

UTAH STATE BULLETIN

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
Filed November 16, 2005, 12:00 a.m. through December 1, 2005, 11:59 p.m.

Number 2005-24
December 15, 2005

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

Unless otherwise noted, all information presented in this publication is in the Public domain and may be reproduced, reprinted, and redistributed as desired. Materials incorporated by reference retain the copyright asserted by their respective authors. 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. NOTICES OF PROPOSED RULES

Administrative Services

Finance

| | |
|--|---|
| No. 28384 (Amendment): R25-5. Payment of Per Diem to Boards..... | 2 |
|--|---|

Commerce

Occupational and Professional Licensing

| | |
|---|---|
| No. 28365 (Amendment): R156-31b. Nurse Practice Act Rules | 3 |
|---|---|

Health

Health Systems Improvement, Licensing

| | |
|---|---|
| No. 28383 (Amendment): R432-100-4. Hospital Swing-Bed and Transitional Care Units | 7 |
|---|---|

Human Services

Juvenile Justice Services

| | |
|---|---|
| No. 28378 (Amendment): R547-13. Guidelines for Admission to Secure Youth Detention Facilities Review | 8 |
|---|---|

Natural Resources

Wildlife Resources

| | |
|--|----|
| No. 28379 (Amendment): R657-5. Taking Big Game | 11 |
| No. 28382 (Amendment): R657-17. Lifetime Hunting and Fishing License | 17 |
| No. 28377 (Amendment): R657-23. Utah Hunter Education Program | 19 |
| No. 28371 (Amendment): R657-38. Dedicated Hunter Program | 22 |
| No. 28376 (Amendment): R657-42. Fees, Exchanges, Surrenders, Refunds and Reallocation of Wildlife Documents | 27 |

Transportation

Preconstruction

| | |
|---|----|
| No. 28360 (Amendment): R930-6. Manual of Accommodation of Utility Facilities and the Control and Protection of State Highway Rights-of-Way | 31 |
|---|----|

2. NOTICES OF CHANGES IN PROPOSED RULES

Health

Health Systems Improvement, Child Care Licensing

| | |
|---|----|
| No. 28245: R430-2. General Licensing Provisions, Child Care Facilities | 33 |
| No. 28246: R430-3. General Child Care Facility Rules Inspection and Enforcement | 35 |
| No. 28248: R430-4. General Certificate Provisions | 37 |
| No. 28249: R430-6. Background Screening | 41 |

TABLE OF CONTENTS

Insurance

Administration

No. 28117 (Second): R590-85. Individual Accident and Health Insurance and Individual and Group Medicare Supplement Rates44

No. 28267: R590-98. Unfair Practice in Payment of Life Insurance and Annuity Policy Values46

Public Service Commission

Administration

No. 28139: R746-345. Pole Attachments for Cable Television Companies.....47

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

Education

Administration

No. 28372: R277-100. Rulemaking Policy52

No. 28373: R277-477. Distribution of Funds from the School Trust Lands Account and Implementation of the School LAND Trust Program.....52

No. 28374: R277-616. Education for Homeless and Emancipated Students and State Funding for Homeless and Economically Disadvantaged Ethnic Minority Students53

No. 28375: R277-711. Educational Programs for Gifted and Talented Students53

Environmental Quality

Water Quality

No. 28381: R317-102. Utah Wastewater State Revolving Fund (SRF) Program54

Health

Health Care Financing, Coverage and Reimbursement Policy

No. 28370: R414-40. Nursing Service54

No. 28369: R414-59. Audiology-Hearing Services55

Natural Resources

Wildlife Resources

No. 28364: R657-5. Taking Big Game55

No. 28363: R657-17. Lifetime Hunting and Fishing License.....56

No. 28367: R657-38. Dedicated Hunter Program.....56

No. 28366: R657-41. Conservation and Sportsman Permits.....57

4. NOTICES OF RULE EFFECTIVE DATES.....59

5. RULES INDEX.....60

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 November 16, 2005, 12:00 a.m., and December 1, 2005, 11:59 p.m. are included in this, the December 15, 2005, 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 January 17, 2006. 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 April 14, 2006, 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, Finance

R25-5

Payment of Per Diem to Boards

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 28384

FILED: 12/01/2005, 08:21

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This proposed change recognizes differences between an independent corporation's board of directors and members of policy boards, advisory boards, councils, and committees. It allows members of independent corporation boards to receive per diem at rates exceeding those established for other board members.

SUMMARY OF THE RULE OR CHANGE: The change allows members of independent corporation boards to receive per diem at rates exceeding established rates for members of other "boards," as defined in the rule.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 63A-3-106

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** If independent corporations that receive partial or complete funding from the state choose to increase the per diem paid to their boards, and if they choose to pay the increased per diem from state funds, it could increase funding requests for those corporations. We cannot anticipate the aggregate cost to the state budget for the following reasons: 1) because the rule change does not mandate that independent corporations receiving state funds increase the per diem paid to their board members, we do not know how many will choose to do so; 2) if an independent corporation that receives state funds does choose to increase the per diem paid to their board members, we do not know what amount they will choose to pay; 3) if an independent corporation that receives state funds chooses to increase the per diem paid to their board members, we do not know whether they will use state funds to pay the increased per diem or if they will fund the increase from other sources; and 4) if an independent corporation that receives state funds chooses to increase the per diem, we do not know how many board members might receive the additional amount.

❖ **LOCAL GOVERNMENTS:** This rule applies only to independent corporations and, therefore, will have no impact on local government.

❖ **OTHER PERSONS:** We cannot anticipate the aggregate cost to independent corporations for the following reasons: 1) because the rule change does not mandate that independent corporations increase the per diem paid to their board members, we do not know how many will choose to do so; 2) if an independent corporation does choose to increase the per diem paid to their board members, we do not know what amount they will choose to pay; and 3) we do not know how

many board members might receive additional per diem if an independent corporation chooses to increase the amount.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The rule change does not require independent corporations to increase the per diem they pay to board members. However, if a corporation chooses to pay additional per diem, then the compliance costs would be the increased amount of per diem multiplied by the number of board members who receive the additional per diem.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Changes to the rule may result in increased costs for board of directors members of applicable independent corporations subject to Title 63E, Chapter 2. Additional costs are likely to be minimal and should not result in a noticeable increase in any rates or fees charged to customers, including any business customers. D'Arcy Dixon Pignaneli, Executive Director

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

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: John Reidhead, Director

R25. Administrative Services, Finance.

R25-5. Payment of Per Diem to Boards.

R25-5-1. Purpose.

The purpose of this rule is to establish the procedures for payment of per diem to policy boards, advisory boards, councils, or committees within state government.

R25-5-2. Authority.

This rule is established pursuant to Section 63A-3-106, which authorizes the Director of Finance to establish per diem rates.

R25-5-3. Definitions.

- (1) "Boards" means policy boards, advisory boards, councils, or committees within state government.
- (2) "Finance" means the Division of Finance.
- (3) "Per diem" means an allowance paid daily.
- (4) "Rate" means an amount of money.

(5) "Independent Corporation Board" means the board of directors of any independent corporation subject to Section 63E Chapter 2 that is subject to this rule by its authorizing statute.

R25-5-4. Rates.

(1) Each member of a board within state government shall receive \$60 per diem for each official meeting attended that lasts up to four hours and \$90 per diem for each official meeting that is longer than four hours.

(2) Travel expenses shall also be paid to board members in accordance with Rule R25-7.

(3) Members may decline to receive per diem and/or travel expenses for their services.

(4) Upon approval by Finance, members of an independent corporation board may receive per diem, at rates exceeding those established in Subsection R25-5-4(1), for each meeting attended as part of their official duties and for reasonable preparation associated with meetings of the full board or the board's subcommittees.

R25-5-5. Rates for State Employees.

(1) Full-time state employees serving on boards may not be eligible for per diem at board meetings held during normal working hours. State employee board members attending meetings held at a time other than normal working hours shall receive \$60 per diem for each official meeting attended that lasts up to four hours and \$90 per diem for each official meeting that is longer than four hours.

(2) Travel expenses shall also be paid to state employees serving on boards in accordance with Rule R25-7.

R25-5-6. Payment of Per Diem.

All board members are paid their per diem through the payroll system in order to calculate and withhold the appropriate taxes.

**KEY: per diem allowance, rates, state employees, boards[²]
[July 13, 1999] January 18, 2006
Notice of Continuation October 22, 2003
63A-3-106**

◆ ————— ◆

Commerce, Occupational and Professional Licensing **R156-31b** Nurse Practice Act Rules

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28365

FILED: 11/21/2005, 14:38

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The Division and the Board of Nursing are proposing amendments to address concerns and issues presented by the Division of Substance Abuse and Mental Health, Senators, school nurses, and members of the public.

SUMMARY OF THE RULE OR CHANGE: In Section R156-31b-102, adds mental health therapists to the list of health care

professionals who may direct a licensed practical nurse (LPN).

This is in response to a proposed rule change by the Division of Substance Abuse and Mental Health to train and certify LPNs to be certified case managers. Also adds naturopathic physicians to the list. In Section R156-31b-302c, recognizes the certification examination required of certified nurse midwives (CNM) for licensure as an advanced practice registered nurse (APRN), thus allowing a CNM to be dual licensed as an APRN and hence be eligible to receive insurance reimbursement for well women health care. Also corrects a subsection numbering error. In Section R156-31b-306, clarifies the requirements for reactivation, reinstatement or relicensure, making the requirements the same and mandating completion of an approved nursing education program for an individual who has not practiced as a nurse for more than 15 years. In Section R156-31b-401, limits the number of times an individual can apply for relicensure following the surrender or revocation of a license. In Section R156-31b-502, provides that a nurse who trains/delegates the administration of glucagon in the school setting to an unlicensed person has not engaged in unprofessional conduct. In Section R156-31b-701, allows a nurse to delegate the administration of glucagon in an emergency situation by an unlicensed individual.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 58-31b-101 and Subsections 58-1-106(1)(a) and 58-1-202(1)(a)

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** The Division of Occupational and Professional Licensing (DOPL) will incur costs of approximately \$50 to reprint the rule once the proposed amendments are made effective. Any costs incurred will be absorbed in the Division's current budget. The Division of Substance Abuse and Mental Health may incur the costs of certifying licensed practical nurses (LPNs) to work as certified case managers; however, there may also be a savings to the Division of Substance Abuse and Mental Health by utilizing this level of provider to provide case management activities. DOPL is unable to determine either the costs or savings applicable to the Division of Substance Abuse and Mental Health as a result of the proposed amendments which affect their agency.

❖ **LOCAL GOVERNMENTS:** School boards would possibly see a savings if unlicensed individuals are prepared to administer glucagon in an emergency and not relying on licensed individuals to be readily available to respond to this type of an emergency. DOPL is unable to determine an exact amount of savings as it could vary between all local school boards.

❖ **OTHER PERSONS:** Dual licensure as a certified nurse midwife (CNM) and advanced practice registered nurse (APRN) will allow individuals to be eligible for insurance reimbursement (as an APRN) while sustaining the same type of CNM practice (well woman's health care). This may also increase the availability and access to providers of women's health care. CNMs desiring the dual licensure will incur the additional application cost of \$100 and a biennial renewal fee of \$68. Also, the requirement to complete a new approved nursing education program after 15 or more years of not practicing could cost an individual anywhere from \$1,500 - \$20,000

depending on the type of program and the school. Additionally, the limitation on the number of times an individual may reapply for licensure following disciplinary action could force a person with a significant disciplinary history to leave the nursing profession and become employed in a less paying occupation, thus having a direct impact on the person's ability to obtain employment. However, DOPL would see a savings in the time it takes to review applications, hold disciplinary hearings, monitor probation, and respond to appeals.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Dual licensure as a CNM and an APRN will allow individuals to be eligible for insurance reimbursement (as an APRN) while sustaining the same type of CNM practice (well woman's health care). This may also increase the availability and access to providers of women's health care. CNMs desiring the dual licensure will incur the additional application cost of \$100 and a biennial renewal fee of \$68. Also, the requirement to complete a new approved nursing education program after 15 or more years of not practicing could cost an individual anywhere from \$1,500 - \$20,000 depending on the type of program and the school. Additionally, the limitation on the number of times an individual may reapply for licensure following disciplinary action could force a person with a significant disciplinary history to leave the nursing profession and become employed in a less paying occupation, thus having a direct impact on the person's ability to obtain employment. However, DOPL would see a savings in the time it takes to review applications, hold disciplinary hearings, monitor probation, and respond to appeals.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule filing makes various substantive amendments as summarized in the rule filing summary. The summary also indicates the various costs incurred and savings to the state, local governments, and regulated industry. No additional fiscal impact to businesses is foreseen as a result of this filing. Francine A. Giani, 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:

Laura Poe at the above address, by phone at 801-530-6789, by FAX at 801-530-6511, or by Internet E-mail at lpoe@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 01/17/2006

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 12/16/2005 at 11:00 AM, Heber Wells Bldg, 160 E 300 S, Conference Room 4B (fourth floor), Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: J. Craig Jackson, Director

**R156. Commerce, Occupational and Professional Licensing.
R156-31b. Nurse Practice Act Rules.**

R156-31b-102. Definitions.

In addition to the definitions in Title 58, Chapters 1 and 31b, as defined or used in these rules:

(1) "Absolute discharge", as used in Subsection 58-31b-302(5)(b), means the completion of criminal probation or parole.

(2) "Affiliated with an institution of higher education", as used in Subsection 58-31b-601(1), means the general and science education courses required as part of a nursing education program are provided by an educational institution which is approved by the Board of Regents or an equivalent governmental agency in another state or a private educational institution which is regionally accredited by an accrediting board recognized by the Council for Higher Education Accreditation of the American Council on Education; and the nursing program and the institution of higher education are affiliated with each other as evidenced by a written contract or memorandum of understanding.

(3) "APRN" means an advanced practice registered nurse.

(4) "Approved continuing education" in Subsection R156-31b-303(3) means:

(a) continuing education that has been approved by a professional nationally recognized approver of health related continuing education;

(b) nursing education courses taken from an approved education program as defined in Section R156-31b-601; and

(c) health related course work taken from an educational institution accredited by a regional institutional accrediting body identified in the "Accredited Institutions of Postsecondary Education", 2003-04 edition, published by the American Council on Education.

(5) "Approved education program" as defined in Subsection 58-31b-102(3) is further defined to include any nursing education program published in the documents entitled "Directory of Accredited Nursing Programs", 2003, published by the National League for Nursing Accrediting Commission, which are hereby adopted and incorporated by reference as a part of these rules.

(6) "CCNE" means the Commission on Collegiate Nursing Education.

(7) "CGFNS" means the Commission on Graduates of Foreign Nursing Schools.

(8) "COA", as used in these rules, means the Council of Accreditation of Nurse Anesthesia Education Programs.

(9) "Clinical mentor/preceptor", as used in Section R156-31b-607, means an individual who is employed by a clinical health care facility and is chosen by that agency, in collaboration with the Parent-Program, to provide direct, on-site supervision and direction to a nursing student who is engaged in a clinical rotation, and who is accountable to both the clinical agency and the supervisory clinical faculty member.

(10) "Comprehensive nursing assessment", as used in Section R156-31b-704, means an extensive data collection (initial and ongoing) for individuals, families, groups and communities addressing anticipated changes in patient/client conditions as well as emergent changes in patient's/client's health status; recognizing

alterations to previous patient/client conditions; synthesizing the biological, psychological, spiritual and social aspects of the patient's/client's condition; evaluating the impact of nursing care; and using this broad and complete analysis to make independent decisions and identification of health care needs; plan nursing interventions, evaluate need for different interventions and the need to communicate and consult with other health team members.

(11) "Contact hour" means 50 minutes.

(12) "CRNA" means a certified registered nurse anesthetist.

(13) "Delegation" means transferring to an individual the authority to perform a selected nursing task in a selected situation. The nurse retains accountability for the delegation.

(14) "Direct supervision" is the supervision required in Subsection 58-31b-306(1)(a)(iii) and means:

(a) the person providing supervision shall be available on the premises at which the supervisee is engaged in practice; or

(b) if the supervisee is specializing in psychiatric mental health nursing, the supervisor may be remote from the supervisee if there is personal direct voice communication between the two prior to prescribing a prescription drug.

(15) "Disruptive behavior", as used in these rules, means conduct, whether verbal or physical, that is demeaning, outrageous, or malicious and that places at risk patient care or the process of delivering quality patient care. Disruptive behavior does not include criticism that is offered in good faith with the aim of improving patient care.

(16) "Focused nursing assessment", as used in Section R156-31b-703, means an appraisal of an individual's status and situation at hand, contributing to the comprehensive assessment by the registered nurse, supporting ongoing data collection and deciding who needs to be informed of the information and when to inform.

(17) "Licensure by equivalency" as used in these rules means licensure as a licensed practical nurse after successful completion of course work in a registered nurse program which meets the criteria established in Sections R156-31b-601 and R156-31b-603.

(18) "LPN" means a licensed practical nurse.

(19) "NLNAC" means the National League for Nursing Accrediting Commission.

(20) "NCLEX" means the National Council Licensure Examination of the National Council of State Boards of Nursing.

(21) "Non-approved education program" means any foreign nurse education program.

(22) "Other specified health care professionals", as used in Subsection 58-31b-102(13), who may direct the licensed practical nurse means:

(a) advanced practice registered nurse;

(b) certified nurse midwife;

(c) chiropractic physician;

(d) dentist;

(e) osteopathic physician;

(f) physician assistant;

(g) podiatric physician;

(h) optometrist;

(i) certified registered nurse anesthetist;

(j) naturopathic physician; or

(k) mental health therapist as defined in Subsection 58-60-102(5).

(23) "Parent-program", as used in Section R156-31b-607, means a nationally accredited, Board of Nursing approved nursing education program that is providing nursing education (didactic,

clinical or both) to a student and is responsible for the education program curriculum, and program and student policies.

(24) "Patient surrogate", as used in Subsection R156-31b-502(4), means an individual who has legal authority to act on behalf of the patient when the patient is unable to act or decide for himself, including a parent, foster parent, legal guardian, or a person designated in a power of attorney.

(25) "Postsecondary school", as used in Section R156-31b-607, means a program registered and in good standing with the Utah Department of Commerce, Division of Consumer Protection, that offers coursework to individuals who have graduated from high school or have been awarded a GED.

(26) "Psychiatric mental health nursing specialty", as used in Subsection 58-31b-302(3)(g), includes psychiatric mental health nurse specialists and psychiatric mental health nurse practitioners.

(27) "RN" means a registered nurse.

(28) "Supervision" in Section R156-31b-701 means the provision of guidance or direction, evaluation and follow up by the licensed nurse for accomplishment of a task delegated to unlicensed assistive personnel or other licensed individuals.

(29) "Supervisory clinical faculty", as used in Section R156-31b-607, means one or more individuals employed by an approved nursing education program who meet the accreditation and Board of Nursing specific requirements to be a faculty member and are responsible for the overall clinical experiences of nursing students and may supervise and coordinate clinical mentors/preceptors who provide the actual direct clinical experience.

(30) "Unprofessional conduct" as defined in Title 58, Chapters 1 and 31b, is further defined in Section R156-31b-502.

R156-31b-302c. Qualifications for Licensure - Examination Requirements.

(1) In accordance with Section 58-31b-302, the examination requirements for graduates of approved nursing programs are as follows.

(a) An applicant for licensure as an LPN or RN shall pass the applicable NCLEX examination.

