

UTAH STATE BULLETIN

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
Filed October 16, 2003, 12:00 a.m. through October 31, 2003, 11:59 p.m.

Number 2003-22
November 15, 2003

Kenneth A. Hansen, Director
Nancy L. Lancaster, Editor

The *Utah State Bulletin (Bulletin)* is an official noticing publication of the executive branch of Utah State Government. The Department of Administrative Services, Division of Administrative Rules produces the *Bulletin* under authority of Section 63-46a-10, *Utah Code Annotated* 1953.

Inquiries concerning administrative rules or other contents of the *Bulletin* may be addressed to the responsible agency or to: Division of Administrative Rules, 4120 State Office Building, Salt Lake City, Utah 84114, telephone (801) 538-3218, FAX (801) 538-1773. To view rules information, and on-line versions of the division's publications, visit: <http://www.rules.utah.gov/>

The information in this *Bulletin* is summarized in the *Utah State Digest (Digest)*. The *Digest* is available by E-mail or over the Internet. Visit <http://www.rules.utah.gov/publicat/digest.htm> for additional information.

Division of Administrative Rules, Salt Lake City 84114

All materials in this publication are in the public domain and may be reproduced, Reprinted, and/or redistributed as desired. Citation to the source is requested.

Printed in the United States of America

Library of Congress Cataloging-in-Publication Data

Utah state bulletin.

Semimonthly.

1. Delegated legislation--Utah--Periodicals. 2. Administrative procedure--Utah--Periodicals.
- I. Utah. Office of Administrative Rules.

KFU440.A73S7

348.792'025--DDC

85-643197

TABLE OF CONTENTS

1. SPECIAL NOTICES

Commerce, Occupational and Professional Licensing: Public Notice of 2004 Board and Committee Meeting Schedule	1
Governor, Administration: Governor's Executive Order: Creating an Outdoor Recreation Economic Ecosystem Task Force	4
Governor, Administration: Governor's Executive Order: Creating the Utah Wireless Integrated Network Board	6

2. NOTICES OF PROPOSED RULES

Administrative Services

Fleet Operations

No. 26752 (Amendment): R27-4-3. Vehicle Replacement and Expansion of State Fleet	9
--	---

Agriculture and Food

Regulatory Services

No. 26715 (Amendment): R70-410-1. Authority	10
---	----

Commerce

Occupational and Professional Licensing

No. 26754 (Amendment): R156-17a-612. Operating Standards - Pharmaceutical Wholesaler/Distributor and Pharmaceutical Manufacturer located in Utah	11
--	----

No. 26714 (Amendment): R156-22. Professional Engineers and Professional Land Surveyors Licensing Act Rules	14
--	----

Real Estate

No. 26709 (Amendment): R162-106-8. Draft Reports	18
--	----

Environmental Quality

Drinking Water

No. 26760 (Amendment): R309-705. Financial Assistance: Federal Drinking Water Project Revolving Loan Program	19
--	----

Health

Children's Health Insurance Program

No. 26757 (Amendment): R382-10. Eligibility	21
---	----

Health Systems Improvement, Licensing

No. 26755 (Amendment): R432-100-16. Emergency Care Services	24
---	----

Health Systems Improvement, Primary Care and Rural Health

No. 26756 (New Rule): R434-40. Utah Health Care Workforce Financial Assistance Program Rule	26
---	----

Human Services

Recovery Services

No. 26764 (Amendment): R527-550. Assessment	32
---	----

TABLE OF CONTENTS

Natural Resources

Oil, Gas and Mining; Coal
No. 26710 (Amendment): R645-301-100. General Contents34

No. 26711 (Amendment): R645-301-500. Engineering35

No. 26712 (Amendment): R645-303-200. Permit Review, Change and Renewal36

No. 26713 (Amendment): R645-401. Inspection and Enforcement: Civil Penalties.....38

Wildlife Resources
No. 26762 (Amendment): R657-6. Taking Upland Game.....40

No. 26763 (Amendment): R657-22. Commercial Hunting Areas42

Tax Commission

Auditing
No. 26765 (Amendment): R865-91-50. Addition to Federal Taxable Income for Interest Earned
on Bonds, Notes, and Other Evidences of Indebtedness Pursuant to Utah Code Ann. Section 59-10-11447

Property Tax
No. 26766 (Amendment): R884-24P-33. 2004 Personal Property Valuation Guides and
Schedules Pursuant to Utah Code Ann. Section 59-2-30148

Transportation

Administration
No. 26720 (New Rule): R907-67. Suspension of Contractors from Work on Department
Projects -- Reasons50

3. FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Administrative Services

Finance
No. 26717: R25-5. Payment of Per Diem to Boards53

No. 26716: R25-8. Meal Allowance53

Commerce

Corporations and Commercial Code
No. 26761: R154-100. Utah Administrative Procedures Act Rules.....54

Education

Administration
No. 26767: R277-470. Charter Schools54

Human Services

Administration
No. 26768: R495-879. Parental Support for Children in Care55

Natural Resources

Parks and Recreation
No. 26718: R651-407. Off-Highway Vehicle Advisory Council55

No. 26719: R651-408. Off-Highway Vehicle Education Curriculum Standards56

No. 26721: R651-601. Definitions as Used in These Rules	56
No. 26722: R651-602. Aircraft and Powerless Flight.....	57
No. 26724: R651-603. Animals.....	57
No. 26723: R651-604. Audio Devices.....	58
No. 26725: R651-605. Begging and Soliciting	58
No. 26726: R651-606. Camping	59
No. 26727: R651-607. Disorderly Conduct	59
No. 26728: R651-608. Events of Special Uses.....	59
No. 26729: R651-609. Explosives and Fireworks.....	60
No. 26730: R651-610. Expulsion.....	60
No. 26731: R651-612. Firearms, Trap and Other Weapons	61
No. 26733: R651-613. Fires	61
No. 26732: R651-614. Fishing, Hunting and Trapping.....	62
No. 26734: R651-615. Motor Vehicle Use	62
No. 26736: R651-616. Organized Sports.....	63
No. 26735: R651-617. Permit Violation	63
No. 26751: R651-618. Picnicking	64
No. 26737: R651-619. Possession of Alcoholic Beverages or Controlled Substances.....	64
No. 26738: R651-620. Protection of Resources Park System Property.....	65
No. 26739: R651-621. Reports of Injury or Damage.....	65
No. 26740: R651-622. Rock Climbing	65
No. 26741: R651-623. Sale or Distribution of Printed Material	66
No. 26742: R651-624. Sanitation.....	66
No. 26743: R651-625. Shirts and Shoes	67
No. 26744: R651-626. Skating and Skateboards	67
No. 26745: R651-627. Swimming.....	68
No. 26746: R651-628. Trails and Walks	68
No. 26747: R651-629. Unattended Property	69
No. 26748: R651-630. Unsupervised Children	69

TABLE OF CONTENTS

No. 26749: R651-631. Winter Sports70

No. 26750: R651-632. Enforcement.....70

4. NOTICES OF RULE EFFECTIVE DATES.....72

5. RULES INDEX.....73

SPECIAL NOTICES

COMMERCE OCCUPATIONAL AND PROFESSIONAL LICENSING

PUBLIC NOTICE OF 2004 BOARD AND COMMITTEE MEETING SCHEDULE

NOTE: Meetings are subject to change - contact the Division at (801) 530-6628 to confirm meetings. Most meetings are held in the Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah.

January

01/05/2004, Psychologists Licensing Board, 8:00 a.m.; 01/6/2004, Unified Code Analysis Council, 9:00 a.m.; 01/07/2004, Alarm System Security and Licensing Board, 9:00 a.m.; 01/07/2004, Utah Board of Accountancy, 1:00 p.m.; 01/08/2004, Social Worker Licensing Board, 9:00 a.m.; 01/08/2004, Chiropractic Physicians Licensing Board, 9:00 a.m.; 01/09/2004, Plumbers Licensing Board, 8:30 a.m.; 01/12/2004, UBCC Mechanical Advisory Committee, 9:00 a.m.; 01/12/2004, UBCC Structural Advisory Committee, 12:00 noon; 01/13/2004, Podiatric Physician Board, 8:00 a.m.; 01/13/2004, Osteopathic Physicians Licensing Board, 9:00 a.m.; 01/13/2004, Professional Engineer/Professional Land Surveyor Licensing Board, 9:00 a.m.; 01/13/2004, UBCC Plumbing/Health Advisory Committee, 9:00 a.m.; 01/14/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 01/14/2004, Physicians Licensing Board, 9:00 a.m.; 01/14/2004, Professional Counselor Licensing Board, 9:00 a.m.; 01/14/2004, Hearing Instrument Specialist Licensing Board, 9:00 a.m.; 01/14/2004, UBCC Architectural Advisory Committee, 2:00 p.m.; 01/15/2004, Physician Assistant Licensing Board, 8:00 a.m.; 01/15/2004, Electricians Licensing Board, 9:00 a.m.; 01/15/2004, Security Education Advisory Committee, 9:00 a.m.; 01/16/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 01/16/2004, Uniform Building Code Commission, 9:00 a.m.; 01/20/2004, Occupational Therapy Licensing Board, 9:00 a.m.; 01/20/2004, UBCC Electrical Advisory Committee, 9:00 a.m.; 01/20/2004, UBCC Education Advisory Committee, 1:00 p.m.; 01/27/2004, Pharmacy Licensing Board, 9:00 a.m.; 01/28/2004, Construction Services Commission, 8:30 a.m.; 01/28/2004, Massage Education Advisory Committee, 9:00 a.m.; 01/30/2004, Board of Nursing, 8:00 a.m.

February

02/03/2004, Unified Code Analysis Council, 9:00 a.m.; 02/04/2004, Licensed Substance Abuse Counselor Board, 9:00 a.m.; 02/04/2004, Security Services Licensing Board, 9:00 a.m.; 02/04/2004, Utah Board of Accountancy, 1:00 p.m.; 02/05/2004, Funeral Service Licensing Board, 9:00 a.m.; 02/06/2004, Architects Licensing Board, 9:00 a.m.; 02/10/2004, Professional Geologists Licensing Board, 9:00 a.m.; 02/10/2004, Massage Therapy Licensing Board, 9:00 a.m.; 02/11/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 02/11/2004, Physicians Licensing Board, 9:00 a.m.; 02/13/2004, Plumbers Licensing Board, 8:30 a.m.; 02/17/2004, UBCC Education Advisory Committee, 1:00 p.m.; 02/18/2004, Professional Counselor Licensing Board, 9:00 a.m.; 02/19/2004, Physician Assistant Licensing Board, 8:00 a.m.; 02/19/2004, Social Worker Licensing Board, 9:00 a.m.; 02/19/2004, Electricians Licensing Board, 9:00 a.m.; 02/20/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 02/20/2004, Uniform Building Code Commission, 9:00 a.m.; 02/24/2004, Pharmacy Licensing Board, 9:00 a.m.; 02/25/2004, Construction Services Commission, 8:30 a.m.; 02/27/2004, Board of Nursing, 8:00 a.m.

March

03/01/2004, Cosmetology/Barbering, Esthetics, Electrology, and Nail Technology Licensing Board, 9:00 a.m.; 03/02/2004, Unified Code Analysis Council, 9:00 a.m.; 03/03/2004, Alarm System Security and Licensing Board, 9:00 a.m.; 03/03/2004, Utah Board of Accountancy, 1:00 p.m.; 03/04/2004, Marriage/Family Therapist Licensing Board, 9:00 a.m.; 03/04/2004, Veterinary Board, 9:00 a.m.; 03/08/2004, UBCC Structural Advisory Committee, 12:00 noon; 03/09/2004, Professional Engineer/Professional Land Surveyor Licensing Board, 9:00 a.m.; 03/09/2004, UBCC Plumbing/Health Advisory Committee, 9:00 a.m.; 03/10/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 03/10/2004, Physicians Licensing Board, 9:00 a.m.; 03/10/2004, Professional Counselor Licensing Board, 9:00 a.m.; 03/10/2004, UBCC Architectural Advisory Committee, 2:00 p.m.; 03/11/2004, Social Worker Licensing Board, 9:00 a.m.; 03/11/2004, Controlled Substance Precursor Licensing Board, 2:00 p.m.; 03/12/2004, Plumbers Licensing Board, 8:30 a.m.; 03/15/2004, UBCC Mechanical Advisory Committee, 9:00 a.m.; 03/16/2004, Landscape Architects Licensing Board, 9:00 a.m.; 03/16/2004, Building Inspector Licensing Board, 10:00 a.m.; 03/16/2004, UBCC Education Advisory Committee, 1:00 p.m.; 03/18/2004, Genetic Counselors Licensing Board, 8:00 a.m.; 03/18/2004, Electricians Licensing Board, 9:00 a.m.; 03/19/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 03/19/2004, Uniform Building Code Commission, 9:00 a.m.; 03/23/2004, Pharmacy Licensing Board, 9:00 a.m.; 03/24/2004, Private Probation Provider Licensing Board, 9:00 a.m.; 03/26/2004, Board of Nursing, 8:00 a.m.; 03/30/2004, Security Education Advisory Committee, 9:00 a.m.; 03/31/2004, Construction Services Commission, 8:30 a.m.

SPECIAL NOTICES

April

04/05/2004, Psychologists Licensing Board, 8:00 a.m.; 04/06/2004, Unified Code Analysis Council, 9:00 a.m.; 04/07/2004, Security Services Licensing Board, 9:00 a.m.; 04/07/2004, Utah Board of Accountancy, 1:00 p.m.; 04/08/2004, Social Worker Licensing Board, 9:00 a.m.; 04/08/2004, Chiropractic Physicians Licensing Board, 9:00 a.m.; 04/09/2004, Plumbers Licensing Board, 8:30 a.m.; 04/13/2004, Osteopathic Physicians Licensing Board, 9:00 a.m.; 04/14/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 04/14/2004, Physicians Licensing Board, 9:00 a.m.; 04/14/2004, Professional Counselor Licensing Board, 9:00 a.m.; 04/14/2004, Hearing Instrument Specialist Licensing Board, 9:00 a.m.; 04/15/2004, Electricians Licensing Board, 9:00 a.m.; 04/16/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 04/16/2004, Radiology Technologist Licensing Board, 9:00 a.m.; 04/16/2004, Uniform Building Code Commission, 9:00 a.m.; 04/20/2004, UBCC Education Advisory Committee, 1:00 p.m.; 04/21/2004, Optometrist Licensing Board, 9:00 a.m.; 04/23/2004, Architects Licensing Board, 9:00 a.m.; 04/27/2004, Pharmacy Licensing Board, 9:00 a.m.; 04/27/2004, Health Facility Administrators Board, 9:00 a.m.; 04/28/2004, Construction Services Commission, 8:30 a.m.; 04/28/2004, Massage Education Advisory Committee, 9:00 a.m.; 04/30/2004, Board of Nursing, 8:00 a.m.

May

05/04/2004, Unified Code Analysis Council, 9:00 a.m.; 05/05/2004, Licensed Substance Abuse Counselor Board, 9:00 a.m.; 05/05/2004, Alarm System Security and Licensing Board, 9:00 a.m.; 05/05/2004, Utah Board of Accountancy, 1:00 p.m.; 05/06/2004, Funeral Service Licensing Board, 9:00 a.m.; 05/11/2004, Professional Engineer/Professional Land Surveyor Licensing Board, 9:00 a.m.; 05/11/2004, Massage Therapy Licensing Board, 9:00 a.m.; 05/12/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 05/12/2004, Acupuncture Licensing Board, 9:00 a.m.; 05/12/2004, Professional Counselor Licensing Board, 9:00 a.m.; 05/12/2004, Physicians Licensing Board, 9:00 a.m.; 05/13/2004, Social Worker Licensing Board, 9:00 a.m.; 05/13/2004, Naturopathic Physicians Licensing Board, 9:00 a.m.; 05/14/2004, Plumbers Licensing Board, 8:30 a.m.; 05/17/2004, Uniform Building Code Commission, 9:00 a.m.; 05/18/2004, UBCC Education Advisory Committee, 1:00 p.m.; 05/19/2004, Security Education Advisory Committee, 9:00 a.m.; 05/20/2004, Physician Assistant Licensing Board, 8:00 a.m.; 05/20/2004, Electricians Licensing Board, 9:00 a.m.; 05/21/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 05/25/2004, Pharmacy Licensing Board, 9:00 a.m.; 05/25/2004, Dietitians Board, 9:00 a.m.; 05/26/2004, Construction Services Commission, 8:30 a.m.; 05/28/2004, Board of Nursing, 8:00 a.m.

June

06/01/2004, Unified Code Analysis Council, 9:00 a.m.; 06/02/2004, Security Services Licensing Board, 9:00 a.m.; 06/02/2004, Utah Board of Accountancy, 1:00 p.m.; 06/03/2004, Marriage/Family Therapist Licensing Board, 9:00 a.m.; 06/03/2004, Veterinary Board, 9:00 a.m.; 06/04/2004, Architects Licensing Board, 9:00 a.m.; 06/07/2004, Cosmetology/Barbering, Esthetics, Electrology, and Nail Technology Licensing Board, 9:00 a.m.; 06/08/2004, UBCC Plumbing/Health Advisory Committee, 9:00 a.m.; 06/09/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 06/09/2004, Professional Counselor Licensing Board, 9:00 a.m.; 06/09/2004, Physicians Licensing Board, 9:00 a.m.; 06/09/2004, UBCC Architectural Advisory Committee, 2:00 p.m.; 06/10/2004, Social Worker Licensing Board, 9:00 a.m.; 06/11/2004, Plumbers Licensing Board, 8:30 a.m.; 06/14/2004, UBCC Structural Advisory Committee, 12:00 noon; 06/14/2004, UBCC Mechanical Advisory Committee, 9:00 a.m.; 06/15/2004, Professional Geologists Licensing Board, 9:00 a.m.; 06/15/2004, UBCC Education Advisory Committee, 1:00 p.m.; 06/15/2004, Building Inspector Licensing Board, 10:00 a.m.; 06/16/2004, Athlete Agents Licensing Board, 9:00 a.m.; 06/17/2004, Genetic Counselors Licensing Board, 8:00 a.m.; 06/17/2004, Electricians Licensing Board, 9:00 a.m.; 06/18/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 06/18/2004, Uniform Building Code Commission, 9:00 a.m.; 06/22/2004, Pharmacy Licensing Board, 9:00 a.m.; 06/25/2004, Board of Nursing, 8:00 a.m.; 06/30/2004, Construction Services Commission, 8:30 a.m.

July

07/06/2004, Unified Code Analysis Council, 9:00 a.m.; 07/07/2004, Alarm System Security and Licensing Board, 9:00 a.m.; 07/07/2004, Utah Board of Accountancy, 1:00 p.m.; 07/08/2004, Social Worker Licensing Board, 9:00 a.m.; 07/08/2004, Chiropractic Physicians Licensing Board, 9:00 a.m.; 07/12/2004, Psychologists Licensing Board, 8:00 a.m.; 07/13/2004, Podiatric Physician Board, 8:00 a.m.; 07/13/2004, Professional Engineer/Professional Land Surveyor Licensing Board, 9:00 a.m.; 07/13/2004, Osteopathic Physicians Licensing Board, 9:00 a.m.; 07/13/2004, UBCC Plumbing/Health Advisory Committee, 9:00 a.m.; 07/14/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 07/14/2004, Physicians Licensing Board, 9:00 a.m.; 07/14/2004, Professional Counselor Licensing Board, 9:00 a.m.; 07/14/2004, Hearing Instrument Specialist Licensing Board, 9:00 a.m.; 07/14/2004, UBCC Architectural Advisory Committee, 2:00 p.m.; 07/15/2004, Electricians Licensing Board, 9:00 a.m.; 07/15/2004, UBCC Electrical Advisory Committee, 9:00 a.m.; 07/16/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 07/16/2004, Plumbers Licensing Board, 8:30 a.m.; 07/16/2004, Uniform Building Code Commission, 9:00 a.m.; 07/20/2004, Occupational Therapy Licensing Board, 9:00 a.m.; 07/21/2004, Massage Education Advisory Committee, 9:00 a.m.; 07/27/2004, Pharmacy Licensing Board, 9:00 a.m.; 07/27/2004, Physical Therapy Licensing Board, 9:00 a.m.; 07/28/2004, Construction Services Commission, 8:30 a.m.; 07/30/2004, Board of Nursing, 8:00 a.m.

August

08/03/2004, Unified Code Analysis Council, 9:00 a.m.; 08/04/2004, Licensed Substance Abuse Counselor Board, 9:00 a.m.; 08/04/2004, Security Services Licensing Board, 9:00 a.m.; 08/04/2004, Utah Board of Accountancy, 1:00 p.m.; 08/05/2004, Funeral Service Licensing Board, 9:00 a.m.; 08/06/2004, Architects Licensing Board, 9:00 a.m.; 08/09/2004, UBCC Mechanical Advisory Committee, 9:00 a.m.; 08/09/2004, UBCC Structural Advisory Committee, 12:00 noon; 08/10/2004, Massage Therapy Licensing Board, 9:00 a.m.; 08/10/2004, UBCC Plumbing/Health Advisory Committee, 9:00 a.m.; 08/11/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 08/11/2004, Professional Counselor Licensing Board, 9:00 a.m.; 08/11/2004, Physicians Licensing Board, 9:00 a.m.; 08/11/2004, UBCC Architectural Advisory Committee, 2:00 p.m.; 08/12/2004, Social Worker Licensing Board, 9:00 a.m.; 08/13/2004, Plumbers Licensing Board, 8:30 a.m.; 08/17/2004, Environmental Health Scientist Board, 9:00 a.m.; 08/17/2004, UBCC Education Advisory Committee, 1:00 p.m.; 08/19/2004, Physician Assistant Licensing Board, 8:00 a.m.; 08/19/2004, Electricians Licensing Board, 9:00 a.m.; 08/20/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 08/20/2004, Uniform Building Code Commission, 9:00 a.m.; 08/24/2004, Recreational Therapy Board, 9:00 a.m.; 08/24/2004, Pharmacy Licensing Board, 9:00 a.m.; 08/25/2004, Construction Services Commission, 8:30 a.m.; 08/27/2004, Board of Nursing, 8:00 a.m.

September

09/01/2004, Alarm System Security and Licensing Board, 9:00 a.m.; 09/01/2004, Utah Board of Accountancy, 1:00 p.m.; 09/02/2004, Marriage/Family Therapist Licensing Board, 9:00 a.m.; 09/02/2004, Veterinary Board, 9:00 a.m.; 09/06/2004, Cosmetology/Barbering, Esthetics, Electrology, and Nail Technology Licensing Board, 9:00 a.m.; 09/07/2004, Unified Code Analysis Council, 9:00 a.m.; 09/08/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 09/08/2004, Professional Counselor Licensing Board, 9:00 a.m.; 09/08/2004, Physicians Licensing Board, 9:00 a.m.; 09/08/2004, UBCC Architectural Advisory Committee, 2:00 p.m.; 09/09/2004, Social Worker Licensing Board, 9:00 a.m.; 09/10/2004, Plumbers Licensing Board, 8:30 a.m.; 09/13/2004, UBCC Mechanical Advisory Committee, 9:00 a.m.; 09/13/2004, UBCC Structural Advisory Committee, 12:00 noon; 09/14/2004, Professional Engineer/Professional Land Surveyor Licensing Board, 9:00 a.m.; 09/14/2004, UBCC Plumbing/Health Advisory Committee, 9:00 a.m.; 09/15/2004, Deception Detection Examiners Licensing Board, 9:00 a.m.; 09/16/2004, Genetic Counselors Licensing Board, 8:00 a.m.; 09/16/2004, Alternative Dispute Resolution Providers Board, 9:00 a.m.; 09/16/2004, Electricians Licensing Board, 9:00 a.m.; 09/17/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 09/17/2004, Uniform Building Code Commission, 9:00 a.m.; 09/21/2004, Landscape Architects Licensing Board, 9:00 a.m.; 09/21/2004, Building Inspector Licensing Board, 10:00 a.m.; 09/21/2004, UBCC Education Advisory Committee, 1:00 p.m.; 09/22/2004, Security Education Advisory Committee, 9:00 a.m.; 09/23/2004, Speech-Language Pathology/Audiology Board, 9:00 a.m.; 09/24/2004, Board of Nursing, 8:00 a.m.; 09/28/2004, Pharmacy Licensing Board, 9:00 a.m.; 09/29/2004, Construction Services Commission, 8:30 a.m.

October

10/01/2004, Architects Licensing Board, 9:00 a.m.; 10/04/2004, Psychologists Licensing Board, 8:00 a.m.; 10/05/2004, Unified Code Analysis Council, 9:00 a.m.; 10/06/2004, Security Services Licensing Board, 9:00 a.m.; 10/06/2004, Utah Board of Accountancy, 1:00 p.m.; 10/08/2004, Radiology Technologist Licensing Board, 9:00 a.m.; 10/08/2004, Plumbers Licensing Board, 8:30 a.m.; 10/12/2004, Osteopathic Physicians Licensing Board, 9:00 a.m.; 10/12/2004, UBCC Plumbing/Health Advisory Committee, 9:00 a.m.; 10/13/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 10/13/2004, Physicians Licensing Board, 9:00 a.m.; 10/13/2004, Professional Counselor Licensing Board, 9:00 a.m.; 10/13/2004, Acupuncture Licensing Board, 9:00 a.m.; 10/13/2004, Hearing Instrument Specialist Licensing Board, 9:00 a.m.; 10/13/2004, UBCC Architectural Advisory Committee, 2:00 p.m.; 10/14/2004, Chiropractic Physicians Licensing Board, 9:00 a.m.; 10/14/2004, Social Worker Licensing Board, 9:00 a.m.; 10/15/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 10/15/2004, Uniform Building Code Commission, 9:00 a.m.; 10/19/2004, Professional Geologists Licensing Board, 9:00 a.m.; 10/19/2004, UBCC Education Advisory Committee, 1:00 p.m.; 10/20/2004, Certified Shorthand Reporters Licensing Board, 2:00 p.m.; 10/21/2004, Electricians Licensing Board, 9:00 a.m.; 10/26/2004, Pharmacy Licensing Board, 9:00 a.m.; 10/26/2004, Health Facility Administrators Board, 9:00 a.m.; 10/27/2004, Construction Services Commission, 8:30 a.m.; 10/27/2004, Optometrist Licensing Board, 9:00 a.m.; 10/27/2004, Massage Education Advisory Committee, 9:00 a.m.; 10/29/2004, Board of Nursing, 8:00 a.m.

November

11/02/2004, Unified Code Analysis Council, 9:00 a.m.; 11/03/2004, Licensed Substance Abuse Counselor Board, 9:00 a.m.; 11/03/2004, Respiratory Care Licensing Board, 9:00 a.m.; 11/03/2004, Alarm System Security and Licensing Board, 9:00 a.m.; 11/03/2004, Utah Board of Accountancy, 1:00 p.m.; 11/04/2004, Funeral Service Licensing Board, 9:00 a.m.; 11/09/2004, Massage Therapy Licensing Board, 9:00 a.m.; 11/09/2004, Professional Engineer/Professional Land Surveyor Licensing Board, 9:00 a.m.; 11/10/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 11/10/2004, Professional Counselor Licensing Board, 9:00 a.m.; 11/10/2004, Physicians Licensing Board, 9:00 a.m.; 11/11/2004, Naturopathic Physicians Licensing Board, 9:00 a.m.; 11/12/2004, Plumbers Licensing Board, 8:30 a.m.; 11/15/2004, Uniform Building Code Commission, 9:00 a.m.; 11/16/2004, UBCC Education Advisory Committee, 1:00 p.m.; 11/18/2004, Physician Assistant Licensing Board, 8:00 a.m.; 11/18/2004, Social Worker Licensing Board, 9:00 a.m.; 11/18/2004, Electricians Licensing Board, 9:00 a.m.; 11/19/2004, Board of Nursing, 8:00 a.m.; 11/19/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 11/23/2004, Pharmacy Licensing Board, 9:00 a.m.; 11/24/2004, Construction Services Commission, 8:30 a.m.

December

12/01/2004, Security Services Licensing Board, 9:00 a.m.; 12/01/2004, Utah Board of Accountancy, 1:00 p.m.; 12/02/2004, Marriage/Family Therapist Licensing Board, 9:00 a.m.; 12/03/2004, Architects Licensing Board, 9:00 a.m.; 12/06/2004, Cosmetology/Barbering, Esthetics, Electrology, and Nail Technology Licensing Board, 9:00 a.m.; 12/06/2004, UBCC Mechanical Advisory Committee, 9:00 a.m.; 12/06/2004, UBCC Structural Advisory Committee, 12:00 noon; 12/07/2004, Unified Code Analysis Council, 9:00 a.m.; 12/08/2004, Residence Lien Recovery Fund Board, 8:00 a.m.; 12/08/2004, Professional Counselor Licensing Board, 9:00 a.m.; 12/08/2004, Physicians Licensing Board, 9:00 a.m.; 12/08/2004, UBCC Architectural Advisory Committee, 2:00 p.m.; 12/09/2004, Social Worker Licensing Board, 9:00 a.m.; 12/10/2004, Plumbers Licensing Board, 8:30 a.m.; 12/14/2004, UBCC Plumbing/Health Advisory Committee, 9:00 a.m.; 12/16/2004, Genetic Counselors Licensing Board, 8:00 a.m.; 12/16/2004, Electricians Licensing Board, 9:00 a.m.; 12/17/2004, Board of Nursing, 8:00 a.m.; 12/17/2004, Dentist/Dental Hygienist Licensing Board, 8:00 a.m.; 12/17/2004, Uniform Building Code Commission, 9:00 a.m.; 12/21/2004, Building Inspector Licensing Board, 10:00 a.m.; 12/21/2004, UBCC Education Advisory Committee, 1:00 p.m.; 12/28/2004, Pharmacy Licensing Board, 9:00 a.m.; 12/29/2004, Construction Services Commission, 8:30 a.m.

GOVERNOR'S EXECUTIVE ORDER: CREATING AN OUTDOOR RECREATION ECONOMIC ECOSYSTEM TASK FORCE

EXECUTIVE ORDER

CREATING AN OUTDOOR RECREATION ECONOMIC ECOSYSTEM TASK FORCE

WHEREAS, Utah has numerous and varied natural attractions, features, and landscapes that set it apart as a premier destination for outdoor recreation opportunities and make Utah a world-renowned outdoor recreation capital;

WHEREAS, Utah is home to numerous quality manufacturers, retailers, and outfitters of outdoor recreation equipment and products that serve a worldwide market;

WHEREAS, Utahns and visitors to Utah have a high level of interest in outdoor recreation;

WHEREAS, the State of Utah is interested in ensuring that a full spectrum of recreation opportunities is available to the public;

WHEREAS, the outdoor recreation industry is an increasingly important component of Utah's economy;

WHEREAS, it is in Utah's interest to develop and support a strong outdoor recreation economy that benefits not only the outdoor recreation businesses in Utah, but also Utah's economy generally, as well as Utah's natural heritage;

WHEREAS, appropriate management and preservation of Utah's outstanding natural areas is essential to the continued vitality of the outdoor recreation experience;

WHEREAS, preserving appropriate access to premier outdoor recreation destinations is important to the viability of the outdoor recreation experience;

WHEREAS, wilderness is an important component of the outdoor recreation economy and, therefore, possesses economic value for the state;

NOW, THEREFORE, I, Michael O. Leavitt, Governor of the State of Utah, by virtue of the authority vested in me by the laws and the constitution of the state, hereby order the following:

1. There is created the Outdoor Recreation Economic Ecosystem Task Force.
2. The task force shall:
 - a. develop a marketing plan to promote and develop the outdoor recreation industry in Utah;
 - b. identify the state's premier outdoor recreation destinations and natural assets;

-
- c. target outdoor recreation manufacturing, retailing, tourism and other activities that make up the Outdoor Recreation Economic Ecosystem;
 - d. work collaboratively with Utah counties to meet the goal of assuring that benefits of the outdoor recreation economy flow in significant proportion to local economies;
 - e. work collaboratively with industry representatives, counties, the state, and federal land agencies to seek fair ways to ensure that local communities have sufficient resources for public services strained by outdoor recreation, such as search and rescue, ambulance service, road maintenance, and other public infrastructure;
 - f. recommend how outdoor recreation and heritage tourism experiences can be integrated to provide a more complete and diverse tourism and visitor experience; and
 - g. endeavor to build bridges between the outdoor recreation economy and the traditional western heritage economy of rural Utah, with an eye to harmonizing, balancing, and preserving both for future generations.
3. The task force shall be appointed by the governor and shall include one or more representatives from the following, for a total of 13 to 17 members:
 - a. four to six members from state agencies, including:
 - i. the Director of the Governor's Office of Planning and Budget or designee;
 - ii. the Executive Director of the Department of Natural Resources or designee;
 - iii. the Director of the Division of Business and Economic Development or designee;
 - iv. the Director of the Division of Travel and Tourism or designee;
 - b. four to six rural county commissioners or members of county councils; and
 - c. four to six Utah outdoor recreation manufacturers, retailers, and other industry professionals in Utah.
 4. Members of the task force shall serve without per diem and expenses.
 5. The terms of the state officials shall correspond to their terms of service in the relevant assignment. Members who are county officers shall serve terms of four years, but they may not serve beyond the expiration of their term in county office. Members who are industry representatives shall serve four-year terms.
 6. The terms of the initial county and industry members shall be staggered so that approximately half of each group serve terms that expire on July 1, 2005, and half serve terms that expire on July 1, 2007. All successive terms shall be for four years, except as provided in Paragraph 5.
 7. The Governor shall appoint the chair of the task force.
 8. Staff support shall be supplied by the Department of Community and Economic Development.
 9. A majority of the task force constitutes a quorum for voting purposes, and all actions shall be by majority vote of the quorum in attendance at a meeting.
 10. The task force may meet as often as necessary to perform its duties, and shall meet at least quarterly.
 11. The state agencies represented on the task force, as well as other state agencies that may be involved in specific task force issues shall work collaboratively and productively to achieve the goals of this order.
 12. The Governor's Office of Planning and Budget, in collaboration with other state agencies as necessary, shall identify the land management and ownership status currently in place for the premier outdoor recreation destinations and natural assets identified by the task force under Paragraph 2.b, for subsequent use by the Governor in seeking any modification that may be appropriate to preserve or enhance those destinations or assets.
 13. This order shall remain in effect until revoked or supplanted by executive order.

IN WITNESS WHEREOF, I have hereunto set my hand and cause to be affixed the Great Seal of the State of Utah. Done in Salt Lake City, Utah, this 1st day of November, 2003.

(State Seal)

MICHAEL O. LEAVITT
Governor

ATTEST:

OLENE WALKER
Lieutenant Governor

GOVERNOR'S EXECUTIVE ORDER: CREATING THE UTAH WIRELESS INTEGRATED NETWORK BOARD

EXECUTIVE ORDER

CREATING THE UTAH WIRELESS INTEGRATED NETWORK BOARD

WHEREAS, it is in the interest of the state to provide voice and data technology resources and services that facilitate interoperability among state and other agencies delivering public safety, homeland security, and other vital services to citizens;

WHEREAS, the agencies that serve the interests of public safety, homeland security, and other vital services are operating on multiple technologies provided by multiple agencies and vendors that are often not interoperable;

WHEREAS, it is in the interest of the state to leverage existing infrastructure with emerging technologies to create an interoperable voice and data network that supports the delivery of public safety, homeland security, and other vital services;

WHEREAS, the development of interoperable services and related technologies requires a high level of coordination and communication among entities providing such services;

NOW, THEREFORE, I, Olene S. Walker, Governor of the State of Utah, by virtue of the authority vested in me by the laws and Constitution of the State of Utah, hereby order the following:

1. There is created the Utah Wireless Integrated Network Board.
2. The board shall:
 - a. Promote wireless technology information and interoperability among local, state, federal, and other agencies.
 - b. Provide a mechanism for coordinating and resolving wireless communication issues among local, state, federal, and other agencies.
 - c. Coordinate statewide efforts for implementation of interoperable statewide voice and data networks.
 - d. Improve data and information sharing and coordination of multi-jurisdictional responses using the Utah Wireless Integrated Network.
 - e. Leverage existing state resources and develop a network that will provide seamless, coordinated, and integrated communication for local, state, federal, and other agencies.
 - f. Identify opportunities to consolidate infrastructures and technologies.

- g. Evaluate current technologies and determine if they are meeting the needs of agency personnel in their respective service areas.
- h. Develop and recommend short and long-term proposals for future communication needs.
- i. Complete plans for new services outlined and governed by the Federal Communications Commission.
- j. Establish the first phase of statewide wireless interoperability by July 2004.
3. Members of the board shall be appointed by the governor from agencies with public safety, technology, or telecommunications expertise, and shall include one or more representatives from local, state, federal, and other agencies.
4. Members of the board shall serve without per diem or expenses.
5. Terms of state officials serving on the board shall correspond to their terms of service in the relevant assignment. All other members shall serve for three-year terms, provided that the initial term of approximately one-third of members of the board shall be one year and the initial term of another third shall be two years. Members may serve for more than one term.
6. The board's executive committee consisting of five members, one each from the Public Safety, Department of Administrative Services, Department of Health, the Utah Communication Agency Network, and a member representing local government.
- a. The executive committee shall plan agendas and call meetings of the board.
 - b. The executive committee may meet as often as necessary, at the call of the chair.
7. The governor shall appoint the chair of the board. The chair of the board shall also serve as the chair of the executive committee.
8. The Department of Administrative Services shall provide staff support.
9. A majority of the board constitutes a quorum for voting purposes, and all actions shall be by majority vote of the quorum in attendance.
10. The board may meet as often as necessary to perform its duties, and shall meet at least quarterly.
11. The state agencies represented on the board, as well as other state agencies that may be involved, shall work collaboratively with local, federal, and other agencies to achieve the goals of this order.
12. The board may establish subcommittees and working groups to address wireless technology coordination and communication issues between agencies providing vital services to citizens.
13. The board shall prepare a brief annual report for the governor.
14. The board does not have the authority to require expenditure of public funds.
15. This order shall remain in effect until revoked or supplanted by executive order.

IN WITNESS, WHEREFORE, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah this 7th day of November, 2003.

(State Seal)

OLENE S. WALKER
Governor

GAYLE F. MCKEACHNIE
Lieutenant Governor

ATTEST:

2003/009

NOTICES OF PROPOSED RULES

A state agency may file a PROPOSED RULE when it determines the need for a new rule, a substantive change to an existing rule, or a repeal of an existing rule. Filings received between October 16, 2003, 12:00 a.m., and October 31, 2003, 11:59 p.m. are included in this, the November 15, 2003, issue of the *Utah State Bulletin*.

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.

Following the RULE ANALYSIS, the text of the PROPOSED RULE is usually printed. New rules or additions made to existing rules are underlined (e.g., example). Deletions made to existing rules are struck out with brackets surrounding them (e.g., [~~example~~]). Rules being repealed are completely struck out. A row of dots in the text (.) indicates that unaffected text was removed to conserve space. If a PROPOSED RULE is too long to print, the Division of Administrative Rules will include only the RULE ANALYSIS. A copy of each rule that is too long to print is available from the filing agency or from the Division of Administrative Rules.

The law requires that an agency accept public comment on PROPOSED RULES published in this issue of the *Utah State Bulletin* until at least December 15, 2003. The agency may accept comment beyond this date and will list 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 to hold a hearing on a specific PROPOSED RULE. Section 63-46a-5 (1987) requires that a hearing request be received "in writing not more than 15 days after the publication date of the PROPOSED RULE."

From the end of the public comment period through March 14, 2004, the agency may notify the Division 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 31 days nor more than 120 days after the publication date of this issue of the *Utah State Bulletin*. Alternatively, the agency may file a CHANGE IN PROPOSED RULE in response to comments received. If the Division of Administrative Rules does not receive a NOTICE OF EFFECTIVE DATE or a CHANGE IN PROPOSED RULE, the PROPOSED RULE filing lapses and the agency must start the process over.

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 *Utah Code* Section 63-46a-4 (2001); and *Utah Administrative Code* Rule R15-2, and Sections R15-4-3, R15-4-4, R15-4-5, R15-4-9, and R15-4-10.

The Proposed Rules Begin on the Following Page.

**Administrative Services, Fleet
Operations
R27-4-3
Vehicle Replacement and Expansion of
State Fleet**

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 26752

FILED: 10/24/2003, 09:56

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This amendment deletes the provisions of Subsection R27-4-3(2)(j). The language currently in place would permit the prospective adoption of rules which is not permitted by Section 63-46a-4.

SUMMARY OF THE RULE OR CHANGE: This proposed amendment deletes the language "any other condition required by DFO" contained in Subsection R27-4-3(2)(j).

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsections 63A-9-401(1) and 63A-9-401(6)

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** There are no anticipated costs or savings to the state budget as a result of the change. The amendment would prevent the Division of Fleet Operations (DFO) from changing the conditions under which the delegation of the authority to procure and dispose of motor vehicles would be granted. Since the applicable minimum substantive conditions that must be met cannot be changed without going through the rulemaking process, it is anticipated that the removal of Subsection R27-4-3(2)(j) will have no impact on the state budget.

❖ **LOCAL GOVERNMENTS:** There are no anticipated costs or savings to local governments. The rule and amendment apply only to state agencies.

❖ **OTHER PERSONS:** There are no anticipated costs or savings to others. The rule and amendment apply only to state agencies.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no anticipated compliance costs for affected persons. The rule and amendment apply only to state agencies.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There are no anticipated fiscal impacts on businesses as a result of the amendment.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

ADMINISTRATIVE SERVICES
FLEET OPERATIONS
Room 4120 STATE OFFICE BLDG
450 N MAIN ST
SALT LAKE CITY UT 84114-1201, or

at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Sal Petilos at the above address, by phone at 801-538-3091, by FAX at 801-538-3844, or by Internet E-mail at spetilos@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Steve Saltzgiver, Director

R27. Administrative Services, Fleet Operations.

R27-4. Vehicle Replacement and Expansion of State Fleet.

R27-4-3. Delegation of Division Duties.

(1) Pursuant to the provisions of UCA 63A-9-401(6), the Director of DFO, with the approval of the Executive director of the Department of Administrative Services, may delegate motor vehicle procurement and disposal functions to institutions of higher education by contract or other means authorized by law, provided that:

(a) The funding for the procurement of vehicles that are subject to the agreement comes from funding sources other than state appropriations, or the vehicle is procured through the federal surplus property donation program;

(b) Vehicles procured with funding from sources other than state appropriations, or through the federal surplus property donation program shall be designated "do not replace;" and

(c) In the event that the institution of higher education is unable to designate said vehicles as "do not replace," the institution shall warrant that it shall not use state appropriations to procure their respective replacements without legislative approval.

(2) Agreements made pursuant to Section 63A-9-401(6) shall, at a minimum, contain:

(a) a precise definition of each duty or function that is being allowed to be performed; and

(b) a clear description of the standards to be met in performing each duty or function allowed; and

(c) a provision for periodic administrative audits by either the DFO or the Department of Administrative Services; and

(d) a representation by the institution of higher education that the procurement or disposal of the vehicles that are the subject matter of the agreement shall be coordinated with DFO. The institution of higher education shall, at the request of DFO, provide DFO with a list of all conventional fuel and alternative fuel vehicles it anticipates to procure or dispose of in the coming year. Alternative fuel vehicles shall be purchased by the agency or institution of higher education, when necessary, to insure state compliance with federal AFV mandates; and

(e) a representation by the institution of higher education that the purchase price is less than or equal to the state contract price for the make and model being purchased; and in the event that the state contract price is not applicable, that the provisions of Section 63-56-1 shall be complied with; and

(f) a representation that the agreement is subject to the provisions of UCA 63-38-3.5, Internal Service Funds - Governance and review; and

(g) a representation by the institution of higher education that it shall enter into DFO's fleet information system all information that would be otherwise required for vehicles owned, leased, operated or in the possession of the institution of higher education; and

(h) a representation by the institution of higher education that it shall follow state surplus rules, policies and procedures on related parties, conflict of interest, vehicle pricing, retention, sales, and negotiations; and

(i) a date on which the agreement shall terminate if the agreement has not been previously terminated or renewed, ~~and~~

~~(j) any other condition required by DFO.]~~

(3) An agreement made pursuant to Section 63A-9-401(7) may be terminated by DFO if the results of administrative audits conducted by either DFO or the Department of Administrative Services reveal a lack of compliance with the terms of the agreement.

**KEY: fleet expansion, vehicle replacement
2003**

63A-9-401(1)(a)

63A-9-401(c)(v)

63A-9-401(c)(ix)

63A-9-401(c)(xi)

63A-9-401(c)(xii)

▼ ————— ▼
**Agriculture and Food, Regulatory
Services
R70-410-1
Authority**

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 26715

FILED: 10/21/2003, 16:24

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This proposed amendment adopts the January 1, 2003, version of 7 CFR Part 56, 9 CFR 590, and 7 CFR 59 for the grading and inspection of shell eggs.

SUMMARY OF THE RULE OR CHANGE: This proposed amendment adopts and incorporates by reference the applicable provisions of the regulations issued by the United States Department of Agriculture for grading and inspection of shell eggs. No substantive changes have been made to federal grading standards for at least 15 years. It was recommended we update the citation of CFR references to the current issue.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 4-4-2

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: 7 CFR Part 56, January 1, 2003, edition; 21 CFR, 1 through 200, April 1, 2001, edition; 9 CFR 590 January 1, 2003, edition; and 7 CFR 59, January 1, 2003, edition

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: The changes being made will generate no additional costs. This program is a voluntary program funded completely by egg and poultry plants involved in the program.

❖ LOCAL GOVERNMENTS: This rule does not affect local governments. Therefore, there will be no cost or savings impact to local government.

❖ OTHER PERSONS: Standards set by adoption of federal egg and poultry uniform standards established by these rules enhance marketability of producers' products. The grade mark concurrent with the service is often required for sale to other countries, acceptance by military contracts and other large vendors. The rates established are based upon the criteria established by the "hill", the rates we charge for the service are in line with these guidelines. The Administrative Charge is set by federal rulemaking. Currently it is set at .046/30 dozen eggs and .00036 per pound of turkey or poultry. The maximum administrative charge is \$2,675, the minimum is \$250.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Standards set by adoption of federal egg and poultry uniform standards established by these rules enhance marketability of producers' products. The grade mark concurrent with the service is often required for sale to other countries, acceptance by military contracts and other large vendors. The rates established are based upon the criteria established by the "hill", the rates we charge for the service are in line with these guidelines. The Administrative Charge is set by federal rulemaking. Currently it is set at .046/30 dozen eggs and .00036 per pound of turkey or poultry. The maximum administrative charge is \$2,675, the minimum is \$250.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The changes being made to this rule will generate no additional costs. The department is adopting the applicable provisions in the CFR editions listed in this rule.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

AGRICULTURE AND FOOD
REGULATORY SERVICES
350 N REDWOOD RD
SALT LAKE CITY UT 84116-3087, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Doug Pearson or Marolyn Leetham at the above address, by phone at 801-538-7144 or 801-538-7114, by FAX at 801-538-7169 or 801-538-7126, or by Internet E-mail at dpearson@utah.gov or mleetham@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Cary G. Peterson, Commissioner

R70. Agriculture and Food, Regulatory Services.

R70-410. Grading and Inspection of Shell Eggs with Standard Grade and Weight Classes.

R70-410-1. Authority.

A. Promulgated under authority of Section 4-4-2.

B. Adopt by reference: The Utah Department of Agriculture and Food hereby adopts and incorporates by reference the applicable provisions of the regulations issued by the United States Department of Agriculture for grading and inspection of shell eggs and the Standards, 7 CFR Part 56, [~~October 1, 1998~~]January 1, 2003 edition, [~~including AMS 56, April 6 1995;~~] 21 CFR, 1 through 200, April 1, 2001; 9 CFR 590, January 1, [~~2000~~]2003; and 7 CFR 59, January 1, [~~1997~~]2003 edition.

R70-410-2. Handling and Disposition of Restricted Eggs.

Restricted eggs shall be disposed of by one of the following methods at point and time of segregation:

A. Checks and dirties must be shipped to an official egg breaking plant for further processing to egg products. Dirties may be shipped to a shell egg plant for cleaning. Checks and dirties may not be sold to restaurants, bakeries and food manufacturers, not to consumers, unless such sales are specifically exempted by Section 15 of the Federal Egg Products Inspection Act and not prohibited by State Law.

B. Leakers, loss and inedible eggs must be destroyed for human food purposes at the grading station or point of segregation by one of the methods listed below:

1. Discarded and intermingled with refuse such as shells, papers, trash, etc.

2. Processed into an industrial product or animal food at the grading station.

3. Denatured or decharacterized with an approved denaturant. (Such product shipped under government supervision and received under government supervision at a plant making industrial products or animal food need not be denatured or decharacterized prior to shipment.)

4. Leakers, loss and inedible eggs may be shipped in shell form provided they are properly labeled and denatured by adding FD and C color to the shell or by applying a substance that will penetrate the shell and decharacterize the egg meat.

C. Incubator rejects (eggs which have been subjected to incubation) may not be moved in shell form and must be crushed and denatured or decharacterized at point and time of removal from incubation.

D. Blood type loss which has not diffused into the albumen may be moved to an official egg products plant in shell form without adding FD and C color to the shell provided they are properly labeled and moved directly to the egg products plant.

E. Containers used for eggs not intended for human consumption must be labeled with the word "inedible" on the outside of the container.

F. Other methods of disposition may be used only when approved by the Commissioner.

R70-410-3. Packaging.

A. It is unlawful for anyone to pack eggs into a master container which does not bear all required labeling, including responsible party, or to transport or sell eggs in such container.

B. Any person who, without prior authorization, acquires possession of a master container which bears a brand belonging to someone else shall, at his own expense, return such container to the registered owner within 30 days.

KEY: food inspections

~~November 1, 2001~~2003

Notice of Continuation September 12, 2001

4-4-2

Commerce, Occupational and
Professional Licensing

R156-17a-612

Operating Standards - Pharmaceutical
Wholesaler/Distributor and
Pharmaceutical Manufacturer located in
Utah

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 26754

FILED: 10/27/2003, 10:40

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Division needs to update the edition of the United States Pharmacopeia/National Formulary (USP/NF) books which are incorporated by reference

SUMMARY OF THE RULE OR CHANGE: In Subsection R156-17a-612(7)(a), the USP/NF book is updated to the 2002 edition, which is official from January 1, 2003, through Supplement 2, dated August 1, 2003

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 58-17a-101 and 58-37-1, and Subsections 58-1-106(1)(a) and 58-1-202(1)(a)

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: Deletes 1995 edition of the USP/NF through Supplement 4, dated August 1, 2001; adds United States Pharmacopeia, 26th ed. and National Formulary, 21st ed.; Rockville, MD United States Pharmacopeial Convention, Inc., January 1, 2003; United States Pharmacopeia and National Formulary, 1st Supp; Rockville, MD United States Pharmacopeial Convention, Inc., April 1, 2003; United States Pharmacopeia and National Formulary, 2nd Supp.; and Rockville, MD United States Pharmacopeial Convention, Inc., August 1, 2003

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: The Division will incur minimal costs, less than \$100, to reprint this rule once the proposed amendment is made effective. Any costs incurred will be absorbed in the Division's current budget.

❖ LOCAL GOVERNMENTS: The proposed rule does not apply to local governments. Therefore, there is no cost or savings impact to local government.

❖ OTHER PERSONS: Pharmaceutical wholesalers/distributors and pharmaceutical manufacturers located in Utah should already have the current edition of the USP/NF book and supplements. However, if they do not have the current edition, a subscription for the book and supplements costs approximately \$650 every year since the book and supplements are updated on a yearly basis. The Division is unable to determine how many of the wholesalers/distributors or manufacturers do not have the current edition of the book and supplements.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Pharmaceutical wholesalers/distributors and pharmaceutical manufacturers located in Utah should already have the current edition of the USP/NF book and supplements. However, if they do not have the current edition, a subscription for the book and supplements costs approximately \$650 every year since the book and supplements are updated on a yearly basis. The Division is unable to determine how many of the wholesalers/distributors or manufacturers do not have the current edition of the book and supplements.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No fiscal impact to business is anticipated from this rule filing, which merely amends a reference in the rule to the current edition of the United States Pharmacopeia/National Formulary. Klarice Bachman, Executive Director

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

COMMERCE
OCCUPATIONAL AND PROFESSIONAL LICENSING
HEBER M WELLS BLDG
160 E 300 S
SALT LAKE CITY UT 84111-2316, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Diana Baker at the above address, by phone at 801-530-6179, by FAX at 801-530-6511, or by Internet E-mail at dbaker@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: J. Craig Jackson, Director

R156. Commerce, Occupational and Professional Licensing.

R156-17a. Pharmacy Practice Act Rules.

R156-17a-612. Operating Standards - Pharmaceutical Wholesaler/Distributor and Pharmaceutical Manufacturer located in Utah.

In accordance with Subsection 58-17a-601(1), the operating standards for pharmaceutical wholesaler/distributor and pharmaceutical manufacturer licensee includes the following:

(1) A separate license shall be obtained for each separate location engaged in the distribution or manufacturing of prescription drugs.

(2) A separate license shall be obtained for wholesale distribution activity and manufacturing activity.

(3) The licensee need not be under the supervision of a licensed pharmacist, but shall be under the supervision of a responsible officer or management employee.

(4) There has not been established minimum requirements for persons employed by persons engaged in the distribution or manufacture of prescription drugs; however, this does not relieve the person who engages in the distribution of prescription drugs within the state or in interstate commerce into or from the state, or those engaged in the manufacture of prescription drugs in the state or in interstate commerce into or from the state from ensuring that persons employed by them have appropriate education, experience, or both to engage in the duties to which they are assigned and do so in a manner which does not jeopardize the public health, safety or welfare.

(5) All facilities associated with the distribution or manufacture of prescription drugs shall:

(a) be of suitable size and construction to facilitate cleaning, maintenance and proper operations;

(b) have storage areas designed to provide adequate lighting, ventilation, sanitation, space, equipment and security conditions;

(c) have the ability to control temperature and humidity within tolerances required by all prescription drugs and prescription drug precursors handled or used in the distribution or manufacturing activities of the applicant or licensee;

(d) provide for a quarantine area for storage of prescription drugs and prescription drug precursors that are outdated, damaged, deteriorated, misbranded, adulterated, opened or unsealed containers that have once been appropriately sealed or closed, or in any other way unsuitable for use or entry into distribution or manufacture;

(e) be maintained in a clean and orderly condition, and

(f) be free from infestation by insects, rodents, birds, or vermin of any kind.

(6) In regard to security, all facilities used for wholesale drug distribution or manufacturing of prescription drugs shall:

(a) be secure from unauthorized entry;

(b) limit access from the outside to a minimum in conformance with local building and life/safety codes, and control access of persons to ensure unauthorized entry is not made;

(c) limit entry into areas where prescription drugs or prescription drug precursors are held to authorized persons who have a need to be in those areas;

(d) be well lighted on the outside perimeter;

(e) be equipped with an alarm system to permit detection of entry and notification to appropriate authorities at all times when the facility is not occupied for the purpose of engaging in distribution or manufacture of prescription drugs; and

(f) be equipped with security measures, systems and procedures necessary to provide reasonable security against theft and diversion of prescription drugs or alteration or tampering with computers and records pertaining to prescription drugs or prescription drug precursors.

(7) In regard to storage, all facilities shall provide for storage of prescription drugs and prescription drug precursors in accordance with the following:

(a) all prescription drugs and prescription drug precursors shall be stored at appropriate temperature, humidity and other conditions in accordance with labeling of such prescription drugs or prescription drug precursors or with requirements in the United States Pharmacopeia/National Formulary (USP/NF), [~~1995~~2002 edition, which is official from January 1, 2003 through Supplement [4]2, dated August 1, [~~2001~~2003], which is hereby incorporated by reference;

(b) if no storage requirements are established for a specific prescription drug or prescription drug precursor, the products shall be held in a condition of controlled temperature and humidity as defined in the USP/NF to ensure that its identity, strength, quality, and purity are not adversely affected; and

(c) there shall be established a system of manual, electromechanical or electronic recording of temperature and humidity in the areas in which prescription drugs or prescription drug precursors are held to permit review of the record and ensure that the products have not been subjected to conditions which are outside of established limits.

(8) In regard to examination of materials, each facility shall provide that:

(a) upon receipt, each outside shipping container containing prescription drugs or prescription drug precursors shall be visually examined for identity and to prevent the acceptance of prescription drugs or prescription drug precursors that are contaminated, reveal damage to the containers or are otherwise unfit for distribution; and

(b) each outgoing shipment shall be carefully inspected for identity of the prescription drug products and to ensure that there is no delivery of prescription drugs that have been damaged in storage or held under improper conditions.

(9) In regard to returned, damaged, and outdated prescription drugs, each facility shall provide that:

(a) prescription drugs or prescription drug precursors that are outdated, damaged, deteriorated, misbranded, adulterated, or in any other way unfit for distribution or use in manufacturing shall be quarantined and physically separated from other prescription drugs or prescription drug precursors until they are appropriately destroyed or returned to their supplier;

(b) any prescription drug or prescription drug precursor whose immediate sealed or outer secondary sealed container has been opened or in any other way breached shall be identified as such and shall be quarantined and physically separated from other prescription drugs and prescription drug precursors until they are appropriately destroyed or returned to their supplier; and

(c) if the condition or circumstances surrounding the return of any prescription drug or prescription drug precursor cast any doubt on the product's safety, identity, strength, quality, or purity, then the drug shall be appropriately destroyed or returned to the supplier, unless examination, testing, or other investigation proves that the

product meets appropriate and applicable standards related to the product's safety, identity, strength, quality, and purity.

(10) In regard to record keeping, pharmaceutical wholesaler/distributors and pharmaceutical manufacturers shall establish and maintain records of all transactions regarding the receipt and distribution or other disposition of prescription drugs and prescription drug precursors and shall make inventories of prescription drugs and prescription drug precursors and required records available for inspection by authorized representatives of the federal, state and local law enforcement agencies in accordance with the following:

(a) there shall be a record of the source of the prescription drugs or prescription drug precursors to include the name and principal address of the seller or transferor, and the address of the location from which the drugs were shipped;

(b) there shall be a record of the identity and quantity of the prescription drug or prescription drug precursor received, manufactured, distributed or shipped, or otherwise disposed of by specific product and strength;

(c) there shall be a record of the dates of receipt and distribution or other disposal of any product;

(d) there shall be a record of the identity of persons to whom distribution is made to include name and principal address of the receiver, and the address of the location to which the products were shipped;

(e) inventories of prescription drugs and prescription drug precursors shall be made available during regular business hours to authorized representatives of federal, state and local law enforcement authorities;

(f) required records shall be made available for inspection during regular business hours to authorized representatives of federal, state and local law enforcement authorities, and such records shall be maintained for a period of two years following disposition of the products; and

(g) records that are maintained on site or immediately retrievable from computer or other electronic means shall be made readily available for authorized inspection during the retention period; or if records are stored at another location, they shall be made available within two working days after request by an authorized law enforcement authority during the two year period of retention.

(11) In regard to written policies and procedures, pharmaceutical wholesaler/distributors and pharmaceutical manufacturers shall establish, maintain, and adhere to written policies and procedures which shall be followed for the receipt, security, storage, inventory, manufacture, distribution or other disposal of prescription drugs or prescription drug precursors, including policies and procedures for identifying, recording, and reporting losses or thefts, and for correcting all errors and inaccuracies in inventories. In addition, the policies shall include the following:

(a) a procedure whereby the oldest approved stock of a prescription drug or precursor product is distributed or used first, with a provision for deviation from the requirement if such deviation is temporary and appropriate;

(b) a procedure to be followed for handling recalls and withdrawals of prescription drugs adequate to deal with recalls and withdrawals due to:

(i) any action initiated at the request of the Food and Drug Administration of other federal, state or local law enforcement or other authorized administrative or regulatory agency;

(ii) any voluntary action by the pharmaceutical wholesaler/distributor or pharmaceutical manufacturer to remove defective or potentially defective drugs from the market; or

(iii) any action undertaken to promote public health, safety or welfare by replacing of existing product with an improved product or new package design;

(c) a procedure to ensure that a pharmaceutical wholesaler/distributor or pharmaceutical manufacturer prepare for, protect against, and handle any crisis that affects security or operation of any facility in the event of strike, fire, flood, or other natural disaster, or other situations of local, state or national emergency;

(d) a procedure to ensure that any outdated prescription drugs or prescription drug precursors shall be segregated from other drugs or precursors and either returned to the manufacturer, other appropriate party or appropriately destroyed;

(e) a procedure providing for documentation of the disposition of outdated, adulterated or otherwise unsafe prescription drugs or prescription drug precursors and the maintenance of that documentation available for inspection by authorized federal, state, or local authorities for a period of two years after disposition of the product.

(12) In regard to responsible persons, pharmaceutical wholesaler/distributors and pharmaceutical manufacturers shall establish, maintain and make available for inspection by authorized federal, state and local law enforcement authorities, lists of all officers, directors, managers, and other persons in charge of wholesale drug distribution, manufacture, storage, and handling, which lists shall include a description of their duties and a summary of their background and qualifications.

