed individuals may not engage in telephone solicitation or other activity calculated to result in securing prospects for real estate transactions, except as provided in R162-6.2.15(a) above.

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

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

- (a) Loyalty, which obligates the agent to act in the best interest of the seller or the lessor instead of all other interests, including the agent's own;
- (b) Obedience, which obligates the agent to obey all lawful instructions from the seller or lessor;
- (c) Full disclosure, which obligates the agent to tell the seller or lessor all material information which the agent learns about the buyer or lessee or about the transaction;
- (d) Confidentiality, which prohibits the agent from disclosing any information given to the agent by the seller or lessor which would likely weaken the seller's or lessor's bargaining position if it were known, unless the agent has permission from the seller or lessor to disclose the information. This duty does not require the agent to withhold any known material fact concerning a defect in the property or the seller's or lessor's ability to perform his obligations;

- (e) Reasonable care and diligence;
- (f) Holding safe and accounting for all money or property entrusted to the agent; and
- (g) Any additional duties created by the agency agreement.

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

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

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

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

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

(e) Reasonable care and diligence;

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

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

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

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

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

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

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

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

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

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

(b) Reasonable care and diligence;

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

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

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

KEY: real estate business

[June 3, 1999]2000

61-2-5.5

Notice of Continuation July 1, 1997



Health, Health Care Financing, Coverage and Reimbursement Policy

R414-1

Utah Medicaid Program

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 22512

FILED: 11/16/1999, 10:28

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule amendment is necessary to authorize the State Medicaid Agency to implement an open enrollment process to allow residents of ICFs/MR the opportunity to select a less restrictive service setting through the Medicaid Home and Community-Based Waiver for individuals with developmental disabilities or mental retardation.

SUMMARY OF THE RULE OR CHANGE: New language concerning an annual open enrollment period and process was added to Subsection R414-1-6(a), allowing eligible clients to opt for a less restrictive environment.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 26-1-5, 26-18-2.1, and 26-18-2.3

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: The open enrollment process is mandated to operate in a cost-neutral manner for the State Medicaid Program, so no cost increases are anticipated for the Department of Health (DOH). There is the potential for cost savings for DOH if more cost effective services are selected by current recipients.

❖LOCAL GOVERNMENTS: This rule does not apply to local government, so there will be no fiscal impact.

❖OTHER PERSONS: Individual Intermediate Care Facilities for the Mentally Retarded (ICFs/MR) could possibly encounter a negative fiscal impact if they find that they cannot be market competitive in an open enrollment/consumer choice environment.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There should be no involvement for affected persons other than that described in the explanation given under "other persons."

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Some providers of long-term care that have failed to adjust to consumer demand for smaller, more homelike care settings may lose residents under this rule. Sound public policy and legal mandates support this rule change and more than offset any fiscal impact the rule may have on business--Rod L. Betit

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
PO Box 143102
Salt Lake City, UT 84114-3102, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
John Williams at the above address, by phone at (801) 584-1914, by FAX at (801) 536-0159, or by Internet E-mail at jwilliam@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 01/14/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 01/15/2000

AUTHORIZED BY: Rod L. Betit, Executive Director

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

R414-1. Utah Medicaid Program.

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R414-1-6. Services Available.

(1) Medical or hospital services available under the Medical Assistance Program are generally limited by federal guidelines as

set forth under Title XIX of the federal Social Security Act and Title 42 of the Code of Federal Regulations (CFR).

(2) The following services provided in the State Plan are available to both the categorically needy and medically needy:

(a) inpatient hospital services, with the exception of those services provided in an institution for mental diseases;

(i) The Department shall conduct an annual open enrollment period for Medicaid recipients residing in Intermediate Care Facilities for the Mentally Retarded to allow each person the opportunity, on a yearly basis, to move to Medicaid Home and Community-Based Waiver covered services and supports that the Department has deemed appropriate for the identified needs of the individual.

(ii) The Department shall designate a three-month open enrollment period each fiscal year. The Department relocates individuals whom it determines to be eligible through the open enrollment process at the time appropriate services and supports are available, and the Department has completed the required Home and Community-Based Services Waiver procedures.

(b) outpatient hospital services and rural health clinic services;

(c) other laboratory and x-ray services;

(d) skilled nursing facility services, other than services in an institution for mental diseases, for individuals 21 years of age or older;

(e) early and periodic screening and diagnoses of individuals under 21 years of age, and treatment of conditions found, are provided in accordance with federal requirements;

(f) family planning services and supplies for individuals of child-bearing age;

(g) physician's services, whether furnished in the office, the patient's home, a hospital, a skilled nursing facility, or elsewhere;

(h) podiatrist's services;

(i) optometrist's services;

(j) psychologist's services;

(k) interpreter's services;

(l) home health services;

(m) intermittent or part-time nursing services provided by a home health agency;

(n) home health aide services by a home health agency; and

(o) medical supplies, equipment, and appliances suitable for use in the home;

(p) private duty nursing services for children under age 21;

(q) clinic services;

(r) dental services;

(s) physical therapy and related services;

(t) services for individuals with speech, hearing, and language disorders furnished by or under the supervision of a speech pathologist or audiologist;

(u) prescribed drugs, dentures, and prosthetic devices and eyeglasses prescribed by a physician skilled in diseases of the eye or by an optometrist;

(v) other diagnostic, screening, preventive, and rehabilitative services other than those provided elsewhere in the State Plan;

(w) services for individuals age 65 or older in institutions for mental diseases;

(x) inpatient hospital services for individuals age 65 or older in institutions for mental diseases;

(y) skilled nursing services for individuals age 65 or older in institutions for mental diseases; and

- (iii) intermediate care facility services for individuals age 65 or older in institutions for mental diseases;
- (u) intermediate care facility services, other than services in an institution for mental diseases. These services are for individuals determined, in accordance with section 1902(a)(31)(A) of the Social Security Act, to be in need of this care, including those services furnished in a public institution for the mentally retarded or for individuals with related conditions;
- (v) inpatient psychiatric facility services for individuals under 22 years of age;
- (w) nurse-midwife services;
- (x) family or pediatric nurse practitioner services;
- (y) hospice care in accordance with section 1905(o) of the Social Security Act;
- (z) case management services in accordance with section 1905(a)(19) or section 1915(g) of the Social Security Act;
- (aa) extended services to pregnant women, pregnancy-related services, postpartum services for 60 days, and additional services for any other medical conditions that may complicate pregnancy;
- (bb) ambulatory prenatal care for pregnant women furnished during a presumptive eligibility period by a qualified provider in accordance with section 1920 of the Social Security Act; and
- (cc) other medical care and other types of remedial care recognized under state law, specified by the Secretary of the United States Department of Health and Human Services, pursuant to 42 CFR 440.60 and 440.170, including:
 - (i) medical or remedial services provided by licensed practitioners, other than physician's services, within the scope of practice as defined by state law;
 - (ii) transportation services;
 - (iii) skilled nursing facility services for patients under 21 years of age;
 - (iv) emergency hospital services; and
 - (v) personal care services in the recipient's home, prescribed in a plan of treatment and provided by a qualified person, under the supervision of a registered nurse.
- (dd) other medical care, medical supplies, and medical equipment not otherwise a Medicaid service if the Division determines that it meets both of the following criteria:
 - (i) it is medically necessary and more appropriate than any Medicaid covered service; and
 - (ii) it is more cost effective than any Medicaid covered service.

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R414-1-12. Utilization Review.

- (1) Utilization review provides for review and evaluation of the utilization of Medicaid services provided in acute care general hospitals, and by members of the medical staff to patients entitled to benefits under the Medicaid plan.
- (2) The Department shall conduct hospital utilization review as outlined in the Superior Utilization Waiver state implementation plan, November 1997 edition, which is incorporated by reference in this rule.
- (3) The Department shall determine medical necessity and appropriateness of inpatient admissions during utilization review by use of InterQual Medical Review Criteria and System, published by InterQual, Inc., January 1998 edition, 293 Boston Post Road West,

Suite 180, Marlborough, MA, 07152, which is incorporated by reference in this rule, or by following other criteria and protocols outlined in ATTACHMENT 4.19-A, Section 180, of the Medicaid State Implementation Plan.

- (4) The standards in the InterQual Medical Review Criteria and System shall not apply to services that are:
 - (a) excluded as a Medicaid benefit by rule or contract;
 - (b) provided in an intensive physical rehabilitation center as described in R414-2B; or
 - (c) organ transplant services as described in R414-10A.

In these three exceptions, or where InterQual is silent, the Medicaid agency shall approve or deny claims based upon appropriate administrative rules or its own criteria as incorporated in provider contracts that incorporate the Medicaid Provider Manuals.

(5) The Department may take remedial action as outlined in ATTACHMENT 4.19-A, Section 180, of the Medicaid State Implementation Plan for inappropriate services identified through utilization review.

(6) In accordance with 42 CFR 431, Subpart E, the Utilization Review Committee shall send written notification of remedial action to the provider.

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KEY: medicaid
~~April 23, 1999~~2000 26-1-5
 Notice of Continuation May 1, 1997 26-18-1



**Health, Health Care Financing,
 Coverage and Reimbursement Policy
 R414-61
 Home and Community Based Waivers**

NOTICE OF PROPOSED RULE
 (New)
 DAR FILE NO.: 22513
 FILED: 11/23/1999, 09:20
 RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this rule is to establish the Department's authority to administer all Section 1915(c) waiver programs. This rule incorporates by reference the Home and Community Based Waiver Program as part of the Utah State Plan.

SUMMARY OF THE RULE OR CHANGE: This is a new rule that covers Section 1915(c) waivers of the Social Security Act administered by the Department.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 26-18-3
FEDERAL REQUIREMENT FOR THIS RULE: Section 1915(c) of the Social Security Act

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: Section 1915(c) of the Social Security Act (July 1994)

ANTICIPATED COST OR SAVINGS TO:

- ❖THE STATE BUDGET: There will be no fiscal impact, as the Home and Community Waivers are required by federal regulation to be cost neutral.
 - ❖LOCAL GOVERNMENTS: This rule does not apply to local governments, so there will be no fiscal impact.
 - ❖OTHER PERSONS: There should be no fiscal impact on other persons, as the waivers made part of the Utah State Plan allow the agency broad discretion not generally afforded under the federal regulations to address the needs of individuals who would be expected, absent the waiver services, to require more costly institutional care.
- COMPLIANCE COSTS FOR AFFECTED PERSONS: There would not be a fiscal impact on affected persons other than described in the explanation given under "other persons."

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: These waiver programs have been operating for many years. This rule establishes administrative authority. There are no substantive changes to the programs. There should be no impact on persons or businesses involved with these programs--Rod L. Betit

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
 PO Box 143102
 Salt Lake City, UT 84114-3102, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Kelli Polcha at the above address, by phone at (801) 538-7069, by FAX at (801) 538-6099, or by Internet E-mail at kpolcha@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 01/14/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 01/15/2000

AUTHORIZED BY: Rod L. Betit, Executive Director

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

R414-61. Home and Community Based Waivers.

R414-61-1. Introduction and Authority.

(1) This rule establishes authority for the Department of Health to administer all Section 1915(c) waivers.

(2) The rule is authorized by Section 26-18-3 and Section 1915(c) of the Social Security Act.

R414-61-2. Incorporation by Reference.

The Department adopts Utah State Plan under Title XIX of the Social Security Act, and the Home and Community Based Waiver Implementation Plan, for the provision of services under the following waivers:

- (1) Waiver for Technology Dependent/Medically Fragile Individuals, dated July 1, 1998;
- (2) Waiver for Elderly Individuals 65 Years of Age and Older, dated July 1, 1995;
- (3) Waiver for Individuals with Acquired Brain Injury 18 Years of Age and Older, dated July 1, 1999;
- (4) Waiver for the Physically Disabled, dated July 1, 1998;
- (5) Waiver for Individuals with Developmental Disabilities or Mental Retardation, dated July 1, 1995.

KEY: medicaid

2000

26-18-3



Health, Epidemiology and Laboratory Services, Laboratory Improvement

R444-14

Rules for the Certification of Environmental Laboratories

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 22516

FILED: 11/29/1999, 07:47

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This change will make the fine adjustments required for continued recognition by the National Environmental Laboratory Accreditation Program (NELAP) to allow the state laboratory certification program to be a NELAP Accrediting Authority.

SUMMARY OF THE RULE OR CHANGE: This change will combine the two levels of laboratory certification into a single level. The certification period will be reduced to a single year, but the frequency required to physically visit the laboratory remains at every two years. Personnel requirements are changed to not exceed the requirements found in the existing rule for a Class II laboratory. The Quality Systems requirements incorporate the standards found in Chapter 5 of the July 1, 1999, National Environmental Laboratory Conference Standards. Proficiency testing requirements no longer require a laboratory to stay with a single provider for twelve months. Provisional status is deleted and a condition of suspension, with new criteria, is added to modify the certification status of the laboratory.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 26-1-30(2)(m)

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: 40 CFR 136 (July 1995 ed.), 40 CFR 141 (July 1993 ed.), 40 CFR 142 (July 1993 ed.), 40 CFR 136 (July 1993 ed.), and 40 CFR 261 (July 1993 ed.); National Environmental Laboratory Accreditation Conference Standards (July 1, 1999)

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: There will be no impact to the state budget. The process for certification has not changed. Specific requirements for the regulated labs are proposed with this amendment. The program is funded by user fees.

❖LOCAL GOVERNMENTS: A Class II laboratory with a single laboratory employee will no longer need to provide for independent quality assurance (QA) oversight. Some local governments have environmental laboratories that would fall under this rule and the cost for them to operate the lab would be less. There may be one or two laboratories that fit this scenario at a cost savings of under \$200 per month.

❖OTHER PERSONS: A Class II laboratory with a single laboratory employee will no longer need to provide for independent QA oversight. There may be one or two laboratories that fit this scenario at a cost savings of under \$200 per month.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Some Class II laboratories may not be required to incur up to \$200 per month for the independent QA oversight.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The minor changes in this rule guarantee continued national recognition of the state's laboratory certification program. The fiscal impact on business will be very small--Rod L. Betit

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

Health
Epidemiology and Laboratory Services,
Laboratory Improvement
Room 309, Fraiser Laboratory Building
46 North Medical Drive
Salt Lake City, UT 84113-1105, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

David Mendenhall at the above address, by phone at (801) 584-8470, by FAX at (801) 584-8501, or by Internet E-mail at dmendenh@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 01/14/2000; OR ATTENDING A PUBLIC HEARING SCHEDULED FOR 01/12/2000, 1:00 p.m., Cannon Health Building, Room 125, 288 North 1460 West, Salt Lake City, UT 84116.

THIS RULE MAY BECOME EFFECTIVE ON: 01/15/2000

AUTHORIZED BY: Rod L. Betit, Executive Director

R444. Health, Epidemiology and Laboratory Services, Laboratory Improvement.

R444-14. Rule for the Certification of Environmental Laboratories.

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R444-14-2. Definitions.

(1) "Accuracy" means the degree of agreement between an observed value and an accepted reference value.

(2) "Analyte" means the substance or thing for which a sample is analyzed to determine its presence or quantity.

(3) "Approved" means the determination by the department that a certified laboratory may analyze for an analyte or interdependent analyte group under this rule.

(4) "Assessment" means the process of inspecting, testing and documenting findings for purposes of certification or to determine compliance with this rule.

(5) "Batch" means a group of analytical samples of the same matrix processed together, including extraction, digestion, concentration and the application of the analytic method, using the same process, personnel, and lot(s) of reagents.

(6) "Certification officer" means a representative of the department who conducts assessments. This representative may be a third party contractor who conducts assessments and acts under the authority of the department.

(7) "Clean Water Act" means U.S. Public Law 92-500, as amended, governing water pollution control programs.

(8) "Contamination" means the effect caused by the introduction of the target analyte from an outside source into the test system.

(9) "Deny" means to totally or partially refuse to certify a laboratory.

(~~9~~)¹⁰ "Department" means the Utah Department of Health.

(~~10~~)¹¹ "Equipment blank" means sample that is known not to contain the target analyte and that is used to check the cleanliness of sampling devices, collected in a sample container from a clean sample-collection device and returned to the laboratory as a sample.

(~~11~~)¹² "Field blank" means a sample that is known not to contain the target analyte and that is used to check for analytical artifacts or contamination introduced by sampling and analytical procedures, carried to the sampling site, exposed to sampling conditions and returned to the laboratory and treated as an environmental sample.

(~~12~~)¹³ "Holding time" means the maximum time that a sample may be held prior to preparation or analysis.

(~~13~~)¹⁴ "Interdependent analyte group" means a group of analytes, as determined by the department, for which the ability to correctly identify and quantify a single analyte in the group indicates the ability to correctly identify and quantify other analytes in the group.

(~~14~~)¹⁵ "Initial demonstration of analytical capability" means the procedure described in the method 40 CFR Part 136, Appendix A, used to determine a laboratory's accuracy and precision in applying an analytical method.

(~~15~~)¹⁶ "Instrument blank" means a sample that is known not to contain the target analyte, processed through the instrumental steps of the measurement process used to determine the absence of instrument contamination for the determinative method.

(16)17 "Interference" means the effect on the final result caused by the sample matrix.

(17)18 "Key personnel" means the ~~laboratory~~technical director,~~laboratory supervisor,~~ and laboratory quality assurance officer, all of whom meet the qualification requirements of this rule.

(18)19 "Matrix" means a surrounding substance within which something originates, develops, or is contained, such as: drinking water, saline/estuarine water, aqueous substance other than drinking water or saline/estuarine water, non-aqueous liquid, biological tissue, solids, soils, chemical waste, and air.

(19)20 "Matrix spike" means a sample prepared to determine the effect of the matrix on a method's recovery efficiency by adding a known amount of the target analyte to a specified amount of matrix sample for which an independent estimate of the target analyte concentration is available.

(20)21 "Method detection limit" means the minimum concentration of a substance that can be measured and reported with 99% confidence that the analyte concentration is greater than, zero as determined from analysis of a sample containing the analyte in a given matrix as described in 40 CFR Part 136, Appendix B, 1 July 1995 edition.

(21)22 "Precision" means the degree to which a set of observations or measurements of the same property, usually obtained under similar conditions, conform to themselves. Precision is usually expressed as standard deviation, variance or range, in either absolute or relative terms.

(22)23 "Preservation" means the temperature control or the addition of a substance to maintain the chemical or biological integrity of the target analyte.

(23)24 "Proficiency testing audit" means the event, including the receiving, analyzing, and reporting of results from a set of samples that a proficiency testing provider sends to a laboratory, for the laboratory to comply with the proficiency testing requirements of this rule.

(24)25 "Proficiency testing program" means a program that meets the National Environmental Laboratory Accreditation Conference(NELAC) proficiency testing standards and that is provided by a National Environmental Laboratory Accreditation Program(NELAP)-authorized proficiency testing provider or a program that is provided by the EPA as part of its WS and WP audits.

(25) "Provisionally approved" means a determination by the department that a certified laboratory does not follow the accepted method or has not passed the appropriate proficiency testing audit for the most recent audit for an analyte or interdependent analyte group but that the certified laboratory is still capable of producing valid data:

~~(26) "Provisionally certified" means a determination by the department that a certified laboratory has deficiencies but that the certified laboratory is still capable of producing valid data.](26) "Revoke" means to withdraw a certified laboratory's certification or the approval for a certified laboratory to perform one or more specified methods.~~

(27) "Resource Conservation and Recovery Act" means U.S. Public Law 94-580, as amended, governing solid and hazardous waste programs.

(28) "Safe Drinking Water Act" means U.S. Public Law 93-523 94-580, as amended, governing drinking water programs.

(29) "Selectivity" means the capability of a method or instrument to respond to the target analyte in the presence of other substances or things.

(30) "Sensitivity" means the capability of a method or instrument to discriminate between measurement responses representing different levels of a target analyte.

(31) "Standard operating procedures (SOPs)" means a written document which details the steps of an operation, analysis or action whose techniques and procedures are thoroughly prescribed and is accepted as the procedure for performing certain routine or repetitive tasks.

(32) "Surrogate" means a substance which is unlikely to be found in the environment and which has properties that mimic the target analyte and that is added to a sample to check for quality control.

(33) "Suspend" means to temporarily remove a laboratory's certification or the approval for a certified laboratory to perform one or more specified methods for a defined period not to exceed six months.

(33)34 "Target analyte" means the analyte that a test is designed to detect or quantify.

(34)35 "Technical employee" means a designated individual who performs the analytical method and associated techniques.

(35)36 "Trip blank" means a sample known not to contain the target analyte that is carried to the sampling site and transported to the laboratory for analysis without having been exposed to sampling procedures.

R444-14-3. Laboratory Certification.

(1) A laboratory is the organization and facilities established for testing samples.

(2) A laboratory that conducts tests that are required by Department of Environmental Quality rules to be conducted by a certified laboratory must be certified under this rule.[]

~~(3) Certification is available in two categories:~~

~~(a) A Class I laboratory is a laboratory that is certified under this rule to analyze samples for monitoring and compliance with Federal Safe Drinking Water Act, Federal Clean Water Act, and the Federal Resource Conservation and Recovery Act on own behalf of the entity that owns the laboratory and on behalf of an entity that does not own the laboratory;~~

~~(b) A Class II laboratory is a laboratory with limited analytical capability, that is certified under this rule to analyze samples for monitoring and compliance with Federal Safe Drinking Water Act, Federal Clean Water Act, and the Federal Resource Conservation and Recovery Act on behalf of the entity that owns the laboratory and that does not meet the personnel requirements for NELAP accreditation.[]~~

(4)3 To become certified, to renew certification, or to become recertified under this rule, a laboratory must:

(a) submit a completed application to the Division of Epidemiology and Laboratory Services, Bureau of Laboratory Improvement, on forms provided by the department; the application shall include:

- (i) the legal name of the laboratory;
- (ii) the name of the laboratory owner;
- (iii) the laboratory mailing address;
- (iv) the full address of location of the laboratory;

- (v) the laboratory hours of operation;
 - (vi) a description of qualifications of key personnel and technical employees;
 - (vii) the name and day-time phone number of the laboratory director;
 - (viii) the name and day-time phone number of the quality assurance officer;
 - (ix) the name and day-time phone number of the laboratory contact person;
 - (x) an indication of class of laboratory for which the laboratory is applying for certification under this rule; and
 - (xi) the laboratory's quality assurance plan and documentation of the laboratory's implementation and adherence to the quality assurance plan.
- (b) be enrolled in a proficiency testing program;
 - (c) apply for approval to analyze at least one analyte or interdependent analyte group by a method the department may approve under this rule; and
 - (d) pay all fees prior to the department's processing of the application.
 - (e) submit a statement of assurance of compliance signed and dated by the laboratory owner, director, and quality assurance officer, which shall include:
 - (i) an acknowledgment that the applicant understands that, once certified, the laboratory must continually comply with this rule and shall be subject to the penalties provided in this rule for failure to maintain compliance;
 - (ii) an acknowledgment that the department may make unannounced assessments and that a refusal to allow entry by the department's representatives is grounds for denial or revocation of certification;
 - (iii) a statement that the applicant laboratory will perform all proficiency testing audits according to the accepted method and in accordance with department requirements; and
 - (iv) a statement that there is no misrepresentation in the information provided in the application.

([5]4) Upon satisfaction of the requirements of subsection (4):

- (a) the department shall conduct an on-site assessment at a date and time agreed to by the laboratory director to determine whether the laboratory complies with the minimum requirements of this rule and that the laboratory can produce valid results;
- (b) the department shall provide the laboratory director a written report of the department's findings from the on-site assessment; and
- (c) if the department determines that the laboratory does not meet the requirements for certification, the laboratory shall develop and submit a plan of correction acceptable to the department.

([6]5) The department shall issue a final decision and letter upon a satisfactory on-site assessment or within 30 days of acceptance of the plan or portions of a plan of correction. The letter shall state whether the laboratory is certified~~[- provisionally certified]~~ or not certified. It shall also state the approval status of the analyte or interdependent analyte group for which the laboratory applied for approval. The department may certify a laboratory for up to ~~two years~~ one year.

([7]6) A certification expires at the expiration date listed on the certificate, unless otherwise revoked. To avoid a lapse in certification, a laboratory must submit a completed application for

renewal and the required fees for certification at least three months prior to the expiration of the certificate.

R444-14-4. Method Approval.

(1) An applicant laboratory must request approval to analyze for an analyte or interdependent analyte group as part of its application for certification or renewal of certification. Approval to analyze for an analyte or interdependent analyte group upon application for certification or renewal of certification may be granted only after an on-site assessment. The applicant laboratory shall submit:

- (a) documentation that it has the necessary equipment and trained technical employees to perform the tests;
- (b) documentation that the laboratory has passed ~~an~~ two proficiency testing ~~audit~~ audits for the analyte in question in a proficiency testing program;
- (c) its standard operating procedure for the method used to analyze for the analyte in question;
- (d) documentation of its initial demonstration of analytical capability; and
- (e) documentation establishing the laboratory's method detection limit for the analyte.

(2) At a time other than at application for certification or renewal of certification, a certified laboratory may request approval to analyze for an additional analyte or interdependent analyte group by submitting a written request together with the documentation required in subsection (1).

(3) If the department is satisfied from its assessment that the applicant laboratory can produce valid results, it shall grant approval for the analyte or interdependent analyte group by a specific method.

(4) The department shall not grant approval to a laboratory that does not certify under this rule.

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R444-14-8. Personnel Requirements and Responsibilities.

- (1) A certified laboratory must:
 - (a) have a laboratory director who meets the qualification requirements of this section~~[- who may also serve as the laboratory supervisor or the laboratory quality assurance officer;~~
 - ~~(b) have a laboratory supervisor who meets the qualification requirements of this section, who may also serve as the laboratory director];~~
 - ([c]b) have a laboratory quality assurance officer who meets the qualification requirements of this section, who may also serve as the laboratory director;
 - ([d]c) specify and document the responsibility, authority, and interrelation of all personnel who manage, perform or verify work affecting the quality of testing;
 - ([e]d) have sufficient technical employees with the educational background and training necessary to perform all tests which the certified laboratory is approved to perform;
 - ([f]e) adequately supervise its technical employees to assure quality test results;
 - ([g]f) have a job a description for all key personnel and technical employees;
 - ([h]g) maintain documentation of the qualifications of all key personnel;

(i)h) maintain a record of training for all key personnel and technical employees; and

(j)i) document and clearly describe the lines of responsibility of all key personnel and technical employees.

(2) A director of a Class I laboratory must have:

(a) an earned doctoral degree in the medical, biological, chemical, or physical sciences from an institution of higher education, plus two years experience in a certified laboratory or in a laboratory that the prospective director demonstrates to the department as one that substantially meets equivalent quality standards for a certified laboratory;

(b) a master's degree in biological, chemical, or physical sciences from an institution of higher education plus four years experience in a certified laboratory or in a laboratory that the prospective director demonstrates to the department as one that substantially meets equivalent quality standards for a certified laboratory, with at least one of the four years in a supervisory capacity; or

(c) a bachelor's degree in the biological, chemical, or physical sciences from an institution of higher education, plus six years work experience in a certified laboratory or in a laboratory that the prospective director demonstrates to the department as one that substantially meets equivalent quality standards for a certified laboratory, with at least two of the six years in a supervisory capacity;

(3) A director of a Class II laboratory must:

(a) have a bachelor's degree in the biological, chemical, or physical sciences from an institution of higher education, plus three years work experience in a certified laboratory or in a laboratory that the prospective director demonstrates to the department as one that substantially meets equivalent quality standards for a certified laboratory; or

(b) have, within the previous five years, three years experience in a certified laboratory or in a laboratory that the prospective director demonstrates to the department as one that substantially meets equivalent quality standards for a certified laboratory and demonstrate in a proficiency testing audit his competency to perform testing governed by this rule.

(4) The technical director is responsible for the administrative oversight and overall operation of the certified laboratory and must:

(a) define minimum qualifications, experience, and skills necessary for all technical employees;

(b) ensure and document through an annual competency check that each technical employee demonstrates initial and ongoing proficiency for the tests performed by the technical employee; and

(c) supervise the quality assurance officer and ensure the production and quality of all results reported by the certified laboratory.

(5) One individual may be the technical director of up to three certified laboratories if there is a full-time supervisor at each laboratory.

(6) A supervisor/technical director of a Class I laboratory must have a bachelor's degree in the biological, chemical, or physical sciences, plus two years work experience in a certified laboratory or in a laboratory that the prospective supervisor/technical director demonstrates to the department as one that substantially meets equivalent quality standards for a certified laboratory.

(7) A supervisor of a Class II laboratory must:

(a) have two years work experience in a certified laboratory or in a laboratory that the prospective supervisor demonstrates to the department as one that substantially meets equivalent quality standards for a certified laboratory; and

(b) demonstrate in a proficiency testing audit his competency to perform testing governed by this rule.

(8) The supervisor/technical director is responsible for the day-to-day operation of the certified laboratory and:

(a) must supervise all technical employees of the certified laboratory;

(b) must assure that all samples are accepted in accordance with the requirement of this rule; and

(c) is responsible for the production and quality of all data reported by the certified laboratory.

(9) A quality assurance officer must:

(a) have documented training or experience in quality assurance procedures and be knowledgeable in the quality assurance requirements of this rule;

(b) have a knowledge of the approved methods the certified laboratory uses in order to allow him to verify that the certified laboratory is following the approved methods;

(c) not analyze samples as part of the regular analyses performed by the certified laboratory;

(d) have direct access to the highest level of management at which decisions are taken on laboratory policy and resources, and to the technical director;

(e) serve as the focal point for quality assurance and oversee and review quality control data;

(f) objectively evaluate data and objectively perform assessments;

(g) oversee all aspects of sample handling, testing, report collation and distribution with the purpose of the production of high quality results; and

(h) conduct or oversee and be responsible for an annual review of the entire technical operation of the certified laboratory.

(10) One individual may be the quality assurance officer of up to three certified laboratories if there is a full-time supervisor at each laboratory.

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R444-14-11. Analytical Methods.

(1) A certified laboratory must have and maintain an in-house methods manual and SOPs. The methods manual and any associated reference works must be readily available to all technical employees.

(a) For each approved analyte or interdependent analyte group, the method used by the certified laboratory must be described in the methods manual. The method description or separate SOP must address the following:

- (i) analyte name;
- (ii) applicable matrix or matrices;
- (iii) method detection limit;
- (iv) scope and application;
- (v) summary of the method;
- (vi) any change to the approved method;
- (vii) definitions;
- (viii) interferences;

- (ix) safety;
- (x) equipment and supplies;
- (xi) reagents and calibration standards;
- (xii) sample collection, preservation, shipment and storage;
- (xiii) quality control;
- (xiv) calibration, validation and standardization procedures;
- (xv) data analysis and calculations;
- (xvi) method performance;
- (xvii) pollution prevention;
- (xviii) data review and acceptance criteria for QC measures;
- (xix) waste management;
- (xx) method identifier and references; and
- (xxi) any tables, diagrams, flowcharts and validation data.

(2) The department may only approve a certified laboratory to analyze an analyte or interdependent analyte group by specific method. The department may only approve a certified laboratory for an analyte or interdependent analyte group using methods described in the July 1, 1992, 1993, 1994, 1995, 1996, 1997, 1998 and ~~1997~~1999 editions of 40 CFR Parts 141, 142, and 143 (Safe Drinking Water Act); 40 CFR Parts 136 and 503.8 (Clean Water Act); 40 CFR Parts 260 and 261 (Resource Conservation and Recovery Act).

(3) In analyzing a sample for compliance with the Safe Drinking Water Act, the Clean Water Act, or the Resource Conservation and Recovery Act, a certified laboratory must follow the method that it reports on its final report to have used.

(4) The department may approve a single method for analysis of an interdependent analyte group.

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R444-14-13. Proficiency Testing.

For a certified laboratory to become approved and to maintain approval for an analyte or an interdependent analyte group by a specific method, the certified laboratory must, at its own expense, meet the proficiency testing requirements of this rule.

(1) The certified laboratory must enroll and participate in a proficiency testing program for each analyte or interdependent analyte group. For each analyte or interdependent analyte group for which proficiency testing is not available, the certified laboratory must establish, maintain, and document the accuracy and reliability of its procedures through a system of internal quality management.

(a) The certified laboratory must participate in more than one proficiency testing program if necessary to be evaluated to obtain or maintain approval to analyze an analyte or interdependent analyte group.

(b) The certified laboratory must, prior to obtaining approval, notify the department of the authorized proficiency testing program or programs in which it has enrolled for each analyte or interdependent analyte group.

(2) The certified laboratory must follow the proficiency testing provider's instructions for preparing the proficiency testing sample and must analyze the proficiency testing sample as if it were a client sample.[]

~~—(a) The certified laboratory must participate in an authorized proficiency testing program for at least twelve months before the certified laboratory may change to another proficiency testing provider for the analyte or interdependent analyte group.]~~

~~(b)~~a) The certified laboratory must notify the department before the certified laboratory changes enrollment in an authorized proficiency testing program.

~~(e)~~b) The certified laboratory must direct the proficiency testing provider to send, either in hard copy or electronically, a copy of each evaluation of the certified laboratory's proficiency testing audit results to the department. The certified laboratory must allow the proficiency testing provider to release all information necessary for the department to assess the certified laboratory's compliance with this rule.

~~(d)~~c) The following are strictly prohibited:

(i) performing multiple analyses (replicates, duplicates) which are not normally performed in the course of analysis of routine samples;

(ii) averaging the results of multiple analyses for reporting when not specifically required by the method; or

(iii) permitting anyone other than bona fide laboratory employees who perform the analyses on a day-to-day basis for the certified laboratory to participate in the generation of data or reporting of results.

(3) In each calendar year, the certified laboratory must complete at least two separate proficiency testing audits for each analyte or interdependent analyte group.

(4) The certified laboratory may not:

(a) discuss the results of a proficiency testing audit with any other laboratory until after the deadline for receipt of results by the proficiency testing provider;

(b) if the certified laboratory has multiple testing sites or separate locations, discuss the results of a proficiency testing audit across sites or locations until after the deadline for receipt of results by the proficiency testing provider;

(c) send proficiency testing samples or portions of samples to another laboratory to be tested; or

(d) knowingly receive a proficiency testing sample from another laboratory for analysis and fail to notify the department of the receipt of the other laboratory's sample within five business days of discovery.

(5) The certified laboratory must maintain a copy of all proficiency testing records, including analytical worksheets. The proficiency testing records must include a copy of the authorized proficiency testing provider report forms used by the laboratory to record proficiency testing results.

(a) The director of the certified laboratory must sign and retain an attestation statement stating that the certified laboratory followed the proficiency testing provider's instructions for preparing the proficiency testing sample and analyzed the proficiency testing sample as if it were a client sample.

(b) The certified laboratory must analyze and report the results of the proficiency testing test by the deadline set by the proficiency testing provider.

(6) Upon receipt of the evaluation of the results from the proficiency testing provider, the department shall assign a grade for each analyte where:

- (a) "Acceptable" equals 100;
- (b) "Not acceptable" equals zero; and
- (c) "Nonparticipation" equals zero.

(7) The certified laboratory must receive a grade of 100 for any single analyte to pass a proficiency testing audit for that analyte. The certified laboratory must receive an average grade of 80 for any

interdependent analyte group to pass a proficiency testing audit for the interdependent analyte group.

(a) If the proficiency testing evaluation is to obtain or maintain approval for an interdependent analyte group by a single method, the grade for the interdependent analyte group is the average of the grades for the individual analytes in the evaluation of the results from the proficiency testing provider.

(b) If the proficiency testing evaluation is of multiple concentrations of a single analyte, the department shall average the grades for individual concentrations and assign the average as the grade for the analyte.

(8) If the certified laboratory fails a proficiency testing audit, it must submit a corrective action plan to the department.

[

~~R444-14-14. Remedial Proficiency Testing:~~

~~— A certified laboratory that fails a proficiency testing audit for an analyte or interdependent analyte group under the proficiency testing requirements of section R444-14-12 may comply with the requirements of this section to maintain or upgrade approval for the analyte or interdependent analyte group.~~

~~(1) The certified laboratory must take corrective action to remedy the reason for its failure. Upon taking corrective action, the certified laboratory may seek to demonstrate that its performance is acceptable by participating, at the laboratory's own expense, in a remedial proficiency testing audit. If the certified laboratory passes the remedial proficiency testing audit, the department may upgrade the approval status for the analyte or interdependent analyte group.~~

~~(2) A certified laboratory may undergo an additional proficiency testing audit at any time. However, for purposes of department approval, an additional proficiency testing audit may be used as a remedial proficiency testing audit only if:~~

~~(a) The certified laboratory was approved for the analyte or interdependent analyte group and fails a proficiency testing audit for the analyte or interdependent analyte group.~~

~~(b) After failing a proficiency testing audit for an analyte or interdependent analyte group, the certified laboratory must inform the department of its corrective action to remedy the reason for its failure.~~

~~(c) After taking corrective action, but before participation in its next audit proficiency testing required by section 12, the certified laboratory must notify the department in writing that it intends to participate in a remedial proficiency testing audit. The certified laboratory must indicate the proficiency testing provider for the remedial proficiency testing audit, and the analyte or interdependent analyte group for which the certified laboratory seeks to obtain or upgrade approval.~~

~~(3) The certified laboratory may participate in only one remedial proficiency testing audit for an analyte or interdependent analyte group in any 12-month period to obtain or upgrade approval under this section.~~

~~(4) If the department determines that the certified laboratory's choice for its remedial proficiency testing audit is not appropriate for the method or matrix, the department shall notify the certified laboratory by telephone within two business days of receipt of the certified laboratory's notice of its intention to participate in a remedial proficiency testing audit. In addition, the department shall send a written notice to the certified laboratory within two business days of receipt of notification. The certified laboratory shall direct the proficiency testing provider to send, either in hard copy or~~

~~electronically, a copy of each evaluation of the certified laboratory's remedial proficiency testing results to the department. The certified laboratory must allow the proficiency testing provider to release all information necessary for the department to assess the certified laboratory's compliance with this rule.~~

~~(5) The certified laboratory must follow all of the requirements that apply to all other proficiency testing.~~

~~(6) The department shall not take any adverse action if a certified laboratory fails a remedial proficiency testing audit intended to obtain or upgrade approval under this section.]~~

~~R444-14-14.14. Quality System[Control].~~

~~(1) [A certified laboratory must follow the quality control requirements of the method.]A certified laboratory must adhere to the requirements found in Chapter 5, Quality Systems, of the National Environmental Laboratory Accreditation Conference Standards approved July 1999, which are incorporated by reference.]~~

~~(2) Accuracy may be estimated by evaluating a sample with a known value. Contamination may be determined by evaluating a method blank. Interference may be determined by evaluating a matrix spike sample. Precision may be determined by evaluating the results of duplicate tests.~~

~~(3) If the chemistry method does not specify the quality control requirements for accuracy, precision, selectivity, sensitivity, interference, or contamination, a certified laboratory must meet the missing quality control requirements specific to accuracy, precision, selectivity, sensitivity, interference, or contamination, of this subsection.~~

~~(a) The certified laboratory must evaluate contamination, precision, accuracy, and interference at least once for each 20 samples in each batch. If a batch is less than 20 samples, the certified laboratory must evaluate at least once for the batch. However, methods used to test for the following do not require matrix spiking to evaluate for interference:~~

- ~~(i) asbestos;~~
- ~~(ii) paint filter~~
- ~~(iii) ignitability;~~
- ~~(iv) corrosivity;~~
- ~~(v) oil and grease;~~
- ~~(vi) residual ozone;~~
- ~~(vi) residual chlorine;~~
- ~~(vii) conductivity;~~
- ~~(ix) cation exchange of soils;~~
- ~~(x) compatibility test for waste;~~
- ~~(xi) membrane liners;~~
- ~~(xii) saturated hydrated conductivity;~~
- ~~(xiii) saturated leachate conductivity;~~
- ~~(xiv) intrinsic permeability;~~
- ~~(xv) extraction procedure for oily wastes;~~
- ~~(xvi) multiple extraction procedure;~~
- ~~(xvii) CBOD;~~
- ~~(xviii) BOD;~~
- ~~(xix) pH;~~
- ~~(xx) TSS;~~
- ~~(xxi) TDS;~~
- ~~(xxii) TVS; and~~
- ~~(xxiii) Total solids.~~

— (b) For all organic chromatographic methods, the certified laboratory must add surrogate compounds to all samples, calibration standards, and blanks for methods where surrogate compounds are reasonably available.

— (c) The certified laboratory must determine and document accuracy, precision and sensitivity with each new method and with any significant change, such as a change in location of the laboratory, a new technical employee, a new instrument, or a new technique.

— (d) The certified laboratory must calculate and track precision and accuracy of test measurements using the data collected in conducting the activities required in this section. The certified laboratory must use the method acceptance ranges or quality control charts to assess data acceptance. The acceptance ranges or quality control charts must be readily available to all personnel involved with the data review or data acceptance processes.

— (e) The certified laboratory must determine and document method sensitivity from the method detection limit for the target analyte. The certified laboratory must determine and annually verify the method detection limit using laboratory pure water or the matrix of interest. The certified laboratory must document the procedure used to determine and verify the method detection limit.

— (f) If a method is used to identify the existence of an analyte by performing a qualitative test, the certified laboratory must first employ the method to identify the existence of the analyte in a calibration standard known to contain the target analyte.

— (g) The certified laboratory must perform a confirmatory test for organic chromatographic methods upon analyzing for an analyte for which it has not previously tested, upon analyzing for an analyte in a matrix which it has not previously analyzed, or if it has reason to doubt the selectivity of the result. The confirmatory test must either:

— (i) employ a different scientific technique, which may include:

- (A) second column confirmation;
- (B) derivatization;
- (C) mass spectral interpretation; and
- (D) alternate detector; or

— (ii) test by alternate wavelength.

— (h) The certified laboratory must verify the accuracy of all initial standard curves by using calibration standards obtained from a different source. The certified laboratory must verify the integrity of each standard curve upon preparing the standard curve, but no less than once every three months for each standard curve. The result of the verification test must be within 15% of the true value of the calibration standard as represented by the source.

— (i) The certified laboratory must verify the accuracy of the standard curve each day it is used by analyzing a blank and a calibration standard. In addition, to the extent possible, the certified laboratory must verify the standard curve at least once for each 20 samples by analyzing calibration standards that have values that bracket the anticipated values of the samples. However, if this is not possible, the certified laboratory must analyze calibration standards that vary throughout the possible range of values for the samples.

— (4) If a microbiology method does not specify the quality control requirements for precision, sensitivity, selectivity, or contamination, a certified laboratory must meet the missing quality control requirements specific to precision, sensitivity, selectivity, or contamination of this subsection:

— (a) For the membrane filter (MF) test, the certified laboratory must test for contamination of each filtration apparatus by filtering 20 to 30 ml of dilution water through the membrane filter and analyzing for growth. The certified laboratory must test for contamination prior to performing the MF tests on each batch of samples, after testing every tenth sample, and after testing the batch of samples.

— (b) For the MF test, the certified laboratory must test for selectivity by verifying at least 10% of MF sample sheen colonies.

— (c) The certified laboratory must analyze in duplicate, at least 5% of the samples that it suspects to be positive. If more than one technical employee analyzes samples, the certified laboratory must see that each technical employee analyzes a duplicate test monthly on at least one of the samples that another technical employee has found to be positive.

— (d) The certified laboratory must test for sensitivity by inoculating a representative sample from each lot of culture media using positive and negative control cultures for the microorganisms of interest.

— (5) If a radiochemistry method does not specify the quality control requirements for accuracy, precision, and contamination a certified laboratory must meet the missing quality control requirements specific to accuracy, precision, and contamination of this subsection:

— (a) The certified laboratory must check its instruments to determine the absence of instrument contamination by analyzing blanks for the nuclide of interest at the following frequencies:

- (i) low background proportional counter - daily;
- (ii) low level liquid scintillation counter - daily;
- (iii) scintillation counter - weekly;
- (iv) alpha spectrometers - weekly;
- (v) radon flask counters - monthly; and
- (vi) gamma spectrometer - monthly.

— (b) The certified laboratory must evaluate for contamination, precision, and accuracy at least once for each 20 samples in each batch. If a batch is less than 20 samples, the certified lab must evaluate at least once for the batch. The certified laboratory is not required to evaluate for contamination where no chemical separation or other chemical manipulation is performed.]

R444-14-[16]15. Corrective Action Procedure.

(1) A certified laboratory must develop written SOPs that govern its response to quality control results that are outside acceptance ranges that the certified laboratory has established to meet the requirements of the method or this rule. The SOPs must address the following:

(a) identification of anticipated problems and the anticipated or recommended corrective action to correct or eliminate the problem and future occurrences of the problem; and

(b) requirements for written records that document both anticipated and unanticipated problems, the corrective measures taken, and the final outcome of the corrective action.

(2) A certified laboratory must have written policy and procedures for the resolution of complaints it receives about the laboratory's activities. The certified laboratory must document and maintain records of complaints and of the actions taken by the laboratory in response to each complaint.

(3) A certified laboratory must document a response to each deficiency noted on the department written report of the department's findings from an on-site assessment.

(4) A certified laboratory must have written policy and procedures to identify the cause and resolve the cause for a failed proficiency testing audit. The certified laboratory must document and maintain records of its actions taken to resolve the cause for the failure.

R444-14-~~17~~16. [~~Denying, Downgrading~~Denial, Suspension and Revocation.

(1) The department may [~~downgrade~~suspend the certificate of a certified laboratory[~~from approved to provisionally approved~~] for an approved analyte or interdependent analyte group if the certified laboratory fails two of three of its most recent proficiency testing [~~audit~~audits required by section R444-14-13. The department may [~~upgrade~~remove the suspension of a certified laboratory[~~from provisionally approved to approved~~] for an analyte or an interdependent analyte group if the certified laboratory passes the next two proficiency testing [~~audit~~audits required by section R444-14-13[~~or a remedial proficiency testing audit allowed by section R444-14-14~~].

(2) The department shall revoke approval for a [~~certified laboratory that is provisionally approved for~~] an analyte or an interdependent analyte group if the approval for the analyte or the interdependent analyte group is under department suspension and if the certified laboratory fails a proficiency testing audit required by section R444-14-13[~~, regardless of why the certified laboratory was provisionally approved~~].

(3) If a certified laboratory fails to submit a corrective action plan to the department within thirty days of the department's sending a notice of failure of a proficiency testing audit required by section R444-14-13, the department shall revoke the approval for the analyte or interdependent analyte group.

(4) If the department has revoked a certified laboratory's approval for an analyte or interdependent analyte group because of failure of a proficiency testing audit in [~~two consecutive~~]three of the last four proficiency testing audits required under section R444-14-13, the certified laboratory may seek approval [~~under section R444-14-4~~], but not prior to 6 months from the revocation of approval. [~~In the alternative, the~~]The certified laboratory may seek this approval by:

(a) requesting approval in writing for the analyte or interdependent analyte group; and

(b) passing [~~a~~]two proficiency testing [~~audit, either~~]audits under section R444-14-13 [~~or section R444-14-14, upon which the department may provisionally approve for the analyte or interdependent analyte group; and~~

~~(c) passing a proficiency testing audit on a successive proficiency testing audit, either under section R444-14-13 or section R444-14-14, upon which the department may grant approval for the analyte or interdependent analyte group].~~

(5) The department may revoke approval for an analyte or interdependent analyte group if a certified laboratory does not adhere to the approved method or to the quality [~~assurance~~]system requirements of this rule.

(6) The department may deny certification if the applicant laboratory:

(a) fails to meet the personnel qualifications for key personnel, including the education, training and experience requirements as required by the department;

(b) [~~denies entry to~~]refuses the certification officer entry to the laboratory for any on-site assessment;

(c) [~~denies~~]refuses the certification officer access to the laboratory records for any assessment; or

(d) fails to correct deficiencies identified in a prior on-site assessment.

(7) If the department denies certification because the applicant laboratory submitted an unacceptable corrective action plan, the applicant laboratory may submit only one additional corrective action plan to remedy the deficiencies. If the department determines that the corrective action plan is insufficient to correct the deficiencies, the applicant laboratory must wait six months before again applying for certification.

(8) The department may [~~downgrade~~]suspend a certified laboratory [~~from certified to provisionally certified~~] if the certified laboratory fails to notify the department within 30 calendar days of changes in key personnel or laboratory location.

(9) The department may revoke a certified laboratory's certification for a minimum of one year if it:

(a) submits a proficiency testing sample to another laboratory for analysis;

(b) submits proficiency testing sample results generated by another laboratory as its own;

(c) receives a proficiency testing sample from another applicant or certified laboratory for analysis and fails to notify the department of the receipt of other certified laboratory's sample within five business days of discovery;

(d) falsifies data on any report or is involved in any other deceptive practice;

(e) misrepresents any material fact pertinent to receiving certification; or

(f) fails to correct deficiencies from an on-site assessment by the date agreed to in the corrective action plan.

(10) The department may revoke a certified laboratory's certification [~~for an indeterminate time~~] if it:

(a) [~~denies~~]refuses the certification officer entry to the certified laboratory for an on-site assessment;

(b) permits persons other than its employees to perform or report results of analyses governed by this rule;

(c) does not meet the personnel requirements and responsibilities under R444-14-8; or

~~(d) is a class II certified laboratory and performs analyses beyond the its certification level.]~~

(11) The department shall revoke a certified laboratory's certification if it fails to pay its annual certification or approval fee within 90 calendar days of invoice. The department may revoke a certified laboratory's certification if it fails to pay any approval fee within 90 calendar days of invoice. A laboratory whose certification has been revoked for failure to pay certification or approval fees may not reapply for certification until it pays past due fees.

(12) The Department may suspend the laboratory's certification if the department finds the public interest, safety, or welfare requires emergency action.

R444-14-[18]17. Recognition of NELAP Accreditation.

The department may certify a laboratory that is NELAP-accredited. A laboratory seeking certification because of its NELAP accreditation must provide evidence of its accreditation and apply for certification on that basis. A laboratory certified on the basis of NELAP accreditation must obtain approval from the department for each analyte or interdependent analyte group and meet the approval requirements of this rule.

R444-14-[19]18. Penalties.

A laboratory violates this rule and is subject to the penalties provided in Title 26, Chapter 23, including administrative and civil penalties of up to \$5,000.00 for each offense, criminal sanctions of a class B misdemeanor on the first offense and a class A misdemeanor on the second offense, and criminal penalties of up to \$5,000.00 for each offense if it:

- (1) without being certified under this rule, holds itself out as one capable of testing samples for compliance with Federal Safe Drinking Water Act, Federal Clean Water Act, Federal Resource Conservation and Recovery Act; or
- (2) without being approved to analyze for the analyte or interdependent analyte group, analyzes samples for the analyte or interdependent analyte group for compliance with rules established by the Utah Department of Environmental Quality that require that the analysis be conducted by a certified laboratory.