(b) An applicant for licensure as an APRN shall pass one of the following national certification examinations consistent with his educational specialty:

(i) one of the following examinations administered by the American Nurses Credentialing Center Certification:

(A) Adult Nurse Practitioner;

(B) Family Nurse Practitioner;

(C) Pediatric Nurse Practitioner;

(D) Gerontological Nurse Practitioner;

(E) Acute Care Nurse Practitioner;

(F) Clinical Specialist in Medical-Surgical Nursing;

(G) Clinical Specialist in Gerontological Nursing;

(H) Clinical Specialist in Adult Psychiatric and Mental Health Nursing;

(I) Clinical Specialist in Child and Adolescent Psychiatric and Mental Health Nursing;

(J) Psychiatric and Mental Health Nurse Practitioner (Adult and Family);

(ii) Pediatric Nursing Certification Board;

(iii) American Academy of Nurse Practitioners;

(iv) the National Certification Corporation for the Obstetric, Gynecologic and Neonatal Nursing Specialties;

(v) the Oncology Nursing Certification Corporation Advanced Oncology Certified Nurse if taken on or before July 1, 2005;

(vi) the Advanced Practice Certification for the Clinical Nurse Specialist in Acute and Critical Care; or

(vii) the Advanced Critical Care Examination administered by the American Association of Critical Care Nurses; or

(viii) the national certifying examination administered by the American Midwifery Certification Board, Inc.

(~~d~~)c) An applicant for licensure as a CRNA shall pass the examination of the Council on Certification of Nurse Anesthetists.

(2) In accordance with Section 58-31b-303, an applicant for licensure as an LPN or RN from a non-approved nursing program shall pass the applicable NCLEX examination.

R156-31b-306. Inactive Licensure, Reinstatement or Relicensure.

(1) In accordance with Subsection 58-1-305(1), an individual seeking activation of an inactive RN or LPN license must document current competency to practice as a nurse as defined in Subsection (3) below.

(2) An individual seeking reinstatement of RN or LPN licensure or relicensure as a RN or LPN in accordance with Subsection R156-1-308g(3)(b), R156-1-308i(3), R156-1-308j(3) and R156-1-308k(2)(c) shall document current competence as defined in Subsection (3) below.

(3) Documentation of current competency to practice as a nurse is established as follows:

(a) an individual who has not practiced as a nurse for five years or less must document current compliance with the continuing competency requirements as established in Subsection R156-31b-303(3);

(b) an individual who has not practiced as a nurse for more than five years but less than 10 years must pass the required examinations as defined in Section R156-31b-302c within six months prior to making application for licensure or successfully complete an approved re-entry program;

(c) an individual who has not practiced as a nurse for more than 10 years but less than 15 years must pass the required examinations as defined in Section R156-31b-302c within six months prior to making application for licensure or successfully complete an approved re-entry program;

(d) an individual who has not practiced as a nurse for more than 15 years shall repeat an approved nursing education program and pass the required examinations as defined in Section R156-31b-302c within six months prior to making application for licensure. ~~(4) A licensee may apply for inactive licensure status in accordance with Sections 58-1-305 and R156-1-305.~~

~~(2) To reactivate a license which has been inactive for five years or less, the licensee must document current compliance with the continuing competency requirements as established in Subsection R156-31b-303(3).~~

~~(3) To reactivate a RN or LPN license which has been inactive for more than five years but less than 10 years, the licensee must document active licensure in another state or jurisdiction, pass the required examinations as defined in Section R156-31b-302c within six months prior to making application to reactivate a license, or successfully complete an approved re-entry program.~~

~~(4) To reactivate a RN or LPN license which has been inactive for 10 or more years, the licensee must document active licensure in another state or jurisdiction, or pass the required examinations as defined in Section R156-31b-302c within six months prior to making application to reactivate a license and successfully complete an approved re-entry program.]~~

~~(5)4) To document current competency for activation, reinstatement or relicensure as an ~~reactivate an~~ APRN or CRNA, an individual must pass the required examinations as defined in Section R156-31b-302c and be currently certified or recertified ~~license which has been inactive for more than five years, the licensee must document active licensure in another state or jurisdiction or pass the required examinations as defined in Section R156-31b-302c within six months prior to making application to reactivate a license].~~~~

R156-31b-401. Disciplinary Proceedings.

(1) An individual licensed as a LPN who is currently under disciplinary action and qualifies for licensure as an RN may be issued an RN license under the same restrictions as the LPN.

(2) A nurse whose license is suspended, may under Subsection 58-31b-401 petition the division at any time that he can demonstrate that he can resume competent practice.

(3) An individual who has had any license issued under Title 58, Chapter 31b revoked or surrendered two times or more as a result of unlawful or unprofessional conduct is ineligible to apply for relicensure.

R156-31b-502. Unprofessional Conduct.

(1) "Unprofessional conduct" includes:

(~~1~~)a) failing to destroy a license which has expired due to the issuance and receipt of an increased scope of practice license;

(~~2~~)b) a RN issuing a prescription for a prescription drug to a patient except in accordance with the provisions of Section 58-17b-620, or as may be otherwise provided by law;

(~~3~~)c) failing as the nurse accountable for directing nursing practice of an agency to verify any of the following:

(~~a~~)i) that standards of nursing practice are established and carried out so that safe and effective nursing care is provided to patients;

(~~b~~)ii) that guidelines exist for the organizational management and management of human resources needed for safe and effective nursing care to be provided to patients;

(~~e~~)iii) nurses' knowledge, skills and ability and determine current competence to carry out the requirements of their jobs;

(4)d) engaging in sexual contact with a patient surrogate concurrent with the nurse/patient relationship unless the nurse affirmatively shows by clear and convincing evidence that the contact:

(~~a~~)i) did not result in any form of abuse or exploitation of the surrogate or patient; and

(~~b~~)ii) did not adversely alter or affect in any way:

(~~i~~)A) the nurse's professional judgment in treating the patient;

(~~ii~~)B) the nature of the nurse's relationship with the surrogate;

or

(~~iii~~)C) the nurse/patient relationship; and

(~~5~~)e) engaging in disruptive behavior in the practice of nursing.

(2) In accordance with a prescribing practitioner's order and a student care plan, a nurse who trains an unlicensed assistive personnel to administer medications under Section 53A-11-601 shall not be considered to have engaged in unprofessional conduct for inappropriate delegation.

R156-31b-701. Delegation of Nursing Tasks.

In accordance with Subsection 58-31b-102(11)(g), the delegation of nursing tasks is further defined, clarified, or established as follows:

(1) The nurse delegating tasks retains the accountability for the appropriate delegation of tasks and for the nursing care of the patient/client. The licensed nurse shall not delegate any task requiring the specialized knowledge, judgment and skill of a licensed nurse to an unlicensed assistive personnel. It is the licensed nurse who shall use professional judgment to decide whether or not a task is one that must be performed by a nurse or may be delegated to an unlicensed assistive personnel. This precludes a list of nursing tasks that can be routinely and uniformly delegated for all patients/clients in all situations. The decision to delegate must be based on careful analysis of the patient's/client's needs and circumstances.

(2) The licensed nurse who is delegating a nursing task shall:

- verify and evaluate the orders;
- perform a nursing assessment;
- determine whether the task can be safely performed by an unlicensed assistive personnel or whether it requires a licensed health care provider;

(d) verify that the delegatee has the competence to perform the delegated task prior to performing it;

(e) provide instruction and direction necessary to safely perform the specific task; and

(f) provide ongoing supervision and evaluation of the delegatee who is performing the task.

(3) The delegator shall evaluate the situation to determine the degree of supervision required to ensure safe care.

(a) The following factors shall be evaluated to determine the level of supervision needed:

(i) the stability of the condition of the patient/client;

(ii) the training and capability of the delegatee;

(iii) the nature of the task being delegated; and

(iv) the proximity and availability of the delegator to the delegatee when the task will be performed.

(b) The delegating nurse or another qualified nurse shall be readily available either in person or by telecommunication. The delegator responsible for the care of the patient/client shall make supervisory visits at appropriate intervals to:

(i) evaluate the patient's/client's health status;

(ii) evaluate the performance of the delegated task;

(iii) determine whether goals are being met; and

(iv) determine the appropriateness of continuing delegation of the task.

(4) Nursing tasks, to be delegated, shall meet the following criteria as applied to each specific patient/client situation:

(a) be considered routine care for the specific patient/client;

(b) pose little potential hazard for the patient/client;

(c) be performed with a predictable outcome for the patient/client;

(d) be administered according to a previously developed plan of care; and

(e) not inherently involve nursing judgment which cannot be separated from the procedure.

(5) If the nurse, upon review of the patient's/client's condition, complexity of the task, ability of the unlicensed assistive personnel and other criteria as deemed appropriate by the nurse, determines that the unlicensed assistive personnel cannot safely provide care, the nurse shall not delegate the task.

(6) In accordance with Section 53A-11-601 and a student care plan, it is appropriate for a nurse to provide training to an unlicensed assistive personnel which includes the administration of glucagon in

an emergency situation provided any training regarding the administration of glucagon is updated at least annually.

KEY: licensing, nurses

[August 2, 2005]2006

Notice of Continuation June 2, 2003

58-31b-101

58-1-106(1)(a)

58-1-202(1)(a)



Health, Health Systems Improvement, Licensing **R432-100-4** Hospital Swing-Bed and Transitional Care Units

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 28383

FILED: 11/30/2005, 14:34

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this change is to allow transitional care units in hospitals with 16 or fewer beds to license as small health care facilities. Health providers have requested this change in order to avoid the Medicaid bed tax that affects nursing homes. The hospital Transitional Care Units (TCUs) do not benefit from this tax, but are presently licensed as nursing homes, so they still pay it. This change would allow them to avoid the bed tax.

SUMMARY OF THE RULE OR CHANGE: Subsection R432-100-4(2) is amended to add language allowing TCUs in hospitals with 16 or fewer beds to license as small health care facilities.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 26-21-6

ANTICIPATED COST OR SAVINGS TO:

❖**THE STATE BUDGET:** There will be a \$375 additional fee revenue as a result of these facilities relicensing as small health care facilities. There are an estimated five facilities that would relicense as Small Health Care Facilities. This would be a one-time fee for each facility to relicense.

❖**LOCAL GOVERNMENTS:** Local governments do not operate TCUs and will not be impacted by this rule change.

❖**OTHER PERSONS:** There will be \$375 in fees as a result of relicensing 5 facilities impacted by this rule change. There are an estimated five facilities that would relicense as Small Health Care Facilities. This would be a one-time fee for each facility to relicense.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The fee will be \$75 per facility that relicenses. There are an estimated five hospital TCUs that would relicense as Small Health Care

Facilities. This would be a one-time fee for each facility to relicense. No other fees would be associated with this change.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Facilities have requested this change to avoid having to pay a provider tax imposed on nursing homes. The fiscal impact will be overall positive. David N. Sundwall, MD, 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:

Joel Hoffman at the above address, by phone at 801-538-6165, by FAX at 801-538-6163, or by Internet E-mail at jhoffman@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: David N. Sundwall, Executive Director

R432. Health, Health Systems Improvement, Licensing.

R432-100. General Hospital Standards.

R432-100-4. Hospital Swing-Bed and Transitional Care Units.

Hospitals with designated swing bed units or transitional care units shall comply with this section.

(1) In addition to R432-100, designated hospital swing beds shall comply with the following sections of R432-150, Nursing Care Facility Rules: 150-4, 150-5, 150-11 through 150-17, 150-20, 150-22, and 150-24.

(2) Transitional Care Units having 16 or fewer licensed beds shall be licensed as Small Health Care Facilities under a separate licensing category and shall conform to the requirements of R432-200, Small Health Care Facility. All other Transitional Care Units shall be licensed as Nursing Care Facilities under a separate licensing category and shall conform to the requirements of R432-150, Nursing Care Facility Rules. Licenses for Transitional Care Units having 16 or fewer beds as Small Health Care Facilities may be issued retrospectively to January 1, 2005 at the discretion of the Department.

KEY: health facilities

[November 10, 2004] 2006

Notice of Continuation October 16, 2002

26-21-5

26-21-2.1

26-21-20

Human Services, Juvenile Justice Services

R547-13

Guidelines for Admission to Secure Youth Detention Facilities Review

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28378

FILED: 11/28/2005, 11:14

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Rule R547-13 has been in effect since 1987 without modification. In 2005, a committee represented by officials from Law Enforcement, Juvenile Justice Administration, and Juvenile Court met to review Rule R547-13. The committee recommended the rule be amended to simplify the admission procedures.

SUMMARY OF THE RULE OR CHANGE: This amendment changes guidelines by eliminating "Holdable Offense List" and adding the specific charges for which a youth may be detained in a secure detention facility. The proposed change also: 1) simplifies the process for law enforcement to place a youth in secure detention; and 2) addresses public safety issues related to youth distributing drugs, possessing illegal weapons, and family violence that were not addressed in the original rule.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 62A-7-104(4)(a)

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: There will be no anticipated cost or savings. The number of youth held in the facility will not dramatically change due to the rule change.

❖ LOCAL GOVERNMENTS: No cost changes--Local government is not responsible for any cost in the operation of detention centers. The rule change does not require local government to add or expand services currently provided.

❖ OTHER PERSONS: No cost changes--Any potential changes in cost would be the responsibility of Juvenile Justice Services, Juvenile Court and Law Enforcement agencies. Upon careful review of crime statistics, there will be no increase in the amount of juveniles incarcerated in juvenile detention centers.

COMPLIANCE COSTS FOR AFFECTED PERSONS: No cost changes--Compliance to Rule R547-13 is the responsibility of Juvenile Court, Juvenile Justice Services, and Law Enforcement.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The Department anticipates no fiscal impact on businesses as a result of this modification to the rule. Lisa-Michelle Church, Executive Director

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

HUMAN SERVICES
 JUVENILE JUSTICE SERVICES
 Room 419
 120 N 200 W
 SALT LAKE CITY UT 84103-1500, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

David Loden or Adam F Trupp at the above address, by phone at 801-538-4323 or 801-538-4462, by FAX at 801-538-4334 or 801-538-4016, or by Internet E-mail at dloden@utah.gov or AFTRUPP@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: Lisa-Michele Church, Executive Director

R547. Human Services, Juvenile Justice Services.

R547-13. Guidelines for Admission to Secure Youth Detention Facilities.

R547-13-1. Purpose, Authority and Scope.

(1) This rule establishes guidelines for admission to secure detention to meet the requirements of Section ~~[s 62A-7-104,]~~ 62A-7-20 ~~[s 2], 78-3a-113, and 78-3a-114].~~

(2) This rule shall be applied to youth candidates for placement in all secure detention facilities operated by the Division of Juvenile Justice Services.

R547-13-2. Definitions.

(1) Terms used in this rule are defined in Sections 62A-7-101 and 78-3a-103.

(2) ~~["Holdable Offense List" is a list of criminal offenses for which a youth may be detained in a secure detention facility. See Section R547-13-14.~~

~~(3) "Non-status" offense means a delinquent act as defined in Subsection 62A-7-101(5). "Status offense" means a violation of the law that would not be a violation but for the age of the offender.~~

~~(3)[4] "Youth" means a person age 10 or over and under the age of 21.~~

R547-13-3. General Rules.

(1) A youth may be detained in a secure detention facility if:

(a) ~~[if the alleged offense is on the Holdable Offense List, Section R547-13-14;]~~ A youth is charged with any of the following State or Federal offenses:

(i) Any felony offense

(ii) Any attempt, conspiracy, or solicitation to commit a felony offense

(iii) A class A misdemeanor of Section 58-37-8 (1) (b) (iii), distribution of a controlled substance violation

(iv) Domestic violence 77-66-1 (Cohabitant)

(v) Section 76-5-104(1)(C) Assault, only when the assault is against an individual with whom the youth lives if efforts by law enforcement, in conjunction with the youth's parent or guardian, to safely place the youth with a family member living outside the youth's home are unsuccessful

(vi) Section 76-5-102 (3), assault causing substantial bodily injury

(vii) Section 76-5-104.4, assault on a police officer

(viii) Section 76-6-104 (a), reckless burning which endangers human life

(ix) A class A misdemeanor violation of Section 76-6-105, causing a catastrophe

(x) Section 76-6-106 (2) (b) (i) (a), criminal mischief involving tampering with property that endangers human life

(xi) A class A misdemeanor violation of Section 76-6-406, theft by extortion

(xii) A class A or B misdemeanor violation of Section 76-10-504, carrying a concealed dangerous weapon

(xiii) Section 76-10-505, carrying a loaded firearm

(xiv) Section 76-10-506, threatening with or using a dangerous weapon in a fight or quarrel

(xv) Section 76-10-507, possession of deadly weapon with intent to assault

(xvi) Section 76-10-509, possession of a dangerous weapon by minor

(xvii) Section Violation of Section 76-10-509.4, prohibition of possession of certain weapons by minors

(xviii) A class A or B misdemeanor violation of Section 76-10-509.5, providing certain weapons to a minor

(xix) Section 76-10-1302, prostitution.

(b) ~~[if none of the offenses are on the Holdable Offense List]~~ None of the alleged offenses are listed in paragraphs R547-13-3 (1) (a), but three or more non-status criminal offenses are currently alleged in a single criminal episode;

(c) ~~[if one or more of the following conditions exist:~~

~~(i) The youth is an escapee or absconder from a Juvenile Justice Services secure institution, [or from a Juvenile Justice Services']observation and assessment unit or community placement or state supervision placement.~~

~~(ii) The youth has been verified as a fugitive (absconder from probation or parole) or a runaway from another state and a formal request has been received (such as a TWX/National Crime Information Center (NCIC) or a telephone call/FAX from a law enforcement officer or a verified call/FAX from the institution) to hold pending return to the other jurisdiction, whether or not an offense is currently charged.~~

~~(iii) The youth has failed to appear at a court hearing on a criminal offense within the past twelve months~~

~~(iv) A [if a] youth is not detainable under any of the above criteria, but a non-status law violation has been alleged and one of the following documented conditions exist:~~

~~(i) The youth's record discloses two or more prior adjudicated offenses listed in paragraphs R547-13-3 (1) (a) [on the Holdable Offense List] in which the offenses were found to be true in the past twelve months.~~

~~(ii) The youth, under continuing court jurisdiction [c]excluding those whose ONLY involvement is as a victim of abuse, neglect, abandonment, or dependency[b], has run from court-ordered placement, including his own home.~~

(iii) The youth has failed to appear at a court hearing within the past twelve months after receiving legal notice and officials have reason to believe that the youth is likely to abscond unless held.

(2) A youth not otherwise qualified for detention in a secure detention facility shall not be detained for any of the following:

- (a) ungovernable or runaway behavior;
- (b) neglect, abuse, abandonment, dependency, or other status requiring protection for any other reason;
- (c) status offenses such as curfew, possession/consumption of alcohol, tobacco, minor-in-a-tavern, truancy;
- (d) Attempted suicide.

(3) No youth under the age of ten years may be detained in a secure detention facility.

R547-13-4. Juvenile Justice Services' Cases.

A youth who is on parole or involved in a trial placement from a secure facility, and who is detained solely on a warrant from the Division of Juvenile Justice Services may be held in a secure detention facility up to 48 hours excluding weekends and legal holidays.

R547-13-5. DCFS Cases.

A youth in the custody or under the supervision of the Division of Child and Family Services (DCFS) cannot be held in a secure detention facility unless he qualifies for detention under some section of this rule.

