

UTAH STATE DIGEST

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
Filed January 16, 2020, 12:00 a.m. through January 31, 2020, 11:59 p.m.

Number 2020-04
February 15, 2020

Kylie Cone, Managing Editor

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

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

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

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

Office of Administrative Rules, Salt Lake City 84114

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

Utah state digest.

Semimonthly.

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

KFU38.U8

348.792'025--DDC

86-658042

TABLE OF CONTENTS

| | |
|--|----|
| EDITOR'S NOTES..... | 1 |
| NOTICES OF PROPOSED RULES..... | 3 |
| FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION | 25 |
| NOTICES OF RULE EFFECTIVE DATES | 31 |

EDITOR'S NOTES

There was a processing error in the publication of the notice of effective date for Rule R414-518, File No. 44023. The effective date, which is 01/13/2020, was not published. The notice should have been:

Health

Health Care Financing, Coverage and Reimbursement Policy

No. 44023 (NEW): R414-518. Emergency Services Program for Non-Citizens

Published: 09/15/2019

Effective: 01/13/2020

If you have any questions about the issues addressed in this editor's note, please contact the Office of Administrative Rules by telephone at (801) 957-7110, or by email at rulesonline@utah.gov

End of the Editor's Notes Section

NOTICES OF PROPOSED RULES

A state agency may file a **PROPOSED RULE** when it determines the need for a substantive change to an existing rule. With a **NOTICE OF PROPOSED RULE**, an agency may create a new rule, amend an existing rule, repeal an existing rule, or repeal an existing rule and reenact a new rule. Filings received between January 16, 2020, 12:00 a.m., and January 31, 2020, 11:59 p.m. are included in this, the February 15, 2020, issue of the *Utah State Digest*.

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

The law requires that an agency accept public comment on **PROPOSED RULES** published in this issue of the *Utah State Digest* until at least March 16, 2020. The agency may accept comment beyond this date and will indicate the last day the agency will accept comment in the **RULE ANALYSIS**. The agency may also hold public hearings. Additionally, citizens or organizations may request the agency hold a hearing on a specific **PROPOSED RULE**. Section 63G-3-302 requires that a hearing request be received by the agency proposing the rule "in writing not more than 15 days after the publication date of the proposed rule."

From the end of the public comment period through June 14, 2020, the agency may notify the Office of Administrative Rules that it wants to make the **PROPOSED RULE** effective. The agency sets the effective date. The date may be no fewer than seven calendar days after the close of the public comment period nor more than 120 days after the publication date of this issue of the *Utah State Bulletin*. Alternatively, the agency may file a **CHANGE IN PROPOSED RULE** in response to comments received. If the Office of Administrative Rules does not receive a **NOTICE OF EFFECTIVE DATE** or a **CHANGE IN PROPOSED RULE**, the **PROPOSED RULE** lapses.

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

PROPOSED RULES are governed by Section 63G-3-301, Rule R15-2, and Sections R15-4-3, R15-4-4, R15-4-5a, R15-4-9, and R15-4-10.

The Proposed Rules Begin on the Following Page

| NOTICE OF PROPOSED RULE | | | |
|-------------------------------|----------|------------------|--|
| TYPE OF RULE: Amendment | | | |
| Utah Admin. Code Ref (R no.): | R156-11a | Filing No. 52505 | |

Agency Information

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

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

General Information

| |
|--|
| 2. Rule or section catchline: |
| Cosmetology and Associated Professions Licensing Act Rule |
| 3. Purpose of the new rule or reason for the change: |
| The Division of Occupational and Professional Licensing (Division) in collaboration with the Cosmetology and Associated Professions Licensing Board recommends these changes to update and clarify licensing requirements. |
| 4. Summary of the new rule or change: |
| In Subsection R156-11a-102(8), the proposed amendment modifies the supervision requirement for dermaplaning from direct supervision to general supervision. |
| In Subsection R156-11a-102(15), the proposed amendment clarifies supervision language. |
| In Subsection R156-11a-302, the proposed amendments remove references to "good moral character" to clarify that the potentially disqualifying convictions are based on unprofessional conduct per Subsection 58-1-501(2)(c). |
| In Subsection R156-11a-302a(1), the proposed amendment reduces the required passing score for the National Interstate Council of State Board of Cosmetology (NIC) exams from 75% to 70%. |
| In Section R156-11a-302b, the proposed amendment |

adds a third approved education or credential evaluation service provider and corrects the statute reference.

In Section R156-11a-503, the proposed amendment makes a nonsubstantive formatting change to the fine schedule by substituting a table in place of subsections (1)(a) through (f).

In Section R156-11a-610, the proposed amendments delete subsection (5) (which prohibited a licensee from applying acid to skin that has undergone microdermabrasion or microneedling within the previous seven days, unless under the general supervision of a licensed health care practitioner), and renumber the remainder of the subsections.

In Subsection R156-11a-611(2), the proposed amendment modifies the supervision requirement for dermaplaning from direct supervision to general supervision.

In Sections R156-11a-800 through R156-11a-804, the proposed amendments modify requirements for apprenticeships in each of these sections to mandate that an instructor may not have had any disciplinary action in the preceding three years, and to require the daily record to be available to the Division immediately upon request.

Fiscal Information

| |
|---|
| 5. Aggregate anticipated cost or savings to: |
| A) State budget: |
| No state agencies will be directly or indirectly affected by these rule changes because the constrained parties consist only of individuals applying for or appropriately licensed in the cosmetology and associated professions. Additionally, there are no state government entities acting as businesses that will be impacted. As a result, this filing is not expected to impact the state beyond a minimal cost to the Division of approximately \$75 to print and distribute the rule once the proposed amendments are made effective. |
| B) Local governments: |
| No local government agencies will be directly or indirectly affected by these rule changes because the constrained parties consist only of individuals applying for or appropriately licensed in the cosmetology and associated professions. Additionally, there are no local government entities acting as businesses that will be impacted. |
| C) Small businesses ("small business" means a business employing 1-49 persons): |
| There are 637 small businesses in Utah owned by individuals in the barber, cosmetology, esthetician, and nail technician industries (NAICS 812111, NAICS 812112, NAICS 812113). The full impact to these small businesses cannot be estimated as the necessary data is |

unavailable, because it cannot be estimated how many licensees or applicants in these industries who own or work for these small businesses will pass the exams at the reduced rate, choose to perform dermaplaning, or supervise apprentices.

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

These proposed rule changes are not expected to impact non-small businesses because there are no non-small businesses in Utah in the industries in question.

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

In Utah there are 52 licensed barber instructors, 1,941 licensed cosmetologist/barber instructors, 660 licensed master estheticians (who can supervise both master esthetician apprentices and basic esthetician apprentices), and 234 nail technician instructors. There are also 46 barber apprentices, 83 cosmetology/barber apprentices, 30 esthetician apprentices, 177 master esthetician apprentices, and 105 nail technician apprentices. These persons may be impacted by the amendments which modify the requirements for apprenticeships to mandate that an instructor may not have had any disciplinary action in the preceding three years. Between January 1, 2017, and December 31, 2019, there were approximately 30 cases in which instructors received disciplinary action. However, the Division does not collect data regarding the financial agreements between instructors and apprentices. Therefore, the full impact to these persons from the proposed amendments cannot be estimated as the necessary data are unavailable.

Instructors and apprentices may also experience a fiscal impact from the proposed amendments that modify the supervision requirement for dermaplaning from direct supervision to general supervision. However, because it cannot be estimated how many licensees will choose to perform dermaplaning and there is no data on the instructors who will choose to supervise such apprentices, the full impact to these persons from these proposed amendments cannot be estimated.

Finally, the Division estimates that many applicants for licensure under Title 58, Chapter 11a, will experience a fiscal benefit from the proposed amendments that will reduce the required passing scores on the NIC exams from 75% to 70%. Between December 1, 2018, and November 30, 2019, there were 9,577 candidate exam attempts made, including both the theory and the practical exams. Of these exam attempts, 1,516 resulted in failed exams scored between 70% and 75%. Each exam attempt costs \$90. Accordingly, the Division estimates that the collective cost savings to applicants who will pass the NIC exams at the lower rate will be

approximately \$136,440 ongoing annually.

F) Compliance costs for affected persons:

These amendments are not expected to impose any additional compliance cost on any affected persons other than as described above for other persons.

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

| Regulatory Impact Table | | | |
|--------------------------------|------------------|------------------|------------------|
| Fiscal Cost | FY2020 | FY2021 | FY2022 |
| State Government | \$75 | \$0 | \$0 |
| Local Governments | \$0 | \$0 | \$0 |
| Small Businesses | \$0 | \$0 | \$0 |
| Non-Small Businesses | \$0 | \$0 | \$0 |
| Other Persons | \$0 | \$0 | \$0 |
| Total Fiscal Cost | \$0 | \$0 | \$0 |
| Fiscal Benefits | | | |
| State Government | \$0 | \$0 | \$0 |
| Local Governments | \$0 | \$0 | \$0 |
| Small Businesses | \$0 | \$0 | \$0 |
| Non-Small Businesses | \$0 | \$0 | \$0 |
| Other Persons | \$136,440 | \$136,440 | \$136,440 |
| Total Fiscal Benefits | \$136,440 | \$136,440 | \$136,440 |
| Net Fiscal Benefits | \$136,365 | \$136,440 | \$136,440 |

H) Department head approval of regulatory impact analysis:

The Interim Executive Director of the Department of Commerce, Chris Parker, has reviewed and approved this fiscal analysis.