KEY: laboratories

[February 19, 1998]2000

26-1-30(2)(m)

Notice of Continuation June 12, 1997



Natural Resources, Wildlife Resources

R657-5

Taking Big Game

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 22519

FILED: 12/01/1999, 13:07

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being amended pursuant to Wildlife Board meetings conducted annually for taking public input and reviewing permit numbers for bucks, bulls, and once-in-a-lifetime big game species.

SUMMARY OF THE RULE OR CHANGE: The special season extension for disabled persons obtaining limited entry permits is being amended to include persons permanently confined to a wheelchair. Weapon restrictions on temporary game preserves, muzzleloader hunts, and archery hunts are amended to allow a person that is also licensed to hunt upland game or waterfowl, that person will be allowed to possess legal weapons to take upland game or waterfowl.

The muzzleloader and archery equipment sections are amended to provide clarification of the equipment that may be used to take big game. A provision is added to allow a person to purchase, sell, offer, or possess for sale, barter, exchange, or trade of inedible by-products of big game, excluding hides, antlers, or horns. Also, a person may collect shed antlers only between May 1 and December 31, annually. Amendments are being made to provide a general buck deer and general muzzleloader elk drawing, whereby both residents and nonresidents must apply for general deer permits through a drawing. Any remaining permits will be sold over-the-counter only at Division of Wildlife Resources' offices. In addition, persons who apply for general deer permits are allowed to apply in a group of up to ten applicants; persons will receive a preference point for the next year's drawing if unsuccessful, or a person is allowed to apply for a preference point in lieu of applying for a general buck deer permit in the general buck deer and general muzzleloader elk drawing. A special limited entry archery elk hunt and permit is being added to the bucks, bulls and once-in-a-lifetime drawing allowing a person, using archery equipment, to take one hunter's choice elk during a specified season within specified hunting units. Salt Lake County south of I-80 and east of I-15 is closed to general season bull elk hunting; however, archery hunters are still allowed to hunt in this area. Provisions are deleted that require residents to obtain a resident Southern Region General Deer Voucher before purchasing a resident Southern Region General Deer Permit. Other changes are being made for consistency and clarity.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 23-14-18 and 23-14-19

ANTICIPATED COST OR SAVINGS TO:

❖**THE STATE BUDGET:** This amendment provides additional hunting opportunities, and clarifies the procedures and requirements for obtaining permits and hunting big game animals. Therefore, the amendment does not create a cost or savings impact to the state budget or the Division of Wildlife Resources' (DWR) budget. However, the DWR's budget may be impacted as a result of administering the general buck deer and general muzzleloader elk drawing. The DWR charges each applicant a \$5 handling fee for each drawing, which will assist in paying for the cost of administering the drawing. However, if the DWR's budget is impacted, the cost impact is unknown because the DWR does not know how large the drawing will be.

❖**LOCAL GOVERNMENTS:** None--this filing does not create any direct cost or savings impact to local governments because they are not directly affected by the rule. Nor are local governments indirectly impacted because the rule does not create a situation requiring services from local governments.

❖**OTHER PERSONS:** The amendments provide additional hunting opportunities and provide procedures and requirements for obtaining permits to hunt big game animals; therefore, the amendments do not impose any additional requirements on other persons, nor generate a cost or savings impact to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: A person applying for a general buck deer permit through the drawing

will incur an additional handling fee cost of \$5 for the processing of the application. However, if the person is successful in obtaining a permit through the drawing, the permit will be mailed to the successful applicant. The handling fee will be waived for any person purchasing a remaining permit sold over-the-counter at Division of Wildlife Resources offices.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The amendments being made to provide a general buck deer and general muzzleloader elk drawing, whereby both residents and nonresidents must apply for general deer permits through a drawing, or obtain a remaining permit sold over-the-counter only at DWR offices, may have an impact on the businesses of license agents. Several license agents currently sell general deer permits for the DWR. License agents will no longer sell general deer permits, and as a result, this may impact their business by not selling their merchandise to hunters who have gone into their business to obtain a general deer permit. However, license agents designated by the DWR director in accordance with Section 23-19-15 will still sell general elk permits and any other licenses and permits for which they have been designated, providing the hunters access to those licenses and permits and the licensed agent's merchandise.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
Natural Resources
Wildlife Resources
Suite 2110
1594 West North Temple
PO Box 146301
Salt Lake City, UT 84114-6301, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Debbie Sundell at the above address, by phone at (801) 538-4707, by FAX at (801) 538-4709, or by Internet E-mail at nrdrwr.dsundell@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 01/15/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 01/16/2000

AUTHORIZED BY: John Kimball, Director

**R657. Natural Resources, Wildlife Resources.
R657-5. Taking Big Game.**

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R657-5-2. Definitions.

- (1) Terms used in this rule are defined in Section 23-13-2.
- (2) In addition:

(a) "Antlerless deer" means a deer without antlers or with antlers five inches or shorter.

(b) "Antlerless elk" means an elk without antlers or with antlers five inches or shorter.

(c) "Antlerless moose" means a moose with antlers shorter than its ears.

(d) "Arrow quiver" means a portable arrow case that completely encases all edges of the broadheads.

(e) "Buck deer" means a deer with antlers longer than five inches.

(f) "Buck pronghorn" means a pronghorn with horns longer than five inches.

(g) "Bull elk" means an elk with antlers longer than five inches.

(h) "Bull moose" means a moose with antlers longer than its ears.

(i) "Cow bison" means a female bison.

(j) "Doe pronghorn" means a pronghorn without horns or with horns five inches or shorter.

(k) "Highway" means the entire width between property lines of every way or place of any nature when any part of it is open to the use of the public as a matter of right for vehicular travel.

(l) "Hunter's choice" means either sex may be taken.

(m) ~~"Permit" for purposes of this rule means a secondary document which:~~

~~—(i) requires a wildlife habitat authorization as a prerequisite to its issuance; and~~

~~—(ii) grants authority to engage in specific activities under the Wildlife Resources Code or a rule or proclamation of the Wildlife Board.~~

~~(n)~~ "Ram" means a male desert bighorn sheep or Rocky Mountain bighorn sheep.

~~(o)~~~~(r)~~~~(t)~~~~(u)~~~~(v)~~~~(w)~~~~(x)~~~~(y)~~~~(z)~~ (i) "Resident" for purposes of this rule means a person who:

(A) has been domiciled in the state of Utah for six consecutive months immediately preceding the purchase of a license or permit; and

(B) does not claim residency for hunting, fishing, or trapping in any other state or country.

(ii) A Utah resident retains Utah residency if that person leaves this state:

(A) to serve in the armed forces of the United States or for religious or educational purposes; and

(B) complies with Subsection (m)(i)(B).

(iii)(A) A member of the armed forces of the United States and dependents are residents for the purposes of this chapter as of the date the member reports for duty under assigned orders in the state if the member:

(I) is not on temporary duty in this state; and

(II) complies with Subsection (m)(i)(B).

(iv) A copy of the assignment orders must be presented to a wildlife division office to verify the member's qualification as a resident.

(v) A nonresident attending an institution of higher learning in this state as a full-time student may qualify as a resident for purposes of this chapter if the student:

(A) has been present in this state for 60 consecutive days immediately preceding the purchase of the license or permit; and

(B) complies with Subsection (m)(i)(B).

(vi) A Utah resident license or permit is invalid if a resident license for hunting, fishing, or trapping is purchased in any other state or country.

(vii) An absentee landowner paying property tax on land in Utah does not qualify as a resident.

~~[(p)](o)~~ "Spike bull" means a bull elk which has at least one antler having no branching above the ears. Branched means a projection on an antler longer than one inch, measured from its base to its tip.]

~~(q) "Wildlife Habitat Authorization" for purposes of this rule means the primary document granting authority to engage in activities under:~~

- ~~(a) the Wildlife Resources Code; or~~
- ~~(b) a rule or proclamation of the Wildlife Board;]~~

.....

R657-5-4. Age Requirements and Restrictions.

(1)(a) A person 14 years of age or older may purchase a wildlife habitat authorization, and permit and tag to hunt big game. A person 13 years of age may purchase a wildlife habitat authorization, and permit and tag to hunt big game if that person's 14th birthday falls within the calendar year for which the wildlife habitat authorization, permit and tag are issued.

(b) A person must purchase a wildlife habitat authorization prior to obtaining a permit and tag to hunt big game.

(2)(a) A person ~~[15]~~at least 14 years of age ~~[or younger]~~and under 16 years of age must be accompanied by his parent or legal guardian, or other responsible person 21 years of age or older and approved by his parent or guardian, while hunting big game with any weapon.

(b) As used in this section, "accompanied" means at a distance within which visual and verbal communication are maintained for the purposes of advising and assisting.

.....

R657-5-7. Special Season Extension for Disabled Persons.

(1) A certificate of registration may be obtained from a division office requesting an extension of 30 days for any limited entry hunt, provided the person requesting the extension:

- (a) is quadriplegic or permanently confined to a wheelchair;
- (b) meets hunter education requirements as provided in Section 23-19-11; and

(c) obtains a wildlife habitat authorization and the appropriate permit and tag.

.....

R657-5-9. Temporary Game Preserves.

(1)(a) A person who does not have a valid permit to hunt on a temporary game preserve may not carry a firearm or archery equipment on any temporary game preserve while the respective hunts are in progress.

(b) "Carry" means having a firearm on your person while hunting in the field.

(2) As used in this section, "temporary game preserve" means all bull elk, buck pronghorn, moose, bison, bighorn sheep, Rocky Mountain goat, limited entry buck deer areas and cooperative

wildlife management units, excluding incorporated areas, cities, towns and municipalities.

(3) Weapon restrictions on temporary game preserves do not apply to:

(a) a person licensed to hunt upland game ~~[using a shotgun with no larger than number four shot during the upland game season;]~~or waterfowl provided the person complies with Rules R657-6 and R657-9 and the Upland Game Proclamation and Waterfowl Proclamation, respectively, and possessing only legal weapons to take upland game and waterfowl;

- (b) livestock owners protecting their livestock; or
- (c) peace officers in the performance of their duties.

.....

R657-5-11. Rifles and Shotguns.

(1) The following rifles and shotguns may be used to take big game:

- (a) any rifle firing centerfire cartridges and expanding bullets; and
- (b) a shotgun, 20 gauge or larger, firing only ~~[number 4]~~00 or larger buckshot or slug ammunition.

.....

R657-5-13. Muzzleloaders.

(1) A muzzleloader may be used during any big game hunt, except an archery hunt, provided the muzzleloader:

- (a) can be loaded only from the muzzle;
- (b) has ~~[iron]~~open sights, peep sights, or a fixed[-] non-magnifying 1x scope;
- (c) has a single barrel;
- (d) has a minimum barrel length of ~~[21]~~18 inches; ~~[-and]~~
- (e) is capable of being fired only once without reloading[-];
- ~~[(2)(a) A 170 grain or larger]~~(f) powder and bullet, or powder, sabot and bullet are not bonded together as one unit for loading;

(g) is loaded with black powder or black powder substitute, which must not contain nitrocellulose based smokeless powder.

(2)(a) A lead or expanding bullet or projectile of at least 40 caliber must be used to hunt big game.

(b) A 170 grain or heavier bullet, including sabots must be used for taking deer and pronghorn.

~~[(b)](c)~~ A 210 grain or ~~[larger]~~heavier bullet must be used for taking elk, moose, bison, bighorn sheep, and Rocky Mountain goat, except sabot bullets used for taking these species must be a minimum of 240 grains.

(3)(a) A person who has obtained a muzzleloader permit may not possess or be in control of any firearm other than a muzzleloading rifle or have a firearm other than a muzzleloading rifle in his camp or motor vehicle during a muzzleloader hunt.

- (b) The provisions of Subsection (a) do not apply to:
 - (i) a person licensed to hunt upland game ~~[using a shotgun with shot no larger than 4 during the upland game season;]~~or waterfowl provided the person complies with Rules R657-6 and R657-9 and the Upland Game Proclamation and Waterfowl Proclamation, respectively, and possessing only legal weapons to take upland game or waterfowl;

- (ii) a person licensed to hunt big game species during hunts that coincide with the muzzleloader hunt; or
- (iii) livestock owners protecting their livestock.

R657-5-14. Archery Equipment.

(1) Archery equipment may be used during any big game hunt, except a muzzleloader hunt, provided:

- (a) the minimum bow pull is 40 pounds at the draw or the peak, whichever comes first; and
- (b) arrowheads used have two or more sharp cutting edges that cannot pass through a 7/8 inch ring[-];
- (c) expanding arrowheads cannot pass through a 7/8 inch ring when expanded; and
- (d) arrows must be a minimum of 20 inches in length from the tip of the arrowhead to the tip of the nock, and must weigh at least 300 grains.

(2) The following equipment or devices may not be used to take big game:

- (a) a crossbow; except as provided in Section R657-5-15.
- (b) arrows with chemically treated or explosive arrowheads;
- (c) a mechanical device for holding the bow at any increment of draw;[-~~or~~]
- (d) a release aid that is not hand held or that supports the draw weight of the bow; or
- (e) a bow with an attached electronic range finding device or a magnifying aiming device.[-]

(3) Arrows carried in or on a vehicle where a person is riding must be in an arrow quiver or a closed case.

(4)(a) A person who has obtained an archery permit may not possess or be in control of a firearm or have a firearm in his camp or motor vehicle during an archery hunt.

(b) The provisions of Subsection (a) do not apply to:

- (i) a person licensed to hunt upland game ~~[using a shotgun with shot no larger than 4 during the upland game season;]or waterfowl provided the person complies with Rules R657-6 and R657-9 and the Upland Game Proclamation and Waterfowl Proclamation, respectively, and possessing only legal weapons to take upland game or waterfowl;~~

(ii) a person licensed to hunt big game species during hunts that coincide with the archery hunt; or

(iii) livestock owners protecting their livestock.

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R657-5-24. Purchasing or Selling Big Game or Their Parts.

(1) A person may only purchase, sell, offer or possess for sale, barter, exchange or trade any big game or their parts as follows:

- (a) Antlers, heads and horns of legally taken big game may be purchased or sold only between February 15 through August 9;
- (b) Untanned hides of legally taken big game may be purchased or sold only between August 20 through February 15;
- (c) Inedible byproducts, excluding hides, antlers and horns, or legally possessed big game as provided in Subsection 23-20-3(1)(d), may be purchased or sold at any time;

(d) tanned hides of legally taken big game may be purchased or sold at any time; and

~~[(~~†~~)](e) shed antlers and horns may be purchased or sold at any time.~~

(2) A person selling or purchasing antlers, heads, horns or untanned hides shall keep transaction records stating:

- (a) the name and address of the person who harvested the animal;
 - (b) the transaction date; and
 - (c) the permit number of the person who harvested the animal.
- (3) Subsection (2) does not apply to scouting programs or other charitable organizations using untanned hides.

R657-5-25. Possession of Antlers and Horns.

(1) A person may possess antlers or horns or parts of antlers or horns only from:

- (a) lawfully harvested big game;
- (b) antlers or horns lawfully purchased as provided in Section R657-5-24; or
- (c) shed antlers or horns.

(2) A person may collect shed antlers only between May 1 and December 31.

(3) "Shed antler" means an antler which:

- (a) has been dropped naturally from a big game animal as part of its annual life cycle; and
- (b) has a rounded base commonly known as the antler button or burr attached which signifies a natural life cycle process.

~~[(~~3~~)](4) "Shed horn" means the sheath from the horn of a pronghorn that has been dropped naturally as part of its annual life cycle. No other big game species shed their horns naturally.~~

R657-5-26. Poaching-Reported Reward Permits.

(1) Any person who provides information leading to another person's arrest and successful prosecution for wanton destruction of a bull moose, desert bighorn ram, rocky mountain bighorn ram, rocky mountain goat, bison, bull elk, buck deer or buck pronghorn under Section 23-20-4 for any once-in-a-lifetime species or within any limited entry area may receive a permit from the division to hunt in the following year for the same species and on the same once-in-a-lifetime or limited entry area where the violation occurred, except as provided in Subsection (2).

(2)(a) In the event that issuance of a poaching-reported reward permit would exceed 5% of the total number of limited entry or once-in-a-lifetime permits issued in the following year for the respective area, a permit shall not be issued for that respective area. As an alternative, the division may issue a permit as outlined in Subsections (b) or (c).

(b) If the illegally taken animal is a bull moose, desert bighorn ram, rocky mountain bighorn ram, rocky mountain goat or bison, a permit for an alternative species and an alternative once-in-a-lifetime or limited entry area that has been allocated more than 20 permits may be issued.

(c) If the illegally taken animal is a bull elk, buck deer or buck pronghorn, a permit for the same species on an alternative limited entry area that has been allocated more than 20 permits may be issued.

(3)(a) The division may issue only one poaching-reported reward permit for any one animal illegally taken.

(b) No more than one poaching-reported reward permit shall be issued to any one person per successful prosecution.

(c) No more than one poaching-reported reward permit per species shall be issued to any one person in any one calendar year.

(4)(a) Poaching-reported reward permits may only be issued to the person who provides the most pertinent information leading to a successful prosecution. Permits are not transferrable.

(b) If information is received from more than one person, the director of the ~~[Division]~~division shall make a determination based on the facts of the case, as to which person provided the most pertinent information leading to the successful prosecution in the case.

(c) The person providing the most pertinent information shall qualify for the poaching-reported reward permit.

(5) Any person who receives a poaching-reported reward permit must be eligible to hunt and obtain big game permits as provided in all rules and regulations of the Wildlife Board and the Wildlife Resources Code.

(6) For purposes of this section, "successful prosecution" means the screening, filing of charges and subsequent adjudication for the poaching incident.

R657-5-27. Bucks, Bulls, and Once-In-A-Lifetime Application -Deadlines, and General Buck Deer and General Muzzleloader Elk Application - Deadlines.

~~[(+)]~~(1)(a) A person may obtain only one permit per species of big game, including premium limited entry, limited entry, cooperative wildlife management unit, once-in-a-lifetime, conservation, sportsman, landowner and general permits, except antlerless permits as provided in the Antlerless Addendum and ~~[Rule R657-42.]~~permits as provided in Rule R657-42.

(b) Hunting with a permit where payment has not been received for that permit constitutes a violation of hunting without a valid permit.

(2) Applications are available from license agents and division offices.

(3) A resident may apply in the bucks, bulls and once-in-a-lifetime drawing for the following permits:

(a) only one of the following~~[-species]:~~

(i) buck deer - premium limited entry, limited entry and cooperative wildlife management unit;

(ii) bull elk - limited entry and cooperative wildlife management unit; or

(iii) special limited entry archery elk; or

(iv) buck pronghorn - limited entry and cooperative wildlife management unit; and

(b) only one once-in-a-lifetime permit, including once-in-a-lifetime cooperative wildlife management unit permits, except as provided in Section R657-5-66(2)(b).~~[-and~~

~~—(c) general muzzleloader elk (ML300).]~~

(4) A nonresident may apply in the bucks, bulls and once-in-a-lifetime drawing for the following permits:

(a) only one of the following~~[-species]:~~

(i) buck deer - premium limited entry and limited entry; or

(ii) bull elk - limited entry~~[-and muzzleloader]; or~~

(iii) special limited entry archery elk; or

(iv) buck pronghorn - limited entry; and

(b) only one once-in-a-lifetime permit~~[-and].~~

~~[(+)]~~(5) A resident or nonresident may apply in the general buck deer and general muzzleloader elk drawing for:

(a) a general buck deer permit by region - general archery, general season, or general muzzleloader~~[-buck deer]; and~~

~~[(+)]~~(b) a general muzzleloader elk ~~[(ML300).]~~permit.

~~[(5)]~~(6)(a) A person may not submit more than one application per species as provided in Subsections (3) and (4) in the bucks, bulls and once-in-a-lifetime drawing.

(b) In the general buck deer and general muzzleloader drawing, a person may not:

(i) submit more than one application per species as provided in Subsection (5);

(ii) apply for a general buck deer permit if that person has obtained a buck deer permit for the current year; or

(iii) apply for a general muzzleloader elk permit if that person has obtained a bull elk permit for the current year.

(7)(a) A wildlife habitat authorization may be purchased before applying, or the wildlife habitat authorization will be issued to the applicant upon successfully drawing a permit.

(b) The wildlife habitat authorization number or fee must be submitted with the application.

(8)(a)~~[(6)(a)]~~ Applications must be mailed by the date prescribed in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game. Applications filled out incorrectly or received later than the date prescribed in the Bucks, Bulls and Once-In-A-Lifetime Proclamation may be rejected.~~—Late applications will be returned unopened.]~~

(b) If an error is found on an application, the applicant may be contacted for correction.

(9)(a) Late applications will not be considered in the drawing, but will be processed for the purpose of entering data into the division's draw database to provide:

(i) future preprinted applications;

(ii) notification by mail of late application and other draw opportunities; and

(iii) re-evaluation of division or third-party errors.

(b) The \$5 handling fee will be used to process the late application. Any permit fees submitted with the application will be refunded.

~~[(10)]~~(7) Any person who applies for a hunt that occurs on private land is responsible for obtaining written permission from the landowner to access the property. To avoid disappointment and wasting the permit and fee if access is not obtained, hunters should get permission before applying. The division does not guarantee access and does not have the names of landowners where hunts occur.

~~[(8)]~~(11) Only a resident may apply for or obtain a resident permit and only a nonresident may apply for or obtain a nonresident permit, except as provided in Subsections R657-5-30(4) and R657-5-32(1).

(12) To apply for a resident permit, a person must establish residency at the time of purchase.

(13) The posting date of the drawing shall be considered the purchase date of a permit.

R657-5-28. Fees for Bucks, Bulls and Once-In-A-Lifetime, and General Buck Deer and General Muzzleloader Elk Applications.

(1) Each bucks, bulls and once-in-a-lifetime application must include:

(a) the~~[-~~permit fee for any nonresident general permit applied for;

~~—(b) the] highest permit fee of any ~~[other-]~~permits applied for;~~

~~(c)~~(b) a \$5 nonrefundable handling fee for one of the following permits:

- (i) buck deer;
- (ii) bull elk; or
- (iii) buck pronghorn; and

~~(d)~~(c) a \$5 nonrefundable handling fee for a once-in-a-lifetime permit; and

~~(e)~~ a \$5 nonrefundable handling fee for any nonresident general permit applied for; and

~~(f)~~(d) the wildlife habitat authorization fee, if it has not yet been purchased; ~~or~~[-]

~~(2)~~(a)(e) the \$5 nonrefundable handling fee, if applying only for a bonus point.

(2) Each general buck deer and general muzzleloader elk application must include:

(a) the permit fee, which includes the \$5 nonrefundable handling fee for each species applied for; and

(b) the wildlife habitat authorization fee, if it has not yet been purchased; or

(c) the \$5 nonrefundable handling fee per species, if applying only for a preference point.

(3)(a) Personal checks, money orders, cashier's checks and credit cards are accepted ~~from residents~~.

~~(b) Money orders, cashier's checks and credit cards are accepted from nonresidents. Personal checks are not accepted from nonresidents.~~(b) Personal checks drawn on an out-of-state account are not accepted.

~~(3)~~(a)(4)(a) Credit cards must be valid at least 30 days after the drawing results are posted.

(b) If applicants are applying as a group, all fees for all applicants in that group must be charged to one credit card.

(c) Handling fees are charged to the credit card when the application is processed. Permit fees are charged after the drawing, if successful.

~~(4)~~(5)(a) An application is voidable if the check is returned unpaid from the bank or the credit card is invalid or refused.

(b) The division shall charge a returned check collection fee for any check returned unpaid.

(6) A license or permit received by a person shall be deemed invalid if payment for that license or permit is not received, or a check is returned unpaid from the bank, or the credit card is invalid or refused.

(7) Any fee errors must be corrected with a money order or cashier's check through the application correction process.

R657-5-29. Applying as a Group.

(1)(a) Up to four people may apply together for deer, elk or pronghorn permits in the bucks, bulls and once-in-a-lifetime drawing.

(b) Up to four ~~Up to ten~~ people may apply together for ~~nonresident~~ general elk permit in the general buck deer and general muzzleloader elk drawing.

(c) Up to ten people may apply together for general deer permits in the general buck deer and general muzzleloader elk drawing.

(2) Applicants must indicate the number of hunters in the group by filling in the appropriate box on each application form.

(3) Group applicants must submit their applications together in the same envelope.

(4) Residents and nonresidents may apply together.

(5)(a) Group applications shall be processed as one single application.

(b) Any bonus points used for a group application, shall be averaged and rounded down.

(6) When applying as a group:

(a) if ~~one applicant~~ the group is successful in the drawing ~~or a permit~~, then all applicants with valid applications in that group ~~are successful~~ shall receive a permit;

(b) if the group is rejected due to an error in fees and only one species is applied for, then the entire group is rejected;

(c) if the group is rejected due to an error in fees and more than one species is applied for, the group will be kept in the drawing for any species with sufficient fees, using the draw order; or

(d) if one or more members of the group are rejected due to an error other than fees, the members with valid applications will be kept in the drawing, unless the group indicates on the application that all members are to be rejected.

(i) The applicant whose application is on the top of all the applications for that group, will be designated the group leader.

(ii) If any group member has an error on their application that is not corrected during the correction process, the reject box on the group leader's application will determine whether the entire group is rejected.

R657-5-30. Bucks, Bulls and Once-In-A-Lifetime [Drawing], and General Buck Deer and General Muzzleloader Elk Drawings.

~~(1)~~(1)(a) Bucks, bulls, and once-in-a-lifetime drawing results are posted at the Lee Kay Center for Hunter Education, Cache Valley Hunter Education Center ~~and~~, division offices and on the division Internet address on the date published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

~~(2) Permits are drawn in the order listed~~(b) General buck deer and general muzzleloader elk drawing results shall only be posted on the division's Internet address. Applicants shall be notified by mail of draw results by the date published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(2) Permits for the bucks, bulls and once-in-a-lifetime drawing shall be drawn in the following order:

(a) premium limited entry, limited entry and cooperative wildlife management unit buck deer;

(b) limited entry, special limited entry and cooperative wildlife management unit bull elk;

(c) limited entry and cooperative wildlife management unit buck pronghorn; and

(d) once-in-a-lifetime.

(3) Permits for the general buck deer and general muzzleloader elk drawing shall be drawn in the following order:

(a) general buck deer; and

(b) general muzzleloader elk.

(4)~~(3)~~ Any person who draws one of the following permits is not eligible to draw a once-in-a-lifetime permit:

(a) a premium limited entry, limited entry or cooperative wildlife management unit buck deer;

(b) a limited entry, special limited entry, or cooperative wildlife management unit~~[or muzzleloader]~~ bull elk; or

(c) a limited entry or cooperative wildlife management unit buck pronghorn.

(4) If ~~[permits remain]~~any permits remain after the bucks bulls or once-in-a-lifetime drawing and any general muzzleloader elk permits remain after the general buck deer and general muzzleloader elk drawing, after all choices have been evaluated separately for residents and nonresidents, a second evaluation will be done allowing cross-over usage of remaining resident and nonresident permit quotas~~[, except nonresident general deer permits and resident cooperative wildlife management unit permits]~~.

R657-5-31. Bucks, Bulls and Once-In-A-Lifetime, and General Buck Deer and General Muzzleloader Elk Application Refunds.

(1)(a) Unsuccessful applicants who applied in the initial bucks, bulls and once-in-a-lifetime drawing and who applied with a check or money order will receive a refund in May.

(b) Unsuccessful applicants, who applied for remaining permits in the bucks, bulls and once-in-a-lifetime drawing and who applied with a check or money order, will receive a refund in June.

(c) Unsuccessful applicants, who applied in the general buck deer and general bull elk drawing and who applied with a check or money order, will receive a refund in August.

~~(2)(a)(2)~~ Unsuccessful applicants, who applied with a credit card, will not be charged for a permit.

(b) Unsuccessful applicants, who applied as a group, will receive an equally distributed refund of money remaining after the successful applicants' permits are paid for.

(c) If group members have other financial arrangements between themselves, group members should be prepared to reallocate each group member's individual refunds among themselves.

(3) The handling fees are nonrefundable.

R657-5-32. Permits Remaining After the Bucks, Bulls and Once-In-A-Lifetime, and General Buck Deer and General Muzzleloader Elk Drawing.

(1) Permits remaining after the bucks, bulls, and once-in-a-lifetime, and general buck deer and general muzzleloader elk drawing are sold only by mail or on a first-come, first-served basis beginning and ending on the dates provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game. These permits may be purchased by either residents or nonresidents, ~~except[residents may not purchase nonresident]~~ general deer permits, and nonresidents may not purchase resident cooperative wildlife management unit permits.

(2) Applications are available from division offices and license agents.

(3) The same application form used for the bucks, bulls and once-in-a-lifetime big game or general buck deer and general muzzleloader elk drawing must be used when applying for remaining permits by mail. The handling fees are nonrefundable.

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R657-5-34. Waiting Periods for Elk.

(1) A person who obtained a limited entry or cooperative wildlife management unit bull elk permit through the bucks, bulls

and once-in-a-lifetime drawing process during the preceding four years may not apply in the bucks, bulls and once-in-a-lifetime drawing for any of these permits during the current year.

(2) A person who obtains a limited entry or cooperative wildlife management unit bull elk permit through the bucks, bulls and once-in-a-lifetime drawing, may not apply for any of these permits for a period of five years.

(3) A waiting period does not apply to:

(a) general archery, general season, general muzzleloader~~[(ML300)]~~, special limited entry archery, antlerless elk, cooperative wildlife management unit spike bull elk, conservation, sportsman and poaching-reported reward elk permits; or

(b) cooperative wildlife management unit or limited entry landowner bull elk permits obtained through the landowner.

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R657-5-40. Bonus Point System and Preference Point System.

(1) Bonus points are used to improve odds for drawing permits.

(2)(a) A bonus point is awarded for:

(i) each valid unsuccessful application when applying for permits in the bucks, bulls and once-in-a-lifetime drawing; or

(ii) each valid application when applying for bonus points in the bucks, bulls and once-in-a-lifetime drawing.

(b) Bonus points are awarded by species.

(c) Bonus points are awarded for:

(i) premium limited entry, limited entry and cooperative wildlife management unit buck deer;

(ii) limited entry and cooperative wildlife management unit bull elk;

(iii) limited entry and cooperative wildlife management unit buck pronghorn; and

(iv) all once-in-a-lifetime species.

(d) Bonus points shall not be awarded for special limited entry archery bull elk or cooperative wildlife management unit spike bull elk.

(3) A person may apply for a bonus point for:

(a) only one of the following species:

(i) buck deer - premium limited entry, limited entry and Cooperative Wildlife Management unit;

(ii) bull elk - limited entry and Cooperative Wildlife Management unit; or

(iii) buck pronghorn - limited entry and Cooperative Wildlife Management unit; and

(b) only one once-in-a-lifetime, including once-in-a-lifetime Cooperative Wildlife Management unit.

(4)(a) A person may not apply in the drawing for both a premium limited entry or limited entry bonus point and a premium limited entry or limited entry permit.

(b) A person may not apply in the drawing for a once-in-a-lifetime bonus point and a once-in-a-lifetime permit.

(c) A person may not apply for a bonus point if that person is ineligible to apply for a permit for the respective species.

(d) A person may only apply for bonus points on the initial Bucks, Bulls and Once-In-A-Lifetime drawing.

(e) Group applications will not be accepted when applying for bonus points.

(5)(a) Fifty percent of the permits for each hunt unit and species will be reserved for applicants with bonus.

(b) Based on the applicant's first choice, the reserved permits will be designated by a random drawing number to eligible applicants with the greatest number of bonus points for each species.

(c) If reserved permits remain, the reserved permits will be designated by a random number to eligible applicants with the next greatest number of bonus points for each species.

(d) The procedure in Subsection (c) will continue until all reserved permits have been issued or no applications for that species remain.

(e) Any reserved permits remaining and any applicants who were not selected for reserved permits will be returned to the general drawing.

(6)(a) Each applicant receives a random drawing number for:

- (i) each species applied for; and
- (ii) each bonus point for that species.

(7) Bonus points are forfeited if a person obtains a permit through the drawing for that bonus point species as provided in Subsection (2)(c), including any permit obtained after the drawing.

(8) Bonus points are not forfeited if:

(a) a person is successful in obtaining a conservation permit or sportsman permit;

(b) a person obtains a landowner or a cooperative wildlife management unit permit from a landowner; ~~or~~

(c) a person obtains a poaching-reported reward permit; or

(d) a person obtains a special limited entry archery elk permit.[-]

(9) Bonus points are not transferable.

(10) Bonus points are averaged and rounded down when two or more ~~people~~ applicants apply together on a group application.

(11) Bonus points are tracked using social security numbers or division-issued hunter identification numbers.

~~[Applicants who do not include this number or include an incorrect number on the application will not collect a bonus point.]~~ (12) Preference points are used in the general buck deer and general muzzleloader elk drawing to ensure that applicants who are unsuccessful in the drawing for general buck deer permits and general muzzleloader elk permits, will have first preference in the next year's drawing for the respective species.

(13) A preference point is awarded for:

(a) each valid unsuccessful application when applying for:

- (i) a general buck deer permit;
- (ii) a general muzzleloader elk permit; or

(iii) each valid application when applying only for preference points.

(b) Preference points are awarded by species.

(14)(a) A person may not apply in the drawing for both a general buck deer preference point and a general buck deer permit.

(b) A person may not apply in the drawing for both a general muzzleloader elk preference point and a general muzzleloader elk permit.

(c) A person may not apply for a preference point if that person is ineligible to apply for a permit for the respective species.

(15) Preference points are forfeited if:

(a) a person obtains a general buck deer permit through the drawing; or

(b) a person obtains a general muzzleloader elk permit through the drawing.

(16)(a) Preference points are not transferable.

(b) Preference points shall only be applied to the General Buck Deer and General Muzzleloader Elk drawing.

(17) Preference points are averaged and rounded down when two or more applicants apply together on a group application.

(18) Preference points are tracked using social security numbers or division-issued hunter identification numbers.

R657-5-41. General Archery Buck Deer Hunt.

(1) The dates of the general archery buck deer hunt are provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(2) A person who has obtained a general archery buck deer permit may use archery equipment to take:

(a) one buck deer within the general hunt area specified on the permit, except premium limited entry deer, limited entry deer and cooperative wildlife management unit deer areas and specific hunt areas published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game; or

(b) a deer of hunter's choice within the Wasatch Front extended archery area as provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game; or

(c) a deer of hunter's choice within the Uintah Basin extended archery area.

(3) A person who obtains a general archery buck deer permit for any hunt area may hunt within the Wasatch Front and Uintah Basin extended archery areas.

(4) A person who has obtained a Northern Region general archery buck deer permit may take a deer of hunter's choice within the Northern Region general hunt area.

(5) A person who has obtained a general archery deer permit may not hunt during any other deer hunt or obtain any other deer permit, except ~~[antlerless deer.];~~

(a) antlerless deer; and

(b) any person 18 years of age or younger on the opening day of the general archery buck deer season, may hunt the general archery, general season and general muzzleloader deer seasons, using the appropriate equipment for each respective season.

(6) Hunter orange fluorescent material must be worn if a centerfire rifle hunt is also in progress in the same area. Archers are cautioned to study rifle hunt tables and identify these areas described in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

R657-5-42. General Season Buck Deer Hunt.

(1) The dates for the general season buck deer hunt are provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(2) A person who has obtained a general season buck permit may use any legal weapon to take one buck deer within the hunt area specified on the permit, except premium limited entry deer, limited entry deer and cooperative wildlife management unit deer areas and specific hunt areas published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(3) A person who has obtained a general season buck deer permit may not hunt during any other deer hunt or obtain any other deer permit, except~~[-antlerless deer:]~~;

(a) antlerless deer; and

(b) any person 18 years of age or younger on the opening day of the general archery buck deer season, may hunt the general archery, general season and general muzzleloader deer seasons, using the appropriate equipment for each respective season.

R657-5-43. General Muzzleloader Buck Deer Hunt.

(1) The dates for the general muzzleloader buck deer hunt are provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(2) A person who has obtained a general muzzleloader buck permit may use a muzzleloader to take one buck deer within the general hunt area specified on the permit, except premium limited entry deer, limited entry deer and cooperative wildlife management unit deer areas and specific hunt areas published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(3) A person who has obtained a general muzzleloader deer permit may not hunt during any other deer hunt or obtain any other deer permit, except~~[-antlerless deer:]~~;

(a) antlerless deer; and

(b) any person 18 years of age or younger on the opening day of the general archery buck deer season, may hunt the general archery, general season and general muzzleloader deer seasons, using the appropriate equipment for each respective season.

(4) Hunter orange fluorescent material must be worn if a centerfire rifle hunt is also in progress in the same area. Muzzleloader hunters are cautioned to study the rifle hunt tables to identify these areas described in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

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R657-5-46. General Archery Elk Hunt.

(1)(a) The dates of the general archery elk hunt are provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(b) The San Juan unit east of U.S. 191 is closed to general archery and general season bull elk hunting.

(2)(a) A general archery elk permit allows a person using archery equipment to take one elk of hunter's choice in a general season elk unit, except on elk cooperative wildlife management units.

(b) On a spike bull elk unit, archers may take an antlerless elk or a spike bull elk.

(c) In Salt Lake County south of I-80 and east of I-15, archers may take an antlerless elk or any bull elk.

(3) A person who has obtained an archery elk permit may not hunt during any other elk hunt or obtain any other elk permit, except as provided in Subsection R657-5-~~[50(4)]~~50(3).

(4) Hunter orange fluorescent material must be worn if a centerfire rifle hunt is also in progress in the same area. Archers are cautioned to study the rifle hunt tables to identify these areas described in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

R657-5-47. General Season Bull Elk Hunt.

(1) The dates for the general season bull elk hunt are provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game within general season elk units, except in the following areas:

(a) Salt Lake County south of I-80 and east of I-15~~[-is restricted to muzzleloaders and shotguns with slug ammunition only]~~;

(b) elk cooperative wildlife management units~~[-are closed]~~; and

(c) the San Juan unit east of US-191~~[-is closed]~~.

(2)(a) General season elk hunters may purchase either a spike bull permit or an any bull permit.

(b) A person who has obtained a general season spike bull elk permit may take a spike bull elk on a general season spike bull elk unit. Any bull units are closed to spike bull permittees.

(c) A person who has obtained a general season any bull elk permit may take any bull elk, including a spike bull elk on a general season any bull elk unit. Spike bull units are closed to any bull permittees.

(3) A person who has obtained a general season bull elk permit may not hunt during any other elk hunt or obtain any other elk permit, except as provided in Subsection R657-5-~~[50(4)]~~50(3).

R657-5-48. General Muzzleloader Elk Hunt.

(1)~~[-To hunt during the general muzzleloader elk hunt, a hunter must obtain a general muzzleloader elk permit. —(2)]~~ The dates of the general muzzleloader elk hunt are provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game within the general season elk units, except in the following closed areas:

(a) Salt Lake County south of I-80 and east of I-15;

(b) elk cooperative wildlife management units; and

(c) the San Juan unit east of US-191.

~~[(3)(a)]~~(2)(a) A person who has obtained a general muzzleloader elk permit may take one elk of hunter's choice, except a hunter may take only a spike bull or an antlerless elk in a spike bull unit.

(b) A person who has obtained a general muzzleloader spike bull elk permit may hunt only on a spike bull elk unit and may take only a spike bull elk. Any bull units are closed to spike bull permittees.

~~[(4)]~~(3) A person who has obtained a general muzzleloader elk permit may not hunt during any other elk hunt or obtain any other elk permit, except as provided in Subsection R657-5-~~[50(4)]~~50(3).

R657-5-49. Limited Entry Bull Elk Hunt and Special Limited Entry Archery Bull Elk Hunt.

(1) To hunt in a limited entry bull elk area, a hunter must obtain a limited entry elk permit.

(2) A~~[-person who has obtained a]~~ limited entry bull elk permit ~~[may use any]~~ allows a person, using the prescribed legal weapon, to take one bull elk within the~~[-hunt]~~ area and season specified on the permit, except elk cooperative wildlife management units located within a limited entry unit. Spike bull elk restrictions do not apply to limited entry elk permittees.

(3) A person who has obtained a limited entry bull elk permit may not hunt during any other elk hunt or obtain any other elk

permit, except as provided in ~~[Subsection]~~Subsections (4)(a) and R657-5-~~50(4)~~50(3).

(4)(a) A hunter who ~~[draws]~~obtains a limited entry bull elk permit may also purchase a permit to hunt using archery equipment ~~[beginning 15 days prior to the date specified on the limited entry elk permit, except in the Panguitch Lake, Mt. Dutton, Fillmore, Plateau, Monroe, Southwest Desert, Pilot Mountain portion of Box Elder, Beaver and muzzleloader (ML300) elk permit units.]~~during the established general archery elk season, except in the following units:

- (i) Beaver;
- (ii) Box Elder, Pilot Mountain;
- (iii) Cache, North;
- (iv) Fillmore, Oak Creek;
- (v) Fillmore, Pahvant;
- (vi) LaSal, LaSal Mountains;
- (vii) Monroe;
- (viii) Mt. Dutton;
- (ix) Panguitch Lake;
- (x) Paunsaugunt;
- (xi) Plateau, Boulder;
- (xii) Plateau, Fishlake-Thousand Lake;
- (xiii) San Juan;
- (xiv) San Rafael, South; and
- (xv) Southwest Desert.

(b) If an elk is not taken during this ~~[15 day]~~period, any legal weapon may be used during the dates specified on the limited entry bull elk permit.

(5) To hunt in a special limited entry archery elk area, a hunter must obtain a special limited entry archery elk permit.

(6)(a) A special limited entry archery bull elk permit allows a person, using archery equipment, to take one hunter's choice elk, during the season specified on the permit and within the following units:

- (i) Beaver;
- (ii) Cache, North;
- (iii) Chalk Creek;
- (iv) East Canyon;
- (v) Kamas;
- (vi) LaSal, LaSal Mountains;
- (vii) Morgan-South Rich;
- (viii) Mt. Dutton;
- (ix) Nine-Mile, Range Creek;
- (x) North Slope, Summit-West Daggett;
- (xi) North Slope, Three Corners;
- (xii) Ogden;
- (xiii) Paunsaugunt;
- (xiv) Plateau, Boulder;
- (xv) San Rafael, North;
- (xvi) San Rafael, South;
- (xvii) South Slope, Yellowstone-Vernal; and
- (xviii) Zion.

(b) A person may not hunt in any elk Cooperative Wildlife Management unit located within the units as provided in Subsection (6)(a). Spike bull elk restrictions do not apply to special limited entry archery elk permittees.

(7) A person who has obtained a special limited entry archery bull elk permit may not hunt during any other elk hunt or obtain any other elk permit, except as provided in Subsection R657-5-50(3).

(8) Bonus points shall not be awarded or utilized when applying for, or in obtaining, special limited entry archery elk permits.

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R657-5-58. Depredation Hunter Pool Permits.

(1) When deer, elk or pronghorn are causing damage, antlerless control hunts not listed in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game may be held. These hunts occur on short notice, involve small areas, and are limited to only a few hunters.

(2) Hunters are called from a list of unsuccessful permittees or other resident hunters who have applied for depredation hunts.

(3)(a) Application does not affect eligibility for antlerless or other type hunts. However, hunters who participate in any deer, elk, or pronghorn depredation hunt may not possess an additional antlerless permit for that species during the same year except as provided in Subsection R657-5-~~50(4)~~50(3).

(b) Hunters with depredation permits for doe pronghorn or antlerless deer and elk may not possess any other permit for those species, except hunters may possess a buck deer permit and a depredation antlerless deer permit.

(4) The division may contact hunters to participate in a depredation hunt prior to the general hunt for a given species of big game. Hunters who do not possess an antlerless deer, elk, or pronghorn permit may purchase an appropriate permit.

(5) Applications must be sent to the appropriate regional division office for the area requested.

(6) Applications must be received by the date published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

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R657-5-62. Antlerless Application Refunds.

(1)(a) Unsuccessful applicants, who applied in the initial drawing and who applied with a check or money order will receive a refund in September.

(b) Unsuccessful applicants, who applied for remaining permits and who applied with a check or money order will receive a refund in October.

(2)(a) Unsuccessful applicants, who applied with a credit card, will not be charged for a permit.

(b) Unsuccessful applicants, who applied as a group, will receive an equally distributed refund of money remaining after the successful applicants' permits are paid for in accordance with Section R657-5-~~29(5)~~29(6).

(3) The handling fees are nonrefundable.

R657-5-63. Drawing for Remaining Antlerless Permits and Over-the-counter Permit Sales After the Antlerless Drawings.

(1) The list of remaining permits will be available by the date provided in the Antlerless Addendum to the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(2) Residents and nonresidents may apply for, and draw any of the following remaining permits, except as provided in Subsection (3):

- (a) antlerless deer;
- (b) antlerless elk;
- (c) doe pronghorn; and
- (d) antlerless moose.
- (3) Any person who has obtained:
 - (a) an antlerless deer permit may not apply for an antlerless deer permit;
 - (b) two elk permits may not apply for an antlerless elk permit;
 - (c) a pronghorn permit may not apply for a doe pronghorn permit; or
 - (d) a moose permit may not apply for an antlerless moose permit.
- (4) Residents and nonresidents may apply for any remaining permits.
- (5) The same application form used for the antlerless drawing must be used when applying for remaining permits. The handling fees are nonrefundable.
- (6) Applications for remaining permits must be mailed by the date prescribed in the Antlerless Addendum to the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game. Applications filled out incorrectly or received later than the date prescribed in the Antlerless Addendum to the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game may be rejected.
- (7) Applicants who apply for remaining permits will not be provided an opportunity to correct a rejected or invalid application on the drawing for remaining antlerless permits.
- (8) Permits remaining after both drawings will be sold over-the-counter, in person, or through the mail, on a first-come, first-served basis only at the Salt Lake ~~[division]~~Division office beginning on the date prescribed in the Antlerless Addendum to the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

R657-5-64. Application Withdrawal.

- (1) A person may withdraw their application for the bucks, bulls and once-in-a-lifetime drawing, general buck deer and general muzzleloader elk drawing, or antlerless drawing by requesting such in writing by the date published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation or Antlerless Addendum to the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.
- (2) The applicant must send their notarized signature with a statement requesting that their application be withdrawn to the Salt Lake Division office.
- (3) A person may not amend a withdrawn application, nor reapply after the application has been withdrawn.
- (4) Handling fees will not be refunded.

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~~[R657-5-71. Obtaining Vouchers to Purchase Resident Southern Region General Deer Permits.~~

- ~~—(1)(a) A person must obtain a resident Southern Region General Deer Voucher before purchasing a resident Southern Region general deer permit.~~
- ~~—(b) Only persons who possess a valid resident Southern Region General Deer Voucher are eligible to purchase a resident Southern Region general deer permit. Vouchers are nontransferable~~

- ~~—(2)(a) Resident Southern Region General Deer vouchers may be obtained at any Division satellite office on the date published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.~~
- ~~—(b) A list of Division satellite offices will be available at license agents and Division offices by the date published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.~~
- ~~—(3) A person may obtain up to four Southern Region General Deer Vouchers by providing the following information for each person for whom the person obtains a voucher:~~
 - ~~—(a) name;~~
 - ~~—(b) address;~~
 - ~~—(c) date of birth; and~~
 - ~~—(d) proof of hunter education, if born after December 31, 1965.~~
- ~~—(4) Valid resident Southern Region General Deer Vouchers may be redeemed for a resident Southern Region general deer permit beginning on the date published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.~~
- ~~—(5) Duplicate resident Southern Region General Deer Vouchers will not be issued. If a voucher is lost, a person must purchase their resident Southern Region general deer permit from a Division regional office after computer verification from the Division that the person obtained a resident Southern Region General Deer Voucher.]~~

KEY: wildlife, game laws, big game seasons*

[October 16, 1999] 2000	23-14-18
Notice of Continuation June 23, 1997	23-14-19
	23-16-5
	23-16-6



Natural Resources, Wildlife Resources
R657-6
 Taking Upland Game

NOTICE OF PROPOSED RULE
(Amendment)

DAR FILE NO.: 22520
FILED: 12/01/1999, 13:07
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being amended pursuant to Wildlife Board meetings conducted annually for taking public input and reviewing wild turkey permit numbers.

SUMMARY OF THE RULE OR CHANGE: This amendment provides provisions to award a bonus point to an applicant applying for wild turkey if that applicant is unsuccessful in obtaining a turkey permit. Provisions are added to implement a Poaching Reported Reward program for wild turkey. A provision is being deleted whereby a landowner may donate

a turkey permit to a qualified conservation organization. Any remaining landowner permits from the landowner turkey drawing shall be issued to the public through the public turkey drawing. Other changes are being made for consistency and clarity.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 23-14-18 and 23-14-19

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: This amendment provides additional hunting opportunities, and clarifies the procedures and requirements for obtaining permits and hunting wild turkey. Therefore, the Division of Wildlife Resources (DWR) determines that these amendments do not create a cost or savings impact to the state budget or the DWR's budget.

❖LOCAL GOVERNMENTS: None--this filing does not create any direct cost or savings impact to local governments because they are not directly affected by the rule. Nor are local governments indirectly impacted because the rule does not create a situation requiring services from local governments.

❖OTHER PERSONS: The amendments provide additional hunting opportunities and provide procedures and requirements for obtaining permits to hunt wild turkey; therefore, the amendments do not impose any additional requirements on other persons, nor generate a cost or savings impact to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: These amendments are for clarification and providing procedures for obtaining turkey permits. The DWR determines that there are no additional compliance costs associated with this amendment.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The amendments to this rule do not create an impact on businesses.

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

Natural Resources
Wildlife Resources
Suite 2110
1594 West North Temple
PO Box 146301
Salt Lake City, UT 84114-6301, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Debbie Sundell at the above address, by phone at (801) 538-4707, by FAX at (801) 538-4709, or by Internet E-mail at nrdwr.dsundell@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 01/15/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 01/16/2000

AUTHORIZED BY: John Kimball, Director

R657. Natural Resources, Wildlife Resources.

R657-6. Taking Upland Game.

R657-6-1. Purpose and Authority.

(1) Under authority of Sections 23-14-18 and 23-14-19 and in accordance with 50 CFR 20, 1998 edition, which is incorporated by reference, the Wildlife Board has established this rule for taking upland game.

(2) Specific season dates, bag and possession limits, areas open, number of permits and other administrative details that may change annually are published in the [proclamation]Upland Game Proclamation and the Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game.

.....

R657-6-7. Application Procedure, Waiting Period and Bonus Points for Wild Turkey.

(1)(a) Applications are available from Division offices and license agents. Applications must be mailed by the date prescribed in the Turkey Addendum to the [proclamation]Upland Game Proclamation of the Wildlife Board for taking upland game.