R547-13-6. Traffic Cases.

A youth brought to detention for traffic violation(s) cannot be held in a secure detention facility unless he qualifies for detention under some section of this rule.

R547-13-7. Transient Cases.

(1) Intrastate:

(a) A youth may be admitted to a secure detention facility when a court pickup order for detention has been issued.

(b) A youth may be admitted to a secure detention facility only if he is detainable under some section of this rule.

(2) Interstate:

(a) Youth who are escapees, absconders, and runaways shall be detained in accordance with the provisions of Subsection R547-13-3(1)(e)d.

(b) Youth who are out-of-state runaways who commit any non-status criminal offense(s) may be admitted to a secure detention facility.

(c) Non-runaways, when brought to a secure detention facility with an alleged criminal offense, may be detained or released based on the same criteria which applies to resident youth.

R547-13-8. Immigration Cases.

(1) A youth shall be detained at a secure detention facility when admission is requested by Citizenship and Immigration Services (formerly known as Immigration and Naturalization Services (INS)) officials.

(2) An unaccompanied, undocumented youth with an alleged criminal offense may be detained at a secure detention facility when admission is requested by any other law enforcement officer.

(3) Any unaccompanied, undocumented youth having no alleged criminal offense shall be referred to Youth Services when admission to a secure detention facility is requested by a law enforcement officer.

R547-13-9. AWOL Military Personnel.

Absent without leave (AWOL) military personnel shall be admitted to a secure detention facility.

R547-13-10. Home Detention Cases.

(1) If a home detention violation is alleged, the home detention counselor may cause the alleged violator to be brought to a secure detention facility. If the case involves a violator who is a runaway where a pickup order (Warrant for Custody) has not yet been issued, a law enforcement officer may bring the violator to a secure detention facility. The home detention counselor may then transfer the minor back to the status of home detention, if appropriate, or may authorize the youth to be held in secure detention for a re-hearing.

(2) A youth placed on home detention who is arrested by a law enforcement officer for an alleged criminal code violation(s) shall be admitted to a secure detention facility.

R547-13-11. Juvenile Court Warrants for Custody or Pickup Orders.

A youth shall be admitted to a secure detention facility when a juvenile court judge or commissioner has issued a warrant for custody.

R547-13-12. Probation Violation - Contempt of Court - Stayed Order for Detention.

A youth may be admitted to a secure detention facility for conditions such as: an alleged probation violation, contempt of court, or a stayed order for detention when it has been ordered by a judge. When it is not possible to get a written order, verbal authorization from a judge to detention is sufficient to hold a youth in a secure detention facility.

R547-13-13. Other Court Orders for Detention.

A youth brought to a secure detention facility pursuant to either federal or out-of-state court orders shall be admitted unless otherwise directed by a juvenile court judge.

[

~~R547-13-14. Holdable Offense List.~~

~~—A youth charged with any of the following offenses, in accordance with Section R547-13-3, is eligible for placement in a secure detention facility.~~

- ~~—(1) Absent Without Official Leave, Federal~~
- ~~—(2) Aggravated Arson~~
- ~~—(3) Aggravated Assault~~
- ~~—(4) Aggravated Burglary (Armed with Weapon)~~
- ~~—(5) Aggravated Burglary (Weapon/Injury)~~
- ~~—(6) Aggravated Kidnapping~~
- ~~—(7) Aggravated Murder~~
- ~~—(8) Aggravated Robbery, First Degree Felony~~
- ~~—(9) Aggravated Sexual Abuse, Victim Under 14~~
- ~~—(10) Aggravated Sexual Assault~~
- ~~—(11) Aiding in an Escape, Use of Deadly Weapon~~
- ~~—(12) Arson, \$1,000 to \$5,000~~
- ~~—(13) Arson, Value Exceeds \$5,000~~
- ~~—(14) Assault by a Prisoner~~
- ~~—(15) Assault on a Police Officer~~
- ~~—(16) Attempted Capital Felony~~
- ~~—(17) Attempted First Degree Felony, Person~~
- ~~—(18) Attempted Second Degree Felony, Person~~
- ~~—(19) Attempted Third Degree Felony, Person~~
- ~~—(20) Automobile Homicide in Criminally Negligent Manner~~
- ~~—(21) Automobile Homicide in Negligent Manner~~
- ~~—(22) Bombing, Person Injured~~
- ~~—(23) Burglary, Dwelling, Second Degree Felony~~
- ~~—(24) Burglary, Non-Dwelling, Third Degree~~
- ~~—(25) Burglary, Research Facility, Second Degree Felony~~

- (26) Car Theft, Second Degree Felony
- (27) Carrying a Concealed Weapon
- (28) Carrying a Loaded Weapon in a Vehicle or on a Street
- (29) Catastrophe, Knowingly Causing, Injury to Person
- (30) Conspiracy to Commit Capital Felony
- (31) Conspiracy to Commit First Degree Felony
- (32) Conspiracy to Commit Second Degree Felony
- (33) Conspiracy to Commit Third Degree Felony
- (34) Criminal Solicitation of Capital Felony
- (35) Criminal Solicitation of First Degree Felony, Person
- (36) Criminal Solicitation of Second Degree Felony, Person
- (37) Criminal Solicitation of Third Degree Felony, Person
- (38) Destruction of Property (\$1,000 or More) / Criminal Mischief
- (39) Destruction of Property (Life Endangering) / Criminal Mischief
- (40) Distribute a Controlled/Counterfeit Substance (Class A)
- (41) Distribute a Controlled/Counterfeit Substance (Felony First)
- (42) Distribute a Controlled/Counterfeit Substance (Felony Second)
- (43) Distribute a Controlled/Counterfeit Substance (Felony Third)
- (44) Distribute Marijuana (No Prior Convictions)
- (45) Distribute Marijuana (Second Conviction or First Conviction/Drug Free Zone)
- (46) Distribute Marijuana, Drug Free Zone
- (47) Distribution of Controlled/Counterfeit Substance (First Degree Against Public)
- (48) Distribution of Controlled/Counterfeit Substance (Second Degree Against Public)
- (49) Distribution of Controlled/Counterfeit Substance (Third Degree Against Public)
- (50) Domestic Violence
- (51) Effect Distribution of Marijuana in Drug Free Zone
- (52) Effect Distribution of Marijuana (Second Conviction or First Conviction/Drug Free Zone)
- (53) Effect Distribution of Marijuana (No Prior Convictions)
- (54) Escape from Custody, Use of Force or Deadly Weapon
- (55) Exhibiting a Dangerous Weapon
- (56) Extortion, \$101-\$250, Persons
- (57) Extortion, \$251-\$1,000, Person
- (58) Extortion, over \$1,000, Person
- (59) Fleeing, Bodily Injury
- (60) Fleeing, Felony, Excess Speed
- (61) Fleeing, Felony, Property Damage
- (62) Foreible Sexual Abuse, Victim 14 Years or Over
- (63) Foreible Sexual Abuse, Indecent Liberties, Victim 14 Years or Over
- (64) Foreible Sodomy, Victim 14 or Over
- (65) Illegal Alien Status
- (66) Incest
- (67) Interstate Flight, Federal
- (68) Kidnapping
- (69) Kidnapping, Under Age 14
- (70) Manslaughter
- (71) Mayhem
- (72) Motor Bike Theft, Second Degree Felony
- (73) Murder
- (74) Object Rape, Victim 14 or Over
- (75) Object Rape, Victim Under 14
- (76) Obstructing Justice
- (77) Offer Sex Acts for Hire, Prostitution
- (78) Offer Sex Acts for Hire, Second Offense
- (79) Pickup Order
- (80) Possess Dangerous Material in a Drug Free Zone
- (81) Possession Controlled/Counterfeit Substance With Intent to Distribute
- (82) Possession Controlled/Counterfeit Substance With Intent to Distribute (Second Conviction or First Conviction/Drug Free Zone)
- (83) Possession Controlled/Counterfeit Substance With Intent to Distribute (No Prior Convictions)
- (84) Possession Dangerous Weapon to Assault
- (85) Possession of a Dangerous Weapon
- (86) Possession of Marijuana With Intent to Distribute in Drug Free Zone
- (87) Possession of Marijuana With Intent to Distribute (Second Conviction or First Conviction/Drug Free Zone)
- (88) Possession of Marijuana With Intent to Distribute (No Prior Convictions)
- (89) Possession of or Using a Dangerous Weapon in a Fight or Quarrel
- (90) Possession of Stolen Vehicle
- (91) Prohibition of Possession of Certain Weapons by Minors
- (92) Providing a Handgun to a Minor
- (93) Rape of Child Under 14
- (94) Rape, Victim 14 or Over
- (95) Receiving Stolen Property (Firearm)
- (96) Reckless Burning, Life Endangering
- (97) Riot Resulting in Injury or Loss
- (98) Robbery, Federal
- (99) Robbery, Second Degree Felony
- (100) Sabotage
- (101) Sales of Firearms to Juveniles
- (102) Sexual Abuse, Indecent Liberties, Victim Under 14 Years
- (103) Sexual Abuse, Victim Under 14 Years
- (104) Shooting from a Vehicle or Near a Highway (Drive-by Shooting)
- (105) Sodomy Upon Child, Victim Under 14
- (106) Tampering With Witness
- (107) Theft of a Firearm, Second Degree
- (108) Theft Over \$1,000, Second Degree Felony
- (109) Threat to Life/Property, Prevent Occupaney, Third Degree Felony
- (110) Unlawful Detention]

KEY: juvenile corrections, juvenile detention, admission guidelines

[December 1, 1995]2006

Notice of Continuation June 4, 2002

[62A-7-104(3)(a)

[62A-7-20[5]2

78-3a-113

78-3a-114



Natural Resources, Wildlife Resources

R657-5

Taking Big Game

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 28379

FILED: 11/28/2005, 17:23

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 big game rule and proclamation. Changes were made to add consistency and clarity, and to better conform to rulewriting standards.

SUMMARY OF THE RULE OR CHANGE: The changes are being made to add consistency and clarity, and to better conform to rulewriting standards. The Division of Wildlife Resources (DWR), for example, was referred to as "Division", when it should not have been capitalized. References to the Division of Wildlife Resources are not listed as "division". References to Certificates of Registration (CORs) were similarly corrected.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 23-14-18 and 23-14-19

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: The Division of Wildlife Resources (DWR) determines that these amendments do not create a cost or savings impact to the state budget or DWR's budget.

❖LOCAL GOVERNMENTS: None--This filing does 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: DWR determines that these amendments do not create a cost or savings impact to other persons. None of the amendments made to the rule changed permit/license fees or service charges.

COMPLIANCE COSTS FOR AFFECTED PERSONS: DWR determines that these amendments do not create a cost or savings impact. None of the amendments made to the rule changed permit/license fees or service charges.

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. Michael R. Styler, Executive Director

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:

Robin Thomas at the above address, by phone at 801-538-4707, by FAX at 801-538-4745, or by Internet E-mail at robinthomas@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: James F Karpowitz, Director

R657. Natural Resources, Wildlife Resources.**R657-5. Taking Big Game.****R657-5-5. Duplicate License and Permit.**

(1) Whenever any unexpired license, permit, tag or certificate of registration is destroyed, lost or stolen, a person may obtain a duplicate from a division office or online license agent, for five dollars or half of the price of the original license, ~~[or]~~ permit, or certificate of registration, whichever is less.

(2) The division may waive the fee for a duplicate unexpired license, permit, tag or ~~[Certificate of Registration]~~ certificate of registration provided the person did not receive the original license, permit, tag or certificate of registration.

R657-5-24. Application Process for Premium Limited Entry, Limited Entry, Cooperative Wildlife Management Unit and Once-In-A-Lifetime Permits, and Application Process for General Buck Deer, General Muzzleloader Elk, and Youth General Any Bull Elk Permits.

(1)(a) A person may obtain only one permit per species of big game, including premium limited entry, limited entry, cooperative wildlife management unit, once-in-a-lifetime, conservation, sportsman, landowner and general permits, except antlerless permits as provided in the Antlerless Addendum and permits as provided in Rule R657-42.

(b) Hunting with a permit where payment has not been received for that permit constitutes a violation of hunting without a valid permit.

(c) A person must notify the division of any change of mailing address, residency, telephone number, and physical description.

(2) Applications are available from license agents, division offices, and through the division's Internet address.

(3) A resident may apply in the big game drawing for the following permits:

(a) only one of the following:

(i) buck deer - premium limited entry, limited entry and cooperative wildlife management unit;

(ii) bull elk - premium limited entry, limited entry and cooperative wildlife management unit; or

(iii) buck pronghorn - limited entry and cooperative wildlife management unit; and

(b) only one once-in-a-lifetime permit, including once-in-a-lifetime cooperative wildlife management unit permits, except as provided in Section R657-5-64(2)(b).

(4) A nonresident may apply in the big game drawing for the following permits:

(a) only one of the following:

(i) buck deer - premium limited entry and limited entry;

(ii) bull elk - premium limited entry and limited entry; or

(iii) buck pronghorn - limited entry; and

(b) only one once-in-a-lifetime permit.

(5) A resident or nonresident may apply in the big game drawing for:

- (a)(i) a statewide general archery buck deer permit;
- (ii) by region for general ~~season~~ any weapon buck deer; or
- (iii) by region for general muzzleloader buck deer.

(b) A youth may apply in the drawing as provided in Subsection (a) or Subsection R657-5-27(4), and for youth general any bull elk pursuant to Section R657-5-46.

(6) A person may not submit more than one application per species as provided in Subsections (3) and (4), and Subsection (5) in the big game drawing.

(7)(a) Applications must be mailed by the date prescribed in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game. Applications filled out incorrectly or received later than the date prescribed in the Bucks, Bulls and Once-In-A-Lifetime Proclamation may be rejected.

(b) If an error is found on an application, the applicant may be contacted for correction.

(8)(a) Late applications, received by the date published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation, 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) re-evaluation of division or third-party errors.
- (b) The nonrefundable 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 Bucks, Bulls and Once-In-A-Lifetime Proclamation shall not be processed and shall be returned to the applicant.

(9) Any person who applies for a hunt that occurs on private land is responsible for obtaining written permission from the landowner to access the property. To avoid disappointment and wasting the permit and fee if access is not obtained, hunters should get permission before applying. The division does not guarantee access and does not have the names of landowners where hunts occur.

(10) Only a resident may apply for or obtain a resident permit and only a nonresident may apply for or obtain a nonresident permit, except as provided in Subsections R657-5-27(4).

(12) To apply for a resident permit, a person must be a resident at the time of purchase.

(13) The posting date of the drawing shall be considered the purchase date of a permit.

R657-5-30. Waiting Periods for Deer.

(1) A person who obtained a premium limited entry buck, limited entry buck or cooperative wildlife management unit buck deer permit through the big game drawing process during the preceding two years may not apply in the big game drawing for any of these permits during the current year.

(2) A person who obtains a premium limited entry buck, limited entry buck or cooperative wildlife management unit buck deer permit through the big game drawing process, may not apply for any of these permits again for a period of two years.

(3) A waiting period does not apply to:

- (a) general archery, general ~~season~~ any weapon, general muzzleloader, antlerless deer, conservation, sportsman~~—and~~,

poaching-reported reward and dedicated hunter limited entry deer permits; or

(b) cooperative wildlife management unit or limited entry landowner buck deer permits obtained through the landowner.

R657-5-31. Waiting Periods for Elk.

(1) A person who obtained a premium limited entry, limited entry or cooperative wildlife management unit bull elk permit through the big game drawing process during the preceding four years may not apply in the big game drawing for any of these permits during the current year.

(2) A person who obtains a premium limited entry, limited entry or cooperative wildlife management unit bull elk permit through the big game drawing, may not apply for any of these permits for a period of five years.

(3) A waiting period does not apply to:

- (a) general archery, general ~~season~~ any weapon, general muzzleloader, antlerless elk, cooperative wildlife management unit spike bull elk, conservation, sportsman~~—and~~, poaching-reported reward and dedicated hunter limited entry elk permits; or

(b) cooperative wildlife management unit or limited entry landowner bull elk permits obtained through the landowner.

R657-5-37. Bonus Point System and Preference Point System.

(1) Bonus points are used to improve odds for drawing permits.

(2)(a) A bonus point is awarded for:

- (i) each valid unsuccessful application when applying for permits in the big game drawing; or
- (ii) each valid application when applying for bonus points in the big game drawing.

(b) Bonus points are awarded by species.

(c) Bonus points are awarded for:

- (i) premium limited entry, limited entry and cooperative wildlife management unit buck deer;
- (ii) premium limited entry, limited entry and cooperative wildlife management unit bull elk;
- (iii) limited entry and cooperative wildlife management unit buck pronghorn; and
- (iv) all once-in-a-lifetime species.

(3) A person may apply for a bonus point for:

- (a) only one of the following species:
 - (i) buck deer - premium limited entry, limited entry and cooperative wildlife management unit;
 - (ii) bull elk - limited entry and cooperative wildlife management unit; or
 - (iii) buck pronghorn - limited entry and cooperative wildlife management unit; and

(b) only one once-in-a-lifetime, including once-in-a-lifetime cooperative wildlife management unit.

(4)(a) A person may not apply in the drawing for both a premium limited entry or limited entry bonus point and a premium limited entry or limited entry permit.

(b) A person may not apply in the drawing for a once-in-a-lifetime bonus point and a once-in-a-lifetime permit.

(c) A person may not apply for a bonus point if that person is ineligible to apply for a permit for the respective species.

(d) A person may only apply for bonus points in the big game drawing.

(e) Group applications will not be accepted when applying for bonus points.

(5)(a) Fifty percent of the permits for each hunt unit and species will be reserved for applicants with bonus points.

(b) 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 for each species.

(c) If reserved permits remain, the reserved permits will be designated by a random number to eligible applicants with the next greatest number of bonus points for each species.

(d) The procedure in Subsection (c) will continue until all reserved permits have been issued or no applications for that species remain.

(e) Any reserved permits remaining and any applicants who were not selected for reserved permits will be returned to the big game drawing.

(6)(a) Each applicant receives a random drawing number for:

- (i) each species applied for; and
- (ii) each bonus point for that species.

(7) Bonus points are forfeited if a person obtains a permit through the drawing for that bonus point species as provided in Subsection (2)(c), including any permit obtained after the drawing.

(8) Bonus points are not forfeited if:

(a) a person is successful in obtaining a conservation permit or sportsman permit;

(b) a person obtains a landowner or a cooperative wildlife management unit permit from a landowner; or

(c) a person obtains a poaching-reported reward permit.

(9) Bonus points are not transferable.

(10) Bonus points are averaged and rounded down when two or more applicants apply together on a group application.

(11)(a) Bonus points are tracked using social security numbers or division-issued hunter identification numbers.

(b) The ~~[Division]~~division shall retain paper copies of applications for three years prior to the current big game drawing for the purpose of researching bonus point records.

(c) The ~~[Division]~~division shall retain electronic copies of applications from 1996 to the current big game drawing for the purpose of researching bonus point records.

(d) Any requests for researching an applicant's bonus point records must be requested within the time frames provided in Subsection (b) and (c).

(e) Any bonus points on the ~~[Division's]~~division's records shall not be researched beyond the time frames provided in Subsection (b) and (c).

(f) The ~~[Division]~~division may eliminate any bonus points earned that are obtained by fraud or misrepresentation.

