

UTAH STATE DIGEST

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
Filed February 02, 2023, 12:00 a.m. through February 15, 2023, 11:59 p.m.

Number 2023-05
March 01, 2023

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

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

Utah state digest.

Semimonthly.

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

KFU440.A73S7

348.792'025--DDC

85-643197

TABLE OF CONTENTS

NOTICES OF PROPOSED RULES	1
AGRICULTURE AND FOOD	
Animal Industry	
R58-1. Admission, Identification, and Inspection of Livestock, Poultry, and Other Animals	2
R58-3. Brucellosis Vaccination Requirements	3
R58-23. Equine Viral Arteritis (EVA)	5
Plant Industry	
R68-26. Cannabinoid Product Registration and Labeling	6
EDUCATION	
Administration	
R277-115. LEA Supervision and Monitoring Requirements of Third Party Providers and Contracts	8
R277-303. Educator Preparation Programs	10
R277-463. Class Size Average and Pupil-Teacher Ratio Reporting	11
R277-552. Charter School Timelines and Approval Processes	13
R277-600. Student Transportation Standards and Procedures	15
R277-617. Smart School Technology Program	16
ENVIRONMENTAL QUALITY	
Drinking Water	
R309-700. Financial Assistance: State Drinking Water State Revolving Fund (SRF) Loan Program	18
R309-705. Financial Assistance: Federal Drinking Water State Revolving Fund (SRF) Loan Program	20
R309-800. Capacity Development Program	22
Environmental Response and Remediation	
R311-200. Petroleum Storage Tanks: Definitions	24
R311-202. Federal Underground Storage Tank Regulations	26
R311-206. Petroleum Storage Tanks: Certificate of Compliance and Financial Assurance Mechanisms	27
Waste Management and Radiation Control, Radiation	
R313-16-230. Registration of Radiation Machines	29
HEALTH AND HUMAN SERVICES	
Disease Control and Prevention, Environmental Services	

TABLE OF CONTENTS

R392-100. Food Service Sanitation 31

R392-510. Utah Indoor Clean Air Act..... 33

Family Health and Preparedness, Licensing

R432-9. Specialty Hospital - Rehabilitation Construction Rule..... 34

R432-14. Birthing Center Construction Rule 36

R432-40. Long-Term Care Facility Immunizations 38

R432-600. Abortion Clinic Rule..... 40

INSURANCE

Administration

R590-229. Annuity Disclosure 41

R590-244. Individual and Agency Licensing Requirements 43

R590-252. Use of Senior-Specific Certifications and Professional Designations..... 44

TRANSPORTATION

Program Development

R926-12. Share the Road Bicycle Support Restricted Account..... 46

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION 49

GOVERNMENT OPERATIONS

Finance

R25-5. Payment of Meeting Compensation (Per Diem) to Boards..... 49

R25-7. Travel Related Reimbursements for State Travelers 50

CORRECTIONS

Administration

R251-114. Offender Long-Term Health Care - Notice 50

HEALTH AND HUMAN SERVICES

Child and Family Services

R512-100. In-Home Services 51

R512-200. Child Protective Services, Intake Services 51

R512-201. Child Protective Services, Investigation Services..... 52

R512-202. Child Protective Services, General Allegation Categories 52

R512-300. Out-of-Home Services 53

R512-301. Out-of-Home Services, Responsibilities Pertaining to a
Parent or Guardian 53

R512-302. Out-of-Home Services, Responsibilities Pertaining to an
Out-of-Home Caregiver..... 54

R512-305. Out-of-Home Services, Transition to Adult Living Services 54

R512-309. Out-of-Home Services, Foster Parent Reimbursement of
Motor Vehicle Insurance Coverage for Youth in Foster Care..... 55

R512-500. Kinship Services, Placement and Background Screening 55

LABOR COMMISSION

Adjudication

R602-4. Procedures for Termination of Temporary Total Disability
 Compensation Pursuant to Reemployment Under Section 34A-2-410 56

R602-5. Procedures for Resolving Disputes Regarding "Cooperation"
 and "Diligent Pursuit" Under Subsection 34A-2-413(6)(e)(iii) and
 Subsection 34A-2-413(9) Consistent with Utah Administrative
 Code Subsection R612-200-7(D)(4) 56

R602-6. Procedures Applicable for Approval of Settlement Agreements
 in Workers' Compensation 57

NATURAL RESOURCES

Water Resources

R653-9. Electronic Meetings 58

PUBLIC SERVICE COMMISSION

Administration

R746-330. Rules for Water and Sewer Utilities Operating in Utah 58

R746-332. Depreciation Rates for Water Utilities 59

R746-347. Extended Area Service (EAS) 60

R746-402. Rules Governing Reports of Accidents by Electric, Gas,
 Telephone, and Water Utilities 61

R746-405. Filing of Tariffs for Gas, Electric, Telephone, and Water Utilities 61

TRANSPORTATION

Program Development

R926-12. Share the Road Bicycle Support Restricted Account 62

NOTICES OF FIVE-YEAR REVIEW EXTENSIONS 63

ENVIRONMENTAL QUALITY

Water Quality

R317-101. Utah Wastewater Project Assistance Program 63

NATURAL RESOURCES

State Parks

R651-407. Off-Highway Vehicle Advisory Council 64

NOTICES OF RULE EFFECTIVE DATES 65

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 February 02, 2023, 12:00 a.m., and February 15, 2023, 11:59 p.m. are included in this, the March 01, 2023, 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 March 31, 2023. The agency may accept comment beyond this date and will indicate the last day the agency will accept comment in the **RULE ANALYSIS**. The agency may also hold public hearings. Additionally, citizens or organizations may request the agency hold a hearing on a specific **PROPOSED RULE**. Section 63G-3-302 requires that a hearing request be received by the agency proposing the rule "in writing not more than 15 days after the publication date of the proposed rule."

From the end of the public comment period through June 29, 2023, 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		
Rule or Section Number:	R58-1	Filing ID: 55241

Agency Information

1. Department:	Agriculture and Food	
Agency:	Animal Industry	
Building:	TSOB South Bldg, Floor 2	
Street address:	4315 S 2700 W	
City, state, and zip:	Taylorsville, UT 84129-2128	
Mailing address:	PO Box 146500	
City, state, and zip:	Salt Lake City, UT 84114-6500	
Contact persons:		
Name:	Phone:	Email:
Amber Brown	385-245-5222	ambermbrown@Utah.gov
Amanda Price	801-982-2200	amandaprice@utah.gov
Kelly Pehrson	385-977-2147	kwpehrson@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R58-1. Admission, Identification, and Inspection of Livestock, Poultry, and Other Animals
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
Changes are needed to bring the import requirements in line with current disease risks and federal movement requirements for all species. Changes are also required to make the rule text more consistent with the requirements of 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):
Unnecessary and redundant language is removed throughout this rule to make it easier to understand.
In Section R58-1-2, definitions are simplified and clarified, and unnecessary definitions are removed.
Identification guidelines have been simplified by removing a portion of Section R58-1-3 and all of Section R58-1-4.

Specific animal standards are already covered by Subsection R58-1-3(2)(e) and do not need to be listed in detail.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:								
A) State budget:								
The changes clarify and make this rule consistent with current practice. The Division of Animal Industry (Division) does not anticipate any impact on the state budget.								
B) Local governments:								
Local governments do not participate in the Department of Agriculture and Food's (Department) animal health program and should not be impacted by the changes.								
C) Small businesses ("small business" means a business employing 1-49 persons):								
The changes clarify and make this rule consistent with current practice. The Division does not anticipate any impact on small businesses.								
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):								
The changes clarify and make this rule consistent with current practice. The Division does not anticipate any 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 <i>agency</i>):								
The changes clarify and make this rule consistent with current practice. The Division does not anticipate any 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?):								
Compliance costs for affected persons will not change. The fees charged by the Department and compliance requirements will remain the same.								
G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in the narratives above.)								
Regulatory Impact Table								
<table border="1"> <thead> <tr> <th>Fiscal Cost</th> <th>FY2023</th> <th>FY2024</th> <th>FY2025</th> </tr> </thead> <tbody> <tr> <td>State Government</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> </tbody> </table>	Fiscal Cost	FY2023	FY2024	FY2025	State Government	\$0	\$0	\$0
Fiscal Cost	FY2023	FY2024	FY2025					
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head comments on fiscal impact and approval of regulatory impact analysis:			
The Commissioner of the Utah Department of Agriculture and Food, Craig W Butters, has reviewed and approved this regulatory impact analysis.			

Citation Information

6. 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 4, Chapter 31	Subsection 4-2-103(1)(c)(i)	Subsection 4-2-103(1)(i)

Public Notice Information

8. 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:	03/31/2023
9. This rule change MAY become effective on:	04/07/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Craig W Butters, Commissioner	Date:	02/09/2023
---	-------------------------------	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment			
Rule or Section Number:	R58-3	Filing ID:	55243

Agency Information

1. Department:	Agriculture and Food	
Agency:	Animal Industry	
Building:	TSOB South Bldg, Floor 2	
Street address:	4315 S 2700 W	
City, state, and zip:	Taylorsville, UT 84129-2128	
Mailing address:	PO Box 146500	
City, state, and zip:	Salt Lake City, UT 84114-6500	
Contact persons:		
Name:	Phone:	Email:
Amanda Price	801-982-2244	amandaprice@utah.gov
Kelly Pehrson	801-982-2200	kwpehrson@utah.gov
Amber Brown	385-245-5222	amberbrown@utah.gov

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

General Information

2. Rule or section catchline:
R58-3. Brucellosis Vaccination Requirements
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
The proposed text will align the import requirements with current disease risks and federal movement requirements for all species.
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 provides clarity to align the import requirements with current disease risks and federal movement requirements while aligning the text requirements with the Utah Rulewriting Manual. This rule provides clarity per

USDA's definition of a vaccination tag by including radio frequency identification device (RFID) tags. This rule removes text that is confusing and is not common industry practice.

Fiscal Information

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

A) State budget:

The changes to this rule update and clarify the text with federal requirements and do not change the procedures of the program and will not impact the state budget.

B) Local governments:

The changes to this rule are clarifying so they align with federal requirements and will not impact a local government's budget because the program costs are not changing.

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

The changes to this rule clarify text to align with the current federal requirements and will not impact costs for small businesses.

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

The changes to this rule clarify text to align with federal requirements and will not impact costs 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**):

The changes to this rule clarify text to align with federal requirements and will not impact costs for a person because the program costs are not changing.

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

The changes to this rule clarify text to align with federal requirements and will not impact compliance costs.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head comments on fiscal impact and approval of regulatory impact analysis:			
The Commissioner of the Utah Department of Agriculture and Food, Craig W. Butters, has reviewed and approved this regulatory impact analysis.			

Citation Information

6. 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 4-31-109	Subsection 4-2-103(1)(c)(i)	Subsection 4-2-103(1)(j)
------------------	-----------------------------	--------------------------

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:	04/07/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Craig W. Buttars, Commissioner	Date:	02/09/2023
---	--------------------------------	--------------	------------

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Rule or Section Number:	R58-23	Filing ID: 55228

Agency Information

1. Department:	Agriculture and Food	
Agency:	Animal Industry	
Building:	TSOB South Bldg, Floor 2	
Street address:	4315 S 2700 W	
City, state, and zip:	Taylorsville, UT 84129-2128	
Mailing address:	PO Box 146500	
City, state, and zip:	Salt Lake City, UT 84114-6500	
Contact persons:		
Name:	Phone:	Email:
Kelly Pehrson	801-982-2200	kwpehrson@utah.gov
Amber Brown	385-245-5222	amberbrown@utah.gov
Amanda Price	801-982-2244	amandaprice@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R58-23. Equine Viral Arteritis (EVA)
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
The proposed text clarifies the import requirements by aligning them with the current disease risks for all species. The updated texts align 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):
The text clarifies import requirements to align them with the current disease risks for all species. Specifically, unnecessary language is removed from this rule to make it easier to understand. Minor clarifications are made to the definitions in Section R58-23-2. Section R58-23-3 is removed because adequate requirements for stallion movement are included in the current Section R58-23-4. Section R58-23-7 has also been removed because the reporting requirements are not needed.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
The text clarifies requirements, does not change the program's administration, and will not impact the state's budget.
B) Local governments:
The text clarifies requirements, does not change the program's administration, and will not impact local governments.
C) Small businesses ("small business" means a business employing 1-49 persons):
The text clarifies requirements, does not change the program's administration, and will not impact small businesses.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
The text clarifies requirements, does not change the program's administration, and will not impact 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>):
The text clarifies requirements, does not change the program's administration, and will not impact 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 will not be impacted because the program's administration is not changing. The proposed text is clarifying and aligns with the Utah Rulewriting Manual.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

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

Citation Information

6. 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 4-31-103	Subsection 4-2-103(1)(i)	
------------------	--------------------------	--

Public Notice Information

8. 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: 03/31/2023

9. This rule change MAY become effective on: 04/07/2023

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Craig W Buttars, Commissioner	Date:	02/07/2023
---	-------------------------------	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

Rule or Section Number:	R68-26	Filing ID:	55227
--------------------------------	---------------	-------------------	--------------

Agency Information

1. Department:	Agriculture and Food	
Agency:	Plant Industry	
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 persons:		
Name:	Phone:	Email:
Amber Brown	385-245-5222	ambermbrown@utah.gov
Brandon Forsyth	801-816-3842	bforsyth@utah.gov
Kelly Pehrson	385-977-2147	kwpehrson@utah.gov

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

General Information

2. Rule or section catchline:

R68-26. Cannabinoid Product Registration and Labeling

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

Changes are needed to clarify the labeling requirements for different types of cannabinoid products to ensure that only necessary information is required and that it is appropriately accessible to the Department of Agriculture and Food (Department) consumers.