(b) Residents and nonresidents may apply.

(c) The application period for wild turkey is published in the Turkey Addendum to the [proclamation]Upland Game Proclamation of the Wildlife Board for taking upland game.

(2)(a) Applications completed incorrectly or received after the date prescribed in the Turkey Addendum to the Upland Game Proclamation may be rejected. [~~Late applications will be returned unopened.~~]

(b) If an error is found on the application, the applicant may be contacted for correction.

(3)(a) Late applications will not be considered in the drawing, but will be processed for the purpose of entering data into the Division's draw database to provide:

(i) future preprinted applications;

(ii) notification by mail of late application and other draw opportunities; and

(iii) reevaluation of division and third party errors.

(b) The \$5 handling fee will be used to process the late application. Any permit fees submitted with the application will be refunded.

(4)(a) Group applications for wild turkey will not be accepted.

(b) Applications mailed in the same envelope will be accepted, but will be processed and drawn individually.

~~(4)(a)~~(5)(a) A person may obtain only one wild turkey permit each year, except a person may obtain wild turkey conservation permits in addition to obtaining a limited entry or remaining wild turkey permit.

(b) A person may not apply for wild turkey more than once annually.

(c) A turkey permit allows a person using any legal weapon to take one male turkey within the area and season specified on the permit.

~~(6)~~(5) A Wildlife Habitat Authorization and small game license or combination license may be purchased before applying or the Wildlife Habitat Authorization and small game license or combination license will be issued upon successfully drawing a permit. Fees must be submitted with the application.

- ~~[(6)](7)~~ Each application must include:
 - (a) the \$5 nonrefundable handling fee;
 - (b) the Wildlife Habitat Authorization fee, if it has not yet been purchased;
 - (c) the small game or combination license fee, if it has not yet been purchased; and
 - (d) the wild turkey permit fee.

~~[(6)](a)](8)(a)~~ Personal checks, money orders, cashier's checks and credit cards are accepted.

(b) Personal checks drawn on an out-of-state account are not accepted.

(c) Credit cards must be valid at least 30 days after the drawing results are posted.

(d) Handling fees shall be charged to the credit card when the application is processed.

(e) An application is voidable if the check is returned unpaid from the bank, or the credit card is invalid or refused.

~~[(9)](7)~~ The date the drawing results are posted is published in the Turkey Addendum to the [proclamation]Upland Game Proclamation of the Wildlife Board for taking upland game.

~~[(8)](10)~~ Any permits remaining after the drawings are available by mail-in application on a first-come, first-served basis beginning on the date published in the [proclamation]Turkey Addendum to the Proclamation of the Wildlife Board for taking upland game.

~~[(9)](11)~~ Unsuccessful applicants will receive a refund in March.

~~[(10)](12)~~ Any person who obtained a Rio Grande turkey permit during the preceding year may not apply for or obtain a Rio Grande turkey permit for the following two years. Any person who obtains a Rio Grande turkey permit in the current year, may not apply for or obtain a Rio Grande turkey permit for a period of two years, except:

(a) Waiting periods do not apply to the purchase of turkey permits remaining after the drawing. However, waiting periods are incurred as a result of purchasing remaining permits. Therefore, if a remaining permit is purchased in the current year, waiting periods will be in effect when applying in the drawing in following years.

(b) Waiting periods do not apply to conservation permits or landowner permits.

(13)(a) A bonus point is awarded for a valid unsuccessful application in the drawing.

(b) Bonus points are forfeited if the person obtains a permit.

(c) Bonus points are not transferable.

(d) Bonus points are tracked by using the applicant's Social Security number or division-issued hunter identification number.

R657-6-8. Landowner Permits.

(1)(a) Up to an additional 20 percent of the limited entry permits authorized for taking Merriam's and Rio Grande turkeys are available to private landowners through a drawing.

(b) Landowners interested in obtaining landowner permits must contact the regional Division office in their area before December 15 to be eligible for the landowner permit drawing.

(c) Landowner permit applications that are not signed by the local Division ~~[biologist]~~representative will be rejected.

(d) Landowner permit applications must be received in the Salt Lake Division Office by the date published in the

[proclamation]Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game.

(2)(a) A landowner who owns at least 640 acres of critical habitat that supports wild Merriam's turkeys or at least 20 acres of critical habitat that support wild Rio Grande turkeys within any of the open limited entry areas for wild turkeys is eligible to participate in the drawing for available landowner turkey permits.

(b) "Critical habitat" means areas where wild turkeys regularly and consistently roost, feed, loaf, nest or winter.

(3)(a) A landowner who applies for a landowner permit may:

(i) be issued the permit; or

(ii) designate a member of the landowner's immediate family or landowner's regular full-time employee to receive the permit; ~~or~~

~~(iii) donate the permit to a qualified 501C-3 conservation organization as provided in Rule R657-41.~~

(b) The landowner permit may be used only on the open limited entry area in which the landowner's property is located during the open season established for hunting wild turkeys.

(4) The drawing results for landowner permits shall be posted on the date published in the [proclamation]Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game.

~~(5)(a) Any landowner permits remaining after the [drawing are available by mail-in application on a first-come, first-served basis beginning on the date published in the proclamation]landowner drawing shall be converted to public limited entry permits for that specific unit.~~

(b) These permits shall be issued through the limited entry drawing. Therefore, the number of permits listed in the Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game, may increase.

(6)(a) A waiting period does not apply to landowners applying for landowner permits.

~~(b) [Only one permit may be issued to a landowner per year.]A landowner may apply once annually for a landowner permit and a limited entry permit, but may only draw or obtain one permit.~~

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R657-6-37. Wild Turkey Poaching Reported Reward Permits.

(1) Any person who provides information leading to another person's arrest and successful prosecution for wanton destruction of a wild turkey under Section 23-20-4, within any limited entry area may receive a permit from the Division to hunt wild turkey in the following year on the same limited entry area where the violation occurred, except as provided in Subsection (2).

(2)(a) In the event that issuance of a Poaching-Reported Reward Permit would exceed 5 percent of the total number of limited entry permits issued in the following year for the respective area, a permit shall not be issued for that respective area. As an alternative, the Division may issue a permit as outlined in Subsection (b).

(b) A permit for a wild turkey, on an alternative limited entry area that has been allocated more than 20 permits, may be issued.

(3)(a) The Division may issue only one Poaching-Reported Reward Permit for any one wild turkey illegally taken.

(b) No more than one Poaching-Reported Reward Permit shall be issued to any one person per successful prosecution.

(c) No more than one Poaching-Reported Reward Permit shall be issued to any one person in any one calendar year.

(4)(a) Poaching-Reported Reward permits may only be issued to the person who provides the most pertinent information leading to a successful prosecution. Permits are not transferrable.

(b) If information is received from more than one person, the director of the Division shall make a determination based on the facts of the case, as to which person provided the most pertinent information leading to the successful prosecution in the case.

(c) The person providing the most pertinent information shall qualify for the Poaching-Reported Reward Permit.

(5) Any person who receives a Poaching-Reported Reward Permit must be eligible to hunt and obtain wild turkey permits as provided in all rules and regulations of the Wildlife Board and the Wildlife Resources Code.

(6) For purposes of this section, "successful prosecution" means the screening, filing of charges and subsequent adjudication for the poaching incident.

R657-6-38. Invalid Permits.

(1) A license or permit received by a person shall be deemed invalid if payment for that license or permit is not received, or a check is returned unpaid from the bank, or the credit card is invalid or refused.

(2) Hunting with a permit where payment has not been received for that permit constitutes a violation of hunting without a valid permit.

R657-6-39. Season Dates, Bag and Possession Limits, and Areas Open.

(1) Season dates, bag and possession limits, areas open, and number of permits for taking upland game are provided in the proclamation of the Wildlife Board for taking upland game.

(2) Season dates, bag and possession limits, areas open, and number of permits for taking wild turkey are provided in the Turkey Addendum of the proclamation of the Wildlife Board for taking upland game.

KEY: wildlife, birds, rabbits*, game laws

[August 17, 1999]2000

23-14-18

Notice of Continuation June 16, 1997

23-14-19



Natural Resources, Wildlife Resources

R657-38

Dedicated Hunter Program

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 22521

FILED: 12/01/1999, 13:07

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being amended pursuant to Wildlife Board meetings

conducted annually for taking public input and reviewing the big game program, and opportunity for recreational deer hunting and public participation in wildlife management.

SUMMARY OF THE RULE OR CHANGE: This amendment clarifies the deadline date of when a person must join the dedicated hunter program and the deadline for reporting requirements. In addition, this amendment clarifies that a dedicated hunter participant must surrender a dedicated hunter permit prior to the opening day of the general archery buck deer season if that participant obtains a limited entry, cooperative wildlife management unit, or area conservation general buck deer permit. Other changes are being made for consistency and clarity.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 23-14-18

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: This amendment clarifies existing requirements; therefore, the Division of Wildlife (DWR) determines that this amendment will not create any cost or savings impact to the state budget or DWR's budget.

❖LOCAL GOVERNMENTS: None--this filing does not create any direct cost or savings impact to local governments because they are not directly affected by the rule. Nor are local governments indirectly impacted because the rule does not create a situation requiring services from local governments.

❖OTHER PERSONS: The amendments are for clarification; therefore, the amendments do not impose any additional requirements on other persons, nor generate a cost or savings impact to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The amendments are for clarification. The DWR determines that there are no additional compliance costs associated with this amendment.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The amendments to this rule do not create an impact on businesses.

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

Natural Resources
Wildlife Resources
Suite 2110
1594 West North Temple
PO Box 146301
Salt Lake City, UT 84114-6301, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Debbie Sundell at the above address, by phone at (801) 538-4707, by FAX at (801) 538-4709, or by Internet E-mail at nrdwr.dsundell@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 01/15/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 01/16/2000

AUTHORIZED BY: John Kimball, Director

**R657. Natural Resources, Wildlife Resources.
R657-38. Dedicated Hunter Program.**

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R657-38-3. Certificate of Registration Required.

(1) A person may not participate in the dedicated hunter program if that person has been convicted of any of the following violations of Title 23, Wildlife Resources Code, or any rule or proclamation of the Wildlife Board, or is currently on wildlife license revocation:

- (a) a felony;
- (b) a Class A misdemeanor in the last five years; or
- (c) three or more Class B or Class C misdemeanors in the past five years.

(2)(a) To participate in the program a person must sign and obtain a certificate of registration from the division.

(b) No more than ten thousand certificates of registration for the program may be in effect at any given time.

(c) Each participant must provide proof of having attended an education course before the division may issue the certificate of registration for the program.

(d) A certificate of registration to participate in the program may not be issued to any person after ~~the first week prior to the posting of the bucks, bulls and once-in-a-lifetime drawing.~~ April 1 annually.

(3) Each certificate of registration is valid for a three-year period.

(4)(a) Any person who is 14 years of age or older may obtain a certificate of registration. A person 13 years of age may obtain a certificate of registration if the date of that person's 14th birthday is before the end of the annual muzzleloader season set for the calendar year in which the certificate of registration is issued.

(b) Any person who is 17 years of age or younger before the beginning date of the annual archery deer hunt shall pay the youth participant fees.

(c) Any person who is 18 years of age or older on or before the beginning date of the annual archery deer hunt shall pay the adult participant fees.

(5) A certificate of registration authorizes the participant an opportunity to receive annually a dedicated hunter permit to hunt during the general archery, general season and general muzzleloader deer hunts. The dedicated hunter permit may be used during the dates and within the hunt area boundaries established annually by the Wildlife Board in the proclamation for taking big game.

(6) Except as provided in Subsection R657-38-7(8), a participant entering the program may take two deer within three years.

(7) A participant may take only one deer in any one year, except as provided in Subsection R657-38-7(8).

(8)(a) In addition to the certificate of registration, the participant must purchase a wildlife habitat authorization each year.

(b) Lifetime license holders are not required to purchase an annual wildlife habitat authorization pursuant to Section 23-19-42.

(9) The certificate of registration must be signed by the participant and a division representative. The certificate of registration is not valid without the required signatures.

(10) The participant and holder of the certificate of registration must have a valid dedicated hunter permit in possession while hunting.

(11) Certificates of registration are not transferable and expire three years from the date of issuance.

(12) Certificates of registration will not be issued to any person who has previously obtained a certificate of registration if that person has failed to provide the service requirements or fees.

R657-38-4. Dedicated Hunter General [Season]Permits.

(1) Participants may hunt during the general archery, general season and general muzzleloader deer hunts within the hunt area and during the season dates prescribed in the proclamation of the Wildlife Board for taking big game.

(2) Participants must designate a regional hunt choice on joining the program.

(3)(a) The division shall, prior to the annual bucks, bulls and once-in-a lifetime application period, send a form to each participant.

(b) The participant shall fill out this form indicating the participant's regional general buck deer hunt choice.

(c) The form must be returned by mail to the Salt Lake Division office and must be received prior to the posting of the bucks, bulls and once-in-a-lifetime drawing as provided in the proclamation of the Wildlife Board for taking big game.

(d) If the form is not received by the division prior to the posting of the bucks, bulls and once-in-a-lifetime drawing and the participant has not obtained a permit by mail, the participant must obtain a permit from a division office beginning on the date general deer permits are made available to the general public.

(4) Participants must notify the division of any change of mailing address in order to receive a permit by mail.

(5) Except as provided in Subsection R657-38-7(8), only one deer may be taken in any one year.

(6)(a) Lifetime license holders may participate in the dedicated hunter program.

(b) Upon signing the certificate of registration, the lifetime license holder agrees to forego any rights to receive a general archery, general season or general muzzleloader permit as provided in Section 23-19-17.5.

(c) A refund or credit is not issued for the general archery, general season or general muzzleloader permit.

(d) Lifetime license holders may join the dedicated hunter program at half of the original cost of the program.

(7) A participant may not exchange or surrender dedicated hunter permits for any other buck deer permits once the dedicated hunter permit is issued and any of the specified general hunts have begun.

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R657-38-6. Wildlife Projects.

(1)(a) Each participant in the program shall:

- (i) provide no fewer than eight hours of service by August 1 annually working on a wildlife project or other division approved program or activity; or

- (ii) pay a fee of \$18.75 for each hour not completed.
- (b) Residents may not substitute more than 16 of the 24 total required service hours. Nonresidents may substitute all of the 24 total required service hours.
- (c) The division may, upon request, approve a person who is physically unable to provide service by working on a wildlife project to provide other forms of service.
- (2) Wildlife projects shall be designed by the division, or any other individual or entity and pre-approved by the division.
- (3)(a) Wildlife projects may occur anytime during the year as determined by the division.
- (b) The division shall publicize the dates, times, locations and description of approved projects and activities at regional offices.
- (4) Participants shall sign up at least two weeks before the date of the wildlife project or activity by notifying a regional division office.
- (5) Proof of the number of hours worked shall be provided to the participant.
- (6) If a participant fails to fulfill the service requirement for any year of participation, the participant will not be issued a dedicated hunter permit for that year. The participant may obtain a permit for subsequent years upon completion of the service requirements due or payment of the fee in lieu thereof.
- (7) The wildlife project manager shall keep a receipt of all participants who attend the wildlife project and the number of hours worked. A copy of the receipt shall be returned by the participant for record keeping purposes.

R657-38-7. Obtaining Other Permits.

- (1) Participants may apply for or obtain limited entry~~[-and]~~, cooperative wildlife management unit or area conservation buck deer permits as provided in Rule R657-5 and the proclamation of the Wildlife Board for taking big game.
- (2) If the participant ~~[is successful in drawing a limited entry rifle]~~ obtains a limited entry, cooperative wildlife management unit or area conservation general season buck deer permit, the participant may use the permit in the prescribed area:
 - (a) provided the participant surrenders any dedicated hunter permit prior to the opening day of the general archery buck deer season;
 - (b) during the season dates listed on the permit; and
 - ~~[(b)](c)~~ during the dates prescribed for the general archery, general season and general muzzleloader hunts.
- (3) The division may exclude multiple season opportunities on specific units due to extenuating circumstances on that specific unit.
- (4) If the participant is successful in drawing a limited entry archery or muzzleloader buck deer permit, the participant may use the permit in the prescribed area during the season dates listed on the permit.
- (5) The permit must be on the person while hunting.
- (6) Obtaining a limited entry~~[-or]~~, cooperative wildlife management unit or area conservation buck deer permit does not authorize a participant to take an additional deer.
- (7) Participants who draw a cooperative wildlife management unit permit may hunt on the cooperative wildlife management unit only during the dates determined by the landowner/operator.
- (8)(a) Participants may apply for or obtain antlerless deer permits as provided in Rule R657-5 and the Antlerless Addendum to the proclamation of the Wildlife Board for taking big game.

(b) Antlerless permits do not count against the number of tags issued pursuant to this program.

R657-38-8. Reporting Requirements.

- (1) Each participant must annually report to the division:
 - (a) whether a deer was taken; and
 - (b) any other information requested by the division.
- (2) The report must be submitted to the division annually by ~~[December 15]~~January 1.
- (3) Any dedicated hunter buck deer permit and tag that is not used to tag a deer must be returned to the division with the report. If the unused tag is not submitted with the report, the permit shall be considered to have been filled.
- (4) The division shall make report forms available to participants.

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R657-38-10. Dedicated Hunter Program Drawing.

- (1) Any ~~[unused]~~unfilled dedicated hunter permit may be entered into a drawing.
- (2) One limited entry deer permit and one limited entry elk permit shall be offered through the drawing for each 250 permits entered.
- (3) The results of the drawing shall be published at division offices.
- (4)(a) ~~[Permits are drawn in February:]~~Participants shall be notified by mail of the date and location of the drawing.
- (b) Successful participants are notified by mail.
- (5)(a) The limited entry deer permits may be used within the boundaries of the limited entry deer hunt area and during the dates specified in the proclamation of the Wildlife Board for taking big game.
- (b) The limited entry elk permits may be used within the boundaries of the limited entry hunt area and during the dates specified in the proclamation of the Wildlife Board for taking big game.
- (6)(a) Successful participants shall incur the appropriate waiting period for the species drawn as provided in Rule R657-5 and the proclamation of the Wildlife Board for taking big game.
- (b) Successful participants will not forfeit any bonus points as a result of drawing a permit through the dedicated hunter drawing.

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KEY: wildlife, hunting, recreation, ethics
~~[January 15, 1999]~~2000 23-14-18



Tax Commission, Property Tax
R884-24P-62
Valuation of State Assessed Utility and
Transportation Properties Pursuant to
Utah Code Ann. Section 59-2-201

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 22522

FILED: 12/01/1999, 14:02

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The proposed amendments would provide clearer guidelines by which centrally assessed utility and transportation companies would be assessed for property tax purposes.

SUMMARY OF THE RULE OR CHANGE: Subsection 59-2-201(1) requires the Tax Commission to assess utilities and transportation companies that operate as a unit across county lines. The amendments also more clearly implement H.B. 370, in which the 1998 Legislature redefined "intangible property" under Subsection 59-2-102(14).

(DAR Note: H.B. 370 is found at 1998 Utah Laws 290, and was effective January 1, 1998.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 59-2-201

ANTICIPATED COST OR SAVINGS TO:

❖**THE STATE BUDGET:** The purpose of the amendments is to offer a better understanding of how centrally assessed properties will be assessed for property tax purposes. Theoretically, clearer assessment principles will reduce the likelihood that the Property Tax Division and the taxpayer will disagree on the assessment or on the assessment methods. Should this be the case, fewer disagreements over the assessments would occur and, consequently, fewer appeals would result. However, with new amendments to a rule as intricate as this one, it may be that the number of appeals reduced by the greater clarity mentioned above will be offset by appeals relating to new ambiguities created by, and not necessarily anticipated by, the amendments. For these reasons, we anticipate that the amendments will result in fewer appeals due to clarifications intended by the amendments and perhaps additional appeals needed to clarify new issues presented by the amendments. The number of appeals either reduced or added because of the amendments will be indeterminable until the next assessment and appeal cycle. When a centrally assessed taxpayer files an appeal, the state government must expend resources to represent the state's interest in the appeal. Should the state have to represent a greater number of appeals because of the amendments, it is anticipated the state's expenses to do so would increase. Conversely, should the number of appeals decrease because of the amendments, the costs associated with representing the state on these appeals should decrease.

❖**LOCAL GOVERNMENTS:** The purpose of the amendments is to offer a better understanding of how centrally assessed properties will be assessed for property tax purposes. The number of appeals either reduced or added because of the amendments will be indeterminable until the next assessment and appeal cycle. When a taxpayer files a centrally

assessed appeal, the county or counties in which the property under appeal is located have the option to join the appeal. Should a local government choose to join an appeal, it will have appeal costs associated with representing its interests. Naturally, if a greater number of appeals result because of the amendments, there is a greater number of opportunities for a local government to join an appeal. On the other hand, should the amendments result in a decreased number of appeals, the local governments will have fewer opportunities to join an appeal. Costs would be expected to be directly proportional to the number of appeals to which a local government chooses to join. Without knowing the increase or decrease in the number of appeals resulting from the amendments and without having an indication of whether a local government will join a varying number of appeals dependent upon the number of total appeals, it is impossible to estimate the cost effect upon local governments resulting from the amendments.

❖**OTHER PERSONS:** It is unknown if the amendments will increase or decrease the number of appeals. Additional appeal costs or savings could result depending upon this outcome. It is unknown if the amendments will increase or decrease the assessed values of state assessed companies. Depending upon this outcome, the companies may pay less or more property taxes, or possibly even the same.

COMPLIANCE COSTS FOR AFFECTED PERSONS: No additional compliance costs are anticipated as the state assessed companies' reporting procedures remain basically the same.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: It is unknown if the amendments will increase or decrease the number of appeals. Additional appeal costs or saving could result depending upon this outcome. It is unknown if the amendments will increase or decrease the assessed values of state assessed companies. Depending upon this outcome, the companies may pay less or more property taxes, or possibly even the same.

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

Tax Commission
Property Tax
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 01/14/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 01/15/2000

AUTHORIZED BY: Pam Hendrickson, Commissioner

R884. Tax Commission, Property Tax.**R884-24P. Property Tax.****R884-24P-62. Valuation of State Assessed Utility and Transportation Properties Pursuant to Utah Code Ann. Section 59-2-201.**

A. Definitions:

1. "Attributes" of property include all defining characteristics inseparable from real property and tangible personal property, such as size, location and other attributes inherent in the property itself.

2. "Cost regulated utility" means any public utility assessable by the Commission pursuant to Section 59-2-201, whose allowed rates are determined by a state or federal regulatory commission by reference to a rate of return applied to rate base where the rate of return and rate base are set by the regulatory body.

3. "Depreciation" is the loss in value from any cause. There are two distinct types of depreciation encountered in the appraisal of properties subject to this rule: accounting depreciation and appraisal depreciation. Accounting depreciation is often called "book depreciation" and is generally calculated in accordance with generally accepted accounting principles or regulatory guidelines. Appraisal depreciation is the total loss in property value from any cause. There are three recognized types of appraisal depreciation: physical deterioration, functional obsolescence and external obsolescence. Physical deterioration is the physical wearing out of the property evidenced by wear and tear, decay and structural defects. Physical deterioration includes the loss in value due to normal aging. Functional obsolescence is the loss in value due to functional deficiencies or inadequacies within the property depicted as the inability of the property to perform adequately the functions for which it was originally designed. External (economic) obsolescence is the loss in value from causes outside the boundaries of the property and is generally incurable. Appraisal depreciation is often called "accrued depreciation."

4. "Fair market value" means the amount at which property would change hands between a willing buyer and a willing seller, neither being under any compulsion to buy or sell and both having reasonable knowledge of the relevant facts. Fair market value reflects the value of property at its highest and best use, subject to regulatory constraints.

~~5. "Property" means property that is subject to assessment and taxation according to its value but does not include intangible property. Intangible property is property that is capable of private ownership separate from tangible property and includes moneys, credits, bonds, stocks, representative property, franchises, licenses, trade names, copyrights, and patents.~~

~~6.]~~ "Property which operates as a unit" or "unitary property" means property that is functionally or physically integrated in operation ~~and~~ or construction and functions as an economic unit or "one thing."

~~7.]~~ "Rate Base" means the aggregate account balances reported as such by the cost regulated utility to the applicable state or federal regulatory commission.

~~8.]~~ "State Assessed Utility and Transportation Properties" include all property which operates as a unit across county lines, if the values must be apportioned among more than one county or state; all operating property of an airline, air charter service, and air contract service; and all property of public utilities as defined in Utah Code Ann. Section 59-2-102(21). For property tax valuation

purposes, these properties may generally be classified as telecommunication properties, energy properties, and transportation properties, some of which may be cost regulated utilities.

a. "Telecommunication properties" means all telephone properties, including local exchange carriers, local access providers, long distance carriers, cellular telephone or personal communication service (PCS) providers and pagers, and other similar type properties that operate as a unit across county lines and are assessable by the Commission pursuant to Section 59-2-201.

b. "Energy properties" include the operating property of natural gas pipelines, natural gas distribution companies, liquid petroleum products pipelines, and electric corporations, including electric generation, transmission, and distribution companies, and other similar type entities and are assessable by the Commission pursuant to Section 59-2-201.

c. "Transportation properties" means all airlines, air charter services, air contract services, including major and small passenger carriers and major and small air freighters, long haul and short line railroads, and other similar type properties that operate as a unit across county lines and are assessable by the Commission pursuant to Section 59-2-201.

8. "Taxable Property" means property that is subject to assessment and taxation according to its value but does not include intangible property. Intangible property is property that is capable of private ownership separate from tangible property and includes moneys, credits, bonds, stocks, representative property, franchises, licenses, trade names, copyrights, and patents.

B. General Valuation Principles. State assessed utility and transportation properties shall be assessed at fair market value for property tax purposes based on generally accepted appraisal theory and the provisions of this rule.

1. Taxable Property and Unit Methodologies. All taxable property, as defined in this rule, is subject to assessment, and if the property operates together as a unit, the assemblage or enhanced value attributable to the taxable property operating together should be included in the assessed value. The value attributable to intangible property must, when possible, be identified and removed from value when using any valuation method and before that value is used in the correlation process.

a. The preferred methods to determine the fair market value for all state assessed utility and transportation property are a cost indicator and a yield capitalization income indicator.

b. Other generally accepted appraisal methods may also be used when it can be demonstrated that such methods are necessary in order to more accurately estimate the fair market value, which includes assemblage or enhanced value, of properties that operate together as a unit.

c. The direct capitalization income method and the stock and debt market method may tend to capture the value of intangible property, as defined in this rule, at higher levels than other methods. ~~Accordingly, the value attributable to such intangible property must be identified and removed from value.]~~ To the extent such intangible property cannot be identified and removed, relatively less weight shall be given to such methods in the correlation process, as set forth in Section B.5.

d. No final estimate of value will be imposed or considered unless the weighting percentages of the various value indicators used to correlate the final estimate of value are disclosed in writing. Disclosure of the weighting percentages also includes a written

explanation describing why a party weighted the particular indicators of value by the percentages so indicated.

e. A party may challenge a final estimate of value by proposing changes to the application of a methodology, by proposing a different valuation methodology or weighting formula, or by presenting any other evidence or argument that establishes a more accurate final estimate of value. A challenge to a final estimate of value will be considered effective only if the proposed valuation methodology or weighting formula demonstrates, by a preponderance of the evidence, that it establishes a more accurate estimate of fair market value.

2. Cost Indicator. Cost is relevant to value under the principle of substitution, which states that no prudent investor would pay more for a property than the cost to construct a substitute property of equal desirability and utility without undue delay. Generally a cost indicator may be developed under one or more of the following approaches; replacement cost new less depreciation ("RCNLD"), reproduction cost less depreciation ("Reproduction Cost"), and historic cost less depreciation ("HCLD").

a. RCNLD. Replacement cost is the estimated cost to construct, at current prices, a property with utility equivalent to that being appraised, using modern materials, current technology and current standards, design, and layout.

b. Reproduction Cost. Reproduction cost is the estimated cost to construct, at current prices, an exact duplicate or replica of the property being assessed, using the same materials, construction standards, design, layout and quality of workmanship, and embodying all the deficiencies, superadequacies, and obsolescence of the subject property. Reproduction cost shall be adjusted for appropriate depreciation.

c. HCLD. The HCLD approach is the historic cost less depreciation [~~which may,~~] [d] Depending upon the industry, ~~[be trended]~~ it may be appropriate to trend HCLD to current costs. Only trending indexes commonly recognized by the industry may be used as a trending adjustment to HCLD.

d. In the mass appraisal environment for state assessed utility and transportation property, RCNLD is impractical to implement. The preferred cost indicator of value is HCLD. A party may challenge the use of HCLD by proposing a different cost indicator that establishes a more accurate cost estimate of value. A challenge to the use of HCLD as the cost indicator of value will be considered effective only if the proposed cost indicator of value demonstrates, by a preponderance of the evidence, that it establishes a more accurate cost estimate of value.

3. Income Indicator. An income indicator recognizes that value is created by the expectation of future benefits to be derived from the property.

a. Yield Capitalization Approach. This income indicator shall be determined by converting future cash flows to present value as of the lien date by capitalizing future estimated cash flows at an appropriate discount rate. The yield capitalization formula is $CF/(k-g)$, where "CF" is cash flow, "k" is the nominal, risk adjusted discount rate, and "g" is the expected future growth of the cash flow in the numerator. Each of these terms is defined below. A discounted cash flow method in which (i) individual years' cash flow are projected, (ii) the formula $CF/(k-g)$ is used to compute terminal value, and (iii) the projected cash flows and terminal value are discounted back to present value; may be used as a substitute income valuation approach for the above yield capitalization

approach when the use of a single representative annual cash flow is clearly inappropriate.

(1) Cash Flow ("CF"). Cash flow is restricted to cash flows provided by the operating ~~[assets]~~ property in existence on the lien date, together with any replacements intended to maintain, and not expand or modify, the existing capacity or function thereof. Cash flow is calculated as net operating income (NOI) plus noncash charges (e.g., depreciation and deferred income taxes), less capital expenditures and additions to net working capital necessary to achieve the expected growth "g". The cash flows should reflect the cash flows available to pay sources of financing for the assets in existence on the lien date or an equivalent pool of assets. The capital expenditures should include only those expenditures necessary to replace or maintain existing plant and should not include any expenditures intended for expansion or productivity and capacity enhancements. If a taxpayer is unable to separate replacement capital expenditures with reasonable accuracy from expansion capital expenditures, the taxpayer must provide the Property Tax Division sufficient data to adjust the "g" in the yield capitalization formula appropriately. If the taxpayer is unable to provide data to adjust the "g", the Property Tax Division will estimate an adjustment to cash flows or "g" based on the best information available, including industry specific cost indices. Information necessary for the Property Tax Division to calculate the appropriate cash flow shall be summarized and submitted to the Property Tax Division by March 1 on a form provided by the Property Tax Division. The calculation of Cash Flow may be illustrated by the following formula: [

—] $CF = NOI + \text{Noncash Charges} - \text{Replacement Capital Expenditures} - \text{Additions to Net Working Capital}$

(a) Cash flow is the projected cash flow for the next year and may be estimated by reviewing the last five years' cash flows, forecasting future cash flows, or a combination of both.

(b) If cash flows for a subsidiary company are not available or are not allocated between subsidiary companies on the parent company's cash flow statements, then a method of allocating total cash flows must be developed based on sales, fixed assets, or other reasonable criteria. Whichever criterion is chosen, the subsidiary's total is divided by the parent's total to produce a percentage that is applied to the parent's total cash flow to estimate the subsidiary's cash flow.

(c) If the subject company does not provide the Commission with its most recent cash flow statements by March 1 of the assessment year, Property Tax Division may estimate cash flow using the best information available.

(2) Discount Rate ("k"). The discount rate shall be based upon a weighted average cost of capital considering current market debt rates and equity yields determined by recognized market measurements such as capital asset pricing model ("CAPM"), Risk Premium, Dividend Growth models, or other recognized models. The weighting of debt and equity should reflect the market value weightings of comparable companies in the industry.

(a) Cost of Debt. The cost of debt should reflect the current market rate (yield to maturity) of debt with the same credit rating as the subject company.

(b) Cost of Equity. In the discount rate, the CAPM is the preferred method to estimate the cost of equity. More than one method may be used to correlate a cost of equity, but only if the CAPM method is weighted at least 75% in the correlation.

(c) CAPM. The CAPM formula is $k(e) = R(f) + (\text{Beta} \times \text{Risk Premium})$, where $k(e)$ is the cost of equity and $R(f)$ is the risk free rate.

(i) Risk Free Rate ("R(f)"). The risk free rate shall be the current market rate on 20 year Treasury bonds.

(ii) Beta. The beta should reflect an average or value-weighted average of comparable companies. The beta of the comparable companies should be drawn from Value Line or a comparable source. Once a source is chosen, beta should be drawn consistently from this source. However, the beta of the specific assessed property should also be considered.

(iii) Risk Premium. The risk premium shall be obtained from the current Ibbotson Associates study. The risk premium shall be the arithmetic average of the spread between the return on stocks and long term bonds for the most recent 40 years.

(3) Growth Rate ("g"). The growth rate "g" is the expected future growth of the cash flow in the numerator of the formula given in $CF/(k-g)$. If insufficient information is available to the Property Tax Division, either from public sources or from the taxpayer, to determine an appropriate "g", then "g" will be the expected inflationary rate as given by the Gross Domestic Product Price Deflator obtained in Value Line. The inflationary rate and the methodology used to produce it shall be disclosed in a capitalization rate study published by the Commission by February 15 of the assessment year.

b. Direct Capitalization Approach. This is an income approach that converts an estimate of a single year's income expectancy into an indication of value in one direct step, either by dividing the normalized income estimate by an appropriate income capitalization rate or by multiplying the normalized income estimate by an appropriate factor.

4. Market Indicator. The market value of property is directly related to the prices of comparable, competitive properties; or the sale of the specific assessed property when such information is available. The market or sales comparison approach is estimated by comparing the subject property to similar properties that have recently sold. Because sales of state assessed utility and transportation properties are infrequent, the stock and debt approach may be used as a surrogate to the market approach. The stock and debt method is based on the accounting principle which holds that the market value of assets equal the market value of liability plus shareholder's equity.

5. Correlation. When reconciling value indicators into a final estimate of value, the appraiser shall take into consideration the availability, and quality or reliability of data and the strength and weaknesses of each value indicator. The percentage weight assigned to each indicator in the correlation process shall be established, disclosed and explained as set forth in Section B.1.

6. Non-operating property. Property that is not necessary to the operation of the state assessed utility or transportation properties and is assessed by the local county assessor, and property separately assessed by the Property Tax Division, such as registered motor vehicles, shall be removed from the correlated unit value or from the state allocated value.

7. Leased property. All tangible operating property owned, leased, or used by state assessed utilities and transportation companies is subject to assessment.

8. Property Specific Considerations. The Commission recognizes that because of unique differences between certain types

of properties and industries, modifications or alternatives to these general cost and yield income indicators, as set forth in Sections C., D., and E., may be required for the following industries: (a) cost regulated utilities, (b) telecommunications properties, and (c) transportation properties.

C. Cost regulated utilities:

1. Cost Indicator. The HCLD approach is the preferred cost indicator of value for cost regulated utilities because it represents an approximation of the basis upon which the investor can earn a return. The HCLD approach is calculated by taking the historic cost less depreciation as reflected in the state assessed utility's net plant accounts, and by then (1) subtracting intangible property, (2) subtracting any items not included in the state assessed utility's rate base (e.g., deferred federal income taxes ("DFIT") and, if appropriate, acquisition adjustments), and (3) adding any taxable items not included in the state assessed utility's net plant account or in rate base.

a. Deferred Federal Income Taxes. DFIT is an accounting entry that reflects a timing difference for reporting income and expenses. Accumulated DFIT reflects the difference between the use of accelerated depreciation for income tax purposes and the use of straight-line depreciation for financial statements. For traditional rate base regulated companies, regulators generally exclude DFIT from rate base, recognizing it as ratepayer contributed capital. Where rate base is reduced by DFIT for rate base regulated companies, DFIT may be removed from HCLD as ~~a surrogate measure for~~ one type of economic obsolescence.

b. DFIT can be ~~a surrogate measure for~~ one type of economic obsolescence. If a study is prepared that authenticates actual economic obsolescence and is approved by the Commission, the amount of the actual economic obsolescence will be subtracted from HCLD to develop the cost indicator of value.

2. Income indicator. The yield capitalization approach set forth in Section B.3. is the preferred method to derive the income indicator of value.

D. Telecommunications ~~Companies~~ Properties:

1. Cost Indicator. ~~This includes the operating property of local exchange carriers, local access providers, long distance carriers, cellular telephone or personal communication service (PCS) providers and pagers.]~~ The HCLD approach, which may, if appropriate, be trended as set forth in Section B.2., is the preferred method to derive the cost indicator of value.

2. Income Indicator. The yield capitalization approach set forth in Section B.3. is the preferred method to derive the income indicator of value.

E. Transportation Properties. ~~These include the operating property of long haul and short line railroads, commercial airlines, including major and small passenger carriers and major and small air freighters.]~~

1. Railroads.

a. Cost Indicator. The Railroad industry is not rate base regulated and does not typically have a majority of its investment in property of recent vintage. Accordingly, for Railroads, the cost indicator should generally be given little or no weight because there is no observable relationship between cost and fair market value. Cost valuation should be based on trended historical costs less depreciation. Additions should be made for material and supplies and operating leased equipment. Deductions should be made for all capitalized intangible property such as customized computer

software. All forms of depreciation should be measured and appropriately deducted.

b. Income Indicator. The yield capitalization approach set forth in Section B.3. is the preferred method to derive the income indicator of value.

2. Commercial airlines~~[, including major and small passenger carriers and major and small air freighters]~~.

a. Cost Indicator. The~~[—trended]~~ HCLD approach, appropriately trended as set forth in Section B.2., is the preferred method to derive the cost indicator of value.

b. Income Indicator. The yield capitalization approach set forth in Section B.3. is the preferred method to derive the income indicator of value.

F. This rule shall have an effective date of January 1, ~~[1999]~~2000.

KEY: taxation, personal property, property tax, appraisal
~~[June 21, 1999]~~2000 Art. XIII, Sec 2
Notice of Continuation May 8, 1997 59-2-201



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 January 14, 2000. At its option, the agency may hold public hearings.

From the end of the waiting period through April 13, 2000, 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.

**Commerce, Occupational and
Professional Licensing
R156-56-706
Amendments to the IPC**

NOTICE OF CHANGE IN PROPOSED RULE

DAR FILE NO.: 22449
FILED: 11/30/1999, 13:27
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Following a public hearing and comments from the Department of Environmental Quality, the Division needed to make changes to the amendment affecting Section 608.16.4.2

SUMMARY OF THE RULE OR CHANGE: Technical changes were made to the amendment affecting Section 608.16.4.2 of the International Plumbing Code. The Department of Environmental Quality suggested that the Division reference the specific section of their rules that applies to the amendment and that the two paragraphs be reversed in order. The proposed changes do not result in any change to the testing procedure specified in the prior rule filing, but provide a more clear explanation of the requirements.

(DAR Note: The original proposed amendment upon which this change in proposed rule is based was published in the November 1, 1999, issue of the *Utah State Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 58-56-1, and Subsections 58-56-4(2), 58-56-6(2)(a), 58-1-106(1), and 58-1-202(1)

ANTICIPATED COST OR SAVINGS TO:

❖**THE STATE BUDGET:** No costs or savings are anticipated. The proposed changes do not affect how or by whom the testing requirement is performed, but simply clarifies the procedure.

❖**LOCAL GOVERNMENTS:** No costs or savings are anticipated. The proposed changes do not affect how or by whom the testing requirement is performed, but simply clarifies the procedure.

❖**OTHER PERSONS:** No costs or savings are anticipated. The proposed changes do not affect how or by whom the testing requirement is performed, but simply clarifies the procedure.

COMPLIANCE COSTS FOR AFFECTED PERSONS: No costs are anticipated. The proposed changes do not affect how or by whom the testing requirement is performed, but simply clarifies the procedure.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The proposed amendments to these rules have previously been reviewed twice in the recent past in connection with this same overall amendment. The current additional amendment is merely a technical correction propounded at the suggestion of the Department of Environmental Quality which reverses the order of two paragraphs in the rules regarding testing but

does not result in any change to the testing procedure. There will be no variation on the fiscal impact previously considered in connection with the proposed amendments to these rules as a result of this amendment to the state budget, local governments, the affected profession, or the general public--Douglas C. Borba

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

Commerce
Occupational and Professional Licensing
Fourth Floor, Heber M. Wells Building
160 East 300 South
PO Box 146741
Salt Lake City, UT 84114-6741, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dan S. Jones at the above address, by phone at (801) 530-6720, by FAX at (801) 530-6511, or by Internet E-mail at brdopl.dsjones@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 01/14/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 01/15/2000

AUTHORIZED BY: A. Gary Bowen, Director

**R156. Commerce, Occupational and Professional Licensing.
R156-56. Utah Uniform Building Standard Act Rules.
R156-56-706. Amendments to the IPC.**

(1) Statewide Amendments

Section 103.1 is deleted in its entirety.

Section 103.2 is deleted in its entirety.

Section 103.3 is deleted in its entirety.

Section 103.4 is deleted in its entirety.

Section 103.5 is renumbered as Section 103.1.

Section 107.1.1 is deleted in its entirety.

Section 109 is retitled as "Board of Appeal".

Section 109.1 is deleted and replaced with the following:

109.1 General. In order to hear and decide appeals of orders, decisions or determinations made by the code official relative to the application and interpretation of this code, there shall be and is hereby created a local board of appeals consisting of members who are qualified by experience and training to pass on matters pertaining to building construction and who are not employees of the jurisdiction. The code official shall be an ex officio member of and shall act as secretary to said board but shall have no vote on any matter before the board. The board of appeals shall be appointed by the governing body and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business, and shall render all decisions and finding in writing to the appellant with a duplicate copy to the code official.

Sections 109.2 through 109.7 are deleted in their entirety.

Section 202 General Definitions is revised as follows:

The definition for "Backflow Backpressure, Low Head" is deleted in its entirety.

The definition for "Backsiphonage" is deleted and replaced with the following:

Backsiphonage. The backflow of potentially contaminated, polluted or used water into the potable water system as a result of the pressure in the potable water system falling below atmospheric pressure of the plumbing fixtures, pools, tanks or vats connected to the potable water distribution piping.

The following definition is added:

Certified Backflow Preventer Assembly Tester. A person who has shown competence to test Backflow prevention assemblies to the satisfaction of the authority having jurisdiction under Subsection 19-4-104(4), Utah Code Ann. (1953), as amended.

The definition for "Code Official" is deleted and replaced with the following:

Code Official. The individual official, board, department or agency established and authorized by a state, county, city or other political subdivision created by law to administer and enforce the provisions of the plumbing code as adopted or amended. This definition shall include the code official's duly authorized representative.

The definition for "Cross Connection" is deleted and replaced with the following:

Cross Connection. Any physical connection or potential connection or arrangement between two otherwise separate piping systems, one of which contains potable water and the other either water of unknown or questionable safety or steam, gas or chemical, whereby there exists the possibility for flow from one system to the other, with the direction of flow depending on the pressure differential between the two systems (see "Backflow").

The following definition is added:

Emergency Floor Drain. A floor drain installed for the primary purpose of collecting water from emergency spills or water line breaks.

The following definition is added:

Heat Exchanger (Potable Water). A device to transfer heat between two physically separated fluids (liquid or steam), one of which is potable water.

The definition for "Potable Water" is deleted and replaced with the following:

Potable Water. Water free from impurities present in amounts sufficient to cause disease or harmful physiological effects and conforming to the Titles 19-4 and 19-5, Utah Code Ann. (1953), as amended and the regulations of the public health authority having jurisdiction.

The definition for "Water Heater" is deleted and replaced with the following:

Water Heater. A closed vessel in which water is heated by the combustion of fuels or electricity and is withdrawn for use external to the system at pressures not exceeding 160 psig (1100 kPa (gage)), including the apparatus by which heat is generated, and all controls and devices necessary to prevent water temperatures from exceeding 210 degrees Fahrenheit (99 degrees Celsius).

Section 305.10 is added as follows:

Section 305.10 Improper Connections. No drain, waste, or vent piping shall be drilled and tapped for the purpose of making connections.

Section 312.9 is deleted in its entirety.

Section 403.1 is deleted and replaced with the following:

403.1 Minimum number of fixtures. Plumbing fixtures shall be provided for the type of occupancy and in the minimum number shown in Appendix Chapter 29, Uniform Building Code.

Table 403.1 is deleted in its entirety.

Section 403.2 is deleted and replaced with the following:

403.2 Hand sink location. Hand sinks in commercial food establishments shall be located accessible to food preparation areas, food service areas, dishwashing areas, and toilet rooms in accordance with Rule R392-100, Utah Administrative Code. Hand sinks in child care facilities shall be installed in accordance with R430-100-21, Utah Administrative Code.

Sections 403.4, 403.5 and 403.6 are deleted in their entirety.

Section 409.1 is deleted and replaced with the following:

409.1 Approval. Domestic dishwashing machines shall conform to ASSE (American Society of Sanitary Engineering) 1006. Commercial dishwashing machines shall conform to ASSE 1004, NSF (National Sanitary Foundation) 3 or NSF 26.

Section 409.3 is deleted and replaced with the following:

Section 409.3 Waste connection. Domestic pump-type dishwashers may be directly connected to the inlet side (top or head) of an approved food waste disposal unit or a branch tailpiece in the tailpiece of the sink, by the drain hose being extended and secured as high as possible under the bottom of the counter top before it is connected to the branch tailpiece located above the trap or to an approved food waste disposal unit.

Section 412.5 is added as follows:

412.5 Public toilet rooms. All public toilet rooms shall be equipped with at least one floor drain with a wall mounted hose bibb, or at least one emergency floor drain.

Section 418.1 is deleted and replaced with the following:

418.1 Approval. Sinks shall conform to ANSI Z124.6, ASME A112.19.1, ASME A112.19.2, ASME A112.19.3, ASME A112.19.4, ASME A112.19.9, CSA B45.1, CSA B45.2, CSA B45.3, CSA B45.4 or NSF 2.

Section 425.1.1 - The following exception is added after the paragraph.

Exception: Multiple urinals with an automatic flushing device.

Section 502.6 is added as follows:

502.6 Water Heater Seismic Bracing. In seismic zones 3 and 4, water heaters shall be anchored or strapped in the upper third of the appliance to resist a horizontal force equal to one third the operating weight of the water heater, acting in any horizontal direction, or in accordance with the appliance manufacturers recommendations.

Section 504.8.1 is amended as follows:

The measurement of "1 inch" in the last sentence of the paragraph is replaced with the measurement "1 1/2 inch".

Section 602.3 is deleted and replaced with the following:

602.3 Individual water supply. Where a potable public water supply is not available, individual sources of potable water supply shall be utilized provided that the source has been developed in accordance with Sections 73-3-1 and 73-3-25, Utah Code Ann. (1953), as amended, as administered by the Department of Natural Resources, Division of Water Rights. In addition, the quality of the water shall be approved by the local health department having jurisdiction. The source shall supply sufficient quantity of water to comply with the requirements of this chapter.

Sections 602.3.1, 602.3.2, 602.3.3, 602.3.4, 602.3.5 and 602.3.5.1 are deleted in their entirety.

Section 604.4.1 is added as follows:
 604.4.1 Metering faucets. Self closing or metering faucets shall provide a flow of water for at least 15 seconds without the need to reactivate the faucet.

Section 606.2 is deleted and replaced with the following:

606.2 Location of shutoff valves. Shutoff valves shall be installed in the following locations:

1. On the fixture supply to each plumbing fixture.

Exception: 1) bath tubs and showers.

Exception: 2) in individual guest rooms that are provided with unit shutoff valves in hotels, motels, boarding houses and similar occupancies.

2. On the water supply pipe to each sillcock.

3. On the water supply pipe to each appliance or mechanical equipment.

Section 606.5 is deleted and replaced with the following:

606.5 Water pressure booster systems. Water pressure booster systems shall be provided as required by Section 606.5.1 through 606.5.11.

Section 606.5.11 is added as follows:

606.5.11 Prohibited installation. In no case shall a booster pump be allowed that will lower the pressure in the public main to less than 20 psi.

Section 608.1 - The following sentence is added at the end of the paragraph: Connection without an air gap between potable water piping and sewer-connected waste shall not exist under any condition.

Table 608.1 is deleted and replaced with the following:

TABLE
 General Methods of Protection

Assembly (applicable standard)	Degree of Hazard	Application	Installation Criteria
Air Gap (ASME A112.1.2)	High or Low	Backsiphonage	See Table 608.15.1
Reduced Pressure Principle Backflow Preventer (AWWA C511, USC-FCCCHR, ASSE 1013 CSA CNA/CSA-B64.4) and Reduced Pressure Detector Assembly (ASSE 1047, USC-FCCCHR)	High or Low	Backpressure or Backsiphonage	a. The bottom of each RP assembly shall be a minimum of 12 inches above the ground or floor. b. RP assemblies shall NOT be installed in a pit. c. The relief valve on each RP assembly shall not be directly connected to any waste disposal line, including sanitary sewer, storm drains, or vents. d. The assembly shall be installed in a horizontal position only unless listed or approved for vertical installation.
Double Check Backflow Prevention	Low	Backpressure or Backsiphonage	a. If installed in a pit, the DC assembly shall be installed

Assembly (AWWA C510, USC-FCCCHR, ASSE 1015) Double Check Detector Assembly Backflow Preventer (ASSE 1048, USC-FCCCHR)

Pressure Vacuum Breaker Assembly (ASSE 1020, USC-FCCCHR)

Spill Resistant Vacuum Breaker (ASSE 1056, USC-FCCCHR)

Atmospheric Vacuum Breaker (ASSE 1001 USC-FCCCHR, CSA CAN/CSA-B64.1.1)

High or Low Backsiphonage 1/2" - 2"

High or Low Backsiphonage 1/4" - 2"

High or Low Backsiphonage

with a minimum of 12 inches of clearance between all sides of the vault including the floor and roof or ceiling with adequate room for testing and maintenance.
 b. Shall be installed in a horizontal position unless listed or approved for vertical installation.

a. Shall not be installed in an area that could be subjected to backpressure or back drainage conditions.
 b. Shall be installed a minimum of 12 inches above all downstream piping and the highest point of use.
 c. Shall not be installed below ground or in a vault or pit.
 d. Shall be installed in a vertical position only.

a. Shall not be installed in an area that could be subjected to backpressure or back drainage conditions.
 b. Shall be installed a minimum of 6 inches above all downstream piping and the highest point of use.
 c. Shall not be installed below ground or in a vault or pit.
 d. Shall be installed in a vertical position only.

a. Shall not be installed in an area that could be subjected to backpressure or back drainage conditions.
 b. Shall not be installed where it may be subjected to continuous pressure for more than 12 consecutive hours at any time.
 c. Shall be installed a minimum of six inches above all

downstream piping and the highest point of use.

d. Shall be installed on the discharge (downstream) side of any valves.

e. The AVB shall be installed in a vertical position only.