(12) Preference points are used in the big game drawing for general buck deer permits to ensure that applicants who are unsuccessful in the drawing for general buck deer permits, will have first preference in the next year's drawing.

(13) A preference point is awarded for:

(a) each valid unsuccessful application when applying for a general buck deer permit; or

(b) each valid application when applying only for a preference point in the big game drawing.

(14)(a) A person may not apply in the drawing for both a general buck deer preference point and a general buck deer permit.

(b) A person may not apply for a preference point if that person is ineligible to apply for a permit.

(c) Preference points shall not be used when obtaining remaining permits after the big game drawing.

(15) Preference points are forfeited if a person obtains a general buck deer permit through the drawing.

(16)(a) Preference points are not transferable.

(b) Preference points shall only be applied to the big game drawing.

(17) Preference points are averaged and rounded down when two or more applicants apply together on a group application.

(18)(a) Preference points are tracked using social security numbers or division-issued hunter identification numbers.

(b) The ~~[Division]~~division shall retain paper copies of applications for three years prior to the current big game drawing for the purpose of researching preference point records.

(c) The ~~[Division]~~division shall retain electronic copies of applications from 2000 to the current big game drawing for the purpose of researching preference point records.

(d) Any requests for researching an applicant's preference point records must be requested within the time frames provided in Subsection (b) and (c).

(e) Any preference points on the ~~[Division's]~~division's records shall not be researched beyond the time frames provided in Subsection (b) and (c).

(f) The ~~[Division]~~division may eliminate any preference points earned that are obtained by fraud or misrepresentation.

R657-5-38. General Archery Buck Deer Hunt.

(1) The dates of the general archery buck deer hunt are provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(2) A person who has obtained a general archery buck deer permit, or any other permit which allows that person to hunt general archery buck deer may use archery equipment to take:

(a) one buck deer statewide within a general hunt area [~~except premium limited entry deer, limited entry deer and cooperative wildlife management unit deer areas and specific hunt areas~~] published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game; or

(b) a deer of hunter's choice within the Wasatch Front or Uintah Basin extended archery area as provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(c) A person who has obtained a general archery buck deer permit, or any other permit which allows that person to hunt general archery buck deer, may not hunt within Cooperative Wildlife Management unit deer areas.

(d) A person who has obtained a general archery buck deer permit, or any other permit which allows that person to hunt general archery buck deer, may not hunt within premium limited entry deer and limited entry deer areas, except Crawford Mountain.

(3)(a) A person who obtains a general archery buck deer permit, or any other permit which allows that person to hunt general archery buck deer, may hunt within the Wasatch Front, Ogden or the Uintah Basin extended archery areas during the extended archery area seasons as provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game and as provided in Subsection (b).

(b) A person must complete an extended archery ethics course annually to hunt the Wasatch Front, Ogden or Uintah Basin extended archery areas during the extended archery season.

(c) A person must possess the extended archery ethics course certificate of completion while hunting.

(4) A person who has obtained a general archery deer permit may not hunt during any other deer hunt or obtain any other deer permit, except antlerless deer.

(5)(a) Any person 18 years of age or younger on the opening day of the general archery buck deer season, may hunt the statewide general archery, or by region the general ~~[season]any weapon~~ and general muzzleloader deer seasons, using the appropriate equipment as provided in Sections R657-5-8 through R657-5-12, respectively, for each respective season, provided that person obtains a general ~~[season]any weapon~~ or general muzzleloader deer permit for a specified region.

(b) If a person 18 years of age or younger purchases a general archery buck deer permit, that person may only hunt during the statewide general archery deer season and the extended archery season as provided Section R657-5-38(3).

(6) Hunter orange material must be worn if a centerfire rifle hunt is also in progress in the same area as provided in Section 23-20-31. Archers are cautioned to study rifle hunt tables and identify these areas described in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

R657-5-39. General ~~Season~~Any Weapon Buck Deer Hunt.

(1) The dates for the general ~~[season]any weapon~~ buck deer hunt are provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(2)(a) A person who has obtained a general ~~[season]any weapon~~ buck permit may use any legal weapon to take one buck deer within the hunt area specified on the permit~~[except premium limited entry deer, limited entry deer and cooperative wildlife management unit deer areas and specific hunt areas]~~as published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(b) A person who has obtained a general any weapon buck deer permit, or any other permit which allows that person to hunt general any weapon buck deer, may not hunt within Cooperative Wildlife Management unit deer areas.

(c) A person who has obtained a general any weapon buck deer permit, or any other permit which allows that person to hunt general any weapon buck deer, may not hunt within premium limited entry deer and limited entry deer areas, except Crawford Mountain.

(3) A person who has obtained a general ~~[season]any weapon~~ buck deer permit may not hunt during any other deer hunt or obtain any other deer permit, except:

(a) antlerless deer; and

(b) any person 18 years of age or younger on the opening day of the general archery buck deer season, may hunt the general archery, general ~~[season]any weapon~~ and general muzzleloader deer seasons, using the appropriate equipment as provided in Sections R657-5-8 through R657-5-12, respectively, for each respective season.

(i) If a person 18 years of age or younger purchases a general archery buck deer permit, that person may only hunt during the statewide general archery deer season and the extended archery season as provided Section R657-5-38(3).

R657-5-40. General Muzzleloader Buck Deer Hunt.

(1) The dates for the general muzzleloader buck deer hunt are provided in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(2)(a) A person who has obtained a general muzzleloader buck permit may use a muzzleloader to take one buck deer within the

general hunt area specified on the permit~~[except premium limited entry deer, limited entry deer and cooperative wildlife management unit deer areas and specific hunt areas]~~as published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(b) A person who has obtained a general muzzleloader buck deer permit, or any other permit which allows that person to hunt general muzzleloader buck deer, may not hunt within Cooperative Wildlife Management unit deer areas.

(c) A person who has obtained a general muzzleloader buck deer permit, or any other permit which allows that person to hunt general muzzleloader buck deer, may not hunt within premium limited entry deer and limited entry deer areas, except Crawford Mountain.

(3) A person who has obtained a general muzzleloader deer permit may not hunt during any other deer hunt or obtain any other deer permit, except:

(a) antlerless deer; and

(b) any person 18 years of age or younger on the opening day of the general archery buck deer season, may hunt the general archery, general ~~[season]any weapon~~ and general muzzleloader deer seasons, using the appropriate equipment as provided in Sections R657-5-8 through R657-5-12, respectively, for each respective season.

(i) If a person 18 years of age or younger purchases a general archery buck deer permit, that person may only hunt during the statewide general archery deer season and the extended archery season as provided Section R657-5-38(3).

(4) Hunter orange material must be worn if a centerfire rifle hunt is also in progress in the same area as provided in Section 23-20-31. Muzzleloader hunters are cautioned to study the rifle hunt tables to identify these areas described in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

R657-5-41. Limited Entry Buck Deer Hunts.

(1) To hunt in a premium limited entry or limited entry area, hunters must obtain the respective limited entry buck permit. Limited entry areas are not open to general archery buck, general ~~[season]any weapon~~ buck, or general muzzleloader buck hunting, except as specified in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(2) A limited entry buck deer permit allows a person using the prescribed legal weapon, to take one buck deer within the area and season specified on the permit, except deer cooperative wildlife management units located within the limited entry unit.

(3)(a) A person who has obtained a premium limited entry, limited entry, or cooperative wildlife management unit buck deer permit must report hunt information within 30 days after the end of the hunting season, whether the permit holder was successful or unsuccessful in harvesting a buck deer.

(b) Limited entry and cooperative wildlife management unit buck deer permit holders must report hunt information by telephone, or through the ~~Division's~~division's Internet address.

(c) A person who fails to comply with the requirement in Subsection (a) shall be ineligible to apply for any once-in-a-lifetime, premium limited entry, limited entry, or cooperative wildlife management unit permit or bonus points in the following year.

(4) A person who has obtained a limited entry buck permit may not hunt during any other deer hunt or obtain any other deer permit, except antlerless deer.

R657-5-47. Limited Entry Bull Elk Hunt.

(1) To hunt in a premium limited entry or limited entry bull elk area, a hunter must obtain the respective premium limited entry or limited entry elk permit.

(2)(a) A premium limited entry bull elk permit allows a person, using the prescribed legal weapon, to take one bull elk within the area and to hunt all seasons specified in the hunt tables, published in the proclamation of the Wildlife Board for taking big game, for the area specified on the permit, except elk cooperative wildlife management units located within a premium limited entry unit. Spike bull elk restrictions do not apply to premium limited entry elk permittees.

(b) A limited entry bull elk permit allows a person, using the prescribed legal weapon, to take one bull elk within the area and season specified on the permit, except elk cooperative wildlife management units located within a limited entry unit. Spike bull elk restrictions do not apply to limited entry elk permittees.

(3)(a) A person who has obtained a premium limited entry, limited entry or cooperative wildlife management unit bull elk permit must report hunt information within 30 days after the end of the hunting season, whether the permit holder was successful or unsuccessful in harvesting a bull elk.

(b) Limited entry and cooperative wildlife management unit bull elk permit holders must report hunt information by telephone, or through the ~~Division's~~division's Internet address.

(c) A person who fails to comply with the requirement in Subsection (a) shall be ineligible to apply for any once-in-a-lifetime, premium limited entry, limited entry, or cooperative wildlife management unit permit or bonus points in the following year.

(4) A person who has obtained a premium limited entry or limited entry bull elk permit may not hunt during any other elk hunt or obtain any other elk permit, except as provided in Subsections (4)(a) and R657-5-48(3).

R657-5-52. Bull Moose Hunts.

(1) To hunt bull moose, a hunter must obtain a bull moose permit.

(2) A person who has obtained a bull moose permit may not obtain any other moose permit or hunt during any other moose hunt.

(3) A bull moose permit allows a person using any legal weapon to take one bull moose within the area and season specified on the permit, except in bull moose cooperative wildlife management units located within a limited entry unit.

(4)(a) A person who has obtained a bull moose permit must report hunt information within 30 days after the end of the hunting season, whether the permit holder was successful or unsuccessful in harvesting a bull moose.

(b) Bull moose permit holders must report hunt information by telephone, or through the ~~Division's~~division's Internet address.

(c) A person who fails to comply with the requirement in Subsection (a) shall be ineligible to apply for any once-in-a-lifetime, premium limited entry, limited entry, or cooperative wildlife management unit permit or bonus points in the following year.

R657-5-53. Bison Hunts.

(1) To hunt bison, a hunter must obtain a bison permit.

(2) A person who has obtained a bison permit may not obtain any other bison permit or hunt during any other bison hunt.

(3) The bison permit allows a person using any legal weapon to take a bison within the area and season as specified on the permit.

(4)(a) An orientation course is required for bison hunters who draw a an Antelope Island bison permit. Hunters shall be notified of the orientation date, time and location.

(b) The Antelope Island hunt is administered by the Division of Parks and Recreation.

(5) An orientation course is required for bison hunters who draw Henry Mountain cow bison permits. Hunters will be notified of the orientation date, time and location.

(6)(a) A person who has obtained a bison permit must report hunt information within 30 days after the end of the hunting season, whether the permit holder was successful or unsuccessful in harvesting a bison.

(b) Bison permit holders must report hunt information by telephone, or through the ~~Division's~~division's Internet address.

(c) A person who fails to comply with the requirement in Subsection (a) shall be ineligible to apply for any once-in-a-lifetime, premium limited entry, limited entry, or cooperative wildlife management unit permit or bonus points in the following year.

R657-5-54. Desert Bighorn and Rocky Mountain Bighorn Sheep Hunts.

(1) To hunt desert bighorn sheep or Rocky Mountain bighorn sheep, a hunter must obtain the respective permit.

(2) A person who has obtained a desert bighorn sheep or Rocky Mountain bighorn sheep permit may not obtain any other desert bighorn sheep or Rocky Mountain bighorn sheep permit or hunt during any other desert bighorn sheep or Rocky Mountain bighorn sheep hunt.

(3) Desert bighorn sheep and Rocky Mountain big horn sheep permits are considered separate once-in-a-lifetime hunting opportunities.

(4)(a) The desert bighorn sheep permit allows a person using any legal weapon to take one desert bighorn ram within the area and season specified on the permit.

(b) The Rocky Mountain sheep permit allows a person using any legal weapon to take one Rocky Mountain bighorn ram within the area and season specified on the permit.

(5) The permittee may attend a hunter orientation course. The division provides each permittee with the time and location of the course.

(6) All bighorn sheep hunters are encouraged to have a spotting scope with a minimum of 15 power while hunting bighorn sheep. Any ram may be legally taken, however, permittees are encouraged to take a mature ram. The terrain inhabited by bighorn sheep is extremely rugged, making this hunt extremely strenuous.

(7) Successful hunters must deliver the horns of the bighorn sheep to a division office within 72 hours of leaving the hunting area. A numbered seal will be permanently affixed to the horn indicating legal harvest.

(8)(a) A person who has obtained a desert bighorn sheep or Rocky Mountain bighorn sheep permit must report hunt information within 30 days after the end of the hunting season, whether the permit holder was successful or unsuccessful in harvesting a desert bighorn sheep or Rocky Mountain bighorn sheep.

(b) Desert bighorn sheep or Rocky Mountain bighorn sheep permit holders must report hunt information by telephone, or through the ~~Division's~~division's Internet address.

(c) A person who fails to comply with the requirement in Subsection (a) shall be ineligible to apply for any once-in-a-lifetime, premium limited entry, limited entry, or cooperative wildlife management unit permit or bonus points in the following year.

R657-5-55. Rocky Mountain Goat Hunts.

(1) To hunt Rocky Mountain goat, a hunter must obtain a Rocky Mountain goat permit.

(2) A person who has obtained a Rocky Mountain goat permit may not obtain any other Rocky Mountain goat permit or hunt during any other Rocky Mountain goat hunt.

(3) Any goat may be legally taken on a hunter's choice permit, however, permittees are encouraged to take a mature goat. A mature goat is a goat older than two years of age, as determined by counting the annual rings on the horn.

(4) The goat permit allows a person using any legal weapon to take one goat within the area and season specified on the permit.

(5) All goat hunters are encouraged to have a spotting scope with a minimum of 15 power while hunting goats. The terrain inhabited by Rocky Mountain goat is extremely rugged making this hunt extremely strenuous. The goat's pelage may be higher quality later in the hunting season.

(6) An orientation course is required for Rocky Mountain goat hunters who draw female only goat permits. Hunters will be notified of the orientation date, time and location.

(7)(a) A person who has obtained a Rocky Mountain goat permit must report hunt information within 30 days after the end of the hunting season, whether the permit holder was successful or unsuccessful in harvesting a Rocky Mountain goat.

(b) Rocky Mountain goat permit holders must report hunt information by telephone, or through the ~~[Division's]~~division's Internet address.

(c) A person who fails to comply with the requirement in Subsection (a) shall be ineligible to apply for any once-in-a-lifetime, premium limited entry, limited entry, or cooperative wildlife management unit permit or bonus points in the following year.

R657-5-61. Over-the-counter Permit Sales After the Antlerless Drawing.

Permits remaining after the drawing will be sold beginning on the date prescribed in the Antlerless Addendum to the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game on a first-come, first-served basis from ~~[Division]~~division offices, through participating online license agents, and through the mail.

KEY: wildlife, game laws, big game seasons

~~[July 5, 2005]~~2006

Notice of Continuation November 21, 2005

23-14-18

23-14-19

23-16-5

23-16-6



Natural Resources, Wildlife Resources

R657-17

Lifetime Hunting and Fishing License

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28382

FILED: 11/29/2005, 14:51

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being amended pursuant to Wildlife Board meetings conducted for taking public input and reviewing the division's Lifetime Hunting and Fishing License program.

SUMMARY OF THE RULE OR CHANGE: The changes made to Rule R657-17 were done to simplify the rule so it is easier for customers to read and understand. The use of "general" before the different types of deer hunting (archery, any weapon, and muzzleloader) was also removed to more accurately reflect the different general deer hunts and lessen possible confusion. Changes were also made to reflect the user-friendly option of submitting Lifetime License Questionnaires using the Division of Wildlife Resource's (DWR) Web site.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 23-19-17.5

ANTICIPATED COST OR SAVINGS TO:

❖**THE STATE BUDGET:** None--DWR determines that this amendment does not create a cost or savings impact to the state budget or DWR's budget. The amendments did not deal with any costs associated with the Lifetime Hunting and Fishing License Program, so no new/additional or alterations to the current cost or savings will be incurred to the state budget.

❖**LOCAL GOVERNMENTS:** None--This filing does 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:** DWR determines that this amendment does not create a cost or savings impact to other persons. The amendments did not deal with any costs associated with the Lifetime Hunting and Fishing License Program, so no new/additional or alterations to the current cost or savings will be incurred to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: DWR determines that there are no additional compliance costs associated with this amendment. The amendments did not deal with any costs associated with the Lifetime Hunting and Fishing License Program, so no new/additional or alterations to the current cost will be incurred to affected persons.

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. Michael R. Styler, Executive Director

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:

Robin Thomas at the above address, by phone at 801-538-4707, by FAX at 801-538-4745, or by Internet E-mail at robinthomas@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: James F Karpowitz, Director

**R657. Natural Resources, Wildlife Resources.
R657-17. Lifetime Hunting and Fishing License.
R657-17-1. Purpose and Authority.**

(1) Under authority of Section 23-19-17.5, this rule provides the requirements and procedures applicable to lifetime hunting and fishing licenses.

(2) In addition to the provisions of this rule, a lifetime licensee is subject to:

(a) the provisions set forth in Title 23, Wildlife Resources Code of Utah; and

(b) the rules and proclamations of the Wildlife Board, including all requirements for special hunting and fishing permits and tags.

(3) Unless specifically stated otherwise, lifetime licensees shall be subject to any amendment to this rule or any amendment to Section 23-19-17.5.

R657-17-2. Definitions.

Terms used in this rule are defined in Section 23-13-2 and Rule R657-5.

R657-17-3. Lifetime License Entitlement.

(1) (a) A permanent lifetime license card shall be issued to lifetime licensees in lieu of an annual small game, and fishing license.

(b) The issuance of a permanent lifetime license card does not authorize a lifetime licensee to all hunting privileges. The lifetime licensee is subject to the requirements as provided in Subsection R657-17-1(2).

(2) ~~In addition to~~ Each year, a lifetime ~~license card, each lifetime licensee shall~~ licensee who is eligible to hunt big game may receive without charge, a permit and tag for the region of ~~his~~ their choice for one of the following general deer hunts:

- (i) ~~general~~ archery buck deer;
- (ii) ~~general season~~ any weapon buck deer; or
- (iii) ~~general~~ muzzleloader buck deer.

(3) Sales of lifetime hunting and fishing licenses may not be refunded, except as provided in Section 23-19-38.

(4) Lifetime hunting and fishing licenses are not transferable.

(5) Lifetime hunting and fishing licenses are no longer for sale as of March 1, 1994.

(6)(a) Lifetime license holders may participate in the Dedicated Hunter Program.

(b) Upon entering the Dedicated Hunter Program, the lifetime license holder agrees to forego any rights to receive a buck deer permit for the general archery, general season or general muzzleloader deer hunts as provided in Section 23-19-17.5 during enrollment in the Dedicated Hunter Program.

R657-17-4. General Deer Permits and Tags.

(1)(a) The division shall ~~[-prior to] send a reminder postcard to each lifetime licensee, who is eligible to hunt big game, prior to the beginning of the annual bucks, bulls and once-in-a-lifetime application period[-send a Lifetime General Deer questionnaire to each lifetime licensee who is eligible to hunt]~~ as prescribed in the proclamation of the Wildlife Board for taking big game.

