

UTAH STATE DIGEST

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
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Number 2026-09
May 01, 2026

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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EDITOR'S NOTES

Invalidation of Filing ID 57853

This is public notice that the proposed new rule filing for Rule R305-7, Extraordinary Enforcement Expenses, (ID 57853) published in the April 15, 2026, edition of the *Utah State Bulletin* has been invalidated.

After publication, it was discovered that a Rule R305-7, Administrative Procedures, currently exists and is effective in the *Utah Administrative Code*.

For questions contact Jazmine Lopez by email at jazminelopez@utah.gov

End of the Editor's Notes Section

EXECUTIVE DOCUMENTS

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

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

PROCLAMATION

WHEREAS, since the close of the 2026 General Session of the 66th Legislature of the state of Utah, certain matters have arisen which require immediate legislative attention; and

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

NOW, THEREFORE, I, Spencer J. Cox, governor of the state of Utah, by virtue of the authority vested in me by the Constitution and Laws of the state of Utah, do by this Proclamation call the Senate only of the 66th Legislature of the state of Utah into the Ninth Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 16th day of April 2026, at 4:00 p.m., for the following purpose:

For the Senate to consent to appointments made by the Governor to positions within state government of the state of Utah since the close of the 2026 General Session of the Legislature of the state of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the state of Utah. Done at the Utah State Capitol in Salt Lake City, Utah, this 15th day of April 2026.

Spencer J. Cox
Governor

ATTEST:

Deidre M. Henderson
Lieutenant Governor

2026-09E

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 April 02, 2026, 12:00 a.m., and April 15, 2026, 11:59 p.m. are included in this, the May 01, 2026, 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 June 01, 2026. 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 August 31, 2026, the agency may notify the Office of Administrative Rules that it wants to make the **PROPOSED RULE** effective. The agency sets the effective date. The date may be no fewer than seven calendar days after the close of the public comment period nor more than 120 days after the publication date of this issue of the *Utah State Digest*. Alternatively, the agency may file a **CHANGE IN PROPOSED RULE** in response to comments received. If the Office of Administrative Rules does not receive a **NOTICE OF EFFECTIVE DATE** or a **CHANGE IN PROPOSED RULE**, the **PROPOSED RULE** lapses.

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

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

The Proposed Rules Begin on the Following Page

NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Repeal

Rule or section number: R35-1 **Filing ID:** 57886

Agency Information

1. Title catchline:	Government Operations, Records Committee	
Street address:	346 S Rio Grande Street	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 141021	
City, state and zip:	Salt Lake City, UT 84114-1021	
Contact persons:		
Name:	Phone:	Email:
Kenneth Williams	801-531-3840	kenwilliams@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R35-1. State Records Committee Hearing Procedures	
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 277 (2025 General Session)
4. Purpose of the new rule or reason for the change:	
SB 277 (passed in the 2025 General Session) repealed the Utah Code provisions creating the State Records Committee (committee).	
The duties of the committee were assigned to the newly created (by the same bill) Government Records Office (office). The office has adopted its own administrative rules under Title R20.	
Because the committee no longer exists, this rule is no longer necessary.	
5. Summary of the new rule or change:	
This filing repeals Rule R35-1 in its entirety.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to the state budget.	
B. Local governments:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to local governments.	
C. Small businesses ("small business" means a business employing 1-49 persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to small businesses.	
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to 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*):

Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

Because this filing repeals a rule from a nonexistent office, there are no compliance costs for affected persons.

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 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 63G-2-502

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: 06/01/2026

10. This rule change MAY become effective on: 06/08/2026

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:	Kenneth Williams, Director and State Archivist	Date:	04/02/2026
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NOTICE OF SUBSTANTIVE CHANGE		
TYPE OF FILING: Repeal		
Rule or section number:	R35-1a	Filing ID: 57887

Agency Information

1. Title catchline:	Government Operations, Records Committee	
Street address:	346 S Rio Grande Street	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 141021	
City, state and zip:	Salt Lake City, UT 84114-1021	
Contact persons:		
Name:	Phone:	Email:
Kenneth Williams	801-531-3840	kenwilliams@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R35-1a. State Records Committee 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:	SB 277 (2025 General Session)
4. Purpose of the new rule or reason for the change:	
SB 277 (passed in the 2025 General Session) repealed the Utah Code provisions creating the State Records Committee (committee).	
The duties of the committee were assigned to the newly created (by the same bill) Government Records Office (office). The office has adopted its own administrative rules under Title R20.	
Because the committee no longer exists, this rule is no longer necessary.	
5. Summary of the new rule or change:	
This filing repeals Rule R35-1a in its entirety.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to the state budget.	
B. Local governments:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to local governments.	
C. Small businesses ("small business" means a business employing 1-49 persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to small businesses.	
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to 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*):

Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

Because this filing repeals a rule from a nonexistent office, there are no compliance costs for affected persons.

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 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 63G-2-502

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: 06/01/2026

10. This rule change MAY become effective on: 06/08/2026

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:	Kenneth Williams, Director and State Archivist	Date:	04/02/2026
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NOTICE OF SUBSTANTIVE CHANGE		
TYPE OF FILING: Repeal		
Rule or section number:	R35-2	Filing ID: 57888

Agency Information

1. Title catchline:	Government Operations, Records Committee	
Street address:	346 S Rio Grande Street	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 141021	
City, state and zip:	Salt Lake City, UT 84114-1021	
Contact persons:		
Name:	Phone:	Email:
Kenneth Williams	801-531-3840	kenwilliams@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R35-2. Scheduling and Declining Hearings	
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 277 (2025 General Session)
4. Purpose of the new rule or reason for the change:	
SB 277 (passed in the 2025 General Session) repealed the Utah Code provisions creating the State Records Committee (committee).	
The duties of the committee were assigned to the newly created (by the same bill) Government Records Office (office). The office has adopted its own administrative rules under Title R20.	
Because the committee no longer exists, this rule is no longer necessary.	
5. Summary of the new rule or change:	
This filing repeals Rule R35-2 in its entirety.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to the state budget.	
B. Local governments:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to local governments.	
C. Small businesses ("small business" means a business employing 1-49 persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to small businesses.	
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to 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*):

Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

Because this filing repeals a rule from a nonexistent office, there are no compliance costs for affected persons.

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 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 63G-2-502

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: 06/01/2026

10. This rule change MAY become effective on: 06/08/2026

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:	Kenneth Williams, Director and State Archivist	Date:	04/02/2026
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NOTICE OF SUBSTANTIVE CHANGE		
TYPE OF FILING: Repeal		
Rule or section number:	R35-4	Filing ID: 57889

Agency Information

1. Title catchline:	Government Operations, Records Committee	
Street address:	346 S Rio Grande Street	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 141021	
City, state and zip:	Salt Lake City, UT 84114-1021	
Contact persons:		
Name:	Phone:	Email:
Kenneth Williams	801-531-3840	kenwilliams@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R35-4. Compliance with State Records Committee Decisions and Orders	
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 277 (2025 General Session)
4. Purpose of the new rule or reason for the change:	
SB 277 (passed in the 2025 General Session) repealed the Utah Code provisions creating the State Records Committee (committee).	
The duties of the committee were assigned to the newly created (by the same bill) Government Records Office (office). The office has adopted its own administrative rules under Title R20.	
Because the committee no longer exists, this rule is no longer necessary.	
5. Summary of the new rule or change:	
This filing repeals Rule R35-4 in its entirety.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to the state budget.	
B. Local governments:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to local governments.	
C. Small businesses ("small business" means a business employing 1-49 persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to small businesses.	
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to 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*):

Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

Because this filing repeals a rule from a nonexistent office, there are no compliance costs for affected persons.

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 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 63G-2-502

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: 06/01/2026

10. This rule change MAY become effective on: 06/08/2026

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:	Kenneth Williams, Director and State Archivist	Date:	04/02/2026
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NOTICE OF SUBSTANTIVE CHANGE		
TYPE OF FILING: Repeal		
Rule or section number:	R35-5	Filing ID: 57890

Agency Information

1. Title catchline:	Government Operations, Records Committee	
Street address:	346 S Rio Grande Street	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 141021	
City, state and zip:	Salt Lake City, UT 84114-1021	
Contact persons:		
Name:	Phone:	Email:
Kenneth Williams	801-531-3840	kenwilliams@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R35-5. Subpoenas Issued by the Records Committee	
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 277 (2025 General Session)
4. Purpose of the new rule or reason for the change:	
SB 277 (passed in the 2025 General Session) repealed the Utah Code provisions creating the State Records Committee (committee).	
The duties of the committee were assigned to the newly created (by the same bill) Government Records Office (office). The office has adopted its own administrative rules under Title R20.	
Because the committee no longer exists, this rule is no longer necessary.	
5. Summary of the new rule or change:	
This filing repeals Rule R35-5 in its entirety.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to the state budget.	
B. Local governments:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to local governments.	
C. Small businesses ("small business" means a business employing 1-49 persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to small businesses.	
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to 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*):

Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

Because this filing repeals a rule from a nonexistent office, there are no compliance costs for affected persons.