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

There are twelve sections affected by the proposed amendments to Rule R156-11a Cosmetology and Associated Professions Licensing Act Rules. The

NOTICES OF PROPOSED RULES

amendments consist of minimal changes to clarify licensing requirements and professionalism, adjust to the new state standards for the National Interstate Council of State Board of Cosmetology (NIC) exam, refine the supervision requirements for dermaplaning, and update the requirements for records available to the Division.

Small Businesses (less than 50 employees): The proposed amendments will regulate Utah licensed cosmetologists, licensed barbers, licensed estheticians, and licensed nail technicians as well as apprentices, masters, and instructors in these respective occupations. There are 637 small businesses in Utah owned by individuals in the barber, cosmetology, esthetician, and nail technician industries (NAICS 812111, 812112, and 812113). The Division estimates fiscal benefits from the proposed amendments reducing the required passing scores on the NIC exams from 75% to 70%. This change will allow more licenses to be issued. The Division estimates that the collective cost savings to applicants who will pass the NIC exams at the lower rate will be approximately \$136,440 ongoing annually. Further, The full impact to these small businesses cannot be estimated as the data is unavailable, estimates of how many licensees or applicants in these industries own or work for these small businesses is unknown, any estimate of who will pass the exams at the reduced rate is unknown, and the estimates of those that choose to perform dermaplaning is unknown. The fiscal impact described in the fiscal note reflects the above estimated benefits for the rule amendments. Other costs beyond the initial licensing cost are either inestimable or there is no fiscal impact.

Regulatory Impact to Non-Small Businesses (50 or more employees): The proposed amendments are not expected to result in any measurable fiscal impact for Utah cosmetology non-small businesses (NAICS 812111, 812112, and 812113) because there are no non-small cosmetology businesses in Utah.

B) Name and title of department head commenting on the fiscal impacts:
Chris Parker, Interim Executive Director

Citation Information

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

| | | |
|--------------------|---------------------------|---------------------------|
| Section 58-11a-101 | Subsection 58-1-106(1)(a) | Subsection 58-1-202(1)(a) |
|--------------------|---------------------------|---------------------------|

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it

receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

| | | | |
|---|------------|--|------------|
| A) Comments will be accepted until: | | | 03/16/2020 |
| B) A public hearing (optional) will be held: | | | |
| On: | At: | At: | |
| 02/20/2020 | 9:00 AM | Heber Wells Bldg, 160 East 300 South, Conference Room 210 (second floor), Salt Lake City, UT | |

10. This rule change MAY become effective on: 03/23/2020

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

Agency Authorization Information

| | | | |
|--|--------------------------|-----------------|------------|
| Agency head or designee, and title: | Mark Steinagel, Director | B. Date: | 01/15/2020 |
|--|--------------------------|-----------------|------------|

NOTICE OF PROPOSED RULE

| | | | |
|--------------------------------------|----------|-------------------|-------|
| TYPE OF RULE: New | | | |
| Utah Admin. Code Ref (R no.): | R357-15a | Filing No. | 52537 |

Agency Information

| | | | |
|---------------------------|--------------------------|--------------------|--|
| 1. Department: | Governor | | |
| Agency: | Economic Development | | |
| Building: | World Trade Center | | |
| Street address: | 60 E. South Temple | | |
| City, state: | Salt Lake City, UT 84111 | | |
| Mailing address: | 60 E. South Temple | | |
| City, state, zip: | Salt Lake City, UT 84111 | | |
| Contact person(s): | | | |
| Name: | Phone: | Email: | |
| Dane Ishihara | 801-538-8864 | dishihara@utah.gov | |

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

General Information

| |
|--|
| 2. Rule or section catchline: |
| Targeted Business Tax Credit Rule |
| 3. Purpose of the new rule or reason for the change: |
| The purpose of this rule filing is to codify the administration of targeted business income tax credit awards including the form and content of an application and documentation of other requirements for a business applicant to receive a targeted business income tax credit eligibility certificate. |
| 4. Summary of the new rule or change: |
| Section R357-15a-102 creates definitions that will be used to administer the program. Section R357-15a-103 references the authority granted in the statutory language that permits rulewriting. Section R357-15a-104 outlines the application form and content of the application. Section R357-15a-105 establishes the documentation required to receive a targeted business income tax credit eligibility certificate. |

Fiscal Information

| |
|---|
| 5. Aggregate anticipated cost or savings to: |
| A) State budget: |
| There is no aggregate anticipated cost or savings to the state budget. The rule is merely creating the requirements for the Targeted Business Tax Credit Program (Program). |
| B) Local governments: |
| There is no aggregate anticipated cost or savings to local governments because local governments are not required to comply with or enforce this rule. |
| C) Small businesses ("small business" means a business employing 1-49 persons): |
| There is no aggregate anticipated cost or savings to small businesses because this proposed rule filing does not create new obligations for small businesses, nor does it increase the costs associated with any existing obligation. Participation in the Program is optional. |
| D) Non-small businesses ("non-small business" means a business employing 50 or more persons): |
| There is no regulatory impact creating financial cost to non-small businesses. This proposed rule filing is to clarify the standards for participation in the Program. There are no general regulations being promulgated by this rule because the Program is voluntary and does not require non-participants to do anything. There is no impact to businesses or persons general because this rule only applies to those who chose to participate in this Program. |

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

There is no aggregate anticipated cost or savings to persons other than small businesses, businesses, or local government entities because this proposed rule does not create new obligations for persons other than small businesses, businesses, or local government entities, nor does it increase the costs associated with any existing obligation.

F) Compliance costs for affected persons:

There are no compliance costs for affected persons because participation in the program is optional.

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

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

H) Department head approval of regulatory impact analysis:

The Executive Director of the Governor's Office of Economic Development, Val Hale, has reviewed and approved this fiscal analysis.

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

The purpose of this rule filing is to clarify the standards for participation in the program. This rule will have no impact on businesses. The purpose of this rule filing is to clarify the standards for participation in the program.

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

Val Hale, Executive Director

Citation Information

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

| | | |
|-------------------------|--|--|
| Subsection 63N-3-303(7) | | |
|-------------------------|--|--|

Public Notice Information

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

| | |
|--|------------|
| A) Comments will be accepted until: | 03/16/2020 |
|--|------------|

| | |
|--|------------|
| 10. This rule change MAY become effective on: | 03/23/2020 |
|--|------------|

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

Agency Authorization Information

| | | | |
|--|------------------------------|--------------|------------|
| Agency head or designee, and title: | Val Hale, Executive Director | Date: | 01/23/2020 |
|--|------------------------------|--------------|------------|

| NOTICE OF PROPOSED RULE | | | |
|--------------------------------------|----------|-------------------|-------|
| TYPE OF RULE: New | | | |
| Utah Admin. Code Ref (R no.): | R380-400 | Filing No. | 52527 |

Agency Information

| | | | |
|---------------------------|-------------------------------|--------------------------|--|
| 1. Department: | Health | | |
| Agency: | Administration | | |
| Building: | Martha Hughes Cannon Building | | |
| Street address: | 288 North 1460 West | | |
| City, state: | Salt Lake City, UT | | |
| Mailing address: | PO Box 141000 | | |
| City, state, zip: | Salt Lake City, UT 84114-1000 | | |
| Contact person(s): | | | |
| Name: | Phone: | Email: | |
| Richard Oborn | 801-538-6504 | medicalcannabis@utah.gov | |

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

General Information

| |
|--------------------------------------|
| 2. Rule or section catchline: |
| Utah Medical Cannabis Act Rule |

| |
|---|
| 3. Purpose of the new rule or reason for the change: |
| The Utah Medical Cannabis Act, Title 26, Chapter 61a, requires that the Utah Department of Health (Department) establish rules related to medical cannabis cardholders, medical cannabis pharmacies, medical cannabis home delivery services, qualified medical providers, pharmacy medical providers, medical cannabis pharmacy agents, medical cannabis couriers, medical cannabis courier agents, and other rules. |

| |
|---|
| 4. Summary of the new rule or change: |
| This rule filing defines terms used in Title 26, Chapter 61a, Utah Medical Cannabis Act, and Rules R380-400 through R380-411. |

Fiscal Information

| |
|--|
| 5. Aggregate anticipated cost or savings to: |
| A) State budget: |
| This rule filing only defines terms used in Title 26, Chapter 61a, Utah Medical Cannabis Act, and Rules R380-400 through R380-411, and the definitions have no anticipated cost or savings impact on the state budget. |

| |
|---|
| B) Local governments: |
| This proposed rule will not result in a fiscal impact to local governments because this rule does not establish |

requirements for enforcement by local agencies.

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

Defining child care facility or preschool as only those approved by the Department to have a capacity of 300 or more children on Subsection R380-400-2(4) decreases the number applicable facilities from 375 to 3. This change will likely have savings impact on medical cannabis pharmacies because it reduces restrictions on where they can locate and increases the number of available real estate options. At this time, the extent of savings impact on medical cannabis pharmacies prompted by this rule is unknown.

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

This proposed rule will not result in a fiscal impact to the non-small businesses because this rule does not establish new requirements for non-small businesses.

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

This rule only defines terms used in Title 26, Chapter 61a, Utah Medical Cannabis Act, and Rules R380-400 through R380-411, and the definitions have no anticipated cost or savings impact on persons other than small businesses, businesses, or local government entities.