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):

Duplicative language is removed. Federal labeling requirements are removed from Section R68-26-5 and replaced with clearer state specific labeling requirements that better fit the needs of the program. Language is added to address labeling requirements for products intended for consumption by animals, with clarifications included to ensure such products are not characterized as animal feed.

Fiscal Information

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

A) State budget:

These changes are clarifying in nature and will not impact the state budget because the costs of inspecting products will not change and no additional fees are being charged.

B) Local governments:

Local governments do not administer this program or produce cannabinoid products and will not be impacted by the changes.

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

The changes clarify labeling requirements and make them easier to understand by removing references to federal code 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):

The changes clarify labeling requirements and make them easier to understand by removing references to federal code 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**):

The changes clarify labeling requirements and make them easier to understand by removing references to federal code 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?):

Compliance costs will not change. Fees charged by the Department, as well as compliance requirements have remained the same. The changes provide additional clarification.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

NOTICES OF PROPOSED RULES

The Commissioner of the Utah Department of Agriculture and Food, Craig W Butters, has reviewed and approved this regulatory impact analysis.

Citation Information

6. 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 4-41-103(4)		
---------------------------	--	--

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:	04/07/2023
---	------------

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Craig W Butters, Commissioner	Date:	02/03/2023
---	-------------------------------	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment		
Rule or Section Number:	R277-115	Filing ID: 55245

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 persons:		
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:
R277-115. LEA Supervision and Monitoring Requirements of Third Party Providers and Contracts

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

This rule is being amended to clarify the responsibilities of Local Education Agencies (LEAs) in connection with third party providers providing instructional services directly to students.

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):

These amendments update definitions of "Education service provider" and adds a definition for "Section 504". These amendments also add legal references for third party provider requirements and clarify the requirements for LEAs to maintain records and documentation.

Furthermore, these amendments clarify requirements related to staff members of an education service provider.

Finally, these amendments add clarification to the corrective actions which the Board or Superintendent may take.

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. These changes largely relate to LEA responsibilities and do not create new reports or responsibilities for the Utah State Board of Education (USBE).

B) Local governments:
This rule change is not expected to have major fiscal impact on local governments' revenues or expenditures. LEAs using education service providers may have minor impacts to increase monitoring of education service providers and maintain records and documentation. LEAs generally have recordkeeping processes in place and these changes are not expected to add measurable 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 affects 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. These changes mostly affect 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. USBE does not estimate measurable compliance costs for LEAs.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and 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

6. 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-3-401(10)
----------------------	-------------------------	--------------------------

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:

04/07/2023
 NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	02/15/2023
---	--	--------------	------------

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Rule or Section Number:	R277-303	Filing ID: 55246

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 persons:		
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:
R277-303. Educator Preparation Programs
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This rule is being amended in order to increase flexibility in demonstrating competencies in educator preparation programs.
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):
These amendments add a definition for "Flexibility". These amendments clarify monitoring responsibilities of the Superintendent and also clarify that approved preparation programs must be based in Utah.

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 adds flexibility but does not create new programs or require additional staff time.

B) Local governments:			
This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. These changes do not require additional resources from Local Education Agencies (LEAs) but allow for some flexibility in educator preparation programs.			
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 the Utah State Board of Education (USB E) 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 <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. USB E does not anticipate any fiscal impact for other individuals as it mostly impacts 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 rule change does not add costs for USB E or LEAs.			
G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)			
Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head comments on fiscal impact and 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

6. 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-6-201(3)(a)

Public Notice Information

8. 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:	03/31/2023
9. This rule change MAY become effective on:	04/07/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	02/15/2023
---	--	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Repeal		
Rule or Section Number:	R277-463	Filing ID: 55247

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 persons:		
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:
R277-463. Class Size Average and Pupil-Teacher Ratio Reporting
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
These funds are not used to reduce teacher to pupil ratios due to growth having been so high for so many years. With this repeal, Local Education Agencies (LEAs) will still be able to use these funds mainly to help sustain the classroom sizes/teacher to current pupil ratios, as much as possible, and to keep the classroom sizes from increasing exponentially.
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 is being repealed in its entirety.

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. Removal of this rule does not change the funds or distributions from the Utah State Board of Education (USBE).

B) Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. The rule being repealed does not change the allowable uses of the funds or distributions to 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 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. This only affects USBE and 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. There are no costs associated with the repeal.

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

Regulatory Impact Table

Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and 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

6. 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-3-301	Subsection 53E-3-401(4)
-------------------------	-------------------	----------------------------

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:	04/07/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	02/15/2023
---	--	--------------	------------

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Rule or Section Number:	R277-552	Filing ID: 55248

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 persons:		
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:
R277-552. Charter School Timelines and Approval Processes
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This rule is being amended due to a motion made by the Legislature's Administrative Rules Review and General Oversight Committee (Administrative Rules Committee) to include not reauthorizing Rule R277-552 in the Legislature's annual bill to reauthorize administrative rules if the Utah State Board of Education (USBE) does not amend this 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):
These amendments delete all of Subsection R277-552-7(2) from this rule and include a provision requiring a charter schools' authorizer establish a standard for how the authorizer will determine that the school is academically high performing and in good standing and requiring a charter school requesting a large expansion or satellite school to meet the authorizer's standards. The rule amendments also include the elimination of a two-step review process, provides more autonomy for authorizers to approve small expansion requests, and make other technical changes.

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. These changes do not directly impact state budgets or revenue. Authorizers can now establish what determines a charter school is in good standing for expansion requests as it was unclear prior to this change.
B) Local governments:
This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. This relates only to expanding or satellite charter schools. The charter school's authorizer can now determine what qualifies as being in good academic standing. All other processes for expansion or satellites continue to apply. Therefore, USBE does not estimate a measurable impact for Local Education Agencies (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 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. This only applies to LEAs and USBE.

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 does not add any costs for USBE and LEAs; it will only apply to charter schools attempting to expand or create a satellite.

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

Regulatory Impact Table

Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and 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

6. 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 53G-5-205
Section 53F-2-702	Section 53G-6-503	

Public Notice Information

8. 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: 03/31/2023

9. This rule change MAY become effective on: 04/07/2023

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	02/15/2023
---	--	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

Rule or Section Number:	R277-600	Filing ID:	55249
--------------------------------	-----------------	-------------------	--------------

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 persons:		
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:
R277-600. Student Transportation Standards and Procedures
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This rule is being amended to add clarifications to the standards under which school districts may qualify for and receive state transportation funds.
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):
These amendments make a change to the general provisions specific to the approval of B Category costs, clarify the requirements needed to receive state transportation funds for transporting eligible students, and make updates to the student with disabilities transportation requirements for school districts, as well as the approval of bus routes and alternative transportation.

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 add costs for the Utah State Board of Education (USBE) or other state budgets.
B) Local governments:
This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. These changes largely clarify transportation requirements for school districts. These changes may have small impacts on which expenses are approved for reimbursement; however, these changes will not have large impacts on Local Education Agency (LEA) transportation budgets.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule change is not expected to have fiscal impacts on small businesses' revenues or expenditures. This only affects LEA transportation.

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 impacts on revenues or expenditures for persons other than small businesses, businesses, or local government entities. This only affects LEA transportation.

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 does not add any costs for USBE or LEAs to comply with the changes.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
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 Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and 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

6. 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)(d)	Subsection 53E-3-401(4)
Section 53F-2-415	Section 53F-2-403	

Public Notice Information

8. 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: 03/31/2023

9. This rule change MAY become effective on: 04/07/2023

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	02/15/2023
---	--	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Repeal

Rule or Section Number:	R277-617	Filing ID:	55250
--------------------------------	-----------------	-------------------	--------------

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 persons:		
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:
 R277-617. Smart School Technology Program

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

This rule is being repealed because the Smart School Technology Program is no longer funded.

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 is being repealed in its entirety.

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. The funding has already been repealed by the Legislature so there is no need for this rule.

B) Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures. The funding has already been repealed by the Legislature so there is no need for this rule.

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. The funding

has already been repealed by the Legislature so there is no need for this rule.

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. The funding has already been repealed by the Legislature so there is no need for this rule.

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 funding has already been repealed by the Legislature so there is no need for this rule.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and 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

6. 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 53F-6-202
----------------------	-------------------------	-------------------

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:

04/07/2023
 NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Angie Stallings, Deputy Superintendent of Policy	Date:	02/15/2023
---	--	--------------	------------

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Rule or Section Number:	R309-700	Filing ID: 55217

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
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 144830	
City, state and zip:	Salt Lake City, UT 84114-4830	
Contact persons:		
Name:	Phone:	Email:
Michael Grange	801-674-2563	mgrange@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R309-700. Financial Assistance: State Drinking Water State Revolving Fund (SRF) Loan Program
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
The Division of Drinking Water (Division) is proposing this rule change to correct outdated references, update language, and add new language to implement the requirements of H.B. 269, Capital Assets Related to Water, passed in the 2022 General Legislative 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):
This rule outlines the process for political subdivisions of the state to apply for and receive financial assistance for water system infrastructure improvement projects. The new language defines the elements of a capital asset management plan as required by H.B. 269 (2022).

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
Enacting this rule could cost the Department of Environmental Quality (DEQ) up to \$150,000 annually for

one full-time FTE to manage the asset management program within the Division. This position will be funded through a combination of set-aside funds from the annual Drinking Water State Revolving Fund capitalization grant authorized by Congress through the federal Safe Drinking Water Act and funds allocated to the Division from the state legislature.

Program management activities include, but are not limited to, public outreach to water systems and other interested parties, working with water systems and consulting engineers to help them understand the benefits of and how to prepare and implement an acceptable asset management plan and program, and receiving and reviewing asset management plans submitted by water systems.

B) Local governments:

Enacting this rule could have a fiscal impact for local governments required to develop, adopt, and implement a capital asset management plan and an asset management program. Cost to develop such a plan could be as much as \$100,000 depending on water system size and complexity. Annual costs could be an additional \$75,000 for water system staff to manage the asset management program and maintain the asset management plan. Annual cost savings to local governments are expected but will vary depending on system size and complexity, as well as how effectively the asset management program is implemented.

Cost savings may be realized through better asset maintenance, better planning for asset rehabilitation or replacement, establishing a proactive maintenance schedule based on the importance the asset has to system operation, as well as other operations and maintenance efficiencies gained through implementing the plan.

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

This rule applies only to political subdivisions. No fiscal impact to small businesses is anticipated.

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

This rule applies only to political subdivisions. No fiscal impact to non-small businesses is anticipated.

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*):

Enacting this rule could have a fiscal impact for governmental entities, such as local districts, water conservation districts, and special service districts, required to develop, adopt, and implement a capital asset management plan and an asset management program.

This rule applies only to political subdivisions . No fiscal impact to individuals, corporations, associations, or private organizations is expected.

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

Cost to develop an asset management plan and implement an asset management program at a governmental entity could be as much as \$100,000 depending on water system size and complexity.

Annual costs could be an additional \$75,000 for water system staff to manage the asset management program and maintain the asset management plan.

Annual cost savings to local government entities are expected but will vary depending on system size and complexity, as well as how effectively the asset management program is implemented.

Cost savings may be realized through better asset maintenance, better planning for asset rehabilitation or replacement, establishing a proactive maintenance schedule based on the importance the asset has to system operation, as well as other operations and maintenance efficiencies gained through implementing the plan.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
State Government	\$0	\$150,000	\$150,250
Local Governments	\$0	\$175,000	\$180,250
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$175,000	\$180,250
Total Fiscal Cost	\$0	\$500,000	\$510,750
Fiscal Benefits	FY2023	FY2024	FY2025
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	(\$500,000)	(\$500,000)

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

The Executive Director of the Department of Environmental Quality, Kim Shelley, has reviewed and approved this regulatory impact analysis.

Citation Information

6. 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 73-10g-5	Subsection 73-10c-3(2)	
------------------	------------------------	--

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:	05/31/2023
---	------------

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Kim Shelley, Executive Director	Date:	02/13/2023
---	---------------------------------	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE:	Amendment		
Rule or Section Number:	R309-705	Filing ID:	55218

Agency Information

1. Department:	Environmental Quality
Agency:	Drinking Water
Building:	Multi-Agency State Office Building
Street address:	195 N 1950 W

NOTICES OF PROPOSED RULES

City, state and zip:	Salt Lake City, UT 84116	
Mailing address:	PO Box 144830	
City, state and zip:	Salt Lake City, UT 84114-4830	
Contact persons:		
Name:	Phone:	Email:
Michael Grange	801-674-2563	mgrange@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R309-705. Financial Assistance: Federal Drinking Water State Revolving Fund (SRF) Loan Program
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
The Division of Drinking Water (Division) is proposing this rule change to correct outdated references, update language, and add new language to implement the requirements of H.B. 269, Capital Assets Related to Water, passed in the 2022 General Legislative Session, and the federal America’s Water Infrastructure Act (AWIA) of 2018.
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 outlines the process for political subdivisions of the state to apply for and receive financial assistance for water system infrastructure improvement projects. The new language defines the elements of a capital asset management plan as required by H.B. 269 (2022), and AWIA.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
Enacting this rule could cost the Department of Environmental Quality (DEQ) up to \$150,000 annually for one full-time FTE to manage the asset management program within the Division. This position will be funded through a combination of set-aside funds from the annual Drinking Water State Revolving Fund capitalization grant authorized by Congress through the federal Safe Drinking Water Act and funds allocated to the Division from the state legislature. Program management activities include, but are not limited to, public outreach to water systems and other interested parties, working with water systems and consulting engineers to help them understand the benefits

of and how to prepare and implement an acceptable asset management plan and program, and receiving and reviewing asset management plans submitted by water systems.