General Installation Criteria

The assembly owner, when necessary, shall provide devices or structures to facilitate testing, repair, and/or maintenance and to insure the safety of the backflow technician. Assemblies shall not be installed more than five feet off the floor unless a permanent platform is installed.

The body of the assembly shall not be closer than 12 inches to any wall, ceiling or incumbrance, and shall be accessible for testing, repair and/or maintenance.

In cold climates, assemblies shall be protected from freezing by a means acceptable to the code official.

Assemblies shall be maintained as an intact assembly.

Dispensers/Post Mix Type				
Hose-connection Vacuum Breaker	Low	Backsiphonage 1/2", 3/4", 1"	ASSE 1011 CSA CAN/ CSA-B64.2	
Vacuum Breaker Wall Hydrants, Frost-resistant, Automatic Draining Type	Low	Backsiphonage 3/4", 1"	ASSE 1019 CSA CAN/ CSA-B64.2.2	
Laboratory Faucet Backflow Preventer	Low	Backsiphonage	ASSE 1035 CSA CAN/ CSA-B64.7	
Hose Connection Backflow Preventer	Low	Backsiphonage 1/2" - 1"	ASSE 1052	

Installation Guidelines: The above specialty devices shall be installed in accordance with their listing and the manufacturer's instructions and the specific provisions of this chapter.

Section 608.3.1 - The following sentence is added at the end of the paragraph: All piping and hoses shall be installed below the atmospheric vacuum breaker.

Section 608.7 is deleted in its entirety.

Section 608.8 - The following sentence is added at the end of the paragraph: In addition each nonpotable water outlet shall be labeled with the words "CAUTION: UNSAFE WATER, DO NOT DRINK".

Section 608.11 - The following sentence is added at the end of the paragraph: The coating shall conform to NSF Standard 61 and application of the coating shall comply with the manufacturers instructions.

Section 608.13.3 is deleted and replaced with the following:

608.13.3 Backflow preventer with intermediate atmospheric vent. Backflow preventers with intermediate atmospheric vents shall conform to ASSE 1012 or CAS CAN/CAS-B64.3. These devices shall be permitted to be installed on residential boilers only where subject to continuous pressure conditions. The relief opening shall discharge by air gap and shall be prevented from being submerged.

Section 608.13.4 is deleted in its entirety.

Section 608.15.3 is deleted and replaced with the following:

608.15.3 Protection by a backflow preventer with intermediate atmospheric vent. Opening and outlets to residential boilers only shall be protected by a backflow preventer with an intermediate atmospheric vent.

Section 608.15.4 is deleted and replaced with the following:

608.15.4 Protection by a vacuum breaker. Openings and outlets shall be protected by atmospheric-type or pressure-type vacuum breakers. The critical level of the atmospheric vacuum breaker shall be set a minimum of 6 inches (152 mm) above the flood level rim of the fixture or device. The critical level of the pressure vacuum breaker shall be set a minimum of 12 inches (304 mm) above the flood level rim of the fixture or device. Ball cocks shall be set in accordance with Section 425.3.1. Vacuum breakers shall not be installed under exhaust hoods or similar locations that will contain toxic fumes or vapors. Pipe-applied vacuum breakers shall be installed not less than 6 inches (152 mm) above the flood level rim of the fixture, receptor or device served. No valves shall be installed downstream of the atmospheric vacuum breaker.

Table 608.1.2 is added as follows:

TABLE 608.1.2
Specialty Backflow Devices for low hazard use only

Device	Degree of Hazard	Application	Applicable Standard
Antisiphon-type Water Closet Flush Tank Ball Cock	Low	Backsiphonage	ASSE 1002 CSA CAN/ CSA-B125
Dual check valve Backflow Preventer	Low	Backsiphonage or Backpressure 1/4" - 1"	ASSE 1024
Backflow Preventer with Intermediate Atmospheric Vent	Low Residential Boiler	Backsiphonage or Backpressure 1/4" - 3/4"	ASSE 1012 CSA CAN/ CSA-B64.3
Dual check valve type Backflow Preventer for Carbonated Beverage	Low	Backsiphonage or Backpressure 1/4" - 3/8"	ASSE 1032

Section 608.15.4.2 - The following is added at the end of the paragraph: In climates where freezing temperatures occur, a listed, self-draining frost proof hose bibb with an integral backflow preventer shall be used.

Section 608.16.1 is deleted and replaced with the following:

608.16.1 Beverage dispensers. Potable water supply to carbonators shall be protected by a vented dual check valve meeting ASSE Standard 1022 and installed according to the requirements of this chapter.

Section 608.16.2 - The first sentence of the paragraph is deleted and replaced as follows:

608.16.2 The potable water supply to the residential boiler shall be equipped with a backflow preventer with an intermediate atmospheric vent complying with ASSE 1012 or CSA CAN/CSA B64.3.

Section 608.16.3 is deleted and replaced with the following:

608.16.3 Heat exchangers. Heat exchangers shall be separated from potable water by double-wall construction. An air gap open to the atmosphere shall be provided between the two walls. Heat exchangers shall be permitted to be of single wall construction under one of the following conditions:

1. a. Utilize a heat transfer medium of potable water or only substances which are recognized as safe by the United States Food and Drug Administration (FDA); and

b. The pressure of the heat transfer medium is maintained less than the normal minimum operating pressure of the potable water system; and

Exception: Steam complying with paragraph 1 above; and

c. The equipment is permanently labeled to indicate only additives recognized as safe by the FDA shall be used.

2. Approved listed electrical drinking water coolers.

Section 608.16.4 is deleted and replaced with the following:

Section 608.16.4 Connections to automatic fire sprinkler systems and standpipe systems. The potable water supply to automatic fire sprinkler and standpipe systems shall be protected against backflow by an alarm check valve and spring loaded check valve assembly as shown on the diagram entitled "Riser Detail", dated July 1, 1999, published by State and Local Building Codes Amendments, Department of Commerce, Division of Occupational and Professional Licensing, which is hereby adopted and incorporated by reference.

EXCEPTIONS:

1. When systems are installed as a portion of the water distribution system in accordance with the requirements of this code and are not provided with a fire department connection, isolation of the water supply system shall not be required.

2. Isolation of the water distribution system is not required for deluge, preaction or dry pipe systems.

3. When the sprinkler supply line is less than four inches in diameter and a resilient seated spring loaded single check valve, approved and testable for back flow prevention is not available, then an alternate, approved for fire sprinkler system use, spring loaded check valve is allowed. This exception expires on July 1, 2000.

Section 608.16.4.1 is deleted and replaced with the following:

Section 608.16.4.1 Additives or nonpotable source. Where systems contain chemical additives or antifreeze, or where systems are connected to a nonpotable secondary water supply, the potable water supply shall be protected against backflow by a reduced

pressure principle backflow preventor. Where chemical additives or antifreeze are added to only a portion of an automatic fire sprinkler or standpipe system, the reduced pressure principle backflow preventer shall be permitted to be located so as to isolate that portion of the system.

Exception:

1. For systems that use antifreeze only consisting of strictly pure glycerine (C.P. or U.S.P. 96.5 percent grade) or propylene glycol, equipment specified in Section 608.16.4 shall be used.

Section 608.16.4.2 is added as follows:

Section 608.16.4.2 Testing Procedures. The testing procedures are as follows:

1. ~~[All mechanical devices attached to or part of a class I or class II fire sprinkler system shall be tested by a licensed fire sprinkler contractor.~~

~~2.]~~The check valves ~~[of these assemblies]~~ are to be tested ~~[for backflow]~~ by a currently certified Class II Backflow Technician in accordance with Rule R309-302 available from ~~[approved procedures of]~~ the Department of Environmental Quality.

2. All other mechanical devices attached to or part of a class I or class II fire sprinkler system shall be tested by a licensed fire sprinkler contractor.

Section 608.16.6 is deleted and replaced with the following:

608.16.6 Connections to lawn irrigation systems. The potable water supply to lawn irrigation systems shall be protected against backflow by an atmospheric-type vacuum breaker, a pressure-type vacuum breaker, a double check valve backflow preventer or a reduced pressure principle backflow preventer. A valve shall not be installed downstream from an atmospheric vacuum breaker. Where chemicals are introduced into the system, the potable water supply shall be protected against backflow by a reduced pressure principle backflow preventer.

Section 608.16.7 is deleted and replaced with the following:

608.16.7 Chemical dispensers. Where chemical dispensers connect to the water distribution system, the water supply system shall be protected against backflow in accordance with Section 608.13.1, Section 608.13.2, Section 608.13.5, Section 608.13.6 or Section 608.13.8.

Section 608.16.8 is deleted and replaced with the following:

608.16.8 Portable cleaning equipment. Where the portable cleaning equipment connects to the water distribution system, the water supply system shall be protected against backflow in accordance with Section 608.13.1, Section 608.13.2 or Section 608.13.8.

Section 608.16.9 is deleted and replaced with the following:

608.16.9 Dental pump equipment or water syringe. Where dental pumping equipment or water syringes connects to the water distribution system, the water supply system shall be protected against backflow in accordance with Section 608.13.1, Section 608.13.2, Section 608.13.5, Section 608.13.6 or Section 608.13.8.

Section 608.16.10 is added as follows:

608.16.10 Automatic and coin operated car washes. The water supply to an automatic or coin operated car wash shall be protected in accordance with Section 608.13.1 or Section 608.13.2.

Section 608.17 is deleted in its entirety.

Section 608.18 is added as follows:

608.18 Backflow assembly testing. The premise owner or his designee shall have backflow prevention assemblies operation tested at the time of installation, repair and relocation and at least

on an annual basis thereafter, or more frequently as required by the authority having jurisdiction. Testing shall be performed by a Certified Backflow Preventer Assembly Tester. The assemblies that are subject to this paragraph are the Spill Resistant Vacuum Breaker, the Pressure Vacuum Breaker Assembly, the Double Check Backflow Prevention Assembly, the Double Check Detector Assembly Backflow Preventer, the Reduced Pressure Principle Backflow Preventer, and the Reduced Pressure Detector Assembly.

Section 612 is added as follows:

612. Gray Water

Gray Water Recycling Systems, Appendix C of the IPC, cannot be adopted by any jurisdiction until January 1, 2001.

Section 701.2 - The following is added at the end of the paragraph: The sewer is considered as available when within 300 feet of the property line in accordance with Section 10-8-38, Utah Code Ann. (1953), as amended. Private sewage disposal systems shall conform with Rule R317-501 through R317-513 and Rule R317-5, Utah Administrative Code, as administered by the Department of Environmental Quality, Division of Water Quality.

Section 802.1.1 is deleted and replaced with the following:

802.1.1 Food handling. Equipment and fixtures utilized for the storage, preparation and handling of food or food equipment shall discharge through an indirect waste pipe by means of an air gap.

Exception: This requirement shall not apply to dishwashing machines and dishwashing sinks. This requires commercial dishwashing machines and dishwashing sinks to discharge through an air gap or an air break.

Section 802.3 is amended as follows:

The term "waste receptors" in the last sentence of the paragraph is replaced with the term "floor sinks".

Section 802.3.2 is deleted in its entirety.

Section 904.6 - The following sentence is added at the end of the paragraph: Vents extending through the wall shall terminate not less than 12 inches from the wall with an elbow pointing downward.

Section 917.2 is deleted and replaced with the following:

917.2 Installation. The valves may be installed in accordance with the requirements of this section and the manufacturers installation instructions when approved by the code official. Air admittance valves shall be installed after the DWV testing required by Section 312.2 or 312.3 has been performed.

Section 1002.4.1 is added as follows:

1002.4.1 Emergency floor drains. Each emergency floor drain shall be installed with a trap seal primer. Trap seal primer shall conform to ASSE 1018 or ASSE 1044.

Section 1003.3.3 is added as follows:

1003.3.3 Grease trap restriction. Unless specifically required or permitted by the code official, no food waste grinder or dishwasher shall be connected to or discharge into any grease trap.

Section 1104.2 is deleted and replaced with the following:

1104.2 Combining storm with sanitary drainage. The sanitary and storm drainage systems of a structure shall be entirely separate.

Section 1108 is deleted in its entirety.

Section 1201.2 is deleted and replaced with the following:

1201.2 Fuel piping systems. All fuel piping systems shall be sized, installed, tested and placed in operation in accordance with the requirements of the 1998 International Mechanical Code.

Appendix G, Section G110 is deleted, renumbered and replaced with the following:

Section 1202 CNG GAS-DISPENSING SYSTEMS

1202.1 Dispenser protection. The gas dispenser shall have an emergency switch to shut off the power to the dispenser. An approved backflow device that prevents the reverse flow of gas shall be installed on the gas supply pipe or in the gas dispenser.

1202.2 Ventilation. Gas-dispensing systems installed inside the structure shall be ventilated by mechanical means in accordance with the 1998 International Mechanical Code.

1202.3 Compressed natural gas vehicular fuel systems. Compressed natural gas (CNG) fuel-dispensing systems for CNG-fueled vehicles shall be designed and installed in accordance with NFPS 52 and the uniform fire code.

Chapter 14, Referenced Standards, is amended as follows:

NSF - Standard Reference Number 61-95 - The following referenced in code section number is added: 608.11

The following reference standard is added:

TABLE

USC- Foundation for Cross-Connection Control Table 608.1
FCCCHR Control and Hydraulic Research
9th University of Southern California
Edition Kaprielian Hall 300
Manual Los Angeles CA 90089-2531
of Cross
Connection

KEY: contractors, building codes, building inspection, licensing
[1999]2000 58-1-106(1)
Notice of Continuation June 3, 1997 58-1-202(1)
58-56-1
58-56-4(2)
58-56-6(2)(a)



Health, Health Care Financing,
 Coverage and Reimbursement Policy
R414-303
 Coverage Groups

NOTICE OF CHANGE IN PROPOSED RULE

DAR FILE NO.: 22378

FILED: 11/29/1999, 11:07

RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule change is necessary to implement a section of Title XIX of the Social Security Act that requires states to provide continued Medicaid assistance to certain eligible families who have increased income from child support payments or from earnings. Qualified families with increased child support payments can receive four months of continued Medicaid and families with increased income can receive up to twelve months of increased Medicaid. The rule increases the earned income level from \$500 to \$700, at which a person seeking disability Medicaid can be denied without a disability review to conform to the change made by the Social Security Administration.

SUMMARY OF THE RULE OR CHANGE: This rule adopts the provisions of Section 1931 of Title XIX of the Social Security Act, which require states to provide Medicaid to families who would have qualified for Aid to Families with Dependent Children (AFDC) under the State Plan in effect on July 16, 1996.

(DAR Note: The original proposed amendment upon which this change in proposed rule is based was published in the October 1, 1999, issue of the *Utah State Bulletin*.)

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

FEDERAL REQUIREMENT FOR THIS RULE: Section 1931 of Title XIX of the Social Security Act

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: The Department of Health (DOH) could incur an annual cost of about \$200,000 to provide this continued Medicaid assistance. About 120 families would qualify for this coverage each year.

❖LOCAL GOVERNMENTS: This rule does not apply to local governments; therefore, there will be no fiscal impact.

❖OTHER PERSONS: Individuals qualifying for continued Medicaid could anticipate a personal savings because they would not have to pay for medical expenses out-of-pocket. This personal savings to an eligible family could equal from zero to several thousand dollars a year.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There would not be a fiscal impact on affected persons other than described in the explanation given under "other persons."

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule change is a result of a mandate in federal law. Medicaid recipients will pay less of their personal funds for medical expenses. Medical providers may have fewer bad debt write offs, but will have to accept Medicaid reimbursement as full payment--Rod L. Betit

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
PO Box 143102
Salt Lake City, UT 84114-3102, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Gayle Six at the above address, by phone at (801) 538-6895, by FAX at (801) 538-6952, or by Internet E-mail at gsix@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 01/14/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 01/15/2000

AUTHORIZED BY: Rod L. Betit, Executive Director

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

R414-303. Coverage Groups.

R414-303-1. A, B and D Medicaid and A, B and D Institutional Medicaid Coverage Groups.

The definitions in R414-1 apply to this rule.

(1) The Department shall provide Medicaid coverage to individuals as described in 42 CFR 435.116, 435.120, 435.122, 435.131 through 435.133, 435.135, 435.138, 435.210, 435.211, 435.301, 435.320, 435.322, 435.324, 435.340, and 435.541, 1998 ed., which are incorporated by reference. The Department shall provide coverage to individuals as described in 20 CFR 416.901 through 416.1094, 1998 ed., which is incorporated by reference. The Department shall provide coverage to individuals as required by Sections 470 through 479, 1634(b), (c) and (d), 1902(a)(10)(E) and 1902(e) of Title XIX of the Social Security Act.

(2) Proof of disability includes a certification of disability from the State Medicaid Disability Office, Supplemental Security Income (SSI) status, or proof that a disabled client is recognized as disabled by the Social Security Administration (SSA).

(3) A client who earns more than \$700[500] a month will be denied disability without being reviewed by the State Medicaid Disability Office.

(4) If a client has been denied SSI or SSA and claims to have become disabled since the SSI or SSA decision, the State Medicaid Disability Office shall review current medical information to determine if the client is disabled.

(5) The age requirement for A Medicaid is 65 years of age.

(6) For children described in Section 1902(a)(10)(A)(i)(II) of the Social Security Act, the Department shall conduct periodic redeterminations to assure that the child continues to meet the SSI eligibility criteria as required by the section.

(7) Coverage for qualifying individuals described in Section 1902(a)(10)(E)(iv) of Title XIX of the Social Security Act, is limited to the amount of funds allocated under Section 1933 of Title XIX of the Social Security Act for a given year. Applicants will be denied coverage when the uncommitted allocated funds are insufficient to provide such coverage.

.....

KEY: income, coverage groups*

[1999]2000

26-18

Notice of Continuation February 6, 1998



**Insurance, Administration
R590-196
Bail Bond Surety Fee Standards,
Collateral Standards, and Disclosure
Form**

NOTICE OF CHANGE IN PROPOSED RULE

DAR FILE NO.: 22417
FILED: 12/01/1999, 15:19
RECEIVED BY: NL

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The proposed changes come as a result of the comments received during the hearing and comment period.

SUMMARY OF THE RULE OR CHANGE: The changes are: a) throughout most of the rule the term "forfeiture" is being changed to "judgment entered against the surety"; b) the word "owner" is being changed to "depositor"; c) a new Subsection R590-196-5(7) has been added outlining how a proper notice under the rule is to be sent; d) Subsection R590-196-6(3)(a) of the disclosure form has been deleted. This deletes from the reasons for revocation of a bond the credible source warning that a defendant will not appear before court; e) Subsection R590-196-6(3)(f) has been changed to allow revocation of a bond whenever the defendant is back in jail in any jurisdiction; and f) in those places that refer to "designated time," the word preceding this phrase has been changed from "all" to "any."

(DAR Note: The original proposed new rule upon which this change in proposed rule is based was published in the October 15, 1999, issue of the *Utah State Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 31A-35-104

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: This rule will not increase or decrease the fees coming into the department because the changes in the rule do not require a rate or form filing. Since this will not increase our work load, additional personnel will not be required.

❖LOCAL GOVERNMENTS: Local government agencies do not have regulatory authority over bail bond sureties so will not be affected by this new rule; therefore, no cost or savings.

❖OTHER PERSONS: The changes being made are mainly for clarification. They do not create additional work, fees, or filing requirements that would create a financial impact.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The changes to this rule mainly clarify wording and procedures. None of the changes will create a fiscal impact on the state, the Insurance Department, the Bail Bond industry, or anyone associated with it.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The minimal additional expense will unlikely create any increase in bond fees or other expenses paid by persons needing bail bonds.

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.

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 jdmain.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 01/18/2000.

THIS RULE MAY BECOME EFFECTIVE ON: 01/19/2000

AUTHORIZED BY: Jilene Whitby, Information Specialist

R590. Insurance, Administration.

R590-196. Bail Bond Surety Fee Standards, Collateral Standards, and Disclosure Form.

.....

R590-196-4. Fee Standards.

- (1) Initial bail bond fees.
- (a) Bail bond premium:
 - (i) minimum fee: none;
 - (ii) maximum fee: not to exceed 20% of bond amount.
- (b) Document preparation fee may not exceed \$20 per set of forms pertaining to one bail bond.
- (c) Credit card fee may not exceed 5% of the amount charged to the credit card.
- (2) Other fees.
 - (a) These fees are limited to actual and reasonable expenses incurred by the bail bond surety because:
 - (i) the defendant fails to appear before the court at ~~any~~any designated dates and times;
 - (ii) the defendant fails to comply with the court order; or
 - (iii) the defendant or the co-signer fails to comply with the terms of the bail bond agreement and any promissory notes pertaining to that agreement.
 - (b) Reasonable expense fee for mileage is the Internal Revenue Service standard for business mileage.
 - (c) Apprehension expenses such as meals, lodging, commercial travel, communications, whether or not the defendant is apprehended, are limited to actual expenses incurred and must be reasonable, i.e., meals at mid-range restaurants, lodging at mid-range hotels, commercial travel in coach class, etc.
 - (d) Reasonable collateral expense fees:
 - (i) actual expenses to obtain collateral; and
 - (ii) storage expenses if in a secured storage area, limited to actual expenses.

R590-196-5. Collateral Standards.

- (1) Collateral may be provided to secure bail bond fees, the face amount of the bail bond issued, or both.
- (2) If the bail bond surety accepts the same collateral to secure the bail bond fees and the face amount of the bail bond issued, then, in the event of a failure to pay bail bond fees when due, the collateral may not be converted until the bail bond is exonerated or [forfeited]judgment entered against the surety and the

[owner]depositor has been given no less than 15 days to pay any bond fees owing.

(3) If the bail bond surety accepts different collateral to secure the bail bond fee and the face amount of the bail bond issued then:

(i) the collateral securing the bail bond fees may not be converted until payment has been defaulted under the terms of the promissory note for those fees, and the [owner]depositor of the collateral has been given no less than 15 days to make the required payment;

(ii) the collateral securing the face amount of the bail bond issued may not be converted until the bond is [forfeited]exonerated or judgment entered against the surety and the [owner]depositor of the collateral has been given no less than 15 days to reimburse the bail bond surety for [the amount forfeited]any amounts owed to the bail bond surety.

(4) The bail bond surety, its agents taking possession of collateral, or both, will hold said collateral as a fiduciary until such time as ownership of the collateral passes to the bail bond surety.

(5) Collateral held as a fiduciary may not be used by the bail bond surety or its agents without the specific written permission of the [owner]depositor of the collateral.

(6) Should proceeds from converted collateral exceed the outstanding balance due, the bail bond surety will return the excess to the [owner]depositor of the collateral.

(7) Notice under the rule shall be deemed proper if it is sent via first class mail to the address provided by the depositor of the collateral.

R590-196-6. Disclosure Form.

The bail bond surety and its agents will use the following disclosure form or a form that contains similar language.

TABLE

XYZ Bail Bonds Disclosure Form
1234 South 1234 East, Salt Lake City, UT 84444:
801-123-4567 fax: 801-098-7654

Table with 2 columns: Description and Amount. Rows include Defendant, Court, Bond amount, Initial Fees, bond premium, document preparation, credit card fee, and total initial fees.

Additional Fees.

Limited to actual and reasonable expenses required because the defendant fails to appear before the court at [any] designated times, or fails to comply with the court order, or fails to comply with the terms of the bail bond agreement or any promissory notes pertaining to that agreement. The following are some reasonable expense fees:

- (1) reasonable expense fee for mileage is IRS mileage reimbursement standard for business miles;
(2) reasonable apprehension expense fees include meals at mid-range restaurants, lodging at mid-range hotels, transportation at no more than coach fares; and
(3) reasonable collateral expense fees: actual expenses to obtain collateral and, actual storage expenses, if collateral is in a secured storage area.

Grounds for revocation of bond.

Should the defendant violate any of the following, the defendant shall be subject to immediate bond revocation and the defendant, or the co-signer, or both, shall be subject to all the costs incurred to return the defendant to the court. Grounds for revocation include the following:

[a] information received from a source credible under the circumstances that the defendant intends to fail to appear before the appropriate court at the dates and times prescribed;

[b] (a) the defendant or co-signer providing materially false information on bail bond application;

[c] (b) the court's increasing the amount of bail beyond sound underwriting criteria employed by the bail bond agent or bail bond surety;

[d] (c) a material and detrimental change in the collateral posted by the defendant or one acting on defendant's behalf;

[e] (d) the defendant changes their address or telephone number or employer without giving reasonable notice to the bail bond agent or bail bond surety;

[f] (e) the defendant is arrested for [committing] another crime, other than a minor traffic violation, while on bail;

[g] (f) the defendant is back in jail in [the same] any jurisdiction [that bail was originally posted] and revocations can be served prior to the defendant being released;

[h] (g) failure by the defendant to appear in court at [the] any appointed times;

[i] (h) finding of guilt against the defendant by a court of competent jurisdiction;

[j] (i) a request by the co-signer based on reasons (a) through (i) above. Items (a) through (i) pertain to the defendant; items (b), (d), (f), (h), and (j) pertain to co-signers, if any.

Collateral.

The following has been given as collateral to guarantee all court appearances of the defendant until the bond is exonerated:

.....

The following has been given as collateral to guarantee payment of bond fees:

.....

In the event [the bond is forfeited] judgment is entered against the surety or the bonding fee is not paid according to the terms of the bail bond agreement and its promissory note, if any, following written notice to the undersigned of such [forfeiture] judgment or non-payment, the undersigned authorize XYZ Bail Bonds to convert the appropriate collateral to collect the [bonding forfeiture] judgment or the unpaid bond fees. Should proceeds from the sale of the appropriate collateral be insufficient to cover the outstanding balance due, the defendant, the co-signer, or both, agree to be personally liable for the difference. Should proceeds from the sale exceed the outstanding balance, the difference will be returned to the [defendant, the co-signer, or both] depositor of the collateral. The [defendant's or co-signer's] depositor's signature[s] below [constitute]constitutes acknowledgment of a Bill of Sale for the collateral. The [defendant and co-signer] depositor [accept]accepts this agreement as a bill of sale for [their]the collateral.

By signing below I certify that I have read and understand this disclosure form, the bail bond agreement and its attached promissory note, if any. I certify under penalty of perjury that all information given to XYZ Bail Bonds verbally and in writing on all documents relevant to this bond are true and accurate. The co-signer agrees that should the co-signer request XYZ Bail Bonds to revoke the defendant's bond, with or without probable cause, the co-signer will be responsible to pay XYZ Bail Bonds and their agents for the time returning the defendant to jail at the rates stated above in additional fees. If requested by the co-signer to revoke the bond without probable cause, the co-signer will be responsible to reimburse the defendant his bond fees.

Date.....Defendant.....
Date.....Co-signer.....
Date.....Depositor.....

I,....., agent of XYZ Bail Bonds, certify that I have given a copy of all documents pertaining to this bail bond agreement to the defendant, the co-signer, ~~[or both]~~ the depositor, or any of the above, at the time and date said bail bond agreement was executed.
Date.....Bail Bond Agent.....

.....

KEY: insurance

~~[1999]~~2000

31A-35-104



End of the Notices of Changes in Proposed Rules Section

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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

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

NOTICES are not followed by the rule text. The rule text that is being continued may be found in the most recent edition of the *Utah Administrative Code*. The rule text may also be inspected at the agency or the Division of Administrative Rules. NOTICES are effective when filed. NOTICES are governed by *Utah Code* Section 63-46a-9 (1996).

Regents (Board of), University of Utah,
Administration

R805-1

Operating Regulations for Bicycles,
Skateboards and Scooters

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE NO.: 22518
FILED: 12/01/1999, 12:13
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: Sections 53B-2-106, 53B-3-101, and 76-8-701, et seq. authorize the president to make and enforce rules for the orderly conduct of the university.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE-YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: None.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The safety of thousands of pedestrians on the campus requires that these rules be continued.

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

Regents (Board of)
University of Utah, Administration
309 Park Building
201 South Presidents Circle
Salt Lake City, UT 84112-9009, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Karen McCreary at the above address, by phone at (801) 585-7002, by FAX at (801) 585-7007, or Internet E-mail at kmccreary@legal.admin.utah.edu.

AUTHORIZED BY: Karen McCreary, Associate General Counsel

EFFECTIVE: 12/01/1999



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

NOTICES OF FIVE-YEAR REVIEW EXTENSIONS

Rulewriting agencies are required by law to review each of their administrative rules within five years of the date of the rule's original enactment or the date of last review (*Utah Code* Section 63-46a-9 (1996)). If the agency finds that it will not meet the deadline for review of the rule (the five-year anniversary date), it may file an extension with the Division of Administrative Rules. The extension permits the agency to file the review up to 120 days beyond the anniversary date.

Agencies have filed extensions for the rules listed below. The "Extended Due Date" is 120 days after the anniversary date. The five-year review extension is governed by *Utah Code* Subsection 63-46a-9(4) and (5) (1996).

Education

Administration

No. 22517 (filed 11/30/99 at 1:37 p.m.): R277-430. Capital Outlay Equalization Qualification.

Enacted: 01/03/95 (No. 16378, filed 11/10/94 at 10:00 a.m., published 12/01/94)

Extended Due Date: 05/03/2000

End of the Notices of Five-Year Review Extensions Section

NOTICES OF RULE EFFECTIVE DATES

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

Abbreviations

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

Commerce

Occupational and Professional Licensing

No. 22395 (AMD): R156-1-205. Advisory Peer Committees - Director to Appoint with Concurrence of Board - Terms of Office - Vacancies in Office - Removal from Office - Quorum Requirements - Appointment of Chairman - Division to Provide Secretary - Compliance with Open and Public Meetings Act - Compliance with Utah Administrative Procedures Act - No Provision for Per Diem and Expenses.
Published: October 15, 1999
Effective: November 16, 1999

No. 22396 (AMD): R156-31b. Nurse Practice Act Rules.
Published: October 15, 1999
Effective: November 16, 1999

No. 22401 (AMD): R156-55a-301. License Classifications - Scope of Practice.
Published: October 15, 1999
Effective: November 16, 1999

No. 22394 (AMD): R156-55b-304. Continuing Education.
Published: October 15, 1999
Effective: November 16, 1999

No. 22402 (NEW): R156-66a. Amateur Boxing Fund Grant Rules.
Published: October 15, 1999
Effective: November 16, 1999

No. 22187 (CPR): R156-73. Chiropractic Physician Practice Act Rules.
Published: October 15, 1999
Effective: November 16, 1999

Education

Administration

No. 22403 (NEW): R277-472. Reading Performance Improvement Awards Program.
Published: October 15, 1999
Effective: November 16, 1999

No. 22404 (NEW): R277-607. Truancy Prevention.
Published: October 15, 1999
Effective: November 16, 1999

No. 22406 (AMD): R277-723. Child Care and Adult Care Food Program Sponsors of Day Care Homes.
Published: October 15, 1999
Effective: November 16, 1999

Health

Community Health Services, HIV/AIDS Prevention and Control

No. 22191 (R&R): R388-804. Special Measures for the Control of Tuberculosis.
Published: August 1, 1999
Effective: November 24, 1999

Community and Family Health Services, Health Education Services

No. 22316 (NEW): R402-5. Birth Defects Reporting.
Published: September 1, 1999
Effective: November 22, 1999

Health Care Financing, Coverage and Reimbursement Policy

No. 22379 (AMD): R414-304. Income and Budgeting.
Published: October 1, 1999
Effective: November 16, 1999

Health Systems Improvement, Child Care Licensing

No. 22360 (AMD): R430-100. Child Care Center.
Published: October 1, 1999
Effective: December 1, 1999

Health Systems Improvement, Health Facility Licensure

No. 22365 (AMD): R432-4. General Hospital Construction.
Published: October 1, 1999
Effective: December 1, 1999

No. 22366 (AMD): R432-5. Nursing Facility Construction.
Published: October 1, 1999
Effective: December 1, 1999

No. 22367 (AMD): R432-7. Speciality Hospital - Psychiatric Hospital Construction.
Published: October 1, 1999
Effective: December 1, 1999

NOTICES OF RULE EFFECTIVE DATES

No. 22368 (AMD): R432-8. Speciality Hospital - Chemical Dependency/Substance Abuse Construction.
Published: October 1, 1999
Effective: December 1, 1999

No. 22369 (AMD): R432-9. Speciality Hospital - Rehabilitation Hospital Construction.
Published: October 1, 1999
Effective: December 1, 1999

No. 22370 (AMD): R432-10. Speciality Hospital - Chronic Disease Hospital Construction.
Published: October 1, 1999
Effective: December 1, 1999

No. 22371 (AMD): R432-11. Orthopedic Hospital Construction.
Published: October 1, 1999
Effective: December 1, 1999

No. 22372 (AMD): R432-12. Small Health Care Facility Construction.
Published: October 1, 1999
Effective: December 1, 1999

No. 22373 (AMD): R432-13. Freestanding Ambulatory Surgical Center Construction Rule.
Published: October 1, 1999
Effective: December 1, 1999

No. 22374 (AMD): R432-14. Birthing Center Construction Rule.
Published: October 1, 1999
Effective: December 1, 1999

No. 22361 (REP): R432-15. Assisted Living Facilities, General Construction.
Published: October 1, 1999
Effective: December 1, 1999

No. 22362 (AMD): R432-150-24. Food Services.
Published: October 1, 1999
Effective: December 1, 1999

Insurance

Administration

No. 22377 (REP): R590-179. Valuation of Life Insurance Policies Rule.
Published: October 1, 1999
Effective: November 17, 1999

No. 22188 (CPR): R590-194. Coverage of Dietary Products for Inborn Errors of Amino Acid or Urea Cycle Metabolism.
Published: October 15, 1999
Effective: December 1, 1999

Natural Resources

Wildlife Resources

No. 22393 (AMD): R657-20. Falconry.
Published: October 15, 1999
Effective: November 16, 1999

Public Safety

Driver License

No. 22390 (R&R): R708-26. Temporary Learner Permit Rules.
Published: October 15, 1999
Effective: November 16, 1999

Public Service Commission

Administration

No. 22178 (AMD): R746-409-1. General Provisions.
Published: August 1, 1999
Effective: November 25, 1999

Transportation

Administration

No. 22413 (NEW): R907-65. Compensation Schedule for Longitudinal Access to Interstate Highway Rights-of-Way for Installation of Telecommunications Facilities.
Published: October 15, 1999
Effective: November 16, 1999

End of the Notices of Rule Effective Dates Section

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

The *Rules Index* is a cumulative index that reflects all effective changes to Utah's administrative rules. The current *Index* lists changes made effective from January 2, 1999, including notices of effective date received through December 1, 1999, the effective dates of which are no later than December 15, 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>Facilities Construction and Management</u>					
R23-1-17	Procurement of Construction	22104	AMD	08/09/99	99-13/6
R23-3	Authorization of Programs for Capital Development Projects	22103	NEW	08/09/99	99-13/7
R23-29	Across the Board Delegation	22041	5YR	05/11/99	99-11/75
<u>Finance</u>					
R25-5	Payment of Per Diem to Boards	21887	NSC	03/05/99	Not Printed
R25-5	Payment of Per Diem to Boards	22049	AMD	07/13/99	99-11/14
R25-7	Travel-Related Reimbursements for State Employees	21888	NSC	03/05/99	Not Printed
R25-7	Travel-Related Reimbursements for State Employees	22050	AMD	see CPR	99-11/15
R25-7	Travel-Related Reimbursements for State Employees	22050	CPR	09/01/99	99-15/55
R25-8	Meal Allowance	21889	NSC	03/05/99	Not Printed

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Fleet Operations, Surplus Property</u>					
R28-1	State Surplus Property Disposal	22179	AMD	11/01/99	99-15/8
R28-2	Surplus Firearms	22180	AMD	11/01/99	99-15/11
R28-4	State Recycling Program	22181	REP	11/01/99	99-15/12
R28-7	Surplus Property Rate Schedule	22182	AMD	11/01/99	99-15/13
<u>Records Committee</u>					
R35-1	State Records Committee Appeal Hearing Procedures	21751	NEW	03/18/99	99-2/2
R35-2	Declining Appeal Hearings	22069	NEW	07/16/99	99-12/6
R35-2-3	Declining Requests for Hearings	22113	NSC	07/16/99	Not Printed
R35-3	Prehearing Conferences	22070	NEW	07/16/99	99-12/7
R35-4	Compliance with State Records Committee Decisions and Orders	22071	NEW	07/16/99	99-12/8
R35-5	Subpoenas Issued by the Records Committee	22072	NEW	07/16/99	99-12/9
R35-6	Expedited Hearing	22073	NEW	07/16/99	99-12/10
AGRICULTURE AND FOOD					
<u>Administration</u>					
R51-5	Grazing Advisory Boards	21884	5YR	02/22/99	99-6/27
<u>Animal Industry</u>					
R58-17	Aquaculture and Fish Health	22122	AMD	08/17/99	99-14/7
R58-17	Aquaculture and Fish Health	22203	NSC	08/18/99	Not Printed
R58-17	Aquaculture and Aquatic Animal Health	22304	AMD	10/02/99	99-17/4
R58-20	Domesticated Elk Hunting Parks	22123	NEW	08/17/99	99-14/16
<u>Plant Industry</u>					
R68-15	Quarantine Pertaining to Japanese Beetle, (Popillia Japonica)	21701	AMD	01/15/99	98-24/8
R68-15	Quarantine Pertaining to Japanese Beetle, (Popillia Japonica)	21808	AMD	03/18/99	99-4/7
<u>Regulatory Services</u>					
R70-530-1	Authority and Purpose	22375	AMD	11/02/99	99-19/17
R70-530-6	Water, Plumbing and Waste	22056	NSC	06/01/99	Not Printed
R70-630	Water Vending Machine	22057	AMD	07/06/99	99-11/19
COMMERCE					
<u>Consumer Protection</u>					
R152-2-5	Repairs and Service	22031	AMD	09/29/99	99-11/21
R152-2-10	Deposits and Refunds	22032	AMD	08/02/99	99-11/23
R152-16	Motor Fuel Marketing Act Rules	22211	5YR	07/29/99	99-16/49
R152-21	Credit Services Organizations Act Rules	22212	5YR	07/29/99	99-16/49

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Occupational and Professional Licensing</u>					
R156-1-205	Advisory Peer Committees - Director to Appoint with Concurrence of Board - Terms of Office - Vacancies in Office - Removal from Office - Quorum Requirements - Appointment of Chairman - Division to Provide Secretary - Compliance with Open and Public Meetings Act - Compliance with Utah Administrative Procedures Act - No Provision for Per Diem and Expenses	22395	AMD	11/16/99	99-20/3
R156-1-308a	Renewal Dates	22202	AMD	09/16/99	99-16/7
R156-5a	Podiatric Physician Licensing Act Rules	21907	5YR	03/02/99	99-7/54
R156-24a	Physical Therapist Practice Act Rules	21716	AMD	see CPR	98-24/11
R156-24a	Physical Therapist Practice Act Rules	21716	CPR	03/09/99	99-3/56
R156-26	Certified Public Accountant Licensing Act Rules	22166	AMD	08/24/99	99-14/18
R156-26-307	Reinstatement of Licenses	22343	NSC	09/17/99	Not Printed
R156-28	Veterinary Practice Act Rules	21753	AMD	02/18/99	99-2/3
R156-31b	Nurse Practice Act Rules	21903	AMD	04/15/99	99-6/4
R156-31b	Nurse Practice Act Rules	22396	AMD	11/16/99	99-20/4
R156-37c	Utah Controlled Substance Precursor Act Rules	21908	5YR	03/02/99	99-7/54
R156-38	Residence Lien Restriction and Lien Recovery Fund Rules	22109	AMD	see CPR	99-13/8
R156-38	Residence Lien Restriction and Lien Recovery Fund Rules	22109	CPR	09/16/99	99-16/46
R156-39a	Alternative Dispute Resolution Providers Certification Act Rules	21905	5YR	03/01/99	99-6/27
R156-42a	Occupational Therapy Practice Act Rules	22399	5YR	09/28/99	99-20/55
R156-44a	Nurse Midwife Practice Act Rules	22200	5YR	07/22/99	99-16/50
R156-46a	Hearing Instrument Specialist Licensing Act Rules	22341	5YR	08/26/99	99-18/60
R156-50	Private Probation Provider Licensing Act Rules	21822	AMD	03/18/99	99-4/9
R156-50-502	Unprofessional Conduct	21927	NSC	03/29/99	Not Printed
R156-55a	Utah Construction Trades Licensing Act Rules	22084	AMD	07/19/99	99-12/11
R156-55a-301	License Classifications - Scope of Practice	22401	AMD	11/16/99	99-20/9
R156-55b-304	Continuing Education	22394	AMD	11/16/99	99-20/14
R156-56	Utah Uniform Building Standard Act Rules	22008	AMD	07/01/99	99-10/5
R156-56	Utah Uniform Building Standard Act Rules	22009	AMD	see CPR	99-10/19
R156-56	Utah Uniform Building Standard Act Rules	22009	CPR	08/05/99	99-13/28
R156-56	Utah Uniform Building Standard Act Rules	22010	AMD	see CPR	99-10/21
R156-56	Utah Uniform Building Standard Act Rules	22010	CPR	08/05/99	99-13/29
R156-56-102	Definitions	22110	NSC	09/01/99	Not Printed
R156-60	Mental Health Professional Practice Act Rules	22484	5YR	11/15/99	99-23/111
R156-60a	Social Worker Licensing Act Rules	22085	AMD	07/19/99	99-12/12
R156-60a	Social Worker Licensing Act Rules	22485	5YR	11/15/99	99-23/111
R156-60b	Marriage and Family Therapist Licensing Act Rules	22486	5YR	11/15/99	99-23/112
R156-60b	Marriage and Family Therapist Licensing Act Rules	22376	AMD	11/08/99	99-19/17
R156-60c	Professional Counselor Licensing Act Rules	22329	AMD	10/07/99	99-17/22

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R156-61	Psychologist Licensing Act Rules	22201	5YR	07/22/99	99-16/51
R156-61-302a	Qualifications for Licensure - Education Requirements	22102	AMD	08/05/99	99-13/12
R156-62	Health Care Assistant Registration Act Rules	22342	5YR	08/26/99	99-18/60
R156-62-302	Qualifications for Registration	21899	AMD	04/15/99	99-6/6
R156-62-302	Qualifications for Registration	21971	NSC	05/01/99	Not Printed
R156-63	Security Personnel Licensing Act Rules	21855	AMD	04/01/99	99-5/7
R156-66a	Amateur Boxing Fund Grant Rules	22402	AMD	11/16/99	99-20/21
R156-73	Chiropractic Physician Practice Act Rules	22187	AMD	see CPR	99-15/14
R156-73	Chiropractic Physician Practice Act Rules	22187	CPR	11/16/99	99-20/51
R156-74	Certified Shorthand Reporters Licensing Act Rules	21812	NEW	03/18/99	99-4/12
R156-78	Rules of the Certified Shorthand Reporters Licensing Board	21813	REP	03/18/99	99-4/13
<u>Real Estate</u>					
R162-2-2	Licensing Procedure	21967	AMD	06/03/99	99-9/3
R162-6	Licensee Conduct	21968	AMD	06/03/99	99-9/4
R162-9	Continuing Education	21969	AMD	06/03/99	99-9/10
R162-101	Authority and Definitions	22000	EMR	05/03/99	99-10/90
R162-101-2	Definitions	22060	AMD	07/16/99	99-12/25
R162-102	Licensing Procedures	22001	EMR	05/03/99	99-10/91
R162-102	Licensing Procedures	21915	AMD	06/10/99	99-7/5
R162-102	Licensing Procedures	22061	AMD	07/16/99	99-12/27
R162-103	Appraisal Education Requirements for Prelicense and Continuing Education Course, School and Instructor Certification	22002	EMR	05/03/99	99-10/94
R162-103	Appraisal Education Requirements for Prelicense and Continuing Education Course, School and Instructor Certification	22062	AMD	07/16/99	99-12/29
R162-104	Experience Requirement	22003	EMR	05/03/99	99-10/98
R162-104	Experience Requirement	22063	AMD	07/16/99	99-12/33
R162-105	Scope of Authority	22004	EMR	05/03/99	99-10/100
R162-105	Scope of Authority	22064	NEW	07/16/99	99-12/36
R162-106	Professional Conduct	22005	EMR	05/03/99	99-10/102
R162-106	Professional Conduct	22065	AMD	07/16/99	99-12/37
R162-107	Unprofessional Conduct	22006	EMR	05/03/99	99-10/104
R162-107	Unprofessional Conduct	22066	AMD	07/16/99	99-12/39
R162-109	Administrative Proceedings	22007	EMR	05/03/99	99-10/105
R162-109	Administrative Proceedings	22067	AMD	07/16/99	99-12/40
CORRECTIONS					
<u>Administration</u>					
R251-103	Undercover Roles of Offenders	21858	5YR	02/12/99	99-5/57
R251-105	Applicant Qualifications for Employment with Department of Corrections	21828	5YR	02/01/99	99-4/65

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R251-105	Applicant Qualifications for Employment with Department of Corrections	21829	AMD	03/29/99	99-4/15
R251-105	Applicant Qualifications for Employment with Department of Corrections	21925	NSC	03/29/99	Not Printed
CRIME VICTIM REPARATIONS					
<u>Administration</u>					
R270-1	Award and Reparation Standards	21904	AMD	04/15/99	99-6/7
R270-3	ADA Complaint Procedure	22423	5YR	10/05/99	99-21/67
R270-4	Governmental Records Access and Management Act	22422	5YR	10/05/99	99-21/67
EDUCATION					
<u>Administration</u>					
R277-102	Adjudicative Proceedings	21893	5YR	02/26/99	99-6/28
R277-105	Recognizing Constitutional Freedoms in the Schools	22173	5YR	07/06/99	99-15/58
R277-413	Accreditation of Secondary Schools, Alternative or Special Purpose Schools	21823	NEW	03/22/99	99-4/16
R277-425	Budgeting, Accounting, and Auditing for Utah School Districts	21894	5YR	02/26/99	99-6/28
R277-436	Gang Prevention and Intervention Programs in the Schools	21902	AMD	04/15/99	99-6/12
R277-437	Student Enrollment Options	21677	NEW	01/05/99	98-23/4
R277-438	Dual Enrollment	22105	5YR	06/08/99	99-13/37
R277-441	Alternative Experimental Pilot Programs	22406	5YR	09/30/99	99-20/55
R277-444	Distribution of Funds to Arts and Sciences Organizations	22385	AMD	11/02/99	99-19/20
R277-451	The State School Building Program	22205	NEW	09/15/99	99-16/8
R277-455	Standards and Procedures for Building Plan Review	21895	5YR	02/26/99	99-6/29
R277-456	Funding Regional Service Centers	22407	5YR	09/30/99	99-20/56
R277-458	70% Utilization of School Buildings	22024	EMR	04/30/99	99-10/107
R277-458	70% Utilization of School Buildings	22025	REP	06/15/99	99-10/30
R277-462	Comprehensive Guidance Program	22097	AMD	07/19/99	99-12/42
R277-462	Comprehensive Guidance Program	22408	5YR	09/30/99	99-20/56
R277-463	Class Size Reporting	22409	5YR	09/30/99	99-20/57
R277-470	Distribution of Funds for Charter Schools	21773	NSC	01/27/99	Not Printed
R277-471	Oversight of School Inspections	22386	NEW	11/02/99	99-19/22
R277-472	Reading Performance Improvement Awards Program	22403	NEW	11/16/99	99-20/22
R277-503	An Alternative Preparation for Teaching Program	21972	AMD	06/03/99	99-9/13
R277-504	Early Childhood, Elementary, Secondary, Special Education (K-12), Communication Disorders, and Special Education (Birth-Age 5) Certification	22410	5YR	09/30/99	99-20/57
R277-519	Educator In-service Procedures and Credit	21824	AMD	03/22/99	99-4/19
R277-521	Professional Specialist Licensing	22206	NEW	09/15/99	99-16/10

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R277-600	Student Transportation Standards and Procedures	22207	AMD	09/15/99	99-16/12
R277-601	Standards for Utah School Buses and Operations	21896	5YR	02/26/99	99-6/29
R277-607	Truancy Prevention	22404	NEW	11/16/99	99-20/24
R277-609	Standards for School District Discipline Plans	22313	5YR	08/13/99	99-17/128
R277-700	The Elementary and Secondary School Core Curriculum and High School Graduation Requirements	22106	NSC	06/18/99	Not Printed
R277-702	Procedures for the Utah General Educational Development Certificate	21825	AMD	03/22/99	99-4/20
R277-709	Education Programs Serving Youth in Custody	22098	AMD	07/19/99	99-12/44
R277-710	Accelerated Learning Programs	22208	REP	09/15/99	99-16/16
R277-712	Advanced Placement Programs	21897	5YR	02/26/99	99-6/30
R277-713	Concurrent Enrollment of High School Students in College Courses	22387	AMD	11/02/99	99-19/23
R277-714	Dissemination of Information About Juvenile Offenders	22411	5YR	09/30/99	99-20/58
R277-716	Alternative Language Services (ALS)	21973	AMD	06/03/99	99-9/15
R277-723	Child Care and Adult Care Food Program Sponsors of Day Care Homes	22405	AMD	11/16/99	99-20/26
R277-733	Adult Basic Skills and Adult High School Programs	21826	AMD	03/22/99	99-4/22
R277-734	Standards and Procedures for Adult Education Section 353 Funds	21898	5YR	02/26/99	99-6/30
R277-735	Standards and Procedures for Corrections Education Programs Serving Inmates of the Utah Department of Corrections	21678	NEW	01/05/99	98-23/6
R277-746	Driver Education Programs for Utah Schools	22099	AMD	07/19/99	99-12/45
R277-760	Flow Through Funds for Students at Risk	22412	5YR	09/30/99	99-20/58
R277-800	Administration of the Utah School for the Deaf and the Utah School for the Blind	22314	5YR	08/13/99	99-17/128
R277-907	ATC/ATC-SR Membership Hour Accounting	22209	AMD	09/15/99	99-16/17
R277-916	Technology, Life, and Careers, and Work-Based Learning Programs	22100	NEW	07/19/99	99-12/46
<u>Applied Technology Education (Board for), Rehabilitation</u>					
R280-150	Adjudicative Proceedings Under the Vocational Rehabilitation Act	22315	5YR	08/13/99	99-17/129
R280-201	USOR ADA Complaint Procedure	21679	NEW	01/05/99	98-23/8
R280-202	USOR Procedures for Individuals with the Most Severe Disabilities	21680	NEW	01/05/99	98-23/10
ENVIRONMENTAL QUALITY					
<u>Air Quality</u>					
R307-12 (Changed to R307-205)	Fugitive Emissions and Fugitive Dust	21697	AMD	see CPR	98-24/12
R307-12 (Changed to R307-205)	Emission Standards: Fugitive Emissions and Fugitive Dust	21697	CPR	05/04/99	99-7/44