(13) In regard to compliance with law, pharmaceutical wholesalers/distributors and pharmaceutical manufacturers shall:

(a) operate in compliance with applicable federal, state and local laws and regulations;

(b) permit the state licensing authority and authorized federal, state, and local law enforcement officials, upon presentation of proper credentials, to enter and inspect their premises and delivery vehicles, and to audit their records and written operating policies and procedures, at reasonable times and in a reasonable manner, to the extent authorized by law; and

(c) obtain a controlled substance license from the division and register with the Drug Enforcement Administration (DEA) if they engage in distribution or manufacture of controlled substances, and shall comply with all federal, state and local regulations applicable to the distribution or manufacture of controlled substances.

(14) In regard to salvaging and processing, pharmaceutical wholesalers/distributors and pharmaceutical manufacturers shall be subject to and shall abide by applicable federal, state and local laws that relate to the salvaging or reprocessing of prescription drug products.

(15) A person who is engaged in the wholesale distribution or manufacturing of prescription drugs but does not have a facility located within Utah in which prescription drugs are located, stored, distributed or manufactured is exempt from Utah licensure as a pharmaceutical wholesaler/distributor or a pharmaceutical manufacturer, if said person is currently licensed and in good standing in each state of the United States in which that person has a facility engaged in distribution or manufacturing of prescription drugs entered into interstate commerce.

KEY: pharmacists, licensing, pharmacies

~~November 15, 2004~~ **2003**

Notice of Continuation April 26, 2001

58-17a-101

58-37-1

58-1-106(1)(a)

58-1-202(1)(a)



Commerce, Occupational and Professional Licensing

R156-22

Professional Engineers and Professional Land Surveyors Licensing Act Rules

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 26714

FILED: 10/21/2003, 12:45

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Division and the Professional Engineers and Professional Land Surveyors Licensing Board need to make the following changes to the rule: 1) allow foreign educated applicants to take additional course work that will qualify them for licensure; 2) eliminate the one year of experience allowed while enrolled in an engineering program; 3) protect exam security by limiting the number of times a person can take an examination; 4) add the California Structural Exam as a time limited approved examination; 5) change a date to correspond to continuing education requirements; 6) add policy citation fine amounts; and 7) incorporate editorial changes to correspond to changes in Subsection 58-22-302(3) as a result of S.B. 92 which was passed during the 2003 legislative session. (DAR NOTE: S.B. 92 is found at UT L 2003 Ch 50, and was effective May 5, 2003.)

SUMMARY OF THE RULE OR CHANGE: In Section R156-22-201, adds math, science, and engineering course work deficiencies identified by a foreign education evaluator to courses that can be completed to meet the education requirement; and adds that engineering course work deficiencies must be completed at an EAC/ABET (Engineering Accreditation Commission/Accreditation Board for Engineering and Technology) approved program. In Section R156-22-202, adds a date of completion before January 1, 2005, for the one year qualifying experience that may be obtained while enrolled in an engineering program meeting the criteria set forth in Section R156-22-201. This amendment limits experience requirements to only post-degree experience after January 1, 2005, making it consistent with the national model law for professional engineers. In Section R156-22-204, adds a security measure to minimize opportunities for exam

questions to be stolen by repeat exam takers by requiring a 12-month waiting period if a candidate fails a NCEES examination three times. In Section R156-22-205, adds the California Structural Examination as an approved examination until July 1, 2004; and adds a security measure to minimize opportunities for exam questions to be stolen by repeat exam takers by requiring a 12-month waiting period if a candidate fails a NCEES (National Council of Examiners for Engineering and Surveying) examination three times. In Section R156-22-302, statute citations are corrected; and in Subsection R156-22-302(1)(a)(ii), added the wording "prior to January 1, 2007" with respect to land surveyor applicants who did not complete the education requirements in Subsection 58-22-302(3)(d)(i) and shall document eight years of qualifying experience in land surveying. In Section R156-22-303, adds a security measure to minimize opportunities for exam questions to be stolen by repeat exam takers by requiring a 12-month waiting period if a candidate fails a NCEES examination three times. In Section R156-22-501, clarifies when the two-year requirement for continuing professional education ends. In Section R156-22-503, adds citation fines for professional engineers, professional structural engineers, and professional land surveyors as referenced in statute.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 58-22-101, and Subsections 58-1-106(1)(a) and 58-1-202(1)(a)

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: The Division will incur minimal costs, less than \$100, to reprint this rule once the proposed amendments are made effective. Any costs incurred will be absorbed in the Division's current budget.

❖ LOCAL GOVERNMENTS: Proposed amendments do not apply to local governments. Therefore, local governments will experience no cost or savings impact.

❖ OTHER PERSONS: As a result of accepting the California Structural Examination until July 1, 2004, an estimated 25 professional engineers residing in Utah will save a total of \$15,250 by not being required to take the NCEES Structural I and II examinations. Foreign educated applicants for licensure will be able to complete education equivalency requirements without being required to seek an additional degree, thus resulting in potential savings to them. The requirement to have one additional year of post-education experience for new applicants beginning January 1, 2005, may result in an additional cost to those applicants. The Division is unable to determine an aggregate amount of savings and costs for foreign educated applicants and new applicants for licensure due to the unknown number of persons who will be affected in any given year. However, the processing of professional engineer applications for licensure will be expedited by eliminating the school experience option and Utah's requirements will model the national standard and promote reciprocity without an adverse effect on public safety.

By adding the citation fine schedule, all persons will be fully apprized of the monetary consequences of unlawful conduct under Title 58, Chapter 22.

COMPLIANCE COSTS FOR AFFECTED PERSONS: As a result of accepting the California Structural Examination until July 1,

2004, an estimated 25 professional engineers residing in Utah will save a total of \$15,250 by not being required to take the NCEES Structural I and II examinations. Foreign educated applicants for licensure will be able to complete education equivalency requirements without being required to seek an additional degree, thus resulting in potential savings to them. The requirement to have one additional year of post-education experience for new applicants beginning January 1, 2005, may result in an additional cost to those applicants. The Division is unable to determine an aggregate amount of savings and costs for foreign educated applicants and new applicants for licensure due to the unknown number of persons who will be affected in any given year. However, the processing of professional engineer applications for licensure will be expedited by eliminating the school experience option and Utah's requirements will model the national standard and promote reciprocity without an adverse effect on public safety. By adding the citation fine schedule, all persons will be fully apprized of the monetary consequences of unlawful conduct under Title 58, Chapter 22.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule filing makes the following amendments to the licensing requirements: the education requirement for foreign educated applicant has been clarified; only post-education training now meets the experience requirement in accordance with the national standard; the number of times NCEES examinations may be taken is now limited; and the California Structural Examination is now approved for professional structural engineer applicants for a limited time. An additional rule change codifies the fine schedule currently used by the Division for violations of the Professional Engineers and Professional Land Surveyors Licensing Act. Applicants with foreign education will benefit by this rule filing, as well as applicants who have taken the California Structural Examination. The requirement to have an additional year of post-education experience for new applicants will result in an additional cost to those applicants. The exact savings or cost to the industry is difficult to determine, however, and is dependent on the number of applicants in a given year. No other fiscal impact to businesses is anticipated, Klarice Bachman, Executive Director

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

COMMERCE
OCCUPATIONAL AND PROFESSIONAL LICENSING
HEBER M WELLS BLDG
160 E 300 S
SALT LAKE CITY UT 84111-2316, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Douglas Vilnius at the above address, by phone at 801-530-6621, by FAX at 801-530-6511, or by Internet E-mail at dvilnius@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 11/18/2003 at 9:00 AM, 160 East 300 South, Conference Room 4A, Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: J. Craig Jackson, Director

R156. Commerce, Occupational and Professional Licensing.
R156-22. Professional Engineers and Professional Land Surveyors Licensing Act Rules.
R156-22-201. Engineering Program Criteria.

In accordance with Subsections 58-22-302(1)(d) and 58-22-302(2)(d), the engineering program criteria is established as one of the following:

(1) The bachelors or post graduate engineering program shall be accredited by EAC/ABET or the Canadian Engineering Accrediting Board (CEAB).

(2) The post graduate engineering degree, when not accredited by EAC/ABET or CEAB, shall be earned from an institution which offers a bachelors or masters degree in an engineering program accredited by EAC/ABET or CEAB in the same specific engineering discipline as the earned post graduate degree.

(3) If the degree was earned in a foreign country, the engineering curriculum shall be determined to be equivalent to a EAC/ABET accredited program by the Engineering Credentials Evaluation International. Only deficiencies in course work in the humanities, social sciences and liberal arts and no more than five semester hours in math, science or engineering, not to exceed a total of 10 semester hours noted by the credentials evaluation may be satisfied by successfully completing the deficiencies in course work at a recognized college or university approved by the division in collaboration with the board. Engineering course work deficiencies must be completed at an EAC/ABET approved program.

R156-22-202. Qualifying Experience for Licensure as a Professional Engineer.

(1) In accordance with Subsection 58-22-302(1)(e), an applicant for licensure as a professional engineer shall comply with one or more of the following qualifying experience requirements:

(a) Submit verification of qualifying experience from one or more licensed professional engineers who have provided supervision or who have personal knowledge of the applicant's knowledge, ability, and competence to practice professional engineering documenting completion of a minimum of four calendar years of qualifying experience in professional engineering approved by the division in collaboration with the board in accordance with the following:

(i) Up to one year of qualifying experience may be obtained while enrolled in an engineering program meeting the criteria set forth in Section R156-22-201 if completed before January 1, 2005.

(ii) Unlimited qualifying experience may be obtained after meeting the education requirements.

(iii) A maximum of three of the four years of qualifying experience may be approved by the board for persons who complete one or more of the following:

(A) A maximum of three years of qualifying experience may be granted for teaching advanced engineering subjects in a college

or university offering an engineering curriculum accredited by EAC/ABET.

(B) A maximum of three years of qualifying experience may be granted for conducting research in a college or university offering an engineering curriculum accredited by EAC/ABET.

(C) A maximum of one year of qualifying experience may be granted for completion of a masters degree in engineering provided that both the earned bachelors and masters degree in engineering meet the program criteria set forth in Section R156-22-201.

(D) A maximum of two years of qualifying experience may be granted for completion of a doctorate degree in engineering provided that both the earned bachelors or masters degree and doctorate degree in engineering meet the program criteria set forth in Section R156-22-201; or

(b) Submit documentation of two years of licensed experience in a recognized jurisdiction as a professional engineer.

(2) An applicant who was unsuccessful in obtaining licensure by experience before July 1, 1996, but who passed the NCEES Fundamentals of Engineering Examination and completed four years of qualifying experience before July 1, 1996, and who thereafter completes the education requirements in Section R156-22-201, may receive credit for the qualifying experience obtained before July 1, 1996 regardless of the requirements of Subsection (1).

(3) The performance or supervision of construction work as a contractor, foreman or superintendent is not qualifying experience for licensure as a professional engineer.

(4) Full or part time employment, research, or teaching for periods of time less than ten weeks in length will not be considered as qualifying experience.

R156-22-204. Examination Requirements for Licensure as a Professional Engineer.

(1) In accordance with Subsection 58-22-302(1)(f), the examination requirements for licensure as a professional engineer are defined, clarified or established as the following:

(a) the NCEES Fundamentals of Engineering (FE) Examination with a passing score as established by the NCEES;

(b) a NCEES Principles and Practice of Engineering (PE) Examination other than Structural II with a passing score as established by the NCEES; and

(c) as part of the application for license, pass all questions on the open book, take home Utah Law and Rules Examination.

(2) An applicant must have successfully completed the qualifying experience requirements set forth in Section R156-22-202, and have successfully completed the education requirements set forth in Section R156-22-201, and make application before being eligible to sit for the NCEES PE examination.

(3) Candidates with three or more unsuccessful attempts on an NCEES examination, regardless of where taken, must submit a new application to the Division to be re-qualified for future administrations of the same examination. If re-qualified by the Division, applicants must wait 12 months before being retested for the next scheduled examination. At the end of the 12-month period, the applicant may take the exam no more than once every calendar year.

~~(3)~~ (4) The admission criteria to sit for the NCEES FE examination is set forth in Section 58-22-306.

R156-22-205. Examination Requirements for Licensure as a Professional Structural Engineer.

(1) In accordance with Subsection 58-22-302(2)(f), the examination requirements for licensure as a professional structural engineer are defined, clarified, or established as the following:

(a) the NCEES Fundamentals of Engineering Examination (FE) with a passing score as established by the NCEES;

(b) one of the following professional examinations:

(i) the NCEES Structural I and Structural II Examinations with a passing score as established by the NCEES; ~~and~~ or

(ii) prior to July 1, 2004, the 16 hour California Structural Examination with a passing score as established by the California Engineering Board; however, after July 1, 2004, this exam will not be accepted; and

(c) as part of the application for license, pass all questions on the open book, take home Utah Law and Rules Examination.

(2) An applicant must have successfully completed the experience requirements set forth in Subsection R156-22-203(2) and make application before being eligible to sit for the NCEES Structural Examination(s).

(3) Candidates with three or more unsuccessful attempts on an NCEES examination, regardless of where taken, must submit a new application to the Division to be re-qualified for future administrations of the same examination. If re-qualified by the Division, applicants must wait 12 months before being reseated for the next scheduled examination. At the end of the 12-month period, the applicant may take the exam no more than once every calendar year.

R156-22-302. Qualifying Experience for Licensure as a Professional Land Surveyor.

(1) In accordance with Subsections 58-22-302(3)(~~e~~) ~~and~~ ~~(f)~~(d), an applicant for licensure as a professional land surveyor shall comply with one or more of the following qualifying experience requirements:

(a) Submit verification of qualifying experience from one or more licensed professional land surveyors who have provided supervision or who have personal knowledge of the applicant's knowledge, ability, field experience and competence to practice professional land surveying in accordance with the following:

(i) Applicants who have met the education requirements in Subsection 58-22-302(3)(d)(i) shall document four years of qualifying experience in land surveying which experience may be obtained before, during or after completing the education requirements for licensure.

(ii) Applicants who did not complete the education requirements in Subsection 58-22-302(3)(d)(i) shall document eight years of qualifying experience in land surveying prior to January 1, 2007; or

(b) Submit documentation of two years of licensed experience in a recognized jurisdiction as a professional land surveyor.

(2) The four years of qualifying experience required in R156-22-302(1)(a)(i) and four of the eight years required in R156-22-302(1)(a)(ii) shall comply with the following:

(a) Two years of experience should be specific to field surveying with actual "hands on" surveying, including all of the following:

- (i) operation of various instrumentation;
- (ii) review and understanding of plan and plat data;
- (iii) public land survey systems;
- (iv) calculations;

- (v) traverse;
- (vi) staking procedures;
- (vii) field notes and manipulation of various forms of data encountered in horizontal and vertical studies; and
- (b) Two years of experience should be specific to office surveying, including all of the following:
 - (i) drafting (includes computer plots and layout);
 - (ii) reduction of notes and field survey data;
 - (iii) research of public records;
 - (iv) preparation and evaluation of legal descriptions; and
 - (v) preparation of survey related drawings, plats and record of survey maps.

(3) The remaining four years or two years of qualifying experience required in R156-22-302(1)(a)(ii) shall include any aspects of the practice of land surveying under the supervision of a licensed professional land surveyor in accordance with Subsection 58-22-102(16).

(4) Full or part time employment for periods of time less than ten weeks in length will not be considered as qualifying experience.

R156-22-303. Examination Requirements for Licensure as a Professional Land Surveyor.

(1) In accordance with Subsection 58-22-302(3)(g), the examination requirements for licensure as a professional land surveyor are established as the following:

(a) the NCEES Fundamentals of Land Surveying (FLS) Examination with a passing score as established by the NCEES;

(b) the NCEES Principles and Practice of Land Surveying (PLS) Examination with a passing score as established by the NCEES; and

(c) the Utah Local Practice Examination with a passing score of at least 75.

(2) An applicant must have successfully completed the qualifying experience requirements set forth in Subsections R156-22-301 and 302 and make application before being eligible to sit for the NCEES PLS examination.

(3) Candidates with three or more unsuccessful attempts on an NCEES examination, regardless of where taken, must submit a new application to the Division to be re-qualified for future administrations of the same examination. If re-qualified by the Division, applicants must wait 12 months before being reseated for the next scheduled examination. At the end of the 12-month period, the applicant may take the exam no more than once every calendar year.

R156-22-501. Continuing Education for Professional Engineers, Professional Structural Engineers and Professional Land Surveyors.

In accordance with Subsection 58-22-303(2) and Section 58-22-304, the qualifying continuing professional education standards for professional engineers, professional structural engineers and professional land surveyors are established as follows:

(1) During each two year period ~~[commencing]~~ ending on ~~January 1~~ December 31 of each even numbered year, a licensed professional engineer, professional structural engineer and professional land surveyor shall be required to complete not less than 24 hours of qualified professional education directly related to the licensee's professional practice.

(2) The required number of hours of professional education for an individual who first becomes licensed during the two year period shall be decreased in a pro-rata amount equal to any part of that two

year period preceding the date on which that individual first became licensed.

(3) Qualified continuing professional education under this section shall:

(a) have an identifiable clear statement of purpose and defined objective for the educational program directly related to the practice of a professional engineer, professional structural engineer, or professional land surveyor;

(b) be relevant to the licensee's professional practice;

(c) be presented in a competent, well organized and sequential manner consistent with the stated purpose and objective of the program;

(d) be prepared and presented by individuals who are qualified by education, training and experience; and

(e) have associated with it a competent method of registration of individuals who actually completed the professional education program and records of that registration and completion are available for review.

(4) Credit for qualified continuing professional education shall be recognized in accordance with the following:

(a) unlimited hours shall be recognized for professional education completed in blocks of time of not less than one hour in formally established classroom courses, seminars, or conferences;

(b) a maximum of 12 hours per two year period may be recognized for teaching in a college or university or for teaching qualified continuing professional education courses in the field of professional engineering, professional structural engineering or professional land surveying;

(c) a maximum of four hours per two year period may be recognized for preparation of papers, articles, or books directly related to the practice of professional engineering, professional structural engineering or professional land surveying and submitted for publication;

(d) a maximum of six hours per two year period may be recognized for active professional practice of professional engineering, professional structural engineering ~~and~~ or professional land surveying; and

(e) a maximum of six hours per two year period may be recognized for active membership in any state, national or international organization for the development and improvement of the profession of professional engineering, professional structural engineering ~~and~~ or professional land surveying.

(5) A licensee shall be responsible for maintaining records of completed qualified continuing professional education for a period of four years after close of the two year period to which the records pertain. It is the responsibility of the licensee to maintain information with respect to qualified continuing professional education to demonstrate it meets the requirements under this section.

(6) If a licensee exceeds the 24 hours of qualified continuing professional education during the two year period, the licensee may carry forward a maximum of 12 hours of qualified continuing professional education into the next two year period.

(7) A licensee who documents they are engaged in full time activities or is subjected to circumstances which prevent that licensee from meeting the continuing professional education requirements established under this section may be excused from the requirement for a period of up to three years. However, it is the responsibility of the licensee to document the reasons and justify why the requirement could not be met.

R156-22-503. Administrative Penalties.

In accordance with Subsections 58-1-501, 58-1-501(1)(a) through (d), 58-22-501 and 58-22-502, unless otherwise ordered by the presiding officer, the following fine schedule shall apply.

(1) Engaging in unlicensed practice or using any title that would cause a reasonable person to believe the user of the title is licensed under this chapter.

First Offense: \$400

Second Offense: \$1,000

(2) Engaging in, or representing oneself as engaged in the practice of professional engineering or land surveying as a corporation, proprietorship, partnership, or limited liability company unless exempted from licensure.

First Offense: \$400

Second Offense: \$1,000

(3) Impersonating another licensee or engaging in practice under this chapter using a false or assumed name, unless permitted by law.

First Offense: \$400

Second Offense: \$1,000

(4) Knowingly employing any person to practice under this chapter who is not licensed to do so.

First Offense: \$600

Second Offense: \$1,200

(5) Knowingly permits any person to use his or her license except as permitted by law.

First Offense: \$600

Second Offense: \$1,200

(6) For third and subsequent offenses a fine of up to \$2,000 may be assessed for each day of continued offense as provided in Subsection 58-22-503(1)(i)(iii).

KEY: engineers, surveyors, professional land surveyors, professional engineers

~~April 3,~~ 2003

Notice of Continuation January 13, 2003

58-22-101

58-1-106(1)(a)

58-1-202(1)(a)

▼ ————— ▼

Commerce, Real Estate

R162-106-8

Draft Reports

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 26709

FILED: 10/20/2003, 12:29

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Division of Real Estate investigators have observed an abuse of "draft reports" by some appraisers.

SUMMARY OF THE RULE OR CHANGE: This new section (R162-106-8) defines the conditions under which it is appropriate for an appraiser to release a "draft report" to a client.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 61-2b-6(1)(l)

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: None--Presumably the State and the appraisers it hires would not engage in abuses of the concept of "draft reports". Therefore, eliminating the improper use of draft reports should would not increase the State's cost of obtaining appraisal services. While no direct, measurable savings to State government is anticipated if the abuse of draft reports is lessened, prevention of fraud in mortgage lending should have a positive impact on the business climate in Utah and might therefore positively impact the State budget in some indirect way.

❖ LOCAL GOVERNMENTS: None--The comments in the preceding block apply equally to local government.

❖ OTHER PERSONS: None--This rule should not increase the cost to any person of obtaining an appraisal. While there would be no direct, measurable savings to other persons if the abuse of "draft reports" is lessened, less fraud in mortgage lending in Utah should make a better business climate in Utah and therefore might indirectly benefit other persons in some way.

COMPLIANCE COSTS FOR AFFECTED PERSONS: None--The cost of providing appraisal services should not change as a result of this rule. The rule simply defines conditions under which an appraiser may release a copy of a work in progress to a client.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule amendment adds a provision regulating when draft reports by appraisers may be released to clients. This measure is intended to protect the public from improper use of draft reports by appraisers and to prevent fraud. A positive fiscal impact to businesses is therefore anticipated by this rule change. However, it is impossible to predict the amount of that fiscal impact.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

COMMERCE
REAL ESTATE
HEBER M WELLS BLDG
160 E 300 S
SALT LAKE CITY UT 84111-2316, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Shelley Wismer at the above address, by phone at 801-530-6761, by FAX at 801-530-6749, or by Internet E-mail at swismer@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Klare Bachman, Executive Director

R162. Commerce, Real Estate.

R162-106. Professional Conduct.

R162-106-8. Draft Reports.

For the purpose of this rule, a "draft report" is defined as an appraisal report that is a work in progress and that has not yet been finished by the Appraiser.

106.8.1. Residential Property Appraisal. An appraiser may not release a draft report to a client in the appraisal of residential property unless: a) the property consists of more than four units; b) the first page of the report prominently identifies it as a draft; and c) the draft report has not been signed by the appraiser but complies with USPAP in all other respects.

106.8.2 Non-Residential Property Appraisal. An appraiser may not release a draft report to a client in the appraisal of non-residential property unless: a) the first page of the report prominently identifies it as a draft; and b) the draft report has not been signed by the appraiser but complies with USPAP in all other respects.

**KEY: real estate appraisals, conduct
2003**

**Notice of Continuation March 27, 2002
61-2b-27**

▼ ————— ▼

Environmental Quality, Drinking Water **R309-705**

Financial Assistance: Federal Drinking Water Project Revolving Loan Program

NOTICE OF PROPOSED RULE

(Amendment)
DAR FILE NO.: 26760
FILED: 10/28/2003, 14:49

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This proposed amendment corrects one spelling error and amends and clarifies procedures for financial assistance under an emergency.

SUMMARY OF THE RULE OR CHANGE: This proposed amendment corrects a spelling error at the beginning of the second line of Subsection R309-705-9(2)(i). It adds the words "to cope with a drinking water emergency" to Subsection R309-705-9(3). It also adds the words "including assigning a priority it deems appropriate" to Subsection R309-705-9(5). Finally, it clarifies the funding process outlined in Subsection R309-705-9(6).

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-4-104, and Title 73, Chapter 10c

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: None-- Since these proposed changes are minor amendments that have no financial impact on the State budget there are no anticipated cost or savings to the state budget.

❖ LOCAL GOVERNMENTS: None--Since these proposed changes are minor amendments that have no financial impact on any local government budget there are no anticipated cost or savings to local government budgets.

❖ OTHER PERSONS: None--There are no anticipated cost or savings to other persons as a result of these minor amendments.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Public Water Systems seeking financial assistance for emergency situations should realize a shorter turn-a-round or decision time from the Board, but the proposed amendments should not impact any compliance costs for the systems.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The department agrees that the proposed rule change will not have any fiscal impact on public water systems or affiliated businesses such as engineering firms which provide services to these systems.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

ENVIRONMENTAL QUALITY
DRINKING WATER
150 N 1950 W
SALT LAKE CITY UT 84116-3085, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Bill Birkes at the above address, by phone at 801-536-4201, by FAX at 801-536-4211, or by Internet E-mail at bbirkes@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Kevin Brown, Director

**R309. Environmental Quality, Drinking Water.
R309-705. Financial Assistance: Federal Drinking Water Project Revolving Loan Program.
R309-705-9. Emergency Assistance.**

(1) Authority: Title 73, Chapter 10c of State Statute and the SDWA Amendment of 1996 give the Board authority to provide emergency assistance to drinking water systems.

(2) Eligibility: Generally, any situation occurring as defined in Section R309-705-3 would qualify for consideration for emergency funding. However, prior to authorizing funds for an emergency the Board may consider one or more of the various factors listed below:

(i) Was the emergency preventable? ~~Dis~~Did the utility / water system have knowledge that this emergency could be expected? If not. Should it have been aware of the potential for this problem? Did its management take reasonable action to either prevent it or to be as prepared as reasonably possible to correct the problem when it occurred (prepared financially and technically for the event causing the problem)?

(ii) Has the utility / system established a capital improvement replacement reserve fund? Has the utility / system been charging reasonably high rates in order to establish a reserve fund to cover normal infrastructure replacement and emergencies?

(iii) Is the community a disadvantaged (hardship) community?

(iv) Is the potential for illness, injury, or other harm to the public or system operators sufficiently high that the value of providing financial assistance outweighs other factors that would preclude providing this assistance. (Even though the State does not have any legal obligation to provide financial assistance to help correct the problem.).

(3) Requirements for the Applicant: The applicant will be required to do the following as a condition of receiving financial assistance to cope with a drinking water emergency:

(i) To the extent feasible, the utility / system shall first use its own resources, e.g. capital improvement replacement fund, to correct the problem.

(ii) If the utility / system is not placing funds into a reserve fund on a regular basis and / or is charging relatively low water rates it shall be required to examine its current rate structure and policies for placing funds into a reserve account. The Board may require the utility / system to establish a reserve account and / or to revise its rate structure (increasing its rate) as a condition of the loan.

(iii) The Board may place other requirements on the utility / system.

(4) Financial Agreements, Bonding, etc: The State will work with the Applicant to help secure obligating documents. For example, the Board:

(i) Could waive the 30-day notice period, if legally possible.

(ii) Could accept a generic bond.

(iii) Could accept an unsecured loan or bond.

(5) Funding Alternatives: An Applicant may be authorized to receive a loan by any of the financial assistance methods specified in R309-705-4 for funding an emergency project. The Board may set and revise the methodology and factors to be considered when determining the terms of financial assistance it provides including assigning a priority it deems appropriate. The terms of the loan, including length of repayment period, interest or hardship grant assessment, and principal forgiveness (grant) or repayment waivers will be determined at the time the emergency funding is authorized.

(6) Funding Process - ~~[Emergencies:]~~The Board must find that an emergency exists according to the criteria in R309-705-9(2). It is anticipated that under normal emergency conditions time restraints will not allow a request for emergency funding to be placed on the agenda of a regularly scheduled Board ~~[M]meeting or adoption and advertisement of a project priority list~~. Therefore, the following procedures will be followed in processing a loan application for emergency assistance:

~~[(i) The Board will provide guidance to Division staff of the amounts of money, terms of financial assistance, and other factors it wants applied to financial assistance for emergencies.~~

~~—(ii)](i)~~ Division staff will evaluate each application for emergency funding according to the criteria listed in R309-705-9(2). [and determine if it is an emergency according to this rule and other relevant guidance. Staff will make recommendations to the Board to provide financial assistance. Staff will notify the local health department (LHD) and District Engineer, and] Staff will solicit recommendations from the LHD and District Engineer about the proposed project to mitigate the emergency. Staff will [inform the Chairperson of the SRF / Conservation Committee of the

~~apparent emergency]~~submit a report of its findings to the Board Chairperson or designee.

~~(iii)~~(ii) The ~~[Committee]~~Board Chairperson or designee will arrange for a timely meeting of the ~~[SRF / Conservation Committee]~~Board to consider authorizing assistance for the emergency.

This meeting may be conducted by telephone.]

~~— (iv) If the SRF / Conservation Committee concludes that it will recommend emergency funding to the Board, the Committee Chairperson will request the Board Chairperson or Executive Secretary to the Board arrange for a Board meeting to consider the application.]~~

KEY: SDWA, financial assistance, loans

~~[November 15, 2002]~~**2003**

Notice of Continuation September 16, 2002

19-4-104

73-10c



Health, Children's Health Insurance Program **R382-10** Eligibility

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 26757

FILED: 10/27/2003, 13:32

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: When a Children's Health Insurance Program (CHIP) eligible family loses insurance and cannot enroll in CHIP because it is not an open enrollment period, they sometimes purchase unaffordable health insurance. This rule change allows a child whose parent voluntarily terminates health insurance coverage purchased after the previous CHIP open enrollment period ended and the beginning of the current period, and who met CHIP eligibility requirements at the time of purchase, to enroll in CHIP without a 90 day waiting period. This rule change also allows currently enrolled families to enroll newborn or newly adopted children at times other than open enrollment periods, a common practice of the private health insurance industry. In addition, when an enrollee obtains other health insurance coverage, this rule change allows the department to terminate CHIP enrollment without sending written notification ten days prior to the effective date of termination. Other minor corrections are made throughout the rule.

SUMMARY OF THE RULE OR CHANGE: Section R382-10-10 is amended to allow a child whose parent voluntarily terminates private health insurance coverage purchased after the previous CHIP open enrollment period ended and the beginning of the current open enrollment period, and who met CHIP eligibility requirements at the time of purchase, to enroll

in CHIP without a 90-day waiting period. Section R382-10-13 is amended to exempt income of an alien's sponsor when determining income eligibility for CHIP. Section R382-10-16 is amended to allow a family who has children open for CHIP to enroll newborn or newly adopted children without waiting for an open enrollment period. Section R382-10-18 is amended to describe the effective date of enrollment for newborn or newly adopted children. Section R382-10-21 is amended to include enrollment in other health insurance coverage as an exemption to the requirement of written ten-day advance notice before taking an adverse eligibility action. Other minor corrections were made throughout the rule.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 26-40-103

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: State Plan for the Children's Health Insurance Program, January 2001

ANTICIPATED COST OR SAVINGS TO:

- ❖ **THE STATE BUDGET:** This change will require \$19,266 in funds that are already appropriated to the program. The change will allow \$82,134 in federal matching funds to come to the state.
- ❖ **LOCAL GOVERNMENTS:** This change will have some positive fiscal impact to local governments that provide health care by increasing insurance coverage among the clients they serve. However, the amount of the impact is uncertain.
- ❖ **OTHER PERSONS:** Potential enrollees will receive up to \$101,400 in services and providers will receive up to \$101,400 in payment for those services.

COMPLIANCE COSTS FOR AFFECTED PERSONS: This rule requires no affirmative compliance by any person. New enrollees and providers will be positively impacted.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: When a CHIP eligible family loses insurance and cannot enroll in CHIP because it is not an open enrollment period, they sometimes purchase unaffordable health insurance. This rule change allows a child whose parent voluntarily terminates health insurance coverage purchased after the previous CHIP open enrollment period ended and the beginning of the current period, and who met CHIP eligibility requirements at the time of purchase, to enroll in CHIP without a 90 day waiting period. This rule change also allows currently enrolled families to enroll newborn or newly adopted children at any times other than open enrollment periods, a common practice of the private health insurance industry. In addition, when an enrollee obtains other health insurance coverage, this rule change allows the department to terminate CHIP enrollment without sending written notification ten days prior to the effective date of termination. These minor expansions will be very important to families that are affected and be positive for providers of care. It should have no significant fiscal impact on private providers of health insurance. Scott D. Williams, Executive Director

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

HEALTH
CHILDREN'S HEALTH INSURANCE PROGRAM
CANNON HEALTH BLDG
288 N 1460 W
SALT LAKE CITY UT 84116-3231, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Gayleen Henderson at the above address, by phone at 801-538-6135, by FAX at 801-538-6952, or by Internet E-mail at ghenderson@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Scott D. Williams, Executive Director

R382. Health, Children's Health Insurance Program.

R382-10. Eligibility.

R382-10-4. Applicant and Enrollee Rights and Responsibilities.

(1) A parent or an adult who has assumed responsibility for the care or supervision of a child may apply or reapply ~~[at any time]~~ for Children's Health Insurance Program benefits on behalf of a child during an open enrollment period. An emancipated child or an 18 year old child may apply on his own behalf.

(2) The applicant must provide the Department with verifications to establish the eligibility of the child, including information about the parents.

(3) Anyone may look at the eligibility policy manuals located at any local office, except at outreach or telephone locations.

(4) The parent or other individual who arranged for medical services on behalf of the child shall repay the Department for services paid for by the Department under this program if the child is determined not to be eligible for CHIP.

(5) The parent(s) or child, or other responsible person acting on behalf of a child must report certain changes to the local office within ten days of the day the change becomes known. Some examples of reportable changes include:

(a) An enrollee begins to receive coverage under a group health plan or other health insurance coverage.

(b) An enrollee begins to have access to coverage under a group health plan or other health insurance coverage.

(c) An enrollee leaves the household or dies.

(d) An enrollee or the household moves out of state.

(e) Change of address of an enrollee or the household.

(f) An enrollee enters a public institution or an institution for mental diseases.

(6) Applicants and enrollees have the right to be notified about actions the agency takes regarding their eligibility or continued eligibility, the reason the action was taken, and the right to request an agency conference or agency action.

R382-10-10. Creditable Health Coverage.

(1) To be eligible for enrollment in the program, a child must meet the requirements of Sections 2110(b)(1)(C) and (2)(B) of the Social Security Act as enacted by Pub. L. No. 105-33.

(2) A child who is covered under a group health plan or other health insurance coverage including coverage under a parent's or legal guardian's employer, as defined by the Health Insurance Portability and Accountability Act of 1996 (HIPAA), is not eligible for CHIP assistance.

(3) A child who is covered under an absent parent's insurance coverage that does not provide coverage in the State of Utah is eligible for enrollment.

(4) A child who is covered under a group health plan or other health coverage but has reached the lifetime maximum coverage under that plan is eligible for enrollment.

(5) A child who has access to health insurance coverage through an employer where the cost to enroll the child in the plan is less than 5% of the household's gross annual income, is not eligible for CHIP assistance. The child is considered to have access to coverage even if the employer offers coverage only during an open enrollment period.

(6) The Department shall deny eligibility if the applicant or a custodial parent has voluntarily terminated health insurance coverage in the 90 days prior to the application date for enrollment under CHIP.

(a) An applicant or applicant's parent(s) who voluntarily terminates coverage under a COBRA plan or under the Health Insurance Pool (HIP), ~~[coverage]~~ or who is involuntarily terminated from an employer's plan is eligible for CHIP without a 90 day waiting period.

(b) An applicant who voluntarily terminates health insurance coverage purchased after the previous CHIP open enrollment period ended but before the beginning of the current open enrollment period and who met CHIP eligibility requirements at the time of purchase, is eligible for CHIP without a 90 day waiting period.

(7) A child with creditable health coverage operated or financed by the Indian Health Services is not excluded from enrolling in the program.

(8) An applicant must report at application and renewal whether any of the children in the household for whom enrollment is being requested has access to or is covered by a group health plan, other health insurance coverage, or a state employee's health benefits plan.

~~[(9) An enrollee must report when any enrollee in the household begins to receive coverage under, or begins to have access to, any type of group health plan, other health insurance coverage, or a state employee's health benefits plan.~~

~~—(10)~~(9) The Department shall deny an application or renewal if the enrollee fails to respond to questions about health insurance coverage for children the household seeks to enroll or renew in the program.

R382-10-13. Income Provisions.

To be eligible to enroll in the Children's Health Insurance Program, gross household income must be equal to or less than 200% of the federal non-farm poverty guideline for a household of equal size. All gross income, earned and unearned, received by the parents and step-parents of any child who is included in the

household size, is counted toward household income, unless this section specifically describes a different treatment of the income.

(1) The Department does not count income that is defined in 20 CFR 416(K) Appendix, 1997 edition, which is adopted and incorporated by reference.

(2) Any income in a trust that is available to, or is received by a household member, is countable income.

(3) Payments received from the Family Employment Program, General Assistance, or refugee cash assistance or adoption support services as authorized under Title 35A, Chapter 3 is countable income.

(4) Rental income is countable income. The following expenses can be deducted:

(a) taxes and attorney fees needed to make the income available;

(b) upkeep and repair costs necessary to maintain the current value of the property;

(c) utility costs only if they are paid by the owner; and

(d) interest only on a loan or mortgage secured by the rental property.

(5) Deposits to joint checking or savings accounts are countable income, even if the deposits are made by a non-household member. An applicant or enrollee who disputes household ownership of deposits to joint checking or savings accounts shall be given an opportunity to prove that the deposits do not represent income to the household. Funds that are successfully disputed are not countable income.

(6) Cash contributions made by non-household members are counted as income unless the parties have a signed written agreement for repayment of the funds.

(7) The interest earned from payments made under a sales contract or a loan agreement is countable income to the extent that these payments will continue to be received during the eligibility period.

(8) In-kind income, which is goods or services provided to the individual from a non-household member and which is not in the form of cash, for which the individual performed a service or is provided as part of the individual's wages is counted as income. In-kind income for which the individual did not perform a service or did not work to receive is not counted as income.

(9) SSI and State Supplemental Payments are countable income.

(10) Death benefits are not countable income to the extent that the funds are spent on the deceased person's burial or last illness.

(11) A bona fide loan that an individual must repay and that the individual has contracted in good faith without fraud or deceit, and genuinely endorsed in writing for repayment is not countable income.

(12) Child Care Assistance under Title XX is not countable income.

(13) Reimbursements of Medicare premiums received by an individual from Social Security Administration or the State Department of Health are not countable income.

(14) Needs-based Veteran's pensions are not counted as income. If the income is not needs-based, only the portion of a Veteran's Administration check to which the individual is legally entitled is countable income.

(15) Income of a child is excluded if the child is not the head of a household.

(16) Educational income such as educational loans, grants, scholarships, and work-study programs are not countable income. The individual must verify enrollment in an educational program.

(17) Reimbursements for expenses incurred by an individual are not countable income.

(18) Any payments made to an individual because of his status as a victim of Nazi persecution as defined in Pub. L. No. 103-286 are not countable income, including payments made by the Federal Republic of Germany, Austrian Social Insurance payments, and Netherlands WUV payments.

(19) Victim's Compensation payments as defined in Pub. L. No. 101-508 are not countable income.

(20) Disaster relief funds received if a catastrophe has been declared a major disaster by the President of the United States as defined in Pub. L. No. 103-286 are not countable income.

(21) Income of an alien's sponsor or the sponsor's spouse, is not countable income.

R382-10-16. Application and Renewal.

The application is the initial request from an applicant for CHIP enrollment for a child. The application process includes gathering information and verifications to determine the child's eligibility for enrollment in the program. Renewal is the process of gathering information and verifications on a periodic basis to determine continued eligibility of an enrollee.

(1) The applicant must complete and sign a written application to become enrolled in the program.

(2) The Department accepts any Department-approved application form for medical assistance programs offered by the state as an application for CHIP enrollment.

(3) Individuals may apply for enrollment during open enrollment periods in person, through the mail, ~~[over the telephone or]by fax, or online~~ ~~[for enrollment during an open enrollment period]~~.

(4) A family who has a child enrolled in CHIP, may enroll a new child born to or adopted by a household member without waiting for the next open enrollment period.

~~(4)5~~ The Department may interview applicants, the applicant's parents, and any adult who has assumed responsibility for the care or supervision of the child to assist in determining eligibility.

~~(5)6~~ If eligibility for CHIP enrollment ends, the Department shall review the case for eligibility under any other medical assistance program without requiring a new application. The Department may request additional verification from the household if there is insufficient information to make a determination.

R382-10-17. Eligibility Decisions.

(1) The Department must determine eligibility for CHIP within 30 days of the date of application. If a decision can not be made in 30 days because the applicant fails to take a required action and requests additional time to complete the application process, or if circumstances beyond the Department's control delay the eligibility decision, the Department shall document the reason for the delay in the case record. The Department must inform the applicant of the status of the application and the time frame for completing the application process.

(2) The Department may not use the time standard as a waiting period before determining eligibility, or as a reason for denying eligibility because the Department has not determined eligibility within that time.

(3) The Department shall complete a determination of eligibility or ineligibility for each application unless:

- (a) the applicant voluntarily withdrew the application and the Department sent a notice to the applicant to confirm the withdrawal;
- (b) the applicant died; or
- (c) the applicant can not be located or has not responded to requests for information within the 30 day application period.

(4) The Department must redetermine eligibility at least every 12 months.

(5) At application and renewal, the Department must determine if any child applying for CHIP enrollment is eligible for coverage under Medicaid. A child who is eligible for Medicaid coverage is not eligible for CHIP. A child who must meet a spend-down to receive Medicaid ~~is not eligible for Medicaid until the spend-down has been met~~ and chooses not to meet the spenddown can be enrolled in CHIP.

R382-10-18. Effective Date of Enrollment and Renewal.

(1) The effective date of CHIP enrollment is the date a completed and signed application is received by the Department. The Department may allow a grace enrollment period beginning no earlier than four days before the date a completed and signed application is received by the Department. The Department shall not pay for any services received before the effective enrollment date.

(2) For a family who has a child enrolled in CHIP and who adds a newborn or adopted child, the effective date of enrollment is the date of birth or adoption if the family requests the coverage within 30 days of the birth or adoption. If the request is made more than 30 days after the birth or adoption, enrollment in CHIP will be effective beginning the date of report, except as otherwise provided in R382-10-18 (1).

~~(2)~~ (3) The effective date of enrollment for a renewal is the first day of the month after the renewal month, if the renewal process is completed by the end of the renewal month, or by the last day of the month immediately following the ~~recertification~~ renewal month, and the child continues to be eligible.

~~(3)~~ (4) If the renewal process is not completed by the end of the renewal month, the case will be closed unless the enrollee has good cause for not completing the renewal process on time. Good cause includes a medical emergency, death of an immediate family member, or natural disaster, or other similar occurrence.

~~(4)~~ (5) The Department may require an interview with the parent, child, or adult who has assumed responsibility for the care or supervision of a child, or other authorized representative as part of the renewal process.

R382-10-21. Termination and Notice.

(1) The Department shall notify an applicant or enrollee in writing of the eligibility decision made on the application or at renewal.

(2) The Department shall notify an enrollee in writing ten days before taking a proposed action adversely affecting the enrollee's eligibility.

(3) Notices under this section shall provide the following information:

- (a) ~~[F]~~ the action to be taken;
- (b) ~~[F]~~ the reason for the action;

- (c) ~~[F]~~ the regulations or policy that support the action;
- (d) ~~[F]~~ the applicant's or enrollee's right to a hearing;
- (e) ~~[H]~~ how an applicant or enrollee may request a hearing; and
- (f) ~~[F]~~ the applicant's or enrollee's right to represent himself, or use legal counsel, a friend, relative, or other spokesperson.

(4) The Department need not give ten-day notice of termination if:

- (a) the child is deceased;
- (b) the child has moved out of state and is not expected to return; ~~or~~
- (c) the child has entered a public institution ~~;~~ or
- (d) the child has enrolled in other health insurance coverage, in which case eligibility may cease immediately and without prior notice.

KEY: children's health benefits~~±~~

~~July 2, 2002~~ 2003

Notice of Continuation June 10, 2003

26-1-5

26-40



Health, Health Systems Improvement, Licensing **R432-100-16** Emergency Care Services

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 26755

FILED: 10/27/2003, 12:36

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This proposed amendment clarifies that a general acute care hospital shall designate the level of service as Type I, II, or III, and that specialty hospitals can be designated Type IV.

SUMMARY OF THE RULE OR CHANGE: This change adds a requirement that each general acute care hospital shall designate its level of emergency services as Type I through III and that specialty hospitals may designate as Type IV. Specifies that only those hospitals with a Type I through III may participate in the statewide trauma system. It further clarifies that the hospital is responsible for conducting an appropriate assessment, treatment and stabilization of patients presenting in the emergency room (ER).

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 21

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** The Department of Health (DOH) will have a small cost to amend and distribute the rule to the 55 hospitals statewide, estimated at an aggregate cost of \$500. The state-owned University of Utah has already been designated as a Type I emergency care service and there is no intention of changing the designation.

❖ LOCAL GOVERNMENTS: No financial impact is anticipated since all local government hospitals have designated their emergency services at a minimum Type III in rural areas.

❖ OTHER PERSONS: The existing hospitals have already completed their designation and this rule change will not have any financial impact.

COMPLIANCE COSTS FOR AFFECTED PERSONS: All affected persons are in compliance with the proposed rule already, so there should be no cost to them.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: In July 2003, a variance hearing was held to determine if a free-standing general acute care hospital could designate their emergency services as a Type IV. Practice and rule were in conflict and this rule making would clarify that a general acute care hospital may designate their emergency services Type I through III, while specialty hospitals may opt to designate their emergency services Type IV. There should be no fiscal impact on businesses, since the current practice of existing providers is being recognized by this rule change. Scott D. Williams, Executive Director.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

HEALTH
HEALTH SYSTEMS IMPROVEMENT, LICENSING
CANNON HEALTH BLDG
288 N 1460 W
SALT LAKE CITY UT 84116-3231, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Debra Wynkoop at the above address, by phone at 801-538-6152, by FAX at 801-538-6325, or by Internet E-mail at debwynkoop@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Scott D. Williams, Executive Director

R432. Health, Health Systems Improvement, Licensing.

R432-100. General Hospital Standards.

R432-100-16. Emergency Care Service.

(1) Each hospital shall evaluate and classify itself to indicate its capability in providing emergency care. Acute Hospitals and Critical Access Hospitals shall be classified as Type I, II or III. Type IV category may be used for Specialty Hospitals.

(a) [Level]Type I offers comprehensive emergency care 24 hours a day in-house, with at least one physician experienced in emergency care on staff in the emergency care area. There shall be in-hospital support by members of the medical staff for at least medical, surgical, orthopedic, obstetric, pediatric, and anesthesia services. Specialty consultation shall be available within 30

minutes, or two-way voice communication is available for the initial consultation.

(b) [Level]Type II offers emergency care 24 hours a day, with at least one physician experienced in emergency care on duty in the emergency care area, and with specialty consultation available within 30 minutes by members of the medical staff.

(c) [Level]Type III offers emergency care 24 hours a day, with at least one physician available to the emergency care area within approximately 30 minutes through a medical staff call roster. Specialty consultation shall be available by request of the attending medical staff member by transfer to a [Level]type I or [Level]type II hospital where care can be provided.

(d) [Level]Type IV offers emergency first aid treatment to patients, staff, and visitors; and to persons who may be unaware of, or unable to immediately reach services in other facilities.

(2) The emergency service shall be organized and staffed by qualified individuals based on the defined capability of the hospital.

(a) Administrative direction of emergency services shall be provided by an individual appointed and authorized by the hospital administrator.

(b) Medical direction of emergency services shall be defined in writing and provided by one or more members of the medical staff. The medical staff shall provide back-up and on-call coverage for emergency services and as needed for emergency [specialty]specialty services.

(c) The evaluation and treatment of a patient who presents himself or is brought to the emergency care area shall be the responsibility of a licensed practitioner and shall include an appropriate medical screening examination, stabilizing treatment, and, if necessary for definitive treatment, an appropriate transfer to another medical facility that has agreed to accept the patient for care.

(d) The priority by which persons seeking emergency care are seen by a physician may be determined by trained personnel using guidelines established by the emergency room director and approved by the medical staff.

(e) Rosters designating medical staff members on duty or on call for primary coverage and specialty consultation shall be posted in the emergency care area.

(f) A designated registered nurse who is qualified by relevant training, experience, and current competence in emergency care shall supervise the care provided by all nursing service personnel in the department.

(i) The number of nursing service personnel shall be sufficient for the types and volume of patients served.

(ii) [Level]Type I and II emergency departments shall have at least one registered nurse with Advanced Cardiac Life Support certification, and sufficient number of other nursing staff assigned and on duty within the emergency care area.

(iii) The emergency nurse supervisor shall participate in internal committee activities concerned with the emergency service.

(g) The emergency service shall be integrated with other departments in the hospital.

(i) Clinical laboratory services with the capability of performing all routine studies and standard analyses of blood, urine, and other body fluids shall be available. A supply of blood shall be available at all times.

(ii) Diagnostic radiology services shall be available at all times.

(h) The duties and responsibilities of all personnel, including physicians and nurses, providing care within the emergency service area shall be defined in writing.

(3) Each hospital shall define its scope of emergency services in writing and implement a plan for emergency care, based on community need and on the capability of the hospital.

(a) Each hospital shall comply with federal anti-dumping regulations as defined in CFR 489.20 and 489.24.

(b) The role of the emergency service in the hospital's disaster plans shall be defined.

(c) Each hospital must have a communication system that permits instant contact with law enforcement agencies, rescue squads, ambulance services, and other emergency services within the community.

(d) Emergency department policies and protocols shall address the care, security, and control of prisoners or people to be detained for police or protective custody.

(e) Emergency department policies and protocols shall address the provision of care to an unemancipated minor not accompanied by parent or guardian, or to an unaccompanied unconscious patient.

(f) Emergency department policies and procedures shall address the evaluation and handling of alleged or suspected child or adult abuse cases. Criteria shall be developed to alert emergency department and service personnel to possible child or adult abuse. The criteria shall address:

(i) suspected physical assault;

(ii) suspected rape or sexual molestation;

(iii) suspected domestic abuse of elders, spouses, partners and children;

(iv) the collection, retention, and safeguarding of specimens, photographs, and other evidentiary materials; and

(v) visual and auditory privacy during examination and consultation of patients.

(g) A list shall be available in the emergency department of private and public community agencies and resources that provide, arrange, evaluate and care for the victims of abuse.

(h) Emergency department policies and procedures shall address the handling of hazardous materials and contaminated patients.

(i) Emergency department policies and procedures shall address the reporting of persons dead-on-arrival to the proper authorities including the legal requirements for the collection and preservation of evidence.

(4) The hospital shall in a timely manner make reasonable effort to contact the guardian, parents, or next of kin of any unaccompanied minor, or any unaccompanied unconscious patient admitted to the emergency department.

KEY: health facilities

March 13, 2003

Notice of Continuation October 16, 2002

26-21-5

26-21-2.1

26-21-20



**Health, Health Systems Improvement,
Primary Care and Rural Health**

R434-40

**Utah Health Care Workforce Financial
Assistance Program Rule**

NOTICE OF PROPOSED RULE

(New Rule)

DAR FILE No.: 26756

FILED: 10/27/2003, 12:38

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Section 26-46-102 requires the Department of Health to make rules governing the administration of the Utah Health Care Workforce Financial Assistance Program. The rule provides criteria for the implementation of the program, the award of grant and scholarship funds to health care professionals, in exchange for practicing for a specified period of time in an underserved area of the state.

SUMMARY OF THE RULE OR CHANGE: The new Rule R434-40 provides criteria for the implementation of the Utah Health Care Work Force Financial Assistance Program Act and the award of education loan repayment grants and scholarships to dentists, nurses, mental health therapists, physicians, and physician assistants willing to work for a specified period of time in underserved areas of the state. The rule includes: grant and scholarship administrative procedures; grant and scholarship recipient eligibility and selection criteria; grant and scholarship recipient service obligation requirements; release from service obligation; extension of grants and scholarships; schedule of breach of grant and scholarship recipient repayment; underserved area site determination; as well as definitions, explanation of eligible loans, and reporting requirements. (DAR NOTE: this new rule is filed in response to S.B. 113 (2002) found at UT L 2002 Ch 307, which was effective March 26, 2002. This rule replaces Rule R434-10, Physicians and Physician Assistants Grant and Scholarship Program, repealed by DAR No. 25071, effective 9/10/2002; Rule R434-20, Special Population Health Care Provider Financial Assistance Program, repealed by DAR No. 25072, effective 9/10/2002; and Rule R434-50, Nurse Education Financial Assistance, repealed by DAR No. 25073, effective 9/10/2002.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 46

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** There will be a cost to the department to print and distribute the new rule to health care professionals and sites in underserved areas of the state. Funding is provided in the statute to cover administrative costs of this program and rules from appropriations to the program. The new statute and this rule replace similar existing programs. As such, this rule does not require an increased workload to the department. This rule imposes no new requirements on the state budget.

❖ **LOCAL GOVERNMENTS:** This rule does not require increased workload or cost to local governments. This rule imposes no new requirements on local governments.

❖ **OTHER PERSONS:** This rule does not require an increased workload or cost to other persons. There is an anticipated savings to sites in underserved areas of the state that opt to participate in this program, and a positive long-term impact is expected due to retention of health care professionals at those

participating medically underserved area sites. Normal costs for recruiting and retaining health care professionals should remain the same, or lessen with time. This rule imposes no new requirements on other persons. Actual dollar savings are difficult to quantify due to the many future variables for sites and individuals that might opt to take advantage of this program.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no compliance costs associated with affected persons. This rule imposes no new requirements on the state budget, local governments, or other persons. There is an anticipated savings to sites in underserved areas that opt to participate in the program.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Section 26-46-102 requires this rule. Due to the consolidation of three (3) separate programs, including their Acts and Rules, this rule consolidates the three (3) rules into one (1). The statute gives the responsibility that "In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the department shall make rules governing the administration of the program, including rules that address:" application procedures; eligibility criteria; selection criteria; service conditions; penalties for failure to comply with service conditions; criteria for modifying or waiving service conditions; and administration of contracts. The Act allows the department to provide professional education scholarships and loan repayment assistance to health care professionals who locate or continue to practice in underserved areas. Applicants selected to receive an award under this chapter will fulfill a service obligation at a site designated by the department as an underserved area, meaning an area underserved by health care professionals, based upon the results of a needs assessment. Applicants can include the following health care professionals: dentist, mental health therapist, physician, physician assistant, or other health care professional designed by the department in rule. It is expected that this program, as consolidated, will continue to have a positive impact on business. Scott D. Williams, Executive Director

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

HEALTH
HEALTH SYSTEMS IMPROVEMENT,
PRIMARY CARE AND RURAL HEALTH
CANNON HEALTH BLDG
288 N 1460 W
SALT LAKE CITY UT 84116-3231, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Erin L Olsen at the above address, by phone at 801-538-6214, by FAX at 801-538-6387, or by Internet E-mail at elolsen@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Scott D. Williams, Executive Director

R434. Health, Health Systems Improvement, Primary Care and Rural Health.

R434-40. Utah Health Care Workforce Financial Assistance Program Rules.

R434-40-1. Purpose.

This rule implements the Utah Health Care Workforce Financial Assistance Program Act, Utah Code, Title 26, Chapter 46; which governs the award of grant funds to health care professionals to repay loans taken for educational expenses; and the award of scholarship funds to individuals seeking to become health care professionals in exchange for serving for a specified period of time in a underserved area of the state.

R434-40-2. Authority.

This rule is required by Subsections 26-46-102(3) and 26-46-103(6)(a), and is promulgated under the authority of Section 26-1-5.

R434-40-3. Definitions.

The definitions as they appear in Section 26-46-101 apply. In addition:

(1) "Applicant" means an individual who submits a completed application and meets the application requirements established by the Department for a loan repayment or scholarship grant under the act.

(2) "Approved site" means a site approved by the Department that meets the eligibility criteria established in this rule and that is:

(a) within an underserved area where health care is provided and the majority of patients served are medically underserved due to lack of health care insurance, unwillingness of existing health care professionals to accept patients covered by government health programs, or other economic, cultural, or language barriers to health care access; or

(b) that is a Utah nursing school or training institution that provides a nursing education course of study to prepare persons for the practice of nursing under Title 58, Chapter 31b, Nurse Practice Act, or under Title 58, Chapter 44a, Nurse Midwife Practice Act; has a shortage of nurse educator faculty; and meets the criteria established by the Department.

(3) "Committee" means the Utah Health Care Workforce Advisory Committee created by Section 26-1-7.

(4) "Dentist" means an individual licensed under Title 58, Chapter 69, Dentist and Dental Hygienist Practice Act, to practice dentistry.

(5) "Department" means the Utah Department of Health.

(6) "Educational expenses" means the cost of education in a health care profession, including books, education equipment, fees, materials, reasonable living expenses, supplies, and tuition.

(7) "Educational loan" means a commercial, government, or government-guaranteed loan taken to pay educational expenses.

(8) "Grant" means a grant of funds under a grant agreement.

(9) "Loan repayment" means a grant of funds under a grant to defray educational loans in exchange for service for a specified period of time at an approved site.

(10) "Mental health therapist" means an individual licensed under:

(a) Title 58, Chapter 60, Mental Health Professional Practice Act, or Title 58, Chapter 61, Psychologist Licensing Act; or

(b) Title 58, Chapter 67, Utah Medical Practice Act, as a physician and surgeon, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act, as an osteopathic physician and surgeon who is engaged in the practice of mental health therapy.

(11) "Nurse" means an individual licensed to practice nursing in the state under Title 58, Chapter 31b, Nurse Practice Act, or under Title 58, Chapter 44a, Nurse Midwife Practice Act.

(12) "Nurse educator" means a nurse employed by a Utah school of nursing providing nursing education to individuals leading to licensure or certification as a nurse.

(13) "Physician" means an individual who is licensed to practice in the state under Title 58, Chapter 67, Utah Medical Practice Act, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act.

(14) "Physician assistant" means an individual who is licensed to practice in the state under Title 58, Chapter 70a, Physician Assistant Practice Act.

(15) "Postgraduate training" means internship, practicum, preceptorship, or residency training required for health care professionals licensure and as required by this rule.

(16) "Recipient" means an applicant selected to receive a loan repayment or scholarship grant under the act.

(17) "Scholarship" means a grant of funds for educational expenses given to an individual under a grant agreement where the individual agrees to become a nurse educator in exchange for service for a specified period of time at an approved site that is a Utah nursing school or training institution.

(18) "Service obligation" means professional service rendered at an approved site for a minimum of two years in exchange for a scholarship or loan repayment grant.

R434-40-4. Health Care Professionals Loan Repayment Grants -- Terms and Service.

(1) To increase the number of health care professionals in underserved areas of the state, the Department may provide loan repayment grants to health care professionals to repay loans taken for educational expenses in exchange for their agreement to serve for a specified period of time at an approved site in the state.

(2) Loan repayment grants may be given only to repay bona fide loans taken by a health care professional for educational expenses incurred while pursuing an education at an institution that awards a degree that qualifies a health care professional to practice in his field.

(3) Loan repayment grants under this section may not:

(a) be used to satisfy other obligations owed by the health care professional under any similar program and may not be used to repay a loan that is in default at the time of application; or

(b) be in an amount greater than the total outstanding balance on the loans taken for educational expenses, including accrued interest.

(4) The Department may not disburse any grant monies under the act until the recipient has performed at least three months of service at the approved site.

R434-40-5. Health Care Professionals Scholarship Grants -- Terms and Service.

(1) To increase the number of nurse educators in underserved areas in the state, the Department may provide scholarship grants to individuals seeking to become nurse educators in exchange for their

agreement to serve for a specified period of time at an approved site in the state.

(2) Scholarship grants may be given to pay educational expenses while pursuing an education at an institution accredited by the National League of Nursing that provides training leading to the award of a final degree that qualifies the applicant to become a nurse educator in the state.

(3) Scholarship grants given under this section may not be used to satisfy other obligations owed under any similar program and may not be in an amount more than is reasonably necessary to meet educational expenses.

(4) Scholarship grant recipients shall seek a course of education following a schedule of at least a minimum number of course hours per year as set by the Department which leads to receipt of a degree or completion of specified additional course work in a number of years as established by the Department.

R434-40-6. Loan Repayment Grant Administration.

(1) The Department may award loan repayment grants to repay loans taken for health care professionals' educational expenses. The Department may consider committee recommendations in awarding loan repayment grants.

(2) As requested by the Department, a loan repayment grant recipient shall provide information reasonably necessary for administration of the program.

(3) The Department shall determine the total amount of the loan repayment grant.

(4) The loan repayment grant recipient may not enter into any other similar contract until the recipient satisfies the service obligation described in the grant agreement.

(5) The Department may approve payment to a loan repayment grant recipient for increased federal, state, and local taxes caused by receipt of the loan repayment grant.

(6) The Department shall not pay for an educational loan of a loan repayment grant applicant who is in default at the time of an application.

(7) Before receiving a loan repayment grant, the applicant must enter into a grant agreement with the Department that binds him to the terms of the program.

(8) A loan repayment grant recipient must have a permanent, unrestricted license to practice in his health care specialty in Utah before his first day of service under the grant agreement.