B) Local governments:

Enacting this rule could have a fiscal impact for local governments required to develop, adopt, and implement a capital asset management plan and an asset management program. Cost to develop such a plan could be as much as \$100,000 depending on water system size and complexity.

Annual costs could be an additional \$75,000 for water system staff to manage the asset management program and maintain the asset management plan.

Annual cost savings to local governments are expected but will vary depending on system size and complexity, as well as how effectively the asset management program is implemented.

Cost savings may be realized through better asset maintenance, better planning for asset rehabilitation or replacement, establishing a proactive maintenance schedule based on the importance the asset has to system operation, as well as other operations and maintenance efficiencies gained through implementing the plan.

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

Enacting this rule could have a fiscal impact for small businesses that own and operate public drinking water systems required to develop, adopt, and implement a capital asset management plan and implement an asset management program.

Cost to develop such a plan could be as much as \$100,000 depending on water system size and complexity. Annual costs could be an additional \$75,000 for water system staff to manage the asset management program and maintain the asset management plan.

Annual cost savings to small businesses that own and operate public drinking water systems are expected but will vary depending on system size and complexity as well as how effectively the asset management program is implemented. Cost savings may be realized through better asset maintenance, better planning for asset rehabilitation or replacement, establishing a proactive maintenance schedule based on the importance the asset has to system operation, as well as other operations and maintenance efficiencies gained through implementing the plan.

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

Enacting this rule could have a fiscal impact for non-small businesses that own and operate public drinking water

systems required to develop, adopt, and implement a capital asset management plan and implement an asset management program. Cost to develop such a plan could be as much as \$100,000 depending on water system size and complexity.

Annual costs could be an additional \$75,000 for water system staff to manage the asset management program and maintain the asset management plan.

Annual cost savings to non-small businesses that own and operate public drinking water systems are expected but will vary depending on system size and complexity, as well as how effectively the asset management program is implemented. Cost savings may be realized through better asset maintenance, better planning for asset rehabilitation or replacement, establishing a proactive maintenance schedule based on the importance the asset has to system operation, as well as other operations and maintenance efficiencies gained through implementing the plan.

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**):

Enacting this rule could have a fiscal impact for governmental entities, such as local districts, water conservation districts, and special service districts that own and operate public drinking water systems, required to develop, adopt, and implement a capital asset management plan and an asset management program.

No fiscal impact to individuals, corporations, associations, or private organizations that do not own or operate public drinking water systems is expected.

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

Costs to affected persons to develop an asset management plan and implement an asset management program for a public drinking water system could be as much as \$100,000 depending on water system size and complexity.

Annual costs could be an additional \$75,000 for water system staff to manage the asset management program and maintain the asset management plan.

Annual cost savings to affected persons who own or operate public drinking water systems are expected but will vary depending on system size and complexity, as well as how effectively the asset management program is implemented. Cost savings may be realized through better asset maintenance, better planning for asset rehabilitation or replacement, establishing a proactive maintenance schedule based on the importance the asset has to system operation, as well as other operations and

maintenance efficiencies gained through implementing the plan.

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

Regulatory Impact Table

Fiscal Cost	FY2023	FY2024	FY2025
State Government	\$0	\$150,000	\$150,250
Local Governments	\$0	\$175,000	\$180,250
Small Businesses	\$0	\$175,000	\$180,250
Non-Small Businesses	\$0	\$175,000	\$180,250
Other Persons	\$0	\$175,000	\$180,250
Total Fiscal Cost	\$0	\$850,000	\$871,250
Fiscal Benefits	FY2023	FY2024	FY2025
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	(\$850,000)	(\$871,250)

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

The Executive Director of the Department of Environmental Quality, Kim Shelley, has reviewed and approved this regulatory impact analysis.

Citation Information

6. 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 73-10g-5	Subsection 73-10c-3(2)	42 U.S.C. 300j, et seq.
------------------	------------------------	-------------------------

Public Notice Information

8. 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: 03/31/2023

9. This rule change MAY become effective on: 05/31/2023

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Kim Shelley, Executive Director	Date:	02/13/2023
---	------------------------------------	--------------	------------

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Repeal and Reenact		
Rule or Section Number:	R309-800	Filing ID: 55219

Agency Information

1. Department:	Environmental Quality	
Agency:	Drinking Water	
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 144830	
City, state and zip:	Salt Lake City, UT 84114-4830	
Contact persons:		
Name:	Phone:	Email:
Michael Grange	801-674-2563	mgrange@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R309-800. Capacity Development Program
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
The Division of Drinking Water (Division) is proposing this rule change to correct outdated references, update language, and add new language to implement the

requirements of H.B. 269, Capital Assets Related to Water, passed in the 2022 General Legislative Session, and the federal America's Water Infrastructure Act (AWIA) of 2018.

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 outlines the process for political subdivisions of the state to apply for and receive financial assistance for water system infrastructure improvement projects. The reenacted rule language defines the elements of a capital asset management plan as required by H.B. 269 (2022), and AWIA. The current rule did not contain asset management language compatible with H.B. 269 (2022) or AWIA.

Fiscal Information

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

A) State budget:

Enacting this rule could cost the Department of Environmental Quality (DEQ) up to \$150,000 annually for one full-time FTE to manage the asset management program within the Division of Drinking Water. This position will be funded through a combination of set-aside funds from the annual Drinking Water State Revolving Fund capitalization grant authorized by Congress through the federal Safe Drinking Water Act and funds allocated to the Division from the state legislature.

Program management activities include, but are not limited to, public outreach to water systems and other interested parties, working with water systems and consulting engineers to help them understand the benefits of and how to prepare and implement an acceptable asset management plan and program, and receiving and reviewing asset management plans submitted by water systems.

B) Local governments:

Enacting this rule could have a fiscal impact for local governments required to develop, adopt, and implement a capital asset management plan and an asset management program.

Cost to develop such a plan could be as much as \$100,000 depending on water system size and complexity.

Annual costs could be an additional \$75,000 for water system staff to manage the asset management program and maintain the asset management plan.

Annual cost savings to local government entities are expected but will vary depending on system size and complexity as well as how effectively the asset management program is implemented. Cost savings may be realized through better asset maintenance, better

planning for asset rehabilitation or replacement, establishing a proactive maintenance schedule based on the importance the asset has to system operation, as well as other operations and maintenance efficiencies gained through implementing the plan.

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

Enacting this rule could have a fiscal impact for small businesses that own and operate public drinking water systems required to develop, adopt, and implement a capital asset management plan and implement an asset management program.

Cost to develop such a plan could be as much as \$100,000 depending on water system size and complexity. Annual costs could be an additional \$75,000 for water system staff to manage the asset management program and maintain the asset management plan.

Annual cost savings to small businesses that own and operate public drinking water systems are expected but will vary depending on system size and complexity, as well as how effectively the asset management program is implemented. Cost savings may be realized through better asset maintenance, better planning for asset rehabilitation or replacement, establishing a proactive maintenance schedule based on the importance the asset has to system operation, as well as other operations and maintenance efficiencies gained through implementing the plan.

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

Enacting this rule could have a fiscal impact for non-small businesses that own and operate public drinking water systems required to develop, adopt, and implement a capital asset management plan and implement an asset management program.

Cost to develop such a plan could be as much as \$100,000 depending on water system size and complexity. Annual costs could be an additional \$75,000 for water system staff to manage the asset management program and maintain the asset management plan.

Annual cost savings to non-small businesses that own and operate public drinking water systems are expected but will vary depending on system size and complexity, as well as how effectively the asset management program is implemented. Cost savings may be realized through better asset maintenance, better planning for asset rehabilitation or replacement, establishing a proactive maintenance schedule based on the importance the asset has to system operation, as well as other operations and maintenance efficiencies gained through implementing the plan.

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**):

Enacting this rule could have a fiscal impact for governmental entities, such as local districts, water conservation districts, and special service districts that own and operate public drinking water systems, required to develop, adopt, and implement a capital asset management plan and an asset management program.

No fiscal impact to individuals, corporations, associations, or private organizations that do not own or operate public drinking water systems is expected.

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

Costs to affected persons to develop an asset management plan and implement an asset management program for a public drinking water system could be as much as \$100,000 depending on water system size and complexity.

Annual costs could be an additional \$75,000 for water system staff to manage the asset management program and maintain the asset management plan. Annual cost savings to affected persons who own or operate public drinking water systems are expected but will vary depending on system size and complexity, as well as how effectively the asset management program is implemented.

Cost savings may be realized through better asset maintenance, better planning for asset rehabilitation or replacement, establishing a proactive maintenance schedule based on the importance the asset has to system operation, as well as other operations and maintenance efficiencies gained through implementing the plan.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
State Government	\$0	\$150,000	\$150,250
Local Governments	\$0	\$175,000	\$180,250
Small Businesses	\$0	\$175,000	\$180,250
Non-Small Businesses	\$0	\$175,000	\$180,250
Other Persons	\$0	\$175,000	\$180,250

NOTICES OF PROPOSED RULES

Total Fiscal Cost	\$0	\$850,000	\$871,250
Fiscal Benefits	FY2023	FY2024	FY2025
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	(\$850,000)	(\$871,250)
H) Department head comments on fiscal impact and approval of regulatory impact analysis:			
The Executive Director of the Department of Environmental Quality, Kim Shelley, has reviewed and approved this regulatory impact analysis.			

Citation Information

6. 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 73-10g-5	Subsection 73-10c-3(2)	42 U.S.C. 300j, et seq.

Public Notice Information

8. 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:	03/31/2023

9. This rule change MAY become effective on:	05/31/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Kim Shelley, Executive Director	Date:	02/13/2023
---	---------------------------------	--------------	------------

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Rule or Section Number:	R311-200	Filing ID: 55229

Agency Information

1. Department:	Environmental Quality	
Agency:	Environmental Response and Remediation	
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 144840	
City, state and zip:	Salt Lake City, UT 84114-4840	
Contact persons:		
Name:	Phone:	Email:
David Wilson	385-251-0893	djwilson@utah.gov
Therron Blatter	801-554-6762	tblatter@utah.gov

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

General Information

2. Rule or section catchline:
R311-200. Petroleum Storage Tanks: Definitions
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
Refining the definition in statute to meet the intent of S.B. 40 from the 2021 General Session. This will exempt specific AST systems that had not been considered when the statute was proposed.
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):
In Subsection R311-200-1(2)(a)(iii)(A), removed a redundancy from this rule that is appropriate in statute but not in rule. Added exceptions to the definition of an APST.

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 any fiscal impact on state government revenues or expenditures because

these AST systems are currently exempt and will remain exempt from regulations.

B) Local governments:

This rule change is not expected to have any fiscal impact on local governments' revenues or expenditures because these AST systems are currently exempt and will remain exempt from regulations.

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

This rule change is not expected to have any fiscal impact to small businesses' revenues or expenditures because these AST systems are currently exempt and will remain exempt from regulations.

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

This rule change is not expected to have any fiscal impact to non-small businesses' revenues or expenditures because these AST systems are currently exempt and will remain exempt from regulations.

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 any fiscal impact on other persons' revenues or expenditures because these AST systems are currently exempt and will remain exempt from regulations.

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

No compliance costs are anticipated to affected parties because these AST systems are currently exempt and will remain exempt from regulations.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

No fiscal impacts on businesses are expected by this rule. Kim Shelley, Executive Director of the Department of Environmental Quality

Citation Information

6. 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 19-6-105	Section 19-6-403	
------------------	------------------	--

Public Notice Information

8. 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:	03/31/2023
B) A public hearing (optional) will be held:	
On:	At:
03/13/2023	02:00 PM
	Multi Agency State Office Building, 195 N 1950 W, Salt Lake City, UT in Room 1015

9. This rule change MAY become effective on: 06/29/2023

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Brent Everett, Director	Date:	02/09/2023
---	-------------------------	--------------	------------

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Rule or Section Number:	R311-202	Filing ID: 55230

Agency Information

1. Department:	Environmental Quality		
Agency:	Environmental Response and Remediation		
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 144840		
City, state and zip:	Salt Lake City, UT 84114-4840		
Contact persons:			
Name:	Phone:	Email:	
David Wilson	385-251-0893	djwilson@utah.gov	
Therron Blatter	801-554-6762	tblatter@utah.gov	
Please address questions regarding information on this notice to the agency.			