F) Compliance costs for affected persons:

This rule only defines terms used in Title 26, Chapter 61a, Utah Medical Cannabis Act and Rules R380-400 through R380-411, and the definitions have no anticipated cost or savings impact on affected persons.

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

| Regulatory Impact Table | | | |
|-------------------------|--------|--------|--------|
| Fiscal Cost | FY2020 | FY2021 | FY2022 |
| State Government | \$0 | \$0 | \$0 |
| Local Governments | \$0 | \$0 | \$0 |
| Small Businesses | \$0 | \$0 | \$0 |
| Non-Small Businesses | \$0 | \$0 | \$0 |

| | | | |
|------------------------------|------------|------------|------------|
| Other Persons | \$0 | \$0 | \$0 |
| Total Fiscal Cost | \$0 | \$0 | \$0 |
| Fiscal Benefits | | | |
| State Government | \$0 | \$0 | \$0 |
| Local Governments | \$0 | \$0 | \$0 |
| Small Businesses | \$0 | \$0 | \$0 |
| Non-Small Businesses | \$0 | \$0 | \$0 |
| Other Persons | \$0 | \$0 | \$0 |
| Total Fiscal Benefits | \$0 | \$0 | \$0 |
| Net Fiscal Benefits | \$0 | \$0 | \$0 |

H) Department head approval of regulatory impact analysis:

The Executive Director of the Department of Health, Joseph K. Miner, MD, has reviewed and approved this fiscal analysis.

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

There is no fiscal impact to business as a result of this rule.

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

Joseph K. Miner, MD, Executive Director

Citation Information

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

| | | |
|-----------------------|----------------------|----------------------|
| Title 26, Chapter 61a | Subsection 26-1-5(1) | Title 63G, Chapter 3 |
|-----------------------|----------------------|----------------------|

Public Notice Information

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

NOTICES OF PROPOSED RULES

| | | |
|---|------------|---|
| A) Comments will be accepted until: | | 03/16/2020 |
| B) A public hearing (optional) will be held: | | |
| On: | At: | At: |
| 03/05/2020 | 02:00 PM | Cannon Health Bldg, 288 North 1460 West, Room 125, Salt Lake City, UT |

| | |
|---|------------|
| 10. This rule change MAY become effective on: | 03/23/2020 |
| NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over. | |

Agency Authorization Information

| | | | |
|--|---|--------------|------------|
| Agency head or designee, and title: | Joseph K. Miner, MD, Executive Director | Date: | 01/30/2020 |
|--|---|--------------|------------|

| NOTICE OF PROPOSED RULE | | | |
|--------------------------------------|----------|-------------------|-------|
| TYPE OF RULE: New | | | |
| Utah Admin. Code Ref (R no.): | R380-401 | Filing No. | 52529 |

Agency Information

| | | |
|---------------------------|-------------------------------|--------------------------|
| 1. Department: | Health | |
| Agency: | Administration | |
| Building: | Martha Hughes Cannon Building | |
| Street address: | 288 North 1460 West | |
| City, state: | Salt Lake City, UT | |
| Mailing address: | PO Box 141000 | |
| City, state, zip: | Salt Lake City, UT 84114-1000 | |
| Contact person(s): | | |
| Name: | Phone: | Email: |
| Richard Oborn | 801-538-6504 | medicalcannabis@utah.gov |

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

General Information

| |
|---|
| 2. Rule or section catchline: |
| Electronic Verification System and Inventory Control System |

| |
|---|
| 3. Purpose of the new rule or reason for the change: |
| The Utah Medical Cannabis Act, Title 26, Chapter 61a, requires the Utah Department of Health (Department) to establish rules related to medical cannabis cardholders, medical cannabis pharmacies, medical cannabis home delivery services, qualified medical providers, pharmacy medical providers, medical cannabis pharmacy agents, medical cannabis couriers, medical cannabis courier agents, and other rules. |
| 4. Summary of the new rule or change: |
| This rule filing establishes electronic verification system and inventory control system access limitations and standards and confidentiality requirements. |

Fiscal Information

| |
|---|
| 5. Aggregate anticipated cost or savings to: |
| A) State budget: |
| This proposed only establishes electronic verification system and inventory control system access limitations and standards and confidentiality requirements, and it has no anticipated cost or savings impact on the state budget. |
| B) Local governments: |
| This proposed rule will not result in a fiscal impact to local governments because this rule does not establish requirements for enforcement by local agencies. |
| C) Small businesses ("small business" means a business employing 1-49 persons): |
| This proposed rule will not result in a fiscal impact to small businesses because this rule does not establish requirements for small businesses. |
| D) Non-small businesses ("non-small business" means a business employing 50 or more persons): |
| This proposed rule will not result in a fiscal impact to the non-small businesses because this rule does not establish new requirements for non-small businesses. |
| E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency): |
| This proposed rule only establishes electronic verification system and inventory control system access limitations and standards and confidentiality requirements, and it has no anticipated cost or savings impact on persons other than small businesses, businesses, or local government entities. |
| F) Compliance costs for affected persons: |

This rule only establishes electronic verification system and inventory control system access limitations and standards and confidentiality requirements, and it has no anticipated cost or savings impact on affected persons.

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

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

H) Department head approval of regulatory impact analysis:

The Executive Director of the Department of Health, Joseph K. Miner, MD, has reviewed and approved this fiscal analysis.

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

There is no fiscal impact to businesses as a result of this rule.

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

Joseph K. Miner, MD, Executive Director

Citation Information

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

| | | | |
|-----------------------|-----------------------|---------|----------------------|
| Title 26, Chapter 61a | Subsection 61a-103(4) | 26-5(1) | Subsection 26-1-5(1) |
|-----------------------|-----------------------|---------|----------------------|

Public Notice Information

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

A) Comments will be accepted until: 03/16/2020

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

| On: | At: | At: |
|------------|------------|---|
| 03/05/2020 | 02:00 PM | Cannon Health Bldg, 288 North 1460 West, Room 125, Salt Lake City, UT |

10. This rule change MAY become effective on: 03/23/2020

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

Agency Authorization Information

| | | | |
|--|---|--------------|------------|
| Agency head or designee, and title: | Joseph K. Miner, MD, Executive Director | Date: | 01/30/2020 |
|--|---|--------------|------------|

NOTICE OF PROPOSED RULE

TYPE OF RULE: Repeal

| | | | |
|--------------------------------------|-----------------|-------------------|--------------|
| Utah Admin. Code Ref (R no.): | R414-100 | Filing No. | 52524 |
|--------------------------------------|-----------------|-------------------|--------------|

Agency Information

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

General Information

| |
|---|
| 2. Rule or section catchline: |
| Medicaid Primary Care Network Services |
| 3. Purpose of the new rule or reason for the change: |
| The Department of Health (Department) will repeal this rule because the Primary Care Network (PCN) no longer exists under the Medicaid program. |
| 4. Summary of the new rule or change: |
| This rule is repealed in its entirety, and no longer necessary, because PCN no longer exists under the Medicaid program. |

Fiscal Information

| |
|---|
| 5. Aggregate anticipated cost or savings to: |
| A) State budget: |
| There is no impact to the state budget because this repeal only reflects current policy, and does not affect current or future appropriations. |
| B) Local governments: |
| There is no impact on local governments because this repeal only reflects current policy, and does not affect current or future appropriations. |
| C) Small businesses ("small business" means a business employing 1-49 persons): |
| There is no impact on small businesses because this repeal only reflects current policy, and does not affect current or future appropriations. |
| D) Non-small businesses ("non-small business" means a business employing 50 or more persons): |

There is no impact on non-small businesses because this repeal only reflects current policy, and does not affect current or future appropriations.

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

There is no impact on Medicaid providers and Medicaid members because this repeal only reflects current policy, and does not affect current or future appropriations.

F) Compliance costs for affected persons:

There are no compliance costs to a single Medicaid provider or to a Medicaid member because this repeal only reflects current policy, and does not affect current or future appropriations.

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

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

H) Department head approval of regulatory impact analysis:

The Executive Director of the Department of Health, Joseph K. Miner, MD, has reviewed and approved this fiscal analysis.

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

After conducting a thorough analysis, it was determined that this proposed rule repeal will not result in a fiscal impact on businesses.

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

Joseph K. Miner, MD, Executive Director

Citation Information

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

| | | |
|----------------|-----------------|--|
| Section 26-1-5 | Section 26-18-3 | |
|----------------|-----------------|--|

Public Notice Information

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

A) Comments will be accepted until: 03/16/2020

10. This rule change MAY become effective on: 03/23/2020

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

Agency Authorization Information

| | | | |
|--|---|--------------|------------|
| Agency head or designee, and title: | Joseph K. Miner, MD, Executive Director | Date: | 01/30/2020 |
|--|---|--------------|------------|

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

| | | |
|--------------------------------------|-----------------|-------------------------|
| Utah Admin. Code Ref (R no.): | R414-307 | Filing No. 52517 |
|--------------------------------------|-----------------|-------------------------|

Agency Information

| | | |
|---------------------------|--|-----------------------|
| 1. Department: | Health | |
| Agency: | Health Care Financing, Coverage and Reimbursement Policy | |
| Building: | Cannon Health Building | |
| Street address: | 288 North 1460 West, Salt Lake City, UT | |
| Mailing address: | PO Box 143102 | |
| City, state, zip: | Salt Lake City, UT 84114-3102 | |
| Contact person(s): | | |
| Name: | Phone: | Email: |
| Craig Devashrayee | 801-538-6641 | cdevashrayee@utah.gov |

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

General Information

2. Rule or section catchline:
Eligibility for Home and Community-Based Services Waivers

3. Purpose of the new rule or reason for the change:
The purpose of these changes is to implement the new Community Transitions Waiver (CTW), in accordance with Section 1915(c) Home and Community Based Services Waivers.