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 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 63G-2-502

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: 06/01/2026

10. This rule change MAY become effective on: 06/08/2026

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:	Kenneth Williams, Director and State Archivist	Date:	04/02/2026
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NOTICE OF SUBSTANTIVE CHANGE		
TYPE OF FILING: Repeal		
Rule or section number:	R35-6	Filing ID: 57891

Agency Information

1. Title catchline:	Government Operations, Records Committee	
Street address:	346 S Rio Grande Street	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 141021	
City, state and zip:	Salt Lake City, UT 84114-1021	
Contact persons:		
Name:	Phone:	Email:
Kenneth Williams	801-531-3840	kenwilliams@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R35-6. Expedited Hearing	
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 277 (2025 General Session)
4. Purpose of the new rule or reason for the change:	
SB 277 (passed in the 2025 General Session) repealed the Utah Code provisions creating the State Records Committee (committee).	
The duties of the committee were assigned to the newly created (by the same bill) Government Records Office (office). The office has adopted its own administrative rules under Title R20.	
Because the committee no longer exists, this rule is no longer necessary.	
5. Summary of the new rule or change:	
This filing repeals Rule R35-6 in its entirety.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to the state budget.	
B. Local governments:	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to local governments.	
C. Small businesses ("small business" means a business employing 1-49 persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to small businesses.	
D. Non-small businesses ("non-small business" means a business employing 50 or more persons):	
Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to 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*):

Because this filing repeals a rule from a nonexistent office, there is no anticipated cost or savings to persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

Because this filing repeals a rule from a nonexistent office, there are no compliance costs for affected persons.

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 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 63G-2-502

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: 06/01/2026

10. This rule change MAY become effective on: 06/08/2026

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:	Kenneth Williams, Director and State Archivist	Date:	04/02/2026
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NOTICE OF SUBSTANTIVE CHANGE		
TYPE OF FILING: New		
Rule or section number:	R255-30	Filing ID: 57898

Agency Information

1. Title catchline:	County Recorder Standards, Administration	
Building:	Heber M. Wells Building	
Street address:	160 E 300 S	
City, state:	Salt Lake City, UT 84111	
Mailing address:	PO Box 146741	
City, state and zip:	Salt Lake City, UT 84114-6741	
Contact persons:		
Name:	Phone:	Email:
Larry Marx	801-560-6254	lmarx@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule or section catchline:	
R255-30. County Recorder Standards 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 351 (2023 General Session)
4. Purpose of the new rule or reason for the change:	
The County Recorder Standards Board (Board) is filing this new rule in accordance with changes and statutory enactments made by SB 351 that passed in the 2023 General Session.	
5. Summary of the new rule or change:	
This filing enacts Rule R255-30, County Recorder Standards Rule, to establish statewide standards for county recorders.	
This rule also establishes an appeal authority to hear and decide appeals from a county recorder's application of the rules and requires county recorders to comply with the Board's rules and the county's appeal authority.	

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
The Board does not anticipate any fiscal impact to state budgets beyond those identified in the fiscal note which can be found at https://le.utah.gov/~2023/bills/static/HB0351.html .	
B. Local governments:	
The Board does not anticipate any fiscal impact to local governments beyond those identified in the fiscal note which can be found at https://le.utah.gov/~2023/bills/static/HB0351.html .	
This rule provides county recorders with standards to help streamline recording procedures and ensure better recording consistency between the state's 29 counties.	
C. Small businesses ("small business" means a business employing 1-49 persons):	
The Board does not anticipate any fiscal impact to small businesses beyond those identified in the fiscal note which can be found at https://le.utah.gov/~2023/bills/static/HB0351.html .	

This rule provides additional standards for filing with a county recorder's office and should make it easier for small businesses to correctly format a document presented to a county recorder's office.

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

The Board does not anticipate any fiscal impact to non-small businesses beyond those identified in the fiscal note which can be found at <https://le.utah.gov/~2023/bills/static/HB0351.html>.

This rule provides additional standards for filing with a county recorder's office and should make it easier for non-small businesses to correctly format a document presented to a county recorder's office.

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 Board does not anticipate any fiscal impact to other persons beyond those identified in the fiscal note which can be found at <https://le.utah.gov/~2023/bills/static/HB0351.html>.

This rule provides additional standards for filing with a county recorder's office and should make it easier for other persons to correctly format a document presented to a county recorder's office.

F. Compliance costs for affected persons:

The Board does not anticipate any fiscal impact to affected persons beyond those identified in the fiscal note which can be found at <https://le.utah.gov/~2023/bills/static/HB0351.html>.

This rule provides additional standards for filing with a county recorder's office and should make it easier for other persons to correctly format a document presented to a county recorder's office.

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 Chair of the County Recorder Standards Board, Rashelle Hobbs, 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 63C-30-101	Section 63C-30-202	Section 17-71-301
Section 17-71-306		

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:		06/01/2026
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):
05/21/2026	10:00 AM	Anchor Meeting Location: Heber M. Wells Building Room 402 160 E 300 S Salt Lake City, UT Google Meet joining info: Video call link: https://meet.google.com/opj-dawb-ses Or dial: (US) +1 442-321-0682 PIN: 227 164 972# More phone numbers: https://tel.meet/opj-dawb-ses?pin=3882387956232

10. This rule change MAY become effective on:	06/08/2026
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:	Rashelle Hobbs, Board Chair	Date:	02/02/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment		
Rule or section number:	R277-102	Filing ID: 57894

Agency Information

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

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

R277-102. Adjudicative Proceedings

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

The rule amendments are needed to provide clarity to the process on who should be involved with appeals to the Utah State Board of Education (Board) and timelines for conducting the process.

5. Summary of the new rule or change:

The amendments add additional clarity to the definition of "Presiding officer".

The amendments also clarify the requirements for adjudicative proceedings subject to the Utah Administrative Procedures Act (UAPA) as well as, the requirements for adjudicative proceedings not subject to UAPA.

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

This rule change is not expected to have fiscal impact on state government revenues or expenditures.

The amendments to Rule R277-102 primarily formalize internal administrative procedures and clarify the roles of existing personnel during adjudicative proceedings. Specifically, the additions in Subsections R277-102-3(6) (screening for conflicts of interest) and R277-102-3(13) (prohibiting public discussion of recommendations until the Board meeting) are procedural shifts that do not require additional staff, new technology, or increased operational funding.

The change in Subsection R277-102-4(3)(b)(ii) setting a 90-day deadline for a final administrative determination formalizes an existing expectation for timely reviews.

Because these tasks are handled by current Board staff and Board members within their existing duties, there is no fiscal impact on the state budget.

B. Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures.

This rule governs the Board's internal processes for adjudicative proceedings.

While a Local Education Agency (LEA) may be a party to such a proceeding, the amendments do not impose new filing fees, mandatory reporting requirements, or additional compliance steps that would necessitate local expenditures.

The clarification of timelines and conflict screening processes provides procedural clarity but does not shift any fiscal burden to local school districts or charter schools.

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

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

This only impacts the Board and LEAs.

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

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

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

This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

This category includes individual educators or members of the public who may seek agency action. The changes to this rule are designed to ensure a fair and timely process (e.g., the 90-day window in Section R277-102-4 and conflict screening in Section R277-102-3). These are procedural protections that do not require the individual to incur new expenses.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

Compliance costs for an individual entity (such as a single educator or a specific person seeking review) remain unchanged.

The new language in Subsection R277-102-3(13) regarding public discussion of hearings applies to the presiding officer and panel members, not the affected persons.

The 90-day timeline for documentary review provides a standard for the Board's response rather than a cost for any affected persons.

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 State Superintendent of the Utah State Board of Education, Molly Hart, 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:

Utah Constitution, Article X, Section 3	Section 63G-4	Subsection 53E-3-401(4)
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Public Notice Information

9. The public may submit written or oral comments to the agency identified in box 1.	
A. Comments will be accepted until:	06/01/2026

10. This rule change MAY become effective on:	06/08/2026
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Elisse Newey, Deputy Superintendent of Policy	Date:	04/15/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment		
Rule or section number:	R277-309	Filing ID: 57895

Agency Information

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

General Information

2. Rule or section catchline:	
R277-309. Appropriate Licensing and Assignment of Teachers	
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 374 (2026 General Session)
4. Purpose of the new rule or reason for the change:	
The rule amendments are needed to clarify provisions regarding Local Education Agency (LEA) hiring practices and update requirements for licensed educators in public schools.	
Additional amendments are necessary due to the passage of HB 374 (2026).	
5. Summary of the new rule or change:	
The amendments specifically update the license areas of concentration, and endorsement requirements for educators working with pre-school aged students who have disabilities or are hard of hearing.	
In addition, the amendments update the provisions on licensure for speech language pathologists and audiologists, due to the passage of HB 374 (2026).	

Fiscal Information

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

A. State budget:

This rule change is not expected to have fiscal impact on state government revenues or expenditures.

The amendments to Rule R277-309 adjust the flexibility of educator assignments and clarify licensing requirements for specific roles (e.g., Career and Technical Education (CTE), social workers, and deaf education).

These changes are regulatory and do not require the Utah State Board of Education (USBE) to hire additional staff, develop new software, or increase its operating budget.

The monitoring of educator assignments is handled through existing data systems (Comprehensive Administration of Credentials for Teachers in Utah Schools or CACTUS) and current licensing staff. Therefore, there are no incremental costs or savings to the state budget.

B. Local governments:

This rule change is not expected to have fiscal impact on local governments' revenues or expenditures.

The addition of Subsection R277-309-4(21) provides significant fiscal and operational flexibility to LEAs.

This "25% rule" allows an educator to teach a secondary class for which they do not hold an endorsement for up to one-fourth of their assignment, provided the LEA deems them qualified.

