

UTAH STATE DIGEST

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
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Sunnie Burningham, Managing Editor

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

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

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

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

Office of Administrative Rules, Salt Lake City 84114

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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 May 17, 2022, 12:00 a.m., and June 01, 2022, 11:59 p.m. are included in this, the June 15, 2022, issue of the *Utah State Digest*.

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

The law requires that an agency accept public comment on **PROPOSED RULES** published in this issue of the *Utah State Digest* until at least July 15, 2022. 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 October 13, 2022, the agency may notify the Office of Administrative Rules that it wants to make the **PROPOSED RULE** effective. The agency sets the effective date. The date may be no fewer than seven calendar days after the close of the public comment period nor more than 120 days after the publication date of this issue of the *Utah State Digest*. Alternatively, the agency may file a **CHANGE IN PROPOSED RULE** in response to comments received. If the Office of Administrative Rules does not receive a **NOTICE OF EFFECTIVE DATE** or a **CHANGE IN PROPOSED RULE**, the **PROPOSED RULE** lapses.

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

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

The Proposed Rules Begin on the Following Page

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R27-1	Filing ID 54618

Agency Information

1. Department:	Government Operations	
Agency:	Fleet Operations	
Room no.:	3rd Floor	
Building:	Taylorsville State Office Building	
Street address:	4315 S 2700 W	
City, state and zip:	Taylorsville, UT 84129	
Contact person(s):		
Name:	Phone:	Email:
Cory Weeks	801-957-7261	coryweeks@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R27-1. Definitions
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
Correcting two definitions that reference a five day rule exception for a fleet vehicle home. IRS only allows one day per month.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
Modifies the number of days an individual may drive a fleet vehicle home from five days per month to one day per month. Also modifies the authoritative reference from an IRS publication to the underlying federal register. (EDITOR'S NOTE: A corresponding 120-day emergency rule change to Rule R27-1, that is effective as of 05/17/2022, is under ID 54620 in this issue, June 15, 2022, of the Bulletin.)

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
No costs or savings are anticipated on state budgets because the only impact is to affected persons.

B) Local governments:																
No costs or savings are anticipated to local governments because the only impact is to affected persons.																
C) Small businesses ("small business" means a business employing 1-49 persons):																
No costs or savings are anticipated to small businesses because the only impact is to affected persons.																
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):																
No costs or savings are anticipated to non-small businesses because the only impact is to affected persons.																
E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <i>agency</i>):																
No costs or savings are anticipated to other persons because the only impact is to affected persons.																
F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):																
Affected persons include those state employees who commute in a state vehicle between one and five times per month. These individuals, if their hiring agency does not change business practices, will be charged \$3 of NON-CASH taxable earnings per day in which the individual commuted in a state vehicle. Because there is no way to estimate if an individual will continue to be in this affected status and how often they will commute in a state vehicle, the impact table will stay \$0.																
G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):																
I agree with the statements made above regarding the fiscal impact. Jenney Rees, Executive Director																
6. A) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)																
Regulatory Impact Table																
<table border="1"> <thead> <tr> <th>Fiscal Cost</th> <th>FY2022</th> <th>FY2023</th> <th>FY2024</th> </tr> </thead> <tbody> <tr> <td>State Government</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Local Governments</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Small Businesses</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> </tbody> </table>	Fiscal Cost	FY2022	FY2023	FY2024	State Government	\$0	\$0	\$0	Local Governments	\$0	\$0	\$0	Small Businesses	\$0	\$0	\$0
Fiscal Cost	FY2022	FY2023	FY2024													
State Government	\$0	\$0	\$0													
Local Governments	\$0	\$0	\$0													
Small Businesses	\$0	\$0	\$0													

Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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
B) Department head approval of regulatory impact analysis:			
The Executive Director of Department of Government Operations, Jenney Rees, has reviewed and approved this fiscal analysis.			

Citation Information

7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:
Section 63A-9-401

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)
A) Comments will be accepted until: 07/15/2022
10. This rule change MAY become effective on: 08/01/2022
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

Agency Authorization Information

Agency head or designee, and title:	Jenney Rees, Executive Director	Date:	05/13/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Repeal		
Utah Admin. Code Ref (R no.):	R65-12	Filing ID 54637

Agency Information

1. Department:	Agriculture and Food	
Agency:	Marketing and Development	
Street address:	4315 S 2700 W, TSOB, South Bldg, Floor 2	
City, state and zip:	Taylorsville, UT 84129-2128	
Mailing address:	PO Box 146500	
City, state and zip:	Salt Lake City, UT 84114-6500	
Contact person(s):		
Name:	Phone:	Email:
Amber Brown	385-245-5222	ambermbrown@utah.gov
Kelly Pehrson	801-982-2200	kwpehrson@utah.gov
Caroline Hargraves		carolinehargraves@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R65-12. Utah Small Grains and Oilseeds Marketing Order
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This rule is being repealed as it is not being implemented. As it has been several years since the referendum to create the marketing order took place, it has been decided to repeal this rule and do another referendum to determine if this marketing order is wanted by the industry.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
This filing repeals Rule R65-12 in its entirety.

Fiscal Information

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

A) State budget:

The repeal will not have a fiscal impact on the state as the program was not implemented.

B) Local governments:

Local governments do not administer the program and are not regulated under the program and will not be impacted.

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

There should be no fiscal impact to small businesses because the rule was not implemented.

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

There should be no fiscal impact to non-small businesses because the rule was not implemented.

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

There should be no fiscal impact to other persons because the rule was not implemented.

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

There should be no change in compliance costs for affected persons because compliance requirements are not changing.

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

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

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0

Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

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

Citation Information

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

Subsection 4-2-103(1)(e)		
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until:	07/15/2022
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10. This rule change MAY become effective on:

07/22/2022
 NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of

Administrative Rules on or before the date designated in Box 10.

Agency Authorization Information

Agency head or designee, and title:	Craig W. Buttars, Commissioner	Date:	05/19/2022
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NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R70-201	Filing ID 54640

Agency Information

1. Department:	Agriculture and Food	
Agency:	Regulatory Services	
Street address:	4315 S 2700 W, TSOB, South Bldg, Floor 2	
City, state and zip:	Taylorsville, UT 84129-2128	
Mailing address:	PO Box 146500	
City, state and zip:	Salt Lake City, UT 84114-6500	
Contact person(s):		
Name:	Phone:	Email:
Amber Brown	385-245-5222	ambermbrown@utah.gov
Kelly Pehrson	801-982-2200	kwpehrson@utah.gov
Travis Waller	801-982-2250	twaller@utah.gov

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

General Information

2. Rule or section catchline:
R70-201. Compliance Procedures
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
Changes are needed to make this text consistent with the Utah Rulewriting Manual.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
Language has been changed to make this text consistent with the Utah Rulewriting Manual.

Fiscal Information

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

A) State budget:

The changes are clarifying only and will not impact the operation of the program and therefore, will not have a fiscal impact on the state.

B) Local governments:

Local governments do not administer the program and are not regulated under the program and will not be impacted.

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

There should be no fiscal impact to small businesses because the changes are clarifying existing practice and the operation of the program will not change.

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

There should be no fiscal impact to non-small businesses because the changes are clarifying existing practice and the operation of the program will not change.

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

There should be no fiscal impact to other persons because the changes are clarifying existing practice and the operation of the program will not change.

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

There should be no change in compliance costs for affected persons because compliance requirements are not changing.

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

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

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0

NOTICES OF PROPOSED RULES

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
B) Department head approval of regulatory impact analysis:			
The Commissioner of the Utah Department of Agriculture and Food, Craig W. Buttars, has reviewed and approved this fiscal analysis.			

Citation Information

7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:		
Subsection		
4-2-103(1)(i)		

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)	
A) Comments will be accepted until:	07/15/2022
10. This rule change MAY become effective on:	07/22/2022
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency	

must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

Agency Authorization Information

Agency head or designee, and title:	Craig W. Buttars, Commissioner	Date:	05/20/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment			
Utah Admin. Code Ref (R no.):	R70-310	Filing ID	54646

Agency Information

1. Department:	Agriculture and Food	
Agency:	Regulatory Services	
Street address:	4315 S 2700 W, TSOB, South Bldg Floor 2	
City, state and zip:	Salt Lake City, UT 84129-2128	
Mailing address:	PO Box 146500	
City, state and zip:	Salt Lake City, UT 84114-6500	
Contact person(s):		
Name:	Phone:	Email:
Amber Brown	385-245-5222	ambermbrown@utah.gov
Travis Waller	801-982-2250	twaller@utah.gov
Kelly Pehrson	801-982-2200	Kwpehrson@utah.gov

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

General Information

2. Rule or section catchline:
R70-310. Grade A Pasteurized Milk
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
Changes are needed to make this text more compliant with the requirements of the Utah Rulewriting Manual and update the incorporated documents.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):

Changes are made to make this rule text more consistent with the requirements of the Utah Rulewriting Manual. Additionally, this rule is changed to incorporate the 2019 version of the Pasteurized Milk Ordinance.

Fiscal Information

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

A) State budget:

These changes clarify this rule and will not have a fiscal impact.

B) Local governments:

These changes will not impact local governments because they do not participate in the Department Agriculture and Food 's dairy program.

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

These changes clarify this rule and do not change program requirements and will not have a fiscal impact on small businesses.

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

These changes clarify this rule and do not change program requirements and will not have a fiscal impact on 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**):

These changes clarify this rule and do not change program requirements and will not have a fiscal impact on other persons.

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

The compliance costs for affected persons will not change because the requirements of the program are not changing.

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

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

6. A) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be

included in this table. Inestimable impacts will be included in narratives above.)

Regulatory Impact Table

Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

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

Citation Information

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

Subsection 4-2-103(1)(i)		
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Incorporations by Reference Information

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

	First Incorporation
Official Title of Materials Incorporated	Grade A Pasteurized Milk Ordinance

(from title page)	
Publisher	U.S. Department of Health and Human Services, Public Health Service, Food and Drug Administration
Issue, or version	2019 Revision

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 07/15/2022

10. This rule change MAY become effective on: 07/22/2022

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

Agency Authorization Information

Agency head or designee, and title:	Craig W. Buttars, Commissioner	Date:	05/26/2022
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NOTICE OF PROPOSED RULE	
TYPE OF RULE: Amendment	
Utah Admin. Code Ref (R no.):	R277-122 Filing ID 54623

Agency Information

1. Department:	Education	
Agency:	Administration	
Building:	Board of Education	
Street address:	250 E 500 S	
City, state and zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 144200	
City, state and zip:	Salt Lake City, UT 84114-4200	
Contact person(s):		
Name:	Phone:	Email:
Angie Stallings	801-538-7830	angie.stallings@schools.utah.gov

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

General Information

2. Rule or section catchline:
R277-122. Board of Education Procurement

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

The reason for the rule changes are to make modifications to this rule for consistency with state procurement policies in some areas and updating purchasing thresholds.

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

The changes to this rule reflect adoption of state procurement rules in new areas and updates the maximum threshold for contracting with professional services providers.

Fiscal Information

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

A) State budget:
This rule change is not expected to have fiscal impact on state government revenues or expenditures. It makes technical changes to the Utah State Board of Education (USBE) procurement rules to follow updated state procurement thresholds and doesn't affect budgets.

B) Local governments:
This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. The changes only affect USBE procurement and not local education agencies (LEAs) or other local governments.

C) Small businesses ("small business" means a business employing 1-49 persons):
This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. It does not relate to any small businesses, only USBE procurement.

D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to

have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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 change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

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

There are no compliance costs for affected persons. Only technical changes to USBE procurement.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydnee Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.

Citation Information

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

Article X, Section 3	Section 53E-3-401	Title 63G, Chapter 6a
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Incorporations by Reference Information

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

	First Incorporation
Official Title of Materials Incorporated (from title page)	Title R33, Purchasing and General Services
Publisher	Office of Administrative Rules
Date Issued	April 1, 2022

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until:	07/15/2022
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10. This rule change MAY become effective on: 07/22/2022

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of

NOTICES OF PROPOSED RULES

Administrative Rules on or before the date designated in Box 10.

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R277-302	Filing ID 54624

Agency Information

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

General Information

2. Rule or section catchline:
R277-302. Educator Licensing Renewal
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
The reason for the rule amendment is to establish the requirements for renewing local education agency (LEA)-specific licenses and to update terminology for professional learning.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
The rule amendments update the educator license renewal requirements, as well as terminology related to professional learning.

Fiscal Information

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

A) State budget:
This rule change is not expected to have fiscal impact on state government revenues or expenditures. It makes technical changes to teacher licensure but has no budget impact on the Utah State Board of Education or other agencies.
B) Local governments:
This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. The technical changes apply mainly to individual educators and will not impact LEA budgets.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. This only affects educators.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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 <i>agency</i>):
This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.
F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):
There are no compliance costs for affected persons. The technical changes can be implemented within existing systems.
G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydnee Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.

Citation Information

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

Article X, Section 3	Subsection 53E-3-401(4)	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until:	07/15/2022
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10. This rule change MAY become effective on:	07/22/2022
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R277-404	Filing ID 54628

Agency Information

1. Department:	Education	
Agency:	Administration	
Building:	Board of Education	
Street address:	250 E 500 S	
City, state and zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 144200	
City, state and zip:	Salt Lake City, UT 84114-4200	
Contact person(s):		
Name:	Phone:	Email:
Angie Stallings	801-538-7830	angie.stallings@schools.utah.gov

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

General Information

2. Rule or section catchline:

R277-404. Requirements for Assessments of Student Achievement

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

The reason for the changes is to bring this rule up-to-date with currently used language and the correct school year references.

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

The rule amendments provide consistent definitions between this rule and other administrative rules, related to early reading and early mathematics assessments. In addition, references to school year 2021-2022 are updated to school year 2022-2023.

Fiscal Information

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

A) State budget:

This rule change is not expected to have fiscal impact on state government revenues or expenditures. It simply updates the definition for a benchmark assessment and does not change the Utah State Board of Education (USBE) budgets or other state agency budgets.

B) Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. It updates the definition of benchmark assessments and makes no changes to local education agency (LEA) budgets.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. This only applies to public education.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are

not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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 change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

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

There are no compliance costs for affected persons. There are no budget changes required by the updated definition.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydnee Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.

Citation Information

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

Article X, Section 3	Subsection 53G-6-803(9)(b)	Section 53E-4-302
Subsection 53E-3-401(4)		

Incorporations by Reference Information

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

	First Incorporation
Official Title of Materials Incorporated (from title page)	Standard Test Administration and Testing Ethics Policy
Publisher	Utah State Board of Education
Date Issued	May 5, 2022
Issue, or version	Version 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. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until:	07/15/2022
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10. This rule change MAY become effective on: 07/22/2022

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

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

Utah Admin. Code Ref (R no.):	R277-406	Filing ID	54634
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Agency Information

1. Department:	Education	
Agency:	Administration	
Building:	Board of Education	
Street address:	250 E 500 S	
City, state and zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 144200	
City, state and zip:	Salt Lake City, UT 84114-4200	
Contact person(s):		
Name:	Phone:	Email:
Angie Stallings	801-538-7830	angie.stallings@schools.utah.gov

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

General Information

2. Rule or section catchline:
R277-406. Early Learning Program and Benchmark Assessments

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

The purpose of this rule is to give the Utah State Board of Education (USBE) staff flexibility in responding to on-going issues resulting from the COVID-19 pandemic.

4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the

substantive differences between the repealed rule and the reenacted rule):

This rule authorizes the Superintendent to modify testing and reporting deadlines for Reading and Mathematics Benchmark assessments.

Fiscal Information

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

A) State budget:

This rule change is not expected to have fiscal impact on state government revenues or expenditures. It only applies to flexibility for local education agencies (LEAs) in testing and reporting deadlines.