4. Summary of the new rule or change:
This amendment implements the new CTW group, sets forth provisions for eligibility, spells out agency procedures, and makes other technical changes.

Fiscal Information

5. Aggregate anticipated cost or savings to:

A) State budget:
There is an anticipated cost of about \$24,771,000 to the state budget.

B) Local governments:
There is no impact on local governments because they neither fund nor provide services under the CTW.

C) Small businesses ("small business" means a business employing 1-49 persons):
Small businesses that provide Home and Community-

NOTICES OF PROPOSED RULES

Based Services (HCBS) may see a share in revenue based on the total amount of \$24,771,000. Conversely, small businesses that own intermediate care facilities (ICFs) will see a decrease in revenue based on that amount as individuals move out of ICFs into HCBS.

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

Non-small businesses that provide HCBS may see a share in revenue based on the total amount of \$24,771,000. Conversely, non-small businesses that own ICFs may see a decrease in revenue based on that amount as individuals move out of ICFs into HCBS.

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

Medicaid providers of HCBS may see a share in revenue based on the total amount of \$24,771,000. Conversely, Medicaid providers in ICFs may see a decrease in revenue based on that amount as individuals move out of ICFs into HCBS. Medicaid members who qualify for the CTW may see out-of-pocket savings.

F) Compliance costs for affected persons:

A single ICF may see a decrease in revenue based on the total amount of \$24,771,000 as individuals move into HCBS.

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

| Regulatory Impact Table | | | |
|--------------------------------|---------------|---------------------|---------------|
| Fiscal Cost | FY2020 | FY2021 | FY2022 |
| State Government | \$0 | \$24,771,000 | \$0 |
| Local Governments | \$0 | \$0 | \$0 |
| Small Businesses | \$0 | \$0 | \$0 |
| Non-Small Businesses | \$0 | \$0 | \$0 |
| Other Persons | \$0 | \$0 | \$0 |
| Total Fiscal Cost | \$0 | \$24,771,000 | \$0 |
| Fiscal Benefits | | | |
| State Government | \$0 | \$0 | \$0 |

| | | | |
|------------------------------|------------|---------------------|------------|
| Local Governments | \$0 | \$0 | \$0 |
| Small Businesses | \$0 | \$7,431,300 | \$0 |
| Non-Small Businesses | \$0 | \$8,669,850 | \$0 |
| Other Persons | \$0 | \$8,669,850 | \$0 |
| Total Fiscal Benefits | \$0 | \$24,771,000 | \$0 |
| Net Fiscal Benefits | \$0 | \$0 | \$0 |

H) Department head approval of regulatory impact analysis:

The Executive Director of the Department of Health, Joseph K. Miner, MD, has reviewed and approved this fiscal analysis.

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

Some businesses may see a share in revenue as more individuals access HCBS, while other businesses may see a decrease in revenue as individuals move from ICFs into HCBS.

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

Joseph K. Miner, MD, Executive Director

Citation Information

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

| | | |
|----------------|-----------------|--------------------|
| Section 26-1-5 | Section 26-18-3 | Pub L. No. 111-148 |
|----------------|-----------------|--------------------|

Public Notice Information

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

A) Comments will be accepted until: 03/16/2020

10. This rule change MAY become effective on: 03/23/2020

NOTE: The date above is the date on which this rule

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

Agency Authorization Information

| | | | |
|--|---|--------------|------------|
| Agency head or designee, and title: | Joseph K. Miner, MD, Executive Director | Date: | 01/22/2020 |
|--|---|--------------|------------|

NOTICE OF PROPOSED RULE

| | | | |
|--------------------------------------|-----------------|--------------------|--------------|
| TYPE OF RULE: Amendment | | | |
| Utah Admin. Code Ref (R no.): | R414-513 | Filing No.: | 52528 |

Agency Information

| | | | |
|---------------------------|--|-----------------------|--|
| 1. Department: | Health | | |
| Agency: | Health Care Financing, Coverage and Reimbursement Policy | | |
| Building: | Cannon Health Building | | |
| Street address: | 288 North 1460 West, Salt Lake City, UT | | |
| Mailing address: | PO Box 143102 | | |
| City, state, zip: | Salt Lake City, UT 84114-3102 | | |
| Contact person(s): | | | |
| Name: | Phone: | Email: | |
| Craig Devashrayee | 801-538-6641 | cdevashrayee@utah.gov | |

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

General Information

| | |
|---|---|
| 2. Rule or section catchline: | Intergovernmental Transfers |
| 3. Purpose of the new rule or reason for the change: | The purpose of this amendment is to clarify funding options that pertain to intergovernmental transfers (IGTs). |
| 4. Summary of the new rule or change: | This amendment includes a new definition and specifies a prohibited IGT source of funding. |

Fiscal Information

| |
|---|
| 5. Aggregate anticipated cost or savings to: |
|---|

A) State budget:

There is no expected impact to the state budget because this amendment only clarifies IGT sources of funding. It neither affects Medicaid services nor provider reimbursement.

B) Local governments:

There is no expected impact to local governments because this amendment only clarifies appropriate IGT sources of funding. It neither affects Medicaid services nor provider reimbursement.

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

There is no expected impact to small businesses because this amendment only clarifies appropriate IGT sources of funding. It neither affects Medicaid services nor provider reimbursement.

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

There is no expected impact to non-small businesses because this amendment only clarifies appropriate IGT sources of funding. It neither affects Medicaid services nor provider reimbursement.

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

There is no expected impact to Medicaid providers and to Medicaid members because this amendment only clarifies appropriate IGT sources of funding. It neither affects Medicaid services nor provider reimbursement.

F) Compliance costs for affected persons:

There is no expected impact to a single Medicaid provider or to a Medicaid member because this amendment only clarifies appropriate IGT sources of funding. It neither affects Medicaid services nor provider reimbursement.

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

| Regulatory Impact Table | | | |
|--------------------------------|---------------|---------------|---------------|
| Fiscal Cost | FY2020 | FY2021 | FY2022 |
| State Government | \$0 | \$0 | \$0 |
| Local Governments | \$0 | \$0 | \$0 |

NOTICES OF PROPOSED RULES

| | | | |
|------------------------------|------------|------------|------------|
| Small Businesses | \$0 | \$0 | \$0 |
| Non-Small Businesses | \$0 | \$0 | \$0 |
| Other Persons | \$0 | \$0 | \$0 |
| Total Fiscal Cost | \$0 | \$0 | \$0 |
| Fiscal Benefits | | | |
| State Government | \$0 | \$0 | \$0 |
| Local Governments | \$0 | \$0 | \$0 |
| Small Businesses | \$0 | \$0 | \$0 |
| Non-Small Businesses | \$0 | \$0 | \$0 |
| Other Persons | \$0 | \$0 | \$0 |
| Total Fiscal Benefits | \$0 | \$0 | \$0 |
| Net Fiscal Benefits | \$0 | \$0 | \$0 |

H) Department head approval of regulatory impact analysis:

The Executive Director of the Department of Health, Joseph K. Miner, MD, has reviewed and approved this fiscal analysis.

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

After conducting a thorough analysis, it was determined that this proposed rule amendment will not result in a fiscal impact on businesses.

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

Joseph K. Miner, MD, Executive Director

Citation Information

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

| | | |
|----------------|-----------------|---------------|
| Section 26-1-5 | Section 26-18-3 | 42 CFR 433.51 |
|----------------|-----------------|---------------|

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an

association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 03/16/2020

10. This rule change MAY become effective on: 03/23/2020

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

Agency Authorization Information

| | | | |
|--|---|--------------|------------|
| Agency head or designee, and title: | Joseph K. Miner, MD, Executive Director | Date: | 01/31/2020 |
|--|---|--------------|------------|

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

| | | | |
|--------------------------------------|--------------------|-------------------|--------------|
| Utah Admin. Code Ref (R no.): | R426-5-2700 | Filing No. | 52518 |
|--------------------------------------|--------------------|-------------------|--------------|

Agency Information

| | |
|--------------------------|--|
| 1. Department: | Health |
| Agency: | Family Health and Preparedness, Emergency Medical Services |
| Building: | Cannon Health Building |
| Street address: | 288 N 1460 W |
| City, state: | Salt Lake City, UT 84116 |
| Mailing address: | PO Box 142102 |
| City, state, zip: | Salt Lake City, UT 84114-2102 |

Contact person(s):

| Name: | Phone: | Email: |
|------------------|---------------|-------------------|
| BettySue Hinkson | 801-538-6814 | bhinkson@utah.gov |
| Guy Dansie | 801-273-6671 | gdansie@utah.gov |

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

General Information

| |
|--------------------------------------|
| 2. Rule or section catchline: |
| Epinephrine Auto-Injector Use |

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

Title 26, Chapter 41, was revised in the 2019 General Session under H.B. 344. Changes in legislation require this rule be updated.

4. Summary of the new rule or change:

In the 2019 General Session, the statute requiring stock epinephrine auto-injectors in schools was revised (H.B. 344). The statute now also includes the optional use of stock albuterol in schools. These revisions to statute required changes to the rule.