(9) Prior to beginning to fulfill his service obligation, a loan repayment grant recipient must obtain approval from the Department, of the site where he may complete his service obligation.

(10) A loan repayment grant recipient must obtain approval from the Department prior to changing the approved site where he fulfills his service obligation.

R434-40-7. Scholarship Grant Administration.

(1) The Department may award scholarship grant funds to an applicant for a maximum of four years or until earning the nursing postgraduate degree. The Department may consider committee recommendations in awarding scholarship grants.

(2) The Department may pay tuition and fees directly to the school and determine the amount and frequency of direct payments to the student.

(3) The scholarship grant recipient may not enter into a scholarship agreement other than with the program established in

Section 26-46-1 until the service obligation agreed upon in the grant agreement with the Department is satisfied.

(4) A scholarship grant recipient must work full-time, as defined by the scholarship grant recipient's employer and as specified in his grant agreement with the Department.

(5) A scholarship grant recipient must serve one year of service obligation for each year he received a scholarship grant under this program, with a minimum of two years required.

(6) The Department may cancel a scholarship grant at any time if it finds that the scholarship grant recipient has voluntarily or involuntarily terminated his schooling, postgraduate training, or if it appears to be a reasonable certainty that the scholarship grant recipient does not intend to practice as required by statute, rules, and grant agreement in an underserved area in the state.

(7) Upon completion of schooling and required postgraduate training, the scholarship grant recipient is responsible for finding employment at an approved site.

(8) A scholarship grant recipient must obtain approval from the Department prior to beginning service obligation at an approved site.

(9) A scholarship grant recipient must obtain approval from the Department prior to changing the approved site where he fulfills his service obligation.

(10) A scholarship grant recipient must obtain an unrestricted license to practice in the state and begin practicing for the agreed upon period of time at an approved site within three months of completion of postgraduate training.

(11) If there is no available approved site upon a scholarship grant recipient's graduation, the recipient shall repay the scholarship grant amount as negotiated in the scholarship grant agreement.

R434-40-8. Eligible Bona Fide Loans.

A bona fide loan includes the following:

(1) a commercial loan made by a bank, credit union, savings and loan association, insurance company, school, or credit institution;

(2) a governmental loan made by a federal, state, county, or city agency;

(3) a loan made by another person that is documented by a contract notarized at the time of the making of the loan, indicative of an arm's length transaction, and with competitive term and rate as other loans available to students; or

(4) a loan that the applicant conclusively demonstrates to the Department is a bona fide loan.

R434-40-9. Full-Time Equivalency Provisions for Recipients.

(1) The loan repayment grant amount is based on the level of full-time equivalency that the loan repayment grant recipient agrees to work.

(2) A loan repayment grant recipient who provides services for at least 40 hours per week may be awarded a loan repayment grant based on the percentages as determined by the Department.

(3) A loan repayment grant recipient who provides services for less than 40 hours per week may be awarded a proportionately lower loan repayment grant based on a full-time equivalency of 40 hours per week.

(4) A scholarship grant recipient must work full-time, as defined by the scholarship grant recipient's employer and as specified in the scholarship grant with the Department.

(5) A scholarship grant recipient must serve one year of service obligation for each year he received a scholarship grant under this program, with a minimum of two years required.

(6) The Department may approve a full-time equivalency of less than 40 hours per week if the applicant's employer can demonstrate that performing less than 40 hours per week at the work site combined with other activities, such as on-call service, is equivalent to a 40 hour work week.

R434-40-10. Approved Site Determination.

(1) The Department shall approve sites based on comprehensive applications submitted by sites.

(2) The criteria the Department may use to determine an approved site for sites that are not nursing schools include:

(a) the percentage of the population with incomes under 200% of the federal poverty level;

(b) the percentage of the population 65 years of age and over;

(c) the percentage of the population under 18 years of age;

(d) the distance to the nearest health care professionals and barriers to reaching the health care professionals;

(e) ability of the site to provide support facilities and services for the requested health care professional;

(f) financial stability of the site; and

(g) percent of patients served who are without insurance or whose care is paid for by government programs, such as Medicaid, Medicare, and CHIP;

(h) the applicant's policy and practice to provide care regardless of a patient's ability to pay.

(3) The criteria the Department may use to determine an approved site for sites that are nursing schools include:

(a) a demonstrated shortage of nursing educator faculty;

(b) number of and degrees sought by students;

(c) number of students denied for each degree sought;

(d) residency of students;

(e) ability of the nursing school to provide support facilities and services for the requested position to be trained;

(f) faculty to student ratio, including ratios of clinical and classroom instructors;

(g) average class sizes for each of the degrees offered by the school;

(h) school plans to expand enrollment;

(i) diversity of students;

(j) current and projected staffing for the type of instructor requested;

(k) sources and stability of funding to hire and support the prospective instructor; and

(l) distance to the next closest nursing school.

(4) The Department may give preference to sites that provide letters of support from the area served by the prospective employer, such as from:

(a) a majority of practicing health care professionals;

(b) county and civic leaders;

(c) hospital administrators;

(d) business leaders, local chamber of commerce, citizens; and

(e) local health departments.

(5) The Department may give preference to sites located in a service area designated by the Secretary of Health and Human Services as having a shortage of health professional(s) and that are requesting one of the following medical specialties:

(a) family practice;

(b) internal medicine;

(c) obstetrics/gynecology; and

(d) pediatrics.

(6) To become approved, a site must offer a salary and benefit package competitive with salaries and benefits of other health care professionals in the service area.

(7) Other criteria that the site applicant can demonstrate as furthering the purposes of the act.

R434-40-11. Loan Repayment Grant Eligibility and Selection.

(1) In selecting a loan repayment grant recipient for a loan repayment grant award, the Department may evaluate the applicant based on the following selection criteria:

(a) the extent to which an applicant's training in a health care specialty is needed at an approved site;

(b) the applicant's commitment to serve in an underserved area, which can be demonstrated in any of the following ways:

(i) has worked or volunteered at a community or migrant health center, homeless shelter, public health department clinic, or other service commitment to the medically underserved;

(ii) has work or educational experience with the medically underserved through the Peace Corps, VISTA, or a similar volunteer agency;

(iii) has cultural or language skills that may be essential for provision of health care services to the medically underserved;

(iv) other facts or experience that the applicant can demonstrate to the Department that establishes his commitment to serve in an underserved area;

(v) the availability of the applicant to begin service, with greater consideration being given to applicants available for service at earlier dates; and

(vi) the length of the applicant's proposed service obligation, with greater consideration given to applicants who agree to serve for longer periods of time.

(c) the applicant's:

(i) academic standing;

(ii) prior professional or personal experience serving in an underserved area;

(iii) board certification or eligibility;

(iv) postgraduate training achievements;

(v) peer recommendations;

(vi) other facts that the applicant can demonstrate to the Department that establishes his professional competence or conduct;

(d) the applicant's financial need;

(e) the applicant's willingness to serve patients who are without insurance or whose care is paid for by government programs, such as Medicaid, Medicare, and CHIP;

(f) the applicant's willingness to provide care regardless of a patient's ability to pay;

(g) the applicant's ability and willingness to provide care; and

(h) the applicant's achieving an early match with an approved site.

(3) To be eligible for a loan repayment grant, an applicant must be a United States citizen or permanent resident.

(4) The Department may consider only grant applicants who apply within one year of the applicant's anticipated date of becoming licensed or certified as a health care professional in the state.

(5) In selecting a loan repayment grant recipient for a loan repayment grant award, the Department may consider the applicant's scores on standardized tests that are required to become licensed or certified to practice in Utah.

R434-40-12. Scholarship Grant Eligibility and Selection.

(1) In selecting a recipient for a nurse scholarship grant, the Department may evaluate the applicant based on the following selection criteria:

(a) the applicant's commitment to serve in an underserved area, which may be demonstrated in any of the following ways:

(i) has worked or volunteered to serve in an underserved area or service commitment to the medically underserved;

(ii) has work or educational experience with the medically underserved through the Peace Corps, VISTA, or a similar volunteer agency;

(iii) has cultural or language skills that may be essential for services in an underserved area; and

(iv) other facts or experience that the applicant can demonstrate to the Department that establishes his commitment to the medically underserved.

(b) evidence that the applicant has a license in good standing to practice in the state under Title 58, Chapter 31, Nurse Practice Act, or under Title 58, Chapter 44a, Nurse Midwife Practice Act;

(c) the applicant's academic ability as demonstrated by official transcripts and official school admission test scores;

(d) the applicant's evidence that he has been accepted by or currently attends an accredited school;

(e) the applicant's projected educational expenses;

(f) the applicant's educational, personal, and professional references that demonstrate the applicant's good character and potential to successfully complete school; and

(g) the applicant's essay which is required as part of the scholarship application;

(2) In selecting a scholarship grant recipient, the Department may give preference to applicants who agree to serve for a greater length of time in return for scholarship assistance.

(3) To be eligible to receive a scholarship grant, an applicant must be a United States citizen or permanent resident.

R434-40-13. Loan Repayment and Scholarship Grant Service Obligation.

(1) Before receiving an award under the act, the recipient shall enter into a grant agreement with the state agreeing to the conditions upon which the award is to be made.

(2) The grant agreement shall include necessary conditions to carry out the purposes of the act.

(3) In exchange for financial assistance under the act, the recipient shall serve for period established at the time of the award, but which may not be for less than 24 months, in an underserved area at a site approved by the Department.

(4) The recipient's service in an underserved area at a site approved by the Department retires the amount owed for the award according to the schedule established by the Department at the time of the award.

(5) Periods of internship, preceptorship, or other clinical training do not satisfy the service obligation under the act.

(6) A scholarship grant recipient must:

(a) be a full-time matriculated student and meet the school's requirements to continue in the program and receive an advanced degree within the time specified in the scholarship grant agreement, unless extended pursuant to R434-40-16;

(b) within three months before and not exceeding one month following graduation or completion of postgraduate training, a scholarship grant recipient shall provide to the Department documented evidence of an approved site's intent to hire him.

(c) upon completion of schooling or postgraduate training, the scholarship grant recipient must find employment at an approved site.

(d) obtain an unrestricted license to practice in Utah prior to beginning to fulfill the service obligation at the approved site.

(e) obtain approval from the Department prior to beginning to fulfill his service obligation at an approved site.

(f) begin employment at the approved site within three months of graduation or completion of postgraduate training.

(g) obtain Department approval prior to changing the approved site where he fulfills his service obligation.

R434-40-14. Loan Repayment Grant Breach, Repayment, and Penalties.

(1) A loan repayment grant recipient under the act who fails to complete the service obligation shall:

(a) pay as a penalty twice the total amount of the loan repayment grant on a prorated basis according to a schedule established by grant agreement with the Department and 12% per annum interest on the unpaid penalty amount; and

(b) costs and expenses incurred in collection, including attorney fees.

(2) A loan repayment grant recipient who breaches his grant agreement with the Department shall begin to repay within 30 days of the breach. The Department may submit for immediate collection all amounts due from a breaching loan repayment grant recipient who does not begin to repay within 30 days.

(3) The breaching loan repayment grant recipient shall pay the total amount due within one year of breaching the grant agreement. The scheduled payback may not be less than four equal quarterly payments.

(4) The amount to be paid back shall be determined from the end of the month in which the loan repayment grant recipient breached the grant as if the recipient had breached at the end of the month.

(5) The breaching loan repayment grant recipient shall pay the total amount due according to a schedule agreed upon with the Department which may not be longer than within four years of breaching the grant agreement.

(6) Amounts recovered and damages collected under this section shall be deposited as dedicated credits to be used to carry out the provisions of the act.

R434-40-15. Scholarship Grant Breach, Repayment, and Penalties.

(1) A scholarship grant recipient who:

(a) fails to finish his professional schooling within the period of time agreed upon with the Department shall within 90 days after the deadline for completing his schooling or within 90 days of his failure to continue his schooling, whichever occurs earlier, shall repay:

(i) all scholarship money received according to a schedule established at the time of the award with the Department;

(ii) if not repaid within one year of default, 12% per annum interest on unrepaid scholarship money calculated from the date each installment was received under the scholarship grant agreement; and

(iii) costs and expenses incurred in collection, including attorney fees;

(b) finishes his schooling and fails to pass the necessary professional certifications or examinations within the time period agreed upon with the Department shall repay:

(i) all scholarship money received according to a schedule established by grant agreement with the Department;

(ii) if not repaid within one year of default, 12% per annum interest on unrepaid scholarship money calculated from the date each installment was received under the scholarship grant; and

(iii) costs and expenses incurred in collection, including attorney fees;

(c) finishes his schooling and fails to take the necessary professional certifications or examinations within the time period agreed upon with the Department shall:

(i) pay as a penalty twice the total amount of the scholarship money on a prorated basis according to a schedule established by grant agreement with the Department and 12% per annum interest on the unpaid penalty amount; and

(ii) costs and expenses incurred in collection, including attorney fees;

(d) finishes his schooling and becomes a health care professional but who fails to fulfill his service obligation shall repay:

(i) twice the total scholarship grant amount received that is not yet retired by his service on a prorated basis according to a schedule established by grant agreement with the Department;

(ii) 12% per annum interest on the unretired scholarship money calculated from the date each installment was received under the scholarship grant agreement; and

(iii) costs and expenses incurred in collection, including attorney fees.

(2) Amounts recovered and damages collected under this section shall be deposited as dedicated credits to be used to carry out the provisions of the act.

(3) The amount to be paid back shall be determined from the end of the month in which the scholarship grant recipient breached the scholarship grant as if the scholarship grant recipient had breached at the end of the month

(4) The breaching scholarship grant recipient shall pay the total amount due according to a schedule agreed upon with the Department which may not be longer than within four years of breaching the scholarship grant agreement.

R434-40-16. Extension of Loan Repayment and Scholarship Grants.

(1) The Department may extend the period within which the loan repayment grant recipient must complete the service obligation:

(a) if the loan repayment grant recipient has signed a grant agreement for two years the loan repayment grant recipient may apply on or after his first day of service under a loan repayment grant to extend his grant agreement by one year;

(b) a loan repayment grant may be extended only at an approved site;

(c) a loan repayment grant recipient who desires to extend his loan repayment grant must inform the Department in writing of his interest in extending his grant agreement at least six months prior to the end of the current service obligation.

(2) The Department may extend the period within which the scholarship grant recipient must complete his education:

(a) if the scholarship grant recipient has a serious illness;

(b) if the scholarship grant recipient is activated by the military;

(c) for other good cause shown, as determined by the Department.

(3) The service obligation may be extended only at an approved site.

R434-40-17. Release of Recipient from Service Obligation.

(1) The Department may cancel or release, in full or in part, a recipient from his service obligation under the grant agreement without penalty:

(a) if the service obligation has been fulfilled;

(b) if the recipient fails to meet the conditions of the award or if it reasonably appears the recipient will not meet the loan repayment or scholarship grant conditions;

(c) if the recipient is unable to fulfill the service obligation due to permanent disability that prevents the recipient from performing any work for remuneration or profit;

(d) if the recipient dies; or

(e) for other good cause shown, as determined by the Department.

(2) Extreme hardship sufficient to release the recipient without penalty includes:

(a) inability to complete the required schooling or fulfill service obligation due to permanent disability that prevents the recipient from completing school or performing any work for remuneration or profit;

(b) a family member, for which the recipient is the principal care giver, has a life-threatening chronic illness.

(3) The Department may develop alternative service obligation criteria that a loan repayment or scholarship grant recipient may use to fulfill his service obligation if the loan repayment or scholarship grant recipient is unable to fulfill his service obligation at an approved site due to reasons beyond his control.

R434-40-18. Reporting Requirements of Award Recipients.

The Department may require an award recipient to provide information regarding the academic performance, commitment to underserved areas, continuing financial need, service obligation fulfillment, and other information reasonably necessary for the administration of the program during the period the recipient is in school; postgraduate training; and during the period the award recipient is completing the service obligation.

R434-40-19. Reporting Requirements of Approved Sites.

The Department may require the approved site to provide information regarding the award recipients' performance, commitment to underserved areas, service obligation fulfillment, and other information reasonably necessary for the administration of the program during the period the award recipient is completing the service obligation.

KEY: medically underserved, grants, scholarships

December 16, 2003

26-4-102



Human Services, Recovery Services **R527-550** Assessment

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 26764

FILED: 10/30/2003, 09:55

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this filing is to add applicable sections of statutes to the rule, clarify the review process, clarify that the Office of Recovery Services (ORS) may enforce on an administrative order when a child returns to state custody, correct a numbering sequence error, and clarify that there may be other types of third party payments.

SUMMARY OF THE RULE OR CHANGE: The proposed amendment clarifies that the Office of Recovery Services (ORS) has the authority to enforce on existing child support orders, in accordance with Section 78-45-4.4, when a child is placed in the care or custody of the state. The amendment also clarifies that ORS implements the review criteria established in Sections 62A-11-320.5 and 62A-11-320.6, while a child is in the care or custody of the state. The amendment clarifies that if there is an existing support order and a child returns home and is subsequently placed back into the care or custody of the state, ORS may collect support based on the administrative support order that has already been established in accordance with Section 78-3a-906. Last, the amendment clarifies that there may be other types of third party payments that are not listed in the rule.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 62A-1-117, 62A-7-124, 62A-11-104, 62A-11-107, 62A-11-110, 62A-11-111, 62A-11-201, 62A-11-301, 62A-11-320.5, 62A-11-320.6, 78-3a-906, 78-45-1, 78-45-4.3, 78-45-4.4, and 78-45-7

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: The rule change does not impose a cost or savings impact on the state budget. The amendment clarifies the conditions for reviewing existing child support orders to determine when a new order needs to be established. There will be little fiscal impact because the amount could increase or decrease. ORS has been doing these reviews for years now based closely on child support modification statutes.

❖ LOCAL GOVERNMENTS: This rule change does not impose a cost or savings impact on any local government entity, since we are not budgeted by local government.

❖ OTHER PERSONS: This rule change does not impose a cost or savings impact on other parents, since the purpose of the requested amendments are to clarify and add applicable

statutes to the rule. The clarification of the conditions for reviewing existing child support orders to determine when a new order needs to be established will not affect parents.

COMPLIANCE COSTS FOR AFFECTED PERSONS: This rule change does not impose compliance costs for affected persons since ORS already adheres to the applicable modification statutes when reviewing existing child support orders.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Rule R527-550 specifies the formula and criteria for determining the child support obligation for children residing in Human Services 24 hour care programs. It established the same assessment guidelines and criteria for all Human Services 24 hour care programs. However, the rule itself, as well as the proposed changes, do not pose any fiscal impact on businesses.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

HUMAN SERVICES
RECOVERY SERVICES
515 E 100 S
SALT LAKE CITY UT 84102-4211, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Kari Smith at the above address, by phone at 801-536-8137, by FAX at 801-536-8509, or by Internet E-mail at ksmith@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Robin Arnold-Williams, Executive Director

R527. Human Services, Recovery Services.

R527-550. Assessment.

R527-550-1. Children Placed in the Custody of the State.

1. ORS shall collect child support and Third Party Payments in behalf of children placed in the custody of the state in accordance with Section 78-3a-906, 78-45-1 et seq., 62A-1-117, 62A-11-301 et seq., and Federal regulations 45 CFR 300 through 307.

2. The monthly child support obligation will be determined in accordance with the child support guidelines enacted in Section 78-45-7.2 through 78-45-7.18, UCA. If a current child support order exists, ORS ~~will~~ may collect and enforce the support based on the existing order ~~[unless it has been three years since the issuance of the order]~~ in accordance with Section 78-45-4.4. ~~[If it has been three years since the issuance of the order,]~~ ORS ~~will~~ may conduct a review of the existing support order and the parent's current financial circumstances to determine if the order is in compliance with the child support guidelines and if the case meets the review criteria in accordance with Sections 62A-11-320.5 and 62A-11-320.6. If the order is not in compliance with the child support guidelines but still meets the review criteria, an ~~temporary~~ administrative order may be issued, under the

administrative adjudication process as provided in rule R497-100-1 et seq., while the child is under the jurisdiction of the juvenile court and in a placement other than with his parents~~[state custody]~~.

3.~~[a.]~~ If an administrative order for support is issued at the time the child is placed in custody; and,

~~a~~~~[b].~~ the child returns home~~[-(but remains under the juvenile court's jurisdiction)]~~; and,

~~b~~~~[e].~~ the child is subsequently returned to state custody, ORS ~~may~~~~will~~ collect and enforce child support based on the existing administrative order in accordance with Section 78-3a-906.

4. Third party payments are defined, but not limited to, ~~as~~ [as] entitlement benefits (SSA, SSI~~[-]~~), insurance benefits, trust funds benefits, paid in behalf of the child.

5. Child support is due and payable on the first day of the month. Child support shall not be pro-rated for partial months.

R527-550-3. Public Assistance Overpayments/Retained Support.

A. Obligor not on Assistance.

1. The obligor will be asked to complete an income asset affidavit.

2. The total liability shall be reviewed with the obligor.

3. The obligor will be requested to pay the total obligation in full.

4. If total payment is not possible, the type of debt, the anticipated length of time to repay the debt, total income, assets and expenses of the obligor's household, and any anticipated changes in the household circumstances will be reviewed.

5. This information will be used to determine a monthly repayment amount. When feasible, the monthly repayment amount shall be no less than 10% of the household income and liquid resources.

B. Obligor on Assistance

1. Payment may be made by assistance recoupment. The recoupment may be voluntary or may be recouped without consent in accordance with rule or federal regulations.

2. The amount of the recoupment may be set through agreement or determined in accordance with federal regulations (7 CFR 273.18(g)(4) or rule (R986-213-306).

ORS shall be responsible for reviewing all requests for Food Stamp retroactive benefits to determine if an offset is to be made. A determination of the amount due the recipient shall be made within five (5) days from the date the request is received by ORS.

KEY: child support, foster care, youth corrections~~[*]~~, public assistance overpayments

~~November 16, 2000~~2003

Notice of Continuation November 5, 2002

62A-1-117

62A-7-124

62A-11-104

62A-11-107

62A-11-110

62A-11-111

62A-11-201

62A-11-301

62A-11-320.5

62A-11-320.6

78-3[A]a-906

78-45-1

78-45-4.3

78-45-4.4

78-45-7

Natural Resources; Oil, Gas and
Mining; Coal
R645-301-100
General Contents

NOTICE OF PROPOSED RULE

(Amendment)
DAR FILE NO.: 26710
FILED: 10/21/2003, 11:37

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule amendment clarifies the procedures applicable to coal permit changes, renewals, sales, transfers, and assignments.

SUMMARY OF THE RULE OR CHANGE: This amendment tells where within the coal rules one may find the procedures that apply to these permit alterations (coal permit changes, renewals, sales, transfers, and assignments).

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 40-10-6.5

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: No cost or savings impact is anticipated due to the reference nature of this rule amendment.
- ❖ LOCAL GOVERNMENTS: No impact is anticipated due to local government not normally applying for coal permit applications.
- ❖ OTHER PERSONS: No other person will incur a cost or savings impact due to the reference nature of this rule amendment.

COMPLIANCE COSTS FOR AFFECTED PERSONS: No compliance cost is anticipated due to the reference nature of this rule amendment.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There is no impact to businesses anticipated as a result of the adoption of this rule since there is no change in the compliance measures of the rule.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
OIL, GAS AND MINING; COAL
Room 1210
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Ron Daniels at the above address, by phone at 801-538-5316, by FAX at 801-359-3940, or by Internet E-mail at rondaniels@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 12/03/2003 at 10:00 AM, 1594 West North Temple, Suite 1050, Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Ron Daniels, Coordinator of Minerals Research

R645. Natural Resources; Oil, Gas and Mining; Coal.

R645-301. Coal Mine Permitting: Permit Application Requirements.

R645-301-100. General Contents.

The rules in R645-301-100 present the requirements for the entitled information which should be included in each permit application.

110. Minimum Requirements for Legal, Financial, Compliance and Related Information.

.....

140. Maps and Plans.

141. Maps submitted with permit applications will be presented in a consolidated format, to the extent possible, and will include all the types of information that are set forth on U.S. Geological Survey of the 1:24,000 scale series. Maps of the permit area will be at a scale of 1:6,000 or larger. Maps of the adjacent area will clearly show the lands and waters within those areas and be at a scale determined by the Division, but in no event smaller than 1:24,000.

142. All maps and plans submitted with the permit application will distinguish among each of the phases during which coal mining and reclamation operations were or will be conducted at any place within the life of operations. At a minimum, distinctions will be clearly shown among those portions of the life of operations in which coal mining and reclamation operations occurred:

142.100 Prior to August 3, 1977;

142.200 After August 3, 1977, and prior to either:

142.210. May 3, 1978; or

142.220 In the case of an applicant or operator which obtained a small operator's exemption in accordance with the Interim Program rules (MC Rules), January 1, 1979;

142.300 After May 3, 1978 (or January 1, 1979, for persons who received a small operator's exemption) and prior to the approval of the State Program; and

142.400 After the estimated date of issuance of a permit by the Division under the State Program.

150. Completeness. An application for a permit to conduct coal mining and reclamation operations will be complete and will include at a minimum information required under R645-301 and, if applicable, R645-302.

160. Permit change, renewal, transfer, sale and assignment.

Procedures to change, renew, transfer, assign, or sell existing coal mining and reclamation permit rights are presented at R645-303.

KEY: reclamation, coal mines
~~October 1, 2001~~2003
 Notice of Continuation March 26, 2002
 40-10-1 et seq.

▼ ————— ▼

**Natural Resources; Oil, Gas and
 Mining; Coal
 R645-301-500
 Engineering**

NOTICE OF PROPOSED RULE
 (Amendment)
 DAR FILE NO.: 26711
 FILED: 10/21/2003, 11:39

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule amendment updates the Utah coal rules to include professional geologists among those who may certify certain maps and cross sections which are included in coal mine permit applications.

SUMMARY OF THE RULE OR CHANGE: With the passage of the Licensure of Geologists Bill in 2002 (H.B. 96), Utah created a professional licensing status for geologists. Certification by registered professional geologists is also authorized in the federal coal mining regulatory program, thus Utah's newly-licensed professional geologists will be authorized to do certifications as a result of this amendment to the Utah coal regulatory program rules. (DAR NOTE: H.B. 96 is found at UT L 2002 Ch 218, and was effective May 6, 2002.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 40-10-6.5

ANTICIPATED COST OR SAVINGS TO:

- ❖ **THE STATE BUDGET:** There is no cost or savings impact to the state budget because there is no additional requirement included in this change.
- ❖ **LOCAL GOVERNMENTS:** Local government will not be impacted because it does not normally prepare coal permit applications.
- ❖ **OTHER PERSONS:** There will be no impact on other persons since there are no additional requirements included in this rule.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Compliance costs will be negligible due to there being no additional compliance measures included in this rule amendment.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There are no additional requirements imposed by this rule amendment thus business will not experience any fiscal impact by its adoption.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
 OIL, GAS AND MINING; COAL
 Room 1210
 1594 W NORTH TEMPLE
 SALT LAKE CITY UT 84116-3154, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Ron Daniels at the above address, by phone at 801-538-5316, by FAX at 801-359-3940, or by Internet E-mail at rondaniels@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 12/03/2003 at 10:00 AM, 1594 West North Temple, Suite 1050, Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Ron Daniels, Coordinator of Minerals Research

—————

R645. Natural Resources; Oil, Gas and Mining; Coal.
R645-301. Coal Mine Permitting: Permit Application Requirements.
R645-301-500. Engineering.

The rules in R645-301-500 present the requirements for engineering information which is to be included in a permit application.

510. Introduction. The engineering section of the permit application is divided into the operation plan, reclamation plan, design criteria, and performance standards. All of the activities associated with the coal mining and reclamation operations must be designed, located, constructed, maintained, and reclaimed in accordance with the operation and reclamation plan. All of the design criteria associated with the operation and reclamation plan must be met.

511. General Requirements. Each permit application will include descriptions of:

511.100. The proposed coal mining and reclamation operations with attendant maps, plans, and cross sections;

511.200. The proposed mining operation and its potential impacts to the environment as well as methods and calculations utilized to achieve compliance with design criteria; and

511.300. Reclamation.

512. Certification.

512.100. Cross Sections and Maps. Certain cross sections and maps required to be included in a permit application will be prepared by, or under the direction of, and certified by: a qualified, registered, professional engineer; a professional geologist; or a qualified, registered, professional land surveyor, with assistance

from experts in related fields such as hydrology, geology and landscape architecture[~~and~~]. Cross sections and maps will be updated as required by the Division. The following cross sections and maps will be certified:

- 512.110. Mine workings to the extent known as described under R645-301-521.110;
- 512.120. Surface facilities and operations as described under R645-301-521.124, R645-301-521.164, R645-301-521.165 and R645-301-521.167;
- 512.130. Surface configurations as described under R645-301-542.300 and R645-302-200;
- 512.140. Hydrology as described under R645-301-722, and as appropriate, R645-301-731.700 through R645-301-731.740; and
- 512.150. Geologic cross sections and maps as described under R645-301-622.

.....

KEY: reclamation, coal mines
~~[October 1, 2001]~~**2003**
Notice of Continuation March 26, 2002
40-10-1 et seq.



Natural Resources; Oil, Gas and Mining; Coal

R645-303-200

Permit Review, Change and Renewal

NOTICE OF PROPOSED RULE

(Amendment)
DAR FILE NO.: 26712
FILED: 10/21/2003, 11:41

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule amendment clarifies the procedures applicable to coal permit changes.

SUMMARY OF THE RULE OR CHANGE: This amendment tells where within the coal rules one may find the application procedures for permit changes.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 40-10-6.5

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: No cost or savings impact is anticipated due to the reference nature of this rule amendment.
- ❖ LOCAL GOVERNMENTS: No impact is anticipated due to local government not normally applying for coal permit applications.
- ❖ OTHER PERSONS: No other person will incur a cost or savings impact due to the reference nature of this rule amendment.

COMPLIANCE COSTS FOR AFFECTED PERSONS: No compliance cost is anticipated due to the reference nature of this rule amendment.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There is no impact to businesses anticipated as a result of the adoption of this rule since there is no change in the compliance measures of the rule.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
OIL, GAS AND MINING; COAL
Room 1210
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Ron Daniels at the above address, by phone at 801-538-5316, by FAX at 801-359-3940, or by Internet E-mail at rondaniels@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 12/03/2003 at 10:00 AM, 1594 West North Temple, Suite 1050, Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Ron Daniels, Coordinator of Minerals Research

R645. Natural Resources; Oil, Gas and Mining; Coal.
R645-303. Coal Mine Permitting: Change, Renewal, and Transfer, Assignment, or Sale of Permit Rights.
R645-303-200. Permit Review, Change and Renewal.

210. Division Review of Permits.

211. The Division will review each permit issued and outstanding under the State Program during the term of the permit. This review will occur not later than the middle of each permit term and as follows:

211.100. Permits with a term longer than five years will be reviewed no less frequently than the permit midterm or every five years, whichever is more frequent;

211.200. Permits with variances granted in accordance with R645-302-220 and R645-302-280 will be reviewed no later than three years from the date of issuance of the permit unless, for variances issued in accordance with R645-302-220, the permittee affirmatively demonstrates that the proposed development is proceeding in accordance with the terms of the permit; and

211.300. Permits containing experimental practices issued in accordance with R645-302-210 and permits with a variance from approximate original contour requirements in accordance with R645-302-270 will be reviewed as set forth in the permit or at least every two and one-half years from the date of issuance as required by the Division in accordance with R645-302-217 and R645-302-273, respectively.

212. After the review required by R645-303-211, or at any time, the Division may, by order, require reasonable permit change in accordance with R645-303-220 to ensure compliance with the State Program.

213. Any order of the Division requiring permit change will be based upon written findings and will be subject to the provisions for administrative and judicial review under R645-300-200. Copies of the order will be sent to the permittee.

214. Permits may be suspended or revoked in accordance with R645-400.

220. Permit Changes.

221. At any time during the term of a permit, the permittee may submit to the Division, pursuant to R645-303-220, an Application for Permit Change. The Division will review and respond to an initial Application for a Permit Change within 15 days of receipt of the application.

222. The operator will obtain approval of a permit change by making application in accordance with R645-303-220 for changes in the method of conduct of mining or reclamation operations or in the conditions authorized or required under the approved permit; provided, however, that any extensions to the approved permit area, except for Incidental Boundary Changes, must be processed and approved using the procedural requirements of R645-303-226~~[through application for a new permit and may not be approved under R645-303-221 through R645-303-228].~~

223. The Application for Permit Change will identify the proposed change, or changes, and include the information required under, R645-301, and R645-302 to the extent applicable to the proposed change or changes. The Application for Permit Change will be categorized as a Significant Permit Revision if it involves any of the changes or circumstances set forth in R645-303-224. All other Applications for Permit Change, including Incidental Boundary Changes, will be categorized as Permit Amendments.

224. An Application for Permit Change must be categorized and processed as a Significant Permit Revision for any of the following changes or circumstances:

224.100. An increase in the size of the surface or subsurface disturbed area in an amount of 15 percent, or greater, than the disturbed area under the approved permit;

224.200. Engaging in operations outside of the cumulative impact area as defined in the Cumulative Hydrologic Impact Assessment (CHIA);

224.300. Engaging in operations in hydrologic basins other than those authorized in the approved permit;

224.400. In order to continue operation after the cancellation or material reduction of the liability insurance policy, capability of self-insurance, performance bond, or other equivalent guarantee upon which the original permit was issued; or

224.500. As otherwise required under applicable law or regulation.

225. Applications for Significant Permit revisions and Permit Amendments will be submitted to the Division at least 120 days and 60 days, respectively, before the change in operations is expected to be implemented.

226. Significant Permit Revisions as provided in R645-303-224 will be reviewed and processed by the Division in accordance with the requirements of R645-300-100 and R645-300-200, and the information requirements of R645-301 and R645-302, including requirements for notice, public participation, and notice of decision.

227. Permit Amendments will be processed in accordance with the requirements of R645-300-100 and R645-300-200, and the

information requirements of R645-301 and R645-302, except that permit amendments will not be subject to requirements for notice, public participation, or notice of decision of R645-300-100.

228. The Division will approve or disapprove the Application for Significant Permit Revisions and Permit Amendments, within 120 days and 60 days, respectively, of receipt by the Division of the Administratively Complete Application for Permit Change. The Director may extend the designated time period if it is determined that due to weather conditions, or other considerations, it is physically impossible to perform the review of the Application for Permit Change within that time period.

230. Permit Renewals.

231. General. A valid permit, issued pursuant to the State Program, will carry with it the right of successive renewal, within the approved boundaries of the existing permit, upon expiration of the term of the permit.

232. Application Requirements and Procedures.

232.100. An application for renewal of a permit will be filed with the Division at least 120 days before expiration of the existing permit term.

232.200. An application for renewal of a permit will be in the form required by the Division and will include at a minimum:

232.220. Evidence that a liability insurance policy or adequate self-insurance under R645-301-800 will be provided by the applicant for the proposed period of renewal;

232.230. Evidence that the performance bond in effect for the operation will continue in full force and effect for any renewal requested, as well as any additional bond required by the Division pursuant to R645-301-800;

232.240. A copy of the proposed newspaper notice and proof of publication of same, as required by R645-300-121.100; and

232.250. Additional, revised, or updated information required by the Division.

232.300. Applications for renewal will be subject to the requirements of public notification and public participation contained in R645-300-120 and R645-300-152.

232.400. If an application for renewal includes any proposed revisions to the permit, such revisions will be identified and subject to the requirements of R645-303-220.

232.500. Irrespective of any other R645 rule requirements for permitting coal mining and reclamation operations, a permittee may renew a permit for the purpose of reclamation only if solely reclamation activities remain to be done and no coal will be extracted, processed, or handled. Obligations established under a permit will continue regardless of whether the authorization to extract, process, or handle coal has expired or has been terminated, revoked, or suspended.

233. Approval Process.

233.100. Criteria for approval. The Division will approve a complete and accurate application for permit renewal, unless it finds, in writing that:

233.110. The terms and conditions of the existing permit are not being satisfactorily met;

233.120. The present coal mining and reclamation operations are not in compliance with the environmental protection standards of the State Program;

233.130. The requested renewal substantially jeopardizes the operator's continuing ability to comply with the State Program on existing permit areas;

233.140. The operator has not provided evidence of having liability insurance or self-insurance as required in R645-301-890;

233.150. The operator has not provided evidence that any performance bond required to be in effect for the operation will continue in full force and effect for the proposed period of renewal, as well as any additional bond the Division might require pursuant to R645-301-800; or

233.160. Additional, revised, or updated information required by the Division under R645-303-232.250 has not been provided by the applicant.

233.200. Burden of Proof. In the determination of whether to approve or deny a renewal of a permit, the burden of proof will be on the opponents of renewal.

233.300. Alluvial Valley Floor Variance. If the coal mining and reclamation operation authorized by the original permit was not subject to the standards contained in sections 40-10-11(2)(e)(i) and (ii) of the Act and R645-302-320, because the permittee complied with the exceptions in the proviso to section 40-10-11(2)(e)(ii) of the Act, the portion of the application for renewal of the permit that addresses new land areas previously identified in the reclamation plan for the original permit will not be subject to the standards contained in sections 40-10-11(2)(e)(i) and (ii) of the Act and R645-302-320.

234. Renewal Term. Any permit renewal will be for a term not to exceed the period of the original permit established under R645-300-150.

235. Notice of Decision. The Division will send copies of its decision to the applicant, to each person who filed comments or objections on the renewal, to each party to any informal conference held on the permit renewal, and to the Office.

236. Administrative and Judicial Review. Any person having an interest which is or may be adversely affected by the decision of the Division will have the right to administrative and judicial review set forth in R645-300-200.

KEY: reclamation, coal mines

[+994]2003

**Notice of Continuation March 26, 2002
40-10-1 et seq.**

▼ ————— ▼

**Natural Resources; Oil, Gas and
Mining; Coal
R645-401
Inspection and Enforcement: Civil
Penalties**

**NOTICE OF PROPOSED RULE
(Amendment)**

DAR FILE NO.: 26713
FILED: 10/21/2003, 11:43

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule amendment updates the civil penalties part of the coal regulatory program.

SUMMARY OF THE RULE OR CHANGE: The civil penalties authorized in the Utah coal regulatory program are lower in amount than the Federal provisions for coal program civil penalties and have not been updated to account for inflation for about 20 years. This action adopts a level of civil penalties at the same rate as the current Federal provisions.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 40-10-6.5

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: These rule changes will bring in an estimated \$1,000 annually in additional civil penalties paid to Utah by all coal operators for violations of the Utah Coal Mining and Reclamation Act.

❖ LOCAL GOVERNMENTS: Local governments neither collect nor pay civil penalties since they do not normally mine coal, thus there will be no impact to local government.

❖ OTHER PERSONS: Coal mining companies, after violating the Utah Coal Mining and Reclamation Act will pay an estimated total of \$1,000 per year in additional civil penalties. Each operator's share of this total is impossible to determine due to the nature of violations, weather conditions, operator response time, and good faith efforts in compliance.

COMPLIANCE COSTS FOR AFFECTED PERSONS: As stated under costs for Other Persons above, compliance will cost Utah coal mine operators an estimated \$1,000 in addition to current civil penalties.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: While there will be a fiscal impact on business who are cited for violations in the amount of about \$1,000 per year, civil penalties are not static amounts and we judge that this is the time to make an adjustment to the coal program civil penalty schedule.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
OIL, GAS AND MINING; COAL
Room 1210
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Ron Daniels at the above address, by phone at 801-538-5316, by FAX at 801-359-3940, or by Internet E-mail at rondaniels@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 12/03/2003 at 10:00 AM, 1594 West North Temple, Suite 1050, Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Ron Daniels, Coordinator of Minerals Research

R645. Natural Resources; Oil, Gas and Mining; Coal.
R645-401. Inspection and Enforcement: Civil Penalties.
R645-401-300. Point System for Penalties.

310. Amount of Penalty. In determining the amount of the penalty, if any, to be assessed, consideration will be given to:

311. The operator's history of previous violations at the particular coal mining and reclamation operation, regardless of whether any led to a civil penalty assessment. Special consideration will be given to violations contained in or leading to a cessation order. However, a violation will not be considered if the notice or order containing the violation meets the conditions described in R645-401-321.100 or R645-401-321.200.

.....

330. Determination of Amount of Penalty. The assessment officer will determine the amount of any civil penalty converting the total number of points assigned under R645-401-320 to a dollar amount, according to the following schedule:

TABLE

POINTS	DOLLARS
1	10
2	20
3	30
4	40
5	50
6	60
7	70
8	80
9	90
10	100
11	110
12	120
13	130
14	140
15	150
16	160
17	170
18	180
19	190
20	200
21	220
22	240
23	260
24	280
25	300
26	320
27	340
28	360
29	380
30	400
31	420
32	440
33	460
34	480
35	500
36	520
37	540
38	560
39	580

40	600
41	640
42	680
43	720
44	760
45	800
46	840
47	880
48	920
49	960
50	1000
51	1040
52	1080
53	1120
54	1160
55	1200
56	1240
57	1280
58	1320
59	1360
60	1400
61	1480
62	1560
63	1640
64	1720
65	1800
66	1880
67	1960
68	2040
69	2120
70	2200
71	2280
72	2360
73	2440
74	2520
75	2600
76	2680
77	2760
78	2840
79	2920
80	3000
81	3080
82	3160
83	3240
84	3320
85	3400
86	3480
87	3560

Points	Dollars
1	22
2	44
3	66
4	88
5	110
6	132
7	154
8	176
9	198
10	220
11	242
12	264
13	286
14	308
15	330
16	352
17	374
18	396
19	418
20	440
21	462
22	484
23	506
24	528
25	550
26	660
27	770
28	880

29	990
30	1,100
31	1,210
32	1,320
33	1,430
34	1,540
35	1,650
36	1,760
37	1,870
38	1,980
39	2,090
40	2,200
41	2,310
42	2,420
43	2,530
44	2,640
45	2,750
46	2,860
47	2,970
48	3,080
49	3,190
50	3,300
51	3,410
52	3,520
53	3,630
54	3,740
55	3,850
56	3,960
57	4,070
58	4,180
59	4,290
60	4,400
61	4,510
62	4,620
63	4,730
64	4,840

R645-401-400. Assessment of Separate Violations for Each Day.

410. The assessment officer may assess separately a civil penalty for each day from the date of issuance of the notice of violation or cessation order to the date set for abatement of the violation. In determining whether to make such an assessment, the assessment officer will consider the factors listed in R645-401-300 and may consider the extent to which the permittee gained any economic benefit as a result of a failure to comply. For any violation which continues for two or more days, and which is assigned more than ~~[80]~~64 points under R645-401-320, the assessment officer will assess a civil penalty for a minimum of two separate days.

420. Whenever a violation contained in a notice of violation or cessation order has not been abated within the abatement period set in the notice or order, a civil penalty of not less than \$750.00 will be assessed for each day during which such failure continues, except that, if the permittee initiates review proceedings with respect to the violation, the abatement period will be extended as follows:

421. If suspension of the abatement requirements of the notice or order is ordered in a temporary relief proceeding under the State Program, after determination that the permittee will suffer irreparable loss or damage from the application of the requirements, the extended period permitted for abatement will not end until the date on which the board issues a final order; and

422. If the permittee initiates review proceedings under the State Program with respect to the violation, in which the obligations to abate are suspended by the court pursuant to the State Program, the daily assessment of a penalty will not be made for any period before entry of a final order by the court.

430. Such penalty for the failure to abate the violation will not be assessed for more than 30 days for each violation. If the permittee has not abated the violation within the 30-day period, the

Division will within 30 days appeal such noncompliance to the Board for resolution under Subsections 40-10-20(5), 40-10-20(6), 40-10-22(1)(d), or 40-10-22(2) of the Act, or by other appropriate means.

KEY: reclamation, coal mines
~~[October 1, 1999]~~2003
 Notice of Continuation April 19, 1999
 40-10-1 et seq.



Natural Resources, Wildlife Resources
R657-6
 Taking Upland Game

NOTICE OF PROPOSED RULE
 (Amendment)
 DAR FILE NO.: 26762
 FILED: 10/30/2003, 08:47

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being amended pursuant to Regional Advisory Council meetings and the Wildlife Board meeting conducted for taking public input and reviewing the wild turkey program as approved by the Wildlife Board.

SUMMARY OF THE RULE OR CHANGE: Subsection R657-6-6(11) is being amended to clarify the waiting periods for wild turkey; and Subsection R657-6-6(14)(d) is being amended to add that an amendment to a wild turkey application may cause rejection if the amendment causes and error on the application. Subsection R657-6-7(3) is being amended to add that the landowner must identify the permit designee at the time of application. Other changes being made are to renumber the appropriate sections.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 23-14-18 and 23-14-19

ANTICIPATED COST OR SAVINGS TO:

- ❖ **THE STATE BUDGET:** This amendment clarifies existing requirements. The proposed changes to this rule do not create a cost or savings impact to the state budget or the Division of Wildlife Resources' (DWR) budget.
- ❖ **LOCAL GOVERNMENTS:** This amendment clarifies existing requirements. These proposed changes do not create any direct cost or savings impact to local governments because they are not directly affected by the rule. Nor are local governments indirectly impacted because the rule does not create a situation requiring services from local governments.
- ❖ **OTHER PERSONS:** This amendment clarifies existing requirements. These proposed changes to the rule do not impose any additional requirements on other persons, nor generate a cost or savings impact to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: This amendment clarifies existing requirements. These proposed changes to the rule do not create additional compliance costs.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The amendments to this rule do not create an impact on businesses.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
WILDLIFE RESOURCES
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Debbie Sundell at the above address, by phone at 801-538-4707, by FAX at 801-538-4745, or by Internet E-mail at debbiesundell@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Kevin Conway, Director

R657. Natural Resources, Wildlife Resources.

R657-6. Taking Upland Game.

R657-6-6. Application Procedure, Waiting Period and Bonus Points for Wild Turkey.

(1)(a) Applications are available from Division offices, license agents, and the Division's Internet address. Applications must be mailed by the date prescribed in the Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game.

(b) Residents and nonresidents may apply.

(c) The application period for wild turkey is published in the Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game.

(2)(a) Applications completed incorrectly or received after the date prescribed in the Turkey Addendum to the Upland Game Proclamation may be rejected.

(b) If an error is found on the application, the applicant may be contacted for correction.

(3)(a) Late applications, received by the date published in the Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game, will not be considered in the drawing, but will be processed for the purpose of entering data into the Division's draw database to provide:

(i) future preprinted applications;

(ii) notification by mail of late application and other draw opportunities; and

(iii) reevaluation of Division and third-party errors.

(b) The \$5 handling fee will be used to process the late application. Any permit fees submitted with the application will be refunded.

(c) Late applications, received after the date published in the Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game shall not be processed and shall be returned to the applicant.

(4)(a) Group applications for wild turkey will not be accepted.

(b) Applicants may select up to three hunt choices when applying for limited entry turkey permits. Hunt unit choices must be listed in order of preference.

(5)(a) A person may obtain only one wild turkey permit each year, except a person may obtain wild turkey conservation permits in addition to obtaining a limited entry or remaining wild turkey permit.

(b) A person may not apply for wild turkey more than once annually.

(c) A turkey permit allows a person using any legal weapon to take one male turkey within the area and season specified on the permit.

(6) A small game license or combination license may be purchased before applying or the small game license or combination license will be issued upon successfully drawing a permit. Fees must be submitted with the application.

(7) Each application must include:

(a) the nonrefundable handling fee;

(b) the limited entry turkey permit fee; and

(c) the small game or combination license fee, if it has not yet been purchased.

(8) The posting date of the drawing results is published in the Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game.

(9)(a) Any permits remaining after the drawing are available only by mail-in request.

(b) Requests for remaining permits must include:

(i) full name, complete mailing address, phone number, date of birth, weight, height, sex, color of hair and eyes, Social Security number, and driver's license number (if available);

(ii) proof of hunter education certification, if applicable;

(iii) small game or combination license number or fees; and

(iv) the permit fee.

(c) Requests must be submitted to the Salt Lake Division office as published in the Turkey Addendum to the Upland Game proclamation of the Wildlife Board for taking upland game.

(d) Requests shall be filled on a first-come, first-served basis beginning on the date published in the Turkey Addendum to the Proclamation of the Wildlife Board for taking upland game.

(10) Unsuccessful applicants will receive a refund in March.

(11)(a) Any person who obtained a Rio Grande turkey permit during the preceding two years may not apply for or obtain a Rio Grande or Merriam's turkey permit for the current year[-], except as provided in Subsections (c) and (d).

(b) Any person who [obtains a Rio Grande or] obtained a Merriam's turkey permit [in] during the [current] preceding year, may not apply for or obtain a Merriam's or Rio Grande [or Merriam's] turkey permit for [a period of two years, except:] the current year, except as provided in Subsections (c) and (d).

[(c)](c) Waiting periods do not apply to the purchase of turkey permits remaining after the drawing. However, waiting periods are incurred as a result of purchasing remaining permits. Therefore, if a remaining permit is purchased in the current year, waiting periods will be in effect when applying in the drawing in the following two years.

[(d)](d) Waiting periods do not apply to conservation permits or landowner permits.

(12)(a) A bonus point is awarded for:

(i) a valid unsuccessful application when applying for a permit in the turkey drawing; or

(ii) a valid application when applying for a bonus point in the turkey drawing.

(b)(i) A person may not apply for a bonus point if that person is ineligible to apply for a permit.

(ii) A person may apply for one turkey bonus point each year, except a person may not apply in the drawing for both a turkey permit and a turkey bonus point in the same year.

(iii) Group applications will not be accepted when applying for bonus points.

(c) A bonus point shall not be awarded for an unsuccessful landowner application.

(d) Each applicant receives a random drawing number for:

(i) the current valid turkey application; and

(ii) each bonus point accrued.

(iii) The applicant will retain the lowest random number for the drawing.

(e)(i) Fifty percent of the permits for each hunt unit will be reserved for applicants with bonus points.

(ii) Based on the applicant's first choice, the reserved permits will be designated by a random drawing number to eligible applicants with the greatest number of bonus points.

(iii) If reserved permits remain, the reserved permits will be designated by random number to eligible applicants with the next greatest number of bonus points.

(iv) The procedure in Subsection (iii) will continue until all reserved permits have been issued or no applications for that hunt unit remain.

(v) Any reserved permits remaining and any applicants who were not selected for reserved permits will be returned to the drawing.

~~(f)~~(f) Bonus points are forfeited if a person obtains a wild turkey permit, except as provided in Subsection (f).

~~(g)~~(g) Bonus points are not forfeited if:

(i) a person is successful in obtaining a Conservation Permit or Sportsman Permit;

(ii) a person obtains a Landowner Permit; or

(iii) a person obtains a Poaching-Reported Reward Permit.

~~(h)~~(h) Bonus points are not transferable.

~~(i)~~(i) Bonus points are tracked using social security numbers or Division-issued hunter identification numbers.

(13)(a) An applicant may withdraw their application for the wild turkey permit drawing by requesting such in writing by the date published in the Turkey Addendum to the Proclamation of the Wildlife Board for taking upland game.

(b) The applicant must send their notarized signature with a statement requesting that their application be withdrawn to the Salt Lake division office.

(c) Handling fees will not be refunded.

(14)(a) An applicant may amend their application for the wild turkey permit drawing by requesting such in writing by the initial application deadline.

(b) The applicant must send their notarized signature with a statement requesting that their application be amended to the Salt Lake Division office.

(c) The applicant must identify in their statement the requested amendment to their application.

(d) An amendment may cause rejection if the amendment causes an error on the application.

R657-6-7. Landowner Permits.

(1)(a) Up to an additional 20 percent of the limited entry permits authorized for taking Merriam's and Rio Grande turkeys are available to private landowners through a drawing.

(b) Landowners interested in obtaining landowner permits must contact the regional Division office in their area November 15 through December 15 to be eligible for the landowner permit drawing and to obtain an application.

(c) Landowner permit applications that are not signed by the local Division representative will be rejected.

(d) Landowner permit applications must be received by the date published in the Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game.

(2)(a) A landowner who owns at least 640 acres of essential habitat that supports wild Merriam's turkeys or at least 20 acres of essential habitat that supports wild Rio Grande turkey within any of the open limited entry areas for wild turkeys is eligible to participate in the drawing for available landowner turkey permits.

(b) Land qualifying as essential habitat and owned by more than one landowner may qualify for a landowner permit. However, the landowners who own the qualifying land must determine the landowner who will be participating in the drawing.

(c) "Essential habitat" means areas where wild turkeys regularly and consistently roost, feed, loaf, nest or winter.

(3)(a) A landowner who applies for a landowner permit may:

(i) be issued the permit; or

(ii) designate a member of the landowner's immediate family or landowner's regular full-time employee to receive the permit.

(b) At the time of application, the landowner must identify the designee who will receive the permit.

(c) The landowner permit may be used only on the open limited entry area in which the landowner's property is located during the open season established for hunting wild turkeys.

(4) The posting date of the drawing results for landowner permits is published in the Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game.

(5)(a) Any landowner permits remaining after the landowner drawing shall be converted to public limited entry permits for that specific unit.

(b) These permits shall be issued through the limited entry drawing. Therefore, the number of public permits listed in the Turkey Addendum to the Upland Game Proclamation of the Wildlife Board for taking upland game, may increase.

(6)(a) A waiting period does not apply to landowners applying for landowner permits.

(b) A landowner may apply once annually for a landowner permit and a limited entry permit, but may only draw or obtain one permit.

KEY: wildlife, birds, rabbits, game laws

~~December 18, 2002~~2003

Notice of Continuation June 16, 2002

23-14-18

23-14-19



Natural Resources, Wildlife Resources

R657-22

Commercial Hunting Areas

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 26763

FILED: 10/30/2003, 08:54

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being amended pursuant to Regional Advisory Council meetings and the Wildlife Board meeting conducted for taking public input and reviewing the commercial hunting area program as approved by the Wildlife Board, specifically addressing three main areas: 1) to shift the burden of assuring that a Commercial Hunting Area (CHA) application is complete and accurate from division personnel to the private applicant; 2) ensure CHA operators do not have a history of unethical behavior, demonstrate a propensity to violate wildlife law, or otherwise are negative examples of the CHA program; and 3) improve disease prevention and control in game birds held by the CHA.

SUMMARY OF THE RULE OR CHANGE: Section R657-22-2 is being amended to add the acronym and definition of a Commercial Hunting Area (CHA) and clarify the definition of "operator." Under Sections R657-22-3 and R657-22-4, new language is being added to shift accountability for accurate and complete CHA applications from the division to the applicant. Section R657-22-3 is being amended to change the application deadline for CHA applications from July 1 to May 1, annually; and to authorize a Certificate of Registration for a three-year period. Section R657-22-5 is being amended to add provisions for avoiding or eliminating persons demonstrating disregard for ethical business practices, wildlife laws and disrespect for the CHA program. Sections R657-22-6, R657-22-10, and R657-10-11 are being amended to provide provisions to improve disease prevention and control among game birds held on the CHA. Other changes are being made for consistency and clarity.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 23-17-6

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: The Division of Wildlife Resources (DWR) has determined that DWR budget may be impacted over a three-year period resulting in a loss of approximately \$30,000 (approximately 100 CHA applications annually at \$150 COR fee each X 3 years = \$45,000). The remaining amendments are for clarification and do not create a cost or savings impact to the state budget or the DWR's budget.

❖ LOCAL GOVERNMENTS: This amendment is for clarification. These proposed changes do not create any direct cost or savings impact to local governments because they are not directly affected by the rule. Nor are local governments indirectly impacted because the rule does not create a situation requiring services from local governments.

❖ OTHER PERSONS: This amendment is for clarification. These proposed changes to the rule do not impose any additional requirements on other persons, nor generate a cost or savings impact to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The division will benefit by having fewer applications to process over a three year period and free-up personnel to address other work responsibilities -- a trade-off that will compensate for the projected revenue loss of \$30,000 over the three-year period. Private operators of CHAs will be relieved of applying annually. Operators will experience a cost savings of \$300 dollars each during the three-year period. In addition, CHA operators may incur a minimal cost for testing game birds. A small number of CHAs, acquiring game birds from producers within Utah, will be required to test a statistically valid number of their birds to assure disease-free status. The majority of operators obtain birds from outside of Utah and no significant changes in testing are expected. The remaining amendments are for clarification and do not create additional compliance costs.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The amendments to this rule do not create an impact on businesses.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
WILDLIFE RESOURCES
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Debbie Sundell at the above address, by phone at 801-538-4707, by FAX at 801-538-4745, or by Internet E-mail at debbiesundell@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Kevin Conway, Director

R657. Natural Resources, Wildlife Resources.**R657-22. Commercial Hunting Areas.****R657-22-1. Purpose and Authority.**

Under authority of Section 23-17-6, this rule provides the procedures and requirements for establishing, maintaining, and operating a ~~commercial hunting area~~ CHA.

R657-22-2. Definitions.

(1) Terms used in this rule are defined in Section 23-13-2.

(2) In addition:

(a) "CHA" means Commercial Hunting Area.

~~(b)~~ (b) "Commercial hunting area" means a parcel of land where pen-raised or propagated game birds are released for the purpose of allowing hunters to take them for a fee.

~~(c)~~ (c) "Game bird" means, for the purpose of this rule only, all species of partridge, pheasant, and quail authorized for release on a ~~commercial hunting area~~ CHA.

~~[(e) "Operator" means an individual, partnership, association, corporation, business entity, or an agent of the foregoing, who]~~(d) "Operator" means a person, group, or business entity, including their agents, employees and contractors, that manages, owns, administers, or oversees the activities and [operation of a commercial hunting area.]operations of a CHA. Operator further includes any person, group or business entity that employs or contracts another to serve or act as an operator.

~~[R657-22-3.]~~**R657-22-3. Application for a Certificate of Registration [Required].**

~~[(4)]~~(1)(a) A certificate of registration is required before any person may operate a [commercial hunting area.]CHA.

~~[(2)(a) Any person who owns or leases land and controls the shooting and hunting rights for that property may apply for a]~~(b) An application for a CHA certificate of registration must be completed and returned to the regional office where the proposed CHA is located by May 1.

~~_____~~(2)(a) Any application that does not clearly and legibly verify ownership or lease by the applicant as required in Subsection (3), of all property for which the application applies shall be returned to the applicant.

~~_____~~(b) Discovery of property after issuance of the CHA certificate of registration, which is not approved by its owner or lessee to be included in the CHA, shall immediately void the CHA certificate of registration.

~~_____~~(3)(a) The application must be accompanied by:

~~_____~~(i) County Recorder Plat maps, or equivalent maps, dated by receipt of purchase within 30 days of submitting the CHA application, depicting boundaries and ownership of all property within the CHA;[-

~~_____~~(b) Applications are available from division offices.

~~_____~~(3) In addition to the application, the applicant must provide the following:

~~_____~~(a) two photocopies of the following maps of the proposed commercial hunting area to scale:

~~_____~~(i) county plat maps;] and

~~_____~~(ii) U.S. Geological Survey topographical maps, no smaller scale than 7 1/2 minutes, with the proposed boundaries clearly marked;

~~_____~~[(b) a legal description and county tax identification number of the property, including total acreage;

~~_____~~(c) proof of ownership or a lease agreement for the period of authorization as follows:

~~_____~~(i)](iii) evidence of ownership of the property, such as a copy of a title, deed, or tax notice that [establishes proof]provides evidence the applicant is the owner of the property described; or

~~_____~~[(ii)](iv) a lease agreement for the period of the CHA certificate of registration, listing the name, address and telephone number of the lessor, that [establishes proof]provides evidence the applicant is the lessee of the hunting or shooting rights of the property described;

~~_____~~[(d)](v) the address of any propagation or game bird holding facility not located on the [commercial hunting area]CHA property; and

~~_____~~[(e) a \$150](vi) the CHA certificate of registration fee.

~~_____~~(4) The division may return any application that is incomplete, completed incorrectly, or that is not accompanied by the information required in Subsection (3).

~~_____~~(5)(a) Review and processing of the application may require up to 45 days.

~~_____~~(b) More time may be required to process an application if the applicant requests authorization from the Wildlife Board for a variance to this rule.

~~_____~~(6)(a) Applications must be submitted to the division regional office in which the commercial hunting area is located by July 1 each year the commercial hunting area is to be hunted.

~~_____~~(b) Applications are not accepted for a CHA that is[from any person who requests to establish a commercial hunting area:

~~_____~~(i) within 1/4 mile of any existing commercial hunting area without requesting a variance from the Wildlife Board and a written agreement from the operator of the existing commercial hunting area; and

~~_____~~(ii) within 1/4 mile of any existing state wildlife or waterfowl management area without requesting a variance from the Wildlife Board.

~~_____~~(7) The division may deny any application or impose provisions on the CHA certificate of registration that are more restrictive [tø]than this rule in the interest of wildlife or wildlife habitat.

~~_____~~(8) Commercial Hunting Area certificates[If an application is denied, the division shall state the reason in writing within 30 days of denial.

~~_____~~[(9) Certificates] of registration are effective from the date issued through [March 31]June 30 of the [following]third consecutive year.

~~_____~~[(40)](9) Rights granted by a CHA certificate of registration are not transferable or assignable.

R657-22-4. Renewal of Certificate of Registration.