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R307-101-2	Definitions	21588	AMD	01/07/99	98-22/49
R307-101-2	Definitions	21782	AMD	04/08/99	99-3/4
R307-101-2	Definitions	21851	AMD	05/06/99	99-5/9
R307-150	Periodic Inventories	21590	REP	03/04/99	98-22/55
R307-150	Emission Inventories	21591	NEW	see CPR	98-22/56
R307-150	Emission Inventories	21591	CPR	03/04/99	99-3/57
R307-155	Emission Inventories	21592	REP	03/04/99	98-22/60
R307-155	Hazardous Air Pollutant Inventory	21593	NEW	see CPR	98-22/62
R307-155	Hazardous Air Pollutant Inventory	21593	CPR	03/04/99	99-3/59
R307-158	Emission Statement Inventory	21594	NEW	see CPR	98-22/64
R307-158	Emission Statement Inventory	21594	CPR	03/04/99	99-3/60
R307-170	Continuous Emission Monitoring Program	21504	R&R	see CPR	98-20/5
R307-170	Continuous Emission Monitoring Program	21504	CPR	04/01/99	99-5/51
R307-202-5	Permissible Burning - With Permit	22043	AMD	07/15/99	99-11/24
R307-210-1	Standards of Performance for New Stationary Sources (NSPS)	22044	AMD	07/15/99	99-11/25
R307-214	National Emission Standards for Hazardous Air Pollutants	21844	5YR	02/03/99	99-5/57
R307-215	Emission Standards: Acid Rain Requirements	22364	5YR	09/08/1999	99-19/97
R307-215-1	Part 76 Requirements	22345	NSC	09/01/99	Not Printed
R307-220-3	Section II, Hospital< Medical, Infectious Waste Incinerators	22363	NSC	09/22/99	Not Printed
R307-221	Emission Standards: Emission Controls for Existing Municipal Solid Waste Landfills	21595	AMD	01/07/99	98-22/66
R307-221	Emission Controls for Existing Municipal Solid Waste Landfills	21850	NSC	02/27/99	Not Printed
R307-302-2	No-Burn Periods for PM10	21570	AMD	01/07/99	98-22/67
R307-309	Davis, Salt Lake, and Utah Counties, Ogden City and Any Nonattainment Area for PM10: Fugitive Emissions and Fugitive Dust	21698	NEW	see CPR	98-24/15
R307-309	Davis, Salt Lake, and Utah Counties, Ogden City and Any Nonattainment Area for PM10: Fugitive Emissions and Fugitive Dust	21698	CPR	05/04/99	99-7/46
R307-222-3	All Incinerators	22357	NSC	10/01/99	Not Printed
R307-328	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Gasoline Transfer and Storage	21949	AMD	07/15/99	99-9/18
R307-342	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Qualification of Contractors, Test Procedures for Testing of Vapor Recovery Systems for Gasoline Delivery Tanks	21950	AMD	07/15/99	99-9/21
R307-343	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Emission Standards for Wood Furniture Manufacturing Operations	21727	NEW	see CPR	98-24/18
R307-343	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Emission Standards for Wood Furniture Manufacturing Operations	21727	CPR	06/02/99	99-9/95
R307-403	Permits: New and Modified Sources in Nonattainment Areas and Maintenance Areas	21852	AMD	05/06/99	99-5/16
R307-415	Permits: Operating Permit Requirements	21900	5YR	03/01/99	99-6/31

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R307-415	Permits: Operating Permit Requirements	22045	AMD	07/15/99	99-11/26
R307-415-3	Definitions	21589	AMD	01/07/99	98-22/68
R307-415-6a	Permit Content: Standard Requirements	22175	NSC	07/22/99	Not Printed
R307-417	Permits: Acid Rain Sources	21735	AMD	03/05/99	99-1/3
R307-417	Permits: Acid Rain Sources	21910	5YR	03/05/99	99-7/55
R307-417-1	Part 72 Requirements	22042	NSC	06/01/99	Not Printed
R307-420	Permits: Ozone Offset Requirements in Davis and Salt Lake Counties	21853	NEW	05/06/99	99-5/18
<u>Drinking Water</u>					
R309-104	Monitoring, Reporting and Public Notification	21553	AMD	01/15/99	98-21/16
R309-113	Drinking Water Source Protection	21554	AMD	01/15/99	98-21/20
R309-352	Drinking Water Capacity Development Funding	22204	AMD	09/15/99	99-16/18
<u>Environmental Response and Remediation</u>					
R311-201	Underground Storage Tanks: Certification Program	21854	NSC	02/27/99	Not Printed
R311-205-2	Underground Storage Tanks: Site Assessment Protocol	22075	AMD	see CPR	99-12/51
R311-205-2	Underground Storage Tanks: Site Assessment Protocol	22075	CPR	10/04/99	99-17/124
<u>Radiation Control</u>					
R313-12-3	Definitions	21684	AMD	03/12/99	98-24/26
R313-15-906	Procedures for Receiving and Opening Packages	21685	AMD	03/12/99	98-24/32
R313-16	General Requirements Applicable to the Installation, Registration, Inspection, and Use of Radiation Machines	21535	AMD	01/15/99	98-21/27
R313-16	General Requirements Applicable to the Installation, Registration, Inspection, and Use of Radiation Machines	22077	AMD	08/13/99	99-12/55
R313-18-12	Instructions to Workers	21947	AMD	06/11/99	99-9/29
R313-19	Requirements of General Applicability to Licensing of Radioactive Material	21686	AMD	03/12/99	98-24/33
R313-19-30	Reciprocal Recognition of Licenses	21948	AMD	06/11/99	99-9/30
R313-21	General Licenses	21805	5YR	01/25/99	99-4/65
R313-28	Use of X-Rays in the Healing Arts	21682	AMD	03/12/99	98-24/46
R313-28	Use of X-Rays in the Healing Arts	22078	AMD	08/13/99	99-12/57
R313-30	Therapeutic Radiation Machines	21806	5YR	01/25/99	99-4/66
R313-30	Therapeutic Radiation Machines	22079	AMD	08/13/99	99-12/64
R313-35	Requirements for X-Ray Equipment Used for Non-Medical Applications	22080	AMD	08/13/99	99-12/66
R313-38	Radiation Safety Requirements for Wireline Service Operation and Subsurface Tracer Studies	21807	5YR	01/25/99	99-4/66
R313-70	Payments, Categories and Types of Fees	22081	AMD	08/13/99	99-12/68

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Solid and Hazardous Waste</u>					
R315-2	General Requirements - Identification and Listing of Hazardous Waste	21459	AMD	see CPR	98-19/10
R315-2	General Requirements - Identification and Listing of Hazardous Waste	21459	CPR	02/15/99	99-1/28
R315-2	General Requirements - Identification and Listing of Hazardous Waste	21953	AMD	06/15/99	99-9/33
R315-2-2	Definition of Solid Waste	21856	AMD	04/15/99	99-5/20
R315-3	Application and Plan Approval Procedures for Hazardous Waste Treatment, Storage, and Disposal Facilities	21954	AMD	06/15/99	99-9/44
R315-4-2	The Manifest	22046	AMD	07/15/99	99-11/30
R315-5-10	Accumulation Time	21955	AMD	06/15/99	99-9/55
R315-7	Interim Status Requirements for Hazardous Waste Treatment, Storage, and Disposal Facilities	21956	AMD	06/15/99	99-9/56
R315-8	Standards for Owners and Operators of Hazardous Treatment, Storage, and Disposal Facilities	21957	AMD	06/15/99	99-9/61
R315-12	Administrative Procedures	21958	AMD	06/15/99	99-9/70
R315-13-1	Land Disposal Restrictions	21959	AMD	06/15/99	99-9/71
R315-13-1	Land Disposal Restrictions	22192	NSC	08/05/99	Not Printed
R315-14	Standards for the Management of Specific Hazardous Wastes and Specific Types of Hazardous Waste Management Facilities	21960	AMD	06/15/99	99-9/72
R315-16-1	General	21961	AMD	06/15/99	99-9/73
R315-50-9	Basis for Listing Hazardous Wastes	21962	AMD	06/15/99	99-9/76
R315-301-2	Definitions	21783	AMD	03/15/99	99-3/10
R315-301-2	Definitions	22305	AMD	10/15/99	99-17/25
R315-303	Landfilling Standards	21784	AMD	see CPR	99-3/14
R315-303	Landfilling Standards	21784	CPR	05/05/99	99-7/78
R315-304	Industrial Solid Waste Landfill Requirements	21439	AMD	see CPR	98-19/50
R315-304	Industrial Solid Waste Landfill Requirements	21439	CPR	01/05/99	98-23/45
R315-304-1	Applicability	21772	NSC	01/05/99	Not Printed
R315-305-5	Requirements for Operation	21785	AMD	03/15/99	99-3/18
R315-306-1	Applicability	22306	AMD	10/15/99	99-17/30
R315-308	Ground Water Monitoring Requirements	22307	AMD	10/15/99	99-17/31
R315-314	Facility Storage for Piles Used for Storage and Treatment	22309	AMD	10/14/99	99-17/38
R315-315-6	PCB Containing Waste	21786	AMD	03/15/99	99-3/19
R315-315-6	PCB Containing Waste	21919	NSC	03/15/99	Not Printed
R315-315-7	PCB Containing Waste	22310	AMD	10/15/99	99-17/41
R315-317	Other Processes, Variances, and Violations	21787	AMD	03/15/99	99-3/20
R315-317	Violations, Orders, and Hearings	22311	AMD	10/15/99	99-17/42
R315-318	Permit by Rule	21788	AMD	see CPR	99-3/22
R315-318	Permit by Rule	21788	CPR	05/05/99	99-7/50

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R315-320	Waste Tire Transporter and Recycler Requirements	21920	5YR	03/12/99	99-7/55
R315-320	Waste Tire Transporter and Recycler Requirements	22312	AMD	10/15/99	99-17/43
<u>Water Quality</u>					
R317-10	Certification of Wastewater Works Operators	21449	AMD	see CPR	98-19/70
R317-10	Certification of Wastewater Works Operators	21449	CPR	02/04/99	99-1/35
R317-100	Utah State Project Priority System and List for the Utah Wastewater Project Assistance Program	22112	AMD	10/01/99	99-13/13
FAIR CORPORATION (UTAH STATE)					
<u>Administration</u>					
R325-1	Utah State Fair Competitive Exhibitor Rules	21872	AMD	04/05/99	99-5/22
R325-1	Utah State Fair Competitive Exhibitor Rules	22114	AMD	08/19/99	99-14/28
R325-2	Utah State Fair Commercial Exhibitor Rules	21873	AMD	04/05/99	99-5/23
R325-2	Utah State Fair Commercial Exhibitor Rules	22115	AMD	08/19/99	99-14/30
R325-3	Utah State Fair Patron Rules	21874	AMD	04/05/99	99-5/24
R325-3	Utah State Fair Patron Rules	22116	AMD	08/19/99	99-14/31
R325-4	Interim Patrons Rules (Other Than Utah State Fair)	21875	AMD	04/05/99	99-5/25
R325-4	Interim Patrons Rules (Other Than Utah State Fair)	22117	NSC	07/06/99	Not Printed
R325-5	Interim Renters Rules (Other Than Utah State Fair)	21876	AMD	04/05/99	99-5/26
R325-5	Interim Renters Rules (Other Than Utah State Fair)	22118	AMD	08/19/99	99-14/32
HEALTH					
<u>Administration</u>					
R380-25	Submission of Data Through an Electronic Data Interchange	21984	NEW	07/01/99	99-10/32
<u>Children's Health Insurance Program</u>					
R382-10	Eligibility	21669	AMD	01/07/99	98-23/12
R382-10	Eligibility	21843	NSC	02/27/99	Not Printed
<u>Community Health Services, Chronic Disease</u>					
R384-100	Cancer Reporting Rule	21849	NEW	see CPR	99-5/27
R384-100	Cancer Reporting Rule	21849	CPR	08/16/99	99-13/34
<u>Community Health Services, Chronic Disease (Changed to Community and Family Health Services, Chronic Disease--08/03/99)</u>					
R384-100	Cancer Reporting Rule	22221	NSC	08/03/99	Not Printed
<u>Community Health Services, Epidemiology</u>					
R386-702	Communicable Disease Rule	22189	AMD	10/01/99	99-15/18

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Community Health Services, Epidemiology (Changed to Epidemiology and Laboratory Services, Epidemiology--08/03/99)</u>					
R386-702	Communicable Disease Rule	22222	NSC	08/03/99	Not Printed
R386-703	Injury Reporting Rule	22223	NSC	08/03/99	Not Printed
<u>Community Health Services, HIV/AIDS Prevention and Control</u>					
R388-803	HIV Infection Reporting	22190	R&R	10/19/99	99-15/25
<u>Community Health Services, HIV/AIDS Prevention and Control (Changed to Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health--08/03/99)</u>					
R388-801	AIDS Testing and Reporting for Emergency Medical Services Providers Rule	22224	NSC	08/03/99	Not Printed
R388-802	HIV Positive Student or School Employee Rule	22225	NSC	08/03/99	Not Printed
R388-803	HIV Test Reporting	22226	NSC	08/03/99	Not Printed
R388-803	HIV Infection Reporting	22190	R&R	10/19/99	99-15/25
R388-804	Special Measures for the Control of Tuberculosis	22227	NSC	08/03/99	Not Printed
<u>Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Epidemiology and Laboratory Services: HIV/AIDS, Tuberculosis Control/Refugee Health--10/08/99)</u>					
R388-801	AIDS Testing and Reporting for Emergency Medical Services Providers Rule	22424	NSC	10/08/99	Not Printed
R388-802	HIV Positive Student or School Employee Rule	22425	NSC	10/08/99	Not Printed
R388-803	HIV Test Reporting	22426	NSC	10/08/99	Not Printed
R388-804	Special Measures for the Control of Tuberculosis	22427	NSC	10/08/99	Not Printed
R388-804	Special Measures for the Control of Tuberculosis	22191	R&R	11/24/99	99-15/27
<u>Community Health Services, Environmental Services</u>					
R392-101	Food Safety Manager Certification	21914	NEW	06/10/99	99-7/8
R392-101	Food Safety Manager Certification	22107	NSC	06/18/99	Not Printed
<u>Community Health Services, Environmental Services (Changed to Epidemiology and Laboratory Services, Environmental Services--08/03/99)</u>					
R392-100	Food Services Sanitation	22228	NSC	08/03/99	Not Printed
R392-200	Design, Construction, Operation, Sanitation, and Safety of Schools	22229	NSC	08/03/99	Not Printed
R392-300	Recreation Camp Sanitation	22230	NSC	08/03/99	Not Printed
R392-301	Recreational Vehicle Park Sanitation	22231	NSC	08/03/99	Not Printed
R392-302	Design, Construction and Operation of Public Pools	22232	NSC	08/03/99	Not Printed
R392-400	Temporary Mass Gatherings Sanitation	22233	NSC	08/03/99	Not Printed
R392-401	Roadway Rest Stop Sanitation	22234	NSC	08/03/99	Not Printed
R392-402	Mobile Home Park Sanitation	22235	NSC	08/03/99	Not Printed
R392-501	Labor Camp Sanitation	22236	NSC	08/03/99	Not Printed
R392-502	Hotel, Motel and Resort Sanitation	22237	NSC	08/03/99	Not Printed
R392-510	Utah Indoor Clean Air Act	22238	NSC	08/03/99	Not Printed

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
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DAR Note: The following rule was missed with the initial change on 08/03/99. Name change was made on 09/01/99.

R392-101	Food Safety Manager Certification	22356	NSC	09/01/99	Not Printed
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Family Health Services, Child Health (Changed to Community and Family Health Services, Immunization--08/03/99)

R396-100	Immunization Rule for Students	22239	NSC	08/03/99	Not Printed
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Family Health Services, Children with Special Health Care Needs (Changed to Community and Family Health Services, Children with Special Health Care Needs--08/03/99)

R398-1	Newborn Screening	22240	NSC	08/03/99	Not Printed
R398-1	Newborn Screening	22432	NSC	10/12/99	99-21/68
R398-2	Newborn Hearing Screening	22241	NSC	08/03/99	Not Printed

Community and Family Health Services, Health Education Services

R402-5	Birth Defects Reporting	22316	NEW	11/22/99	99-17/48
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Family Health Services, WIC Services (Changed to Community and Family Health Services, WIC Services--08/03/99)

R406-100	Special Supplemental Nutrition Program for Women, Infants and Children	22242	NSC	08/03/99	Not Printed
R406-200	Program Overview	22243	NSC	08/03/99	Not Printed
R406-201	Outreach Program	22244	NSC	08/03/99	Not Printed
R406-202	Eligibility	22245	NSC	08/03/99	Not Printed
R406-301	Clinic Guidelines	22246	NSC	08/03/99	Not Printed

Health Care Financing

R410-14	Division of Health Care Financing Administrative Hearing Procedures for Medicaid/UMAP Applicants, Recipients and Providers, and Non-Medicaid/UMAP Nursing Home Residents as per "OBRA" Preadmission Screening and Annual Resident Review (PASARR) Determinations/Resident Rights Requirements	21668	AMD	01/07/99	98-23/14
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Health Care Financing, Coverage and Reimbursement Policy

R414-1	Utah Medicaid Program	21890	AMD	04/23/99	99-6/13
R414-1	Utah Medicaid Program	21985	NSC	05/05/99	Not Printed
R414-29	Client Review/Education and Restriction Policy	21687	AMD	01/21/99	98-24/50
R414-31X	Hospital Utilization Review	21891	REP	04/23/99	99-6/18
R414-54	Speech-Language Pathology Services	21935	5YR	03/31/99	99-8/73
R414-54	Speech-Language Pathology Services	21936	NSC	05/01/99	Not Printed
R414-58	Children's Organ Transplants	21857	5YR	02/12/99	99-5/58
R414-302	Eligibility Requirements	21986	AMD	06/28/99	99-10/33
R414-303	Coverage Groups	21529	AMD	01/05/99	98-21/31
R414-303	Coverage Groups	22483	EMR	11/15/99	99-23/109
R414-304	Income and Budgeting	21764	AMD	02/25/99	99-2/4
R414-304	Income and Budgeting	22379	AMD	11/16/99	99-19/29
R414-305	Resources	22068	AMD	07/22/99	99-12/74
R414-307	Eligibility Determination and Redetermination	21892	AMD	04/23/99	99-6/19

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R414-501	Preadmission and Continued Stay Review	22381	5YR	09/15/99	99-19/97
R414-502	Nursing Facility Levels of Care	22382	5YR	09/15/99	99-19/98
R414-503	Preadmission Screening and Annual Resident Review	22383	5YR	09/15/99	99-19/98
<u>Health Systems Improvement, Emergency Medical Services</u>					
R426-1	Ambulance Rules	21693	AMD	02/26/99	98-24/51
R426-1	Ambulance Rules	22319	REP	10/04/99	99-17/50
R426-1-8	Maximum Licensed Services Transportation Rates and Charges	21649	AMD	01/07/99	98-23/22
R426-2	Air Medical Service Rules	21688	AMD	01/22/99	98-24/59
R426-3	Utah Mobile Paramedic Rules	21694	AMD	01/22/99	98-24/61
R426-3	Paramedic Rules	22320	REP	10/04/99	99-17/60
R426-4	Emergency Medical Dispatcher Rules	21695	AMD	01/22/99	98-24/67
R426-4	Emergency Medical Dispatcher Rules	22321	REP	10/04/99	99-17/67
R426-6	Emergency Medical Services Grants Program Rules	21657	AMD	03/01/99	98-23/23
R426-6	Emergency Medical Services Grants Program Rules	21906	AMD	05/14/99	99-7/12
R426-11	Definitions and Quality Assurance Reviews	22322	NEW	10/12/99	99-17/69
R426-12	Emergency Medical Services Training and Certification Standards	22323	NEW	10/12/99	99-17/72
R426-13	Emergency Medical Services Provider Designations	22324	NEW	10/12/99	99-17/83
R426-14	Ambulance Service and Paramedic Service Licensure	22325	NEW	10/12/99	99-17/86
R426-15	Licensed and Designated Provider Operations	22326	NEW	10/12/99	99-17/89
R426-16	Emergency Medical Services Maximum Ambulance Transportation Rates and Charges	22327	NEW	10/12/99	99-17/93
R426-100	Emergency Medical Services Do Not Resuscitate	22328	AMD	10/12/99	99-17/95
<u>Health Data Analysis</u>					
R428-10	Health Data Authority Hospital Inpatient Reporting Rule	21755	AMD	03/01/99	99-2/10
<u>Health Data Analysis (Changed to Center for Health Data, Health Care Statistics--08/03/99)</u>					
R428-1	Adoption of Health Data Plan	22247	NSC	08/03/99	Not Printed
R428-2	Health Data Authority Standards for Health Data	22248	NSC	08/03/99	Not Printed
R428-5	Appeal and Adjudicative Proceedings	22249	NSC	08/03/99	Not Printed
R428-10	Health Data Authority Hospital Inpatient Reporting Rule	22250	NSC	08/03/99	Not Printed
R428-11	Health Data Authority Ambulatory Surgical Data Reporting Rule	22251	NSC	08/03/99	Not Printed
R428-12	Health Data Authority Survey of Enrollees in Health Maintenance Organizations	22252	NSC	08/03/99	Not Printed

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R428-13	Health Data Authority. Audit and Reporting of HMO Performance Measures	22253	NSC	08/03/99	Not Printed
R428-20	Health Data Authority Request for Health Data Information	22254	NSC	08/03/99	Not Printed
<u>Health Systems Improvement, Child Care Licensing</u>					
R430-8	Exclusions from Child Care Licensing - Parochial Education Institution	22193	NEW	09/22/99	99-16/22
R430-50	Residential Certificate Child Care Standards	22194	AMD	09/24/99	99-16/23
R430-60	Hourly Child Care Center	22195	AMD	09/22/99	99-16/24
R430-90	Licensed Family Child Care	22196	AMD	09/22/99	99-16/27
R430-100	Child Care Center	22360	AMD	12/01/99	99-19/41
R430-100-13	Infection Control	21769	AMD	02/25/99	99-2/13
<u>Health Systems Improvement, Health Facility Licensure</u>					
R432-1	General Health Care Facility Rules	21795	5YR	01/20/99	99-4/67
R432-2	General Licensing Provisions	21775	5YR	01/11/99	99-3/68
R432-2	General Licensing Provisions	21859	AMD	04/21/99	99-5/29
R432-3	General Health Care Facility Rules Inspection and Enforcement	21776	5YR	01/11/99	99-3/68
R432-3	General Health Care Facility Rules Inspection and Enforcement	21981	AMD	07/06/99	99-10/35
R432-4	General Construction	21815	5YR	01/29/99	99-4/68
R432-4	General Hospital Construction	22365	AMD	12/01/99	99-19/47
R432-5	Nursing Facility Construction	21816	5YR	01/29/99	99-4/68
R432-5	Nursing Facility Construction	22366	AMD	12/01/99	99-19/54
R432-6	Assisted Living Facility General Construction	21700	AMD	01/29/99	98-24/69
R432-6	Assisted Living Facility General Construction	21817	5YR	01/29/99	99-4/69
R432-7	Specialty Hospital - Psychiatric Hospital Construction	22367	AMD	12/01/99	99-19/59
R432-8	Specialty Hospital - Chemical Dependency/Substance Abuse Construction	22368	AMD	12/01/99	99-19/60
R432-9	Specialty Hospital - Rehabilitation Hospital Construction	22369	AMD	12/01/99	99-19/63
R432-10	Specialty Hospital - Chronic Disease Hospital Construction	22370	AMD	12/01/99	99-19/65
R432-11	Orthopedic Hospital Construction	22371	AMD	12/01/99	99-19/69
R432-12	Small Health Care Facility Construction	22372	AMD	12/01/99	99-19/72
R432-13	Freestanding Ambulatory Surgical Center Construction Rule	22372	AMD	12/01/99	99-19/77
R432-14	Birthing Center Construction Rule	22374	AMD	12/01/99	99-19/79
R432-15	Assisted Living Facilities, General Construction	22361	REP	12/01/99	99-19/81
R432-35-4	Bureau of Criminal Investigation	22177	AMD	09/22/99	99-15/33
R432-100-23	Blood Services	21796	AMD	04/07/99	99-4/25
R432-149	Intermediate Care Facility	21818	5YR	01/29/99	99-4/69
R432-149	Intermediate Care Facility	21797	REP	04/07/99	99-4/26
R432-150	Nursing Care Facility Rules	21752	R&R	02/25/99	99-2/15
R432-150-24	Food Services	22362	AMD	12/01/99	99-19/87

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R432-152	Mental Retardation Facility	21918	AMD	07/06/99	99-7/14
R432-250	Residential Health Care Facilities	21528	REP	01/20/99	98-21/42
R432-270	Assisted Living Facilities	21722	R&R	01/29/99	98-24/70
R432-300	Residential Health Care Facility - Limited Capacity - Type N	21561	R&R	01/11/99	98-22/73
R432-650	End Stage Renal Disease Facility Rules	21562	AMD	01/11/99	98-22/82
R432-750	Hospice Rule	21734	AMD	02/25/99	99-1/3
<u>Health Systems Improvement, Primary Care and Rural Health</u>					
R434-10	Physicians and Physician Assistants Grant and Scholarship Program	21802	AMD	03/26/99	99-4/36
R434-20	Special Population Health Care Provider Financial Assistance Program	21666	NEW	01/07/99	98-23/26
<u>Vital Records and Health Statistics (Changed to Center for Health Data, Vital Records and Statistics--08/03/99)</u>					
R436-1	Duties of the Department of Health	22255	NSC	08/03/99	Not Printed
R436-2	Infants of Unknown Parentage; Foundling Registration	22256	NSC	08/03/99	Not Printed
R436-3	Amendment of Vital Records	22257	NSC	08/03/99	Not Printed
R436-4	Delayed Registration of Birth	22258	NSC	08/03/99	Not Printed
R436-5	New Birth Certificates After Legitimation, Court Determination of Paternity, or Adoption	22259	NSC	08/03/99	Not Printed
R436-6	Delayed Registration of Birth or Death	22260	NSC	08/03/99	Not Printed
R436-7	Death Registration	22261	NSC	08/03/99	Not Printed
R436-8	Authorization for Final Disposition of Deceased Persons	22262	NSC	08/03/99	Not Printed
R436-9	Persons and Institutions Required to Keep Monthly Listing of Vital Statistics Events	22263	NSC	08/03/99	Not Printed
R436-10	Birth and Death Certificates	22264	NSC	08/03/99	Not Printed
R436-11	Local Registrars	22265	NSC	08/03/99	Not Printed
R436-12	Certified Copies of Vital Statistics Records	22266	NSC	08/03/99	Not Printed
R436-13	Disclosure of Records	22267	NSC	08/03/99	Not Printed
R436-14	Copies of Data from Vital Records	22268	NSC	08/03/99	Not Printed
R436-15	Fees	22269	NSC	08/03/99	Not Printed
R436-16	Violation of Rules	22270	NSC	08/03/99	Not Printed
R436-17	Review and Approval of Research Requests	22271	NSC	08/03/99	Not Printed
<u>Laboratory Services</u>					
R438-13	Rules for the Certification of Institutions to Obtain Impounded Animals in the State of Utah	21928	5YR	03/18/99	99-8/73
<u>Laboratory Services (Changed to Epidemiology and Laboratory Services, Laboratory Services--08/03/99)</u>					
R438-10	Rules for Establishment of a Procedure to Examine the Blood of all Adult Pedestrians and all Drivers of Motor Vehicles Killed in Highway Accidents for the Presence and Concentration of Alcohol, for the Purpose of Deriving Statistics Therefrom	22272	NSC	08/03/99	Not Printed

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R438-12	Rules for the Authorization of Individuals Other Than Physicians, Registered Nurses, or Practical Nurses to Withdraw Blood for Alcoholic or Drug Determinations When Requested by a Peace Officer, and for Issuance of Permits of Such Individuals	22273	NSC	08/03/99	Not Printed
R438-13	Rules for the Certification of Institutions to Obtain Impounded Animals in the State of Utah	22274	NSC	08/03/99	Not Printed
<u>Laboratory Services, Laboratory Improvement (Changed to Epidemiology and Laboratory Services, Laboratory Improvement--08/03/99)</u>					
R444-1	Approval of Clinical Laboratories	22275	NSC	08/03/99	Not Printed
R444-11	Rules for Approval to Perform Blood Alcohol Examinations	22276	NSC	08/03/99	Not Printed
R444-14	Rule for the Certification of Environmental Laboratories	22277	NSC	08/03/99	Not Printed
HUMAN RESOURCE MANAGEMENT					
<u>Administration</u>					
R477-1	Definitions	22011	AMD	06/26/99	99-10/39
R477-2	Administration	22012	AMD	06/26/99	99-10/44
R477-4	Classification	22013	AMD	06/26/99	99-10/47
R477-5	Filing Positions	22014	AMD	06/26/99	99-10/48
R477-6	Employee Status and Probation	22015	AMD	06/26/99	99-10/50
R477-7	Compensation	22016	AMD	06/26/99	99-10/52
R477-8	Working Conditions	21803	AMD	05/04/99	99-4/42
R477-8	Working Conditions	22017	AMD	06/26/99	99-10/55
R477-8	Working Conditions	22047	AMD	07/19/99	99-11/32
R477-9	Employee Conduct	22018	AMD	06/26/99	99-10/61
R477-10	Employment Development	22019	AMD	06/26/99	99-10/63
R477-11	Discipline	22020	AMD	06/26/99	99-10/65
R477-12	Separations	22021	AMD	06/26/99	99-10/66
R477-14	Substance Abuse and Drug-Free Workplace	22022	AMD	06/26/99	99-10/69
R477-15	Sexual Harassment Policy and Procedure	22023	AMD	06/26/99	99-10/71
HUMAN SERVICES					
<u>Administration</u>					
R495-879	Parental Support for Children in Care	21916	5YR	03/11/99	99-7/56
R495-879	Parental Support for Children in Care	21917	AMD	05/10/99	99-7/28
<u>Administration, Administrative Hearings</u>					
R497-100	Adjudicative Proceedings	22059	AMD	08/17/99	99-12/79
<u>Administration, Administrative Services, Licensing</u>					
R501-1	General Provisions	21768	NSC	01/27/99	Not Printed
R501-7	Rules for Child Placing Agencies	22164	AMD	09/01/99	99-14/33
R501-12	Foster Care Rules	22051	AMD	09/01/99	99-14/37
R501-14	Criminal Background Screening	21821	AMD	03/22/99	99-4/47

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Aging and Adult Services</u>					
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	21730	AMD	02/03/99	99-1/14
R510-111	Policy on Use of State Funding for Travel Expenses to Assist the National Senior Service Corps (NSSC)	21885	5YR	02/23/99	99-6/31
R510-111	Policy on Use of State Funding for Travel Expenses to Assist the National Senior Service Corps (NSSC)	21886	NSC	02/27/99	Not Printed
<u>Child and Family Services</u>					
R512-25	Child Protective Services Notification and Due Process	21465	AMD	01/21/99	98-19/78
R512-41	Qualifying Adoptive Families and Adoption Placement	22055	NEW	09/01/99	99-11/39
<u>Mental Health</u>					
R523-1-19	Prohibited Items and Devices on the Grounds of Public Mental Health Facilities	22048	AMD	07/12/99	99-11/42
<u>Recovery Services</u>					
R527-39	Applicant/Recipient Cooperation	21870	AMD	04/05/99	99-5/33
R527-56	In-Kind Support	21871	AMD	04/05/99	99-5/35
R527-69	State and Federal Parent Locator Services	22090	REP	07/16/99	99-12/80
R527-200	Administrative Procedures	21675	AMD	01/04/99	98-23/33
R527-210	Guidelines for Setting Child Support Awards	21809	5YR	01/26/99	99-4/70
R527-210	Guidelines for Setting Child Support Awards	21810	NSC	01/27/99	Not Printed
R527-231	Review and Adjustment of Child Support Order	22348	AMD	10/18/99	99-18/19
R527-378	Garnishment of Social Security Benefits	21726	AMD	01/15/99	98-24/90
R527-430	Administrative Notice of Lien-Levy Procedures	21811	AMD	03/18/99	99-4/49
R527-450	Federal Tax Refund Intercept	22158	AMD	08/17/99	99-14/42
INSURANCE					
<u>Administration</u>					
R590-67	Proxy Solicitation and Consent and Authorization of Stockholders of Domestic Stock Insurers	22463	5YR	10/15/99	99-21/68
R590-76	Health Maintenance Organizations	22440	5YR	10/13/99	99-21/69
R590-79	Life Insurance Disclosure Rule	22441	5YR	10/13/99	99-21/70
R590-83	Unfair Discrimination on the Basis of Sex or Marital Status	22442	5YR	10/13/99	99-21/70
R590-89	Unfair Claims Settlement Practice Rule	21964	REP	08/27/99	99-9/76
R590-93	Replacement of Life Insurance and Annuities	22086	5YR	05/27/99	99-12/103
R590-96	Rule to Recognize New Annuity Mortality Tables for Use in Determining Reserve Liabilities for Annuities	21766	AMD	03/16/99	99-2/46

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R590-96	Rule to Recognize New Annuity Mortality Tables for Use in Determining Reserve Liabilities for Annuities	21923	NSC	03/29/99	Not Printed
R590-98	Unfair Practice in Payment of Life Insurance and Annuity Policy Values	22087	5YR	05/27/99	99-12/103
R590-102	Insurance Department Fee Payment Deadlines	21942	AMD	see CPR	99-8/18
R590-102	Insurance Department Fee Payment Deadlines	21942	CPR	07/28/99	99-12/98
R590-102-5	Conditions or Exceptions	22210	NSC	07/29/99	Not Printed
R590-120	Surety Bond Forms	21339	AMD	see CPR (First)	98-16/28
R590-120	Surety Bond Forms	21339	CPR (First)	see CPR (Second)	99-1/37
R590-120	Surety Bond Forms	21339	CPR (Second)	06/04/99	99-9/97
R590-127	Rate Filing Exemptions	22448	5YR	10/14/99	99-21/71
R590-129	Unfair Discrimination Based Solely Upon Blindness or Physical or Mental Impairment	22443	5YR	10/13/99	99-21/71
R590-135	Accounting Records Rule	21723	REP	03/18/99	98-24/91
R590-146	Medicare Supplement Insurance Minimum Standards	21999	AMD	see CPR (First)	99-10/72
R590-146	Medicare Supplement Insurance Minimum Standards	21999	CPR (First)	see CPR (Second)	99-15/56
R590-146	Medicare Supplement Insurance Minimum Standards	21999	CPR (Second)	10/21/99	99-18/54
R590-160	Administrative Proceedings	21804	5YR	01/22/99	99-4/71
R590-165	Health Benefit Plans	21790	AMD	03/16/99	99-3/23
R590-165	Health Benefit Plans	22088	5YR	05/27/99	99-12/104
R590-166	Home Protection Service Contract Rule	22089	5YR	05/27/99	99-12/104
R590-167	Individual and Small Employer Health Insurance Rule	21791	AMD	03/11/99	99-3/24
R590-170	Fiduciary and Trust Account Obligations	21725	NEW	see CPR	98-24/95
R590-170	Fiduciary and Trust Account Obligations	21725	CPR	03/18/99	99-3/62
R590-175	Basic Health Care Plan Rule	21792	AMD	03/11/99	99-3/29
R590-179	Valuation of Life Insurance Policies Rule	22377	REP	11/17/99	99-19/89
R590-186-12	Severability	22176	NSC	07/22/99	Not Printed
R590-190	Unfair Property, Liability and Title Claims Settlement Practices Rule	21767	NEW	see CPR	99-2/47
R590-190	Unfair Property, Liability and Title Claims Settlement Practices Rule	21767	CPR	05/26/99	99-8/64
R590-190	Unfair Property, Liability and Title Claims Settlement Practices Rule	22082	AMD	07/28/99	99-12/81
R590-191	Unfair Life Insurance Claims Settlement Practices Rule	21781	NEW	see CPR	99-3/30
R590-191	Unfair Life Insurance Claims Settlement Practices Rule	21781	CPR	05/25/99	99-8/69
R590-192	Unfair Health Claims Settlement Practices Rule	21965	AMD	see CPR	99-9/81
R590-192	Unfair Health Claims Settlement Practices Rule	21965	CPR	08/27/99	99-12/100
R590-194	Coverage of Dietary Products for Inborn Errors of Amino Acid or Urea Cycle Metabolism	21765	NEW	03/23/99	99-2/52

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R590-194	Coverage of Dietary Products for Inborn Errors of Amino Acid or Urea Cycle Metabolism	22188	AMD	see CPR	99-15/35
R590-194	Coverage of Dietary Products for Inborn Errors of Amino Acid or Urea Cycle Metabolism	22188	CPR	12/01/99	99-20/52
R590-195	Rental Car Related Licensing Rule	21848	NEW	04/22/99	99-5/36
R590-195	Rental Car Related Licensing Rule	21943	NSC	05/01/99	Not Printed
LABOR COMMISSION					
<u>Adjudication</u>					
R602-2-1	Pleadings and Discovery	21845	AMD	04/05/99	99-5/38
R602-2-4	Attorney Fees	21846	AMD	04/05/99	99-5/40
<u>Antidiscrimination and Labor, Labor</u>					
R610-4	Employment Agency Licensing	22040	NEW	07/02/99	99-11/43
<u>Industrial Accidents</u>					
R612-7	Procedural Guidelines for the Reemployment Act	22456	5YR	10/15/99	99-21/72
<u>Occupational Safety and Health</u>					
R614-1-4	Incorporation of Federal Standards	21847	AMD	04/05/99	99-5/41
R614-1-4	Incorporation of Federal Standards	22038	AMD	07/02/99	99-11/46
R614-1-7	Inspections, Citations, and Proposed Penalties	22039	AMD	07/02/99	99-11/47
R614-4-4	Explosive Materials, General Requirements	21983	NSC	05/13/99	Not Printed
<u>Safety</u>					
R616-2	Boiler and Pressure Vessel Rules	22036	AMD	07/02/99	99-11/53
R616-3	Elevator Rules	21454	AMD	01/28/99	98-19/84
R616-3	Elevator Rules	22037	AMD	07/02/99	99-11/56
R616-3-18	Classification of Proceeding for Purposes of Utah Administrative Procedures Act	21944	NSC	05/01/99	Not Printed
LIEUTENANT GOVERNOR					
<u>Administration</u>					
R622-2	Use of the Great Seal of the State of Utah	21963	NEW	06/22/99	99-9/84
R622-2	Use of the Great Seal of the State of Utah	22030	NSC	06/22/99	Not Printed
MONEY MANAGEMENT COUNCIL					
<u>Administration</u>					
R628-2	Investment of Funds of Member Institutions of the State System of Higher Education	21941	AMD	06/01/99	99-8/21
NATURAL RESOURCES					
<u>Energy and Resources Planning</u>					
R637-1	Utah Energy Savings Systems Tax Credit (ESSTC) Rules	22029	AMD	07/30/99	99-11/59

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Oil, Gas and Mining: Coal</u>					
R645-100-200	Definitions	22213	AMD	10/01/99	99-16/30
R645-101	Restrictions on State Employees	21976	5YR	04/19/99	99-10/110
R645-104	Protection of Employees	21977	5YR	04/19/99	99-10/110
R645-301-700	Hydrology	22215	AMD	10/01/99	99-16/35
R645-301-800	Bonding and Insurance	22216	AMD	10/01/99	99-16/39
R645-302-300	Special Areas of Mining	22217	AMD	10/01/99	99-16/40
R645-400-100	General Information on Authority and Procedures	22218	AMD	10/01/99	99-16/41
R645-401	Inspection and Enforcement: Civil Penalties	21978	5YR	04/19/99	99-10/111
R645-401-800	Requests for Formal Hearing	22219	AMD	10/01/99	99-16/43
<u>Oil, Gas and Mining: Non-Coal</u>					
R647-1	Minerals Regulatory Program	22119	NSC	07/06/99	Not Printed
R647-2	Exploration	21757	AMD	02/26/99	99-2/54
R647-2	Exploration	22120	NSC	07/06/99	Not Printed
R647-3	Small Mining Operations	21758	AMD	02/26/99	99-2/55
R647-4	Large Mining Operations	21759	AMD	02/26/99	99-2/56
R647-4	Large Mining Operations	22121	NSC	07/06/99	Not Printed
<u>Oil, Gas and Mining: Oil and Gas</u>					
R649-6	Gas Processing and Waste Crude Oil Treatment	21979	5YR	04/19/99	99-10/111
<u>Parks and Recreation</u>					
R651-206	Carrying Passengers for Hire	21924	AMD	05/18/99	99-8/23
R651-206	Carrying Passengers for Hire	22058	AMD	10/12/99	99-12/85
R651-407	Off-Highway Vehicle Advisory Council	22125	5YR	06/29/99	99-14/81
R651-408	Off-Highway Vehicle Education Curriculum Standards	22126	5YR	06/29/99	99-14/81
R651-601	Definitions as Used in These Rules	22127	5YR	06/29/99	99-14/82
R651-601	Definitions as Used in These Rules	22281	AMD	10/04/99	99-17/97
R651-602	Aircraft and Powerless Flight	22128	5YR	06/29/99	99-14/82
R651-602	Aircraft and Powerless Flight	22282	AMD	10/04/99	99-17/98
R651-603	Animals	22129	5YR	06/29/99	99-14/83
R651-603	Animals	22283	AMD	10/04/99	99-17/99
R651-604	Audio Devices	22130	5YR	06/29/99	99-14/83
R651-605	Begging and Soliciting	22131	5YR	06/29/99	99-14/84
R651-606	Camping	22132	5YR	06/29/99	99-14/84
R651-606	Camping	22284	AMD	10/04/99	99-17/100
R651-607	Disorderly Conduct	22133	5YR	06/29/99	99-14/85
R651-607	Disorderly Conduct	22285	AMD	10/04/99	99-17/102
R651-608	Events of Special Uses	22134	5YR	06/29/99	99-14/85
R651-608	Events of Special Uses	22286	AMD	10/04/99	99-17/102
R651-609	Explosives and Fireworks	22135	5YR	06/29/99	99-14/86

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R651-610	Expulsion	22136	5YR	06/29/99	99-14/86
R651-610	Expulsion	22287	AMD	10/04/99	99-17/104
R651-612	Firearms, Traps and Other Weapons	22137	5YR	06/29/99	99-14/87
R651-612	Firearms, Traps and Other Weapons	22288	AMD	10/04/99	99-17/104
R651-613	Fires	22138	5YR	06/29/99	99-14/87
R651-614	Fishing	22139	5YR	06/29/99	99-14/88
R651-614	Fishing	22289	AMD	10/04/99	99-17/105
R651-615	Motor Vehicle Use	22140	5YR	06/29/99	99-14/88
R651-615	Motor Vehicle Use	22290	AMD	10/04/99	99-17/106
R651-616	Organized Sports	22141	5YR	06/29/99	99-14/89
R651-617	Permit Violation	22142	5YR	06/29/99	99-14/89
R651-617	Permit Violation	22291	AMD	10/04/99	99-17/107
R651-618	Picnicking	22143	5YR	06/29/99	99-14/90
R651-619	Possession of Alcoholic Beverages or Controlled Substances	22144	5YR	06/29/99	99-14/90
R651-619	Possession of Alcoholic Beverages or Controlled Substances	22292	AMD	10/04/99	99-17/108
R651-620	Protection of Public Property, Features and Resources	22145	5YR	06/29/99	99-14/91
R651-620	Protection of Public Property, Features and Resources	22293	AMD	10/04/99	99-17/109
R651-621	Reports of Injury or Damage	22146	5YR	06/29/99	99-14/91
R651-622	Rock Climbing	22147	5YR	06/29/99	99-14/92
R651-622-2	Installation of Hardware/Equipment	22294	AMD	10/04/99	99-17/110
R651-623	Sale or Distribution of Printed Material	22148	5YR	06/29/99	99-14/92
R651-624	Sanitation	22149	5YR	06/29/99	99-14/93
R651-624	Sanitation	22295	AMD	10/04/99	99-17/110
R651-625	Shirts and Shoes	22150	5YR	06/29/99	99-14/93
R651-626	Skating and Skateboards	22151	5YR	06/29/99	99-14/94
R651-627	Swimming	22152	5YR	06/29/99	99-14/94
R651-627	Swimming	22298	AMD	10/04/99	99-17/111
R651-628	Trails	22153	5YR	06/29/99	99-14/95
R651-628	Trails	22299	AMD	10/04/99	99-17/112
R651-629	Unattended Property	22154	5YR	06/29/99	99-14/95
R651-630	Unsupervised Children	22155	5YR	06/29/99	99-14/96
R651-630-1	Children under 12 must be Supervised	22301	AMD	10/04/99	99-17/113
R651-631	Winter Sports	22156	5YR	06/29/99	99-14/96
R651-632	Enforcement	22157	5YR	06/29/99	99-14/97
R651-633	Special Closures or Restrictions	22303	NEW	10/04/99	99-17/114
<u>Forestry, Fire and State Lands</u>					
R652-30-610	Utah Lake Agricultural Leases	22053	AMD	09/29/99	99-11/61
R652-50-610	Utah Lake Grazing Permits	22054	AMD	09/29/99	99-11/62
R652-70-2300	Management of Bear Lake Sovereign Lands	21672	AMD	01/14/99	98-23/36

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Water Resources</u>					
R653-2	Financial Assistance from the Board of Water Resources	21736	AMD	02/02/99	99-1/15
<u>Wildlife Resources</u>					
R657-4	Possession of Live Game Birds	22167	AMD	08/17/99	99-14/45
R657-5	Taking Big Game	21717	AMD	01/15/99	98-24/96
R657-5	Taking Big Game	22076	AMD	07/16/99	99-12/87
R657-5-16	Areas with Special Restrictions	22349	AMD	10/16/99	99-18/20
R657-6	Taking Upland Game	22168	AMD	08/17/99	99-14/47
R657-9	Taking Waterfowl, Wilson's Snipe and Coot	22350	AMD	10/16/99	99-18/21
R657-10	Taking Cougar	22351	AMD	10/16/99	99-18/28
R657-14	Commercial Harvesting of Protected Aquatic Wildlife	21937	AMD	05/18/99	99-8/25
R657-14	Commercial Harvesting of Protected Aquatic Wildlife	22183	AMD	09/01/99	99-15/36
R657-20	Falconry	22393	AMD	11/16/99	99-20/33
R657-22	Commercial Hunting Area	22169	AMD	08/17/99	99-14/54
R657-27	License Agent Procedures	21827	AMD	03/18/99	99-4/51
R657-33	Taking Bear	21938	AMD	05/18/99	99-8/33
R657-37	Cooperative Wildlife Management Units for Big Game	22027	5YR	05/03/99	99-11/75
R657-37	Cooperative Wildlife Management Units for Big Game	21939	AMD	05/18/99	99-8/39
R657-37-3	Requirements for the Establishment of a Cooperative Wildlife Management Unit	22352	AMD	10/16/99	99-18/33
R657-38	Dedicated Hunter Program	21719	AMD	01/15/99	98-24/107
R657-38	Dedicated Hunter Program	22091	NSC	06/04/99	Not Printed
R657-41	Conservation and Sportsman Permits	21940	AMD	05/18/99	99-8/45
R657-41	Conservation and Sportsman Permits	22092	NSC	06/04/99	Not Printed
R657-42	Exchanges, Surrenders, Refunds and Reallocation of Licenses, Certificates of Registration and Permits	21720	AMD	01/15/99	98-24/109
R657-43	Landowner Permits	21721	AMD	01/15/99	98-24/110
R657-46	The Use of Game Birds in Dog Field Trials and Training	22170	NEW	08/18/99	99-14/57
R657-46	The Use of Game Birds in Dog Field Trials and Training	22355	AMD	10/16/99	99-18/34
PROFESSIONAL PRACTICES ADVISORY COMMISSION					
<u>Administration</u>					
R686-100	Professional Practices Advisory Commission, Rules of Procedure: Complaints and Hearings	21921	AMD	05/06/99	99-7/31
R686-103	Professional Practices and Conduct for Utah Educators	21922	NEW	05/06/99	99-7/40
R686-103	Professional Practices and Conduct for Utah Educators	22280	NSC	09/01/99	Not Printed

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
PUBLIC SAFETY					
<u>Administration</u>					
R698-4	Certification of the Law Enforcement Agency of a Private College or University	21779	NEW	03/05/99	99-3/33
R698-4	Certification of the Law Enforcement Agency of a Private College or University	21913	NSC	04/01/99	Not Printed
<u>Comprehensive Emergency Management</u>					
R704-1	Search and Rescue Financial Assistance Program	22163	NEW	08/19/99	99-14/59
<u>Driver License</u>					
R708-2	Commercial Driver Training Schools	21579	R&R	see CPR	98-22/115
R708-2	Commercial Driver Training Schools	21579	CPR	03/18/99	99-4/61
R708-10	Classified License System	22414	5YR	09/30/99	99-20/59
R708-22	Commercial Driver License Administrative Proceedings	22419	5YR	10/05/99	99-21/72
R708-24	Renewal of a Commercial Driver License (CDL)	22420	5YR	10/04/99	99-21/73
R708-26	Temporary Learner Permit Rules	22389	5YR	09/16/99	99-20/59
R708-26	Temporary Learner Permit Rules	22390	R&R	11/16/99	99-20/37
R708-30	Motorcycle Rider Training Schools	21881	5YR	02/17/99	99-6/32
R708-30	Motorcycle Rider Training Schools	21933	R&R	05/18/99	99-8/48
R708-31	Ignition Interlock Systems	22415	5YR	09/30/99	99-20/60
<u>Fire Marshal</u>					
R710-1	Concerns Servicing Portable Fire Extinguishers	21708	AMD	01/15/99	98-24/112
R710-3	Assisted Living Facilities	21709	AMD	01/15/99	98-24/116
R710-4	Buildings Under the Jurisdiction of the State Fire Prevention Board	21710	AMD	01/15/99	98-24/117
R710-6	Liquefied Petroleum Gas Rules	21733	AMD	02/02/99	99-1/17
R710-6	Liquefied Petroleum Gas Rules	22317	AMD	10/04/99	99-17/115
R710-6	Liquefied Petroleum Gas Rules	22469	EMR	10/22/99	99-22/23
R710-8	Day Care Rules	21712	AMD	see CPR	98-24/120
R710-8	Day Care Rules	21712	CPR	02/23/99	99-2/88
R710-9	Rules Pursuant to the Utah Fire Prevention Law	21901	AMD	04/19/99	99-6/21
R710-9	Rules Pursuant to the Utah Fire Prevention Law	22184	AMD	09/01/99	99-15/41
<u>Highway Patrol</u>					
R714-500	Chemical Analysis Standards and Training	21945	NSC	05/01/99	Not Printed
R714-600	Performance Standards for Tow-Truck Motor Carriers	21882	NEW	04/15/99	99-6/25
<u>Law Enforcement and Technical Services, Regulatory Licensing</u>					
R724-7	Undercover Driver's License	21929	R&R	06/14/99	99-8/54
R724-9	Licensing of Private Investigators	21934	AMD	06/14/99	99-8/56