1. **Reduced Recruitment Costs:** LEAs may avoid the costs associated with recruiting and hiring adjunct or part-time teachers for "single-section" courses where a current staff member can now fill the gap.
2. **Special Education Efficiency:** The removal of Subsection R277-309-4(10)(b), which previously required special education teachers who were "teachers of record" for secondary math to hold a specific math endorsement, removes a barrier to staffing. LEAs can now utilize existing special education staff more efficiently without the cost of additional endorsement training or dual-certification stipends.

Because these savings depend on individual LEA staffing needs and vary by year, a specific dollar amount cannot be estimated; however, the impact is a net reduction in administrative and staffing hurdles.

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

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

This rule governs the licensing and assignment requirements for educators within the public K-12 system. Private entities and small businesses do not employ educators under these specific administrative rules. Therefore, there is no fiscal impact on small businesses.

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

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

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

This rule change is not expected to have fiscal impact on revenues or expenditures for persons other than small businesses, businesses, or local government entities.

The primary affected class consists of individual educators.

1. Professional Development Savings: Educators who were previously required to obtain a specific secondary mathematics endorsement to teach special education students (under the now-stricken 10b) will save the costs of tuition, testing fees (Praxis), and time associated with obtaining that endorsement.

2. Licensing Flexibility: The update in Subsection R277-309-4(20) allows social workers, speech-language pathologists, and audiologists to work in an LEA with a Division of Professional Licensing (DOPL) license alone.

This removes the potential cost and burden of maintaining a separate USBE educator license area for those already licensed by the state professional division.

While these savings are beneficial to the individual, they are highly variable based on the individual's career path, making a specific aggregate dollar amount impossible to calculate.

F. Compliance costs for affected persons:

There are no compliance costs for affected persons.

There are no new compliance costs introduced by these changes.

Conversely, the "25% rule" and the removal of the secondary math endorsement requirement for special education teachers reduce the compliance burden.

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 State Superintendent of the Utah State Board of Education, Molly Hart, 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:

Utah Constitution, Article X, Section 3	Subsection 53E-3-401(4)	Subsection 53E-6-201(2)(a)
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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:	06/01/2026
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10. This rule change MAY become effective on:	06/08/2026
NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.	

Agency Authorization Information

Agency head or designee and title:	Elisse Newey, Deputy Superintendent of Policy	Date:	04/15/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Repeal		
Rule or section number:	R765-119	Filing ID: 57900

Agency Information

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

General Information

2. Rule or section catchline:
R765-119. Utah Board of Higher Education Qualifications
4. Purpose of the new rule or reason for the change:
The purpose of this filing is to repeal Rule R765-119. On 03/26/2026, the Utah Board of Higher Education voted to repeal Rule R765-119 because the provisions of this rule exist in statute in Section 53H-1-205, making this rule unnecessary.
5. Summary of the new rule or change:
This filing repeals Rule R765-119 in its entirety based on action taken by the Utah Board of Higher Education on 03/26/2026, following a determination that this rule is no longer necessary.

Fiscal Information

6. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A. State budget:
The repeal of Rule R765-119 will not have any fiscal impact on the state budget. Because this rule concerns only the qualifications for appointment to the Utah Board of Higher Education and therefore, has no impact on the state budget, the repeal of this rule will likewise have no impact on the state budget.
B. Local governments:
The repeal of Rule R765-119 will not have any fiscal impact on local governments.

Because this rule concerns only the qualifications for appointment to the Utah Board of Higher Education and therefore, has no impact on local governments, the repeal of this rule will likewise have no impact on local governments.

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

The repeal of Rule R765-119 will not have any fiscal impact on small businesses.

Because this rule concerns only the qualifications for appointment to the Utah Board of Higher Education and therefore, has no impact on small businesses, the repeal of this rule will likewise have no impact on small businesses.

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

The repeal of Rule R765-119 will not have any fiscal impact on non-small businesses.

Because this rule concerns only the qualifications for appointment to the Utah Board of Higher Education and therefore, has no impact on non-small businesses, the repeal of this rule will likewise have no impact on non-small businesses.

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

The repeal of Rule R765-119 will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

Because this rule concerns only the qualifications for appointment to the Utah Board of Higher Education and therefore, has no impact on persons other than small businesses, non-small businesses, state, or local government entities, the repeal of this rule will likewise have no impact on persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

The repeal of Rule R765-119 does not impose any compliance costs on affected persons as there is no fiscal impact from the repeal of this rule, and as the rule itself will be entirely removed from the Utah Administrative Code.

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 53H-1-205		
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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: 06/01/2026

10. This rule change MAY become effective on: 06/08/2026

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:	04/14/2026
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NOTICE OF SUBSTANTIVE CHANGE

TYPE OF FILING: Amendment

Rule or section number:	R765-256	Filing ID: 57884
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Agency Information

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

General Information

2. Rule or section catchline:	
R765-256. Student Disciplinary Processes	
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 1001 (2025 Special Session)
4. Purpose of the new rule or reason for the change:	
This filing amends Rule R765-256 based on updated Utah System of Higher Education (USHE) institutional policies incorporated into this rule.	
The revisions make minor nonsubstantive updates to the provisions for student disciplinary proceedings and student organization disciplinary proceedings for clarity.	
The changes focus on updating the list of USHE institution policies incorporated in this rule to reflect any necessary changes made to those policies since the last amendment to Rule R765-256.	

5. Summary of the new rule or change:

The amendments to Rule R765-256 update statutory citations based on SB 1001 (2025 Special Session) and make minor nonsubstantive changes to the language of this rule, specifically clarifying minor provisions related to student disciplinary proceedings and student organization disciplinary proceedings.

The amendments focus on updating the titles and dates of certain institutional policies incorporated in this rule and incorporate other policies that relate to student disciplinary processes at institutions of higher education within the USHE.

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

The amendments to Rule R765-256 will not have any fiscal impact on the state budget.

There is no fiscal impact on the state budget because this rule relates only to student disciplinary processes within the USHE.

This rule contains no provisions related to funding, appropriations, or budgets.

The changes made to this rule relate primarily to ensuring correct incorporation of various institutions' policies related to student disciplinary processes and the incorporation of those documents will have no relation to, or impact on, the state budget.

B. Local governments:

The amendments to Rule R765-256 will not have any fiscal impact on local governments.

There is no fiscal impact on local governments because this rule relates only to student disciplinary processes within the USHE.

This rule contains no provisions related to funding, appropriations, or budgets.

The changes made to this rule relate primarily to ensuring correct incorporation of various institutions' policies related to student disciplinary processes and the incorporation of those documents will have no relation to, or impact on, local governments.

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

The amendments to Rule R765-256 will not have any fiscal impact on small businesses.

There is no fiscal impact on small businesses because this rule relates only to student disciplinary processes within the USHE.

This rule contains no provisions related to funding, appropriations, or budgets.

The changes made to this rule relate primarily to ensuring correct incorporation of various institutions' policies related to student disciplinary processes and the incorporation of those documents will have no relation to, or impact on, small businesses.

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

The amendments to Rule R765-256 will not have any fiscal impact on non-small businesses.

There is no fiscal impact on non-small businesses because this rule relates only to student disciplinary processes within the USHE.

This rule contains no provisions related to funding, appropriations, or budgets.

The changes made to this rule relate primarily to ensuring correct incorporation of various institutions' policies related to student disciplinary processes and the incorporation of those documents will have no relation to, or impact on, non-small businesses.

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

The amendments to Rule R765-256 will not have any fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities.

There is no fiscal impact on persons other than small businesses, non-small businesses, state, or local government entities because this rule relates only to student disciplinary processes within the USHE.

This rule contains no provisions related to funding, appropriations, or budgets.

The changes made to this rule relate primarily to ensuring correct incorporation of various institutions' policies related to student disciplinary processes and the incorporation of those documents will have no relation to, or impact on, persons other than small businesses, non-small businesses, state, or local government entities.

F. Compliance costs for affected persons:

The amendments to Rule R765-256 will not impose any compliance costs on affected persons.

There are no compliance costs because this rule provides procedures for administering student disciplinary proceedings and the changes made to the provisions of this rule, which mainly focus on updating the incorporation of institutional policies related to student disciplinary processes, do not create any such compliance costs.

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 53H-7-302		
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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. <i>If none, leave blank</i>):	
Official Title of Materials Incorporated (from title page)	Policy 533, Title IX and Protection from Sex Discrimination and Hazing
Publisher	Bridgerland Technical College
Issue Date	December 8, 2025

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. <i>If none, leave blank</i>):	
Official Title of Materials Incorporated (from title page)	Policy 535, Nondiscrimination, Equal Opportunity, and Free Expression
Publisher	Bridgerland Technical College
Issue Date	February 10, 2026

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. <i>If none, leave blank</i>):	
Official Title of Materials Incorporated (from title page)	Policy 608, Student Grievance
Publisher	Bridgerland Technical College
Issue Date	June 24, 2024

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. <i>If none, leave blank</i>):	
Official Title of Materials Incorporated (from title page)	Policy 609, Student Conduct
Publisher	Bridgerland Technical College
Issue Date	June 23, 2025

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. <i>If none, leave blank</i>):	
Official Title of Materials Incorporated (from title page)	Policy 616, Academic Progress
Publisher	Bridgerland Technical College
Issue Date	July 2, 2025

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. <i>If none, leave blank</i>):	
Official Title of Materials Incorporated (from title page)	Interim University Policy 2101, Discrimination Based on Protected Characteristics
Publisher	Utah State University
Issue Date	February 27, 2026

G. 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)	Student Code of Conduct, Article V, University Regulations Regarding Student Conduct
Publisher	Utah State University
Issue Date	April 10, 2009

