



# 2002 Legislation Explicitly Affecting Administrative Rules

As a result of actions taken during the 2002 General Session, 326 bills will become law. Of these, at least 62 (affecting 126 separate statutory sections) modify explicit rulemaking authorizations. The Division of Administrative Rules has prepared the following list of bills to facilitate state agency compliance with legal rulemaking requirements. This list should *not* be considered exhaustive or conclusive. It does *not* include bills that contain *implicit* rulemaking requirements. Each agency is responsible for reviewing legislation and determining provisions that, either explicitly or implicitly, require rulemaking.

## HOUSE BILLS

- H.B. 1 Supplemental Appropriations Act; Sponsor: Alexander, J.; Passed: 28 Jan 2002; Effective Date: 15 Feb 2002; Governor Signed: 15 Feb 2002; Chapter: 2; Uncodified Material
- ITEM 112 To Department of Human Services - Office of Recovery Services
- H.B. 3 Supplemental Appropriations II; Sponsor: Alexander, J.; Passed: 6 Mar 2002; Effective Date: 26 Mar 2002; Governor Line Item Veto: 26 Mar 2002; Chapter: 330; Uncodified Material
- ITEM 80 To State Board of Education - State Office of Education
- ITEM 83 To Utah State of Education - Minimum School Program
- H.B. 7 Net Metering of Electricity; Sponsor: Snow, G.; Passed: 31 Jan 2002; Effective Date: 6 May 2002; Governor Signed: 15 Mar 2002; Chapter: 6; Section 54-15-106
- H.B. 23 Mortgage Practices Act Revisions; Sponsor: Adair, G.; Passed: 1 Feb 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 204; Sections 61-2c-103, and 61-2c-302
- H.B. 25 Adult Protective Services Amendments; Sponsor: Jones, P.; Passed: 4 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 18 Mar 2002; Chapter: 108; Section 62A-3-302
- H.B. 81 Youth Fishing License Amendments; Sponsor: Fife, F.; Passed: 28 Feb 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 215; Section 23-19-18
- H.B. 96 Licensure of Geologists; Sponsor: Becker, R.; Passed: 6 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 218; Sections 58-77-102, 58-77-302, 58-77-303, 58-77-601, and 58-77-603
- H.B. 110 Motor Vehicle Insurance and Credit Information; Sponsor: Wallace, P.; Passed: 6 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 221; Section 31A-22-320
- H.B. 111 State Responsibility for Regulation of Postsecondary Proprietary Schools; Sponsor: Bradshaw, A.; Passed: 6 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 26 Mar 2002; Chapter: 222; Sections 13-34-103, 13-34-107, and 13-34-112
- H.B. 133 Natural Gas Technician Certification; Sponsor: Snow, G.; Passed: 5 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 15 Mar 2002; Chapter: 33; Section 58-55-308
- H.B. 144 Exemption from Nonresident Tuition; Sponsor: Ure, D.; Passed: 6 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 26 Mar 2002; Chapter: 230; Section 53B-8-106
- H.B. 145 Utah Energy Office Amendments; Sponsor: Urquhart, S.; Passed: 6 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 231; Sections 63-34-202, and 63-34-204
- H.B. 154 Expansion of DNA Database; Sponsor: Way, G.; Passed: 6 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 18 Mar 2002; Chapter: 140; Sections 53-10-404, and 53-10-406
- H.B. 155 Property Taxes - Farmland Assessment Act; Sponsor: Hatch, T.; Passed: 6 Mar 2002; Effective Date: 1 Jan 2003; Governor Signed: 18 Mar 2002; Chapter: 141; Section 59-2-503