~~_____~~(1) A certificate of registration may be renewed by completing a renewal application and paying a CHA certificate of registration renewal fee[-of \$150].

~~_____~~[(2)](2)(a) Renewal applications must be completed and submitted to the division regional office in which the [commercial hunting area is located by July 1 each year the commercial hunting area is to be hunted.]CHA is located by May 1 immediately prior to the June 30 expiration date identified on the current CHA certificate of registration.

~~_____~~[(3) In addition to the renewal application and renewal fee, the applicant must provide the following:](b) Any application that does not clearly and legibly verify ownership or lease by the applicant as required in Subsection (3), of all property for which the application applies shall be returned to the applicant.

~~_____~~[(a) a current lease agreement if any land within the commercial hunting area boundary is being leased, including:](c) Discovery of property during the CHA certificate of registration period, which is not approved by its owner or lessee to be included in the CHA, shall immediately void the CHA certificate of registration.

~~_____~~[(i) the lessor's](3)(a) The renewal application must be accompanied by:

~~_____~~(i) a lease agreement extending through the period of the CHA certificate of registration being applied for listing the name, address and telephone number of the lessor, that provides evidence the applicant is the lessee of the hunting or shooting rights of the property described;[:]

~~_____~~[(ii) the county tax identification number of properties being leased;

~~_____~~(b)](ii) an annual report as provided in Subsection R657-22-6(2); and

~~(e) any requested change to the~~ (iii) any change in property ownership differing from ownership identified in the CHA certificate of registration [that was issued for the previous year] immediately preceding the current application, including updated maps as provided in Subsection R657-22-3(3)(a) if the [commercial hunting area] CHA boundaries change.

R657-22-5. Conditions for Approval ~~of~~ Initial and Renewal Applications.

(1) [Applications for] Initial and renewal [shall] applications may be denied by the division if the [commercial hunting area] applicant or operator, or any of its agents or employees: [;]

~~(a) failed to comply with~~ (a) violated any provision of this rule [or any provision of the], the Wildlife Resources Code, a CHA certificate of registration, or the CHA application; [;]

~~(b) failed to adequately medicate or control the spread of a contagious disease;~~

~~(c) refused to allow the division to inspect any premises, facility, wildlife, or required records;~~

~~(d) restricted public access upon public roads or public rights-of-way or easements through the commercial hunting area;~~

~~(e) conducted commercial hunting activities on property not authorized on the certificate of registration;~~

~~(f) failed to release the minimum number of game birds specified on the certificate of registration or harvested more than 85% of the game birds released;~~

~~(g)~~ (b) obtained or attempted to obtain a CHA certificate of registration by fraud, deceit, falsification, or misrepresentation;

~~(c)~~ (c) is employed, contracted through writing or verbal agreement, assigned, or requested to apply and act as the operator by a person, group, or business entity that will directly or indirectly benefit from the CHA, but would otherwise be ineligible under this rule or by virtue of suspension under Section 23-19-9 to operate a CHA if they applied directly as the operator; or

~~(h) falsified any required report or record.~~ (d) engaged in conduct that results in the conviction of, a plea of no contest to, a plea held in abeyance, or a diversion agreement to a crime of moral turpitude, or any other crime that when considered with the functions and responsibilities of a CHA operator bears a reasonable relationship to the operator's or applicant's ability to safely and responsibly operate a CHA.

(2) If an application is denied, the division shall state the reasons in writing within 30 days of denial.

R657-22-6. Records and Reports -- Annual Report.

(1) The operator of a [commercial hunting area] CHA shall maintain complete and accurate records of:

(a) the number, species, and source of any game birds purchased or propagated;

(b) health certificates for all game birds purchased from outside the state of Utah;

(c) the number, species and date the game birds are released; and

(d) the number, species and date of game birds taken within the [commercial hunting area] CHA boundary, including wild game birds; and

(e) copies of the bill of sale issued to hunters and any other person who purchases game birds.

(2) Each operator must submit an annual report on a form provided by the division within 30 days of the close of the season or at the time of renewal, including:

(a) the number of game birds by species that were released and the total number of game birds taken by hunters or sold;

(b) the date, source, and number of the game birds purchased; and

(c) the number of game birds by species held in possession on ~~May~~ April 15.

(3) All records must be maintained on the hunting premises or the principal place of business for three years and must be available for inspection by the division.

(4) Falsifying or fabricating any record or report is prohibited and may result in forfeiture of CHA opportunities.

R657-22-7. Boundary Marking.

(1) The [commercial hunting] CHA area must be posted:

(a) at least every 300 feet along the outer boundary of all hunted areas; and

(b) on all corners, streams, rivers, drainage divides, roads, gates, trails, rights-of-way, dikes, canals, and ditches crossing the boundary lines.

(2) Each sign used to post the property must be at least 8-1/2 by 11 inches and must clearly state:

(a) the name of the [commercial hunting area] CHA as designated on the CHA certificate of registration;

(b) the words "No Trespassing"; and

(c) wording indicating the sign is located on the [commercial hunting area] CHA boundary.

(3)(a) If the [commercial hunting area] CHA operator fails to renew a CHA certificate of registration or a renewal application is denied, all signs shall be immediately removed.

(b) The division may remove and dispose of any signs that are not removed within 30 days after the termination of the CHA certificate of registration.

(4) Commercial hunting area activities may only be conducted on property properly posted and specifically authorized in the CHA certificate of registration.

(5) Commercial hunting area operators may not post or otherwise restrict public access on public roads, right-of-ways, or easements within the CHA.

R657-22-8. Acreage Requirements.

(1)(a) The minimum acreage accepted for a [commercial hunting area] CHA is 160 acres in a single, connected tract.

(b) The maximum acreage accepted for a [commercial hunting area] CHA is 1,920 acres in a single, connected tract.

(2) A [commercial hunting area] CHA may not be established closer than 1/4 mile of [any other commercial hunting area,] a wildlife management area, or waterfowl management area, unless otherwise allowed by a variance of the Wildlife Board.

(3) The Wildlife Board may allow a variance [;] ~~(a)~~ to the acreage requirements provided in Subsection (1) if no more than 1,920 acres are to be used for hunting at any one time; and

~~(b) to the minimum distance requirements provided in Subsection (2) if the operator of the existing commercial hunting area signs a written letter of agreement.~~

R657-22-9. Bill of Sale Required.

(1) The operator of a [commercial hunting area] CHA shall issue a bill of sale to each person who has taken a game bird from the [commercial hunting area] CHA.

(2) The bill of sale shall be issued prior to the transportation of any bird from the ~~[commercial hunting area]~~CHA.

(3) The bill of sale must include:

- (a) the person's name;
- (b) the date the game birds were taken or purchased;
- (c) the species, number of game birds, and sex of the game birds; and
- (d) the name of the ~~[commercial hunting area]~~CHA where the game birds were taken or purchased.

R657-22-10. Importation.

(1) A CHA certificate of registration allows the importation of live game birds provided the operator ~~has obtained~~first obtains a valid certificate of veterinary ~~health signed by a certified veterinarian or pathologist that each game bird has been examined prior to importation and there is no evidence of any communicable disease.~~inspection covering each imported game bird, and further ~~receives an import permit from the Utah Department of Agriculture and Food consistent with the requirements of Rule R58-1.~~

(2) The health certificate must contain an entry permit number from the Department of Agriculture as provided in Section R58-1-4.

R657-22-11. Disease Protocol.

(1) The division may:

- (a) investigate any reported disease and take any necessary action to control a contagious or infectious disease affecting domestic animals, wildlife, or public health; or
- (b) order a veterinarian or certified pathologist's report of a suspected disease at the operator's expense, and may order quarantine, immunization, testing, or other sanitary measures.

(2)(a) The division may order the destruction and disposal of any game bird found to have an untreatable disease which poses a potential threat or health risk to domestic poultry, humans, or wildlife, as determined by the division, the Department of Agriculture, or the Department of Health.

(b) Actions taken pursuant to Subsection (a) shall be:

- (i) at the operator's expense; and
- (ii) accomplished by following procedures acceptable to the division that ensure the disease is not transmitted to wildlife, domestic animals, or humans.

(3)(a) Commercial hunting area operators must take reasonable precautions to prevent and control the spread of infectious diseases among pen-raised game birds under their control including the requirements as provided in Subsection (b) and Section R657-22-10.

(b) Commercial hunting area operators must obtain a statement from a veterinarian that the birds have been tested for Salmonella pullorum or come from a source flock that participates in the National Poultry Improvement Plan (NPIP).

(c) Commercial hunting area operators who have a current CHA certificate of registration must comply with the requirement in Subsection (b) within six months from the effective date of this rule.

R657-22-12. Authorized Species.

The only game birds that may be released or propagated under the authority of a CHA certificate of registration are species of partridge, pheasant, or quail, including any subspecies.

R657-22-13. Inspection of Game Birds, Premises, and Records.

(1)(a) Certificates of registration are issued upon the express condition that the operator agrees to permit the division and public health and safety officials to enter and inspect the premises,

facilities, and all required records and health certificates to ensure the ~~[commercial hunting area]~~CHA is in compliance with this rule and other applicable laws.

(b) Commercial hunting area operators must allow the division and public health and safety officials reasonable access to conduct the inspections authorized in Subsection (1)(a).

(2) Inspections shall be made during reasonable hours.

R657-22-14. Restrictions on Release and Harvest.

(1)(a) Except as provided in Subsection R657-22-16(2)(e), game birds raised or held in possession under this rule may be released only on the ~~[commercial hunting area]~~CHA property.

(b) Each game bird released must be healthy, capable of flight, and free of disease.

(c) A person may not retard or restrict a game bird's ability to fly or run by clipping, brailling, blinding, pinioning, harnessing, or drugging.

(2) At least 100 game birds of each authorized species, ~~or as approved by the Wildlife Board, or otherwise stated on the CHA certificate of registration,~~ shall be released on the ~~[commercial hunting area]~~CHA during the current operating year.

(3)(a) Operators may not allow the harvest of more than 85% of each species released, except as provided in Subsection (b).

(b) There is no limit to the percentage of game birds that may be harvested that are not, in the opinion of the division, established as a wild population in the vicinity of the ~~[commercial hunting area]~~CHA. Any variance to Subsection (a) shall be indicated on the CHA certificate of registration.

(4) Only those game birds obtained from the following sources may be released or held in possession on a ~~[commercial hunting area]~~CHA:

- (a) an aviculturist, certified as provided in Rule R657-4;
 - (b) a ~~[commercial hunting area]~~CHA, certified under this rule;
- or

(c) a source located outside of Utah provided the game birds are imported as provided in Rule R58-1.

(5) Protected wildlife not authorized for release on the ~~[commercial hunting area]~~CHA may be hunted only during their respective seasons as provided in the rules and proclamations of the Wildlife Board.

R657-22-15. Recapture.

(1)(a) Trapping game birds alive or retrapping game birds that have been released is permitted only:

- (i) within the ~~[commercial hunting]~~CHA area boundaries;
- (ii) from September 1 through April 2; and
- (iii) for wild species listed on the CHA certificate of registration as not established in the area.

(b) Any game bird that escapes from the ~~[commercial hunting area]~~CHA becomes the property of the state of Utah and may not be recaptured.

(2) Any game bird trapped alive may not be recounted or added to the total number of birds released when computing the number which may be taken as provided in Subsection R657-22-14(3).

R657-22-16. Propagation.

(1) The CHA certificate of registration allows the propagation of those species of game birds held in possession as indicated on the CHA certificate of registration.

(2) Any game birds held in possession under this rule must be released on the [~~commercial hunting area~~CHA] or may be sold:

- (a) to a private wildlife farm, certified as provided in Rule R657-4;
- (b) a [~~commercial hunting area~~CHA], certified under this rule;
- (c) to a person located outside of Utah;
- (d) to a person for consumption; or
- (e) for use in training dogs or the sport of falconry as provided in Rule R657-46.

(3)(a) If a [~~commercial hunting area~~CHA] game bird is held in possession at any location other than that listed on the application or transferred alive to any other location, prior authorization must be obtained from the division or must be authorized on the CHA certificate of registration.

(b) Authorization for the possession of live game birds for any primary purpose other than being released to allow hunters to take them for a fee may be obtained under the provisions of Rule R657-4 or Rule R657-46.

~~R657-22-17]. Commercial Hunting Area Registration and Requirements for Hunters.~~

~~— (1) Any person desiring to operate a commercial hunting area to permit the releasing and shooting of pen-raised game birds may apply to the Wildlife Board for authorization to do so and must comply with all requirements in accordance with Section 23-17-6.~~

~~— (2) Any person hunting within the state on any commercial hunting area must be at least 12 years old and meet hunter education requirements as provided in Section 23-17-6.~~

~~R657-22-18]. Season Dates.~~

(1)(a) Hunting on [~~commercial hunting~~CHA] areas is permitted from September 1 through March 31.

(b) The Wildlife Board may authorize a variance to the dates provided in Subsection (a) if:

- (i) wild game birds do not nest within the location of the [~~commercial hunting area~~CHA] or surrounding areas; and
- (ii) there are no detrimental effects to other species of wildlife.

(2) If September 1 falls on a Sunday, the season will open on August 31.

(3) The director may extend the season up to fifteen days, provided wild nesting game birds are not adversely affected.

~~R657-22-19-18. Hunting Hours and Hunter Requirements.~~

(1) Game birds may be taken on a [~~commercial hunting area~~CHA] only one-half hour before sunrise through one-half hour after sunset, except on a [~~commercial hunting area~~CHA] located adjacent to a state wildlife or waterfowl management area, game birds may be taken one-half hour before sunrise through sunset.

(2) Any person hunting within the state on any CHA must be at least 12 years old and meet hunter education requirements as provided in Section 23-17-6.

~~R657-22-19. Suspension.~~

~~The division may suspend a CHA certificate of registration for a CHA as authorized under Section 23-19-9 and Rule R657-26.~~

KEY: game birds[*], wildlife, wildlife law

~~August 17, 1999~~2003

Notice of Continuation June 3, 2002

63-46b-5

23-17-6



Tax Commission, Auditing
R865-91-50
Addition to Federal Taxable Income for
Interest Earned on Bonds, Notes, and
Other Evidences of Indebtedness
Pursuant to Utah Code Ann. Section
59-10-114

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 26765

FILED: 10/30/2003, 13:03

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Section 59-10-114 requires an addition to income for interest earned on bonds or other evidences of indebtedness issued by an entity other than this state.

SUMMARY OF THE RULE OR CHANGE: This proposed amendment indicates that the addition to income for interest earned on bonds or other indebtedness issued by an entity other than this state applies to bonds held in a bond fund that are purchased by the bond fund on or after January 1, 2003.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 59-10-114

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: Any costs or savings were taken into account by 2001 HB 1006. (DAR NOTE: H.B. 1006 is found at UT L 2001 Ch 7 (1st Spec Sess), and was effective August 20, 2001.)

❖ LOCAL GOVERNMENTS: Any costs or savings were taken into account by 2001 H.B. 1006.

❖ OTHER PERSONS: Any costs or savings were taken into account by 2001 H.B. 1006.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Individuals will be required to pay tax on interest earned on bonds issued by an entity other than this state.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There will be additional tax paid by individuals on the interest earned on bonds if issued by an entity other than a Utah entity.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

TAX COMMISSION
AUDITING
210 N 1950 W
SALT LAKE CITY UT 84134, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Cheryl Lee at the above address, by phone at 801-297-3900, by FAX at 801-297-3919, or by Internet E-mail at clee@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Pam Hendrickson, Commissioner

R865. Tax Commission, Auditing.

R865-9I. Income Tax.

R865-9I-50. Addition to Federal Taxable Income for Interest Earned on Bonds, Notes, and Other Evidences of Indebtedness Pursuant to Utah Code Ann. Section 59-10-114.

The addition to federal taxable income required under Section 59-10-114 for interest earned on bonds, notes, and other evidences of indebtedness acquired on or after January 1, 2003 applies to:

A. interest on individual bonds, notes, or other evidences of indebtedness purchased by a resident or nonresident individual on or after January 1, 2003; and

B. for bonds, notes, and other evidences of indebtedness held in a bond fund owned by a resident or nonresident individual, the portion of interest attributable to individual bonds, notes, and other evidences of indebtedness purchased by the bond fund on or after January 1, 2003.

KEY: historic preservation, income tax, tax returns, enterprise zones

[June 10,]2003

Notice of Continuation April 22, 2002

59-7-3



Tax Commission, Property Tax

R884-24P-33

2004 Personal Property Valuation Guides and Schedules Pursuant to Utah Code Ann. Section 59-2-301

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 26766

FILED: 10/30/2003, 14:35

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Subsection 59-1-210(3) authorizes the State Tax Commission to promulgate rules that aid county officials in the performance of any duties relating to the assessment and equalization of property within the county.

SUMMARY OF THE RULE OR CHANGE: This is an additional amendment to the annual update of the personal property guides and schedules for local assessment of business personal property.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 59-2-301

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: The amount of savings or cost to state government is undetermined. The State receives tax revenue for assessing and collecting and for the uniform school fund based on increased or decreased personal property value. These funds are distributed back to local governments. Without knowing the acquisitions and deletions of personal property during 2003, any increase or decrease in 2004 tax revenue, even with no percent good schedule changes, could not be determined. An amendment to Class 1, Short Life Property is proposed to reflect a recalculation of the schedule trending, adjusting the first year factor (2003) from 70% to 69%. An amendment to Class 5, Furniture and Trade Fixtures sixth year factor (1998) is proposed to reflect a recalculation of the schedule trending from 42% to 41%. An amendment to Class 12, Computer Hardware is proposed to reflect an adjustment from the first year factor (2003) of 85% to 70% to reflect additional functional and economic obsolescence due to technological advancements and economic circumstances. These adjustments will result in a lower valuation and reduction in tax revenue from property in these classes.

❖ LOCAL GOVERNMENTS: The amount of saving or cost to local government is undetermined. Local governmental entities receive tax revenue based on increased or decreased personal property value. Without knowing the acquisitions and deletions of personal property during 2003, any increase or decrease in 2004 tax revenue, even with no percent good schedule changes, could not be determined. Proposed adjustments to Class 1, Short Life Property first year factor (2003) from 70% to 69%, and Class 5, Furniture and Trade Fixtures sixth year (1998) factor from 42% to 41% are proposed to reflect recalculations of trending factors. A proposed adjustment to Class 12, Computer Hardware is proposed to reflect a 13% reduction in first year (2003) percentage factor in this class -- reflecting additional functional and economic obsolescence due to technological advancements and economic circumstances. These adjustments will result in a lower valuation and reduction in tax revenue from property in these classes. In aggregate for all personal property schedules, it is not anticipated that the proposed change in Classes 1, 5, and 12 schedules will have a significant impact on revenue.

❖ OTHER PERSONS: In the aggregate, the amount of savings or cost to individuals and business is undetermined. Affected persons pay taxes based on increased or decreased personal property value. Without knowing the acquisitions and

deletions of personal property during 2003, any increase or decrease in 2004 tax liability, even with no percent good schedule changes, could not be determined. It is not possible to determine the change to affected persons without knowing the 2004 property mix compared to the 2003 historical totals.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Only entities having computer hardware purchased in 2003 will be affected by the proposed changes in Class 12. Those taxpayers may pay less in taxes due to a reduced valuation of their personal property in 2004 compared to 2003 if there is no change in tax rates. Entities reporting Class 1 and Class 5 property would have only minor changes in tax liability due to these proposed adjustments.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: As indicated above, the fiscal impact to businesses from changes in the proposed personal property schedules due to proposed changes to this rule will not be as significant as changes in the annual tax rate.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

TAX COMMISSION
PROPERTY TAX
210 N 1950 W
SALT LAKE CITY UT 84134, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Cheryl Lee at the above address, by phone at 801-297-3900, by FAX at 801-297-3919, or by Internet E-mail at clee@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/15/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 12/16/2003

AUTHORIZED BY: Pam Hendrickson, Commissioner

R884. Tax Commission, Property Tax.

R884-24P. Property Tax.

R884-24P-33. 2004 Personal Property Valuation Guides and Schedules Pursuant to Utah Code Ann. Section 59-2-301.

A. Definitions.

1. "Acquisition cost" means all costs required to put an item into service, including purchase price, freight and shipping costs; installation, engineering, erection or assembly costs; and excise and sales taxes.

a) Indirect costs such as debugging, licensing fees and permits, insurance or security are not included in the acquisition cost.

b) Acquisition cost may correspond to the cost new for new property, or cost used for used property.

2. "Actual cost" includes the value of components necessary to complete the vehicle, such as tanks, mixers, special containers, passenger compartments, special axles, installation, engineering, erection, or assembly costs.

a) Actual cost does not include sales or excise taxes, maintenance contracts, registration and license fees, dealer charges, tire tax, freight, or shipping costs.

3. "Cost new" means the actual cost of the property when purchased new.

a) Except as otherwise provided in this rule, the Tax Commission and assessors shall rely on the following sources to determine cost new:

(1) documented actual cost of the new or used vehicle; or

(2) recognized publications that provide a method for approximating cost new for new or used vehicles.

b) For the following property purchased used, the taxing authority may determine cost new by dividing the property's actual cost by the percent good factor for that class:

(1) class 6 heavy and medium duty trucks;

(2) class 9 off-highway vehicles;

(3) class 11 street motorcycles;

(4) class 13 heavy equipment;

(5) class 14 motor homes;

(6) class 17 boats;

(7) class 18 travel trailers/truck campers;

(8) class 21 commercial and utility trailers;

(9) class 23 aircraft subject to the aircraft uniform fee and not listed in the aircraft bluebook price digest; and

(10) class 26 personal watercraft.

4. "Percent good" means an estimate of value, expressed as a percentage, based on a property's acquisition cost or cost new, adjusted for depreciation and appreciation of all kinds.

a) The percent good factor is applied against the acquisition cost or the cost new to derive taxable value for the property.

b) Percent good schedules are derived from an analysis of the Internal Revenue Service Class Life, the Marshall and Swift Cost index, other data sources or research, and vehicle valuation guides such as NADA.

B. Each year the Property Tax Division shall update and publish percent good schedules for use in computing personal property valuation.

1. Proposed schedules shall be transmitted to county assessors and interested parties for comment before adoption.

2. A public comment period will be scheduled each year and a public hearing will be scheduled if requested by ten or more interested parties or at the discretion of the Commission.

3. County assessors may deviate from the schedules when warranted by specific conditions affecting an item of personal property.

When a deviation will affect an entire class or type of personal property, a written report, substantiating the changes with verifiable data, must be presented to the Commission. Alternative schedules may not be used without prior written approval of the Commission.

4. A party may request a deviation from the value established by the schedule for a specific item of property if the use of the schedule does not result in the fair market value for the property at the retail level of trade on the lien date, including any relevant installation and assemblage value.

C. Other taxable personal property that is not included in the listed classes includes:

1. Supplies on hand as of January 1 at 12:00 noon, including office supplies, shipping supplies, maintenance supplies, replacement parts, lubricating oils, fuel and consumable items not held for sale in the ordinary course of business. Supplies are assessed at total cost, including freight-in.

2. Equipment leased or rented from inventory is subject to ad valorem tax. Refer to the appropriate property class schedule to determine taxable value.

3. Property held for rent or lease is taxable, and is not exempt as inventory. For entities primarily engaged in rent-to-own, inventory on hand at January 1 is exempt and property out on rent-to-own contracts is taxable.

D. Personal property valuation schedules may not be appealed to, or amended by, county boards of equalization.

E. All taxable personal property is classified by expected economic life as follows:

1. Class 1 - Short Life Property. Property in this class has a typical life of more than one year and less than four years. It is fungible in that it is difficult to determine the age of an item retired from service.

a) Examples of property in the class include:

- (1) barricades/warning signs;
- (2) library materials;
- (3) patterns, jigs and dies;
- (4) pots, pans, and utensils;
- (5) canned computer software;
- (6) hotel linen;
- (7) wood and pallets;
- (8) video tapes, compact discs, and DVDs; and
- (9) uniforms.

b) With the exception of video tapes, compact discs, and DVDs, taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

c) A licensee of canned computer software shall use one of the following substitutes for acquisition cost of canned computer software if no acquisition cost for the canned computer software is stated:

- (1) retail price of the canned computer software;
- (2) if a retail price is unavailable, and the license is a nonrenewable single year license agreement, the total sum of expected payments during that 12-month period; or
- (3) if the licensing agreement is a renewable agreement or is a multiple year agreement, the present value of all expected licensing fees paid pursuant to the agreement.

d) Video tapes, compact discs, and DVDs are valued at \$15.00 per tape or disc for the first year and \$3.00 per tape or disc thereafter.

TABLE 1

Year of Acquisition	Percent Good of Acquisition Cost
03	[70%] 69%
02	40%
01 and prior	10%

.....

4. Class 5 - Long Life Trade Fixtures. Class 5 property is subject to functional obsolescence in the form of style changes.

a) Examples of property in this class include:

- (1) furniture;
- (2) bars and sinks;
- (3) booths, tables and chairs;
- (4) beauty and barber shop fixtures;
- (5) cabinets and shelves;
- (6) displays, cases and racks;
- (7) office furniture;

- (8) theater seats;
 - (9) water slides; and
 - (10) signs, mechanical and electrical.
- b) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 5

Year of Acquisition	Percent Good of Acquisition Cost
03	88%
02	80%
01	70%
00	61%
99	51%
98	[42%] 41%
97	31%
96	21%
95 and prior	11%

.....

11. Class 12 - Computer Hardware.

a) Examples of property in this class include:

- (1) data processing equipment;
- (2) personal computers;
- (3) main frame computers;
- (4) computer equipment peripherals;
- (5) cad/cam systems; and
- (6) copiers.

b) Taxable value is calculated by applying the percent good factor against the acquisition cost of the property.

TABLE 12

Year of Acquisition	Percent Good of Acquisition Cost
03	[85%] 70%
02	57%
01	36%
00	23%
99	14%
98 and prior	9%

.....

F. The provisions of this rule shall be implemented and become binding on taxpayers beginning January 1, 2004.

KEY: taxation, personal property, property tax, appraisals
~~October 7,~~ 2003
Notice of Continuation April 5, 2002
59-2-301



Transportation, Administration
R907-67
Suspension of Contractors from Work
on Department Projects -- Reasons

NOTICE OF PROPOSED RULE

(New Rule)

DAR FILE No.: 26720

FILED: 10/23/2003, 10:38

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule puts into the administrative code a procedure for suspending a contractor who has done poor work or otherwise should be temporarily debarred from working for the department.

SUMMARY OF THE RULE OR CHANGE: The rule creates a procedure for suspension, sets out criteria, and allows for an appeal process.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 72-1-201

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: It is unknown at this time how much the procedure will cost, if anything. The potential cost will be the incurrence of staff time.
- ❖ LOCAL GOVERNMENTS: This procedure will not affect local governments. Therefore, local governments will not experience any cost or savings impact.
- ❖ OTHER PERSONS: Suspension will financially affect the contractors who are suspended, but the amount is impossible to tell at this time. It will vary depending on the contract.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There is no cost to the contractor except any of their own costs to appeal, i.e., cost of hiring of an attorney or their staff time in appearing at a hearing.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Any fiscal impact this rule may have is justified by the department's need to regulate the work quality of its contractors by suspending those contractors that violate standards.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

TRANSPORTATION
ADMINISTRATION
CALVIN L RAMPTON COMPLEX
4501 S 2700 W
SALT LAKE CITY UT 84119-5998, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

James Beadles at the above address, by phone at 801-965-4168, by FAX at 801-965-4796, or by Internet E-mail at jbeadles@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 12/31/2003.

THIS RULE MAY BECOME EFFECTIVE ON: 01/01/2004

AUTHORIZED BY: John R. Njord, Executive Director

R907. Transportation, Administration.**R907-67. Suspension of Contractors from Work on Department Projects -- Reasons.****R907-67-1. Suspension of Contractors from Work on Department Projects -- Reasons.**

The department may suspend a contractor, which, for purposes of this rule includes Consultants and owners, directors, managers, officers or fiscal agents of the Contractor or Consultant), from performing any work on projects that it administers if, by substantial evidence, it concludes that one of the following factors is present.

(1) The Contractor has been convicted of or entered a plea of guilty or nolo contendere to a crime that is related to a bid or contract-related crime in any court in the United States;

(2) The Contractor has publicly admitted to conduct constituting a crime that is related to a bid or contract;

(3) The Contractor has falsified information or submitted deceptive or fraudulent statements in connection with prequalification, bidding, or performance of a contract;

(4) The Contractor has violated federal or state antitrust laws;

(5) The Contractor has demonstrated willful wrongdoing that reflects a lack of integrity in bidding or performing a public project;

(6) The Contractor, including a joint venture, stockholder of more than five (5) percent of the available stock, or any immediate relatives of the aforementioned has been debarred or suspended or is affiliated with any debarred or suspended person in any state or by the federal government;

(7) The deputy director concludes that the Contractor has acted in collusion with others to perform work on a project that supposedly satisfied disadvantaged business enterprise (DBE) goals or requirements through other than bona fide disadvantaged business enterprises in any combination of individuals, firms, or corporations;

(8) The Contractor has defaulted under previous contracts;

(9) The Contractor has performed previous or current work in an unsatisfactory manner, as determined solely by the Project Manager. Among the items that can be the subject of unsatisfactory performance are the following, though there may be others that are similar in importance and require a determination of unsatisfactory performance:

(a) noncompliance with the contract;

(b) failure to complete work on time;

(c) instances of substantial corrective work being needed before acceptance of the work;

(d) instances of completed work that requires acceptance at reduced pay;

(e) production of non-specification work or materials, and when applicable, required price reductions or corrective work;

(f) failure to provide adequate safety measures and appropriate traffic control that endangered the safety of the work force or the public.

(10) The Contractor has questionable moral integrity as determined by the department, the United States Attorney General, the Utah Attorney General, or any other state;

(11) Failure to reimburse the state for monies owned on any previously awarded contract including those where the prospective bidder is a party to a joint venture and the joint venture has failed to reimburse the state for monies owed.

(12) The deputy director reasonably believes and finds that the public health, welfare, or safety require suspension.

R907-67-2. Procedures for Suspension.

If the Engineer for Construction believes a Contractor should be suspended, he or she will follow the procedures listed in R907-1-2, Commencement by Department - Notice of Agency Action - Procedures. The proceeding shall be handled as an informal administrative proceeding unless the deputy director's designee grants a request for conversion to a formal proceeding. The Notice of Agency Action shall also set forth the amount of time being sought as a suspension period.

R907-67-3. Status Pending Suspension.

Provided that the contract between the Contractor and the department provide for immediate suspension in case of debarment, suspension begins on the date the Notice of Agency Action is served upon the Contractor. Once suspended, the Contractor is prohibited from working either as a contractor for the department or as a subcontractor for someone who is a contractor for the department. The suspension lasts for the amount of time given in the Notice of Agency Action.

R907-67-4. Length of Debarment.

(1) A person found to have committed an act listed in R907-67-1 shall be debarred for a term of not less than six months nor more than three years.

(2) To determine the specific period of time, the department will evaluate the following:

(a) degree of culpability;

(b) restitution to the state;

(c) cooperation in the investigation of bidding or contract-related crimes;

(d) disassociation with those involved in the crimes and active cooperation in prosecuting others who are involved in the crimes.

(3) Suspension does not absolve the Contractor of his or her responsibility to perform existing contracts, even if the Contractor needs to find other companies, firms, or individuals who can perform in his or her place.

(4) The department also retains the right to declare a suspended Contractor in default on any existing contract if allowed by the contract.

R907-67-5. Right to Appeal.

The Contractor may appeal the suspension under the provisions of Utah Admin. Code R907-1.

**KEY: highways, transportation, contractors, suspension
January 1, 2004
72-1-201**



End of the Notices of Proposed Rules Section

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Within five years of an administrative rule's original enactment or last five-year review, the responsible agency is required to review the rule. This review is designed to remove obsolete rules from the *Utah Administrative Code*.

Upon reviewing a rule, an agency may: repeal the rule by filing a PROPOSED RULE; continue the rule as it is by filing a NOTICE OF REVIEW AND STATEMENT OF CONTINUATION (NOTICE); or amend the rule by filing a PROPOSED RULE and by filing a NOTICE. By filing a NOTICE, the agency indicates that the rule is still necessary.

NOTICES are not followed by the rule text. The rule text that is being continued may be found in the most recent edition of the *Utah Administrative Code*. The rule text may also be inspected at the agency or the Division of Administrative Rules. NOTICES are effective when filed. NOTICES are governed by *Utah Code* Section 63-46a-9 (1998).

Administrative Services, Finance **R25-5** Payment of Per Diem to Boards

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 26717
FILED: 10/22/2003, 09:41

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63A-3-106 authorizes the Division of Finance to establish per diem rates for all state officers and employees of the executive branch, except officers and employees of higher education, to meet subsistence expenses for attendance at official meetings.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: We have not received any written comments from interested persons concerning this rule.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: It is necessary to continue this rule because it is required by statute. It sets the rates for per diem paid to board members and establishes the conditions under which the per diem will be paid. No opposing comments have been received.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

ADMINISTRATIVE SERVICES
FINANCE
Room 2110 STATE OFFICE BLDG
450 N MAIN ST
SALT LAKE CITY UT 84114-1201, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Teddy Cramer at the above address, by phone at 801-538-3450, by FAX at 801-538-3244, or by Internet E-mail at tcramer@utah.gov

AUTHORIZED BY: Kim Thorne, Director

EFFECTIVE: 10/22/2003



Administrative Services, Finance **R25-8** Meal Allowance

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 26716
FILED: 10/22/2003, 09:35

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: This rule is enacted under the authority of Section 63A-3-103(1), which authorizes the Division of Finance to define fiscal procedures relating to the approval and allocation of funds. This rule details under what conditions funds may be allocated for meal allowance.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: We have not received any written comments from interested persons concerning this rule.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: A division review determined that this rule should be continued because it is authorized by statute. The rule sets the requirements for paying a meal allowance to a state employee. No opposing comments have been received.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

ADMINISTRATIVE SERVICES
FINANCE
Room 2110 STATE OFFICE BLDG
450 N MAIN ST
SALT LAKE CITY UT 84114-1201, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Teddy Cramer at the above address, by phone at 801-538-3450, by FAX at 801-538-3244, or by Internet E-mail at tcramer@utah.gov

AUTHORIZED BY: Kim Thorne, Director

EFFECTIVE: 10/22/2003

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

COMMERCE
CORPORATIONS AND COMMERCIAL CODE
HEBER M WELLS BLDG
160 E 300 S
SALT LAKE CITY UT 84111-2316, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Kathy Berg at the above address, by phone at 801-530-6216, by FAX at 801-630-6438, or by Internet E-mail at kberg@utah.gov

AUTHORIZED BY: Klare Bachman, Executive Director

EFFECTIVE: 10/29/2003

Commerce, Corporations and
Commercial Code

R154-100

Utah Administrative Procedures Act
Rules

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26761
FILED: 10/29/2003, 12:49

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: This rule provides the Division's description of adjudicative procedures. As permitted by Section 63-46b-4, this rule designates that the Division will handle the types of proceedings listed in the rule informally.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The division has a duty to maintain this rule pursuant to Section 63-46b-4. This rule is important to continue as it describes procedures that will be followed in conducting business with this division.

Education, Administration

R277-470

Charter Schools

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26767
FILED: 10/31/2003, 12:47

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: This rule is authorized by Subsection 53A-1a-513(2)(c) which directs the State Board of Education to adopt rules to distribute funds to charter school students and Section 53A-1a-502 which directs the State Board of Education to provide a timeline allowing prospective charter schools to seek sponsorship first from local boards and then from the State Board of Education.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comment has been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The law continues to require that the State Board of Education have a rule providing for distribution of funds to charter schools and a timeline for prospective charter schools to seek sponsorship.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

EDUCATION
ADMINISTRATION
250 E 500 S
SALT LAKE CITY UT 84111-3272, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Carol Lear at the above address, by phone at 801-538-7835, by FAX at 801-538-7768, or by Internet E-mail at clear@usoe.k12.ut.us

AUTHORIZED BY: Carol Lear, Coordinator School Law and Legislation

EFFECTIVE: 10/31/2003



Human Services, Administration
R495-879
Parental Support for Children in Care

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 26768
FILED: 10/31/2003, 14:26

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: The rule is enacted under the statutory authority granted under Subsections 62A-1-111(16) through (18), and Sections 62A-4a-114 and 78-3a-906, which allow the department to collect child support payments to reimburse the state for money it has expended on behalf of a child in the care or custody of the state, and requires the parent(s) or any other obligated person to pay child support for each month the child is in the care or custody of the state. The rule is also enacted under Section 62A-15-607, which requires the division to determine the actual expenses for caring for a patient at the Utah State Hospital (USH) and that parents are responsible for the support of their children while in the care of the USH. The rule clarifies that the child support amount for children in the care or custody of the state or children in the care of the USH should be based on the Uniform Child Support Guidelines in accordance with Sections 78-45-7.2 through 78-45-7.21, and that the Office of Recovery Services (ORS) may modify and establish support orders under Section 63-46b-1 and Subsection 78-3a-105(5)(a). In accordance with the previously mentioned sections, the rule establishes and clarifies the process which allows the custodial agency/ORS to utilize the following: deviation criteria, the Good Cause Deferral and Waiver Request, in-kind support to allow a parent or other obligated person to perform needed services for the division in lieu of all or a portion of the monthly payments and its procedures, and a rebate to be given when a child's overnight visits equal 25% or more of the

service period. Last, the rule clarifies that adoptive parents have an obligation to support their adopted child(ren) and also gives ORS the authority to recover support payments from parents who are or were receiving adoption assistance for their child(ren) in the care or custody of the state in accordance with Section 78-45-4.2.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule should be continued so that child support obligations continue to be standardized for all of the agencies that place a child in the care or custody of the state.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

HUMAN SERVICES
ADMINISTRATION
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Kari Smith at the above address, by phone at 801-536-8137, by FAX at 801-536-8509, or by Internet E-mail at ksmith@utah.gov

AUTHORIZED BY: Robin Arnold-Williams, Executive Director

EFFECTIVE: 10/31/2003



Natural Resources, Parks and
Recreation
R651-407
Off-Highway Vehicle Advisory Council

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 26718
FILED: 10/23/2003, 10:25

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 41-22-10 allows the Parks Board to appoint an Off-Highway Vehicle (OHV) Advisory Council and obtain recommendations on OHV issues.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS

SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: Rule R651-407 sets up the criteria for the OHV council, and establishes the composition of the council for representation of users and land managers. Therefore, the rule should be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
 PARKS AND RECREATION
 Room 116
 1594 W NORTH TEMPLE
 SALT LAKE CITY UT 84116-3154, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Mary Tullius, Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and Recreation
R651-408
 Off-Highway Vehicle Education Curriculum Standards

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR File No.: 26719
 FILED: 10/23/2003, 10:31

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 41-22-31 directs the Board to establish a safety education program. Section 44-22-32 provides for an instructor certification program and Section 41-22-33 provides for a fee to help offset costs of the education program.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: In order to maintain safety

of the public and educate them in a manner consistent with the safety program offered, the instructor must be certified to present the legal and proper instruction for the public. Section 41-22-33 allows a fee to be charged to offset the costs for the certification program. Therefore, the rule should be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
 PARKS AND RECREATION
 Room 116
 1594 W NORTH TEMPLE
 SALT LAKE CITY UT 84116-3154, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Mary Tullius, Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and Recreation
R651-601
 Definitions as Used in These Rules

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR File No.: 26721
 FILED: 10/23/2003, 11:22

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Subsection 63-11-17(2) empowers the Parks Board to make regulations governing the use of the state park system.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule provides functional terms used daily in the conduct of the Division of State Parks and Recreation operations need to be continued. Therefore, it needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003

▼ ————— ▼

**Natural Resources, Parks and
Recreation
R651-602
Aircraft and Powerless Flight**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 26722
FILED: 10/23/2003, 11:23

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Subsection 63-11-17(2) directs the Board to enact regulations that protect the parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule prohibits unauthorized take-off and landings of aircraft and powerless flight vehicles for the safety of visitors to the park and to protect park resources. Therefore, this rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Mary Tullius, Deputy Director

EFFECTIVE: 10/23/2003

▼ ————— ▼

**Natural Resources, Parks and
Recreation
R651-603
Animals**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 26724
FILED: 10/23/2003, 11:25

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the parks and property from misuse and to preserve the peace within the state park system.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule provides for public health and the safety of park visitors and park resources through regulation of domestic animals, and hunting and fishing within park boundaries. Therefore, this rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and Recreation
R651-604
 Audio Devices

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 26723
 FILED: 10/23/2003, 11:24

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 empowers the Board to enact regulations that protect the parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule regulates noise-producing devices within park boundaries for the peace and comfort of park visitors. Therefore, this rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
 PARKS AND RECREATION
 Room 116
 1594 W NORTH TEMPLE
 SALT LAKE CITY UT 84116-3154, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and Recreation
R651-605
 Begging and Soliciting

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 26725
 FILED: 10/23/2003, 11:26

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule prohibits begging within a state park, and limits soliciting to authorized concessionaires or by permit. The rule is needed to continue as it serves to control unauthorized solicitation and prohibits begging within the state park system and that makes the stay for bona fide paying visitors to the park a lot more pleasant when they are not being bothered by solicitors and beggars. For these reasons, this rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
 PARKS AND RECREATION
 Room 116
 1594 W NORTH TEMPLE
 SALT LAKE CITY UT 84116-3154, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and
Recreation
R651-606
Camping

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26726
FILED: 10/23/2003, 11:27

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 states that the Parks Board may make rules governing the use of the state park system.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: Since the state park system has many camping facilities throughout its boundaries, this rule continues to provide for camping rules and other amenities associated with camping. Therefore, this rule should be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and
Recreation
R651-607
Disorderly Conduct

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26727
FILED: 10/23/2003, 11:28

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule should be continued as a reference for those who are looking for the parks disorderly conduct rule where to find it. As this has been a rule previously, it will direct the public to look in the Utah Criminal Code for direction.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and
Recreation
R651-608
Events of Special Uses

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26728
FILED: 10/23/2003, 11:28

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS

UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This particular rule establishes and continues to establish criteria for selecting requests for special events within state parks. These criteria are made to protect the visitors and resources and provide for an equitable solution to conflicting requests. Therefore, this rule should be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003

SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule prohibits the use of explosives and fireworks within parks, except by permit, for protection of visitors and resources. Therefore, this rule should be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and Recreation
R651-610
Expulsion

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION
DAR FILE NO.: 26730
FILED: 10/23/2003, 11:30

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule continues to provide for expulsion of persons who violate state park rules for 48 hours, in order to keep the peace and protect the public and park resources. Therefore, this rule should be continued.



Natural Resources, Parks and Recreation
R651-609
Explosives and Fireworks

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION
DAR FILE NO.: 26729
FILED: 10/23/2003, 11:29

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and
Recreation
R651-613
Fires

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26733
FILED: 10/23/2003, 11:32

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule is in place as a safety guard against certain uses of fire and gives direction to the public how to deal with safety precautions when visiting a state park. It addresses lighting and maintaining fires; stoves, lanterns, use of propane and gasoline or similar fuels and how to properly extinguish a fire. Smoking is addressed in this rule and where it is illegal along with throwing or dropping the lighted cigarette or other burning material. This rule needs to be continued as it addresses safety for the public and for the park system as well.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.



Natural Resources, Parks and
Recreation
R651-612
Firearms, Trap and Other Weapons

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26731
FILED: 10/23/2003, 11:30

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and preserves the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: For the protection of the recreating and visiting public, this rule continues to prohibit firearms or other weapons within a state park, except for specific conditions. Therefore, this rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003

Natural Resources, Parks and
Recreation

R651-614

Fishing, Hunting and Trapping

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 26732
FILED: 10/23/2003, 11:31

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and preserves the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule should be continued as it defines areas where the public can fish in regards to public floats, water sports, beaches, public loading docks, boat ramps; where ice fishing is prohibited; where hunting is prohibited at various state parks; hunting with firearms prohibited in certain areas and trapping being prohibited in all areas except where authorized and permitted by a park manager. All of these are in accordance with the Utah Fish and Game Code.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003

Natural Resources, Parks and
Recreation

R651-615

Motor Vehicle Use

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 26734
FILED: 10/23/2003, 11:33

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and to protect the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: Using off-highway vehicles, roadway and parking areas, entering and leaving a park site, blocking and restricting normal use of a park facility and the traffic rules and regulations that govern motor vehicle use in the state parks shows when each of these is prohibited, where it is prohibited and uses Title 41, Chapter 6, to back up each item. This rule needs to be continued because of its significance to safety and control of vehicle operation in the park system.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and Recreation
R651-616
Organized Sports

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 26736
FILED: 10/23/2003, 11:34

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule explains organizing and/or participating in certain games or activities in picnic or campground areas and designated locations. This rule needs to be continued as it serves as a guideline for the public for when and where they can have organized sport activities.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and Recreation
R651-617
Permit Violation

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 26735
FILED: 10/23/2003, 11:33

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule explains conditions of any permit issued through the division and when it may be revoked or suspended by a ranger. We feel the rule should be continued as it defines the suspension/revocation and the maximum duration an offender would suffer based on the severity of providing false or fictitious statements; violating the terms of the permit; and/or letting their permit be used by an unauthorized person. This rule is key in providing this type of information to the public to make them aware of such penalties, and needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Mary Tullius, Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and
Recreation
R651-618
Picnicking

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26751
FILED: 10/23/2003, 12:11

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule defines areas where picnicking is permitted in the state park system. The public need guidance as to where they may not picnic, i.e., in the state park museums, visitor centers and other park buildings not designated for such use and where prohibited and posted. This protects the state buildings from needless damage, litter or other problems associated with picnicking. This rule needs to be continued because of the need for guidance regarding picnicking in state park buildings, etc.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and
Recreation
R651-619
Possession of Alcoholic Beverages or
Controlled Substances

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26737
FILED: 10/23/2003, 11:52

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule defines limitations and areas in the state park system where alcohol or controlled substances are prohibited or allowed by special permit. Since these items are necessary for public awareness and to assist in keeping the state park system a safe environment for recreation enthusiasts, this rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and
Recreation
R651-620
Protection of Resources Park System
Property

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 26738
FILED: 10/23/2003, 11:58

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule explains that intentional or wanton destruction, defacement, injury or removal of any natural or cultural feature is prohibited in the state park system. This rule needs to be continued as it defines trespassing and the punishment if a person is found guilty of wanton trespassing by placing structures or items on division land; removing, destroying, etc. of natural resources; grazing of animals and the penalty; where glass containers are prohibited; to cut firewood there must be a permit; and tossing, throwing or rolling of rocks or other materials is also prohibited. These are all clearly safety issues, and for resource protection and therefore should continue.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and
Recreation
R651-621
Reports of Injury or Damage

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 26739
FILED: 10/23/2003, 12:02

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule explains that all injuries and damages to public or private property must be reported immediately to the park representative. This rule should continue as it directs anyone witnessing incidents involving injury or damage to report such incident to a park representative for resolution.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and
Recreation
R651-622
Rock Climbing

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 26740
FILED: 10/23/2003, 12:02

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The rule was and is for explanation that technical rock climbing is prohibited without a permit. Permits are required for rock climbing and installation of rock climbing equipment. This helps protect the state and its resources from those who do not have the proper equipment or knowledge of rock climbing and could be injured or destroy some of our natural resources. Therefore, this rule needs to be continued because of its significant impact regarding proper permits for rock climbing.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



**Natural Resources, Parks and Recreation
R651-623
Sale or Distribution of Printed Material**

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 26741
FILED: 10/23/2003, 12:03

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The purpose of this rule is to indicate to the public that the sale, posting or distribution of printed matter is prohibited without a permit. This rule should continue as it keeps a record of permits. Otherwise, anyone, at any time, without notice could distribute any kind of printed matter and go unchecked or reviewed. This keeps the type of printed matter under control of the state by the permit requirement. Therefore, this rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



**Natural Resources, Parks and Recreation
R651-624
Sanitation**

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 26742
FILED: 10/23/2003, 12:04

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the

Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule defines where it is permitted to dump, drain, clean, wash, use comfort stations, fish cleaning stations and dispose of body waste in park system. This rule covers disposing of garbage and rubbish; draining and dumping refuse from trailers or other vehicles; cleaning and washing at hydrants; and fish cleaning at campground hydrants and where all these items are prohibited. In order to keep the state park areas clean for public use and a safe healthy environment, this rule should be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003

Natural Resources, Parks and
Recreation

R651-625
Shirts and Shoes

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR File No.: 26743
FILED: 10/23/2003, 12:04

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule defines areas where a person must wear shoes and shirts. The rule pertains to health and protection of persons who may be injured by stepping on something with their bare feet, and sets up a dress code for all those who visit a museum, visitor center or administrative office. For these reasons, the rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003

Natural Resources, Parks and
Recreation

R651-626

Skating and Skateboards

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26744
FILED: 10/23/2003, 12:05

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Board to enact regulations that protect the state parks and property from misuse and to preserve the peace

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The rule explains that use of roller skates and skateboards is prohibited except in places designated and posted for that activity by the park manager. If the State did not designate areas where the use of roller skates, inline skates, and skateboards is permitted, there would be many infractions and state property could be damaged or destroyed and injuries to the public could happen. Therefore, this rule needs to be continued to control the use of these skating and skateboard items.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003

▼ ————— ▼

**Natural Resources, Parks and
Recreation
R651-627
Swimming**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26745
FILED: 10/23/2003, 12:06

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule shows where and when swimming is allowed. In accordance with the Utah

Water Safety Act, Section 73-18b-1, swimming is prohibited in certain areas to promote safety. Scuba diving must also follow the same restrictions and guidelines. If there is a public health issue, closures may occur to protect the public and employees. Because of these issues, this rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003

▼ ————— ▼

**Natural Resources, Parks and
Recreation
R651-628
Trails and Walks**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26746
FILED: 10/23/2003, 12:07

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-13, directs the Parks Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The rule shows the areas where bicycles or motor vehicles may be used and prohibits blocking, restricting or otherwise interfering with normal use of any trail. Trails and walkways in the state park system must remain open and free of blocking or restricting use by bicycles and motor vehicles or interference with normal use of such trails or walkways. For their own safety and protection of the

natural environment, persons must stay on walks and designated trails in posted areas. For the reasons of safety and protection of both the natural environment and people using it, this rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and Recreation

R651-629

Unattended Property

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 26747
FILED: 10/23/2003, 12:08

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule explains when and what an agency may do with unclaimed personal property, impounded property, lost and found articles and impounding of a vehicle. This rule complies with Title 77, Chapters 24 and 24a, regarding unclaimed personal property. Whenever property interferes with the safe or orderly operation of a park, the property may be impounded. This gives the public that utilize the state park facilities guidelines for safety and

retrieval of lost items. For these reasons, this rule should be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



Natural Resources, Parks and Recreation

R651-630

Unsupervised Children

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 26748
FILED: 10/23/2003, 12:08

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule explains that it is prohibited to allow children under 16 years old to be left unsupervised within the park system. This is obviously for the safety of children while they visit our state parks, and direction by an adult to supervise their activity. For this reason, this rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320, by FAX at 801-537-3144, or by Internet E-mail at deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003

▼ ————— ▼

**Natural Resources, Parks and
Recreation
R651-631
Winter Sports**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26749
FILED: 10/23/2003, 12:09

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule explains that skiing, sledding, tobogganing, snow shoeing, skating and other similar winter sports are permitted, except if posted otherwise in the state park system or upon roads and parking open to highway vehicle use. This rule should be continued as areas where it is posted closed or upon roads and parking areas open to highway vehicle use are dangerous and pose risks/hazards to the recreating public.

▼ ————— ▼

**Natural Resources, Parks and
Recreation
R651-632
Enforcement**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 26750
FILED: 10/23/2003, 12:10

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: Section 63-11-17 directs the Parks Board to enact regulations that protect the state parks and property from misuse and to preserve the peace.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule explains that any authorized law enforcement officer may enforce the rules promulgated under this chapter. The rangers who are employed by the State Parks are designated law enforcement officers, who are given rights to enforce rules set forth in Title 77. Therefore, as a reference and information for the public and others who read the codes, this rule needs to be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:

NATURAL RESOURCES
PARKS AND RECREATION
Room 116
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Dee Guess at the above address, by phone at 801-538-7320,
by FAX at 801-537-3144, or by Internet E-mail at
deeguess@utah.gov

AUTHORIZED BY: Gordon Topham, Interim Deputy Director

EFFECTIVE: 10/23/2003



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

NOTICES OF RULE EFFECTIVE DATES

These are the effective dates of PROPOSED RULES or CHANGES IN PROPOSED RULES published in earlier editions of the *Utah State Bulletin*. These effective dates are at least 31 days and not more than 120 days after the date the following rules were published.

Abbreviations

AMD = Amendment
CPR = Change in Proposed Rule
NEW = New Rule
R&R = Repeal and Reenact
REP = Repeal

Education

Administration

No. 26602 (AMD): R277-470. Charter Schools.
Published: September 15, 2003
Effective: October 22, 2003

Environmental Quality

Drinking Water

No. 26505 (AMD): R309-535. Facility Design and Operation: Miscellaneous Treatment Methods.
Published: August 15, 2003
Effective: November 1, 2003

No. 26506 (AMD): R309-545. Facility Design and Operation: Drinking Water Storage Tanks.
Published: August 15, 2003
Effective: November 1, 2003

No. 26585 (AMD): R309-600. Drinking Water Source Protection For Ground-Water Sources.
Published: September 15, 2003
Effective: October 29, 2003

Human Services

Recovery Services

No. 26353 (AMD): R527-200. Administrative Procedures.
Published: July 1, 2003
Effective: October 29, 2003

No. 26577 (AMD): R527-210-1. Reduction for Extended Visitation.
Published: September 15, 2003
Effective: October 17, 2003

No. 26587 (AMD): R527-255. Change of Circumstances.
Published: September 15, 2003
Effective: October 24, 2003

Insurance

Administration

No. 26513 (REP): R590-119. Surplus Lines Stamping Fee.
Published: August 15, 2003
Effective: October 23, 2003

No. 26131 (CPR): R590-157. Surplus Lines Insurance Premium Tax and Stamping Fee.
Published: August 15, 2003
Effective: October 23, 2003

No. 26599 (REP): R590-209. Court Ordered Health Insurance Coverage for Dependents.
Published: September 15, 2003
Effective: October 23, 2003

Tax Commission

Auditing

No. 26601 (AMD): R865-13G-16. Aviation Fuel Tax Refund or Credit Pursuant to Utah Code Ann. Section 59-13-404.
Published: September 15, 2003
Effective: October 29, 2003

No. 26598 (AMD): R865-19S-113. Sales Tax Obligations of Jeep, Snowmobile, and Boat Tour Operators, River Runners, Outfitters, and Other Sellers Providing Similar Services Pursuant to Utah Code Ann. Sections 59-12-103 and 59-12-107.
Published: September 15, 2003
Effective: October 29, 2003

RULES INDEX BY AGENCY (CODE NUMBER) AND BY KEYWORD (SUBJECT)

The *Rules Index* is a cumulative index that reflects all effective changes to Utah's administrative rules. The current *Index* lists changes made effective from January 2, 2003, including notices of effective date received through October 31, 2003, the effective dates of which are no later than November 15, 2003. The *Rules Index* is published in the *Utah State Bulletin* and in the annual *Index of Changes*. Nonsubstantive changes, while not published in the *Bulletin*, do become part of the *Utah Administrative Code (Code)* and are included in this *Index*, as well as 120-Day (Emergency) rules that do not become part of the *Code*. The rules are indexed by Agency (Code Number) and Keyword (Subject).

DAR NOTE: The index may contain inaccurate page number references. Also the index is incomplete in the sense that index entries for Changes in Proposed Rules (CPRs) are not preceded by entries for their parent Proposed Rules. These difficulties with the index are related to a new software package used by the Division to create the Bulletin and related publications; we hope to have them resolved as soon as possible. Bulletin issue information and effective date information presented in the index are, to the best of our knowledge, complete and accurate. If you have any questions regarding the index and the information it contains, please contact Nancy Lancaster (801 538-3218), Mike Broschinsky (801 538-3003), or Kenneth A. Hansen (801 538-3777).

A copy of the *Rules Index* is available for public inspection at the Division of Administrative Rules (4120 State Office Building, Salt Lake City, UT), or may be viewed online at the Division's web site (<http://www.rules.utah.gov/>).

