

UTAH STATE DIGEST

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
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Sunnie Burningham, Managing Editor

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

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

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

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

Office of Administrative Rules, Salt Lake City 84114

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1. Delegated legislation--Utah--Digests.

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EXECUTIVE DOCUMENTS

Under authority granted by the Utah Constitution and various federal and state statutes, the Governor periodically issues **EXECUTIVE DOCUMENTS**, which can be categorized as either Executive Orders, Proclamations, and Declarations. Executive Orders set policy for the executive branch; create boards and commissions; provide for the transfer of authority; or otherwise interpret, implement, or give administrative effect to a provision of the Constitution, state law or executive policy. Proclamations call special or extraordinary legislative sessions; designate classes of cities; publish states-of-emergency; promulgate other official formal public announcements or functions; or publicly avow or cause certain matters of state government to be made generally known. Declarations designate special days, weeks or other time periods; call attention to or recognize people, groups, organizations, functions, or similar actions having a public purpose; or invoke specific legislative purposes (such as the declaration of an agricultural disaster).

The Governor's Office staff files **EXECUTIVE DOCUMENTS** that have legal effect with the Office of Administrative Rules for publication and distribution.

PROCLAMATION

WHEREAS, since the close of the 2025 General Session of the 66th Legislature of the state of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the state of Utah provides that the governor may, by proclamation, convene the Senate into Extraordinary Session; and

NOW, THEREFORE, I, Spencer J. Cox, governor of the state of Utah, by virtue of the authority vested in me by the Constitution and Laws of the state of Utah, do by this Proclamation call the Senate only of the 66th Legislature of the state of Utah into the Second Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 21st day of May 2025, at 4:00 p.m., for the following purpose:

For the Senate to consent to appointments made by the Governor to positions within state government of the state of Utah since the close of the 2025 General Session of the Legislature of the state of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the state of Utah. Done at the Utah State Capitol in Salt Lake City, Utah, this 20th day of May 2025.

(State Seal)

Spencer J. Cox
Governor

ATTEST:

Deidre M. Henderson
Lieutenant Governor

2025-02E

End of the Executive Documents Section

NOTICES OF PROPOSED RULES

A state agency may file a **PROPOSED RULE** when it determines the need for a substantive change to an existing rule. With a **NOTICE OF PROPOSED RULE**, an agency may create a new rule, amend an existing rule, repeal an existing rule, or repeal an existing rule and reenact a new rule. Filings received between May 02, 2025, 12:00 a.m., and May 15, 2025, 11:59 p.m. are included in this, the June 01, 2025, issue of the *Utah State Digest*.

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

The law requires that an agency accept public comment on **PROPOSED RULES** published in this issue of the *Utah State Digest* until at least July 01, 2025. 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 September 30, 2025, 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 SUBSTANTIVE CHANGE**TYPE OF FILING:** Repeal**Rule or Section Number:****R25-21****Filing ID:** 57168**Agency Information**

1. Title catchline:	Government Operations, Finance	
Building:	Taylorsville State Office Building	
Street address:	4315 S 2700 W FL 3	
City, state:	Taylorsville, UT	
Mailing address:	PO Box 141031	
City, state and zip:	Salt Lake City, UT 84114-1031	
Contact persons:		
Name:	Phone:	Email:
Van Christensen	801-808-0698	vhchristensen@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R25-21. Medical Cannabis Payment Provider Standards
3. Purpose of the new rule or reason for the change:
New legislation removed the Division of Finance's authority to determine the standards for Utah cannabis-related business payment providers, and enforce this rule by repealing Subsection 4-41a-108(2)(a).
4. Summary of the new rule or change:
This rule is repealed in its entirety.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
Repealing Rule R25-21 will not have a fiscal impact on state government revenues or expenditures. This rule only applies to Utah MRB payment providers.
B) Local governments:
Repealing Rule R25-21 will not have a fiscal impact on local government revenues or expenditures. This rule only applies to Utah MRB payment providers.
C) Small businesses ("small business" means a business employing 1-49 persons):
Repealing Rule R25-21 may affect 14 small businesses' budgets, though the exact amount of savings is impossible to predict. Banks may charge payment providers a fee for authorizing the certifications that are currently required under Rule R25-21 to become an approved payment provider, but it is impossible to calculate how much payment providers may save after these hypothetical fees are removed. It is also impossible to calculate the protentional costs to small banks' budgets because the exact amount of their certification fees are unknown. Additionally, the Division of Finance can't predict how many payment providers will or will not want to be certified as an approved Utah MRB payment provider.

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

Repealing Rule R25-21 may affect 5 non-small businesses' budgets, though the exact amount of savings is impossible to predict. Banks may charge payment providers a fee for authorizing the certifications that are currently required under Rule R25-21 to become an approved payment provider, but it is impossible to calculate how much payment providers may save after these hypothetical fees are removed. It is also impossible to calculate the protentional costs to non-small banks' budgets because the exact amount of their certification fees is unknown. Additionally, the Division of Finance can't predict how many payment providers will or will not want to be certified as an approved Utah MRB payment provider.

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**):

Repealing Rule R25-21 is not expected to have a fiscal impact on revenues or expenditure for persons other than small businesses, businesses, or local government entities. The changes do not affect other persons because they only apply to Utah MRB payment providers.

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

Because Rule R25-21 only applies to Utah MRB payment provider requirements, this rule change is not expected to create compliance costs for any entity other than, potentially, small and non-small businesses. It's possible that banks may charge payment providers with a fee for authorizing the certifications that are currently required to become an approved Utah MRB payment provider, so there may be a potential loss in earnings for banks if these hypothetical fees are removed. However, the potential compliance cost for small and non-small banks is impossible to calculate because the exact amount of their certification fees is unknown. Additionally, the Division of Finance can't predict how many payment providers will or will not want to be certified or how many banks are willing to certify businesses wanting to provide payment for MRBs.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 Government Operations, Marvin Dodge, 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 4-41a-108(2)(a)		
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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: 07/01/2025

9. This rule change MAY become effective on: 07/08/2025

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:	Marvin Dodge, Executive Director	Date:	05/07/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Repeal

Rule or Section Number:	R25-22	Filing ID: 57169
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Agency Information

1. Title catchline:	Government Operations, Finance		
Building:	Taylorsville State Office Building		
Street address:	4315 S 2700 W FL 3		
City, state:	Taylorsville, UT		
Mailing address:	PO Box 141031		
City, state and zip:	Salt Lake City, UT 84114-1031		
Contact persons:			
Name:	Phone:	Email:	
Van Christensen	801-808-0698	vhchristensen@utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:
R25-22. Financial Institution Validation for Access to Medical Cannabis Inventory Control System
3. Purpose of the new rule or reason for the change:
New legislation removed the Division of Finance's authority to determine the standards for Utah cannabis-related business payment providers and enforce this rule by repealing Subsection 4-41a-108(2)(a).
4. Summary of the new rule or change:
This rule is repealed in its entirety.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
Repealing Rule R25-22 will not have a fiscal impact on state government revenues or expenditures. This rule only applies to Utah MRB payment providers.
B) Local governments:
Repealing Rule R25-22 will not have a fiscal impact on local government revenues or expenditures. This rule only applies to Utah MRB payment providers.

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

Repealing Rule R25-22 may affect 14 small businesses' budgets, though the exact amount of savings is impossible to predict. Banks may charge payment providers a fee for authorizing the certifications that are currently required under Rule R25-22 to become an approved payment provider, but it is impossible to calculate how much payment providers may save after these hypothetical fees are removed. It is also impossible to calculate the protentional costs to small banks' budgets because the exact amount of their certification fees are unknown. Additionally, the Division of Finance can't predict how many payment providers will or will not want to be certified as an approved Utah MRB payment provider.

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

Repealing Rule R25-22 may affect 5 non-small businesses' budgets, though the exact amount of savings is impossible to predict. Banks may charge payment providers a fee for authorizing the certifications that are currently required under Rule R25-22 to become an approved payment provider, but it is impossible to calculate how much payment providers may save after these hypothetical fees are removed. It is also impossible to calculate the protentional costs to non-small banks' budgets because the exact amount of their certification fees is unknown. Additionally, the Division of Finance can't predict how many payment providers will or will not want to be certified as an approved Utah MRB payment provider.

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**):

Repealing Rule R25-22 is not expected to have a fiscal impact on revenues or expenditure for persons other than small businesses, businesses, or local government entities. The changes do not affect other persons because they only apply to Utah MRB payment providers.

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

Because Rule R25-22 only applies to Utah MRB payment provider requirements, this rule change is not expected to create compliance costs for any entity other than, potentially, small and non-small businesses. It's possible that banks may charge payment providers with a fee for authorizing the certifications that are currently required to become an approved Utah MRB payment provider, so there may be a potential loss in earnings for banks if these hypothetical fees are removed. However, the potential compliance cost for small and non-small banks is impossible to calculate because the exact amount of their certification fees is unknown. Additionally, the Division of Finance can't predict how many payment providers will or will not want to be certified or how many banks are willing to certify businesses wanting to provide payment for MRBs.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 Government Operations, Marvin Dodge, 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 4-41a-108(2)(a)		
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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:	07/01/2025
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9. This rule change MAY become effective on:	07/08/2025
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Marvin Dodge, Executive Director	Date:	05/07/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING:	Repeal
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Rule or Section Number:	R64-3	Filing ID: 57165
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Agency Information

1. Title catchline:	Agriculture and Food, Conservation Commission	
Building:	Taylorsville State Office Building, South Bldg, Floor 2	
Street address:	4315 S. 2700 W.	
City, state:	Taylorsville, UT	
Mailing address:	PO Box 146500	
City, state and zip:	Salt Lake City, UT 84114	
Contact persons:		
Name:	Phone:	Email:
Amber Brown	385-245-5222	Ambermbrown@utah.gov
Kelly Pehrson	385-977-2147	kwpehrson@utah.gov
Jim Bowcutt	435 232-4017	jdbowcutt@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

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

R64-3. Utah Environmental Stewardship Certification Program (UESCP), a.k.a. Agriculture Certificate of Environmental Stewardship (ACES)

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

During the 2025 Legislative General Session, the Utah Legislature enacted HB 253, which repealed Section 4-18-107. This section authorized this rule to establish the practices and procedures for implementing the Agricultural Certificate of Environmental Stewardship (ACES) program. The Department recommended this repeal because the program experienced no

participation. Concurrently, the Department has implemented the Agriculture Voluntary Incentive Program (AGVIP), which the Department has determined more effectively addresses the needs of agricultural producers and aligns with the Department's strategic objectives.

4. Summary of the new rule or change:

This filing repeals the practices and procedures for implementing the ACES program.

Fiscal Information

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

A) State budget:

This repeal will not impact the state budget because the Department has not administered this implemented program for at least ten years.

B) Local governments:

This repeal will not impact a local governments budget because they did not administer the program.

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

This repeal will not impact a small businesses budget because small business were not participating in the program.

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

This repeal will not impact a non-small businesses budget because they were not participating in the program.

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

This repeal will not impact a person budget because there were no participants in the program.

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

The repeal of this rule will not change compliance costs because there are no compliance costs for this program.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 Interim Commissioner of the Department of Agriculture and Food, Kelly Pehrson, 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 4-18-107		

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:	07/01/2025

9. This rule change MAY become effective on:	07/08/2025
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:	Interim Commissioner, Kelly Pehrson	Date:	05/08/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment		
Rule or Section Number:	R70-910	Filing ID: 57167

Agency Information

1. Title catchline:	Agriculture and Food, Regulatory Services	
Building:	Taylorsville State Office Buildings, South Bldg, Floor 2	
Street address:	4315 S. 2700 W.	
City, state:	Taylorsville, UT	
Mailing address:	PO BOX 146500	
City, state, and zip:	Salt Lake City, UT 84114	
Contact persons:		
Name:	Phone:	Email:
Amber Brown	385-245-5222	Ambermbrown@Utah.gov
Kelly Pehrson	801-982-2200	Kwpehrson@Utah.gov
Travis Waller	801-982-2200	Twaller@Utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R70-910. Weights and Measures Requirements

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

In 2024, the National Conference of Weights and Measures changed its name to the National Council of Weights and Measures. The passage of HB 253 updated the title to the National Council of Weights and Measures (NCWM). This rule defines and adopts NIST Handbooks 130, 133, and 44 which the NCWM adopts and publishes with the National Institute of Standards and Technology (NIST). Additionally, this amendment revises the rule to align with the Rulewriting manual by removing information already stated in Title 4, Chapter 9 Weights and Measures. Ultimately, these changes aim to simplify, clarify, and significantly reduce the regulatory burden by consolidating information and eliminating duplications.

4. Summary of the new rule or change:

This amendment updates definitions and incorporates the 2025 versions of the NIST Handbooks. It corrects the reference to the National Conference of Weights and Measures to the National Council of Weights and Measures. The amendment removes language duplicated from the statute to better align with the Rulewriting Manual. Furthermore, it consolidates incorporated information into one section and includes applicable exemptions to the packaging and labeling regulation, as well as modifications to the registered serviceperson and service agency regulation.

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

This amendment will not impact the state's budget because the requirements are not changing.

B) Local governments:

This amendment will not impact a local government's budget because they do not administer the program, and the requirements are not changing.

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

This amendment will not impact a small business's budget because the requirements are not changing.

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

This amendment will not impact a non-small businesses budget because the requirements are not changing.

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 amendment will not impact a person's budget because the requirements 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 compliance costs 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 narratives above.)