B) Local governments:

This rule change is not expected to have increased fiscal impact on local governments' revenues or expenditures. This amendment allows for flexibility in response to circumstances resulting from the ongoing COVID-19 pandemic as applicable to testing and reporting deadlines. There are no new costs or reports.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. It only applies to LEAs.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses and it does not require any expenditures of, or generate revenue 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 change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities. It only applies to LEAs.

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

There are no compliance costs for affected persons. This will not cost LEAs anything, it simply adds flexibility.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydnee Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.

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

Article X, Section 3	Section 53E-4-307	Subsection 53F-2-503(14)(a)
Subsection 53E-3-401(4)	Section 53E-4-307.5	Section 53E-3-521

Public Notice Information**9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)**

A) Comments will be accepted until: 07/15/2022

10. This rule change MAY become effective on: 07/22/2022

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

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

Utah Admin. Code Ref (R no.):	R277-410	Filing ID	54622
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Agency Information

1. Department:	Education
Agency:	Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state and zip:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200

City, state and zip:	Salt Lake City, UT 84114-4200
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Contact person(s):

Name:	Phone:	Email:
Angie Stallings	801-538-7830	angie.stallings@schools.utah.gov

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

General Information**2. Rule or section catchline:**

R277-410. Accreditation of Schools

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

The purpose of changing the rule is to update certain requirements to reflect current practices.

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

The rule change specifies that the Superintendent will establish Utah-specific assurances that are to be followed by an accrediting body.

Fiscal Information**5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:****A) State budget:**

This rule change is not expected to have fiscal impact on state government revenues or expenditures. This change reflects current practice and does not add costs for the Utah State Board of Education (USBE) or other state agencies.

B) Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. This change reflects current practice and does not add costs for local education agencies (LEAs) or other local governments.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. This change only affects USBE and LEAs.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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 change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

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

There are no compliance costs for affected persons. This change reflects current practice and has no additional compliance costs for USBE or LEAs.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydnee Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0

Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.

Citation Information

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

Article X, Section 3	Subsection 53E-3-501(1)(c)	Subsection 53E-3-401(4)
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 07/15/2022

10. This rule change MAY become effective on: 07/22/2022

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

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE		
TYPE OF RULE: New		
Utah Admin. Code Ref (R no.):	R277-465	Filing ID 54629

Agency Information

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

General Information

2. Rule or section catchline:
R277-465. CPR in Schools
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
The purpose of the rule is to require that Cardiopulmonary Resuscitation (CPR) trainings are offered at least once in grades 9-12 as part of the Health Education Core Curriculum.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
This rule establishes the requirements for a grant program for local education agencies (LEAs) to provide certified instructors when training in CPR. This rule also defines the specific criteria for the grant, including distribution, and how the funds should be prioritized based on demonstrated needs of a LEA. This rule also requires that the CPR training needs to be in alignment with Health Education Core Standards.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
This rule change is not expected to have fiscal impact on state government revenues or expenditures. It makes no budget changes, it simply adds an application for grant funds.
B) Local governments:
This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. This change simply adds an application for grant funds to LEAs. They will still be able to qualify for the funds and there are no budget changes.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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 <i>agency</i>):
This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.
F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):
There are no compliance costs for affected persons. There are no rule requirements that would cause any compliance costs.
G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydney Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The State Superintendent of the Utah State Board of Education, Sydney Dickson, has reviewed and approved this fiscal analysis.

Citation Information

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

Article X, Section 3	Subsection 53E-3-401(4)	Subsection 53G-10-408(2)
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until:	07/15/2022
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10. This rule change MAY become effective on:	07/22/2022
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R277-476	Filing ID 54630

Agency Information

1. Department:	Education	
Agency:	Administration	
Building:	Board of Education	
Street address:	250 E 500 S	
City, state and zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 144200	
City, state and zip:	Salt Lake City, UT 84114-4200	
Contact person(s):		
Name:	Phone:	Email:
Angie Stallings	801-538-7830	angie.stallings@schools.utah.gov

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

General Information

2. Rule or section catchline:

R277-476. Civic Engagement Pilot Program

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

The reason for the rule changes are to provide updated requirements in alignment with legislation passed in the 2022 General Session. The updates are related to the eligibility requirements, application process and reporting criteria for a local civics education program.

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

This rule is being amended to increase the funding cap and requires a grant receiving local education agency (LEA) to track the planned outcomes and measures and report back to the Utah State Board of Education (USBE) regarding the outcomes achieved. It is also being amended to update the name of the grant program to Local Innovations Civics Education Pilot Program.

Fiscal Information

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

A) State budget:

This rule change is not expected to have fiscal impact on state government revenues or expenditures. This change updates definitions and makes technical changes that do not impact USBE or other state agency budgets.

B) Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. This change updates definitions and makes technical changes that do not impact LEA or other local government budgets.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. This only applies to LEAs and USBE.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not

account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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 change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

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

There are no compliance costs for affected persons. There are no changes to agency processes or staffing needs.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydnee Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0

NOTICES OF PROPOSED RULES

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
B) Department head approval of regulatory impact analysis:			
The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.			

Citation Information

7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:		
Article X, Section 3	Subsection 53E-3-401(4)	Section 53G-10-204

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)	
A) Comments will be accepted until:	07/15/2022

10. This rule change MAY become effective on:	07/22/2022
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.	

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R277-477	Filing ID 54625

Agency Information

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

General Information

2. Rule or section catchline:
R277-477. Distributions of Funds from the Trust Distribution Account and Administration of the School LAND Trust Program
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
The purpose of this rule amendment is to update a reporting deadline and to whom the Superintendent is required to submit an annual report.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
This rule updates the annual reporting deadline for a school receiving School LAND Trust program funds to submit a membership form and requires the Superintendent to provide a written report to the Board Finance Committee on compliance review findings and other compliance issues.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
This rule change is not expected to have fiscal impact on state government revenues or expenditures. This change

requires a simple written report from the Utah State Board of Education (USBE) staff to the USBE finance committee but does not impact budgets.

B) Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. The changes do not impact LEA budgets and only apply to USBE duties.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. No small business are affected; only USBE.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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 change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

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

There are no compliance costs for affected persons. This will not add measurable costs for USBE.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not

expected to have direct fiscal impact on small businesses. Sydnee Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.

Citation Information

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

Article X, Section 3	Section 53E-3-401	Section 53F-2-404
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 07/15/2022

10. This rule change MAY become effective on: 07/22/2022

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

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R277-491	Filing ID 54626

Agency Information

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

General Information

2. Rule or section catchline:
R277-491. School Community Councils

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

The purpose of this rule change is to update a reporting deadline related to local education agency (LEA) submissions.

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

The change updates a School Community Council annual reporting deadline from October 1 to October 20.

Fiscal Information

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

A) State budget:

This rule change is not expected to have fiscal impact on state government revenues or expenditures. This change simply moves a deadline for LEAs and does not affect the Utah State Board of Education's (USBE) budget.

B) Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. This change moves a deadline for LEAs from Oct 1 to Oct 20. It has no budget impacts or compliance costs for LEAs.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. This change only applies to LEAs.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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 change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

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

There are no compliance costs for affected persons. This simply moves a deadline related to LEA submissions.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydnee Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.

Citation Information

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

Article X, Section 3	Subsection 53E-3-401(4)	Title 53G, Chapter 7, Part 12
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 07/15/2022

10. This rule change MAY become effective on: 07/22/2022

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

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R277-605	Filing ID 54627

Agency Information

1. Department:	Education
Agency:	Administration
Building:	Board of Education
Street address:	250 E 500 S

NOTICES OF PROPOSED RULES

City, state and zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 144200	
City, state and zip:	Salt Lake City, UT 84114-4200	
Contact person(s):		
Name:	Phone:	Email:
Angie Stallings	801-538-7830	angie.stallings@schools.utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R277-605. Coaching Standards and Athletic Clinics
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This rule is amended to update requirements for coaches and student activity leaders.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
The amendments update definitions and terminology, including the definition for Approved Provider and Coach. The amendments also establish standards for extracurricular clinics and workshops for coaches.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
This rule change is not expected to have fiscal impact on state government revenues or expenditures. It only applies to local education agencies (LEAs) and will not affect the Utah State Board of Education (USBE) budgets.
B) Local governments:
This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. It requires LEAs to maintain verification of coaches' compliance with the rule. LEAs should already have access to all resources for coaches to complete the required training and therefore should not have budget impacts.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. It only affects LEA coaches.

D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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):
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This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):
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There are no compliance costs for affected persons. While LEAs will have to maintain documentation of compliance, there are not major impacts or FTEs added to LEA budgets or the USBE budget.

G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):
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There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydnee Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0

Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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
B) Department head approval of regulatory impact analysis:			
The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.			

Citation Information

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

Article X, Section 3	Subsection 53E-3-401(4)	Subsection 53E-3-501(1)(b)
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until:	07/15/2022
10. This rule change MAY become effective on:	07/22/2022

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of

Administrative Rules on or before the date designated in Box 10.

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R277-606	Filing ID 54631

Agency Information

1. Department:	Education	
Agency:	Administration	
Building:	Board of Education	
Street address:	250 E 500 S	
City, state and zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 144200	
City, state and zip:	Salt Lake City, UT 84114-4200	
Contact person(s):		
Name:	Phone:	Email:
Angie Stallings	801-538-7830	angie.stallings@schools.utah.gov

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

General Information

2. Rule or section catchline:
R277-606. Dropout Prevention and Recovery Program
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
The purpose of the rule changes are to make necessary updates to policies and reporting requirements in alignment with legislation passed in the 2022 General Session. The changes involve updating policies and reporting requirements for local education agencies (LEAs) with a dropout prevention and recovery program.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
The amendments to this rule remove all language referencing the requirement for an LEA to contract with a third party provider for dropout prevention services, and

also add an annual deadline for LEAs to create a dropout prevention plan.

Fiscal Information

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

A) State budget:

This rule change is not expected to have fiscal impact on state government revenues or expenditures. This only affects LEAs and will not impact the Utah State Board of Education (USBE) or other state agency budgets.

B) Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. This amendment adds language specifying that an LEA may contract with a third party or provide services through a dropout prevention and recovery plan. This does not add costs to LEAs or other local governments.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. This only impacts LEAs.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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 change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

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

There are no compliance costs for affected persons. This rule change requires a plan from LEAs providing services

but does not add major compliance costs for LEAs or USBE.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydney Dickson, Superintendent

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

Regulatory Impact Table

Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.

Citation Information

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

Article X, Section 3	Subsection 53E-3-401(4)	Section 53G-9-802
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 07/15/2022

10. This rule change MAY become effective on: 07/22/2022

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

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

Utah Admin. Code Ref (R no.):	R277-622	Filing ID	54632
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Agency Information

1. Department:	Education
Agency:	Administration
Building:	Board of Education
Street address:	250 E 500 S
City, state and zip:	Salt Lake City, UT 84111
Mailing address:	PO Box 144200
City, state and zip:	Salt Lake City, UT 84114-4200

Contact person(s):

Name:	Phone:	Email:
Angie Stallings	801-538-7830	angie.stallings@schools.utah.gov

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

General Information

2. Rule or section catchline:

R277-622. School-based Mental Health Qualified Grant Program

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

The reason for changes to the rule are to update local education agency (LEA) requirements needed to receive a School-based Mental Health Qualifying Grant. These requirements involve the grant submission process, funding distribution methods, reporting and accountability, and are updated in alignment with S.B. 2 passed in the 2022 General Session.

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

The changes being made to this rule create application and eligibility criteria for a scholarship grant, funded from existing carryforward funds in the School-based Mental Health Qualified Grant Program. The amendments set an annual funding cap for a two-year scholarship and establish requirements for coursework, program level, post-graduation employment requirements, as well as LEA duties.

Fiscal Information

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

A) State budget:

This rule change is not expected to have fiscal impact on state government revenues or expenditures. This will not impact the Utah State Board of Education (USBE) budgets. It simply changes the distribution method to 100% reimbursement.

B) Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. This will not impact LEA budgets, it simply changes the distribution method of existing funds to 100% reimbursement.

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

NOTICES OF PROPOSED RULES

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. This only applies to USBE and LEAs.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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 change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

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

There are no compliance costs for affected persons. There are no compliance costs associated with switching the distribution method for LEAs.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydnee Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0

Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.

Citation Information

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

Article X, Section 3	Section 53F-2-415	Subsection 53E-4-302(1)(a)
Section 53E-3-401		

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 07/15/2022

10. This rule change MAY become effective on: 07/22/2022

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

The changes to this rule incorporate new requirements for an LEA to first spend funds received for AP, IB, and CE programs to cover the fees associated with each program on students who are socioeconomically disadvantaged. The amendments also reflect technical edits that align with these new requirements.

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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Fiscal Information

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

A) State budget:

This rule change is not expected to have fiscal impact on state government revenues or expenditures. This does not impact the Utah State Board of Education (USBE) budgets; it simply clarifies distribution methods for existing funds.

B) Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. This does not impact LEA budgets; it simply clarifies distribution methods for existing funds.

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

This rule change is not expected to have fiscal impact on small businesses' revenues or expenditures. This only applies to USBE and LEAs.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (North American Industry Classification System (NAICS) 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. This proposed rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because there are no applicable non-small businesses, and it does not require any expenditures of, or generate revenue 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 change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

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

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

Utah Admin. Code Ref (R no.):	R277-701	Filing ID	54633
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Agency Information

1. Department:	Education		
Agency:	Administration		
Building:	Board of Education		
Street address:	250 E 500 S		
City, state and zip:	Salt Lake City, UT 84111		
Mailing address:	PO Box 144200		
City, state and zip:	Salt Lake City, UT 84114-4200		
Contact person(s):			
Name:	Phone:	Email:	
Angie Stallings	801-538-7830	angie.stallings@schools.utah.gov	

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

General Information

2. Rule or section catchline:

R277-701. Early College Programs

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

This rule is being amended to make necessary updates to the standards for concurrent enrollment courses, and also to update procedures for distributing funds for local education agency (LEA) early college programs. The updates are made in alignment with legislation in H.B. 390 that was passed in the 2022 General Session.

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

There are no compliance costs for affected persons. There are no compliance costs associated with clarifying distribution methods for the existing funds.

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

There are no non-small businesses in the industry in question, Elementary and Secondary Schools (NAICS 611110). Because there are no non-small businesses, they do not account for any service delivery for Elementary and Secondary Schools. Therefore, non-small businesses are not expected to receive increased or decreased revenues per year. In addition, this rule change is not expected to have direct fiscal impact on small businesses. Sydnee Dickson, Superintendent

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The State Superintendent of the Utah State Board of Education, Sydnee Dickson, has reviewed and approved this fiscal analysis.