(b) The lifetime licensee shall ~~[-correctly fill out the questionnaire indicating the lifetime licensee's choice of general deer permits as provided in Subsection R657-17-3(2) and the region in which the lifetime licensee chooses to hunt.], prior to the end of the annual bucks, bulls and once-in-a-lifetime application period:~~

~~[(c) The questionnaire must be returned by mail to the Salt Lake division office and must be received by April 1 annually.](i) complete and submit an online Lifetime Questionnaire through the division's web site; or~~

~~_____ (ii) complete and submit a paper Lifetime Questionnaire to the address indicated on the questionnaire.~~

~~_____ (iii) Blank questionnaires are available online at the division's web site or from any division office.~~

(2)(a) Except as provided in Subsection ~~[(e)](e)~~ and Subsection ~~[(d)](f)~~, the division may not issue a permit to any lifetime licensee who was given reasonable notice of the deadline as provided in Subsection ~~[(4)(e)](1)(b)~~ and fails to ~~return~~ submit a complete and accurate Lifetime ~~[General Deer questionnaire] Questionnaire~~ to the division.

(b) ~~[The division shall make a good faith effort to notify any lifetime licensee who has made a material error in completing the questionnaire. However, if] If an error is found on the Lifetime Questionnaire, submitted online or through the mail, the lifetime licensee may receive a correction letter. Corrections by the lifetime licensee can only be made using the personalized and numbered correction letter. Corrections must be mailed to the address on the correction letter and received no later than the date indicated on the letter. The opportunity to correct an error is not guaranteed.~~

~~_____ (c) The division reserves the right to:~~

~~_____ (i) contact the lifetime licensee to correct the error; or~~

~~_____ (ii) correct the lifetime licensee's choice of general deer permits without sending a correction letter.~~

~~_____ (d) If the division is unable to contact the lifetime licensee and correct the error, the [questionnaire shall be void and the] lifetime licensee may not receive a permit, except as provided in Subsection ~~[(d)](f)~~.~~

~~[(e)](e)~~ The director or his designee may issue a permit to a lifetime licensee who did not receive reasonable notice of the deadline as provided in Subsection ~~[(4)(e)](1)(a)~~.

~~[(d)](f)~~ If a lifetime licensee fails to ~~return~~ submit a Lifetime ~~[General Deer questionnaire] Questionnaire~~ by the deadline as provided in Subsection ~~[(4)(e)](1)(b)~~, the lifetime licensee may

obtain an available general deer permit on the date these permits are made available over-the-counter to the general public.

~~(e)~~(3) As used in this section "reasonable notice" means that a ~~[Lifetime General Deer questionnaire]~~ reminder postcard was sent within a reasonable time before the deadline as provided in Subsection ~~[(4)(e)](1)(b)~~ to the most recent address given to the division by the lifetime licensee.

(4) Lifetime licensees shall receive a letter from the division confirming the information received on the Lifetime Questionnaire.

~~(5)(3)~~ Lifetime licensees must notify the division of any change of mailing address, residency, address, telephone number, physical description, or driver's license number.

~~(4)(a)~~(6)(a) Lifetime licensees may apply for or obtain general deer preference points or permits through the big game general buck deer drawing as provided in Rule R657-5 and the proclamation of the Wildlife Board for taking big game, provided the lifetime licensee waives their choice of general deer permits as provided in Subsection R657-17-3(2) and the region in which the lifetime licensee chooses to hunt.

(b) If a lifetime licensee applies for and does not obtain a general deer permit through the big game general buck deer drawing, the lifetime licensee may only obtain an available general deer permit on the date these permits are made available over-the-counter to the general public.

R657-17-5. Applying for Limited Entry Permits in the Bucks, Bulls and Once-In-A-Lifetime Drawing.

(1) A lifetime licensee may apply for a limited entry permit offered through the bucks, bulls and once-in-a-lifetime drawing using a bucks, bulls and once-in-a-lifetime application published by the division.

(2) Limited entry permit species and application procedures are provided in Rule R657-5 and the proclamation of the Wildlife Board for taking big game.

(3)(a) If the lifetime licensee applies for and is successful in obtaining a premium limited entry, limited entry, or cooperative wildlife management unit buck deer permit in the bucks, bulls and once-in-a-lifetime drawing, a general deer permit will not be issued.

(b) If the lifetime licensee does not draw a premium limited entry, limited entry, or cooperative wildlife management unit buck deer permit in the bucks, bulls and once-in-a-lifetime drawing, the general deer permit requested on the Lifetime ~~[General Deer]~~ Questionnaire shall be issued.

(4) Applying for or obtaining an antlerless deer, antlerless elk, or doe pronghorn permit does not affect eligibility for obtaining a general buck deer permit.

(5) All rules established by the Wildlife Board regarding the availability of big game permits in relation to obtaining general deer permits shall apply to lifetime licensees.

R657-17-6. Hunter Education Requirements -- Minimum Age for Hunting.

(1) The division shall issue a lifetime licensee only those licenses, permits, and tags for which that person qualifies according to the hunter education requirements, age restrictions specified in this Section and Title 23, Wildlife Resources Code of Utah, and suspension orders of a division hearing officer.

(2)(a) Lifetime licensees born after December 31, 1965, must be certified under Section 23-19-11 to engage in hunting.

(b) Proof of hunter education must be provided to the division by the lifetime licensee.

(3) Age requirements to engage in hunting are as follows:

(a) A lifetime licensee must be 12 years of age or older to hunt small game.

(b) A lifetime licensee must be 14 years of age or older to hunt big game. A lifetime licensee 13 years of age may hunt big game if that person's 14th birthday falls within the calendar year.

R657-17-7. Change of Residency.

(1) A lifetime hunting and fishing license shall remain valid if the licensee changes residency to another state or country.

(2)(a) A lifetime licensee who no longer qualifies as a resident under Section 23-13-2 shall notify the division within 60 days of leaving the state.

(b) The division shall issue the lifetime licensee a new lifetime hunting and fishing license with the change of address after the lifetime licensee surrenders the lifetime hunting and fishing license with the previous address.

(3) A lifetime licensee who does not qualify as a resident shall purchase the required nonresident permits or tags required for hunting, except as provided in Subsection R657-17-3(2).

R657-17-8. Lost or Stolen Lifetime Hunting and Fishing License.

(1) If a lifetime hunting and fishing license is lost or stolen, a duplicate may be obtained from any division office.

(2) The lifetime licensee shall:

(a) present a valid driver's license, identification card, birth certificate, or other form of proper identification;

(b) sign an affidavit stating the lifetime hunting and fishing license was lost or stolen; and

(c) pay a duplicate lifetime hunting and fishing license fee.

KEY: wildlife, game laws, hunting and fishing licenses[=]

[January 21, 2004]2006

Notice of Continuation November 21, 2005

23-19-17.5

23-19-40

23-19-11



Natural Resources, Wildlife Resources

R657-23

Utah Hunter Education Program

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28377

FILED: 11/25/2005, 12:08

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being amended to remove the provision that the Division of Wildlife Resources (DWR) will issue a state of Utah hunter education card (Blue Card) free of charge to individuals who have completed an approved hunter education course in another state, province, or country and has since become a Utah resident. This change was prompted by a desire for DWR to treat transfer hunter education cards similar to how

other states handle them. Keeping DWR processes similar to other states is easier for customers to understand and follow.

SUMMARY OF THE RULE OR CHANGE: Subsection R657-23-4(2)(c) was amended in order to remove the provision that DWR will issue a state of Utah hunter education card (Blue Card) free of charge to individuals who have completed an approved hunter education course in another state, province, or country and has since become a Utah resident. Subsections R657-23-4(2) and R657-23-4(8) were updated to reflect the removal of Subsection R657-23-4(2)(c).

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 23-19-11

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** This rule is being amended to remove the provision that DWR will issue a state of Utah hunter education card (Blue Card) free of charge to individuals who have completed an approved hunter education course in another state, province, or country and has since become a Utah resident. DWR determines that this amendment does not create a cost or savings impact to the state budget or DWR's budget.

❖ **LOCAL GOVERNMENTS:** None--This filing does 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 rule is being amended to remove the provision that DWR will issue a state of Utah hunter education card (Blue Card) free of charge to individuals who have completed an approved hunter education course in another state, province, or country and has since become a Utah resident. Therefore, this amendment does not impose any additional requirements on other persons, nor generate a cost or savings impact to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The compliance cost associated with this amendment is \$10. DWR will issue a state of Utah hunter education card (Transfer Blue Card) to individuals who have completed an approved hunter education course in another state, province, or country and has since become a Utah resident for \$10. The cost for a "transfer" blue card will now be the same cost for obtaining a duplicate.

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. Michael R. Styler, Executive Director

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:

Robin Thomas at the above address, by phone at 801-538-4707, by FAX at 801-538-4745, or by Internet E-mail at robinthomas@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: James F Karpowitz, Director

R657. Natural Resources, Wildlife Resources.

R657-23. Utah Hunter Education Program.

R657-23-1. Purpose and Authority.

Under authority of Section 23-19-11, this rule provides the process and requirements for:

- (1) hunter education instructor and student training; and
- (2) presenting and obtaining proof of having successfully completed an approved hunter education course.

R657-23-2. Definitions.

- (1) Terms used in this rule are defined in Section 23-13-2.
- (2) In addition:
 - (a) "Approved hunter education course" means any hunter education course that qualifies a person to receive a resident hunting license in the state, province, or country in which the hunter education course is offered.
 - (b) "Authorized division representative" means a volunteer hunter education instructor who has been approved by the division to issue duplicate blue cards.
 - (c) "Blue Card" means the certificate of completion issued by the division for having passed a Utah hunter education course or an approved hunter education course.
 - (d) "Certificate of completion" means a card, certificate, or other document issued by the wildlife agency of a state, province, or country, and signed by a hunter education instructor, verifying successful completion of an approved hunter education course.
 - (e) "Field day" means a student has successfully completed the hunter education course online and shall participate in taking a written test, a practical shooting test, and instruction on firearms safety and hunter responsibility during a minimum of five hours with a hunter education instructor.
 - (f) "Home study hunter education course" means a hunter education course that is offered to a person 18 years of age or older and is completed at home substituting seven hours of the minimum 12 hours classroom requirement and is taken through the division's home study workbook.
 - (g) "Instructor" means a volunteer hunter education instructor or division employee who has been certified by the division to teach the hunter education program to students.
 - (h) "Online hunter education course" means a hunter education course that is completed online substituting the minimum 12 hours classroom requirement, and is taken through the division's Internet address.
 - (i) "Student" means a person who is registered in a hunter education course being taught by a certified hunter education instructor.

(j) "Traditional hunter education course" means a hunter education course that is a minimum of 12 classroom hours, a written test and a practical shooting test.

R657-23-3. Hunter Education Required.

(1)(a) To obtain a hunting license, any person born after December 31, 1965, must present proof of having passed a division approved hunter education course.

(b) A person may take a hunter education course offered by the division as provided in Subsection (2), (3), or (4).

(2) Completion of a traditional hunter education course requires students to:

- (a) attend the minimum 12-hour classroom course;
- (b) behave in a safe and responsible manner in class;
- (c) obtain a passing score of at least 75% on a written test; and
- (d) obtain a passing score of at least 50% on a shooting practical test.

(3) Completion of the home study hunter education course requires students to:

- (a) complete the hunter education home study workbook;
- (b) attend two classes for a minimum of five hours of classroom instruction within a five-week period;
- (c) behave in a safe and responsible manner while attending the class;
- (d) obtain a passing score of at least 75% on a written test; and
- (e) obtain a passing score of at least 50% on a shooting practical test.

(4) Completion of the online hunter education course requires students to:

- (a) preregister for the field day by submitting the registration form and hunter education fee to the division through the division's Internet address;
- (b) comprehensively read each chapter of the online workbook, and complete and obtain a passing score of at least 80% of each quiz that is provided after each chapter of the workbook;
- (c) behave in a safe and responsible manner while attending the field day;
- (d) obtain a passing score of at least 75% on a written test; and
- (e) obtain a passing score of at least 50% on a shooting practical test.

(5)(a) The division, through the instructor, issues a Blue Card to each individual who successfully completes the hunter education course.

(b) A Blue Card shall not be issued to a person who has not successfully completed the hunter education requirements.

(6) The division shall accept other states, provinces, and countries criteria and qualifications for their respective courses, which meet or exceed the International Hunter Education Association hunter education standards.

(7) The division shall accept other states, provinces, and countries criteria and qualifications for their respective courses, which meet or exceed the International Hunter Education Association hunter education standards.

(8) The division shall accept other states, provinces, and countries criteria and qualifications for their respective courses, which meet or exceed the International Hunter Education Association hunter education standards.

(9) The division shall accept other states, provinces, and countries criteria and qualifications for their respective courses, which meet or exceed the International Hunter Education Association hunter education standards.

R657-23-4. Documents Accepted as Proof of Completion of a Hunter Education Course.

(1) The division and division approved license agents shall accept proof of completion of an approved hunter education course in accordance with Section 23-19-11.

(2)(a) Any person who has completed an approved hunter education course in another state, province, or country and becomes a Utah resident must obtain a transfer Blue Card prior to purchasing a resident hunting license.

(b) The person must present proof of completion of an approved hunter education course to a division office as required under Subsection (1).[

~~(c) The division shall issue the person a Blue Card at no cost.]~~

(3)(a) If an applicant for a nonresident hunting license is not able to present a hunting license or a certificate of completion as provided in Subsection (1), the division may contact another state, province, or country to verify the completion of a hunter education course so that a nonresident hunting license may be issued.

(4)(a) If an applicant for a resident or nonresident hunting license has completed a hunter education course in Utah but is not able to present a hunting license or a certificate of completion as provided in Subsection (1), the division may research the division's hunter education records to verify that the applicant has completed the hunter education course.

(b) Upon issuance of the hunting license, the division shall indicate the applicant's hunter education number on the face of the hunting license.

(5)(a) If a Blue Card is lost or destroyed, a person may apply by mail or in person at a division office, or may contact an authorized division representative to obtain a duplicate Blue Card. The person must complete an affidavit and request a record's search.

(b) Upon verification of completion of the hunter education course, the division or authorized division representative may issue the person a duplicate Blue Card.

(6) The division requires any person whose records cannot be found or who cannot be verified as having completed a hunter education course to take the complete course as required under Section R657-23-3.

(7) For the purpose of issuing a hunting license, the division may, upon request, provide verification to another state's wildlife agency that a resident or former resident of Utah has met the Utah hunter education requirements.

(8) The division may charge a fee for the services provided in Subsections (2), (3), (4), and (5).

R657-23-5. Hunter Education Instructor Training.

(1) A person must be 21 years of age or older to become a certified hunter education instructor.

(2) Completion of a hunter education instructor course requires a person to:

- (a) attend the 18 hour classroom course;
- (b) pass a criminal background check;
- (c) obtain a passing score of at least 75% on a written test; and
- (d) obtain a passing score of at least 50% on a shooting practical test.

(3) The division shall issue a hunter education instructor card to each individual who successfully completes the hunter education instructor course.

KEY: wildlife, game laws, hunter education[≠]

~~[February 16, 2003]2006~~

Notice of Continuation December 31, 2002

23-19-11



Natural Resources, Wildlife Resources
R657-38
 Dedicated Hunter Program

NOTICE OF PROPOSED RULE
 (Amendment)

DAR FILE No.: 28371
 FILED: 11/22/2005, 18:22

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being amended pursuant to Wildlife Board meetings conducted for taking public input and reviewing the division's Dedicated Hunter Program.

SUMMARY OF THE RULE OR CHANGE: The enrollment period, Section R657-38-3, for the Dedicated Hunter program was moved to coincide with the Big Game Drawing application period. In order to make the Dedicated Hunter program more soldier-friendly, members of the armed forces or personnel mobilized to respond to a national crisis can now opt-out of the program during their deployment. When they return to Utah, they will be reinstated in the Dedicated Hunter program, and pick up where they left off. This will ensure that military personnel and emergency workers will get three years of hunt opportunity from the program, even if their enrollment is interrupted by a call to duty. Law enforcement standards are now higher. Previously, a hunter could not join the Dedicated Hunter program if they had been convicted of one major wildlife offense or three or more minor wildlife offenses in the five years previous to enrollment. Now, if a hunter has any type of hunting provision revoked by the Division, they can now join the Dedicated Hunter program after waiting an additional period equal to the length of their revocation. This allows hunters to demonstrate good behavior following the reinstatement of their hunting privileges, before they can join the Dedicated Hunter program. Hunters who had any type of certificate of registration (COR) suspended by the Division may be disqualified from ever joining the Dedicated Hunter program. The section on COR suspensions, Section R657-38-5, by the Division was expanded. The Division will now suspend a COR for any of the same reasons they would deny entry into the program. Additionally, the amendments make the removal of hunters automatic if they have any kind of hunting privilege revoked by the Division. There are some new provisions that also allow the Division to suspend CORs for committing fraud within the Dedicated Hunter program such as, including filling out of fraudulent volunteer time sheets or signing Regional Advisory Council (RAC) roles for persons who have not attended. An amendment to Section R657-38-6 now allows Dedicated Hunters to exchange their permits for another Dedicated Hunter permit in an open region until the day before the opening of muzzleloader buck deer season. Archery hunting privileges are statewide, so allowing exchanges until the muzzleloader season does not present any additional hunt opportunity. Also, any Dedicated Hunter who can demonstrate that they have never had their permit in their possession may surrender their permit at any time. Housekeeping-type changes included moving two entire

sections relating to CORs to make the flow of information more logical. Following the rearrangement, internal references were modified to reflect the changes. Verbiage also was added to clarify the difference between program harvests and non-program harvests.

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 the procedures and requirements applicable to participants in the Dedicated Hunter Program. Therefore, the Division of Wildlife Resources (DWR) determines that these amendments do not create a cost or savings impact to the state budget or DWR's budget.

❖ **LOCAL GOVERNMENTS:** None--This filing does 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:** The amendments provide clarification of procedures and requirements applicable to participants in the Dedicated Hunter Program, therefore, the amendments do not impose any additional requirements on other persons, nor generate a cost or savings impact to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: These amendments are for clarification and providing requirements and procedures for participants in the Dedicated Hunter Program. DWR determines that there are no additional compliance costs associated with this amendment.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: None--The amendments to this rule do not have a fiscal impact on business. Michael R. Styler, Executive Director

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:

Robin Thomas at the above address, by phone at 801-538-4707, by FAX at 801-538-4745, or by Internet E-mail at robinthomas@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: James F Karpowitz, Director

R657. Natural Resources, Wildlife Resources.**R657-38. Dedicated Hunter Program.****R657-38-1. Purpose and Authority.**

(1) Under the authority of Section 23-14-18, this rule provides the standards and requirements for qualified deer hunters to participate in the Dedicated Hunter Program by obtaining a certificate of registration.

(2) The Dedicated Hunter Program provides the opportunity for participants to:

- (a) increase the opportunity for recreational general deer hunting, while the division regulates harvest;
- (b) increase participation in wildlife management decisions;
- (c) increase participation in wildlife conservation projects that are beneficial to wildlife conservation and the division; and
- (d) attend wildlife conservation courses about hunter ethics and the division's wildlife conservation philosophies and strategies.

R657-38-2. Definitions.