Regulatory Impact Table			
Fiscal Cost	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027

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 Interim Commissioner of the Department of Agriculture and Food, Kelly Pehrson, 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 4-9-103		
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Incorporations by Reference Information**7. Incorporations by Reference :****A) This rule adds or updates the following title of materials incorporated by references :**

Official Title of Materials Incorporated (from title page)	NIST Handbook 44, Specifications, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices
Publisher	National Institute of Standards and Technology (NIST)
Issue Date	2025

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

Official Title of Materials Incorporated (from title page)	NIST Handbook 130 Uniform Laws and Regulations in the Areas of Legal Metrology and Engine Fuel Quality
Publisher	National Institute of Standards and Technology (NIST)
Issue Date	2025

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

Official Title of Materials Incorporated (from title page)	NIST Handbook 133 Checking the Net Contents of Packaged Goods
Publisher	National Institute of Standards and Technology (NIST)
Issue Date	2025

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:	07/01/2025
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9. This rule change MAY become effective on:	07/08/2025
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Interim Commissioner, Kelly Pehrson	Date:	05/08/2025
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NOTICE OF SUBSTANTIVE CHANGE**TYPE OF FILING:** Amendment**Rule or Section Number:****R123-7****Filing ID: 57130****Agency Information**

1. Title catchline:	Auditor, Administration	
Building:	Capitol Building	
Street address:	Suite 260	
City, state:	Salt Lake City, UT	
Contact persons:		
Name:	Phone:	Email:
Mandy Teerlink	801-538-1363	mteerlink@utah.gov
Parker Van Eerden	801-419-3113	pvan@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R123-7. Required Governmental Entities' Posting of Financial Information to Transparent Utah, formerly known as the Utah Public Finance Website
3. Purpose of the new rule or reason for the change:
This administrative rule change is to more clearly and comprehensively detail what financial information is required to be submitted to the Utah Public Finance Website by qualifying entities and makes technical and conforming changes.
4. Summary of the new rule or change:
This new rule replaces the term "participating entity" with "qualifying entity" to match the language and definitions found in Section 67-3-12. It also clarifies that an entity is required to post detail compensation information for any full-time contract employees. Includes a provision requiring gender information for each employee. Makes changes to the individual employee compensation information that is required to be broken out separately when submitted to the Utah Public Finance Website.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
No fiscal impact to the state budget. No state funds are used by this program.
B) Local governments:
This rule dictates how local governments submit data to the office of the state auditor. The rule change clarifies how information is presented but does not add new reporting requirements therefore no additional local government funding is required.
C) Small businesses ("small business" means a business employing 1-49 persons):
The proposed rule change will not have a fiscal impact on small businesses. The rule stipulates how local governments report revenue, expense, and compensation information; therefore, businesses are not required to take any action or incur any costs.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):

The proposed rule change will not have a fiscal impact on non-small businesses. The rule stipulates how local governments report revenue, expense, and compensation information; therefore, businesses are not required to take any action or incur any costs.

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 proposed rule change will not have a fiscal impact on persons. The rule stipulates how local governments report revenue, expense, and compensation information; therefore, businesses are not required to take any action or incur any costs.

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

The proposed rule change does not affect anyone other than local governments. The rule stipulates how local governments report revenue, expense, and compensation information; therefore, businesses are not required to take any action or incur any costs. The rule change clarifies how information is presented but does not add new reporting requirements; therefore, no additional local government funding is required.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 Auditor, Tina M. Cannon, 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 67-3-12(9)

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:

07/01/2025

9. This rule change MAY become effective on:

07/08/2025

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:	Tina M. Cannon, State Auditor	Date:	04/24/2025
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NOTICE OF SUBSTANTIVE CHANGE**TYPE OF FILING:** New**Rule or Section Number:****R152-78****Filing ID: 57164****Agency Information**

1. Title catchline:	Commerce, Consumer Protection		
Building:	Heber Wells		
Street address:	160 E 300 S		
City, state:	Salt Lake City, UT		
Mailing address:	PO Box 146704		
City, state and zip:	Salt Lake City, UT 84114-6704		
Contact persons:			
Name:	Phone:	Email:	
Daniel Larsen	801-530-6601	dcprules@utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:
R152-78. Earned Wage Access Services Act Rule
3. Purpose of the new rule or reason for the change:
This rule is being promulgated in accordance with HB 279, 2025 General Session, enacted as Title 13, Chapter 78, Earned Wage Access Services Act.
4. Summary of the new rule or change:
This rule describes the information an applicant must provide in an application for registration as an earned wage access services provider, establishes the process for registration as a provider, and assists the division's administration and enforcement of Title 13, Chapter 78, Earned Wage Access Services Act.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
This rule is not anticipated to create costs or savings to the state budget beyond what was contemplated by the fiscal note to HB 279, 2025 General Session.
B) Local governments:
This rule is not anticipated to create costs or savings to local governments because it does not impose requirements or other obligations upon local governments.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule is not anticipated to create costs or savings to small businesses beyond what was contemplated by the fiscal note to HB 279, 2025 General Session.

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

This rule is not anticipated to create costs or savings to non-small businesses beyond what was contemplated by the fiscal note to HB 279, 2025 General Session.

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 is not anticipated to create costs or savings to persons other than small businesses, non-small businesses, state, or local government entities beyond what was contemplated by the fiscal note to HB 279, 2025 General Session.

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

This rule does not impose compliance costs for affected persons beyond those contemplated by the fiscal note to HB 279, 2025 General Session.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 Commerce, Margaret Busse, 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 13-2-5(1)	Subsection 13-78-102(2)(b)(iii)	Subsection 13-78-102(3)(b)(ii)
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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: 07/01/2025

9. This rule change MAY become effective on: 07/08/2025

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:	Daniel Larsen, Managing Analyst	Date:	05/07/2025
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NOTICE OF SUBSTANTIVE CHANGE**TYPE OF FILING:** Amendment

Rule or Section Number:	R156-55b	Filing ID: 57162
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Agency Information

1. Title catchline:		Commerce, Professional Licensing	
Building:		Heber M. Wells Building	
Street address:		160 E. 300 S.	
City, state:		Salt Lake City, UT 84111	
Mailing address:		PO Box 146741	
City, state and zip:		Salt Lake City, UT 84114-6741	
Contact persons:			
Name:	Phone:	Email:	
Stephen Duncombe	801-530-6235	SDuncombe@utah.gov	
Jenna Mayne	801-530-6256	JennaMayne@utah.gov	
Matthew Johnson	801-530-6628	mmjohnson@utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:
R156-55b. Electricians Licensing Act Rule
3. Purpose of the new rule or reason for the change:
In addition to minor formatting changes to bring the rule into conformity with current Division standards, the proposed amendment reflects changes to the education and examination requirements for master electrician applications recommended by the Electricians and Plumbers Licensing Board.
4. Summary of the new rule or change:
The proposed rule seeks to clarify and expand the current education and examination standards for electricians by allowing the Division, with the board's advice, to approve out-of-state programs of electrical study. Additionally, the proposed rule streamlines and clarifies the exam process applicants are required to successfully complete prior to receiving the following licenses: (1) Master Electrician, (2) Residential Master Electrician, (3) Journeyman Electrician, and (4) Residential Journeyman Electrician.
Additional changes are proposed to bring the rule into conformity with current Division standards.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
The proposed changes are not expected to have any fiscal impact on state government revenues or expenditures. The requested changes reflect current industry standards as approved by the Electrician and Plumbers Licensing Board and Construction Services Commission and will continue to ensure that the minimum required standards have been met.

B) Local governments:

The proposed changes are not expected to have any fiscal impact on the revenues or expenditures of local governments. The requested changes reflect current industry standards as approved by the Electrician and Plumbers Licensing Board and Construction Services Commission. The proposed changes are not expected to impact the internal processes of local governments or have any fiscal impact on the same.

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

The proposed changes are not expected to have any fiscal impact on the revenues or expenditures of small businesses. The requested changes reflect current industry standards as approved by the Electrician and Plumbers Licensing Board and Construction Services Commission. The proposed changes are not expected to impact the internal processes of small businesses or have any fiscal impact on the same.

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

The proposed changes are not expected to have any fiscal impact on the revenues or expenditures of non-small businesses. The requested changes reflect current industry standards as approved by the Electrician and Plumbers Licensing Board and Construction Services Commission. The proposed changes are not expected to impact the internal processes of non-small businesses or have any fiscal impact on the same.

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 proposed changes are not expected to have any fiscal impact on the revenues or expenditures of persons other than small businesses, non-small businesses, state, or local government entities. The requested changes reflect current industry standards as approved by the Electrician and Plumbers Licensing Board and Construction Services Commission. The proposed changes are next expected to impact the internal processes of any party other than small businesses, non-small businesses, state, or local governments or have any fiscal impact on the same.

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

The proposed change does not add additional examination requirements to any class of electrician license and, consequently, is not expected to add additional compliance costs for 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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 Commerce, Margaret Busse, 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 63G-3-201(2)	Subsection 58-1-106(1)(a)	Subsection 58-1-202(1)(a)
Subsection 58-55-308(1)		

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:		07/15/2025
B) A public hearing (optional) will be held:		
Date:	Time:	Place (physical address or URL):
06/27/2025	2:00 PM	Anchor Meeting: Heber M. Wells Building Room 402 160 East 300 South Salt Lake City UT 84111 Google Meet: meet.google.com/pss-tkwz-rtf

9. This rule change MAY become effective on:	07/22/2025
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:	Mark B. Steinagel, Division Director	Date:	03/31/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING:	Amendment		
Rule or Section Number:	R156-64	Filing ID:	57161

Agency Information

1. Title catchline:		Commerce, Professional Licensing	
Building:		Heber M. Wells Building	
Street address:		160 E. 300 S.	
City, state:		Salt Lake City, UT 84111	
Mailing address:		PO Box 146741	
City, state and zip:		Salt Lake City, UT 84114-6741	
Contact persons:			
Name:		Phone:	Email:
Tracy Taylor		801-530-6621	trtaylor@utah.gov
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:

R156-64. Deception Detection Examiners Licensing Act Rule

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

The purpose of this amendment is to (1) align the rule with current industry practice standards; (2) reduce unnecessary burdens; and (3) update the rule with current Division style and formatting guidelines.

4. Summary of the new rule or change:

The amendments are proposed to align the rule with the current industry practice standards by updating language that is outdated with current verbiage, processes, and standards practiced by the profession. An update to the continuing education requirements will align the rule with national standards and reduce unnecessary burdens to the licensee. Lastly, the proposed amendment will update the rule for style and formatting consistent with OAR's current Rulewriting Manual and the Division's style and formatting guidelines.

Fiscal Information

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

The Division does not anticipate these amendments will have any fiscal impact to the state budget because these changes will not affect or modify any existing state government policies or procedures.

B) Local governments:

The Division does not anticipate these amendments will have any fiscal impact on local government revenues or expenditures because these changes will not apply to local governments.

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

The Division estimates that there are at any time approximately 38 licensed individuals in the profession of Deception Detection. While the price of continuing education varies, most continuing education for the profession is met with attendance at seminars and conferences hosted by industry professionals with attendance fees equating to an average of \$15 per continuing education hour. For purposes of this analysis, the Division assumes that one third of all continuing education providers qualify under the definition of small businesses. The Division, therefore, anticipates a potential loss to small businesses of approximately \$2,850 per year in registration fees.

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

The Division estimates that there are at any time approximately 38 licensed individuals in the profession of Deception Detection. While the price of continuing education varies, most continuing education for the profession is met with attendance at seminars and conferences hosted by industry professionals with attendance fees equating to an average of \$15 per continuing education hour. For purposes of this analysis, the Division assumes that two thirds of all continuing education providers qualify under the definition of non-small businesses. The Division, therefore, anticipates a potential loss to non-small businesses of approximately \$5,700 per year in registration fees.

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 Division estimates that approximately 38 licensees would be affected by the reduction in continuing education requirements. This results in a net savings of approximately \$225 per year for each licensee or \$8,550 in total savings for all licensees.

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 are not expected to impose any compliance costs on any 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	FY2025	FY2026	FY2027
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$2850	\$2850	\$2850
Non-Small Businesses	\$5700	\$5700	\$5700
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$8,550	\$8,550	\$8,550
Fiscal Benefits	FY2025	FY2026	FY2027
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$8,550	\$8,550	\$8,550
Total Fiscal Benefits	\$8,550	\$8,550	\$8,550
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 Commerce, Margaret W. Busse, 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 58-64-101	Subsection 58-1-106(1)(a)	Subsection 58-1-202(1)(a)
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Incorporations by Reference Information

7. Incorporations by Reference :

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

Official Title of Materials Incorporated (from title page)	APA Standards of Practice
Publisher	American Polygraph Association
Issue Date	August 25, 2023

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

Official Title of Materials Incorporated (from title page)	Code of Ethics
Publisher	American Polygraph Association
Issue Date	September 04, 2021

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:	07/01/2025
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B) A public hearing (optional) will be held:

Date:	Time:	Place (physical address or URL):
06/27/2025	2:00 p.m.	<p>Anchor Meeting Location: Heber M. Wells Building Room 402 160 E. 300 S. Salt Lake City, UT 84111</p> <p>Google Meet joining info Video call link: https://meet.google.com/pss-tkwz-rtf Or dial: (US) +1 708-831-2431 PIN: 964 126 169# More phone numbers: https://tel.meet/pss-tkwz-rtf?pin=8379068429047</p>

9. This rule change MAY become effective on:

07/08/2025

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:	Mark B. Steinagel, Division Director	Date:	02/07/2025
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NOTICE OF SUBSTANTIVE CHANGE**TYPE OF FILING:** Amendment**Rule or Section Number:****R277-113****Filing ID: 57179****Agency Information**

1. Title catchline:		Education, Administration	
Building:		Board of Education	
Street address:		250 E 500 S	
City, state:		Salt Lake City, Utah 84111	
Mailing address:		PO Box 144200	
City, state and zip:		Salt Lake City, Utah 84114-4200	
Contact persons:			
Name:		Phone:	Email:
Elisse Newey		801-538-7550	elisse.newey@schools.utah.gov
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:
R277-113. LEA Fiscal and Auditing Policies
3. Purpose of the new rule or reason for the change:
This rule is being amended to remove unnecessary and concerning language yet preserve key Utah State Board of Education (USBE) reporting components.
4. Summary of the new rule or change:
The amendments specifically remove the definition for "Accrual basis of accounting" and "Modified accrual basis of accounting". The amendments also make updates to the Local Education Agency (LEA) accounting requirements, ensuring that fee and fee waiver accounting aligns with the Governmental Accounting Standards Board 34 (GASB34).