Citation Information

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

Article X, Section 3	Section 53F-2-409	Section 53F-2-408.5
Subsection 53E-3-401(4)		

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 07/15/2022

10. This rule change MAY become effective on: 07/22/2022

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

Agency Authorization Information

Agency head or designee, and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	05/18/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: New		
Utah Admin. Code Ref (R no.):	R380-65	Filing ID 54662

Agency Information

1. Department:	Health
Agency:	Administration
Room no.:	430
Building:	Martha Hughes Cannon Building
Street address:	288 N 1460 W
City, state and zip:	Salt Lake City, UT 84116
Mailing address:	PO Box 141000

City, state and zip:	Salt Lake City, UT 84114-1000	
Contact person(s):		
Name:	Phone:	Email:
Michelle Hofmann	801-538-6111	udohedo@utah.gov
Krisann Humphreys Bacon	801-538-6079	krisannbacon@utah.gov
Jonah Shaw	385-310-2389	jshaw@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R380-65. Public Health Emergency Protocols
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
Rule R380-65 establishes Department of Health (Department) protocols to administer, dispense, and distribute vaccine, antiviral, antibiotic, or other prescription medication that is not a controlled substance in the event of a declaration of a national, state or local emergency.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
This rule establishes the requirements for the Department to administer, dispense, distribute, and issue standing prescription drug orders for the medication. This rule also includes record keeping and confidentiality requirements.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
Related to this rule, there is no anticipated savings. The cost to the state budget is unknown. Any anticipated cost would be dependent on the specific medication to be administered, dispensed, and distributed. Factors related to the cost could include whether the medication would be provided by the federal government in full, if it would be subsidized, if there would be federal funding made available for expenses related to the administration, dispensing, and distribution.
B) Local governments:

Any cost or savings to the local governments would depend on how the medication is dispensed or distributed. Potential cost could be if the local health departments were part of the dispensing or distribution process. There could be a cost for personnel to either administer medication or support staff for record keeping. The overall cost would depend on the level of expertise required for the specific situation. Additional considerations related to the cost or savings would be funding provided by either the federal government, state government, or other sources

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

Any cost or savings to small businesses will be related to the distribution or dispensing of the medication; and any record keeping involved. The cost would be relative to the skills needed and the extent they would be involved with providing the medication to the public. Any effect on small businesses would be specific to the specific public health emergency. To what extent small businesses would be involved in the distribution, dispensing, or writing of prescriptions for the public would depend on the situation. Any increase in their staff would be evaluated, including skill level required or additional clerical support. Additional considerations related to the cost would be if funding were available through federal or state government or if the cost would be passed on to the small businesses.

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

Any cost or savings to other than small businesses will be related to the distribution or dispensing of the medication and any record keeping involved. The cost would be relative to the skills needed and the extent they would be involved with providing the medication to the public. Any effect on these businesses would be specific to the public health emergency. To what extent these businesses would be involved in the distribution, dispensing, or writing of prescriptions for the public, would be evaluated based on the specific situation. Any increase in their staff would include skill level required or additional clerical support.

Additional considerations related to the cost would be if funding would be available or if cost would be passed on to the 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 will not result in a fiscal impact to persons other than small businesses, non-small businesses, state, or local government entities because this rule does not establish requirements for persons other than small businesses, non-small businesses, state, or local government entities.

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

Any compliance cost for affected persons is unknown at this time. Considerations would be evaluated based on the emergency situation, cost of medication, staffing concerns, and volume of the public needing the services. Additional consideration related to the cost for compliance expenses would include potential funding from federal and state government, as well as other sources.

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

After conducting a thorough analysis, it was determined that this proposal will not result in a fiscal impact to businesses. Nate Checketts, Executive Director

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The Executive Director of the Utah Department of Health, Nate Checketts, has reviewed and approved this fiscal analysis.

Citation Information

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

Title 26, Chapter 3	Section 58-1-307	Title 26, Chapter 25
Section 26-1-5	Title 26, Chapter 23b	

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 07/15/2022

10. This rule change MAY become effective on: 07/22/2022

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

Agency Authorization Information

Agency head or designee, and title:	Nate Checketts, Executive Director	Date:	05/31/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: New		
Utah Admin. Code Ref (R no.):	R380-66	Filing ID 54664

Agency Information

1. Department:	Health
Agency:	Administration
Room no.:	430
Building:	Martha Hughes Cannon Building
Street address:	288 N 1460 W
City, state and zip:	Salt Lake City, UT 84116

Mailing address:	PO Box 141000	
City, state and zip:	Salt Lake City, UT 84114-1000	
Contact person(s):		
Name:	Phone:	Email:
Michelle Hofmann	801-538-6111	udohedo@utah.gov
Jonah Shaw	385-310-2389	jshaw@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R380-66. Medical Rationing Procedures
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
S.B. 194, passed in the 2022 General Session, requires the Department of Health (Department) to make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, on or before 07/01/2022, to establish a procedure that the Department will follow to adopt, modify, require, facilitate, or recommend rationing criteria. (EDITOR'S NOTE: A corresponding 120-day emergency new Rule R380-66 that is effective as of 06/01/2022 is under ID 54663 in this issue, June 15, 2022, of the Bulletin.)
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
This rule establishes a procedure to adopt, modify, require, facilitate, or recommend rationing criteria for scarce healthcare resources.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
It is not anticipated that this rule will result in a fiscal impact to the state budget, as this rule establishes the procedure to adopt, modify, require, facilitate, or recommend rationing criteria for scarce healthcare resources. Any fiscal impact was accounted for in the fiscal note of S.B. 194 (2022).
B) Local governments:
This proposed rule will not result in a fiscal impact to local governments because this rule does not establish requirements for 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 non-small businesses because this rule does not establish 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 will not result in a fiscal impact to persons other than small businesses, non-small businesses, state, or local government entities because this rule does not establish requirements for persons other than small businesses, non-small businesses, state, or local government entities.																												
F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):																												
There are no compliance costs associated with this rule.																												
G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):																												
After conducting a thorough analysis, it was determined that this proposal will not result in a fiscal impact to businesses. Nate Checketts, Executive Director																												
6. A) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)																												
Regulatory Impact Table																												
<table border="1"> <thead> <tr> <th>Fiscal Cost</th> <th>FY2022</th> <th>FY2023</th> <th>FY2024</th> </tr> </thead> <tbody> <tr> <td>State Government</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Local Governments</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Small Businesses</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Non-Small Businesses</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Other Persons</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Total Fiscal Cost</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> </tbody> </table>	Fiscal Cost	FY2022	FY2023	FY2024	State Government	\$0	\$0	\$0	Local Governments	\$0	\$0	\$0	Small Businesses	\$0	\$0	\$0	Non-Small Businesses	\$0	\$0	\$0	Other Persons	\$0	\$0	\$0	Total Fiscal Cost	\$0	\$0	\$0
Fiscal Cost	FY2022	FY2023	FY2024																									
State Government	\$0	\$0	\$0																									
Local Governments	\$0	\$0	\$0																									
Small Businesses	\$0	\$0	\$0																									
Non-Small Businesses	\$0	\$0	\$0																									
Other Persons	\$0	\$0	\$0																									
Total Fiscal Cost	\$0	\$0	\$0																									

NOTICES OF PROPOSED RULES

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
B) Department head approval of regulatory impact analysis:			
The Executive Director of the Utah Department of Health, Nate Checketts, has reviewed and approved this fiscal analysis.			

Citation Information

7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:		
Section 26-1-45	Section 26-1-5	

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)	
A) Comments will be accepted until:	07/15/2022

10. This rule change MAY become effective on:	08/01/2022
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.	

Agency Authorization Information

Agency head or designee, and title:	Nate Checketts, Executive Director	Date:	05/31/2022
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NOTICE OF PROPOSED RULE		
TYPE OF RULE: Repeal and Reenact		
Utah Admin. Code Ref (R no.):	R655-4	Filing ID 54644

Agency Information

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

General Information

2. Rule or section catchline:
R655-4. Water Wells
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
H.B. 177, Water Well Amendments, passed in the 2022 General Session with required rule updates.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
H.B. 177 (2022) changed Section 72-2-1 which requires the state engineer to regulate all water production wells regardless of depth. This requires a revision to Rule R655-4 to accommodate the requirement placed in H.B. 177. In addition, corrections and clarifications to this rule have been made by the Division of Water Rights (Division) staff.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
\$300 in FY23. Enactment of this legislation could cost the Division an estimated \$300 one-time from the General Fund in staff time for rulemaking. The Division leadership indicated that they can cover this cost with the existing appropriation.

B) Local governments:			
Enactment of this legislation likely will not result in direct, measurable costs for local governments. Fiscal impact was accounted for in the fiscal note of H.B. 177 (2022).			
C) Small businesses ("small business" means a business employing 1-49 persons):			
Enactment of this legislation likely will not result in direct, measurable costs for small businesses. Fiscal impact was accounted for in the fiscal note of H.B. 177 (2022).			
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):			
Enactment of this legislation likely will not result in direct, measurable costs for non-small businesses. Fiscal impact was accounted for in the fiscal note of H.B. 177 (2022).			
E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):			
Enactment of this legislation likely will not result in direct, measurable costs for other persons. Fiscal impact was accounted for in the fiscal note of H.B. 177 (2022).			
F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):			
Enactment of this legislation likely will not result in direct, measurable costs for affected persons. Fiscal impact was accounted for in the fiscal note of H.B. 177 (2022).			
G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):			
I, Brian Steed, Executive Director of the Department of Natural Resources, have reviewed the fiscal impact this rule has on businesses.			
6. A) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)			
Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$300	\$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	\$300	\$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

B) 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.

Citation Information

7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:		
Section 73-2-1	Section 73-3-25	

Incorporations by Reference Information

8. A) This rule adds, updates, or removes the following title of materials incorporated by references:	
	First Incorporation
Official Title of Materials Incorporated (from title page)	ANSI-AWWA A100-AWWA Standard for Water Wells
Publisher	American Water Works Association (AWWA)
Date Issued	July 1, 2020
Issue, or version	2020 Edition

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

	Second Incorporation
Official Title of Materials Incorporated (from title page)	ASTM A53/A53M-20 Standard Specification for Pipe, Steel, Black And Hot Dipped, Zinc-Coated, Welded and Seamless
Publisher	American Society for Testing and Materials (ASTM)
Date Issued	July 1, 2020
Issue, or version	2020 Edition

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

	Third Incorporation
Official Title of Materials Incorporated (from title page)	ASTM A139/A139M-16 Standard Specification For Electric-Fusion (Arc)-Welded Steel Pipe (NPS 4 And Over)
Publisher	American Society for Testing and Materials (ASTM)
Date Issued	March 1, 2016
Issue, or version	2016 Edition

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

	Fourth Incorporation
Official Title of Materials Incorporated (from title page)	AWWA C200-2017 Steel Water Pipe, 6 In. (150 Mm) And Larger
Publisher	American Water Works Association (AWWA)
Date Issued	August 1, 2017
Issue, or version	2017 Edition

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

	Fifth Incorporation
Official Title of Materials Incorporated (from title page)	ASTM A589/A589M-06(2018) Standard Specification For Seamless And Welded Carbon Steel Water-Well Pipe
Publisher	American Society for Testing and Materials (ASTM)
Date Issued	October 2, 2018
Issue, or version	2018 Edition

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

	Sixth Incorporation
Official Title of Materials Incorporated (from title page)	ASTM A106/A106M-19a Standard Specification For Seamless Carbon Steel Pipe For High-Temperature Service
Publisher	American Society for Testing and Materials (ASTM)
Date Issued	November 21, 2019
Issue, or version	2019 Edition

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

	Seventh Incorporation
Official Title of Materials Incorporated (from title page)	ASTM A778/A778M-16(2021) Standard Specification For Welded, Unannealed Austenitic Stainless Steel Tubular Products
Publisher	American Society for Testing and Materials (ASTM)
Date Issued	April 22, 2021
Issue, or version	2021 Edition

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

	Eighth Incorporation
Official Title of Materials Incorporated (from title page)	ASTM A252/A252M-19 Standard Specification For Welded And Seamless Steel Pipe Piles
Publisher	American Society for Testing and Materials (ASTM)
Date Issued	July 11, 2019
Issue, or version	2019 Edition

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

	Ninth Incorporation
Official Title of Materials Incorporated (from title page)	ASTM A312/A312M-21 Standard Specification For Seamless, Welded, And Heavily Cold Worked Austenitic Stainless Steel Pipes
Publisher	American Society for Testing and Materials (ASTM)
Date Issued	May 28, 2021
Issue, or version	2021 Edition

J) This rule adds, updates, or removes the following title of materials incorporated by references:	
	Tenth Incorporation
Official Title of Materials Incorporated (from title page)	ASTM A409/A409M-19 Standard Specification For Welded Large Diameter Austenitic Steel Pipe For Corrosive Or High-Temperature Service
Publisher	American Society for Testing and Materials (ASTM)
Date Issued	November 1, 2019
Issue, or version	2019 Edition

K) This rule adds, updates, or removes the following title of materials incorporated by references:	
	Eleventh Incorporation
Official Title of Materials Incorporated (from title page)	ASTM A606/A606M-18 Standard Specification For Steel, Sheet And Strip, High-Strength, Low-Alloy, Hot-Rolled And Cold-Rolled, With Improved Atmospheric Corrosion Resistance
Publisher	American Society for Testing and Materials (ASTM)
Date Issued	March 21, 2018
Issue, or version	2018 Edition

L) This rule adds, updates, or removes the following title of materials incorporated by references:	
	Twelfth Incorporation
Official Title of Materials Incorporated (from title page)	ASTM F480-14(2022) Standard Specification For Thermoplastic Well Casing Pipe And Couplings Made In Standard Dimension Ratios (SDR), SCH 40 And SCH 80
Publisher	American Society for Testing and Materials (ASTM)
Date Issued	March 2, 2022
Issue, or version	2022 Edition

M) This rule adds, updates, or removes the following title of materials incorporated by references:	
	Thirteenth Incorporation
Official Title of Materials Incorporated (from title page)	NSF/ANSI/CAN 60-2021/NSF/ANSI/CAN 600-2021 Drinking Water Treatment - Chemicals - Health Effects
Publisher	National Sanitation Foundation (NSF)

Date Issued	2021
Issue, or version	2021 Edition

N) This rule adds, updates, or removes the following title of materials incorporated by references:	
	Fourteenth Incorporation
Official Title of Materials Incorporated (from title page)	NSF/ANSI/CAN 61-2021/NSF/ANSI/CAN 600-2021 Drinking Water System Components - Health Effects
Publisher	National Sanitation Foundation (NSF)
Date Issued	2021
Issue, or version	2021 Edition

O) This rule adds, updates, or removes the following title of materials incorporated by references:	
	Fifteenth Incorporation
Official Title of Materials Incorporated (from title page)	Construction of Vertical Boreholes for Closed-Loop Heat Pump Systems Design and Installation Standards
Publisher	International Ground Source Heat Pump Association (IGSHPA)
Date Issued	2017
Issue, or version	2017 Edition

P) This rule adds, updates, or removes the following title of materials incorporated by references:	
	Sixteenth Incorporation
Official Title of Materials Incorporated (from title page)	Guidelines for Loop Wells for Vertical Closed Loop Ground Source Heat Pumps
Publisher	National Ground Water Association (NGWA)
Date Issued	2017
Issue, or version	2017 Edition

Q) This rule adds, updates, or removes the following title of materials incorporated by references:	
	Seventeenth Incorporation
Official Title of Materials Incorporated (from title page)	ASSE Standard 1093-2019/WSC PAS-97(2019) Performance Requirements For Pitless Adapters, Pitless Units, And Well Caps
Publisher	Water Systems Council (WSC)

NOTICES OF PROPOSED RULES

Date Issued	July 2019
Issue, or version	2019 Edition

R) This rule adds, updates, or removes the following title of materials incorporated by references:	
	Eighteenth Incorporation
Official Title of Materials Incorporated (from title page)	ASTM C150-07 Standard Specification for Portland Cement
Publisher	American Society for Testing and Materials (ASTM)
Date Issued	December 20, 2012
Issue, or version	07 Version

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)	
A) Comments will be accepted until:	07/15/2022

10. This rule change MAY become effective on:	07/22/2022
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.	

Agency Authorization Information

Agency head or designee, and title:	Teresa Wilhelmsen, Director	Date:	05/25/2022
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NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R746-409-1	Filing ID 54621

Agency Information

1. Department:	Public Service Commission
Agency:	Administration
Building:	Heber M Wells Building
Street address:	160 E 300 S, 4th Floor
City, state and zip:	Salt Lake City, UT 84111

Mailing address:	PO Box 144558	
City, state and zip:	Salt Lake City, UT 84114-4558	
Contact person(s):		
Name:	Phone:	Email:
Yvonne Hogle	801-530-6709	yhogle@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R746-409-1. General Provisions
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
Section R746-409-1 of the Public Service Commission Administrative Procedures Act Rules incorporates by reference provisions of the Code of Federal Regulations pertaining to pipeline safety. The federal guidelines for states participating in the Federal Pipeline Safety Grant program have changed since 09/01/2019. As a participant, the State of Utah must therefore update this rule to adopt amendments that have been added to the federal regulations after the date currently shown in this state rule.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
Amendments have been added to Parts 190, 191, and 192 of the Code of Federal Regulations since 09/01/2019.
Part 190 – Enhanced Emergency Order Procedures. These amendments establish procedures for the issuance of emergency orders to address an unsafe condition or practice, or a combination of unsafe conditions or practices that constitute or cause an imminent hazard to public health and safety or the environment. The regulations describe the duration and scope of such orders and provide a mechanism by which pipeline owners and operators subject to, and aggrieved by, emergency orders can seek administrative or judicial review.
Part 191 – Safety Gas Transmission Pipelines, MAOP Reconfirmation, Expansion of Assessment Requirements and Other Related Amendments. The amendments in this final rule address the reporting of exceedances of MAOP and the expansion of Integrity Management assessments.
Gas Pipeline Regulatory Reform - PHMSA is amending the Federal Pipeline Safety Regulations to ease regulatory burdens on the construction, maintenance, and operation of gas transmission, distribution, and gathering pipeline systems without adversely affecting safety. The amendments in this rule are based on rulemaking petitions

from stakeholders, and DOT and PHMSA initiatives to identify appropriate areas where regulations might be repealed, replaced, or modified, and PHMSA's review of public comments. PHMSA also, as of the effective date of this final rule, withdraws the March 29, 2019, "Exercise of Enforcement Discretion Regarding Farm Taps" and the unpublished October 27, 2015 letter to the Interstate Natural Gas Association of America announcing a stay of enforcement pertaining to certain pressure vessels.