(1) Terms used in this rule are defined in Section 23-13-2.

(2) In addition:

(a) "Dedicated Hunter Permit" means a general buck deer permit issued to a dedicated hunter participant in the Dedicated Hunter Program, which authorizes the participant to hunt general archery, general ~~season~~ any weapon and general muzzleloader in the region specified on the permit.

(b) "Hunt area" means an area prescribed by the Wildlife Board where general archery, general ~~season~~ any weapon or general muzzleloader deer hunting is open to permit holders for taking deer.

(c) "Limited Entry Dedicated Hunter Permit" means a limited entry deer permit or limited entry elk permit, for use in an area selected by the Division, which shall be offered through the Dedicated Hunter Program Drawing.

(d) "Participant" means a person who has remitted the appropriate fee and has been issued a certificate of registration for the Dedicated Hunter Program.

(e) "Program" means the Dedicated Hunter Program, a program administered by the division as provided in this rule.

(f) "Program harvest" means tagging a deer with a Dedicated Hunter Permit or Limited Entry Dedicated Hunter Deer Permit, or failing to return the Dedicated Hunter Permit or Limited Entry Dedicated Hunter Deer Permit with an attached, unused tag, while enrolled in the program.

(g) "Program requirements" mean the Wildlife Conservation Course as provided in Section R657-38-~~5~~7, the Wildlife Conservation Project as provided in Section R657-38-~~6~~8, the Regional Advisory Council meeting as provided in Section R657-38-~~7~~9, and returning an unused Dedicated Hunter Permit and attached tag as provided in Subsection R657-38-~~9~~11(1).

(h) "Wildlife conservation course" means a course of instruction provided by the division on hunter ethics and wildlife conservation philosophies and strategies.

(i) "Wildlife conservation project" means a project designed by the division, or any other individual or entity and pre-approved by the division, that provides wildlife habitat protection or enhancement on public or private lands, improves hunting or fishing access, or other conservation projects or activities that benefit wildlife or directly benefits the division.

(j) "Wildlife conservation project manager" means an employee of the division, or person approved by the division,

responsible for supervising a wildlife conservation project and maintaining and reporting records of service hours to the division.

R657-38-3. Certificate of Registration Required.

(1)~~(a)~~ [A person may not participate in the program if that person has been convicted of or entered a plea in abeyance to any of the following classes of violations of Title 23, Wildlife Resources Code, or any rule or proclamation of the Wildlife Board, or is currently on wildlife license suspension:

- ~~(a) felony;~~
- ~~(b) Class A misdemeanor in the last five years; or~~
- ~~(c) three or more Class B or Class C misdemeanors in the past five years.~~

~~(2)(a)~~]To participate in the program a person must apply for, obtain and sign a certificate of registration [from]issued by the division.

(b) No more than ten thousand certificates of registration for the program may be in effect at any given time.

(c) Certificates of registration are issued on a first-come, first-served basis at division offices.

(d) Each prospective participant must submit an application provided by the division and provide evidence of having completed a wildlife conservation course before the division may issue the certificate of registration for the program.

(e) A certificate of registration to participate in the program shall only be issued ~~[January 1 through January 31 annually, unless January 1 or January 31 is a Saturday, Sunday, or holiday, in which case the date shall be extended to the following business day.]~~during the bucks, bulls and once-in-a-lifetime application period as prescribed in the proclamation of the Wildlife board for taking big game.

~~(3)~~(2) The division may deny issuing a dedicated hunter certificate of registration to a person for any of the following reasons:

- (a) The application is incomplete or contains false information;
- (b) The person, at the time of application, is under a judicial or administrative order suspending any wildlife hunting or fishing privilege within Utah or elsewhere;
- (c) The person, in the previous five years prior to applying for the program, has been convicted of, entered a plea in abeyance to, or entered into a diversion agreement for violating any provision of:
 - (i) 23-20-3 Unlawful Possession or Taking Involving Big Game;
 - (ii) 23-20-3.5 Unlawful Taking While Trespassing;
 - (iii) 23-20-4 Wanton Destruction;
 - (iv) 23-20-8 Wasting;
 - (v) 23-20-14 Trespass;
 - (vi) 23-20-30 Failure to Tag Violations;
 - (vii) 23-19-1 or 23-23-10 License Violations involving Big Game;
 - (viii) 23-19-5 Counterfeiting Licenses;
 - (ix) 23-20-23 Aiding and Assisting in any of the above violations;
 - (x) 76-10-505 or 76-10-508 Firearms Safety Violations;
 - (xi) 77-7-22 Failure to Comply With a Wildlife Citation;
 - (xii) R657-5-11 or R657-5-12 Unlawful Possession of a Firearm by an Archer or Muzzleloader;
 - (xiii) R657-5-14 Spotighting With a Weapon;
 - (xiv) R657-5-15 Use of Aircraft to Locate Big Game;
 - (xv) R657-5-18 Hunting on a Detached Tag; or

(xvi) R657-5-30 through R657-5-36 Waiting Period Violations involving Big Game:

(d) The person has violated the terms of any certificate of registration issued by the division or an associated agreement.

(e) The person has ever had a dedicated hunter certificate of registration suspended by the division.

(3) Prospective participants who have been under any wildlife suspension may not apply for the program until:

(a) their suspension period has ended; and

(b) an additional length of time equivalent to the original suspension has passed.

(4) Each certificate of registration is valid for three consecutive general deer hunting seasons.

[(4)(a)](5)(a) Any person who is 14 years of age or older may obtain a certificate of registration. A person 13 years of age may obtain a certificate of registration if the date of that person's 14th birthday is before the end of the calendar year in which the certificate of registration is issued.

(b) Any person who is 17 years of age or younger before the beginning date of the annual general archery deer hunt shall pay the youth participant fees.

(c) Any person who is 18 years of age or older on or before the beginning date of the annual general archery deer hunt shall pay the adult participant fees.

[(5)](6) A certificate of registration authorizes the participant an opportunity to receive annually a Dedicated Hunter Permit to hunt during the general archery, general ~~season~~ any weapon and general muzzleloader deer hunts. The Dedicated Hunter Permit may be used during the dates and within the hunt area boundaries established by the Wildlife Board.

[(6)(a)](7)(a) Except as provided in Subsections (b), ~~R657-38-10(3)(a)~~, and ~~R657-38-8(7)]10(6)~~, a participant using a Dedicated Hunter Permit may take two deer within three years of enrollment, and only one deer in any one year as provided in Rule R657-5.

(b) Participants entering or re-entering the Dedicated Hunter Program shall be subject to any changes subsequently made in this rule during the three-year term of enrollment.

(c) The harvest of an antlerless deer using a Dedicated Hunter Permit, as authorized under specific hunt choice areas during the general archery deer hunt, shall be considered a program harvest.

[(7)](8) The certificate of registration must be signed by the participant. The certificate of registration is not valid without the required signature.

[(8)](9) The participant and holder of the certificate of registration must have a valid Dedicated Hunter Permit in possession while hunting. A participant is not required to have the Dedicated Hunter Certificate of Registration in possession while hunting.

[(9)](10) The division may issue a duplicate Dedicated Hunter Certificate of Registration pursuant to Section 23-19-10.

[(10)](11) Certificates of registration are not transferable and shall expire at the end of a participant's third general deer hunting season.

[(11)(a)](12)(a) The program requirements set forth in Sections ~~R657-38-5]~~, ~~R657-38-6]~~, and ~~R657-38-7]~~ may be waived annually if the participant provides evidence of leaving the state for a minimum period of one year during the enrollment period for the Dedicated Hunter Certificate of Registration for religious or educational purposes.

(b) If the participant requests that the program requirements be waived in accordance with Subsection (a), and the request is

granted, the participant shall not receive a Dedicated Hunter Permit for the year in which the program requirements were waived.

(13)(a) A participant who is a member of the United States Armed Forces or public health or public safety organization and who is mobilized or deployed on order in the interest of national defense or emergency may request that their enrollment in the program be suspended for the period of their mobilization or deployment.

(14)(a)[(12)(a)]A participant who is a member of the United States Armed Forces or public health or public safety organization and who is mobilized or deployed on order in the interest of national defense or emergency may request that the requirements set forth in Sections ~~R657-38-5, R657-38-7, and R657-38-9 be extended, and the requirement in Section R657-38-6 be]~~, ~~R657-38-8, R657-38-9, and R657-38-11 be extended or satisfied as provided in Subsections (b) through (e).~~

(b) The program requirement set forth in Section ~~R657-38-5]~~ may be extended to the second or third year of ~~the~~ their program enrollment.

(c) The program requirement set forth in Section ~~R657-38-6]~~ may be considered satisfied by a participant that is prevented from completing the requirement due to the mobilization or deployment.

(d) The program requirement set forth in Section ~~R657-38-7]~~ may be:

(i) extended to the third year in the program if the participant is currently in the second year of the program; and

(ii) waived in the third year of the program if the participant remains mobilized or deployed and is unable to reasonably meet the requirement.

(e) A participant must provide evidence of the mobilization or deployment.

[(13)](15) A refund for the Dedicated Hunter Certificate of Registration may not be issued ~~[pursuant to Section 23-19-38]~~, except as provided in Section 23-19-38.2. Any refund will be issued pro rata based on the number of hunting seasons actually participated in during the three-year enrollment period.

R657-38-4. Certificate of Registration Surrender.

(1)(a) A participant who has obtained a Dedicated Hunter Certificate of Registration may surrender the certificate of registration to a division office provided the participant does not have two program harvests.

(b) A participant who surrenders the Dedicated Hunter Certificate of Registration may not re-enter the program until the participant's initial certificate of registration has expired.

(2) The division may not issue a refund, except as provided in Section 23-19-38 and Section R657-38-3(15).

R657-38-5. Certificate of Registration Suspension.

(1) The division may suspend a Dedicated Hunter Certificate of Registration pursuant to Section 23-19-9 and R657-26.

(2) A certificate of registration may be suspended if the participant fraudulently:

(a) submits a time sheet for service hours; or

(b) signs the roll at the regional advisory council meetings.

(3) A certificate of registration may be suspended if the participant is convicted of, enters a plea in abeyance to, or enters into a diversion agreement for committing any offense listed in Section ~~R657-38-3(2)(c)~~.

(4) A certificate of registration is invalid if the participant's big game hunting privileges are suspended in any jurisdiction during the participant's enrollment in the program.

(5) A Dedicated Hunter Permit is invalid if a participant's certificate of registration is suspended.

R657-38-6~~R657-38-4~~. Dedicated Hunter Permits.

(1)(a) Participants may hunt during the general archery, general ~~[season]any weapon~~ and general muzzleloader deer hunts within the hunt area and during the season dates prescribed in the proclamation of the Wildlife Board for taking big game.

(b) The division may exclude multiple season opportunities on specific units due to extenuating circumstances on that specific unit.

(2)(a) Participants must designate a regional hunt choice upon joining the program.

(b) The regional hunt choice shall remain in effect unless otherwise changed in writing by the participant by January 31 annually, unless January 31 is a Saturday, Sunday, or holiday, in which case the date shall be extended to the following business day, or as modified or rescinded by the Wildlife Board.

(3)(a) Participants must notify the division of any change of mailing address in order to receive a Dedicated Hunter Permit by mail.

(b) A participant who enters the program as a resident and becomes a nonresident, or claims residency outside of Utah shall be issued a nonresident ~~[permit]~~at no additional charge for the remainder of the three-year enrollment period.

(c) A participant who enters the program as a nonresident and becomes a resident, or claims residency in Utah, shall be issued a resident ~~[permit]~~with no reimbursement of the higher nonresident fee for the remainder of the three-year enrollment period.

(4)(a) Dedicated ~~[hunter]~~Hunter permits may be issued through the mail by June 1 of each year and again ~~[two]~~three weeks prior to the beginning of the general archery deer hunt, and only upon evidence that all program requirements have been completed by the participant.

(b) Participants completing program requirements after June 1 may obtain their Dedicated Hunter Permit over-the-counter from any division office.

(5)~~(a)~~ A Dedicated Hunter Permit may not be issued to any participant who:

(a) does not perform the program requirements; or

(b) violates the terms of this rule or the Dedicated Hunter Certificate of Registration.

(6)(a) The division may issue a duplicate Dedicated Hunter Permit pursuant to Section 23-19-10.

(b) If a participant's unused ~~[permit]~~Dedicated Hunter Permit and tag is destroyed, lost, or stolen a participant may complete an affidavit verifying the permit was destroyed, lost, or stolen in order to obtain a duplicate.

(c) A duplicate ~~[permit]~~Dedicated Hunter Permit shall not be issued after the closing date of the general ~~[season]any weapon~~ buck deer hunt, however, a participant may complete an affidavit and submit a copy of the affidavit for program reporting purposes as required in Section R657-38-9(1).

~~[(6)(a)](7)(a)~~ A participant may exchange or surrender a Dedicated Hunter Permit in accordance with Rule R657-42 provided annual program requirements are [met by June 1 annually]completed.

(b) A participant may not exchange ~~[or surrender]~~a Dedicated Hunter Permit for any other buck deer permit once the ~~[Dedicated Hunter Permit is issued and the]~~general archery deer hunt has begun, except: [-]

~~[(7)(a)](i) a participant may exchange a Dedicated Hunter Permit for a Dedicated Hunter Permit in any other available area prior to the opening of the general muzzleloader buck deer hunt.~~

(c) A participant may not surrender a Dedicated Hunter Permit for any other buck deer permit once the general archery deer hunt has begun, except:

(i) a participant may surrender a Dedicated Hunter Permit after the opening of the buck deer archery hunt, provided the Division can verify that the permit was never in the participant's possession.

(9)(a) Lifetime license holders may participate in the program.

(b) Upon signing the certificate of registration, the lifetime license holder agrees to forego any rights to receive a buck deer permit for the general archery, general ~~[season]any weapon~~ or general muzzleloader deer hunts as provided in Section 23-19-17.5.

(c) A refund or credit is not issued for the general archery, general ~~[season]any weapon~~ or general muzzleloader permit.

R657-38-~~5~~7. Wildlife Conservation Course.

(1)(a) The division shall provide an annual wildlife conservation course.

(b) Prior to entering or re-entering the program, and obtaining a certificate of registration, a prospective participant must complete the wildlife conservation course within the current year in which the prospective participant is entering or re-entering the program.

(2) The wildlife conservation course shall explain the program to give a prospective participant a reasonable understanding of the program as well as hunter ethics, the division's Regional Advisory Council and Wildlife Board processes, and wildlife conservation philosophies and strategies.

(3) The wildlife conservation course is available through the division's Internet site, and a limited number of classroom courses may be available, as scheduled by division offices.

(4)(a) Evidence of completion of the wildlife conservation course shall be provided to the prospective participant upon completion of the wildlife conservation course.

(b) Certificates of registration shall not be issued without verification of the prospective participant having completed the wildlife conservation course.

(c) The division shall keep a record of all participants who complete the wildlife conservation course.

R657-38-~~6~~8. Wildlife Conservation Projects.

(1) Each participant in the program shall provide a total of 24 hours of service as a volunteer on a wildlife conservation project as provided in Subsections (a) and (b), or pay the approved fee for each hour not completed as provided in Subsection (c).

(a) A participant must provide no fewer than eight hours of service before obtaining the first Dedicated Hunter Permit.

(b) A participant must provide the remaining balance of service hours prior to receiving the second Dedicated Hunter Permit.

(c) Residents may not purchase more than 16 of the 24 total required service hours. Nonresidents may purchase all of the 24 total required service hours.

(d) The division may, upon request, approve a person who is physically unable to provide service by working on a wildlife conservation project to provide other forms of service.

(e) Goods or services provided to the division for wildlife conservation projects by a participant may be, at the discretion of the wildlife conservation project manager, substituted for service hours based upon current market values for the goods or services, and

using the approved hourly service buyout rate when applying the credit.

(2) Wildlife conservation projects shall be designed by the division, or any other individual or entity and shall be pre-approved by the division.

(3)(a) Wildlife conservation projects may occur anytime during the year as determined by the division.

(b) The division shall publicize the dates, times, locations and description of approved wildlife conservation projects and activities at division offices.

(4)(a) Service hours completed in any given year may be carried over to the following years, however excess service hours shall not be carried over to any year outside of the three-year enrollment period.

(b) Dedicated ~~hunter~~Hunter permits issued to participants who fail to make the deadline, two weeks prior to the opening date of the general archery deer hunt annually, shall be issued only as an over-the-counter transaction at division offices.

(5) A participant must request a receipt from the wildlife conservation project manager for service hours worked at the completion of the project, or upon showing evidence that the service hours worked are completed.

(6)(a) If a participant fails to fulfill the wildlife conservation project service requirement in any year of participation, as required under Subsection (4), the participant shall not be issued a Dedicated Hunter Permit for that year.

(b) The participant may obtain a Dedicated Hunter Permit for subsequent years upon completion of the wildlife conservation project program requirements due or payment of the fee in lieu thereof.

(7) The wildlife conservation project manager shall keep a record of all participants who attend the wildlife conservation project and the number of hours worked.

R657-38-~~7~~9. Regional Advisory Council.

(1) Prior to obtaining a second ~~permit~~Dedicated Hunter Permit while in the program, a participant must attend one regional advisory council meeting.

(2) A participant ~~must~~may request a receipt from the division for attending the regional advisory council meeting.

(3) The division shall keep a record of all participants who attend and sign the roll at the regional advisory council meetings.

R657-38-~~8~~10. Obtaining Other Permits.

(1)(a) Participants may not apply for or obtain general buck deer permits issued by the division through the big game drawing, license agents, over-the-counter sales, or the Internet during the three-year period of enrollment in the program.

(b) In the initial sign-up year for the program, if the participant previously applied for a general buck deer permit through the big game drawing, a participant must withdraw that permit application prior to the application withdrawal date as published in the proclamation of the Wildlife Board for taking big game.

(i) ~~The~~Upon withdrawal, the general buck deer permit fee may be refunded by the division in May, but the handling fee shall not be refunded.

(ii) If the participant fails to withdraw the general buck deer application and the permit is drawn, the general deer permit obtained through the drawing becomes invalid and must be surrendered prior to the beginning date of the general archery deer hunt. A refund may not be issued pursuant to Section 23-19-38.

(2) Participants may not apply for or obtain general landowner buck deer permits as provided under Rule R657-43.

(3)(a) Participants may apply for or obtain any other non general season buck deer permit as provided in Rule R657-5 and the proclamation of the Wildlife Board for taking big game.

(i) harvest of a deer with a permit obtained pursuant to Subsection (a) shall not be considered a program harvest.

(ii) participants are not required to complete program requirements prior to obtaining a permit pursuant to Subsection (a).

(b) Participants may apply for or obtain a Dedicated Hunter Limited Entry Permit as provided under Section R657-38-~~40~~12.

(c) If the participant obtains any other buck deer permit, or Dedicated Hunter Limited Entry buck deer permit, the Dedicated Hunter Permit becomes invalid and the participant must surrender the Dedicated Hunter Permit prior to the opening day of the general archery deer hunt. A refund may not be issued pursuant to Section 23-19-38.

(d) If the participant obtains any other buck deer permit, or a Dedicated Hunter Limited Entry Permit, the participant may use the permit only in the prescribed area during the season dates listed on the permit.

(e) Participants who obtain a cooperative wildlife management unit permit may hunt only within those areas identified on the permit and only during the dates determined by the cooperative wildlife management unit landowner or operator.

(4) The permit must be on the person while hunting.