General Information

2. Rule or section catchline:
R311-202. Federal Underground Storage Tank Regulations
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
Clarifying which Subparts of 40 CFR 280, the Division of Environmental Response and Remediation will use as the standards for APST release investigation, cleanup, and financial responsibility that were implemented by S.B. 40 passed in the 2021 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):
Format and numbering are updated to match the Utah Rulewriting Manual requirements. Incorporates portions of the Federal Underground Storage Tank Regulations to

be used as the standards for APST owners and operators to follow. APST owners and operators must meet the same standards for release reporting, investigation, confirmation, corrective action, and financial responsibility as UST owners and operators.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:												
A) State budget:												
Any fiscal cost to state government was accounted for in the fiscal note attached to S.B. 40 (2021).												
B) Local governments:												
Any fiscal cost to local government was accounted for in the fiscal note attached to S.B. 40 (2021).												
C) Small businesses ("small business" means a business employing 1-49 persons):												
Any fiscal cost to small businesses was accounted for in the fiscal note attached to S.B. 40 (2021).												
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):												
Any fiscal cost to non-small businesses was accounted for in the fiscal note attached to S.B. 40 (2021).												
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):												
Any fiscal cost to other persons was accounted for in the fiscal note attached to S.B. 40 (2021).												
F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):												
Any compliance costs for affected persons was accounted for in the fiscal note attached to S.B. 40 (2021).												
G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)												
Regulatory Impact Table												
<table border="1"> <thead> <tr> <th>Fiscal Cost</th> <th>FY2023</th> <th>FY2024</th> <th>FY2025</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> </tbody> </table>	Fiscal Cost	FY2023	FY2024	FY2025	State Government	\$0	\$0	\$0	Local Governments	\$0	\$0	\$0
Fiscal Cost	FY2023	FY2024	FY2025									
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head comments on fiscal impact and approval of regulatory impact analysis:			
No fiscal impacts on businesses are expected by this rule. Kim Shelley, Executive Director of the Department of Environmental Quality			

Citation Information

6. 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 19-6-105	Section 19-6-403	

Public Notice Information

8. 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:	03/31/2023	
B) A public hearing (optional) will be held:		
On:	At:	At:
03/13/2023	02:00 PM	Multi Agency State Office Building, 195 N 1950 W, Salt Lake City, UT in Room 1015

9. This rule change MAY become effective on:	06/29/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Brent Everett, Director	Date:	02/09/2023
---	-------------------------	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment			
Rule or Section Number:	R311-206	Filing ID:	55231

Agency Information

1. Department:	Environmental Quality		
Agency:	Environmental Response and Remediation		
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 144840		
City, state and zip:	Salt Lake City, UT 84114-4840		
Contact persons:			
Name:	Phone:	Email:	
David Wilson	385-251-0893	djwilson@utah.gov	
Therron Blatter	801-554-6762	tblatter@utah.gov	
Please address questions regarding information on this notice to the agency.			

General Information

2. Rule or section catchline:
R311-206. Petroleum Storage Tanks: Certificate of Compliance and Financial Assurance Mechanisms
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
Clarifying that APST owners or operators financial assurance amounts must meet the same amounts and scope defined in 40 CFR 280.93 for USTs. The changes will specifically require owners or operators to declare on their application for a Certificate of Compliance whether they are participating in the EAP or demonstrate the FA

meets the requirements in Subsection R311-206-2(1)(b) and Section R311-206-5.

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):

In Subsection R311-206-2(1)(b), in response to S.B. 40 passed in the 2021 General Session, added FA for APST facilities must meet the same coverage amounts as USTs specified in 40 CFR 280.93.

In Subsection R311-206-3(1)(e), added that owners or operators must declare on their application for a Certificate of Compliance that they are participating in the EAP or demonstrate their FA meets the requirements found in Subsection R311-206-2(1)(b) and Section R311-206-5.

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 any fiscal impact on state government revenues or expenditures because all state owned facilities with PSTs are required to participate in the Environmental Assurance Program.

B) Local governments:

This rule change is not expected to have any fiscal impact on local governments' revenues or expenditures because all proposed changes to the rule are clarifications of what was required by S.B. 40 (2021).

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

This rule change is not expected to have any fiscal impact on small businesses' revenues or expenditures because all proposed changes to the rule are just clarifications of what was required by S.B. 40 (2021).

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

This rule change is not expected to have any fiscal impact on non-small businesses' revenues or expenditures because all proposed changes to the rule are just clarifications of what was required by S.B. 40 (2021).

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 any fiscal impact on other persons revenues or expenditures because

proposed changes to the rule are clarifications of what was required by S.B. 40 (2021).

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

No compliance costs are anticipated to affected parties because proposed changes to this rule are clarifications of what was required by S.B. 40 (2021).

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

Regulatory Impact Table

Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
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

	FY2023	FY2024	FY2025
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

No fiscal impacts on businesses are expected by this rule. Kim Shelley, Executive Director of the Department of Environmental Quality

Citation Information

6. 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 19-6-105	Section 19-6-403	Section 19-6-428
Section 19-6-410.5		

Public Notice Information

8. 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:		03/31/2023
B) A public hearing (optional) will be held:		
On:	At:	At:
03/13/2023	02:00 PM	Multi Agency State Office Building, 195 N 1950 W, Salt Lake City, UT in Room 1015

9. This rule change MAY become effective on:	06/29/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Brent Everett, Director	Date:	02/09/2023
---	-------------------------	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

Rule or Section Number:	R313-16-230	Filing ID:	55240
--------------------------------	--------------------	-------------------	--------------

Agency Information

1. Department:	Environmental Quality
Agency:	Waste Management and Radiation Control, Radiation
Room number:	2nd Floor
Building:	MASOB
Street address:	195 N 1950 W
City, state and zip:	Salt Lake City, UT 84116
Mailing address:	PO Box 144880
City, state and zip:	Salt Lake City, UT 84114-4880

Contact persons:

Name:	Phone:	Email:
Tom Ball	801-536-0251	tball@utah.gov

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

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

R313-16-230. Registration of Radiation Machines

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

As currently written, Subsection R313-16-230(3)(a) requires that a person wanting to register an ionizing radiation producing machine must use form DWMRC-10. The Division of Waste Management and Radiation Control, Radiation (Division) is in the process of developing an online, electronic system for the submission of a registration application that will be more efficient and more convenient for applicants. The current rule does not allow for the electronic process.

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):

Subsection R313-16-230(3)(a) is being revised to provide flexibility to applicants by allowing applications to be submitted electronically or by using the paper form. Additionally, formatting errors are being corrected and minor wording changes are being made in this rule.

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 there will be any cost or savings to the state budget due to this amended rule because the Division will still review and process registration applications no matter what method is used to submit them.

Any state government agencies that need to submit an application to register or renew a registration that submit the application electronically may see a small savings due to not having to print, fill out, and mail a paper form, however; the Division does not have enough data to calculate these savings and it is believed that any savings will be minimal.

B) Local governments:

It is not anticipated that there will be any cost to local governments because of this amended rule.

Any local governments that need to submit an application to register or renew a registration that submit the application electronically may see a small savings due to not having to print, fill out, and mail a paper form, however; the Division does not have enough data to calculate these savings and it is believed that any savings will be minimal.

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

It is not anticipated that there will be any cost to small businesses because of this amended rule.

Small businesses that need to submit an application to register or renew a registration that submit the application electronically may see a small savings due to not having to print, fill out, and mail a paper form, however; the Division does not have enough data to calculate these savings and it is believed that any savings will be minimal.

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

It is not anticipated that there will be any cost to non-small businesses because of this amended rule.

Non-small businesses that need to submit an application to register or renew a registration that submit the application electronically may see a small savings due to not having to print, fill out, and mail a paper form, however; the Division does not have enough data to calculate these savings and it is believed that any savings will be minimal.

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**):

It is not anticipated that there will be any cost to persons other than small businesses, non-small businesses, state, or local governments because of this amended rule.

Persons other than small businesses, non-small businesses, state, or local governments that need to submit an application to register or renew a registration that submit the application electronically may see a small savings due to not having to print, fill out, and mail a paper form, however; the Division does not have enough data to calculate these savings and it is believed that any savings will be minimal.

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

There will not be any additional compliance costs for affected persons because of this amended rule.

Persons who need to register an ionizing radiation producing machine must still submit an application. This amended rule simply provides options for the submission of the application.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

The Executive Director of the Department of Environmental Quality, Kim Shelley, has reviewed and approved this regulatory impact analysis.

Citation Information

6. 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 19-3-104

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:	04/17/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Douglas J. Hansen, Director	Date:	02/09/2023
---	-----------------------------	--------------	------------

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Repeal and Reenact		
Rule or Section Number:	R392-100	Filing ID: 55242

Agency Information

1. Department:	Health and Human Services	
Agency:	Disease Control and Prevention, Environmental Services	
Room number:	Second Floor	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state and zip:	Salt Lake City, UT 84116	
Mailing address:	PO Box 142102	
City, state and zip:	Salt Lake City, UT 84114-2102	
Contact persons:		
Name:	Phone:	Email:
Karl Hartman	801-538-6191	khartman@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:
R392-100. Food Service Sanitation
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
Executive Order No. 2021-12 requires state agencies to amend rules that are inconsistent with the Utah Rulewriting Manual. As required, the amendments to Rule

R392-100 provide technical and conforming changes in accordance 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):

The amendments to Rule R392-100 provide technical and conforming changes throughout this rule and remove superfluous and repetitive language. Other sections have been changed to improve clarity and ease of use, and to reflect current food sanitation and safety practices.

In Section R392-100-2:

- 1) added definitions for: agritourism food establishment, Department, Local health department, Microenterprise home kitchen; and
- 2) amended definition for: food truck, and Ice cream truck.

The Department of Health and Human Services (Department) made numerous nonsubstantive revisions including the rewording and restructuring of these sections to simplify the language and to clarify the intent to align more closely with the authorizing statute and the Utah Rulewriting Manual. The Department made substantive amendments are described below within each section description.

Section R392-100-3 was amended to exempt certain food service establishments from this rule and to direct the reader to the applicable rule for each exempted food service establishment type.

In Section R392-100-4:

- 1) this section was amended to allow toilet rooms to be constructed without exterior doors under certain conditions; and
- 2) this section was amended to allow dogs in the outdoor patio areas of a food establishment under certain conditions.

Fiscal Information

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

A) State budget:

No anticipated cost or savings because the substantive changes do not result in a change in current practice or procedures at the Department of Health and Human Services.

B) Local governments:

No anticipated cost or savings because the substantive changes do not result in a change in current practice or procedures at the local health departments.

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

NOTICES OF PROPOSED RULES

Allowing toilet rooms to be constructed without exterior doors under certain conditions will result in an inestimable fiscal benefit to certain newly constructed food establishments. There are no other fiscal impact because the amendments are reflective of current food safety and sanitation practices.

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

Allowing toilet rooms to be constructed without exterior doors under certain conditions will result in an inestimable fiscal benefit to certain newly constructed food establishments. There are no other fiscal impact because the amendments are reflective of current food safety and sanitation practices.

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

There are no fiscal impact to persons because the amendments are reflective of current food safety and sanitation practices.

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

The proposed amendments will not result in additional compliance costs because the proposed substantive amendments are less restrictive than the currently enacted rule.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025

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

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

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

Citation Information

6. 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 26-15-2	Section 26-1-30	Section 26-1-5
-----------------	-----------------	----------------

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:	04/07/2023
---	------------

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	01/28/2023
---	-------------------------------------	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Repeal and Reenact

Rule or Section Number:	R392-510	Filing ID:	52237
--------------------------------	-----------------	-------------------	--------------

Agency Information

1. Department:	Health and Human Services	
Agency:	Disease Control and Prevention, Environmental Services	
Room number:	Second Floor	
Building:	Cannon Health Building	
Street address:	288 N 1460 W	
City, state and zip:	Salt Lake City, UT 84116	
Mailing address:	PO Box 142102	
City, state and zip:	Salt Lake City, UT 84114-2102	
Contact persons:		
Name:	Phone:	Email:
Karl Hartman	801-538-6191	khartman@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R392-510. Utah Indoor Clean Air Act
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
Executive Order No. 2021-12 requires state agencies to amend rules that are inconsistent with the Utah Rulewriting Manual. As required, the amendments to Rule R392-510 provide technical and conforming changes in accordance 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):
The amendments to Rule R392-510 provide technical and conforming changes throughout this rule and remove superfluous and repetitive language. The Department of Health and Human Services (Department) made numerous nonsubstantive revisions including the rewording and restructuring of these sections to simplify the language and to clarify the intent to align more closely with the authorizing statute and the Utah Rulewriting Manual.
The Department created new sections and moved existing provisions from other sections in this rule to improve readability and flow. The Department made substantive amendments as described below within each section description.
Section R392-510-1 was expanded to explain the purpose of this rule. Authorizing statutory references were also revised.

Section R392-510-2 was added to clearly designate areas in which this rule applies.
In Section R392-510-3, added definitions for "Department", "Educational Facility", and "Premises". Amended definition for "local health officer". Also, removed definitions for "Executive Director", "Lighted tobacco", "Nonsmoker", and "Non-tobacco shisha".
Section R392-510-8 was removed because HVAC operation and maintenance requirements are specified in Building Code.
In Section R392-510-13, the requirements of this section were modified from previous Section R392-510-14 Enforcement action by Proprietors.
In Section R392-510-14, a severability clause was added, consistent with other rules managed under Title R392.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
No anticipated cost or savings because the substantive changes do not result in a change in current practice or procedures at the Department.
B) Local governments:
No anticipated cost or savings because the substantive changes do not result in a change in current practice or procedures at the local health departments.
C) Small businesses ("small business" means a business employing 1-49 persons):
No anticipated cost or savings because the substantive changes do not result in a change in current practice or procedures within small businesses.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
No anticipated cost or savings because the substantive changes do not result in a change in current practice or procedures within 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>):
No anticipated cost or savings because the substantive changes continue to reflect current practice.
F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):

NOTICES OF PROPOSED RULES

No anticipated cost or savings because the substantive changes reflect current industry practice.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

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

Citation Information

6. 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 26-15-11	Section 26-15-12	
------------------	------------------	--

Public Notice Information

8. 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: 03/31/2023

9. This rule change MAY become effective on: 04/07/2023

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	02/08/2023
---	----------------------------------	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment

Rule or Section Number:	R432-9	Filing ID:	55197
--------------------------------	---------------	-------------------	--------------

Agency Information

1. Department:	Health and Human Services	
Agency:	Family Health and Preparedness, Licensing	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Janice Weinman	385-321-5586	jweinman@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:

R432-9. Specialty Hospital - Rehabilitation Construction Rule

3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
 The purpose of this filing is to modify and replace outdated language and citations in accordance with the Utah Rulewriting Manual standards.

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):
 All changes made to the rule text are nonsubstantive stylistic changes to adhere to the Utah Rulewriting Manual standards.