Part 192: Safety of Gas Transmission Pipelines, MAOP Reconfirmation, Expansion of Assessment Requirements and Other Related Amendments. The amendments in this final rule address the exceedances of maximum allowable operating pressure, the consideration of seismicity as a risk factor in integrity management, safety features on in-line inspection launchers and receivers, a 6-month grace period for 7-calendar-year integrity management reassessment intervals, and related recordkeeping provisions.

Fiscal Information

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

A) State budget:

None--The amendment updates a current rule that already adopts federal safety regulations pertaining to pipeline safety to incorporate recent federal amendments in the state rule. It should not affect the state budget because operators will continue to remain compliant with the federal and state pipeline safety rules without incurring any more than negligible cost increases, if any. The changes do not affect state government budgets.

B) Local governments:

None--The amendment updates a current rule that already adopts federal safety regulations pertaining to pipeline safety to incorporate recent federal amendments in the state rule. It should not affect local governments because operators will continue to remain compliant with the federal and state pipeline safety rules without incurring any more than negligible cost increases, if any. The changes do not affect local government budgets.

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

None--The amendment updates a current rule that already adopts federal safety regulations pertaining to pipeline safety to incorporate recent federal amendments in the state rule. It should not affect small businesses because operators will continue to remain compliant with the federal and state pipeline safety rules without incurring any more than negligible cost increases, if any. The changes do not affect small businesses.

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

None--The amendment updates a current rule that already adopts federal safety regulations pertaining to pipeline safety to incorporate recent federal amendments in the state rule. It should not affect non-small businesses because operators will continue to remain compliant with the federal and state pipeline safety rules without incurring any more than negligible cost increases, if any. The changes do not affect 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*):

None--Businesses that perform work subject to the federal safety regulations may incur costs to comply under the existing rule, which is already incorporated by reference pursuant to Section 54-13-3. However, the amendments to this rule since 09/01/2019 are not anticipated to add any more than negligible cost increases, if any. Therefore, the amendment should have no fiscal impact.

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

None--Businesses that perform work subject to the federal safety regulations may incur costs to comply under the existing rule, which is already incorporated by reference pursuant to Section 54-13-3. However, the amendments to this rule since 09/01/2019 are not anticipated to add any costs. Therefore, the amendment should have no fiscal impact.

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

The amendment should not impact businesses. Businesses that perform work subject to the federal safety regulations may incur costs to comply under the existing rule, which is already incorporated by reference pursuant to Section 54-13-3. However, the amendments to the rule since 09/01/2019 are not anticipated to add any more than negligible cost increases, if any. Therefore, the amendment should have no fiscal impact. Thad LeVar, PSC Chair

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0

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
B) Department head approval of regulatory impact analysis:			
The Chair of the Public Service Commission, Thad LeVar, has reviewed and approved this fiscal analysis.			

Citation Information

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

Section 54-13-3	Section 54-13-5	Section 54-13-6
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Incorporations by Reference Information

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

	First Incorporation
Official Title of Materials Incorporated (from title page)	Code of Federal Regulations, Title 49
Publisher	Office of the Federal Register
Date Issued	2021
Issue, or version	2021

Public Notice Information

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

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

A) Comments will be accepted until:	07/15/2022
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10. This rule change MAY become effective on:	07/22/2022
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

Agency Authorization Information

Agency head or designee, and title:	Thad LeVar, PSC Chair	Date:	06/09/2022
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NOTICE OF PROPOSED RULE

TYPE OF RULE: New		
Utah Admin. Code Ref (R no.):	R765-119	Filing ID 54661

Agency Information

1. Department:	Higher Education (Utah Board of)	
Agency:	Administration	
Building:	Board of Regents Building, The Gateway	
Street address:	60 S 400 W	
City, state and zip:	Salt Lake City, UT 84101	
Contact person(s):		
Name:	Phone:	Email:
Kevin V. Olsen	801-556-3461	kvolsen@agutah.gov
Geoffrey T. Landward	801-321-7136	glandward@ushe.edu
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R765-119. Utah Board of Higher Education Qualifications
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This purpose of this new rule is to establish the qualifications for appointment to the Utah Board of Higher Education.

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

This rule establishes the range of expertise, the varied areas of expertise, and the varied geographic representation of the members of the Utah Board of Higher Education.

Fiscal Information

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

A) State budget:

Enactment of this rule likely will not materially impact state revenue because this rule applies only to individuals who are considered for appointment to the Utah Board of Higher Education.

B) Local governments:

Enactment of this rule likely will not result in direct, measurable costs for local governments because this rule does not apply to or affect local governments

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

Enactment of this rule likely will not result in direct expenditures from tax or fee changes for small businesses because this rule does not apply to or affect small businesses.

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

Enactment of this rule likely will not result in direct expenditures from tax or fee changes for non-small businesses because this rule does not apply to or affect 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**):

Enactment of this rule likely will not change the regulatory burden for persons other than small businesses, non-small businesses, state, or local government entities because this rule applies only to individuals who are considered for appointment to the Utah Board of Higher Education.

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

This rule does not create any compliance costs for affected persons since it affects only their consideration for appointment to the Utah Board of Higher Education.

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

This rule affects individuals who are considered for appointment to the Utah Board of Higher Education and has no fiscal impact on businesses. David R. Woostenhulme, Commissioner

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

Regulatory Impact Table

Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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

B) Department head approval of regulatory impact analysis:

The Commissioner of Higher Education, David R. Woolstenhulme, has reviewed and approved this fiscal analysis.

Citation Information

7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:		
Section 53B-1-405		

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)	
A) Comments will be accepted until:	07/15/2022

10. This rule change MAY become effective on:	07/22/2022
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.	

Agency Authorization Information

Agency head or designee, and title:	Kevin V. Olsen, Assistant Attorney General	Date:	05/27/2022
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NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Utah Admin. Code Ref (R no.):	R986-700-707.1	Filing ID 54665

Agency Information

1. Department:	Workforce Services	
Agency:	Employment Development	
Building:	Olene Walker Building	
Street address:	140 E 300 S	
City, state and zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 45244	
City, state and zip:	Salt Lake City, UT 84145-0244	
Contact person(s):		
Name:	Phone:	Email:
Amanda B. McPeck	801-526-9653	ampeck@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R986-700-707.1. Initial Registration Fee Assistance
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This amendment adds a section to this rule. The new section governs payment of initial registration fees with child care subsidy.
4. Summary of the new rule or change (What does this filing do? If this is a repeal and reenact, explain the substantive differences between the repealed rule and the reenacted rule):
This new section of this rule provides that the Department of Workforce Services (Department) may pay an initial registration fee when a child is enrolled with a child care provider. Please note that the Notice of Effective Date of this rule change may be filed after the date shown in box 10. The Notice of Effective Date may be filed at any time between 07/22/2022 and 10/13/2022.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
This rule amendment 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 rule changes. This rule amendment will not increase workload and can be carried out with existing budget. Child Care subsidies are provided by federal funds.
B) Local governments:
This rule amendment is not expected to have any fiscal impacts on local government revenues or expenditures because the program is federally-funded and does not rely on local governments for funding, administration, or enforcement.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule amendment is not expected to have a fiscal impact on small businesses. Most if not all child care providers are small businesses. The proposed rule amendment imposes no cost and provides no additional benefit to providers. This rule amendment changes source of funding for an initial registration fee. Absent the amendment to this rule, parents would be responsible for paying the initial registration fee.

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

This rule amendment is not expected to have a fiscal impact on non-small businesses. Most if not all child care providers are small businesses. The proposed rule amendment imposes no cost and provides no additional benefit to providers. This rule amendment changes source of funding for an initial registration fee. Absent the amendment to this rule, parents would be responsible for paying the initial registration fee.

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 amendment is expected to have a fiscal benefit to eligible families. The Department currently has 742 licensed family providers and 362 licensed center providers (1104 total). Based on a 2021 market study, 33% of family providers and 82% of center providers charge initial registration fees. Of the licensed child care providers, this means that 245 family providers and 297 center providers charge initial registration fees. As of April 2022, the Department would pay up to \$40/child for an initial registration fee for a family provider, and up to \$50/child for a center provider.

In April 2022, 9,443 children were enrolled in licensed centers, and 4,088 children enrolled in family centers. Using those numbers, for children enrolled in licensed centers (at \$50 per child), the maximum savings to parents is estimated to be \$472,150.00 per year. For children enrolled in family centers (at \$40 per child), the maximum savings to parents is estimated to be \$163,520.00 per year. The total of the estimated maximum savings is \$635,670.00 per year.

This information is based on data from the Department.

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

This rule amendment is not expect to cause any compliance costs for affected persons because this rule amendment does not create any new administrative fees.

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

The funding for child care grants and assistance is provided through federal funding. This rule amendment provides financial assistance to parents seeking child care. Assistance for child care means that parents are more available to work, providing reliable employees for businesses. Casey Cameron, Executive Director

6. A) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If

there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

Regulatory Impact Table

Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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	\$635,670	\$635,670
Total Fiscal Benefits	\$0	\$635,670	\$635,670
Net Fiscal Benefits	\$0	\$635,670	\$635,670

B) Department head approval of regulatory impact analysis:

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

Citation Information

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

Section 35A-3-310 | Section 35A-3-203 | Section 53F-5-210

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

NOTICES OF PROPOSED RULES

A) Comments will be accepted until:	07/15/2022
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Administrative Rules on or before the date designated in Box 10.

10. This rule change MAY become effective on:	08/01/2022
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of

Agency Authorization Information

Agency head or designee, and title:	Casey Cameron, Executive Director	Date:	06/01/2022
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End of the Notices of Proposed Rules Section

NOTICES OF CHANGES IN PROPOSED RULES

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

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

While the law does not designate a comment period for a **CHANGE IN PROPOSED RULE**, it does provide for a 30-day waiting period. An agency may accept additional comments during this period and, at its option, may designate a comment period or may hold a public hearing. The 30-day waiting period for **CHANGES IN PROPOSED RULES** published in this issue of the *Utah State Digest* ends July 15, 2022.

From the end of the 30-day waiting period through October 13, 2022, an agency may notify the Office of Administrative Rules that it wants to make the **CHANGE IN PROPOSED RULE** effective. When an agency submits a **NOTICE OF EFFECTIVE DATE** for a **CHANGE IN PROPOSED RULE**, the **PROPOSED RULE** as amended by the **CHANGE IN PROPOSED RULE** becomes the effective rule. The agency sets the effective date. The date may be no fewer than 30 days nor more than 120 days after the publication date of the **CHANGE IN PROPOSED RULE**. If the agency designates a public comment period, the effective date may be no fewer than seven calendar days after the close of the public comment period nor more than 120 days after the publication date. Alternatively, the agency may file another **CHANGE IN PROPOSED RULE** in response to additional comments received. If the Office of Administrative Rules does not receive a **NOTICE OF EFFECTIVE DATE** or another **CHANGE IN PROPOSED RULE** by the end of the 120-day period after publication, the **CHANGE IN PROPOSED RULE** filing, along with its associated **PROPOSED RULE**, lapses.

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

The Changes in Proposed Rules Begin on the Following Page

NOTICE OF CHANGE IN PROPOSED RULE		
Utah Admin. Code Ref (R no.):	R510-104	Filing ID: 54292

Agency Information

1. Department:	Human Services	
Agency:	Aging and Adult Services	
Building:	MASOB	
Street address:	195 N 1950 S	
City, state and zip:	Salt Lake City, UT 84116	
Contact person(s):		
Name:	Phone:	Email:
Jean Boyack	801-568-4263	jboyack@utah.gov
Jacob Murakami	801-538-4641	jmurakami@utah.gov
Jonah Shaw	385-310-2389	jshaw@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R510-104. Nutrition Programs
3. Publication date of previous proposed rule or change in proposed rule:
02/01/2022 (EDITOR'S NOTE: The original proposed repeal and reenactment upon which this change in proposed rule (CPR) was based was published in the February 1, 2022, issue of the Utah State Bulletin, on page 154. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the CPR and the proposed repeal and reenactment together to understand all of the changes that will be enforceable should the agency make this rule effective.)
4. Reason for this change (Why is the agency submitting this filing?):
Following the repeal and reenactment published in February 1, 2022 Bulletin, the Department of Human Services (Department) received a public comment requesting the Department add clarification regarding the food handlers permit requirement in Subsection R510-104-10(4).

5. Summary of this change (What does this filing do?):
This change in proposed rule updates Subsection R510-104-10(4) following public comment.

Fiscal Information

6. Aggregate anticipated cost or savings to:
A) State budget:
This change in proposed rule is due to public comment and is technical in nature. It is not anticipated that this amendment would create a fiscal cost or savings to the state budget.
B) Local government:
This change in proposed rule is due to public comment and is technical in nature. It is not anticipated that this amendment would create a fiscal cost or savings to local governments.
C) Small businesses ("small business" means a business employing 1-49 persons):
This change in proposed rule is due to public comment and is technical in nature. It is not anticipated that this amendment would create a fiscal cost or savings to small businesses.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
This change in proposed rule is due to public comment and is technical in nature. It is not anticipated that this amendment would create a fiscal cost or savings to non-small businesses.
E) Persons other than small businesses, non-small businesses, or state or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an <i>agency</i>):
This change in proposed rule is due to public comment and is technical in nature. It is not anticipated that this amendment would create a fiscal cost or savings to other persons.
F) Compliance costs for affected persons:
There are no compliance costs associated with the repeal and reenactment of this rule, it is technical in nature.
G) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):
After conducting a thorough analysis, it was determined that this proposal will not result in a fiscal impact to businesses. Tracy Gruber, Executive Director

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

Regulatory Impact Table			
Fiscal Cost	FY2022	FY2023	FY2024
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
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
B) Department head approval of regulatory impact analysis:			

The Executive Director of the Department of Human Services, Tracy Gruber, has reviewed and approved this fiscal analysis.

Citation Information

8. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:		
Section 62A-3-104	Older Americans Act of 1965, Title 111C, 42 USC Section 3001	

Public Notice Information

10. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until:	07/15/2022
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11. This rule change MAY become effective on:	07/22/2022
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date. To make this rule effective, the agency must submit a Notice of Effective Date to the Office of Administrative Rules on or before the date designated in Box 10.