H. 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)	Student Code of Conduct, Article VIII, University Regulations Regarding Hearing Boards
Publisher	Utah State University
Issue Date	April 10, 2009

I. 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)	Interim University Policy 2102: Title IX Sexual Misconduct in an Employment or Education Program or Activity
Publisher	Utah State University
Issue Date	February 6, 2026

J. 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)	Interim University Policy 2103: Non-Title IX Sexual Misconduct
Publisher	Utah State University
Issue Date	February 6, 2026

K. 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)	PPM 6-22, Student Code
Publisher	Weber State University
Issue Date	May 16, 2023

L. 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)	PPM 3-32, Discrimination, Harassment, and Sexual Misconduct (including Title IX)
Publisher	Weber State University
Issue Date	July 16, 2023

M. 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)	Policy 6-400, Student Rights and Responsibilities
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Publisher	University of Utah
Issue Date	August 7, 2024

N. 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)	Policy 6-410, Student Academic Performance, Academic Conduct, and Professional and Ethical Conduct
Publisher	University of Utah
Issue Date	August 15, 2023

O. 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)	Rule R1-012A, Non-Discrimination Rule
Publisher	University of Utah
Issue Date	February 9, 2026

P. 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)	Rule R1-012B, Complaint Process Rule
Publisher	University of Utah
Issue Date	February 13, 2025

Q. 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)	Policy 162, Title IX Sexual Harassment
Publisher	Utah Valley University
Issue Date	October 9, 2025

R. 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)	Policy 165, Discrimination and Harassment
Publisher	Utah Valley University
Issue Date	September 25, 2025

S. 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)	Policy 541, Student Code of Conduct
Publisher	Utah Valley University
Issue Date	March 27, 2025

T. 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)	Policy 548, Academic Rights and Responsibilities of Healthcare and Counseling Clinical Program Students
Publisher	Utah Valley University
Issue Date	March 20, 2025

U. 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)	Policy 613, Undergraduate Academic Standards
Publisher	Utah Valley University
Issue Date	June 16, 2011

V. 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)	Student Rights & Responsibilities
Publisher	Snow College
Issue Date	2025-2026 Edition

W. 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)	Policy 11.2, Student Conduct Code
Publisher	Southern Utah University
Issue Date	December 13, 2022

X. 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)	Code of Student Rights and Responsibilities
Publisher	Salt Lake Community College
Issue Date	April 8, 2025

Y. 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)	Student Code of Conduct and Discipline Policy and Procedures
Publisher	Davis Technical College
Issue Date	January 12, 2026

Z. 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)	Student Grievance Policy and Procedures
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Publisher	Davis Technical College
Issue Date	September 25, 2025

AA. 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)	Student Disciplinary Rule
Publisher	Dixie Technical College
Issue Date	September 16, 2024

BB. 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)	Student Grievance Policy and Procedure 600.608
Publisher	Mountainland Technical College
Issue Date	March 11, 2024

CC. 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)	Policy 530.4, Student Rights and Code of Conduct
Publisher	Ogden-Weber Technical College
Issue Date	December 4, 2025

DD. 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)	Policy 530.13, Student Complaints and Grievances
Publisher	Ogden-Weber Technical College
Issue Date	October 23, 2025

EE. 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)	Policy 530.5, Student Non-Discrimination
Publisher	Ogden-Weber Technical College
Issue Date	November 15, 2017

FF. 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)	Policy 520.8, Title IX Sexual Harassment, Sexual Violence, and Related Conduct Violations
Publisher	Ogden-Weber Technical College
Issue Date	October 2, 2023

NOTICES OF PROPOSED RULES

GG. 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)	Student Code of Conduct Policy
Publisher	Southwest Technical College
Issue Date	September 11, 2025

HH. 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)	Grievance Policy
Publisher	Southwest Technical College
Issue Date	May 2, 2024

II. 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)	Student Due Process
Publisher	Southwest Technical College
Issue Date	July 21, 2020

JJ. 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)	Title IX Policy
Publisher	Southwest Technical College
Issue Date	January 15, 2026

KK. 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)	Student Code of Conduct and Discipline Policy
Publisher	Tooele Technical College
Issue Date	January 14, 2026

LL. 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)	Student Grievance Policy
Publisher	Tooele Technical College
Issue Date	January 14, 2026

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:	06/01/2026
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10. This rule change MAY become effective on:	06/08/2026
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:	04/02/2026
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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:	R651-612	Filing ID: 57897
Effective date:	04/13/2026	

Agency Information

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

General Information

2. Rule or section catchline:	R651-612. Veterans with Disabilities Honor Pass
4. Purpose of the new rule or reason for the change:	This rule amendment is to change the honor pass to a lifetime pass rather than have the veteran with disabilities have to renew their honor pass each year.

5. Summary of the new rule or change:	
This rule amendment makes it easier for the veteran with disabilities to get their honor pass.	
It will only have to be attained once in their lifetime rather than have to go through the process of attaining it each year. This will make is easier for both the veteran and the State Parks.	
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:	
Sections 79-4-207 and 79-4-1002 require the Division of State Parks (Division) to make rules for veteran access to state parks.	
Amendments in the 2025 General Session required the Division to make rules by 11/03/2025 to bring the Division rules into compliance with the statute as amended.	

Fiscal Information

7. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:	
A. State budget:	
This proposed rule amendment is expected to have a fiscal impact on state government expenditures by only having to issue a one-time lifetime pass to disabled veterans rather than an annual pass.	
The cost savings will be in the form of saved staff time, but no staff will be terminated because of this amendment.	
For this reason, the agency cannot estimate the impact of the savings.	
B. Local governments:	
This proposed rule amendment will have no fiscal impact on local governments' revenues or expenditures because this rule does not regulate local governments.	
C. Small businesses ("small business" means a business employing 1-49 persons):	
This proposed rule amendment will have no fiscal impact on small businesses' revenues or expenditures because this rule does not regulate 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):	
This proposed rule amendment could have a cost savings because disabled veterans will no longer need to appear at a state park to apply for their annual honor pass.	
However, this savings cannot be estimated because the financial burden varies for each person.	
E. Compliance costs for affected persons:	
This proposed rule amendment is not expected to have a fiscal impact on compliance costs for affected person's revenues or expenditures because participation in the program is optional and there is no application fee.	
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):	
The Executive Director of the Department of Natural Resources, Joel Ferry, has reviewed and approved that there will be cost savings by issuing a lifetime pass rather than an annual pass for the impact analysis.	

Citation Information

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

Section 79-4-102		
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Agency Authorization Information

Agency head or designee and title:	Scott Strong, Director	Date:	04/10/2026
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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:	R70-590	Filing ID: 53379
Effective date:	04/10/2026	

Agency Information

1. Title catchline:	Agriculture and Food, Regulatory Services	
Building:	Taylorsville State Office Buildings, South Bldg, Floor 2	
Street address:	4315 S 2700 W	
City, state:	Taylorsville, UT	
Mailing address:	PO Box 146500	
City, state and zip:	Salt Lake City, UT 84114-6500	
Contact persons:		
Name:	Phone:	Email:
Amber Brown	385-245-5222	Ambermbrown@Utah.gov
Camille Knudson	801-597-6010	Camillek@Utah.gov
Travis Waller	801-982-2200	Twaller@Utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:	
R70-590. Utah Domesticated Game Slaughter and Processing	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 4-32a-208	This section mandates the Department of Agriculture and Food (department) to make rules regarding antemortem inspection, postmortem inspections, requirements for slaughter areas and facilities, personal cleanliness of individuals involved in domesticated game slaughter, skinning, hoisting, bleeding and evisceration of domesticated game, chronic wasting disease testing requirements, tags and tagging procedures to maintain carcass identification, procedure for transportation of domesticated game carcass and packaging and labeling of domesticated game products.

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

	Also mandates that the department make rules that allow a farm custom slaughter license to slaughter and process domesticated game, and a facility to perform custom exempt processing, to perform slaughtered domesticated game.
Section 4-32a-208	This section allows the department to make rules regarding labeling a domesticated game carcass as slaughtered.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:	
The department has not received any comments regarding this rule in the last five years.	
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:	
<p>The department would like to keep this rule to fulfill the statutory mandates of Section 4-32a-208. This rule maintains essential standards for antemortem and postmortem inspections, Chronic Wasting Disease testing, and facility sanitation for domesticated game processing.</p> <p>Although the department reports no recent public comments or active applicants, the rule ensures a legal framework remains in place for farm custom slaughter licensees and custom exempt facilities. During the interim, the department will review the program's necessity and will coordinate with legislators to determine if these requirements should remain in state statute.</p> <p>Maintaining this rule preserves public health protections and regulatory continuity while the department evaluates the program's long-term viability. Therefore, this rule should be continued.</p>	

Agency Authorization Information

Agency head or designee and title:	Kelly Pehrson, Commissioner	Date:	04/10/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R156-15A	Filing ID: 56788
Effective date:	04/13/2026	

Agency Information

1. Title catchline:	Commerce, Professional Licensing		
Building:	Heber M. Wells Building		
Street address:	160 E 300 S		
City, state:	Salt Lake City, UT 84111		
Mailing address:	PO Box 146741		
City, state and zip:	Salt Lake City, UT 84114-6741		
Contact persons:			
Name:	Phone:	Email:	
Matthew Johnson	801-503-6628	mmjohnson@utah.gov	

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

General Information

2. Rule catchline:
R156-15A. State Construction Code Administration and Adoption of Approved State Construction Code Rule

3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Subsection 58-1-106(1)(a)	This reference is the general rulemaking authority for the Division of Professional Licensing (Division).
Subsection 58-1-202(1)(a)	This reference is the general rulemaking authority for the boards and commissions the Division oversees.
Subsection 15A-1-204(6)	This provision allows the Uniform Building Code Commission authority to pass rules relating to Title 15A.
Section 15A-1-205	This provision grants the Division rulemaking power of Title 15A.
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 continues to provide consistent state-wide regulation of the construction industries that ensures adequate uniformity across multiple jurisdictions. Therefore, this rule should be continued.	

