

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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Utah state digest.

Semimonthly.

1. Delegated legislation--Utah--Digests.

I. Utah. Office of Administrative Rules.

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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.

EXECUTIVE ORDER 2025-06

Establishing the BUILD Coordinating Council

WHEREAS, Utah is one of the fastest growing states in the nation;

WHEREAS, a growing population means an increasing demand for housing, transportation, water, energy, open space, recreation, and impact on air quality;

WHEREAS, Utahns are concerned about the impacts of growth on the quality of life in the state;

WHEREAS, growth issues are interrelated and decisions about one issue often affect other issues;

WHEREAS, the state of Utah is entering an increasingly resource-constrained environment, which will necessitate more careful decision-making to ensure the best use of Utah's resources;

WHEREAS, multiple state agencies are currently working to address growth challenges as topics overlap agency responsibilities;

WHEREAS, there is a shared desire to enable more efficient, effective, and coordinated decision-making to best serve the residents of Utah without creating redundancies; and

WHEREAS, the Legislature of the state of Utah passed HCR 11, Concurrent Resolution Recognizing the Importance of Cross-issue Growth Impacts (2024), which encourages state agencies and their partners to include consideration of cross-issue growth impacts in state funding, policy, and program design, development, and evaluation;

NOW, THEREFORE, I, Spencer J. Cox, Governor of the state of Utah, by the authority vested in me by the Constitution and laws of this state, do hereby order the following:

Purpose. The purposes of this Executive Order are to:

1. Establish the BUILD (Blueprint for Utah's Infrastructure, Land, and Development) Coordinating Council;
2. Facilitate greater coordination among growth policy area long-range plans across state agencies and different levels of government;
3. Identify opportunities to leverage state investments to advance shared statewide goals; and
4. Maintain or improve quality of life for current and future generations of Utahns.

Application. This order applies to all state agencies, as defined below.

Definitions. As used in this order:

1. "Agency"
- a. Includes:

EXECUTIVE DOCUMENTS

- i. a department, division, office, bureau, or other organization within the state executive branch, including the State Tax Commission, the National Guard, and the Board of Pardons and Parole; and
- b. Does not include:
 - i. an institution of higher education;
 - ii. the Utah Board of Higher Education;
 - iii. the State Board of Education;
 - iv. an independent entity as defined in Utah Code Section 63E-1-102;
 - v. the Attorney General's Office;
 - vi. the State Auditor's Office;
 - vii. the State Treasurer's Office;
 - viii. the Legislative Branch; or
 - ix. the Judicial Branch.
2. "Long-range planning" means an effort that is intended to:
 - a. Consider the changing needs of Utah's built and natural environment to successfully accommodate projected population growth, changing demographics, and economic factors;
 - b. Establish a ten- to thirty-year vision for the state that maintains or enhances quality of life for Utahns; and
 - c. Recommend thoughtful and prudent investments, policies, and initiatives to achieve that vision.

BUILD Coordinating Council.

1. This Order establishes the BUILD Coordinating Council ("Council") to be comprised of the following individuals:
 - a. The Senior Advisor for Long-Range Planning, who also serves as State Planning Coordinator as described in Utah Code Section 63J-4-4;
 - b. The Senior Advisor for Housing Strategy and Innovation;
 - c. The State Energy Advisor;
 - d. The State Homeless Coordinator; and
 - e. The Executive Director of the Governor's Office of Planning and Budget;
 - f. The Executive Director of the Governor's Office of Economic Opportunity;
 - g. The Executive Director of the Department of Natural Resources;
 - h. The Executive Director of the Department of Transportation;
 - i. The Executive Director of the Department of Public Safety;
 - j. The Executive Director of the Department of Environmental Quality;
 - k. The Executive Director of the Department of Health and Human Services
 - l. The Commissioner of the Utah Department of Agriculture and Food;
 - m. A representative from each of the following entities, if the entity agrees to participate:
 - i. University of Utah's Kem C. Gardner Policy Institute;
 - ii. Utah State University's Janet Quinney Lawson Institute for Land, Water and Air;
 - iii. Southern Utah University's Utah Center for Rural Life;
 - iv. Olympic and Paralympic Winter Games Salt Lake City - Utah 2034;
 - v. Salt Lake Chamber of Commerce;
 - vi. Utah League of Cities and Towns;
 - vii. Utah Association of Counties;
 - viii. Envision Utah;
 - ix. A rural region Association of Governments; and
 - x. An urban region Association of Governments.
2. Members of the Council will meet quarterly or as otherwise determined by the chair to:
 - a. Establish a set of shared statewide goals outlining the future Utah that Utahns want;
 - b. Review and discuss the demographic, economic, and other changes occurring in Utah;
 - c. Discuss growth challenges and potential cross-agency solutions;
 - d. Prioritize key growth issues for future policy consideration;
 - e. Identify opportunities for greater cross-agency and cross-issue collaboration around growth policy areas;
 - f. Review draft state and regional long-range plans and make recommendations to enhance statewide alignment and coordination;
 - g. Identify and resolve conflicts among state agency and partner long-range plans;
 - h. Endorse final long-range plans; and
 - i. Produce annually a report to the Governor, Lieutenant Governor, and Legislature that reports on the activities above.

State Planning Coordinator

The State Planning Coordinator shall:

1. Serve as Chair of the Council and facilitate the quarterly Council meetings;
2. Establish an executive committee to guide the work of the Council;
3. Advise the Governor on state, regional, metropolitan, and local governmental planning matters relating to public improvements and land use;

4. Maintain a repository of current and completed long-range planning efforts;
5. Coordinate the preparation and dissemination of long-range planning data across state agencies;
6. Present annually to the Legislature on the activities of the Council; and
7. Provide general support to the activities of the Council.

State Agencies

State agencies shall:

1. As invited by the Council, present upcoming long-range planning processes at regularly-scheduled Council meetings;
2. Bring challenges and needs to the Council for dialogue and collaborative solution identification;
3. Receive recommendations from the Council to enhance coordination and statewide alignment and incorporate them as appropriate; and
4. Collaboratively participate in the discussions and activities of the Council and its partners to the fullest extent possible.

THIS ORDER is effective immediately and shall remain in effect until otherwise modified, amended, rescinded, or superseded.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done on this, the 28th day of May, 2025.

(State Seal)

Spencer J. Cox
Governor, State of Utah

ATTEST:

Deidre M. Henderson
Lieutenant Governor, State of Utah

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 16, 2025, 12:00 a.m., and June 02, 2025, 11:59 p.m. are included in this, the June 15, 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 15, 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 October 14, 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:** Amendment**Rule or section number:****R58-28****Filing ID: 57194****Agency Information**

1. Title catchline:		Agriculture and Food, Animal Industry
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
Camille Knudson	801-597-6010	Camillek@utah.gov
Amanda Price	801-386-4189	amandaprice@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R58-28. Veterinarian Education Loan Repayment Program	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 253 (2025 General Session)
4. Purpose of the new rule or reason for the change:	
Legislators passed HB 253 during the 2025 legislative general session. HB 253 clarified the definition for the qualified veterinarian by allowing a veterinarian to practice in a combination of areas that are experiencing a shortfall of veterinarian services.	
5. Summary of the new rule or change:	
This amendment to the rule aligns the definition of qualified veterinarian with the recently passed legislation that updated Section 4-2-905. Additionally, the proposed changes revise the rule to remove redundant and duplicated information found in the statute and the amendments align with the rulemaking manual. The proposed changes include adding a purpose section to clarify the purpose of the rule that aligns with the cited authority. The following sections were updated by repealing the definitions already found in the referenced statute, and the Payment Eligibility Payment Process section repeals requirements and information found in Section 4-2-902.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
The proposed amendments will not impact the state's budget because the program is not changing, and the changes will align with the rulemaking manual.	
B. Local governments:	
The proposed changes will not impact a local governments budget because they do not administer the program.	

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

The proposed changes will not impact a small businesses budget because the program requirements are not changing.

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

The proposed changes will not impact a non-small businesses budget because the program 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**):

The proposed changes will not impact a person's budget because the program requirements are not changing.

F. Compliance costs for affected persons:

The compliance costs are not changing because the program requirements are not changing.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)**Regulatory Impact Summary Table**

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

The Commissioner of the Department of Agriculture and Food, Kelly Pehrson, has reviewed and approved this regulatory impact analysis.

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

Subsection 4-2-902(5)

Public Notice Information**9. The public may submit written or oral comments to the agency identified in box 1.****A. Comments will be accepted until:**

07/15/2025

10. 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:	Deputy Commissioner, Amber Brown	Date:	05/23/2025
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NOTICE OF SUBSTANTIVE CHANGE**TYPE OF FILING:** Amendment

Rule or section number:	R66-31	Filing ID: 57197
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Agency Information

1. Title catchline:	Agriculture and Food, Specialized Products	
Building:	TSOB 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 84129	
Contact persons:		
Name:	Phone:	Email:
Amber Brown	385-245-5222	ambermbrown@utah.gov
Brandon Forsyth	801-710-9945	bforsyth@utah.gov
Kelly Pehrson	385-977-2147	kwpehrson@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	R66-31. Industrial Hemp Cannabinoid Product Testing		
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.		
If yes, any bill number and session:	HB 54 2025 General Legislative Session		
4. Purpose of the new rule or reason for the change:	Changes are needed to streamline the rule, remove unnecessary language, and ensure it is consistent with legislative changes passed as a part of HB 54 during the 2025 General Legislative Session.		
5. Summary of the new rule or change:	Definitions that are also in statute have been removed from Section R66-31-2 to avoid confusion and redundancy. Section R66-31-3 has been reworded for clarity. Section R66-31-5 has been updated to set a limit for newly identified cannabinoids, which were defined in statute under HB 54. The rule title has been changed to reflect a change in the name of the division to Specialized Products.		

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:			
A. State budget:	There is no impact on the state budget. The department's management of the program and cannabinoid testing procedures will not change.		
B. Local governments:	Local governments do not participate in the industrial hemp program and will not be impacted.		

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

This change does not increase costs or change the testing that small businesses need to pay for it just sets a limit when new cannabinoids are identified. The changes should save small businesses money because they will no longer have to remove newly identified cannabinoids from products that put them over the .3 THC limit. The department cannot quantify the positive fiscal impact at this time, however.

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

This change does not change the testing that non-small businesses need to pay for it just sets a limit when new cannabinoids are identified. There should not be an impact on non-small businesses. The changes should save non-small businesses money because they will no longer have to remove newly identified cannabinoids from products that put them over the .3 THC limit. The department cannot quantify the positive fiscal impact at this time, however.

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**):

Other persons do not participate in the industrial hemp program and will not be impacted by the changes.

F. Compliance costs for affected persons:

Compliance costs for affected persons will not change. Cannabinoid product testing fees charged by the department's lab will remain the same.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)**Regulatory Impact Summary Table**

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

The Commissioner of the Department of Agriculture and Food, Kelly Pehrson, has reviewed and approved this regulatory impact analysis.

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

Section 4-41-204		
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Public Notice Information**9. The public may submit written or oral comments to the agency identified in box 1.****A. Comments will be accepted until:** 07/15/2025**10. 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:	Kelly Pehrson, Commissioner	Date:	05/23/2025
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NOTICE OF SUBSTANTIVE CHANGE**TYPE OF FILING:** Repeal

Rule or section number:	R66-32	Filing ID: 57193
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Agency Information

1. Title catchline:	Agriculture and Food, Medical Cannabis and Industrial Hemp		
Building:	TSOB 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	
Brandon Forsyth	801-710-9945	bforsyth@utah.gov	
Kelly Pehrson	385-977-2147	kwpehrson@utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:	
R66-32. Industrial Hemp Testing Laboratory	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 54, 2024 General Legislative Session
4. Purpose of the new rule or reason for the change:	
During 2024 the legislature passed changes in HB 54 that remove the Department of Agriculture and Food's (department) ability to permit industrial hemp testing laboratory in favor of allowing the department to contract with labs to provide testing as needed. Because permitting no longer exists the rule is no longer needed.	
5. Summary of the new rule or change:	
This is a complete repeal with no reenact because the rule is no longer needed.	

Fiscal Information**6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:****A. State budget:**

The department has never permitted an industrial hemp testing laboratory so removing the permitting program does not have an impact.

B. Local governments:

Local governments do not participate in the industrial hemp testing laboratory program and will not be impacted.

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

No small business has ever applied for an industrial hemp testing laboratory permit, so they will not be impacted by the removal of the ability to get a permit.

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

No non-small business has ever applied for an industrial hemp testing laboratory permit, so they will not be impacted by the removal of the ability to get a permit.

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**):

Other persons have not received an industrial hemp testing laboratory permit and will not be impacted.

F. Compliance costs for affected persons:

There have never been affected persons who have received a laboratory permit.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)**Regulatory Impact Summary Table**

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

The Commissioner of the Department of Agriculture and Food, Kelly Pehrson, has reviewed and approved this regulatory impact analysis.

Citation Information

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

Section 4-41-103.4

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:

07/15/2025

10. 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:

Kelly Pehrson, Commissioner

Date:

05/23/2025

NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Repeal

Rule or section number:

R66-37

Filing ID: 57227

Agency Information

1. Title catchline: Agriculture and Food, Medical Cannabis and Industrial Hemp

Building: TSOB 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:

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Kelly Pehrson

385-977-2147

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

General Information

2. Rule or section catchline:

R66-37. Industrial Hemp Research

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

Upon review of this rule and associated statute, Chapter 4-41, the Department of Agriculture and Food has determined that we no longer have authority to set rules regarding industrial hemp research.

5. Summary of the new rule or change:

The rule filing repeals the rule in its entirety.

Fiscal Information**6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:****A. State budget:**

The repeal will not impact the state budget. There are no current industrial hemp research licensees.