Fiscal Information

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

A) State budget:
 State government process was thoroughly reviewed. This change will not impact the current process for licensure and re-licensure surveys. No change to the state budget is expected because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. None of the changes will result in any fiscal impact to the state.

B) Local governments:
 Local government city business licensing requirements were considered. This proposed rule amendment should not impact local governments' revenues or expenditures because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards.

 The Specialty Hospital Standards are regulated by the state health department and not local governments. There will be no change in local business licensing or any other item(s) with which local government is involved. None of the changes will result in any fiscal impact to local governments.

C) Small businesses ("small business" means a business employing 1-49 persons):
 After conducting a thorough analysis, it was determined that this rule amendment should not impact costs for small businesses because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. None of the changes will result in any fiscal impact to small businesses.

D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
 After conducting a thorough analysis, it was determined that this rule amendment should not impact costs for non-small businesses because this amendment modifies and

replaces outdated language with the Utah Rulewriting Manual standards. None of the changes will have any 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**):
 After conducting a thorough analysis, it was determined that this rule amendment will not result in a fiscal impact to affected persons because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. None of the changes will have any fiscal impact on persons other than small businesses, non-small businesses, state or local government.

F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):
 After conducting a thorough analysis, it was determined that this rule amendment will not result in a fiscal impact to compliance costs for affected persons because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. None of the changes will result in any fiscal impact to affected persons.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0

NOTICES OF PROPOSED RULES

Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head comments on fiscal impact and approval of regulatory impact analysis:			
The Executive Director of the Department of Health and Human Services, Tracy Gruber, has reviewed and approved this regulatory impact analysis.			

Citation Information

6. 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 21		

Public Notice Information

8. 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:	03/31/2023

9. This rule change MAY become effective on:	04/07/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	01/12/2023
---	-------------------------------------	--------------	------------

NOTICE OF PROPOSED RULE			
TYPE OF RULE: Amendment			
Rule or Section Number:	R432-14	Filing ID:	55192

Agency Information

1. Department:	Health and Human Services
Agency:	Family Health and Preparedness, Licensing
Room number:	1st Floor
Building:	MASOB

Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Mailing address:	PO Box 144103	
City, state and zip:	Salt Lake City, UT 84114-4103	
Contact persons:		
Name:	Phone:	Email:
Erica Pryor	801-273-2994	ericapryor@utah.gov
Janice Weinman	385-321-5586	jweinman@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:
R432-14. Birthing Center Construction Rule
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
The purpose of this amendment is to modify and replace outdated language with the Utah Rulewriting Manual standards.
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 revisions include more specific language consistent with the Utah Rulewriting Manual standards.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
State government process was thoroughly reviewed. This change will not impact the current process for licensure and re-licensure surveys. No change to the state budget is expected because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.
B) Local governments:
Local government city business licensing requirements were considered. This proposed rule amendment should not impact local governments' revenues or expenditures

because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards.

The Birthing Center Construction Rule Standards are regulated by the Department of Health and Human Services and not local governments. There will be no change in local business licensing or any other item(s) with which local government is involved. There are no substantive changes being made regarding the fiscal impact of this rule.

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

After conducting a thorough analysis, it was determined that this rule amendment should not impact costs for small businesses because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.

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

After conducting a thorough analysis, it was determined that this rule amendment should not impact costs for non-small businesses because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.

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**):

After conducting a thorough analysis, it was determined that this rule amendment will not result in a fiscal impact to affected persons because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.

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

After conducting a thorough analysis, it was determined that this rule amendment will not result in a fiscal impact to compliance costs for affected persons because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head comments on fiscal impact and approval of regulatory impact analysis:			
The Executive Director of the Department of Health and Human Services, Tracy Gruber, has reviewed and approved this regulatory impact analysis.			

Citation Information

6. 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 21		
-------------------------	--	--

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:	04/07/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	01/12/2023
---	----------------------------------	--------------	------------

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Rule or Section Number:	R432-40	Filing ID: 55251

Agency Information

1. Department:	Health and Human Services	
Agency:	Family Health and Preparedness, Licensing	
Room number:	1st Floor	
Building:	Multi-Agency State Office Bldg	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Mailing address:	PO Box 144103	
City, state and zip:	Salt Lake City, UT 84114-4103	
Contact persons:		
Name:	Phone:	Email:
Erica Pryor	801-273-2994	ericapryor@utah.gov
Kristi Grimes	385-214-9187	kristigrimes@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R432-40. Long-Term Care Facility Immunizations
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
The purpose of this amendment is to modify and replace outdated language with the Utah Rulewriting Manual standards.
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 revisions include more specific language consistent with the Utah Rulewriting Manual standards.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
State government process was thoroughly reviewed. This change will not impact the current process for licensure and re-licensure surveys. No change to the state budget is expected because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.
B) Local governments:
Local government city business licensing requirements were considered. This proposed rule amendment should not impact local governments' revenues or expenditures because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards.
The Long-Term Care Facility Standards are regulated by the Department of Health and Human Services and not local governments. There will be no change in local business licensing or any other item with which local government is involved. There are no substantive changes being made regarding the fiscal impact of this rule.
C) Small businesses ("small business" means a business employing 1-49 persons):
After conducting a thorough analysis, it was determined that this rule amendment should not impact costs for small businesses because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
After conducting a thorough analysis, it was determined that this rule amendment should not impact costs for non-small businesses because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.
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):

After conducting a thorough analysis, it was determined that this rule amendment will not result in a fiscal impact to affected persons because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.

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

After conducting a thorough analysis, it was determined that this rule amendment will not result in a fiscal impact to compliance costs for affected persons because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

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

Citation Information

6. 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 21		
-------------------------	--	--

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:	04/07/2023
---	------------

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	01/26/2023
---	-------------------------------------	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment		
Rule or Section Number:	R432-600	Filing ID: 55195

Agency Information

1. Department:	Health and Human Services
Agency:	Family Health and Preparedness, Licensing
Room number:	1st Floor
Building:	Multi-Agency State Office Bldg
Street address:	195 N 1950 W
City, state and zip:	Salt Lake City, UT 84116
Mailing address:	PO Box 144103
City, state and zip:	Salt Lake City, UT 84114-4103

Contact persons:		
Name:	Phone:	Email:
Erica Pryor	801-273-2994	ericapryor@utah.gov
Janice Weinman	385-321-5586	jweinman@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:
R432-600. Abortion Clinic Rule
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This amendment addresses outdated language, terms and citations and aligns with the requirements of the Utah Rulewriting Manual standards.
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 amendment addresses outdated language, terms and citations and aligns with the requirements of the Utah Rulewriting Manual standards.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
State government process was thoroughly reviewed. This change will not impact the current process for licensure and re-licensure surveys. No change to the state budget is expected because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.
B) Local governments:
Local government city business licensing requirements were considered. This proposed rule amendment should not impact local governments' revenues or expenditures because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards.
The General Health Facilities are regulated by the state and not local governments. There will be no change in local business licensing or any other item(s) with which

local government is involved. There are no substantive changes being made regarding the fiscal impact of this rule.

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

After conducting a thorough analysis, it was determined that this rule amendment should not impact costs for small businesses because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.

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

After conducting a thorough analysis, it was determined that this rule amendment should not impact costs for non-small businesses because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.

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**):

After conducting a thorough analysis, it was determined that this rule amendment will not result in a fiscal impact to affected persons because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.

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

After conducting a thorough analysis, it was determined that this rule amendment will not result in a fiscal impact to compliance costs for affected persons because this amendment modifies and replaces outdated language with the Utah Rulewriting Manual standards. There are no substantive changes being made regarding the fiscal impact of this rule.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head comments on fiscal impact and approval of regulatory impact analysis:			
The Executive Director of the Department of Health and Human Services, Tracy Gruber, has reviewed and approved this regulatory impact analysis.			

Citation Information

6. 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 21		

Public Notice Information

8. 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:	03/31/2023
9. This rule change MAY become effective on:	04/07/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	01/12/2023
---	-------------------------------------	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment		
Rule or Section Number:	R590-229	Filing ID: 55232

Agency Information

1. Department:	Insurance	
Agency:	Administration	
Room number:	Suite 2300	
Building:	Taylorsville State Office Building	
Street address:	4315 S 2700 W	
City, state and zip:	Taylorsville, UT 84129	
Mailing address:	PO Box 146901	
City, state and zip:	Salt Lake City, UT 84114-6901	
Contact persons:		
Name:	Phone:	Email:
Steve Gooch	801-957-9322	sgooch@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R590-229. Annuity Disclosure
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This rule is being changed in compliance with Executive Order No. 2021-12. During the review of this rule, the Department of Insurance (Department) discovered a number of minor issues that needed to be amended.
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 majority of the changes are being done to fix style issues to bring this rule text more in line with the Utah Rulewriting Manual standards. Other changes make the language of this rule more clear, remove the Enforcement Date (the old R590-229-9) section, and update the Severability (the new R590-229-7) section to use the Department's current language. The changes do not add, remove, or change any regulations or requirements.

Fiscal Information

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

A) State budget:

There is no anticipated cost or savings to the state budget. The changes are largely clerical in nature, and will not change how the Department functions.

B) Local governments:

There is no anticipated cost or savings to local governments. The changes are largely clerical in nature, and will not affect local governments.

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

There is no anticipated cost or savings to small businesses. The changes are largely clerical in nature, and will not affect small businesses.

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

There is no anticipated cost or savings to non-small businesses. The changes are largely clerical in nature, and will 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**):

There is no anticipated cost or savings to any other persons. The changes are largely clerical in nature.

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 any affected persons. The changes are largely clerical in nature.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head comments on fiscal impact and approval of regulatory impact analysis:			
The Commissioner of the Department of Insurance, Jonathan T. Pike, has reviewed and approved this regulatory impact analysis.			

Citation Information

6. 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 31A-2-201	Section 31A-22-425	
-------------------	--------------------	--

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Steve Gooch, Public Information Officer	Date:	02/08/2023
---	---	--------------	------------

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Rule or Section Number:	R590-244	Filing ID: 55233

Agency Information

1. Department:	Insurance	
Agency:	Administration	
Room number:	Suite 2300	
Building:	Taylorsville State Office Building	
Street address:	4315 S 2700 W	
City, state and zip:	Taylorsville, UT 84129	
Mailing address:	PO Box 146901	
City, state and zip:	Salt Lake City, UT 84114-6901	
Contact persons:		
Name:	Phone:	Email:
Steve Gooch	801-957-9322	sgooch@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R590-244. Individual and Agency Licensing Requirements
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This rule is being changed in compliance with Executive Order No. 2021-12. During the review of this rule, the Department of Insurance (Department) discovered a number of minor issues that needed to be amended.
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 majority of the changes are being done to fix style issues to bring this rule text more in line with the Utah Rulewriting Manual standards. Other changes make the language of this rule more clear, remove the Penalties (the old R590-244-14) section, and update the Severability (the new R590-244-14) section to use the Department's current language. The changes do not add, remove, or change any regulations or requirements.

Fiscal Information

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

A) State budget:																								
There is no anticipated cost or savings to the state budget. The changes are largely clerical in nature, and will not change how the Department functions.																								
B) Local governments:																								
There is no anticipated cost or savings to local governments. The changes are largely clerical in nature, and will not affect local governments.																								
C) Small businesses ("small business" means a business employing 1-49 persons):																								
There is no anticipated cost or savings to small businesses. The changes are largely clerical in nature, and will not affect small businesses.																								
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):																								
There is no anticipated cost or savings to non-small businesses. The changes are largely clerical in nature, and will 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 <i>agency</i>):																								
There is no anticipated cost or savings to any other persons. The changes are largely clerical in nature.																								
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 any affected persons. The changes are largely clerical in nature.																								
G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)																								
Regulatory Impact Table																								
<table border="1"> <thead> <tr> <th>Fiscal Cost</th> <th>FY2023</th> <th>FY2024</th> <th>FY2025</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> </tbody> </table>	Fiscal Cost	FY2023	FY2024	FY2025	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
Fiscal Cost	FY2023	FY2024	FY2025																					
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head comments on fiscal impact and approval of regulatory impact analysis:			
The Commissioner of the Department of Insurance, Jonathan T. Pike, has reviewed and approved this regulatory impact analysis.			

Citation Information

6. 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 31A-2-201	Section 31A-23a-102	Section 31A-23a-108
Section 31A-23a-111	Section 31A-23a-115	Section 31A-23a-203.5
Section 31A-23a-302	Section 31A-23b-102	Section 31A-23b-205
Section 31A-23b-207	Section 31A-23b-209	Section 31A-23b-401
Section 31A-25-201	Section 31A-25-208	Section 31A-26-207
Section 31A-26-210	Section 31A-26-213	Section 31A-35-104
Section 31A-35-301	Section 31A-35-401	Section 31A-35-406

Public Notice Information

8. 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:	03/31/2023

9. This rule change MAY become effective on:	04/07/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Steve Gooch, Public Information Officer	Date:	02/08/2023
---	---	--------------	------------

NOTICE OF PROPOSED RULE

TYPE OF RULE: Amendment		
Rule or Section Number:	R590-252	Filing ID: 55234

Agency Information

1. Department:	Insurance	
Agency:	Administration	
Room number:	Suite 2300	
Building:	Taylorsville State Office Building	
Street address:	4315 S 2700 W	
City, state and zip:	Taylorsville, UT 84129	
Mailing address:	PO Box 146901	
City, state and zip:	Salt Lake City, UT 84114-6901	
Contact persons:		
Name:	Phone:	Email:
Steve Gooch	801-957-9322	sgooch@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R590-252. Use of Senior-Specific Certifications and Professional Designations
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):
This rule is being changed in compliance with Executive Order No. 2021-12. During the review of this rule, the Department of Insurance (Department) discovered a number of minor issues that needed to be amended.
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 majority of the changes are being done to fix style issues to bring this rule text more in line with the Utah Rulewriting Manual standards. Other changes make the language of this rule more clear, remove the Penalties (the old R590-252-6) and Enforcement Date (the old R590-252-7) sections, and update the Severability (the new R590-252-6) section to use the Department's current language. The changes do not add, remove, or change any regulations or requirements.