Agency Authorization Information

Agency head or designee and title:	Adam Watson, Assistant Division Director	Date:	04/13/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R277-102	Filing ID: 53316
Effective date:	04/02/2026	

Agency Information

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

General Information

2. Rule catchline:	
R277-102. Adjudicative Proceedings	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Utah Constitution, Article X, Section 3	Vests general control and supervision over public education in the Utah State Board of Education (Board).

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Subsection 53E-3-401(4)	Allows the Board to adopt rules in accordance with its duties and responsibilities under the Utah Constitution and state law.
Subsection 63G-4-102(6)	Allows agencies to make rules regarding adjudicative proceedings in matters subject to the Utah Administrative Procedures Act (UAPA).

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

There were no public comments received.

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

This rule is necessary to specify how to conduct adjudicative proceedings in matters subject to UAPA, to provide for review of Board actions where no opportunity for administrative review is provided by law and where there is a compelling reason for administrative review to fully and fairly facilitate the Board's decision-making process, and to identify procedures the Board may apply when administrative review of a Board action is provided for by a law other than UAPA and the applicable law fails to identify procedures to be followed for the administrative review. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Elisse Newey, Deputy Superintendent of Policy	Date:	04/15/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R277-309	Filing ID: 54710
Effective date:	04/02/2026	

Agency Information

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

General Information

2. Rule catchline:	
R277-309. Appropriate Licensing and Assignment of Teachers	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Utah Constitution, Article X, Section 3	Vests general control and supervision over public education in the Utah State Board of Education (Board).
Subsection 53E-3-401(4)	Allows the Board to make rules to execute the Board's duties and responsibilities under the Utah Constitution and state law.

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Subsection 53E-6-201(2)(a)	Authorizes the Board to rank, endorse, or classify licenses.
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4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

There were no public comments received.

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

This rule is necessary to provide criteria for local school boards to employ educators in appropriate assignments, the Board to provide state funding to local school boards for appropriately qualified and assigned staff, and the Board and local school boards to satisfy the requirements of the Elementary and Secondary Education Act (ESEA) (formerly No Child Left Behind) for local school boards to receive federal funds. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Elisse Newey, Deputy Superintendent of Policy	Date:	04/15/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R277-601	Filing ID: 56372
Effective date:	04/02/2026	

Agency Information

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

Contact persons:		
Name:	Phone:	Email:
Elisse Newey	801-538-7550	elisse.newey@schools.utah.gov

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

General Information

2. Rule catchline:
R277-601. Standards for Utah School Buses and Operations

3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:

Utah Constitution, Article X, Section 3	Vests general control and supervision over public education in the Utah State Board of Education (Board).
Subsection 53E-3-401(4)	Allows the Board to adopt rules in accordance with its responsibilities.
Subsection 53E-3-501(1)(d)	Directs the Board to adopt rules for state reimbursed bus routes, bus safety and operational requirements, and other transportation needs.

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

There were no public comments received.

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

This rule is necessary to specify standards for state student transportation funds, school buses, and school bus drivers utilized by school districts. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Elisse Newey, Deputy Superintendent of Policy	Date:	04/15/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R313-12	Filing ID: 57041
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 144880	
City, state and zip:	Salt Lake City, UT 84114-4880	

Contact persons:		
Name:	Phone:	Email:
Brandon Davis	385-622-1873	bbdavis@utah.gov

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

General Information

2. Rule catchline:
R313-12. General Provisions

3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:

Section 19-3-104	<p>This section allows the Waste Management and Radiation Control Board (Board) to make rules to meet the requirements of federal law relating to radiation control to ensure the radiation control program under this part is qualified to maintain primacy from the federal government.</p> <p>This section also allows the Board to make rules as necessary regarding the possession, use, transfer, or delivery of source and byproduct material and the disposal of byproduct material.</p> <p>As part of the state primacy of the radiation control program, the definitions and other general provisions in Rule R313-12 have been reviewed by the U.S. Nuclear Regulatory Commission (NRC) and has been determined to be compatible with the corresponding federal radiation protection regulations.</p>
Section 19-6-104	<p>This section allows the Board to hold a hearing that is not an adjudicative proceeding and appoint a hearing officer to conduct a hearing that is not an adjudicative proceeding and advise, consult, cooperate with, or provide technical assistance to another agency of the state or federal government, another state, an interstate agency, an affected group, an affected political subdivision, an affected industry, or other person.</p>

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

Since the last five-year review, there have been no comments from interested persons specifically supporting or opposing this rule.

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

This rule is necessary because it lays the foundation for establishing radiation safety and protection and, as an Agreement State, maintains the appropriate regulatory compatibility with the NRC. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R313-14	Filing ID: 57042
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 144880	
City, state and zip:	Salt Lake City, UT 84114-4880	
Contact persons:		
Name:	Phone:	Email:
Brandon Davis	385-622-1873	bbdavis@utah.gov
Spencer Wickham	385-499-4895	swickham@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:	
R313-14. Violations and Escalated Enforcement	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 19-3-109	<p>This section states that a person who violates a provision of this part, a rule or order issued under the authority of this part, or the terms of a license, permit, or registration certificate issued under the authority of this part is subject to a civil penalty and allows the director to assess penalties and allows persons who violate provisions of the rules to appeal a penalty.</p> <p>This section requires the director to issue a notice of agency action and provides for persons to request an adjudicative proceeding.</p> <p>This section also provides directions to the Department of Environmental Quality regarding disposition of money collected from civil penalties.</p>
Section 19-3-111	This section allows the director to impound radioactive material that is posing an imminent threat or danger to the public health or safety.

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

	It also allows the director to impound the radioactive material of a person who is in violation of Sections 19-3-104 through 19-3-113, any rules or orders or the terms of a license, permit, or registration.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:	
Since the last five-year review, there have been no comments from interested persons specifically supporting or opposing this rule.	
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:	
This rule is necessary because it establishes actions that may be taken for noncompliance with existing radiation control laws and rules and, as an Agreement State, maintains the appropriate regulatory compatibility with the NRC. This includes setting violation severity levels, enforcement sanctions, and assessment of civil penalties. Therefore, this rule should be continued.	

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R313-16	Filing ID: 57160
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation		
Building:	MASOB		
Street address:	195 N 1950 W		
City, state:	Salt Lake City, UT		
Mailing address:	PO Box 144880		
City, state and zip:	Salt Lake City, UT 84114-4880		
Contact persons:			
Name:	Phone:	Email:	
Brandon Davis	385-622-1873	bbdavis@utah.gov	
Spencer Wickham	385-499-4895	swickham@utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule catchline:	
R313-16. General Requirements Applicable to the Installation, Registration, Inspection, and Use of Radiation Machines	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 19-3-104	<p>This section allows the Waste Management and Radiation Control Board (Board) to make rules to meet the requirements of federal law relating to radiation control to ensure the radiation control program under this part is qualified to maintain primacy from the federal government.</p> <p>This section also allows the Division of Waste Management and Radiation Control (Division) to require registration or licensing of radiation sources that constitute a significant health hazard and require all sources of ionizing radiation to be registered or licensed and requires the Division to assess fees for registration, licensing and inspection of radiation sources.</p>

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

	Finally, this section allows the Board to make rules regarding the use of radiation sources and authorize by rule and establish qualifications for independent qualified experts to conduct inspections.
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4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:

Since the last five-year review, there have been no comments from interested persons specifically supporting or opposing this rule.

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

This rule is necessary because it prescribes requirements governing the installation, registration, inspection, and use of sources of electronically produced ionizing radiation to protect human health and the environment.

The prolific use of such machines is not only very common among the healing arts professions for critical diagnostic and therapeutic applications.

They also provide key functions in veterinarian, academic, industrial, and other professional applications. Therefore, this rule should be continued.

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R313-17	Filing ID: 56501
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation	
Building:	Multi-Agency State Office Building (MASOB)	
Street address:	195 N 1950 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 144880	
City, state and zip:	Salt Lake City, UT 84114-4880	
Contact persons:		
Name:	Phone:	Email:
Brandon Davis	385-622-1873	bbdavis@utah.gov

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

General Information

2. Rule catchline:
R313-17. Administrative Procedures

3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:

Subsection 19-3-104(4)	This subsection mandates the Waste Management and Radiation Control Board (Board) to make rules to meet the requirements of federal law relating to radiation control to ensure the radiation control program under this part is qualified to maintain primacy from the federal government.
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FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Section 19-1-301	<p>This section governs adjudicative proceedings and the actions that may be taken by the Department of Environmental Quality (Department) and its boards that are not special adjudicative proceedings as defined by Section 19-1-301.5.</p> <p>Rule R313-17 contains the rules adopted by the Board and as part of the state primacy of the radiation control program.</p> <p>Rule R313-17 has been reviewed by the U.S. Nuclear Regulatory Commission (NRC) and has been determined to be compatible with the corresponding federal radiation protection regulations.</p>
Section 19-1-301.5	<p>This section governs special adjudicative proceedings and the actions that may be taken by the Department and its boards.</p> <p>Rule R313-17 contains the rules adopted by the Board and as part of the state primacy of the radiation control program.</p> <p>Rule R313-17 has been reviewed by the U.S. Nuclear Regulatory Commission (NRC) and has been determined to be compatible with the corresponding federal radiation protection regulations.</p>

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

Since the last five-year review, the Division of Waste Management and Radiation Control (Division) has received comments related to Rule R313-17.