B. Local governments:

Local governments do not conduct industrial hemp research and will not be impacted.

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

Small businesses do not conduct industrial hemp research and will not be impacted.

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

Non-small businesses do not conduct industrial hemp research and will not be impacted.

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**):

Other persons will not be impacted. There are no current universities with an industrial hemp research license.

F. Compliance costs for affected persons:

The industrial hemp research fee will no longer be needed.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

The Commissioner of the Department of Agriculture and Food, Kelly Pehrson, has reviewed and approved this regulatory impact analysis.

Citation Information

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

Section 4-41-103.1

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:

07/15/2025

10. 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:

Kelly Pehrson, Commissioner

Date:

06/02/2025

NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or section number:

R156-17b

Filing ID: 57204

Agency Information

1. Title catchline: Commerce, Professional Licensing

Building: Heber M. Wells Building

Street address: 160 East 300 South

City, state: Salt Lake City UT 84111

Mailing address: PO Box 146741

City, state and zip: Salt Lake City UT 84114-6741

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

General Information

2. Rule or section catchline:

R156-17b. Pharmacy Practice Act Rule

3. Are any changes in this filing because of state legislative action?

Changes are because of legislative action.

If yes, any bill number and session: HB 475 (2024) and SB 207 (2024),

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

This amendment addresses rule amendments required by legislative changes made during the 2024 legislative session and other recommendations of the Utah Board of Pharmacy.

5. Summary of the new rule or change:

This proposed amendment makes the following changes to the Pharmacy Practice Act Rule.

2024 HB 475: School Prescription Amendments. 2024 HB 475 modified provisions of the Utah Code related to the use and distribution of epinephrine and albuterol in schools. These medications are used as emergency treatments of acute allergic reactions and asthma symptoms respectively. 2024 HB 475 authorized the Utah Department of Health and Human Services to

issue standing orders for prescriptions of these medications to be filled and distributed to schools throughout Utah and held as emergency supplies within the school. Under 2024 HB 475, the Division is required to make rules relating to these standing orders. The proposed rule change is made in accordance with that requirement in Section R156-17b-1005.

2024 SB 207: Repeal of Unprofessional Conduct for Failing to Identify Licensure Classification. 2024 SB 207 repealed Utah Code Subsection 58-17b-603(2). This subsection deemed it unprofessional conduct for pharmacy employees to not identify themselves by licensure classification "when communicating by any means." Because of this repeal, the proposed changes removes references to this conduct in Section R156-17b-402 and Table 402.

Subsections R156-17b-102(23) and R156-17b-617g(1): Drug Supply Chain Security Amendments. The proposed amendment eliminates several state-specific supply chain requirements and adopts in full the Federal requirements of Section 360eee of Title 21 of the United States Code, the Drug Supply Chain Security Act (DSCSA).

Section R156-17b-303a: Removal of References to Pharmacy Technicians University. Under Utah Code Subsection 58-17b 305(1)(e), applicants for licensure as pharmacy technicians must complete a program of education and training meeting the standards established by Division rule. Currently, Section R156-17b-303a requires this training to be conducted by "Pharmacy Technicians University or a branch of the Armed Forces of the United States." The Utah Pharmacy Board voted to remove references to the Pharmacy Technicians University during its November 19, 2024 meeting to allow any program the Division approves after review and consultation with the Utah Pharmacy Board to conduct the required training of pharmacy technicians. The Division agrees with the Board's findings.

Section R156-17b-303a: Timing of Application for Pharmacy Intern Licenses. The proposed amendment clarifies that an applicant seeking a pharmacy intern license may apply either (i) after becoming actively enrolled in a pharmacy program, or (ii) after being accepted into a program, but no more than 90 days prior to the applicant's enrollment in that pharmacy program.

Section R156-17b-303c: Qualifications for Licensure as Pharmacists. The proposed amendment clarifies the qualifications required for pharmacist and licenses in two ways: (1) Which exams are required for licensure based on the type of application and (2) how many attempts an applicant may be allowed to pass any exam before the applicant must repeat their educational requirements.

The proposed rule change clarifies that traditional applicants, who were previously unlicensed, must pass the NAPLEX and Utah Multistate Pharmacy Jurisprudence Examination (Utah MPJE) within five years after completing their course of study. Alternatively, because the NAPLEX is required by all other states, an applicant already licensed in another state and seeking licensure in Utah by endorsement need only take the Utah MPJE.

Additionally, the proposed amendment sets limits on the number of attempts an applicant may have to pass the NAPLEX or Utah MPJE. These changes will bring the rule into alignment with current Board standards. Applicants who fail any required examination three times will continue to need Board approval prior to any further attempt, failing any examination five times requires the applicant to complete another education program in accordance with Utah Code Subsection 58-17b-303(1)(e) before an additional authorization to test.

Section R156-17b-308: Reinstatement of Expired Pharmacist and Pharmacy Technician Licenses. The proposed rule change makes changes to the process by which pharmacists and pharmacy technicians whose license was active and in good standing at the time of expiration may apply for reinstatement. Licensees in good standing at the time of expiration will continue to renewing their licenses under Subsections R156-1-308g(1) and (2). Licensees whose licenses expired between two years and five years of the application for reinstatement will not be granted unless the applicant provides documentation of completion of all continuing education requirements that would otherwise have been required as though the license had never expired.

Applicants seeking restatement after five years must retake the exams listed in Section R156-17b-303c.

Section R156-17b-309: Continuing Education Requirements. As a condition of licensure, pharmacists must complete 30 hours continuing education during each two-year licensing period. Currently, Subsection R156-17b-309(1)(b) requires that 15 of these hours must be in disease state management therapy, AIDS therapy, patient safety, or immunization. The proposed rule change removes these specified topics but requires all credit hours be relevant to the licensee's professional practice.

Section R156-17b-402: Table 402 - Fine Schedule. The fine schedule was reformatted and updated to bring Table 402 into harmony with Title 58, Chapter 17b, the Pharmacy Practice Act. Additionally, after discussion with the Utah Pharmacy Board, the table was updated to include guidance for two violations of the Pharmacy Practice Act that were not listed: (1) Violations of Utah Code Subsection 58-1-501(1)(g) which prohibits as unlawful conduct licensees from aiding and abetting others to violate any statute, rule, or order relating to Title 58, and (2) violations of Utah Code Subsection 58-1-501(2)(a)(xv) which prohibits as unprofessional conduct any licensee from violating an order governing a license regulated under Title 58.

Section R156-17b-614e: Changes in Hazardous Drug Compounding Safety and Production Standards. Under Utah Code Section 58-1-203 and Section R156-17b-203, DOPL created the Advisory Pharmacy Compounding Education Committee (the Compounding Committee) to review and make recommendations to the Division and the Board on issues specifically related to the practice of pharmacy compounding. After review of current federal rules and industry standards set forth in the United States Pharmacopeia (USP), the Compounding Committee recommended that the Division amend the current rules to more clearly align with current standards relating to compounded medications listed on the National Institute for Occupational Safety and Health's (NIOSH) list of Hazardous Drugs in Healthcare Settings. These USP standards for the compounding of medications on the NIOSH list have been in effect for several years, have been adopted in whole or in part in several states, and are deferred to by other administrative agencies such as the Federal Occupational Safety and Health Administration. The development of the proposed rule for Utah's hazardous drug compounding pharmacies required several meetings of the Compounding Committee and the Board. After these deliberations, the Board reviewed the Committee's final proposal and recommended its adoption during the November 19, 2024 meeting.

Section R156-17b-623: Approved Cosmetic Drugs and Injectable Weight Loss Drugs for Dispensing Medical Practitioners. Currently, Section R156-17b-623, allows dispensing medical practitioners to administer legend, non-controlled drugs approved under the Online Prescribing, Dispensing, and Facilitation Licensing Act and its accompanying rule. This act, however, was repealed in 2023 by Senate Bill 123 (2023 Utah Laws 249). The proposed rule change therefore removes reference to the repealed statute and rule and instead lists the following legend, non-controlled drugs: (a) hormonal-based contraception (except injectable or implantable methods), (b) hydroquinone up to 4%, and (c) tretinoin up to 0.1%.

Updating Internal References. The proposed amendment corrects and updates various internal references within the Pharmacy Practice Act Rule to reflect the current referencing in statute and rule.

Fiscal Information

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

A. State budget:

2024 HB 475: School Prescription Amendments. The proposed amendment reflects changes required by new legislation. All costs relating to legislation (including the costs or savings of implementing necessary rule changes) are part of the fiscal notes to that legislation. The proposed changes to the rule, consequently, have no further fiscal impact to the State budget than was disclosed in the legislation's fiscal notes.

2024 SB 207: Repeal of Unprofessional Conduct for Failing to Identify Licensure Classification. The proposed amendment reflects changes required by new legislation. All costs relating to legislation (including the costs or savings of implementing necessary rule changes) are part of the fiscal notes to that legislation. The proposed changes to the rule, consequently, have no further fiscal impact to the State budget than was disclosed in the legislation's fiscal notes.

Subsections R156-17b-102(23) and R156-17b-617g(1): Drug Supply Chain Security Amendments. The proposed amendment brings Utah drug supply chain regulation in line with Federal regulations by removing redundancies between the state and federal rules. This change is not anticipated to impact to the State Budget.

Section R156-17b-303a: Removal of References to Pharmacy Technicians University. The proposed amendment vests the Division with the power to determine the adequacy of a proposed pharmacy technicians training programs. The duties associated with this process are already part of the job description of personnel within the Division. It is not anticipated that additional resources from the state budget will need to be tasked to enact the proposed amendment.

Section R156-17b-303a: Timing of Application for Pharmacy Intern Licenses. The proposed amendment clarifies longstanding policy that a pharmacy intern must be enrolled in an education program to qualify for pharmacy intern licensing and is not expected to impact the state budget.

Section R156-17b-303c: Qualifications for Licensure as Pharmacists. The proposed amendment clarifies when and if certain examinations must be taken by applicants for a pharmacist license. The state budget will not be impacted by this change.

Section R156-17b-308: Reinstatement of Expired Pharmacist and Pharmacy Technician Licenses. The proposed amendment clarifies the procedures for the reinstatement of licenses when the license was active and in good standing at the time of expiration. The state budget will not be impacted by this change.

Section R156-17b-309: Continuing Education Requirements. The proposed amendment simplifies the required curriculum for licensees' continuing education. The state budget will not be impacted by this change.

Section R156-17b-501: Table 402 - Fine Schedule. The proposed amendment makes conforming changes to referencing changes in the Pharmacy Practice Act but makes no substantive change. In addition to these conforming changes, references were added that recommend fines for violations of Utah Code Subsections 58-1-501(1)(g) and 58-1-501(2)(a)(xv). These changes do not create new obligations under the law, but merely reflect the current range licensees who violate those terms may expect to pay. Consequently, none of the changes to Table 402 will impact the state budget.

Section R156-17b-614e: Changes in Hazardous Drug Compounding Safety and Production Standards. The proposed amendment updates the rule to reflect current industry standards regarding Hazardous Drug Compounding Safety and Production. The Division currently regulates these practices. It is anticipated that updating training materials and policies by the Division will cost approximately \$1,000 in the first year with *de minimis* on-going costs to the state budget in subsequent years.

Section R156-17b-623: Approved Cosmetic Drugs and Injectable Weight Loss Drugs for Dispensing Medical Practitioners. The proposed amendment removes reference to statutes and rules that have been repealed and inserts the substance of those rules directly into the Pharmacy Practice Act Rule. None of the rights and responsibilities of the stakeholders will be impacted by this change and, therefore, it is not anticipated to have an impact on the state budget.

Updating Internal References. The proposed amendment updates several references to provisions of law and rule but makes no substantive change to the roles or responsibilities of stakeholders. These changes are not expected to have an impact to the state budget.

B. Local governments:

2024 HB 475: School Prescription Amendments. The proposed amendment reflects changes required by new legislation. All costs relating to legislation (including the costs or savings of implementing necessary rule changes) are part of the fiscal notes to that legislation. The proposed changes to the rule, consequently, have no further fiscal impact to local government than was disclosed in the legislation's fiscal notes.

2024 SB 207: Repeal of Unprofessional Conduct for Failing to Identify Licensure Classification. The proposed amendment reflects changes required by new legislation. All costs relating to legislation (including the costs or savings of implementing necessary rule changes) are part of the fiscal notes to that legislation. The proposed changes to the rule, consequently, have no further fiscal impact to local government than was disclosed in the legislation's fiscal notes.

Subsections R156-17b-102(23) and R156-17b-617g(1): Drug Supply Chain Security Amendments. The proposed amendment brings Utah drug supply chain regulation in line with Federal regulations by removing redundancies between the state and federal rules. This change is not anticipated to impact local governments.

Section R156-17b-303a: Removal of References to Pharmacy Technicians University. The proposed amendment vests the Division with the power to determine the adequacy of a proposed pharmacy technicians training programs. These duties are solely within the Division and not anticipated to impact local governments.

Section R156-17b-303a: Timing of Application for Pharmacy Intern Licenses. The proposed amendment clarifies longstanding policy that pharmacy intern must be enrolled in an education program to qualify for pharmacy intern licensing and is not expected to impact local governments.

Section R156-17b-303c: Qualifications for Licensure as Pharmacists. The proposed amendment clarifies when and if certain examinations must be taken by applicants for a pharmacist license. Local governments will not be impacted by this change.

Section R156-17b-308: Reinstatement of Expired Pharmacist and Pharmacy Technician Licenses. The proposed amendment clarifies the procedures for the reinstatement of licenses when the license was active and in good standing at the time of expiration. Local governments will not be impacted by this change.