(5) Obtaining any other buck deer permit does not authorize a participant to take an additional deer.

(6)(a) Participants may apply for or obtain antlerless deer permits as provided in Rule R657-5 and the Antlerless Addendum to the proclamation of the Wildlife Board for taking big game.

(b) Antlerless permits do not count against the number of permits issued pursuant to this program.

(c) Antlerless harvest of a deer as provided in the Antlerless Addendum to the proclamation of the Wildlife Board for taking big game shall not be considered a program harvest.

R657-38-~~9~~11. Reporting Requirements.

(1)(a) A participant must return the unused Dedicated Hunter Permit and attached tag, or an affidavit as provided in Section R657-38-~~44~~~~(e)~~6(6)(c), to a division office by January 31 annually, unless January 31 is a Saturday, Sunday, or holiday, in which case the date shall be extended to the following business day.

(b) The division shall credit any participant who fails to return the unused Dedicated Hunter Permit and attached tag, or an affidavit as provided in Section R657-38-~~44~~~~(e)~~6(6)(c), by January 31 with a program harvest.

~~(e)~~(i) An unused Dedicated Hunter Permit and attached tag, or an affidavit as provided in Subsection R657-38-~~44~~~~(e)~~6(6)(c), returned after January 31, will be accepted and the credited program harvest removed.

(ii) A participant who returns ~~a permit~~an unused Dedicated Hunter Permit after the January 31 deadline, and who is credited with a second program harvest, is only eligible to obtain a ~~permit~~Dedicated Hunter Permit for an available region if permits remain after the big game drawing and must obtain the Dedicated Hunter Permit over-the-counter at a division office.

(iii) If there are no permits remaining after the big game drawing, additional Dedicated Hunter permits shall not be issued.

(2)(a) The division may contact participants to gather annual harvest information and hunting activity information.

(b) Participants are expected to provide harvest information and hunting activity information if contacted by the division.

(3)(a) A participant may specify a change to their regional hunt choice for a Dedicated Hunter Permit by submitting a request in writing to the division by January 31 annually, unless January 31 is a Saturday, Sunday, or holiday, in which case the date shall be extended to the following business day.

(b) If a change is not specified pursuant to Subsection (a), the regional hunt choice selected initially or in the prior year shall be assigned.

R657-38-~~40~~12. Limited Entry Dedicated Hunter Program Drawing.

(1) Any unfilled Dedicated Hunter Permit with an unused attached tag, returned to the Division by January 31 annually, unless January 31 is a Saturday, Sunday, or holiday, in which case the date shall be extended to the following business day, may qualify the participant to be entered into the Dedicated Hunter Program Drawing provided:

(a) the participant is currently enrolled in the program; and

(b) the participant has returned the Dedicated Hunter Permit and unused, attached tag, or an affidavit as provided in Section R657-38-~~4(5)(e)~~6(6)(c).

(2)(a) One limited entry deer permit and one limited entry elk permit shall be offered through the drawing for each 250 permits received by the Division in accordance with Subsection (1).

(b) The eligible participants and limited entry permits shall be randomly drawn.

(c) The successful participant must meet all program requirements by June 1 for the current year in which the permit is valid before the issuance of the permit.

(d) If the successful participant fails to fulfill program requirements by June 1, the permit may be issued to the next participant on the alternate drawing list as provided in Rule R657-42.

(3) The drawing results may be posted at division offices and on the division Internet address on the date published in the Bucks, Bulls and Once-In-A-Lifetime Proclamation of the Wildlife Board for taking big game.

(4)(a) The successful participant shall be notified by mail.

(b) The successful participant must submit the appropriate limited entry fee within ten business days of the date on the notification letter.

(c) If the successful participant fails to submit the required limited entry permit fee, the permit may be issued to the next participant, who would have drawn the permit, in accordance with Rule R657-42.

(5)(a) The Limited Entry Dedicated Hunter ~~[permit]~~Permit allows the recipient to take only the species for which the permit is issued.

(b) The species that may be taken shall be printed on the permit.

(c) The species may be taken in the area and during the season specified on the permit.

(d) The species may be taken only with the weapon specified on the permit.

(e) The recipient of a limited entry deer or elk permit is subject to all of the provisions of Title 23, Wildlife Resources Code, and the rules and proclamations of the Wildlife Board for taking and pursuing wildlife.

(f) Bonus points shall not be awarded or utilized when applying for or obtaining Limited Entry Dedicated Hunter permits.

(g) Any participant who obtains a Limited Entry Dedicated Hunter Permit is not subject to the waiting periods set forth in Rule R657-5 and the proclamation of the Wildlife Board for taking big game.

~~[R657-38-11. Certificate of Registration Surrender.~~

~~— (1)(a) A participant who has obtained a Dedicated Hunter Certificate of Registration may surrender the certificate of registration to a division office provided the participant does not have two program harvests.~~

~~— (b) A participant who surrenders the Dedicated Hunter Certificate of Registration may not re-enter the program until the participant's initial certificate of registration has expired.~~

~~— (2) The division may not issue a refund except as provided in Section 23-19-38.~~

~~R657-38-12. Certificate of Registration Suspension.~~

~~— (1) A Dedicated Hunter Permit and tag may not be issued to any participant who:~~

~~— (a) does not perform the program requirements; or~~

~~— (b) violates the terms of this rule or the Dedicated Hunter Certificate of Registration.~~

~~— (2) The division may revoke or suspend a certificate of registration as provided in Section 23-19-9.~~

]KEY: wildlife, hunting, recreation, wildlife conservation

~~[January 15, 2005]2006~~

Notice of Continuation November 21, 2005

23-14-18



Natural Resources, Wildlife Resources **R657-42** Fees, Exchanges, Surrenders, Refunds and Reallocation of Wildlife Documents

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 28376

FILED: 11/23/2005, 16:30

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule is being amended pursuant to changes approved to Rule R657-38, Dedicated Hunter Program, by the Wildlife Board after Regional Advisory Council meetings had been conducted to gather public input. Those changes and amendments made Rule R657-38 more customer friendly. (DAR NOTE: The proposed amendment to Rule R657-38 is under DAR No. 28367 in this issue.)

SUMMARY OF THE RULE OR CHANGE: Sections R657-42-3 and R657-42-4 are being amended to allow participants in the Dedicated Hunter Program to more easily exchange and surrender Dedicated Hunter Permits.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 23-19-1 and 23-19-38

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: The Division of Wildlife Resources (DWR) determined that this amendment does not create a cost or savings impact to the state budget or DWR's budget.

❖LOCAL GOVERNMENTS: None--This filing does 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 does not impose any additional requirements on other persons, nor generate a cost or savings impact to other persons.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Since the cost to exchange a Dedicated Hunter Permit is only \$5 and there is no cost to surrender a Dedicated Hunter Permit, DWR determined that the compliance costs for affected persons is very low. As well, exchanging and surrendering Dedicated Hunter Permits is optional.

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. Michael R. Styler, Executive Director

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:

Robin Thomas at the above address, by phone at 801-538-4707, by FAX at 801-538-4745, or by Internet E-mail at robinthomas@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: James F Karpowitz, Director

R657. Natural Resources, Wildlife Resources.

R657-42. Fees, Exchanges, Surrenders, Refunds and Reallocation of Wildlife Documents.

R657-42-1. Purpose and Authority.

(1) Under the authority of Sections 23-19-1 and 23-19-38 the division may issue wildlife documents in accordance with the rules of the Wildlife Board.

(2) This rule provides the standards and procedures for the:

- (a) exchange of permits;
- (b) surrender of wildlife documents;

- (c) refund of wildlife documents;
- (d) reallocation of permits; and
- (e) assessment of late fees.

R657-42-2. Definitions.

(1) Terms used in this rule are defined in Section 23-13-2 and the applicable rules and proclamations of the Wildlife Board.

(2) In addition:

(a) "Alternate drawing lists" means a list of persons who have not already drawn a permit and would have been the next person in line to draw a permit.

(b) "Deployed or mobilized" means that a person provides military or emergency services in the interest of national defense or national emergency pursuant to the demand, request or order of their employer.

(c) "Landowner association operator" for purposes of this rule, means:

(i) a landowner association or any of its members eligible to receive limited entry landowner permits as provided in Rule R657-43; or

(ii) Cooperative Wildlife Management Unit (CWMU) landowner association or its designated operator as provided in Rule R657-37.

(d) "Wildlife document" means any license, permit, tag, or certificate of registration issued by the division.

R657-42-3. Exchanges.

(1)(a) Any person who has obtained a general buck deer or a general bull elk permit may exchange that permit for any other available general permit if both permits are for the same species and sex.

(b) A person must make general buck deer and general bull elk permit exchanges at any division office prior to the season opening date of the permit to be exchanged.

(2) Any person who has obtained a cougar harvest objective unit permit may exchange that permit for any other available cougar harvest objective unit permit as provided in Rule R657-10.

(3) Any person who has obtained a limited entry bear any weapon or limited entry bear archery permit may exchange that permit for a limited entry bear archery or limited entry bear any weapon permit, respectively.

(4) Any person who has obtained a Dedicated Hunter Permit may exchange that permit for any other available Dedicated Hunter Permit as provided in Rule R657-38.

(5) The division may charge a handling fee for the exchange of a permit.

R657-42-4. Surrenders.

(1) Any person who has obtained a wildlife document and decides not to use it, may surrender the wildlife document to any division office.

(2) Any person who has obtained a wildlife document may surrender the wildlife document prior to the season opening date of the wildlife document for the purpose of:

(a) waiving the waiting period normally assessed and reinstating the number of bonus points, including a bonus point for the current year as if a permit had not been drawn, if applicable;

(b) reinstating the number of preference points, including a preference point for the current year as if a permit had not been drawn, if applicable; or

(c) purchasing a reallocated permit or any other permit available for which the person is eligible.

(3) A CWMU permit must be surrendered before the following dates, except as provided in Section R657-42-11:

(a) the opening date for the respective general archery season for buck deer, bull elk or spike bull elk;

(b) September 1 for pronghorn and moose;

(c) August 15 for antlerless deer and elk;

(d) prior to the applicable season date for small game and waterfowl; and

(e) prior to the applicable season date of any variance approved by the Wildlife Board in accordance with Rules R657-21 and R657-37.

(4) Dedicated hunter participants must surrender their permits prior to the general archery deer season, except as provided in Section R657-38-6.

(5) The division may not issue a refund, except as provided in Section R657-42-5.

R657-42-5. Refunds.

(1) The refund of a license, certificate of registration or permit shall be made in accordance with:

(a) Section 23-19-38 and Rule R657-50;

(b) Section 23-19-38.2 and Subsection (3); or

(c) Section 23-19-38 and Subsection (4).

(2)(a) An application for a refund may be obtained from any division office.

(b) All refunds must be processed through the Salt Lake Division office.

(3) A person may receive a refund in accordance with Subsection (3) for a wildlife document if that person was deployed or mobilized on or after September 11, 2001, in the interest of national defense or national emergency and is thereby completely precluded from participating in the hunting or fishing activity authorized by the wildlife document, provided:

(a) the refund request is made to the division within one year of the end of the hunting or fishing season authorized by the wildlife document;

(b) the person surrenders the wildlife document to the division, or signs an affidavit stating the wildlife document is no longer in the person's possession; and

(c) the person verifies that the deployment or mobilization completely precluded them from participating in the activity authorized by the wildlife document, except as provided in Subsection (5); and

(d) the person provides military orders, or a letter from an employment supervisor on official public health or public safety organization letterhead stating:

(i) the branch of the United States Armed Forces, or name of the public health organization or public safety organization from which they were deployed or mobilized; and

(ii) the nature and length of their duty while deployed or mobilized.

(4) The division may issue a refund for a wildlife document if the person to whom it was issued dies prior to participating in the hunting or fishing activity authorized by the wildlife document, provided:

(a) The person legally entitled to administer the decedent's estate provides the division with:

(i) picture identification;

(ii) letters testamentary, letters of administration, or such other evidence establishing the person is legally entitled to administer the affairs of the decedent's estate;

(iii) a photocopy of the decedent's certified death certificate; and

(iv) the wildlife document for which a refund is requested.

(5) The director may determine that a person did not have the opportunity to participate in an activity authorized by the wildlife document.

(6) The division may reinstate a bonus point or preference point, whichever is applicable, and waive waiting periods, if applicable, when issuing a refund in accordance with this ~~Subsection (3)~~ Section.

R657-42-6. Reallocation of Permits.

(1)(a) The division may reallocate surrendered limited entry, once-in-a-lifetime and CWMU permits.

(b) The division shall not reallocate resident and nonresident big game general permits.

(2) Permits shall be reallocated through the Salt Lake Division office.

(3)(a) Any limited entry, once-in-a-lifetime or public CWMU permit surrendered to the division shall be reallocated through the drawing process by contacting the next person listed on the alternate drawing list or as provided in Subsection (b).

(b) A person who is denied a permit due to an error in issuing permits may be placed on the alternate drawing list to address the error, if applicable, in accordance with the Rule R657-50.

(c) The alternate drawing lists are classified as private and therefore, protected under the Government Records Access Management Act.

(d) The division shall make a reasonable effort to contact the next person on the alternate list by telephone or mail.

(e) If the next person, who would have drawn the limited entry, once-in-a-lifetime or public CWMU permit, does not accept the permit or the division is unable to contact that person, the reallocation process will continue until the division has reallocated the permit or the season closes for that permit.

(4) If the next person, who would have drawn the limited entry, once-in-a-lifetime or public CWMU permit has obtained a permit, that person may be required to surrender the previously obtained permit in accordance with Section R657-42-4(2) and any other applicable rules and proclamations of the Wildlife Board.

(5) Any private CWMU permit surrendered to the division will be reallocated by the landowner through a voucher, issued to the landowner by the division in accordance with Rule R657-37.

(6)(a) The division may allocate additional general deer permits and limited entry permits, if it is consistent with the unit's biological objectives, to address errors in accordance with Rule R657-50.

(b) The division shall not allocate additional CWMU and Once-In-A-Lifetime permits.

(c) The division may extend deadlines to address errors in accordance with Rule R657-50.

R657-42-7. Reallocated Permit Cost.

(1) Any person who accepts the offered reallocated permit must pay the applicable permit fee.

(2) The division may not issue a refund, except as provided in Section R657-42-5.

R657-42-8. Accepted Payment of Fees.

(1) Personal checks, business checks, money orders, cashier's checks, and credit or debit cards are accepted for payment of wildlife documents.

(2) Personal or business checks drawn on an out-of-state account are not accepted.

(3) Third-party checks are not accepted.

(4) All payments must be made payable to the Utah Division of Wildlife Resources.

(5)(a) Credit or debit cards must be valid at least 30 days after any drawing results are posted.

(b) Checks, and credit or debit cards will not be accepted as combined payment on single or group applications.

(c) If applicable, if applicants are applying as a group, all fees for all applicants in that group must be charged to one credit or debit card.

(d) Handling fees and donations are charged to the credit or debit card when the application is processed.

(e) Permit fees may be charged to the credit or debit card prior to the posting date of the drawings, if successful.

(f) The division shall not be held responsible for bank charges incurred for the use of credit or debit cards.

(6)(a) An application is voidable if the check is returned unpaid from the bank or the credit or debit card is invalid or refused.

(b) The division charges a returned check collection fee for any check returned unpaid.

(7)(a) A license or permit is voidable if the check is returned unpaid from the bank or the credit or debit card is invalid or refused.

(b) The Division may make attempt to contact the successful applicant by phone or mail to collect payment prior to voiding the license or permit.

(c) The Division shall reinstate the applicant's bonus points or preference points, whichever is applicable, and waive waiting periods, if applicable, when voiding a permit in accordance with Subsection (b).

(d) A permit which is deemed void in accordance with Subsection (b) may be reissued by the Division to the next person listed on the alternate drawing list.

(8)(a) A license or permit received by a person shall be deemed invalid if payment for that license or permit is not received, or a check is returned unpaid from the bank, or the credit or debit card is invalid or refused.

(b) A person must notify the division of any change of credit or debit card numbers if the credit or debit card is invalid or refused.

(9) Hunting with a permit where payment has not been received for that permit constitutes a violation of hunting without a valid permit.

(10) The division may require a money order or cashier's check to correct payment for a license, permit, or certificate of registration.

(11) Any person who fails to pay the required fee for any wildlife document, shall be ineligible to obtain any other wildlife document until the delinquent fees and associated collection costs are paid.

R657-42-9. Assessment of Late Fees.

(1) Any wildlife application submitted under the Utah Administrative Code Rules provided in Subsection (a) through (e), within 30 days of the applicable application deadline established in such rules, in the proclamations of the Wildlife Board, or by the division may be processed only upon payment of a late fee as provided by the approved fee schedule.

(a) R657-52, Commercial Harvesting of Brine Shrimp and Brine Shrimp Eggs;

(b) R657-21, Cooperative Wildlife Management Units for Small Game;

(c) R657-22, Commercial Hunting Areas;

(d) R657-37, Cooperative Wildlife Management Units for Big Game; or

(e) R657-43, Landowner Permits.

R657-42-10. Duplicates.

(1) If an unexpired wildlife document is destroyed, lost or stolen, a person may obtain a duplicate from a division office or online license agent, for a duplicate fee as provided in the fee schedule.

(2) The division may waive the fee for a duplicate unexpired wildlife document provided the person did not receive the original wildlife document.

(3) To obtain the duplicate wildlife document, the applicant may be required to complete an affidavit testifying to such loss, destruction or theft.

R657-42-11. Surrender of Cooperative Wildlife Management Unit or Limited Entry Landowner Permits.

(1) A person who has obtained a CWMU or limited entry landowner permit may surrender the permit after the deadlines provided in Subsections R657-42-4(3)(a), (b), and (c) for CWMU permits and after the season opening date for limited entry landowner permits for the purpose of:

(a) death in accordance with Section 23-19-38, Subsection (2) and Section R657-42-5(4);

(b) injury or illness in accordance with Section 23-19-38 and Subsection (2);

(c) deployment or mobilization in the interest of national defense or national emergency in accordance with Section 23-19-38.2 and Subsection (2); or

(d) an error occurring in issuing the permit in accordance with Subsection (2) and Rule R657-50.

(2)(a) The permittee and the landowner association operator must sign an affidavit stating that the permittee has not participated in any hunting activity.

(b) The permittee and landowner association operator signatures must be notarized.

(c) The affidavit and unused permit must be submitted to the division.

(3)(a) The division may reissue a voucher to a landowner association operator, or reallocate a surrendered permit in accordance with Section 23-19-38 and as provided in Subsections (b) and (c).

(b) The division may reallocate a surrendered permit:

(i) originally issued by the division through the big game drawing process in accordance with Section R657-42-6; or

(ii) originally issued by the division through a voucher redemption in the form of a new voucher issued to the landowner association operator.

(c) Reissuance of vouchers or reallocation of permits under this section may only occur in the year in which the surrendered permit was valid.

KEY: wildlife, permits

[September 6, 2005]2006

Notice of Continuation May 14, 2003

23-19-1
23-19-38
23-19-38.2



Transportation, Preconstruction
R930-6
Manual of Accommodation of Utility
Facilities and the Control and Protection
of State Highway Rights-of-Way

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 28360
FILED: 11/17/2005, 14:08

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: After legal review, it was determined that some changes were needed.