RULES INDEX - BY AGENCY (CODE NUMBER)

ABBREVIATIONS

AMD = Amendment	NSC = Nonsubstantive rule change
CPR = Change in proposed rule	REP = Repeal
EMR = Emergency rule (120 day)	R&R = Repeal and reenact
NEW = New rule	5YR = Five-Year Review
EXD = Expired	

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Administrative Services					
<u>Administration</u>					
R13-1	Public Petitions for Declaratory Orders	26614	5YR	09/10/2003	2003-19/67
<u>Facilities Construction and Management</u>					
R23-3	Authorization of Programs for Capital Development Projects	25639	R&R	01/02/2003	2002-23/3
R23-3	Planning and Programming for Capital Projects	25989	AMD	03/24/2003	2003-4/4
R23-4	Contract Performance Review Committee and Suspension/Debarment From Consideration for Award of State Contracts	25964	5YR	01/15/2003	2003-3/62
R23-4	Contract Performance Review Committee and Suspension/Debarment From Consideration for Award of State Contracts	25783	AMD	02/04/2003	2003-1/3
R23-5	Contingency Funds	25955	5YR	01/15/2003	2003-3/62
R23-6	Value Engineering and Life Cycle Costing of State-Owned Facilities Rules and Regulations	25956	5YR	01/15/2003	2003-3/63

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R23-7	Utah State Building Board Policy Statement Master Planning	25770	REP	02/04/2003	2003-1/5
R23-7	Utah State Building Board Policy Statement Master Planning (5YR EXTENSION)	25984	NSC	02/04/2003	Not Printed
R23-8	Planning Fund Use	25640	REP	01/02/2003	2002-23/5
R23-9	Building Board State/Local Cooperation Policy	25957	5YR	01/15/2003	2003-3/63
R23-9	Building Board State/Local Cooperation Policy	25988	R&R	03/24/2003	2003-4/5
R23-10	Naming of State Buildings	25962	5YR	01/15/2003	2003-3/64
R23-10	Naming of State Buildings	25784	AMD	02/04/2003	2003-1/5
R23-11	Facilities Allocation and Sale Procedures	25771	REP	02/04/2003	2003-1/7
R23-11	Facilities Allocation and Sales Procedures (5YR EXTENSION)	25986	NSC	02/04/2003	Not Printed
R23-13	State of Utah Parking Rules for Facilities Managed by the Division of Facilities Construction and Management	26117	5YR	03/25/2003	2003-8/44
R23-14	Management of Roofs on State Buildings	26115	NEW	05/16/2003	2003-8/7
R23-21	Division of Facilities Construction and Management Lease Procedures	25959	5YR	01/15/2003	2003-3/64
R23-24	Capital Projects Utilizing Non-appropriated Funds	25960	5YR	01/15/2003	2003-3/65
<u>Finance</u>					
R25-5	Payment of Per Diem to Boards	26717	5YR	10/22/2003	2003-22/54
R25-6	Relocation Reimbursement	26206	5YR	05/01/2003	2003-10/146
R25-6	Relocation Reimbursement	26205	NSC	06/01/2003	Not Printed
R25-7	Travel-Related Reimbursements for State Employees	26203	5YR	05/01/2003	2003-10/146
R25-7	Travel-Related Reimbursements for State Employees	26204	AMD	07/01/2003	2003-10/4
R25-8	Meal Allowance	26716	5YR	10/22/2003	2003-22/54
<u>Fleet Operations</u>					
R27-3	Vehicle Use Standards	25879	AMD	05/15/2003	2003-2/5
R27-3	Vehicle Use Standards	26459	AMD	09/17/2003	2003-15/4
R27-7	Safety and Loss Prevention of State Vehicles	26191	AMD	07/08/2003	2003-10/6
R28-3	Utah State Agency for Surplus Property Adjudicative Proceedings.	26771	5YR	11/04/2003	Not Printed
<u>Purchasing and General Services</u>					
R33-2-102	Authority to Make Small Purchases	26136	AMD	05/27/2003	2003-8/8
R33-3	Source Selection and Contract Formation	26138	AMD	05/27/2003	2003-8/9
R33-5	Construction and Architect - Engineer Selection	26139	AMD	05/27/2003	2003-8/15
R33-6	Modification and Termination of Contracts for Supplies and Services	26680	5YR	10/03/2003	2003-21/92
R33-7	Cost Principles	26681	5YR	10/03/2003	2003-21/92
R33-9	Insurance Procurement	26679	5YR	10/03/2003	2003-21/93
Agriculture and Food					
<u>Administration</u>					
R51-5	Grazing Advisory Boards	26515	5YR	07/30/2003	2003-1/16
<u>Marketing and Conservation</u>					
R65-2	Utah Cherry Marketing Order	26383	5YR	06/13/2003	2003-13/62
R65-5	Utah Red Tart and Sour Cherry Marketing Order	26386	5YR	06/13/2003	2003-13/62
R65-7	Horse Racing	26083	AMD	06/09/2003	2003-7/5

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Plant Industry</u>					
R68-5	Grain Inspection	26385	5YR	06/13/2003	2003-13/63
R68-9	Utah Noxious Weed Act	26387	5YR	06/13/2003	2003-13/63
R68-14	Quarantine Pertaining to Gypsy Moth - Lymantria Dispar	26388	5YR	06/13/2003	2003-13/64
R68-16	Quarantine Pertaining to Pine Shoot Beetle, Tomicus piniperda	26389	5YR	06/13/2003	2003-13/64
R68-17	Quarantine Pertaining to Necrotic Strain of the Potato Virus Y	26390	5YR	06/13/2003	2003-13/65
Alcoholic Beverage Control					
<u>Administration</u>					
R81-1	Scope, Definitions, and General Provisions	26322	AMD	08/01/2003	2003-12/4
R81-1-17	Advertising	25886	AMD	02/26/2003	2003-2/5
R81-3	Package Agencies	26323	AMD	08/01/2003	2003-12/16
R81-4A	Restaurants	26324	AMD	08/01/2003	2003-12/18
R81-4B	Airport Lounges	26325	AMD	08/01/2003	2003-12/20
R81-4C	Limited Restaurant Licenses	26326	NEW	08/01/2003	2003-12/21
R81-4D	On-Premise Banquet License	26327	NEW	08/01/2003	2003-12/23
R81-5	Private Clubs	26328	AMD	08/01/2003	2003-12/26
R81-5-5	Advertising	25887	AMD	02/26/2003	2003-2/8
R81-5-15	Minors in Lounge or Bar Areas	26496	NSC	08/01/2003	Not Printed
R81-6-4	Public Service Permittee Operating Guidelines	26329	AMD	08/01/2003	2003-12/29
R81-7	Single Event Permits	26330	AMD	08/01/2003	2003-12/30
R81-7-2	Guidelines for Issuing Permits for Outdoor or Large-Scale Public Events	26479	NSC	08/01/2003	Not Printed
R81-7-3	Guidelines for Issuing Permits for Outdoor Public Events	25615	NSC	01/01/2003	Not Printed
R81-7-3	Guidelines for Issuing Permits for Outdoor or Large-Scale Public Events	25650	AMD	01/24/2003	2002-24/6
R81-8-2	Out of State Business	26331	NSC	07/01/2003	Not Printed
R81-10	On-Premise Beer Retailer	26332	AMD	08/01/2003	2003-12/32
R81-10B	Temporary Special Event Beer Permits	26336	NEW	08/01/2003	2003-12/33
R81-12	Manufacturer Representative (Distillery, Winery, Brewery)	26333	AMD	08/01/2003	2003-12/35
Career Service Review Board					
<u>Administration</u>					
R137-2	Government Records Access and Management Act	26397	5YR	06/18/2003	2003-14/93
Commerce					
<u>Administration</u>					
R151-14	New Automobile Franchise Act Rules	25624	AMD	01/02/2003	2002-23/6
R151-14	New Automobile Franchise Act Rule	25838	NSC	02/01/2003	Not Printed
R151-14	New Automobile Franchise Act Rule	26199	AMD	06/17/2003	2003-10/9
R151-33	Pete Suazo Utah Athletic Commission Act Rule	25649	AMD	01/15/2003	2002-24/7
R151-33-102	Definitions	26260	AMD	07/23/2003	2003-11/6
R151-33-102	Definitions	26408	NSC	08/01/2003	Not Printed
R151-35	Powersport Vehicle Franchise Act Rule	26198	AMD	06/17/2003	2003-10/10
R151-46b	Department of Commerce Administrative Procedures Act Rules	25822	AMD	02/18/2003	2003-1/8

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Consumer Protection</u>					
R152-25a	Telephone and Facsimile Solicitation Act Rule	25724	NEW	01/15/2003	2002-24/9
<u>Corporations and Commercial Code</u>					
R154-2	Utah Uniform Commercial Code, Revised Article 9 Rules	25549	AMD	03/14/2003	2002-22/7
R154-10	Utah Digital Signatures Rules	25553	AMD	03/14/2003	2002-22/9
R154-10	Utah Digital Signature Act Rules	26691	5YR	10/08/2003	2003-21/93
R154-100	Utah Administrative Procedures Act Rules	26761	5YR	10/29/2003	2003-22/55
<u>Occupational and Professional Licensing</u>					
R156-1	General Rules of the Division of Occupational and Professional Licensing	26549	AMD	10/02/2003	2003-17/4
R156-1-109	Presiding Officers	26604	AMD	11/03/2003	2003-19/3
R156-3a	Architect Licensing Act Rules	26174	AMD	06/03/2003	2003-9/3
R156-9	Funeral Service Licensing Act Rules	26451	AMD	09/04/2003	2003-15/6
R156-22	Professional Engineers and Professional Land Surveyors Licensing Act Rules	25922	5YR	01/13/2003	2003-3/65
R156-22	Professional Engineers and Professional Land Surveyors Licensing Act Rules	25763	AMD	04/03/2003	2003-1/10
R156-22	Professional Engineers and Professional Land Surveyors Licensing Act Rules	25763	CPR	04/03/2003	2003-5/27
R156-22-303	Examination Requirements for Licensure as a Professional Land Surveyor	25727	NSC	01/01/2003	Not Printed
R156-26a-302a	Qualifications for CPA Licensure - Education Requirements	26297	AMD	07/17/2003	2003-12/37
R156-28	Veterinary Practice Act Rules	26150	AMD	06/03/2003	2003-9/3
R156-31b	Nurse Practice Act Rules	26319	5YR	06/02/2003	2003-12/70
R156-38	Residence Lien Restriction and Lien Recovery Fund Rules	26192	AMD	06/17/2003	2003-10/12
R156-42a	Occupational Therapy Practice Act Rules	26339	AMD	08/04/2003	2003-13/3
R156-46a	Hearing Instrument Specialist Licensing Act Rules	25987	AMD	03/18/2003	2003-4/7
R156-46b	Division Utah Administrative Procedures Act Rules	26605	AMD	11/03/2003	2003-19/5
R156-46b-403	Evidentiary Hearings in Informal Adjudicative Proceedings	25435	NSC	01/01/2003	Not Printed
R156-47b-202	Massage Therapy Education Peer Committee	26126	AMD	05/19/2003	2003-8/17
R156-47b-302a	Qualifications for Licensure as a Massage Therapist - Massage School Curriculum Standards - Equivalent Education and Training	25651	AMD	01/16/2003	2002-24/10
R156-49	Dietitian Certification Act Rules	26668	5YR	09/29/2003	2003-20/43
R156-53	Landscape Architects Licensing Act Rules	26320	5YR	06/02/2003	2003-12/70
R156-55a	Utah Construction Trades Licensing Act Rules	26175	AMD	06/03/2003	2003-9/6
R156-55a-301	License Classifications - Scope of Practice	26338	NSC	07/01/2003	Not Printed
R156-56	Utah Uniform Building Standard Act Rules	25821	NSC	01/01/2003	Not Printed
R156-56	Utah Uniform Building Standard Act Rules	25411	AMD	01/01/2003	2002-20/3
R156-56	Utah Uniform Building Standard Act Rules	26154	AMD	07/01/2003	2003-9/7
R156-56	Utah Uniform Building Standard Act Rules	26153	CPR	07/17/2003	2003-12/52
R156-56	Utah Uniform Building Standard Act Rules	26153	AMD	07/17/2003	2003-9/33
R156-56-707	Statewide Amendments to the IPC	26152	AMD	07/01/2003	2003-9/57
R156-58	Preneed Funeral Arrangement Act Rules	26469	REP	09/04/2003	2003-15/12
R156-59	Professional Employer Organization Act Rules	25920	5YR	01/09/2003	2003-3/66
R156-59	Professional Employer Organization Act Rules	26116	REP	05/19/2003	2003-8/18
R156-60a	Social Worker Licensing Act Rules	25629	AMD	01/02/2003	2002-23/8

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R156-60a	Social Worker Licensing Act Rules	26500	AMD	09/16/2003	2003-/16
R156-60c	Professional Counselor Licensing Act Rules	26284	AMD	07/03/2003	2003-11/7
R156-60c-302b	Qualifications for Licensure - Experience Requirements	26470	NSC	08/01/2003	Not Printed
R156-63	Security Personnel Licensing Act Rules	26193	AMD	08/18/2003	2003-/10
R156-63	Security Personnel Licensing Act Rules	26193	CPR	08/18/2003	2003-/14
R156-68	Utah Osteopathic Medical Practice Act Rules	26321	5YR	06/02/2003	2003-12/71
<u>Real Estate</u>					
R162-6-1	Improper Practices.	26025	AMD	06/05/2003	2003-5/2
R162-6-2	Standards of Practice	26494	NSC	08/01/2003	Not Printed
R162-8-9	Disclosure Requirements	25663	AMD	01/16/2003	2002-24/11
R162-9	Continuing Education	26118	AMD	05/21/2003	2003-8/19
R162-104-17	Special Circumstances	26342	AMD	08/27/2003	2003-13/4
R162-105	Scope of Authority	26024	AMD	04/23/2003	2003-5/4
R162-106	Professional Conduct	26060	AMD	04/23/2003	2003-6/3
R162-106-7	Sales and Listing History	26427	AMD	08/27/2003	2003-14/3
R162-107	Unprofessional Conduct	25981	5YR	01/21/2003	2003-4/52
Community and Economic Development					
<u>Community Development, Energy Services</u>					
R203-3	Utah Commercial/Industrial Energy Loan Program	25370	REP	01/01/2003	2002-20/39
<u>Community Development, Fine Arts</u>					
R207-1	Utah Arts Council General Program Rules	26185	AMD	09/12/2003	2003-10/20
R207-2	Policy for Commissions, Purchases, and Donations to, and Loans from, the Utah State Art Collections	26186	AMD	09/12/2003	2003-10/21
<u>Community Development, History</u>					
R212-1	Adjudicative Proceedings	25570	AMD	01/06/2003	2002-22/10
R212-1	Adjudicative Proceedings	25630	AMD	01/06/2003	2002-23/10
R212-4	Archaeological Permits	25787	AMD	03/11/2003	2003-1/13
Corrections					
<u>Administration</u>					
R251-110	Sex Offender Notification	25991	AMD	03/21/2003	2003-4/9
R251-304	Contract Procedures	25885	AMD	02/19/2003	2003-2/9
R251-304	Contract Procedures	26053	5YR	02/21/2003	2003-6/17
Crime Victim Reparations					
<u>Administration</u>					
R270-1	Award and Reparations Standards	26381	AMD	08/01/2003	2003-13/5
Education					
<u>Administration</u>					
R277-104	USOE ADA Complaint Procedure	26340	5YR	06/04/2003	2003-13/65
R277-106	Utah Professional Practices Advisory Commission Appointment Process	26687	5YR	10/06/2003	2003-21/94
R277-108	Annual Assurance of Compliance by School Districts	26190	AMD	06/17/2003	2003-10/22
R277-419	Pupil Accounting	26436	AMD	08/15/2003	2003-14/3

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R277-436	Gang Prevention and Intervention Programs in the Schools	26341	5YR	06/04/2003	2003-13/65
R277-454	Construction Management of School Building Projects	26438	AMD	08/15/2003	2003-14/8
R277-460	Distribution of Substance Abuse Prevention Account	26593	5YR	08/29/2003	2003-18/47
R277-469	Instructional Materials Commission Operating Procedures	26157	5YR	04/04/2003	2003-9/134
R277-470	Charter Schools	25726	AMD	01/15/2003	2002-24/12
R277-470	Charter Schools	26602	AMD	10/22/2003	2003-18/9
R277-470	Charter Schools	26767	5YR	10/31/2003	2003-22/55
R277-483	Persistently Dangerous Schools	25965	NEW	03/07/2003	2003-3/5
R277-484	Data Standards, Deadlines and Procedures	26189	NEW	06/17/2003	2003-10/24
R277-485	Loss of Enrollment	25966	NEW	03/07/2003	2003-3/7
R277-487	Charter School Revolving Loan Fund	26652	EMR	09/15/2003	2003-19/63
R277-487	Charter School Revolving Loan Fund	26654	NEW	11/06/2003	2003-19/7
R277-508	Employment of Substitute Teachers	26188	5YR	04/25/2003	2003-10/147
R277-508	Employment of Substitute Teachers (5YR EXTENSION)	26073	NSC	04/25/2003	Not Printed
R277-508	Employment of Substitute Teachers	26434	AMD	08/15/2003	2003-14/9
R277-516	Library Media Certificates and Programs	25925	5YR	01/14/2003	2003-3/67
R277-518	Vocational-Technical Certificates	25926	5YR	01/14/2003	2003-3/67
R277-521	Professional Specialist Licensing	26030	NSC	03/01/2003	Not Printed
R277-600	Student Transportation Standards and Procedures	25928	5YR	01/14/2003	2003-3/68
R277-605	Coaching Standards and Athletic Clinics	25931	5YR	01/14/2003	2003-3/68
R277-610	Released-Time Classes for Religious Instruction	25932	5YR	01/14/2003	2003-3/68
R277-611	Medical Recommendations by School Personnel to Parents	25647	NEW	01/03/2003	2002-23/12
R277-615	Foreign Exchange Students	25933	5YR	01/14/2003	2003-3/69
R277-700	The Elementary and Secondary School Core Curriculum	25935	5YR	01/14/2003	2003-3/69
R277-702	Procedures for the Utah General Educational Development Certificate	25936	5YR	01/14/2003	2003-3/70
R277-705	Secondary School Completion and Diplomas	25648	AMD	01/03/2003	2002-23/13
R277-709	Education Programs Serving Youth in Custody	25937	5YR	01/14/2003	2003-3/70
R277-717	Math, Engineering, Science Achievement (MESA)	26087	AMD	05/02/2003	2003-7/7
R277-718	Utah Career Teaching Scholarship Program	25938	5YR	01/14/2003	2003-3/71
R277-721	Deadline for CACFP Sponsor Participation in Food Distribution Program	25929	5YR	01/14/2003	2003-3/71
R277-722	Withholding Payments and Commodities in the CACFP	25930	5YR	01/14/2003	2003-3/72
R277-730	Alternative High School Curriculum	25939	5YR	01/14/2003	2003-3/72
R277-733	Adult Basic Education and Adult High School Completion Programs	26437	AMD	08/15/2003	2003-14/10
R277-746	Driver Education Programs for Utah Schools	26089	5YR	03/12/2003	2003-7/74
R277-747	Private School Student Driver Education	26090	5YR	03/12/2003	2003-7/74
R277-751	Special Education Extended School Year	26091	5YR	03/12/2003	2003-7/75
<u>Rehabilitation</u>					
R280-150	Adjudicative Proceedings Under the Vocational Rehabilitation Act	26233	NSC	05/01/2003	Not Printed
<u>Applied Technology Education (Board for), Rehabilitation</u>					
R280-200	Rehabilitation	26088	5YR	03/12/2003	2003-7/75

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Rehabilitation</u>					
R280-200	Rehabilitation	26234	NSC	05/01/2003	Not Printed
R280-201	USOR ADA Complaint Procedure	26236	NSC	05/01/2003	Not Printed
R280-202	USOR Procedures for Individuals with the Most Severe Disabilities	26238	NSC	05/01/2003	Not Printed
<u>Applied Technology Education (Board for), Rehabilitation</u>					
R280-203	Certification Requirements for Interpreters for the Hearing Impaired	25646	AMD	01/03/2003	2002-23/16
<u>Rehabilitation</u>					
R280-203	Certification Requirements for Interpreters for the Hearing Impaired	26240	NSC	05/01/2003	Not Printed
Environmental Quality					
<u>Air Quality</u>					
R307-101	General Requirements	26345	5YR	06/05/2003	2003-13/66
R307-101-2	Definitions	26200	NSC	06/01/2003	Not Printed
R307-102	General Requirements: Broadly Applicable Requirements	26354	5YR	06/11/2003	2003-13/67
R307-107	General Requirements: Unavoidable Breakdown	26367	5YR	06/12/2003	2003-13/67
R307-110	General Requirements: State Implementation Plan	25764	NSC	01/01/2003	Not Printed
R307-110-10	Section IX, Control Measures for Area and Point Sources, Part A, Fine Particulate Matter	25769	NSC	01/01/2003	Not Printed
R307-110-10	Section IX, Control Measures for Area and Point Sources, Part A, Fine Particulate Matter	25761	NSC	01/01/2003	Not Printed
R307-110-11	Section IX, Control Measures for Area and Point Sources, Part B, Sulfur Dioxide	25835	NSC	01/01/2003	Not Printed
R307-110-12	Section IX, Control Measures for Area and Point Sources, Part C, Carbon Monoxide	25883	NSC	01/01/2003	Not Printed
R307-110-13	Section IX, Control Measures for Area and Point Sources, Part D, Ozone	25850	NSC	01/01/2003	Not Printed
R307-110-17	Section IX, Control Measures for Area and Point Sources, Part H, Emissions Limits	25881	NSC	01/01/2003	Not Printed
R307-121	General Requirements: Eligibility of Vehicles That Use Cleaner Burning Fuels or Conversion of Vehicles and Special Fuel Mobile Equipment To Use Cleaner Burning Fuels for Corporate and Individual Income Tax Credits.	25495	AMD	01/09/2003	2002-21/6
R307-165	Emission Testing	26359	5YR	06/11/2003	2003-13/68
R307-201	Emission Standards: General Emission Standards	26360	5YR	06/11/2003	2003-13/68
R307-202	Emission Standards: General Burning	26368	5YR	06/12/2003	2003-13/69
R307-203	Emission Standards: Sulfur Content of Fuels	26398	5YR	06/19/2003	2003-14/93
R307-206	Emission Standards: Abrasive Blasting	26400	5YR	06/19/2003	2003-14/94
R307-214-2	Part 63 Sources	25825	CPR	06/17/2003	2003-10/137
R307-214-2	National Emission Standards for Hazardous Air Pollutants	25825	AMD	06/17/2003	2003-1/16
R307-214-2	Part 63 Sources	26263	NSC	07/01/2003	Not Printed
R307-214-2	Part 63 Sources	26468	AMD	10/01/2003	2003-15/18
R307-222	Emission Standards: Existing Incinerators for Hospital, Medical, Infectious Waste	26399	5YR	06/19/2003	2003-14/94
R307-302	Davis, Salt Lake, Utah Counties: Residential Fireplaces and Stoves	26402	5YR	06/19/2003	2003-14/95
R307-305	Davis, Salt Lake and Utah Counties and Ogden City, and Nonattainment Areas for PM10: Particulates	26403	5YR	06/19/2003	2003-14/95
R307-307	Davis, Salt Lake, and Utah Counties: Road Salting and Sanding	26404	5YR	06/19/2003	2003-14/96

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R307-325	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Ozone Provisions	26525	5YR	08/01/2003	2003-16
R307-326	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Control of Hydrocarbon Emissions in Refineries	26526	5YR	08/01/2003	2003-16
R307-327	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Petroleum Liquid Storage	26528	5YR	08/01/2003	2003-16/51
R307-328	Davis, Salt Lake, Utah and Weber Counties and Ozone Nonattainment Areas: Gasoline Transfer and Storage	26531	5YR	08/05/2003	2003-17/83
R307-332	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Stage II Vapor Recovery Systems	26532	5YR	08/05/2003	2003-17/83
R307-335	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Degreasing and Solvent Cleaning Operations	26533	5YR	08/05/2003	2003-17/84
R307-340	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Surface Coating Processes	26534	5YR	08/05/2003	2003-17/84
R307-341	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Cutback Asphalt	26535	5YR	08/05/2003	2003-17/85
R307-401	Permit: Notice of Intent and Approval Order	26543	5YR	08/11/2003	2003-17/86
R307-403	Permits: New and Modified Sources in Nonattainment Areas and Maintenance Areas	26544	5YR	08/11/2003	2003-17/86
R307-405	Permits: Prevention of Significant Deterioration of Air Quality (PSD)	26545	5YR	08/11/2003	2003-17/87
R307-405-1	Definitions	26201	NSC	06/01/2003	Not Printed
R307-406	Visibility	26546	5YR	08/11/2003	2003-17/88
R307-410	Permits: Emission Impact Analysis	26547	5YR	08/11/2003	2003-17/88
R307-413	Permits: Exemptions and Special Provisions	26524	5YR	08/01/2003	2003-16/52
R307-414	Permits: Fees for Approval Orders	26550	5YR	08/14/2003	2003-17/89
R307-840	Lead-Based Paint Accreditation, Certification and Work Practice Standards	26249	5YR	05/05/2003	2003-11/95
R307-840	Lead-Based Paint Accreditation, Certification and Work Practice Standards	26282	AMD	08/06/2003	2003-11/9
<u>Drinking Water</u>					
R309-352	Capacity Development Program	26392	5YR	06/16/2003	2003-13/69
R309-405	Compliance and Enforcement: Administrative Penalty	26171	AMD	06/17/2003	2003-9/64
R309-535	Facility Design and Operation: Miscellaneous Treatment Methods	26503	EMR	08/01/2003	2003-16
R309-535	Facility Design and Operation: Miscellaneous Treatment Methods	26505	AMD	11/01/2003	2003-16
R309-545	Facility Design and Operation: Drinking Water Storage Tanks	26507	EMR	08/01/2003	2003-16/47
R309-545	Facility Design and Operation: Drinking Water Storage Tanks	26506	AMD	11/01/2003	2003-16
R309-600	Drinking Water Source Protection For Ground-Water Sources	26585	AMD	10/29/2003	2003-18/12
R309-700	Financial Assistance: State Drinking Water Project Revolving Loan Program	26172	AMD	07/01/2003	2003-9/66
R309-710	Drinking Water Source Protection Funding	25863	REP	03/05/2003	2003-2/10
<u>Environmental Response and Remediation</u>					
R311-207	Accessing the Petroleum Storage Tank Trust Fund for Leaking Petroleum Storage Tanks	25161	CPR	02/04/2003	2003-1/46
<u>Radiation Control</u>					
R313-12-3	Definitions	25785	AMD	03/14/2003	2003-1/22
R313-15	Standards for Protection Against Radiation	25943	5YR	01/14/2003	2003-3/73
R313-15-208	Dose to an Embryo/Fetus	26379	AMD	08/08/2003	2003-13/6

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R313-15-301	Dose Limits for Individual Members of the Public	26377	AMD	08/08/2003	2003-13/7
R313-19-100	Transportation	26074	AMD	05/09/2003	2003-7/10
R313-24-1	Purpose and Authority	25882	NSC	01/01/2003	Not Printed
R313-25	License Requirements for Land Disposal of Radioactive Waste - General Provisions	26086	AMD	05/09/2003	2003-7/11
R313-26	Generator Site Access Permit Requirements for Accessing Utah Radioactive Waste Disposal Facilities	26270	AMD	08/08/2003	2003-11/11
R313-28	Use of X-Rays in the Healing Arts	25786	AMD	03/14/2003	2003-1/27
<u>Solid and Hazardous Waste</u>					
R315-1-2	Utah Hazardous Waste Definitions and References	26370	AMD	09/15/2003	2003-13/8
R315-2	General Requirements - Identification and Listing of Hazardous Waste	25910	NSC	03/01/2003	Not Printed
R315-2	General Requirements - Identification and Listing of Hazardous Waste	26376	AMD	09/15/2003	2003-13/9
R315-2-2	General Requirements - Identification and Listing of Hazardous Waste	26057	NSC	03/01/2003	Not Printed
R315-3	Application and Permit Procedures for Hazardous Waste Treatment, Storage, and Disposal Facilities	25915	NSC	03/01/2003	Not Printed
R315-3	Application and Permit Procedures for Hazardous Waste Treatment, Storage, and Disposal Facilities	26372	AMD	09/15/2003	2003-13/21
R315-4	Procedures for Decisionmaking	25912	NSC	03/01/2003	Not Printed
R315-7	Interim Status Requirements for Hazardous Waste Treatment, Storage, and Disposal Facilities	25913	NSC	03/01/2003	Not Printed
R315-7-22	Incinerators	26374	AMD	09/15/2003	2003-13/39
R315-8	Standards for Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities	25911	NSC	03/01/2003	Not Printed
R315-8-15	Standards for Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities	26058	NSC	03/01/2003	Not Printed
R315-8-15	Incinerators	26375	AMD	09/15/2003	2003-13/40
R315-12	Administrative Procedures	25914	NSC	03/01/2003	Not Printed
R315-13-1	Land Disposal Restrictions	26369	AMD	09/15/2003	2003-13/43
R315-14	Standards for the Management of Specific Hazardous Wastes and Specific Types	25918	NSC	03/01/2003	Not Printed
R315-14-7	Hazardous Waste Burned in Boilers and Industrial Furnaces	26373	AMD	09/15/2003	2003-13/44
R315-15	Standards for the Management of Used Oil	26064	5YR	03/03/2003	2003-7/76
R315-16	Standards for Universal Waste Management	25916	NSC	03/01/2003	Not Printed
R315-50	Appendices	26371	AMD	09/15/2003	2003-13/45
R315-301	Solid Waste Authority, Definitions, and General Requirements	26092	5YR	03/14/2003	2003-7/76
R315-301	Solid Waste Authority, Definitions, and General Requirements	26552	AMD	10/15/2003	2003-17/13
R315-302	Solid Waste Facility Location Standards, General Facility Requirements, and Closure Requirements	26093	5YR	03/14/2003	2003-7/77
R315-302-2	General Facility Requirements	26553	AMD	10/15/2003	2003-17/19
R315-303	Landfilling Standards	26094	5YR	03/14/2003	2003-7/78
R315-303	Landfilling Standards	26554	AMD	10/15/2003	2003-17/21
R315-305	Class IV and VI Landfill Requirements	26095	5YR	03/14/2003	2003-7/79
R315-305	Class IV and VI Landfill Requirements	26555	AMD	10/15/2003	2003-17/24

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R315-306	Energy Recovery and Incinerator Standards	26096	5YR	03/14/2003	2003-7/79
R315-306	Energy Recovery and Incinerator Standards	26556	AMD	10/15/2003	2003-17/27
R315-307	Landtreatment Disposal Standards	26097	5YR	03/14/2003	2003-7/80
R315-308	Ground Water Monitoring Requirements	26098	5YR	03/14/2003	2003-7/81
R315-309	Financial Assurance	26100	5YR	03/14/2003	2003-7/81
R315-309	Financial Assurance	26557	AMD	10/15/2003	2003-17/29
R315-310	Permit Requirements for Solid Waste Facilities	26099	5YR	03/14/2003	2003-7/82
R315-310	Permit Requirements for Solid Waste Facilities	26558	AMD	10/15/2003	2003-17/36
R315-311	Permit Approval for Solid Waste Disposal, Waste Tire Storage, Energy Recovery, And Incinerator Facilities	26101	5YR	03/14/2003	2003-7/83
R315-312	Recycling and Composting Facility Standards	26102	5YR	03/14/2003	2003-7/84
R315-312-3	Composting Requirements	26559	AMD	10/15/2003	2003-17/39
R315-313	Transfer Stations and Drop Box Facilities	26103	5YR	03/14/2003	2003-7/84
R315-314	Facility Standards for Piles Used for Storage and Treatment	26104	5YR	03/14/2003	2003-7/85
R315-315	Special Waste Requirements	26105	5YR	03/14/2003	2003-7/85
R315-315	Special Waste Requirements	26561	AMD	10/15/2003	2003-17/40
R315-316	Infectious Waste Requirements	26106	5YR	03/14/2003	2003-7/86
R315-316	Infectious Waste Requirements	26560	AMD	10/15/2003	2003-17/42
R315-317	Other Processes, Variances, and Violations	26107	5YR	03/14/2003	2003-7/87
R315-318	Permit by Rule	26108	5YR	03/14/2003	2003-7/88
R315-318	Permit by Rule	26562	AMD	10/15/2003	2003-17/43
R315-320	Waste Tire Transporter and Recycler Requirements	26563	AMD	10/15/2003	2003-17/45
<u>Water Quality</u>					
R317-1	Definitions and General Requirements	25636	AMD	01/30/2003	2002-23/17
R317-1-4	Utilization and Isolation of Domestic Wastewater Treatment Works Effluent	26579	AMD	11/12/2003	2003-18/20
R317-4-3	Onsite Wastewater Systems General Requirements	25203	AMD	01/10/2003	2002-18/43
R317-4-3	Onsite Wastewater Systems General Requirements	25635	AMD	01/30/2003	2002-23/21
R317-6-6	Implementation	25632	AMD	01/30/2003	2002-23/25
R317-7-13	Public Participation	25631	AMD	01/30/2003	2002-23/32
R317-8	Utah Pollutant Discharge Elimination System (UPDES)	25634	AMD	01/30/2003	2002-23/33
R317-9	Administrative Procedures	25633	NEW	02/05/2003	2002-23/74
R317-10	Certification of Wastewater Works Operators.	25638	AMD	01/30/2003	2002-23/78
R317-11	Certification Required to Design, Inspect and Maintain Underground Wastewater Disposal Systems, or Conduct Percolation and Soil Tests for Underground Wastewater Disposal Systems	25637	AMD	01/30/2003	2002-23/80
R317-101	Utah Wastewater Project Assistance Program	26183	5YR	04/22/2003	2003-10/147
Financial Institutions					
<u>Administration</u>					
R331-20	Designation of Adjudicative Proceedings as Informal	26582	5YR	08/27/2003	2003-18/47
R331-21	Rule Governing Establishment of and Participation in Collective Investment Funds by Trust Companies	26583	5YR	08/27/2003	2003-18/48
R331-24	Accounting for Accrued Uncollected Income by Banks and Industrial Loan Corporations	26584	5YR	08/27/2003	2003-18/48

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R331-25	Rule Governing Debt Cancellation and Debt Suspension Agreements Issued by Depository Institutions, Who Are Under the Jurisdiction of the Department of Financial Institutions	26536	NEW	10/15/2003	2003-17/49
<u>Credit Unions</u>					
R337-5	Allowance for Loan Losses - Credit Unions	26458	AMD	09/05/2003	2003-15/21
Health					
<u>Administration</u>					
R380-250	HIPAA Privacy Rule Implementation	26161	EMR	04/14/2003	2003-9/130
R380-250	HIPAA Privacy Rule Implementation	26162	NEW	06/09/2003	2003-9/72
<u>Children's Health Insurance Program</u>					
R382-1	Benefits and Administration	26351	5YR	06/09/2003	2003-13/69
R382-10	Eligibility	26352	5YR	06/10/2003	2003-13/70
<u>Epidemiology and Laboratory Services, Epidemiology</u>					
R386-702	Communicable Disease Rule	26290	EMR	05/16/2003	2003-12/66
R386-702	Communicable Disease Rule	26294	AMD	08/22/2003	2003-/12
<u>Community and Family Health Services, Immunization</u>					
R396-100	Immunization Rule for Students	26187	5YR	04/24/2003	2003-10/148
<u>Community and Family Health Services, Children with Special Health Care Needs</u>					
R398-2	Newborn Hearing Screening	26444	5YR	07/03/2003	2003-15/77
R398-10	Early Intervention Services	26348	NEW	08/06/2003	2003-/13
<u>Health Care Financing, Coverage and Reimbursement Policy</u>					
R414-1	Utah Medicaid Program	26264	AMD	07/02/2003	2003-11/13
R414-1-5	State Plan	26244	EMR	05/02/2003	2003-11/73
R414-5	Reduction in Outlier Reimbursements	25889	EMR	01/03/2003	2003-2/55
R414-5	Reduction in Hospital Payments	25948	EMR	01/15/2003	2003-3/52
R414-5	Reduction in Hospital Payments	25967	NEW	05/13/2003	2003-3/8
R414-6	Reduction in Certain Targeted Case Management Services	25969	EMR	01/15/2003	2003-3/53
R414-6	Reduction in Certain Targeted Case Management Services	25974	NEW	05/13/2003	2003-3/9
R414-7A-5	Certification of Additional Nursing Facility Programs	26246	AMD	07/14/2003	2003-11/15
R414-10	Physician Services	26010	EMR	02/01/2003	2003-4/45
R414-10	Physician Services	26036	EMR	02/11/2003	2003-5/33
R414-10	Physician Services	26008	AMD	04/07/2003	2003-4/11
R414-13	Psychology Services	25907	5YR	01/03/2003	2003-3/74
R414-13	Psychology Services (5YR EXTENSION)	25192	NSC	01/03/2003	Not Printed
R414-21	Physical Therapy	25968	EMR	01/15/2003	2003-3/54
R414-21	Physical Therapy	25973	AMD	04/07/2003	2003-3/10
R414-21	Physical and Occupational Therapy	26267	AMD	07/02/2003	2003-11/16
R414-27	Medicare Nursing Home Certification	25982	5YR	01/21/2003	2003-4/52
R414-49	Dental Service	26265	AMD	07/02/2003	2003-11/20
R414-50	Dental, Oral and Maxillofacial Surgeons	26266	AMD	07/02/2003	2003-11/21
R414-51	Dental, Orthodontia	26318	5YR	05/30/2003	2003-12/71
R414-52	Optometry Services	25970	EMR	01/15/2003	2003-3/57
R414-52	Optometry Services	25976	AMD	04/09/2003	2003-3/14

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R414-52	Optometry Services	26347	5YR	06/06/2003	2003-13/71
R414-53	Eyeglasses Services	25971	EMR	01/15/2003	2003-3/59
R414-53	Eyeglasses Services	25972	AMD	04/07/2003	2003-3/15
R414-53	Eyeglasses Services	26346	5YR	06/06/2003	2003-13/71
R414-55	Medicaid Policy for Hospital Emergency Department Copayment Procedures	26656	5YR	09/16/2003	2003-20/43
R414-60	Medicaid Policy for Pharmacy Copayment Procedures	26011	EMR	02/01/2003	2003-4/50
R414-60	Medicaid Policy for Pharmacy Copayment Procedures	26009	AMD	04/07/2003	2003-4/16
R414-63	Medicaid Policy for Pharmacy Reimbursement	25888	EMR	01/01/2003	2003-2/56
R414-63	Medicaid Policy for Pharmacy Reimbursement	25898	AMD	04/07/2003	2003-2/12
R414-301	Medicaid General Provisions	26004	5YR	01/31/2003	2003-4/53
R414-301	Medicaid General Provisions	26433	AMD	09/09/2003	2003-14/15
R414-302	Eligibility Requirements	26005	5YR	01/31/2003	2003-4/53
R414-303	Coverage Groups	26012	5YR	01/31/2003	2003-4/54
R414-304	Income and Budgeting	26017	5YR	01/31/2003	2003-4/55
R414-304	Income and Budgeting	26202	AMD	07/01/2003	2003-10/55
R414-305	Resources	26018	5YR	01/31/2003	2003-4/55
R414-305	Resources	26268	AMD	07/02/2003	2003-11/23
R414-306	Program Benefits	26019	5YR	01/31/2003	2003-4/56
R414-307	Eligibility Determination and Redetermination	26020	5YR	01/31/2003	2003-4/56
R414-307	Eligibility Determination and Redetermination	26349	AMD	09/09/2003	2003-13/48
R414-308	Record Management	26021	5YR	01/31/2003	2003-4/57
R414-504	Nursing Facility Payments	25897	AMD	02/17/2003	2003-2/21
R414-504	Nursing Facility Payments	26051	AMD	06/09/2003	2003-6/4
R414-504	Nursing Facility Payments	26492	EMR	07/15/2003	2003-15/73
R414-504	Nursing Facility Payments	26490	AMD	10/08/2003	2003-15/23
R414-504-4	Transition Reimbursement Principles	25900	EMR	01/01/2003	2003-2/58
<u>Health Systems Improvement, Emergency Medical Services</u>					
R426-11	Definitions and Quality Assurance Reviews	26350	AMD	08/22/2003	2003-1/13
R426-100	Emergency Medical Services Do Not Resuscitate	25864	AMD	03/14/2003	2003-2/24
<u>Center for Health Data, Health Care Statistics</u>					
R428-11	Health Data Authority Ambulatory Surgical Data Reporting Rule	26080	5YR	03/10/2003	2003-7/88
R428-13	Health Data Authority. Audit and Reporting of HMO Performance Measures	26079	5YR	03/10/2003	2003-7/89
<u>Health Systems Improvement, Child Care Licensing</u>					
R430-4	General Certificate Provisions	26447	5YR	07/07/2003	2003-15/77
R430-6	Criminal Background Screening	25921	5YR	01/10/2003	2003-3/74
R430-6	Criminal Background Screening	25865	AMD	03/13/2003	2003-2/25
R430-50	Residential Certificate Child Care Standards	26448	5YR	07/07/2003	2003-15/78
R430-60	Hourly Child Care Center	26449	5YR	07/07/2003	2003-15/79
R430-90	Licensed Family Child Care	26511	5YR	07/29/2003	2003-16/52
R430-100	Child Care Center	25944	5YR	01/15/2003	2003-3/75
<u>Health Systems Improvement, Licensing</u>					
R432-3	General Health Care Facility Rules Inspection and Enforcement	25868	AMD	03/13/2003	2003-2/29
R432-5	Nursing Facility Construction	25452	AMD	01/15/2003	2002-21/92

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R432-13	Freestanding Ambulatory Surgical Center Construction	25791	AMD	03/13/2003	2003-1/32
R432-14	Birth Center Construction	25792	AMD	03/13/2003	2003-1/34
R432-16	Hospice Inpatient Facility Construction	26038	5YR	02/12/2003	2003-5/39
R432-35	Background Screening	25866	AMD	03/13/2003	2003-2/30
R432-35	Background Screening	26450	5YR	07/07/2003	2003-15/79
R432-40	Long-Term Care Facility Immunizations	26125	NSC	04/01/2003	Not Printed
R432-100-38	Emergency and Disaster Plan	25867	AMD	03/13/2003	2003-2/33
R432-102	Specialty Hospital - Chemical Dependency/Substance Abuse	26122	NSC	04/01/2003	Not Printed
R432-200	Small Health Care Facility (Four to Sixteen Beds)	26123	NSC	04/01/2003	Not Printed
R432-600	Abortion Clinic Rule	26124	NSC	04/01/2003	Not Printed
<u>Epidemiology and Laboratory Services, Laboratory Improvement</u>					
R444-14	Rule for the Certification of Environmental Laboratories	26144	AMD	06/12/2003	2003-9/75
Human Resource Management					
<u>Administration</u>					
R477-1	Definitions	26207	AMD	07/01/2003	2003-10/65
R477-2	Administration	26208	AMD	07/01/2003	2003-10/71
R477-3	Classification	26209	NSC	05/01/2003	Not Printed
R477-4	Filling Positions	26217	AMD	07/01/2003	2003-10/75
R477-5	Employee Status and Probation	26219	AMD	07/01/2003	2003-10/79
R477-6	Compensation	26220	AMD	07/01/2003	2003-10/80
R477-7	Leave	26221	AMD	07/01/2003	2003-10/80
R477-8	Working Conditions	26222	AMD	07/01/2003	2003-10/91
R477-9	Employee Conduct	26223	NSC	05/01/2003	Not Printed
R477-10	Employee Development	26224	AMD	07/01/2003	2003-10/95
R477-11	Discipline	26225	AMD	07/01/2003	2003-10/97
R477-12	Separations	26227	AMD	07/01/2003	2003-10/99
R477-13	Volunteer Programs	26228	NSC	05/01/2003	Not Printed
R477-14	Substance Abuse and Drug-Free Workplace	26229	AMD	07/01/2003	2003-10/101
R477-15	Unlawful Harassment Policy and Procedure	26231	NSC	05/01/2003	Not Printed
Human Services					
<u>Administration</u>					
R495-879	Parental Support for Children in Care	26261	AMD	07/10/2003	2003-11/28
R495-879	Parental Support for Children in Care	26768	5YR	10/31/2003	2003-22/56
R495-881	HIPAA Privacy Rule Implementation	26160	EMR	04/14/2003	2003-9/132
R495-881	Health Insurance Portability and Accountability Act (HIPAA) Privacy Rule Implementation	26196	NEW	06/24/2003	2003-10/104
<u>Administration, Administrative Hearings</u>					
R497-100	Adjudicative Proceedings	26396	AMD	09/15/2003	2003-14/25
<u>Administration, Administrative Services, Licensing</u>					
R501-1	General Provisions	25652	AMD	01/30/2003	2002-24/15
R501-2	Core Standards	26071	AMD	05/06/2003	2003-7/20
R501-8	Outdoor Youth Programs	25707	AMD	01/17/2003	2002-24/19
R501-8	Outdoor Youth Program	25978	NSC	03/01/2003	Not Printed

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R501-8-19	Outdoor Youth Program	26065	NSC	04/01/2003	Not Printed
R501-11	Social Detoxification Programs	25660	AMD	01/30/2003	2002-24/25
R501-12	Child Foster Care	25644	AMD	01/30/2003	2002-23/82
R501-16	Intermediate Secure Treatment Programs for Minors (5YR EXTENSION)	25703	NSC	02/26/2003	Not Printed
R501-16	Intermediate Secure Treatment Programs for Minors	26055	5YR	02/26/2003	2003-6/17
R501-17	Adult Foster Care	26084	5YR	03/11/2003	2003-7/89
R501-18	Abuse Background Screening	26343	5YR	06/05/2003	2003-13/72
<u>Aging and Adult Services</u>					
R510-100	Funding Formulas	26052	AMD	05/21/2003	2003-6/6
R510-100-2	In-Home Services	26259	EMR	05/15/2003	2003-11/74
R510-100-2	In-Home Services	26467	AMD	09/11/2003	2003-15/25
R510-104-9	Transfer of Funds	26548	AMD	10/02/2003	2003-17/51
R510-105	Out and About Homebound Transportation Assistance Fund Rules	25552	NEW	03/14/2003	2002-22/14
R510-106	Minimum Percentages of Older Americans Act, Title III: Grants for State and Community Programs on Aging Part B: Supportive Services and Senior Centers Funds That an Area Agency on Aging Must Spend on Access, In-home and Legal Assistance	26046	AMD	06/30/2003	2003-5/6
R510-106	Minimum Percentages of Older Americans Act, Title III: Grants for State and Community Programs on Aging Part B: Supportive Services and Senior Centers Funds That an Area Agency on Aging Must Spend on Access, In-home and Legal Assistance	26046	CPR	06/30/2003	2003-10/139
R510-401	Utah Caregiver Support Program	25557	CPR	04/16/2003	2003-5/28
<u>Child and Family Services</u>					
R512-100	Home Based Services	26258	EMR	05/06/2003	2003-11/76
R512-100	Home Based Services	26471	NEW	09/03/2003	2003-15/34
R512-200	Child Protective Services, Intake Services	26256	EMR	05/06/2003	2003-11/78
R512-200	Child Protective Services, Intake Services	26478	NEW	09/03/2003	2003-15/36
R512-201	Child Protective Services, Investigation Services	26255	EMR	05/06/2003	2003-11/80
R512-201	Child Protective Services, Investigation Services	26472	NEW	09/03/2003	2003-15/38
R512-202	Allegations Categories	26254	EMR	05/06/2003	2003-11/82
R512-202	Child Protective Services, General Allegation Categories	26480	NEW	09/03/2003	2003-15/40
R512-300	Out of Home Services	26252	EMR	05/06/2003	2003-11/84
R512-300	Out of Home Services	26473	NEW	09/03/2003	2003-15/42
R512-301	Out of Home Services, Responsibilities Pertaining to a Parent or Guardian	26253	EMR	05/06/2003	2003-11/86
R512-301	Out of Home Services, Responsibilities Pertaining to a Parent or Guardian	26475	NEW	09/03/2003	2003-15/44
R512-302	Out of Home Services, Responsibilities Pertaining to an Out of Home Caregiver	26250	EMR	05/06/2003	2003-11/89
R512-302	Out of Home Services, Responsibilities Pertaining to Out of Home Caregiver	26474	NEW	09/03/2003	2003-15/47
R512-305	Out of Home Services, Independent Living Services	26257	EMR	05/06/2003	2003-11/91
R512-305	Out of Home Services, Independent Living Services	26476	NEW	09/03/2003	2003-15/49
R512-500	Kinship Services	26251	EMR	05/06/2003	2003-11/93
R512-500	Kinship Services	26477	NEW	09/03/2003	2003-15/51

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Mental Health</u>					
R523-1-20	Family Involvement in Mental Health Treatment	26424	AMD	09/08/2003	2003-14/29
R523-1-21	Declaration for Mental Health Treatment	26425	AMD	09/08/2003	2003-14/30
<u>Mental Health, State Hospital</u>					
R525-1	Medical Records	26298	5YR	05/20/2003	2003-12/72
R525-2	Patient Rights	26299	5YR	05/20/2003	2003-12/72
R525-3	Medication Treatment of Patients	26300	5YR	05/20/2003	2003-12/73
R525-4	Visitors	26302	5YR	05/20/2003	2003-12/73
R525-5	Background Checks	26303	5YR	05/20/2003	2003-12/74
R525-6	Prohibited Items and Devices	26516	5YR	07/30/2003	2003-16/53
R525-7	Complaint/Suggestions/Concerns	26304	5YR	05/20/2003	2003-12/74
<u>Recovery Services</u>					
R527-3	Definitions	25977	AMD	03/19/2003	2003-4/26
R527-39	Applicant/Recipient Cooperation	25979	5YR	01/17/2003	2003-4/57
R527-39	Applicant/Recipient Cooperation	26061	AMD	04/21/2003	2003-6/8
R527-56	In-Kind Support	26075	5YR	03/10/2003	2003-7/90
R527-200	Administrative Procedures	26353	AMD	10/29/2003	2003-13/53
R527-201	Medical Support Services	25869	AMD	03/05/2003	2003-2/34
R527-210-1	Reduction for Extended Visitation	26577	AMD	10/17/2003	2003-18/28
R527-255	Change of Circumstances	26587	AMD	10/24/2003	2003-18/29
R527-301	Non-IV-D Income Withholding	26603	5YR	09/04/2003	2003-19/67
R527-301	Non-IV-D Income Withholding (5YR EXTENSION)	26586	NSC	09/04/2003	Not Printed
R527-305	High-Volume, Automated Administrative Enforcement in Interstate Child Support Cases	26076	5YR	03/10/2003	2003-7/91
R527-430	Administrative Notice of Lien-Levy Procedures	25980	5YR	01/21/2003	2003-4/57
<u>Services for People with Disabilities</u>					
R539-1-5	Graduated Fee Schedule	26440	EMR	07/01/2003	2003-14/89
R539-1-6	Reduction and/or Discharge	26508	EMR	07/28/2003	2003-16/48
R539-3	Service Coordination	25975	AMD	05/05/2003	2003-3/16
R539-3	Service Coordination	26247	NSC	05/29/2003	Not Printed
R539-3-2	The Individual Plan	26062	AMD	05/20/2003	2003-6/13
R539-8-3	Supported Employment	25949	AMD	05/05/2003	2003-3/20
R539-8-3	Supported Employment	26248	NSC	06/01/2003	Not Printed
Insurance					
<u>Administration</u>					
R590-76	Health Maintenance Organization and Limited Health Plans	25870	AMD	02/26/2003	2003-2/35
R590-76-9	Quality Assurance	26059	NSC	03/01/2003	Not Printed
R590-76-9	Quality Assurance	26066	NSC	04/01/2003	Not Printed
R590-85	Filing of Rates for Individual Disability Insurance Forms and Individual and Group Medicare Rates	26129	AMD	06/13/2003	2003-8/26
R590-85	Filing of Rates for Individual Accident and Health Insurance and Individual and Group Medicare Supplement Rates	26395	NSC	07/01/2003	Not Printed
R590-94	Rule Permitting Smoker/Nonsmoker Mortality Tables for Use in Determining Minimum Reserve Liabilities and Nonforfeiture Benefits	26182	5YR	04/17/2003	2003-10/148

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R590-102	Insurance Department Fee Payment Rule	26655	AMD	11/06/2003	2003-19/43
R590-119	Surplus Lines Stamping Fee	26513	REP	10/23/2003	2003-/16
R590-124	Loss Information Rule	25990	5YR	01/24/2003	2003-4/58
R590-147	Annual Statement Instructions	26132	AMD	06/13/2003	2003-8/30
R590-152	Medical Discount Programs Rule	26283	AMD	07/16/2003	2003-11/30
R590-152-4	Rule	26482	NSC	08/01/2003	Not Printed
R590-154	Unfair Marketing Practices Rule	26181	5YR	04/17/2003	2003-10/149
R590-154-5	Producer, Limited Lines Producer or Consultant Agency Name	26077	NSC	04/01/2003	Not Printed
R590-155	Disclosure of Life and Health Guaranty Association Limitations	25993	5YR	01/24/2003	2003-4/59
R590-157	Taxation of Surplus Lines Premiums	26033	5YR	02/10/2003	2003-5/39
R590-157	Taxation of Surplus Lines Insurance Premiums	26131	AMD	10/23/2003	2003-8/32
R590-157	Surplus Lines Insurance Premium Tax and Stamping Fee	26131	CPR	10/23/2003	2003-16/44
R590-160	Administrative Proceedings	25643	AMD	01/09/2003	2002-23/86
R590-172	Notice to Uninsurable Applicants for Health Insurance	25626	AMD	01/09/2003	2002-23/91
R590-176	Small Employer Open Enrollment Rule	26285	R&R	09/25/2003	2003-11/31
R590-183	Title Plant Rule (EXPIRED RULE)	25908	NSC	01/02/2003	Not Printed
R590-186	Bail Bond Surety Business	26592	5YR	08/29/2003	2003-18/49
R590-187	Assessment of Title Insurance Agencies and Title Insurers for Costs Related to Regulation of Title Insurance	26597	5YR	09/02/2003	2003-18/49
R590-192	Unfair Health and Disability Claims Settlement Practices Rule	26159	AMD	06/24/2003	2003-9/84
R590-199	Plan of Orderly Withdrawal Rule Relating to Health Benefit Plans	25628	AMD	03/14/2003	2002-23/92
R590-199	Plan of Orderly Withdrawal Rule Relating to Health Benefit Plans	25628	CPR	03/14/2003	2003-3/50
R590-209	Court Ordered Health Insurance Coverage for Dependents	26599	REP	10/23/2003	2003-18/30
R590-215	Permissible Arbitration Provisions for Individual and Group Health Insurance	25093	NEW	01/09/2003	2002-15/65
R590-215	Permissible Arbitration Provisions for Individual and Group Health Insurance	25093	CPR	01/09/2003	2002-23/100
R590-215	Permissible Arbitration Provisions for Individual and Group Health Insurance	25919	NSC	03/01/2003	Not Printed
R590-215	Permissible Arbitration Provisions for Individual and Group Health Insurance	26133	AMD	05/20/2003	2003-8/34
R590-215-5	Permissible Arbitration Provisions for Individual and Group Health Insurance	25963	NSC	03/01/2003	Not Printed
R590-218	Permitted Language for Reservation of Discretion Clauses	25670	NEW	03/21/2003	2002-24/28
R590-219	Credit Scoring	25958	NEW	06/13/2003	2003-3/23
R590-219	Credit Scoring	25958	CPR	06/13/2003	2003-9/127
R590-222	Viatical Settlements	26194	NEW	06/24/2003	2003-10/105
R590-222-14	Filing of Forms	26410	NSC	07/01/2003	Not Printed
R590-223	Rule to Recognize the 2001 CSO Mortality Table for Use in Determining Minimum Reserve Liabilities and Nonforfeiture Benefits	26158	NEW	06/13/2003	2003-9/89

Labor Commission

Administration

R600-1	Declaratory Orders	26313	5YR	05/28/2003	2003-12/75
--------	--------------------	-------	-----	------------	------------

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Industrial Accidents</u>					
R612-2	Workers' Compensation Rules - Health Care Providers	26315	5YR	05/28/2003	2003-12/75
R612-2-5	Regulation of Medical Practitioner Fees	26286	AMD	07/02/2003	2003-11/35
R612-2-22	Medical Records	26405	EMR	06/20/2003	2003-14/90
R612-2-24	Review of Medical Payments	26366	NSC	07/01/2003	Not Printed
R612-2-26	Utilization Review Standards	26363	NSC	07/01/2003	Not Printed
R612-3	Workers' Compensation Rules - Self-Insurance	26316	5YR	05/28/2003	2003-12/76
R612-3-4	Qualifying Requirements	26364	NSC	07/01/2003	Not Printed
R612-5	Employee Leasing Company Workers' Compensation Insurance Policy Endorsements	26317	5YR	05/28/2003	2003-12/76
R612-5-4	Notification of a New Policy and Endorsements	26365	NSC	07/01/2003	Not Printed
R612-7	Impairment Ratings for Industrial Injuries and Diseases	26314	5YR	05/28/2003	2003-12/77
<u>Occupational Safety and Health</u>					
R614-1-4	Incorporation of Federal Standards	25940	NSC	03/01/2003	Not Printed
R614-1-4	Incorporation of Federal Standards	25941	AMD	03/04/2003	2003-3/26
R614-1-4	Incorporation of Federal Standards	26149	AMD	06/03/2003	2003-9/91
<u>Safety</u>					
R616-1	Coal Mine Rules	26312	5YR	05/28/2003	2003-12/77
R616-2-3	Safety Codes and Rules for Boilers and Pressure Vessels	26148	AMD	06/03/2003	2003-9/92
R616-3-3	Safety Codes for Elevators	26109	AMD	05/08/2003	2003-7/53
R616-3-14	Remodeled Elevators	26643	AMD	11/03/2003	2003-19/48
Lieutenant Governor					
<u>Administration</u>					
R622-1	Adjudicative Proceedings	26698	5YR	10/15/2003	2003-21/94
Money Management Council					
<u>Administration</u>					
R628-2	Investment of Funds of Member Institutions of the State System of Higher Education and Public Education Foundations established under Section 53A-4-205	26493	AMD	09/03/2003	2003-15/53
Natural Resources					
<u>Administration</u>					
R634-1	Americans With Disabilities Complaint Procedure	25950	5YR	01/15/2003	2003-3/76
R634-1	Americans With Disabilities Complaint Procedure	25951	AMD	03/04/2003	2003-3/27
<u>Oil, Gas and Mining: Coal</u>					
R645-102	Exemption for Coal Extraction Incident to Government-Financed Highway or Other Construction	26452	5YR	07/07/2003	2003-15/80
R645-301-500	Engineering	26262	NSC	06/01/2003	Not Printed
<u>Oil, Gas and Mining: Non-Coal</u>					
R647-1	Minerals Regulatory Program	26453	5YR	07/08/2003	2003-15/81
R647-2	Exploration	26454	5YR	07/08/2003	2003-15/81
R647-3	Small Mining Operations	26455	5YR	07/08/2003	2003-15/81
R647-4	Large Mining Operations	26456	5YR	07/08/2003	2003-15/82
R647-5	Administrative Procedures	26457	5YR	07/08/2003	2003-15/82

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Oil, Gas and Mining: Oil and Gas</u>					
R649-3-1	Bonding	25788	AMD	07/01/2003	2003-1/35
R649-3-1	Bonding	25788	CPR	07/01/2003	2003-10/140
<u>Parks and Recreation</u>					
R651-102	Government Records Access Management Act	26039	5YR	02/13/2003	2003-5/40
R651-102-4	Government Records Access Management Act	26041	NSC	03/01/2003	Not Printed
R651-227	Boating Safety Course Fees	26173	5YR	04/15/2003	2003-9/134
R651-301	State Recreation Fiscal Assistance Programs	26040	5YR	02/13/2003	2003-5/40
R651-301	State Recreation Fiscal Assistance Programs	26127	AMD	05/19/2003	2003-8/36
R651-401	Off-Highway Vehicle and Registration Stickers	26608	AMD	11/01/2003	2003-19/49
R651-402	Registration Expiration	26611	REP	11/01/2003	2003-19/50
R651-403	Dealer Registration	26609	REP	11/01/2003	2003-19/51
R651-404	Temporary Registration	26612	REP	11/01/2003	2003-19/52
R651-405	Off-Highway Implement of Husbandry Sticker Fee	26610	AMD	11/01/2003	2003-19/53
R651-407	Off-Highway Vehicle Advisory Council	26718	5YR	10/23/2003	2003-22/56
R651-408	Off-Highway Vehicle Education Curriculum Standards	26026	AMD	04/01/2003	2003-5/7
R651-408	Off-Highway Vehicle Education Curriculum Standards	26719	5YR	10/23/2003	2003-22/57
R651-410	Off-Highway Vehicle Safety Equipment	26028	NEW	04/01/2003	2003-5/8
R651-410	Off-Highway Vehicle Safety Equipment	26128	AMD	05/19/2003	2003-8/38
R651-601	Definitions as Used in These Rules	26721	5YR	10/23/2003	2003-22/57
R651-602	Aircraft and Powerless Flight	26029	AMD	04/01/2003	2003-5/9
R651-602	Aircraft and Powerless Flight	26722	5YR	10/23/2003	2003-22/58
R651-603	Animals	26724	5YR	10/23/2003	2003-22/58
R651-604	Audio Devices	26723	5YR	10/23/2003	2003-22/59
R651-605	Begging and Soliciting	26725	5YR	10/23/2003	2003-22/59
R651-606	Camping	26726	5YR	10/23/2003	2003-22/60
R651-606-10	Quiet Hours	26607	AMD	11/01/2003	2003-19/54
R651-607	Disorderly Conduct	26727	5YR	10/23/2003	2003-22/60
R651-608	Events of Special Uses	26728	5YR	10/23/2003	2003-22/61
R651-609	Explosives and Fireworks	26729	5YR	10/23/2003	2003-22/61
R651-610	Expulsion	26730	5YR	10/23/2003	2003-22/62
R651-611	Fee Schedule	25837	AMD	03/31/2003	2003-2/38
R651-611-2	Day Use Entrance Fees	26170	AMD	06/03/2003	2003-9/93
R651-612	Firearms, Trap and Other Weapons	26731	5YR	10/23/2003	2003-22/62
R651-613	Fires	26733	5YR	10/23/2003	2003-22/63
R651-614	Fishing, Hunting and Trapping	26732	5YR	10/23/2003	2003-22/63
R651-614-4	Hunting Wildlife	26542	AMD	10/02/2003	2003-17/52
R651-615	Motor Vehicle Use	26734	5YR	10/23/2003	2003-22/64
R651-616	Organized Sports	26736	5YR	10/23/2003	2003-22/64
R651-617	Permit Violation	26735	5YR	10/23/2003	2003-22/65
R651-618	Picnicking	26751	5YR	10/23/2003	2003-22/65
R651-619	Possession of Alcoholic Beverages or Controlled Substances	26737	5YR	10/23/2003	2003-22/66
R651-620	Protection of Resources Park System Property	26738	5YR	10/23/2003	2003-22/66
R651-621	Reports of Injury or Damage	26739	5YR	10/23/2003	2003-22/67

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R651-622	Rock Climbing	26740	5YR	10/23/2003	2003-22/67
R651-623	Sale or Distribution of Printed Material	26741	5YR	10/23/2003	2003-22/68
R651-624	Sanitation	26742	5YR	10/23/2003	2003-22/68
R651-625	Shirts and Shoes	26743	5YR	10/23/2003	2003-22/69
R651-626	Skating and Skateboards	26744	5YR	10/23/2003	2003-22/69
R651-627	Swimming	26745	5YR	10/23/2003	2003-22/70
R651-628	Trails and Walks	26746	5YR	10/23/2003	2003-22/70
R651-629	Unattended Property	26747	5YR	10/23/2003	2003-22/71
R651-630	Unsupervised Children	26748	5YR	10/23/2003	2003-22/71
R651-631	Winter Sports	26749	5YR	10/23/2003	2003-22/72
R651-632	Enforcement	26750	5YR	10/23/2003	2003-22/72
R651-633-2	Special Closures or Restrictions	26613	AMD	11/01/2003	2003-19/55
R651-633-2	Special Closures or Restrictions	26606	AMD	11/01/2003	2003-19/56
<u>Forestry, Fire and State Lands</u>					
R652-7	Public Petitions for Declaratory Orders	26644	5YR	09/12/2003	2003-19/68
R652-110	Off-Highway Vehicle Designations	26645	5YR	09/12/2003	2003-19/68
<u>Water Rights</u>					
R655-5	Maps Submitted to the Division of Water Rights	26195	5YR	04/29/2003	2003-10/149
R655-7	Administrative Procedures for Notifying the State Engineer of Sewage Effluent Use or Change in the Point of Discharge for Sewage Effluent	25550	NEW	02/10/2003	2002-22/39
<u>Wildlife Resources</u>					
R657-3	Collection, Importation, Transportation and Possession of Zoological Animals	26167	5YR	04/15/2003	2003-9/135
R657-3	Collection, Importation, Transportation, and Possession of Zoological Animals	26166	AMD	06/03/2003	2003-9/94
R657-5	Taking Big Game	25720	AMD	01/15/2003	2002-24/29
R657-5	Taking Big Game	26241	AMD	06/17/2003	2003-10/111
R657-5-13	Areas With Special Restrictions	26689	EMR	10/06/2003	2003-21/90
R657-5-70	Chronic Wasting Disease - Infected Animals	26165	AMD	06/03/2003	2003-9/103
R657-9	Taking Waterfowl, Common Snipe and Coot	26570	AMD	10/02/2003	2003-17/53
R657-10	Taking Cougar	26571	AMD	10/02/2003	2003-17/57
R657-11	Taking Furbearers	26575	AMD	10/02/2003	2003-17/58
R657-13	Taking Fish and Crayfish	25360	AMD	01/01/2003	2002-20/92
R657-17	Lifetime Hunting and Fishing License	25721	AMD	01/15/2003	2002-24/46
R657-19	Taking Nongame Mammals	26576	5YR	08/15/2003	2003-17/89
R657-19	Taking Nongame Mammals	26573	AMD	10/02/2003	2003-17/63
R657-23	Process for Providing Proof of Completion of Hunter Education	25890	AMD	02/16/2003	2003-2/41
R657-26-8	Wildlife Board Review - Procedure	26169	AMD	06/03/2003	2003-9/104
R657-27	License Agent Procedures	26273	AMD	07/02/2003	2003-11/36
R657-33	Taking Bear	25892	AMD	02/16/2003	2003-2/43
R657-33-6	Firearms and Archery Permits	26056	AMD	04/15/2003	2003-6/15
R657-34	Procedures for Confirmation of Ordinances on Hunting Closures	26274	5YR	05/14/2003	2003-11/95
R657-34	Procedures for Confirmation of Ordinances on Hunting Closures	26272	AMD	07/02/2003	2003-11/41
R657-37	Cooperative Wildlife Management Units for Big Game	26275	5YR	05/14/2003	2003-11/96