Section R156-17b-309: Continuing Education Requirements. The proposed amendment simplifies the required curriculum for licensees' continuing education. Local governments will not be impacted by this change.

Section R156-17b-501: Table 402 - Fine Schedule. The proposed amendment makes conforming changes to referencing changes in the Pharmacy Practice Act but makes no substantive change. In addition to these conforming changes, references were added that recommend fines for violations of Utah Code Subsections 58-1-501(1)(g) and 58-1-501(2)(a)(xv). These changes do not create new obligations under the law, but merely reflect the current range licensees who violate those terms may expect to pay. Consequently, none of the changes to Table 402 will impact the budgets of local governments.

Section R156-17b-614e: Changes in Hazardous Drug Compounding Safety and Production Standards. The proposed amendment updates the rule to reflect current industry standards regarding Hazardous Drug Compounding Safety and Production. Some facilities that currently engage in hazardous drug compounding may require retro-fitting or remediation of their current facilities to meet these new standards that could, conceivably require construction permitting and associated inspections typically overseen by local governments. These costs, however, will be entirely offset by permit-related fees charged by the local governments.

Section R156-17b-623: Approved Cosmetic Drugs and Injectable Weight Loss Drugs for Dispensing Medical Practitioners. The proposed amendment removes reference to statutes and rules that have been repealed and inserts the substance of those rules directly into the Pharmacy Practice Act Rule. None of the rights and responsibilities of the stakeholders will be impacted by this change and, therefore, it is not anticipated to have an impact on local governments.

Updating Internal References. The proposed amendment updates several references to provisions of law and rule but makes no substantive change to the roles or responsibilities of stakeholders. These changes are not expected to have an impact on local governments.

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

2024 HB 475: School Prescription Amendments. The proposed amendment reflects changes required by new legislation. All costs relating to legislation (including the costs or savings of implementing necessary rule changes) are part of the fiscal notes to that legislation. The proposed changes to the rule, consequently, have no further fiscal impact on small businesses than was disclosed in the legislation's fiscal notes.

2024 SB 207: Repeal of Unprofessional Conduct for Failing to Identify Licensure Classification. The proposed amendment reflects changes required by new legislation. All costs relating to legislation (including the costs or savings of implementing necessary rule changes) are part of the fiscal notes to that legislation. The proposed changes to the rule, consequently, have no further fiscal impact on small businesses than was disclosed in the legislation's fiscal notes.

Subsections R156-17b-102(23) and R156-17b-617g(1): Drug Supply Chain Security Amendments. The proposed amendment brings Utah drug supply chain regulation in line with Federal regulations by removing redundancies between the state and federal rules. This change reduces the complexity of compliance costs from businesses engaged in the drug supply change thereby saving small businesses up to \$1,000 per year in simplified compliance costs.

Section R156-17b-303a: Removal of References to Pharmacy Technicians University. The proposed amendment removes Pharmacy Technicians University as a named pharmacy technician training program and vests in the Division (after consultation with the Utah Board of Pharmacy) the power to determine the adequacy of proposed pharmacy technicians training programs. Small businesses that provide pharmacy technician training programs, will no longer be able to use the Pharmacy Technicians University to train new pharmacy technicians, however, no small business is required by the proposed rule to incur the costs of creating these programs. Consequently, the Division does not anticipate any mandatory costs or material economic impacts to small businesses.

Section R156-17b-303a: Timing of Application for Pharmacy Intern Licenses. The proposed amendment clarifies the longstanding policy that a pharmacy intern must be enrolled in an education program to qualify for pharmacy intern licensing and is not expected to impact on any small business currently employing properly qualified pharmacy interns.

Section R156-17b-303c: Qualifications for Licensure as Pharmacists. The proposed amendment clarifies when and if certain examinations must be taken by applicants for a pharmacist license. Small businesses will not be impacted by this change.

Section R156-17b-308: Reinstatement of Expired Pharmacist and Pharmacy Technician Licenses. The proposed amendment clarifies the procedures for the reinstatement of licenses when the license was active and in good standing at the time of expiration. Small businesses will not be impacted by this change.

Section R156-17b-309: Continuing Education Requirements. The proposed amendment simplifies the required curriculum for licensees' continuing education. Small businesses will not be impacted by this change.

Section R156-17b-501: Table 402 - Fine Schedule. The proposed amendment makes conforming changes to referencing changes in the Pharmacy Practice Act but makes no substantive change. In addition to these conforming changes, references were added that recommend fines for violations of Utah Code Subsections 58-1-501(1)(g) and 58-1-501(2)(a)(xv). These changes do not create new obligations under the law, but merely reflect the current range licensees who violate those terms may expect to pay. Consequently, none of the changes to Table 402 will impact small businesses.

Section R156-17b-614e: Changes in Hazardous Drug Compounding Safety and Production Standards. The proposed amendment updates the rule to reflect current industry standards regarding Hazardous Drug Compounding Safety and Production based on current guidelines in the United States Pharmacopeia (USP). The Division believes these costs will vary depending on the nature of the compounding business. The most rigorous safety standards proposed in this rule are directed at facilities compounding category 1 substances (as defined by the National Institute for Occupational Safety and Health's (NIOSH) list of Hazardous Drugs in Healthcare Settings). This type of compounding is not typically undertaken by small businesses. Moreover, during their analysis, review, and deliberation (which included substantial input from stakeholders) the Advisory Pharmacy Compounding Education Committee (the Compounding Committee) and the Board determined that most small businesses engaged in the compounding of hazardous drugs currently meet, or are substantially close to meeting, current USP standards. Small businesses that currently do not meet the standards set forth in the proposed amendment may be required to purchase new equipment, retrofit existing workspaces, and retrain personnel. The Division believes these costs will generally be less than \$5,000 in one-time costs for small businesses with only limited costs going forward.

Section R156-17b-623: Approved Cosmetic Drugs and Injectable Weight Loss Drugs for Dispensing Medical Practitioners. The proposed amendment removes reference to statutes and rules that have been repealed and inserts the substance of those rules directly into the Pharmacy Practice Act Rule. None of the rights and responsibilities of the stakeholders will be impacted by this change and, therefore, it is not anticipated to have an impact on any small business.

Updating Internal References. The proposed amendment updates several references to provisions of law and rule but makes no substantive change to the roles or responsibilities of stakeholders. These changes are not expected to have an impact on any small business.

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

2024 HB 475: School Prescription Amendments. The proposed amendment to this rule arises from legislative changes made during the 2024 legislative session. All costs relating to those changes (including the costs or savings of implementing the rule changes proposed here) were included in the fiscal notes to that legislation. This rule change, therefore, will not have any anticipated fiscal impact on non-small businesses beyond what was stated in those fiscal notes.

2024 SB 207: Repeal of Unprofessional Conduct for Failing to Identify Licensure Classification. The proposed amendment to this rule arises from legislative changes made during the 2024 legislative session. All costs relating to those changes (including the costs or savings of implementing the rule changes proposed here) were included in the fiscal notes to that legislation. This rule change, therefore, will not have any anticipated fiscal impact on non-small businesses beyond what was stated in those fiscal notes.

Subsections R156-17b-102(23) and R156-17b-617g(1): Drug Supply Chain Security Amendments. The proposed amendment brings Utah drug supply chain regulation in line with Federal regulations by removing redundancies between the state and federal rules. This change is intended to simplify compliance from non-small businesses engaged in the drug supply change thereby saving non-small businesses up to \$1,000 per year in compliance costs.

Section R156-17b-303a: Removal of References to Pharmacy Technicians University. The proposed amendment removes Pharmacy Technicians University as a named pharmacy technician training program and vests in the Division (after consultation with the Utah Board of Pharmacy) the power to determine the adequacy of any proposed pharmacy technicians training program. Non-Small businesses that provide pharmacy technician training programs will no longer be able to use Pharmacy Technicians University to train new pharmacy technicians, however, no non-small business is required by the proposed rule to incur the costs of creating alternative programs. Consequently, the Division does not anticipate any mandatory costs or material economic impacts to non-small businesses.

Section R156-17b-303a: Timing of Application for Pharmacy Intern Licenses. The proposed amendment clarifies longstanding policy that a pharmacy intern must be enrolled in an education program to qualify for pharmacy intern licensing and is not expected to impact non-small businesses.

Section R156-17b-303c: Qualifications for Licensure as Pharmacists. The proposed amendment clarifies when and if certain examinations must be taken by applicants for a pharmacist license. Non-small businesses will not be impacted by this change.

Section R156-17b-308: Reinstatement of Expired Pharmacist and Pharmacy Technician Licenses. The proposed amendment clarifies the procedures for the reinstatement of licenses when the license was active and in good standing at the time of expiration. Non-small businesses will not be impacted by this change.

Section R156-17b-309: Continuing Education Requirements. The proposed amendment simplifies the required curriculum for licensees' continuing education. Non-small businesses will not be impacted by this amendment.

Section R156-17b-501: Table 402 - Fine Schedule. The proposed amendment makes conforming changes to referencing changes in the Pharmacy Practice Act but makes no substantive change. In addition to these conforming changes, references were added that recommend fines for violations of Utah Code Subsections 58-1-501(1)(g) and 58-1-501(2)(a)(xv). These changes do not create new obligations under the law, but merely reflect the current range licensees who violate those terms may expect to pay. Consequently, none of the changes to Table 402 will impact non-small businesses.

R156-17b-614e: Changes in Hazardous Drug Compounding Safety and Production Standards. The proposed amendment updates the rule to reflect current industry standards regarding Hazardous Drug Compounding Safety and Production based on current guidelines found in the United States Pharmacopeia (USP). The Division believes these costs will vary depending on the nature of the compounding in which a non-small business is engaged.

In determining the fiscal impact of the proposed rule to non-small businesses, the Division notes that the standards proposed have been considered part of the industry standard for hazardous drug compounding for years and have been considered by the Advisory Pharmacy Compounding Education Committee (the Compounding Committee) and the Board since 2020. While not yet formalized into a rule by the Division, the USP safety standards are relied upon by the Occupational Health and Safety Administration (OSHA) and other labor agencies in determining matters of worker and public safety. Consequently, many non-small businesses have already substantially adopted the USP guidelines.

During its March 25, 2025 public meeting, the Board advised, and the Division agrees, that for purposes of this fiscal impact analysis, non-small businesses engaged in hazardous drug compounding can be divided into two groups: Those that compound using category 1 substances (as defined by the National Institute for Occupational Safety and Health's (NIOSH) list of Hazardous Drugs in Healthcare Settings), and those that do not engage in the compounding of category 1 substances. There are very few non-small businesses engaged in category 1 hazardous drug compounding in Utah. The Division believes these entities have, almost universally, already adopted the USP standards as part of their business practices due to concerns regarding worker and public safety as well as engagement with the Compounding Committee and the Board.

Non-category 1 hazardous drug compounders do not share the same degree of safety and health standards as their category 1 counterparts. Consequently, the costs associated with compliance are substantially less than their category 1 counterparts and may include the purchase of new equipment, retrofitting of existing workspaces, and retraining personnel on a limited basis.

Given that substantial compliance already present in both category 1 and non-category 1 non-small business compounding facilities, the Division believes total one-time compliance costs will not exceed \$10,000 for non-small businesses requiring remediation with only very limited increased operating costs on an ongoing basis.

Section R156-17b-623: Approved Cosmetic Drugs and Injectable Weight Loss Drugs for Dispensing Medical Practitioners. The proposed amendment removes reference to statutes and rules that have been repealed and inserts the substance of those rules directly into the Pharmacy Practice Act Rule. None of the rights and responsibilities of the stakeholders will be impacted by this change and, therefore, it is not anticipated to have an impact on non-small businesses.

Updating Internal References. The proposed amendment updates several references to provisions of law and rule but makes no substantive change to the roles or responsibilities of stakeholders. These changes are not expected to have an impact on non-small businesses.

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

2024 HB 475: School Prescription Amendments. The proposed amendment reflects changes required by new legislation. All costs relating to legislation (including the costs or savings of implementing necessary rule changes) are part of the fiscal notes to that legislation. The proposed changes to the rule, consequently, have no fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities beyond those impacts disclosed in the legislation's fiscal notes.

2024 SB 207: Repeal of Unprofessional Conduct for Failing to Identify Licensure Classification. The proposed amendment reflects changes required by new legislation. All costs relating to legislation (including the costs or savings of implementing necessary rule changes) are part of the fiscal notes to that legislation. The proposed changes to the rule, consequently, have no fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities beyond those impacts disclosed in the legislation's fiscal notes.

Subsections R156-17b-102(23) and R156-17b-617g(1): Drug Supply Chain Security Amendments. The proposed amendment brings Utah drug supply chain regulation in line with Federal regulations by removing redundancies between the

state and federal rules. This change is not anticipated to impact persons other than small businesses, non-small businesses, state, or local government entities.

Section R156-17b-303a: Removal of References to Pharmacy Technicians University. The proposed amendment removes Pharmacy Technicians University as a named pharmacy technician training program and vests in the Division (after consultation with the Utah Board of Pharmacy) the power to determine the adequacy of proposed pharmacy technicians training programs. Persons other than small businesses, non-small businesses, state, or local government entities will likely see a drop in the program tuition by \$200 as competition increases within the market.

Section R156-17b-303a: Timing of Application for Pharmacy Intern Licenses. The proposed amendment clarifies the longstanding policy that a pharmacy intern must be enrolled in an education program to qualify for pharmacy intern licensing and is not expected to impact persons other than small businesses, non-small businesses, state, or local government entities.