Changes include the option for schools to stock albuterol for use when a student experiences an asthma emergency. The Department of Health (Department) is responsible for developing training for school employees on the use of these medications.

Fiscal Information

5. Aggregate anticipated cost or savings to:

A) State budget:

The Department's EPICC Program will develop the training program for school employees who volunteer to administer stock epinephrine auto-injectors or stock albuterol to students, and will monitor these requirements in Utah public schools. It is estimated that this rule will cost the EPICC Program \$10,000 annually, starting with FY 2021, to monitor. The EPICC Program is expected to experience an ongoing direct fiscal cost of \$10,000.

B) Local governments:

Across the 1,256 public schools (elementary and secondary schools, NAISC 611110) are required to provide training to school employees on how to administer stock epinephrine and stock albuterol to students. Each should have a minimum of two employees trained to administer these medications.

The cost to train school employees is inestimable because the pay scale for school employees varies greatly depending on primary assignment. Local governments are expected to experience ongoing inestimable direct fiscal costs.

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

This rule is not expected to have any impact on small businesses' revenues or expenditures because it only affects government at the state and local level.

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

This rule is not expected to have any impact on non-small businesses' revenues or expenditures because it only affects government at the state and local level.

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

There are 658,952 students in Utah public schools that would experience an inestimable indirect non-fiscal benefit by receiving stock epinephrine or albuterol in an emergency, which may save a student's life. It is difficult to estimate the monetary value of a student's life. An exact estimate of the non-fiscal benefit to these students is not possible because the data necessary to determine the benefit is not available.

F) Compliance costs for affected persons:

FY2021 and ongoing = \$10,000

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

Regulatory Impact Table

| Fiscal Cost | FY2020 | FY2021 | FY2022 |
|------------------------------|------------|-----------------|-----------------|
| State Government | \$0 | \$10,000 | \$10,000 |
| Local Governments | \$0 | \$0 | \$0 |
| Small Businesses | \$0 | \$0 | \$0 |
| Non-Small Businesses | \$0 | \$0 | \$0 |
| Other Persons | \$0 | \$0 | \$0 |
| Total Fiscal Cost | \$0 | \$0 | \$0 |
| Fiscal Benefits | | | |
| State Government | \$0 | \$0 | \$0 |
| Local Governments | \$0 | \$0 | \$0 |
| Small Businesses | \$0 | \$0 | \$0 |
| Non-Small Businesses | \$0 | \$0 | \$0 |
| Other Persons | \$0 | \$0 | \$0 |
| Total Fiscal Benefits | \$0 | \$0 | \$0 |
| Net Fiscal Benefits | \$0 | \$10,000 | \$10,000 |

H) Department head approval of regulatory impact analysis:

NOTICES OF PROPOSED RULES

The Executive Director of the Department of Health, Joseph K. Miner, MD, has reviewed and approved this fiscal analysis.

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

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

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

Joseph K. Miner, MD, Executive Director

Citation Information

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

Title 26, Chapter 41

Public Notice Information

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

A) Comments will be accepted until: 03/16/2020

10. This rule change MAY become effective on: 03/23/2020

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

Agency Authorization Information

| | | | |
|--|---|--------------|------------|
| Agency head or designee, and title: | Joseph K. Miner, MD, Executive Director | Date: | 01/28/2020 |
|--|---|--------------|------------|

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

| | | | |
|--------------------------------------|----------------|-------------------|--------------|
| Utah Admin. Code Ref (R no.): | R657-10 | Filing No. | 52522 |
|--------------------------------------|----------------|-------------------|--------------|

Agency Information

| | |
|--------------------------|-------------------------------|
| 1. Department: | Natural Resources |
| Agency: | Wildlife Resources |
| Room no.: | Suite 2110 |
| Building: | Dept. of Natural Resources |
| Street address: | 1594 West North Temple |
| City, state: | Salt Lake City, UT |
| Mailing address: | PO Box 146301 |
| City, state, zip: | Salt Lake City, UT 84114-6301 |

Contact person(s):

| Name: | Phone: | Email: |
|--------------|---------------|---------------------|
| Staci Coons | 801-450-3093 | stacicoons@utah.gov |

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

General Information

2. Rule or section catchline:

Taking Cougar

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

This rule is being amended pursuant to Regional Advisory Council and Wildlife Board meetings conducted annually for taking public input and reviewing the Division of Wildlife Resources' (Division) rule pursuant to taking cougar

4. Summary of the new rule or change:

The proposed amendments to this rule: 1) set the maximum number of dogs that can be used to pursue; 2) set criteria for when to end a pursuit on a single animal; and 3) implement changes to state park rules to incorporate hunting within state parks.

Fiscal Information

5. Aggregate anticipated cost or savings to:

A) State budget:

The proposed rule amendments clarify current regulations and implement state parks rules, all of these changes can be initiated within the current workload and resources of the Division, therefore, the Division determines that these amendments do not create a cost or savings impact to the state budget or the Division's budget since the changes will not increase workload and can be carried out with existing budget.

| | | | |
|---|---------------|---------------|---------------|
| B) Local governments: | | | |
| Since the proposed amendments make adjustments to current regulations and implement State Parks regulations, this filing does not create any direct cost or savings impact to local governments. Nor are local governments indirectly impacted because this rule does not create a situation requiring services from local governments. | | | |
| C) Small businesses ("small business" means a business employing 1-49 persons): | | | |
| The proposed rule amendments will not directly impact small businesses because a service is not required of them. | | | |
| D) Non-small businesses ("non-small business" means a business employing 50 or more persons): | | | |
| The proposed rule amendments will not directly impact non-small businesses because a service is not required of them. | | | |
| E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency): | | | |
| These amendments do not have the potential to create a cost impact to those individuals wishing to participate in the hunting opportunities | | | |
| F) Compliance costs for affected persons: | | | |
| The Division has determined that this amendment will not create additional costs for those participating in cougar hunting in Utah. | | | |
| G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.) | | | |
| Regulatory Impact Table | | | |
| Fiscal Cost | FY2020 | FY2021 | FY2022 |
| State Government | \$0 | \$0 | \$0 |
| Local Governments | \$0 | \$0 | \$0 |
| Small Businesses | \$0 | \$0 | \$0 |
| Non-Small Businesses | \$0 | \$0 | \$0 |
| Other Persons | \$0 | \$0 | \$0 |
| Total Fiscal Cost | \$0 | \$0 | \$0 |

| | | | |
|------------------------------|------------|------------|------------|
| Fiscal Benefits | | | |
| State Government | \$0 | \$0 | \$0 |
| Local Governments | \$0 | \$0 | \$0 |
| Small Businesses | \$0 | \$0 | \$0 |
| Non-Small Businesses | \$0 | \$0 | \$0 |
| Other Persons | \$0 | \$0 | \$0 |
| Total Fiscal Benefits | \$0 | \$0 | \$0 |
| Net Fiscal Benefits | \$0 | \$0 | \$0 |

H) Department head approval of regulatory impact analysis:

The Executive Director of the Department of Natural Resources, Brian Steed, has reviewed and approved this fiscal analysis.

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

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

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

Brian Steed, Executive Director

Citation Information

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

| | |
|------------------|------------------|
| Section 23-14-18 | Section 23-14-19 |
|------------------|------------------|

Public Notice Information

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

| | |
|--|------------|
| A) Comments will be accepted until: | 03/16/2020 |
|--|------------|

NOTICES OF PROPOSED RULES

| | |
|---|------------|
| 10. This rule change MAY become effective on: | 03/23/2020 |
| NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After the date designated in Box 10, the agency must submit a Notice of Effective Date to the Office of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over. | |

Agency Authorization Information

| | | | |
|--|-----------------------------------|--------------|------------|
| Agency head or designee, and title: | Mike Fowlks, Division Director | Date: | 01/30/2020 |
|--|-----------------------------------|--------------|------------|

| NOTICE OF PROPOSED RULE | | | |
|--------------------------------------|----------------|-------------------|--------------|
| TYPE OF RULE: Amendment | | | |
| Utah Admin. Code Ref (R no.): | R657-33 | Filing No. | 52523 |

Agency Information

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

General Information

| | |
|---|--|
| 2. Rule or section catchline: | Taking Bear |
| 3. Purpose of the new rule or reason for the change: | This rule is being amended pursuant to Regional Advisory Council and Wildlife Board meetings conducted annually for taking public input and reviewing the Division of Wildlife Resources' (Division) rule pursuant to taking bear. |
| 4. Summary of the new rule or change: | The proposed amendments to this rule: 1) implement a |

non-resident restricted pursuit spring season; 2) set the maximum number of dogs that can be used to pursue; 3) set criteria for when to end a pursuit on a single animal; 4) add an ethics course requirement; and 5) implement changes to state park rules to incorporate hunting within state parks.