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 impacts on state government revenues or expenditures. The amendments remove language that was prescribing accounting practices for Local Education Agencies (LEAs) in order to allow LEAs to conduct their accounting according to their current practice and aligned with the Governmental Accounting Standards Board (GASB) standards which are generally accepted and required of LEAs by the Office of the State Auditor. There are no fiscal impacts to state budgets as this provides clarity for LEAs and does not impact state practices.

B) Local governments:

This rule change is not expected to have fiscal impacts on local government revenues or expenditures. The amendments remove language that was prescribing accounting practices for LEAs in order to allow LEAs to conduct their accounting according to their current practice and aligned with the Governmental Accounting Standards Board (GASB) standards which are generally accepted and required of LEAs by the Office of the State Auditor. This does not have a fiscal impact for LEAs as they can continue using contra revenue accounts as desired according to their accounting procedures, but can also account for fee waivers using revenue transfers or other acceptable methods as outlined in GASB accounting standards. There are no measurable costs to LEAs to make these changes.

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

This rule change is not expected to have fiscal impacts on small business revenues or expenditures. This only impacts LEA accounting practices.

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 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 impacts LEA accounting practices.

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 amendments remove language that was prescribing accounting practices for LEAs in order to allow LEAs to conduct their accounting according to their current practice and aligned with the Governmental Accounting Standards Board (GASB) standards which are generally accepted and required of LEAs by the Office of the State Auditor. This does not have a fiscal impact for LEAs as they can continue using contra revenue accounts as desired according to their accounting procedures, but can also account for fee waivers using revenue transfers or other acceptable methods as outlined in GASB accounting standards. There are no measurable costs to LEAs to make these changes, and no costs to any other persons or entities.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 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:**

Article X, Section 3	Subsection 53E-3-401(4)	Subsection 53E-3-501(1)(e)
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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:	07/01/2025
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9. This rule change MAY become effective on:	07/08/2025
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Elisse Newey, Deputy Superintendent of Policy	Date:	05/15/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING:	Amendment
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Rule or Section Number:	R277-331	Filing ID:	57180
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Agency Information

1. Title catchline:	Education, Administration		
Building:	Board of Education		
Street address:	250 E 500 S		
City, state:	Salt Lake City, Utah 84111		
Mailing address:	PO Box 144200		
City, state and zip:	Salt Lake City, Utah 84114-4200		
Contact persons:			
Name:	Phone:	Email:	
Elisse Newey	801-538-7550	elisse.newey@schools.utah.gov	

Please address questions regarding information on this notice to the persons listed above.

General Information

2. Rule or section catchline:
R277-331. Stipends for Future Educators
3. Purpose of the new rule or reason for the change:
This rule is being amended due to the passage of HB 204 during the 2025 Legislative Session, which made changes to the Stipend program.
4. Summary of the new rule or change:
The amendments specifically add a definition for "Accredited institution" and make updates to the requirements for student teachers stipends.

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 impacts on state government revenues or expenditures. The fiscal note to HB 204 in the 2025 Legislative Session captured the fiscal impacts associated with these changes, and this rule does not add any additional fiscal impacts for the state, Local Education Agencies (LEAs), or other entities.
B) Local governments:
This rule change is not expected to have fiscal impacts on local government revenues or expenditures. The fiscal note to HB 204 in the 2025 Legislative Session captured the fiscal impacts associated with these changes, and this rule does not add any additional fiscal impacts for the state, LEAs, or other entities.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule change is not expected to have fiscal impacts on small business revenues or expenditures. This only applies to 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 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. The fiscal note to HB 204 in the 2025 Legislative Session captured the fiscal impacts associated with these changes, and this rule does not add any additional fiscal impacts for the state, LEAs, or other entities.
F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):
There are no compliance costs for affected persons. The fiscal note to HB 204 in the 2025 Legislative Session captured the fiscal impacts associated with these changes, and this rule does not add any additional fiscal impacts for the state, LEAs, or other entities.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 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:

Article X, Section 3	Subsection 53E-3-401(4)	Section 53F-5-223
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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: 07/01/2025

9. This rule change MAY become effective on: 07/08/2025

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:	Elisse Newey, Deputy Superintendent of Policy	Date:	05/15/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or Section Number:	R277-407	Filing ID: 57181
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Agency Information

1. Title catchline:	Education, Administration
Building:	Board of Education
Street address:	250 E 500 S

NOTICES OF PROPOSED RULES

City, state:	Salt Lake City, Utah 84111	
Mailing address:	PO Box 144200	
City, state and zip:	Salt Lake City, Utah 84114-4200	
Contact persons:		
Name:	Phone:	Email:
Elisse Newey	801-538-7550	elisse.newey@schools.utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R277-407. School Fees
3. Purpose of the new rule or reason for the change:
This rule is being amended due to the passage of HB 76 and HB 344 during the 2025 legislative session.
4. Summary of the new rule or change:
The amendments specifically update several definitions, clarify the requirements for school activities outside of the regular school day, the requirements to establish a fee schedule, and the fee structure for scholarship student expenses. The amendments also change the date that a Local Education Agency (LEA) governing board must annually adopt a fee schedule and fee policies for the LEA in a regularly scheduled public meeting, from July 1 to June 1.

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 impacts on state government revenues or expenditures. These changes are due to HB 76 and HB 344 from the 2025 legislative session. The fiscal note to these bills capture the fiscal impacts and this rule does not add any fiscal impacts for the state, Local Education Agencies (LEAs), or other entities.
B) Local governments:
This rule change is not expected to have fiscal impacts on local government revenues or expenditures. These changes are due to HB 76 and HB 344 from the 2025 legislative session. The fiscal note to these bills capture the fiscal impacts and this rule does not add any fiscal impacts for the state, LEAs, or other entities.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule change is not expected to have fiscal impacts on small business revenues or expenditures. This only affects the Utah State Board of Education (USB) 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 impacts on revenues or expenditures for persons other than small businesses, businesses, or local government entities. These changes are due to HB 76 and HB 344 from the 2025 legislative session. The

fiscal note to these bills capture the fiscal impacts and this rule does not add any fiscal impacts for the state, LEAs, or other entities.

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

There are no compliance costs for affected persons. These changes are due to HB 76 and HB 344 from the 2025 legislative session. The fiscal note to these bills capture the fiscal impacts and this rule does not add any fiscal impacts for the state, LEAs, or other entities.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 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:

Article X Section 2	Article X Section 3	Subsection 53E-3-401(4)
Section 53G-7-503		

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: 07/01/2025

9. This rule change MAY become effective on: 07/08/2025

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:	Elisse Newey, Deputy Superintendent of Policy	Date:	05/15/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or Section Number:	R277-474	Filing ID: 57182
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Agency Information		
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1. Title catchline:	Education, Administration	
Building:	Board of Education	
Street address:	250 E 500 S	
City, state:	Salt Lake City, Utah 84111	
Mailing address:	PO Box 144200	
City, state and zip:	Salt Lake City, Utah 84114-4200	
Contact persons:		
Name:	Phone:	Email:
Elisse Newey	801-538-7550	elisse.newey@schools.utah.gov

Please address questions regarding information on this notice to the persons listed above.
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General Information

2. Rule or section catchline:
R277-474. School Instruction and Sex Education
3. Purpose of the new rule or reason for the change:
This rule is being amended due to the passage of HB 281 in the 2025 legislative session.
4. Summary of the new rule or change:
The amendments add an oversight category 2. The amendments also make several updates related to the requirements for a local school board or charter school governing board's adoption of sex education and maturation education instructional materials, as well as updates related to State Board of Education responsibilities.

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 impacts on state government revenues or expenditures. The oversight framework categorization is part of the Utah State Board of Education's (USBE's) effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or Local Education Agencies (LEAs). The other changes are a result of HB281 in the 2025 legislative session. USBE believes the fiscal impacts were captured in the fiscal note to HB281 and there are no other fiscal impacts associated with the rule change for the state, LEAs, or other entities.
B) Local governments:
This rule change is not expected to have fiscal impacts on local government revenues or expenditures. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. The other changes are a result of HB281 in the 2025 legislative session. USBE believes the fiscal impacts were captured in the fiscal note to HB281 and there are no other fiscal impacts associated with the rule change for the state, LEAs, or other entities.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule change is not expected to have fiscal impacts on small business 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 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. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. The other changes are a result of HB281 in the 2025 legislative session. USBE believes the fiscal impacts were captured in the fiscal note to HB281 and there are no other fiscal impacts associated with the rule change for the state, LEAs, or other entities.

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

There are no compliance costs for affected persons. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. The other changes are a result of HB281 in the 2025 legislative session. USBE believes the fiscal impacts were captured in the fiscal note to HB281 and there are no other fiscal impacts associated with the rule change for the state, LEAs, or other entities.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 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:

Article X Section 3	Subsection 53G-10-402(1)	Subsection 53G-10-402 (3)
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: 07/01/2025

9. This rule change MAY become effective on: 07/08/2025

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:	Elisse Newey, Deputy Superintendent of Policy	Date:	05/15/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or Section Number: R277-487 **Filing ID:** 57183

Agency Information

1. Title catchline:	Education, Administration	
Building:	Board of Education	
Street address:	250 E 500 S	
City, state:	Salt Lake City, Utah 84111	
Mailing address:	PO Box 144200	
City, state and zip:	Salt Lake City, Utah 84114-4200	
Contact persons:		
Name:	Phone:	Email:
Elisse Newey	801-538-7550	elisse.newey@schools.utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:

R277-487. Public School Data Confidentiality and Disclosure

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

This rule is being amended to update the current privacy monitoring requirements and to allow Local Education Agencies (LEAs) to set and achieve goals for their individual privacy programs.

4. Summary of the new rule or change:

The amendments add an oversight category 3, update Local Education Agency (LEA) reporting requirements, and also make updates to the rule based on the newly passed Government Data Privacy Act. The Act contains training requirements for all government employees that make Section 9 of the rule obsolete, and therefore Section 9 is being removed.

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 impacts on state government revenues or expenditures. The oversight framework categorization is part of the Utah State Board of Education's (USBE's) effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or Local Education Agencies (LEAs). HB 491 (2024 General Session), the Government Data Privacy Act, required updates to the rule and USBE believes the fiscal note to HB491 captured the fiscal impacts associated with the changes. The rule does not add other requirements carrying a fiscal impact for the state, LEAs, or other entities.

B) Local governments:

This rule change is not expected to have fiscal impacts on local government revenues or expenditures. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. HB 491 (2024 General Session), the Government Data Privacy Act, required updates to the rule and USBE believes the fiscal note to HB 491 (2024 General Session) captured the fiscal impacts associated with the changes. The rule does not add other requirements carrying a fiscal impact for the state, LEAs, or other entities.

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

This rule change is not expected to have fiscal impacts on small business 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 impacts on revenues or expenditures for persons other than small businesses, businesses, or local government entities. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. HB 491 (2024 General Session), the Government Data Privacy Act, required updates to the rule and USBE believes the fiscal note to HB 491 (2024 General Session) captured the fiscal impacts associated with the changes. The rule does not add other requirements carrying a fiscal impact for the state, LEAs, or other entities.

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

There are no compliance costs for affected persons. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. HB 491 (2024 General Session), the Government Data Privacy Act, required updates to the rule and USBE believes the fiscal note to HB 491 (2024 General Session) captured the fiscal impacts associated with the changes. The rule does not add other requirements carrying a fiscal impact for the state, LEAs, or other entities.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 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:

Article X, Section 3	Section 53E-9-302	Section 53E-3-401
Section 53G-11-511		

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: 07/01/2025

9. This rule change MAY become effective on: 07/08/2025

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:	Elisse Newey, Deputy Superintendent of Policy	Date:	05/15/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or Section Number: R277-497 **Filing ID:** 57184

Agency Information

1. Title catchline:	Education, Administration
Building:	Board of Education

Street address:	250 E 500 S	
City, state:	Salt Lake City, Utah 84111	
Mailing address:	PO Box 144200	
City, state and zip:	Salt Lake City, Utah 84114-4200	
Contact persons:		
Name:	Phone:	Email:
Elisse Newey	801-538-7550	elisse.newey@schools.utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R277-497. School Accountability System
3. Purpose of the new rule or reason for the change:
This rule is being amended to add an 'oversight category'.
4. Summary of the new rule or change:
The amendments specifically add an oversight category 3. The amendments also remove the website address reference for the Utah Accountability Technical Manual.