Section R156-17b-303c: Qualifications for Licensure as Pharmacists. The proposed amendment clarifies when and if certain examinations must be taken by applicants for a pharmacist license. This will not have a fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

Section R156-17b-308: Reinstatement of Expired Pharmacist and Pharmacy Technician Licenses. The proposed amendment clarifies the procedures for the reinstatement of licenses when the license was active and in good standing at the time of expiration. This will not have a fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

Section R156-17b-309: Continuing Education Requirements. The proposed amendment simplifies the required curriculum for licensees' continuing education. This will not have a fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

Section R156-17b-501: Table 402 - Fine Schedule. The proposed amendment makes conforming changes to referencing changes in the Pharmacy Practice Act but makes no substantive change. In addition to these conforming changes, references were added that recommend fines for violations of Utah Code Subsections 58-1-501(1)(g) and 58-1-501(2)(a)(xv). These changes do not create new obligations under the law, but merely reflect the current range licensees who violate those terms may expect to pay. Consequently, none of the changes to Table 402 will impact persons other than small businesses, non-small businesses, state, or local government entities.

Section R156-17b-614e: Changes in Hazardous Drug Compounding Safety and Production Standards. The proposed amendment updates the rule to reflect current industry standards regarding Hazardous Drug Compounding Safety and Production. This sort of compounding is not likely to be performed by persons other than small businesses, non-small businesses, state, or local government entities. The Division anticipates no fiscal impact to persons other than small businesses, non-small businesses, state, or local government entities a small business.

Section R156-17b-623: Approved Cosmetic Drugs and Injectable Weight Loss Drugs for Dispensing Medical Practitioners. The proposed amendment removes reference to statutes and rules that have been repealed and inserts the substance of those rules directly into the Pharmacy Practice Act Rule. None of the rights and responsibilities of the stakeholders will be impacted by this change and, therefore, it is not anticipated to have a fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities a small business.

Updating Internal References. The proposed amendment updates several references to provisions of law and rule but makes no substantive change to the roles or responsibilities of stakeholders. These changes are not expected to have a fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities a small business.

F. Compliance costs for affected persons:

2024 HB 475: School Prescription Amendments. The proposed amendment reflects changes required by new legislation. All costs relating to legislation (including the costs or savings of implementing necessary rule changes) are part of the fiscal notes to that legislation. The proposed changes to the rule, consequently, have no further fiscal impact on any affected person than was disclosed in the legislation's fiscal notes.

2024 SB 207: Repeal of Unprofessional Conduct for Failing to Identify Licensure Classification. The proposed amendment reflects changes required by new legislation. All costs relating to legislation (including the costs or savings of implementing necessary rule changes) are part of the fiscal notes to that legislation. The proposed changes to the rule, consequently, have no further fiscal impact on any affected person than was disclosed in the legislation's fiscal notes.

Subsections R156-17b-102(23) and R156-17b-617g(1): Drug Supply Chain Security Amendments. The proposed amendment brings Utah drug supply chain regulation in line with Federal regulations by removing redundancies between the state and federal rules. This change is intended to simplify compliance from businesses engaged in the drug supply change thereby saving affected persons up to \$500 per year in compliance costs.

Section R156-17b-303a: Removal of References to Pharmacy Technicians University. The proposed amendment vests the Division with the power to determine the adequacy of a proposed pharmacy technicians training programs. Affected individuals (those seeking training as pharmacy technicians) will more likely experience a decrease rather than increase in costs.

Section R156-17b-303a: Timing of Application for Pharmacy Intern Licenses. The proposed amendment clarifies longstanding policy that pharmacy intern must be enrolled in an education program to qualify for pharmacy intern licensing and is not expected to have any fiscal impact on affected persons.

Section R156-17b-303c: Qualifications for Licensure as Pharmacists. The proposed amendment clarifies when and if certain examinations must be taken by applicants for a pharmacist license. Affected persons will not be impacted by the amendments fiscally as the proposed amendment only clarifies current policies within the Division and the Utah Board of Pharmacy.

Section R156-17b-308: Reinstatement of Expired Pharmacist and Pharmacy Technician Licenses. The proposed amendment clarifies the procedures for the reinstatement of licenses when the license was active and in good standing at the time of expiration. Affected persons will not be fiscally impacted by this change.

Section R156-17b-309: Continuing Education Requirements. The proposed amendment simplifies the required curriculum for licensees' continuing education. Affected persons will not be fiscally impacted by this change.

Section R156-17b-501: Table 402 - Fine Schedule. The proposed amendment makes conforming changes to referencing changes in the Pharmacy Practice Act but makes no substantive change. In addition to these conforming changes, references were added that recommend fines for violations of Utah Code Subsections 58-1-501(1)(g) and 58-1-501(2)(a)(xv). These changes do not create new obligations under the law, but merely reflect the current range licensees who violate those terms may expect to pay. Consequently, none of the changes to Table 402 will impact affected persons.

Section R156-17b-614e: Changes in Hazardous Drug Compounding Safety and Production Standards. The proposed amendment updates the rule to reflect current industry standards regarding Hazardous Drug Compounding Safety and Production. In determining the fiscal impact of the proposed rule on affected persons, the Division notes that the proposed amendments have been considered part of the industry standard for hazardous drug compounding for years and have been considered by the Advisory Pharmacy Compounding Education Committee (the Compounding Committee) and the Board since 2020. While not yet formalized into a rule by the Division, the USP safety standards are relied upon by the Occupational Health and Safety Administration (OSHA) and other labor agencies in determining matters of worker and public safety. Consequently, the Division believes most affected persons have already substantially adopted the USP guidelines.

The Division therefore concludes that the initial compliance costs to affected persons will not exceed \$10,000 with only very limited increased operating costs on an ongoing basis. Due to the highly hazardous nature of the substances used, affected persons compounding category 1 substances (as defined by the National Institute for Occupational Safety and Health's (NIOSH) list of Hazardous Drugs in Healthcare Settings), who are not already in compliance with USP safety standards, will likely fall on the higher end of this estimate. Conversely, affected persons engaging in non-category 1 compounding will likely incur fewer costs.

Section R156-17b-623: Approved Cosmetic Drugs and Injectable Weight Loss Drugs for Dispensing Medical Practitioners. The proposed amendment removes reference to statutes and rules that have been repealed and inserts the substance of those rules directly into the Pharmacy Practice Act Rule. None of the rights and responsibilities of affected persons be fiscally impacted by this change.

Updating Internal References. The proposed amendment updates several references to provisions of law and rule but makes no substantive change to the roles or responsibilities of stakeholders. These changes are not expected to have an impact on any person.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030

NOTICES OF PROPOSED RULES

State Budget	\$1,000	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$5,000	\$0	\$0	\$0	\$0
Other Persons	\$10,000	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$16,000	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$1,000	\$1,000	\$1,000	\$1,000	\$1,000
Non-Small Businesses	\$1,000	\$1,000	\$1,000	\$1,000	\$1,000
Other Persons	\$200	\$200	\$200	\$200	\$200
Total Fiscal Benefits	\$2,200	\$2,200	\$2,200	\$2,200	\$2,200
Net Fiscal Benefits	-\$13,800	\$2,200	\$2,200	\$2,200	\$2,200

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

Section 63G-3-201	Subsection 58-1-106(1)(a)	Subsection 58-1-202(1)(a)
Section 58-17b-101	Subsection 58-17b-601(1)	Section 58-37-1

Incorporation by Reference Information**8. Incorporation by Reference :**

A. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	United States Pharmacopeia-National Formulary (USP 41-NF 36), including the First Supplement
Publisher	The United States Pharmacopeial Convention
Issue Date	USP 41-NF 36 was initially published November 1, 2017 The First Supplement was issued November 1, 2023.
Issue or Version	General Chapters <795>: Pharmaceutical Compounding – Nonsterile Preparations <797>: on Pharmaceutical Compounding – Sterile Preparations <800>: on Hazardous Drugs—Handling in Healthcare Settings <825>: on Radiopharmaceuticals – Preparation, Compounding, Dispensing, and Repackaging

B. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Vaccine Administration Protocol: Standing Order to Administer Immunizations and Emergency Medications
Publisher	Utah Department of Health and Human Services
Issue Date	September 1, 2023

C. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Guidance for Self-Administered Hormonal Contraceptives
Publisher	Utah Department of Commerce, Division of Professional Licensing
Issue Date	September 28, 2021

D. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Utah Hormonal Contraceptive Self-Screening Risk Assessment Questionnaire
Publisher	Utah Department of Commerce, Division of Professional Licensing
Issue Date	September 28, 2021

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:		07/31/2025
B. A public hearing (optional) will be held (The public may request a hearing by submitting a written request to the agency, as outlined in Section 63G-3-302 and Rule R15-1.):		
Date:	Time:	Place (physical address or URL):
07/03/2025	02:00 PM	Anchor Meeting: Heber M. Wells Building Room 402 160 East 300 South Salt Lake City UT 84111 Google Meet: https://meet.google.com/zat-cbzz-bzc Dial In: 931-313-1776 PIN: 402 142 612#

10. This rule change MAY become effective on:	08/07/2025
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 Steinagel Division Director	Date:	03/28/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment		
Rule or section number:	R156-40	Filing ID: 57192

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 84111	
Contact persons:		
Name:	Phone:	Email:
Jeff Busjahn	801-530-6628	jbusjahn@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R156-40. Recreational Therapy Practice Act Rule	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	SB 26 (2024 General Session)
4. Purpose of the new rule or reason for the change:	
The Division of Professional Licensing (division) in collaboration with the Board of Recreational Therapy are filing these proposed amendments to update the rule authorized by statutory changes made by SB 26 passed in the 2024 General Session. Secondly, it adds definitions and clarifies language. Finally, under Executive Order 2021-12, formatting changes are made throughout to streamline the rule consistent with the Office of Administrative Rules (OAR) current Rulewriting Manual and remove duplicate language already present in the Utah Code.	
5. Summary of the new rule or change:	
The new rule clarifies the qualifications for licensure, education, and experience requirements for a master therapeutic recreation specialist, therapeutic recreation specialist, and a therapeutic recreation technician. The remaining amendments make nonsubstantive formatting changes for clarity and to update the rule consistent with the Rulewriting Manual.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
The amendments to Sections R156-40-102, R156-40-302a, R156-40-302b, R156-40-302d, R156-40-302e, and R156-40-304 are not expected to impact the state budget as they define the definitions, qualifications for licensure, education, continuing education, supervision and experience requirements for a master therapeutic recreation specialist, therapeutic recreation specialist, and a therapeutic recreation technician. These changes should not result in any additional complaints, investigations, or disciplinary actions or any additional licensing issues. The remainder of the proposed amendments are not expected to result in any impact as they merely update the rule in accordance with statutory changes and streamline the rule consistent with OAR's current Rulewriting Manual and remove duplicate language already present in the Utah Code.	
B. Local governments:	
The amendments to Sections R156-40-102, R156-40-302a, R156-40-302b, R156-40-302d, R156-40-302e, and R156-40-304 are not expected to impact the local government as they define the qualifications for licensure, education, and experience requirements for a master therapeutic recreation specialist, therapeutic recreation specialist, and a therapeutic recreation technician. However, these proposed amendments may impact businesses in the mental health industry who employ therapeutic recreation specialists, therapeutic recreation technicians, and master therapeutic recreation specialists, which may potentially include certain local government entities acting as businesses, but the impact is estimated to be minimal. The remainder of the proposed amendments are not expected to result in any impact as they merely update the rule in accordance with statutory changes and streamline the rule consistent with OAR's current Rulewriting Manual and remove duplicate language already present in the Utah Code.	
C. Small businesses ("small business" means a business employing 1-49 persons):	
The amendments to Sections R156-40-102, R156-40-302a, R156-40-302b, R156-40-302d, R156-40-302e, and R156-40-304 may impact these small businesses. However, the savings are not measurable as it will depend on specific characteristics of each employer and employee of the estimated 743 number of small businesses in Utah (NAICS 621112, 621420, 621330, 622210, 623220, 622310) as the amendments simply define the qualifications for licensure, education, and experience	

requirements for a master therapeutic recreation specialist, therapeutic recreation specialist, and a therapeutic recreation technician. The remainder of the proposed amendments are not expected to result in any impact as they merely update the rule in accordance with statutory changes and streamline the rule consistent with OAR's current Rulewriting Manual and remove duplicate language already present in the Utah Code.

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

The amendments to Sections R156-40-102, R156-40-302a, R156-40-302b, R156-40-302d, R156-40-302e, and R156-40-304 may impact these non-small businesses. However, the savings are not measurable as they will depend on specific characteristics of each employer and employee of the estimated 50 non-small businesses in Utah (NAICS 621112, 621420, 621330, 622210, 623220, 622310) as the amendments simply define the qualifications for licensure, education, and experience requirements for a master therapeutic recreation specialist, therapeutic recreation specialist, and a therapeutic recreation technician. The remainder of the proposed amendments are not expected to result in any impact as they merely update the rule in accordance with statutory changes and streamline the rule consistent with OAR's current Rulewriting Manual and remove duplicate language already present in the Utah Code.

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

There are approximately 699 licensees (Master Therapeutic Recreation Specialist, Therapeutic Recreation Specialist, and Therapeutic Recreation Technicians) who may be affected by the proposed amendments to Rule R156-40. A license holder could be affected by a citation if the license holder violates the Utah Code or this rule.