Fiscal Information

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

A) State budget:

There is no anticipated cost or savings to the state budget. The changes are largely clerical in nature, and will not change how the Department functions.

B) Local governments:

There is no anticipated cost or savings to local governments. The changes are largely clerical in nature, and will not affect local governments.

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

There is no anticipated cost or savings to small businesses. The changes are largely clerical in nature, and will not affect small businesses.

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

There is no anticipated cost or savings to non-small businesses. The changes are largely clerical in nature, and will 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**):

There is no anticipated cost or savings to any other persons. The changes are largely clerical in nature.

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 any affected persons. The changes are largely clerical in nature.

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

Regulatory Impact Table			
Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0
H) Department head comments on fiscal impact and approval of regulatory impact analysis:			
The Commissioner of the Department of Insurance, Jonathan T. Pike, has reviewed and approved this regulatory impact analysis.			

Citation Information

6. 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 31A-2-201	Section 31A-23a-402	
-------------------	---------------------	--

Public Notice Information

8. 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:	03/31/2023
--	------------

9. This rule change MAY become effective on:	04/07/2023
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Steve Gooch, Public Information Officer	Date:	02/08/2023
---	---	--------------	------------

NOTICE OF PROPOSED RULE		
TYPE OF RULE: Amendment		
Rule or Section Number:	R926-12	Filing ID: 55244

Agency Information

1. Department:	Transportation	
Agency:	Program Development	
Room no.:	Administrative Suite, 1st Floor	
Building:	Calvin Rampton Bldg	
Street address:	4501 S 2700 W	
City, state and zip:	Taylorsville, UT 84129	
Mailing address:	PO Box 148455	
City, state and zip:	Salt Lake City, UT 84114-8455	
Contact person(s):		
Name:	Phone:	Email:
Leif Elder	801-580-8296	lelder@utah.gov
Becky Lewis	801-965-4026	blewis@utah.gov
James Palmer	801-965-4197	jimpalmer@agutah.gov
Lori Edwards	801-965-4048	loriedwards@agutah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule or section catchline:
R926-12. Share the Road Bicycle Support Restricted Account
3. Purpose of the new rule or reason for the change (Why is the agency submitting this filing?):

The primary reason for the proposed rule change is to change the biannual distribution months from April and October to January and July. Secondary purposes for proposing this rule change are to make the text more concise by dropping superfluous text and conform the text to requirements in 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):

This proposed rule change does the following:
 1) changes the biannual distribution months from April and October to January and July;
 2) drops language that is redundant to state statute and unnecessary; and
 3) makes changes to conform 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:

This proposed change will not affect the state's budget. The change does not require the Department of Transportation (Department) to take on more responsibility or relieve the Department of responsibility. The proposed change is housekeeping in nature.

B) Local governments:

This proposed change will not affect local governments because it does not apply to them.

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

This proposed change will not affect small businesses because it does not require anything from them or relieve them of a duty.

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

This proposed change will not affect non-small businesses because it does not require anything from them or relieve them of a duty.

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 change will not fiscally affect persons other than small businesses, non-small businesses, state, or local government entities because it does not require anything from them or relieve them of a duty.

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

This proposed change will not cost affected persons anything. The change alters when the Department will pay grant money to affected persons eligible for grants.

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

Regulatory Impact Table

Fiscal Cost	FY2023	FY2024	FY2025
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	FY2023	FY2024	FY2025
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0

Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

The Executive Director of the Department of Transportation, Carlos M. Braceras, PE, has reviewed and approved this fiscal analysis.

Citation Information

6. 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 72-2-127		
------------------	--	--

Public Notice Information

8. 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:	03/17/2023
--	------------

9. This rule change MAY become effective on:	03/24/2023
---	------------

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Carlos M. Braceras, PE, Executive Director	Date:	02/14/2023
---	--	--------------	------------

End of the Notices of Proposed Rules Section

NOTICES OF PROPOSED RULES

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

Rule Number:	R25-5	Filing ID: 55028
Effective Date:	02/07/2023	

Agency Information

1. Department:	Government Operations	
Agency:	Finance	
Building:	Taylorsville State Office Building	
Street address:	4315 S 2700 W	
City, state and zip:	Taylorsville, UT 84129	
Mailing address:	PO Box 141031	
City, state and zip:	Salt Lake City, UT 84114-1031	
Contact persons:		
Name:	Phone:	Email:
Janica Gines	801-957-7727	jmgines@utah.gov

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

General Information

2. Rule catchline:	R25-5. Payment of Meeting Compensation (Per Diem) to Boards
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 63A-3-106 requires the director of the Division of Finance to make rules establishing per diem rates to defray subsistence costs for a board members attendance at an official 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.

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 continues to be necessary because as boards are created reference is made in the statute creating the board to Section 63A-3-106 if they are allowed to receive meeting per diem for their work. This rule is set to define the allowed per diem rates for boards that are authorized to receive per diem. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Jenney Rees, Executive Director.	Date: 02/07/2023
---	----------------------------------	-------------------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R25-7	Filing ID: 54697
Effective Date:	02/07/2023	

Agency Information

1. Department:	Government Operations
-----------------------	-----------------------

Agency:	Finance	
Building:	Taylorsville State Office Building	
Street address:	4315 S 2700 W	
City, state and zip:	Taylorsville, UT 84129	
Mailing address:	PO Box 141031	
City, state and zip:	Salt Lake City, UT 84114-1031	
Contact persons:		
Name:	Phone:	Email:
Janica Gines	801-957-7727	jmgines@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R25-7. Travel Related Reimbursements for State Travelers
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 defines travel related reimbursement requirements and rates for employees and for board members. It is required by both Sections 63A-3-106 and 63A-3-107. Section 63A-3-107 requires the director of the Division of Finance to establish rules governing in-state and out-of-state travel expenses. Section 63A-3-106 allows board members to be reimbursed for travel expenses in accordance with Section 63A-3-107 for attendance at an official 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.
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 and is adopted by reference throughout the code by boards, as well as political subdivisions of the state. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Jenney Rees, Executive Director	Date:	02/06/2023
---	---------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Rule Number:	R251-114	Filing ID: 50357
Effective Date:	02/13/2023	

Agency Information

1. Department:	Corrections	
Agency:	Administration	
Street address:	14717 S Minuteman Drive	
City, state and zip:	Draper, UT 84020	
Contact persons:		
Name:	Phone:	Email:
Matt Anderson	801-545-5589	mattanderson@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R251-114. Offender Long-Term Health Care - Notice
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 Sections 63G-3-201, 64-13-10, and 64-13-39.5.
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 concerning this rule 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:
That statute requires this rule to be in place to oversee long-term health care for offenders under the jurisdiction of the Utah Department of Corrections. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Brian Nielson, Executive Director	Date:	02/13/2023
---	-----------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Rule Number:	R512-100	Filing ID: 54240
Effective Date:	02/14/2023	

Agency Information

1. Department:	Health and Human Services	
Agency:	Child and Family Services	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Carol Miller	801-557-1772	carolmiller@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R512-100. In-Home Services
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 80-2-302 authorizes the Division of Child and Family Services (Division) to clarify the scope of services the Division provides to families in Utah.
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.
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 in order for the Division to clarify the scope of In-Home Services that the Division provides to families in Utah. Therefore, this rule should be continued.
The Department of Health and Human Services is working on a nonsubstantive change to update citations in this rule.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	02/14/2023
---	----------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R512-200	Filing ID:	54284
Effective Date:	02/14/2023		

Agency Information

1. Department:	Health and Human Services	
Agency:	Child and Family Services	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Carol Miller	801-557-1772	carolmiller@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R512-200. Child Protective Services, Intake Services
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 80-2-302 authorizes the Division of Child and Family Services (Division) to clarify the scope of services the Division provides to families in Utah.
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.
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 in order for the Division to clarify the scope of Intake Services that the Division provides to families in Utah. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	02/14/2023
---	----------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R512-201	Filing ID:	54285
Effective Date:	02/14/2023		

Agency Information

1. Department:	Health and Human Services	
Agency:	Child and Family Services	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Carol Miller	801-557-1772	carolmiller@utah.gov
Please address questions regarding information on this notice to the agency.		

Agency Information

1. Department:	Health and Human Services	
Agency:	Child and Family Services	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Carol Miller	801-557-1772	carolmiller@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R512-201. Child Protective Services, Investigation Services
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 80-2-302 authorizes the Division of Child and Family Services (Division) to clarify the scope of services the Division provides to families in Utah.
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.
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 in order for the Division to clarify the scope of Investigation Services that the Division provides to families in Utah. Therefore, this rule should be continued.

General Information

2. Rule catchline:
R512-202. Child Protective Services, General Allegation Categories
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 62A-4a-102 authorizes the Division of Child and Family Services (Division) to clarify the scope of services the Division provides to families in Utah.
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.
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 in order for the Division to clarify Allegation Categories used by the Division. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	02/14/2023
---	----------------------------------	--------------	------------

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	02/14/2023
---	----------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R512-202	Filing ID:	54286
Effective Date:	02/14/2023		

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R512-300	Filing ID:	54243
Effective Date:	02/14/2023		

Agency Information

1. Department:	Health and Human Services	
Agency:	Child and Family Services	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Carol Miller	801-557-1772	carolmiller@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R512-300. Out-of-Home Services
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 80-2-302 authorizes the Division of Child and Family Services (Division) to clarify the scope of services the Division provides to families in Utah.
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.
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 in order for the Division to clarify the scope of Out-of-Home Services provided by the Division. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	02/14/2023
---	----------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R512-301	Filing ID:	54244
Effective Date:	02/14/2023		

Agency Information

1. Department:	Health and Human Services	
Agency:	Child and Family Services	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Carol Miller	801-557-1772	carolmiller@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R512-301. Out-of-Home Services, Responsibilities Pertaining to a Parent or Guardian
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 80-2-302 authorizes the Division of Child and Family Services (Division) to clarify the scope of services the Division provides to families in Utah.
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.
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 in order for the Division to clarify the responsibilities of a parent or guardian while Out-of-Home Services are being provided by the Division. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	02/14/2023
---	----------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R512-302	Filing ID:	54245
Effective Date:	02/14/2023		

Agency Information

1. Department:	Health and Human Services	
Agency:	Child and Family Services	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Carol Miller	801-557-1772	carolmiller@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R512-302. Out-of-Home Services, Responsibilities Pertaining to an Out-of-Home Caregiver
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 80-2-302 authorizes the Division of Child and Family Services (Division) to clarify the scope of services the Division provides to families in Utah.
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.
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 in order for the Division to clarify the responsibilities the Division provides and of an Out-of-Home Caregiver while Out-of-Home Services are being provided by the Division. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	02/14/2023
---	--	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Rule Number:	R512-305	Filing ID: 54246
Effective Date:	02/14/2023	

Agency Information

1. Department:	Health and Human Services	
Agency:	Child and Family Services	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Carol Miller	801-557-1772	carolmiller@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R512-305. Out-of-Home Services, Transition to Adult Living Services
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 80-2-302 authorizes the Division of Child and Family Services (Division) to clarify the scope of services the Division provides to families in Utah.
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.
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 in order for the Division to clarify the Transition to Adult Living Services provided by the Division. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	02/14/2023
---	--	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Rule Number:	R512-309	Filing ID: 54249
Effective Date:	02/14/2023	

Agency Information

1. Department:	Health and Human Services	
Agency:	Child and Family Services	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Carol Miller	801-557-1772	carolmiller@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R512-309. Out-of-Home Services, Foster Parent Reimbursement of Motor Vehicle Insurance Coverage for Youth in Foster Care
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 80-2-302 authorizes the Division of Child and Family Services (Division) to clarify the scope of services the Division provides to families in Utah.
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.
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 in order for the Division to clarify how foster parents get reimbursed by the Division for motor vehicle insurance coverage for youth in foster care. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	02/14/2023
---	----------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R512-500	Filing ID:	54288
Effective Date:	02/14/2023		

Agency Information

1. Department:	Health and Human Services	
Agency:	Child and Family Services	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Carol Miller	801-557-1772	carolmiller@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R512-500. Kinship Services, Placement and Background Screening
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 80-2-302 authorizes the Division of Child and Family Services (Division) to clarify the scope of services the Division provides to families in Utah.
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.
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 in order for the Division to clarify the placement and background screening for Kinship Services provided by the Division. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Tracy Gruber, Executive Director	Date:	02/14/2023
---	----------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R602-4	Filing ID:	51484
Effective Date:	02/08/2023		

Agency Information

1. Department:	Labor Commission	
Agency:	Adjudication	
Room number:	3rd Floor	
Building:	Heber M Wells Building	
Street address:	160 E 300 S	
City, state and zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 146600	
City, state and zip:	Salt Lake City, UT 84114-6600	
Contact persons:		
Name:	Phone:	Email:
Aurora Holley	801-530-6865	Auroraholley@utah.gov
Chris Hill	801-362-3113	chill@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R602-4. Procedures for Termination of Temporary Total Disability Compensation Pursuant to Reemployment Under Section 34A-2-410
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 34A-1-104(1) and Section 34A-1-3-4 authorize the Labor Commission (Commission) to adopt rules and conduct adjudicative proceedings relating to the administration of the Utah Workers' Compensation Act (Act). Section 34A-2-41.5 of the Act provides a means for an employer or its insurance carrier to request that Commission's permission to reduce or terminate an injured worker's temporary total disability compensation. In order to administer an orderly adjudication system, it is necessary for the Commission to establish rules that govern the adjudication of such a request.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No written comments have been received during and since the last five-year review of this rule from interested persons.
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 remains necessary in order to govern the adjudication of an employer's or insurance carrier's request to reduce or terminate an injured worker's temporary total disability compensation. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Jacson R Maughan, Commissioner	Date:	02/06/2023
---	--------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R602-5	Filing ID:	51490
Effective Date:	02/08/2023		

Agency Information

1. Department:	Labor Commission	
Agency:	Adjudication	
Room number:	3rd Floor	
Building:	Heber M Wells Building	
Street address:	160 E 300 S	
City, state and zip:	Salt Lake City, UT 84111	
Mailing address:	PO Box 146600	
City, state and zip:	Salt Lake City, UT 84114-6600	
Contact persons:		
Name:	Phone:	Email:
Aurora Holley	801-530-6865	auroraholley@utah.gov
Chris Hill	801-362-3113	chill@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R602-5. Procedures for Resolving Disputes Regarding "Cooperation" and "Diligent Pursuit" Under Subsection 34A-2-413(6)(e)(iii) and Subsection 34A-2-413(9) Consistent with Utah Administrative Code Subsection R612-200-7(D)(4)
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 34A-1-104(1) and Section 34A-a-304 authorize the Labor Commission (Commission) to adopt rules and conduct adjudicative proceedings relating to the administration of the Utah Workers' Compensation Act (Act). Subsection 34A-2-413(6)(c)(iii) of the Act requires an administrative law judge to issue a decision on a claim for permanent total disability benefits based on an employer's failure to pursue a reemployment plan.