- H.B. 167 Powersport Vehicle Franchise Act; Sponsor: Curtis, G.; Passed: 5 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 234; Sections 13-34-102, 13-34-104, and 13-34-105
- H.B. 172 Vehicle Safety Inspection Amendments; Sponsor: Harper, W.; Passed: 6 Mar 2002; Effective Date: 1 Jan 2003; Governor Signed: 18 Mar 2002; Chapter: 143; Section 53-8-204
- H.B. 181 Allocation of State Hospital Beds; Sponsor: Seitz, J.; Passed: 5 Mar 2002; Effective Date: 26 Mar 2002; Governor Signed: 26 Mar 2002; Chapter: 238; Section 62A-12-209.5
- H.B. 190 Criminal Restitution Amendments; Sponsor: Allen, S.; Passed: 7 Feb 2002; Effective Date: 6 May 2002; Governor Signed: 15 Mar 2002; Chapter: 35; Section 76-3-201
- H.B. 197 Off-highway Vehicle Amendments; Sponsor: Goodfellow, B.; Passed: 28 Feb 2002; Effective Date: 6 May 2002; Governor Signed: 18 Mar 2002; Chapter: 148; Section 41-22-10.7
- H.B. 198 Manual on Uniform Traffic Control Devices for Streets; Sponsor: Holdaway, K.; Passed: 25 Feb 2002; Effective Date: 6 May 2002; Governor Signed: 15 Mar 2002; Chapter: 38; Section 41-6-20
- H.B. 205 Construction Services Commission; Sponsor: Clark, S.; Passed: 6 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 26 Mar 2002; Chapter: 241; Sections 58-55-103, 58-55-201, 58-55-302, and 58-55-308
- H.B. 207 Licenses for Educators; Sponsor: Allen, S.; Passed: 5 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 15 Mar 2002; Chapter: 41; Section 53A-6-104
- H.B. 221 State Board of Education Rules and Reports; Sponsor: Dayton, M.; Passed: 1 Feb 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 244; Sections 53A-1-401, and 53A-1-402
- H.B. 223 Hunting License Fee Refund; Sponsor: Styler, M.; Passed: 27 Feb 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 245; Section 23-19-38.2
- H.B. 231 Public Health Authority Amendments; Sponsor: Allen, S.; Passed: 27 Feb 2002; Effective Date: 6 May 2002; Governor Signed: 18 Mar 2002; Chapter: 155; Section 26-23b-105
- H.B. 249 Sales and Use Tax - Location of Transactions; Sponsor: Harper, W.; Passed: 5 Feb 2002; Effective Date: 1 Jan 2003; Governor Signed: 18 Mar 2002; Chapter: 157; Section 59-12-207
- H.B. 253 Rural Schools - Equity in Education; Sponsor: Johnson, B.; Passed: 6 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 26 Mar 2002; Chapter: 253; Section 53A-6-702
- H.B. 259 Use of State Armories; Sponsor: Beshear, C.; Passed: 6 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 18 Mar 2002; Chapter: 162; Section 71-3-1
- H.B. 262 Student Education Plans; Sponsor: Newbold, M.; Passed: 6 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 254; Section 53A-1a-106
- H.B. 264 Funds Consolidation, Budget Procedures, and Fund Reclassification Amendments; Sponsor: Bigelow, R.; Passed: 6 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 26 Mar 2002; Chapter: 256; Section 54-8b-15
- H.B. 274 Supplemental Minimum School Program Act Amendments; Sponsor: Dillree, M.; Passed: 6 Mar 2002; Effective Date: 26 Mar 2002; Governor Signed: 26 Mar 2002; Chapter: 258; Section 53A-17a-131.16
- H.B. 276 Assessment on Title Insurers and Title Insurance Agencies; Sponsor: Hatch, T.; Passed: 6 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 26 Mar 2002; Chapter: 260; Section 31A-23-315
- H.B. 279 Professional Employer Organization Licensing Act Amendments; Sponsor: Curtis, G.; Passed: 6 Mar 2002; Effective Date: 26 Mar 2002; Governor Signed: 26 Mar 2002; Chapter: 261; Section 58-59-302
- H.B. 281 Regulation of Personal Motorized Mobility Devices; Sponsor: Curtis, G.; Passed: 5 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 18 Mar 2002; Chapter: 165; Section 41-6-107.8
- H.B. 305 Property Tax Amendments; Sponsor: Harper, W.; Passed: 6 Mar 2002; Effective Date: 1 Jan 2003; Governor Signed: 18 Mar 2002; Chapter: 169; Sections 59-2-103.5, and 59-2-1102
- H.B. 310 Mobility Assistance Fund; Sponsor: Hutchings, E.; Passed: 6 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 26 Mar 2002; Chapter: 268; Section 62A-3-104
- H.B. 331 Nonresident Tuition for Higher Education; Sponsor: Alexander, J.; Passed: 6 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 271; Section 53B-8-102
- H.B. 339 Division of Services for People with Disabilities; Sponsor: Lockhart, R.; Passed: 5 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 275; Section 62A-5-105