Fiscal Information

| |
|--|
| 5. Aggregate anticipated cost or savings to: |
| A) State budget: |
| The proposed rule amendments clarify current regulations and implements a mandatory ethics training, all of these changes can be initiated within the current workload and resources of the Division, therefore, the Division determines that these amendments do not create a cost or savings impact to the state budget or the Division's budget since the changes will not increase workload and can be carried out with existing budget. |
| B) Local governments: |
| Since the proposed amendments make adjustments to current regulations and implements an online training course this filing does not create any direct cost or savings impact to local governments. Nor are local governments indirectly impacted because the rule does not create a situation requiring services from local governments. |
| C) Small businesses ("small business" means a business employing 1-49 persons): |
| The proposed rule amendments will not directly impact small businesses because a service is not required of them. |
| D) Non-small businesses ("non-small business" means a business employing 50 or more persons): |
| The proposed rule amendments will not directly impact non-small businesses because a service is not required of them. |
| E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency): |
| These amendments do not have the potential to create a cost impact to those individuals wishing to participate in the hunting opportunities. |
| F) Compliance costs for affected persons: |
| The Division has determined that these amendments will not create additional costs for those participating in bear hunting in Utah. |

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

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

H) Department head approval of regulatory impact analysis:

The Executive Director of the Department of Natural Resources, Brian Steed, has reviewed and approved this fiscal analysis.

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

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

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

Brian Steed, Executive Director

Citation Information

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

| | |
|------------------|------------------|
| Section 23-14-18 | Section 23-14-19 |
|------------------|------------------|

Public Notice Information

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

A) Comments will be accepted until: 03/16/2020

10. This rule change MAY become effective on: 03/23/2020

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

Agency Authorization Information

| | | | |
|--|--------------------------------|--------------|------------|
| Agency head or designee, and title: | Mike Fowlks, Division Director | Date: | 01/30/2020 |
|--|--------------------------------|--------------|------------|

NOTICE OF PROPOSED RULE

| | | | |
|--------------------------------------|---------------------|--------------------|--------------|
| TYPE OF RULE: Amendment | | | |
| Utah Admin. Code Ref (R no.): | R986-100-113 | Filing No.: | 52521 |

Agency Information

| | |
|---------------------------|-------------------------------|
| 1. Department: | Workforce Services |
| Agency: | Employment Development |
| Building: | Olene Walker Building |
| Street address: | 140 East 300 South |
| City, state: | Salt Lake City, UT |
| Mailing address: | PO Box 45244 |
| City, state, zip: | Salt Lake City, UT 84145-0244 |
| Contact person(s): | |

NOTICES OF PROPOSED RULES

| | | |
|---------------|-----------------|------------------|
| Name: | Phone: | Email: |
| Amanda McPeck | B. 801-517-4709 | ampeck@gmail.com |

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

General Information

2. Rule or section catchline:

A Client Must Inform the Department of All Material Changes

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

The rule change clarifies where households may inform the Department of Workforce Services (Department) of material changes which might affect the household's eligibility.

4. Summary of the new rule or change:

The rule change clarifies that households may report material changes at specific offices and outreach locations, as well as through the online eligibility case system.

Fiscal Information

5. Aggregate anticipated cost or savings to:

A) State budget:

This rule change is not expected to have any fiscal impact on state revenues or expenditures. There are no additional state employees or resources needed to oversee the proposed rule amendment because the changes reflect existing Department policy.

B) Local governments:

This proposed rule change is not expected to have any fiscal impact on local governments' revenues or expenditures because the Department is merely clarifying the rule to reflect existing Department policy.

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

This proposed rule change is not expected to have any fiscal impact on small businesses because the Department is merely clarifying the rule to reflect existing Department policy. Further the program does not interact directly or indirectly with small businesses.

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

This proposed rule change is not expected to have any fiscal impact on non-small businesses because the Department is merely clarifying the rule to reflect existing Department policy. Further the program does not interact directly or indirectly with non-small businesses.

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

This proposed rule change is not expected to have any fiscal impact on other persons because the Department is merely clarifying the rule to reflect existing Department policy.

F) Compliance costs for affected persons:

The proposed rule change is not expect to cause any compliance costs for affected persons because the proposed rule change does not create any new administrative fees and is consistent with existing Department policy.

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

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

H) Department head approval of regulatory impact analysis:

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

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

After a thorough analysis, it was determined that this proposed rule change will not result in a fiscal impact to businesses.

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

Jon Pierpont, Executive Director

Citation Information

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

| | | |
|---------------------------|---------------------------|---------------------------|
| Section 35A-3-101 et seq. | Section 35A-3-301 et seq. | Section 35A-3-401 et seq. |
|---------------------------|---------------------------|---------------------------|

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an

association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 03/16/2020

10. This rule change MAY become effective on: 03/23/2020

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

Agency Authorization Information

| | | | |
|--|----------------------------------|--------------|------------|
| Agency head or designee, and title: | Jon Pierpont, Executive Director | Date: | 01/31/2020 |
|--|----------------------------------|--------------|------------|

End of the Notices of Proposed Rules Section

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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

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

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

| FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION | | |
|--|-------|------------------|
| Utah Admin. Code Ref (R no.): | R68-2 | Filing No. 50136 |

Agency Information

| | | |
|---------------------------|------------------------------------|-----------------------|
| 1. Department: | Department of Agriculture and Food | |
| Agency: | Plant Industry | |
| Building: | William Spry Agriculture Building | |
| Street address: | 350 N Redwood Road | |
| City, state, zip: | Salt Lake City, UT 84115 | |
| Mailing address: | PO Box 146500 | |
| City, state, zip: | Salt Lake City, UT 84114-6500 | |
| Contact person(s): | | |
| Name: | Phone: | Email: |
| Amber Brown | 801-538-6023 | ambermbrown@utah.gov |
| Bracken Davis | 801-946-1139 | brackendavis@utah.gov |
| Robert Hougaard | 801-791-2746 | rhougaard@utah.gov |

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

General Information

| | |
|---|---|
| 2. Rule catchline: | Utah Commercial Feed Act Governing Feed |
| 3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule: | |

Section 4-12-103 authorizes the Department of Agriculture and Food to make rules governing Chapter 12 of the Utah Commercial Feed Act.

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

No written comments have been received during and since the last five-year review of this rule.

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

This rule is necessary because it prescribes detailed guidelines for the registration and labeling of commercial feed to ensure animal safety, and protect consumers from misbranding and adulteration. Therefore, this rule should be continued.

Agency Authorization Information

| | | | |
|--|-------------------------------------|--------------|------------|
| Agency head or designee, and title: | Kelly Pehrson, Interim Commissioner | Date: | 01/24/2020 |
|--|-------------------------------------|--------------|------------|

| FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION | | |
|--|--------|------------------|
| Utah Admin. Code Ref (R no.): | R131-1 | Filing No. 50208 |

Agency Information

| | |
|------------------------|-----------------------------|
| 1. Department: | Capitol Preservation Board |
| Agency: | Administration |
| Building: | Utah State Capitol Building |
| Street address: | 350 North State Street |

| | | |
|--|--------------------------|--------------------|
| City, state, zip: | Salt Lake City, UT 84107 | |
| Contact person(s): | | |
| Name: | Phone: | Email: |
| Allyson Gamble | 801-537-9156 | agamble@utah.gov |
| Dana Jones | 801-538-1189 | danajones@utah.gov |
| Please address questions regarding information on this notice to the agency. | | |

General Information

2. Rule catchline:
Procurement of Architectural and Engineering Services

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

The Capitol Preservation Board's (Board) authority to adopt rules is provided according to Subsections 63C-9-301(3). As required by Subsection 63C-9-301(4), procurement of architectural and engineering services shall be conducted in accordance with this rule, the provisions of Title 63G, Chapter 6, or of Title 63A, Chapter 5, as determined by the Board.

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

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

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

This rule is necessary because this rule establishes procedures for the procurement of architectural and engineering services by the State Capitol Preservation Board. Therefore, this rule should be continued.

Agency Authorization Information

| | | | |
|--|------------------------------------|--------------|------------|
| Agency head or designee, and title: | Allyson Gamble, Executive Director | Date: | 01/16/2020 |
|--|------------------------------------|--------------|------------|

| | | |
|---|--------|-------------------------|
| FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION | | |
| Utah Admin. Code Ref (R no.): | R131-2 | Filing No. 50217 |

Agency Information

| | | |
|--|-----------------------------|--------------------|
| 1. Department: | Capitol Preservation Board | |
| Agency: | Administration | |
| Building: | Utah State Capitol Building | |
| Street address: | 350 North State Street | |
| City, state, zip: | Salt Lake City, UT 84107 | |
| Contact person(s): | | |
| Name: | Phone: | Email: |
| Allyson Gamble | 801-537-9156 | agamble@utah.gov |
| Dana Jones | 801-538-1189 | danajones@utah.gov |
| Please address questions regarding information on this notice to the agency. | | |

General Information

2. Rule catchline:
Capitol Hill Complex Facility Use

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

The State Capitol Preservation Board adopts this Capitol Hill Complex Facility Use Rule pursuant to Section 63C-9-301.

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

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

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

This rule is necessary because this rule defines conditions for public access and use of the Capitol Hill Complex, and to establish procedures for receiving and deciding complaints regarding the access or use of the Capitol Hill Complex. Therefore, this rule should be continued.