Section 34A-2-413(9) of the Act requires an administrative law judge to dismiss a claim for permanent total disability benefits based on an employee's failure to cooperate with an approved reemployment plan. In order to administer an orderly adjudication system, it is necessary for the Commission to establish procedural requirements for hearings related to an employer's failure to pursue a reemployment plan or an employee's failure to cooperate with a reemployment plan.

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

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

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 remains necessary in order to govern the hearing process for decision related to an employer's failure to pursue a reemployment plan or an employee's failure to cooperate with a reemployment plane. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Jacson R Maughan, Commissioner	Date:	02/06/2023
---	--------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R602-6	Filing ID:	51485
Effective Date:	02/08/2023		

Agency Information

1. Department:	Labor Commission
Agency:	Adjudication
Room number:	3rd Floor
Building:	Heber M Wells Building
Street address:	160 E 300 S
City, state and zip:	Salt Lake City, UT 84111

Mailing address:	PO Box 146600	
City, state and zip:	Salt Lake City, UT 84114-6600	
Contact persons:		
Name:	Phone:	Email:
Aurora Holley	801-530-6865	auroraholley@utah.gov
Chris Hill	801-362-3113	chrill@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R602-6. Procedures Applicable for Approval of Settlement Agreements in Workers' Compensation

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 34A-1-104(1) and Section 34A-1-304 authorize the Labor Commission (Commission) to adopt rules and conduct adjudicative proceedings relating to the administration of the Utah Workers' Compensation Act. Section 34A-2-420 of the Act requires the Commission to review all settlement or commutation agreements for workers' compensation claims or occupational disease benefits. It also grants the Commission the discretion to approve such agreements. In order to administer an orderly adjudication system, it is necessary for the Commission to establish the procedural requirements for Commission approval of these agreements.

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

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

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 remains necessary in order to govern the procedural requirements for Commission approval of settlement or commutation agreements. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Jacson R Maughan, Commissioner	Date:	02/06/2023
---	--------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Rule Number:	R653-9	Filing ID: 51715
Effective Date:	02/06/2023	

Agency Information

1. Department:	Natural Resources	
Agency:	Water Resources	
Room number:	310	
Building:	Department of Natural Resources	
Street address:	1594 W North Temple	
City, state and zip:	Salt Lake City, UT 84114	
Mailing address:	PO Box 146201	
City, state and zip:	Salt Lake City, UT 84114-6201	
Contact persons:		
Name:	Phone:	Email:
Lanli Pham	801-538-7235	lpham@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R653-9. 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:
Section 52-4-207 authorizes the Division of Water Resources to convene or conduct electronic meetings provided written procedures are established for such meetings.
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 since the last five-year review of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
This rule is necessary because it establishes the procedures for conducting Board of Water Resources meetings by electronic means. The statute also requires it. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Candice Hasenyager, Director	Date:	02/06/2023
---	------------------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R746-330	Filing ID: 51965
Effective Date:	02/03/2023	

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 4558	
City, state and zip:	Salt Lake City, UT 84114-4558	
Contact persons:		
Name:	Phone:	Email:
Michael Hammer	801-530-6729	michaelhammer@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R746-330. Rules for Water and Sewer Utilities Operating in Utah
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 Public Service Commission (PSC) is statutorily vested with power and jurisdiction to supervise and regulate every public utility in the state, including water and sewer utilities. Sections 54-4-1 and 54-2-1 define "public utilities" to include "water corporations" and "sewerage corporations".
The PSC is charged with fixing just and reasonable standards for quality and terms of water and sewer utility service and to establish "reasonable rules" to ensure accuracy of meters and other appliances for measurement, Id. at Section 54-4-18.
The PSC is also statutorily empowered to "establish a system of accounts to be kept by public utilities" and "to prescribe the manner in which such accounts [and records] shall be kept", Id. at Section 54-4-23.

This rule sets basic standards for water and meter quality, a uniform system of accounts, and recordkeeping consistent with these statutory provisions.

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 PSC has received no written comments from any interested person supporting or opposing 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 establishes basic and uncontroversial standards and requirements that are necessary to fulfill the PSC's statutorily delegated responsibility with respect to water and sewer utilities as enumerated in Box 3, above. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Thad LeVar, PSC Chair	Date:	02/03/2023
---	-----------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R746-332	Filing ID:	51966
Effective Date:	02/03/2023		

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 4558		
City, state and zip:	Salt Lake City, UT 84114-4558		
Contact persons:			
Name:	Phone:	Email:	
Michael Hammer	801-530-6729	michaelhammer@utah.gov	
Please address questions regarding information on this notice to the agency.			

General Information

2. Rule catchline:
R746-332. Depreciation Rates for Water Utilities

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 54-4-24 provides the Public Service Commission (PSC) "shall have power to require any or all public utilities to carry a proper and adequate depreciation account in accordance with such rules, regulations and forms of account as the [PSC] may prescribe."

Further, the PSC may "fix the proper and adequate rates of depreciation of the several classes of property of each public utility" and require utilities to "conform [their] depreciation accounts to the rates" fixed by the PSC.

This rule establishes depreciation rates for various classes of property held by public water utilities as Section 54-4-24 contemplates and authorizes.

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 PSC has received no written comments from any interested person supporting or opposing 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:

The rate at which utility plant is depreciated is a significant factor in determining just and reasonable rates. As expressly authorized by Section 54-4-24, this rule prescribes depreciation rates for classes of property used by public water utilities.

Setting these rates in administrative rule is particularly cost-effective and convenient for the numerous small water companies that service customers in more rural areas of the state (i.e. areas that are not served by a municipal water utility).

Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Thad LeVar, PSC Chair	Date:	02/03/2023
---	-----------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R746-347	Filing ID:	51963
Effective Date:	02/03/2023		

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 4558	
City, state and zip:	Salt Lake City, UT 84114-4558	
Contact persons:		
Name:	Phone:	Email:
Michael Hammer	801-530-6729	michaelhammer@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R746-347. Extended Area Service (EAS)
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 Public Service Commission (PSC) is statutorily charged with "endeavor[ing] to make available high-quality, universal telecommunications services at just and reasonable rates ... throughout this state" and ensuring changes to rates and terms of service do not take effect without due notice, Sections 54-8b-11 and 54-3-3.
This rule facilitates a petitioning process by which residential customers, the PSC, or a telecommunications carrier may seek to expand the area in which customers may make calls without incurring long distance charges.
This rule further prescribes a cost-based methodology to ensure the telecommunications carrier recovers the costs of such an expansion through just and reasonable rates set by the PSC.
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 PSC has received no written comments from any interested person supporting or opposing 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 was established in 2003 consistent with the PSC's statutory authority and in service of its statutory responsibility to establish just and reasonable rates as explained in Box 3, above.

The Legislature later amended Title 54 such that telecommunications carriers may be exempted from the PSC's ratemaking jurisdiction, see Section 54-8b-3.
Additionally, use of cellular phones and wireless service plans that do not incur long distance charges has become relatively ubiquitous among residential customers in the ensuing 20 years. Nevertheless, telecommunications carriers are not exempt from the PSC's jurisdiction (including its ratemaking jurisdiction) unless the PSC has found certain statutory requirements are met (including the existence of effective competition). That is, while the circumstances to which this rule applies are less likely to arise than they were in 2003, the PSC continues to have statutory responsibility to set just and reasonable rates for telecommunications carriers that have not been granted an exemption.
This rule imposes no cost or burden on any stakeholder except in circumstances where this rule may be necessary for the PSC to fulfill its statutory responsibility to establish just and reasonable rates.
Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Thad LeVar, PSC Chair	Date:	02/03/2023
---	-----------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION		
Rule Number:	R746-402	Filing ID: 51986
Effective Date:	02/03/2023	

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 4558	
City, state and zip:	Salt Lake City, UT 84114-4558	
Contact persons:		
Name:	Phone:	Email:
Michael Hammer	801-530-6729	michaelhammer@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:	
R746-402. Rules Governing Reports of Accidents by Electric, Gas, Telephone, and Water Utilities	
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:	
<p>The Public Service Commission (PSC) is "vested with power and jurisdiction to supervise and regulate every public utility in this state" and express statutory authority to adopt "rules or regulations" to require public utilities to operate in "such manner as to promote and safeguard the health and safety of [their] employees ...and the public", see Sections 54-4-1 and 54-4-14.</p> <p>The PSC may, by rule, prescribe installation or use of appropriate safety equipment and "require the performance of any other acts which the health or safety" of the public may demand. In service of this responsibility, this rule requires basic reporting of accidents that involve loss of life or significant damage to property to the PSC.</p>	
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 PSC has received no written comments from any interested person supporting or opposing 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:	
<p>This rule is necessary for the PSC to exercise its statutory authority to regulate public utilities in a manner consistent with public safety. This rule simply ensures that serious accidents are reported such that the PSC and other stakeholders are apprised and the PSC has an opportunity to consider whether some agency action, consistent with the PSC's statutory authority, is appropriate.</p> <p>Therefore, this rule should be continued.</p>	

Agency Authorization Information

Agency head or designee and title:	Thad LeVar, PSC Chair	Date:	02/03/2023
---	-----------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R746-405	Filing ID:	51973
Effective Date:	02/03/2023		

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 4558	
City, state and zip:	Salt Lake City, UT 84114-4558	
Contact persons:		
Name:	Phone:	Email:
Michael Hammer	801-530-6729	michaelhammer@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:	
R746-405. Filing of Tariffs for Gas, Electric, Telephone, and Water Utilities	
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:	
<p>The Public Service Commission (PSC) has jurisdiction to regulate every public utility in the state, including establishing just and reasonable rates, see Sections 54-4-1 and 54-4-4. "Under the rules and regulations made by the [PSC]," Utah law requires public utilities to file with the PSC schedules (i.e. tariffs) showing all rates, charges, and terms of service, Id. at Section 54-3-2.</p> <p>These filed tariffs must be available to the public for inspection and utilities may not modify them without giving 30 days' notice to the PSC, Id. at Section 54-3-3. Utah law also requires the PSC to allow utilities to jointly file tariffs, Id. at Section 54-3-4. A tariff may not include a general rate increase unless the PSC holds a hearing and complies with the process mandated under Section 54-7-12.</p> <p>This rule specifies the process and format for filing tariff sheets as the PSC is required and authorized to do under Section 54-3-2. This rule ensures the process for utilities to file these essential documents is clear and the contents are comprehensible and complete for ratepayers to understand the rates and terms governing their service.</p>	
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 PSC has received no written comments from any interested person supporting or opposing this rule since the last five-year review.	

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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 essential to ensure ratepayers enjoy their statutory right to inspect the tariffs that govern the rates and terms of their utility service and that those rates and terms do not change absent a utility's compliance with statutory requirements, such as giving 30 days' notice and obtaining the PSC's approval after a hearing for general rate increases.

Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Thad LeVar, PSC Chair	Date:	02/03/2023
---	-----------------------	--------------	------------

FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R926-12	Filing ID:	52133
Effective Date:	02/14/2023		

Agency Information

1. Department:	Transportation		
Agency:	Program Development		
Room no.:	Administrative Suite, 1st Floor		
Building:	Calvin Rampton Bldg		
Street address:	4501 S 2700 W		
City, state and zip:	Taylorsville, UT 84129		
Mailing address:	PO Box 148455		
City, state and zip:	Salt Lake City, Utah 84114-8455		
Contact person(s):			
Name:	Phone:	Email:	
Leif Elder	801-580-8296	lelder@utah.gov	
Becky Lewis	801-965-4026	blewis@utah.gov	

James Palmer	801-965-4197	jimpalmer@agutah.gov
Lori Edwards	801-965-4048	loriedwards@agutah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R926-12. Share the Road Bicycle Support Restricted Account

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 72-2-127 authorizes the Department of Transportation (Department) to make rules providing procedures and requirements for an organization to apply to the Department to receive money from the Share the Road Bicycle Support Restricted Account.