Agency Authorization Information

Agency head or designee, and title:	Nate Checketts, Deputy Director	Date:	06/01/2022
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End of the Notices of Changes in Proposed Rules Section

NOTICES OF 120-DAY (EMERGENCY) RULES

An agency may file a **120-DAY (EMERGENCY) RULE** when it finds that regular rulemaking procedures would:

- (a) cause an imminent peril to the public health, safety, or welfare;
- (b) cause an imminent budget reduction because of budget restraints or federal requirements; or
- (c) place the agency in violation of federal or state law (Subsection 63G-3-304(1)).

As with a **PROPOSED RULE**, a **120-DAY RULE** is preceded by a **RULE ANALYSIS**. This analysis provides summary information about the **120-DAY RULE** including the name of a contact person, justification for filing a **120-DAY RULE**, anticipated cost impact of the rule, and legal cross-references.

A **120-DAY RULE** is effective when filed with the Office of Administrative Rules, or on a later date designated by the agency. A **120-DAY RULE** is effective for 120 days or until it is superseded by a permanent rule. Because of its temporary nature, a **120-DAY RULE** is not codified as part of the *Utah Administrative Code*.

The law does not require a public comment period for **120-DAY RULES**. However, when an agency files a **120-DAY RULE**, it may file a **PROPOSED RULE** at the same time, to make the requirements permanent.

Emergency or **120-DAY RULES** are governed by Section 63G-3-304, and Section R15-4-8.

NOTICE OF EMERGENCY (120-DAY) RULE		
Utah Admin. Code Ref (R no.):	R27-1	Filing ID: 54620

Agency Information

1. Department:	Government Operations	
Agency:	Fleet Operations	
Room no.:	3rd Floor	
Building:	Taylorsville State Office Building	
Street address:	4315 S 2700 W	
City, state and zip:	Taylorsville, UT 84129	
Contact person(s):		
Name:	Phone:	Email:
Cory Weeks	801-957-7261	coryweeks@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R27-1. Definitions
3. Effective Date:
05/17/2022

4. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This filing corrects two definitions that reference a five-day rule exception for a fleet vehicle home. IRS only allows one day per month.
5. Summary of the new rule or change (What does this filing do?):
This filing modifies the number of days an individual may drive a fleet vehicle home from five days per month to one day per month. This filing also modifies the authoritative reference from an IRS publication to the underlying federal register. (EDITOR'S NOTE: A corresponding proposed amendment to Rule R27-1 is under ID 54618 in this issue, June 15, 2022, of the Bulletin.)
6. A) The agency finds that regular rulemaking would:
<input type="checkbox"/> cause an imminent peril to the public health, safety, or welfare;
<input type="checkbox"/> cause an imminent budget reduction because of budget restraints or federal requirements; or
<input checked="" type="checkbox"/> place the agency in violation of federal or state law.
B) Specific reasons and justifications for this finding:
IRS Pub 15b specifically calls out commuting home more than one day per month as being non-excludable from income under de Minimis rules.

Fiscal Information

7. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget: No cost or savings are anticipated for state budgets because the only impact is to affected persons.
B) Local governments: No cost or savings are anticipated for local governments because the only impact is to affected persons.
C) Small businesses ("small business" means a business employing 1-49 persons): No cost or savings are anticipated for small business because the only impact is to affected persons.
D) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency): No cost or savings are anticipated for other persons because the only impact is to affected persons.
E) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?): Affected persons include those state employees who commute in a state vehicle between one and five times per month. These individuals, if their hiring agency does not change business practices, will be charged \$3 of NON-CASH taxable earnings per day in which the individual commuted in a state vehicle.
F) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head): I agree with the statements made above regarding the fiscal impact. Jenney Rees, Executive Director

Citation Information

8. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:
Section 63A-9-401

Agency Authorization Information

Agency head or designee, and title:	Jenney Rees, Executive Director	Date:	05/13/2022
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NOTICE OF EMERGENCY (120-DAY) RULE		
Utah Admin. Code Ref (R no.):	R380-66	Filing ID: 54663

Agency Information

1. Department:	Health	
Agency:	Administration	
Room no.:	430	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state and zip:	Salt Lake City, UT 84116	
Mailing address:	PO Box 141000	
City, state and zip:	Salt Lake City, UT 84114-1000	
Contact person(s):		
Name:	Phone:	Email:
Michelle Hofmann	801-538-6111	udohedo@utah.gov
Jonah Shaw	385-310-2389	jshaw@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R380-66. Medical Rationing Procedures
3. Effective Date:
06/01/2022 (EDITOR'S NOTE: A corresponding proposed new Rule R380-66 is under ID 54664 in this issue, June 15, 2022, of the Bulletin.)
4. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
S.B. 194, passed in the 2022 General Session, requires the Department of Health (Department) to make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, on or before 07/01/2022, to establish a procedure that the Department will follow to adopt, modify, require, facilitate, or recommend rationing criteria under Section 26-1-45.
5. Summary of the new rule or change (What does this filing do?):
This rule establishes a procedure to adopt, modify, require, facilitate, or recommend rationing criteria for scarce healthcare resources.

6. A) The agency finds that regular rulemaking would:	
<input type="checkbox"/>	cause an imminent peril to the public health, safety, or welfare;
<input type="checkbox"/>	cause an imminent budget reduction because of budget restraints or federal requirements; or
<input checked="" type="checkbox"/>	place the agency in violation of federal or state law.
B) Specific reasons and justifications for this finding:	
The Department, in consultation with legal counsel, determined that there was not enough time to collect proper stakeholder feedback in time to meet the 07/01/2022 deadline set by the legislature in S.B. 194 (2022). The Department is submitting a regular filing of the same version of the rule simultaneously, its earliest effective date possible would be 07/22/2022, the Department will be using an estimated effective date for the regular rule of 08/01/ 2022 in order to give additional time to address public comments.	

Fiscal Information

7. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A) State budget:	
It is not anticipated that this rule will result in a fiscal impact to the state budget, as this rule establishes the procedure to adopt, modify, require, facilitate, or recommend rationing criteria for scarce healthcare resources. Any fiscal impact was accounted for in the fiscal note of S.B. 194 (2022).	
B) Local governments:	
This proposed rule will not result in a fiscal impact to local governments because this rule does not establish requirements for 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) 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 will not result in a fiscal impact to persons other than small businesses, non-small businesses, state, or local government entities because this rule does not establish requirements for persons other than small businesses, non-small businesses, state, or local government entities.	
E) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):	
There are no compliance costs associated with this rule.	
F) Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):	
After conducting a thorough analysis, it was determined that this proposal will not result in a fiscal impact to businesses. Nate Checketts, Executive Director	

Citation Information

8. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:		
Section 26-1-45	Section 26-1-5	

Agency Authorization Information

Agency head or designee, and title:	Nate Checketts, Executive Director	Date:	05/31/2022
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End of the Notices of 120-Day (Emergency) Rules Section

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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

A **REVIEW** is not followed by the rule text. The rule text that is being continued may be found in the online edition of the *Utah Administrative Code* available at adminrules.utah.gov. 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.):	R123-5	Filing ID: 53773
Effective Date:	05/25/2022	

Agency Information

1. Department:	Auditor	
Agency:	Administration	
Room no.:	E310	
Building:	East Capitol Building, Utah State Capitol Complex	
Street address:	120 E Capitol St	
City, state and zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Mandy Teerlink	801-538-1363	Mteerlink@gmail.com
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R123-5. Requirements for Accounting Services of Political Subdivisions and Governmental Nonprofit Corporations
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:

As required by Section 51-2a-301, this rule provides the guidelines, qualifications criteria, and procurement procedures for accounting services for those entities required by Section 51-2a-201 to report to the Office.

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

No written comments were received.

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

None of the code that is the basis for this rule has undergone changes. Nor has any written commentary from interested persons been received. Furthermore, this rule was reviewed when it was amended in 2019. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Seth Oveson, Local Government Manager	Date:	05/26/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R156-22	Filing ID: 50259
Effective Date:	05/19/2022	

Agency Information

1. Department:	Commerce	
Agency:	Occupational and Professional Licensing	
Building:	Heber M Wells Building	
Street address:	160 E 300 S	
City, state and zip:	Salt Lake City UT 84111-2316	
Mailing address:	PO Box 146741	
City, state and zip:	Salt Lake City UT 84114-6741	
Contact person(s):		
Name:	Phone:	Email:
Steve Duncombe	801-530-6628	sduncombe@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R156-22. Professional Engineers and Professional Land Surveyors Licensing Act Rule
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Title 58, Chapter 22, provides for the licensure and regulation of professional engineers, professional structural engineers and professional land surveyors. Subsection 58-1-106(1)(a) provides that the Division of Occupational and Professional Licensing (Division) may adopt and enforce rules to administer Title 58. Subsection 58-1-202(1)(a) provides that the Professional Engineers and Professional Land Surveyors Licensing Board's duties, functions, and responsibilities includes recommending to the director appropriate rules. This rule was enacted to clarify the provisions of Title 58, Chapter 22, with respect to professional engineers, professional structural engineers, and professional land surveyors.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
Since this rule was last reviewed in May 2017, this rule has been amended once in August 2017. The Division has received no written comments with respect to this rule since May 2017.
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 as it provides a mechanism to inform potential licensees of the requirements for licensure as allowed under statutory authority provided in Title 58,

Chapter 22. This rule also provides information to ensure applicants for licensure are adequately trained and meet minimum licensure requirements, and provides licensees with information concerning unprofessional conduct, definitions, and ethical standards relating to the profession. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Mark B. Steinagel, Director	Date:	01/03/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R164-9	Filing ID:	50328
Effective Date:	06/01/2022		

Agency Information

1. Department:	Commerce	
Agency:	Securities	
Building:	Heber M Wells	
Street address:	160 E 300 S	
City, state and zip:	Salt Lake City, UT 84111-2316	
Mailing address:	PO Box 146760	
City, state and zip:	Salt Lake City, UT 84114-6760	
Contact person(s):		
Name:	Phone:	Email:
Bryan Cowley	801-530-6452	bmcowley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R164-9. Registration by Coordination
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 61-1-9 of the Utah Uniform Securities Act establishes registration by coordination as one of two methods of registering securities offerings in the state of Utah. Section 61-1-24 of the Utah Uniform Securities Act allows the Division of Securities to make rules necessary to carry out the provisions of the chapter.

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.

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 defines key terms and establishes the specific procedures to which an applicant for registration by coordination must adhere in order to obtain approval of its registration statement. This rule also coordinates registration procedures with Canada under the multijurisdictional disclosure system. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Jason Sterzer, Division Director	Date:	05/25/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R164-10	Filing ID:	50333
Effective Date:	06/01/2022		

Agency Information

1. Department:	Commerce	
Agency:	Securities	
Building:	Heber M Wells	
Street address:	160 E 300 S	
City, state and zip:	Salt Lake City, UT 84111-2316	
Mailing address:	PO Box 146760	
City, state and zip:	Salt Lake City, UT 84114-6760	
Contact person(s):		
Name:	Phone:	Email:
Bryan Cowley	801-530-6452	bmcowley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R164-10. Registration by Qualification

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 61-1-10 of the Utah Uniform Securities Act establishes registration by qualification as one of two methods of registering securities offerings in the state of Utah. Section 61-1-24 of the Utah Uniform Securities Act allows the Division of Securities to make rules necessary to carry out the provisions of the chapter.

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.

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 defines key terms, sets forth filing and procedural requirements, and provides a comprehensive disclosure regimen for offerings registered by qualification. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Jason Sterzer, Division Director	Date:	05/25/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R164-11	Filing ID:	50334
Effective Date:	06/01/2022		

Agency Information

1. Department:	Commerce	
Agency:	Securities	
Building:	Heber M Wells	
Street address:	160 E 300 S	
City, state and zip:	Salt Lake City, UT 84111-2316	
Mailing address:	PO Box 146760	
City, state and zip:	Salt Lake City, UT 84114-6760	
Contact person(s):		
Name:	Phone:	Email:
Bryan Cowley	801-530-6452	bmcowley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R164-11. Registration Statement
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 61-1-24 of the Utah Uniform Securities Act allows the Division of Securities (Division) to make rules necessary to carry out the provisions of the chapter. Subsection 61-1-11(7)(b) authorizes the Division to determine escrow and impounding requirements. Subsection 61-1-11.1(9) authorizes the Division to establish rules for the conduct of fairness hearings.
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.
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 was established to ensure disclosure of material information, prevent fraud, and limit excessive promoter profits in registered securities offerings. In addition, this rule serves to establish procedures for fairness hearings and for the impound of funds in offerings registered by qualification until the division approves a release of those funds. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Jason Sterzer, Division Director	Date:	05/25/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R164-12	Filing ID: 50335
Effective Date:	06/01/2022	

Agency Information

1. Department:	Commerce
Agency:	Securities
Building:	Heber M Wells
Street address:	160 E 300 S
City, state and zip:	Salt Lake City, UT 84111-2316
Mailing address:	PO Box 146760
City, state and zip:	Salt Lake City, UT 84114-6760

Contact person(s):		
Name:	Phone:	Email:
Bryan Cowley	801-530-6452	bmcowley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R164-12. Sales Commission
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 61-1-24 of the Utah Uniform Securities Act allows the Division of Securities to make rules necessary to carry out the provisions of the chapter, including requirements for agents selling securities offerings.
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.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
As a protection for investors, this rule limits the amount of commission-related compensation that can be paid to agents in connection with a public offering. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Jason Sterzer, Division Director	Date:	05/25/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R164-14	Filing ID: 50339
Effective Date:	06/01/2022	

Agency Information

1. Department:	Commerce
Agency:	Securities
Building:	Heber M Wells
Street address:	160 E 300 S
City, state and zip:	Salt Lake City, UT 84111-2316

Mailing address: PO Box 146760		
City, state and zip: Salt Lake City, UT 84114-6760		
Contact person(s):		
Name:	Phone:	Email:
Bryan Cowley	801-530-6452	bmcowley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R164-14. Exemptions
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 61-1-14 establishes the various exemptions from registration under the Utah Uniform Securities Act. Subsections 61-1-14(1)(i) and 61-1-14(2)(v) allow the Division of Securities (Division) to exempt from registration by rule such securities or transactions as to which the Division director finds that registration is not necessary or appropriate for the protection of investors.
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.
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 aids persons raising capital in Utah in qualifying for exemptions from registration by setting forth in detail filing and qualification requirements for many of the statutory exemptions. It also establishes several additional exemptions by rule. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Jason Sterzer, Division Director	Date:	05/25/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R164-15	Filing ID: 50346
Effective Date:	06/01/2022	

Agency Information

1. Department:	Commerce	
Agency:	Securities	
Building:	Heber M Wells	
Street address:	160 E 300 S	
City, state and zip:	Salt Lake City, UT 84111-2316	
Mailing address:	PO Box 146760	
City, state and zip:	Salt Lake City, UT 84114-6760	
Contact person(s):		
Name:	Phone:	Email:
Bryan Cowley	801-530-6452	bmcowley@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R164-15. Federal Covered Securities
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 61-1-15.5 governs federal covered securities and states that the Division of Securities (Division) may, by rule or order, require filing of documents relating to federal covered securities. Section 61-1-24 allows the Division to make rules when necessary to carry out the provisions of the chapter.
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.
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 prescribes the notice filing procedures authorized by Section 61-1-15.5. The operation of this rule helps to ensure that the Division receives notice of federal covered securities offered to residents of this state. These filings include Rule 506 offerings, Mutual Funds, and Offerings under Tier II of Regulation A. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Jason Sterzer, Division Director	Date:	05/25/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R317-801	Filing ID: 50788
Effective Date:	05/19/2022	

Agency Information

1. Department:	Environmental Quality	
Agency:	Water Quality	
Room no.:	DEQ, Third Floor	
Building:	Multi Agency State Office Building	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Mailing address:	PO Box 144870	
City, state and zip:	Salt Lake City, UT 84114-4870	
Contact person(s):		
Name:	Phone:	Email:
Jennifer Robinson	385-501-9585	jenrobinson@utah.gov
Dan Hall	801-536-4356	dhall@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R317-801. Utah Sewer Management Program (USMP)
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 19-5-107 authorizes the Utah Water Quality Board to require discharge permits to control the management of sewage sludge or to prevent or control the discharge of pollutants, including effluent limitations for the discharge of waste into the waters of the State. Subsection 19-5-108(1) authorizes the Utah Water Quality Board to make rules and require the submission of plans, specifications and other information to the director in connection with the issuance of discharge permits. The purpose of the rule is to ensure proper operation and maintenance of sewer collection systems in the state of Utah and should be continued.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
Since the last review of this rule five years ago, no written comments have been received.