F. Compliance costs for affected persons:

As described in box 5E for other persons, the division does not anticipate any compliance costs for any affected persons from these proposed amendments since the division has no way of predicting license holder failure to follow the Utah Code and this rule. A license holder could be affected by a citation if the license holder violates the Utah Code or this rule.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Subsection 58-1-106(1)(a)	Section 58-40-101	Subsection 58-1-202(1)(a)
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Incorporation by Reference Information

8. Incorporation by Reference :

A. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	NCTRC Certification Standards
Publisher	National Council for Therapeutic Recreation Certification
Issue Date	October 1, 2024

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until: 07/15/2025

B. A public hearing (optional) will be held (The public may request a hearing by submitting a written request to the agency, as outlined in Section 63G-3-302 and Rule R15-1.):

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>

10. 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:	04/01/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:	R156-60e	Filing ID: 57225
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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 84111-6741	
Contact persons:		
Name:	Phone:	Email:
Jana Johansen	801-530-6628	janajohansen@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R156-60e. Mental Health Professional Practice Act Rule	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	SB 26 (2024 General Session)
4. Purpose of the new rule or reason for the change:	
<p>The Division of Professional Licensing (Division) in collaboration with the new Behavioral Health Board (Board) is filing this new rule in accordance with statutory changes made by SB 26 that passed in the 2024 General Session based on data-driven recommendations from the Office of Professional Licensing Review. SB 26 consolidated the behavioral health boards and committees into a new multiple-professional board to oversee licenses under Title 58, Chapter 60, Mental Health Professional Practice Act, and Title 58, Chapter 61, Psychologist Licensing Act. This rule consolidates and replaces the following rules: Rule R156-60a. Social Worker Licensing Act Rule; Rule R156-60b. Marriage and Family Therapist Licensing Act Rule; Rule R156-60c. Clinical Mental Health Counselor Licensing Act Rule; and Rule R156-60d Substance Use Disorder Counselor Act Rule.</p> <p>Additionally, this rule includes requirements for three new licenses created by SB 26: behavioral health technician, behavioral health coach, and master addiction counselor (MAC). In accordance with SB 26, this rule includes the requirements for the new exam alternative pathway through increased direct client hours and supervised clinical hours for the following licenses: licensed clinical social worker (LCSW), marriage and family therapist (MFT), clinical mental health counselor (CMHC), and master addiction counselor (MAC). This change reduces the regulatory requirements for licensees and aligns with national standards for licensure.</p> <p>This rule updates changes made by SB 26 to the scopes of practice for licenses, supervision standards, and requires practitioner disclosures and a criminal background check.</p>	
5. Summary of the new rule or change:	
Section R156-60e-101.1. This section outlines the Title, Authority, and Organization to the relationship to Rule.	
Section R156-60e-102.1. This section outlines definitions applicable to all mental health professionals.	
Section R156-60e-102.2. This section outlines definitions specific to social workers.	
Section R156-60e-102.3. This section outlines definitions specific to marriage and family therapists.	
Section R156-60e-102.4. This section outlines definitions specific to clinical mental health counselors.	
Section R156-60e-102.5. This section outlines definitions specific to substance use disorder counselors and master addiction counselors.	
Section R156-60e-102.6. This section outlines definitions specific to behavioral health coach and behavioral health technicians.	
Section R156-60e-202.1. This section outlines the Utah Behavioral Health Board and its Advisory Committees. Specifically, when the chairperson of an advisory committee must be reelected, clarifies makeup of the qualifications and professional development advisory committee, and defines who is eligible for filling the committee seat on the background and investigations advisory committee filled by a criminal justice professional.	
Section R156-60e-302.1. This section outlines the requirements that must be met for an approved suicide prevention course.	
Section R156-60e-302.2. This section outlines the requirements specific to social work including a social work practicum, social service worker educational requirements, social service worker supervision, and examination requirements.	
Section R156-60e-302.3. This section outlines requirements specific to marriage and family therapists including university	

accreditation, coursework requirements, supervision for extern licensure, and examination requirements.

Section R156-60e-302.4. This section outlines requirements specific to clinical mental health counselors including deficient coursework, extern supervision, and examination requirements.

Section R156-60e-302.5. This section outlines requirements specific to substance use disorder and master addiction counselor licensure including examination requirements, equivalent degrees, and prerequisite courses.

Section R156-60e-302.6. This section is reserved to allow for future outlining of requirements specific to equivalent language in the licensing act.

Section R156-60e-303.1. This section outlines the requirements specific to use of the alternate examination pathway to licensure created by SB26 legislation.

Section R156-60e-304.1. This section outlines the supervised clinical experience requirements for all mental health license holders.

Section R156-60e-305.1. This section outlines the eligibility required to be a clinical supervisor of a mental health license holder.

Section R156-60e-306.1. This section outlines the requirements of a clinical supervision contract.

Section R156-60e-307.1. This section outlines the duties and responsibilities of a clinical supervisor.

Section R156-60e-308.1. This section outlines the duties and responsibilities of a supervised individual.

Section R156-60e-402.1. This section outlines the continuing education requirements for all mental health license holders.

Section R156-60e-403.1. This section outlines the renewal and reinstatement requirements for externship licenses, associate level licenses, and those expired over 5 years.

Section R156-60e-502.1. This section outlines the general unprofessional conduct related to all mental health license holders.

Section R156-60e-502.2. This section outlines unprofessional conduct specific to social work professionals.

Section R156-60e-502.3. This section outlines unprofessional conduct specific to marriage and family therapy professionals.

Section R156-60e-502.4. This section outlines unprofessional conduct specific to clinical mental health professionals.

Section R156-60e-502.5. This section outlines unprofessional conduct specific to substance use disorder and master addiction professionals.

Section R156-60e-502.6. This section outlines unprofessional conduct specific to behavioral health coach and technician professionals.

Section R156-60e-503.1. This section outlines the administrative penalties that may result from noncompliance with specific sections of 58-1, 58-60, Rule R156-1, and Rule R156-60e.

Fiscal Information

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

A. State budget:

The proposed rule clarifies provisions created by statutory changes from SB 26 and aligns with national educational standards, examinations, and supervision standards. The rule is expected to have zero net impact on state revenues or expenditures because these changes should not result in any additional complaints, investigations, or disciplinary actions or any additional licensing issues. None of the changes are expected to impact state government revenues or expenditures because the proposed rule replaces current rules based on statutory changes that establish an alternative pathway, new licenses, and supervision and education standards that encompass current requirements and practices in the profession.

B. Local governments:

The proposed rule may impact businesses in the mental health industry who employ mental health professionals which may potentially include certain local government entities acting as businesses. However, as described for small businesses, the Division estimates that the proposed rule will have no impact on local government.

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

There are approximately 1,532 small businesses in Utah with licensees engaged in the practice of mental health therapy and who may employ those engaged in the practice of mental health therapy, such as private or group practices, hospitals, or medical centers (NAICS 621112, 621420, 621330, 622210, 623220, 623210). This proposed rule may impact these small businesses. However, the savings are not measurable as they depend on specific characteristics of each employer and employee. The rule is not expected to impact small business as the rule is based on extensive collaboration with the Behavioral Health Licensing Board to incorporate generally accepted professional standards common in the industry, and the proposed rule reflects the SB 26 legislative changes and codifies existing standards already adhered to in the industry.

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

There are approximately 96 non-small businesses in Utah comprising of licensees engaged in the practice of mental health therapy who may employ those engaged in the practice of mental health therapy, such as private or group practices, hospitals, or medical centers (NAICS 621112, 621420, 621330, 622210, 623220, 623210). However, the savings are not measurable as it will depend on specific characteristics of each employer and employee. The proposed rule is not expected to impact non-small businesses as they are based on extensive collaboration with the Behavioral Health Licensing Board to incorporate generally accepted professional standards common in the industry, and the proposed rule reflects the SB 26 legislative changes and codifies existing standards already adhered to in the industry.

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**):

Most of this rule is taken from Rules R156-60a, R156-60b, R156-60c, and R156-60d. This rule should not add any significant burden to license holders. The statutory change from SB 26 to add an alternate examination pathway to licensure found in proposed Section R156-60e-303.1 may reduce burden on applicants for licensure.

F. Compliance costs for affected persons:

As described above for other persons, the proposed Section R156-60e-303.1 allows a person to obtain licensure without passing an examination. This may allow a qualified applicant, who might otherwise make multiple failed attempts to pass the exam, to seek alternate licensure after only one failed attempt. This would reduce the monetary burden to the applicant.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)**Regulatory Impact Summary Table**

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0

Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Subsection 58-1-106(1)(a)	Subsection 58-1-202(1)(a)	Section 58-60-201
Section 58-60-301	Section 58-60-401	Section 58-60-501

Incorporation by Reference Information**8. Incorporation by Reference :**

A. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Model Standards of Practice for Child Custody Evaluation
Publisher	Association of Family and Conciliation Courts (AFCC)
Issue Date	May 2006

B. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	NASW Code of Ethics
Publisher	National Association of Social Workers
Issue Date	Revised 2021

C. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	Standards for Technology in Social Work Practice
Publisher	National Association of Social Workers, Association of Social Work Boards, Council on Social Work Education, and Clinical Social Work Association
Issue Date	2017

D. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	AAMFT Code of Ethics
Publisher	American Association for Marriage and Family Therapy
Issue Date	January 1, 2015

E. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	ACMHC Code of Ethics
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Publisher	American Mental Health Counselors Association
Issue Date	Revised 2020

F. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	NAADAC/NCC AP Code of Ethics
Publisher	The Association for Addiction Professionals and National Certification Commissions for Addiction Professionals
Issue Date	January 1, 2021 edition

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:		07/15/2025
B. A public hearing (optional) will be held (The public may request a hearing by submitting a written request to the agency, as outlined in Section 63G-3-302 and Rule R15-1.):		
Date:	Time:	Place (physical address or URL):
07/09/2025	10:00 a.m.	Anchor location at the Heber M. Wells Building at 160 E. 300 S., 4th floor, Room 474, Salt Lake City, UT, and also via Google Meet Google Meet joining info Video call link: https://meet.google.com/msq-ruug-qmq Or dial: (US) +1 260-577-6897 PIN: 220 087 357# More phone numbers: https://tel.meet/msq-ruug-qmq?pin=2270840649212

10. 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:	04/04/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment		
Rule or section number:	R477-8	Filing ID: 57205

Agency Information

1. Title catchline:	Government Operations, Human Resource Management
Building:	Taylorville State Office Building
Street address:	4315 S 2700 W
City, state:	Taylorville, UT
Mailing address:	PO Box 141531
City, state and zip:	Taylorville, UT 84129-2128

Contact persons:		
Name:	Phone:	Email:
Bryan Embley	801-618-6720	bkembley@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R477-8. Working Conditions
4. Purpose of the new rule or reason for the change:
The Division of Finance is changing their procedures to pay for employee relocation.
5. Summary of the new rule or change:
This revision repeals the current Subsection R477-8-18(4) to allow for a more flexible arrangement with the Division of Finance for a relocation allowance.

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:												
A. State budget:												
These amendments are not expected to have any fiscal impact on state government revenues or expenditures because these changes are administrative in nature and do not impact budgets.												
B. Local governments:												
These amendments are not expected to have any fiscal impact on local governments because this rule only applies to the executive branch of state government.												
C. Small businesses ("small business" means a business employing 1-49 persons):												
These amendments are not expected to have any fiscal impact on small businesses because this rule only applies to the executive branch of state government.												
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):												
These amendments are not expected to have any fiscal impact on non-small businesses because this rule only applies to the executive branch of state government.												
E. Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):												
These amendments are not expected to have any fiscal impact on other individuals because this rule only applies to the executive branch of state government.												
F. Compliance costs for affected persons:												
There are no direct compliance costs for these amendments. This rule only affects the executive branch of state government and will have no impact on other persons. This rule has no financial impact on state employees.												
G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)												
Regulatory Impact Summary Table												
<table border="1"> <thead> <tr> <th>Fiscal Cost</th> <th>FY2026</th> <th>FY2027</th> <th>FY2028</th> <th>FY2029</th> <th>FY2030</th> </tr> </thead> <tbody> <tr> <td>State Budget</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> <td>\$0</td> </tr> </tbody> </table>	Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030	State Budget	\$0	\$0	\$0	\$0	\$0
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030							
State Budget	\$0	\$0	\$0	\$0	\$0							

Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 34A-2-114	Section 63A-17-106	Section 63A-17-602
Section 20A-3-103		

Public Notice Information**9. The public may submit written or oral comments to the agency identified in box 1.**

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	John Barrand, Division Director, DHRM	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New
Rule or section number: R644-1 Filing ID: 57207

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration
Building:	Department of Natural Resources
Street address:	1594 W. North Temple, Suite 1210
City, state:	Salt Lake City, Utah 84116

Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-1. Carbon Sequestration Definitions	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed in the 2022 General Session directs the Division of Oil, Gas and Mining to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides definitions for Title R644 Carbon Sequestration. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
There is a total of one state agency, the Division of Oil, Gas and Mining (division), that will be associated with this proposed new rule. There will be no cost to the state as these definitions are purely administrative.	
B. Local governments:	
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).	
C. Small businesses ("small business" means a business employing 1-49 persons):	
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will no have a fiscal impact to operators as these definitions are purely administrative.	
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):	
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will no have a fiscal impact to operators as these definitions are purely administrative.	
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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.	
F. Compliance costs for affected persons:	
This new rule will have no compliance costs for affected persons as the definitions are purely administrative.	