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 has not received written comments during and since the last five-year review of this rule from interested persons supporting or opposing this rule.

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

This rule is needed to provide procedures and requirements for an organization to apply to the department to receive a distribution from the Share the Road Bicycle Support Restricted Account. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Carlos M. Bracerias, PE, Executive Director	Date:	02/14/2023
---	---	--------------	------------

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

NOTICES OF FIVE-YEAR REVIEW EXTENSIONS

Rulewriting agencies are required by law to review each of their administrative rules within five years of the date of the rule's original enactment or the date of last review (Section 63G-3-305). If the agency finds that it will not meet the deadline for review of the rule (the five-year anniversary date), it may file a **NOTICE OF FIVE-YEAR REVIEW EXTENSION (EXTENSION)** with the Office of Administrative Rules. The **EXTENSION** permits the agency to file the review up to 120 days beyond the anniversary date.

Agencies have filed **EXTENSIONS** for the rules listed below. The "Extended Due Date" is 120 days after the anniversary date.

EXTENSIONS are governed by Subsection 63G-3-305(6).

NOTICE OF FIVE-YEAR REVIEW EXTENSION		
Rule Number:	R317-101	Filing ID: 50784
New Deadline Date:	07/18/2023	

Agency Information

1. Department:	Environmental Quality	
Agency:	Water Quality	
Room number:	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 persons:		
Name:	Phone:	Email:
Judy Etherington	801-536-4344	jetherington@utah.gov
Harry Campbell	385-501-9583	hcampbell@utah.gov
Please address questions regarding information on this notice to the agency.		

General Information

2. Rule catchline:
R317-101. Utah Wastewater Project Assistance Program
3. Reason for requesting the extension:
The Division of Water Quality is requesting an extension before filing the five-year review because this rule has just been approved by the Water Quality Board to initiate rulemaking with an amendment to Section R317-101-3.

The modifications are in response to legislative actions and should be included as soon as possible. It would cause less confusion in the rulemaking process if the text of this rule could be modified using the current dates, rather than have the references change before the amendment process can be completed.

Agency Authorization Information

Agency head or designee and title:	John K. Mackey, PE, Director	Date:	02/15/2023
---	------------------------------	--------------	------------

NOTICE OF FIVE-YEAR REVIEW EXTENSION		
Rule Number:	R651-407	Filing ID: 51642
New Deadline Date:	07/11/2023	

Agency Information

1. Department:	Natural Resources	
Agency:	State Parks	
Street address:	1594 W North Temple, Suite 116	
City, state and zip:	Salt Lake City, UT 84116	
Mailing address:	PO Box 146001	
City, state and zip:	Salt Lake City, UT 84114-6001	
Contact persons:		
Name:	Phone:	Email:
Melanie Shepherd	801-538-7418	melaniemshepherd@utah.gov
Please address questions regarding information on this notice to the agency.		

NOTICES OF FIVE-YEAR REVIEW EXTENSIONS

General Information

2. Rule catchline:
R651-407. Off-Highway Vehicle Advisory Council
3. Reason for requesting the extension:
This rule is being repealed. It is moving to the Division of Recreation. The Division of State Parks needs additional time to make the repeal effective before this rule expires.

Agency Authorization Information

Agency head or designee and title:	Jeff Rasmussen, Director	Date:	02/15/2023
---	-----------------------------	--------------	------------

End of the Notices of Five-Year Review Extensions 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.

Education

Administration

No. 55157 (Amendment) R277-306: Educator Preparation Programs for School Psychologists, Audiologists, Speech-Language Pathologists, Speech-Language Technicians, Counselors, and School Social Workers
Published: 01/01/2023
Effective: 02/08/2023

No. 55158 (Amendment) R277-317: Incentives for National Board Certification
Published: 01/01/2023
Effective: 02/08/2023

No. 55159 (Amendment) R277-469: Instructional Materials Commission Operating Procedures
Published: 01/01/2023
Effective: 02/08/2023

No. 55160 (Amendment) R277-477: Distributions of Funds from the Trust Distribution Account and Administration of the School LAND Trust Program
Published: 01/01/2023
Effective: 02/08/2023

No. 55161 (Amendment) R277-609: Standards for LEA Discipline Plans and Emergency Safety Interventions
Published: 01/01/2023
Effective: 02/08/2023

No. 55162 (Repeal and Reenact) R277-709: Education Programs Serving Youth in Custody
Published: 01/01/2023
Effective: 02/08/2023

No. 55163 (Amendment) R277-920: School Improvement and Leadership Development
Published: 01/01/2023
Effective: 02/08/2023

Environmental Quality

Administration

No. 55036 (Amendment) R305-4: Clean Fuels and Emission Reduction Technology Program
Published: 12/01/2022
Effective: 02/02/2023

Air Quality

No. 55037 (Amendment) R307-123: Clean Fuels and Vehicle Technology Grant and Loan Program
Published: 12/01/2022
Effective: 02/02/2023

No. 55039 (Amendment) R307-328: Gasoline Transfer and Storage
Published: 12/01/2022
Effective: 02/02/2023

Government Operations

Facilities Construction and Management

No. 55153 (Amendment) R23-1: Procurement Rules with Numbering Related to the Procurement Code
Published: 01/01/2023
Effective: 02/08/2023

No. 55131 (Amendment) R23-3: Planning, Programming, Request for Capital Development Projects and Operation and Maintenance Reporting for State Owned Facilities
Published: 01/01/2023
Effective: 02/08/2023

No. 55132 (Amendment) R23-5: Contingency Funds
Published: 01/01/2023
Effective: 02/08/2023

No. 55133 (Amendment) R23-6: Value Engineering and Life Cycle Costing of State Owned Facilities Rules
Published: 01/01/2023
Effective: 02/08/2023

NOTICES OF RULE EFFECTIVE DATES

No. 55134 (Amendment) R23-7: State Construction Contracts and Drug and Alcohol Testing
Published: 01/01/2023
Effective: 02/08/2023

No. 55135 (Amendment) R23-10: Naming of State Buildings
Published: 01/01/2023
Effective: 02/08/2023

No. 55136 (Amendment) R23-12: Building Code Appeals Process
Published: 01/01/2023
Effective: 02/08/2023

No. 55137 (Amendment) R23-13: State of Utah Parking Rules for Facilities Managed by the Division of Facilities Construction and Management
Published: 01/01/2023
Effective: 02/08/2023

No. 55138 (Amendment) R23-14: Management of Roofs on State Buildings
Published: 01/01/2023
Effective: 02/08/2023

No. 55139 (Amendment) R23-19: Facilities Use Rules
Published: 01/01/2023
Effective: 02/08/2023

No. 55140 (Amendment) R23-20: Free Speech Activities
Published: 01/01/2023
Effective: 02/08/2023

No. 55141 (Amendment) R23-21: Division of Facilities Construction and Management Procedures for Leases, Purchases, and Exchanges of Real Property
Published: 01/01/2023
Effective: 02/08/2023

No. 55142 (Amendment) R23-22: Disposal of Division owned Property -- Qualified Proposal Requirements
Published: 01/01/2023
Effective: 02/08/2023

No. 55143 (Amendment) R23-23: Health Reform -- Health Insurance Coverage in State Contracts -- Implementation
Published: 01/01/2023
Effective: 02/08/2023

No. 55144 (Amendment) R23-24: Capital Projects Utilizing Non-appropriated Funds
Published: 01/01/2023
Effective: 02/08/2023

No. 55145 (Amendment) R23-25: Administrative Rules Adjudicative Proceedings
Published: 01/01/2023
Effective: 02/08/2023

No. 55146 (Amendment) R23-26: Dispute Resolution
Published: 01/01/2023
Effective: 02/08/2023

No. 55150 (Amendment) R23-29: Categorical Delegation of Project Management
Published: 01/01/2023
Effective: 02/08/2023

No. 55148 (Amendment) R23-30: State Facility Energy Efficiency Fund
Published: 01/01/2023
Effective: 02/08/2023

No. 55147 (Amendment) R23-31: Executive Residence Commission
Published: 01/01/2023
Effective: 02/08/2023

Finance

No. 55020 (Repeal) R25-6: Relocation Reimbursement
Published: 01/01/2023
Effective: 02/07/2023

No. 55123 (Amendment) R25-7: Travel-Related Reimbursements for State Travelers
Published: 01/01/2023
Effective: 02/07/2023

No. 55179 (Amendment) R25-21: Medical Cannabis Payment Provider Standards
Published: 01/15/2023
Effective: 02/21/2023

Fleet Operations

No. 55168 (Amendment) R27-1: Definitions
Published: 01/15/2023
Effective: 02/21/2023

No. 55169 (Amendment) R27-3: Vehicle Use Standards
Published: 01/15/2023
Effective: 02/21/2023

No. 55170 (Amendment) R27-4: Vehicle Replacement and Expansion of State Fleet
Published: 01/15/2023
Effective: 02/21/2023

No. 55171 (Amendment) R27-5: Fleet Tracking
Published: 01/15/2023
Effective: 02/21/2023

No. 55172 (Amendment) R27-6: Fuel Dispensing Program
Published: 01/15/2023
Effective: 02/21/2023

No. 55173 (Amendment) R27-7: Safety and Loss Prevention of State Vehicles
Published: 01/15/2023
Effective: 02/21/2023

No. 55174 (Amendment) R27-8: State Vehicle Maintenance Program
Published: 01/15/2023
Effective: 02/21/2023

No. 55175 (Amendment) R27-10: Identification Markings for State Motor Vehicles
Published: 01/15/2023
Effective: 02/21/2023

Risk Management
No. 55178 (Amendment) R37-1: Risk Management General Rules
Published: 01/15/2023
Effective: 02/22/2023

Governor

Economic Opportunity
No. 55107 (Amendment) R357-3: Economic Development Tax Increment Financing Rule
Published: 12/15/2022
Effective: 02/03/2023

No. 53055 (Amendment) R357-14: Electronic Meetings
Published: 11/15/2022
Effective: 02/03/2023

Health and Human Services

Administration (Health)
No. 54901 (Repeal) R380-407: Medical Cannabis Pharmacy Agent
Published: 11/01/2022
Effective: 03/01/2023

No. 54969 (Repeal) R380-408: Home Delivery and Courier
Published: 11/01/2022
Effective: 03/01/2023

Center for Medical Cannabis
No. 54904 (New Rule) R383-8: Medical Cannabis Pharmacy Agent
Published: 11/01/2022
Effective: 03/01/2023

No. 54958 (New Rule) R383-9: Home Delivery and Courier
Published: 11/01/2022
Effective: 03/01/2023

Disease Control and Prevention; HIV/AIDS, Tuberculosis Control/Refugee Health
No. 55119 (Amendment) R388-805: Ryan White Part B Program
Published: 01/01/2023
Effective: 02/07/2023

Center for Health Data, Health Care Statistics
No. 55112 (Amendment) R428-1: Health Data Plan and Incorporated Documents
Published: 12/15/2022
Effective: 02/17/2023

Insurance

Administration
No. 55164 (Amendment) R590-164-5: Electronic Data Interchange Transactions
Published: 01/01/2023
Effective: 02/08/2023

No. 55165 (Amendment) R590-271-4: Reporting Requirements
Published: 01/01/2023
Effective: 02/08/2023

No. 55166 (Repeal and Reenact) R590-273: Continuing Care Provider Rule
Published: 01/01/2023
Effective: 02/08/2023

Labor Commission

Boiler, Elevator and Coal Mine Safety
No. 55118 (Amendment) R616-2-3: Safety Codes and Rules for Boilers and Pressure Vessels
Published: 01/01/2023
Effective: 02/08/2023

Lieutenant Governor

Elections
No. 55029 (New Rule) R623-8: Ballot Chain of Custody
Published: 12/15/2022
Effective: 02/21/2023

No. 55029 (Change in Proposed Rule) R623-8: Ballot Chain of Custody
Published: 01/15/2023
Effective: 02/21/2023

Natural Resources

Oil, Gas and Mining; Non-Coal
No. 55149 (Amendment) R647-2-115: Reports
Published: 01/01/2023
Effective: 02/24/2023

No. 55154 (Amendment) R647-2-117: Mineral Exploration Tax Credit
Published: 01/01/2023
Effective: 02/24/2023

Wildlife Resources

No. 55125 (Amendment) R657-5: Taking Big Game
Published: 01/01/2023
Effective: 02/14/2023

No. 55126 (Amendment) R657-62: Drawing Application Procedures
Published: 01/01/2023
Effective: 02/14/2023

NOTICES OF RULE EFFECTIVE DATES

Tax Commission

Motor Vehicle Enforcement

No. 55156 (Amendment) R877-23V-7: Misleading Advertising Pursuant to Utah Code Ann. Section 41-3-210
Published: 01/01/2023
Effective: 02/09/2023

Property Tax

No. 55167 (Amendment) R884-24P-66: County Board of Equalization Procedures and Appeals Pursuant to Utah Code Ann. Sections 59-2-1001 and 59-2-1004
Published: 01/01/2023
Effective: 02/09/2023

Transportation

Preconstruction

No. 55103 (Amendment) R930-5: Maintenance
Published: 01/01/2023
Effective: 02/07/2023

Workforce Services

Employment Development

No. 55155 (Amendment) R986-700: Child Care Assistance
Published: 01/01/2023
Effective: 02/08/2023

Housing and Community Development

No. 55024 (Amendment) R990-200: Private Activity Bonds
Published: 11/15/2022
Effective: 02/07/2023

No. 55024 (Change in Proposed Rule) R990-200: Private Activity Bonds

Published: 01/01/2023

Effective: 02/07/2023

End of the Notices of Rule Effective Dates Section