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

This rule has minimum standards for planning, design, operation and maintenance of sewer collection systems. This rule requires that these minimum standards be met by federal, state, municipal, and special service districts that own or operate sewer collection systems within the state of Utah. This rule requires reporting of sanitary sewer overflows to ensure that the public and environment are protected from discharges from a sewer collection system. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	John K. Mackey, Interim Division Director	Date:	05/19/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R414-60A	Filing ID: 51019
Effective Date:	05/31/2022	

Agency Information

1. Department:	Health	
Agency:	Health Care Financing, Coverage and Reimbursement Policy	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state and zip:	Salt Lake City, UT 84116	
Mailing address:	PO Box 143101	
City, state and zip:	Salt Lake City, UT 84114-3101	
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:
R414-60A. Drug Utilization Review Board
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is authorized by Section 26-18-102 which sets forth membership requirements for the Drug Utilization

Review (DUR) Board. In addition, 42 CFR 456.716 requires the Department of Health (Department) to establish a DUR Board that includes health care professionals with knowledge and expertise in prescribing, dispensing, or evaluating drugs.

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

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

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

The Department has determined that this rule is necessary because it implements DUR Board composition and membership requirements, and spells out board member responsibilities to provide medically necessary and cost effective services for Medicaid members. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Nate Checketts, Executive Director	Date:	05/30/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R414-60B	Filing ID: 51023
Effective Date:	05/31/2022	

Agency Information

1. Department:	Health	
Agency:	Health Care Financing, Coverage and Reimbursement Policy	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state and zip:	Salt Lake City, UT 84116	
Mailing address:	PO Box 143101	
City, state and zip:	Salt Lake City, UT 84114-3101	
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:
R414-60B. Preferred Drug List

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

This rule is authorized by Section 26-18-2.4, which allows the Department of Health (Department) to reimburse for certain classes of drugs on the Preferred Drug List (PDL), details prior authorization requirements, and sets forth prescription override exceptions. Additionally, Section 26-18-3 requires the Department to implement the Medicaid drug program through administrative rules, and Section 26-1-5 grants the Department the authority to adopt these rules for implementation.

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

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

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

The Department has determined this rule is necessary because it implements PDL eligibility, specifies the purpose of the PDL in relation to certain classes of drugs, clarifies that coverage is based on clinical and cost effectiveness, details prior authorization requirements, implements Pharmacy and Therapeutics (P&T) Committee composition and membership, implements P&T Committee responsibilities and functions, and sets forth provisions for the P&T Committee to make determinations based on clinical and cost-related factors. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Nate Checketts, Executive Director	Date:	05/30/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R428-13	Filing ID: 54213
Effective Date:	05/31/2022	

Agency Information

1. Department:	Health
Agency:	Center for Health Data, Health Care Statistics

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Room no.:	106	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state and zip:	Salt Lake City, UT 84116	
Mailing address:	PO Box 144004	
City, state and zip:	Salt Lake City, UT 84114-4004	
Contact person(s):		
Name:	Phone:	Email:
Carl Letamendi	801-538-7052	cletamendi@utah.gov
Stephanie Saperstein	801-538-6430	stephaniesaperstein@utah.gov
Mike Martin	801-538-9205	mikemartin@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R428-13. Health Data Authority. Audit and Reporting of Health Plan Performance Measures
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is authorized by Subsection 26-33a-104(1) to "direct a statewide effort to collect, analyze, and distribute health care data to facilitate the promotion and accessibility of quality and cost-effective health care and also to facilitate interaction among those with concern for health care issues."
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 Office of Health Care Statistics has not received any written comments since the last five-year review of this rule from interested persons supporting or opposing this rule. Only general inquires have been made and responded to by the Office. On 05/17/2022, the Health Data Committee voted, with unanimous consent, to extend Rule R428-13.
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 establishes a performance measurement data collection and reporting system for health carriers licensed in the state of Utah. The data is needed to promote informed consumer choice in health carrier selection and measure the quality of care provided by Utah health

carriers. The broad uses of the data and reports are justifications for this rule. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Nate Checketts, Executive Director	Date:	05/30/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R527-378	Filing ID: 54005
Effective Date:	05/31/2022	

Agency Information

1. Department:	Human Services	
Agency:	Recovery Services	
Street address:	515 E 100 S	
City, state and zip:	Salt Lake City, UT 84102-4211	
Mailing address:	PO Box 45033	
City, state and zip:	Salt Lake City, UT 84145-0033	
Contact person(s):		
Name:	Phone:	Email:
Scott Weight	801-741-7435	sweigh2@utah.gov
Casey Cole	801-741-7523	cacole@utah.gov
Jonah Shaw	385-310-2389	jshaw@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R527-378. Withholding of Social Security Benefits
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is enacted under Section 62A-11-107 which authorizes the Office of Recovery Services (ORS) to adopt, amend, and enforce rules necessary to carry out ORS's statutory responsibilities. This rule deals with the statutory responsibility concerning income withholding for collection of child support as specified in Section 62A-11-104. This rule clarifies that an income withholding notice

to the Social Security Administration must be limited to 25% of the benefit amount if Social Security is the obligor's sole means of support.

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

There have been no comments received since the last five-year review of this rule.

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

The statutes under which this rule is enacted are still in effect and this rule is reflected in the current policy, practices, and procedures of ORS. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	David Litvack, Deputy Director	Date:	05/31/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R527-601	Filing ID: 54106
Effective Date:	05/31/2022	

Agency Information

1. Department:	Human Services	
Agency:	Recovery Services	
Street address:	515 E 100 S	
City, state and zip:	Salt Lake City, UT 84102-4211	
Mailing address:	PO Box 45033	
City, state and zip:	Salt Lake City, UT 84145-0033	
Contact person(s):		
Name:	Phone:	Email:
Scott Weight	801-741-7435	sweigh2@utah.gov
Casey Cole	801-741-7523	cacole@utah.gov
Jonah Shaw	385-310-2389	jshaw@utah.gov

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

General Information

2. Rule catchline:
R527-601. Establishing or Modifying an Administrative Award for Child Support

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

This rule is enacted under Section 78B-12-203 which requires each parent to provide verification of current income for the purpose of calculating the amount of a child support award under Utah's child support guidelines, and Section 78B-12-201 which permits the moving party in a child support action to submit the best evidence available concerning the other party's income if the financial verification required under Section 78B-12-203 is not available. It also requires that the evidence be provided in affidavit form and that a copy of the affidavit be provided to the other party before the evidence is submitted. This rule defines "best available evidence" and describes the method of providing the affidavit to the other party.

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

There have been no comments received since the last five-year review of this rule.

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

This rule is necessary because the statutes under which it is enacted are still in effect, it describes what is meant by "best evidence available" and specifies the method for providing the non-moving party with an affidavit describing the evidence before the evidence is used in determining the amount of a child support award. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	David Litvack, Deputy Director	Date:	05/31/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-100	Filing ID: 51542
Effective Date:	05/17/2022	

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Street address:	1594 W North Temple, Suite 1210	
City, state and zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

Street address:	1594 W North Temple, Suite 1210	
City, state and zip:	Salt Lake City, UT 84114	
Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R641-100. General Provisions
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 40-6-2 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Rule R641-100 provides the rules and procedures required by Title 63G, Chapter 4, "Utah Administrative Procedures Act." The Board must follow for formal adjudicative proceedings. Therefore, this rule should be continued.

General Information

2. Rule catchline:
R641-101. Parties
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-101	Filing ID: 51535
Effective Date:	05/17/2022	

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-102	Filing ID: 51544
Effective Date:	05/17/2022	

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R641-102. Appearances and Representations
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

General Information

2. Rule catchline:
R641-103. Intervention
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-103	Filing ID: 51546
Effective Date:	05/17/2022	

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-104	Filing ID: 51545
Effective Date:	05/17/2022	

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R641-104. Pleadings
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

General Information

2. Rule catchline:
R641-105. Filing and Service
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-105	Filing ID: 51541
Effective Date:	05/17/2022	

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-106	Filing ID: 51540
Effective Date:	05/17/2022	

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R641-106. Notice and Service
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

General Information

2. Rule catchline:
R641-107. Prehearing Conference
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-107	Filing ID: 51539
Effective Date:	05/17/2022	

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-108	Filing ID: 51543
Effective Date:	05/17/2022	

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R641-108. Conduct of Hearings
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

General Information

2. Rule catchline:
R641-109. Decisions and Orders
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-109	Filing ID: 51551
Effective Date:	05/17/2022	

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-110	Filing ID: 51549
Effective Date:	05/17/2022	

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R641-110. Rehearing and Modifications of Existing Orders
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

General Information

2. Rule catchline:
R641-111. Declaratory Rulings
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-111	Filing ID: 51547
Effective Date:	05/17/2022	

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-112	Filing ID: 51548
Effective Date:	05/17/2022	

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R641-112. Rulemaking
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

General Information

2. Rule catchline:
R641-113. Hearing Examiners
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-113	Filing ID: 51554
Effective Date:	05/17/2022	

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-114	Filing ID: 51550
Effective Date:	05/17/2022	

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R641-114. Exhaustion of Administrative Remedies
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

General Information

2. Rule catchline:
R641-115. Deadline for Judicial Review
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-115	Filing ID: 51557
Effective Date:	05/17/2022	

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-116	Filing ID: 51560
Effective Date:	05/17/2022	

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R641-116. Judicial Review of Formal Adjudicative Proceedings
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

General Information

2. Rule catchline:
R641-117. Civil Enforcement
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-117	Filing ID: 51563
Effective Date:	05/17/2022	

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-118	Filing ID: 51552
Effective Date:	05/17/2022	

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

Contact person(s):		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R641-118. Waivers
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

General Information

2. Rule catchline:
R641-119. Severability
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 40-6-5 gives the Board of Oil, Gas and Mining the jurisdiction to make rules necessary to administer the programs within the Division of Oil, Gas and Mining.
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 on 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:
Section 40-6-5 is still in place and requires this rule to be in place. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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Agency Authorization Information

Agency head or designee, and title:	John Baza, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R641-119	Filing ID: 51553
Effective Date:	05/17/2022	

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R657-14	Filing ID: 51732
Effective Date:	05/17/2022	

Agency Information

1. Department:	Natural Resources
Agency:	Oil, Gas and Mining Board
Building:	Department of Natural Resources
Street address:	1594 W North Temple, Suite 1210
City, state and zip:	Salt Lake City, UT 84114

Agency Information

1. Department:	Natural Resources
Agency:	Wildlife Resources
Room no.:	Suite 2110
Building:	DNR – Salt Lake Complex
Street address:	1594 W North Temple
City, state and zip:	Salt Lake City, UT 84116

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Mailing address: PO Box 146301		
City, state and 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 catchline:
R657-14. Commercial Harvesting of Protected Aquatic Wildlife
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Under Sections 23-14-3, 23-14-18, and 23-14-19, the Wildlife Board is authorized and required to regulate and prescribe the means by which wildlife may be taken.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No written comments supporting or opposing Rule R657-14 were received since June 2017 when this rule was last reviewed.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
Rule R657-14 provides the procedures, standards, and requirements for: harvesting protected aquatic wildlife for use as fish bait; commercially harvesting brine shrimp and brine shrimp eggs; and seining protected wildlife. The provisions adopted in this rule are effective. This rule is necessary for continued success for allowing harvesting of protected aquatic wildlife for use as fish bait and seining protected wildlife. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	J Shirley, Division Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R698-10	Filing ID: 51861
Effective Date:	06/01/2022	

Agency Information

1. Department:	Public Safety	
Agency:	Administration	
Building:	Calvin Rampton Complex	
Street address:	4501 S 2700 W, 1st Floor	
City, state and zip:	Salt Lake City, UT 84119-5994	
Mailing address:	PO Box 141775	
City, state and zip:	Salt Lake City, UT 84114-1775	
Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-556-8198	kgibb@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R698-10. Electronic Meetings
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 Section 52-4-207 which states that rulemaking is required in order for a public body to hold an electronic meeting.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No written comments were received 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 authorized under Section 52-4-207, and is necessary to establish procedures for the Department of Public Safety to conduct electronic meetings. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Jess L. Anderson, Commissioner	Date:	06/01/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R714-110	Filing ID: 51911
Effective Date:	06/01/2022	

Agency Information

1. Department:	Public Safety	
Agency:	Highway Patrol	
Building:	Calvin Rampton Complex	
Street address:	4501 S 2700 W	
City, state and zip:	Salt Lake City, UT 84119-5994	
Mailing address:	PO Box 141100	
City, state and zip:	Salt Lake City, UT 84114-1100	
Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-556-8198	kgibb@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R714-110. Permit to Operate a Motor Vehicle in Violation of Equipment Laws
This rule is authorized under Subsection 53-8-204(5) which states that the Highway Patrol Division shall make rules setting minimum standards covering the design, construction, condition, and operation of motor vehicle equipment for safely operating a motor vehicle on the highway. Section 41-6a-1602 states that the Department of Public Safety (Department) may issue a permit which will allow temporary operation of a vehicle in violation of the provisions of Title 41, Chapter 6a, or in violation of rules made by the Department.
This rule will be updated following the five-year review to correct out of date statutory references, and to ensure compliance with the Utah Rulewriting Manual.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have not been any comments received during or 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 authorized under Subsection 53-8-204(5). This rule is needed so that vehicles that need repairs may still be operated while parts are being ordered or found. This rule is also needed for tinted window waivers for medical and security requests. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Mike Rapich, Colonel UHP	Date:	06/01/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R714-158	Filing ID: 51915
Effective Date:	06/01/2022	

Agency Information

1. Department:	Public Safety	
Agency:	Highway Patrol	
Building:	Calvin Rampton Complex	
Street address:	4501 S 2700 W	
City, state and zip:	Salt Lake City, UT 84119-5994	
Mailing address:	PO Box 141100	
City, state and zip:	Salt Lake City, UT 84114-1100	
Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-556-8198	kgibb@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R714-158. Vehicle Safety Inspection Program Requirements
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 53-8-204(5) which states that the Highway Patrol Division (Division) shall make rules setting minimum standards covering the design, construction, condition, and operation of motor vehicle equipment for safely operating a motor vehicle on the highway; establishing safety inspection station building, equipment, and personnel requirements necessary to qualify to perform safety inspections; and

establishing age, training, examination, and renewal requirements to qualify for a safety inspector certificate.