In June 2024, a member of the public submitted comments that the Division summarized into three general categories for this review.

The first category was related to a specific set of circumstances and if it would trigger the requirement that a licensing action be treated as a major license amendment which would trigger the environmental assessment process. The Division's response clarified that under the existing rule, a major license amendment is triggered by changes in engineering, construction, or process controls likely to significantly impact public health, safety, or the environment. The Division noted that such determinations are dependent on the specific technical details of an amendment request and are therefore evaluated on a case-by-case basis.

The second category of comments concerned the option in Subsection R313-17-2(5) to publish public notices either in a newspaper of general circulation in the area affected or on the Division's website. The member of the public recommended making both notification methods a requirement. The Division's response was that while this is a reasonable suggestion, the existing rule remains sufficient for current rulemaking as the Division utilizes both methods in practice to ensure broad transparency; however, the Division may consider formalizing this dual-notification requirement in future regulatory updates.

The third category involved a question regarding a specific uranium mill license that was determined to be out of scope for the R313-17 rulemaking. Division staff noted the comment but informed the member of the public that the concern would be addressed through separate communication, as it did not pertain to the regulatory language of this formal action.

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

This rule is necessary because it establishes the requirements for conducting public hearings for various radioactive materials licensing actions and for conducting adjudicative proceedings.

As an Agreement State, this rule is necessary for maintaining the appropriate regulatory compatibility with the NRC. Therefore, this rule should be continued.

The comments received were not in opposition to the continuation of this rule.

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	R313-18	Filing ID: 50726
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation	
Building:	Multi-Agency State Office Building (MASOB)	
Street address:	195 N 1950 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 144880	
City, state and zip:	Salt Lake City, UT 84114-4880	
Contact persons:		
Name:	Phone:	Email:
Brandon Davis	385-622-1873	bbdavis@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:	
R313-18. Notices, Instructions and Reports to Workers by Licensees or Registrants--Inspections	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 19-6-107	<p>This section establishes the broad powers and duties of the Director of the Division of Waste Management and Radiation Control (Division). It grants the Director the specific authority to appoint employees or representatives to perform necessary functions, including the oversight of waste management facilities to ensure compliance with state environmental standards.</p> <p>Rule R313-18 has been reviewed by the U.S. Nuclear Regulatory Commission (NRC) and has been determined to be compatible with the corresponding federal radiation protection regulations.</p>
Section 19-6-109	<p>This section provides the explicit right of entry and inspection for the Department of Environmental Quality. It authorizes the executive director or their designated representatives to enter at reasonable times any factory, plant, or other premises to inspect the facility and examine relevant records.</p>
Subsection 19-3-104(4)	<p>This subsection allows the Waste Management and Radiation Control Board (Board) to make rules to meet the requirements of federal law relating to radiation control to ensure the radiation control program under this part is qualified to maintain primacy from the federal government.</p> <p>Rule R313-18 contains the rules adopted by the Board and as part of the state primacy of the radiation control program.</p> <p>Rule R313-18 has been reviewed by the U.S. Nuclear Regulatory Commission (NRC) and has been determined to be compatible with the corresponding federal radiation protection regulations.</p>
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:	
No comments have been received since the last five-year review of this rule.	
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:	
This rule is necessary because it specifies the training and notification requirements by employers for workers that use radioactive materials.	

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

This rule also provides the basis for worker protection and safety requirements and inspections by the Division.

As an Agreement State, this rule is necessary for maintaining the appropriate regulatory compatibility with the NRC. Therefore, this rule should be continued.

There have been no opposing comments to this rule since the last five-year review.

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	R313-19	Filing ID: 56174
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation		
Building:	Multi-Agency State Office Building (MASOB)		
Street address:	195 N 1950 W		
City, state:	Salt Lake City, UT		
Mailing address:	PO Box 144880		
City, state and zip:	Salt Lake City, UT 84114-4880		
Contact persons:			
Name:	Phone:	Email:	
Brandon Davis	385-622-1873	bbdavis@utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule catchline:	
R313-19. Requirements of General Applicability to Licensing of Radioactive Material	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 19-3-104	<p>Subsection 19-3-104(4) allows the Waste Management and Radiation Control Board (Board) to make rules to meet the requirements of federal law relating to radiation control to ensure the radiation control program under this part is qualified to maintain primacy from the federal government.</p> <p>Rule R313-19 contains the rules adopted by the Board and as part of the state primacy of the radiation control program.</p> <p>Rule R313-19 has been reviewed by the U.S. Nuclear Regulatory Commission (NRC) and has been determined to be compatible with the corresponding federal radiation protection regulations.</p>
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:	
No comments have been received since the last five-year review of this rule.	
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:	
This rule is necessary because it prescribes requirements governing the licensing of radioactive material.	

This rule is also necessary to ensure that the state's rules are adequate to protect public health and safety.

This rule identifies certain concentrations or quantities of radioactive material, provides for reciprocal recognition of out-of-state licenses, and identifies terms and conditions of licenses.

As an Agreement State, this rule is necessary for maintaining the appropriate regulatory compatibility with the NRC. Therefore, this rule should be continued.

There have been no opposing comments to this rule since the last five-year review.

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION		
Rule number:	R313-22	Filing ID: 56554
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation	
Building:	Multi-Agency State Office Building (MASOB)	
Street address:	195 N 1950 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 144880	
City, state and zip:	Salt Lake City, UT 84114-4880	
Contact persons:		
Name:	Phone:	Email:
Brandon Davis	385-622-1873	bbdavis@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:	R313-22. Specific Licenses	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:		
Section 19-3-104	<p>Subsection 19-3-104(4) allows the Waste Management and Radiation Control Board (Board) to make rules to meet the requirements of federal law relating to radiation control to ensure the radiation control program under this part is qualified to maintain primacy from the federal government.</p> <p>Rule R313-22 contains the rules adopted by the Board and as part of the state primacy of the radiation control program.</p> <p>Rule R313-22 has been reviewed by the U.S. Nuclear Regulatory Commission (NRC) and has been determined to be compatible with the corresponding federal radiation protection regulations.</p>	
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:		
No comments have been received since the last five-year review of this rule.		

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

This rule is necessary because it prescribes requirements for the issuance of "specific licenses" for control of radioactive material.

This rule is also necessary to ensure that the state's rules are adequate to protect public health and safety.

This rule prescribes procedures for filing an application, assuring financial surety for decommissioning facilities where radioactive materials are used, and requirements for "specific licenses" of broad scope.

As an Agreement State, this rule is necessary for maintaining the appropriate regulatory compatibility with the NRC. Therefore, this rule should be continued.

There have been no opposing comments to this rule since the last five-year review.

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R313-25	Filing ID:	50725
Effective date:	04/06/2026		

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation		
Building:	Multi-Agency State Office Building (MASOB)		
Street address:	195 N 1950 W		
City, state:	Salt Lake City, UT		
Mailing address:	PO Box 144880		
City, state and zip:	Salt Lake City, UT 84114-4880		
Contact persons:			
Name:	Phone:	Email:	
Brandon Davis	385-622-1873	bbdavis@utah.gov	

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

General Information

2. Rule catchline:	
R313-25. License Requirements for Land Disposal of Radioactive Waste - General Provisions	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 19-3-104	<p>This section allows the Waste Management and Radiation Control Board (Board) to make rules to meet the requirements of federal law relating to radiation control to ensure the radiation control program under this part is qualified to maintain primacy from the federal government.</p> <p>Rule R313-25 contains the rules adopted by the Board and as part of the state primacy of the radiation control program.</p> <p>Rule R313-25 has been reviewed by the U.S. Nuclear Regulatory Commission (NRC) and has been determined to be compatible with the corresponding federal radiation protection regulations.</p>

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Subsection 19-6-104(1)	<p>This subsection establishes the Board as the authority for state waste management planning and maintain primacy from the federal government. By granting the Board the power to oversee facility construction plans, mandate resource recovery, and provide final approval on significant enforcement settlements.</p> <p>Rule R313-25 has been reviewed by the U.S. Nuclear Regulatory Commission (NRC) and has been determined to be compatible with the corresponding federal radiation protection regulations.</p>
Section 19-6-107	<p>This section allows the director to issue and enforce orders, enforce rules made by the Board, settle administrative or civil actions, employ full-time employees and authorize them to conduct inspections.</p>

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

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

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

This rule is necessary because it establishes the procedures, criteria, and terms and conditions upon which a license may be issued for the land disposal of radioactive wastes.

It is also necessary because of the presence of an active low-level radioactive waste disposal facility in the State of Utah.

As an Agreement State, this rule is necessary for maintaining the appropriate regulatory compatibility with the NRC. Therefore, this rule should be continued.