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 impacts on state government revenues or expenditures. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by the Utah State Board of Education (USBE) resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or Local Education Agencies (LEAs). The rule does not add other requirements carrying a fiscal impact for the state, LEAs, or other entities.
B) Local governments:
This rule change is not expected to have fiscal impacts on local government revenues or expenditures. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. The rule does not add other requirements carrying a fiscal impact for the state, LEAs, or other entities.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule change is not expected to have fiscal impacts on small business 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 impacts on revenues or expenditures for persons other than small businesses, businesses, or local government entities. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. The rule does not add other requirements carrying a fiscal impact for the state, LEAs, or other entities.

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

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. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. The rule does not add other requirements carrying a fiscal impact for the state, LEAs, or other entities.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 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:

Article X, Section 3	Section 53E-5-202	Subsection 53E-3-401(4)
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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:	07/01/2025
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9. This rule change MAY become effective on:	07/08/2025
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:	Elisse Newey, Deputy Superintendent of Policy	Date:	05/15/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Repeal		
Rule or Section Number:	R277-725	Filing ID: 57185

Agency Information

1. Title catchline:		Education, Administration	
Building:		Board of Education	
Street address:		250 E 500 S	
City, state:		Salt Lake City, Utah 84111	
Mailing address:		PO Box 144200	
City, state and zip:		Salt Lake City, Utah 84114-4200	
Contact persons:			
Name:		Phone:	Email:
Elisse Newey		801-538-7550	elisse.newey@schools.utah.gov
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:
R277-725. Statewide Online Education Program Contractor Requirements
3. Purpose of the new rule or reason for the change:
This rule is being repealed due to the passage of SB 137 during the 2025 Legislative Session.
4. Summary of the new rule or change:
This rule is being repealed because legislation changed the process for providing online services to private school students. SB 137 directs the Board to manage the program in accordance with contract and statute but expressly prohibits use of a rule to manage the program.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
This rule change is not expected to have fiscal impacts on state government revenues or expenditures. SB 137 captured the fiscal impacts associated with this rule change and there are no other impacts for the Utah State Board of Education (USBE), Local Education Agencies (LEAs), or other entities.
B) Local governments:
This rule change is not expected to have fiscal impacts on local government revenues or expenditures. SB 137 captured the fiscal impacts associated with this rule change and there are no other impacts for USBE, LEAs, or other entities.

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

This rule change is not expected to have fiscal impacts on small business revenues or expenditures. SB 137 captured the fiscal impacts associated with this rule change and there are no other impacts for USBE, LEAs, or other entities.

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. SB 137 captured the fiscal impacts associated with this rule change and there are no other impacts for USBE, LEAs, or other entities.

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

There are no compliance costs for affected persons. SB 137 captured the fiscal impacts associated with this rule change and there are no other impacts for USBE, LEAs, or other entities.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 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:**

Article X Section 3	Subsection 53E-3-401(4)	Title 53F, Part 4, Chapter 5
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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: 07/01/2025

9. This rule change MAY become effective on: 07/08/2025

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:	Elisse Newey, Deputy Superintendent of Policy	Date:	05/15/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or Section Number:	R277-920	Filing ID: 57186
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Agency Information

1. Title catchline:	Education, Administration		
Building:	Board of Education		
Street address:	250 E 500 S		
City, state:	Salt Lake City, Utah 84111		
Mailing address:	PO Box 144200		
City, state and zip:	Salt Lake City, Utah 84114-4200		
Contact persons:			
Name:	Phone:	Email:	
Elisse Newey	801-538-7550	elisse.newey@schools.utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:
R277-920. School Improvement and Leadership Development
3. Purpose of the new rule or reason for the change:
This rule is being amended to reflect changes in state and federal law.
4. Summary of the new rule or change:
The amendments specifically add an oversight category 4. The amendments also remove several definitions as well as sections related to school improvement and leadership development programs, with emphasis placed on Springboard and Elevate Schools.

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 impacts on state government revenues or expenditures. The oversight framework categorization is part of the Utah State Board of Education's (USBE's) effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or Local Education Agencies (LEAs). The other amendments to remove definitions and sections are due to federal law changes

and changes from 2022's SB 245. USBE believes that the fiscal impacts were captured in the fiscal note to SB 245, as well as in the federal budgeting process. There are no additional fiscal impacts for USBE, LEAs, or other entities.

B) Local governments:

This rule change is not expected to have fiscal impacts on local government revenues or expenditures. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. The other amendments to remove definitions and sections are due to federal law changes and changes from 2022's SB 245. USBE believes that the fiscal impacts were captured in the fiscal note to SB245, as well as in the federal budgeting process. There are no additional fiscal impacts for USBE, LEAs, or other entities.

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

This rule change is not expected to have fiscal impacts on small business 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 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. The oversight framework categorization is part of USBE's effort through Rule R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. The other amendments to remove definitions and sections are due to federal law changes and changes from 2022's SB 245. USBE believes that the fiscal impacts were captured in the fiscal note to SB 245, as well as in the federal budgeting process. There are no additional fiscal impacts for USBE, LEAs, or other entities.

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

There are no compliance costs for affected persons. The oversight framework categorization is part of USBE's effort through R277-111 to categorize each rule into an oversight framework category, or to delineate for stakeholders what type of monitoring or oversight is required by USBE resulting from the rule. This categorization does not add any requirements or resources in and of itself for USBE or LEAs. The other amendments to remove definitions and sections are due to federal law changes and changes from 2022's SB 245. USBE believes that the fiscal impacts were captured in the fiscal note to SB 245, as well as in the federal budgeting process. There are no additional fiscal impacts for USBE, LEAs, or other entities.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 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:**

Article X, Section 3	Subsection 53E-3-401(4)	Title 53E, Chapter 5, Part 3
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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:	07/01/2025
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9. This rule change MAY become effective on:	07/08/2025
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Elisse Newey, Deputy Superintendent of Policy	Date:	05/15/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or Section Number:	R307-230	Filing ID: 57166
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Agency Information

1. Title catchline:	Environmental Quality, Air Quality		
Building:	Multi-Agency State Office Building		
Street address:	195 N 1950 W		
City, state	Salt Lake City, UT		
Mailing address:	PO Box 144820		
City, state and zip:	Salt Lake City, UT 84114-4820		
Contact persons:			
Name:	Phone:	Email:	
Glade Sowards	801-536-4020	gladesowards@utah.gov	
Jazmine Lopez	801-536-4050	jazminelopez@utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

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

R307-230. NOx Emission Limits for Natural Gas-Fired Water Heaters

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

During the 2025 General Session, the Utah State Legislature passed HB 313, Construction Industry Amendments, which amended Section 19-2-107.7 to limit the applicability of the NOx emission limits for natural gas-fired water heaters to only ozone and PM2.5 nonattainment areas (instead of applying statewide). Rule R307-230 is being amended to align with this statute change.

4. Summary of the new rule or change:

This amendment more directly incorporates the applicability limitations to the NOx emission limits found in Subsection 19-2-107.7(4), including a new geographic limitation that was introduced with the passage of 2025 General Session HB 313.

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

There are no anticipated significant, quantifiable costs or savings to the State Budget associated with this rule amendment because this amendment incorporates the applicability limitations found in Subsection 19-2-107.7(4) as amended by HB 313. It is possible that the very small cost savings for businesses and individuals located outside Utah's nonattainment areas could lead to very minor tax revenue impacts, but such impacts would again be vanishingly small as a portion of the overall State Budget and would be difficult, if not impossible, to quantify.

B. Local governments:

There may be a very small cost savings for local governments in attainment areas that purchase residential water heaters for their facilities. Ultra-low NOx water heaters have a small estimated price premium over conventional water heaters estimated in 2018 to be \$27.52 on average per unit.

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

There may be a very small cost savings for small businesses in attainment areas that purchase residential water heaters for their facilities. Ultra-low NOx water heaters have a small estimated price premium over conventional water heaters estimated in 2018 to be \$27.52 on average per unit.

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

There may be a very small cost savings for non-small businesses in attainment areas that purchase residential water heaters for their facilities. Ultra-low NOx water heaters have a small estimated price premium over conventional water heaters estimated in 2018 to be \$27.52 on average per unit.

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 may be a very small cost savings for persons in attainment areas that purchase residential water heaters. Ultra-low NOx water heaters have a small estimated price premium over conventional water heaters estimated in 2018 to be \$27.52 on average per unit.

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 new compliance costs associated with this rule change, but there may be a small compliance cost savings for parties located in attainment areas.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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, Tim Davis, 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 19-2-101	Section 19-2-104	Section 19-2-107.7
Subsection 19-2-107.7(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:		07/01/2025
B) A public hearing (optional) will be held:		
Date:	Time:	Place (physical address or URL):
06/17/2025	02:00 PM – 03:00 PM	<p>A public hearing is set for Tuesday June 17, 2025.</p> <p>Further details may be found below. The hearing will be cancelled should no request for one be made by Friday, June 13, 2025, at 10:00 AM MT. The final status of the public hearing will be posted on Friday, June 13, 2025, after 10:00 AM MT. The status of the public hearing may be checked at the following website location under the corresponding rule.</p> <p>https://deq.utah.gov/public-notices-archive/air-quality-rule-plan-changes-open-public-comment</p>

NOTICES OF PROPOSED RULES

		<p>Interested Persons can participate in person or electronically, via the internet.</p> <p>In Person:</p> <p>MASOB 195 N. 1950 W. Salt Lake City, UT, 84116, First Floor, Air Quality Board Room</p> <p>Virtual Attendance:</p> <p>Time zone: America/Denver</p> <p>Google Meet joining info:</p> <p>Video call link: https://meet.google.com/wrh-ftdy-vwm</p> <p>Join by phone: (US) +1 216-930-8958 PIN: 189 080 935#</p>
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9. This rule change MAY become effective on:	08/06/2025
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:	Bryce C. Bird, Director, Division of Air Quality	Date:	04/17/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING:	Amendment		
Rule or Section Number:	R430-90-3	Filing ID:	57170

Agency Information

1. Title catchline:		Health and Human Services, Residential Child Care Licensing	
Building:		Multi-Agency State Office Building	
Street address:		195 N. 1950 W.	
City, state		Salt Lake City, UT	
Mailing 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
Mariah Noble		385-214-1150	mariahnoble@utah.gov
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:
R430-90-3. License Required

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

Upon internal review, the Office of Licensing determined that a recent filing to update this rule erroneously changed the type of required license referenced in Subsection R430-90-3(1), and therefore, this filing is necessary.

4. Summary of the new rule or change:

This filing corrects the type of required license referenced in Subsection R430-90-3(1).

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

There is no anticipated fiscal impact to the state budget as a result of this filing. This filing corrects the type of required license referenced in Subsections R430-90-3(1) and (4) to align the wording with what is already in practice and otherwise does not add to, modify, or remove any responsibility of the state.

B) Local governments:

There is no anticipated fiscal impact to local governments, as local governments do not have any involvement in approving OL licenses.

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

There is no anticipated fiscal impact to small businesses as a result of this filing. This filing corrects the type of required license referenced in Subsection R430-90-3(1) and (4) to align the wording with what is already in practice and otherwise does not add to, modify, or remove any requirements for small businesses.

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

There is no anticipated fiscal impact to non-small businesses as a result of this filing. This filing corrects the type of required license referenced in Subsections R430-90-3(1) and (4) to align the wording with what is already in practice and otherwise does not add to, modify, or remove any requirements for non-small businesses.

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

There is no anticipated fiscal impact to other persons, as other persons do not have any involvement in approving OL licenses.

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

There is no anticipated compliance cost for affected persons as a result of this filing. This filing corrects the type of required license referenced in Subsection R430-90-3(1) to align the wording with what is already in practice and otherwise does not add to, modify, or remove any requirements for small businesses.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027

NOTICES OF PROPOSED RULES

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 S. 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 26B-2-402

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:**

07/01/2025

9. This rule change MAY become effective on:

07/08/2025

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 S. Gruber, Executive Director

Date:

05/13/2025

NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or Section Number:

R651-101a

Filing ID: 57175

Agency Information

1. Title catchline:	Natural Resources, State Parks		
Building:	Natural Resources		
Street address:	1594 W. North Temple		
City, state:	Salt Lake City, UT 84116		
Mailing address:	P.O. Box 146001		
City, state and zip:	Salt Lake City, UT 84114		
Contact persons:			
Name:	Phone:	Email:	
Melanie Shepherd	801-538-7418	melaniemshepherd@utah.gov	

Please address questions regarding information on this notice to the persons listed above.

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

R651-101a. Adjudicative Proceedings

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

The original version of this rule, Rule R651-101, expired during the time that the Division no longer had a Board and the Division Director was given authority to approve the Division's rules. This rule is being filed to put back into place the process and procedure for initiating and conducting adjudicatory proceedings before the Division of State Parks.

4. Summary of the new rule or change:

The rule provides the process for initiating adjudicatory proceedings before the Division and sets out procedures for conducting Division adjudicatory proceedings. The rule simplifies the process for all Division adjudicatory proceedings and further clarifies how an individual may initiate declaratory adjudicatory proceedings. The rule also clarifies the adjudicatory proceedings for which an individual may request a hearing.

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

This proposed rule is not expected to have a fiscal impact on state government revenues or expenditures. The rule pertains only to initiating and conducting adjudicatory proceedings before the Division and does not directly require the commitment or expenditure of revenues. Accordingly, it is not anticipated that this rule would impact state government revenues, or require state government expenditures, that are not otherwise required by the Utah Administrative Procedures Act.