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
PUBLIC SERVICE COMMISSION					
<u>Administration</u>					
R746-100	Practice and Procedure Governing Formal Hearings	21793	AMD	05/17/99	99-3/34
R746-200	Residential Utility Service Rules for Electric, Gas, Water, and Sewer Utilities	21794	AMD	06/01/99	99-3/41
R746-320	Uniform Rules Governing Natural Gas Service by Gas Utilities	21798	AMD	06/05/99	99-4/52
R746-320	Uniform Rules Governing Natural Gas Service	22108	AMD	10/29/99	99-13/20
R746-365	Inter-carrier Service Quality	20997	NEW	see CPR	98-9/50
R746-365	Inter-carrier Service Quality	20997	CPR	01/13/99	98-18/39
R746-365	Inter-carrier Service Quality	21774	NSC	01/15/99	Not Printed
R746-365-4	Service Quality Guidelines	21879	AMD	06/01/99	99-5/42
R746-409-1	General Provisions	22178	AMD	11/25/99	99-15/45
REGENTS (BOARD OF)					
<u>Administration</u>					
R765-607	Utah Higher Education Tuition Assistance Program	21673	NEW	01/04/99	98-23/38
R765-607	Utah Higher Education Tuition Assistance Program	21771	NSC	01/27/99	Not Printed
R765-610	Utah Higher Education Assistance Authority Federal Family Education Loan Program, PLUS, SLS and Loan Consolidation Programs	22358	AMD	11/03/99	99-19/94
R765-648	Lender Record Retention	22359	REP	11/03/99	99-19/95
R765-685	Utah Educational Savings Plan Trust	21674	AMD	01/04/99	98-23/40
R765-685	Utah Educational Savings Plan Trust	22174	AMD	09/21/99	99-15/46
<u>Salt Lake Community College</u>					
R784-1	Government Records Access and Management Act Rules	21820	NEW	03/18/99	99-4/57
<u>University of Utah, Administration</u>					
R805-1	Operating Regulations for Bicycles, Skateboards and Scooters	22518	5YR	12/01/99	99-24/57
<u>University of Utah, Museum of Natural History (Utah)</u>					
R807-1	Curation of Collections from State Lands	21966	NEW	06/03/99	99-9/86
SCHOOL AND INSTITUTIONAL TRUST LANDS					
<u>Administration</u>					
R850-5-200	Payments	22083	NSC	06/03/99	Not Printed
R850-20-175	Coal Leasing of Lands Acquired in Public Law 105-335 Exchanges	21909	EXP	03/03/99	99-7/52
R850-40-1600	Easement Assignments	21932	AMD	05/18/99	99-8/58
R850-40-1600	Easement Assignments	22344	AMD	10/18/99	99-18/37

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
TAX COMMISSION					
<u>Auditing</u>					
R865-6F-34	Qualified Subchapter S Subsidiaries Pursuant to Utah Code Ann. Section 59-7-701	21760	AMD	03/16/99	99-2/58
R865-6F-35	S Corporation Determination of Tax Pursuant to Utah Code Ann. Section 59-7-703	21761	AMD	03/16/99	99-2/59
DAR Note: The following three sections will be combined to create one new rule, "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	21737	NEW	03/16/99	99-1/22
R865-7H-2	Environmental Assurance Fee on Packaged Petroleum Products Pursuant to Utah Code Ann. Section 19-6-410.5	21738	NEW	03/16/99	99-1/24
R865-7H-3	Environmental Assurance Fee on Exports of Petroleum Products Pursuant to Utah Code Ann. Section 19-6-410.5	21739	NEW	03/16/99	99-1/24
R865-13G-14	Environmental Assurance Fee Pursuant to Utah Code Ann. Section 19-6-410.5	21740	AMD	04/28/99	99-1/25
R865-19S-79	Tourist Home, Hotel, Motel, or Trailer Court Accommodations and Services Defined Pursuant to Utah Code Ann. Section 59-12-103	22161	AMD	09/02/99	99-14/63
R865-19S-106	Tourist Marketing Performance Fund Pursuant to Utah Code Ann. Section 9-2-1702 and 9-2-1703	22094	AMD	09/02/99	99-12/91
R865-19S-107	Reporting of Exempt Sales or Purchases Pursuant to Utah Code Ann. Section 59-12-105	22095	AMD	09/02/99	99-12/92
R865-19S-108	User Fee Defined Pursuant to Utah Code Ann. Section 59-2-103	22162	AMD	09/02/99	99-14/64
<u>Motor Vehicle</u>					
R873-22M-20	Aircraft Regulation Pursuant to Utah Code Ann. Sections 2-1-7, 2-1-7.5, 2-1-7.6, and 2-1-7.7	21997	AMD	06/21/99	99-10/88
<u>Property Tax</u>					
R884-24P-19	Appraiser Designation Program Pursuant to Utah Code Ann. Sections 59-2-701 and 59-2-702	22353	AMD	10/19/99	99-18/38
R884-24P-19	Appraiser Designation Program Pursuant to Utah Code Ann. Sections 59-2-701 and 59-2-702	22391	NSC	10/19/99	Not Printed
R884-24P-19	Appraiser Designation Program Pursuant to Utah Code Ann. Sections 59-2-701 and 59-2-702	22444	NSC	10/26/99	Not Printed
R884-24P-27	Standards for Assessment Level and Uniformity of Performance Pursuant to Utah Code Ann. Section 59-2-704.5	21930	AMD	06/21/99	99-8/59
R884-24P-27	Standards for Assessment Level and Uniformity of Performance Pursuant to Utah Code Ann. Section 59-2-704.5	21974	NSC	06/21/99	Not Printed
R884-24P-27	Standards for Assessment Level and Uniformity of Performance Pursuant to Utah Code Ann. Section 59-2-704.5	22185	AMD	09/02/99	99-15/49

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R884-24P-32	Leasehold Improvements Pursuant to Utah Code Ann. Section 59-2-303	21931	AMD	06/21/99	99-8/61
R884-24P-32	Leasehold Improvements Pursuant to Utah Code Ann. Section 59-2-303	21975	NSC	06/21/99	Not Printed
R884-24P-32	Leasehold Improvements Pursuant to Utah Code Ann. Section 59-2-303	22186	AMD	09/02/99	99-15/51
R884-24P-33	1999 Personal Property Valuation Guides and Schedules Pursuant to Utah Code Ann. Section 59-2-301	22354	AMD	10/19/99	99-18/99
R884-24P-50	Apportioning the Utah Proportion of Commercial Aircraft Valuations Pursuant to Utah Code Ann. Subsection 59-2-201(1)(c) and Section 59-2-801	22096	AMD	09/02/99	99-12/93
R884-24P-52	Criteria for Determining Primary Residence Pursuant to Utah Code Ann. Sections 59-2-102 and 59-2-103	21326	AMD	see CPR	98-16/58
R884-24P-52	Criteria for Determining Primary Residence Pursuant to Utah Code Ann. Sections 59-2-102 and 59-2-103	21326	CPR	01/12/99	98-23/46
R884-24P-53	1999 Valuation Guides for Valuation of Land Subject to the Farmland Assessment Act Pursuant to Utah Code Ann. Section 59-2-515	21777	EMR	01/12/99	99-3/64
R884-24P-53	1999 Valuation Guides for Valuation of Land Subject to the Farmland Assessment Act Pursuant to Utah Code Ann. Section 59-2-515	21789	AMD	03/16/99	99-3/46
R884-24P-57	Judgment Levies Pursuant to Utah Code Ann. Section 59-2-1328	22028	AMD	09/02/99	99-11/73
R884-24P-61	1.5 Percent Uniform Fee on Tangible Personal Property Required to be Registered with the State Pursuant to Utah Code Ann. Sections 41-1a-202, 59-2-104, 59-2-401, 59-2-402, and 59-2-405	21762	AMD	03/16/99	99-2/60
R884-24P-63	Performance Standards and Training Requirements Pursuant to Utah Code Ann. Section 59-2-406	21676	AMD	03/16/99	98-23/42
R884-24P-64	Determination and Application of Taxable Value for Purposes of the Property Tax Exemption for Disabled Veterans and the Blind Pursuant to Utah Code Ann. Section 59-2-1104 and 59-2-1106	21998	AMD	06/21/99	99-10/89

TRANSPORTATION

Administration

R907-64	Longitudinal and Wireless Access to Interstate Highway Rights-of-Way for Installation of Telecommunications Facilities	22124	EMR	06/28/99	99-14/76
R907-64	Longitudinal and Wireless Access to Interstate Highway Rights-of-Way for Installation of Telecommunications Facilities	22165	NEW	08/17/99	99-14/65
R907-65	Compensation Schedule for Longitudinal Access to Interstate Highway Rights-of-Way for Installation of Telecommunication Facilities	22413	NEW	11/16/99	99-20/43

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Motor Carrier</u>					
R909-1	Safety Regulations for Motor Carriers	21756	AMD	03/15/99	99-2/62
R909-3	Standards for Utah School Buses	22346	5YR	08/30/99	99-18/61
R909-75	Safety Regulations for Motor Carriers Transporting Hazardous Materials and/or Hazardous Wastes	21780	AMD	05/04/99	99-3/49
R909-75	Safety Regulations for Motor Carriers Transporting Hazardous Materials and/or Hazardous Wastes	22278	AMD	10/04/99	99-17/121
<u>Motor Carrier, Ports of Entry</u>					
R912-3	Restriction of Truck Traffic on SR-128. Legal and Permitted Vehicles	21799	NSC	01/27/99	Not Printed
R912-4	Limitation of Special Permit Vehicles in Provo Canyon. Legal and Permitted Vehicles	21819	REP	06/01/99	99-4/58
R912-8	Minimum Tire, Axle and Suspension Ratings for Heavy Vehicles and the Use of Retractable or Variable Load Suspension Axles in Utah	21800	NSC	01/27/99	Not Printed
R912-14	Changes in Utah's Oversize/Overweight Permit Program - Semitrailer Exceeding 48 Feet Length	22171	5YR	07/06/99	99-15/58
R912-76	Single Tire Configuration	21801	NSC	01/27/99	Not Printed
WORKFORCE SERVICES					
<u>Employment Development</u>					
R986-218	Financial Assistance General Assistance/Self-Sufficiency Program	22330	EMR	08/17/99	99-18/55
R986-218	Financial Assistance General Assistance/Self-Sufficiency Program	22347	AMD	10/22/99	99-18/48
R986-221	Demonstration Programs	22093	AMD	08/31/99	99-12/94
R986-413	Program Standards	21705	AMD	01/20/99	98-24/122
R986-414	Income	21581	AMD	01/20/99	98-22/133
R986-414	Income	21763	AMD	04/08/99	99-2/64
R986-417	Documentation	21582	AMD	01/20/99	98-22/134
R986-419	Income Limits	21706	AMD	01/20/99	98-24/124
R986-420	Maximum Allotments	21707	AMD	01/20/99	98-24/125
R986-421	Demonstration Programs	21585	AMD	01/20/99	98-22/136
R986-501	Displaced Homemaker Program	21883	5YR	02/19/99	99-6/32
<u>Workforce Information and Payment Services</u>					
R994-309	Nonprofit Organizations	22197	5YR	07/20/99	99-16/51
R994-310	Coverage	22192	5YR	07/20/99	99-16/52
R994-311	Governmental Units	22199	5YR	07/20/99	99-16/52
R994-312	Employment Units Records - Confidential	22220	5YR	07/30/99	99-16/53
R994-405	Ineligibility for Benefits	21745	AMD	02/17/99	99-2/65
R994-405	Ineligibility for Benefits	21746	AMD	02/17/99	99-2/72
R994-405	Ineligibility for Benefits	21748	AMD	02/17/99	99-2/77
R994-405	Ineligibility for Benefits	21749	AMD	02/17/99	99-2/83

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R994-405	Ineligibility for Benefits	21747	NSC	02/20/99	Not Printed
R994-600	Dislocated Workers	21770	AMD	03/05/99	99-3/51

RULES INDEX - BY KEYWORD (SUBJECT)

ABBREVIATIONS

AMD = Amendment
 CPR = Change in proposed rule
 EMR = Emergency rule (120 day)
 NEW = New rule
 5YR = Five-Year Review
 EXD = Expired

NSC = Nonsubstantive rule change
 REP = Repeal
 R&R = Repeal and reenact
 * = Text too long to print in *Bulletin*, or repealed text not printed in *Bulletin*

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>ACADEMIC PERFORMANCE</u>					
Education, Administration	22403	R277-472	NEW	11/16/99	99-20/22
<u>ACCELERATED LEARNING</u>					
Education, Administration	21897	R277-712	5YR	02/26/99	99-6/30
<u>ACCIDENT LAW</u>					
Health, Laboratory Services (Changed to Health, Epidemiology and Laboratory Services, Laboratory Services)	22272	R438-10	NSC	08/03/99	Not Printed
<u>ACCOUNTANTS</u>					
Commerce, Occupational and Professional Licensing	22166	R156-26	AMD	08/24/99	99-14/18
	22343	R156-26-307	NSC	09/17/99	Not Printed
<u>ACCREDITATION</u>					
Education, Administration	21823	R277-413	NEW	03/22/99	99-4/16
	22410	R277-504	5YR	09/30/99	99-20/57
<u>ACID RAIN</u>					
Environmental Quality, Air Quality	22364	R307-215	5YR	09/08/99	99-19/97
	22345	R307-215-1	NSC	09/01/99	Not Printed
	21735	R307-417	AMD	03/05/99	99-1/3
	21910	R307-417	5YR	03/05/99	99-7/55
	22042	R307-417-2	NSC	06/01/99	Not Printed
<u>ADA COMPLAINT PROCEDURES</u>					
Crime Victim Reparations, Administration	22422	R270-3	5YR	10/05/99	99-21/67
<u>ADMINISTRATIVE LAW</u>					
Human Services, Recovery Services	21675	R527-200	AMD	01/04/99	98-23/33

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>ADMINISTRATIVE PROCEDURES</u>					
Education, Administration	21893	R277-102	5YR	02/26/99	99-6/28
Education, Applied Technology (Board for), Rehabilitation	22315	R280-150	5YR	08/13/99	99-17/129
Environmental Quality, Drinking Water	21553	R309-104	AMD	01/15/99	98-21/16
Human Resources Management, Administration	22013	R477-4	AMD	06/26/99	99-10/47
	22021	R477-12	AMD	06/26/99	99-10/66
	22023	R477-15	AMD	06/26/99	99-10/71
Human Services, Administration, Administrative Hearings	22059	R497-100	AMD	08/17/99	99-12/79
Labor Commission, Adjudication	21845	R602-2-1	AMD	04/05/99	99-5/38
	21846	R602-2-4	AMD	04/05/99	99-5/40
Natural Resources; Forestry, Fire and State Lands	22053	R652-30-610	AMD	09/29/99	99-11/61
	22054	R652-50-610	AMD	09/29/99	99-11/62
	21672	R652-70-2300	AMD	01/14/99	98-23/36
School and Institutional Trust Lands, Administration	22083	R850-5-200	NSC	06/03/99	Not Printed
	21909	R850-20-175	EXP	03/03/99	99-7/52
	21932	R850-40-1600	AMD	05/18/99	99-8/58
	22344	R850-40-1600	AMD	10/18/99	99-18/37
<u>ADMINISTRATIVE PROCEEDINGS</u>					
Public Safety, Driver License	22419	R708-22	5YR	10/04/99	99-21/72
<u>ADMINISTRATIVE RESPONSIBILITY</u>					
Environmental Quality, Radiation Control	21807	R313-38	5YR	01/25/99	99-4/66
Human Resources Management, Administration	22012	R477-2	AMD	06/26/99	99-10/44
<u>ADOPTION</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22259	R436-5	NSC	08/03/99	Not Printed
Human Services, Child and Family Services	22055	R512-41	NEW	09/01/99	99-11/39
<u>ADULT EDUCATION</u>					
Education, Administration	21825	R277-702	AMD	03/22/99	99-4/20
	21826	R277-733	AMD	03/22/99	99-4/22
	21898	R277-734	5YR	02/26/99	99-6/30
Workforce Services, Employment Development	21883	R986-501	5YR	02/19/99	99-6/32
<u>ADVERTISING</u>					
Commerce, Consumer Protection	22031	R152-2-5	AMD	09/29/99	99-11/21
	22032	R152-2-10	AMD	08/02/99	99-11/23
<u>AGING</u>					
Human Services, Aging and Adult Services	21885	R510-111	5YR	02/23/99	99-6/31
	21886	R510-111	NSC	02/27/99	Not Printed

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>AGRICULTURE ASSOCIATIONS</u>					
Agriculture and Food, Administration	21884	R51-5	5YR	02/22/99	99-6/27
<u>AIDS</u>					
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22224	R388-801	NSC	08/03/99	Not Printed
	22225	R388-802	NSC	08/03/99	Not Printed
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22424	R388-801	NSC	10/08/99	Not Printed
	22425	R388-802	NSC	10/08/99	Not Printed
<u>AIRCRAFT</u>					
Tax Commission, Motor Vehicle	21997	R873-22M-20	AMD	06/21/99	99-10/88
<u>AIR POLLUTION</u>					
Environmental Quality, Air Quality	21697	R307-12 (Changed to R307-205)	AMD	see CPR	98-24/12
	21697	R307-12 (Changed to R307-205)	CPR	05/04/99	99-7/44
	21588	R307-101-2	AMD	01/07/99	98-22/49
	21782	R307-101-2	AMD	04/08/99	99-3/4
	21851	R307-101-2	AMD	05/06/99	99-5/9
	21591	R307-150	NEW	see CPR	98-22/56
	21591	R307-150	CPR	03/04/99	99-3/57
	21592	R307-155	REP	03/04/99	98-22/60
	21593	R307-155	NEW	see CPR	98-22/62
	21593	R307-155	CPR	03/04/99	99-3/59
	21594	R307-158	NEW	see CPR	98-22/64
	21594	R307-158	CPR	03/04/99	99-3/60
	21504	R307-170	R&R	see CPR	98-20/5
	21504	R307-170	CPR	04/01/99	99-5/51
	22043	R307-202-5	AMD	07/15/99	99-11/24
	22044	R307-210-1	AMD	07/15/99	99-11/25
	21844	R307-214	5YR	02/03/99	99-5/57
	22363	R307-220-3	NSC	09/22/99	Not Printed
	21595	R307-221	AMD	01/07/99	98-22/66
	21850	R307-221	NSC	02/27/99	Not Printed
	22357	R307-222-3	NSC	10/01/99	Not Printed
	21570	R307-302-2	AMD	01/07/99	98-22/67
	21698	R307-309	NEW	see CPR	98-24/15
	21698	R307-309	CPR	05/04/99	99-7/46
	21949	R307-328	AMD	07/15/99	99-9/18
	21950	R307-342	AMD	07/15/99	99-9/21

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	21727	R307-343	NEW	see CPR	98-24/18
	21727	R307-343	CPR	06/02/99	99-9/95
	21852	R307-403	AMD	05/06/99	99-5/16
	21900	R307-415	5YR	03/01/99	99-6/31
	22045	R307-415	AMD	07/15/99	99-11/26
	21589	R307-415-3	AMD	01/07/99	98-22/68
	22175	R307-415-6a	NSC	07/22/99	Not Printed
	21853	R307-420	NEW	05/06/99	99-5/18
<u>AIR QUALITY</u>					
Environmental Quality, Air Quality	22364	R307-215	5YR	09/08/99	99-19/97
	22345	R307-215-1	NSC	09/01/99	Not Printed
	21735	R307-417	AMD	03/05/99	99-1/3
	21910	R307-417	5YR	03/05/99	99-7/55
	22042	R307-417-1	NSC	06/01/99	Not Printed
<u>AIR TRAVEL</u>					
Administrative Services, Finance	21888	R25-7	NSC	03/05/99	Not Printed
	22050	R25-7	AMD	see CPR	99-11/15
	22050	R25-7	CPR	09/01/99	99-15/55
<u>ALCOHOL</u>					
Public Safety, Highway Patrol	21945	R714-500	NSC	05/01/99	Not Printed
<u>ALIMONY</u>					
Human Services, Recovery Services	22158	R527-450	AMD	08/17/99	99-14/42
<u>ALLOWANCE</u>					
Administrative Services, Finance	21889	R25-8	NSC	03/05/99	Not Printed
<u>ALTERNATIVE DISPUTE RESOLUTION</u>					
Commerce, Occupational and Professional Licensing	21905	R156-39a	5YR	03/01/99	99-6/27
<u>ALTERNATIVE LANGUAGE SERVICES</u>					
Education, Administration	21973	R277-716	AMD	06/03/99	99-9/15
<u>AMATEUR BOXING</u>					
Commerce, Occupational and Professional Licensing	22402	R156-66a	NEW	11/16/99	99-20/21
<u>AMENDMENTS</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22257	R436-1	NSC	08/03/99	Not Printed
<u>ANIMALS</u>					
Health, Laboratory Services	21928	R438-13	5YR	03/18/99	99-8/73
Health, Laboratory Services (Changed to Health, Epidemiology and Laboratory Services, Laboratory Services)	22274	R438-13	NSC	08/03/99	Not Printed
<u>APPLIED TECHNOLOGY EDUCATION</u>					
Education, Administration	22209	R277-907	AMD	09/15/99	99-16/17
Workforce Services, Employment Development	21883	R986-501	5YR	02/19/99	99-6/32

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>APPOINTMENT TO OFFICE</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22255	R436-1	NSC	08/03/99	Not Printed
<u>APPRAISAL</u>					
Tax Commission, Property Tax	22353	R884-24P-19	AMD	10/19/99	99-18/38
	22391	R884-24P-19	NSC	10/19/99	Not Printed
	22444	R884-24P-19	NSC	10/26/99	Not Printed
	21930	R884-24P-27	AMD	06/21/99	99-8/59
	21974	R884-24P-27	NSC	06/21/99	Not Printed
	22185	R884-24P-27	AMD	09/02/99	99-15/49
	21931	R884-24P-32	AMD	06/21/99	99-8/61
	21975	R884-24P-32	NSC	06/21/99	Not Printed
	22186	R884-24P-32	AMD	09/02/99	99-15/51
	22354	R884-24P-33	AMD	10/19/99	99-18/40
	22096	R884-24P-50	AMD	09/02/99	99-12/93
	21777	R884-24P-53	EMR	01/12/99	99-3/64
	21789	R884-24P-53	AMD	03/16/99	99-3/46
	22028	R884-24P-57	AMD	09/02/99	99-11/73
	21762	R884-24P-61	AMD	03/16/99	99-2/60
	21676	R884-24P-63	AMD	03/16/99	98-23/42
	21998	R884-24P-64	AMD	06/21/99	99-10/89
<u>AQUACULTURE</u>					
Agriculture and Food, Animal Industry	22122	R58-17	AMD	08/17/99	99-14/7
	22203	R58-17	NSC	08/18/99	Not Printed
	22304	R58-17	AMD	10/02/99	99-17/4
<u>ARBITRATION</u>					
Commerce, Occupational and Professional Licensing	21905	R156-39a	5YR	03/01/99	99-6/27
<u>ARCHAEOLOGICAL RESOURCES</u>					
Regents (Board of), University of Utah, Museum of Natural History (Utah)	21966	R807-1	NEW	06/03/99	99-9/86
<u>ARTS</u>					
Education, Administration	22385	R277-444	AMD	11/02/99	99-19/20
<u>ASSISTED LIVING FACILITIES</u>					
Public Safety, Fire Marshal	21709	R710-3	AMD	01/15/99	98-24/116
<u>AUTHORITY</u>					
Environmental Quality, Air Quality	21590	R307-150	REP	03/04/99	98-22/55
<u>AVICULTURE</u>					
Natural Resources, Wildlife Resources	22167	R657-4	AMD	08/17/99	99-14/45
<u>BAIT AND SWITCH</u>					
Commerce, Consumer Protection	22031	R152-2-5	AMD	09/29/99	99-11/21
	22032	R152-2-10	AMD	08/02/99	99-11/23

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>BAIT DEALERS</u>					
Natural Resources, Wildlife Resources	21937	R657-14	AMD	05/18/99	99-8/25
	22183	R657-14	AMD	09/01/99	99-15/36
<u>BEAM LIMITATION</u>					
Environmental Quality, Radiation Control	21682	R313-28	AMD	03/12/99	98-24/46
	22078	R313-28	AMD	08/13/99	99-12/57
<u>BEAR</u>					
Natural Resources, Wildlife Resources	21938	R657-33	AMD	05/18/99	99-8/33
<u>BED ALLOCATION</u>					
Human Services, Mental Health	22048	R523-1-19	AMD	07/02/99	99-11/42
<u>BENEFITS</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21986	R414-302	AMD	06/28/99	99-10/33
Workforce Services, Employment Development	21582	R986-417	AMD	01/20/99	98-22/134
<u>BICYCLES</u>					
Regents (Board of), University of Utah, Administration	22518	R805-1	5YR	12/01/99	99-24/57
<u>BIG GAME SEASONS</u>					
Natural Resources, Wildlife Resources	21717	R657-5	AMD	01/15/99	98-24/96
	22076	R657-5	AMD	07/16/99	99-12/87
	22349	R657-5-16	AMD	10/16/99	99-18/20
	21721	R657-43	AMD	01/15/99	98-24/110
<u>BIRDS</u>					
Natural Resources, Wildlife Resources	22167	R657-4	AMD	08/17/99	99-14/45
	22168	R657-6	AMD	08/17/99	99-14/47
	22350	R657-9	AMD	10/16/99	99-18/21
	22393	R657-20	AMD	11/16/99	99-20/33
	22170	R657-46	NEW	08/18/99	99-14/57
	22355	R657-46	AMD	10/16/99	99-18/34
<u>BIRTH</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22259	R436-5	NSC	08/03/99	Not Printed
	22260	R436-6	NSC	08/03/99	Not Printed
<u>BIRTH DEFECT REPORTING</u>					
Health, Community and Family Health Services, Health Education Services	22316	R402-5	NEW	11/22/99	99-17/48
<u>BIRTH DEFECTS</u>					
Health, Community and Family Health Services, Health Education Services	22316	R402-5	NEW	11/22/99	99-17/48
<u>BOARDS</u>					
Administrative Services, Finance	21887	R25-5	NSC	03/05/99	Not Printed
	22049	R25-5	AMD	07/13/99	99-11/14

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>BOATING</u>					
Natural Resources, Parks and Recreation	21924	R651-206	AMD	05/18/99	99-8/23
	22058	R651-206	AMD	10/12/99	99-12/85
<u>BOILERS</u>					
Labor Commission, Safety	22036	R616-2	AMD	07/02/99	99-11/53
<u>BREATH TESTING</u>					
Public Safety, Highway Patrol	21945	R714-500	NSC	05/01/99	Not Printed
<u>BUDGETING</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21764	R414-304	AMD	02/25/99	99-2/4
	22379	R414-304	AMD	11/16/99	99-19/29
<u>BUILDING CODES</u>					
Commerce, Occupational and Professional Licensing	22008	R156-56	AMD	07/01/99	99-10/5
	22009	R156-56	AMD	see CPR	99-10/19
	22009	R156-56	CPR	08/05/99	99-13/28
	22010	R156-56	AMD	see CPR	99-10/21
	22010	R156-56	CPR	08/05/99	99-13/29
	22110	R156-56-102	NSC	09/01/99	Not Printed
<u>BUILDING INSPECTION</u>					
Commerce, Occupational and Professional Licensing	22008	R156-56	AMD	07/01/99	99-10/5
	22009	R156-56	AMD	see CPR	99-10/19
	22009	R156-56	CPR	08/05/99	99-13/28
	22010	R156-56	AMD	see CPR	99-10/21
	22010	R156-56	CPR	08/05/99	99-13/29
	22110	R156-56-102	NSC	09/01/99	Not Printed
<u>BUILDINGS</u>					
Administrative Services, Facilities Construction and Management	22041	R23-29	5YR	05/11/99	99-11/75
<u>BUSES</u>					
Education, Administration	21896	R277-601	5YR	02/26/99	99-6/29
<u>CANCER</u>					
Health, Community Health Services, Chronic Disease	21849	R384-100	NEW	see CPR	99-5/27
	21849	R384-100	CPR	08/16/99	99-13/34
Health, Community Health Services, Chronic Disease (Changed to Health, Community and Family Health Services, Chronic Disease)	22221	R384-100	NSC	08/03/99	Not Printed
<u>CAPACITY DEVELOPMENT</u>					
Environmental Quality, Drinking Water	22204	R309-352	AMD	09/15/99	99-16/18
<u>CAPITAL BUDGET</u>					
Administrative Services, Facilities Construction and Management	22103	R23-3	NEW	08/09/99	99-13/7

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>CERTIFICATION</u>					
Labor Commission, Safety	22036	R616-2	AMD	07/02/99	99-11/53
	21454	R616-3	AMD	01/28/99	98-19/84
	22037	R616-3	AMD	07/02/99	99-11/56
	21944	R616-3-18	NSC	05/01/99	Not Printed
<u>CERTIFIED NURSE MIDWIFE</u>					
Commerce, Occupational and Professional Licensing	22200	R156-44a	5YR	07/22/99	99-16/50
<u>CHARITIES</u>					
Tax Commission, Auditing	22161	R865-19S-79	AMD	09/02/99	99-14/63
	22094	R865-19S-106	AMD	09/02/99	99-12/91
	22095	R865-19S-107	AMD	09/02/99	99-12/92
	22162	R865-19S-108	AMD	09/02/99	99-14/64
<u>CHARTER SCHOOLS</u>					
Education, Administration	21773	R277-470	NSC	01/27/99	Not Printed
<u>CHILD ABUSE</u>					
Human Services, Child and Family Services	21465	R512-25	AMD	01/21/99	98-19/78
<u>CHILD CARE FACILITIES</u>					
Health, Health Systems Improvement, Child Care Licensing	22193	R430-8	NEW	09/22/99	99-16/22
	22194	R430-50	AMD	09/24/99	99-16/23
	22195	R430-60	AMD	09/22/99	99-16/24
	22196	R430-90	AMD	09/22/99	99-16/27
	22360	R430-100	AMD	12/01/99	99-19/41
	21769	R430-100-13	AMD	02/25/99	99-2/13
<u>CHILD PLACING</u>					
Human Services, Administration, Administrative Services, Licensing	22164	R501-7	AMD	09/01/99	99-14/33
<u>CHILDREN</u>					
Health, Family Health Services, WIC Services (Changed to Health, Community and Family Health Services, WIC Services)	22242	R406-100	NSC	08/03/99	Not Printed
	22243	R406-200	NSC	08/03/99	Not Printed
	22244	R406-201	NSC	08/03/99	Not Printed
	22245	R406-202	NSC	08/03/99	Not Printed
	22246	R406-301	NSC	08/03/99	Not Printed
<u>CHILDREN'S HEALTH BENEFITS</u>					
Health, Children's Health Insurance Program	21669	R382-10	AMD	01/07/99	98-23/12
	21843	R382-10	NSC	02/27/99	Not Printed
<u>CHILD SUPPORT</u>					
Human Services, Administration	21916	R495-879	5YR	03/11/99	99-7/56
	21917	R495-879	AMD	05/10/99	99-7/28
Human Services, Recovery Services	21870	R527-39	AMD	04/05/99	99-5/33
	21871	R527-56	AMD	04/05/99	99-5/35

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	22090	R527-69	REP	07/16/99	99-12/80
	21675	R527-200	AMD	01/04/99	98-23/33
	21809	R527-210	5YR	01/26/99	99-4/70
	21810	R527-210	NSC	01/27/99	Not Printed
	22348	R527-231	AMD	10/18/99	99-18/19
	21726	R527-378	AMD	01/15/99	98-24/90
	21811	R527-430	AMD	03/18/99	99-4/49
	22158	R527-450	AMD	08/17/99	99-14/42
<u>CHILD WELFARE</u>					
Human Services, Child and Family Services	21465	R512-25	AMD	01/21/99	98-19/78
	22055	R512-41	NEW	09/01/99	99-11/39
<u>CHIROPRACTIC PHYSICIAN</u>					
Commerce, Occupational and Professional Licensing	22187	R156-73	AMD	see CPR	99-15/14
	22187	R156-73	CPR	11/16/99	99-20/51
<u>CHIROPRACTORS</u>					
Commerce, Occupational and Professional Licensing	22187	R156-73	AMD	see CPR	99-20/21
	22187	R156-73	CPR	11/16/99	99-20/51
<u>CLASSIFIED LICENSE</u>					
Public Safety, Driver License	22414	R708-10	5YR	09/30/99	99-20/59
<u>COAL</u>					
School and Institutional Trust Lands, Administration	21909	R850-20-175	EXP	03/03/99	99-7/52
<u>COAL MINES</u>					
Natural Resources; Oil, Gas and Mining; Coal	22213	R645-100-200	AMD	10/01/99	99-16/30
	21976	R645-101	5YR	04/19/99	99-10/110
	21977	R645-104	5YR	04/19/99	99-10/110
	22215	R645-301-700	AMD	10/01/99	99-16/35
	22216	R645-301-800	AMD	10/01/99	99-16/39
	22217	R645-302-300	AMD	10/01/99	99-16/40
	22218	R645-400-100	AMD	10/01/99	99-16/41
	21978	R645-401	5YR	04/19/99	99-10/111
	22219	R645-401-800	AMD	10/01/99	99-16/43
<u>COATINGS</u>					
Environmental Quality, Air Quality	21727	R307-343	NEW	see CPR	98-24/18
	21727	R307-343	CPR	06/02/99	99-9/95
<u>COLLEGES</u>					
Public Safety, Administration	21779	R698-4	NEW	03/05/99	99-3/33
	21913	R698-4	NSC	04/01/99	Not Printed
<u>COMMERCIALIZATION OF AQUATIC WILDLIFE</u>					
Natural Resources, Wildlife Resources	21937	R657-14	AMD	05/18/99	99-8/25
	22183	R657-14	AMD	09/01/99	99-15/36

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>COMMUNICABLE DISEASE</u>					
Health, Community Health Services, Epidemiology	22189	R386-702	AMD	10/01/99	99-15/18
Health, Community Health Services, Epidemiology (Changed to Health, Epidemiology and Laboratory Services, Epidemiology)	22222	R386-702	NSC	08/03/99	Not Printed
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22224	R388-801	NSC	08/03/99	Not Printed
	22225	R388-802	NSC	08/03/99	Not Printed
	22227	R388-304	NSC	08/03/99	Not Printed
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22424	R388-801	NSC	10/08/99	Not Printed
	22425	R388-802	NSC	10/08/99	Not Printed
Health, Community Health Services, HIV/AIDS Prevention and Control	22191	R388-804	R&R	11/24/99	99-15/27
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22427	R388-804	NSC	10/08/99	Not Printed
<u>COMPENSATORY TIME</u>					
Human Resource Management, Administration	21803	R477-8	AMD	05/04/99	99-4/42
	22017	R477-8	AMD	06/26/99	99-10/55
	22047	R477-8	AMD	07/19/99	99-11/32
<u>COMPLAINTS</u>					
Education, Applied Technology Education (Board for), Rehabilitation	21679	R280-201	NEW	01/05/99	98-23/8
<u>COMPULSORY EDUCATION</u>					
Education, Administration	22404	R277-607	NEW	11/16/99	99-20/24
<u>CONDUCT</u>					
Commerce, Real Estate	22005	R162-106	EMR	05/03/99	99-10/102
	22065	R162-106	AMD	07/16/99	99-12/37
	22006	R162-107	EMR	05/03/99	99-10/104
	22066	R162-7	AMD	07/16/99	99-12/39
Professional Practices Advisory Commission, Administration	21921	R686-100	AMD	05/06/99	99-7/31
<u>CONFIDENTIALITY OF INFORMATION</u>					
Human Resources Management, Administration	22012	R477-2	AMD	06/26/99	99-10/44
Workforce Services, Workforce Information and Payment Services	22220	R994-312	5YR	07/30/99	99-16/53

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>CONFLICT OF INTEREST</u>					
Human Resources Management, Administration	22018	R477-9	AMD	06/26/99	99-10/61
<u>CONSUMER</u>					
Commerce, Consumer Protection	22212	R152-21	5YR	07/29/99	99-16/49
<u>CONSUMER PROTECTION</u>					
Commerce, Consumer Protection	22031	R152-2-5	AMD	09/29/99	99-11/21
	22032	R152-2-10	AMD	08/02/99	99-11/23
	22211	R152-16	5YR	07/29/99	99-16/49
<u>CONTAMINATION</u>					
Environmental Quality, Radiation Control	21685	R313-15-906	AMD	03/12/99	98-24/32
<u>CONTINUING EDUCATION</u>					
Commerce, Real Estate	21969	R162-9	AMD	06/03/99	99-03/10
<u>CONTINUOUS MONITORING</u>					
Environmental Quality, Air Quality	21504	R307-170	R&R	see CPR	98-20/5
	21504	R307-170	CPR	04/01/99	99-5/51
<u>CONTRACTORS</u>					
Commerce, Occupational and Professional Licensing	22109	R156-38	AMD	see CPR	99-13/8
	22109	R156-38	CPR	09/16/99	99-16/46
	22084	R156-55a	AMD	07/19/99	99-12/11
	22401	R156-55a-301	AMD	11/16/99	99-20/9
	22394	R156-55b-304	AMD	11/16/99	99-20/14
	22008	R156-56	AMD	07/01/99	99-10/5
	22009	R156-56	AMD	see CPR	99-10/19
	22009	R156-56	CPR	08/05/99	99-13/28
	22010	R156-56	AMD	see CPR	99-10/21
	22010	R156-56	CPR	08/05/99	99-13/29
	22110	R156-56-102	NSC	09/01/99	Not Printed
<u>CONTRACTS</u>					
Administrative Services, Facilities Construction and Management	22104	R23-1-17	AMD	08/09/99	99-13/6
<u>CONTROLLED SUBSTANCES</u>					
Commerce, Occupational and Professional Licensing	21908	R156-37c	5YR	03/02/99	99-7/54
<u>COOPERATIVE WILDLIFE MANAGEMENT UNIT</u>					
Natural Resources, Wildlife Resources	22027	R657-37	5YR	05/03/99	99-11/75
	21939	R657-37	AMD	05/18/99	99-8/39
	22352	R657-37-3	AMD	10/16/99	99-18/33
<u>COPYING PROCESSES</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22267	R436-13	NSC	08/03/99	Not Printed
	22268	R436-14	NSC	08/03/99	Not Printed

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>CORRECTIONS</u>					
Corrections, Administration	21858	R251-103	5YR	02/12/99	99-5/57
	21828	R251-105	5YR	02/01/99	99-4/65
	21829	R251-105	AMD	03/29/99	99-4/15
	21925	R251-105	NSC	03/29/99	Not Printed
<u>COUGAR</u>					
Natural Resources, Wildlife Resources	22351	R657-10	AMD	10/16/99	99-18/28
<u>COUNSELORS</u>					
Commerce, Occupational and Professional Licensing	22329	R156-60c	AMD	10/07/99	99-17/22
Education, Administration	22097	R277-452	AMD	07/19/99	99-12/42
	22408	R277-462	5YR	09/30/99	99-20/56
<u>COURT</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22259	R436-5	NSC	08/03/99	Not Printed
<u>COURT RECORDS</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22260	R436-6	NSC	08/03/99	Not Printed
<u>COURT REPORTING</u>					
Commerce, Occupational and Professional Licensing	21812	R156-74	NEW	03/18/99	99-4/12
	21813	R156-78	REP	03/18/99	99-4/13
<u>COVERAGE</u>					
Workforce Services, Workforce Information and Payment Services	22192	R994-310	5YR	07/20/99	99-16/52
<u>COVERAGE GROUPS</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21529	R414-303	AMD	01/05/99	98-21/31
	22483	R414-303	EMR	11/15/99	99-23/109
<u>CREDIT SERVICES</u>					
Commerce, Consumer Protection	22212	R152-21	5YR	07/29/99	99-16/49
<u>CRIMINAL INVESTIGATION</u>					
Public Safety, Law Enforcement and Technical Services, Regulatory Licensing	21929	R724-7	R&R	06/14/99	99-8/54
<u>CURATION</u>					
Regents (Board of), University of Utah, Museum of Natural History (Utah)	21966	R807-1	NEW	06/03/99	99-9/86
<u>CURRICULA</u>					
Education, Administration	22385	R277-444	AMD	11/02/99	99-19/20
	22106	R277-700	NSC	06/18/99	Not Printed
	22387	R277-713	AMD	11/02/99	99-19/23
<u>CUSTODY</u>					
Education, Administration	21678	R277-735	NEW	01/05/99	98-23/6

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>CUSTODY OF CHILDREN</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22255	R436-1	NSC	08/03/99	Not Printed
	22256	R436-2	NSC	08/03/99	Not Printed
Human Services, Administration	21916	R495-879	5YR	03/11/99	99-7/56
	21917	R495-879	AMD	05/10/99	99-7/28
<u>DAY CARE</u>					
Public Safety, Fire Marshal	21712	R710-8	AMD	see CPR	98-24/120
	21712	R710-8	CPR	02/23/99	99-2/88
<u>DEATH</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22261	R436-7	NSC	08/03/99	Not Printed
<u>DEFINITIONS</u>					
Commerce, Real Estate	22000	R162-101	EMR	05/03/99	99-10/90
	22060	R162-101-2	AMD	07/16/99	99-12/25
Environmental Quality, Air Quality	21588	R307-101-2	AMD	01/07/99	98-22/49
	21782	R307-101-2	AMD	04/08/99	99-3/4
	21851	R307-101-2	AMD	05/06/99	99-5/9
Environmental Quality, Radiation Control	21684	R313-12-3	AMD	03/12/99	98-24/26
<u>DELEGATION</u>					
Administrative Services, Facilities Construction and Management	22041	R23-29	5YR	05/11/99	99-11/75
<u>DEMONSTRATION</u>					
Workforce Services, Employment Development	22093	R986-221	AMD	08/31/99	99-12/94
	21585	R986-421	AMD	01/20/99	98-22/136
<u>DENTAL</u>					
Environmental Quality, Radiation Control	21682	R313-28	AMD	03/12/99	98-24/46
	22078	R313-28	AMD	08/13/99	99-12/57
<u>DISABILITY INSURANCE</u>					
Human Resource Management, Administration	21803	R477-8	AMD	05/04/99	99-4/42
	22017	R477-8	AMD	06/26/99	99-10/55
	22047	R477-8	AMD	07/19/99	99-11/32
<u>DISABLED PERSONS</u>					
Education, Applied Technology Education (Board for), Rehabilitation	21679	R280-201	NEW	01/05/99	98-23/8
	21680	R280-202	NEW	01/05/99	98-23/10
<u>DISCIPLINARY ACTIONS</u>					
Education, Administration	22313	R277-609	5YR	08/13/99	99-17/128
Professional Practices Advisory Commission, Administration	21922	R686-103	NEW	05/06/99	99-7/40
	22280	R686-103	NSC	09/01/99	Not Printed

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>DISCIPLINARY PROBLEMS</u>					
Education, Administration	21902	R277-436	AMD	04/15/99	99-6/12
<u>DISCIPLINE OF EMPLOYEES</u>					
Human Resources Management, Administration	22020	R477-11	AMD	06/26/99	99-10/65
	22022	R477-12	AMD	06/26/99	99-10/69
<u>DISMISSAL OF EMPLOYEES</u>					
Human Resources Management, Administration	22020	R477-11	AMD	06/26/99	99-10/65
<u>DISPLACED HOMEMAKERS</u>					
Workforce Services, Employment Development	21883	R986-501	5YR	02/19/99	99-6/32
<u>DISSEMINATION OF INFORMATION</u>					
Education, Administration	22411	R277-714	5YR	09/30/99	99-20/58
<u>DIVERSION PROGRAMS</u>					
Commerce, Occupational and Professional Licensing	22395	R156-1-205	AMD	11/16/99	99-20/3
	22202	R156-1-308a	AMD	09/16/99	99-16/7
<u>DOGS</u>					
Natural Resources, Wildlife Resources	22170	R657-46	NEW	08/18/99	99-14/57
	22355	R657-46	AMD	10/16/99	99-18/34
<u>DRINKING WATER</u>					
Environmental Quality, Drinking Water	21553	R309-104	AMD	01/15/99	98-21/16
	21554	R309-113	AMD	01/15/99	98-21/20
	22204	R309-352	AMD	09/15/99	99-16/18
<u>DRIVER EDUCATION</u>					
Education, Administration	22099	R277-746	AMD	07/19/99	99-12/45
Public Safety, Driver License	21579	R708-2	R&R	see CPR	98-22/115
	21579	R708-2	CPR	03/18/99	99-4/61
<u>DROPOUTS</u>					
Education, Administration	22412	R277-760	5YR	09/30/99	99-20/58
<u>DRUG ABUSE</u>					
Human Resource Management, Administration	22022	R477-12	AMD	06/26/99	99-10/69
<u>DRUG/ALCOHOL ABUSE</u>					
Human Resource Management, Administration	22022	R477-12	AMD	06/26/99	99-10/69
<u>DUAL ENROLLMENT</u>					
Education, Administration	22105	R277-438	5YR	06/08/99	99-13/37
<u>DUE PROCESS</u>					
Human Services, Mental Health	22048	R523-1-19	AMD	07/02/99	99-11/42
<u>DUST</u>					
Environmental Quality, Air Quality	21698	R307-309	NEW	see CPR	98-24/15
	21698	R307-309	CPR	05/04/99	99-7/46

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>EDUCATION</u>					
Commerce, Real Estate	22002	R162-103	EMR	05/03/99	99-10/94
	22062	R162-103	AMD	07/16/99	99-12/29
Education, Administration	21773	R277-470	NSC	01/27/99	Not Printed
	22206	R277-521	NEW	09/15/99	99-16/10
	22098	R277-709	AMD	07/19/99	99-12/44
<u>EDUCATIONAL ADMINISTRATION</u>					
Education, Administration	22314	R277-800	5YR	08/13/99	99-17/128
<u>EDUCATIONAL EXPENDITURES</u>					
Education, Administration	22407	R277-456	5YR	09/30/99	99-20/56
<u>EDUCATIONAL FACILITIES</u>					
Education, Administration	22205	R277-451	NEW	09/15/99	99-16/8
	21895	R277-455	5YR	02/26/99	99-6/29
	22024	R277-458	EMR	04/30/99	99-10/107
<u>EDUCATION FINANCE</u>					
Education, Administration	22205	R277-451	NEW	09/15/99	99-16/8
	22025	R277-458	REP	06/15/99	99-10/30
<u>EDUCATIONAL FACILITIES</u>					
Education, Administration	22025	R277-458	REP	06/15/99	99-10/30
	22386	R277-471	NEW	11/02/99	99-19/22
	22314	R277-800	5YR	08/13/99	99-17/128
<u>EDUCATIONAL SAVINGS PLAN</u>					
Regents (Board of), Administration	22174	R765-685	AMD	09/21/99	99-15/46
<u>EDUCATIONAL SAVINGS TRUST</u>					
Regents (Board of), Administration	21674	R765-685	AMD	01/04/99	98-23/40
<u>EDUCATIONAL TESTING</u>					
Education, Administration	21825	R277-702	AMD	03/22/99	99-4/20
	21897	R277-712	5YR	02/26/99	99-6/30
<u>EDUCATIONAL TUITION</u>					
Human Resources Management, Administration	22019	R477-10	AMD	06/26/99	99-10/63
<u>EDUCATION FINANCE</u>					
Education, Administration	21894	R277-425	5YR	02/26/99	99-6/28
	22024	R277-458	EMR	04/30/99	99-10/107
	22209	R277-907	AMD	09/15/99	99-16/17
<u>ELDERLY</u>					
Human Services, Aging and Adult Services	21730	R510-103	AMD	02/03/99	99-1/14
<u>ELECTRICIANS</u>					
Commerce, Occupational and Professional Licensing	22394	R156-55b-304	AMD	11/16/99	99-20/14
<u>ELECTRONIC DATA INTERCHANGE</u>					
Health, Administration	21984	R380-25	NEW	07/01/99	99-10/32
<u>ELEVATORS</u>					
Labor Commission, Safety	21454	R616-3	AMD	01/28/99	98-19/84

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	22037	R616-3	AMD	07/02/99	99-11/56
	21944	R616-3-18	NSC	05/01/99	Not Printed
<u>ELIGIBILITY</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21892	R414-307	AMD	04/23/99	99-6/19
<u>EMERGENCY MEDICAL SERVICES</u>					
Health, Health Systems Improvement, Emergency Medical Services	21693	R426-1	AMD	02/26/99	98-24/51
	22319	R426-1	REP	10/04/99	99-17/50
	21649	R426-1-8	AMD	01/07/99	98-23/22
	21688	R426-2	AMD	01/22/99	98-24/59
	21694	R426-3	AMD	01/22/99	98-24/61
	22320	R426-3	REP	10/04/99	99-17/60
	21695	R426-4	AMD	01/22/99	98-24/67
	22321	R426-4	REP	10/04/99	99-17/67
	21657	R426-6	AMD	03/01/99	98-23/23
	21906	R426-6	AMD	05/14/99	99-7/12
	21906	R426-6	AMD	05/14/99	99-7/12
	22322	R426-11	NEW	10/12/99	99-17/69
	22323	R426-12	NEW	10/12/99	99-17/72
	22324	R426-13	NEW	10/12/99	99-17/83
	22325	R426-14	NEW	10/04/99	99-17/86
	22326	R426-15	NEW	10/12/99	99-17/89
	22327	R426-16	NEW	10/04/99	99-17/93
	22328	R426-100	AMD	10/12/99	99-17/95
<u>EMISSION FEE</u>					
Environmental Quality, Air Quality	21900	R307-415	5YR	03/01/99	99-6/31
	22045	R307-415	AMD	07/15/99	99-11/26
	21589	R307-415-3	AMD	01/07/99	98-22/68
	22175	R307-415-6a	NSC	07/22/99	Not Printed
<u>EMPLOYEE BENEFIT PLANS</u>					
Human Resources Management, Administration	22016	R477-7	AMD	06/26/99	99-10/52
<u>EMPLOYEE PERFORMANCE EVALUATION</u>					
Human Resources Management, Administration	22019	R477-10	AMD	06/26/99	99-10/63
<u>EMPLOYEE PRODUCTIVITY</u>					
Human Resources Management, Administration	22019	R477-10	AMD	06/26/99	99-10/63
<u>EMPLOYEES' RIGHTS</u>					
Human Resources Management, Administration	22021	R477-12	AMD	06/26/99	99-10/66
Workforce Services, Workforce Information and Payment Services	21745	R994-405	AMD	02/17/99	99-2/65
	21746	R994-405	AMD	02/17/99	99-2/72
	21748	R994-405	AMD	02/17/99	99-2/77