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

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R313-28	Filing ID: 57278
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation	
Building:	MASOB	
Street address:	195 N 1950 W	
City, state:	Salt Lake City, UT	
Mailing address:	PO Box 144880	
City, state and zip:	Salt Lake City, UT 84114-4880	
Contact persons:		
Name:	Phone:	Email:
Brandon Davis	385-622-1873	bbdavis@utah.gov

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

General Information

2. Rule catchline:
R313-28. Use of X-Rays in the Healing Arts

3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 19-3-104	<p>This section allows the Waste Management and Radiation Control Board (Board) to make rules to meet the requirements of federal law relating to radiation control to ensure the radiation control program under this part is qualified to maintain primacy from the federal government and allows the Board to make rules regarding the use of radiation sources.</p> <p>This section also allows the Board to make rules establishing certification procedures and qualifications for persons who survey mammography equipment and oversee quality assurance practices at mammography facilities.</p>
Section 19-6-107	<p>This section allows the director to issue and enforce orders, enforce rules made by the Board, settle administrative or civil actions, employ full-time employees and authorize them to conduct inspections.</p>
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:	
<p>Since the last five-year review, there have been no comments from interested persons specifically supporting or opposing this rule.</p>	
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:	
<p>This rule is necessary because it prescribes the requirement for the use of X-rays in the healing arts to protect human health.</p> <p>The rule establishes X-ray machine parameters such as limiting the size of the X-ray beam, controlling radiation exposure, maintaining accuracy and linearity, and defining performance of mammography X-ray systems. Therefore, this rule should be continued.</p>	

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R313-32	Filing ID: 56555
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation		
Building:	Multi-Agency State Office Building (MASOB)		
Street address:	195 N 1950 W		
City, state:	Salt Lake City, UT		
Mailing address:	PO Box 144880		
City, state and zip:	Salt Lake City, UT 84114-4880		
Contact persons:			
Name:	Phone:	Email:	
Brandon Davis	385-622-1873	bbdavis@utah.gov	
Please address questions regarding information on this notice to the persons listed above.			

General Information

2. Rule catchline:
R313-32. Medical Use of Radioactive Material

3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 19-6-107	This section allows the director to issue and enforce orders, enforce rules made by the Waste Management and Radiation Control Board (Board), settle administrative or civil actions, employ full-time employees and authorize them to conduct inspections.
Subsection 19-3-104(4)	<p>This subsection allows the Board to make rules to meet the requirements of federal law relating to radiation control to ensure the radiation control program under this part is qualified to maintain primacy from the federal government.</p> <p>Rule R313-32 contains the rules adopted by the Board and as part of the state primacy of the radiation control program.</p> <p>Rule R313-32 has been reviewed by the U.S. Nuclear Regulatory Commission (NRC) and has been determined to be compatible with the corresponding federal radiation protection regulations.</p>
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:	
No 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:	
<p>This rule is necessary because it establishes the requirements for medical use of radiation and radioactive material.</p> <p>This rule is also necessary to ensure that the state's rules are adequate to protect public health and safety, and to meet compatibility requirements of the U.S. Nuclear Regulatory Commission's program.</p> <p>This rule also provides protection of public health by regulating the internal and external administration of radioactive material to humans.</p> <p>This rule also establishes training requirements for individuals who are authorized to use radioactive material in the practice of medicine. Therefore, this rule should be continued.</p> <p>There have been no opposing comments to this rule since the last five-year review.</p>	

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R313-36	Filing ID: 55063
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation		
Building:	Multi-Agency State Office Building (MASOB)		
Street address:	195 N 1950 W		
City, state:	Salt Lake City, UT		
Mailing address:	PO Box 144880		
City, state and zip:	Salt Lake City, UT 84114-4880		
Contact persons:			
Name:	Phone:	Email:	
Brandon Davis	385-622-1873	bbdavis@utah.gov	

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

General Information

2. Rule catchline:

R313-36. Special Requirements for Industrial Radiographic Operations

3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:

Section 19-3-104	<p>This section allows the Waste Management and Radiation Control Board (Board) to make rules to meet the requirements of federal law relating to radiation control to ensure the radiation control program under this part is qualified to maintain primacy from the federal government.</p> <p>Rule R313-36 contains the rules adopted by the Board and as part of the state primacy of the radiation control program.</p> <p>Rule R313-36 has been reviewed by the U.S. Nuclear Regulatory Commission (NRC) and has been determined to be compatible with the corresponding federal radiation protection regulations.</p>
Subsection 19-3-103.1(1)(a)	<p>This subsection allows the Board to make necessary rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.</p>

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

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

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

This rule is necessary because it establishes the radiation safety requirements for person who use radioactive material to examine the macroscopic structure of materials.

This rule is also necessary to ensure that the state's rules are adequate to protect public health and safety.

This rule establishes the training criteria a person must meet to utilize a radiographic exposure device in an industrial setting.

As an Agreement State, this rule is necessary for maintaining the appropriate regulatory compatibility with the NRC. Therefore, this rule should be continued.

There have been no opposing comments to this rule since the last five-year review.

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R313-70	Filing ID: 50729
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Environmental Quality, Waste Management and Radiation Control, Radiation
Building:	Multi-Agency State Office Building (MASOB)
Street address:	195 N 1950 W
City, state:	Salt Lake City, UT

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Mailing address:	PO Box 144880	
City, state and zip:	Salt Lake City, UT 84114-4880	
Contact persons:		
Name:	Phone:	Email:
Brandon Davis	385-622-1873	bbdavis@utah.gov
Please address questions regarding information on this notice to the persons listed above.		

General Information

2. Rule catchline:	
R313-70. Payments, Categories and Types of Fees	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Subsection 19-3-104(6)	This subsection requires the Division of Waste Management and Radiation Control (Division) to assess fees for registration, licensing, and inspection of radiation sources. It also requires the Division to comply with the requirements of Section 63J-1-504 in assessing fees for licensure and registration.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:	
No comments have been received since the last five-year review of this rule.	
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:	
This rule is necessary because it establishes the requirements for payment of fees for the registration or licensing of sources of radiation. This rule also identifies registration or license categories, the time period that a license is valid, and the type of fees the Division has established pursuant to Section 63J-1-504. Therefore, this rule should be continued. There have been no opposing comments to this rule since the last five-year review.	

Agency Authorization Information

Agency head or designee and title:	Ted H. Sonnenburg, PE, LEHS, Division Director	Date:	03/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R590-208	Filing ID: 54851
Effective date:	04/06/2026	

Agency Information

1. Title catchline:	Insurance, Administration
Building:	Taylorville State Office Building
Street address:	4315 S 2700 W
City, state:	Taylorville, UT
Mailing address:	PO Box 146901
City, state and zip:	Salt Lake City, UT 84114-6901

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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:	
R590-208. Uniform Application for Certificates of Authority	
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-2-202	Authorizes the insurance commissioner to require financial reporting on forms provided by the National Association of Insurance Commissioners (NAIC).
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:	
<p>The purpose of the rule is to ensure that the Insurance Commissioner's requirement that insurers obtain a certificate of authority in Utah is consistent with requirements of other states by using forms provided by the NAIC.</p> <p>It is important that the Department of Insurance specify that insurers use the NAIC certificate of authority application to ensure uniform information from all insurers that apply.</p> <p>Using a uniform application makes it easier and less time consuming for insurers to apply for a certificate of authority from more than one state at a time. Therefore, this rule should be continued.</p>	

Agency Authorization Information

Agency head or designee and title:	Steve Gooch, Public Information Officer	Date:	04/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R590-235	Filing ID: 54990
Effective date:	04/06/2026	

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:	
R590-235. Medicare Prescription Drug Plan	
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.
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:	
<p>The purpose of this rule is to establish licensing and regulatory requirements that a stand-alone prescription drug plan (PDP) must meet before selling Medicare Part D benefit plans.</p> <p>These standards are much the same for PDPs as they are for other insurers: they require the submission of quarterly and annual statements, compliance with capital and surplus limits that are set within the rule, and compliance with risk-based capital requirements that are set within the code.</p> <p>Linking these standards and requirements with the PDP allows the Department of Insurance to assess their financial stability, giving greater assurance to consumers about the PDP's ability to provide benefits within a policy. Therefore, this rule should be continued.</p>	

Agency Authorization Information

Agency head or designee and title:	Steve Gooch, Public Information Officer	Date:	04/06/2026
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NOTICE OF FIVE-YEAR REVIEW AND STATEMENT OF CONTINUATION

Rule number:	R909-19	Filing ID: 56755
Effective date:	04/15/2026	

Agency Information

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

General Information

2. Rule catchline:	
R909-19. Safety Regulations for Tow Truck Operations - Tow Truck Requirements for Equipment, Operation, and Certification	
3. Statutory provisions that authorize or require this rule and an explanation of those particular statutory provisions:	
Section 72-9-602	This section requires the Department of Transportation (department) to make rules governing the inspection, investigation, and certification procedures under the Motor Carrier Safety Act.
4. A summary of written comments received during and since the last five-year review of this rule from interested persons supporting or opposing this rule:	
No comments have been reviewed since the last five-year review of this rule.	
5. A reasoned justification for continuation of this rule, including reasons why the agency disagrees with comments in opposition to this rule, if any:	
The statute still requires the department to have this rule in place. Therefore, this rule should be continued.	