B) Local governments:

This proposed rule is not expected to have a fiscal impact on local governments revenues or expenditures. The rule pertains only to initiating and conducting adjudicatory proceedings before the Division and does not directly require the commitment or expenditure of revenues. Accordingly, it is not anticipated that this rule would impact local government revenues, or require local government expenditures, that are not otherwise required by the Utah Administrative Procedures Act.

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

This proposed rule is not expected to have a fiscal impact on small businesses revenues or expenditures. The rule pertains only to initiating and conducting adjudicatory proceedings before the Division and does not directly require the commitment or expenditure of revenues. Accordingly, it is not anticipated that this rule would impact small businesses revenues, or require local government expenditures, that are not otherwise required by the Utah Administrative Procedures Act.

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

This proposed rule is not expected to have a fiscal impact on small businesses revenues or expenditures, nor will a service be required of them for the implementation 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*):

This proposed rule is not expected to have a fiscal impact on persons other than small businesses, non-small business, state, or local government entities revenues or expenditures, nor will a service be required of them for the implementation 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?):

There are no compliance costs for affected persons. The rule pertains only to initiating and conducting adjudicatory proceedings before the Division and does not directly require the expenditure of any costs. To the extent this rule does require the expenditure of costs, it is anticipated such costs would otherwise be required to comply with the Utah Administrative Procedures Act and thus would be imposed by the statute as opposed to 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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 Natural Resources, Joel Ferry, 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 63G-4-202	Section 63G-4-201	Subsection 63G-4-201(3)
Subsection 63G-4-203(1)	Subsection 63G-4-203(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: 09/22/2025

9. This rule change MAY become effective on: 09/29/2025

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:	Scott Strong, Director	Date:	05/14/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Repeal and Reenact

Rule or Section Number: R651-612 **Filing ID:** 57176

Agency Information

1. Title catchline:	Natural Resources, State Parks
Building:	Natural Resources Building

Street address:	1594 W. North Temple	
City, state:	Salt Lake City, UT 84116	
Mailing address:	P.O. Box 146001	
City, state and zip:	Salt Lake City, UT 84114	
Contact persons:		
Name:	Phone:	Email:
Melanie Shepherd	801-538-7418	melaniemshepherd@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R651-612. Veterans with Disabilities Honor Pass
3. Purpose of the new rule or reason for the change:
The rule repeals and reenacts the Division's Veterans with Disabilities Honors Pass rule. The Division is repealing and replacing the rule to make it more readable and easier to understand, to add provisions related to use of Honors Passes, and to add provisions pertaining to free admission to state park areas for certain disabled Utah veterans.
4. Summary of the new rule or change:
This repeal and reenactment updates and rewrites portions of the rule pertaining to Honor Pass applications and usage. The revisions reorganize provisions of the rule to bring them more in line with current rule writing manual guidance, to make the rule more readable, and to make the rule's provisions easier for the public to understand. The reenactment also adds language that provides Honors Passes may not be used in certain park areas or in lieu of certain fees. Finally, the reenactment sets out provisions regulating free admission to state parks areas for certain disabled Utah veterans.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
HB 155 (2022 General Session) appropriated \$350,000 to Parks to cover the cost of this expanded program, however this rule change does not cost or save the state budget any funding.
B) Local governments:
This rule further clarifies HB 155 (2022 General Session) which expands a free program to individuals, so there is no effect on local governments.
C) Small businesses ("small business" means a business employing 1-49 persons):
This rule further clarifies HB 155 (2022 General Session) which expands a free program to individuals, so there is no effect on small businesses.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
This rule further clarifies HB 155 (2022 General Session) which expands a free program to individuals, so there is no effect 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):
This rule expands a free program to disabled veterans, so there will be increased availability of free access to state parks by disabled veterans.

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

This is a free program, so there will be no increased compliance costs for effected 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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 Natural Resources, Joel Ferry, 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 79-4-304(3)(b)

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:**

09/09/2025

9. This rule change MAY become effective on:

09/29/2025

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:	Scott Strong, Director	Date:	05/13/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or Section Number:

R657-5

Filing ID: 57171

Agency Information

1. Title catchline:	Natural Resources, Wildlife Resources	
Building:	DNR Complex	
Street address:	1594 W. North Temple	
City, state	Salt Lake City, UT 84414-6301	
Mailing address:	PO Box 146301	
City, state and zip:	Salt Lake City, UT 84414-6301	
Contact persons:		
Name:	Phone:	Email:
Staci Coons	801-450-3093	stacicoons@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R657-5. Taking Big Game
3. Purpose of the new rule or reason for the change:
This rule is being amended pursuant to Regional Advisory Council and Wildlife Board meetings conducted annually for taking public input and reviewing the Division of Wildlife's rule pursuant to taking Big Game.
5. Summary of the new rule or change:
The proposed amendments to this rule: 1) requires harvest reporting within 30 days after the big game season ends or by February 15 at the latest; 2) allows for the use of antlerless hunting in and around Alton, UT; 3) allows youth hunting on general-season deer units with a "restricted rifle" hunt; 4) allows for the importation of antlered skulls containing brain material.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
The amendments to Rule R657-5 are administrative in nature, the division determines that these changes can be initiated within the current workload and resources of the Division, therefore, the Division of Wildlife Resources (DWR) does not believe that these amendments would create a cost or savings impact to the state budget or the DWR's budget since the changes will not increase workload and can be carried out with existing budget.
B. Local governments:
Local governments are not directly or indirectly impacted by these proposed amendments because the rule does not create a situation requiring services from local governments.
C. Small businesses ("small business" means a business employing 1-49 persons):
The proposed rule amendments will not directly impact small businesses because a service is not required of them.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
The proposed rule amendments will not directly impact non-small businesses because a service is not required of them.
E. Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):
The proposed rule amendments do not have the potential to impact other persons that hunt big game in Utah, nor is a service required of them.

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

The Division of Wildlife Resources (DWR) determines that this amendment may not create additional costs for those individuals wishing to hunt big game in Utah because it simply clarifies existing harvest reporting deadlines as well as youth opportunities for general season deer hunts and allows a new hunting strategy to remove deer in the city of Alton.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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:

After conducting a thorough analysis, it was determined that this proposed rule amendment will not result in a measurable fiscal impact to businesses. The Executive Director of the Department of Natural Resources, Joel Ferry, 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 23A-2-304

Section 23A-2-305

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:**

07/01/2025

9. This rule change MAY become effective on:

07/08/2025

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:**

Riley Peck, Director

Date:

05/13/2025

NOTICE OF SUBSTANTIVE CHANGE**TYPE OF FILING:** Amendment**Rule or Section Number:****R657-43****Filing ID:** 57172**Agency Information**

1. Title catchline:	Natural Resources, Wildlife Resources	
Building:	DNR Complex	
Street address:	1594 W. North Temple	
City, state	Salt Lake City	
Mailing address:	PO Box 146301	
City, state and zip:	Salt Lake City UT 84114-6301	
Contact persons:		
Name:	Phone:	Email:
Staci Coons	801-450-3093	stacicoons@utah.gov

Please address questions regarding information on this notice to the persons listed above.

General Information

2. Rule or section catchline:
R657-43. Landowner Permits
3. Purpose of the new rule or reason for the change:
This rule is being amended pursuant to Regional Advisory Council and Wildlife Board meetings conducted annually for taking public input and reviewing the Division of Wildlife's rule pursuant to Landowner Association Program.
5. Summary of the new rule or change:
The proposed amendments to this rule: 1) adds the criteria for Landowner tags for Elk in Limited entry units between 4,000 and 8,999 acres in accordance with HB 202 Private Land Big Game Revisions.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
The amendments to Rule R657-43 are program changes that are administrative in nature for the division, the division determines that these changes can be initiated within the current workload and resources of the Division, therefore, the Division of Wildlife Resources (DWR) does not believe that these amendments would create a cost or savings impact to the state budget or the DWR's budget since the changes will not increase workload and can be carried out with existing budget.
B. Local governments:
Since the proposed amendments set the program requirements for Landowner tags for Elk in Limited entry unit, this filing does not create any direct cost or savings impact to local governments. Nor are local governments indirectly impacted because the rule does not create a situation requiring services from local governments.
C. Small businesses ("small business" means a business employing 1-49 persons):
These proposed amendments set the program requirements for Landowner tags for Elk in Limited entry unit, the LOA's are not regulated as a small business therefore, this rule does not impose any additional financial requirements on small businesses, nor generate a cost or saving impact to small businesses because the rule does not create a situation requiring services from them.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
These proposed amendments set the program requirements for Landowner tags for Elk in Limited entry unit, the LOA's are not regulated as a non-small business nor do they have an employer/employee relationship therefore, this rule does not impose

any additional financial requirements on small non-businesses, nor generate a cost or saving impact to small non-businesses because the rule does not create a situation requiring services from them.

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

The rule amendments do have the potential to affect the number of vouchers being issued to each LOA. Because the vouchers are based on the market the LOA's that may decrease in permit numbers may actually see an increase in the tag price and may not have a financial loss. A majority of the LOA's were receiving vouchers recommended at the same rate and will see no change. There has always been potential for the vouchers to increase or decrease each year however, some of the vouchers consistently sell for more than \$40,000. The division determines that this could remain the same.

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

The division determines that there will be no change in cost for those wishing to participate as a Landowner Association in the program.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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:

After conducting a thorough analysis, it was determined that this proposed rule amendment will not result in a measurable fiscal impact to businesses. The Executive Director of the Department of Natural Resources, Joel Ferry, 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 23A-2-304

Section 23A-2-305

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:

07/01/2025

9. This rule change MAY become effective on:	07/08/2025
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:	Riley Peck, Division Director	Date:	05/13/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING:	New		
Rule or Section Number:	R657-55a	Filing ID:	57174

Agency Information

1. Title catchline:		Natural Resources, Wildlife Resources	
Building:		DNR Complex	
Street address:		1594 West North Temple	
City, state		Salt Lake City, UT 84414-6301	
Mailing address:		PO Box 146301	
City, state and zip:		Salt Lake City, UT 84414-6301	
Contact persons:			
Name:		Phone:	Email:
Staci Coons		801-450-3093	stacicoons@utah.gov
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:
R657-55a. Wildlife Expo Permits
3. Purpose of the new rule or reason for the change:
This rule is being created pursuant to Regional Advisory Council and Wildlife Board meetings conducted annually for taking public input and reviewing the Division of Wildlife's rule pursuant to issuing Wildlife Expo Permits.
4. Summary of the new rule or change:
Rule R657-55a is a modified version of the current Wildlife Expo Rule R657-55. Both rules will need to be effective until December 2026 as the current Wildlife Expo contract concludes and the new contract is awarded. Changes to this rule include: 1) the elimination of non-resident-only expo permits; 2) aligning the Expo rule with the Conservation Permit rule in how permits are presented, approved and accounted for; 3) allows for variances and clarifies the conditions and process to hold a virtual expo; 4) removes language related to COVID-19; 5) allows the Expo permit application to cost no less than \$5 and no more than \$10; 6) provides a detailed explanation of how the funds generated will be divided and used; 7) adds tundra swan permits as an option for the expo hunt drawing; and 8) other minor changes as needed.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
The proposed rule can be initiated within the current workload and resources of the Division, therefore, the Division of Wildlife Resources (DWR) determines that the new rule does not create a cost or savings impact to the state budget or the DWR's budget since the changes will not increase workload and can be carried out with existing budget.

B. Local governments:

This filing does not create any direct cost or savings impact to local governments. Nor are local governments indirectly impacted because the rule does not create a situation requiring services from local governments.

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

The proposed rule will not directly impact small businesses because a service is not required of them.

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

The proposed rule will not directly impact non-small businesses because a service is not required of them.

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

This rule does not have the potential to create a cost impact to those wishing to participate in the expo.

F. Compliance costs for affected persons:

The new rule results in a set maximum amount that the contractor will be able to retain to cover the costs of the drawing for the expo permits, that amount is 20% of the total revenue generated from drawing application fees. It also allows the contractor to vary the cost of a drawing application between \$5 and \$10, previously this was set at \$5. It sets the expectation that the remaining revenue generated from the draw needs to be spent to benefit Utah wildlife. There are multiple variables (number of applications, number of groups allotted in the contract, number of projects etc) that will impact the cost of savings that could be generated by the Wildlife Expo, therefore the exact amounts cannot be given, the estimate is that the Wildlife Expo generates two-three million dollars a year for the State of Utah.

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

Regulatory Impact Table			
Fiscal Cost	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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:

After conducting a thorough analysis, it was determined that this proposed rule amendment will not result in a measurable fiscal impact to businesses. The Executive Director of the Department of Natural Resources, Joel Ferry, 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 23A-2-304

Section 23A-2-305

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:

07/01/2025

9. This rule change MAY become effective on:

07/08/2025

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:**

Riley Peck, Director

Date:

05/14/2025

NOTICE OF SUBSTANTIVE CHANGE**TYPE OF FILING:** Amendment**Rule or Section Number:**

R708-41

Filing ID: 57173**Agency Information****1. Title catchline:**

Public Safety, Driver License

Building:

Taylorsville State Office Building

Street address:

4315 S. 2700 W.

City, state:

Taylorsville, UT

Mailing address:

PO Box 144501

City, state and zip:

Salt Lake City, UT 84114

Contact persons:**Name:****Phone:****Email:**

Kim Gibb

801-556-8198

kgibb@utah.gov

Tara Zamora

801-964-4483

tarazamora@utah.gov

Britani Flores

801-884-8313

bflores@utah.gov

Please address questions regarding information on this notice to the persons listed above.