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

There have not been any comments received during or 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:

Subsection 53-8-204(5) states that the Division shall make rules setting minimum standards covering the design, construction, condition, and operation of motor vehicle equipment for safely operating a motor vehicle on the highway; establishing safety inspection station building, equipment, and personnel requirements necessary to qualify to perform safety inspections; and establishing age, training, examination, and renewal requirements to qualify for a safety inspector certificate. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Mike Rapich, Colonel UHP	Date:	06/01/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R714-159	Filing ID: 51913
Effective Date:	06/01/2022	

Agency Information

1. Department:	Public Safety	
Agency:	Highway Patrol	
Building:	Calvin Rampton Complex	
Street address:	4501 S 2700 W	
City, state and zip:	Salt Lake City, UT 84119-5994	
Mailing address:	PO Box 141100	
City, state and zip:	Salt Lake City, UT 84114-1100	
Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-556-8198	kgibb@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R714-159. Vehicle Safety Inspection Apprenticeship Program Guidelines
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 53-8-204(5)(e) which requires the Highway Patrol Division (Division) to make rules establishing program guidelines for a school district that elects to implement a safety inspection apprenticeship program for high school students.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have not been any comments received during or 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 required under Subsection 53-8-204(5)(e), and is necessary to establish program guidelines for a school district that elects to implement a safety inspection apprenticeship program for high school students. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Mike Rapich, Colonel UHP	Date:	06/01/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R714-200	Filing ID: 51928
Effective Date:	06/01/2022	

Agency Information

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

Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-556-8198	kgibb@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R714-200. Standards for Vehicle Lights and Illuminating Devices

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

Subsection 41-6a-1601(2)(c)(iv) states that 49 CFR 571 Standard 108 related to lights and illuminating devices is adopted. Section 41-6a-1620 states that the Department of Public Safety (Department) shall approve or disapprove any lighting device or other safety equipment, component or assembly of a type for which approval is specifically required under this part. It states that the department shall consider the part for approval within a reasonable time after approval has been requested. It also states that the Department shall establish a procedure for the submission, review, approval, disapproval, issuance of an approval certificate, and the expiration or renewal of approval for any part mentioned above. Subsection 53-1-106(1)(a) states that the Department shall make rules and perform the functions specified in Title 41, Chapter 6a, Traffic 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:

There have not been any comments received during or 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:

Subsection 41-6a-1601(2)(c)(iv) states that 49 CFR 571 Standard 108 related to lights and illuminating devices is adopted. Section 41-6a-1620 states that the department shall approve or disapprove any lighting device or other safety equipment, component or assembly of a type for which approval is specifically required under this part. It states that the Department shall consider the part for approval within a reasonable time after approval has been requested. It also states that the Department shall establish a procedure for the submission, review, approval, disapproval, issuance of an approval certificate, and the expiration or renewal of approval for any part mentioned above. Subsection 53-1-106(1)(a) states that the Department shall make rules and perform the functions specified in Title 41, Chapter 6a, Traffic Code. This rule

helps keep vehicles safe and help reduce distractions from improper lighting on vehicles. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Mike Rapich, Colonel UHP	Date:	06/01/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R714-210	Filing ID: 51921
Effective Date:	06/01/2022	

Agency Information

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

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

General Information

2. Rule catchline:
R714-210. Standards for Motor Vehicle Air Conditioning Equipment

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 41-6a-1601(2)(a) which states the Department of Public Safety (Department) shall make rules setting minimum standards covering the design, construction, condition, and operation of vehicle equipment for safely operating a motor vehicle on the highway as required under Title 41, Chapter 6a, Part 16. In addition, Subsection 41-6a-1601(2)(c)(v) states that 40 CFR 82.30 through 82.42 and Part 82, Subpart B, Appendix A and B related to air conditioning equipment are adopted. Section 41-6a-1640 states that a person may not operate a motor vehicle on a highway if

the motor vehicle is equipped with air conditioning equipment unless the air conditioning equipment complies with the specifications adopted under Section 41-6a-1601 and Section 41-6a-1640. Subsection 53-1-106(1)(a) states that the department shall make rules and perform the functions specified in Title 41, Chapter 6a, Traffic 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:

There have not been any comments received during or 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:

Subsection 41-6a-1601(2)(a) states the Department shall make rules setting minimum standards covering the design, construction, condition, and operation of vehicle equipment for safely operating a motor vehicle on the highway as required under this part and that 40 CFR 82.30 through 82.42 and Part 82, Subpart B, Appendix A and B related to air conditioning equipment are adopted under Subsection 41-6a-1601(2)(c)(v). Subsection 53-1-106(1)(a) states that the Department shall make rules and perform the functions specified in Title 41, Chapter 6a, Traffic Code. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Mike Rapich, Colonel UHP	Date:	06/01/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R714-300	Filing ID: 51923
Effective Date:	06/01/2022	

Agency Information

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

Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-556-8198	kgibb@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R714-300. Standards for Motor Vehicle Braking Systems

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 Section 41-6a-1601 which states that the Department of Public Safety (Department) shall make rules setting minimum standards covering the design, construction, condition, and operation of vehicle equipment for safely operating a motor vehicle on the highway as required under this part. Section 41-6a-1623 states that the in addition to the requirements of Subsections 41-6a-1623(1) and (2) if necessary for safe operation, the Department may by rule require additional braking systems in accordance with federal standards. Subsection 53-1-106(1)(a) states that the Department shall make rules and perform the functions specified in Title 41, Chapter 6a, Traffic 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:

There have not been any comments received during or 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 required under Section 41-6a-1601 which states that the Department shall make rules setting minimum standards covering the design, construction, condition, and operation of vehicle equipment for safely operating a motor vehicle on the highway as required under this part. Section 41-6a-1623 states that the in addition to the requirements of Subsections 41-6a-1623(1) and (2), if necessary for safe operation, the Department may by rule require additional braking systems in accordance with federal standards. This rule is necessary in order to adopt federal standards for motor vehicle braking systems. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Mike Rapich, Colonel UHP	Date:	06/01/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R714-550	Filing ID: 51933
Effective Date:	06/01/2022	

Agency Information

1. Department:	Public Safety	
Agency:	Highway Patrol	
Building:	Calvin Rampton Complex	
Street address:	4501 S 2700 W	
City, state and zip:	Salt Lake City, UT 84119-5994	
Mailing address:	PO Box 141100	
City, state and zip:	Salt Lake City, UT 84114-1100	
Contact person(s):		
Name:	Phone:	Email:
Kim Gibb	801-556-8198	kgibb@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R714-550. Rule for Spending Fees Provided under Section 53-1-117
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 Section 53-1-117 which states that the commissioner shall make rules establishing criteria and procedures for granting money to law enforcement agencies for providing equipment, including drug and alcohol testing equipment; funding the training and overtime of peace officers; and managing driving under the influence related abandoned vehicles.
This rule establishes protocols and guidelines in establishing a committee that oversees the distribution of fees gathered through DUI driver license sanctions and DUI impound fees. This committee reviews applications for equipment and authorizes funding for DUI enforcement shifts in the state.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
There have not been any comments received during or 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 required under Section 53-1-117, and establishes protocols and guidelines and a committee that oversees the distribution of fees gathered through DUI driver license sanctions and DUI impound fees. The committee reviews applications for equipment and authorizes funding for DUI enforcement shifts in the state. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Mike Rapich, Colonel UHP	Date:	06/01/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R850-4	Filing ID: 52023
Effective Date:	05/26/2022	

Agency Information

1. Department:	School and Institutional Trust Lands	
Agency:	Administration	
Room no.:	Suite 500	
Street address:	675 E 500 S	
City, state and zip:	Salt Lake City, UT 84102-2818	
Contact person(s):		
Name:	Phone:	Email:
Mike Johnson	801-538-5180	mjohnson@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R850-4. Application Fees and Assessments
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 53C-1-302(1)(a)(ii) authorizes the Director of the School and Institutional Trust Lands Administration (SITLA) to adopt rules necessary to fulfill the purposes of Title 53C.

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 by SITLA for this rule since the new rule was approved.

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 as it allows the agency to establish a list of fees that may be charged in order to recoup some of the costs of doing business. The assessment of these fees is established pursuant to policy set by the Board of Trustees and assists the Trust in fulfilling its fiduciary responsibility in behalf of the various trust beneficiaries. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Michelle McConkie, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R850-5	Filing ID:	53569
Effective Date:	05/26/2022		

Agency Information

1. Department:	School and Institutional Trust Lands	
Agency:	Administration	
Room no.:	Suite 500	
Street address:	675 E 500 S	
City, state and zip:	Salt Lake City, UT 84102-2818	
Contact person(s):		
Name:	Phone:	Email:
Mike Johnson	801-538-5180	mjohnson@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R850-5. Payments, Royalties, Audits, and Reinstatements

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

Subsections 53C-1-302(1)(a)(ii) and 53C-1-303(1)(b) authorize the Director of the School and Institutional Trust Lands Administration (SITLA) to established procedures and rules for the management of the trust lands.

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 by SITLA for this rule since the new rule was approved.

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 rules sets forth the guidelines and procedures necessary for protecting the assets of the various beneficiaries in the course of leasing and selling trust assets. Guidelines for the audit of leases ensures that the trust assets are being protected and the trust beneficiaries are receiving full value for their lands. This rule is necessary for the day to day operations of the Trust. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Michelle McConkie, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R850-6	Filing ID:	53745
Effective Date:	05/26/2022		

Agency Information

1. Department:	School and Institutional Trust Lands	
Agency:	Administration	
Room no.:	Suite 500	
Street address:	675 E 500 S	
City, state and zip:	Salt Lake City, UT 84102-2818	
Contact person(s):		
Name:	Phone:	Email:
Mike Johnson	801-538-5180	mjohnson@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov

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

General Information

2. Rule catchline:
R850-6. Government Records Access and Management

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

Sections 63G-2-204, 63G-2-603, and 53C-2-102, and Subsection 53C-1-201(3)(a)(i)(A) direct and authorize the Director of the School and Institutional Trust Lands Administration (SITLA) to adopt rules that provide guidelines for public access to Trust records and protect confidential information that is provided to the Trust.

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 by SITLA for this rule since the last five-year review.

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

This rule is required by statute in order to establish guidelines for public access to Trust records, as well as the protection of confidential and protected information provided to the Trust in the course of managing the interests of the various Trust beneficiaries. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Michelle McConkie, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R850-30	Filing ID:	53572
Effective Date:	05/26/2022		

Agency Information

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

Contact person(s):

Name:	Phone:	Email:
Mike Johnson	801-538-5180	mjohnson@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov

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

General Information

2. Rule catchline:
R850-30. Special Use Leases

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

Subsections 53C-1-302(1)(a)(ii) and 53C-4-101(1) authorize the Director of the School and Institutional Trust Lands Administration (SITLA) to prescribe the standards and conditions for the leasing and development of surface resources on trust lands.

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 by SITLA for this rule since the new rule was approved.

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

Statute requires the Trust to establish rules outlining procedures for the issuance of special use leases on trust lands. The Trust manages a vast amount of surface estate for the benefit of the trust beneficiaries and these guidelines are crucial to the successful management of that estate. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Michelle McConkie, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R850-40	Filing ID:	52049
Effective Date:	05/26/2022		

Agency Information

1. Department:	School and Institutional Trust Lands	
Agency:	Administration	
Room no.:	Suite 500	
Street address:	675 E 500 S	
City, state and zip:	Salt Lake City, UT 84102-2818	
Contact person(s):		
Name:	Phone:	Email:
Mike Johnson	801-538-5180	mjohnson@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R850-40. Easements
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Sections 53C-1-302 and 53C-4-203 authorize the Director of the School and Institutional Trust Lands Administration (SITLA) to establish rules for the issuance of easements on, through, and over trust lands; and to establish price schedules for this use.
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 by SITLA for this rule since the new rule was approved.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
SITLA manages a vast amount of surface estate for the benefit of the trust beneficiaries. Easements are one of the many uses for the surface estate and statute specifically requires the Trust to provide rules for the issuance of easements and establish price schedules at fair market value. This rule meets the statutory requirement for issuance of easements on trust land. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Michelle McConkie, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R850-50	Filing ID: 52038
Effective Date:	05/26/2022	

Agency Information

1. Department:	School and Institutional Trust Lands	
Agency:	Administration	
Room no.:	Suite 500	
Street address:	675 E 500 S	
City, state and zip:	Salt Lake City, UT 84102-2818	
Contact person(s):		
Name:	Phone:	Email:
Mike Johnson	801-538-5180	mjohnson@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R850-50. Range Management
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 53C-1-302-(1)(a)(ii) and Section 53C-5-102 authorize the Director of the School and Institutional Trust Lands Administration (SITLA) to establish rules prescribing standards and conditions for the utilization of forage and related development of range resources on trust lands.
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 by SITLA for this rule since the last five-year review.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
Statute requires that guidelines for the grazing of livestock on trust lands be established. Range management provides a resource for local ranchers to utilize in their agricultural operations, as well as an additional source of revenue for the trust beneficiaries. This rule provides the criteria to meet statute requirements. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Michelle McConkie, Director	Date:	05/17/2022
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As required by statute, this rule provides the guidelines whereby the School and Institutional Trust Lands Administration manages the cultural resources located on trust lands, in compliance with Subsection 9-8-305(2) and Section 9-8-204. Therefore, this rule should be continued.

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R850-60	Filing ID:	52048
Effective Date:	05/26/2022		

Agency Authorization Information

Agency head or designee, and title:	Michelle McConkie, Director	Date:	05/17/2022
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Agency Information

1. Department:	School and Institutional Trust Lands	
Agency:	Administration	
Room no.:	Suite 500	
Street address:	675 E 500 S	
City, state and zip:	Salt Lake City, UT 84102-2818	
Contact person(s):		
Name:	Phone:	Email:
Mike Johnson	801-538-5180	mjohnson@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov
Please address questions regarding information on this notice to the agency.		

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R850-80	Filing ID:	53407
Effective Date:	05/26/2022		

Agency Information

1. Department:	School and Institutional Trust Lands	
Agency:	Administration	
Room no.:	Suite 500	
Street address:	675 E 500 S	
City, state and zip:	Salt Lake City, UT 84102-2818	
Contact person(s):		
Name:	Phone:	Email:
Mike Johnson	801-538-5180	mjohnson@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R850-60. Cultural Resources
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Sections 9-8-305 and 9-8-404 mandate the preservation and protection of all antiquities, historic and prehistoric ruins, historic sites, buildings, and objects. Subsections 53C-1-302(1)(a)(ii) and 53C-2-201(1)(a) authorize the Director of the School and Institutional Trust Lands Administration (SITLA) to prescribe the management of those cultural resources located on trust lands.
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 by SITLA for this rule since the new rule was approved.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:

General Information

2. Rule catchline:
R850-80. Sale of Trust Lands
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsections 53C-1-302(1)(a)(ii) and 53C-4-101(1) authorize the Director of the School and Institutional Trust Lands Administration (SITLA) to prescribe the terms and conditions for the sale of trust land.
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 by SITLA for this rule since the new rule was approved.

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 as it sets forth the procedures and guidelines for determining if and when it is in the best interests of the trust beneficiaries to sell portions of the surface estate. It also sets forth the process for establishing and receiving fair market value for the lands available for sale. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Michelle McConkie, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R850-160	Filing ID: 52060
Effective Date:	05/26/2022	

Agency Information

1. Department:	School and Institutional Trust Lands	
Agency:	Administration	
Room no.:	Suite 500	
Street address:	675 E 500 S	
City, state and zip:	Salt Lake City, UT 84102-2818	
Contact person(s):		
Name:	Phone:	Email:
Mike Johnson	801-538-5180	mjohnson@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R850-160. Withdrawal of Trust Lands from Public Target Shooting
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Pursuant to Section 53C-2-105 which was amended in S.B. 72, passed in the 2016 General Session, the purpose of this rule is to establish a process for the withdrawal of trust lands from public target shooting and to withdraw

1,533.68 acres of trust land in the Eastern Lake Mountains area from public target shooting.

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 by the School and Institutional Trust Lands Administration for this rule since the new rule was approved.