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R657-37	Cooperative Wildlife Management Units for Big Game	26271	AMD	07/02/2003	2003-11/42
R657-38	Dedicated Hunter Program	25722	AMD	01/15/2003	2002-24/48
R657-39-3	Memberships -- Terms of Office	26164	AMD	06/03/2003	2003-9/105
R657-42	Accepted Payment of Fees, Late Fees, Exchanges, Surrenders, Refunds and Reallocation of Licenses, Certificates of Registration and Permits	25723	AMD	01/15/2003	2002-24/52
R657-42	Accepted Payment of Fees, Exchanges, Surrenders, Refunds and Reallocation of Licenses, Certificates of Registration and Permits	26278	5YR	05/14/2003	2003-11/97
R657-42	Accepted Payment of Fees, Late Fees, Exchanges, Surrenders, Refunds and Reallocation of Licenses, Certificates of Registration and Permits	26277	AMD	07/02/2003	2003-11/45
R657-44	Big Game Depredation	25894	R&R	02/16/2003	2003-2/46
R657-44	Big Game Depredation	26276	AMD	07/02/2003	2003-11/46
R657-45	Wildlife License, Permit, Certificate of Registration, Habitat Authorization and Heritage Certificate Forms	26280	5YR	05/14/2003	2003-11/97
R657-45	Wildlife License, Permit, Certificate of Registration, Habitat Authorization and Heritage Certificate Forms	26279	AMD	07/02/2003	2003-11/52
R657-53	Amphibian and Reptile Collection, Importation, Transportation, and Possession	26168	NEW	06/03/2003	2003-9/107

Pardons (Board Of)

Administration

R671-102	Americans with Disabilities Act Complaint Procedure Rule	25345	AMD	02/12/2003	2002-20/102
R671-201	Original Parole Grant Hearing Schedule and Notice	26120	AMD	05/16/2003	2003-8/39
R671-202	Notification of Hearings	25350	AMD	02/12/2003	2002-20/104
R671-207	Mentally Ill and Deteriorated Offender Custody Transfer	25725	NSC	01/01/2003	Not Printed
R671-308	Offender Hearing Assistance	25394	AMD	02/12/2003	2002-20/110
R671-311	Special Attention Hearings and Reviews	25398	AMD	02/12/2003	2002-20/112
R671-312	Commutation Hearings for Death Penalty Cases	26623	5YR	09/11/2003	2003-19/69
R671-403	Restitution	26050	5YR	02/18/2003	2003-6/18
R671-509	Parole Incident Reports	26618	5YR	09/11/2003	2003-19/69
R671-510	Evidence of Issuance of Warrants	26620	5YR	09/11/2003	2003-19/70
R671-512	Execution of the Warrant	26628	5YR	09/11/2003	2003-19/70
R671-513	Expedited Determination on Parolee Challenge to Probable Cause	26625	5YR	09/11/2003	2003-19/70
R671-514	Waiver and Pleas of Guilt	26626	5YR	09/11/2003	2003-19/71
R671-515	Timeliness of Parole Revocation Hearings	26629	5YR	09/11/2003	2003-19/71
R671-516	Parole Revocation Hearings	26631	5YR	09/11/2003	2003-19/72
R671-517	Evidentiary Hearings and Proceedings	26633	5YR	09/11/2003	2003-19/72
R671-518	Conduct of Proceedings When a Criminal Charge Results in Conviction	26634	5YR	09/11/2003	2003-19/72
R671-519	Conduct of Proceedings When Criminal Charge Results in Acquittal	26636	5YR	09/11/2003	2003-19/73
R671-520	Treatment of Confidential Testimony	26638	5YR	09/11/2003	2003-19/73
R671-522	Continuances Due to Pending Criminal Charges	26640	5YR	09/11/2003	2003-19/74

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Professional Practices Advisory Commission					
<u>Administration</u>					
R686-100	Professional Practices Advisory Commission, Rules of Procedure: Complaints and Hearings	26032	5YR	02/07/2003	2003-5/41
R686-101	Alcohol Related Offenses	26568	5YR	08/15/2003	2003-17/90
R686-102	Drug Related Offenses	26569	5YR	08/15/2003	2003-17/90
R686-104	Utah Professional Practices Advisory Commission Denial of License Due to Background Check Offenses	26082	NSC	04/01/2003	Not Printed
Public Safety					
<u>Driver License</u>					
R708-2	Commercial Driver Training Schools	26287	CPR	08/18/2003	2003-/14
R708-2	Commercial Driver Training Schools	26287	AMD	08/18/2003	2003-11/53
R708-2	Commercial Driver Training Schools	26775	EMR	11/05/2003	Not Printed
R708-37	Certification of Licensed Instructors of Commercial Driver Training Schools to Administer Driving Skills Tests	26288	AMD	08/18/2003	2003-11/62
R708-37	Certification of Licensed Instructors of Commercial Driver Training School to Administer Driving Skills Tests	26288	CPR	08/18/2003	2003-/14
R708-39	Physical and Mental Fitness Testing	25645	NEW	01/24/2003	2002-23/97
<u>Fire Marshal</u>					
R710-1	Concerns Servicing Portable Fire Extinguishers	25954	AMD	03/06/2003	2003-3/29
R710-4	Buildings Under the Jurisdiction of the State Fire Prevention Board	26006	AMD	03/18/2003	2003-4/28
R710-5	Automatic Fire Sprinkler System Inspecting and Testing	26491	NEW	09/03/2003	2003-15/55
R710-6	Liquefied Petroleum Gas Rules	26281	AMD	07/02/2003	2003-11/65
R710-7	Concerns Servicing Automatic Fire Suppression Systems	25961	AMD	03/06/2003	2003-3/36
R710-7	Concerns Servicing Automatic Fire Suppression Systems	26001	AMD	03/18/2003	2003-4/32
R710-8-3	Day Care Rules	26269	AMD	07/02/2003	2003-11/68
R710-9	Rules Pursuant to the Utah Fire Prevention Law	26003	AMD	03/18/2003	2003-4/38
R710-9	Rules Pursuant to the Utah Fire Prevention Law	26289	AMD	07/02/2003	2003-11/69
<u>Highway Patrol</u>					
R714-159	Vehicle Safety Inspection Apprenticeship Program Guidelines	26119	NEW	06/26/2003	2003-8/40
R714-220	Standards for Motorcycle Protective Headgear	26121	R&R	06/26/2003	2003-8/41
<u>Criminal Investigations and Technical Services, Criminal Identification</u>					
R722-300	Concealed Firearm Permit Rule	25999	5YR	01/28/2003	2003-4/59
R722-300	Concealed Firearm Permit Rule (5YR EXTENSION)	25683	NSC	01/28/2003	Not Printed
R722-320	Undercover Identification	25998	5YR	01/28/2003	2003-4/60
R722-340	Emergency Vehicles	25996	5YR	01/28/2003	2003-4/60
R722-340	Emergency Vehicles (5YR EXTENSION)	25684	NSC	01/28/2003	Not Printed
<u>Peace Officer Standards and Training</u>					
R728-409	Refusal, Suspension, or Revocation of Peace Officer Certification	26072	EMR	03/07/2003	2003-7/63
R728-409-3	Cause to Evaluate Certification for the Refusal, Suspension, or Revocation of Peace Officer Certification or Authority	26179	AMD	06/26/2003	2003-10/113

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R728-411	Guidelines Regarding Administrative Action Taken Against Individuals Functioning as Peace Officers without Peace Officer Certification or Powers	26067	5YR	03/04/2003	2003-7/91
R728-501	Career Development Courses	26694	5YR	10/10/2003	2003-21/95
R728-502	Procedure for POST Instructor Certification (EXPIRED RULE)	26445	NSC	07/03/2003	Not Printed
R728-502	Procedure for POST Instructor Certification (5YR EXTENSION)	26069	NSC	07/03/2003	Not Printed
R728-504	Regional Training (5YR EXTENSION)	26070	NSC	07/03/2003	Not Printed
R728-504	Regional Training (EXPIRED RULE)	26446	NSC	07/03/2003	Not Printed
R728-505	Service Dog Program Rules	26337	5YR	06/02/2003	2003-12/78

Public Service Commission

Administration

R746-110	Uncontested Matters to be Adjudicated Informally	26420	5YR	06/25/2003	2003-14/96
R746-210	Utility Service Rules Applicable Only to Electric Utilities	26419	5YR	06/25/2003	2003-14/97
R746-240	Telecommunication Service Rules	26421	5YR	06/25/2003	2003-14/97
R746-310	Uniform Rules Governing Electricity Service by Electric Utilities.	26489	AMD	09/15/2003	2003-15/60
R746-330	Rules for Water and Sewer Utilities Operating in Utah	26081	5YR	03/10/2003	2003-7/92
R746-331	Exemption of Mutually Owned Water Companies from Commission Regulation	26142	5YR	04/02/2003	2003-9/136
R746-332	Depreciation Rates for Water Utilities	26143	5YR	04/02/2003	2003-9/136
R746-340	Service Quality for Telecommunications Corporations	26418	5YR	06/25/2003	2003-14/98
R746-342	Rule on One-Way Paging	26145	5YR	04/02/2003	2003-9/137
R746-344	Filing Requirements for Telephone Corporations with Less than 5,000 Access Line Subscribers	26538	5YR	08/08/2003	2003-17/91
R746-345	Pole Attachments for Cable Television Companies	26539	5YR	08/08/2003	2003-17/91
R746-347	Extended Area Service (EAS)	25578	NEW	03/10/2003	2002-22/44
R746-347-5	Customer Survey for New or Expanded EAS	26197	AMD	06/30/2003	2003-10/116
R746-360-4	Application of Fund Surcharges to Customer Billings	26551	AMD	12/01/2003	2003-17/67
R746-402	Rules Governing Reports of Accidents by Electric, Gas, Telephone, and Water Utilities	26146	5YR	04/02/2003	2003-9/137
R746-404	Regulation of Promotional Programs of Electric and Gas Public Utilities	26540	5YR	08/08/2003	2003-17/92
R746-405	Rules Governing the Filing of Tariffs for Gas, Electric, Telephone, Water and Heat Utilities	26147	5YR	04/02/2003	2003-9/138
R746-406	Advertising by Electric and Gas Utilities	26541	5YR	08/08/2003	2003-17/92
R746-500	Americans With Disabilities Act Complaint Procedure	26529	5YR	08/04/2003	2003-17/93
R746-600	Postretirement Benefits other than Pensions	26647	5YR	09/15/2003	2003-19/74

Regents (Board Of)

Administration

R765-136	Language Proficiency in the Utah System of Higher Education (USHE)	26034	NEW	05/29/2003	2003-5/14
R765-171	Postsecondary Proprietary School Act Rules (5YR EXTENSION)	25712	NSC	03/31/2003	Not Printed
R765-171	Postsecondary Proprietary School Act Rules	25704	REP	03/31/2003	2002-24/55
R765-254	Secure Area Hearing Rooms	25906	NEW	05/29/2003	2003-3/42
R765-555	Providing Facilities, Goods and Services in Competition with Private Enterprise	26141	5YR	04/02/2003	2003-9/138

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R765-605	Utah Centennial Opportunity Program for Education	26002	NSC	05/01/2003	Not Printed
R765-605	Utah Centennial Opportunity Program for Education	26432	5YR	06/30/2003	2003-14/99
R765-606	Utah Leveraging Educational Assistance Partnership Program	26156	NEW	06/30/2003	2003-9/116
R765-607	Utah Higher Education Tuition Assistance Program	26443	5YR	07/03/2003	2003-15/83
R765-660	Utah State Student Incentive Grant Program	26134	5YR	04/01/2003	2003-8/44
R765-660	Utah State Student Incentive Grant Program (5YR EXTENSION)	25713	NSC	04/01/2003	Not Printed
R765-660	Utah State Student Incentive Grant Program	26155	REP	06/30/2003	2003-9/119
R765-685	Utah Educational Savings Plan Trust	26085	AMD	05/20/2003	2003-7/55
R765-685	Utah Educational Savings Plan Trust	26391	AMD	08/01/2003	2003-13/57
<u>University of Utah, Administration</u>					
R805-2	Government Records Access and Management Act Procedures	26499	5YR	07/23/2003	2003-16/54
R805-2	Government Records Access and Management Act Procedures (5YR EXTENSION)	26394	NSC	07/23/2003	Not Printed
School and Institutional Trust Lands					
<u>Administration</u>					
R850-3	Applicant Qualifications, Application Forms, and Application Processing	26176	AMD	06/03/2003	2003-9/122
R850-50	Range Management	26177	AMD	06/03/2003	2003-9/123
R850-120	Beneficiary Use of Institutional Trust Land	25953	AMD	03/04/2003	2003-3/43
Tax Commission					
<u>Administration</u>					
R861-1A-16	Utah State Tax Commission Management Plan Pursuant to Utah Code Ann. Section 59-1-207	26514	AMD	09/25/2003	2003-/16
R861-1A-20	Time of Appeal Pursuant to Utah Code Ann. Sections 59-1-301, 59-1-401, 59-1-501, 59-2-1007, 59-7-517, 59-10-533, 59-12-114, 59-13-210, and 63-46b-3	25823	AMD	03/11/2003	2003-1/39
R861-1A-21	Rulings by the Commission Pursuant to Utah Code Ann. Section 59-1-205	26517	AMD	09/25/2003	2003-/16
<u>Auditing</u>					
R865-4D-23	State Participation in the International Fuel Tax Agreement Pursuant to Utah Code Ann. Section 59-13-501	26519	AMD	09/25/2003	2003-/16
R865-9I-3	Credit for Income Tax Paid by an Individual to Another State Pursuant to Utah Code Ann. Section 59-10-106	26527	AMD	09/25/2003	2003-/16
R865-9I-16	Collection and Payment of Income Tax Pursuant to Utah Code Ann. Section 59-10-406	26522	AMD	09/25/2003	2003-/16
R865-9I-26	Petition For Redetermination of a Deficiency Pursuant to Utah Code Ann. Section 59-10-533	25829	AMD	03/11/2003	2003-1/40
R865-9I-27	Redetermination of Tax Deficiency by Tax Commission Pursuant to Utah Code Ann. Section 59-10-525	25828	AMD	03/11/2003	2003-1/41
R865-9I-28	Petition For Redetermination of Tax Commission Action On Claim For Refund Pursuant to Utah Code Ann. Section 59-10-533	25826	AMD	03/11/2003	2003-1/42
R865-9I-29	Action of Tax Commission on Redetermination Claim For Refund Pursuant to Utah Code Ann. Section 59-10-535	25819	AMD	03/11/2003	2003-1/43
R865-9I-39	Subtraction from Federal Taxable Income for a Handicapped Child or Adult Pursuant to Utah Code Ann. Section 59-10-114	26078	AMD	06/10/2003	2003-7/61

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R865-9I-41	Historic Preservation Tax Credits Pursuant to Utah Code Ann. Section 59-10-108.5	26566	AMD	10/07/2003	2003-17/68
R865-9I-46	Medical Savings Account Tax Deduction Pursuant to Utah Code Ann. Sections 31A-32a-106 and 59-10-114	26567	AMD	10/07/2003	2003-17/69
R865-9I-48	Adoption Expenses Deduction Pursuant to Utah Code Ann. Section 59-10-114	26521	AMD	09/25/2003	2003-/16
R865-9I-49	Higher Education Savings Incentive Program Tax Deduction Pursuant to Utah Code Ann. Sections 53B-8a-112 and 59-10-114	26565	AMD	10/07/2003	2003-17/70
R865-13G-16	Aviation Fuel Tax Refund or Credit Pursuant to Utah Code Ann. Section 59-13-404	26601	AMD	10/29/2003	2003-18/31
R865-19S-61	Meals Furnished Pursuant to Utah Code Ann. Section 59-12-104	25924	AMD	04/23/2003	2003-3/44
R865-19S-90	Telephone Service Pursuant to Utah Code Ann. Section 59-12-103	26523	AMD	09/25/2003	2003-/16
R865-19S-113	Sales Tax Obligations of Jeep, Snowmobile, and Boat Tour Operators, River Runners, Outfitters, and Other Sellers Providing Similar Services Pursuant to Utah Code Ann. Sections 59-12-103 and 59-12-107	26598	AMD	10/29/2003	2003-18/32
<u>Motor Vehicle Enforcement</u>					
R877-23V-19	Disclosure of Vehicles Initially Delivered for Sale in a Country Other than the United States Pursuant to Utah Code Ann. Section 41-1a-712	26564	AMD	10/07/2003	2003-17/71
<u>Property Tax</u>					
R884-24P-26	Requirements of the Farmland Assessment Act of 1969 Pursuant to Utah Code Ann. Sections 59-2-501 through 59-2-515	26518	AMD	09/25/2003	2003-/16
R884-24P-33	2003 Personal Property Valuation Guides and Schedules Pursuant to Utah Code Ann. Section 59-2-301	26572	AMD	10/07/2003	2003-17/74
R884-24P-60	Age-Based Uniform Fee on Tangible Personal Property Required to be Registered with the State Pursuant to Utah Code Ann. Section 59-2-405.1	25917	EMR	01/06/2003	2003-3/60
R884-24P-60	Age-Based Uniform Fee on Tangible Personal Property Required to be Registered with the State Pursuant to Utah Code Ann. Section 59-2-405.1	26044	AMD	04/23/2003	2003-5/15
Transportation					
<u>Administration</u>					
R907-1	Administrative Procedure	26035	AMD	04/23/2003	2003-5/17
R907-40	Informing Citizens, Government Agencies, Nondiscrimination	26770	5YR	11/04/2003	Not Printed
<u>Motor Carrier</u>					
R909-19	Safety Regulations for Tow Truck Operations - Tow Truck Requirements for Equipment, Operation, and Certification	26495	AMD	09/03/2003	2003-15/63
<u>Operations, Maintenance</u>					
R918-4	Using Volunteer Groups for the Adopt-a-Highway Program	26184	NEW	07/10/2003	2003-10/117
<u>Operations, Traffic and Safety</u>					
R920-4	Proposed Policy for Special Road Use	25905	NSC	05/01/2003	Not Printed
R920-5	Manual and Specifications on School Crossing Zones. Supplemental to Part VII of the Manual on Uniform Traffic Control Devices	26510	AMD	09/16/2003	2003-/16
R920-50	Ropeway Operation Safety Rules	26296	AMD	08/18/2003	2003-/12
R920-50-11	Fees	26295	EMR	05/16/2003	2003-12/68

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Preconstruction</u>					
R930-6	Manual of Accommodation of Utility Facilities and the Control and Protection of State Highway Rights-of-Way	26501	AMD	09/16/2003	2003-/16
Workforce Services					
<u>Administration</u>					
R982-101	Americans with Disabilities Act Complaint Procedure	25547	R&R	01/01/2003	2002-22/47
R982-401	JTPA Fiscal Procedures (5YR EXTENSION)	26416	NSC	08/28/2003	Not Printed
R982-401	JTPA Fiscal Procedures	26411	REP	08/28/2003	2003-14/40
R982-501	JTPA Procurement/Property Management Procedures (5YR EXTENSION)	26417	NSC	08/28/2003	Not Printed
R982-501	JTPA Procurement/Property Management Procedures	26412	REP	08/28/2003	2003-14/47
<u>Employment Development</u>					
R986-100	Employment Support Programs	26232	AMD	07/01/2003	2003-10/118
R986-100	Employment Support Programs	26487	AMD	09/12/2003	2003-15/68
R986-200	Family Employment Program	26210	AMD	07/01/2003	2003-10/124
R986-400	General Assistance and Working Toward Employment	26216	AMD	07/01/2003	2003-10/127
R986-400-404	Participation Requirements	25827	AMD	02/06/2003	2003-1/43
R986-700	Child Care Assistance	26226	AMD	07/01/2003	2003-10/129
R986-700-703	Client Rights and Responsibilities	25427	AMD	01/01/2003	2002-20/117
R986-700-703	Client Rights and Responsibilities	26042	AMD	04/01/2003	2003-5/23
R986-700-709	Employment Support (ES) CC	26043	AMD	04/01/2003	2003-5/24
R986-700-710	Income and Asset Limits for ES CC	25572	AMD	01/01/2003	2002-22/52
R986-700-715	Overpayments	26486	NSC	08/01/2003	Not Printed
R986-900-902	Options and Waivers	25574	AMD	01/01/2003	2002-22/53
R986-900-902	Options and Waivers	26211	AMD	07/01/2003	2003-10/132
R986-900-902	Options and Waivers	26488	NSC	08/01/2003	Not Printed
R986-900-902	Options and Waivers	26230	AMD	09/12/2003	2003-10/133
<u>Workforce Information and Payment Services</u>					
R994-201	Definition of Terms in Employment Security Act	26306	5YR	05/23/2003	2003-12/78
R994-202	Employing Units	26309	5YR	05/23/2003	2003-12/79
R994-208	Definition of Wages	26307	5YR	05/23/2003	2003-12/79
R994-303-104	Qualified Employer	26135	AMD	06/05/2003	2003-8/42
R994-306	Charging Benefit Costs to Employers	26355	5YR	06/11/2003	2003-13/72
R994-307	Social Costs -- Relief of Charges	26358	5YR	06/11/2003	2003-13/73
R994-315	Centralized New Hire Registry Reporting	26362	5YR	06/11/2003	2003-13/73
R994-406-311	Reschedule and Adjournment of Hearings	25946	AMD	03/04/2003	2003-3/46
R994-406-315	Finality of Decision	25947	AMD	03/04/2003	2003-3/48
R994-508	Appeal Procedures	26356	5YR	06/11/2003	2003-13/74
R994-600	Dislocated Workers	26308	5YR	05/23/2003	2003-12/80
R994-600	Dislocated Workers	26413	REP	08/28/2003	2003-14/50

RULES INDEX - BY KEYWORD (SUBJECT)

ABBREVIATIONS

AMD = Amendment	NSC = Nonsubstantive rule change
CPR = Change in proposed rule	REP = Repeal
EMR = Emergency rule (120 day)	R&R = Repeal and reenact
NEW = New rule	5YR = Five-Year Review
EXD = Expired	

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>abrasive blasting</u>					
Environmental Quality, Air Quality	26400	R307-206	5YR	06/19/2003	2003-14/94
<u>access</u>					
Environmental Quality, Drinking Water	26507	R309-545	EMR	08/01/2003	2003-16/47
	26506	R309-545	AMD	11/01/2003	2003-/16
Transportation, Preconstruction	26501	R930-6	AMD	09/16/2003	2003-/16
<u>accidents</u>					
Administrative Services, Fleet Operations	26191	R27-7	AMD	07/08/2003	2003-10/6
Public Service Commission, Administration	26146	R746-402	5YR	04/02/2003	2003-9/137
<u>accountants</u>					
Commerce, Occupational and Professional Licensing	26297	R156-26a-302a	AMD	07/17/2003	2003-12/37
<u>accreditation</u>					
Education, Administration	25925	R277-516	5YR	01/14/2003	2003-3/67
<u>acquit</u>					
Pardons (Board Of), Administration	26636	R671-519	5YR	09/11/2003	2003-19/73
<u>adjudicative proceedings</u>					
Community and Economic Development, Community Development, History	25570	R212-1	AMD	01/06/2003	2002-22/10
	25630	R212-1	AMD	01/06/2003	2002-23/10
<u>administrative law</u>					
Human Services, Recovery Services	26353	R527-200	AMD	10/29/2003	2003-13/53
<u>administrative procedures</u>					
Administrative Services, Administration	26614	R13-1	5YR	09/10/2003	2003-19/67
	25822	R151-46b	AMD	02/18/2003	2003-1/8
Commerce, Occupational and Professional Licensing	26605	R156-46b	AMD	11/03/2003	2003-19/5
	25435	R156-46b-403	NSC	01/01/2003	Not Printed
Community and Economic Development, Community Development, History	25630	R212-1	AMD	01/06/2003	2002-23/10
	25570	R212-1	AMD	01/06/2003	2002-22/10
	25787	R212-4	AMD	03/11/2003	2003-1/13
Education, Rehabilitation	26233	R280-150	NSC	05/01/2003	Not Printed
Environmental Quality, Drinking Water	26171	R309-405	AMD	06/17/2003	2003-9/64
Environmental Quality, Water Quality	25633	R317-9	NEW	02/05/2003	2002-23/74

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Human Resource Management, Administration	26209	R477-3	NSC	05/01/2003	Not Printed
	26227	R477-12	AMD	07/01/2003	2003-10/99
	26231	R477-15	NSC	05/01/2003	Not Printed
Human Services, Administration, Administrative Hearings	26396	R497-100	AMD	09/15/2003	2003-14/25
Lieutenant Governor, Administration	26698	R622-1	5YR	10/15/2003	2003-21/94
Natural Resources, Forestry, Fire and State Lands	26644	R652-7	5YR	09/12/2003	2003-19/68
School and Institutional Trust Lands, Administration	26176	R850-3	AMD	06/03/2003	2003-9/122
	26177	R850-50	AMD	06/03/2003	2003-9/123
	25953	R850-120	AMD	03/04/2003	2003-3/43
	26035	R907-1	AMD	04/23/2003	2003-5/17
<u>administrative responsibility</u>					
Human Resource Management, Administration	26208	R477-2	AMD	07/01/2003	2003-10/71
<u>administrative rules</u>					
Human Resource Management, Administration	26228	R477-13	NSC	05/01/2003	Not Printed
<u>adopt-a-highway</u>					
Transportation, Operations, Maintenance	26184	R918-4	NEW	07/10/2003	2003-10/117
<u>adult education</u>					
Education, Administration	25936	R277-702	5YR	01/14/2003	2003-3/70
	26437	R277-733	AMD	08/15/2003	2003-14/10
<u>advertising</u>					
Public Service Commission, Administration	26541	R746-406	5YR	08/08/2003	2003-17/92
<u>agriculture associations</u>					
Agriculture and Food, Administration	26515	R51-5	5YR	07/30/2003	2003-/16
<u>air pollution</u>					
Environmental Quality, Air Quality	26345	R307-101	5YR	06/05/2003	2003-13/66
	26200	R307-101-2	NSC	06/01/2003	Not Printed
	26354	R307-102	5YR	06/11/2003	2003-13/67
	26367	R307-107	5YR	06/12/2003	2003-13/67
	25761	R307-110-10	NSC	01/01/2003	Not Printed
	25769	R307-110-10	NSC	01/01/2003	Not Printed
	25835	R307-110-11	NSC	01/01/2003	Not Printed
	25883	R307-110-12	NSC	01/01/2003	Not Printed
	25850	R307-110-13	NSC	01/01/2003	Not Printed
	25881	R307-110-17	NSC	01/01/2003	Not Printed
	25495	R307-121	AMD	01/09/2003	2002-21/6
	26359	R307-165	5YR	06/11/2003	2003-13/68
	26360	R307-201	5YR	06/11/2003	2003-13/68
	26368	R307-202	5YR	06/12/2003	2003-13/69
	26398	R307-203	5YR	06/19/2003	2003-14/93
	26400	R307-206	5YR	06/19/2003	2003-14/94
	26468	R307-214-2	AMD	10/01/2003	2003-15/18

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	25825	R307-214-2	AMD	06/17/2003	2003-11/16
	25825	R307-214-2	CPR	06/17/2003	2003-10/137
	26263	R307-214-2	NSC	07/01/2003	Not Printed
	26399	R307-222	5YR	06/19/2003	2003-14/94
	26402	R307-302	5YR	06/19/2003	2003-14/95
	26403	R307-305	5YR	06/19/2003	2003-14/95
	26404	R307-307	5YR	06/19/2003	2003-14/96
	26525	R307-325	5YR	08/01/2003	2003-/16
	26526	R307-326	5YR	08/01/2003	2003-/16
	26528	R307-327	5YR	08/01/2003	2003-16/51
	26531	R307-328	5YR	08/05/2003	2003-17/83
	26532	R307-332	5YR	08/05/2003	2003-17/83
	26533	R307-335	5YR	08/05/2003	2003-17/84
	26534	R307-340	5YR	08/05/2003	2003-17/84
	26535	R307-341	5YR	08/05/2003	2003-17/85
	26543	R307-401	5YR	08/11/2003	2003-17/86
	26545	R307-405	5YR	08/11/2003	2003-17/87
	26201	R307-405-1	NSC	06/01/2003	Not Printed
	26546	R307-406	5YR	08/11/2003	2003-17/88
	26547	R307-410	5YR	08/11/2003	2003-17/88
	26550	R307-414	5YR	08/14/2003	2003-17/89
	26249	R307-840	5YR	05/05/2003	2003-11/95
	26282	R307-840	AMD	08/06/2003	2003-11/9
<u>air quality</u>					
Environmental Quality, Air Quality	25764	R307-110	NSC	01/01/2003	Not Printed
	26544	R307-403	5YR	08/11/2003	2003-17/86
<u>air travel</u>					
Administrative Services, Finance	26203	R25-7	5YR	05/01/2003	2003-10/146
	26204	R25-7	AMD	07/01/2003	2003-10/4
<u>alcoholic beverages</u>					
Alcoholic Beverage Control, Administration	26322	R81-1	AMD	08/01/2003	2003-12/4
	25886	R81-1-17	AMD	02/26/2003	2003-2/5
	26323	R81-3	AMD	08/01/2003	2003-12/16
	26324	R81-4A	AMD	08/01/2003	2003-12/18
	26325	R81-4B	AMD	08/01/2003	2003-12/20
	26326	R81-4C	NEW	08/01/2003	2003-12/21
	26327	R81-4D	NEW	08/01/2003	2003-12/23
	26328	R81-5	AMD	08/01/2003	2003-12/26
	25887	R81-5-5	AMD	02/26/2003	2003-2/8
	26496	R81-5-15	NSC	08/01/2003	Not Printed
	26329	R81-6-4	AMD	08/01/2003	2003-12/29
	26330	R81-7	AMD	08/01/2003	2003-12/30
	26479	R81-7-2	NSC	08/01/2003	Not Printed
	25650	R81-7-3	AMD	01/24/2003	2002-24/6

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	25615	R81-7-3	NSC	01/01/2003	Not Printed
	26331	R81-8-2	NSC	07/01/2003	Not Printed
	26332	R81-10	AMD	08/01/2003	2003-12/32
	26336	R81-10B	NEW	08/01/2003	2003-12/33
	26333	R81-12	AMD	08/01/2003	2003-12/35
<u>allegations</u>					
Pardons (Board Of), Administration	26626	R671-514	5YR	09/11/2003	2003-19/71
<u>allowance</u>					
Administrative Services, Finance	26716	R25-8	5YR	10/22/2003	2003-22/54
<u>alternative onsite wastewater systems</u>					
Environmental Quality, Water Quality	25203	R317-4-3	AMD	01/10/2003	2002-18/43
<u>alternative schools</u>					
Education, Administration	25939	R277-730	5YR	01/14/2003	2003-3/72
<u>amphibians</u>					
Natural Resources, Wildlife Resources	26168	R657-53	NEW	06/03/2003	2003-9/107
<u>animal protection</u>					
Natural Resources, Wildlife Resources	26166	R657-3	AMD	06/03/2003	2003-9/94
	26167	R657-3	5YR	04/15/2003	2003-9/135
<u>appeal</u>					
Professional Practices Advisory Commission, Administration	26082	R686-104	NSC	04/01/2003	Not Printed
<u>appellate procedures</u>					
Administrative Services, Administration	26614	R13-1	5YR	09/10/2003	2003-19/67
Administrative Services, Fleet Operations	26771	R28-3	5YR	11/04/2003	Not Printed
Workforce Services, Workforce Information and Payment Services	25946	R994-406-311	AMD	03/04/2003	2003-3/46
	25947	R994-406-315	AMD	03/04/2003	2003-3/48
	26356	R994-508	5YR	06/11/2003	2003-13/74
<u>applications</u>					
Natural Resources, Water Rights	26195	R655-5	5YR	04/29/2003	2003-10/149
<u>appraisals</u>					
Tax Commission, Property Tax	26518	R884-24P-26	AMD	09/25/2003	2003-/16
	26572	R884-24P-33	AMD	10/07/2003	2003-17/74
	26044	R884-24P-60	AMD	04/23/2003	2003-5/15
	25917	R884-24P-60	EMR	01/06/2003	2003-3/60
<u>apprentices</u>					
Public Safety, Highway Patrol	26119	R714-159	NEW	06/26/2003	2003-8/40
<u>approval order</u>					
Environmental Quality, Air Quality	26543	R307-401	5YR	08/11/2003	2003-17/86
<u>ARC</u>					
Administrative Services, Fleet Operations	26191	R27-7	AMD	07/08/2003	2003-10/6

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>archaeology</u> Community and Economic Development, Community Development, History	25787	R212-4	AMD	03/11/2003	2003-1/13
<u>architects</u> Commerce, Occupational and Professional Licensing	26174	R156-3a	AMD	06/03/2003	2003-9/3
<u>art donations</u> Community and Economic Development, Community Development, Fine Arts	26186	R207-2	AMD	09/12/2003	2003-10/21
<u>art financing</u> Community and Economic Development, Community Development, Fine Arts	26185	R207-1	AMD	09/12/2003	2003-10/20
<u>art in public places</u> Community and Economic Development, Community Development, Fine Arts	26185	R207-1	AMD	09/12/2003	2003-10/20
	26186	R207-2	AMD	09/12/2003	2003-10/21
<u>art loans</u> Community and Economic Development, Community Development, Fine Arts	26186	R207-2	AMD	09/12/2003	2003-10/21
<u>art preservation</u> Community and Economic Development, Community Development, Fine Arts	26185	R207-1	AMD	09/12/2003	2003-10/20
<u>art work</u> Community and Economic Development, Community Development, Fine Arts	26186	R207-2	AMD	09/12/2003	2003-10/21
<u>asphalt</u> Environmental Quality, Air Quality	26535	R307-341	5YR	08/05/2003	2003-17/85
<u>assistance</u> Natural Resources, Parks and Recreation	26127	R651-301	AMD	05/19/2003	2003-8/36
	26040	R651-301	5YR	02/13/2003	2003-5/40
<u>automatic fire sprinklers</u> Public Safety, Fire Marshal	26491	R710-5	NEW	09/03/2003	2003-15/55
<u>automobiles</u> Commerce, Administration	26199	R151-14	AMD	06/17/2003	2003-10/9
	25624	R151-14	AMD	01/02/2003	2002-23/6
	25838	R151-14	NSC	02/01/2003	Not Printed
<u>background checks</u> Human Services, Mental Health, State Hospital	26303	R525-5	5YR	05/20/2003	2003-12/74
<u>banking</u> Commerce, Corporations and Commercial Code	25549	R154-2	AMD	03/14/2003	2002-22/7
<u>beam limitation</u> Environmental Quality, Radiation Control	25786	R313-28	AMD	03/14/2003	2003-1/27
<u>bear</u> Natural Resources, Wildlife Resources	25892	R657-33	AMD	02/16/2003	2003-2/43

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26056	R657-33-6	AMD	04/15/2003	2003-6/15
<u>beneficiaries</u>					
School and Institutional Trust Lands, Administration	25953	R850-120	AMD	03/04/2003	2003-3/43
<u>benefits</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	26005	R414-302	5YR	01/31/2003	2003-4/53
Labor Commission, Industrial Accidents	26316	R612-3	5YR	05/28/2003	2003-12/76
	26364	R612-3-4	NSC	07/01/2003	Not Printed
<u>bicycles</u>					
Public Safety, Highway Patrol	26121	R714-220	R&R	06/26/2003	2003-8/41
Transportation, Operations, Traffic and Safety	25905	R920-4	NSC	05/01/2003	Not Printed
<u>big game</u>					
Natural Resources, Wildlife Resources	26276	R657-44	AMD	07/02/2003	2003-11/46
	25894	R657-44	R&R	02/16/2003	2003-2/46
<u>big game seasons</u>					
Natural Resources, Wildlife Resources	26241	R657-5	AMD	06/17/2003	2003-10/111
	25720	R657-5	AMD	01/15/2003	2002-24/29
	26689	R657-5-13	EMR	10/06/2003	2003-21/90
	26165	R657-5-70	AMD	06/03/2003	2003-9/103
<u>birds</u>					
Natural Resources, Wildlife Resources	26570	R657-9	AMD	10/02/2003	2003-17/53
<u>boards</u>					
Administrative Services, Finance	26717	R25-5	5YR	10/22/2003	2003-22/54
<u>boating</u>					
Natural Resources, Parks and Recreation	26173	R651-227	5YR	04/15/2003	2003-9/134
<u>boilers</u>					
Labor Commission, Safety	26148	R616-2-3	AMD	06/03/2003	2003-9/92
<u>boxing</u>					
Commerce, Administration	25649	R151-33	AMD	01/15/2003	2002-24/7
	26260	R151-33-102	AMD	07/23/2003	2003-11/6
	26408	R151-33-102	NSC	08/01/2003	Not Printed
<u>breakdown</u>					
Environmental Quality, Air Quality	26367	R307-107	5YR	06/12/2003	2003-13/67
<u>breaks</u>					
Human Resource Management, Administration	26222	R477-8	AMD	07/01/2003	2003-10/91
<u>budgeting</u>					
Administrative Services, Facilities Construction and Management	25640	R23-8	REP	01/02/2003	2002-23/5
Health, Health Care Financing, Coverage and Reimbursement Policy	26017	R414-304	5YR	01/31/2003	2003-4/55
	26202	R414-304	AMD	07/01/2003	2003-10/55

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>budgets</u>					
Administrative Services, Facilities Construction and Management	25960	R23-24	5YR	01/15/2003	2003-3/65
<u>building codes</u>					
Commerce, Occupational and Professional Licensing	26154	R156-56	AMD	07/01/2003	2003-9/7
	25411	R156-56	AMD	01/01/2003	2002-20/3
	26153	R156-56	AMD	07/17/2003	2003-9/33
	25821	R156-56	NSC	01/01/2003	Not Printed
	26153	R156-56	CPR	07/17/2003	2003-12/52
	26152	R156-56-707	AMD	07/01/2003	2003-9/57
<u>building inspection</u>					
Commerce, Occupational and Professional Licensing	26153	R156-56	AMD	07/17/2003	2003-9/33
	26153	R156-56	CPR	07/17/2003	2003-12/52
	26152	R156-56-707	AMD	07/01/2003	2003-9/57
<u>building inspections</u>					
Commerce, Occupational and Professional Licensing	26154	R156-56	AMD	07/01/2003	2003-9/7
	25411	R156-56	AMD	01/01/2003	2002-20/3
	25821	R156-56	NSC	01/01/2003	Not Printed
<u>building names</u>					
Administrative Services, Facilities Construction and Management	25962	R23-10	5YR	01/15/2003	2003-3/64
<u>buildings</u>					
Administrative Services, Facilities Construction and Management	25955	R23-5	5YR	01/15/2003	2003-3/62
	25956	R23-6	5YR	01/15/2003	2003-3/63
	25957	R23-9	5YR	01/15/2003	2003-3/63
	25962	R23-10	5YR	01/15/2003	2003-3/64
	25784	R23-10	AMD	02/04/2003	2003-1/5
	25771	R23-11	REP	02/04/2003	2003-1/7
	25986	R23-11	NSC	02/04/2003	Not Printed
	25960	R23-24	5YR	01/15/2003	2003-3/65
<u>capacity development</u>					
Environmental Quality, Drinking Water	26392	R309-352	5YR	06/16/2003	2003-13/69
<u>capital punishment</u>					
Pardons (Board Of), Administration	26623	R671-312	5YR	09/11/2003	2003-19/69
<u>care receiver</u>					
Human Services, Aging and Adult Services	25557	R510-401	CPR	04/16/2003	2003-5/28
<u>career development courses</u>					
Public Safety, Peace Officer Standards and Training	26694	R728-501	5YR	10/10/2003	2003-21/95
<u>career education</u>					
Education, Administration	25938	R277-718	5YR	01/14/2003	2003-3/71

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>caregiver</u>					
Human Services, Aging and Adult Services	25557	R510-401	CPR	04/16/2003	2003-5/28
<u>case management</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	25969	R414-6	EMR	01/15/2003	2003-3/53
<u>certificate of registration</u>					
Natural Resources, Wildlife Resources	26279	R657-45	AMD	07/02/2003	2003-11/52
	26280	R657-45	5YR	05/14/2003	2003-11/97
<u>certification</u>					
Education, Applied Technology Education (Board for), Rehabilitation Education, Rehabilitation	25646	R280-203	AMD	01/03/2003	2002-23/16
	26240	R280-203	NSC	05/01/2003	Not Printed
Labor Commission, Safety	26312	R616-1	5YR	05/28/2003	2003-12/77
	26109	R616-3-3	AMD	05/08/2003	2003-7/53
Public Safety, Peace Officer Standards and Training	26072	R728-409	EMR	03/07/2003	2003-7/63
	26179	R728-409-3	AMD	06/26/2003	2003-10/113
<u>certifications</u>					
Labor Commission, Safety	26148	R616-2-3	AMD	06/03/2003	2003-9/92
	26643	R616-3-14	AMD	11/03/2003	2003-19/48
Transportation, Motor Carrier	26495	R909-19	AMD	09/03/2003	2003-15/63
<u>charities</u>					
Tax Commission, Auditing	25924	R865-19S-61	AMD	04/23/2003	2003-3/44
	26523	R865-19S-90	AMD	09/25/2003	2003-/16
	26598	R865-19S-113	AMD	10/29/2003	2003-18/32
<u>charter schools</u>					
Education, Administration	26767	R277-470	5YR	10/31/2003	2003-22/55
	26602	R277-470	AMD	10/22/2003	2003-18/9
	25726	R277-470	AMD	01/15/2003	2002-24/12
	26652	R277-487	EMR	09/15/2003	2003-19/63
	26654	R277-487	NEW	11/06/2003	2003-19/7
<u>child abuse</u>					
Human Services, Child and Family Services	26478	R512-200	NEW	09/03/2003	2003-15/36
	26256	R512-200	EMR	05/06/2003	2003-11/78
	26255	R512-201	EMR	05/06/2003	2003-11/80
	26472	R512-201	NEW	09/03/2003	2003-15/38
	26480	R512-202	NEW	09/03/2003	2003-15/40
	26254	R512-202	EMR	05/06/2003	2003-11/82
	26252	R512-300	EMR	05/06/2003	2003-11/84
	26473	R512-300	NEW	09/03/2003	2003-15/42
	26475	R512-301	NEW	09/03/2003	2003-15/44
	26253	R512-301	EMR	05/06/2003	2003-11/86

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>child care</u>					
Health, Health Systems Improvement, Child Care Licensing	25921	R430-6	5YR	01/10/2003	2003-3/74
	25865	R430-6	AMD	03/13/2003	2003-2/25
Workforce Services, Employment Development	25944	R430-100	5YR	01/15/2003	2003-3/75
	26226	R986-700	AMD	07/01/2003	2003-10/129
	26042	R986-700-703	AMD	04/01/2003	2003-5/23
	25427	R986-700-703	AMD	01/01/2003	2002-20/117
	26043	R986-700-709	AMD	04/01/2003	2003-5/24
	25572	R986-700-710	AMD	01/01/2003	2002-22/52
	26486	R986-700-715	NSC	08/01/2003	Not Printed
	<u>child care facilities</u>				
Health, Health Systems Improvement, Child Care Licensing	26447	R430-4	5YR	07/07/2003	2003-15/77
	26448	R430-50	5YR	07/07/2003	2003-15/78
	26449	R430-60	5YR	07/07/2003	2003-15/79
	26511	R430-90	5YR	07/29/2003	2003-16/52
<u>child support</u>					
Human Services, Administration	26261	R495-879	AMD	07/10/2003	2003-11/28
	26768	R495-879	5YR	10/31/2003	2003-22/56
Human Services, Recovery Services	25977	R527-3	AMD	03/19/2003	2003-4/26
	25979	R527-39	5YR	01/17/2003	2003-4/57
	26061	R527-39	AMD	04/21/2003	2003-6/8
	26075	R527-56	5YR	03/10/2003	2003-7/90
	26353	R527-200	AMD	10/29/2003	2003-13/53
	25869	R527-201	AMD	03/05/2003	2003-2/34
	26577	R527-210-1	AMD	10/17/2003	2003-18/28
	26587	R527-255	AMD	10/24/2003	2003-18/29
	26603	R527-301	5YR	09/04/2003	2003-19/67
	26586	R527-301	NSC	09/04/2003	Not Printed
	26076	R527-305	5YR	03/10/2003	2003-7/91
	25980	R527-430	5YR	01/21/2003	2003-4/57
	<u>child welfare</u>				
Human Services, Child and Family Services	26258	R512-100	EMR	05/06/2003	2003-11/76
	26471	R512-100	NEW	09/03/2003	2003-15/34
	26478	R512-200	NEW	09/03/2003	2003-15/36
	26256	R512-200	EMR	05/06/2003	2003-11/78
	26255	R512-201	EMR	05/06/2003	2003-11/80
	26472	R512-201	NEW	09/03/2003	2003-15/38
	26480	R512-202	NEW	09/03/2003	2003-15/40
	26254	R512-202	EMR	05/06/2003	2003-11/82
	26252	R512-300	EMR	05/06/2003	2003-11/84
	26473	R512-300	NEW	09/03/2003	2003-15/42
	26475	R512-301	NEW	09/03/2003	2003-15/44
	26253	R512-301	EMR	05/06/2003	2003-11/86

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
	26250	R512-302	EMR	05/06/2003	2003-11/89
	26474	R512-302	NEW	09/03/2003	2003-15/47
	26257	R512-305	EMR	05/06/2003	2003-11/91
	26476	R512-305	NEW	09/03/2003	2003-15/49
	26251	R512-500	EMR	05/06/2003	2003-11/93
	26477	R512-500	NEW	09/03/2003	2003-15/51
<u>children's health benefits</u>					
Health, Children's Health Insurance Program	26351	R382-1	5YR	06/09/2003	2003-13/69
	26352	R382-10	5YR	06/10/2003	2003-13/70
<u>civil rights</u>					
Natural Resources, Administration	25951	R634-1	AMD	03/04/2003	2003-3/27
	25950	R634-1	5YR	01/15/2003	2003-3/76
<u>Class I area</u>					
Environmental Quality, Air Quality	26545	R307-405	5YR	08/11/2003	2003-17/87
	26201	R307-405-1	NSC	06/01/2003	Not Printed
<u>client rights</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	26433	R414-301	AMD	09/09/2003	2003-14/15
	26004	R414-301	5YR	01/31/2003	2003-4/53
<u>coal mines</u>					
Natural Resources, Oil, Gas and Mining; Coal	26452	R645-102	5YR	07/07/2003	2003-15/80
	26262	R645-301-500	NSC	06/01/2003	Not Printed
<u>commerce</u>					
Commerce, Corporations and Commercial Code	25553	R154-10	AMD	03/14/2003	2002-22/9
	26691	R154-10	5YR	10/08/2003	2003-21/93
<u>commercial</u>					
Community and Economic Development, Community Development, Energy Services	25370	R203-3	REP	01/01/2003	2002-20/39
<u>communicable diseases</u>					
Health, Epidemiology and Laboratory Services, Epidemiology	26294	R386-702	AMD	08/22/2003	2003-/12
	26290	R386-702	EMR	05/16/2003	2003-12/66
<u>competition with private enterprise</u>					
Regents (Board Of), Administration	26141	R765-555	5YR	04/02/2003	2003-9/138
<u>complaints</u>					
Education, Administration	26340	R277-104	5YR	06/04/2003	2003-13/65
Education, Rehabilitation	26236	R280-201	NSC	05/01/2003	Not Printed
Human Services, Mental Health, State Hospital	26304	R525-7	5YR	05/20/2003	2003-12/74
Public Service Commission, Administration	26529	R746-500	5YR	08/04/2003	2003-17/93
	25547	R982-101	R&R	01/01/2003	2002-22/47
<u>compliance</u>					
Education, Administration	26190	R277-108	AMD	06/17/2003	2003-10/22

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>concealed firearm permits</u>					
Public Safety, Criminal Investigations and Technical Services, Criminal Identification	25999	R722-300	5YR	01/28/2003	2003-4/59
	25683	R722-300	NSC	01/28/2003	Not Printed
<u>concerns</u>					
Human Services, Mental Health, State Hospital	26304	R525-7	5YR	05/20/2003	2003-12/74
<u>conduct</u>					
Commerce, Real Estate	26060	R162-106	AMD	04/23/2003	2003-6/3
Professional Practices Advisory Commission, Administration	26032	R686-100	5YR	02/07/2003	2003-5/41
<u>confidential testimony</u>					
Pardons (Board Of), Administration	26638	R671-520	5YR	09/11/2003	2003-19/73
<u>confidentiality of information</u>					
Environmental Quality, Air Quality	26354	R307-102	5YR	06/11/2003	2003-13/67
Human Resource Management, Administration	26208	R477-2	AMD	07/01/2003	2003-10/71
<u>conflict of interest</u>					
Human Resource Management, Administration	26223	R477-9	NSC	05/01/2003	Not Printed
<u>congregate meals</u>					
Human Services, Aging and Adult Services	26548	R510-104-9	AMD	10/02/2003	2003-17/51
<u>construction</u>					
Administrative Services, Facilities Construction and Management	25964	R23-4	5YR	01/15/2003	2003-3/62
	25783	R23-4	AMD	02/04/2003	2003-1/3
	25988	R23-9	R&R	03/24/2003	2003-4/5
<u>construction costs</u>					
Administrative Services, Facilities Construction and Management	25956	R23-6	5YR	01/15/2003	2003-3/63
<u>construction disputes</u>					
Administrative Services, Facilities Construction and Management	25964	R23-4	5YR	01/15/2003	2003-3/62
	25783	R23-4	AMD	02/04/2003	2003-1/3
<u>contamination</u>					
Environmental Quality, Radiation Control	25943	R313-15	5YR	01/14/2003	2003-3/73
	26379	R313-15-208	AMD	08/08/2003	2003-13/6
	26377	R313-15-301	AMD	08/08/2003	2003-13/7
<u>contests</u>					
Commerce, Administration	25649	R151-33	AMD	01/15/2003	2002-24/7
	26260	R151-33-102	AMD	07/23/2003	2003-11/6
	26408	R151-33-102	NSC	08/01/2003	Not Printed
<u>contingency</u>					
Administrative Services, Facilities Construction and Management	25955	R23-5	5YR	01/15/2003	2003-3/62

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>continuing</u>					
Pardons (Board Of), Administration	26640	R671-522	5YR	09/11/2003	2003-19/74
<u>continuing education</u>					
Commerce, Real Estate	26118	R162-9	AMD	05/21/2003	2003-8/19
<u>contractors</u>					
Commerce, Occupational and Professional Licensing	26192	R156-38	AMD	06/17/2003	2003-10/12
	26175	R156-55a	AMD	06/03/2003	2003-9/6
	26338	R156-55a-301	NSC	07/01/2003	Not Printed
	25821	R156-56	NSC	01/01/2003	Not Printed
	26153	R156-56	CPR	07/17/2003	2003-12/52
	26154	R156-56	AMD	07/01/2003	2003-9/7
	25411	R156-56	AMD	01/01/2003	2002-20/3
	26153	R156-56	AMD	07/17/2003	2003-9/33
26152	R156-56-707	AMD	07/01/2003	2003-9/57	
<u>contracts</u>					
Administrative Services, Facilities Construction and Management	25964	R23-4	5YR	01/15/2003	2003-3/62
	25783	R23-4	AMD	02/04/2003	2003-1/3
Corrections, Administration	25885	R251-304	AMD	02/19/2003	2003-2/9
	26053	R251-304	5YR	02/21/2003	2003-6/17
<u>convictions</u>					
Pardons (Board Of), Administration	26634	R671-518	5YR	09/11/2003	2003-19/72
<u>cooperative wildlife management unit</u>					
Natural Resources, Wildlife Resources	26275	R657-37	5YR	05/14/2003	2003-11/96
	26271	R657-37	AMD	07/02/2003	2003-11/42
<u>corporations administrative proceedings</u>					
Commerce, Corporations and Commercial Code	26761	R154-100	5YR	10/29/2003	2003-22/55
<u>corrections</u>					
Corrections, Administration	26053	R251-304	5YR	02/21/2003	2003-6/17
	25885	R251-304	AMD	02/19/2003	2003-2/9
<u>costs</u>					
Administrative Services, Finance	26206	R25-6	5YR	05/01/2003	2003-10/146
	26205	R25-6	NSC	06/01/2003	Not Printed
<u>cougar</u>					
Natural Resources, Wildlife Resources	26571	R657-10	AMD	10/02/2003	2003-17/57
<u>counselors</u>					
Commerce, Occupational and Professional Licensing	26284	R156-60c	AMD	07/03/2003	2003-11/7
	26470	R156-60c-302b	NSC	08/01/2003	Not Printed
<u>course</u>					
Natural Resources, Parks and Recreation	26173	R651-227	5YR	04/15/2003	2003-9/134

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>coverage groups</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	26012	R414-303	5YR	01/31/2003	2003-4/54
<u>credit enhancements</u>					
Environmental Quality, Drinking Water	26172	R309-700	AMD	07/01/2003	2003-9/66
<u>credit scoring</u>					
Insurance, Administration	25958	R590-219	CPR	06/13/2003	2003-9/127
	25958	R590-219	NEW	06/13/2003	2003-3/23
<u>credit unions</u>					
Financial Institutions, Credit Unions	26458	R337-5	AMD	09/05/2003	2003-15/21
<u>criminal charges</u>					
Pardons (Board Of), Administration	26634	R671-518	5YR	09/11/2003	2003-19/72
<u>criminal competency</u>					
Pardons (Board Of), Administration	25725	R671-207	NSC	01/01/2003	Not Printed
<u>criminal investigation</u>					
Public Safety, Criminal Investigations and Technical Services, Criminal Identification	25998	R722-320	5YR	01/28/2003	2003-4/60
<u>curricula</u>					
Education, Administration	25935	R277-700	5YR	01/14/2003	2003-3/69
	25648	R277-705	AMD	01/03/2003	2002-23/13
<u>custody of children</u>					
Human Services, Administration	26768	R495-879	5YR	10/31/2003	2003-22/56
	26261	R495-879	AMD	07/10/2003	2003-11/28
<u>data standards</u>					
Education, Administration	26189	R277-484	NEW	06/17/2003	2003-10/24
<u>day care</u>					
Public Safety, Fire Marshal	26269	R710-8-3	AMD	07/02/2003	2003-11/68
<u>de minimis</u>					
Environmental Quality, Air Quality	26524	R307-413	5YR	08/01/2003	2003-16/52
<u>deadlines</u>					
Education, Administration	26189	R277-484	NEW	06/17/2003	2003-10/24
<u>debt cancellation</u>					
Financial Institutions, Administration	26536	R331-25	NEW	10/15/2003	2003-17/49
<u>debt suspension</u>					
Financial Institutions, Administration	26536	R331-25	NEW	10/15/2003	2003-17/49
<u>declaratory orders</u>					
Labor Commission, Administration	26313	R600-1	5YR	05/28/2003	2003-12/75
<u>definitions</u>					
Environmental Quality, Air Quality	26345	R307-101	5YR	06/05/2003	2003-13/66
	26200	R307-101-2	NSC	06/01/2003	Not Printed
Environmental Quality, Radiation Control	25785	R313-12-3	AMD	03/14/2003	2003-1/22

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Human Resource Management, Administration	26207	R477-1	AMD	07/01/2003	2003-10/65
	26228	R477-13	NSC	05/01/2003	Not Printed
Workforce Services, Workforce Information and Payment Services	26306	R994-201	5YR	05/23/2003	2003-12/78
<u>degreasing</u>					
Environmental Quality, Air Quality	26533	R307-335	5YR	08/05/2003	2003-17/84
<u>dental</u>					
Environmental Quality, Radiation Control	25786	R313-28	AMD	03/14/2003	2003-1/27
<u>depreciation</u>					
Public Service Commission, Administration	26143	R746-332	5YR	04/02/2003	2003-9/136
<u>depreddation</u>					
Natural Resources, Wildlife Resources	26276	R657-44	AMD	07/02/2003	2003-11/46
	25894	R657-44	R&R	02/16/2003	2003-2/46
<u>design</u>					
Administrative Services, Facilities Construction and Management	25639	R23-3	R&R	01/02/2003	2002-23/3
	25989	R23-3	AMD	03/24/2003	2003-4/4
<u>developmentally disabled</u>					
Tax Commission, Administration	26514	R861-1A-16	AMD	09/25/2003	2003-/16
	25823	R861-1A-20	AMD	03/11/2003	2003-1/39
	26517	R861-1A-21	AMD	09/25/2003	2003-/16
<u>dietitians</u>					
Commerce, Occupational and Professional Licensing	26668	R156-49	5YR	09/29/2003	2003-20/43
<u>digital signature</u>					
Commerce, Corporations and Commercial Code	25553	R154-10	AMD	03/14/2003	2002-22/9
	26691	R154-10	5YR	10/08/2003	2003-21/93
<u>dirt bikes</u>					
Commerce, Administration	26198	R151-35	AMD	06/17/2003	2003-10/10
<u>disabilities</u>					
Pardons (Board Of), Administration	25345	R671-102	AMD	02/12/2003	2002-20/102
	25547	R982-101	R&R	01/01/2003	2002-22/47
<u>disability</u>					
Health, Community and Family Health Services, Children with Special Health Care Needs	26348	R398-10	NEW	08/06/2003	2003-/13
<u>disabled</u>					
Human Services, Aging and Adult Services	25552	R510-105	NEW	03/14/2003	2002-22/14
<u>disabled persons</u>					
Education, Administration	26340	R277-104	5YR	06/04/2003	2003-13/65
Education, Rehabilitation	26236	R280-201	NSC	05/01/2003	Not Printed
	26238	R280-202	NSC	05/01/2003	Not Printed
Human Services, Services for People with Disabilities	26440	R539-1-5	EMR	07/01/2003	2003-14/89

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26508	R539-1-6	EMR	07/28/2003	2003-16/48
	26247	R539-3	NSC	05/29/2003	Not Printed
	25975	R539-3	AMD	05/05/2003	2003-3/16
	26062	R539-3-2	AMD	05/20/2003	2003-6/13
	26248	R539-8-3	NSC	06/01/2003	Not Printed
	25949	R539-8-3	AMD	05/05/2003	2003-3/20
Public Service Commission, Administration	26529	R746-500	5YR	08/04/2003	2003-17/93
<u>discharge permits</u>					
Environmental Quality, Water Quality	25634	R317-8	AMD	01/30/2003	2002-23/33
<u>disciplinary actions</u>					
Professional Practices Advisory Commission, Administration	26568	R686-101	5YR	08/15/2003	2003-17/90
	26569	R686-102	5YR	08/15/2003	2003-17/90
<u>disciplinary problems</u>					
Education, Administration	26341	R277-436	5YR	06/04/2003	2003-13/65
<u>discipline of employees</u>					
Human Resource Management, Administration	26225	R477-11	AMD	07/01/2003	2003-10/97
	26229	R477-14	AMD	07/01/2003	2003-10/101
<u>disclosure requirements</u>					
Tax Commission, Administration	26514	R861-1A-16	AMD	09/25/2003	2003-1/16
	25823	R861-1A-20	AMD	03/11/2003	2003-1/39
	26517	R861-1A-21	AMD	09/25/2003	2003-1/16
<u>discretion clauses</u>					
Insurance, Administration	25670	R590-218	NEW	03/21/2003	2002-24/28
<u>dismissal of employees</u>					
Human Resource Management, Administration	26225	R477-11	AMD	07/01/2003	2003-10/97
<u>diversion programs</u>					
Commerce, Occupational and Professional Licensing	26549	R156-1	AMD	10/02/2003	2003-17/4
	26604	R156-1-109	AMD	11/03/2003	2003-19/3
<u>do not resuscitate</u>					
Health, Health Systems Improvement, Emergency Medical Services	25864	R426-100	AMD	03/14/2003	2003-2/24
<u>do-not-call registry</u>					
Commerce, Consumer Protection	25724	R152-25a	NEW	01/15/2003	2002-24/9
<u>domestic violence</u>					
Human Services, Child and Family Services	26478	R512-200	NEW	09/03/2003	2003-15/36
	26256	R512-200	EMR	05/06/2003	2003-11/78
	26255	R512-201	EMR	05/06/2003	2003-11/80
	26472	R512-201	NEW	09/03/2003	2003-15/38
	26254	R512-202	EMR	05/06/2003	2003-11/82
	26480	R512-202	NEW	09/03/2003	2003-15/40