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

R708-41. Requirements for Acceptable Documentation, Storage, and Maintenance

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

This rule change is necessary to implement requirements of SB 177 which passed during the 2025 General Legislative Session.

4. Summary of the new rule or change:

The changes to this rule allow an individual who is in the legal custody of the state to use a local Division of Child and Family Services office address as proof of residency which is required to obtain a driving privilege or identification card.

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 a fiscal impact on state budget. This rule change only adds an option for proof of residency which has neither a cost nor savings associated.

B) Local governments:

This rule change is not expected to have a fiscal impact on any local government budget. This rule change only adds an option for proof of residency which has neither a cost nor savings associated.

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

This rule change is not expected to have a fiscal impact on any small businesses budget. This rule change only adds an option for proof of residency which has neither a cost nor savings associated.

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

This rule change is not expected to have a fiscal impact on any non-small businesses budget. This rule change only adds an option for proof of residency which has neither a cost nor savings associated.

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 a fiscal impact on any persons other than small businesses, non-small businesses, state or local government entities budget. This rule change only adds an option for proof of residency which has neither a cost nor savings associated.

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

This rule change does not have any compliance costs for any affected persons. This rule change only adds an option for proof of residency which has neither a cost nor savings associated.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 Public Safety, Jess L. Anderson, 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 53-3-104		
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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:	07/01/2025
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9. This rule change MAY become effective on:	07/08/2025
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Christopher Caras, Division Director	Date:	05/13/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Repeal

Rule or Section Number:	R765-613	Filing ID: 57163
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Agency Information

1. Title catchline:	Higher Education (Utah Board of), Administration	
Building:	Utah Board of Higher Education Building, The Gateway	
Street address:	60 S. 400 W.	
City, state:	Salt Lake City, UT, 84101	
Contact persons:		
Name:	Phone:	Email:
Hilary Renshaw	801-646-4784	Hilary.renshaw@ushe.edu
Alison Adams	801-646-4784	Alison.adams@ushe.edu
Geoffrey T. Landward	801-646-4784	Glandward@ushe.edu

Please address questions regarding information on this notice to the persons listed above.

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

R765-613. Public Safety Officer Career Advancement Reimbursement Program
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3. Purpose of the new rule or reason for the change:

This administrative rule outlines the Public Safety Officer Career Advancement Reimbursement Program requirements according to Section 53B-8-112. This administrative rule is being repealed because the sunset date for the Public Safety Officer Career Advancement Reimbursement Program was June 30, 2024, and therefore this administrative rule is no longer needed to administer the grant program. This administrative rule can now be repealed.
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4. Summary of the new rule or change:

The Public Safety Officer Career Advancement Reimbursement Program is being repealed because the sunset date for the program was June 20, 2024, and the administrative rule is no longer needed to administer the program.

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

Repealing the administrative rule will not affect the state budget because state funds are no longer being used for this grant program.

B) Local governments:

The repeal will not materially impact local governments because the program has been removed by statute.

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

The repeal will not materially impact small businesses because the program has been removed by statute.

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

The repeal will not materially impact non-small businesses because the program has been removed by statute.

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 repeal will not materially impact persons other than small businesses, non-small businesses, state or local government entities because the program has been removed by statute.

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

The repeal will not carry compliance costs for affected persons because there are no longer state funds being used for this program because the program has been removed by statute.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 Utah Commissioner of Higher Education, Geoffrey Landward, 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 53B-8-112		
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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:

07/01/2025

9. This rule change MAY become effective on:

07/08/2025

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:**

Alison Adams, Board Secretary and Designee

Date:

05/06/2025

End of the Notices of Proposed Rules Section

NOTICES OF CHANGES IN PROPOSED RULES

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

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

While the law does not designate a comment period for a **CHANGE IN PROPOSED RULE**, it does provide for a 30-day waiting period. An agency may accept additional comments during this period and, at its option, may designate a comment period or may hold a public hearing. The 30-day waiting period for **CHANGES IN PROPOSED RULES** published in this issue of the *Utah State Digest* ends July 01, 2025.

From the end of the 30-day waiting period through September 30, 2025, an agency may notify the Office of Administrative Rules that it wants to make the **CHANGE IN PROPOSED RULE** effective. When an agency submits a **NOTICE OF EFFECTIVE DATE** for a **CHANGE IN PROPOSED RULE**, the **PROPOSED RULE** as amended by the **CHANGE IN PROPOSED RULE** becomes the effective rule. The agency sets the effective date. The date may be no fewer than 30 days nor more than 120 days after the publication date of the **CHANGE IN PROPOSED RULE**. If the agency designates a public comment period, the effective date may be no fewer than seven calendar days after the close of the public comment period nor more than 120 days after the publication date. Alternatively, the agency may file another **CHANGE IN PROPOSED RULE** in response to additional comments received. If the Office of Administrative Rules does not receive a **NOTICE OF EFFECTIVE DATE** or another **CHANGE IN PROPOSED RULE** by the end of the 120-day period after publication, the **CHANGE IN PROPOSED RULE** filing, along with its associated **PROPOSED RULE**, lapses.

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

The Changes in Proposed Rules Begin on the Following Page

NOTICE OF SUBSTANTIVE CHANGE**TYPE OF FILING:** CPR (Change in Proposed Rule)**Rule or Section Number:****R307-110-17****Filing ID: 57035****Date of Previous Publication (Only for CPRs):** 03/01/2025**Agency Information**

1. Title catchline:	Environmental Quality, Air Quality
Building:	Multi-Agency State Office Building
Street address:	195 N 1950 W
City, state	Salt Lake City, UT
Mailing address:	PO Box 144820
City, state and zip:	Salt Lake City, UT 84114-4820

Contact persons:

Name:	Phone:	Email:
Ana Williams	801-536-4153	anawilliams@utah.gov
Jazmine Lopez	801-536-4050	jazminelopez@utah.gov

Please address questions regarding information on this notice to the persons listed above.**General Information****2. Rule or section catchline:**

R307-110-17. Section IX, Control Measures for Area and Point Sources, Part H, Emission Limits

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

The purpose of the amendment to Section R307-110-17 is to amend the Utah State Implementation Plan, Subsections IX.H.11 and IX.H.12 Emission Limits and Operating Practices to comply with the Clean Air Act requirements for Serious PM2.5 nonattainment areas as listed in Title 40 Code of Federal Regulations, Part 51, Subpart Z (40 CFR 51 Subpart Z). Section R307-110-17 incorporates amendments to Subsections IX.H.11 and IX.H.12 into the rule.

After publication, significant changes were made to the drafted incorporated document. However, the adoption date of the incorporation remains the same. Since the date of adoption is the same, no marked changes are reflected on the rule text. All changes in the incorporated document are accounted for in box 4.

4. Summary of the new rule or change:

This change in the incorporated document is in response to comments received from impacted stakeholders during the public comment process after the Utah Air Quality Board proposed the amendments for a 30-day public comment period.

The following changes to the incorporation were made in response to public comments:

- 1) Emission limits for two units at Big West Oil have been increased.
- 2) The deadline for initial stack testing for two units at Chevron has been changed from 2025 to 2027.
- 3) The stack testing frequency for two units at Marathon has been changed from annually to every three years.
- 4) Additional clarifying language has been added to various conditions in Part H.

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

This rule amendment is not expected to create additional costs or savings for the state government. These facilities are already permitted and inspected under existing rules and have existing stack testing requirements in place. Inspectors will be able to confirm compliance as part of normal stack testing processes.

B. Local governments:

This rule amendment is not expected to impact local governments; therefore, no costs or savings are anticipated. This rule section does not regulate local governments, and only impacts four non-small businesses.

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

This rule amendment is not expected to impact small businesses; therefore, no costs or savings are anticipated. This rule section does not regulate small businesses, and only impacts four non-small businesses.

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

The Utah Division of Air Quality anticipates that these changes to the proposed rule will impact four non-small businesses. The impacts are described below.

These changes will require new stack testing requirements on 11 emission units located across four non-small businesses. Stack testing costs were calculated based on information submitted to the UDAQ as part of the BACT/BACM process in 2017 for the PM_{2.5} Serious SIP. Assuming an average of \$5,441 for stack testing costs, and accounting for inflation changes from 2017 to 2025, an average stack testing value of \$7,071.38 was used. Stack tests will be required every three years, and start at different times across the four non-small businesses.

Therefore, for 11 units, stack testing every three years across four non-small businesses, the estimated impact will be \$77,785.18 per testing period. Averaged across the four non-small businesses, the average estimated impact for one non-small business will be \$19,446.30.

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 amendment does not apply to persons other than small businesses, non-small businesses, state, or local government entities; therefore, no additional costs or savings are expected because of these changes. This rule change does not regulate any persons other than four non-small businesses.

F. Compliance costs for affected persons:

Compliance costs will consist of additional stack testing for four non-small businesses. The impacts are described below.

Compliance costs are estimated at \$77,785.18 every testing period for additional stack testing requirements. Averaged across the four non-small businesses, the average estimated compliance cost for one non-small business will be \$19,446.30.

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	FY2025	FY2026	FY2027
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$49,499.66	\$0	\$28,285.52
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$49,499.66	\$0	\$28,285.52
Fiscal Benefits	FY2025	FY2026	FY2027
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	(\$49,499.66)	\$0	(\$28,285.52)

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

The Executive Director of the Department of Environmental Quality, Tim Davis, 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 19-2-104		
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Incorporations by Reference Information**7. Incorporations by Reference :****A) This rule adds or updates the following title of materials incorporated by references :**

Official Title of Materials Incorporated (from title page)	Section IX, Control Measures for Area and Point Sources, Part H, Emission Limits.
Publisher	Division of Air Quality, Utah Department of Environmental Quality
Issue Date	05/07/2025

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:	No Formal Comment Period
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9. This rule change MAY become effective on:	07/02/2025
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Bryce C. Bird, Director, Division of Air Quality	Date:	04/21/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: CPR (Change in Proposed Rule)		
Rule or Section Number:	R432-270	Filing ID: 56887
Date of Previous Publication (Only for CPRs):	04/01/2025	

Agency Information

1. Title catchline:	Health and Human Services, Health Care Facility Licensing
Building:	Multi-Agency State Office Building
Street address:	195 N. 1950 W.
City, state	Salt Lake City, UT
Mailing address:	195 N. 1950 W.
City, state and zip:	Salt Lake City, UT 84116

NOTICES OF CHANGES IN PROPOSED RULES

Contact persons:		
Name:	Phone:	Email:
Janice Weinman	385-321-5586	jweinman@utah.gov
Mariah Noble	385-214-1150	mariahnoble@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R432-270. Assisted Living Facilities
3. Purpose of the new rule or reason for the change:
Upon review of a previously filed change in proposed rule (CPR), the Department of Health and Human Services (department) determined it was necessary to file this CPR to further update the rule to remove critical incident reporting requirements that no longer apply to health facilities and clarify incident reporting requirements that apply to assisted living facilities.
4. Summary of the new rule or change:
This filing removes critical incident reporting requirements that no longer apply to health facilities and adds back a provision to clarify requirements for incident reporting in assisted living facilities. This filing also updates references to renumbered sections. Additionally, it makes style and formatting changes to comply with the Rulewriting Manual for Utah and align this rule with other rules under the department.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
There is no anticipated fiscal impact to the state budget, as this filing does not change the existing process for licensure and re-licensure inspections.
This filing removes critical incident reporting requirements that no longer apply to health facilities and clarifies existing incident reporting requirements that apply to assisted living facilities.
B) Local governments:
There is no anticipated fiscal impact to local governments because health care facilities are regulated by the Department and not local governments.
There will be no change in local business licensing or any other processes with which local government is involved as a result of this filing.
C) Small businesses ("small business" means a business employing 1-49 persons):
There is no anticipated fiscal impact to small businesses, as this filing does not change the existing process for licensure and re-licensure inspections.
This filing removes critical incident reporting requirements that no longer apply to health facilities and clarifies existing incident reporting requirements that apply to assisted living facilities.
D) Non-small businesses ("non-small business" means a business employing 50 or more persons):
There is no anticipated fiscal impact to non-small businesses, as this filing does not change the existing process for licensure and re-licensure inspections.

This filing removes critical incident reporting requirements that no longer apply to health facilities and clarifies existing incident reporting requirements that apply to assisted living facilities.

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 fiscal impact to persons other than small businesses, non-small businesses, state or local government entities, as this filing does not change the existing process for licensure and re-licensure inspections.

This filing removes critical incident reporting requirements that no longer apply to health facilities and clarifies existing incident reporting requirements that apply to assisted living facilities.

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 anticipated compliance costs for affected persons, as this filing does not change the existing process for licensure and re-licensure inspections.

This filing removes critical incident reporting requirements that no longer apply to health facilities and clarifies existing incident reporting requirements that apply to assisted living facilities.

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	FY2025	FY2026	FY2027
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	FY2025	FY2026	FY2027
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 S. 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 26B-2-202		
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NOTICES OF CHANGES IN PROPOSED RULES

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:	07/01/2025
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9. This rule change MAY become effective on:	07/08/2025
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NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

Agency head or designee and title:	Tracy S. Gruber, Executive Director	Date:	05/14/2025
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End of the Notices of Changes in Proposed Rules Section

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Within five years of an administrative rule's original enactment or last five-year review, the 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.

NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule Number:	R23-7	Filing ID: 55134
Effective Date:	05/05/2025	

Agency Information

1. Title catchline:	Government Operations, Facilities Construction and Management	
Building:	Taylorsville State Office Building	
Street address:	4315 S. 2700 W. 3 rd Floor	
City, state	Taylorsville, UT 84129	
Contact persons:		
Name:	Phone:	Email:
Mike Kelley	801-957-7239	mkelley@agutah.gov
Michelle Adams	801-957-7240	michelledadams@agutah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R23-7. State Construction Contracts and Drug and Alcohol Testing
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 Rule is explicitly and specifically required by Section 63G-6a-1303.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments were received since the last five-year review of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The rule is explicitly and specifically required by 63G-6a-1303.

Agency Authorization Information

Agency head or designee and title:	Andy Marr, Interim Director	Date:	05/05/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R36-1	Filing ID:	53540
Effective Date:	05/05/2025		

Agency Information

Agency Information		
1. Title catchline:	Government Operations, Records Management Committee	
Street address:	346 S. Rio Grande St.	
City, state	Salt Lake City, UT 84101-1106	
Contact persons:		
Name:	Phone:	Email:
Rebekkah Shaw	385-386-1955	rshaw@utah.gov
Kendra Yates	801 531-3856	kendrayates@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R36-1. Records Management Committee
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is enacted under Section 63A-12-104 which allows the Division of Archives and Records Services to make rules establishing procedures for records management. Section 63A-12-112 creates the Records Management Committee in Archives and Subsection 63A-12-113(4) requires the state archivist to provide support services for the Committee.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments were received since the last five-year review of this rule.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The information in Rule R36-1 are intended to clarify for any participants, what the procedures are for Committee meetings.

Agency Authorization Information

Agency head or designee and title:	Ken Williams, State Archivist	Date:	05/05/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R58-26	Filing ID:	52706
Effective Date:	05/07/2025		

Agency Information

1. Title catchline:	Agriculture and Food, Animal Industry		
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FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Building:	Taylorsville State Office Building, South Bldg., Floor 2	
Street address:	4315 S. 2700 W.	
City, state	Taylorsville, UT	
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
Leann Hunting	801-982-2200	leannhunting@utah.gov
Kelly Pehrson	801-982-2200	kwpehrson@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R58-26. Custom Exempt Slaughter Verification of Ownership
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 necessary because Subsection 4-24-304(2)(b) authorizes the Department to exempt custom slaughter licensees from brand inspection but requires verification of ownership before slaughter for the owner's use. This rule outlines how licensees can meet this mandatory ownership verification.
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 any public comments regarding the continuation of this rule over the last five years.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The Department would like to continue this rule because it allows custom-exempt licensees to efficiently verify livestock ownership before slaughter, fulfilling the intent of brand inspections without straining Department resources. The 8 currently licensed individuals have successfully completed over 1,200 ownership verifications in the last six months, demonstrating the effectiveness and value of this decentralized approach.

Agency Authorization Information

Agency head or designee and title:	Interim Commissioner, Kelly Pehrson	Date:	05/07/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R70-101	Filing ID: 56972
Effective Date:	05/07/2025	

Agency Information

1. Title catchline:	Agriculture and Food, Regulatory Services
Building:	Taylorsville State Office Buildings, South Bldg, Floor 2
Street address:	4315 S. 2700 W.
City, state	Taylorsville, UT
Mailing address:	PO BOX 16500

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

City, state and zip:	Salt Lake City, UT 84114	
Contact persons:		
Name:	Phone:	Email:
Amber Brown	385-245-5222	Ambermbrown@Utah.gov
Kelly Pehrson	801-982-2200	Kwpehrson@Utah.gov
Travis Waller	801-982-2200	Twaller@Utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R70-101. Bedding, Upholstered Furniture, and Quilted Clothing
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Section 4-10-103 authorizes the Department to create rules that administer and enforce the Bedding, Upholstered Furniture, and Quilted Clothing Inspection Act. This rule establishes the standards, practices, and procedures for the manufacture, repair, sale, and distribution of these articles.
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:
Over the last five years, public comments have prompted revisions to this rule, particularly concerning online sales requirements. Following an April 2023 revision, industry inquiries led the Department to file a revised rule in September 2024 for better clarity. Further comments resulted in filing a CPR in October 2024. Despite ongoing discussions with industry partners, statutory labeling requirements in Section 4-10-107 prevented a full resolution for online requirements. In the 2025 Legislative General Session, legislators indicated that online requirements were outside the Act's intent, necessitating an update to remove them.
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:
The Department wants to continue this rule because it clearly outlines the requirements for permittees and the labeling of applicable articles, thereby ensuring the safe manufacture, repair, sale, and distribution of these items within the state, consistent with the Bedding, Upholstered Furniture, and Quilted Clothing Inspection Act. While past public comments led to clarifications, legislative guidance in the 2025 session indicated that online sales requirements were not the intent of the Act. Consequently, the Department filed a CPR in April 2025 to remove all references to online sales, aligning the current rule with the Act's original authority and intent.

Agency Authorization Information

Agency head or designee and title:	Interim Commissioner, Kelly Pehrson	Date:	05/07/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R164-32	Filing ID: 50338
Effective Date:	05/06/2025	

Agency Information

1. Title catchline:	Commerce, Securities
Building:	Heber Wells Building
Street address:	160 E 300 S
City, state	Salt Lake City, UT
Mailing address:	160 E 300 S – 2 nd Floor

City, state and zip:	Salt Lake City, UT 84111-6760	
Contact persons:		
Name:	Phone:	Email:
Charles Lyons	801-530-6940	clyons@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R164-32. Codification of Precedent
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 63G-3-201(2) requires rulemaking when Division agency action authorizes, requires, or prohibits an action; provides or prohibits a material benefit; applies to a class of persons or another agency; or is explicitly or implicitly authorized by statute. Subsection 63G-3-201(3) requires rulemaking when the Division issues a written interpretation of a state or federal legal mandate. Subsection 63G-3-201(6) requires rulemaking to incorporate principles of law not already in Division rules that are established by final adjudicative decisions within 120 days after the decision is announced in its cases. Section 61-1-24 authorizes the Division to make rules when necessary to carry out provisions of the Utah Uniform Securities Act.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No comments have been received.
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 the provisions of the Administrative Rulemaking Act as set forth above, and codifies holdings set forth in final orders issued in formal administrative proceedings. The rule assists the public and licensees by incorporating principles and interpretations of law articulated in final orders into Division rules.

Agency Authorization Information

Agency head or designee and title:	Kenneth Barton, Interim Director	Date:	05/05/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R251-303	Filing ID: 50354
Effective Date:	05/08/2025	

Agency Information

1. Title catchline:	Corrections, Administration	
Building:	Utah Department of Corrections	
Street address:	14717 S Minuteman Dr	
City, state	Draper, UT 84020	
Contact persons:		
Name:	Phone:	Email:
Dan Blanchard	801-400-7797	danblanchard@utah.gov
Tyler Johnson	385-228-9883	tajohnson@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R251-303. Offenders' Use of Telephones
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is authorized by Sections 63G-3-201 and 64-13-10. Specifically, an agency action - authorization to listen to phone conversations of residents at department community correctional centers - impacts the privacy of individuals from the general public. This rule is required under Subsection 63G-3-201(2) and authorized in the department's rulemaking authority under Section 64-13-10.
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 any written comments regarding 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 provides the department's policy and procedures governing offenders' access to and use of telephones. It also authorizes the department to listen to offender's telephone conversations at community correctional centers to ensure phones are used for authorized purposes.

Agency Authorization Information

Agency head or designee and title:	Jared Garcia, Executive Director	Date:	5/5/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R277-497	Filing ID: 55488
Effective Date:	05/14/2025	

Agency Information

1. Title catchline:	Education, Administration		
Building:	Board of Education		
Street address:	250 E 500 S		
City, state	Salt Lake City, Utah 84111		
Mailing address:	PO Box 144200		
City, state and zip:	Salt Lake City, Utah 84114-4200		
Contact persons:			
Name:	Phone:	Email:	
Elisse Newey	801-538-7550	elisse.newey@schools.utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule catchline:
R277-497. School Accountability System
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
This rule is authorized by Utah Constitution Article X, Section 3, which vests general control and supervision over public education in the Board; Subsection 53E-3-401(4), which allows the Board to make rules to execute the Board's duties and

responsibilities under the Utah Constitution and state law; and Section 53E-5-202, which directs the Board to adopt rules to implement a statewide accountability system.

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

There were no public comments 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 for continuation in order to establish performance thresholds for meaningfully differentiating schools, provisions for the methodology of calculating points, and exclusions from the school accountability system.

Agency Authorization Information

Agency head or designee and title:	Elisse Newey, Deputy Superintendent of Policy	Date:	05/15/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R307-122	Filing ID: 53573
Effective Date:	05/07/2025	

Agency Information

1. Title catchline:	Environmental Quality, Air Quality	
Building:	Multi Agency State Office Building	
Street address:	195 N 1950 W	
City, state	Salt Lake City, UT	
Mailing address:	PO BOX 144820	
City, state and zip:	Salt Lake City, UT 84114-4820	
Contact persons:		
Name:	Phone:	Email:
Mat Carlile	385-306-6535	mcarlile@utah.gov
Jazmine Lopez	801-536-4050	jazminelopez@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R307-122. General Requirements: Heavy Duty Vehicle Tax Credit
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>Rule R307-122 is enacted under the authority granted by Utah Code Sections 59-7-618.1 and 59-10-1033.1, which establish the income tax credits available for the purchase of qualified heavy-duty vehicles. Subsections 59-7-618.1(6)(a) and 59-10-1033.1(6)(a) specifically require the purchaser to provide proof of a qualified purchase to the director to claim the tax credit.</p> <p>Section 19-2-104 grants the Air Quality Board the authority to make rules under Title 63G, Chapter 3, Utah Administrative Rulemaking Act. This statutory authority empowers the Board to establish procedures through Rule R307-122 to ensure compliance with the requirements for claiming the income tax credit.</p> <p>These statutory provisions collectively authorize the creation and continuation of Rule R307-122 to define the necessary procedures for demonstrating eligibility for the tax credit, ensuring that the process remains transparent, consistent, and aligned with legislative intent.</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:

No written comments have been received since the previous review in August 2020.

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

Rule R307-122 remains essential to ensure proper administration of the income tax credits established under Utah Code Sections 59-7-618.1 and 59-10-1033.1 for the purchase of qualified heavy-duty vehicles. The rule provides a clear framework for verifying proof of qualified purchases, ensuring compliance with statutory requirements, and preventing misuse of tax credits.

By defining procedures for documentation and verification, Rule R307-122 maintains accountability, promotes administrative efficiency, and protects public funds. Continuation of the rule is necessary to uphold the integrity of the tax credit program and fulfill the Air Quality Board's statutory responsibility under Utah Code Section 19-2-104.

Agency Authorization Information

Agency head or designee and title:	Bryce C. Bird, Director, Division of Air Quality	Date:	04/08/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R512-11	Filing ID: 55624
Effective Date:	05/13/2025	

Agency Information

1. Title catchline:	Health and Human Services, Child and Family Services.	
Building:	Multi-Agency State Office Building	
Street address:	195 N. 1950 W.	
City, state	Salt Lake City, UT	
Mailing address:	195 N. 1950 W.	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Corey Blythe	801-891-9068	coblythe@utah.gov
Cosette Mills	385-242-5482	cwmills@utah.gov
Mariah Noble	385-214-1150	mariahnoble@utah.gov

Please address questions regarding information on this notice to the persons listed above.

General Information

2. Rule catchline:
R512-11. Accommodation of Moral and Religious Beliefs and Culture
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 80-2-302(1)(e) requires the Division of Child and Family Services (division) to make rules that establish procedures to accommodate the moral and religious beliefs, and culture, of the minors and families that the division serves.
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 division has not received any written comments in support of or opposition to this rule since its 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:

Continuation of this rule is necessary because this rule implements and defines statutorily required procedures to accommodate the moral and religious beliefs, and culture of the minors and families served by the division by rule.

As there were no comments in opposition to this rule, the division did not respond to any such comments.

Agency Authorization Information

Agency head or designee and title:	Tracy S. Gruber, Executive Director	Date:	05/13/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R512-203	Filing ID: 55638
Effective Date:	05/13/2025	

Agency Information

1. Title catchline:	Health and Human Services, Child and Family Services	
Building:	Multi-Agency State Office Building	
Street address:	195 N. 1950 W.	
City, state	Salt Lake City, UT	
Mailing address:	195 N. 1950 W.	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Corey Blythe	801-891-9068	coblythe@utah.gov
Cosette Mills	385-242-5482	cwmills@utah.gov
Mariah Noble	385-214-1150	mariahnoble@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R512-203. Child Protective Services, Significant Risk Assessments
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Subsection 80-1-102(83) defines "significant risk" as a risk of harm that is determined to be significant in accordance with risk assessment tools and rules established by the Division of Child and Family Services (division), taking into account age, social factors, emotional factors, sexual factors, intellectual factors, family risk factors, and other considerations. Section 80-2-302 allows the division to make rules providing oversight for child welfare services.
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 division has not received any written comments in support of or opposition to this rule since its 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:
Continuation of this rule is necessary because this rule implements the statutorily required oversight to determine significant risk of harm through establishment and implementation of risk assessment tools. Subsection 80-1-102(78)(a)(ii). specifies when a

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

severe finding can be made against a juvenile based on the risk level determined by the risk assessment. This rule specifies how risk assessments are used.

As there were no comments in opposition to this rule, the division did not respond to any such comments.