Agency Authorization Information

Agency head or designee and title:	Carlos M. Braceras, PE, Executive Director	Date:	04/15/2026
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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:	R307-124	Filing ID: 50574
New deadline date:	12/08/2026	

Agency Information

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

General Information

2. Rule catchline:	R307-124. General Requirements: Conversion to Alternative Fuel Grant Program		
3. Reason for requesting the extension:	<p>The Division of Air Quality (Division) is requesting an extension of the five-year review deadline for Rule R307-124 because this rule will be repealed soon, but not before the current deadline.</p> <p>The Utah State Legislature passed HB 545 in the 2026 General Session which repeals the account which funded this program. This bill goes into effect on 07/01/2026.</p> <p>The Division would like to repeal this rule after the bill goes into effect and is requesting to extend the five-year review deadline to avoid expiration of this rule.</p>		

Agency Authorization Information

Agency head or designee and title:	Bryce C. Bird, Division Director	Date:	04/15/2026
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End of the Notices of Five-Year Review Extensions Section

NOTICES OF FIVE-YEAR EXPIRATIONS

Rulewriting agencies are required by law to review each of their administrative rules within five years of the date of the rule's original enactment or the date of last review (Section 63G-3-305). The Office of Administrative Rules (Office) is required to notify agencies of rules due for review at least 180 days prior to the anniversary date. If the agency finds that it will not meet the deadline for review of the rule (the five-year anniversary date), it may file a **NOTICE OF FIVE-YEAR EXTENSION (EXTENSION)** with the Office. However, if the agency fails to file either the **FIVE-YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION** or the **EXTENSION** by the date provide by the Office, the rule expires.

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

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

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

NOTICE OF EXPIRED RULE		
Rule Number:	R765-608	Filing ID: 54117
Effective Date:	04/14/2026	

Agency Information

1. Title catchline:	Higher Education (Utah Board of), Administration	
Street address:	60 S 400 W	
City, state and zip:	Salt Lake City, UT 84101	
Contact person(s):		
Name:	Phone:	Email:
Nancy Lancaster	801-657-1644	rulesonline@utah.gov

General Information

2. Title of rule (catchline):
R765-608. Utah Engineering and Computer Science Scholarship Program
3. Summary:
The five-year review and notice of continuation was not filed for this rule by the deadline.
This rule has expired and will be removed from the Utah Administrative Code.

End of the Notices of Notices of Five-Year Expirations Section

NOTICES OF LEGISLATIVE NONREAUTHORIZATION

Section 63G-3-502 provides that "every agency rule that is in effect on February 28 of any calendar year expires on May 1 of that year unless it has been reauthorized by the Legislature." To do this, the Legislature's Rules Review and General Oversight Committee prepares omnibus legislation each year. As part of this legislation, the Legislature may elect not to reauthorize a rule or a part of a rule down to the complete paragraph level. When this occurs, the Office of Administrative Rules files a **NOTICE OF LEGISLATIVE NONREAUTHORIZATION** to document the Legislature's action and removes the rule or part of a rule from the *Utah Administrative Code*. The filings below show what the Legislature has elected not to reauthorize.

Legislative nonreauthorization of administrative rules is governed by Section 63G-3-502.

NOTICE OF LEGISLATIVE NONREAUTHORIZATION

Rule or section number:	R156-28-302b	Filing ID: 57922
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1. Agency Information

Title catchline:	Commerce, Professional Licensing
Building:	Heber M. Wells Building
Street address:	160 E 300 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 146741
City, state and zip:	Salt Lake City, UT 84114-6741

2. Contact Persons

Name:	Phone:	Email:
Nancy Lancaster (Office of Administrative Rules)	801-657-1644	rulesonline@utah.gov

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

3. General Information

A. Rule or section catchline:
R156-28-302b. Qualifications for Licensure - Experience Requirements
B. House or Senate Bill:
SB 47, Reauthorization of Administrative Rules, was passed in the 2026 General Session. This included the nonreauthorization of Subsections R156-28-302b(1)(b) and (c).
C. Action required by the bill:
Subsections R156-28-302b(1)(b) and (c) are removed from this rule.

4. Effective Date

Effective Date:	05/01/2026
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NOTICE OF LEGISLATIVE NONREAUTHORIZATION		
Rule or section number:	R156-55d-302c	Filing ID: 57923

1. Agency Information

Title catchline:	Commerce, Professional Licensing
Building:	Heber M. Wells Building
Street address:	160 E 300 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 146741
City, state and zip:	Salt Lake City, UT 84114-6741

2. Contact Persons

Name:	Phone:	Email:
Nancy Lancaster (Office of Administrative Rules)	801-657-1644	rulesonline@utah.gov

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

3. General Information

A. Rule or section catchline:
R156-55d-302c. Qualifications for Licensure -- Experience Requirements -- Qualifying Agent
B. House or Senate Bill:
SB 47, Reauthorization of Administrative Rules, was passed in the 2026 General Session. This included the nonreauthorization of Subsection R156-55d-302c(5).
C. Action required by the bill:
Subsection R156-55d-302c(5) is removed from this rule.

4. Effective Date

Effective Date:	05/01/2026
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NOTICE OF LEGISLATIVE NONREAUTHORIZATION		
Rule or section number:	R156-55e-302a	Filing ID: 57924

1. Agency Information

Title catchline:	Commerce, Professional Licensing
Building:	Heber M. Wells Building
Street address:	160 E 300 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 146741
City, state and zip:	Salt Lake City, UT 84114-6741

2. Contact Persons

Name:	Phone:	Email:
Nancy Lancaster (Office of Administrative Rules)	801-657-1644	rulesonline@utah.gov

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

3. General Information

A. Rule or section catchline:
R156-55e-302a. Qualifications for Licensure - Experience and Education Requirements
B. House or Senate Bill:
SB 47, Reauthorization of Administrative Rules, was passed in the 2026 General Session. This included the nonreauthorization of Subsection R156-55e-302a(1)(b).
C. Action required by the bill:
Subsection R156-55e-302a(1)(b) is removed from this rule.

4. Effective Date

Effective Date:	05/01/2026
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NOTICE OF LEGISLATIVE NONREAUTHORIZATION

Rule or section number:	R156-61-302b	Filing ID: 57925
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1. Agency Information

Title catchline:	Commerce, Professional Licensing
Building:	Heber M. Wells Building
Street address:	160 E 300 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 146741
City, state and zip:	Salt Lake City, UT 84114-6741

2. Contact Persons

Name:	Phone:	Email:
Nancy Lancaster (Office of Administrative Rules)	801-657-1644	rulesonline@utah.gov

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

3. General Information

A. Rule or section catchline:
R156-61-302b. Qualifications for Licensure - Experience Requirements
B. House or Senate Bill:
SB 47, Reauthorization of Administrative Rules, was passed in the 2026 General Session. This included the nonreauthorization of Subsections R156-61-302b(1)(b) and (c).
C. Action required by the bill:
Subsections R156-61-302b(1)(b) and (c) are removed from this rule.

4. Effective Date

Effective Date:	05/01/2026
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NOTICE OF LEGISLATIVE NONREAUTHORIZATION		
Rule or section number:	R156-61-302d	Filing ID: 57926

1. Agency Information

Title catchline:	Commerce, Professional Licensing
Building:	Heber M. Wells Building
Street address:	160 E 300 S
City, state:	Salt Lake City, UT 84111
Mailing address:	PO Box 146741
City, state and zip:	Salt Lake City, UT 84114-6741

2. Contact Persons

Name:	Phone:	Email:
Nancy Lancaster (Office of Administrative Rules)	801-657-1644	rulesonline@utah.gov

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

3. General Information

A. Rule or section catchline:
R156-61-302d. Qualifications for Designation as an Approved Psychologist Supervisor
B. House or Senate Bill:
SB 47, Reauthorization of Administrative Rules, was passed in the 2026 General Session. This included the nonreauthorization of Section R156-61-302d.
C. Action required by the bill:
Section R156-61-302d is removed from this rule.

4. Effective Date

Effective Date:	05/01/2026
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End of the Notices of Legislative Nonreauthorization 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.

Agriculture and Food

Plant Industry

No. 57769 (Amendment) R68-11: Quarantine Pertaining to the Emerald Ash Borer

Published: 02/01/2026

Effective: 04/06/2026

No. 57771 (Repeal and Reenact) R68-14: Quarantine Pertaining to Spongy Moth - *Lymantria Dispar*

Published: 02/15/2026

Effective: 04/06/2026

No. 57768 (Repeal and Reenact) R68-18: Quarantine Pertaining to Karnal Bunt

Published: 02/01/2026

Effective: 04/06/2026

Commerce

Professional Licensing

No. 57827 (Amendment) R156-47b: Massage Therapy Practice Act Rule

Published: 03/15/2026

Effective: 04/27/2026

Education

Administration

No. 57795 (Amendment) R277-324: Paraprofessional/Paraeducator Programs, Assignments, and Qualifications

Published: 03/01/2026

Effective: 04/07/2026

No. 57796 (Amendment) R277-479: Funding for Charter School Students With Disabilities on an IEP

Published: 03/01/2026

Effective: 04/07/2026

No. 57797 (Amendment) R277-700: The Elementary and Secondary School General Core

Published: 03/01/2026

Effective: 04/07/2026

No. 57798 (Amendment) R277-717: High School Course Grading Requirements

Published: 03/01/2026

Effective: 04/07/2026

NOTICES OF RULE EFFECTIVE DATES

No. 57799 (Amendment) R277-929: State Council on Military Children
Published: 03/01/2026
Effective: 04/07/2026

Environmental Quality

Waste Management and Radiation Control, Waste Management
No. 57803 (Amendment) R315-101: Cleanup Action and Risk-Based Closure Standards
Published: 03/01/2026
Effective: 04/16/2026

Health and Human Services

Integrated Healthcare
No. 57824 (Amendment) R414-1-5: Incorporations by Reference
Published: 03/15/2026
Effective: 05/01/2026

Insurance

Title and Escrow Commission
No. 57806 (New Rule) R592-18: Construction Disbursement Transactions
Published: 03/15/2026
Effective: 04/21/2026

End of the Notices of Rule Effective Dates Section