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26473	R512-300	NEW	09/03/2003	2003-15/42
	26252	R512-300	EMR	05/06/2003	2003-11/84
	26475	R512-301	NEW	09/03/2003	2003-15/44
	26253	R512-301	EMR	05/06/2003	2003-11/86
<u>drinking water</u>					
Environmental Quality, Drinking Water	26392	R309-352	5YR	06/16/2003	2003-13/69
	26171	R309-405	AMD	06/17/2003	2003-9/64
	26505	R309-535	AMD	11/01/2003	2003-/16
	26503	R309-535	EMR	08/01/2003	2003-/16
	26507	R309-545	EMR	08/01/2003	2003-16/47
	26506	R309-545	AMD	11/01/2003	2003-/16
	26585	R309-600	AMD	10/29/2003	2003-18/12
	25863	R309-710	REP	03/05/2003	2003-2/10
<u>driver education</u>					
Education, Administration	26089	R277-746	5YR	03/12/2003	2003-7/74
	26090	R277-747	5YR	03/12/2003	2003-7/74
Public Safety, Driver License	26775	R708-2	EMR	11/05/2003	Not Printed
	26287	R708-2	AMD	08/18/2003	2003-11/53
<u>driver education</u>					
Public Safety, Driver License	26287	R708-2	CPR	08/18/2003	2003-/14
<u>driver training</u>					
Public Safety, Driver License	26288	R708-37	CPR	08/18/2003	2003-/14
	26288	R708-37	AMD	08/18/2003	2003-11/62
<u>drug abuse</u>					
Human Resource Management, Administration	26229	R477-14	AMD	07/01/2003	2003-10/101
<u>drug/alcohol education</u>					
Human Resource Management, Administration	26229	R477-14	AMD	07/01/2003	2003-10/101
<u>dual employment</u>					
Human Resource Management, Administration	26222	R477-8	AMD	07/01/2003	2003-10/91
<u>early intervention</u>					
Health, Community and Family Health Services, Children with Special Health Care Needs	26348	R398-10	NEW	08/06/2003	2003-/13
<u>education</u>					
Education, Administration	25726	R277-470	AMD	01/15/2003	2002-24/12
	26767	R277-470	5YR	10/31/2003	2003-22/55
	26602	R277-470	AMD	10/22/2003	2003-18/9
	26030	R277-521	NSC	03/01/2003	Not Printed
	25937	R277-709	5YR	01/14/2003	2003-3/70
	25938	R277-718	5YR	01/14/2003	2003-3/71
	25939	R277-730	5YR	01/14/2003	2003-3/72

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Health, Community and Family Health Services, Children with Special Health Care Needs Regents (Board Of), Administration	26348 25712 25704	R398-10 R765-171 R765-171	NEW NSC REP	08/06/2003 03/31/2003 03/31/2003	2003-1/3 Not Printed 2002-24/55
<u>education finances</u> Education, Administration	26436	R277-419	AMD	08/15/2003	2003-14/3
<u>education reform</u> Education, Administration	26438	R277-454	AMD	08/15/2003	2003-14/8
<u>educational facilities</u> Education, Administration	26438	R277-454	AMD	08/15/2003	2003-14/8
<u>educational savings trust</u> Regents (Board Of), Administration	26085	R765-685	AMD	05/20/2003	2003-7/55
<u>educational testing</u> Education, Administration	25936	R277-702	5YR	01/14/2003	2003-3/70
<u>educational tuition</u> Human Resource Management, Administration	26224	R477-10	AMD	07/01/2003	2003-10/95
<u>educator license</u> Professional Practices Advisory Commission, Administration	26082	R686-104	NSC	04/01/2003	Not Printed
<u>effluent standards</u> Environmental Quality, Water Quality	25636 26579	R317-1 R317-1-4	AMD AMD	01/30/2003 11/12/2003	2002-23/17 2003-18/20
<u>elderly</u> Human Services, Aging and Adult Services	26052 26467 26259 26548 26046 26046 25557	R510-100 R510-100-2 R510-100-2 R510-104-9 R510-106 R510-106 R510-401	AMD AMD EMR AMD AMD CPR CPR	05/21/2003 09/11/2003 05/15/2003 10/02/2003 06/30/2003 06/30/2003 04/16/2003	2003-6/6 2003-15/25 2003-11/74 2003-17/51 2003-5/6 2003-10/139 2003-5/28
<u>electric utility industries</u> Public Service Commission, Administration	26419 26489	R746-210 R746-310	5YR AMD	06/25/2003 09/15/2003	2003-14/97 2003-15/60
<u>electronic commerce</u> Commerce, Corporations and Commercial Code	25553 26691	R154-10 R154-10	AMD 5YR	03/14/2003 10/08/2003	2002-22/9 2003-21/93
<u>electronic communication</u> Commerce, Corporations and Commercial Code	25553 26691	R154-10 R154-10	AMD 5YR	03/14/2003 10/08/2003	2002-22/9 2003-21/93

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>elevators</u>					
Labor Commission, Safety	26109	R616-3-3	AMD	05/08/2003	2003-7/53
	26643	R616-3-14	AMD	11/03/2003	2003-19/48
<u>eligibility</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	26020	R414-307	5YR	01/31/2003	2003-4/56
	26349	R414-307	AMD	09/09/2003	2003-13/48
<u>emergency medical services</u>					
Health, Health Systems Improvement, Emergency Medical Services	26350	R426-11	AMD	08/22/2003	2003-/13
	25864	R426-100	AMD	03/14/2003	2003-2/24
<u>emergency vehicle</u>					
Public Safety, Criminal Investigations and Technical Services, Criminal Identification	25684	R722-340	NSC	01/28/2003	Not Printed
<u>emergency vehicles</u>					
Public Safety, Criminal Investigations and Technical Services, Criminal Identification	25996	R722-340	5YR	01/28/2003	2003-4/60
<u>emission controls</u>					
Environmental Quality, Air Quality	26525	R307-325	5YR	08/01/2003	2003-/16
	26534	R307-340	5YR	08/05/2003	2003-17/84
	26535	R307-341	5YR	08/05/2003	2003-17/85
<u>emission testing</u>					
Environmental Quality, Air Quality	26359	R307-165	5YR	06/11/2003	2003-13/68
<u>employee benefit plans</u>					
Human Resource Management, Administration	26220	R477-6	AMD	07/01/2003	2003-10/80
<u>employee performance evaluation</u>					
Human Resource Management, Administration	26224	R477-10	AMD	07/01/2003	2003-10/95
<u>employee productivity</u>					
Human Resource Management, Administration	26224	R477-10	AMD	07/01/2003	2003-10/95
<u>employee rights</u>					
Human Resource Management, Administration	26227	R477-12	AMD	07/01/2003	2003-10/99
<u>employer</u>					
Labor Commission, Industrial Accidents	26317	R612-5	5YR	05/28/2003	2003-12/76
	26365	R612-5-4	NSC	07/01/2003	Not Printed
<u>employment</u>					
Human Resource Management, Administration	26217	R477-4	AMD	07/01/2003	2003-10/75
	26219	R477-5	AMD	07/01/2003	2003-10/79
	26416	R982-401	NSC	08/28/2003	Not Printed
	26411	R982-401	REP	08/28/2003	2003-14/40
	26412	R982-501	REP	08/28/2003	2003-14/47
	26417	R982-501	NSC	08/28/2003	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Workforce Services, Workforce Information and Payment Services	26309	R994-202	5YR	05/23/2003	2003-12/79
	26308	R994-600	5YR	05/23/2003	2003-12/80
	26413	R994-600	REP	08/28/2003	2003-14/50
<u>employment support procedures</u>					
Workforce Services, Employment Development	26487	R986-100	AMD	09/12/2003	2003-15/68
	26232	R986-100	AMD	07/01/2003	2003-10/118
<u>enforcement (administrative)</u>					
Lieutenant Governor, Administration	26698	R622-1	5YR	10/15/2003	2003-21/94
	26035	R907-1	AMD	04/23/2003	2003-5/17
<u>engineering</u>					
Education, Administration	26087	R277-717	AMD	05/02/2003	2003-7/7
<u>engineers</u>					
Commerce, Occupational and Professional Licensing	25763	R156-22	CPR	04/03/2003	2003-5/27
	25763	R156-22	AMD	04/03/2003	2003-1/10
	25922	R156-22	5YR	01/13/2003	2003-3/65
	25727	R156-22-303	NSC	01/01/2003	Not Printed
<u>English proficiency</u>					
Regents (Board Of), Administration	26034	R765-136	NEW	05/29/2003	2003-5/14
<u>enrollment</u>					
Education, Administration	25966	R277-485	NEW	03/07/2003	2003-3/7
<u>enterprise</u>					
Tax Commission, Auditing	25829	R865-9I-26	AMD	03/11/2003	2003-1/40
	25828	R865-9I-27	AMD	03/11/2003	2003-1/41
	25819	R865-9I-29	AMD	03/11/2003	2003-1/43
	26078	R865-9I-39	AMD	06/10/2003	2003-7/61
<u>enterprises</u>					
Tax Commission, Auditing	26527	R865-9I-3	AMD	09/25/2003	2003-1/16
	26522	R865-9I-16	AMD	09/25/2003	2003-1/16
	26566	R865-9I-41	AMD	10/07/2003	2003-17/68
	26567	R865-9I-46	AMD	10/07/2003	2003-17/69
	26521	R865-9I-48	AMD	09/25/2003	2003-1/16
	26565	R865-9I-49	AMD	10/07/2003	2003-17/70
<u>environment</u>					
Tax Commission, Auditing	26601	R865-13G-16	AMD	10/29/2003	2003-18/31
<u>environmental health</u>					
Environmental Quality, Drinking Water	26585	R309-600	AMD	10/29/2003	2003-18/12
	25863	R309-710	REP	03/05/2003	2003-2/10
<u>environmental protection</u>					
Environmental Quality, Drinking Water	26171	R309-405	AMD	06/17/2003	2003-9/64

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>equipment leasing</u> Commerce, Corporations and Commercial Code	25549	R154-2	AMD	03/14/2003	2002-22/7
<u>evidentiary</u> Pardons (Board Of), Administration	26633	R671-517	5YR	09/11/2003	2003-19/72
<u>exceptional children</u> Education, Administration	26091	R277-751	5YR	03/12/2003	2003-7/75
<u>excess emissions</u> Environmental Quality, Air Quality	26367	R307-107	5YR	06/12/2003	2003-13/67
<u>execute</u> Pardons (Board Of), Administration	26628	R671-512	5YR	09/11/2003	2003-19/70
<u>exemption</u> Environmental Quality, Air Quality	26524	R307-413	5YR	08/01/2003	2003-16/52
<u>exemptions</u> Environmental Quality, Radiation Control	25785	R313-12-3	AMD	03/14/2003	2003-1/22
	26074	R313-19-100	AMD	05/09/2003	2003-7/10
<u>expelled</u> Education, Administration	25965	R277-483	NEW	03/07/2003	2003-3/5
<u>extended area service</u> Public Service Commission, Administration	25578	R746-347	NEW	03/10/2003	2002-22/44
	26197	R746-347-5	AMD	06/30/2003	2003-10/116
<u>extinguishers</u> Public Safety, Fire Marshal	25954	R710-1	AMD	03/06/2003	2003-3/29
<u>extracurricular activities</u> Education, Administration	25931	R277-605	5YR	01/14/2003	2003-3/68
<u>facilities</u> Education, Administration	26652	R277-487	EMR	09/15/2003	2003-19/63
	26654	R277-487	NEW	11/06/2003	2003-19/7
<u>fair employment practices</u> Human Resource Management, Administration	26208	R477-2	AMD	07/01/2003	2003-10/71
	26217	R477-4	AMD	07/01/2003	2003-10/75
<u>family employment program</u> Workforce Services, Employment Development	26210	R986-200	AMD	07/01/2003	2003-10/124
<u>fees</u> Environmental Quality, Air Quality	26550	R307-414	5YR	08/14/2003	2003-17/89
Labor Commission, Industrial Accidents	26315	R612-2	5YR	05/28/2003	2003-12/75
	26286	R612-2-5	AMD	07/02/2003	2003-11/35
	26405	R612-2-22	EMR	06/20/2003	2003-14/90
	26366	R612-2-24	NSC	07/01/2003	Not Printed
	26363	R612-2-26	NSC	07/01/2003	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Natural Resources, Parks and Recreation	26173	R651-227	5YR	04/15/2003	2003-9/134
	26730	R651-610	5YR	10/23/2003	2003-22/62
	25837	R651-611	AMD	03/31/2003	2003-2/38
	26170	R651-611-2	AMD	06/03/2003	2003-9/93
<u>filing documents</u>					
Commerce, Corporations and Commercial Code	25549	R154-2	AMD	03/14/2003	2002-22/7
<u>finance</u>					
Administrative Services, Finance	26206	R25-6	5YR	05/01/2003	2003-10/146
	26205	R25-6	NSC	06/01/2003	Not Printed
	26716	R25-8	5YR	10/22/2003	2003-22/54
<u>financial aid</u>					
Regents (Board Of), Administration	26432	R765-605	5YR	06/30/2003	2003-14/99
	26002	R765-605	NSC	05/01/2003	Not Printed
	26443	R765-607	5YR	07/03/2003	2003-15/83
	26134	R765-660	5YR	04/01/2003	2003-8/44
	25713	R765-660	NSC	04/01/2003	Not Printed
<u>financial disclosure</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	26202	R414-304	AMD	07/01/2003	2003-10/55
<u>financial disclosures</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	26017	R414-304	5YR	01/31/2003	2003-4/55
<u>financial institutions</u>					
Financial Institutions, Administration	26582	R331-20	5YR	08/27/2003	2003-18/47
	26583	R331-21	5YR	08/27/2003	2003-18/48
	26584	R331-24	5YR	08/27/2003	2003-18/48
	26536	R331-25	NEW	10/15/2003	2003-17/49
<u>financial responsibility</u>					
Environmental Quality, Environmental Response and Remediation	25161	R311-207	CPR	02/04/2003	2003-1/46
<u>fire marshal</u>					
Environmental Quality, Air Quality	26368	R307-202	5YR	06/12/2003	2003-13/69
<u>fire prevention</u>					
Public Safety, Fire Marshal	25954	R710-1	AMD	03/06/2003	2003-3/29
	26006	R710-4	AMD	03/18/2003	2003-4/28
	25961	R710-7	AMD	03/06/2003	2003-3/36
	26001	R710-7	AMD	03/18/2003	2003-4/32
	26269	R710-8-3	AMD	07/02/2003	2003-11/68
	26289	R710-9	AMD	07/02/2003	2003-11/69
	26003	R710-9	AMD	03/18/2003	2003-4/38
<u>fireplace</u>					
Environmental Quality, Air Quality	26360	R307-201	5YR	06/11/2003	2003-13/68

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>fireplaces</u> Environmental Quality, Air Quality	26402	R307-302	5YR	06/19/2003	2003-14/95
<u>fiscal</u> Natural Resources, Parks and Recreation	26040 26127	R651-301 R651-301	5YR AMD	02/13/2003 05/19/2003	2003-5/40 2003-8/36
<u>fish</u> Natural Resources, Wildlife Resources	25360	R657-13	AMD	01/01/2003	2002-20/92
<u>fishing</u> Natural Resources, Wildlife Resources	25360	R657-13	AMD	01/01/2003	2002-20/92
<u>food aid programs</u> Education, Administration	25929 25930	R277-721 R277-722	5YR 5YR	01/14/2003 01/14/2003	2003-3/71 2003-3/72
<u>food stamps</u> Workforce Services, Employment Development	26488 25574 26230 26211	R986-900-902 R986-900-902 R986-900-902 R986-900-902	NSC AMD AMD AMD	08/01/2003 01/01/2003 09/12/2003 07/01/2003	Not Printed 2002-22/53 2003-10/133 2003-10/132
<u>foreign students</u> Education, Administration	25933	R277-615	5YR	01/14/2003	2003-3/69
<u>foster care</u> Human Services, Administration, Administrative Services, Licensing Human Services, Child and Family Services	25644 26253 26257 26476	R501-12 R512-301 R512-305 R512-305	AMD EMR EMR NEW	01/30/2003 05/06/2003 05/06/2003 09/03/2003	2002-23/82 2003-11/86 2003-11/91 2003-15/49
<u>franchises</u> Commerce, Administration	25624 25838 26199 26198	R151-14 R151-14 R151-14 R151-35	AMD NSC AMD AMD	01/02/2003 02/01/2003 06/17/2003 06/17/2003	2002-23/6 Not Printed 2003-10/9 2003-10/10
<u>franchises historic preservation</u> Tax Commission, Auditing	25826	R865-91-28	AMD	03/11/2003	2003-1/42
<u>freedom of information</u> Natural Resources, Parks and Recreation	26041	R651-102-4	NSC	03/01/2003	Not Printed
<u>fuel</u> Tax Commission, Auditing	26519	R865-4D-23	AMD	09/25/2003	2003-/16
<u>fuel composition</u> Environmental Quality, Air Quality	26398	R307-203	5YR	06/19/2003	2003-14/93
<u>fuel oils</u> Environmental Quality, Air Quality	26398	R307-203	5YR	06/19/2003	2003-14/93

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>funding</u>					
Administrative Services, Facilities Construction and Management	25960	R23-24	5YR	01/15/2003	2003-3/65
Environmental Quality, Drinking Water	26392	R309-352	5YR	06/16/2003	2003-13/69
<u>funding formula</u>					
Human Services, Aging and Adult Services	26052	R510-100	AMD	05/21/2003	2003-6/6
	26467	R510-100-2	AMD	09/11/2003	2003-15/25
	26259	R510-100-2	EMR	05/15/2003	2003-11/74
<u>funeral industries</u>					
Commerce, Occupational and Professional Licensing	26451	R156-9	AMD	09/04/2003	2003-15/6
	26469	R156-58	REP	09/04/2003	2003-15/12
<u>funeral service</u>					
Commerce, Occupational and Professional Licensing	26451	R156-9	AMD	09/04/2003	2003-15/6
<u>furbearers</u>					
Natural Resources, Wildlife Resources	26575	R657-11	AMD	10/02/2003	2003-17/58
<u>game laws</u>					
Natural Resources, Wildlife Resources	26241	R657-5	AMD	06/17/2003	2003-10/111
	25720	R657-5	AMD	01/15/2003	2002-24/29
	26689	R657-5-13	EMR	10/06/2003	2003-21/90
	26165	R657-5-70	AMD	06/03/2003	2003-9/103
	26571	R657-10	AMD	10/02/2003	2003-17/57
	26575	R657-11	AMD	10/02/2003	2003-17/58
	25721	R657-17	AMD	01/15/2003	2002-24/46
	26576	R657-19	5YR	08/15/2003	2003-17/89
	26573	R657-19	AMD	10/02/2003	2003-17/63
	25890	R657-23	AMD	02/16/2003	2003-2/41
	25892	R657-33	AMD	02/16/2003	2003-2/43
	26056	R657-33-6	AMD	04/15/2003	2003-6/15
	26272	R657-34	AMD	07/02/2003	2003-11/41
	26274	R657-34	5YR	05/14/2003	2003-11/95
<u>gangs</u>					
Education, Administration	26341	R277-436	5YR	06/04/2003	2003-13/65
<u>gasoline</u>					
Environmental Quality, Air Quality	26526	R307-326	5YR	08/01/2003	2003-/16
	26528	R307-327	5YR	08/01/2003	2003-16/51
	26532	R307-332	5YR	08/05/2003	2003-17/83
Tax Commission, Auditing	26601	R865-13G-16	AMD	10/29/2003	2003-18/31
<u>gasoline transport</u>					
Environmental Quality, Air Quality	26531	R307-328	5YR	08/05/2003	2003-17/83
<u>general assistance</u>					
Workforce Services, Employment Development	26216	R986-400	AMD	07/01/2003	2003-10/127

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	25827	R986-400-404	AMD	02/06/2003	2003-1/43
<u>good cause</u>					
Pardons (Board Of), Administration	26629	R671-515	5YR	09/11/2003	2003-19/71
<u>government documents</u>					
Natural Resources, Parks and Recreation	26041	R651-102-4	NSC	03/01/2003	Not Printed
<u>government ethics</u>					
Human Resource Management, Administration	26223	R477-9	NSC	05/01/2003	Not Printed
<u>government hearings</u>					
Commerce, Administration	25822	R151-46b	AMD	02/18/2003	2003-1/8
Commerce, Occupational and Professional Licensing	26605	R156-46b	AMD	11/03/2003	2003-19/5
	25435	R156-46b-403	NSC	01/01/2003	Not Printed
Financial Institutions, Administration	26582	R331-20	5YR	08/27/2003	2003-18/47
	26225	R477-11	AMD	07/01/2003	2003-10/97
	26050	R671-403	5YR	02/18/2003	2003-6/18
<u>government procurement</u>					
Administrative Services, Purchasing and General Services	26680	R33-6	5YR	10/03/2003	2003-21/92
	26681	R33-7	5YR	10/03/2003	2003-21/92
	26679	R33-9	5YR	10/03/2003	2003-21/93
<u>government purchasing</u>					
Administrative Services, Purchasing and General Services	26136	R33-2-102	AMD	05/27/2003	2003-8/8
	26138	R33-3	AMD	05/27/2003	2003-8/9
	26139	R33-5	AMD	05/27/2003	2003-8/15
<u>GRAMA</u>					
Regents (Board Of), University of Utah, Administration	26394	R805-2	NSC	07/23/2003	Not Printed
	26499	R805-2	5YR	07/23/2003	2003-16/54
<u>grazing</u>					
Agriculture and Food, Administration	26515	R51-5	5YR	07/30/2003	2003-/16
<u>grievance procedures</u>					
Tax Commission, Administration	26514	R861-1A-16	AMD	09/25/2003	2003-/16
	25823	R861-1A-20	AMD	03/11/2003	2003-1/39
	26517	R861-1A-21	AMD	09/25/2003	2003-/16
<u>grievances</u>					
Human Resource Management, Administration	26209	R477-3	NSC	05/01/2003	Not Printed
	26225	R477-11	AMD	07/01/2003	2003-10/97
	26227	R477-12	AMD	07/01/2003	2003-10/99
<u>ground water</u>					
Environmental Quality, Water Quality	25632	R317-6-6	AMD	01/30/2003	2002-23/25
<u>hardship grants</u>					
Environmental Quality, Drinking Water	26172	R309-700	AMD	07/01/2003	2003-9/66

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>Hatch Act</u> Human Resource Management, Administration	26223	R477-9	NSC	05/01/2003	Not Printed
<u>hazardous air pollutant</u> Environmental Quality, Air Quality	26468	R307-214-2	AMD	10/01/2003	2003-15/18
	25825	R307-214-2	AMD	06/17/2003	2003-1/16
	25825	R307-214-2	CPR	06/17/2003	2003-10/137
	26263	R307-214-2	NSC	07/01/2003	Not Printed
	26547	R307-410	5YR	08/11/2003	2003-17/88
<u>hazardous waste</u> Environmental Quality, Solid and Hazardous Waste	26370	R315-1-2	AMD	09/15/2003	2003-13/8
	25910	R315-2	NSC	03/01/2003	Not Printed
	26376	R315-2	AMD	09/15/2003	2003-13/9
	26057	R315-2-2	NSC	03/01/2003	Not Printed
	25915	R315-3	NSC	03/01/2003	Not Printed
	26372	R315-3	AMD	09/15/2003	2003-13/21
	25912	R315-4	NSC	03/01/2003	Not Printed
	25913	R315-7	NSC	03/01/2003	Not Printed
	26374	R315-7-22	AMD	09/15/2003	2003-13/39
	25911	R315-8	NSC	03/01/2003	Not Printed
	26058	R315-8-15	NSC	03/01/2003	Not Printed
	26375	R315-8-15	AMD	09/15/2003	2003-13/40
	25914	R315-12	NSC	03/01/2003	Not Printed
	26369	R315-13-1	AMD	09/15/2003	2003-13/43
	25918	R315-14	NSC	03/01/2003	Not Printed
	26373	R315-14-7	AMD	09/15/2003	2003-13/44
	26064	R315-15	5YR	03/03/2003	2003-7/76
	25916	R315-16	NSC	03/01/2003	Not Printed
	26371	R315-50	AMD	09/15/2003	2003-13/45
<u>headgear</u> Public Safety, Highway Patrol	26121	R714-220	R&R	06/26/2003	2003-8/41
<u>health</u> Health, Center for Health Data, Health Care Statistics	26080	R428-11	5YR	03/10/2003	2003-7/88
	26079	R428-13	5YR	03/10/2003	2003-7/89
Insurance, Administration	26599	R590-209	REP	10/23/2003	2003-18/30
<u>health care facilities</u> Health, Health Systems Improvement, Licensing	26450	R432-35	5YR	07/07/2003	2003-15/79
<u>health facilities</u> Health, Health Systems Improvement, Licensing	25868	R432-3	AMD	03/13/2003	2003-2/29
	25452	R432-5	AMD	01/15/2003	2002-21/92
	25791	R432-13	AMD	03/13/2003	2003-1/32
	25792	R432-14	AMD	03/13/2003	2003-1/34

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
	26038	R432-16	5YR	02/12/2003	2003-5/39
	25866	R432-35	AMD	03/13/2003	2003-2/30
	26125	R432-40	NSC	04/01/2003	Not Printed
	25867	R432-100-38	AMD	03/13/2003	2003-2/33
	26122	R432-102	NSC	04/01/2003	Not Printed
	26123	R432-200	NSC	04/01/2003	Not Printed
	26124	R432-600	NSC	04/01/2003	Not Printed
<u>health information</u>					
Human Services, Administration	26196	R495-881	NEW	06/24/2003	2003-10/104
<u>health insurance</u>					
Human Services, Recovery Services	25869	R527-201	AMD	03/05/2003	2003-2/34
Insurance, Administration	26285	R590-176	R&R	09/25/2003	2003-11/31
	25628	R590-199	CPR	03/14/2003	2003-3/50
<u>health insurance arbitration</u>					
Insurance, Administration	25093	R590-215	NEW	01/09/2003	2002-15/65
	25093	R590-215	CPR	01/09/2003	2002-23/100
	25919	R590-215	NSC	03/01/2003	Not Printed
	26133	R590-215	AMD	05/20/2003	2003-8/34
	25963	R590-215-5	NSC	03/01/2003	Not Printed
<u>health planning</u>					
Health, Center for Health Data, Health Care Statistics	26080	R428-11	5YR	03/10/2003	2003-7/88
	26079	R428-13	5YR	03/10/2003	2003-7/89
<u>health policy</u>					
Health, Center for Health Data, Health Care Statistics	26079	R428-13	5YR	03/10/2003	2003-7/89
<u>hearing aids</u>					
Commerce, Occupational and Professional Licensing	25987	R156-46a	AMD	03/18/2003	2003-4/7
<u>hearings</u>					
Environmental Quality, Water Quality	25633	R317-9	NEW	02/05/2003	2002-23/74
Pardons (Board Of), Administration	26625	R671-513	5YR	09/11/2003	2003-19/70
	26631	R671-516	5YR	09/11/2003	2003-19/72
	26633	R671-517	5YR	09/11/2003	2003-19/72
	26636	R671-519	5YR	09/11/2003	2003-19/73
	26638	R671-520	5YR	09/11/2003	2003-19/73
	26640	R671-522	5YR	09/11/2003	2003-19/74
	26032	R686-100	5YR	02/07/2003	2003-5/41
<u>higher education</u>					
Money Management Council, Administration	26493	R628-2	AMD	09/03/2003	2003-15/53
	26034	R765-136	NEW	05/29/2003	2003-5/14
	26002	R765-605	NSC	05/01/2003	Not Printed
	26432	R765-605	5YR	06/30/2003	2003-14/99
	26443	R765-607	5YR	07/03/2003	2003-15/83

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26134	R765-660	5YR	04/01/2003	2003-8/44
	25713	R765-660	NSC	04/01/2003	Not Printed
	26085	R765-685	AMD	05/20/2003	2003-7/55
Regents (Board Of), University of Utah, Administration	26394	R805-2	NSC	07/23/2003	Not Printed
	26499	R805-2	5YR	07/23/2003	2003-16/54
<u>higher education savings trust</u>					
Regents (Board Of), Administration	26391	R765-685	AMD	08/01/2003	2003-13/57
<u>highways</u>					
Transportation, Administration	26770	R907-40	5YR	11/04/2003	Not Printed
Transportation, Operations, Maintenance	26184	R918-4	NEW	07/10/2003	2003-10/117
Transportation, Preconstruction	26501	R930-6	AMD	09/16/2003	2003-1/16
<u>HIPAA</u>					
Health, Administration	26162	R380-250	NEW	06/09/2003	2003-9/72
	26161	R380-250	EMR	04/14/2003	2003-9/130
	26196	R495-881	NEW	06/24/2003	2003-10/104
	26160	R495-881	EMR	04/14/2003	2003-9/132
<u>hiring practices</u>					
Human Resource Management, Administration	26217	R477-4	AMD	07/01/2003	2003-10/75
<u>historic preservation</u>					
Tax Commission, Auditing	26527	R865-9I-3	AMD	09/25/2003	2003-1/16
	26522	R865-9I-16	AMD	09/25/2003	2003-1/16
	25829	R865-9I-26	AMD	03/11/2003	2003-1/40
	25828	R865-9I-27	AMD	03/11/2003	2003-1/41
	25819	R865-9I-29	AMD	03/11/2003	2003-1/43
	26078	R865-9I-39	AMD	06/10/2003	2003-7/61
	26566	R865-9I-41	AMD	10/07/2003	2003-17/68
	26567	R865-9I-46	AMD	10/07/2003	2003-17/69
	26521	R865-9I-48	AMD	09/25/2003	2003-1/16
	26565	R865-9I-49	AMD	10/07/2003	2003-17/70
<u>HMO insurance</u>					
Insurance, Administration	26059	R590-76-9	NSC	03/01/2003	Not Printed
<u>HMO insurance</u>					
Insurance, Administration	25870	R590-76	AMD	02/26/2003	2003-2/35
	26066	R590-76-9	NSC	04/01/2003	Not Printed
<u>holidays</u>					
Human Resource Management, Administration	26221	R477-7	AMD	07/01/2003	2003-10/80
<u>home-delivered meals</u>					
Human Services, Aging and Adult Services	26548	R510-104-9	AMD	10/02/2003	2003-17/51
<u>horses</u>					
Agriculture and Food, Marketing and Conservation	26083	R65-7	AMD	06/09/2003	2003-7/5

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>hospital</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	25889	R414-5	EMR	01/03/2003	2003-2/55
	25948	R414-5	EMR	01/15/2003	2003-3/52
<u>hospital policy</u>					
Health, Center for Health Data, Health Care Statistics	26080	R428-11	5YR	03/10/2003	2003-7/88
<u>hospitals</u>					
Environmental Quality, Air Quality	26399	R307-222	5YR	06/19/2003	2003-14/94
Health, Health Care Financing, Coverage and Reimbursement Policy	25967	R414-5	NEW	05/13/2003	2003-3/8
<u>hostile work environment</u>					
Human Resource Management, Administration	26231	R477-15	NSC	05/01/2003	Not Printed
<u>human services</u>					
Human Services, Administration, Administrative Services, Licensing	25652	R501-1	AMD	01/30/2003	2002-24/15
	26071	R501-2	AMD	05/06/2003	2003-7/20
	25978	R501-8	NSC	03/01/2003	Not Printed
	25707	R501-8	AMD	01/17/2003	2002-24/19
	26065	R501-8-19	NSC	04/01/2003	Not Printed
	25660	R501-11	AMD	01/30/2003	2002-24/25
	25644	R501-12	AMD	01/30/2003	2002-23/82
	25703	R501-16	NSC	02/26/2003	Not Printed
	26055	R501-16	5YR	02/26/2003	2003-6/17
	26084	R501-17	5YR	03/11/2003	2003-7/89
	26343	R501-18	5YR	06/05/2003	2003-13/72
<u>hunter education</u>					
Natural Resources, Wildlife Resources	25890	R657-23	AMD	02/16/2003	2003-2/41
<u>hunting</u>					
Natural Resources, Wildlife Resources	25722	R657-38	AMD	01/15/2003	2002-24/48
<u>hunting and fishing licenses</u>					
Natural Resources, Wildlife Resources	25721	R657-17	AMD	01/15/2003	2002-24/46
<u>hunting closures</u>					
Natural Resources, Wildlife Resources	26274	R657-34	5YR	05/14/2003	2003-11/95
	26272	R657-34	AMD	07/02/2003	2003-11/41
<u>immunization</u>					
Health, Community and Family Health Services, Immunization	26187	R396-100	5YR	04/24/2003	2003-10/148
<u>impairment ratings</u>					
Labor Commission, Industrial Accidents	26314	R612-7	5YR	05/28/2003	2003-12/77
<u>import restrictions</u>					
Natural Resources, Wildlife Resources	26167	R657-3	5YR	04/15/2003	2003-9/135
	26166	R657-3	AMD	06/03/2003	2003-9/94
	26168	R657-53	NEW	06/03/2003	2003-9/107

RULES INDEX

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>in-service training</u>					
Public Safety, Peace Officer Standards and Training	26694	R728-501	5YR	10/10/2003	2003-21/95
	26445	R728-502	NSC	07/03/2003	Not Printed
	26069	R728-502	NSC	07/03/2003	Not Printed
	26446	R728-504	NSC	07/03/2003	Not Printed
	26070	R728-504	NSC	07/03/2003	Not Printed
<u>incidents</u>					
Pardons (Board Of), Administration	26618	R671-509	5YR	09/11/2003	2003-19/69
<u>income</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	26005	R414-302	5YR	01/31/2003	2003-4/53
	26012	R414-303	5YR	01/31/2003	2003-4/54
	26202	R414-304	AMD	07/01/2003	2003-10/55
	26017	R414-304	5YR	01/31/2003	2003-4/55
<u>income tax</u>					
Tax Commission, Auditing	26527	R865-9I-3	AMD	09/25/2003	2003-/16
	26522	R865-9I-16	AMD	09/25/2003	2003-/16
	25829	R865-9I-26	AMD	03/11/2003	2003-1/40
	25828	R865-9I-27	AMD	03/11/2003	2003-1/41
	25819	R865-9I-29	AMD	03/11/2003	2003-1/43
	26078	R865-9I-39	AMD	06/10/2003	2003-7/61
	26566	R865-9I-41	AMD	10/07/2003	2003-17/68
	26567	R865-9I-46	AMD	10/07/2003	2003-17/69
	26521	R865-9I-48	AMD	09/25/2003	2003-/16
	26565	R865-9I-49	AMD	10/07/2003	2003-17/70
<u>industrial</u>					
Community and Economic Development, Community Development, Energy Services	25370	R203-3	REP	01/01/2003	2002-20/39
<u>industrial waste</u>					
Environmental Quality, Water Quality	25636	R317-1	AMD	01/30/2003	2002-23/17
	26579	R317-1-4	AMD	11/12/2003	2003-18/20
<u>infectious waste</u>					
Environmental Quality, Air Quality	26399	R307-222	5YR	06/19/2003	2003-14/94
<u>inmates</u>					
Pardons (Board Of), Administration	26120	R671-201	AMD	05/16/2003	2003-8/39
	25350	R671-202	AMD	02/12/2003	2002-20/104
	25394	R671-308	AMD	02/12/2003	2002-20/110
	25398	R671-311	AMD	02/12/2003	2002-20/112
<u>inspection</u>					
Administrative Services, Facilities Construction and Management	25957	R23-9	5YR	01/15/2003	2003-3/63
<u>inspections</u>					
Agriculture and Food, Plant Industry	26385	R68-5	5YR	06/13/2003	2003-13/63

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Environmental Quality, Radiation Control	25785	R313-12-3	AMD	03/14/2003	2003-1/22
<u>instructional materials</u>					
Education, Administration	26157	R277-469	5YR	04/04/2003	2003-9/134
<u>instructor certification</u>					
Public Safety, Peace Officer Standards and Training	26069	R728-502	NSC	07/03/2003	Not Printed
	26445	R728-502	NSC	07/03/2003	Not Printed
	26446	R728-504	NSC	07/03/2003	Not Printed
<u>insurance</u>					
Human Resource Management, Administration	26220	R477-6	AMD	07/01/2003	2003-10/80
	26655	R590-102	AMD	11/06/2003	2003-19/43
	26132	R590-147	AMD	06/13/2003	2003-8/30
	26283	R590-152	AMD	07/16/2003	2003-11/30
	26482	R590-152-4	NSC	08/01/2003	Not Printed
	26181	R590-154	5YR	04/17/2003	2003-10/149
	26077	R590-154-5	NSC	04/01/2003	Not Printed
	25993	R590-155	5YR	01/24/2003	2003-4/59
	26033	R590-157	5YR	02/10/2003	2003-5/39
	25643	R590-160	AMD	01/09/2003	2002-23/86
	25626	R590-172	AMD	01/09/2003	2002-23/91
	25908	R590-183	NSC	01/02/2003	Not Printed
	26592	R590-186	5YR	08/29/2003	2003-18/49
	26597	R590-187	5YR	09/02/2003	2003-18/49
	25628	R590-199	AMD	03/14/2003	2002-23/92
	26599	R590-209	REP	10/23/2003	2003-18/30
	25670	R590-218	NEW	03/21/2003	2002-24/28
	25958	R590-219	NEW	06/13/2003	2003-3/23
	25958	R590-219	CPR	06/13/2003	2003-9/127
	26194	R590-222	NEW	06/24/2003	2003-10/105
	26410	R590-222-14	NSC	07/01/2003	Not Printed
Labor Commission, Industrial Accidents	26317	R612-5	5YR	05/28/2003	2003-12/76
	26365	R612-5-4	NSC	07/01/2003	Not Printed
<u>insurance companies</u>					
Insurance, Administration	25990	R590-124	5YR	01/24/2003	2003-4/58
<u>insurance fee</u>					
Insurance, Administration	26131	R590-157	CPR	10/23/2003	2003-16/44
<u>insurance fees</u>					
Insurance, Administration	26131	R590-157	AMD	10/23/2003	2003-8/32
<u>insurance law</u>					
Insurance, Administration	26395	R590-85	NSC	07/01/2003	Not Printed
	26129	R590-85	AMD	06/13/2003	2003-8/26
	26182	R590-94	5YR	04/17/2003	2003-10/148
	26513	R590-119	REP	10/23/2003	2003-/16

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26159	R590-192	AMD	06/24/2003	2003-9/84
<u>insurance reserves and nonforfeitures</u>					
Insurance, Administration	26158	R590-223	NEW	06/13/2003	2003-9/89
<u>interest buy-downs</u>					
Environmental Quality, Drinking Water	26172	R309-700	AMD	07/01/2003	2003-9/66
<u>interpreters</u>					
Education, Rehabilitation	26240	R280-203	NSC	05/01/2003	Not Printed
Education, Applied Technology Education (Board for), Rehabilitation	25646	R280-203	AMD	01/03/2003	2002-23/16
<u>interstate</u>					
Human Services, Recovery Services	26076	R527-305	5YR	03/10/2003	2003-7/91
<u>investigations</u>					
Public Safety, Peace Officer Standards and Training	26072	R728-409	EMR	03/07/2003	2003-7/63
	26179	R728-409-3	AMD	06/26/2003	2003-10/113
<u>iron and manganese control</u>					
Environmental Quality, Drinking Water	26505	R309-535	AMD	11/01/2003	2003-/16
	26503	R309-535	EMR	08/01/2003	2003-/16
<u>job descriptions</u>					
Human Resource Management, Administration	26209	R477-3	NSC	05/01/2003	Not Printed
<u>jurisdiction</u>					
Workforce Services, Workforce Information and Payment Services	25946	R994-406-311	AMD	03/04/2003	2003-3/46
	25947	R994-406-315	AMD	03/04/2003	2003-3/48
<u>juvenile courts</u>					
Education, Administration	25937	R277-709	5YR	01/14/2003	2003-3/70
<u>K-9 training</u>					
Public Safety, Peace Officer Standards and Training	26337	R728-505	5YR	06/02/2003	2003-12/78
<u>kinship</u>					
Human Services, Child and Family Services	26477	R512-500	NEW	09/03/2003	2003-15/51
	26251	R512-500	EMR	05/06/2003	2003-11/93
<u>labor</u>					
Labor Commission, Safety	26312	R616-1	5YR	05/28/2003	2003-12/77
<u>labor commission</u>					
Labor Commission, Administration	26313	R600-1	5YR	05/28/2003	2003-12/75
<u>laboratories</u>					
Health, Epidemiology and Laboratory Services, Laboratory Improvement	26144	R444-14	AMD	06/12/2003	2003-9/75
<u>land use</u>					
Natural Resources, Forestry, Fire and State Lands	26645	R652-110	5YR	09/12/2003	2003-19/68
School and Institutional Trust Lands, Administration	25953	R850-120	AMD	03/04/2003	2003-3/43

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>landscape architects</u> Commerce, Occupational and Professional Licensing	26320	R156-53	5YR	06/02/2003	2003-12/70
<u>language proficiency</u> Regents (Board Of), Administration	26034	R765-136	NEW	05/29/2003	2003-5/14
<u>law</u> Public Safety, Fire Marshal	26289 26003	R710-9 R710-9	AMD AMD	07/02/2003 03/18/2003	2003-11/69 2003-4/38
<u>law enforcement</u> Public Safety, Criminal Investigations and Technical Services, Criminal Identification	25998	R722-320	5YR	01/28/2003	2003-4/60
<u>law enforcement officers</u> Public Safety, Peace Officer Standards and Training	26072 26179 26694 26445 26069 26446 26070	R728-409 R728-409-3 R728-501 R728-502 R728-502 R728-504 R728-504	EMR AMD 5YR NSC NSC NSC NSC	03/07/2003 06/26/2003 10/10/2003 07/03/2003 07/03/2003 07/03/2003 07/03/2003	2003-7/63 2003-10/113 2003-21/95 Not Printed Not Printed Not Printed Not Printed
<u>lead-based paint</u> Environmental Quality, Air Quality	26249 26282	R307-840 R307-840	5YR AMD	05/05/2003 08/06/2003	2003-11/95 2003-11/9
<u>leases</u> Natural Resources, Forestry, Fire and State Lands	26645	R652-110	5YR	09/12/2003	2003-19/68
<u>leasing</u> Administrative Services, Facilities Construction and Management	25959	R23-21	5YR	01/15/2003	2003-3/64
<u>leave benefits</u> Human Resource Management, Administration	26221	R477-7	AMD	07/01/2003	2003-10/80
<u>leveraging educational assistance program</u> Regents (Board Of), Administration	26156	R765-606	NEW	06/30/2003	2003-9/116
<u>liberties</u> Natural Resources, Administration	25951 25950	R634-1 R634-1	AMD 5YR	03/04/2003 01/15/2003	2003-3/27 2003-3/76
<u>libraries</u> Education, Administration	25925	R277-516	5YR	01/14/2003	2003-3/67
<u>license</u> Education, Administration Environmental Quality, Radiation Control Natural Resources, Wildlife Resources	26030 26074 26279 26280	R277-521 R313-19-100 R657-45 R657-45	NSC AMD AMD 5YR	03/01/2003 05/09/2003 07/02/2003 05/14/2003	Not Printed 2003-7/10 2003-11/52 2003-11/97

RULES INDEX

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
licensing					
Commerce, Administration	25649	R151-33	AMD	01/15/2003	2002-24/7
	26260	R151-33-102	AMD	07/23/2003	2003-11/6
	26408	R151-33-102	NSC	08/01/2003	Not Printed
Commerce, Occupational and Professional Licensing	26549	R156-1	AMD	10/02/2003	2003-17/4
	26604	R156-1-109	AMD	11/03/2003	2003-19/3
	26174	R156-3a	AMD	06/03/2003	2003-9/3
	26451	R156-9	AMD	09/04/2003	2003-15/6
	26297	R156-26a-302a	AMD	07/17/2003	2003-12/37
	26150	R156-28	AMD	06/03/2003	2003-9/3
	26319	R156-31b	5YR	06/02/2003	2003-12/70
	26192	R156-38	AMD	06/17/2003	2003-10/12
	26339	R156-42a	AMD	08/04/2003	2003-13/3
	25987	R156-46a	AMD	03/18/2003	2003-4/7
	26126	R156-47b-202	AMD	05/19/2003	2003-8/17
	25651	R156-47b-302a	AMD	01/16/2003	2002-24/10
	26668	R156-49	5YR	09/29/2003	2003-20/43
	26320	R156-53	5YR	06/02/2003	2003-12/70
	26175	R156-55a	AMD	06/03/2003	2003-9/6
	26338	R156-55a-301	NSC	07/01/2003	Not Printed
	25821	R156-56	NSC	01/01/2003	Not Printed
	26153	R156-56	CPR	07/17/2003	2003-12/52
	26154	R156-56	AMD	07/01/2003	2003-9/7
	26153	R156-56	AMD	07/17/2003	2003-9/33
	25411	R156-56	AMD	01/01/2003	2002-20/3
	26152	R156-56-707	AMD	07/01/2003	2003-9/57
	26469	R156-58	REP	09/04/2003	2003-15/12
	25920	R156-59	5YR	01/09/2003	2003-3/66
	26116	R156-59	REP	05/19/2003	2003-8/18
	26500	R156-60a	AMD	09/16/2003	2003-/16
	25629	R156-60a	AMD	01/02/2003	2002-23/8
26284	R156-60c	AMD	07/03/2003	2003-11/7	
26470	R156-60c-302b	NSC	08/01/2003	Not Printed	
26193	R156-63	CPR	08/18/2003	2003-/14	
26193	R156-63	AMD	08/18/2003	2003-/10	
26321	R156-68	5YR	06/02/2003	2003-12/71	
Human Services, Administration, Administrative Services, Licensing	25652	R501-1	AMD	01/30/2003	2002-24/15
	26071	R501-2	AMD	05/06/2003	2003-7/20
	25978	R501-8	NSC	03/01/2003	Not Printed
	25707	R501-8	AMD	01/17/2003	2002-24/19
	26065	R501-8-19	NSC	04/01/2003	Not Printed
	25660	R501-11	AMD	01/30/2003	2002-24/25
	25644	R501-12	AMD	01/30/2003	2002-23/82
	26055	R501-16	5YR	02/26/2003	2003-6/17

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	25703	R501-16	NSC	02/26/2003	Not Printed
	26084	R501-17	5YR	03/11/2003	2003-7/89
	26343	R501-18	5YR	06/05/2003	2003-13/72
Natural Resources, Wildlife Resources	26273	R657-27	AMD	07/02/2003	2003-11/36
<u>liens</u>					
Commerce, Occupational and Professional Licensing	26192	R156-38	AMD	06/17/2003	2003-10/12
<u>liquefied petroleum gas</u>					
Public Safety, Fire Marshal	26281	R710-6	AMD	07/02/2003	2003-11/65
<u>loan program</u>					
Community and Economic Development, Community Development, Energy Services	25370	R203-3	REP	01/01/2003	2002-20/39
<u>loans</u>					
Education, Administration	26654	R277-487	NEW	11/06/2003	2003-19/7
	26652	R277-487	EMR	09/15/2003	2003-19/63
Environmental Quality, Drinking Water	26172	R309-700	AMD	07/01/2003	2003-9/66
Environmental Quality, Water Quality	26183	R317-101	5YR	04/22/2003	2003-10/147
Financial Institutions, Credit Unions	26458	R337-5	AMD	09/05/2003	2003-15/21
<u>local school boards</u>					
Education, Administration	26190	R277-108	AMD	06/17/2003	2003-10/22
<u>long-term care ombudsman</u>					
Human Services, Aging and Adult Services	26052	R510-100	AMD	05/21/2003	2003-6/6
	26467	R510-100-2	AMD	09/11/2003	2003-15/25
	26259	R510-100-2	EMR	05/15/2003	2003-11/74
<u>loss of driving privileges</u>					
Administrative Services, Fleet Operations	26191	R27-7	AMD	07/08/2003	2003-10/6
<u>MACT</u>					
Environmental Quality, Air Quality	25825	R307-214-2	AMD	06/17/2003	2003-1/16
	25825	R307-214-2	CPR	06/17/2003	2003-10/137
	26263	R307-214-2	NSC	07/01/2003	Not Printed
	26468	R307-214-2	AMD	10/01/2003	2003-15/18
<u>mammography</u>					
Environmental Quality, Radiation Control	25786	R313-28	AMD	03/14/2003	2003-1/27
<u>maps</u>					
Natural Resources, Water Rights	26195	R655-5	5YR	04/29/2003	2003-10/149
<u>massage therapy</u>					
Commerce, Occupational and Professional Licensing	26126	R156-47b-202	AMD	05/19/2003	2003-8/17
	25651	R156-47b-302a	AMD	01/16/2003	2002-24/10
<u>mathematics</u>					
Education, Administration	26087	R277-717	AMD	05/02/2003	2003-7/7

RULES INDEX

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Medicaid					
Health, Health Care Financing, Coverage and Reimbursement Policy	26264	R414-1	AMD	07/02/2003	2003-11/13
	26244	R414-1-5	EMR	05/02/2003	2003-11/73
	25967	R414-5	NEW	05/13/2003	2003-3/8
	25948	R414-5	EMR	01/15/2003	2003-3/52
	25889	R414-5	EMR	01/03/2003	2003-2/55
	25974	R414-6	NEW	05/13/2003	2003-3/9
	25969	R414-6	EMR	01/15/2003	2003-3/53
	26246	R414-7A-5	AMD	07/14/2003	2003-11/15
	26008	R414-10	AMD	04/07/2003	2003-4/11
	26010	R414-10	EMR	02/01/2003	2003-4/45
	26036	R414-10	EMR	02/11/2003	2003-5/33
	25192	R414-13	NSC	01/03/2003	Not Printed
	25907	R414-13	5YR	01/03/2003	2003-3/74
	26267	R414-21	AMD	07/02/2003	2003-11/16
	25973	R414-21	AMD	04/07/2003	2003-3/10
	25968	R414-21	EMR	01/15/2003	2003-3/54
	25982	R414-27	5YR	01/21/2003	2003-4/52
	26265	R414-49	AMD	07/02/2003	2003-11/20
	26266	R414-50	AMD	07/02/2003	2003-11/21
	26318	R414-51	5YR	05/30/2003	2003-12/71
	25976	R414-52	AMD	04/09/2003	2003-3/14
	25970	R414-52	EMR	01/15/2003	2003-3/57
	26347	R414-52	5YR	06/06/2003	2003-13/71
	26346	R414-53	5YR	06/06/2003	2003-13/71
	25972	R414-53	AMD	04/07/2003	2003-3/15
	25971	R414-53	EMR	01/15/2003	2003-3/59
	26656	R414-55	5YR	09/16/2003	2003-20/43
	26009	R414-60	AMD	04/07/2003	2003-4/16
	26011	R414-60	EMR	02/01/2003	2003-4/50
	25898	R414-63	AMD	04/07/2003	2003-2/12
	25888	R414-63	EMR	01/01/2003	2003-2/56
	26004	R414-301	5YR	01/31/2003	2003-4/53
	26433	R414-301	AMD	09/09/2003	2003-14/15
	26018	R414-305	5YR	01/31/2003	2003-4/55
	26268	R414-305	AMD	07/02/2003	2003-11/23
	26349	R414-307	AMD	09/09/2003	2003-13/48
	26492	R414-504	EMR	07/15/2003	2003-15/73
	26490	R414-504	AMD	10/08/2003	2003-15/23
	26051	R414-504	AMD	06/09/2003	2003-6/4
	25897	R414-504	AMD	02/17/2003	2003-2/21
	25900	R414-504-4	EMR	01/01/2003	2003-2/58
Human Services, Recovery Services	25869	R527-201	AMD	03/05/2003	2003-2/34

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>medical discount plans</u>					
Insurance, Administration	26283	R590-152	AMD	07/16/2003	2003-11/30
	26482	R590-152-4	NSC	08/01/2003	Not Printed
<u>medical incinerator</u>					
Environmental Quality, Air Quality	26399	R307-222	5YR	06/19/2003	2003-14/94
<u>medical practitioner</u>					
Labor Commission, Industrial Accidents	26315	R612-2	5YR	05/28/2003	2003-12/75
	26286	R612-2-5	AMD	07/02/2003	2003-11/35
	26363	R612-2-26	NSC	07/01/2003	Not Printed
<u>medical practitioners</u>					
Labor Commission, Industrial Accidents	26405	R612-2-22	EMR	06/20/2003	2003-14/90
	26366	R612-2-24	NSC	07/01/2003	Not Printed
<u>medical recommendations</u>					
Education, Administration	25647	R277-611	NEW	01/03/2003	2002-23/12
<u>medical records</u>					
Human Services, Mental Health, State Hospital	26298	R525-1	5YR	05/20/2003	2003-12/72
<u>medication treatment</u>					
Human Services, Mental Health, State Hospital	26300	R525-3	5YR	05/20/2003	2003-12/73
<u>mental health</u>					
Commerce, Occupational and Professional Licensing	26284	R156-60c	AMD	07/03/2003	2003-11/7
	26470	R156-60c-302b	NSC	08/01/2003	Not Printed
Human Services, Mental Health	26424	R523-1-20	AMD	09/08/2003	2003-14/29
	26425	R523-1-21	AMD	09/08/2003	2003-14/30
<u>migratory birds</u>					
Natural Resources, Wildlife Resources	26570	R657-9	AMD	10/02/2003	2003-17/53
<u>minerals reclamation</u>					
Natural Resources, Oil, Gas and Mining; Non-Coal	26453	R647-1	5YR	07/08/2003	2003-15/81
	26454	R647-2	5YR	07/08/2003	2003-15/81
	26455	R647-3	5YR	07/08/2003	2003-15/81
	26456	R647-4	5YR	07/08/2003	2003-15/82
	26457	R647-5	5YR	07/08/2003	2003-15/82
<u>mining</u>					
Labor Commission, Safety	26312	R616-1	5YR	05/28/2003	2003-12/77
<u>minority education</u>					
Education, Administration	26087	R277-717	AMD	05/02/2003	2003-7/7
<u>miscellaneous treatment</u>					
Environmental Quality, Drinking Water	26505	R309-535	AMD	11/01/2003	2003-/16
	26503	R309-535	EMR	08/01/2003	2003-/16

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>modeling</u> Environmental Quality, Air Quality	26547	R307-410	5YR	08/11/2003	2003-17/88
<u>motor fuel</u> Tax Commission, Auditing	26601	R865-13G-16	AMD	10/29/2003	2003-18/31
<u>motor vehicles</u> Commerce, Administration	26199	R151-14	AMD	06/17/2003	2003-10/9
	25624	R151-14	AMD	01/02/2003	2002-23/6
	25838	R151-14	NSC	02/01/2003	Not Printed
Environmental Quality, Air Quality	25495	R307-121	AMD	01/09/2003	2002-21/6
	26532	R307-332	5YR	08/05/2003	2003-17/83
Public Safety, Highway Patrol	26119	R714-159	NEW	06/26/2003	2003-8/40
Tax Commission, Motor Vehicle Enforcement	26564	R877-23V-19	AMD	10/07/2003	2003-17/71
<u>motorcycles</u> Commerce, Administration	26198	R151-35	AMD	06/17/2003	2003-10/10
Public Safety, Highway Patrol	26121	R714-220	R&R	06/26/2003	2003-8/41
<u>mutual water corporations</u> Public Service Commission, Administration	26142	R746-331	5YR	04/02/2003	2003-9/136
<u>naming process</u> Administrative Services, Facilities Construction and Management	25784	R23-10	AMD	02/04/2003	2003-1/5
<u>new hire registry</u> Workforce Services, Workforce Information and Payment Services	26362	R994-315	5YR	06/11/2003	2003-13/73
<u>newborn screening</u> Health, Community and Family Health Services, Children with Special Health Care Needs	26444	R398-2	5YR	07/03/2003	2003-15/77
<u>nonattainment</u> Environmental Quality, Air Quality	26544	R307-403	5YR	08/11/2003	2003-17/86
<u>notification</u> Corrections, Administration	25991	R251-110	AMD	03/21/2003	2003-4/9
<u>nurses</u> Commerce, Occupational and Professional Licensing	26319	R156-31b	5YR	06/02/2003	2003-12/70
<u>nutrition</u> Human Services, Aging and Adult Services	26548	R510-104-9	AMD	10/02/2003	2003-17/51
<u>occupational licensing</u> Commerce, Occupational and Professional Licensing	26549	R156-1	AMD	10/02/2003	2003-17/4
	26604	R156-1-109	AMD	11/03/2003	2003-19/3
	26605	R156-46b	AMD	11/03/2003	2003-19/5
	25435	R156-46b-403	NSC	01/01/2003	Not Printed
	26175	R156-55a	AMD	06/03/2003	2003-9/6
	26338	R156-55a-301	NSC	07/01/2003	Not Printed

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Environmental Quality, Water Quality	25637	R317-11	AMD	01/30/2003	2002-23/80
<u>occupational therapy</u>					
Commerce, Occupational and Professional Licensing	26339	R156-42a	AMD	08/04/2003	2003-13/3
<u>off road vehicles</u>					
Commerce, Administration	26198	R151-35	AMD	06/17/2003	2003-10/10
<u>off-highway vehicles</u>					
Natural Resources, Parks and Recreation	26611	R651-402	REP	11/01/2003	2003-19/50
	26609	R651-403	REP	11/01/2003	2003-19/51
	26612	R651-404	REP	11/01/2003	2003-19/52
	26610	R651-405	AMD	11/01/2003	2003-19/53
	26718	R651-407	5YR	10/23/2003	2003-22/56
	26026	R651-408	AMD	04/01/2003	2003-5/7
	26719	R651-408	5YR	10/23/2003	2003-22/57
	26028	R651-410	NEW	04/01/2003	2003-5/8
	26128	R651-410	AMD	05/19/2003	2003-8/38
<u>offset</u>					
Environmental Quality, Air Quality	26544	R307-403	5YR	08/11/2003	2003-17/86
<u>oil and gas law</u>					
Natural Resources, Oil, Gas and Mining; Oil and Gas	25788	R649-3-1	CPR	07/01/2003	2003-10/140
	25788	R649-3-1	AMD	07/01/2003	2003-1/35
<u>onsite wastewater systems</u>					
Environmental Quality, Water Quality	25203	R317-4-3	AMD	01/10/2003	2002-18/43
	25635	R317-4-3	AMD	01/30/2003	2002-23/21
<u>open burning</u>					
Environmental Quality, Air Quality	26368	R307-202	5YR	06/12/2003	2003-13/69
<u>operator certification</u>					
Environmental Quality, Water Quality	25638	R317-10	AMD	01/30/2003	2002-23/78
<u>osteopathic physician</u>					
Commerce, Occupational and Professional Licensing	26321	R156-68	5YR	06/02/2003	2003-12/71
<u>osteopaths</u>					
Commerce, Occupational and Professional Licensing	26321	R156-68	5YR	06/02/2003	2003-12/71
<u>overflow and drains</u>					
Environmental Quality, Drinking Water	26506	R309-545	AMD	11/01/2003	2003-/16
	26507	R309-545	EMR	08/01/2003	2003-16/47
<u>overpayments</u>					
Workforce Services, Workforce Information and Payment Services	25946	R994-406-311	AMD	03/04/2003	2003-3/46
	25947	R994-406-315	AMD	03/04/2003	2003-3/48
<u>overtime</u>					
Human Resource Management, Administration	26222	R477-8	AMD	07/01/2003	2003-10/91

RULES INDEX

<u>KEYWORD</u> AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>ozone</u>					
Environmental Quality, Air Quality	25764	R307-110	NSC	01/01/2003	Not Printed
	25761	R307-110-10	NSC	01/01/2003	Not Printed
	25769	R307-110-10	NSC	01/01/2003	Not Printed
	25835	R307-110-11	NSC	01/01/2003	Not Printed
	25883	R307-110-12	NSC	01/01/2003	Not Printed
	25850	R307-110-13	NSC	01/01/2003	Not Printed
	25881	R307-110-17	NSC	01/01/2003	Not Printed
	26525	R307-325	5YR	08/01/2003	2003-1/16
	26526	R307-326	5YR	08/01/2003	2003-1/16
	26528	R307-327	5YR	08/01/2003	2003-16/51
	26531	R307-328	5YR	08/05/2003	2003-17/83
	26532	R307-332	5YR	08/05/2003	2003-17/83
	26533	R307-335	5YR	08/05/2003	2003-17/84
	26534	R307-340	5YR	08/05/2003	2003-17/84
<u>paint</u>					
Environmental Quality, Air Quality	26249	R307-840	5YR	05/05/2003	2003-11/95
	26282	R307-840	AMD	08/06/2003	2003-11/9
<u>parades</u>					
Transportation, Operations, Traffic and Safety	25905	R920-4	NSC	05/01/2003	Not Printed
<u>parking facilities</u>					
Administrative Services, Facilities Construction and Management	26117	R23-13	5YR	03/25/2003	2003-8/44
<u>parks</u>					
Natural Resources, Parks and Recreation	26039	R651-102	5YR	02/13/2003	2003-5/40
	26608	R651-401	AMD	11/01/2003	2003-19/49
	26128	R651-410	AMD	05/19/2003	2003-8/38
	26028	R651-410	NEW	04/01/2003	2003-5/8
	26721	R651-601	5YR	10/23/2003	2003-22/57
	26722	R651-602	5YR	10/23/2003	2003-22/58
	26029	R651-602	AMD	04/01/2003	2003-5/9
	26724	R651-603	5YR	10/23/2003	2003-22/58
	26723	R651-604	5YR	10/23/2003	2003-22/59
	26725	R651-605	5YR	10/23/2003	2003-22/59
	26726	R651-606	5YR	10/23/2003	2003-22/60
	26607	R651-606-10	AMD	11/01/2003	2003-19/54
	26727	R651-607	5YR	10/23/2003	2003-22/60
	26728	R651-608	5YR	10/23/2003	2003-22/61
	26729	R651-609	5YR	10/23/2003	2003-22/61
	26730	R651-610	5YR	10/23/2003	2003-22/62
	25837	R651-611	AMD	03/31/2003	2003-2/38
	26170	R651-611-2	AMD	06/03/2003	2003-9/93
	26731	R651-612	5YR	10/23/2003	2003-22/62
	26733	R651-613	5YR	10/23/2003	2003-22/63