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New		
Rule or section number:	R644-2	Filing ID: 57208

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration
Building:	Department of Natural Resources
Street address:	1594 West North Temple, Suite 1210
City, state:	Salt Lake City, Utah 84116

Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-2. General Rules	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides the scope of the rule, prohibitions, and well transitions. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be no fiscal impact to the state as this rule is administrative and outlines who the Title R644 rules will apply to.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. There will be no fiscal impact to operators as this rule is administrative and outlines who the Title R644 rules will apply to.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. There will be no fiscal impact to operators as this rule is administrative and outlines who the Title R644 rules will apply to.
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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.
F. Compliance costs for affected persons:
There will be no compliance costs as these rules are administrative and outline who the Title R644 rules will apply to.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New		
Rule or section number:	R644-3	Filing ID: 57209

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration
Building:	Department of Natural Resources
Street address:	1594 West North Temple, Suite 1210
City, state:	Salt Lake City, Utah 84116

Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-3. Permit Requirements, Application Signatories	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides general permitting information. This rule applies to any owner or operator of a proposed CO ₂ Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO ₂ sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be no fiscal impact to the state as this rule is administrative and explains the general permit information.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will not have a fiscal impact to operators as this rule is administrative and explains the general permit information.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will not have a fiscal impact to operators as this rule is administrative and explains the general permit information.
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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.
F. Compliance costs for affected persons:
There will be no compliance costs as this rule is administrative and explains the general permit information.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New		
Rule or section number:	R644-4	Filing ID: 57210

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration
Building:	Department of Natural Resources
Street address:	1594 West North Temple, Suite 1210
City, state:	Salt Lake City, Utah 84116

Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-4. Application Content	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides the information required for a carbon sequestration application. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will result in a \$115,000 permit application fee, however, the division cannot estimate the total fiscal impact due to unknown operator applications and production based fees.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will result in a \$115,000 permit application fee, however, the division cannot estimate the total fiscal impact due to unknown operator applications and production based 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):
This rule change will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.
F. Compliance costs for affected persons:
There is required application fee of \$115,000 for operators who choose to operate a Class VI facility.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.1	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New		
Rule or section number:	R644-5	Filing ID: 57211

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration
Building:	Department of Natural Resources
Street address:	1594 West North Temple, Suite 1210
City, state:	Salt Lake City, Utah 84116

Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-5. Legal Permit Conditions	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides the legal aspect of the permit including financial assurance. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will result in fiscal impact based on depth, number of wells, and equipment on site, however, the division cannot estimate the total fiscal impact because each site and application will be unique.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will result in fiscal impact based on depth, number of wells, and equipment on site, however, the division cannot estimate the total fiscal impact because each site and application will be unique.
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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are required application fees, production based fees, annual renewal fees, and reclamation bonding for operators, however, the amount is dependent on many factors, including facility design, number of wells on each pad, and the production based expenses and cannot be estimated.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:	R644-6	Filing ID: 57212
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Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-6. Permitting Process	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides the process for permit approval, including draft permits, public notices, and public hearings. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact to operators as it's purpose is administrative to explain the permitting process requirements.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact to operators as it's purpose is administrative to explain the permitting process requirements.
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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are required application fees, production based fees, annual renewal fees, and reclamation bonding for operators, however, the amount is dependent on many factors, including facility design, number of wells on each pad, and the production based expenses and cannot be estimated.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:

R644-7

Filing ID: 57213

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-7. Permit Modification, Revocation and Reissuance, Termination, Transfer or Renewal	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides the process for terminating, transferring, or modifying a permit. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact as it is administrative and explains the process for certain permit actions.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact as it is administrative and explains the process for certain permit actions.

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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons as this rule is administrative in explaining a process.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:	R644-8	Filing ID: 57214
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Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-8. Siting Criteria, Area of Review, and Corrective Action	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides the process for an area of review and corrective action. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.	
B. Local governments:	
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).	
C. Small businesses ("small business" means a business employing 1-49 persons):	
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact as this rule is administrative and explains the requirements for an area of review and corrective actions.	
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):	
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact as this rule is administrative and explains the requirements for an area of review and corrective actions.	

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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons as this rule is administrative and explains requirements for areas of review and corrective actions.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:

R644-9

Filing ID: 57215

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-9. Well Construction and Completion	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides construction requirements for carbon sequestration rules. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact on operators as it's administrative in explaining construction requirements for Class VI wells.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact on operators as it's administrative in explaining construction requirements for Class VI wells.

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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are compliance costs for drilling and completing a Class VI well, however, the cost cannot be estimated since each well will have specific requirements based on the location and geography.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. 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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:

R644-10

Filing ID: 57216

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-10. Pre-Operations – Completion Report and Site Reassessment	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides pre-operating requirements. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule applies requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will result in no fiscal impact as this rule is administrative and explains the pre-operating requirements for Class VI wells.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will result in no fiscal impact as this rule is administrative and explains the pre-operating requirements for Class VI wells.

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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are no compliance costs as this rule is administrative and explains pre-operating requirements.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:

R644-11

Filing ID: 57217

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-11. Operations	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides operating requirements for injection wells. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact as it's administrative and lists the well operating requirements.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact as it's administrative and lists the well operating requirements.

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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are required application fees, production based fees, annual renewal fees, and reclamation bonding for operators, however, the amount is dependent on many factors, including facility design, number of wells on each pad, and the production based expenses and cannot be estimated.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:

R644-12

Filing ID: 57218

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-12. Emergency Response	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides requirements for emergency or remedial response plans. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact as it's administrative and requiring operators to have an emergency and remedial response plan.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact as it's administrative and requiring operators to have an emergency and remedial response plan.

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

This rule change will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are required application fees, production based fees, annual renewal fees, and reclamation bonding for operators, however, the amount is dependent on many factors, including facility design, number of wells on each pad, and the production based expenses and cannot be estimated.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:	R644-13	Filing ID: 57219
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Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration
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Building:	Department of Natural Resources
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Street address:	1594 West North Temple, Suite 1210
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City, state:	Salt Lake City, Utah 84116
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Contact persons:		
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Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov

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

General Information

2. Rule or section catchline:

R644-13. Testing and Monitoring

3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
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If yes, any bill number and session:	HB 244 (2022 General Session)
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4. Purpose of the new rule or reason for the change:

House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.

5. Summary of the new rule or change:
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This new rule provides requirements for testing and monitoring as well as retaining applicable records. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.
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Fiscal Information

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

There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
--

B. Local governments:

No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
--

C. Small businesses ("small business" means a business employing 1-49 persons):
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There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact on operators as it is administrative and explains the testing and monitoring requirements.

D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
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There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact on operators as it is administrative and explains the testing and monitoring requirements.
--

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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are required application fees, production based fees, annual renewal fees, and reclamation bonding for operators, however, the amount is dependent on many factors, including facility design, number of wells on each pad, and the production based expenses and cannot be estimated.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
--	------------

10. 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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:

R644-14

Filing ID: 57220

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-14. Mechanical Integrity	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides mechanical integrity requirements. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact on operators as it is administrative and sets out the requirements for mechanical integrity requirements for wells.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact on operators as it is administrative and sets out the requirements for mechanical integrity requirements for wells.

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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are required application fees, production based fees, annual renewal fees, and reclamation bonding for operators, however, the amount is dependent on many factors, including facility design, number of wells on each pad, and the production based expenses and cannot be estimated.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
--	------------

10. 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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:

R644-15

Filing ID: 57221

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-15. Reporting	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides reporting requirements. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact on operators as it is administrative and explains the reporting and recordkeeping requirements.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact on operators as it is administrative and explains the reporting and recordkeeping requirements.

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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are required application fees, production based fees, annual renewal fees, and reclamation bonding for operators, however, the amount is dependent on many factors, including facility design, number of wells on each pad, and the production based expenses and cannot be estimated.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:	R644-16	Filing ID: 57222
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Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-16. Well Plugging and Abandonment	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides the process and requirements for plugging carbon sequestration wells. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.	
B. Local governments:	
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).	
C. Small businesses ("small business" means a business employing 1-49 persons):	
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact on operators as it is administrative and explains the process and requirements for plugging and abandoning a well.	
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):	
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact on operators as it is administrative and explains the process and requirements for plugging and abandoning a well.	

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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are required application fees, production based fees, annual renewal fees, and reclamation bonding for operators, however, the amount is dependent on many factors, including facility design, number of wells on each pad, and the production based expenses and cannot be estimated.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:

R644-17

Filing ID: 57223

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-17. Closure and Post-Closure	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides requirements for closure and post-closure of carbon sequestration wells. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact as it is administrative and explains the site care once injection is complete and site closure requirements.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule will have no fiscal impact as it is administrative and explains the site care once injection is complete and site closure requirements.

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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are required application fees, production based fees, annual renewal fees, and reclamation bonding for operators, however, the amount is dependent on many factors, including facility design, number of wells on each pad, and the production based expenses and cannot be estimated.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:

R644-18

Filing ID: 57224

Agency Information

1. Title catchline:	Natural Resources, Oil, Gas and Mining; Carbon Sequestration	
Building:	Department of Natural Resources	
Street address:	1594 West North Temple, Suite 1210	
City, state:	Salt Lake City, Utah 84116	
Contact persons:		
Name:	Phone:	Email:
Natasha Ballif	801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R644-18. Administrative Penalties	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 244 (2022 General Session)
4. Purpose of the new rule or reason for the change:	
House Bill 244 passed during the 2022 General Session directs the Division of Oil, Gas and Mining (division) to pursue primacy from the U.S. EPA, which requires program rules that are aligned with the CFR rules and are effective.	
5. Summary of the new rule or change:	
This new rule provides administrative penalties for noncompliance. This rule applies to any owner or operator of a proposed CO2 Sequestration facility and associated Class VI wells in Utah. This rule provides requirements to operate, including drilling, bonding, maintenance, and the closure of CO2 sequestration wells.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the division, that will be associated with this proposed rule change. There will be a cost to the state which will be covered by fees paid by the operator. However, the division is unable to estimate the total cost as the number of operators who will submit applications is unknown.
B. Local governments:
No local government costs or savings are anticipated, since this rule impacts oil and gas operators, the division, and the Utah Board of Oil, Gas, and Mining (board).
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule may result in a fiscal impact to operators, but only if they are in violation and receive a daily penalty. There is no way to estimate which operators will be violation or the level of severity.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. This new rule may result in a fiscal impact to operators, but only if they are in violation and receive a daily penalty. There is no way to estimate which operators will be violation or the level of severity.

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 will not affect persons other than small businesses, businesses, or local governments as this rule only applies to small and non-small business operators and the division.

F. Compliance costs for affected persons:

There are required application fees, production based fees, annual renewal fees, and reclamation bonding for operators, however, the amount is dependent on many factors, including facility design, number of wells on each pad, and the production based expenses and cannot be estimated.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Section 40-11-3	40 CFR 145.11	
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:	07/15/2025
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10. This rule change MAY become effective on:	07/22/2025
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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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or section number:

R649-11-3

Filing ID: 57206

Agency Information

1. Title catchline:		Natural Resources; Oil, Gas and Mining; Oil and Gas	
Building:		Department of Natural Resources	
Street address:		1594 West North Temple, Suite 1210	
City, state:		Salt Lake City, Utah 84116	
Contact persons:			
Name:		Phone:	Email:
Natasha Ballif		801-589-5486	natashaballif@utah.gov
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule or section catchline:
R649-11-3. Administrative Penalty Assessment
4. Purpose of the new rule or reason for the change:
At the end of February 2025, the Division of Oil, Gas and Mining updated Rule R649-9 in response to House Bill 310 from the 2019 General Legislative Session. This rule change is to clean up the rule references that were overlooked during that process.
5. Summary of the new rule or change:
This rule change updates the rule references in Subsections R649-11-3(6.1), (7.1), and (8.1), removes a couple references that are no longer applicable, and updates the name of one of the violations.

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is a total of one state agency, the Division of Oil, Gas and Mining, that will be associated with this rule change. There is no estimated fiscal impact as these changes are purely administrative.
B. Local governments:
This rule does not impact local governments, so there will be no fiscal impact.
C. Small businesses ("small business" means a business employing 1-49 persons):
There are 303 small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. There is no estimated fiscal impact to operators as these changes are purely administrative.
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):
There are a total of 4 non-small business oil and gas operators (for a complete listing of NAICS codes used in this analysis, please contact the agency) in the state of Utah. There is no estimated fiscal impact to operators as these changes are purely administrative.
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 will not affect other persons as this rule change is purely administrative.

F. Compliance costs for affected persons:

This rule change itself will not result in compliance costs, although the rule language deals with classes of violations.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table

Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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

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

Sections 40-6-1 et seq

A. Comments will be accepted until:

07/15/2025

10. This rule change MAY become effective on:

07/31/2025

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:	Mick Thomas, Director	Date:	05/30/2025
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or section number:

R698-13

Filing ID: 57189

Agency Information

1. Title catchline:	Public Safety, Administration	
Building:	Calvin Rampton Building	
Street address:	4501 S. 2700 W. 1st Floor	
City, state:	Salt Lake City, Utah 84119-5994	
Mailing address:	PO Box 141775	
City, state and zip:	Salt Lake City, UT 84114-1775	
Contact persons:		
Name:	Phone:	Email:
Matt Pennington	801-955-2130	mpennington@utah.gov
Kim Gibb	801-965-4018	kgibb@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R698-13. School Safety	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.
If yes, any bill number and session:	HB 40 (2025 General Session)
4. Purpose of the new rule or reason for the change:	
This rule filing is being submitted as a result of the passage of HB 40 during the 2025 General Session.	
5. Summary of the new rule or change:	
This rule amends various provisions to comply with HB 40, School Safety Amendments. It clarifies definitions and removes provisions that were codified into state code. It also clarifies the compliance requirements for each school concerning limited entry points, ground level windows protected by security glazing or ballistic windows, and fencing playgrounds. In addition, it adds a few additional items that must be included in first aid kits.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
The proposed rule is not anticipated to have a fiscal impact on the state budget beyond that already described in the fiscal note for H.B. 40, 2025 General Session. https://pf.utleg.gov/public-web/sessions/2025GS/fiscal-notes/HB0040S07.fn.pdf
B. Local governments:
This rule is anticipated to have a fiscal impact on local education agencies (LEA) that is inestimable because the total known cost for implementation for each LEA is not readily available and is fluid depending on what measures may already be in place. Additionally, the costs will vary depending on the age and conditions of each school building. Standards have been set in this rule to ensure the utmost safety of students and school personnel; however, the cost to implement these standards is unknown at this time. Compliance with safety and security standards will be required for new school building construction and design projects. Local education agencies will have until 2034-2035 to implement provisions related to limited entry points, and fencing playgrounds; and until 2029-2030 to implement video surveillance of entrances, internal classroom door locks, bleed kits and first aid kits, and exterior cameras on entrances, parking areas, and campus grounds. The state security chief will continue to work with local education entities, school safety security specialists in each school, the state superintendent of public instruction, and the State Board of Education to identify potential costs associated with implementation of HB 40 and this rule.
C. Small businesses ("small business" means a business employing 1-49 persons):
This rule could potentially affect small businesses that provide any of the products or services schools are required to purchase to implement the requirements mandated by HB 40, 2025 General Session, and clarified by this rule. The dollar amount is

inestimable due to the fact that the program is new and is still being implemented and local education agencies may have limitations or requirements that dictate who they are able to contract or purchase through. In addition, local education agencies have some flexibility in time as to when they implement requirements; therefore, costs may drastically differ depending on when they make the required changes. Further, it is unknown how many or which businesses will provide these products or services all the way into 2035, the latest deadline year. Many local education agencies impacted by the passage of HB 40 are unable to provide timely information to Department of Public Safety (DPS) regarding existing structures since the implementation will roll out in stages and a program like this has not been seen before, so data to gauge costs or benefit is nonexistent and can only be provided from this rule as it is being implemented. Because local education agencies are unable to provide timely information to DPS regarding existing structures, it is unknown exactly what retrofits or changes would be needed at an individual building level.