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	21749	R994-405	AMD	02/17/99	99-2/83
	21747	R994-405	NSC	02/20/99	Not Printed
<u>EMPLOYEE TERMINATION</u>					
Workforce Services, Workforce Information and Payment Services	21745	R994-405	AMD	02/17/99	99-2/65
	21746	R994-405	AMD	02/17/99	99-2/72
	21748	R994-405	AMD	02/17/99	99-2/77
	21749	R994-405	AMD	02/17/99	99-2/83
	21747	R994-405	NSC	02/20/99	Not Printed
<u>EMPLOYMENT</u>					
Corrections, Administration	21828	R251-105	5YR	02/01/99	99-4/65
	21829	R251-105	AMD	03/29/99	99-4/15
	21925	R251-105	NSC	03/29/99	Not Printed
Human Resources Management, Administration	22014	R477-5	AMD	06/26/99	99-10/48
	22015	R477-6	AMD	06/26/99	99-10/50
Workforce Services, Workforce Information and Payment Services	21745	R994-405	AMD	02/17/99	99-2/65
	21746	R994-405	AMD	02/17/99	99-2/72
	21748	R994-405	AMD	02/17/99	99-2/77
	21749	R994-405	AMD	02/17/99	99-2/83
	21747	R994-405	NSC	02/20/99	Not Printed
	21770	R994-600	AMD	03/05/99	99-3/51
<u>EMPLOYMENT AGENCIES</u>					
Labor Commission, Antidiscrimination and Labor, Labor	22040	R610-4	NEW	07/02/99	99-11/43
<u>ENROLLMENT OPTIONS</u>					
Education, Administration	21677	R277-437	NEW	01/05/99	98-23/4
<u>ENROLLMENT REPORTING</u>					
Education, Administration	22409	R277-463	5YR	09/30/99	99-20/57
<u>ENVIRONMENT</u>					
DAR Note: The following three sections will be combined to create one new rule, "R865-7H. Environmental Assurance Fee."					
Tax Commission, Auditing	21737	R865-7H-1	NEW	03/16/99	99-1/22
	21738	R865-7H-2	NEW	03/16/99	99-1/24
	21739	R865-7H-3	NEW	03/16/99	99-1/24
	21740	R865-13G-14	AMD	04/28/99	99-1/25
<u>ENVIRONMENTAL HEALTH</u>					
Environmental Quality, Drinking Water	21554	R309-113	AMD	01/15/99	98-21/20
<u>ENVIRONMENTAL PROTECTION</u>					
Environmental Quality, Air Quality	22363	R307-220-3	NSC	09/22/99	Not Printed
	21900	R307-415	5YR	03/01/99	99-6/31
	22045	R307-415	AMD	07/15/99	99-11/26
	21589	R307-415-3	AMD	01/07/99	98-22/68
	22175	R307-415-6a	NSC	07/22/99	Not Printed
Environmental Quality, Drinking Water	21553	R309-104	AMD	01/15/99	98-21/16

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>ETHICS</u>					
Natural Resources, Wildlife Resources	21719	R657-38	AMD	01/15/99	98-24/107
	22091	R657-38	NSC	06/04/99	Not Printed
<u>EVIDENCE</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22258	R436-4	NSC	08/03/99	Not Printed
<u>EXCEPTIONAL CHILDREN</u>					
Education, Administration	22208	R277-710	REP	09/15/99	99-16/16
	22412	R277-760	5YR	09/30/99	99-20/58
<u>EXEMPTIONS</u>					
Environmental Quality, Radiation Control	21684	R313-12-3	AMD	03/12/99	98-24/26
	21686	R313-19	AMD	03/12/99	98-24/33
	21948	R313-19-30	AMD	06/11/99	99-9/30
<u>EXPENSES</u>					
Public Safety, Comprehensive Emergency Management	22163	R704-1	NEW	08/19/99	99-14/59
<u>EXPERIENCE</u>					
Commerce, Real Estate	22003	R162-104	EMR	05/03/99	99-10/98
	22063	R162-104	AMD	07/16/99	99-12/33
<u>EXTENDED YEAR</u>					
Education, Administration	22406	R277-441	5YR	09/30/99	99-20/55
<u>EXTINGUISHERS</u>					
Public Safety, Fire Marshal	21708	R710-1	AMD	01/15/99	98-24/112
<u>FAIR EMPLOYMENT PRACTICES</u>					
Human Resources Management, Administration	22012	R477-2	AMD	06/26/99	99-10/44
	22014	R477-5	AMD	06/26/99	99-10/48
<u>FAIRS</u>					
Fair Corporation (Utah State), Administration	21872	R325-1	AMD	04/05/99	99-5/22
	22114	R325-1	AMD	08/19/99	99-14/28
	21873	R325-2	AMD	04/05/99	99-5/23
	22115	R325-2	AMD	08/19/99	99-14/30
	21874	R325-3	AMD	04/05/99	99-5/24
	22116	R325-3	AMD	08/19/99	99-14/31
	21875	R325-4	AMD	04/05/99	99-5/25
	22117	R325-4	NSC	07/06/99	Not Printed
	21876	R325-5	AMD	04/05/99	99-5/26
	22118	R325-5	AMD	08/19/99	99-14/32
<u>FALCONRY</u>					
Natural Resources, Wildlife Resources	22393	R657-20	AMD	11/16/99	99-20/33

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>FATHERS</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22257	R436-3	NSC	08/03/99	Not Printed
<u>FEES</u>					
Environmental Quality, Radiation Control	22081	R313-70	AMD	08/13/99	99-12/68
Health, Vital Records and Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22265	R436-11	NSC	08/03/99	Not Printed
	22269	R436-15	NSC	08/03/99	Not Printed
Human Services, Mental Health	22048	R523-1-19	AMD	07/02/99	99-11/42
Human Services, Recovery Services	22090	R527-69	REP	07/16/99	99-12/80
Natural Resources, Parks and Recreation	22136	R651-610	5YR	06/29/99	99-14/86
	22287	R651-610	AMD	10/04/99	99-17/104
<u>FINANCE</u>					
Administrative Services, Finance	21889	R25-8	NSC	03/05/99	Not Printed
<u>FIRE PREVENTION</u>					
Public Safety, Fire Marshal	21712	R710-8	AMD	see CPR	98-24/120
	21712	R710-8	CPR	02/23/99	99-2/88
	21901	R710-9	AMD	04/19/99	99-6/21
<u>FINANCIAL AID</u>					
Regents (Board of), Administration	21673	R765-607	NEW	01/04/99	98-23/38
	21771	R765-607	NSC	01/27/99	Not Printed
<u>FINANCIAL DISCLOSURE</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21764	R414-304	AMD	02/25/99	99-2/4
	22379	R414-304	AMD	11/16/99	99-19/29
<u>FINANCIAL REIMBURSEMENT</u>					
Public Safety, Comprehensive Emergency Management	22163	R704-1	NEW	08/19/99	99-14/59
<u>FIREARMS</u>					
Administrative Services, Fleet Operations, Surplus Property	22180	R28-2	AMD	11/01/99	99-15/11
<u>FIRE MARSHAL</u>					
Environmental Quality, Air Quality	22043	R307-202-5	AMD	07/15/99	99-11/24
<u>FIREPLACE</u>					
Environmental Quality, Air Quality	21570	R307-302-2	AMD	01/07/99	98-22/67
<u>FIRE PREVENTION</u>					
Public Safety, Fire Marshal	21708	R710-1	AMD	01/15/99	98-24/112
	21710	R710-4	AMD	01/15/99	98-24/117
	22184	R710-9	AMD	09/01/99	99-15/41
<u>FOOD INSPECTION</u>					
Agriculture and Food, Regulatory Services	22057	R70-630	AMD	07/06/99	99-11/19

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>FOOD SERVICES</u>					
Health, Community Health Services, Environmental Services	21912	R392-101	NEW	06/10/99	99-7/8
	22107	R392-101	NSC	06/18/99	Not Printed
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22228	R392-100	NSC	08/03/99	Not Printed
	22356	R392-101	NSC	09/01/99	Not Printed
<u>FOOD STAMPS</u>					
Workforce Services, Employment Development	21705	R986-413	AMD	01/20/99	98-24/122
	21582	R986-417	AMD	01/20/99	98-22/134
	21706	R986-419	AMD	01/20/99	98-24/124
	21707	R986-420	AMD	01/20/99	98-24/125
<u>FOSTER CARE</u>					
Human Services, Administration, Administrative Services, Licensing	22051	R501-12	AMD	09/01/99	99-11/37
<u>FRANCHISE</u>					
Tax Commission, Auditing	21760	R865-6F-34	AMD	03/16/99	99-2/58
	21761	R865-6F-35	AMD	03/16/99	99-2/59
<u>FREEDOM OF RELIGION</u>					
Education, Administration	22173	R277-105	5YR	07/06/99	99-15/58
<u>FUEL PRICES</u>					
Commerce, Consumer Protection	22211	R152-16	5YR	07/29/9	99-16/49
<u>FUGITIVE EMISSIONS</u>					
Environmental Quality, Air Quality	21697	R307-12 (Changed to R307-205)	AMD	see CPR	98-24/12
	21697	R307-12 (Changed to R307-205)	CPR	05/04/99	99-7/44
<u>FUNDING</u>					
Environmental Quality, Drinking Water	22204	R309-352	AMD	09/15/99	99-16/18
<u>FUNERAL INDUSTRIES</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22261	R436-7	NSC	08/03/99	Not Printed
	22262	R436-8	NSC	08/03/99	Not Printed
	22263	R436-9	NSC	08/03/99	Not Printed
<u>GAME BIRDS</u>					
Natural Resources, Wildlife Resources	22169	R657-22	AMD	08/17/99	99-14/54
<u>GAME LAWS</u>					
Natural Resources, Wildlife Resources	22167	R657-4	AMD	08/17/99	99-14/45
	21717	R657-5	AMD	01/15/99	98-24/96
	22076	R657-5	AMD	07/16/99	99-12/87
	22349	R657-5-16	AMD	10/16/99	99-18/20
	22168	R657-6	AMD	08/17/99	99-14/47
	22351	R657-10	AMD	10/16/99	99-18/28

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	21937	R657-14	AMD	05/18/99	99-8/25
	22183	R657-14	AMD	09/01/99	99-15/36
	21938	R657-33	AMD	05/18/99	99-8/33
<u>GANGS</u>					
Education, Administration	21902	R277-436	AMD	04/15/99	99-6/12
<u>GASOLINE</u>					
Tax Commission, Auditing	21740	R865-13G-14	AMD	04/28/99	99-1/25
<u>GASOLINE TRANSPORT</u>					
Environmental Quality, Air Quality	21949	R307-328	AMD	07/15/99	99-9/18
	21950	R307-342	AMD	07/15/99	99-9/21
<u>GENERAL LICENSES</u>					
Environmental Quality, Radiation Control	21805	R313-21	5YR	01/25/99	99-4/65
<u>GIFTED CHILDREN</u>					
Education, Administration	22208	R277-710	REP	09/15/99	99-16/16
	21897	R277-712	5YR	02/26/99	99-6/30
<u>GOVERNMENT CORPORATIONS</u>					
Workforce Services, Workforce Information and Payment Services	22199	R994-311	5YR	07/20/99	99-16/52
<u>GOVERNMENT DOCUMENTS</u>					
Administrative Services, Records Committee	21751	R35-1	NEW	03/18/99	99-2/2
	22069	R35-2	NEW	07/16/99	99-12/6
	22113	R35-2-3	NSC	07/16/99	Not Printed
	22070	R35-3	NEW	07/16/99	99-12/7
	22071	R35-4	NEW	07/16/99	99-12/8
	22072	R35-5	NEW	07/16/99	99-12/9
	22073	R35-6	NEW	07/16/99	99-12/10
<u>GOVERNMENT ETHICS</u>					
Human Resources Management, Administration	22018	R477-9	AMD	06/26/99	99-10/61
<u>GOVERNMENT HEARINGS</u>					
Human Resources Management, Administration	22020	R477-11	AMD	06/26/99	99-10/65
Public Service Commission, Administration	21793	R746-100	AMD	05/17/99	99-3/34
<u>GOVERNMENT RECORDS ACCESS</u>					
Crime Victim Reparations, Administration	22423	R270-4	5YR	10/05/99	99-21/67
<u>GRAMA (Government Records Access and Management Act)</u>					
Regents (Board of), Salt Lake Community College	21820	R784-1	NEW	03/18/99	99-4/57
<u>GRANTS</u>					
Commerce, Occupational and Professional Licensing	22402	R156-66a	NEW	11/16/99	99-20/21
Environmental Quality, Water Quality	22112	R317-100	AMD	10/01/99	99-13/13

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Health, Health Systems Improvement, Primary Care and Rural Health	21802	R434-10	AMD	03/26/99	99-4/36
	21666	R434-20	NEW	01/07/99	98-23/26
<u>GRAZING</u>					
Agriculture and Food, Administration	21884	R51-5	5YR	02/22/99	99-6/27
<u>GREAT SEAL</u>					
Lieutenant Governor, Administration	21963	R622-2	NEW	06/22/99	99-9/84
	22030	R622-2	NSC	06/22/99	Not Printed
<u>GRIEVANCES</u>					
Human Resources Management, Administration	22013	R477-4	AMD	06/26/99	99-10/47
	22020	R477-11	AMD	06/26/99	99-10/65
	22021	R477-12	AMD	06/26/99	99-10/66
<u>HATCH ACT</u>					
Human Resources Management, Administration	22018	R477-9	AMD	06/26/99	99-10/61
<u>HAZARDOUS AIR POLLUTANT</u>					
Environmental Quality, Air Quality	21593	R307-155	NEW	see CPR	98-22/62
	21593	R307-155	CPR	03/04/99	99-3/59
	21844	R307-214	5YR	02/03/99	99-5/57
<u>HAZARDOUS MATERIALS TRANSPORTATION</u>					
Transportation, Motor Carrier	21780	R909-75	AMD	05/04/99	99-3/49
	22278	R909-75	AMD	10/04/99	99-17/121
<u>HAZARDOUS SUBSTANCES</u>					
Environmental Quality, Environmental Response and Remediation	21854	R311-201	NSC	02/27/99	Not Printed
	22075	R311-205-2	AMD	see CPR	99-12/51
	22075	R311-205-2	CPR	10/04/99	99-17/124
Transportation, Motor Carrier	21780	R909-75	AMD	05/04/99	99-3/49
	22278	R909-75	AMD	10/04/99	99-17/121
<u>HAZARDOUS WASTE</u>					
Environmental Quality, Solid and Hazardous Waste	21459	R315-2	AMD	see CPR	98-19/10
	21459	R315-2	CPR	02/15/99	99-1/28
	21953	R315-2	AMD	06/11/99	99-9/33
	21856	R315-2-2	AMD	04/15/99	99-5/20
	21954	R315-3	AMD	06/15/99	99-9/44
	22046	R315-4-2	AMD	07/15/99	99-11/30
	21955	R315-5-10	AMD	06/15/99	99-9/55
	21956	R315-7	AMD	06/15/99	99-9/56
	21957	R315-8	AMD	06/15/99	99-9/61
	21958	R315-12	AMD	06/15/99	99-9/70
	21959	R315-13-1	AMD	06/15/99	99-9/71
	22192	R315-13-1	NSC	08/05/99	Not Printed
	21960	R315-14	AMD	06/15/99	99-9/72

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	21961	R315-16-1	AMD	06/15/99	99-9/73
	21962	R315-50-9	AMD	06/15/99	99-9/76
Transportation, Motor Carrier	21780	R909-75	AMD	05/04/99	99-3/49
	22278	R909-75	AMD	10/04/99	99-17/121
<u>HEALTH</u>					
Health, Administration	21984	R380-25	NEW	07/01/99	99-10/32
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22248	R428-2	NSC	08/03/99	Not Printed
	22249	R428-5	NSC	08/03/99	Not Printed
Health, Health Data Analysis	21755	R428-10	AMD	03/01/99	99-2/10
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22250	R428-10	NSC	08/03/99	Not Printed
	22251	R428-11	NSC	08/03/99	Not Printed
	22253	R428-13	NSC	08/03/99	Not Printed
	22254	R428-20	NSC	08/03/99	Not Printed
<u>HEALTH CARE</u>					
Health, Family Health Services, Children with Special Health Care Needs (Changed to Health, Community and Family Health Services, Children with Special Health Care Needs)	22240	R398-1	NSC	08/03/99	Not Printed
Health, Community and Family Health Services, Children with Special Health Care Needs	22432	R398-1	5YR	10/12/99	99-21/68
<u>HEALTH CARE ASSISTANTS</u>					
Commerce, Occupational and Professional Licensing	22342	R156-62	5YR	08/26/99	99-18/60
	21899	R156-62-302	AMD	04/15/99	99-6/6
	21971	R156-62-302	NSC	05/01/99	Not Printed
<u>HEALTH CARE FACILITIES</u>					
Health, Health Systems Improvement, Health Facility Licensure	22177	R432-35-4	AMD	09/22/99	99-15/33
	22365	R432-5	AMD	12/01/99	99-19/54
<u>HEALTH CARE QUALITY</u>					
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22252	R428-12	NSC	08/03/99	Not Printed
<u>HEALTH FACILITIES</u>					
Health, Health Systems Improvement, Health Facility Licensure	21795	R432-1	5YR	01/20/99	99-4/67
	21775	R432-2	5YR	01/11/99	99-3/68
	21859	R432-2	AMD	04/21/99	99-5/29
	21776	R432-3	5YR	01/11/99	99-3/68
	21981	R432-3	AMD	07/06/99	99-10/35
	21815	R432-4	5YR	01/29/99	99-4/68
	22365	R432-4	AMD	12/01/99	99-19/47
	21816	R432-5	5YR	01/29/99	99-4/68

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	21700	R432-6	AMD	01/29/99	98-24/69
	21817	R432-6	5YR	01/29/99	99-4/69
	22367	R432-7	AMD	12/01/99	99-19/59
	22368	R432-8	AMD	12/01/99	99-19/60
	22369	R432-9	AMD	12/01/99	99-19/63
	22370	R432-10	AMD	12/01/99	99-10/65
	22371	R432-11	AMD	12/01/99	99-19/69
	22372	R432-12	AMD	12/01/99	99-19/72
	22373	R432-13	AMD	12/01/99	99-19/77
	22374	R432-14	AMD	12/01/99	99-19/79
	22375	R432-15	REP	12/01/99	99-19/81
	21796	R432-100-23	AMD	04/07/99	99-4/25
	21818	R432-149	5YR	01/29/99	99-4/69
	21797	R432-149	REP	04/07/99	99-4/26
	21752	R432-150	R&R	02/25/99	99-2/15
	22362	R432-150-24	AMD	12/01/99	99-19/87
	21918	R432-152	AMD	07/06/99	99-7/14
	21528	R432-250	REP	01/20/99	98-21/42
	21722	R432-270	R&R	01/29/99	98-24/70
	21561	R432-300	R&R	01/11/99	98-22/73
	21562	R432-650	AMD	01/11/99	98-22/82
	21734	R432-750	AMD	02/25/99	99-1/3
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22263	R436-9	NSC	08/03/99	Not Printed
<u>HEALTH MAINTENANCE ORGANIZATION</u>					
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22252	R428-12	NSC	08/03/99	Not Printed
<u>HEALTH PLANNING</u>					
Health, Health Data Analysis	21755	R428-10	AMD	03/01/99	99-2/10
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22248	R428-2	NSC	08/03/99	Not Printed
	22249	R428-5	NSC	08/03/99	Not Printed
	22250	R428-10	NSC	08/03/99	Not Printed
	22251	R428-11	NSC	08/03/99	Not Printed
	22253	R428-13	NSC	08/03/99	Not Printed
	22254	R428-20	NSC	08/03/99	Not Printed
<u>HEALTH POLICY</u>					
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22248	R428-2	NSC	08/03/99	Not Printed
	22249	R428-5	NSC	08/03/99	Not Printed
	22253	R428-13	NSC	08/03/99	Not Printed
	22254	R428-20	NSC	08/03/99	Not Printed

RULES INDEX

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>HEARING AIDS</u>					
Commerce, Occupational and Professional Licensing	22341	R156-46a	5YR	08/26/99	99-18/60
<u>HEARINGS</u>					
Labor Commission, Adjudication	21845	R602-2-1	AMD	04/05/99	99-5/38
	21846	R602-2-4	AMD	04/05/99	99-5/40
Professional Practices Advisory Commission, Administration	21921	R686-100	AMD	05/06/99	99-7/31
<u>HIGHER EDUCATION</u>					
Education, Administration	22387	R277-713	AMD	11/02/99	99-19/23
Money Management Council, Administration	21941	R628-2	AMD	06/01/99	99-8/21
Regents (Board of), Administration	21673	R765-607	NEW	01/04/99	98-23/38
	21771	R765-607	NSC	01/27/99	Not Printed
	22358	R765-610	AMD	11/03/99	99-19/94
	22359	R765-648	REP	11/03/99	99-19/95
	21674	R765-685	AMD	01/04/99	98-23/40
	22174	R765-685	AMD	09/21/99	99-15/46
<u>HIRING PRACTICES</u>					
Human Resources Management, Administration	22014	R477-5	AMD	06/26/99	99-10/48
<u>HIV</u>					
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22225	R388-802	NSC	08/03/99	Not Printed
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22425	R388-802	NSC	10/08/99	Not Printed
<u>HIV/AIDS</u>					
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22226	R388-803	NSC	08/03/99	Not Printed
Health, Community Health Services, HIV/AIDS Prevention and Control	22190	R388-803	R&R	10/19/99	99-15/25
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22426	R388-803	NSC	10/08/99	Not Printed
<u>HOSPITAL POLICY</u>					
Health, Health Data Analysis	21755	R428-10	AMD	03/01/99	99-2/10

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22250	R428-10	NSC	08/03/99	Not Printed
	22251	R428-11	NSC	08/03/99	Not Printed
<u>HOSPITALS</u>					
Environmental Quality, Air Quality	22357	R307-222-3	NSC	10/01/99	Not Printed
<u>HOSTILE WORK ENVIRONMENT</u>					
Human Resource Management, Administration	22023	R477-15	AMD	06/26/99	99-10/71
<u>HOTELS</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22237	R392-502	NSC	08/03/99	Not Printed
<u>HUMAN SERVICES</u>					
Human Services, Administration, Administrative Services, Licensing	21768	R501-1	NSC	01/27/99	Not Printed
	22164	R501-7	AMD	09/01/99	99-14/33
	22051	R501-12	AMD	09/01/99	99-11/37
	21821	R501-14	AMD	03/22/99	99-4/47
<u>HUNTING</u>					
Natural Resources, Wildlife Resources	21719	R657-38	AMD	01/15/99	98-24/107
	22091	R657-38	NSC	06/04/99	Not Printed
<u>HYDROELECTRIC POWER</u>					
Natural Resources, Energy and Resource Planning	22029	R637-1	AMD	07/30/99	99-11/59
<u>IGNITION INTERLOCK SYSTEMS</u>					
Public Safety, Driver License	22415	R708-31	5YR	09/30/99	99-20/60
<u>IMMUNIZATION</u>					
Health, Family Health Services, Child Health (Changed to Health, Community and Family Health Services, Immunization)	22239	R396-100	NSC	08/03/99	Not Printed
<u>INCINERATORS</u>					
Environmental Quality, Air Quality	22363	R307-220-3	NSC	09/22/99	Not Printed
<u>INCOME</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21986	R414-302	AMD	06/28/99	99-10/33
	21529	R414-303	AMD	01/05/99	98-21/31
	22483	R414-303	EMR	11/15/99	99-23/109
	21764	R414-304	AMD	02/25/99	99-2/4
	22379	R414-304	AMD	11/16/99	99-19/29
Workforce Services, Employment Development	22093	R986-221	AMD	08/31/99	99-12/94
	21581	R986-414	AMD	01/20/99	98-22/133
	21763	R986-414	AMD	04/08/99	99-2/64
	21585	R986-421	AMD	01/20/99	98-22/136

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>INDOOR AIR POLLUTION</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22238	R392-510	NSC	08/03/99	Not Printed
<u>INDUSTRY</u>					
Environmental Quality, Radiation Control	22080	R313-35	AMD	08/13/99	99-12/66
<u>INFANTS</u>					
Health, Family Health Services, WIC Services (Changed to Health, Community and Family Health Services, WIC Services)	22242	R406-100	NSC	08/03/99	Not Printed
	22243	R406-200	NSC	08/03/99	Not Printed
	22244	R406-201	NSC	08/03/99	Not Printed
	22245	R406-202	NSC	08/03/99	Not Printed
	22246	R406-301	NSC	08/03/99	Not Printed
<u>INFECTIOUS WASTE</u>					
Environmental Quality, Air Quality	22357	R307-222-3	NSC	10/01/99	Not Printed
<u>INJURY</u>					
Health, Community Health Services, Epidemiology (Changed to Health, Epidemiology and Laboratory Services, Epidemiology)	22223	R386-703	NSC	08/03/99	Not Printed
<u>INMATES</u>					
Education, Administration	21678	R277-735	NEW	01/05/99	98-23/6
<u>INSPECTIONS</u>					
Agriculture and Food, Animal Industry	22123	R58-20	NEW	08/17/99	99-14/16
Agriculture and Food, Regulatory Services	22375	R70-530-1	AMD	11/02/99	99-19/17
	22056	R70-530-6	NSC	06/01/99	Not Printed
Environmental Quality, Radiation Control	21684	R313-12-3	AMD	03/12/99	98-24/26
	21535	R313-16	AMD	01/15/99	98-21/27
	22077	R313-16	AMD	08/13/99	99-12/55
	21947	R313-18-12	AMD	06/11/99	99-9/29
<u>INSURANCE</u>					
Human Resources Management, Administration	22016	R477-7	AMD	06/26/99	99-10/52
Insurance, Administration	21942	R590-102	AMD	see CPR	99-8/18
	21942	R590-102	CPR	07/19/99	99-12/98
	22210	R590-102-5	NSC	07/29/99	Not Printed
	21999	R590-146	AMD	see CPR (First)	99-10/72
	21999	R590-146	CPR (First)	see CPR (Second)	99-15/56
	21999	R590-146	CPR (Second)	10/21/99	99-18/54
	21804	R590-160	5YR	01/22/99	99-4/71
	21790	R590-165	AMD	03/16/99	99-3/23
	22088	R590-165	5YR	05/27/99	99-12/104

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	22089	R590-166	5YR	05/27/99	99-12/104
	21791	R590-167	AMD	03/11/99	99-3/24
	21725	R590-170	NEW	see CPR	98-24/95
	21725	R590-170	CPR	03/18/99	99-3/62
	21792	R590-175	AMD	03/11/99	99-3/29
	22377	R590-179	REP	11/17/99	99-19/89
	22176	R590-186-12	NSC	07/22/99	Not Printed
<u>INSURANCE COMPANIES</u>					
Insurance, Administration	22448	R590-127	5YR	10/14/99	99-21/71
	22443	R590-129	5YR	10/13/99	99-21/71
<u>INSURANCE LAW</u>					
Insurance, Administration	22463	R590-67	5YR	10/15/99	99-21/68
	22440	R590-76	5YR	10/13/99	99-21/69
	22441	R590-79	5YR	10/13/99	99-21/70
	22442	R590-83	5YR	10/13/99	99-21/70
	21964	R590-89	REP	08/27/99	99-9/76
	22086	R590-93	5YR	05/27/99	99-12/103
	21766	R590-96	AMD	03/16/99	99-2/46
	21923	R590-96	NSC	03/29/99	Not Printed
	22087	R590-98	5YR	05/27/99	99-12/103
	21723	R590-135	REP	03/18/99	98-24/91
	21767	R590-190	NEW	see CPR	99-2/47
	21767	R590-190	CPR	05/26/99	99-8/64
	22082	R590-190	AMD	07/28/99	99-12/81
	21781	R590-191	NEW	see CPR	99-3/30
	21781	R590-191	CPR	05/25/99	99-8/69
	21965	R590-192	NEW	see CPR	99-9/81
	21965	R590-192	CPR	08/27/99	99-12/100
	21765	R590-194	NEW	03/23/99	99-2/52
	22188	R590-194	AMD	see CPR	99-15/35
	22188	R590-194	CPR	12/01/99	99-20/52
<u>INSURANCE LICENSING</u>					
Insurance, Administration	21848	R590-195	NEW	04/22/99	99-5/36
<u>INSURANCE RULE</u>					
Insurance, Administration	21339	R590-120	AMD	see CPR (First)	98-16/28
	21339	R590-120	CPR (First)	see CPR (Second)	99-1/37
	21339	R590-120	CPR (Second)	06/04/99	99-9/97
<u>INTERCONNECTION</u>					
Public Service Commission, Administration	20997	R746-365	NEW	see CPR	98-9/50
	20997	R746-365	CPR	01/13/99	98-18/39
	21774	R746-365	NSC	01/15/99	Not Printed
	21879	R746-365-4	AMD	06/01/99	99-5/42

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>INTERSTATE HIGHWAY SYSTEM</u>					
Transportation, Administration	22124	R907-64	EMR	06/28/99	99-14/76
	22165	R907-64	NEW	08/17/99	99-14/65
<u>INTOXILYZER</u>					
Public Safety, Highway Patrol	21945	R714-500	NSC	05/01/99	Not Printed
<u>INVENTORIES</u>					
Environmental Quality, Air Quality	21590	R307-150	REP	03/04/99	98-22/55
	21591	R307-150	NEW	see CPR	98-22/56
	21591	R307-150	CPR	03/04/99	99-3/57
	21592	R307-155	REP	03/04/99	98-22/60
	21593	R307-155	NEW	see CPR	98-22/62
	21593	R307-155	CPR	03/04/99	99-3/59
	21594	R307-158	NEW	see CPR	98-22/64
	21594	R307-158	CPR	03/04/99	99-3/60
<u>JOB DESCRIPTIONS</u>					
Human Resources Management, Administration	22013	R477-4	AMD	06/26/99	99-10/47
<u>JUVENILE COURTS</u>					
Education, Administration	22098	R277-709	AMD	07/19/99	99-12/44
<u>JUVENILE OFFENDERS</u>					
Education, Administration	22411	R277-714	5YR	09/30/99	99-20/58
<u>LABORATORIES</u>					
Health, Laboratory Services	21928	R438-13	5YR	03/18/99	99-8/73
Health, Laboratory Services (Changed to Health, Epidemiology and Laboratory Services, Laboratory Services)	22274	R438-13	NSC	08/03/99	Not Printed
Health, Laboratory Services, Laboratory Improvement (Changed to Health, Epidemiology and Laboratory Services, Laboratory Improvement)	22277	R444-14	NSC	08/03/99	Not Printed
<u>LABORATORY ANIMALS</u>					
Health, Laboratory Services	21928	R438-13	5YR	03/18/99	99-8/73
Health, Laboratory Services (Changed to Health, Epidemiology and Laboratory Services, Laboratory Services)	22274	R438-13	NSC	08/03/99	Not Printed
<u>LANDFILLS</u>					
Environmental Quality, Air Quality	22363	R307-220-3	NSC	09/22/99	Not Printed
<u>LANDOWNER PERMITS</u>					
Natural Resources, Wildlife Resources	21721	R657-43	AMD	01/15/99	98-24/110
<u>LAW</u>					
Public Safety, Fire Marshal	21901	R710-9	AMD	04/19/99	99-6/21
	22184	R710-9	AMD	09/01/99	99-15/41
<u>LAW ENFORCEMENT</u>					
Public Safety, Highway Patrol	21882	R714-600	NEW	04/15/99	99-6/25
Public Safety, Law Enforcement and Technical Services, Regulatory Licensing	21929	R724-7	R&R	06/14/99	99-8/54

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>LAW ENFORCEMENT OFFICER CERTIFICATION</u>					
Public Safety, Administration	21779	R698-4	NEW	03/05/99	99-3/33
	21913	R698-4	NSC	04/01/99	Not Printed
<u>LEARNER PERMIT</u>					
Public Safety, Driver License	22389	R708-26	5YR	09/16/99	99-20/59
	22390	R708-26	R&R	11/16/99	99-20/37
<u>LEASES</u>					
Natural Resources, Forestry, Fire and State Lands	22053	R652-30-610	AMD	10/01/99	99-11/61
<u>LEAVE</u>					
Human Resource Management, Administration	21803	R477-8	AMD	05/04/99	99-4/42
	22017	R477-8	AMD	06/26/99	99-10/55
	22047	R477-8	AMD	07/19/99	99-11/32
<u>LEGITIMATION</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22259	R436-5	NSC	08/03/99	Not Printed
<u>LICENSE</u>					
Education, Administration	22206	R277-521	NEW	09/15/99	99-16/10
Environmental Quality, Radiation Control	21686	R313-19	AMD	03/12/99	98-24/33
	21948	R313-19-30	AMD	06/11/99	99-9/30
Public Safety, Law Enforcement and Technical Services, Regulatory Licensing	21934	R724-9	AMD	06/14/99	99-8/56
<u>LICENSE PLATES</u>					
Tax Commission, Motor Vehicle	21997	R873-22M-20	AMD	06/21/99	99-10/88
<u>LICENSING</u>					
Commerce, Occupational and Professional Licensing	22395	R156-1-205	AMD	11/16/99	99-20/3
	22202	R156-1-308a	AMD	09/16/99	99-16/7
	21907	R156-5a	5YR	03/02/99	99-7/54
	21716	R156-24a	AMD	see CPR	98-24/11
	21716	R156-24a	CPR	03/09/99	99-3/56
	22166	R156-26	AMD	08/24/99	99-14/18
	22343	R156-26-307	NSC	09/17/99	Not Printed
	21753	R156-28	AMD	02/18/99	99-2/3
	21903	R156-31b	AMD	04/15/99	99-6/4
	22396	R156-31b	AMD	11/16/99	99-20/4
	21908	R156-37c	5YR	03/02/99	99-7/54
	22109	R156-38	AMD	see CPR	99-13/8
	22109	R156-38	CPR	09/16/99	99-16/46
	21905	R156-39a	5YR	03/01/99	99-6/27
	22399	R156-42a	5YR	09/28/99	99-20/55
	22200	R156-44a	5YR	07/22/99	99-16/50
	22341	R156-46a	5YR	08/26/99	99-18/60

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	21822	R156-50	AMD	03/18/99	99-4/9
	21927	R156-50-502	NSC	03/29/99	Not Printed
	22084	R156-55a	AMD	07/19/99	99-12/11
	22401	R156-55a-301	AMD	11/16/99	99-20/9
	22394	R156-55b-304	AMD	11/16/99	99-20/14
	20008	R156-56	AMD	07/01/99	99-10/5
	22009	R156-56	AMD	see CPR	99-10/19
	22009	R156-56	CPR	08/05/99	99-13/28
	22010	R156-56	AMD	see CPR	99-10/21
	22010	R156-56	CPR	08/05/99	99-12/29
	22110	R156-56-102	NSC	09/01/99	Not Printed
	22484	R156-60	5YR	11/15/99	99-23/111
	22085	R156-60a	AMD	07/19/99	99-12/12
	22485	R156-60a	5YR	11/15/99	99-23/111
	22376	R156-60b	AMD	11/08/99	99-19/17
	22486	R156-60b	5YR	11/15/99	99-23/112
	22329	R156-60c	AMD	10/07/99	99-17/22
	22201	R156-61	5YR	07/22/99	99-16/51
	22102	R156-61-302a	AMD	08/05/99	99-13/12
	22342	R156-62	5YR	08/26/99	99-18/60
	21899	R156-62-302	AMD	04/15/99	99-6/6
	21971	R156-62-302	NSC	05/01/99	Not Printed
	21855	R156-63	AMD	04/01/99	99-5/7
	22187	R156-73	AMD	see CPR	99-15/14
	22187	R156-73	CPR	11/16/99	99-20/51
	21812	R156-74	NEW	03/18/99	99-4/12
	21813	R156-78	REP	03/18/99	99-4/13
Commerce, Real Estate	22001	R162-102	EMR	05/03/99	99-10/91
	21915	R162-102	AMD	06/10/99	99-7/5
	22061	R162-102	AMD	07/16/99	99-12/27
Environmental Quality, Radiation Control	21807	R313-38	5YR	01/25/99	99-4/66
	21947	R313-18-12	AMD	06/11/99	99-9/29
Human Services, Administration, Administrative Services, Licensing	21768	R501-1	NSC	01/27/99	Not Printed
	22164	R501-7	AMD	09/01/99	99-14/33
	22051	R501-12	AMD	09/01/99	99-11/37
	21821	R501-14	AMD	03/22/99	99-4/47
Labor Commission, Antidiscrimination and Labor, Labor	22040	R610-4	NEW	07/02/99	99-11/43
Natural Resources, Wildlife Resources	21827	R657-27	AMD	03/18/99	99-4/51
Public Safety, Driver License	22414	R708-10	5YR	09/30/99	99-20/59
	22420	R708-24	5YR	10/05/99	99-21/73
LIENS					
Commerce, Occupational and Professional Licensing	22109	R156-38	AMD	see CPR	99-13/8
	22109	R156-38	CPR	09/16/99	99-16/46

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>LIEUTENANT GOVERNOR</u>					
Lieutenant Governor, Administration	21963	R622-2	NEW	06/22/99	99-9/84
	22030	R622-2	NSC	06/22/99	Not Printed
<u>LIQUEFIED PETROLEUM GAS</u>					
Public Safety, Fire Marshal	21733	R710-6	AMD	02/02/99	99-1/17
	22317	R710-6	AMD	10/04/99	99-17/115
	22469	R710-6	EMR	10/22/99	99-22/23
<u>LOCAL GOVERNMENT</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22264	R436-10	NSC	08/03/99	Not Printed
	22265	R436-11	NSC	08/03/99	Not Printed
	22266	R436-12	NSC	08/03/99	Not Printed
<u>MACT (Maximum Achievable Control Technology)</u>					
Environmental Quality, Air Quality	21844	R307-214	5YR	02/03/99	99-5/57
<u>MAMMOGRAPHY</u>					
Environmental Quality, Radiation Control	21682	R313-28	AMD	03/12/99	98-24/46
	22078	R313-28	AMD	08/13/99	99-12/57
<u>MANAGEMENT</u>					
School and Institutional Trust Lands, Administration	21932	R850-40-1600	AMD	05/18/99	99-8/58
	22344	R850-40-1600	AMD	10/18/99	99-18/37
<u>MARRIAGE AND FAMILY THERAPIST</u>					
Commerce, Occupational and Professional Licensing	22376	R156-60b	AMD	11/08/99	99-19/17
	22486	R156-60b	5YR	11/15/99	99-23/112
<u>MEDIATION</u>					
Commerce, Occupational and Professional Licensing	21905	R156-39a	5YR	03/01/99	99-6/27
<u>MEDICAID</u>					
Health, Health Care Financing	21668	R410-14	AMD	01/07/99	98-23/14
Health, Health Care Financing, Coverage and Reimbursement Policy	21890	R414-1	AMD	04/23/99	99-6/13
	21985	R414-1	NSC	05/05/99	Not Printed
	21687	R414-29	AMD	01/21/99	98-24/50
	21891	R414-31X	REP	04/23/99	99-6/18
	21935	R414-54	5YR	03/31/99	99-8/73
	21936	R414-54	NSC	05/01/99	Not Printed
	22068	R414-305	AMD	07/22/99	99-12/74
	22381	R414-501	5YR	09/15/99	99-19/97
	22382	R414-502	5YR	09/15/99	99-19/98
	22383	R414-503	5YR	09/15/99	99-19/98
<u>MEDICAL INCINERATOR</u>					
Environmental Quality, Air Quality	22357	R307-222-3	NSC	10/01/99	Not Printed

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>MEDICAL LABORATORIES</u>					
Health, Laboratory Services, Laboratory Improvement (Changed to Health, Epidemiology and Laboratory Services, Laboratory Improvement)	22275	R444-1	NSC	08/03/99	Not Printed
	22276	R444-11	NSC	08/03/99	Not Printed
<u>MENTAL HEALTH</u>					
Commerce, Occupational and Professional Licensing	22484	R156-60	5YR	11/15/99	99-23/111
	22329	R156-60c	AMD	10/07/99	99-17/22
<u>MIDWIFERY</u>					
Commerce, Occupational and Professional Licensing	22200	R156-44a	5YR	07/22/99	99-16/50
<u>MIGRANT LABOR</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22236	R392-501	NSC	08/03/99	Not Printed
<u>MIGRATORY BIRDS</u>					
Natural Resources, Wildlife Resources	22350	R657-9	AMD	10/16/99	99-18/21
<u>MINERALS RECLAMATION</u>					
Natural Resources; Oil, Gas and Mining; Non-Coal	22119	R647-1	NSC	07/06/99	Not Printed
	21757	R647-2	AMD	02/26/99	99-2/54
	22120	R647-2	NSC	07/06/99	Not Printed
	21758	R647-3	AMD	02/26/99	99-2/55
	21759	R647-4	AMD	02/26/99	99-2/56
	22121	R647-4	NSC	07/06/99	Not Printed
<u>MINING</u>					
Environmental Quality, Air Quality	21697	R307-12 (Changed to R307-205)	AMD	see CPR	98-24/12
	21697	R307-12 (Changed to R307-205)	CPR	05/04/99	99-7/44
<u>MOBILE HOMES</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22235	R392-402	NSC	08/03/99	Not Printed
<u>MONITORING</u>					
Environmental Quality, Air Quality	21504	R307-170	R&R	see CPR	98-20/5
	21504	R307-170	CPR	04/01/99	99-5/51
<u>MOTELS</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22237	R392-502	NSC	08/03/99	Not Printed
<u>MOTHERS</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22257	R436-3	NSC	08/03/99	Not Printed

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>MOTOR CARRIER</u>					
Public Safety, Highway Patrol	21882	R714-600	NEW	04/15/99	99-6/25
<u>MOTORCYCLE RIDER TRAINING PROGRAM SCHOOLS</u>					
Public Safety, Driver License	21881	R708-30	5YR	02/17/99	99-6/32
<u>MOTORCYCLE RIDER TRAINING SCHOOLS</u>					
Public Safety, Driver License	21933	R708-30	R&R	05/18/99	99-8/48
<u>MOTOR FUEL</u>					
Tax Commission, Auditing	21740	R865-13G-14	AMD	04/28/99	99-1/25
<u>MOTOR VEHICLES</u>					
Commerce, Consumer Protection	22211	R152-16	5YR	07/29/99	99-16/49
Tax Commission, Motor Vehicle	21997	R873-22M-20	AMD	06/21/99	99-10/88
<u>MOTOR VEHICLE SAFETY</u>					
Transportation, Motor Carrier, Ports of Entry	21800	R912-8	NSC	01/27/99	Not Printed
<u>MUNICIPAL LANDFILLS</u>					
Environmental Quality, Air Quality	21595	R307-221	AMD	01/07/99	98-22/66
	21850	R307-221	NSC	02/27/99	Not Printed
<u>NATIONAL SENIOR SERVICE CORPS</u>					
Human Services, Aging and Adult Services	21885	R510-111	5YR	02/23/99	99-6/31
	21886	R510-111	NSC	02/27/99	Not Printed
<u>NATURAL RESOURCES</u>					
School and Institutional Trust Lands, Administration	21932	R850-40-1600	AMD	05/18/99	99-8/58
	22344	R850-40-1600	AMD	10/18/99	99-18/37
<u>NEWBORN SCREENING</u>					
Health, Family Health Services, Children with Special Health Care Needs (Changed to Health, Community and Family Health Services, Children with Special Health Care Needs)	22240	R398-1	NSC	08/03/99	Not Printed
	22241	R398-2	NSC	08/03/99	Not Printed
Health, Community and Family Health Services, Children with Special Health Care Needs	22432	R398-1	5YR	10/12/99	99-21/68
<u>NEW SOURCE REVIEW</u>					
Environmental Quality, Air Quality	22044	R307-210-1	AMD	07/15/99	99-11/25
<u>NONPROFIT ORGANIZATIONS</u>					
Workforce Services, Workforce Information and Payment Services	22197	R994-309	5YR	07/20/99	99-16/51
<u>NONATTAINMENT</u>					
Environmental Quality, Air Quality	21852	R307-403	AMD	05/06/99	99-5/16
<u>NURSES</u>					
Commerce, Occupational and Professional Licensing	21903	R156-31b	AMD	04/15/99	99-6/4
	22396	R156-31b	AMD	11/16/99	99-20/4

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>NURSING HOMES</u>					
Human Services, Aging and Adult Services	21730	R510-103	AMD	02/03/99	99-1/14
<u>NUTRITION</u>					
Education, Administration	22405	R277-723	AMD	11/16/99	99-20/26
Health, Family Health Services, WIC Services (Changed to Health, Community and Family Health Services, WIC Services)	22242	R406-100	NSC	08/03/99	Not Printed
	22243	R406-200	NSC	08/03/99	Not Printed
	22244	R406-201	NSC	08/03/99	Not Printed
	22245	R406-202	NSC	08/03/99	Not Printed
	22246	R406-301	NSC	08/03/99	Not Printed
<u>OCCUPATIONAL LICENSING</u>					
Commerce, Occupational and Professional Licensing	22395	R156-1-205	AMD	11/16/99	99-20/3
	22202	R156-1-308a	AMD	09/16/99	99-16/7
	22084	R156-55a	AMD	07/19/99	99-12/11
	22401	R156-55a-301	AMD	11/16/99	99-20/9
	22394	R156-55b-304	AMD	11/16/99	99-20/14
<u>OCCUPATIONAL THERAPY</u>					
Commerce, Occupational and Professional Licensing	22399	R156-42a	5YR	09/28/99	99-20/55
<u>OFF-HIGHWAY VEHICLES</u>					
Natural Resources, Parks and Recreation	22125	R651-407	5YR	06/29/99	99-14/81
	22126	R651-408	5YR	06/29/99	99-14/81
<u>OFFSET</u>					
Environmental Quality, Air Quality	21852	R307-403	AMD	05/06/99	99-5/16
	21853	R307-420	NEW	05/06/99	99-5/18
<u>OIL AND GAS LAW</u>					
Natural Resources; Oil, Gas and Mining; Oil and Gas	21979	R649-6	5YR	04/19/99	99-10/111
<u>OPEN BURNING</u>					
Environmental Quality, Air Quality	22043	R307-202-5	AMD	07/15/99	99-11/24
<u>OPERATING PERMITS</u>					
Environmental Quality, Air Quality	22364	R307-215	5YR	09/08/99	99-19/97
	22345	R307-215-1	NSC	09/01/99	Not Printed
	21900	R307-415	5YR	03/01/99	99-6/31
	22045	R307-415	AMD	07/15/99	99-11/26
	21589	R307-415-3	AMD	01/07/99	98-22/68
	22175	R307-415-6a	NSC	07/22/99	Not Printed
	21735	R307-417	AMD	03/05/99	99-1/3
	21910	R307-417	5YR	03/05/99	99-7/55
	22042	R307-417-1	NSC	06/01/99	Not Printed

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>OPERATOR CERTIFICATION</u>					
Environmental Quality, Water Quality	21449	R317-10	AMD	see CPR	98-19/70
	21449	R317-10	CPR	02/04/99	99-1/35
Public Safety, Highway Patrol	21945	R714-500	NSC	05/01/99	Not Printed
<u>ORGAN TRANSPLANTS</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21857	R414-58	5YR	02/12/99	99-5/58
<u>OVERPAYMENT</u>					
Human Services, Recovery Services	21675	R527-200	AMD	01/04/99	98-23/33
<u>OVERSIZE/OVERWEIGHT TRUCKS</u>					
Transportation, Motor Carrier, Ports of Entry	21819	R912-4	REP	06/01/99	99-4/58
<u>OZONE</u>					
Environmental Quality, Air Quality	21594	R307-158	NEW	see CPR	98-22/64
	21594	R307-158	CPR	03/04/99	99-3/60
	21949	R307-328	AMD	07/15/99	99-9/18
	21950	R307-342	AMD	07/15/99	99-9/21
	21727	R307-343	NEW	see CPR	98-24/18
	21727	R307-343	CPR	06/02/99	99-9/95
	21853	R307-420	NEW	05/06/99	99-5/18
<u>PALEONTOLOGICAL RESOURCES</u>					
Regents (Board of), University of Utah, Museum of Natural History (Utah)	21966	R807-1	NEW	06/03/99	99-9-86
<u>PARKS</u>					
Natural Resources, Parks and Recreation	22127	R651-601	5YR	06/29/99	99-14/82
	22281	R651-601	AMD	10/04/99	99-17/97
	22128	R651-602	5YR	06/29/99	99-14/82
	22282	R651-602	AMD	10/04/99	99-17/98
	22129	R651-603	5YR	06/29/99	99-14/83
	22283	R651-603	AMD	10/04/99	99-17/99
	22130	R651-604	5YR	06/29/99	99-14/83
	22131	R651-605	5YR	06/29/99	99-14/84
	22132	R651-606	5YR	06/29/99	99-14/84
	22284	R651-606	AMD	10/04/99	99-17/100
	22133	R651-607	5YR	06/29/99	99-14/85
	22285	R651-607	AMD	10/04/99	99-17/102
	22134	R651-608	5YR	06/29/99	99-14/85
	22286	R651-608	AMD	10/04/99	99-17/102
	22135	R651-609	5YR	06/29/99	99-14/86
	22136	R651-610	5YR	06/29/99	99-14/86
	22287	R651-610	AMD	10/04/99	99-17/104
	22137	R651-612	5YR	06/29/99	99-14/87
	22288	R651-612	AMD	10/04/99	99-17/104
	22138	R651-613	5YR	06/29/99	99-14/87