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26732	R651-614	5YR	10/23/2003	2003-22/63
	26542	R651-614-4	AMD	10/02/2003	2003-17/52
	26734	R651-615	5YR	10/23/2003	2003-22/64
	26736	R651-616	5YR	10/23/2003	2003-22/64
	26735	R651-617	5YR	10/23/2003	2003-22/65
	26751	R651-618	5YR	10/23/2003	2003-22/65
	26737	R651-619	5YR	10/23/2003	2003-22/66
	26738	R651-620	5YR	10/23/2003	2003-22/66
	26739	R651-621	5YR	10/23/2003	2003-22/67
	26740	R651-622	5YR	10/23/2003	2003-22/67
	26741	R651-623	5YR	10/23/2003	2003-22/68
	26742	R651-624	5YR	10/23/2003	2003-22/68
	26743	R651-625	5YR	10/23/2003	2003-22/69
	26744	R651-626	5YR	10/23/2003	2003-22/69
	26745	R651-627	5YR	10/23/2003	2003-22/70
	26746	R651-628	5YR	10/23/2003	2003-22/70
	26747	R651-629	5YR	10/23/2003	2003-22/71
	26748	R651-630	5YR	10/23/2003	2003-22/71
	26749	R651-631	5YR	10/23/2003	2003-22/72
	26750	R651-632	5YR	10/23/2003	2003-22/72
	26613	R651-633-2	AMD	11/01/2003	2003-19/55
	26606	R651-633-2	AMD	11/01/2003	2003-19/56
<u>parole</u>					
Pardons (Board Of), Administration	26120	R671-201	AMD	05/16/2003	2003-8/39
	25350	R671-202	AMD	02/12/2003	2002-20/104
	25394	R671-308	AMD	02/12/2003	2002-20/110
	25398	R671-311	AMD	02/12/2003	2002-20/112
	26050	R671-403	5YR	02/18/2003	2003-6/18
	26618	R671-509	5YR	09/11/2003	2003-19/69
	26620	R671-510	5YR	09/11/2003	2003-19/70
	26628	R671-512	5YR	09/11/2003	2003-19/70
	26625	R671-513	5YR	09/11/2003	2003-19/70
	26626	R671-514	5YR	09/11/2003	2003-19/71
	26629	R671-515	5YR	09/11/2003	2003-19/71
	26631	R671-516	5YR	09/11/2003	2003-19/72
	26633	R671-517	5YR	09/11/2003	2003-19/72
	26634	R671-518	5YR	09/11/2003	2003-19/72
	26636	R671-519	5YR	09/11/2003	2003-19/73
	26638	R671-520	5YR	09/11/2003	2003-19/73
	26640	R671-522	5YR	09/11/2003	2003-19/74
<u>particulate matter</u>					
Environmental Quality, Air Quality	25764	R307-110	NSC	01/01/2003	Not Printed
	25769	R307-110-10	NSC	01/01/2003	Not Printed
	25761	R307-110-10	NSC	01/01/2003	Not Printed
	25835	R307-110-11	NSC	01/01/2003	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	25883	R307-110-12	NSC	01/01/2003	Not Printed
	25850	R307-110-13	NSC	01/01/2003	Not Printed
	25881	R307-110-17	NSC	01/01/2003	Not Printed
	26403	R307-305	5YR	06/19/2003	2003-14/95
<u>particulates</u>					
Environmental Quality, Air Quality	26404	R307-307	5YR	06/19/2003	2003-14/96
<u>patient rights</u>					
Human Services, Mental Health, State Hospital	26299	R525-2	5YR	05/20/2003	2003-12/72
<u>paving standards</u>					
Public Service Commission, Administration	26145	R746-342	5YR	04/02/2003	2003-9/137
<u>pedestrians</u>					
Transportation, Operations, Traffic and Safety	26510	R920-5	AMD	09/16/2003	2003-/16
<u>peer review</u>					
Commerce, Occupational and Professional Licensing	26297	R156-26a-302a	AMD	07/17/2003	2003-12/37
<u>penalties</u>					
Environmental Quality, Drinking Water	26171	R309-405	AMD	06/17/2003	2003-9/64
<u>per diem allowance</u>					
Administrative Services, Finance	26717	R25-5	5YR	10/22/2003	2003-22/54
	26203	R25-7	5YR	05/01/2003	2003-10/146
	26204	R25-7	AMD	07/01/2003	2003-10/4
<u>performing arts</u>					
Community and Economic Development, Community Development, Fine Arts	26185	R207-1	AMD	09/12/2003	2003-10/20
<u>permit</u>					
Natural Resources, Wildlife Resources	26279	R657-45	AMD	07/02/2003	2003-11/52
	26280	R657-45	5YR	05/14/2003	2003-11/97
<u>permits</u>					
Community and Economic Development, Community Development, History	25787	R212-4	AMD	03/11/2003	2003-1/13
Environmental Quality, Air Quality	26543	R307-401	5YR	08/11/2003	2003-17/86
	26546	R307-406	5YR	08/11/2003	2003-17/88
	26524	R307-413	5YR	08/01/2003	2003-16/52
Natural Resources, Forestry, Fire and State Lands	26645	R652-110	5YR	09/12/2003	2003-19/68
Natural Resources, Wildlife Resources	26277	R657-42	AMD	07/02/2003	2003-11/45
	25723	R657-42	AMD	01/15/2003	2002-24/52
	26278	R657-42	5YR	05/14/2003	2003-11/97
<u>persistently dangerous schools</u>					
Education, Administration	25965	R277-483	NEW	03/07/2003	2003-3/5
<u>personal property</u>					
Tax Commission, Property Tax	26518	R884-24P-26	AMD	09/25/2003	2003-/16
	26572	R884-24P-33	AMD	10/07/2003	2003-17/74

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26044	R884-24P-60	AMD	04/23/2003	2003-5/15
	25917	R884-24P-60	EMR	01/06/2003	2003-3/60
<u>personnel management</u>					
Human Resource Management, Administration	26207	R477-1	AMD	07/01/2003	2003-10/65
	26219	R477-5	AMD	07/01/2003	2003-10/79
	26220	R477-6	AMD	07/01/2003	2003-10/80
	26223	R477-9	NSC	05/01/2003	Not Printed
	26228	R477-13	NSC	05/01/2003	Not Printed
	26229	R477-14	AMD	07/01/2003	2003-10/101
<u>petroleum</u>					
Environmental Quality, Air Quality	26528	R307-327	5YR	08/01/2003	2003-16/51
Environmental Quality, Environmental Response and Remediation	25161	R311-207	CPR	02/04/2003	2003-1/46
<u>physical and mental fitness testing</u>					
Public Safety, Driver License	25645	R708-39	NEW	01/24/2003	2002-23/97
<u>placement</u>					
Natural Resources, Parks and Recreation	26608	R651-401	AMD	11/01/2003	2003-19/49
<u>planning</u>					
Administrative Services, Facilities Construction and Management	25639	R23-3	R&R	01/02/2003	2002-23/3
	25989	R23-3	AMD	03/24/2003	2003-4/4
	25984	R23-7	NSC	02/04/2003	Not Printed
	25988	R23-9	R&R	03/24/2003	2003-4/5
<u>planning-programming-budgeting</u>					
Administrative Services, Facilities Construction and Management	25984	R23-7	NSC	02/04/2003	Not Printed
	25770	R23-7	REP	02/04/2003	2003-1/5
	25640	R23-8	REP	01/02/2003	2002-23/5
<u>pleas</u>					
Pardons (Board Of), Administration	26626	R671-514	5YR	09/11/2003	2003-19/71
<u>PM10</u>					
Environmental Quality, Air Quality	26403	R307-305	5YR	06/19/2003	2003-14/95
<u>police dog training rules</u>					
Public Safety, Peace Officer Standards and Training	26337	R728-505	5YR	06/02/2003	2003-12/78
<u>police training</u>					
Public Safety, Peace Officer Standards and Training	26067	R728-411	5YR	03/04/2003	2003-7/91
<u>position classifications</u>					
Human Resource Management, Administration	26209	R477-3	NSC	05/01/2003	Not Printed
<u>postsecondary proprietary school</u>					
Regents (Board Of), Administration	25712	R765-171	NSC	03/31/2003	Not Printed
	25704	R765-171	REP	03/31/2003	2002-24/55

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>preneed</u>					
Commerce, Occupational and Professional Licensing	26451	R156-9	AMD	09/04/2003	2003-15/6
	26469	R156-58	REP	09/04/2003	2003-15/12
<u>prescriptions</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	25898	R414-63	AMD	04/07/2003	2003-2/12
	25888	R414-63	EMR	01/01/2003	2003-2/56
<u>privacy</u>					
Health, Administration	26161	R380-250	EMR	04/14/2003	2003-9/130
	26162	R380-250	NEW	06/09/2003	2003-9/72
	26160	R495-881	EMR	04/14/2003	2003-9/132
	26196	R495-881	NEW	06/24/2003	2003-10/104
<u>private schools</u>					
Education, Administration	26090	R277-747	5YR	03/12/2003	2003-7/74
<u>private security officers</u>					
Commerce, Occupational and Professional Licensing	26193	R156-63	CPR	08/18/2003	2003-1/14
	26193	R156-63	AMD	08/18/2003	2003-1/10
<u>probable cause</u>					
Pardons (Board Of), Administration	26620	R671-510	5YR	09/11/2003	2003-19/70
<u>procedures</u>					
Public Service Commission, Administration	26418	R746-340	5YR	06/25/2003	2003-14/98
<u>procurement</u>					
Administrative Services, Facilities Construction and Management	25639	R23-3	R&R	01/02/2003	2002-23/3
	25989	R23-3	AMD	03/24/2003	2003-4/4
	25959	R23-21	5YR	01/15/2003	2003-3/64
<u>professional competency</u>					
Education, Administration	26687	R277-106	5YR	10/06/2003	2003-21/94
	26434	R277-508	AMD	08/15/2003	2003-14/9
	26073	R277-508	NSC	04/25/2003	Not Printed
	26188	R277-508	5YR	04/25/2003	2003-10/147
	25925	R277-516	5YR	01/14/2003	2003-3/67
Public Safety, Peace Officer Standards and Training	26067	R728-411	5YR	03/04/2003	2003-7/91
<u>professional counselors</u>					
Commerce, Occupational and Professional Licensing	26284	R156-60c	AMD	07/03/2003	2003-11/7
	26470	R156-60c-302b	NSC	08/01/2003	Not Printed
<u>professional education</u>					
Education, Administration	25926	R277-518	5YR	01/14/2003	2003-3/67
<u>professional employer organization</u>					
Commerce, Occupational and Professional Licensing	26116	R156-59	REP	05/19/2003	2003-8/18

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>professional employer organizations</u>					
Commerce, Occupational and Professional Licensing	25920	R156-59	5YR	01/09/2003	2003-3/66
<u>professional engineers</u>					
Commerce, Occupational and Professional Licensing	25763	R156-22	CPR	04/03/2003	2003-5/27
	25763	R156-22	AMD	04/03/2003	2003-1/10
	25922	R156-22	5YR	01/13/2003	2003-3/65
	25727	R156-22-303	NSC	01/01/2003	Not Printed
<u>professional land surveyors</u>					
Commerce, Occupational and Professional Licensing	25763	R156-22	CPR	04/03/2003	2003-5/27
	25763	R156-22	AMD	04/03/2003	2003-1/10
	25922	R156-22	5YR	01/13/2003	2003-3/65
	25727	R156-22-303	NSC	01/01/2003	Not Printed
<u>professional practices</u>					
Education, Administration	26687	R277-106	5YR	10/06/2003	2003-21/94
<u>program benefits</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	26019	R414-306	5YR	01/31/2003	2003-4/56
<u>programs</u>					
Public Service Commission, Administration	26540	R746-404	5YR	08/08/2003	2003-17/92
<u>promotions</u>					
Agriculture and Food, Marketing and Conservation	26383	R65-2	5YR	06/13/2003	2003-13/62
	26386	R65-5	5YR	06/13/2003	2003-13/62
<u>proof</u>					
Natural Resources, Water Rights	26195	R655-5	5YR	04/29/2003	2003-10/149
<u>property tax</u>					
Tax Commission, Property Tax	26518	R884-24P-26	AMD	09/25/2003	2003-/16
	26572	R884-24P-33	AMD	10/07/2003	2003-17/74
	26044	R884-24P-60	AMD	04/23/2003	2003-5/15
	25917	R884-24P-60	EMR	01/06/2003	2003-3/60
<u>PSD</u>					
Environmental Quality, Air Quality	26545	R307-405	5YR	08/11/2003	2003-17/87
	26201	R307-405-1	NSC	06/01/2003	Not Printed
<u>public assistance</u>					
Workforce Services, Employment Development	26211	R986-900-902	AMD	07/01/2003	2003-10/132
	25574	R986-900-902	AMD	01/01/2003	2002-22/53
	26230	R986-900-902	AMD	09/12/2003	2003-10/133
	26488	R986-900-902	NSC	08/01/2003	Not Printed
<u>public assistance programs</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	26349	R414-307	AMD	09/09/2003	2003-13/48
	26020	R414-307	5YR	01/31/2003	2003-4/56

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26021	R414-308	5YR	01/31/2003	2003-4/57
<u>public buildings</u>					
Administrative Services, Facilities Construction and Management	25639	R23-3	R&R	01/02/2003	2002-23/3
	25989	R23-3	AMD	03/24/2003	2003-4/4
	25955	R23-5	5YR	01/15/2003	2003-3/62
	25956	R23-6	5YR	01/15/2003	2003-3/63
	25984	R23-7	NSC	02/04/2003	Not Printed
	25770	R23-7	REP	02/04/2003	2003-1/5
	25640	R23-8	REP	01/02/2003	2002-23/5
	25957	R23-9	5YR	01/15/2003	2003-3/63
	25962	R23-10	5YR	01/15/2003	2003-3/64
	26115	R23-14	NEW	05/16/2003	2003-8/7
	25959	R23-21	5YR	01/15/2003	2003-3/64
	25960	R23-24	5YR	01/15/2003	2003-3/65
Public Safety, Fire Marshal	26006	R710-4	AMD	03/18/2003	2003-4/28
<u>public education</u>					
Money Management Council, Administration	26493	R628-2	AMD	09/03/2003	2003-15/53
<u>public information</u>					
Human Resource Management, Administration	26208	R477-2	AMD	07/01/2003	2003-10/71
<u>public investments</u>					
Money Management Council, Administration	26493	R628-2	AMD	09/03/2003	2003-15/53
<u>public involvement</u>					
Transportation, Administration	26770	R907-40	5YR	11/04/2003	Not Printed
<u>public meetings</u>					
Natural Resources, Wildlife Resources	26164	R657-39-3	AMD	06/03/2003	2003-9/105
<u>public petitions</u>					
Natural Resources, Forestry, Fire and State Lands	26644	R652-7	5YR	09/12/2003	2003-19/68
<u>public records</u>					
Career Service Review Board, Administration	26397	R137-2	5YR	06/18/2003	2003-14/93
Natural Resources, Parks and Recreation	26041	R651-102-4	NSC	03/01/2003	Not Printed
<u>public schools</u>					
Education, Administration	26341	R277-436	5YR	06/04/2003	2003-13/65
	26593	R277-460	5YR	08/29/2003	2003-18/47
<u>public utilities</u>					
Public Service Commission, Administration	26420	R746-110	5YR	06/25/2003	2003-14/96
	26489	R746-310	AMD	09/15/2003	2003-15/60
	26081	R746-330	5YR	03/10/2003	2003-7/92
	26142	R746-331	5YR	04/02/2003	2003-9/136
	26143	R746-332	5YR	04/02/2003	2003-9/136
	26145	R746-342	5YR	04/02/2003	2003-9/137

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26538	R746-344	5YR	08/08/2003	2003-17/91
	26539	R746-345	5YR	08/08/2003	2003-17/91
	25578	R746-347	NEW	03/10/2003	2002-22/44
	26197	R746-347-5	AMD	06/30/2003	2003-10/116
	26551	R746-360-4	AMD	12/01/2003	2003-17/67
	26146	R746-402	5YR	04/02/2003	2003-9/137
	26540	R746-404	5YR	08/08/2003	2003-17/92
	26147	R746-405	5YR	04/02/2003	2003-9/138
	26541	R746-406	5YR	08/08/2003	2003-17/92
	26647	R746-600	5YR	09/15/2003	2003-19/74
<u>purchasing</u>					
Administrative Services, Purchasing and General Services	26680	R33-6	5YR	10/03/2003	2003-21/92
	26681	R33-7	5YR	10/03/2003	2003-21/92
	26679	R33-9	5YR	10/03/2003	2003-21/93
<u>quarantine</u>					
Agriculture and Food, Plant Industry	26388	R68-14	5YR	06/13/2003	2003-13/64
	26389	R68-16	5YR	06/13/2003	2003-13/64
	26390	R68-17	5YR	06/13/2003	2003-13/65
<u>races</u>					
Transportation, Operations, Traffic and Safety	25905	R920-4	NSC	05/01/2003	Not Printed
<u>RACT</u>					
Environmental Quality, Air Quality	26525	R307-325	5YR	08/01/2003	2003-/16
<u>radiation</u>					
Environmental Quality, Radiation Control	26086	R313-25	AMD	05/09/2003	2003-7/11
<u>radioactive material</u>					
Environmental Quality, Radiation Control	25943	R313-15	5YR	01/14/2003	2003-3/73
	26379	R313-15-208	AMD	08/08/2003	2003-13/6
	26377	R313-15-301	AMD	08/08/2003	2003-13/7
<u>radioactive waste disposal</u>					
Environmental Quality, Radiation Control	26086	R313-25	AMD	05/09/2003	2003-7/11
<u>radioactive waste generator permit</u>					
Environmental Quality, Radiation Control	26270	R313-26	AMD	08/08/2003	2003-11/11
<u>range management</u>					
School and Institutional Trust Lands, Administration	26177	R850-50	AMD	06/03/2003	2003-9/123
<u>rates</u>					
Administrative Services, Finance	26717	R25-5	5YR	10/22/2003	2003-22/54
	26716	R25-8	5YR	10/22/2003	2003-22/54
Public Service Commission, Administration	26647	R746-600	5YR	09/15/2003	2003-19/74
Workforce Services, Workforce Information and Payment Services	26135	R994-303-104	AMD	06/05/2003	2003-8/42
	26355	R994-306	5YR	06/11/2003	2003-13/72

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26358	R994-307	5YR	06/11/2003	2003-13/73
<u>real estate appraisals</u>					
Commerce, Real Estate	26024	R162-105	AMD	04/23/2003	2003-5/4
	26060	R162-106	AMD	04/23/2003	2003-6/3
	26427	R162-106-7	AMD	08/27/2003	2003-14/3
	25981	R162-107	5YR	01/21/2003	2003-4/52
<u>real estate appraisers</u>					
Commerce, Real Estate	26342	R162-104-17	AMD	08/27/2003	2003-13/4
<u>real estate brokers</u>					
Commerce, Real Estate	26494	R162-6-2	NSC	08/01/2003	Not Printed
<u>real estate business</u>					
Commerce, Real Estate	26025	R162-6-1	AMD	06/05/2003	2003-5/2
	25663	R162-8-9	AMD	01/16/2003	2002-24/11
<u>reciprocity</u>					
Environmental Quality, Radiation Control	26074	R313-19-100	AMD	05/09/2003	2003-7/10
<u>reclamation</u>					
Natural Resources, Oil, Gas and Mining; Coal	26452	R645-102	5YR	07/07/2003	2003-15/80
	26262	R645-301-500	NSC	06/01/2003	Not Printed
<u>records</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	26021	R414-308	5YR	01/31/2003	2003-4/57
Human Services, Administration	26160	R495-881	EMR	04/14/2003	2003-9/132
Regents (Board Of), University of Utah, Administration	26394	R805-2	NSC	07/23/2003	Not Printed
	26499	R805-2	5YR	07/23/2003	2003-16/54
<u>records access</u>					
Career Service Review Board, Administration	26397	R137-2	5YR	06/18/2003	2003-14/93
<u>recreation</u>					
Natural Resources, Parks and Recreation	26127	R651-301	AMD	05/19/2003	2003-8/36
	26040	R651-301	5YR	02/13/2003	2003-5/40
Natural Resources, Wildlife Resources	25722	R657-38	AMD	01/15/2003	2002-24/48
<u>recreational vehicles</u>					
Commerce, Administration	26199	R151-14	AMD	06/17/2003	2003-10/9
	25624	R151-14	AMD	01/02/2003	2002-23/6
	25838	R151-14	NSC	02/01/2003	Not Printed
<u>refinery</u>					
Environmental Quality, Air Quality	26526	R307-326	5YR	08/01/2003	2003-1/16
<u>regional advisory councils</u>					
Natural Resources, Wildlife Resources	26164	R657-39-3	AMD	06/03/2003	2003-9/105
<u>regional training</u>					
Public Safety, Peace Officer Standards and Training	26070	R728-504	NSC	07/03/2003	Not Printed

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>regionalization</u> Environmental Quality, Drinking Water	26392	R309-352	5YR	06/16/2003	2003-13/69
<u>registration</u> Regents (Board Of), Administration	25712	R765-171	NSC	03/31/2003	Not Printed
	25704	R765-171	REP	03/31/2003	2002-24/55
<u>rehabilitation</u> Education, Rehabilitation	26234	R280-200	NSC	05/01/2003	Not Printed
Education, Applied Technology Education (Board for), Rehabilitation	26088	R280-200	5YR	03/12/2003	2003-7/75
Education, Rehabilitation	26238	R280-202	NSC	05/01/2003	Not Printed
<u>reimbursements</u> Administrative Services, Finance	26206	R25-6	5YR	05/01/2003	2003-10/146
	26205	R25-6	NSC	06/01/2003	Not Printed
<u>religious activities</u> Tax Commission, Auditing	25924	R865-19S-61	AMD	04/23/2003	2003-3/44
	26523	R865-19S-90	AMD	09/25/2003	2003-/16
	26598	R865-19S-113	AMD	10/29/2003	2003-18/32
<u>religious education</u> Education, Administration	25932	R277-610	5YR	01/14/2003	2003-3/68
<u>relocation benefits</u> Administrative Services, Finance	26206	R25-6	5YR	05/01/2003	2003-10/146
	26205	R25-6	NSC	06/01/2003	Not Printed
<u>reports</u> Education, Administration	26189	R277-484	NEW	06/17/2003	2003-10/24
<u>reptiles</u> Natural Resources, Wildlife Resources	26168	R657-53	NEW	06/03/2003	2003-9/107
<u>residency requirements</u> School and Institutional Trust Lands, Administration	26176	R850-3	AMD	06/03/2003	2003-9/122
<u>respite</u> Human Services, Aging and Adult Services	25557	R510-401	CPR	04/16/2003	2003-5/28
<u>restitution</u> Pardons (Board Of), Administration	26050	R671-403	5YR	02/18/2003	2003-6/18
<u>retirement</u> Human Resource Management, Administration	26227	R477-12	AMD	07/01/2003	2003-10/99
<u>retirement benefits</u> Public Service Commission, Administration	26647	R746-600	5YR	09/15/2003	2003-19/74
<u>revocation</u> Pardons (Board Of), Administration	26631	R671-516	5YR	09/11/2003	2003-19/72
<u>roads</u> Environmental Quality, Air Quality	26404	R307-307	5YR	06/19/2003	2003-14/96

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
Natural Resources, Forestry, Fire and State Lands	26645	R652-110	5YR	09/12/2003	2003-19/68
<u>roofs</u>					
Administrative Services, Facilities Construction and Management	26115	R23-14	NEW	05/16/2003	2003-8/7
<u>ropeways</u>					
Transportation, Operations, Traffic and Safety	26296	R920-50	AMD	08/18/2003	2003-/12
	26295	R920-50-11	EMR	05/16/2003	2003-12/68
<u>rules and procedures</u>					
Education, Rehabilitation	26233	R280-150	NSC	05/01/2003	Not Printed
Health, Epidemiology and Laboratory Services, Epidemiology	26290	R386-702	EMR	05/16/2003	2003-12/66
	26294	R386-702	AMD	08/22/2003	2003-/12
Health, Community and Family Health Services, Immunization	26187	R396-100	5YR	04/24/2003	2003-10/148
Human Resource Management, Administration	26207	R477-1	AMD	07/01/2003	2003-10/65
	26228	R477-13	NSC	05/01/2003	Not Printed
Natural Resources, Wildlife Resources	26273	R657-27	AMD	07/02/2003	2003-11/36
Public Safety, Driver License	26287	R708-2	AMD	08/18/2003	2003-11/53
	26287	R708-2	CPR	08/18/2003	2003-/14
	26775	R708-2	EMR	11/05/2003	Not Printed
Public Safety, Peace Officer Standards and Training	26072	R728-409	EMR	03/07/2003	2003-7/63
	26179	R728-409-3	AMD	06/26/2003	2003-10/113
Public Service Commission, Administration	26420	R746-110	5YR	06/25/2003	2003-14/96
	26419	R746-210	5YR	06/25/2003	2003-14/97
	26421	R746-240	5YR	06/25/2003	2003-14/97
	26143	R746-332	5YR	04/02/2003	2003-9/136
	26145	R746-342	5YR	04/02/2003	2003-9/137
	26538	R746-344	5YR	08/08/2003	2003-17/91
	26539	R746-345	5YR	08/08/2003	2003-17/91
	26146	R746-402	5YR	04/02/2003	2003-9/137
	26540	R746-404	5YR	08/08/2003	2003-17/92
	26147	R746-405	5YR	04/02/2003	2003-9/138
<u>safety</u>					
Environmental Quality, Radiation Control	25943	R313-15	5YR	01/14/2003	2003-3/73
	26379	R313-15-208	AMD	08/08/2003	2003-13/6
	26377	R313-15-301	AMD	08/08/2003	2003-13/7
Labor Commission, Occupational Safety and Health	25940	R614-1-4	NSC	03/01/2003	Not Printed
	26149	R614-1-4	AMD	06/03/2003	2003-9/91
	25941	R614-1-4	AMD	03/04/2003	2003-3/26
Labor Commission, Safety	26148	R616-2-3	AMD	06/03/2003	2003-9/92
	26109	R616-3-3	AMD	05/08/2003	2003-7/53
	26643	R616-3-14	AMD	11/03/2003	2003-19/48
Natural Resources, Parks and Recreation	26173	R651-227	5YR	04/15/2003	2003-9/134

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>safety inspections</u> Public Safety, Highway Patrol	26119	R714-159	NEW	06/26/2003	2003-8/40
<u>safety regulations</u> Transportation, Motor Carrier	26495	R909-19	AMD	09/03/2003	2003-15/63
<u>salaries</u> Human Resource Management, Administration	26220	R477-6	AMD	07/01/2003	2003-10/80
<u>sales tax</u> Tax Commission, Auditing	25924	R865-19S-61	AMD	04/23/2003	2003-3/44
	26523	R865-19S-90	AMD	09/25/2003	2003-1/16
	26598	R865-19S-113	AMD	10/29/2003	2003-18/32
<u>school buses</u> Education, Administration	25928	R277-600	5YR	01/14/2003	2003-3/68
<u>school choice</u> Education, Administration	25965	R277-483	NEW	03/07/2003	2003-3/5
<u>school enrollment</u> Education, Administration	26436	R277-419	AMD	08/15/2003	2003-14/3
<u>school personnel</u> Education, Administration	26434	R277-508	AMD	08/15/2003	2003-14/9
	26073	R277-508	NSC	04/25/2003	Not Printed
	26188	R277-508	5YR	04/25/2003	2003-10/147
	25925	R277-516	5YR	01/14/2003	2003-3/67
<u>school transportation</u> Education, Administration	25928	R277-600	5YR	01/14/2003	2003-3/68
<u>school year</u> Education, Administration	26091	R277-751	5YR	03/12/2003	2003-7/75
<u>school zones</u> Transportation, Operations, Traffic and Safety	26510	R920-5	AMD	09/16/2003	2003-1/16
<u>schools</u> Public Safety, Driver License	26775	R708-2	EMR	11/05/2003	Not Printed
	26287	R708-2	CPR	08/18/2003	2003-1/14
	26287	R708-2	AMD	08/18/2003	2003-11/53
<u>science</u> Education, Administration	26087	R277-717	AMD	05/02/2003	2003-7/7
<u>secure area hearing rooms</u> Regents (Board Of), Administration	25906	R765-254	NEW	05/29/2003	2003-3/42
<u>security</u> Administrative Services, Facilities Construction and Management	26115	R23-14	NEW	05/16/2003	2003-8/7

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>security guards</u>					
Commerce, Occupational and Professional Licensing	26193	R156-63	CPR	08/18/2003	2003-/14
	26193	R156-63	AMD	08/18/2003	2003-/10
<u>self insurance plans</u>					
Labor Commission, Industrial Accidents	26316	R612-3	5YR	05/28/2003	2003-12/76
	26364	R612-3-4	NSC	07/01/2003	Not Printed
<u>seniors</u>					
Human Services, Aging and Adult Services	25552	R510-105	NEW	03/14/2003	2002-22/14
<u>septic tanks</u>					
Environmental Quality, Water Quality	25635	R317-4-3	AMD	01/30/2003	2002-23/21
	25203	R317-4-3	AMD	01/10/2003	2002-18/43
<u>sewage effluent use</u>					
Natural Resources, Water Rights	25550	R655-7	NEW	02/10/2003	2002-22/39
<u>sewage treatment</u>					
Environmental Quality, Water Quality	26183	R317-101	5YR	04/22/2003	2003-10/147
<u>sewerage</u>					
Public Service Commission, Administration	26081	R746-330	5YR	03/10/2003	2003-7/92
<u>sex crimes</u>					
Corrections, Administration	25991	R251-110	AMD	03/21/2003	2003-4/9
<u>skills tests</u>					
Public Safety, Driver License	26288	R708-37	CPR	08/18/2003	2003-/14
	26288	R708-37	AMD	08/18/2003	2003-11/62
<u>small business assistance program</u>					
Environmental Quality, Air Quality	25764	R307-110	NSC	01/01/2003	Not Printed
	25761	R307-110-10	NSC	01/01/2003	Not Printed
	25769	R307-110-10	NSC	01/01/2003	Not Printed
	25835	R307-110-11	NSC	01/01/2003	Not Printed
	25883	R307-110-12	NSC	01/01/2003	Not Printed
	25850	R307-110-13	NSC	01/01/2003	Not Printed
	25881	R307-110-17	NSC	01/01/2003	Not Printed
<u>social services</u>					
Human Services, Administration, Administrative Hearings	26396	R497-100	AMD	09/15/2003	2003-14/25
Human Services, Child and Family Services	26478	R512-200	NEW	09/03/2003	2003-15/36
	26256	R512-200	EMR	05/06/2003	2003-11/78
	26255	R512-201	EMR	05/06/2003	2003-11/80
	26472	R512-201	NEW	09/03/2003	2003-15/38
	26254	R512-202	EMR	05/06/2003	2003-11/82
	26480	R512-202	NEW	09/03/2003	2003-15/40
	26252	R512-300	EMR	05/06/2003	2003-11/84
	26473	R512-300	NEW	09/03/2003	2003-15/42

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26475	R512-301	NEW	09/03/2003	2003-15/44
	26257	R512-305	EMR	05/06/2003	2003-11/91
	26476	R512-305	NEW	09/03/2003	2003-15/49
Human Services, Services for People with Disabilities	26440	R539-1-5	EMR	07/01/2003	2003-14/89
	26508	R539-1-6	EMR	07/28/2003	2003-16/48
	25975	R539-3	AMD	05/05/2003	2003-3/16
	26247	R539-3	NSC	05/29/2003	Not Printed
	26062	R539-3-2	AMD	05/20/2003	2003-6/13
	26248	R539-8-3	NSC	06/01/2003	Not Printed
	25949	R539-8-3	AMD	05/05/2003	2003-3/20
<u>social workers</u>					
Commerce, Occupational and Professional Licensing	25629	R156-60a	AMD	01/02/2003	2002-23/8
	26500	R156-60a	AMD	09/16/2003	2003-/16
<u>solid waste management</u>					
Environmental Quality, Solid and Hazardous Waste	26092	R315-301	5YR	03/14/2003	2003-7/76
	26552	R315-301	AMD	10/15/2003	2003-17/13
	26093	R315-302	5YR	03/14/2003	2003-7/77
	26553	R315-302-2	AMD	10/15/2003	2003-17/19
	26094	R315-303	5YR	03/14/2003	2003-7/78
	26554	R315-303	AMD	10/15/2003	2003-17/21
	26555	R315-305	AMD	10/15/2003	2003-17/24
	26095	R315-305	5YR	03/14/2003	2003-7/79
	26096	R315-306	5YR	03/14/2003	2003-7/79
	26556	R315-306	AMD	10/15/2003	2003-17/27
	26097	R315-307	5YR	03/14/2003	2003-7/80
	26098	R315-308	5YR	03/14/2003	2003-7/81
	26557	R315-309	AMD	10/15/2003	2003-17/29
	26100	R315-309	5YR	03/14/2003	2003-7/81
	26558	R315-310	AMD	10/15/2003	2003-17/36
	26099	R315-310	5YR	03/14/2003	2003-7/82
	26101	R315-311	5YR	03/14/2003	2003-7/83
	26102	R315-312	5YR	03/14/2003	2003-7/84
	26559	R315-312-3	AMD	10/15/2003	2003-17/39
	26103	R315-313	5YR	03/14/2003	2003-7/84
	26104	R315-314	5YR	03/14/2003	2003-7/85
	26561	R315-315	AMD	10/15/2003	2003-17/40
	26105	R315-315	5YR	03/14/2003	2003-7/85
	26560	R315-316	AMD	10/15/2003	2003-17/42
	26106	R315-316	5YR	03/14/2003	2003-7/86
	26107	R315-317	5YR	03/14/2003	2003-7/87
	26108	R315-318	5YR	03/14/2003	2003-7/88
	26562	R315-318	AMD	10/15/2003	2003-17/43
	26563	R315-320	AMD	10/15/2003	2003-17/45

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>solvent</u> Environmental Quality, Air Quality	26535	R307-341	5YR	08/05/2003	2003-17/85
<u>solvent cleaning</u> Environmental Quality, Air Quality	26533	R307-335	5YR	08/05/2003	2003-17/84
<u>source material</u> Environmental Quality, Radiation Control	25882	R313-24-1	NSC	01/01/2003	Not Printed
<u>source material facilities</u> Environmental Quality, Radiation Control	25882	R313-24-1	NSC	01/01/2003	Not Printed
<u>space utilization</u> Administrative Services, Facilities Construction and Management	25771	R23-11	REP	02/04/2003	2003-1/7
	25986	R23-11	NSC	02/04/2003	Not Printed
<u>special fuel</u> Tax Commission, Auditing	26519	R865-4D-23	AMD	09/25/2003	2003-/16
<u>stabilization</u> Environmental Quality, Drinking Water	26503	R309-535	EMR	08/01/2003	2003-/16
	26505	R309-535	AMD	11/01/2003	2003-/16
<u>stack height</u> Environmental Quality, Air Quality	26547	R307-410	5YR	08/11/2003	2003-17/88
<u>state employees</u> Administrative Services, Finance	26717	R25-5	5YR	10/22/2003	2003-22/54
	26203	R25-7	5YR	05/01/2003	2003-10/146
	26204	R25-7	AMD	07/01/2003	2003-10/4
	26716	R25-8	5YR	10/22/2003	2003-22/54
Human Resource Management, Administration	26219	R477-5	AMD	07/01/2003	2003-10/79
<u>state office buildings</u> Administrative Services, Facilities Construction and Management	25984	R23-7	NSC	02/04/2003	Not Printed
	25770	R23-7	REP	02/04/2003	2003-1/5
<u>state planning</u> Administrative Services, Facilities Construction and Management	25770	R23-7	REP	02/04/2003	2003-1/5
<u>state student incentive grants</u> Regents (Board Of), Administration	26155	R765-660	REP	06/30/2003	2003-9/119
<u>state vehicle use</u> Administrative Services, Fleet Operations	25879	R27-3	AMD	05/15/2003	2003-2/5
	26459	R27-3	AMD	09/17/2003	2003-15/4
<u>stickers</u> Natural Resources, Parks and Recreation	26608	R651-401	AMD	11/01/2003	2003-19/49
<u>storage tanks</u> Environmental Quality, Drinking Water	26507	R309-545	EMR	08/01/2003	2003-16/47
	26506	R309-545	AMD	11/01/2003	2003-/16

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>stove</u> Environmental Quality, Air Quality	26360	R307-201	5YR	06/11/2003	2003-13/68
<u>stoves</u> Environmental Quality, Air Quality	26402	R307-302	5YR	06/19/2003	2003-14/95
<u>student competency</u> Education, Administration	25936	R277-702	5YR	01/14/2003	2003-3/70
<u>student financial aid</u> Education, Administration	25938	R277-718	5YR	01/14/2003	2003-3/71
<u>students</u> Education, Administration	25966	R277-485	NEW	03/07/2003	2003-3/7
	25647	R277-611	NEW	01/03/2003	2002-23/12
	25937	R277-709	5YR	01/14/2003	2003-3/70
<u>students at risk</u> Education, Administration	26341	R277-436	5YR	06/04/2003	2003-13/65
<u>substance abuse</u> Human Services, Administration, Administrative Services, Licensing	25660	R501-11	AMD	01/30/2003	2002-24/25
<u>substance abuse prevention</u> Education, Administration	26593	R277-460	5YR	08/29/2003	2003-18/47
<u>suggestions</u> Human Services, Mental Health, State Hospital	26304	R525-7	5YR	05/20/2003	2003-12/74
<u>surface coating</u> Environmental Quality, Air Quality	26534	R307-340	5YR	08/05/2003	2003-17/84
<u>surplus property</u> Administrative Services, Fleet Operations	26771	R28-3	5YR	11/04/2003	Not Printed
<u>surveyors</u> Commerce, Occupational and Professional Licensing	25763	R156-22	CPR	04/03/2003	2003-5/27
	25763	R156-22	AMD	04/03/2003	2003-1/10
	25922	R156-22	5YR	01/13/2003	2003-3/65
	25727	R156-22-303	NSC	01/01/2003	Not Printed
<u>suspensions</u> Natural Resources, Wildlife Resources	26169	R657-26-8	AMD	06/03/2003	2003-9/104
<u>system</u> Public Safety, Fire Marshal	25961	R710-7	AMD	03/06/2003	2003-3/36
<u>systems</u> Public Safety, Fire Marshal	26001	R710-7	AMD	03/18/2003	2003-4/32
<u>tailings</u> Environmental Quality, Radiation Control	25882	R313-24-1	NSC	01/01/2003	Not Printed

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>tariffs</u>					
Public Service Commission, Administration	26147	R746-405	5YR	04/02/2003	2003-9/138
<u>tax exemption</u>					
Environmental Quality, Air Quality	25495	R307-121	AMD	01/09/2003	2002-21/6
<u>tax exemptions</u>					
Tax Commission, Auditing	25924	R865-19S-61	AMD	04/23/2003	2003-3/44
	26523	R865-19S-90	AMD	09/25/2003	2003-/16
	26598	R865-19S-113	AMD	10/29/2003	2003-18/32
<u>tax returns</u>					
Tax Commission, Auditing	26527	R865-9I-3	AMD	09/25/2003	2003-/16
	26522	R865-9I-16	AMD	09/25/2003	2003-/16
	25829	R865-9I-26	AMD	03/11/2003	2003-1/40
	25828	R865-9I-27	AMD	03/11/2003	2003-1/41
	25819	R865-9I-29	AMD	03/11/2003	2003-1/43
	26078	R865-9I-39	AMD	06/10/2003	2003-7/61
	26566	R865-9I-41	AMD	10/07/2003	2003-17/68
	26567	R865-9I-46	AMD	10/07/2003	2003-17/69
	26521	R865-9I-48	AMD	09/25/2003	2003-/16
	26565	R865-9I-49	AMD	10/07/2003	2003-17/70
<u>taxation</u>					
Tax Commission, Administration	26514	R861-1A-16	AMD	09/25/2003	2003-/16
	25823	R861-1A-20	AMD	03/11/2003	2003-1/39
	26517	R861-1A-21	AMD	09/25/2003	2003-/16
Tax Commission, Auditing	26519	R865-4D-23	AMD	09/25/2003	2003-/16
	25826	R865-9I-28	AMD	03/11/2003	2003-1/42
	26601	R865-13G-16	AMD	10/29/2003	2003-18/31
Tax Commission, Motor Vehicle Enforcement	26564	R877-23V-19	AMD	10/07/2003	2003-17/71
Tax Commission, Property Tax	26518	R884-24P-26	AMD	09/25/2003	2003-/16
	26572	R884-24P-33	AMD	10/07/2003	2003-17/74
	26044	R884-24P-60	AMD	04/23/2003	2003-5/15
	25917	R884-24P-60	EMR	01/06/2003	2003-3/60
<u>taxes</u>					
Insurance, Administration	26131	R590-157	CPR	10/23/2003	2003-16/44
	26131	R590-157	AMD	10/23/2003	2003-8/32
<u>teacher certification</u>					
Education, Administration	25926	R277-518	5YR	01/14/2003	2003-3/67
	26032	R686-100	5YR	02/07/2003	2003-5/41
<u>teachers</u>					
Education, Administration	26434	R277-508	AMD	08/15/2003	2003-14/9
	26188	R277-508	5YR	04/25/2003	2003-10/147
	26073	R277-508	NSC	04/25/2003	Not Printed
	26568	R686-101	5YR	08/15/2003	2003-17/90

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26569	R686-102	5YR	08/15/2003	2003-17/90
<u>telecommunications</u>					
Public Service Commission, Administration	26421	R746-240	5YR	06/25/2003	2003-14/97
	26418	R746-340	5YR	06/25/2003	2003-14/98
	26145	R746-342	5YR	04/02/2003	2003-9/137
	26538	R746-344	5YR	08/08/2003	2003-17/91
	26539	R746-345	5YR	08/08/2003	2003-17/91
	25578	R746-347	NEW	03/10/2003	2002-22/44
	26197	R746-347-5	AMD	06/30/2003	2003-10/116
	26551	R746-360-4	AMD	12/01/2003	2003-17/67
<u>telecommuting</u>					
Human Resource Management, Administration	26222	R477-8	AMD	07/01/2003	2003-10/91
<u>telemarketer</u>					
Commerce, Consumer Protection	25724	R152-25a	NEW	01/15/2003	2002-24/9
<u>telemarketing</u>					
Commerce, Consumer Protection	25724	R152-25a	NEW	01/15/2003	2002-24/9
<u>telephone utility regulation</u>					
Public Service Commission, Administration	26418	R746-340	5YR	06/25/2003	2003-14/98
	26539	R746-345	5YR	08/08/2003	2003-17/91
<u>telephones</u>					
Public Service Commission, Administration	26421	R746-240	5YR	06/25/2003	2003-14/97
<u>terms of office</u>					
Natural Resources, Wildlife Resources	26164	R657-39-3	AMD	06/03/2003	2003-9/105
<u>timeliness</u>					
Pardons (Board Of), Administration	26629	R671-515	5YR	09/11/2003	2003-19/71
<u>towing</u>					
Transportation, Motor Carrier	26495	R909-19	AMD	09/03/2003	2003-15/63
<u>traffic safety</u>					
Transportation, Operations, Traffic and Safety	26510	R920-5	AMD	09/16/2003	2003-/16
<u>training programs</u>					
Human Resource Management, Administration	26224	R477-10	AMD	07/01/2003	2003-10/95
	26416	R982-401	NSC	08/28/2003	Not Printed
	26411	R982-401	REP	08/28/2003	2003-14/40
	26412	R982-501	REP	08/28/2003	2003-14/47
	26417	R982-501	NSC	08/28/2003	Not Printed
Workforce Services, Workforce Information and Payment Services	26308	R994-600	5YR	05/23/2003	2003-12/80
	26413	R994-600	REP	08/28/2003	2003-14/50
<u>tramway permits</u>					
Transportation, Operations, Traffic and Safety	26296	R920-50	AMD	08/18/2003	2003-/12

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26295	R920-50-11	EMR	05/16/2003	2003-12/68
<u>tramways</u>					
Transportation, Operations, Traffic and Safety	26296	R920-50	AMD	08/18/2003	2003-/12
	26295	R920-50-11	EMR	05/16/2003	2003-12/68
<u>transportation</u>					
Administrative Services, Finance	26203	R25-7	5YR	05/01/2003	2003-10/146
	26204	R25-7	AMD	07/01/2003	2003-10/4
Environmental Quality, Radiation Control	26074	R313-19-100	AMD	05/09/2003	2003-7/10
Human Services, Aging and Adult Services	25552	R510-105	NEW	03/14/2003	2002-22/14
Transportation, Administration	26770	R907-40	5YR	11/04/2003	Not Printed
Transportation, Operations, Maintenance	26184	R918-4	NEW	07/10/2003	2003-10/117
Transportation, Operations, Traffic and Safety	26510	R920-5	AMD	09/16/2003	2003-/16
Transportation, Preconstruction	26501	R930-6	AMD	09/16/2003	2003-/16
<u>transportation law</u>					
Administrative Services, Facilities Construction and Management	26117	R23-13	5YR	03/25/2003	2003-8/44
<u>transportation safety</u>					
Transportation, Operations, Traffic and Safety	26296	R920-50	AMD	08/18/2003	2003-/12
	26295	R920-50-11	EMR	05/16/2003	2003-12/68
<u>trespass</u>					
Natural Resources, Parks and Recreation	26738	R651-620	5YR	10/23/2003	2003-22/66
<u>trucking industries</u>					
Tax Commission, Auditing	25826	R865-9I-28	AMD	03/11/2003	2003-1/42
<u>trucks</u>					
Transportation, Motor Carrier	26495	R909-19	AMD	09/03/2003	2003-15/63
<u>trusts</u>					
Financial Institutions, Administration	26583	R331-21	5YR	08/27/2003	2003-18/48
<u>undercover identification</u>					
Public Safety, Criminal Investigations and Technical Services, Criminal Identification	25998	R722-320	5YR	01/28/2003	2003-4/60
<u>underground injection control</u>					
Environmental Quality, Water Quality	25631	R317-7-13	AMD	01/30/2003	2002-23/32
<u>underground storage tanks</u>					
Environmental Quality, Environmental Response and Remediation	25161	R311-207	CPR	02/04/2003	2003-1/46
<u>unemployed workers</u>					
Workforce Services, Administration	26411	R982-401	REP	08/28/2003	2003-14/40
	26416	R982-401	NSC	08/28/2003	Not Printed
	26417	R982-501	NSC	08/28/2003	Not Printed
	26412	R982-501	REP	08/28/2003	2003-14/47
Workforce Services, Workforce Information and Payment Services	26308	R994-600	5YR	05/23/2003	2003-12/80
	26413	R994-600	REP	08/28/2003	2003-14/50

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>unemployment</u>					
Workforce Services, Administration	26416	R982-401	NSC	08/28/2003	Not Printed
	26411	R982-401	REP	08/28/2003	2003-14/40
	26412	R982-501	REP	08/28/2003	2003-14/47
	26417	R982-501	NSC	08/28/2003	Not Printed
Workforce Services, Workforce Information and Payment Services	26308	R994-600	5YR	05/23/2003	2003-12/80
	26413	R994-600	REP	08/28/2003	2003-14/50
<u>unemployment compensation</u>					
Workforce Services, Workforce Information and Payment Services	26306	R994-201	5YR	05/23/2003	2003-12/78
	26309	R994-202	5YR	05/23/2003	2003-12/79
	26307	R994-208	5YR	05/23/2003	2003-12/79
	26135	R994-303-104	AMD	06/05/2003	2003-8/42
	26355	R994-306	5YR	06/11/2003	2003-13/72
	26358	R994-307	5YR	06/11/2003	2003-13/73
	25946	R994-406-311	AMD	03/04/2003	2003-3/46
	25947	R994-406-315	AMD	03/04/2003	2003-3/48
	26356	R994-508	5YR	06/11/2003	2003-13/74
<u>units</u>					
Environmental Quality, Radiation Control	25785	R313-12-3	AMD	03/14/2003	2003-1/22
<u>universal service</u>					
Public Service Commission, Administration	26551	R746-360-4	AMD	12/01/2003	2003-17/67
<u>uranium mills</u>					
Environmental Quality, Radiation Control	25882	R313-24-1	NSC	01/01/2003	Not Printed
<u>used oil</u>					
Environmental Quality, Solid and Hazardous Waste	26064	R315-15	5YR	03/03/2003	2003-7/76
<u>utilities</u>					
Transportation, Preconstruction	26501	R930-6	AMD	09/16/2003	2003-/16
<u>utility regulation</u>					
Public Service Commission, Administration	26489	R746-310	AMD	09/15/2003	2003-15/60
	26147	R746-405	5YR	04/02/2003	2003-9/138
<u>vacation</u>					
Human Resource Management, Administration	26221	R477-7	AMD	07/01/2003	2003-10/80
<u>vaccinations</u>					
Health, Health Systems Improvement, Licensing	26125	R432-40	NSC	04/01/2003	Not Printed
<u>variances</u>					
Environmental Quality, Air Quality	26354	R307-102	5YR	06/11/2003	2003-13/67
<u>veterinary medicine</u>					
Commerce, Occupational and Professional Licensing	26150	R156-28	AMD	06/03/2003	2003-9/3

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>viatical</u> Insurance, Administration	26194	R590-222	NEW	06/24/2003	2003-10/105
<u>viaticals</u> Insurance, Administration	26410	R590-222-14	NSC	07/01/2003	Not Printed
<u>victim compensation</u> Crime Victim Reparations, Administration	26381	R270-1	AMD	08/01/2003	2003-13/5
<u>victims of crime</u> Crime Victim Reparations, Administration	26381	R270-1	AMD	08/01/2003	2003-13/5
<u>violations</u> Natural Resources, Wildlife Resources	26169	R657-26-8	AMD	06/03/2003	2003-9/104
<u>visibility</u> Environmental Quality, Air Quality	26546	R307-406	5YR	08/11/2003	2003-17/88
<u>visitors</u> Human Services, Mental Health, State Hospital	26302	R525-4	5YR	05/20/2003	2003-12/73
<u>vocational education</u> Education, Administration	25926	R277-518	5YR	01/14/2003	2003-3/67
Education, Rehabilitation	26234	R280-200	NSC	05/01/2003	Not Printed
Education, Applied Technology Education (Board for), Rehabilitation	26088	R280-200	5YR	03/12/2003	2003-7/75
<u>wages</u> Workforce Services, Workforce Information and Payment Services	26307	R994-208	5YR	05/23/2003	2003-12/79
<u>warrants</u> Pardons (Board Of), Administration	26620	R671-510	5YR	09/11/2003	2003-19/70
	26628	R671-512	5YR	09/11/2003	2003-19/70
	26625	R671-513	5YR	09/11/2003	2003-19/70
<u>waste disposal</u> Environmental Quality, Radiation Control	25943	R313-15	5YR	01/14/2003	2003-3/73
	26379	R313-15-208	AMD	08/08/2003	2003-13/6
	26377	R313-15-301	AMD	08/08/2003	2003-13/7
Environmental Quality, Solid and Hazardous Waste	26552	R315-301	AMD	10/15/2003	2003-17/13
	26092	R315-301	5YR	03/14/2003	2003-7/76
	26553	R315-302-2	AMD	10/15/2003	2003-17/19
	26094	R315-303	5YR	03/14/2003	2003-7/78
	26554	R315-303	AMD	10/15/2003	2003-17/21
	26555	R315-305	AMD	10/15/2003	2003-17/24
	26095	R315-305	5YR	03/14/2003	2003-7/79
	26096	R315-306	5YR	03/14/2003	2003-7/79
	26556	R315-306	AMD	10/15/2003	2003-17/27
	26097	R315-307	5YR	03/14/2003	2003-7/80
	26098	R315-308	5YR	03/14/2003	2003-7/81
	26557	R315-309	AMD	10/15/2003	2003-17/29

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26100	R315-309	5YR	03/14/2003	2003-7/81
	26558	R315-310	AMD	10/15/2003	2003-17/36
	26099	R315-310	5YR	03/14/2003	2003-7/82
	26101	R315-311	5YR	03/14/2003	2003-7/83
	26102	R315-312	5YR	03/14/2003	2003-7/84
	26559	R315-312-3	AMD	10/15/2003	2003-17/39
	26104	R315-314	5YR	03/14/2003	2003-7/85
	26561	R315-315	AMD	10/15/2003	2003-17/40
	26105	R315-315	5YR	03/14/2003	2003-7/85
	26560	R315-316	AMD	10/15/2003	2003-17/42
	26106	R315-316	5YR	03/14/2003	2003-7/86
	26107	R315-317	5YR	03/14/2003	2003-7/87
	26108	R315-318	5YR	03/14/2003	2003-7/88
	26562	R315-318	AMD	10/15/2003	2003-17/43
	26563	R315-320	AMD	10/15/2003	2003-17/45
Environmental Quality, Water Quality	25636	R317-1	AMD	01/30/2003	2002-23/17
	26579	R317-1-4	AMD	11/12/2003	2003-18/20
<u>waste management</u>					
Environmental Quality, Solid and Hazardous Waste	26093	R315-302	5YR	03/14/2003	2003-7/77
<u>waste oil</u>					
Environmental Quality, Air Quality	26524	R307-413	5YR	08/01/2003	2003-16/52
<u>waste water</u>					
Environmental Quality, Water Quality	25203	R317-4-3	AMD	01/10/2003	2002-18/43
	25635	R317-4-3	AMD	01/30/2003	2002-23/21
	25637	R317-11	AMD	01/30/2003	2002-23/80
<u>wastewater</u>					
Environmental Quality, Water Quality	26183	R317-101	5YR	04/22/2003	2003-10/147
<u>wastewater treatment</u>					
Environmental Quality, Water Quality	25638	R317-10	AMD	01/30/2003	2002-23/78
<u>water</u>					
Public Service Commission, Administration	26081	R746-330	5YR	03/10/2003	2003-7/92
	26142	R746-331	5YR	04/02/2003	2003-9/136
	26143	R746-332	5YR	04/02/2003	2003-9/136
<u>water pollution</u>					
Environmental Quality, Water Quality	25636	R317-1	AMD	01/30/2003	2002-23/17
	26579	R317-1-4	AMD	11/12/2003	2003-18/20
	25634	R317-8	AMD	01/30/2003	2002-23/33
	25633	R317-9	NEW	02/05/2003	2002-23/74
	25638	R317-10	AMD	01/30/2003	2002-23/78
<u>water quality</u>					
Environmental Quality, Water Quality	25632	R317-6-6	AMD	01/30/2003	2002-23/25
	25631	R317-7-13	AMD	01/30/2003	2002-23/32

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	26183	R317-101	5YR	04/22/2003	2003-10/147
Public Service Commission, Administration	26081	R746-330	5YR	03/10/2003	2003-7/92
<u>water rights</u>					
Natural Resources, Water Rights	26195	R655-5	5YR	04/29/2003	2003-10/149
<u>waterfowl</u>					
Natural Resources, Wildlife Resources	26570	R657-9	AMD	10/02/2003	2003-17/53
<u>weapons</u>					
Human Services, Mental Health, State Hospital	26516	R525-6	5YR	07/30/2003	2003-16/53
<u>weed control</u>					
Agriculture and Food, Plant Industry	26387	R68-9	5YR	06/13/2003	2003-13/63
<u>welfare</u>					
Human Services, Recovery Services	25977	R527-3	AMD	03/19/2003	2003-4/26
<u>wildlife</u>					
Natural Resources, Wildlife Resources	26167	R657-3	5YR	04/15/2003	2003-9/135
	26166	R657-3	AMD	06/03/2003	2003-9/94
	26241	R657-5	AMD	06/17/2003	2003-10/111
	25720	R657-5	AMD	01/15/2003	2002-24/29
	26689	R657-5-13	EMR	10/06/2003	2003-21/90
	26165	R657-5-70	AMD	06/03/2003	2003-9/103
	26570	R657-9	AMD	10/02/2003	2003-17/53
	26571	R657-10	AMD	10/02/2003	2003-17/57
	26575	R657-11	AMD	10/02/2003	2003-17/58
	25360	R657-13	AMD	01/01/2003	2002-20/92
	25721	R657-17	AMD	01/15/2003	2002-24/46
	26576	R657-19	5YR	08/15/2003	2003-17/89
	26573	R657-19	AMD	10/02/2003	2003-17/63
	25890	R657-23	AMD	02/16/2003	2003-2/41
	26169	R657-26-8	AMD	06/03/2003	2003-9/104
	26273	R657-27	AMD	07/02/2003	2003-11/36
	25892	R657-33	AMD	02/16/2003	2003-2/43
	26056	R657-33-6	AMD	04/15/2003	2003-6/15
	26274	R657-34	5YR	05/14/2003	2003-11/95
	26272	R657-34	AMD	07/02/2003	2003-11/41
	26275	R657-37	5YR	05/14/2003	2003-11/96
	26271	R657-37	AMD	07/02/2003	2003-11/42
	25722	R657-38	AMD	01/15/2003	2002-24/48
	26278	R657-42	5YR	05/14/2003	2003-11/97
	25723	R657-42	AMD	01/15/2003	2002-24/52
	26277	R657-42	AMD	07/02/2003	2003-11/45
	26276	R657-44	AMD	07/02/2003	2003-11/46
	25894	R657-44	R&R	02/16/2003	2003-2/46
	26168	R657-53	NEW	06/03/2003	2003-9/107

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
<u>wildlife conservation</u>					
Natural Resources, Wildlife Resources	25722	R657-38	AMD	01/15/2003	2002-24/48
<u>wildlife law</u>					
Natural Resources, Wildlife Resources	26575	R657-11	AMD	10/02/2003	2003-17/58
	25360	R657-13	AMD	01/01/2003	2002-20/92
	26273	R657-27	AMD	07/02/2003	2003-11/36
<u>woodburning</u>					
Environmental Quality, Air Quality	26360	R307-201	5YR	06/11/2003	2003-13/68
	26402	R307-302	5YR	06/19/2003	2003-14/95
<u>workers' compensation</u>					
Labor Commission, Industrial Accidents	26315	R612-2	5YR	05/28/2003	2003-12/75
	26286	R612-2-5	AMD	07/02/2003	2003-11/35
	26405	R612-2-22	EMR	06/20/2003	2003-14/90
	26366	R612-2-24	NSC	07/01/2003	Not Printed
	26363	R612-2-26	NSC	07/01/2003	Not Printed
	26316	R612-3	5YR	05/28/2003	2003-12/76
	26364	R612-3-4	NSC	07/01/2003	Not Printed
	26317	R612-5	5YR	05/28/2003	2003-12/76
	26365	R612-5-4	NSC	07/01/2003	Not Printed
	26314	R612-7	5YR	05/28/2003	2003-12/77
<u>working toward employment</u>					
Workforce Services, Employment Development	26216	R986-400	AMD	07/01/2003	2003-10/127
	25827	R986-400-404	AMD	02/06/2003	2003-1/43
<u>x-ray</u>					
Environmental Quality, Radiation Control	25786	R313-28	AMD	03/14/2003	2003-1/27
<u>youth</u>					
Human Services, Administration, Administrative Services, Licensing	25978	R501-8	NSC	03/01/2003	Not Printed
	25707	R501-8	AMD	01/17/2003	2002-24/19
	26065	R501-8-19	NSC	04/01/2003	Not Printed
	26055	R501-16	5YR	02/26/2003	2003-6/17
	25703	R501-16	NSC	02/26/2003	Not Printed
<u>zoning</u>					
Administrative Services, Facilities Construction and Management	25957	R23-9	5YR	01/15/2003	2003-3/63
	25988	R23-9	R&R	03/24/2003	2003-4/5
<u>zoological animals</u>					
Natural Resources, Wildlife Resources	26166	R657-3	AMD	06/03/2003	2003-9/94
	26167	R657-3	5YR	04/15/2003	2003-9/135