Agency Authorization Information

| | | | |
|--|------------------------------------|--------------|------------|
| Agency head or designee, and title: | Allyson Gamble, Executive Director | Date: | 01/16/2020 |
|--|------------------------------------|--------------|------------|

| | | |
|---|--|--|
| FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION | | |
|---|--|--|

| | | |
|--------------------------------------|---------------|-------------------------|
| Utah Admin. Code Ref (R no.): | R131-7 | Filing No. 50220 |
|--------------------------------------|---------------|-------------------------|

Agency Information

| | | |
|--|-----------------------------|--------------------|
| 1. Department: | Capitol Preservation Board | |
| Agency: | Administration | |
| Building: | Utah State Capitol Building | |
| Street address: | 350 North State Street | |
| City, state, zip: | Salt Lake City, UT 84107 | |
| Contact person(s): | | |
| Name: | Phone: | Email: |
| Allyson Gamble | 801-537-9156 | agamble@utah.gov |
| Dana Jones | 801-538-1189 | danajones@utah.gov |
| Please address questions regarding information on this notice to the agency. | | |

General Information

| |
|--|
| 2. Rule catchline: |
| State Capitol Preservation Board Master Planning Policy |
| 3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule: |
| This rule is authorized under Subsection 63C-9-402(1), which directs the Executive Director to develop, for board approval, a master plan for the State Capitol facilities and grounds. |
| 4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule: |
| No comments were received during the last five-year review of this rule from interested persons supporting or opposing this rule. |
| 5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any: |
| Pursuant to Section 63C-9-402, this rule provides a procedure for the Executive Director to devise and develop a master-planning process for Capitol Hill Facilities; for future capital facilities expansion of the State Capitol grounds, and for projected Capitol Hill facility growth needs. This rule is necessary under the section listed above. Therefore, this rule should be continued. |

Agency Authorization Information

| | | | |
|--|------------------------------------|--------------|------------|
| Agency head or designee, and title: | Allyson Gamble, Executive Director | Date: | 01/16/2020 |
|--|------------------------------------|--------------|------------|

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

| | | |
|--------------------------------------|---------------|-------------------------|
| Utah Admin. Code Ref (R no.): | R131-8 | Filing No. 50215 |
|--------------------------------------|---------------|-------------------------|

Agency Information

| | | |
|--|-----------------------------|--------------------|
| 1. Department: | Capitol Preservation Board | |
| Agency: | Administration | |
| Building: | Utah State Capitol Building | |
| Street address: | 350 North State Street | |
| City, state, zip: | Salt Lake City, UT 84107 | |
| Contact person(s): | | |
| Name: | Phone: | Email: |
| Allyson Gamble | 801-537-9156 | agamble@utah.gov |
| Dana Jones | 801-538-1189 | danajones@utah.gov |
| Please address questions regarding information on this notice to the agency. | | |

General Information

| |
|--|
| 2. Rule catchline: |
| CPB Facilities and Grounds: Maintenance of Aesthetics |
| 3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule: |
| This rule is authorized under Subsection 63C-9-402(1), Utah Code, which directs the Executive Director to develop a master plan for the Capitol Preservation Board's (Board) approval to maintain, preserve, restore, and modify the Capitol Hill facilities and Capitol Hill grounds. |
| 4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule: |
| No comments were received during the last five-year review of this rule from interested persons supporting or opposing this rule. |
| 5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any: |
| Pursuant to Subsections 63C-9-301(1)(b) and 63C-9-301(3)(a), Utah Code, this rule defines the Board's statutory requirement to preserve, maintain and restore Capitol Hill facilities and Capitol Hill grounds. This rule is |

necessary under the sections listed above. Therefore, this rule should be continued.

Agency Authorization Information

| | | | |
|--|------------------------------------|--------------|------------|
| Agency head or designee, and title: | Allyson Gamble, Executive Director | Date: | 01/16/2020 |
|--|------------------------------------|--------------|------------|

| FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION | | |
|--|----------------|-------------------------|
| Utah Admin. Code Ref (R no.): | R131-14 | Filing No. 50230 |

Agency Information

| | | |
|---------------------------|-----------------------------|--------------------|
| 1. Department: | Capitol Preservation Board | |
| Agency: | Administration | |
| Building: | Utah State Capitol Building | |
| Street address: | 350 North State Street | |
| City, state, zip: | Salt Lake City, UT 84107 | |
| Contact person(s): | | |
| Name: | Phone: | Email: |
| Allyson Gamble | 801-537-9156 | agamble@utah.gov |
| Dana Jones | 801-538-1189 | danajones@utah.gov |

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

General Information

| |
|--|
| 2. Rule catchline: |
| Parking on Capitol Hill |
| 3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule: |
| This rule is promulgated pursuant to Section 63C-9-301, Utah Code. |
| 4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule: |
| No comments were received during the last five-year review of this rule from interested persons supporting or opposing this rule. |
| 5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any: |
| The purpose of this rule is to define and implement |

Capitol Preservation Board policy regarding parking at the Utah State Capitol Hill Complex. That purpose still stands. Therefore, this rule should be continued.

Agency Authorization Information

| | | | |
|--|------------------------------------|--------------|------------|
| Agency head or designee, and title: | Allyson Gamble, Executive Director | Date: | 01/16/2020 |
|--|------------------------------------|--------------|------------|

| FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION | | |
|--|-----------------|-------------------------|
| Utah Admin. Code Ref (R no.): | R414-309 | Filing No. 50980 |

Agency Information

| | | |
|---------------------------|--|-----------------------|
| 1. Department: | Health | |
| Agency: | Health Care Financing, Coverage and Reimbursement Policy | |
| Building: | Cannon Health Building | |
| Street address: | 288 North 1460 West | |
| City, state, zip: | Salt Lake City | |
| Mailing address: | PO Box 143102 | |
| City, state, zip: | Salt Lake City, UT, 84114-3102 | |
| Contact person(s): | | |
| Name: | Phone: | Email: |
| Craig Devashrayee | 801-538-6641 | cdevashrayee@utah.gov |

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

General Information

| |
|--|
| 2. Rule catchline: |
| Medicare Drug Benefit Low-Income Subsidy Determination |
| 3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule: |
| Section 26-1-5 grants the Department of Health (Department) the authority to adopt, amend, or rescind rules as necessary to implement the Medicaid program, and Section 26-18-3 requires the Department to implement the Medicaid program through administrative rules. In addition, 42 CFR 423.904 requires the Department to make eligibility determinations and redeterminations for low-income premium and cost-sharing subsidies. |
| 4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule: |

The Department did not receive any written or oral comments regarding this rule.

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

The Department will continue this rule because it sets forth eligibility determination requirements for the Medicare Part D low-income subsidies, as required by the Medicare Modernization Act.

Agency Authorization Information

| | | | |
|--|---|--------------|------------|
| Agency head or designee, and title: | Joseph K. Miner, MD, Executive Director | Date: | 01/15/2020 |
|--|---|--------------|------------|

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

| | | |
|--------------------------------------|----------------|-------------------------|
| Utah Admin. Code Ref (R no.): | R655-14 | Filing No. 51723 |
|--------------------------------------|----------------|-------------------------|

Agency Information

| | | |
|---------------------------|---------------------------|----------------------------|
| 1. Department: | Natural Resources | |
| Agency: | Water Rights | |
| Room no.: | 220 | |
| Street address: | 1594 W. North Temple | |
| City, state, zip: | Salt Lake City Utah 84116 | |
| Mailing address: | 1594 W. North Temple | |
| City, state, zip: | Salt Lake City Utah 84116 | |
| Contact person(s): | | |
| Name: | Phone: | Email: |
| Marianne Burbidge | 801-538-7370 | marianneburnbidge@utah.gov |

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

General Information

| |
|---|
| 2. Rule catchline: |
| Administrative Procedures for Enforcement Proceedings Before the Division of Water Rights |

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

This rule establishes procedures for enforcement adjudicative proceedings which may be commenced under Section 73-2-25. Under Subsection 73-2-1(4)(g), the State Engineer, as the Director of the Utah Division of Water Rights, is required to make rules regarding enforcement orders and the imposition of fines and penalties. The State Engineer's powers and duties

include acting on behalf of the to administer, as the agency head of the Division of Water Rights, the distribution and use of all surface and ground waters within the state in accordance with statutory authority, including but not limited to Sections 73-2-1, 73-2-1.2, and 73-2-25.

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

No comments have been received in the past five years.

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

This rule is still required for processing and acceptance by the State Engineer. Therefore, this rule should be continued.

Agency Authorization Information

| | | | |
|--|---|--------------|------------|
| Agency head or designee, and title: | Boyd Clayton, Interim State Engineer/Director | Date: | 01/21/2020 |
|--|---|--------------|------------|

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

| | | |
|--------------------------------------|----------------|-------------------------|
| Utah Admin. Code Ref (R no.): | R655-16 | Filing No. 51728 |
|--------------------------------------|----------------|-------------------------|

Agency Information

| | | |
|---------------------------|---------------------------|----------------------------|
| 1. Department: | Natural Resources | |
| Agency: | Water Rights | |
| Room no.: | 220 | |
| Street address: | 1594 W. North Temple | |
| City, state, zip: | Salt Lake City Utah 84116 | |
| Mailing address: | 1594 W. North Temple | |
| City, state, zip: | Salt Lake City Utah 84116 | |
| Contact person(s): | | |
| Name: | Phone: | Email: |
| Marianne Burbidge | 801-538-7370 | marianneburnbidge@utah.gov |

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

General Information

| |
|--|
| 2. Rule catchline: |
| Administrative Procedures for Declaring Beneficial Use Limitations for Supplemental Water Rights |

3. A concise explanation of the particular statutory

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

provisions under which the rule is enacted and how these provisions authorize or require this rule:

Section 73-1-3 declares, "beneficial use shall be the basis, the measure and the limit of all rights to the use of water in this state." Subsection 73-2-1(3) declares, "The State Engineer shall be responsible for the general administrative supervision of the waters of the state and the measurement, appropriation, apportionment and distribution of those waters." Subsection 73-2-1(5)(e) authorizes the State Engineer to make rules governing the form and content of applications and related documents, maps and reports. Subsection 73-3-3(4)(b)(vii) requires the State Engineer to supply an application form for the permanent or temporary change of a water right which shall set forth, among other information, "the place, purpose, and extent of the present use." Section 73-3-16 requires applicants to submit proof of appropriation or permanent change including, among other information, "a map showing the place of use", "the nature and extent of the completed works" and "the method of applying the water to beneficial use". Section 73-3-20(2) states "The state engineer may require the owner of record of an approved exchange application to provide information concerning... the extent to which the development under the exchange has occurred and other information the state engineer considers necessary... to arrive at the quantity of water being exchanged." Section 73-5-8 states, Every person using water from any river system or water source, when requested by the State Engineer, shall within 30 days after such request report to the State Engineer in writing: 1) the nature of the use of any such water; 2) the area on which it is used; 3) the kind of crops grown; and 4) water

elevations on wells or tunnels and quantity of underground water used."