Agency Authorization Information

Agency head or designee and title:	Tracy S. Gruber, Executive Director	Date:	05/13/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R512-308	Filing ID: 55988
Effective Date:	05/13/2025	

Agency Information

1. Title catchline:	Health and Human Services, Child and Family Services	
Building:	Multi-Agency State Office Building	
Street address:	195 N. 1950 W.	
City, state	Salt Lake City, UT	
Mailing address:	195 N. 1950 W.	
City, state and zip:	Salt Lake City, UT 84116	
Contact persons:		
Name:	Phone:	Email:
Corey Blythe	801-891-9068	coblythe@utah.gov
Cosette Mills	385-242-5482	cwmills@utah.gov
Mariah Noble	385-214-1150	mariahnoble@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R512-308. Out-of-Home Services, Guardianship Services and Placements
3. A concise explanation of the particular statutory provisions under which the rule is enacted and how these provisions authorize or require this rule:
Under Section 80-2-301, the Division of Child and Family Services (division) has a responsibility to provide for a child in care, preferably to keep or return a child to the child's home. When that is not possible, the division has a responsibility to provide an alternative permanency option for the child, including "guardianship." This rule outlines the process for establishing permanent custody and guardianship to a relative or non-relative of a child in division custody. Subsection 80-2-302(1)(a)(i) provides the division with authority to make rules that establish standards for eligibility for services offered by the division.
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 division has not received any written comments in support of or opposition to this rule since its 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:
Continuation of this rule is necessary because this rule implements the scope of services for a child in division custody for whom permanent custody and guardianship is the best option, when return home or adoption are not in a child's best interest.
As there were no comments in opposition to this rule, the division did not respond to any such comments.

Agency Authorization Information

Agency head or designee and title:	Tracy S. Gruber, Executive Director	Date:	05/13/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R765-570	Filing ID: 53760
Effective Date:	05/12/2025	

Agency Information

1. Title catchline:	Higher Education (Utah Board of), Administration	
Building:	Utah Board of Higher Education Building, The Gateway	
Street address:	60 S. 400 W.	
City, state	Salt Lake City UT 84101	
Contact persons:		
Name:	Phone:	Email:
Hilary Renshaw	801-646-4784	Hilary.renshaw@ushe.edu
Alison A. Adams	801-646-4784	Alison.adams@ushe.edu
Geoffrey T. Landward	801-646-4784	Glandward@ushe.edu
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R765-570. Higher Education Disclosures
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 53B-1-112 authorizes and requires institutions of higher education to make certain disclosures. This rule was the mechanism by which those disclosures were required, and it is now being replaced with minor changes by Rule R765-266.
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:
A repeal has been filed and is pending for Rule R765-570.
Editor's note: The repeal for R765-570 was published in the May 1, 2025 Bulletin, Filing ID 57113.

Agency Authorization Information

Agency head or designee and title:	Alison Adams, Board Secretary and Designee	Date:	05/12/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R850-150	Filing ID: 52054
Effective Date:	05/05/2025	

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Agency Information

1. Title catchline:	School and Institutional Trust Lands, Administration	
Building:	Tower 102	
Street address:	102 South 200 East, Suite 600	
City, state	Salt Lake City, UT	
Contact persons:		
Name:	Phone:	Email:
Mike Johnson	801-538-5180	mjohnson@utah.gov
Lisa Wells	801-538-5154	lisawells@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R850-150. Rare Plant Species
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 change is authorized or mandated by state law and implements or interprets the following state and federal laws. State code or constitution citations (required) Section 53C-2-202.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:
No written comments have been received by the agency about 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 rule defines "Conservation Agreement" as being the Conservation Agreement and Strategy for Graham's Beardtongue and White River Beardtongue, dated July 22, 2014. It also defines "Conservation Area" as any trust lands located within the Conservation Area described in Appendices A and B of the Conservation Agreement. The rule further restricts surface disturbance within Conservation Areas without prior agency approval.

Agency Authorization Information

Agency head or designee and title:	Michelle McConkie, Director	Date:	05/05/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R909-3	Filing ID: 54318
Effective Date:	05/12/2025	

Agency Information

1. Title catchline:	Transportation, Motor Carrier	
Building:	Calvin Rampton	
Street address:	4501 S. 2700 W.	
City, state	Taylorsville, UT	
Mailing address:	P.O. Box 148455	
City, state and zip:	Salt Lake City, Utah 84114-8455	
Contact persons:		
Name:	Phone:	Email:

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Leif Elder	801-580-8296	lelder@utah.gov
Marlene Galindo	801-965-4026	mgalindo1@utah.gov
James Godin	801-573-7181	jamesjgodin@agutah.gov
Lori Edwards	385-341-3414	loriedwards@agutah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R909-3. Standards for Advertisement on Utah School Buses
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 41-6a-1309 requires the Department of Transportation to make rules governing the placement and size of advertisements on school buses.
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:
Section 41-6a-1309 still requires this rule, and the Department is choosing to continue it.

Agency Authorization Information

Agency head or designee and title:	Carlos M. Bracerias, P.E., Executive Director, UDOT	Date:	05/12/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R916-4	Filing ID: 52122
Effective Date:	05/12/2025	

Agency Information

1. Title catchline:	Transportation, Operations, Construction	
Building:	Calvin Rampton	
Street address:	4501 S. 2700 W.	
City, state	Taylorsville, UT	
Mailing address:	P.O. Box 148455	
City, state and zip:	Salt Lake City, Utah 84114-8455	
Contact persons:		
Name:	Phone:	Email:
Leif Elder	801-580-8296	lelder@utah.gov
Marlene Galindo	801-965-4026	mgalindo1@utah.gov
James Godin	801-573-7181	jamesjgodin@agutah.gov
Lori Edwards	385-341-3414	loriedwards@agutah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R916-4. Construction Manager/General Contractor and Progressive Construction Manager/General Contractor Contracts
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 63G-6a-1302 authorizes the Department of Transportation to make rules regarding alternative methods of construction contracting management, including construction manager/general contractor and progressive construction manager/general contractor contract management.
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:
Section 63G-6a-1302 still authorizes this rule, and the Department is choosing to continue it.

Agency Authorization Information

Agency head or designee and title:	Carlos M. Bracerias, P.E., Executive Director, UDOT	Date:	05/12/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule Number:	R930-8	Filing ID: 56848
Effective Date:	05/12/2025	

Agency Information

1. Title catchline:	Transportation, Preconstruction	
Building:	Calvin Rampton	
Street address:	4501 S. 2700 W.	
City, state	Taylorsville, UT	
Mailing address:	P.O. Box 148455	
City, state and zip:	Salt Lake City, Utah 84114-8455	
Contact persons:		
Name:	Phone:	Email:
Leif Elder	801-580-8296	lelder@utah.gov
Marlene Galindo	801-965-4026	mgalindo1@utah.gov
James Godin	801-573-7181	jamesjgodin@agutah.gov
Lori Edwards	385-341-3414	loriedwards@agutah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R930-8. Utility Relocations Required by Department Projects
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 72-6-116 authorizes the Department of Transportation to make rules for the installation, construction, maintenance, repair, renewal, system upgrade, and relocation of all utilities.

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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 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:
Section 72-6-116 still authorizes this rule, and the Department is choosing to continue it.

Agency Authorization Information

Agency head or designee and title:	Carlos M. Braceras, P.E., Executive Director, UDOT	Date:	05/12/2025
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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:	R251-104	Filing ID: 50352
New Deadline Date:	10/07/2025	

Agency Information

1. Title catchline:	Corrections, Administration	
Building:	Administration Building	
Street address:	14717 S. Minuteman Dr.	
City, state	Draper, UT 84020	
Contact persons:		
Name:	Phone:	Email:
Dan Blanchard	801-400-7797	danblanchard@utah.gov
Tyler Johnson	385-228-9883	tajohnson@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:
R251-104. Declaratory Orders
3. Reason for requesting the extension:
The reason for requesting this extension is to consider updates to the rule and allow additional time to submit potential amendments.

Agency Authorization Information

Agency head or designee and title:	Jared Garcia, Executive Director	Date:	05/05/2025
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End of the Notices of Five-Year Review Extensions Section

NOTICES OF FIVE-YEAR EXPIRATIONS

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). The Office of Administrative Rules (Office) is required to notify agencies of rules due for review at least 180 days prior to the anniversary date. 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 EXTENSION (EXTENSION)** with the Office. However, if the agency fails to file either the **FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION** or the **EXTENSION** by the date provide by the Office, the rule expires.

Upon expiration of the rule, the Office files a **NOTICE OF FIVE-YEAR EXPIRATION (EXPIRATION)** to document the action. The Office is required to remove the rule from the *Utah Administrative Code*. The agency may no longer enforce the rule and it must follow regular rulemaking procedures to replace the rule if it is still needed.

The Office has filed **EXPIRATIONS** for each of the rules listed below which were not reviewed in accordance with Section 63G-3-305. These rules have expired and have been removed from the *Utah Administrative Code*.

The expiration of administrative rules for failure to comply with the five-year review requirement is governed by Subsection 63G-3-305(8).

NOTICE OF EXPIRED RULE		
Rule Number:	R105-3	Filing ID: 50207
Effective Date:	05/21/2025	

Agency Information		
1. Title catchline:	Attorney General, Administration	
Street address:	350 N. State Street, Suite #230	
City, state, and zip:	Salt Lake City, Utah	
Contact person(s):		
Name:	Phone:	Email:
Nancy L. Lancaster	801-657-1644	rulesonline@utah.gov

General Information	
2. Title of rule (catchline):	R105-3. White Collar Crime Registry
3. Summary:	This rule expired because a five-year review was not filed on Rule R105-3 due to staff turnover. An emergency rule has been filed to replace the expired rule (R105-5 Filing ID: 57190).

End of the Notices of Notices of Five-Year Expirations 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. 57071 (Amendment) R277-113: LEA Fiscal and Auditing Policies

Published: 4/1/2025

Effective: 5/8/2025

No. 57072 (Amendment) R277-304: Teacher Preparation Programs

Published: 4/1/2025

Effective: 5/8/2025

No. 57073 (Amendment) R277-407: School Fees

Published: 4/1/2025

Effective: 5/8/2025

No. 57074 (Amendment) R277-417: Prohibiting LEAs and Third Party Providers from Offering Incentives or Disbursement for Enrollment or Participation

Published: 4/1/2025

Effective: 5/8/2025

No. 57075 (Amendment) R277-714: Unsafe School Choice Option

Published: 4/1/2025

Effective: 5/8/2025

Governor

Criminal and Juvenile Justice (State Commission on)

No. 57083 (Amendment) R356-8: Designation of Commission Duties

Published: 4/15/2025

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Health and Human Services

Administration

No. 56883 (Amendment) R380-600: Licensing General Provisions-Enforcement

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No. 56883 (Amendment-CPR) R380-600: Licensing General Provisions-Enforcement

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Child Care Center Licensing

No. 56910 (Repeal and Reenact) R381-40: Commercial Preschool Programs

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No. 56910 (Repeal and Reenact-CPR) R381-40: Commercial Preschool Programs

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No. 56911 (Repeal and Reenact) R381-60: Hourly Child Care Centers

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No. 56911 (Repeal and Reenact-CPR) R381-60: Hourly Child Care Centers

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No. 56885 (Repeal and Reenact) R381-70: Out-of-School-Time Child Care Programs

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No. 56885 (Repeal and Reenact-CPR) R381-70: Out-of-School-Time Child Care Programs

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No. 56903 (Repeal and Reenact) R381-100: Child Care Centers

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No. 56903 (Repeal and Reenact-CPR) R381-100: Child Care Centers

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Integrated Healthcare

No. 57068 (Amendment) R414-507: Ground Ambulance Service Provider Assessments

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Residential Child Care Licensing

No. 56909 (Repeal and Reenact) R430-8: Exemptions From Child Care Licensing

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No. 56909 (Repeal and Reenact-CPR) R430-8: Exemptions From Child Care Licensing

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No. 56908 (Repeal and Reenact) R430-50: Residential Certificate Child Care

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No. 56908 (Repeal and Reenact-CPR) R430-50: Residential Certificate Child Care

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No. 56906 (Repeal and Reenact) R430-90: Licensed Family Child Care

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No. 56906 (Repeal and Reenact-CPR) R430-90: Licensed Family Child Care

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NOTICES OF RULE EFFECTIVE DATES

Health Care Facility Licensing

No. 56889 (Repeal and Reenact) R432-45: Nurse Aide Training and Competency Evaluation Program

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No. 56889 (Repeal and Reenact-CPR) R432-45: Nurse Aide Training and Competency Evaluation Program

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Human Services Program Licensing

No. 57067 (Repeal) R501-3: Inspection and Emergency Enforcement

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Public Safety

Administration

No. 57088 (Amendment) R698-8: Local Public Safety and Firefighter Surviving Spouse Trust Fund

Published: 4/15/2025

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Peace Officer Standards and Training

No. 57069 (Amendment) R728-403: Procedures for Certification

Published: 4/1/2025

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No. 57070 (Amendment) R728-409: Suspension, Revocation, or Relinquishment of Certification

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No. 57076 (Amendment) R728-508: Police Service Patrol and SWAT Canine Training, Certification, and Recertification Standards

Published: 4/1/2025

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Transportation

Program Development

No. 57055 (Repeal) R926-8: Guidelines for Partnering with Local Governments

Published: 4/1/2025

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Transportation Commission

Administration

No. 57056 (New Rule) R940-11: Guidelines for Partnering with Local Governments

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End of the Notices of Rule Effective Dates Section