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

This rule could potentially affect non-small businesses that provide any of the products or services schools are required to purchase to implement the requirements mandated by HB 40, 2025 General Session, and clarified by this rule. The dollar amount is inestimable due to the fact that the program is new and is still being implemented and local education agencies may have limitations or requirements that dictate who they are able to contract or purchase through. In addition, local education agencies have some flexibility in time as to when they implement requirements; therefore, costs may drastically differ depending on when they make the required changes. Further, it is unknown how many or which businesses will provide these products or services all the way into 2035, the latest deadline year. The many local education agencies impacted by the passage of HB 40 are unable to provide timely information to DPS regarding existing structures since the implementation will roll out in stages and a program like this has not been seen before, so data to gauge costs or benefit is nonexistent and can only be provided from this rule as it is being implemented. Because local education agencies are unable to provide timely information to DPS regarding existing structures, it is unknown exactly what retrofits or changes would be needed at an individual building level.

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

The proposed rule is not anticipated to have a fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities such as school guardians and school safety security specialists because the rule defines terms, establishes base standards for implementation, and establishes regulations required in the School Security Act that will impact schools required to comply with the statutory provisions of HB 40, 2025 General Session. Any fiscal impact to school guardians or safety security specialists is directly captured within the fiscal note for HB 40.
<https://pf.utleg.gov/public-web/sessions/2025GS/fiscal-notes/HB0040S07.fn.pdf>

F. Compliance costs for affected persons:

The proposed rule is not anticipated to result in compliance costs for affected persons because the rule defines terms, establishes base standards for implementation, and establishes regulations required in the School Security Act that will impact schools required to comply with the statutory provisions of HB 40, 2025 General Session.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0

NOTICES OF PROPOSED RULES

Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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
7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:

Section 53-3-108	Section 53-22-102	
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Incorporation by Reference Information
8. Incorporation by Reference :

A. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	NFPA 1225 Standard for Emergency Services Communications
Publisher	National Fire Protection Association
Issue Date	2022

B. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	UL752, Standard for Bullet-Resisting Equipment
Publisher	Underwriters Laboratories
Issue Date	10/17/2023
Issue or Version	Edition 12

C. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	ASTM F3561, Standard Test Method for Forced-Entry-Resistance of Fenestration Systems After Simulated Active Shooter Attack
Publisher	ASTM International
Issue Date	2023

D. This rule adds or updates the following title of material incorporated by reference (a copy of the material incorporated by reference must be submitted to the Office of Administrative Rules. *If none, leave blank*):

Official Title of Materials Incorporated (from title page)	ANSI Z97.1-15 (R2020), For safety glazing materials used in buildings – safety performance specifications and methods of test
Publisher	American National Standard
Issue Date	2020

Public Notice Information**9. The public may submit written or oral comments to the agency identified in box 1.****A. Comments will be accepted until:** 07/15/2025**10. 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:	Jess L. Anderson, Commissioner Department of Public Safety	Date:	05/19/2025
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NOTICE OF SUBSTANTIVE CHANGE**TYPE OF FILING:** Amendment

Rule or section number:	R765-119	Filing ID: 57195
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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	
Mailing address:	PO Box 141007	
City, state and zip:	Salt Lake City, UT 84114-1007	
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:	R765-119. Utah Board of Higher Education Qualifications	
3. Are any changes in this filing because of state legislative action?	Changes are because of legislative action.	
If yes, any bill number and session:	HB 261 (2024 General Session)	
4. Purpose of the new rule or reason for the change:	The purpose of this filing is to update Utah Board of Higher Education qualifications and composition in Rule R765-119 to comply with requirements in Utah Code Sections 53B-1-116 and 53B-1-118.	
5. Summary of the new rule or change:	The amendments to this rule update Utah Board of Higher Education qualifications and composition in Rule R765-119, by removing language referencing diversity, equity, and inclusion, to comply with requirements in Utah Code Sections 53B-1-116 and 53B-1-118.	

Fiscal Information**6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:****A. State budget:**

This rule does not impose any impact on the state budget; it adjusts a few of the stated criteria for Utah Board of Higher Education members and does not increase or decrease the number of members or compensation. It does not have any monetary effect.

B. Local governments:

This rule does not impose any monetary impact on local government; it adjusts a few of the stated criteria for Utah Board of Higher Education members and does not increase or decrease the number of members or compensation. It does not have any monetary effect.

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

This rule does not impose any monetary impact on small businesses; it adjusts a few of the stated criteria for Utah Board of Higher Education members and does not increase or decrease the number of members or compensation. It does not have any monetary effect.

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

This rule does not impose any monetary impact on non-small businesses; it adjusts a few of the stated criteria for Utah Board of Higher Education members and does not increase or decrease the number of members or compensation. It does not have any monetary effect.

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 impose any monetary impact on persons other than small businesses, non-small businesses, state, or local government entities; it adjusts a few of the stated criteria for Utah Board of Higher Education members and does not increase or decrease the number of members or compensation. It does not have any monetary effect.

F. Compliance costs for affected persons:

This rule will not impose any compliance costs on affected persons; it adjusts a few of the stated criteria for Utah Board of Higher Education members and does not increase or decrease the number of members or compensation. It does not have any monetary effect.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0

Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$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**7. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Section 53B-1-405

Public Notice Information**9. The public may submit written or oral comments to the agency identified in box 1.****A. Comments will be accepted until:**

07/15/2025

10. 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:**

Alison Adams, Board Secretary and Designee

Date:

05/23/2025

NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: New

Rule or section number:

R940-12

Filing ID: 57226

Agency Information

1. Title catchline:	Transportation Commission, Administration	
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 or section catchline:**

R940-12. County of the First Class Infrastructure Bank Fund

3. Are any changes in this filing because of state legislative action?

Changes are because of legislative action.

If yes, any bill number and session:

HB 488 (2024 General Session), HB 502 (2025 General Session)

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

The purpose of this rule is to establish procedures, standards, and a prioritization process the Transportation Commission will follow to approve infrastructure loans and infrastructure assistance through the County of the First Class Infrastructure Bank Fund created by Subsection 72-2-302(1).

5. Summary of the new rule or change:

This new rule establishes the following procedures, standards, and processes for the County of the First Class Infrastructure Bank Fund:

- 1) Eligible public entities can apply for loans or assistance using an application form;
- 2) Applications must clearly indicate whether they are for loans or assistance;
- 3) Loans must bear interest at or above market rates, determined by adding 0.5% to the state's AAA Municipal General Obligation Bond rate;
- 4) Repayment must start by the project's completion date, with interest accruing during the construction period;
- 5) The maximum repayment period is roughly 20 years; and
- 6) If a loan is not executed within 180 days post-approval, the application expires unless an extension is granted.

The prioritization process for the County of the First Class Infrastructure Bank Fund includes:

- 1) Requests for loans or assistance will be prioritized using a framework based on criteria outlined in Subsection 72-2-303(3);
- 2) The commission has discretion to approve requests out of order for justified reasons during public meetings;
- 3) The fund must be used for statutorily specified projects first.

Fiscal Information**6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:****A. State budget:**

There is no fiscal impact to the state budget. This rule is clerical in nature because it merely establishes the procedures, standards, and prioritization process that the Transportation Commission must follow in administering the County of the First Class Infrastructure Bank Fund.

B. Local governments:

There is no fiscal impact to local governments. This rule is clerical in nature because it merely establishes the procedures, standards, and prioritization process that the Transportation Commission must follow in administering the County of the First Class Infrastructure Bank Fund.

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

There is no fiscal impact to small businesses. This rule is clerical in nature because it merely establishes the procedures, standards, and prioritization process that the Transportation Commission must follow in administering the County of the First Class Infrastructure Bank Fund.

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

There is no fiscal impact to non-small businesses. This rule is clerical in nature because it merely establishes the procedures, standards, and prioritization process that the Transportation Commission must follow in administering the County of the First Class Infrastructure Bank Fund.

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 fiscal impact to persons. This rule is clerical in nature because it merely establishes the procedures, standards, and prioritization process that the Transportation Commission must follow in administering the County of the First Class Infrastructure Bank Fund.

F. Compliance costs for affected persons:

It will not cost an affected person anything to comply with this rule.

G. Regulatory Impact Summary Table (This table includes only fiscal impacts the agency was able to measure. If the agency could not estimate an impact, it is excluded from this table but described in boxes A through F.)

Regulatory Impact Summary Table					
Fiscal Cost	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0	\$0	\$0
Fiscal Benefits	FY2026	FY2027	FY2028	FY2029	FY2030
State Budget	\$0	\$0	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0	\$0	\$0

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

The Executive Director of the Department of Transportation, Carlos Braceras, has reviewed and approved this regulatory impact analysis.

Citation Information

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

Section 72-2-302

Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.

A. Comments will be accepted until:

07/15/2025

10. 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:	Carlos M. Braceras, P.E., Executive Director, UDOT	Date:	05/30/2025
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End of the Notices of Proposed Rules Section

NOTICES OF 120-DAY (EMERGENCY) RULES

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

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

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

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

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

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

NOTICE OF EMERGENCY (120-DAY) RULE

Rule or section Number:	R37-4	Filing ID: 57188
Effective date:	05/16/2025	

Agency Information

1. Title catchline:	Government Operations, Risk Management	
Building:	Taylorsville Office Building	
Street address:	4315 S. 2700 W.	
City, state	Taylorsville, Utah	
Contact persons:		
Name:	Phone:	Email:
Brian Jensen	801-957-7170	risk@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R37-4. Adjusted Utah Governmental Immunity Act Limitations on Judgments
4. Purpose of the new rule or reason for the change:
Risk is required to update statutory award limitations under the Governmental Immunity Act, U.C.A. 63G-7 et seq. The amounts are updated biannually by the Office of Legislative Fiscal Analyst and issued by bulletin. The rule change is intended to reflect the amounts beginning 2024.

4. Summary of the new rule or change:

This filing edits the listed amounts under Section R37-4-2 to reflect the figures issued by the Legislative Fiscal Analyst.

6A. The agency finds that regular rulemaking would:

- ☐ cause an imminent peril to the public health, safety, or welfare;
- ☐ cause an imminent budget reduction because of budget restraints or federal requirements; or
- ☒ place the agency in violation of federal or state law.

B. Specific reasons and justifications for this finding:

Risk is statutorily required to publish updated numbers by July 1, and the rule is amended to bring Risk into compliance with statute.

Fiscal Information**7. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:****A. State budget:**

The increased amounts required by statute will result in greater sums paid by Risk Management to resolve qualifying claims under the Governmental Immunity Act as limited by the statutory caps. The exact amount of impact is incalculable because the number of future qualifying claims and settlements is presently unknown.

B) Local governments:

The increased amounts required by statute will result in greater sums paid by local governments to resolve qualifying claims under the Governmental Immunity Act as limited by the statutory caps. The exact amount of impact is incalculable because the number of future qualifying claims and settlements is presently unknown.

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

There is no anticipated fiscal impact as a result of this rule because the rule does not apply to small businesses.

D) Persons other than 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 increased amounts required by statute will result in greater sums paid to other persons to resolve qualifying claims under the Governmental Immunity Act as limited by the statutory caps. The exact amount of impact is incalculable because the number of future qualifying claims and settlements is presently unknown.

E. Compliance costs for affected persons:

The Division of Risk Management has identified no compliance costs associated with changes to this rule.