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

No comments have been received in the past five years.

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

This rule is still required for processing and acceptance by the State Engineer. Therefore, this rule should be continued.

Agency Authorization Information

| | | | |
|--|---|--------------|------------|
| Agency head or designee, and title: | Boyd Clayton, Interim State Engineer/Director | Date: | 01/21/2020 |
|--|---|--------------|------------|

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

NOTICES OF RULE EFFECTIVE DATES

State law provides for agencies to make their administrative rules effective and enforceable after publication in the *Utah State Bulletin*. In the case of **PROPOSED RULES** with a designated comment period, the law permits an agency to make a rule effective no fewer than seven calendar days after the close of the public comment period, nor more than 120 days after the publication date. If an agency fails to file a **NOTICE OF EFFECTIVE DATE** within 120 days from the publication of a **PROPOSED RULE**, the rule lapses.

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

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

Administrative Services

Finance

No. 52362 (Repeal): R25-10. State Entities' Posting of Financial Information to the Utah Public Finance Website
Published: 12/15/2019
Effective: 01/22/2020

No. 52315 (Repeal): R25-11. Utah Transparency Advisory Board, Procedures for Electronic Meetings
Published: 12/15/2019
Effective: 01/22/2020

Commerce

Occupational and Professional Licensing

No. 52391 (Amendment): R156-60. Mental Health Professional Practice Act Rule
Published: 12/15/2019
Effective: 01/21/2020

No. 52388 (Amendment): R156-61. Psychologist Licensing Act Rule
Published: 12/15/2019
Effective: 01/21/2020

Education

Administration

No. 52356 (Amendment): R277-100. Definitions for Utah State Board of Education (Board) Rules
Published: 12/15/2019
Effective: 01/22/2020

No. 52445 (Amendment): R277-210. Utah Professional Practices Advisory Commission (UPPAC), Definitions
Published: 01/01/2020
Effective: 02/07/2020

No. 52446 (Amendment): R277-211. Utah Professional Practices Advisory Commission (UPPAC), Rules of Procedure: Notification to Educators, Complaints and Final Disciplinary Actions
Published: 01/01/2020
Effective: 02/07/2020

No. 52447 (Amendment): R277-212. UPPAC Hearing Procedures and Reports
Published: 01/01/2020
Effective: 02/07/2020

No. 52448 (Amendment): R277-213. Request for Licensure Reinstatement and Reinstatement Procedures
Published: 01/01/2020
Effective: 02/07/2020

No. 52449 (Amendment): R277-215. Utah Professional Practices Advisory Commission (UPPAC), Disciplinary Rebuttable Presumptions
Published: 01/01/2020
Effective: 02/07/2020

No. 52450 (New Rule): R277-217. Educator Standards and LEA Reporting
Published: 01/01/2020
Effective: 02/07/2020

No. 52451 (New Rule): R277-316. Professional Standards and Training for Non-licensed Employees and Volunteers
Published: 01/01/2020
Effective: 02/07/2020

No. 52357 (New Rule): R277-324. Paraprofessional/Paraeducator Programs, Assignments, and Qualifications
Published: 12/15/2019
Effective: 01/22/2020

No. 52355 (Amendment): R277-400. School Facility Emergency and Safety
Published: 12/15/2019
Effective: 01/22/2020

No. 52452 (Amendment): R277-502. Educator Licensing and Data Retention
Published: 01/01/2020
Effective: 02/07/2020

No. 52453 (Repeal): R277-515. Utah Educator Professional

NOTICES OF RULE EFFECTIVE DATES

Standards

Published: 01/01/2020
Effective: 02/07/2020

No. 52454 (Repeal): R277-516. Professional Standards and Training for Non-licensed Employees and Volunteers
Published: 01/01/2020
Effective: 02/07/2020

No. 52358 (Repeal): R277-524. Paraprofessional/Paraeducator Programs, Assignments, and Qualifications
Published: 12/15/2019
Effective: 01/22/2020

No. 52359 (Amendment): R277-609. Standards for LEA Discipline Plans and Emergency Safety Interventions
Published: 12/15/2019
Effective: 01/22/2020

No. 52456 (New Rule): R277-623. School Climate Survey
Published: 01/01/2020
Effective: 02/07/2020

No. 52360 (Amendment): R277-724. Criteria for Sponsors Recruiting Day Care Facilities in the Child and Adult Care Food Program
Published: 12/15/2019
Effective: 01/22/2020

No. 52458 (Amendment): R277-800. Utah Schools for the Deaf and the Blind
Published: 01/01/2020
Effective: 02/07/2020

Health

Center for Health Data, Health Care Statistics
No. 52354 (Amendment): R428-1. Health Data Plan and Incorporated Documents
Published: 12/15/2019
Effective: 01/28/2020

Disease Control and Prevention, Epidemiology
No. 52320 (Amendment): R386-900. Special Measures for the Operation of Syringe Exchange Programs
Published: 12/01/2019
Effective: 01/31/2020

Disease Control and Prevention; HIV/AIDS, Tuberculosis Control/Refugee Health
No. 52332 (Amendment): R388-804. Special Measures for the Control of Tuberculosis
Published: 12/01/2019
Effective: 02/01/2020

Family Health and Preparedness, Children with Special Health Care Needs
No. 52376 (Amendment): R398-30. Children's Organ Transplants
Published: 12/15/2019
Effective: 01/27/2020

Family Health and Preparedness, Licensing
No. 52404 (New Rule): R432-15. Speciality Hospital - Cancer Treatment Construction
Published: 12/15/2019
Effective: 1/24/2020

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

No. 52406 (New Rule): R432-107. Specialty Hospital - Cancer Treatment
Published: 12/15/2019
Effective: 01/24/2020

Health Care Financing, Coverage and Reimbursement Policy
No. 52390 (Amendment): R414-320. Medicaid Health Insurance Flexibility and Accountability Demonstration Waiver
Published: 12/15/2019
Effective: 01/31/2020

Human Services

Child and Family Services
No. 52368 (Amendment): R512-100. In-Home Services
Published: 12/15/2019
Effective: 01/22/2020

Recovery Services
No. 52438 (Amendment): R527-303. Automatic Payment Withdrawal
Published: 01/01/2020
Effective: 02/10/2020

Insurance

Administration
No. 52384 (Amendment): R590-164. Uniform Health Billing Rule
Published: 12/15/2019
Effective: 01/22/2020

No. 52385 (Repeal): R590-260. Utah Defined Contribution Risk Adjuster Plan of Operation
Published: 12/15/2019
Effective: 01/22/2020

No. 52386 (Amendment): R590-271. Data Reporting for Consumer Quality Comparison
Published: 12/15/2019
Effective: 01/22/2020

Natural Resources

Oil, Gas and Mining; Non-Coal
No. 52348 (Amendment): R647-1. Minerals Regulatory Program
Published: 12/01/2019
Effective: 02/10/2020

No. 52349 (Amendment): R647-2. Exploration
Published: 12/01/2019
Effective: 02/10/2020

Published: 01/01/2020
Effective: 02/10/2020

No. 52350 (Amendment): R647-3. Small Mining Operations
Published: 12/01/2019
Effective: 02/10/2020

No. 52443 (Amendment): R657-57. Division Variance Rule
Published: 01/01/2020
Effective: 02/10/2020

No. 52351 (Amendment): R647-4. Large Mining Operations
Published: 12/01/2019
Effective: 02/10/2020

No. 52444 (Amendment): R657-62. Drawing Application
Procedures
Published: 01/01/2020
Effective: 02/10/2020

No. 52352 (Amendment): R647-5. Administrative
Procedures
Published: 12/01/2019
Effective: 02/10/2020

Public Service Commission
Administration

Wildlife Resources

No. 52441 (Amendment): R657-5. Taking Big Game
Published: 01/01/2020
Effective: 02/10/2020

No. 52464 (Amendment): R746-8. Utah Universal Public
Telecommunications Service Support Fund (UUSF)
Published: 01/01/2020
Effective: 02/10/2020

No. 52442 (Amendment): R657-42. Fees, Exchanges,
Surrenders, Refunds and Reallocation of Wildlife Documents

No. 52459 (Amendment): R746-409. Pipeline Safety
Published: 01/01/2020
Effective: 02/10/2020

End of the Notices of Rule Effective Dates Section