**SENATE BILLS**

- S.B. 1 Appropriations Act; Sponsor: Blackham, L.; Passed: 5 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 26 Mar 2002; Chapter: 277; Uncodified Material
- ITEM 49 To Department of Administrative Services - Finance Administration
- ITEM 80 To Department of Workforce Services
- ITEM 213 To Department of Agriculture and Food - Administration
- S.B. 3 Minimum School Program Act Amendments; Sponsor: Stephenson, H.; Passed: 5 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 26 Mar 2002; Chapter: 279; Sections 53A-17a-111, 53A-17a-119, 53A-17a-120, 53A-17a-121, 53A-17a-124, 53A-17a-131.13, 53A-17a-131.15, 53A-17a-131.17, and 53A-17a-132
- S.B. 7 Cigarette Tax Stamp and Contraband Amendments; Sponsor: Allen, D. E.; Passed: 30 Jan 2002; Effective Date: 6 May 2002; Governor Signed: 15 Mar 2002; Chapter: 52; Section 59-14-407
- S.B. 17 DCFS Management Information System Amendments; Sponsor: Butters, D. C.; Passed: 6 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 283; Sections 26-21-9.5, 62A-2-121, 62A-4a-116, 62A-4a-116.2, 62A-4a-116.3, 62A-4a-116.4, and 78-3a-320
- S.B. 45 Birth Certificate for Stillborn Child; Sponsor: Allen, R.; Passed: 30 Jan 2002; Effective Date: 6 May 2002; Governor Signed: 15 Mar 2002; Chapter: 69; Section 26-2-14.2
- S.B. 48 Public Agency Insurance Mutual Amendments; Sponsor: Hickman, J.; Passed: 5 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 15 Mar 2002; Chapter: 71; Section 31A-2-214
- S.B. 51 Nurse Practice Act Amendments; Sponsor: Julander, P.; Passed: 5 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 290; Sections 58-31b-102, 58-31b-201, 58-31b-308, and 58-31b-401
- S.B. 55 Amendments to Utah Uniform Building Standards Act; Sponsor: Hellewell, P.; Passed: 4 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 15 Mar 2002; Chapter: 75; Sections 58-56-4, 58-56-5, 58-56-6, and 58-56-7
- S.B. 57 Corporate Franchise and Income Taxes - Treatment of Certain Cooperatives; Sponsor: Valentine, J.; Passed: 27 Feb 2002; Effective Date: 15 Mar 2002; Governor Signed: 15 Mar 2002; Chapter: 76; Section 59-7-101
- S.B. 96 Uranium Mill Tailings Oversight; Sponsor: Wright, B.; Passed: 5 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 297; Section 19-3-104
- S.B. 99 Core Curriculum Amendments; Sponsor: Gladwell, D.; Passed: 28 Feb 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 299; Sections 53A-12-204, and 53A-14-102
- S.B. 101 Criminal Background Checks for Licensed Providers of Human Services; Sponsor: Blackham, L.; Passed: 1 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 300; Sections 62A-2-120, 62A-2-121, and 62A-2-122
- S.B. 105 Repeal of Education Mandates and Programs; Sponsor: Stephenson, H. Passed: 1 Feb 2002; Effective Date: 1 Jul 2002; Governor Signed: 26 Mar 2002; Chapter: 301; Section 53-7-103
- S.B. 108 Pete Suazo Professional Athletic Commission Amendments; Sponsor: Mayne, E.; Passed: 25 Feb 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 304; Section 13-33-304
- S.B. 113 Health Care Workforce Loan Repayment Assistance; Sponsor: Knudson, P.; Passed: 4 Mar 2002; Effective Date: 26 Mar 2002; Governor Signed: 26 Mar 2002; Chapter: 307; Sections 26-45-101, 26-45-102, and 26-45-103
- S.B. 119 Workers' Compensation Insurance Related Amendments; Sponsor: Poulton, L. S.; Passed: 6 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 18 Mar 2002; Chapter: 186; Section 31A-17-402
- S.B. 122 Insurance Law Amendments; Sponsor: Poulton, L. S.; Passed: 6 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 308; Section 31A-1-103, 31A-3-103, 31A-3-401, 31A-5-410, 31A-8-103, 31A-8-402.7, 31A-8-408, 31A-17-505, 31A-21-311, 31A-22-403, 31A-22-629, 31A-22-705, 31A-23-102, 31A-23-307, 31A-30-104, 31A-30-106, 31A-30-106.7, 31A-30-107, and 31A-30-107.5
- S.B. 138 Charter Schools Amendments; Sponsor: Stephenson, H.; Passed: 6 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 313; Sections 53A-1a-502, and 53A-1a-509
- S.B. 150 Registration and Protection of Trademarks and Service Marks; Sponsor: Hillyard, L.; Passed: 4 Mar 2002; Effective Date: 6 May 2002; Governor Signed: 26 Mar 2002; Chapter: 318; Sections 70-3a-201, 70-3a-302, 70-3a-303, and 70-3a-305
- S.B. 153 Taxes or Charges on Telecommunications Service; Sponsor: Bramble, C.; Passed: 4 Mar 2002; Effective Date: 1 Jul 2002; Governor Signed: 26 Mar 2002; Chapter: 320; Sections 59-12-207, and 69-2-5.5
- S.B. 159 Environmental Compliance for Minerals Regulatory Program; Sponsor: Knudson, P.; Passed: 4 Mar 2002; Effective Date: 6 May 2002; Governor

Signed: 18 Mar 2002; Chapter: 194; Sections 40-8-4,  
and 40-8-9.1

S.B. 160 Aeronautics Construction Revolving Loan Fund;  
Sponsor: Hickman, J.; Passed: 4 Mar 2002; Effective  
Date: 1 Jul 2002; Governor Signed: 15 Mar 2002;  
Chapter: 98; Section 72-2-122

S.B. 164 Secure Facilities Amendments; Sponsor:  
Gladwell, D.; Passed: 5 Mar 2002; Effective Date: 26  
Mar 2002; Governor Signed: 26 Mar 2002; Chapter:  
323; Section 53B-3-103

S.B. 176 Utah Revised Nonprofit Corporation Act  
Amendments; Sponsor: Hillyard, L.; Passed: 5 Mar  
2002; Effective Date: 6 May 2002; Governor Signed:  
18 Mar 2002; Chapter: 197; Section 16-6a-1502