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

I have reviewed and approved the proposed changes to the rule that has no anticipated impacted on businesses. Marvin Dodge, Executive Director, Division of Government Operations

Citation Information**8. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:**

Subsection 63G-7-605(4)

Agency Authorization Information

Agency head or designee and title:	Rachel Terry, Risk Manager	Date:	05/15/2025
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NOTICE OF EMERGENCY (120-DAY) RULE		
Rule or section Number:	R105-5	Filing ID: 57190
Effective date:	05/21/2025	

Agency Information

1. Title catchline:	Attorney General, Administration	
Building:	Utah State Capitol	
Street address:	350 N. State Street, Suite #230	
City, state	Salt Lake City, Utah	
Mailing address:	350 N. State Street, Suite #230	
City, state and zip:	Salt Lake City, Utah 84114	
Contact persons:		
Name:	Phone:	Email:
Paul Tonks	385-266-4104	phtonks@agutah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:
R105-5. White Collar Crime Registry
4. Purpose of the new rule or reason for the change:
Section 77-42-107 requires the Utah Attorney General's Office to make rules necessary to implement Title 77, Chapter 42 "Utah White Collar Crime Offender Registry."
5. Summary of the new rule or change:
The purpose of this rule is to establish procedures to efficiently administer the Utah White Collar Crime Offender Registry.
6A. The agency finds that regular rulemaking would:
<input type="checkbox"/> cause an imminent peril to the public health, safety, or welfare;
<input type="checkbox"/> cause an imminent budget reduction because of budget restraints or federal requirements; or
<input checked="" type="checkbox"/> place the agency in violation of federal or state law.
B. Specific reasons and justifications for this finding:
Previous rule R105-3 expired on May 20, 2025. Section 77-42-107 requires the Utah Attorney General's Office to make rules necessary to implement Title 77, Chapter 42 "Utah White Collar Crime Offender Registry."

Fiscal Information

7. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
There is no anticipated cost or savings because the registry has already been implemented.
B. Local governments:
There is no anticipated cost or savings because the registry has already been implemented.
C. Small businesses ("small business" means a business employing 1-49 persons):
There is no anticipated cost or savings because the registry has already been implemented.

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

There is no anticipated cost or savings because the registry has already been implemented.

E. Compliance costs for affected persons:

There is no anticipated cost or savings because the registry has already been implemented.

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

There is no anticipated cost or savings because the registry has already been implemented. Derek Brown, Utah Attorney General.

Citation Information

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

Subsection 77-42-107(1)

Agency Authorization Information

Agency head or designee and title:	Paul Tonks, Assistant Attorney General	Date:	05/21/2025
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NOTICE OF EMERGENCY (120-DAY) RULE

Rule or section Number:	R105-6	Filing ID: 57198
Effective date:	05/27/2025	

Agency Information

1. Title catchline:	Attorney General, Administration		
Building:	Utah State Capitol		
Street address:	350 N. State Street, Suite #230		
City, state	Salt Lake City, Utah		
Mailing address:	350 N. State Street, Suite #230		
City, state and zip:	Salt Lake City, Utah 84114		
Contact persons:			
Name:	Phone:	Email:	
Paul Tonks	385-266-4104	phtonks@agutah.gov	

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

General Information

2. Rule or section catchline:
R105-6. Child Protection Registry
4. Purpose of the new rule or reason for the change:
Section 13-39-203 requires the Utah Attorney General's Office to make rules necessary to establish procedures regarding the Child Protection Registry under Title 13, Chapter 39 "Child Protection Registry."
5. Summary of the new rule or change:
The purpose of this rule is to establish procedures to efficiently administer and to establish procedures regarding the Child Protection Registry.

NOTICES OF 120-DAY (EMERGENCY) RULES

6A. The agency finds that regular rulemaking would:	
<input type="checkbox"/>	cause an imminent peril to the public health, safety, or welfare;
<input type="checkbox"/>	cause an imminent budget reduction because of budget restraints or federal requirements; or
<input checked="" type="checkbox"/>	place the agency in violation of federal or state law.
B. Specific reasons and justifications for this finding:	
Previous rule R105-4 expired on October 3, 2024. Section 13-39-203 requires the Utah Attorney General's Office to make rules necessary to establish procedures regarding the Child Protection Registry under Title 13, Chapter 39 "Child Protection Registry."	

Fiscal Information

7. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
There is no anticipated cost or savings because the registry has already been implemented.	
B. Local governments:	
There is no anticipated cost or savings because the registry has already been implemented.	
C. Small businesses ("small business" means a business employing 1-49 persons):	
There is no anticipated cost or savings because the registry has already been implemented.	
D. Persons other than small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency):	
There is no anticipated cost or savings because the registry has already been implemented.	
E. Compliance costs for affected persons:	
There is no anticipated cost or savings because the registry has already been implemented.	
F. Comments by the department head on the fiscal impact this rule may have on businesses (Include the name and title of the department head):	
There is no anticipated cost or savings because the registry has already been implemented. Derek Brown, Utah Attorney General.	

Citation Information

8. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:		
Section 13-39-203		

Agency Authorization Information

Agency head or designee and title:	Paul Tonks, Assistant Attorney General	Date:	05/22/2025
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End of the Notices of 120-Day (Emergency) Rules Section

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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

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

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

NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	R15-1	Filing ID: 53735
Effective date:	05/29/2025	

Agency Information

1. Title catchline:	Government Operations, Administrative Rules (Office of)	
Building:	Taylorsville State Office Building	
Street address:	4315 S 2700 W	
City, state:	Taylorsville, UT	
Mailing address:	PO Box 141007	
City, state and zip:	Salt Lake City, U 84114-1007	
Contact persons:		
Name:	Phone:	Email:
Michael G. Broschinsky	801-602-8937	mbroschi@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:	
R15-1. Administrative Rule Hearings	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Subsection 63G-3-402(2)	This subsection directs the office to establish administrative rule hearing procedures by rule.
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 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:	

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Well-delineated procedures for holding administrative rule hearings benefit both the public and the state. The benefit to the public is an opportunity to present its views, either in opposition or support, of a proposed rulemaking action. Views are presented in an orderly manner, either vocally or by the submission of written comment, both of which become part of the rule's administrative record.

The benefit to the state is that an organized and orderly mechanism for obtaining the public's views may provide the state information that it did not have, leading to a better-drafted rule.

Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Michael G. Broschinsky, Director	Date:	05/29/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R251-712	Filing ID: 50369
Effective date:	05/20/2025	

Agency Information

1. Title catchline:	Corrections, Administration	
Building:	Utah Department of Corrections	
Street address:	14717 S Minuteman Dr	
City, state:	Draper, UT	
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:	
R251-712: Release	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Subsection 63G-3-201(2)	The rule requires outside agencies to make their own housing and transportation arrangements when receiving Utah Department of Correction (UDC) released inmates on detainer status. The agency action establishes a requirement on outside agencies.
Section 64-13-10	Statute establishes UDC's rulemaking authority.
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 UDC 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 establishes UDC policy and requirements regarding inmates released from UDC custody, requiring outside agencies receiving inmates on detainers to provide their own housing and transportation arrangements. The UDC and state should not be responsible for these financial costs on behalf of outside agencies when they are taking the jurisdiction and custody of an inmate.	

Agency Authorization Information

Agency head or designee and title:	Jared Garcia, Executive Director	Date:	05/20/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R495-820	Filing ID: 56212
Effective date:	05/28/2025	

Agency Information

1. Title catchline:	Health and Human Services, Administration (Human 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:
Anna Dillingham	385-227-0047	adillingham@utah.gov
Ryan Carrier	801-889-8710	rcarrier@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:	
R495-820. Institutional Review Board	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 26B-1-202	Section 26B-1-202 authorizes the Department of Health and Human Services (department) to adopt rules necessary or desirable for providing health and social services to the people of Utah.
45 CFR 46	45 CFR 46 requires Institutional Review Boards (IRB) to meet standards for the protection of human subjects in research.
45 CFR 164 Subpart E	45 CFR 164 Subpart E provides oversight of personally identifiable information and requires providers to follow standards, requirements, and implementation specifications for the protection of health information.
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 this rule's last five-year review.	
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:	
This rule is necessary to set forth procedures and standards of department IRBs in compliance with federal requirements. Through the terms of the Federalwide Assurance for the Protection of Human Subjects, the department commits that it will comply with the requirements in the regulations at 45 CFR 46 and 45 CFR 164 Subpart E. These IRBs review research proposals that provide for the protection, rights, and wellbeing of persons who participate or are subjects in research sponsored or conducted by the department.	

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

The rule is the foundational pillar, along with federal direction, for defining policy, procedure, and directing protection. The rule is used to define protection and access to data for DHHS clients, at a level that is dissimilar to any researcher or project because we are the programs and administrators that serve our defined population, community, and vulnerable populations.

As the department did not receive any comments in opposition to this rule, it has not responded to any such comments.

Agency Authorization Information

Agency head or designee and title:	Tracy S. Gruber, Executive Director	Date:	05/28/2025
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R590-271	Filing ID: 56543
Effective date:	06/02/2025	

Agency Information

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

General Information

2. Rule catchline:	
R590-271. Data Reporting for Consumer Quality Comparison	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 31A-2-201	Authorizes the insurance commissioner to write rules to implement Title 31A, Insurance Code.
Section 31A-2-216	Authorizes the insurance commissioner to adopt rules to educate health care consumers by producing or collecting and disseminating education materials to consumers.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:	
No comments have been received since the last five-year review of this rule.	
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:	
This rule should be continued because it provides a vital service for Utah consumers. It requires health insurers to submit certain data to the Insurance Department for display to the public. This allows consumers to review the data and compare various insurance plans when deciding what insurance to purchase.	

Agency Authorization Information

Agency head or designee and title:	Steve Gooch, Public Information Officer	Date:	06/02/2025
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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:	R895-8	Filing ID: 53731
New deadline date:	10/07/2025	

Agency Information

1. Title catchline:		Government Operations, Technology Services	
Building:		Taylorsville State Office Building	
Street address:		4315 S. 2700 W.	
City, state:		Taylorsville, UT	
Mailing address:		4315 S. 2700 W.	
City, state and zip:		Taylorsville, UT 84129	
Contact persons:			
Name:		Phone:	Email:
Stephanie Weteling		435-720-5315	stephanie@utah.gov
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule catchline:
R895-8. State Privacy Policy and Agency Privacy Policies
3. Reason for requesting the extension:
The agency is currently reviewing the rule with the Office of Data Privacy in the Department of Government Operations to determine the responsible parties for privacy requirements.

Agency Authorization Information

Agency head or designee and title:	Marvin Dodge, Executive Director	Date:	05/21/2025
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End of the Notices of Five-Year Review Extensions Section

NOTICES OF RULE EFFECTIVE DATES

State law provides for agencies to make their administrative rules effective and enforceable after publication in the *Utah State Bulletin*. In the case of **PROPOSED RULES** or **CHANGES IN PROPOSED RULES** with a designated comment period, the law permits an agency to make a rule effective no fewer than seven calendar days after the close of the public comment period, nor more than 120 days after the publication date. In the case of **CHANGES IN PROPOSED RULES** with no designated comment period, the law permits an agency to make a rule effective on any date including or after the thirtieth day after the rule's publication date, but not more than 120 days after the publication date. If an agency fails to file a **NOTICE OF EFFECTIVE DATE** within 120 days from the publication of a **PROPOSED RULE** or a related **CHANGE IN PROPOSED RULE** the rule lapses.

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

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

Commerce

Professional Licensing

No. 57085 (Amendment) R156-61: Psychologist Licensing Act Rule

Published: 4/15/2025

Effective: 6/5/2025

Education

Administration

No. 57107 (Amendment) R277-121: Board Waiver of Administrative Rules

Published: 5/1/2025

Effective: 6/9/2025

No. 57110 (Amendment) R277-123: Process for Members of the Public to Report Violations of Statute and Board Rule

Published: 5/1/2025

Effective: 6/9/2025

No. 57108 (Amendment) R277-317: Incentives for National Board Certification

Published: 5/1/2025

Effective: 6/9/2025

No. 57109 (Amendment) R277-801: Services for Students who are Deaf, Hard of Hearing, Blind, visually Impaired, and Deaf-Blind

Published: 5/1/2025

Effective: 6/9/2025

Environmental Quality

Water Quality

No. 57079 (New Rule) R317-17: Great Salt Lake Mineral Extraction Salinity Discharge Limits

Published: 4/1/2025

Effective: 5/28/2025

Governor

Criminal and Juvenile Justice (State Commission on)

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

Published: 4/15/2025

Effective: 5/22/2025

NOTICES OF RULE EFFECTIVE DATES

Economic Opportunity

No. 57102 (Amendment) R357-29: Rural County Grant Rule

Published: 5/1/2025

Effective: 6/9/2025

Higher Education (Utah Board of)

Administration

No. 57095 (New Rule) R765-256: Student Disciplinary Processes

Published: 5/1/2025

Effective: 6/9/2025

No. 57113 (Repeal) R765-570: Higher Education Disclosures

Published: 5/1/2025

Effective: 6/9/2025

Insurance

Administration

No. 57005 (Repeal and Reenact) R590-277: Managed Care Health Benefit Plan Standards

Published: 2/1/2025

Effective: 6/10/2025

No. 57005 (Repeal and Reenact-CPR) R590-277: Managed Care Health Benefit Plan Standards

Published: 4/15/2025

Effective: 6/10/2025

Labor Commission

Occupational Safety and Health

No. 57087 (Amendment) R614-1: R614-1-4

Published: 5/1/2025

Effective: 6/9/2025

Public Safety

Administration

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

Published: 4/15/2025

Effective: 5/22/2025

Highway Patrol

No. 57093 (Amendment) R714-510: 24-7 Sobriety Program

Published: 5/1/2025

Effective: 6/10/2025

Peace Officer Standards and Training

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

Published: 4/1/2025

Effective: 5/20/2025

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

Published: 4/1/2025

Effective: 5/20/2025

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

Published: 4/1/2025

Effective: 5/20/2025

Emergency Medical Services

No. 57100 (Repeal and Reenact) R911-5: Emergency Medical Services Training, Endorsement, Certification, and Licensing Standards

Published: 5/1/2025

Effective: 6/10/2025

School and Institutional Trust Fund Board of Trustees

Administration

No. 57096 (New Rule) R849-2: Appeal Rule

Published: 5/1/2025

Effective: 6/9/2025

End of the Notices of Rule Effective Dates Section