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	22139	R651-614	5YR	06/29/99	99-14/88
	22289	R651-614	AMD	10/04/99	99-17/105
	22140	R651-615	5YR	06/29/99	99-14/88
	22290	R651-615	AMD	10/04/99	99-17/106
	22141	R651-616	5YR	06/29/99	99-14/89
	22142	R651-617	5YR	06/29/99	99-14/89
	22291	R651-617	AMD	10/04/99	99-17/107
	22143	R651-618	5YR	06/29/99	99-14/90
	22144	R651-619	5YR	06/29/99	99-14/90
	22292	R651-619	AMD	10/04/99	99-17/108
	22145	R651-620	5YR	06/29/99	99-14/91
	22293	R651-620	AMD	10/04/99	99-17/109
	22146	R651-621	5YR	06/29/99	99-14/91
	22147	R651-622	5YR	06/29/99	99-14/92
	22294	R651-622-2	AMD	10/04/99	99-17/110
	22148	R651-623	5YR	06/29/99	99-14/92
	22149	R651-624	5YR	06/29/99	99-14/93
	22295	R651-624	AMD	10/04/99	99-17/110
	22150	R651-625	5YR	06/29/99	99-14/93
	22151	R651-626	5YR	06/29/99	99-14/94
	22152	R651-627	5YR	06/29/99	99-14/94
	22298	R651-627	AMD	10/04/99	99-17/111
	22153	R651-628	5YR	06/29/99	99-14/95
	22299	R651-628	AMD	10/04/99	99-17/112
	22154	R651-629	5YR	06/29/99	99-14/95
	22155	R651-630	5YR	06/29/99	99-14/96
	22301	R651-630-1	AMD	10/04/99	99-17/113
	22156	R651-631	5YR	06/29/99	99-14/96
	22157	R651-632	5YR	06/29/99	99-14/97
	22303	R651-633	NEW	10/04/99	99-17/114
<u>PAROLEES</u>					
Corrections, Administration	21858	R251-103	5YR	02/12/99	99-5/57
<u>PEDESTRIAN</u>					
Regents (Board of), University of Utah, Administration	22518	R805-1	5YR	12/01/99	99-24/57
<u>PENALTIES</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22270	R436-16	NSC	08/03/99	Not Printed
<u>PER DIEM ALLOWANCE</u>					
Administrative Services, Finance	21887	R25-5	NSC	03/05/99	Not Printed
	22049	R25-5	AMD	07/13/99	99-11/14
	21888	R25-7	NSC	03/05/99	Not Printed
	22050	R25-7	AMD	see CPR	99-11/15
	22050	R25-7	CPR	09/01/99	99-15/55

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>PERFORMANCE MEASUREMENT</u>					
Health, Health Data Analysis (Changed to Health, Center for Health Data, Health Care Statistics)	22252	R428-12	NSC	08/03/99	Not Printed
<u>PERMITS</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22262	R436-8	NSC	08/03/99	Not Printed
Natural Resources; Forestry, Fire and State Lands	21672	R652-70-2300	AMD	01/14/99	98-23/36
Natural Resources, Wildlife Resources	21720	R657-42	AMD	01/15/99	98-24/109
Transportation, Motor Carrier, Ports of Entry	21799	R912-3	NSC	01/27/99	Not Printed
	21819	R912-4	REP	06/01/99	99-4/58
	22171	R912-14	5YR	07/06/99	99-15/58
<u>PERMITTING AUTHORITY</u>					
Environmental Quality, Air Quality	22364	R307-215	5YR	09/08/99	99-19/97
	22345	R307-215-1	NSC	09/01/99	Not Printed
	21735	R307-417	AMD	03/05/99	99-1/3
	21910	R307-417	5YR	03/05/99	99-7/55
	22042	R307-417-1	NSC	06/01/99	Not Printed
<u>PERSONAL PROPERTY</u>					
Tax Commission, Property Tax	22353	R884-24P-19	AMD	10/19/99	99-18/38
	22391	R884-24P-19	NSC	10/19/99	Not Printed
	22444	R884-24P-19	NSC	10/26/99	Not Printed
	21930	R884-24P-27	AMD	06/21/99	99-8/59
	21974	R884-24P-27	NSC	06/21/99	Not Printed
	22185	R884-24P-27	AMD	09/02/99	99-15/49
	21931	R884-24P-32	AMD	06/21/99	99-8/61
	21975	R884-24P-32	NSC	06/21/99	Not Printed
	22186	R884-24P-32	AMD	09/02/99	99-15/51
	22354	R884-24P-33	AMD	10/19/99	99-18/40
	22096	R884-24P-50	AMD	09/02/99	99-12/93
	21777	R884-24P-53	EMR	01/12/99	99-3/64
	21789	R884-24P-53	AMD	03/16/99	99-3/46
	22028	R884-24P-57	AMD	09/02/99	99-11/73
	21762	R884-24P-61	AMD	03/16/99	99-2/60
	21676	R884-24P-63	AMD	03/16/99	98-23/42
	21998	R884-24P-64	AMD	06/21/99	99-10/89
<u>PERSONNEL MANAGEMENT</u>					
Human Resources Management, Administration	22011	R477-1	AMD	06/26/99	99-10/39
	22015	R477-6	AMD	06/26/99	99-10/50
	22016	R477-7	AMD	06/26/99	99-10/52
	22018	R477-9	AMD	06/26/99	99-10/61
	22022	R477-12	AMD	06/26/99	99-10/69

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>PETROLEUM</u>					
Environmental Quality, Environmental Response and Remediation	21854	R311-201	NSC	02/27/99	Not Printed
	22075	R311-205-2	AMD	see CPR	99-12/51
	22075	R311-205-2	CPR	10/04/99	99-17/124
<u>PHYSICAL THERAPY</u>					
Commerce, Occupational and Professional Licensing	21716	R156-24a	AMD	see CPR	98-24/11
	21716	R156-24a	CPR	03/09/99	99-3/56
<u>PHYSICIAN ASSISTANTS</u>					
Health, Health Systems Improvement, Primary Care and Rural Health	21802	R434-10	AMD	03/26/99	99-4/36
<u>PHYSICIANS</u>					
Health, Health Systems Improvement, Primary Care and Rural Health	21802	R434-10	AMD	03/26/99	99-4/36
<u>PIPELINE</u>					
Public Service Commission, Administration	22178	R746-409-1	AMD	11/25/99	99-15/45
<u>PODIATRIC PHYSICIAN</u>					
Commerce, Occupational and Professional Licensing	21907	R156-5a	5YR	03/02/99	99-7/54
<u>PODIATRISTS</u>					
Commerce, Occupational and Professional Licensing	21907	R156-5a	5YR	03/02/99	99-7/54
<u>POOLS</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22232	R392-302	NSC	08/03/99	Not Printed
<u>POSITION CLASSIFICATIONS</u>					
Human Resources Management, Administration	22013	R477-4	AMD	06/26/99	99-10/47
<u>PRECURSOR</u>					
Commerce, Occupational and Professional Licensing	21908	R156-37c	5YR	03/02/99	99-7/54
<u>PRIMARY TERM</u>					
School and Institutional Trust Lands, Administration	21909	R850-20-175	EXP	03/03/99	99-7/52
<u>PRISONS</u>					
Corrections, Administration	21828	R251-105	5YR	02/01/99	99-4/65
	21829	R251-105	AMD	03/29/99	99-4/15
	21925	R251-105	NSC	03/29/99	Not Printed
<u>PRIVATE INVESTIGATORS</u>					
Public Safety, Law Enforcement and Technical Services, Regulatory Licensing	21934	R724-9	AMD	06/14/99	99-8/56

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>PRIVATE PROBATION PROVIDER</u>					
Commerce, Occupational and Professional Licensing	21822	R156-50	AMD	03/18/99	99-4/9
	21927	R156-50-502	NSC	03/29/99	Not Printed
<u>PROBATION</u>					
Commerce, Occupational and Professional Licensing	21822	R156-50	AMD	03/18/99	99-4/9
	21927	R156-50-502	NSC	03/29/99	Not Printed
<u>PROBATIONERS</u>					
Corrections, Administration	21858	R251-103	5YR	02/12/99	99-5/57
<u>PROCUREMENT</u>					
Administrative Services, Facilities Construction and Management	22104	R23-1-17	AMD	08/09/99	99-13/6
<u>PROFESSIONAL COMPETENCY</u>					
Education, Administration	21824	R277-519	AMD	03/22/99	99-4/19
<u>PROFESSIONAL COUNSELORS</u>					
Commerce, Occupational and Professional Licensing	22329	R156-60c	AMD	10/07/99	99-17/22
<u>PROFESSIONAL EDUCATION</u>					
Education, Administration	22410	R277-504	5YR	09/30/99	99-20/57
<u>PROHIBITED ITEMS AND DEVICES</u>					
Human Services, Mental Health	22048	R523-1-19	AMD	07/02/99	99-11/42
<u>PROPERTY TAX</u>					
Tax Commission, Property Tax	22353	R884-24P-19	AMD	10/19/99	99-18/38
	22391	R884-24P-19	NSC	10/19/99	Not Printed
	22444	R884-24P-19	NSC	10/26/99	Not Printed
	21930	R884-24P-27	AMD	06/21/99	99-8/59
	21974	R884-24P-27	NSC	06/21/99	Not Printed
	22185	R884-24P-27	AMD	09/02/99	99-15/49
	21931	R884-24P-32	AMD	06/21/99	99-8/61
	21975	R884-24P-32	NSC	06/21/99	Not Printed
	22186	R884-24P-32	AMD	09/02/99	99-15/51
	22354	R884-24P-33	AMD	10/19/99	99-18/40
	22096	R884-24P-50	AMD	09/02/99	99-12/93
	21777	R884-24P-53	EMR	01/12/99	99-3/64
	21789	R884-24P-53	AMD	03/16/99	99-3/46
	22028	R884-24P-57	AMD	09/02/99	99-11/73
	21762	R884-24P-61	AMD	03/16/99	99-2/60
	21676	R884-24P-63	AMD	03/16/99	98-23/42
	21998	R884-24P-64	AMD	06/21/99	99-10/89
<u>PROTECTION</u>					
Commerce, Consumer Protection	22212	R152-21	5YR	07/29/99	99-16/49
<u>PSYCHOLOGISTS</u>					
Commerce, Occupational and Professional Licensing	22201	R156-61	5YR	07/22/99	99-16/51
	22102	R156-61-302a	AMD	08/05/99	99-13/12

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>PUBLIC ASSISTANCE PROGRAMS</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	21892	R414-307	AMD	04/23/99	99-6/19
Workforce Services, Employment Development	22330	R986-218	EMR	08/17/99	99-18/55
	22347	R986-218	AMD	10/22/99	99-18/48
<u>PUBLIC BUILDINGS</u>					
Administrative Services, Facilities Construction and Management	22104	R23-1-17	AMD	08/09/99	99-13/6
Public Safety, Fire Marshal	21710	R710-4	AMD	01/15/99	98-24/117
<u>PUBLIC EDUCATION</u>					
Education, Administration	22173	R277-105	5YR	07/06/99	99-15/58
	21677	R277-437	NEW	01/05/99	98-23/4
	22105	R277-438	5YR	06/08/99	99-13/37
	22097	R277-462	AMD	07/19/99	99-12/42
	22408	R277-462	5YR	09/30/99	99-20/56
	22411	R277-714	5YR	09/30/99	99-20/58
	21973	R277-716	AMD	06/03/99	99-9/15
	21678	R277-735	NEW	01/05/99	98-23/6
Money Management Council, Administration	21941	R628-2	AMD	06/01/99	99-8/21
<u>PUBLIC HEALTH</u>					
Health, Community Health Services, Environmental Services	21914	R392-101	NEW	06/10/99	99-7/8
	22107	R392-101	NSC	06/18/99	Not Printed
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22228	R392-100	NSC	08/03/99	Not Printed
	22356	R392-101	NSC	09/01/99	Not Printed
	22229	R392-200	NSC	08/03/99	Not Printed
	22230	R392-300	NSC	08/03/99	Not Printed
	22231	R392-301	NSC	08/03/99	Not Printed
	22233	R392-400	NSC	08/03/99	Not Printed
	22234	R392-401	NSC	08/03/99	Not Printed
	22235	R392-402	NSC	08/03/99	Not Printed
	22236	R392-501	NSC	08/03/99	Not Printed
	22237	R392-502	NSC	08/03/99	Not Printed
	22238	R392-510	NSC	08/03/99	Not Printed
<u>PUBLIC INFORMATION</u>					
Human Resources Management, Administration	22012	R477-2	AMD	06/26/99	99-10/44
<u>PUBLIC INVESTMENTS</u>					
Money Management Council, Administration	21941	R628-2	AMD	06/01/99	99-8/21
<u>PUBLIC SCHOOLS</u>					
Education, Administration	21902	R277-436	AMD	04/15/99	99-6/12
	22406	R277-441	5YR	09/30/99	99-20/55

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	22409	R277-463	5YR	09/30/99	99-20/57
	22100	R277-916	NEW	07/19/99	99-12/46
<u>PUBLIC UTILITIES</u>					
Public Service Commission, Administration	21793	R746-100	AMD	05/17/99	99-3/34
	21794	R746-200	AMD	06/01/99	99-3/41
	21798	R746-320	AMD	06/05/99	99-4/52
	22108	R746-320	AMD	10/29/99	99-13/20
	20997	R746-365	NEW	see CPR	98-9/50
	20997	R746-365	CPR	01/13/99	98-18/39
	21774	R746-365	NSC	01/15/99	Not Printed
	21879	R746-365-4	AMD	06/01/99	99-5/42
<u>QUALITY REVIEW</u>					
Commerce, Occupational and Professional Licensing	22166	R156-26	AMD	08/24/99	99-14/18
	22343	R156-26-307	NSC	09/17/99	Not Printed
<u>QUARANTINE</u>					
Agriculture and Food, Plant Industry	21701	R68-15	AMD	01/15/99	98-24/8
	21808	R68-15	AMD	03/18/99	99-4/7
<u>RABBITS</u>					
Natural Resources, Wildlife Resources	22168	R657-6	AMD	08/17/99	99-14/47
<u>RADIATION</u>					
Environmental Quality, Radiation Control	21806	R313-30	5YR	01/25/99	99-4/66
	22079	R313-30	AMD	08/13/99	99-12/64
<u>RADIATION SAFETY</u>					
Environmental Quality, Radiation Control	21947	R313-18-12	AMD	06/11/99	99-9/29
	21806	R313-30	5YR	01/25/99	99-4/66
	22079	R313-30	AMD	08/13/99	99-12/64
<u>RADIOACTIVE MATERIAL</u>					
Environmental Quality, Radiation Control	21685	R313-15-906	AMD	03/12/99	98-24/32
	21947	R313-18-12	AMD	06/11/99	99-9/29
	21805	R313-21	5YR	01/25/99	99-4/65
	21807	R313-38	5YR	01/25/99	99-4/66
	22081	R313-70	AMD	08/13/99	99-12/68
<u>RANGE MANAGEMENT</u>					
Natural Resources, Forestry, Fire and State Lands	22054	R652-50-610	AMD	09/29/99	99-11/62
<u>RATES</u>					
Administrative Services, Finance	21887	R25-5	NSC	03/05/99	Not Printed
	22049	R25-5	AMD	07/13/99	99-11/14
	21889	R25-8	NSC	03/05/99	Not Printed
Administrative Services, Fleet Operations, Surplus Property	22182	R28-7	AMD	11/01/99	99-15/13
<u>READING</u>					
Education, Administration	22403	R277-472	NEW	11/16/99	99-20/22

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>REAL ESTATE APPRAISAL</u>					
Commerce, Real Estate	22000	R162-101	EMR	05/03/99	99-10/90
	22060	R162-101-2	AMD	07/16/99	99-12/25
	22001	R162-102	EMR	05/03/99	99-10/91
	21915	R162-102	AMD	06/10/99	99-7/5
	22061	R162-102	AMD	07/16/99	99-12/27
	22002	R162-103	EMR	05/03/99	99-10/94
	22062	R162-103	AMD	07/16/99	99-12/29
	22003	R162-104	EMR	05/03/99	99-10/98
	22063	R162-104	AMD	07/16/99	99-12/33
	22004	R162-105	EMR	05/03/99	99-10/100
	22064	R162-105	NEW	07/16/99	99-12/36
	22005	R162-106	EMR	05/03/99	99-10/102
	22065	R162-106	AMD	07/16/99	99-12/37
	22006	R162-107	EMR	05/03/99	99-10/104
	22066	R162-107	AMD	07/16/99	99-12/39
	22007	R162-109	EMR	05/03/99	99-10/105
	22067	R162-109	AMD	07/16/99	99-12/40
<u>REAL ESTATE BUSINESS</u>					
Commerce, Real Estate	21967	R162-2-2	AMD	06/03/99	99-9/3
	21968	R162-6	AMD	06/03/99	99-9/4
<u>RECIPROCITY</u>					
Environmental Quality, Radiation Control	21686	R313-19	AMD	03/12/99	98-24/33
	21948	R313-19-30	AMD	06/11/99	99-9/30
<u>RECLAMATION</u>					
Natural Resources; Oil, Gas and Mining; Coal	22213	R645-100-200	AMD	10/01/99	99-16/30
	21976	R645-101	5YR	04/19/99	99-10/110
	21977	R645-104	5YR	04/19/99	99-10/110
	22215	R645-301-700	AMD	10/01/99	99-16/35
	22216	R645-301-800	AMD	10/01/99	99-16/39
	22217	R645-302-300	AMD	10/01/99	99-16/40
	22218	R645-400-100	AMD	10/01/99	99-16/41
	21978	R645-401	5YR	04/19/99	99-10/111
	22219	R645-401-800	AMD	10/01/99	99-16/43
<u>RECORDS APPEAL HEARINGS</u>					
Administrative Services, Records Committee	21751	R35-1	NEW	03/18/99	99-2/2
	22069	R35-2	NEW	07/16/99	99-12/6
	22113	R35-2-3	NSC	07/16/99	Not Printed
	22070	R35-3	NEW	07/16/99	99-12/7
	22071	R35-4	NEW	07/16/99	99-12/8
	22072	R35-5	NEW	07/16/99	99-12/9
	22073	R35-6	NEW	07/16/99	99-12/10

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>RECREATION</u>					
Natural Resources, Wildlife Resources	21719	R657-38	AMD	01/15/99	98-24/107
	22091	R657-38	NSC	06/04/99	Not Printed
<u>RECREATION AREAS</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22230	R392-300	NSC	08/03/99	Not Printed
	22231	R392-301	NSC	08/03/99	Not Printed
	22234	R392-401	NSC	08/03/99	Not Printed
<u>RECYCLING</u>					
Administrative Services, Fleet Operation, Surplus Property	22181	R28-4	REP	11/01/99	99-15/12
<u>REEMPLOYMENT WORKERS' COMPENSATION GUIDELINES</u>					
Labor Commission, Industrial Accidents	22456	R612-7	5YR	10/15/99	99-21/72
<u>REGIONAL SERVICE CENTERS</u>					
Education, Administration	22407	R277-456	5YR	09/30/99	99-20/56
<u>REGIONALIZATION</u>					
Environmental Quality, Drinking Water	22204	R309-352	AMD	09/15/99	99-16/18
<u>REGISTRATION</u>					
Environmental Quality, Radiation Control	22081	R313-70	AMD	08/13/99	99-12/68
<u>REHABILITATION</u>					
Education, Applied Technology Education (Board for), Rehabilitation	21680	R280-202	NEW	01/05/99	98-23/10
<u>RELIGIOUS ACTIVITIES</u>					
Tax Commission, Auditing	22161	R865-19S-79	AMD	09/02/99	99-14/63
	22094	R865-19S-106	AMD	09/02/99	99-12/91
	22095	R865-19S-107	AMD	09/02/99	99-12/92
	22162	R865-19S-108	AMD	09/02/99	99-14/64
<u>REPORTING</u>					
Environmental Quality, Air Quality	21590	R307-150	REP	03/04/99	98-22/55
Health, Community Health Services, Chronic Disease	21849	R384-100	NEW	see CPR	99-5/27
	21849	R384-100	CPR	08/16/99	99-13/34
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22226	R388-803	NSC	08/03/99	Not Printed
Health, Community Health Services, HIV/AIDS Prevention and Control	22190	R388-803	R&R	10/19/99	99-15/25
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22426	R388-803	NSC	10/08/99	Not Printed

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>REPORTING REQUIREMENTS AND PROCEDURES</u>					
Health, Community Health Services, Chronic Disease (Changed to Community and Family Health Services, Chronic Disease)	22221	R384-100	NSC	08/03/99	Not Printed
<u>REPORTS</u>					
Environmental Quality, Air Quality	21591	R307-150	NEW	see CPR	98-22/56
	21591	R307-150	CPR	03/04/99	99-3/57
<u>REQUIREMENTS AND PROCEDURES</u>					
Health, Community Health Services, Chronic Disease	21849	R384-100	NEW	see CPR	99-5/27
	21849	R384-100	CPR	08/16/99	99-13/34
<u>RESEARCH</u>					
Health, Vital Records and Health Statistics (Changed to Center for Health Data, Vital Records and Statistics)	22271	R436-17	NSC	08/03/99	Not Printed
<u>RESORTS</u>					
Health, Community Health Services, Environmental Services (Changed to Epidemiology and Laboratory Services, Environmental Services)	22237	R392-502	NSC	08/03/99	Not Printed
<u>RESOURCES</u>					
Workforce Services, Employment Development	22330	R986-218	EMR	08/17/99	99-18/55
	22347	R986-218	AMD	10/22/99	99-18/48
<u>RETIREMENT</u>					
Human Resource Management, Administration	22021	R477-12	AMD	06/26/99	99-10/66
<u>RIGHT-OF-WAY</u>					
Transportation, Administration	22124	R907-64	EMR	06/28/99	99-14/76
	22165	R907-64	NEW	08/17/99	99-14/65
	22413	R907-65	NEW	11/16/99	99-20/43
<u>ROYALTIES</u>					
School and Institutional Trust Lands, Administration	21909	R850-20-175	EXP	03/03/99	99-7/52
<u>RULES</u>					
Public Service Commission, Administration	21794	R746-200	AMD	06/01/99	99-3/41
<u>RULES AND PROCEDURES</u>					
Education, Administration	21893	R277-102	5YR	02/26/99	99-6/28
Education, Applied Technology Education (Board for), Rehabilitation	22315	R280-150	5YR	08/13/99	99-17/129
Fair Corporation (Utah State), Administration	21872	R325-1	AMD	04/05/99	99-5/22
	22114	R325-1	AMD	08/19/99	99-14/28
	21873	R325-2	AMD	04/05/99	99-5/23
	22115	R325-2	AMD	08/19/99	99-14/30
	21874	R325-3	AMD	04/05/99	99-5/24
	2116	R325-3	AMD	08/19/99	99-14/31

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	21875	R325-4	AMD	04/05/99	99-5/25
	22117	R325-4	NSC	07/06/99	Not Printed
	21876	R325-5	AMD	04/05/99	99-5/26
	22118	R325-5	AMD	08/19/99	99-14/32
Health, Community Health Services, Epidemiology	22189	R386-702	AMD	10/01/99	99-15/18
Health, Community Health Services, Epidemiology (Changed to Epidemiology and Laboratory Services, Epidemiology)	22222	R386-702	NSC	08/03/99	Not Printed
	22223	R386-703	NSC	08/03/99	Not Printed
Health, Family Health Services, Child Health (Changed to Community and Family Health Services, Immunization)	22239	R396-100	NSC	08/03/99	Not Printed
Human Resources Management, Administration	22011	R477-1	AMD	06/26/99	99-10/39
Natural Resources, Wildlife Resources	21827	R657-27	AMD	03/18/99	99-4/51
Public Safety, Driver License	21579	R708-2	R&R	see CPR	98-22/115
	21579	R708-2	CPR	03/18/99	99-4/61
Public Service Commission, Administration	21793	R746-100	AMD	05/17/99	99-3/34
	21798	R746-320	AMD	06/05/99	99-4/52
	22108	R746-320	AMD	10/29/99	99-13/20
	22178	R746-409-1	AMD	11/25/99	99-15/45
<u>SAFETY</u>					
Environmental Quality, Radiation Control	21685	R313-15-906	AMD	03/12/99	98-24/32
Labor Commission, Occupational Safety and Health	21847	R614-1-4	AMD	04/05/99	99-5/41
	22038	R614-1-4	AMD	07/02/99	99-11/46
	22039	R614-1-7	AMD	07/02/99	99-11/47
	21983	R614-4-4	NSC	05/13/99	Not Printed
Labor Commission, Safety	22036	R616-2	AMD	07/02/99	99-11/53
	21454	R616-3	AMD	01/28/99	98-19/84
	22037	R616-3	AMD	07/02/99	99-11/56
	21944	R616-3-18	NSC	05/01/99	Not Printed
Public Service Commission, Administration	22178	R746-409-1	AMD	11/25/99	99-15/45
Regents (Board of), University of Utah, Administration	22518	R805-1	5YR	12/01/99	99-24/57
Transportation, Motor Carrier	22346	R909-3	5YR	08/30/99	99-18/61
<u>SAFETY REGULATION</u>					
Transportation, Motor Carrier	21780	R909-75	AMD	05/04/99	99-3/49
	22278	R909-75	AMD	10/04/99	99-17/121
Transportation, Motor Carrier, Ports of Entry	21799	R912-3	NSC	01/27/99	Not Printed
	21819	R912-4	REP	06/01/99	99-4/58
<u>SALARIES</u>					
Human Resources Management, Administration	22016	R477-7	AMD	06/26/99	99-10/52

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>SALES TAX</u>					
Tax Commission, Auditing	22161	R865-19S-79	AMD	09/02/99	99-14/63
	22094	R865-19S-106	AMD	09/02/99	99-12/91
	22095	R865-19S-107	AMD	09/02/99	99-12/92
	22162	R865-19S-108	AMD	09/02/99	99-14/64
<u>SCHOLARSHIPS</u>					
Health, Health Systems Improvement, Primary Care and Rural Health	21802	R434-10	AMD	03/26/99	99-4/36
	21666	R434-20	NEW	01/07/99	98-23/26
<u>SCHOOL BUSES</u>					
Education, Administration	22207	R277-600	AMD	09/15/99	99-16/12
Transportation, Motor Carrier	22346	R909-3	5YR	08/30/99	99-18/61
<u>SCHOOL ENROLLMENT</u>					
Education, Administration	22209	R277-907	AMD	09/15/99	99-16/17
<u>SCHOOLS</u>					
Education, Administration	21896	R277-601	5YR	02/26/99	99-6/29
Health, Community Health Services, Environmental Services (Changed to Epidemiology and Laboratory Services, Environmental Services)	22229	R392-200	NSC	08/03/99	Not Printed
Public Safety, Driver License	21579	R708-2	R&R	see CPR	98-22/115
	21579	R708-2	CPR	03/18/99	99-4/61
<u>SCHOOL TRANSPORTATION</u>					
Education, Administration	22207	R277-600	AMD	09/15/99	99-16/12
	21896	R277-601	5YR	02/26/99	99-6/29
<u>SCHOOL YEAR</u>					
Education, Administration	22406	R277-441	5YR	09/30/99	99-20/55
<u>SCIENCE</u>					
Education, Admission	22385	R277-444	AMD	11/02/99	99-19/20
<u>SCREENING</u>					
Health, Community Health Services, HIV/AIDS Prevention and Control	22191	R388-804	R&R	11/24/99	99-15/27
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22227	R388-804	NSC	08/03/99	Not Printed
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22427	R388-804	NSC	10/08/99	Not Printed
<u>SEARCH AND RESCUE</u>					
Public Safety, Comprehensive Emergency Management	22163	R704-1	NEW	08/19/99	99-14/59
<u>SECURITY GUARDS</u>					
Commerce, Occupational and Professional Licensing	21855	R156-63	AMD	04/01/99	99-5/7

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>SENIOR CENTERS</u>					
Human Services, Aging and Adult Services	21730	R510-103	AMD	02/03/99	99-1/14
<u>SETTLEMENT</u>					
Labor Commission, Adjudication	21845	R602-2-1	AMD	04/05/99	99-5/38
	21846	R602-2-4	AMD	04/05/99	99-5/40
<u>SHORTHAND REPORTER</u>					
Commerce, Occupational and Professional Licensing	21812	R156-74	NEW	03/18/99	99-4/12
	21813	R156-78	REP	03/18/99	99-4/13
<u>SLCC (Salt Lake Community College)</u>					
Regents (Board of), Salt Lake Community College	21820	R784-1	NEW	03/18/99	99-4/57
<u>SMOKING</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22238	R392-510	NSC	08/03/99	Not Printed
<u>SOBRIETY TESTS</u>					
Health, Laboratory Services (Changed to Health, Epidemiology and Laboratory Services, Laboratory Services)	22273	R438-12	NSC	08/03/99	Not Printed
<u>SOCIAL SECURITY</u>					
Human Services, Recovery Services	21726	R527-378	AMD	01/15/99	98-24/90
<u>SOCIAL SERVICES</u>					
Human Services, Administration, Administrative Hearings	22059	R497-100	AMD	08/17/99	99-12/79
<u>SOCIAL WORKERS</u>					
Commerce, Occupational and Professional Licensing	22085	R156-60a	AMD	07/19/99	99-12/12
	22485	R156-60a	5YR	11/15/99	99-23/111
<u>SOLAR ENERGY</u>					
Natural Resources, Energy and Resource Planning	22029	R637-1	AMD	07/30/99	99-11/59
<u>SOLID WASTE MANAGEMENT</u>					
Environmental Quality, Solid and Hazardous Waste	21783	R315-301-2	AMD	03/15/99	99-3/10
	22305	R315-301-2	AMD	10/15/99	99-17/25
	21784	R315-303	AMD	see CPR	99-3/14
	21784	R315-303	CPR	05/05/99	99-7/48
	21439	R315-304	AMD	see CPR	98-19/50
	21439	R315-304	CPR	01/05/99	98-23/45
	21772	R315-304-1	NSC	01/05/99	Not Printed
	21785	R315-305-5	AMD	03/15/99	99-3/18
	22306	R315-306-1	AMD	10/15/99	99-17/30
	22307	R315-308	AMD	10/15/99	99-17/31
	22309	R315-314	AMD	10/15/99	99-17/38

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	21786	R315-315-6	AMD	03/15/99	99-3/19
	21919	R315-315-6	NSC	03/15/99	Not Printed
	22310	R315-315-7	AMD	10/15/99	99-17/41
	21787	R315-317	AMD	03/15/99	99-3/20
	22311	R315-317-3	AMD	10/15/99	99-17/42
	21788	R315-318	AMD	see CPR	99-3/22
	21788	R315-318	CPR	05/05/99	99-7/50
	21920	R315-320	5YR	03/12/99	99-7/55
	22312	R315-320	AMD	10/15/99	99-17/43
<u>SOURCE MATERIAL</u>					
Environmental Quality, Radiation Control	21805	R313-21	5YR	01/25/99	99-4/65
<u>SOVEREIGN LANDS</u>					
Natural Resources; Forestry, Fire and State Lands	21672	R652-70-2300	AMD	01/14/99	98-23/36
<u>SPAS</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22232	R392-302	NSC	08/03/99	Not Printed
<u>SPECIAL EVENTS</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22233	R392-400	NSC	08/03/99	Not Printed
<u>SPEED LIMITS</u>					
Regents (Board of), University of Utah, Administration	22518	R805-1	5YR	12/01/99	99-24/57
<u>SPOUSAL NOTIFICATION</u>					
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22226	R388-803	NSC	08/03/99	Not Printed
Health, Community Health Services, HIV/AIDS Prevention and Control	22190	R388-803	R&R	10/19/99	99-15/25
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22426	R388-803	NSC	10/08/99	Not Printed
<u>STANDARDS</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22255	R436-1	NSC	08/03/99	Not Printed
	22264	R436-10	NSC	08/03/99	Not Printed
	22266	R436-12	NSC	08/03/99	Not Printed
	22267	R436-13	NSC	08/03/99	Not Printed
<u>STATE ASSISTED LOANS</u>					
Environmental Quality, Water Quality	22112	R317-100	AMD	10/01/99	99-13/13

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>STATE BUILDINGS</u>					
Administrative Services, Facilities Construction and Management	22103	R23-3	NEW	08/09/99	99-13/7
<u>STATE EMPLOYEES</u>					
Administrative Services, Finance	21887	R25-5	NSC	03/05/99	Not Printed
	22049	R25-5	AMD	07/13/99	99-11/14
	21888	R25-7	NSC	03/05/99	Not Printed
	22050	R25-7	AMD	see CPR	99-11/15
	22050	R25-7	CPR	09/01/99	99-15/55
	21889	R25-8	NSC	03/05/99	Not Printed
Human Resources Management, Administration	22015	R477-6	AMD	06/26/99	99-10/50
<u>STATE FLAG</u>					
Lieutenant Governor, Administration	21963	R622-2	NEW	06/22/99	99-9/84
	22030	R622-2	NSC	06/22/99	Not Printed
<u>STATE PLANNING</u>					
Administrative Services, Facilities Construction and Management	22103	R23-3	NEW	08/09/99	99-13/7
<u>STATE PROPERTY</u>					
Administrative Services, Fleet Operations, Surplus Property	22179	R28-1	AMD	11/01/99	99-15/8
	22181	R28-2	REP	11/01/99	99-15/12
<u>STATE RECORDS COMMITTEE</u>					
Administrative Services, Records Committee	21751	R35-1	NEW	03/18/99	99-2/2
	22069	R35-2	NEW	07/16/99	99-12/6
	22113	R35-2-3	NSC	07/16/99	Not Printed
	22070	R35-3	NEW	07/16/99	99-12/7
	22071	R35-4	NEW	07/16/99	99-12/8
	22072	R35-5	NEW	07/16/99	99-12/9
	22073	R35-6	NEW	07/16/99	99-12/10
<u>STATIONARY SOURCES</u>					
Environmental Quality, Air Quality	22044	R307-210-1	AMD	07/15/99	99-11/25
<u>STOVE</u>					
Environmental Quality, Air Quality	21570	R307-302-2	AMD	01/07/99	98-22/67
<u>STUDENT COMPETENCY</u>					
Education, Administration	21825	R277-702	AMD	03/22/99	99-4/20
<u>STUDENT LOANS</u>					
Regents (Board of), Administration	22358	R765-610	AMD	11/03/99	99-19/94
	22359	R765-648	REP	11/03/99	99-19/95
<u>STUDENTS</u>					
Education, Administration	22098	R277-709	AMD	07/19/99	99-12/44
	22387	R277-713	AMD	11/02/99	99-19/23
<u>STUDENTS AT RISK</u>					
Education, Administration	21902	R277-436	AMD	04/15/99	99-6/12

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>SURVEYS</u>					
Environmental Quality, Radiation Control	21806	R313-30	5YR	01/25/99	99-4/66
	22079	R313-30	AMD	08/13/99	99-12/64
	22080	R313-35	AMD	08/13/99	99-12/66
	21807	R313-38	5YR	01/25/99	99-4/66
School and Institutional Trust Lands, Administration	21932	R850-40-1600	AMD	05/18/99	99-8/58
	22344	R850-40-1600	AMD	10/18/99	99-18/37
<u>TAILINGS</u>					
Environmental Quality, Air Quality	21697	R307-12 (Changed to R307-205)	AMD	see CPR	98-24/12
	21697	R307-12 (Changed to R307-205)	CPR	05/04/99	99-7/44
<u>TAXATION</u>					
Tax Commission, Auditing	21760	R865-6F-34	AMD	03/16/99	99-2/58
	21761	R865-6F-35	AMD	03/16/99	99-2/59
DAR Note: The following three sections will be combined to create one new rule, "R865-7H. Environmental Assurance Fee."					
	21737	R865-7H-1	NEW	03/16/99	99-1/22
	21738	R865-7H-2	NEW	03/16/99	99-1/24
	21739	R865-7H-3	NEW	03/16/99	99-1/24
	21740	R865-13G-14	AMD	04/28/99	99-1/25
Tax Commission, Motor Vehicle	21997	R873-22M-20	AMD	06/21/99	99-10/88
Tax Commission, Property Tax	22353	R884-24P-19	AMD	10/19/99	99-18/38
	22391	R884-24P-19	NSC	10/19/99	Not Printed
	22444	R884-24P-19	NSC	10/26/99	Not Printed
	21930	R884-24P-27	AMD	06/21/99	99-8/59
	21974	R884-24P-27	NSC	06/21/99	Not Printed
	22185	R884-24P-27	AMD	09/02/99	99-15/49
	21931	R884-24P-32	AMD	06/21/99	99-8/61
	21974	R884-24P-32	NSC	06/21/99	Not Printed
	22186	R884-24P-32	AMD	09/02/99	99-15/51
	22354	R884-24P-33	AMD	10/19/99	99-18/40
	22096	R884-24P-50	AMD	09/02/99	99-12/93
	21326	R884-24P-52	AMD	see CPR	98-16/58
	21326	R884-24P-52	CPR	01/12/99	98-23/46
	21777	R884-24P-53	EMR	01/12/99	99-3/64
21789	R884-24P-53	AMD	03/16/99	99-3/46	
22028	R884-24P-57	AMD	09/02/99	99-11/73	
21762	R884-24P-61	AMD	03/16/99	99-2/60	
21676	R884-24P-63	AMD	03/16/99	98-23/42	
21998	R884-24P-64	AMD	06/21/99	99-10/89	
<u>TAX CREDITS</u>					
Natural Resources, Energy and Resource Planning	22029	R637-1	AMD	07/30/99	99-11/59

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>TAX EXEMPTIONS</u>					
Tax Commission, Auditing	22161	R865-19S-79	AMD	09/02/99	99-14/63
	22094	R865-19S-106	AMD	09/02/99	99-12/91
	22095	R865-19S-107	AMD	09/02/99	99-12/92
	22162	R865-19S-108	AMD	09/02/99	99-14/64
<u>TEACHER CERTIFICATION</u>					
Education, Administration	21972	R277-503	AMD	06/03/99	99-9/13
	22410	R277-504	5YR	09/30/99	99-20/57
	21824	R277-519	AMD	03/22/99	99-4/19
Professional Practices Advisory Commission, Administration	21921	R686-100	AMD	05/06/99	99-7/31
<u>TEACHERS</u>					
Professional Practices Advisory Commission, Administration	21922	R686-103	NEW	05/06/99	99-7/40
	22280	R686-103	NSC	09/01/99	Not Printed
<u>TELECOMMUNICATIONS</u>					
Public Service Commission, Administration	20997	R746-365	NEW	see CPR	98-9/50
	20997	R746-365	CPR	01/13/99	98-18/39
	21774	R746-365	NSC	01/15/99	Not Printed
	21879	R746-365-4	AMD	06/01/99	99-5/42
<u>TEMPORARY MASS GATHERINGS</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22233	R392-400	NSC	08/03/99	Not Printed
<u>THERAPISTS</u>					
Commerce, Occupational and Professional Licensing	22484	R156-60	5YR	11/15/99	99-23/111
	22376	R156-60b	AMD	11/08/99	99-19/17
	22486	R156-60b	5YR	11/15/99	99-23/112
<u>TIRES</u>					
Transportation, Motor Carrier, Ports of Entry	21801	R912-76	NSC	01/27/99	Not Printed
<u>TOWING</u>					
Public Safety, Highway Patrol	21882	R714-600	NEW	04/15/99	99-6/25
<u>TRAINING</u>					
Natural Resources, Wildlife Resources	22170	R657-46	NEW	08/18/99	99-14/57
	22355	R657-46	AMD	10/16/99	99-18/34
<u>TRAINING PROGRAMS</u>					
Human Resources Management, Administration	22019	R477-10	AMD	06/26/99	99-10/63
Workforce Services, Workforce Information and Payment Services	21770	R994-600	AMD	03/05/99	99-3/51
<u>TRANSPORTATION</u>					
Administrative Services, Finance	21888	R25-7	NSC	03/05/99	Not Printed
	22050	R25-7	AMD	see CPR	99-11/15
	22050	R25-7	CPR	09/01/99	99-15/55

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Environmental Quality, Radiation Control	21686	R313-19	AMD	03/12/99	98-24/33
	21948	R313-19-30	AMD	06/11/99	99-9/30
<u>TRANSPORTATION SAFETY</u>					
Transportation, Motor Carrier	21756	R909-1	AMD	03/15/99	99-2/62
<u>TRAVEL FUNDS</u>					
Human Services, Aging and Adult Services	21885	R510-111	5YR	02/23/99	99-6/31
	21886	R510-111	NSC	02/27/99	Not Printed
<u>TRUANCY</u>					
Education, Administration	22404	R277-607	NEW	11/16/99	99-20/24
	22313	R277-609	5YR	08/13/99	99-17/128
<u>TRUCKS</u>					
Transportation, Motor Carrier	21756	R909-1	AMD	03/15/99	99-2/62
Transportation, Motor Carrier, Ports of Entry	21799	R912-3	NSC	01/27/99	Not Printed
	22171	R912-14	5YR	07/06/99	99-15/58
<u>TUBERCULOSIS</u>					
Health, Community Health Services, HIV/AIDS Prevention and Control	22191	R388-804	R&R	11/24/99	99-15/27
Health, Community Health Services, HIV/AIDS Prevention and Control (Changed to Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health)	22227	R388-804	NSC	08/03/99	Not Printed
Health, Community and Family Health Services, HIV/AIDS, Tuberculosis Control/Refugee Health (Changed to Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health)	22427	R388-804	NSC	10/08/99	Not Printed
<u>UNDERCOVER IDENTIFICATION</u>					
Public Safety, Law Enforcement and Technical Services, Regulatory Licensing	21929	R724-7	R&R	06/14/99	99-8/54
<u>UNDERGROUND STORAGE TANKS</u>					
Environmental Quality, Environmental Response and Remediation	21854	R311-201	NSC	02/27/99	Not Printed
	22075	R311-205-2	AMD	see CPR	99-12/51
	22075	R311-205-2	CPR	10/04/99	99-17/124
<u>UNEMPLOYED WORKERS</u>					
Workforce Services, Workforce Information and Payment Services	21770	R994-600	AMD	03/05/99	99-3/51
<u>UNEMPLOYMENT</u>					
Workforce Services, Workforce Information and Payment Services	21770	R994-600	AMD	03/05/99	99-3/51
<u>UNEMPLOYMENT COMPENSATION</u>					
Workforce Services, Workforce Information and Payment Services	22197	R994-309	5YR	07/20/99	99-16/51
	22192	R994-310	5YR	07/20/99	99-16/52
	22199	R994-311	5YR	07/20/99	99-16/52

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	22220	R994-312	5YR	07/30/99	99-16/53
	21745	R994-405	AMD	02/17/99	99-2/65
	21746	R994-405	AMD	02/17/99	99-2/72
	21748	R994-405	AMD	02/17/99	99-2/77
	21749	R994-405	AMD	02/17/99	99-2/83
<u>UNITS</u>					
Environmental Quality, Radiation Control	21684	R313-12-3	AMD	03/12/99	98-24/26
<u>UTILITY SERVICE SHUTOFF</u>					
Public Service Commission, Administration	21794	R746-200	AMD	06/01/99	99-3/41
	21798	R746-320	AMD	06/05/99	99-4/52
	22108	R746-320	AMD	10/29/99	99-13/20
<u>VACATIONS</u>					
Human Resource Management, Administration	21803	R477-8	AMD	05/04/99	99-4/42
	22017	R477-8	AMD	06/26/99	99-10/55
	22047	R477-8	AMD	07/19/99	99-11/32
<u>VENTILATION</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22238	R392-510	NSC	08/03/99	Not Printed
<u>VETERINARIANS</u>					
Environmental Quality, Radiation Control	22080	R313-35	AMD	08/13/99	99-12/66
<u>VETERINARY MEDICINE</u>					
Commerce, Occupational and Professional Licensing	21753	R156-28	AMD	02/18/99	99-2/3
<u>VICTIM COMPENSATION</u>					
Crime Victim Reparations, Administration	21904	R270-1	AMD	04/15/99	99-6/7
<u>VICTIMS OF CRIMES</u>					
Crime Victim Reparations, Administration	21904	R270-1	AMD	04/15/99	99-6/7
<u>VITAL STATISTICS</u>					
Health, Vital Records and Health Statistics (Changed to Health, Center for Health Data, Vital Records and Statistics)	22255	R436-1	NSC	08/03/99	Not Printed
	22256	R436-2	NSC	08/03/99	Not Printed
	22257	R436-3	NSC	08/03/99	Not Printed
	22258	R436-4	NSC	08/03/99	Not Printed
	22260	R436-6	NSC	08/03/99	Not Printed
	22261	R436-7	NSC	08/03/99	Not Printed
	22262	R436-8	NSC	08/03/99	Not Printed
	22263	R436-9	NSC	08/03/99	Not Printed
	22264	R436-10	NSC	08/03/99	Not Printed
	22265	R436-11	NSC	08/03/99	Not Printed
	22266	R436-12	NSC	08/03/99	Not Printed

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	22267	R436-13	NSC	08/03/99	Not Printed
	22268	R436-14	NSC	08/03/99	Not Printed
	22269	R436-15	NSC	08/03/99	Not Printed
	22270	R436-16	NSC	08/03/99	Not Printed
	22271	R436-17	NSC	08/03/99	Not Printed
<u>VOLUNTEER</u>					
Human Services, Aging and Adult Services	21885	R510-111	5YR	02/23/99	99-6/31
	21886	R510-111	NSC	02/27/99	Not Printed
<u>WASTE DISPOSAL</u>					
Environmental Quality, Radiation Control	21685	R313-15-906	AMD	03/12/99	98-24/32
Environmental Quality, Solid and Hazardous Waste	21783	R315-301-2	AMD	03/15/99	99-3/10
	22305	R315-301-2	AMD	10/15/99	99-17/25
	21784	R315-303	AMD	see CPR	99-3/14
	21784	R315-303	CPR	05/05/99	99-7/48
	21439	R315-304	AMD	see CPR	98-19/50
	21439	R315-304	CPR	01/05/99	98-23/45
	21772	R315-304-1	NSC	01/05/99	Not Printed
	21785	R315-305-5	AMD	03/15/99	99-3/18
	22306	R315-306-1	AMD	10/15/99	99-17/30
	22306	R315-308	AMD	10/15/99	99-17/31
	22309	R315-314	AMD	10/15/99	99-17/38
	21786	R315-315-6	AMD	03/15/99	99-3/19
	21919	R315-315-6	NSC	03/15/99	Not Printed
	22310	R315-315-7	AMD	10/15/99	99-17/41
	21787	R315-317	AMD	03/15/99	99-3/20
	22311	R315-317-3	AMD	10/15/99	99-17/42
	21788	R315-318	AMD	see CPR	99-3/22
	21788	R315-318	CPR	05/05/99	99-7/50
	21920	R315-320	5YR	03/12/99	99-7/55
	22312	R315-320	AMD	10/15/99	99-17/43
<u>WASTEWATER</u>					
Environmental Quality, Water Quality	22112	R317-100	AMD	10/01/99	99-13/13
<u>WASTEWATER TREATMENT</u>					
Environmental Quality, Water Quality	21449	R317-10	AMD	see CPR	98-19/70
	21449	R317-10	CPR	02/04/99	99-1/35
<u>WATERFOWL</u>					
Natural Resources, Wildlife Resources	22350	R657-9	AMD	10/16/99	99-18/21
<u>WATER FUNDING</u>					
Natural Resources, Water Resources	21736	R653-2	AMD	02/02/99	99-1/15
<u>WATER POLLUTION</u>					
Environmental Quality, Water Quality	21449	R317-10	AMD	see CPR	98-19/70
	21449	R317-10	CPR	02/04/99	99-1/35

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>WATER SLIDES</u>					
Health, Community Health Services, Environmental Services (Changed to Health, Epidemiology and Laboratory Services, Environmental Services)	22232	R392-302	NSC	08/03/99	Not Printed
<u>WELFARE FRAUD</u>					
Human Services, Recovery Services	21675	R527-200	AMD	01/04/99	98-23/33
<u>WILDLIFE</u>					
Natural Resources, Wildlife Resources	22167	R657-4	AMD	08/17/99	99-14/45
	21717	R657-5	AMD	01/15/99	98-24/96
	22076	R657-5	AMD	07/16/99	99-12/87
	22349	R657-5-16	AMD	10/16/99	99-18/20
	22168	R657-6	AMD	08/17/99	99-14/47
	22350	R657-9	AMD	10/16/99	99-18/21
	22351	R657-10	AMD	10/16/99	99-18/28
	22393	R657-20	AMD	11/16/99	99-20/33
	22169	R657-22	AMD	08/17/99	99-14/54
	21827	R657-27	AMD	03/18/99	99-4/51
	21938	R657-33	AMD	05/18/99	99-8/33
	22027	R657-37	5YR	05/03/99	99-11/75
	21939	R657-37	AMD	05/18/99	99-8/39
	22352	R657-37-3	AMD	10/16/99	99-18/33
	21719	R657-38	AMD	01/15/99	98-24/107
	22091	R657-38	NSC	06/04/99	Not Printed
	21940	R657-41	AMD	05/18/99	99-8/45
	22092	R657-41	NSC	06/04/99	Not Printed
	21720	R657-42	AMD	01/15/99	98-24/109
	21721	R657-43	AMD	01/15/99	98-24/110
	22170	R657-46	NEW	08/18/99	99-14/57
	22355	R657-46	AMD	10/16/99	99-18/34
<u>WILDLIFE LAW</u>					
Natural Resources, Wildlife Resources	22169	R657-22	AMD	08/17/99	99-14/54
	21827	R657-27	AMD	03/18/99	99-4/51
<u>WILDLIFE PERMITS</u>					
Natural Resources, Wildlife Resources	21940	R657-41	AMD	05/18/99	99-8/45
	22092	R657-41	NSC	06/04/99	Not Printed
<u>WIND POWER</u>					
Natural Resources, Energy and Resource Planning	22029	R637-1	AMD	07/30/99	99-11/59
<u>WOMEN</u>					
Health, Family Health Services, WIC Services (Changed to Health, Community and Family Health Services, WIC Services)	22242	R406-100	NSC	08/03/99	Not Printed
	22243	R406-200	NSC	08/03/99	Not Printed
	22244	R406-201	NSC	08/03/99	Not Printed
	22245	R406-202	NSC	08/03/99	Not Printed

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	22246	R406-301	NSC	08/03/99	Not Printed
<u>WOOD FURNITURE</u>					
Environmental Quality, Air Quality	21727	R307-343	NEW	see CPR	98-24/18
	21727	R307-343	CPR	06/02/99	99-9/95
<u>WOODBURNING</u>					
Environmental Quality, Air Quality	21570	R307-302-2	AMD	01/07/99	98-22/67
<u>WORK-BASED LEARNING PROGRAMS</u>					
Education, Administration	22100	R277-916	NEW	07/19/99	99-12/46
<u>WORKERS' COMPENSATION</u>					
Labor Commission, Adjudication	21845	R602-2-1	AMD	04/05/99	99-5/38
	21846	R602-2-4	AMD	04/05/99	99-5/40
<u>X-RAY</u>					
Environmental Quality, Radiation Control	21535	R313-16	AMD	01/15/99	98-21/27
	22077	R313-16	AMD	08/13/99	99-12/55
	21682	R313-28	AMD	03/12/99	98-24/46
	22078	R313-28	AMD	08/13/99	99-12/57
	21806	R313-30	5YR	01/25/99	99-4/66
	22079	R313-30	AMD	08/13/99	99-12/64
	22080	R313-35	AMD	08/13/99	99-12/66
	22081	R313-70	AMD	08/13/99	99-12/68