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

There is a history of continued abuse and degradation of trust assets due to illegal dumping and littering, use of unsafe targets, damage to sensitive archaeological sites, wildfires, and risk to public safety that stems from public target shooting. This rule sets forth general definitions, exemptions, planning, and consultation processes required for the withdrawal of specifically designated trust lands from public target shooting. This rule also withdraws 1,533.68 acres of trust lands in the Eastern Lake Mountains area from public target shooting. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Michelle McConkie, Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Utah Admin. Code Ref (R no.):	R982-101	Filing ID: 54537
Effective Date:	05/17/2022	

Agency Information

1. Department:	Workforce Services	
Agency:	Administration	
Building:	Olene Walker Building	
Street address:	140 E 300 S	
City, state and zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 45244	
City, state and zip:	Salt Lake City, UT 84145-0244	
Contact person(s):		
Name:	Phone:	Email:
Amanda B. McPeck	801-526-9653	ampeck@utah.gov

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

General Information

2. Rule catchline:
R982-101. Americans with Disabilities Complaint Procedure

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

28 CFR 35.107 requires a public entity with 50 or more persons, such as the Department of Workforce Services (DWS), to adopt and publish a grievance procedure for complaints alleging discrimination on the basis of disability. Title II of the Americans with Disabilities Act, 42 USC 12131 et seq., authorized 28 CFR 35.107. Sections 35-1-104 and 63G-3-201 authorize DWS to issue administrative rules.

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 received during 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 required to comply with federal law. DWS receives federal funding, which is dependent on compliance with federal law. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Casey Cameron, Executive Director	Date:	05/17/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
(Utah Admin. Code Ref (R no.):)	R982-201	Filing ID: 54393
Effective Date:	05/18/2022	

Agency Information

1. Department:	Workforce Services
Agency:	Administration
Building:	Olene Walker Building
Street address:	140 E 300 S
City, state and zip:	Salt Lake City, UT 84111
Mailing address:	PO Box 45244

City, state and zip:	Salt Lake City, UT 84145-0244
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Contact person(s):		
Name:	Phone:	Email:
Amanda B. McPeck	801-526-9653	ampeck@utah.gov

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

General Information

2. Rule catchline:
R982-201. Government Records Access and Management Act

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 Utah Government Records Access and Management Act at Section 63G-2-204 requires the Department of Workforce Services (DWS) to establish rules for requesting access to DWS records. This rule complies with that 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 comments have been received in the last five years.

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

This rule is necessary to ensure that DWS is in compliance with Section 63G-2-204. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Casey Cameron, Executive Director	Date:	05/18/2022
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FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Utah Admin. Code Ref (R no.):	R982-601	Filing ID: 54394
Effective Date:	05/17/2022	

Agency Information

1. Department:	Workforce Services
Agency:	Administration
Building:	Olene Walker Building

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Street address:	140 E 300 S	
City, state and zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 45244	
City, state and zip:	Salt Lake City, UT 84145-0244	
Contact person(s):		
Name:	Phone:	Email:
Amanda B. McPeck	801-526-9653	ampeck@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R982-601. Provider Code of Conduct
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 35A-1-104 authorizes the Department of Workforce Services (DWS) to contract with other agencies, people, or entities in the performance of its duties and provide services to eligible persons. That

section also authorizes DWS to adopt rules which help administer its services. This rule delineates responsibilities of providers and establishes a code of conduct that all providers must follow. The code of conduct requires all providers to comply with Utah and federal laws.

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 last five years.

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

The rule is necessary to ensure that all providers understand and comply with expected conduct and state laws to protect vulnerable clients. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee, and title:	Casey Cameron, Executive Director	Date:	05/17/2022
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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** or **CHANGES IN PROPOSED RULES** with a designated comment period, the law permits an agency to make a rule effective no fewer than seven calendar days after the close of the public comment period, nor more than 120 days after the publication date. In the case of **CHANGES IN PROPOSED RULES** with no designated comment period, the law permits an agency to make a rule effective on any date including or after the thirtieth day after the rule's publication date, but not more than 120 days after the publication date. If an agency fails to file a **NOTICE OF EFFECTIVE DATE** within 120 days from the publication of a **PROPOSED RULE** or a related **CHANGE IN PROPOSED RULE** the rule lapses.

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

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

Government Operations

Purchasing and General Services

No. 54463 (Amendment) R33-1: Utah Procurement Rules, General Procurement Provisions
Published: 04/15/2022
Effective: 05/23/2022

No. 54464 (Amendment) R33-2: Rules of Procedure for Procurement Policy Board
Published: 04/15/2022
Effective: 05/23/2022

No. 54465 (Amendment) R33-4: Supplemental Procurement Procedures
Published: 04/15/2022
Effective: 05/23/2022

No. 54466 (Amendment) R33-5: Other Standard Procurement Processes
Published: 04/15/2022
Effective: 05/23/2022

No. 54467 (Amendment) R33-6: Bidding
Published: 04/15/2022
Effective: 05/23/2022

No. 54468 (Amendment) R33-7: Request for Proposals
Published: 04/15/2022
Effective: 05/23/2022

No. 54469 (Amendment) R33-8: Exceptions to Standard Procurement Process
Published: 04/15/2022
Effective: 05/23/2022

No. 54470 (Amendment) R33-9: Cancellations, Rejections, and Debarment
Published: 04/15/2022
Effective: 05/23/2022

No. 54471 (Amendment) R33-12: Terms and Conditions, Contracts, Change Orders and Costs
Published: 04/15/2022
Effective: 05/23/2022

No. 54472 (Amendment) R33-24: Unlawful Conduct and Ethical Standards
Published: 04/15/2022
Effective: 05/23/2022

Risk Management

No. 54473 (Amendment) R37-4: Adjusted Utah Governmental Immunity Act Limitations on Judgments Amendments
Published: 05/01/2022
Effective: 07/01/2022

Agriculture and Food

Administration

No. 54442 (Amendment) R51-6: Agricultural Advisory Board Electronic Meetings
Published: 04/15/2022
Effective: 06/01/2022

No. 54443 (Amendment) R51-7: Open and Public Meetings Act Electronic Meetings
Published: 04/15/2022
Effective: 06/01/2022

Conservation Commission

No. 54444 (Amendment) R64-2: Conservation Commission Electronic Meetings
Published: 04/15/2022
Effective: 06/01/2022

Plant Industry

No. 54519 (Amendment) R68-3: Utah Fertilizer Rule
Published: 05/01/2022
Effective: 06/08/2022

NOTICES OF RULE EFFECTIVE DATES

No. 54517 (Amendment) R68-5: Grain Inspection
Published: 05/01/2022
Effective: 06/08/2022

No. 54518 (Amendment) R68-6: Utah Nursery Act
Published: 05/01/2022
Effective: 06/08/2022

No. 54512 (Amendment) R68-11: Quarantine Pertaining to the Emerald Ash Borer
Published: 05/01/2022
Effective: 06/08/2022

No. 54514 (Amendment) R68-14: Quarantine Pertaining to the Gypsy Moth - Lymantria Dispar
Published: 05/01/2022
Effective: 06/08/2022

No. 54515 (Amendment) R68-15: Quarantine Pertaining to Japanese Beetle, Popillia japonica
Published: 05/01/2022
Effective: 06/08/2022

No. 54516 (Amendment) R68-18: Quarantine Pertaining to Karnal Bunt
Published: 05/01/2022
Effective: 06/08/2022

No. 54511 (Amendment) R68-19: Compliance Procedures
Published: 05/01/2022
Effective: 06/08/2022

No. 54504 (Amendment) R68-20: Utah Organic Standards
Published: 05/01/2022
Effective: 06/08/2022

No. 54534 (Amendment) R68-27: Cannabis Cultivation
Published: 05/01/2022
Effective: 06/08/2022

No. 54535 (Amendment) R68-30: Independent Cannabis Testing Laboratory
Published: 05/01/2022
Effective: 06/08/2022

No. 54536 (Amendment) R68-32: Sale and Transfer of Industrial Hemp Waste Material to Medical Cannabis Cultivators
Published: 05/01/2022
Effective: 06/08/2022

Regulatory Services
No. 54446 (Amendment) R70-520: Standards of Identity and Labeling Requirements for Honey
Published: 04/15/2022
Effective: 06/01/2022

Commerce
Real Estate
No. 54391 (Amendment) R162-2f: Real Estate Licensing and Practices Rules
Published: 04/15/2022
Effective: 05/25/2022

Education
Administration
No. 54526 (Amendment) R277-110: Educator Salary Adjustment
Published: 05/01/2022
Effective: 06/07/2022

No. 54525 (New Rule) R277-124: Teacher Bonuses for Extra Assignments
Published: 05/01/2022
Effective: 06/07/2022

No. 54527 (Amendment) R277-301: Educator Licensing
Published: 05/01/2022
Effective: 06/07/2022

No. 54528 (Amendment) R277-312: Online Educator Licensure
Published: 05/01/2022
Effective: 06/07/2022

No. 54529 (Amendment) R277-433: Disposal of Textbooks in the Public Schools
Published: 05/01/2022
Effective: 06/07/2022

No. 54475 (Amendment) R277-479: Funding for Charter School Students With Disabilities on an IEP
Published: 04/15/2022
Effective: 05/24/2022

No. 54530 (Amendment) R277-489: Kindergarten Entry and Exit Assessment - Enhanced Kindergarten Program
Published: 05/01/2022
Effective: 06/07/2022

No. 54476 (Amendment) R277-613: LEA Policies and Training Regarding Bullying, Cyber-bullying, Hazing, Retaliation, and Abusive Conduct
Published: 04/15/2022
Effective: 05/24/2022

No. 54477 (New Rule) R277-628: School Libraries
Published: 04/15/2022
Effective: 05/24/2022

No. 54478 (Amendment) R277-801: Services for Students who are Deaf, Hard of Hearing, blind, Visually Impaired, and Deaf-Blind
Published: 04/15/2022
Effective: 05/23/2022

No. 54479 (Amendment) R277-915: Work-based Learning Programs
Published: 04/15/2022
Effective: 05/24/2022

Environmental Quality

Environmental Response and Remediation
No. 54457 (New Rule) R311-402: Utah Hazardous Substances Priority List
Published: 04/15/2022
Effective: 05/23/2022

Waste Management and Radiation Control, Radiation
No. 54410 (Amendment) R313-12-3: Definitions
Published: 04/01/2022
Effective: 05/16/2022

No. 54411 (Amendment) R313-19-100: Transportation
Published: 04/01/2022
Effective: 05/16/2022

Health

Child Care Center Licensing Committee
No. 54342 (Amendment) R381-40: Commercial Preschool Programs
Published: 02/01/2022
Effective: 06/01/2022

No. 54343 (Amendment) R381-60: Hourly Child Care Centers
Published: 02/01/2022
Effective: 06/01/2022

No. 54344 (Amendment) R381-70: Out of School Time Child Care Programs
Published: 02/01/2022
Effective: 06/01/2022

No. 54345 (Amendment) R381-100: Child Care Centers
Published: 02/01/2022
Effective: 06/01/2022

Disease Control and Prevention, Environmental Services
No. 54382 (Amendment) R392-301: Recreational Vehicle Park Sanitation
Published: 03/15/2022
Effective: 05/31/2022

No. 54381 (Amendment) R392-702: Cosmetology Facility Sanitation
Published: 03/15/2022
Effective: 05/31/2022

Health Care Financing, Coverage and Reimbursement Policy
No. 54413 (Amendment) R414-308: Application, Eligibility Determinations, Improper Medical Assistance, and Suspension of Benefits
Published: 04/01/2022
Effective: 05/31/2022

Family Health and Preparedness, Emergency Medical Services
No. 54386 (Amendment) R426-2: Emergency Medical Services Provider Designations for Pre-Hospital Providers, Critical Incident Stress Management and Quality Assurance Reviews
Published: 03/15/2022
Effective: 05/31/2022

No. 54387 (Amendment) R426-5: Emergency Medical Services Training, Endorsement, Certification, and Licensing Standards
Published: 03/15/2022
Effective: 05/31/2022

Family Health and Preparedness, Child Care Licensing
No. 54346 (Amendment) R430-8: Exemptions from Child Care Licensing
Published: 02/01/2022
Effective: 06/01/2022

No. 54347 (Amendment) R430-50: Residential Certificate Child Care
Published: 02/01/2022
Effective: 06/01/2022

No. 54348 (Amendment) R430-90: Licensed Family Child Care
Published: 02/01/2022
Effective: 06/01/2022

Family Health and Preparedness, Primary Care and Rural Health
No. 54496 (Repeal) R434-20: Behavioral Health Workforce Reinvestment Initiative
Published: 05/01/2022
Effective: 06/07/2022

No. 54497 (Amendment) R434-40: Utah Health Care Workforce Financial Assistance Program
Published: 05/01/2022
Effective: 06/07/2022

Human Services

Aging and Adult Services
No. 54291 (Repeal and Reenact) R510-100: Funding Formulas
Published: 02/01/2022
Effective: 06/01/2022

Services for People with Disabilities
No. 54228 (Repeal and Reenact) R539-4: Behavior Interventions
Published: 01/15/2022
Effective: 05/23/2022

No. 54228 (Change in Proposed Rule) R539-4: Behavior Interventions
Published: 04/15/2022
Effective: 05/23/2022

NOTICES OF RULE EFFECTIVE DATES

Insurance

Administration

No. 54481 (Amendment) R590-170: Fiduciary and Trust

Account Obligations

Published: 04/15/2022

Effective: 05/26/2022

No. 54524 (Repeal and Reenact) R590-173: Credit for Reinsurance

Published: 05/01/2022

Effective: 06/07/2022

No. 54520 (Amendment) R590-196: Bail Bond Premium and Fee Standards, Collateral Standards, and Disclosure Form

Published: 05/01/2022

Effective: 06/07/2022

No. 54521 (Amendment) R590-199: Plan of Orderly Withdrawal Rule Relating to Health Benefit Plans

Published: 05/01/2022

Effective: 06/07/2022

No. 54482 (Amendment) R590-203: Health Grievance Review Process

Published: 04/15/2022

Effective: 05/26/2022

No. 54483 (Amendment) R590-241: Preferred Mortality Tables to Determine Minimum Reserve Liabilities

Published: 04/15/2022

Effective: 05/26/2022

No. 54522 (Amendment) R590-271: Data Reporting for Consumer Quality Comparison

Published: 05/01/2022

Effective: 06/07/2022

Natural Resources

Water Resources

No. 54485 (New Rule) R653-10: 2021 Grant Money for Metering Existing Secondary Water Systems

Published: 04/15/2022

Effective: 06/01/2022

Pardons (Board of)

Administration

No. 54489 (Amendment) R671-203: Victim Input and Notification

Published: 05/01/2022

Effective: 06/09/2022

No. 54490 (Amendment) R671-205: Credit for Time Served

Published: 05/01/2022

Effective: 06/09/2022

No. 54509 (Repeal and Reenact) R671-207: Custody Transfer for Mentally Ill Offenders and Mentally Decompensating Offenders

Published: 05/01/2022

Effective: 06/09/2022

No. 54487 (Amendment) R671-308: Offender Hearing Assistance

Published: 05/01/2022

Effective: 06/09/2022

No. 54488 (Amendment) R671-311: Special Attention Reviews, Hearing and Decisions

Published: 05/01/2022

Effective: 06/09/2022

No. 54493 (Amendment) R671-315: Pardons

Published: 05/01/2022

Effective: 06/09/2022

No. 54492 (Amendment) R671-403: Restitution

Published: 05/01/2022

Effective: 06/09/2022

No. 54508 (New Rule) R671-404: Restitution and Other Costs Applicable to Persons Sentenced on or After July 1, 2021

Published: 05/01/2022

Effective: 06/09/2022

No. 54491 (Amendment) R671-405: Parole Termination

Published: 05/01/2022

Effective: 06/09/2022

Public Safety

Driver License

No. 54451 (Amendment) R708-41: Requirements for Acceptable Documentation, Storage and Maintenance

Published: 04/15/2022

Effective: 05/24/2022

Highway Patrol

No. 54441 (Amendment) R714-560: Technology and Equipment for Officer-Involved Critical Incident Investigation

Published: 04/15/2022

Effective: 05/24/2022

End of the Notices of Rule Effective Dates Section