SUMMARY OF THE RULE OR CHANGE: This rule amendment includes changes to requirements for left-turn lane access and some clarification to the application and appellate procedure.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 72-1-201

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: Accommodation of Utilities and the Control and Protection of State Highway Rights of Way (2005 Edition)

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: There should be no change in cost for the state. It is not anticipated that more appeals will be forthcoming because of the change.
- ❖ LOCAL GOVERNMENTS: Any additional cost for local governments would be minor increases made necessary by new left-turn lane requirements. It is impossible to know what those increases, if any, will be.
- ❖ OTHER PERSONS: A developer seeking access to the state highway system may face some additional cost from the left-turn requirements, but it is impossible to know what they will be, if any.

COMPLIANCE COSTS FOR AFFECTED PERSONS: A developer seeking access to the state highway system may face some additional cost from the left-turn requirements, but it is impossible to know what they will be, if any.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Any fiscal impact on business would be minor and is necessary to ensure public safety and good traffic management. John R. Njord, Executive Director

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

TRANSPORTATION
PRECONSTRUCTION
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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: John R. Njord, Executive Director

—————

R930. Transportation, Preconstruction.
R930-6. Manual of Accommodation of Utility Facilities and the Control and Protection of State Highway Rights-of-Way.
R930-6-1. Incorporation by Reference.

In order to implement its federally-mandated responsibility to ensure the safe use and protection of federal-aid highways, the department incorporates by reference the Manual of Accommodation of Utility Facilities and the Control and Protection of State Highway Rights-of-Way, [~~2003 ed.~~] November, 2005 edition, copies of which are available at the department's headquarters, 4501 South 2700 West, Salt Lake City, Utah 84114, and on the department's Internet site, [~~www.dot.utah.gov.~~] <http://www.udot.utah.gov/index.php/m=c/tid=423/item=3825/d=full/type=1>. The provisions of this Manual also apply to non-federal aid state highways.

KEY: utility rules, utilities access
~~[September 16, 2003]~~ **2006**
Notice of Continuation January 22, 2002
72-3-109
72-6-116
72-7-102
72-7-108



NOTICES OF CHANGES IN PROPOSED RULES

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

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

Following the RULE ANALYSIS, the text of the CHANGE IN PROPOSED RULE is usually printed. The text shows only those changes made since the PROPOSED RULE was published in an earlier edition of the *Utah State Bulletin*. Additions made to the rule appear underlined (e.g., example). Deletions made to the rule appear struck out with brackets surrounding them (e.g., [example]). A row of dots in the text (.) indicates that unaffected text was removed to conserve space. If a CHANGE IN PROPOSED RULE is too long to print, the Division of Administrative Rules will include only the RULE ANALYSIS. A copy of rules that are too long to print is available from the agency or from the Division of Administrative Rules.

While a CHANGE IN PROPOSED RULE does not have a formal comment period, there is a 30-day waiting period during which interested parties may submit comments. The 30-day waiting period for CHANGES IN PROPOSED RULES published in this issue of the *Utah State Bulletin* ends January 17, 2006. At its option, the agency may hold public hearings.

From the end of the waiting period through April 14, 2006, the agency may notify the Division of Administrative Rules that it wants to make the CHANGE IN PROPOSED RULE effective. When an agency submits a NOTICE OF EFFECTIVE DATE for a CHANGE IN PROPOSED RULE, the PROPOSED RULE as amended by the CHANGE IN PROPOSED RULE becomes the effective rule. The agency sets the effective date. The date may be no fewer than 30 days nor more than 120 days after the publication date of this issue of the *Utah State Bulletin*. Alternatively, the agency may file another CHANGE IN PROPOSED RULE in response to additional comments received. If the Division of Administrative Rules does not receive a NOTICE OF EFFECTIVE DATE or another CHANGE IN PROPOSED RULE, the CHANGE IN PROPOSED RULE filing, along with its associated PROPOSED RULE, lapses and the agency must start the process over.

CHANGES IN PROPOSED RULES are governed by *Utah Code* Section 63-46a-6 (2001); and *Utah Administrative Code* Rule R15-2, and Sections R15-4-3, R15-4-5, R15-4-7, and R15-4-9.

The Changes in Proposed Rules Begin on the Following Page.

Health, Health Systems Improvement,
Child Care Licensing
R430-2
General Licensing Provisions, Child
Care Facilities

NOTICE OF CHANGE IN PROPOSED RULE

DAR File No.: 28245
Filed: 11/17/2005, 15:59

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: In response to public comment, some changes have been made to this rule.

SUMMARY OF THE RULE OR CHANGE: There is some clarification in the wording of some provisions and applicants now have a 30-day time limit to request an informal discussion of a Department decision. (DAR NOTE: This change in proposed rule has been filed to make additional changes to a proposed amendment that was published in the October 15, 2005, issue of the Utah State Bulletin, on page 14. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the change in proposed rule and the proposed amendment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 39

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: There is no anticipated cost or savings due to the additional changes made to this rule.
- ❖ LOCAL GOVERNMENTS: There is no anticipated cost or savings due to the additional changes made to this rule.
- ❖ OTHER PERSONS: There is no anticipated cost or savings due to the additional changes made to this rule.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There is no compliance cost due to the additional changes made to this rule.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I approve of the proposed changes. David N. Sundwall, MD, Executive Director

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

HEALTH
HEALTH SYSTEMS IMPROVEMENT,
CHILD CARE 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:

Donna Thomas at the above address, by phone at 801-538-9294, by FAX at 801-538-6325, or by Internet E-mail at donnathomas@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: David N. Sundwall, Executive Director

R430. Health, Health Systems Improvement, Child Care Licensing.

R430-2. General Licensing Provisions, Child Care Facilities.

R430-2-1. Authority and Purpose.

This rule is adopted pursuant to Title 26, Chapter 39. It defines the standards that a person(s) must follow to obtain a license for a child care facility.

R430-2-2. Informal Discussions.

Independent of any administrative proceeding, an applicant may request within 30 days, [~~at any time~~] to discuss a Department decision with Department staff.

R430-2-3. Initial Application.

(1) An applicant for a license shall submit to the Utah Department of Health a completed license application on a form furnished by the Department.

(2) Each applicant shall comply with all regulations, ordinances, and codes, zoning, fire, safety, sanitation, building and licensing laws of the city and county in which the facility [~~or agency~~] is located. The applicant shall obtain the following clearances and submit them to the Department as part of the application:

(a) a certificate of fire clearance from the State Fire Marshal or designated local fire authority certifying compliance with local and state fire codes;

(b) a satisfactory report by a local health department for facilities providing food service; and

(c) a [~~city~~] current local business license if required.

(3) The applicant shall:

(a) list all officers, members of the boards of directors, trustees, stockholders, partners, or other persons who have a greater than 25 percent interest in the facility;

(b) provide the name, address, percentage of stock, shares, partnership, or other equity interest of each person; and

(c) list, for all owners, all child care facilities in the state or other states in which they are officers, directors, trustees, stockholders, partners, or in which they hold any interest.

(4) The [~~licensee~~] applicant shall provide the following written assurances on all individuals listed in R430-2-3(3):

(a) none of the persons has been convicted of a felony;

(b) none of the persons has been found in violation of any local, state, or federal law which arises from or is otherwise related to the individual's relationship to a child care facility;

(c) none of the persons within the five years prior to the date of application had an interest in a licensed child care facility that has

been closed as a result of a settlement agreement resulting from a license revocation; and

(d) none of the persons has been convicted of child abuse, neglect, or exploitation.

(5) The applicant shall submit background clearance documents as required in R430-6.

(6) The applicant shall submit with the completed application a non-refundable license fee as established in accordance with Subsection 26-39-104(1)(c).

R430-2-4. Initial License Issuance or Denial.

(1) The Department shall render a decision on an initial license application within 60 days of receipt of a complete application.

(2) The applicant must pay fees and reapply for a license if the applicant does not complete the application including all necessary submissions within six months of first submitting any portion of an application.

(3) Upon verification of compliance with licensing rules, the Department shall issue a license.

(4) The licensed capacity shall be limited by the square footage of usable space throughout the center. There shall be at least 35 square feet per child.

(a) Bathrooms, closets, lockers, staff desks, stationary storage units, hallways, corridors, alcoves, vestibules, kitchens, offices, and napping rooms shall not be included in calculating indoor play space. However furniture, fixtures, or equipment used by children for the care of children, and to store classroom materials shall be included in calculating indoor play space.

(b) Licensed capacities shall not exceed those set forth by local ordinances.

(c) The number of children in care at any given time shall not exceed the capacity identified on the license.

~~[(4)]~~(5) The Department shall issue a written decision denying a license if the applicant and the facility are not in compliance with the rules.

~~[(5)]~~(6) Pursuant to R501-12-4(8)(h), a provider may not be licensed to provide foster care and child care at the same time.

R430-2-5. License Extension.

A licensee that fails to renew its license by the license expiration date may have an additional 30 days to complete the renewal if the licensee pays a late fee.

R430-2-6. Expiration and Renewal.

(1) Each license expires at midnight on the day designated on the license as the expiration date, unless previously revoked by the Department.

(2) The licensee shall submit a completed license application, applicable fees and a satisfactory report by a local health department for facilities providing food service to the Department 30 days before the current license expires.

(3) The Department shall not renew a license for a child care facility that discontinues child care services.

R430-2-8. Change of Ownership.

(1) A licensee whose ownership or controlling interest has changed must submit a completed license application, applicable clearances, and fees to the Department 30 days prior to the proposed change. The licensee shall obtain the following clearances and submit them to the Department as part of the application:

(a) a certificate of fire clearance from the State Fire Marshal or designated local fire authority certifying compliance with local and state fire codes;

(b) a satisfactory report by a local health department for facilities providing food service; and

(c) a ~~city~~ current local business license if required.

(2) A change in ownership that requires action under subsection (1) includes any change that:

(a) transfers the business enterprise to another person or firm;

(b) is a merger with another business entity if the directors or principals in the merged entity differs by 49 percent or more from the directors or principals of the original licensee; or

(d) creates a separate corporation, including a wholly owned subsidiary, if the board of directors of the separate corporation differs by 49 percent or more from the board of the original licensee.

(3) A transfer between departments of government agencies for management of a government-owned childcare facility is not a change of ownership.

(4) Before the Department may issue a new license for a change of ownership, the prospective licensee shall document that:

(a) all documents required by rules applicable to the prior licensee remain in the facility and have been transferred to the custody of the new licensee; and

(b) the prospective licensee has adopted the existing policies and procedures manual or a new manual has been approved by the Department and adopted by the facility governing body before the change of ownership occurs;

(5) The Department shall not issue a new license until the prospective licensee corrects all previously cited and not yet corrected violations. The prospective licensee may request a new correction date before the change of ownership becomes effective.

(6) When the Department verifies that the facility is in compliance with all licensing rules, the Department shall issue a new license effective the date that the Department determines compliance.

R430-2-9. Change in License.

(1) The licensee shall submit a completed license application to amend or modify an existing license at least 30 days before any of the following proposed or anticipated changes:

(a) increase or decrease of licensed capacity;

(b) change in name of facility;

(c) change in license category;

(d) change of license classification;

(e) change in center director;

(f) change in name of licensee; and

(g) change in area where child care is provided or a change in interior usable play space.

(2) An increase of licensed capacity may require payment of an additional license fee. This fee is the difference in the license fee for the existing and proposed capacities.

(3) The Department may issue an amended ~~or modified~~ license when the Department verifies that the licensee and facility are in compliance with all licensing rules. The expiration date of the amended license remains the same as the prior license.

R430-2-10. License Transferability, Posting.

(1) A license is not assignable or transferable.

(2) The licensee shall post the license on the facility premises in a place readily visible and accessible to the public.

R430-2-11. Voluntary Closure.

A licensee that voluntarily ceases operation shall:

- (1) notify the Department and the children's families at least 30 days before the effective date of closure; and
- (2) make provision for the safe keeping of records.

KEY: child care facilities

~~2005~~2006

Notice of Continuation December 19, 2002

26-39

26-21-12

26-21-13

◆ ————— ◆

Health, Health Systems Improvement, Child Care Licensing

R430-3

General Child Care Facility Rules Inspection and Enforcement

NOTICE OF CHANGE IN PROPOSED RULE

DAR File No.: 28246

Filed: 11/17/2005, 16:21

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: In response to public comment, some changes have been made to this rule.

SUMMARY OF THE RULE OR CHANGE: In response to public comment, there has been some clarification in the wording of some provisions and providers now have a 30-day time limit to request an informal discussion of a Department decision. (DAR NOTE: This change in proposed rule has been filed to make additional changes to a proposed amendment that was published in the October 15, 2005, issue of the Utah State Bulletin, on page 18. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the change in proposed rule and the proposed amendment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 39

ANTICIPATED COST OR SAVINGS TO:

- ❖ **THE STATE BUDGET:** There is no anticipated cost or savings due to the additional changes made to this rule.
- ❖ **LOCAL GOVERNMENTS:** There is no anticipated cost or savings due to the additional changes made to this rule.
- ❖ **OTHER PERSONS:** There is no anticipated cost or savings due to the additional changes made to this rule.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no compliance costs associated with this rule.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I approve of the proposed changes. David N. Sundwall, MD, Executive Director

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

HEALTH
HEALTH SYSTEMS IMPROVEMENT,
CHILD CARE 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:

Donna Thomas at the above address, by phone at 801-538-9294, by FAX at 801-538-6325, or by Internet E-mail at donnathomas@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: David N. Sundwall, Executive Director

R430. Health, Health Systems Improvement, Child Care Licensing.

R430-3. General Child Care Facility Rules Inspection and Enforcement.

R430-3-1. Legal Authority and Purpose.

This rule is adopted pursuant to Title 26, Chapter 39. It delineates the role and responsibility of the Department in the enforcement of rules pertaining to health and safety in all child care facilities regulated by Title 26, Chapter 39. It provides criteria to ensure that sanctions are applied consistently and appropriately.

R430-3-2. Informal Discussions.

Independent of any administrative proceeding, a licensee may request~~[-at any time]~~, within 30 days, to discuss a Department decision with Department staff.

R430-3-3. Definitions.

- (1) "Deficiency" means a violation of any rule provision.
- (2) "Department" means the Department of Health.
- (3) "Facility" means the building and adjacent property, equipment, and supplies devoted to the child care operation.
- (4) "High Risk for Harm" means there is the potential for serious injury to a child.
- (5) "Inspection" means observation, measurement, review of documentation, and interview to determine compliance with rules.
- (6) "Investigation" means an in-depth inspection of specific alleged rule violations.
- (7) "Licensee" means the legally responsible person, people, program, or agency that hold a valid Department of Health issued child care license.

(8) "Statement of Findings" means a statement of one or more specific rule violations which, if not corrected, will prompt the Department to take disciplinary action.

(9) "Technical Assistance" means the noting of a rule violation and providing information on how to come into compliance.

R430-3-4. Compliance Assurance.

(1) The Department shall conduct an announced and unannounced inspection of each licensed facility to:

- (a) determine compliance with rules;
- (b) verify compliance with conditions placed on a license in a conditional status; and
- (c) verify compliance with variance conditions.

(2) If allegations of rule violations are reported to the Department, the Department shall conduct a complaint investigation.

(a) The Department shall not investigate complaints from an anonymous source.

(b) The Department shall inform complainants that they are guilty of a class B misdemeanor if they are giving false information to the Department with the purpose of inducing a change in a licensing [~~or certification~~]status.

R430-3-5. Technical Assistance.

If the Department finds a deficiency that does not pose a high risk for harm:

- (1) the Department shall offer technical assistance; and
- (2) the licensee shall provide a date by which correction must be made.

(a) The correction date shall not exceed 30 days from the date of the inspection.

(b) The licensee may request a correction date of more than 30 days if circumstances outside the licensee's control prevent compliance within 30 days.

R430-3-6. Statement of Findings.

(1) If a licensee does not correct a deficiency by the correction date provided in R430-3-5(2), the Department shall issue a statement of findings that includes:

- (a) a citation to the violated rule;
 - (b) a description of the violation with the facts which constitute the violation; and
 - (c) the date by which correction must be made.
- (i) The correction date shall not exceed 30 days from the date of the subsequent inspection.

(ii) The licensee may request a correction date of more than 30 days if circumstances outside the licensee's control prevent compliance within 30 days.

(2) If a licensee violates a rule for which the licensee previously received technical assistance, the Department shall issue a statement of findings that includes:

- (a) a citation to the violated rule;
- (b) a description of the violation with the facts which constitute the violation; and
- (c) the date by which the correction must be made.

(i) The correction date shall not exceed 30 days from the date of the inspection.

(ii) The licensee may request a correction date of more than 30 days if circumstances outside the licensee's control prevent compliance within 30 days.

(3) If a licensee violates a rule that creates a high risk for harm, the Department shall issue a statement of findings that includes:

- (a) a citation to the violated rule;
- (b) a description of the violation with the facts which constitute the violation; and
- (c) the date by which the correction must be made which shall not exceed 30 days from the date of the inspection.

R430-3-7. Directed Plan of Correction.

The Department may issue a directed plan of correction that specifies how and when cited findings will be corrected if a licensee:

- (1) fails to comply by the correction date specified in R430-3-6; or
- (2) violates the same rule provision more than three times within any 12-month period.

R430-3-8. Conditional Status.

(1) The Department may place a license on a conditional status to assist the licensee to comply with rules if the licensee:

- (a) fails to comply with rules by correction date specified in R430-3-6;
- (b) violates the same rule provision more than three times within any 12-month period; or
- (c) violates multiple rule provisions.

(2) The Department shall establish the length of the conditional status.

(3) The Department shall set the conditions that the licensee must satisfy to remove the conditional status.

(4) The Department shall return the license to a standard status when the licensee meets the conditions of the conditional status.

R430-3-9. Revocation.

- (1) The Department may revoke a license if the licensee:
 - (a) fails to meet the conditions of a conditional status;
 - (b) violates the Child Care Licensing Act;
 - (c) provides false or misleading information to the Department;
 - (d) refuses to submit or make available to the Department any written documentation required to do an inspection or investigation;
 - (e) refuses to allow authorized representatives of the Department access to a facility to ascertain compliance to rules;
 - (f) fails to provide, maintain, equip, and keep the facility in a safe and sanitary condition; or
 - (g) has committed acts that would exclude a person from being licensed or certified under R430-6.

(2) The Department may set the effective date of the revocation such that parents are given [14]10 business days to find other care for children.

R430-3-10. Immediate Closure.

The Department may order the immediate closure of a facility if conditions create a clear and present danger to children in care and which require immediate action to protect their health or safety.

R430-3-11. Death or Serious Injury of a Child in Care.

The Department may order a provider to restrict or prohibit new enrollments if the Department learns of the death or serious injury of a child in care, pending the review of the Child Fatality Review Committee or receipt of a medical report determining the probable cause of death or injury.

R430-3-12. Operating without a License.

If a person is providing care in lieu of care ordinarily provided by parents for more than four unrelated children without the appropriate license or certificate, the Department may:

- (1) issue a cease and desist order; or
- (2) allow the person to continue operation if:
 - (a) the person was unaware of the need for a license or certificate;
 - (b) conditions do not create a clear and present danger to children in care; and
 - (c) the person agrees to apply for the appropriate license or certificate within 30 calendar days of notification by the Department.

R430-3-13. Deemed Status.

The Department may grant deemed status to facilities accredited by the National Academy of Early Childhood Programs or National Accreditation Commission for Early Care and Education Programs, National Association for Family Child Care or National Early Childhood Program Accreditation or the National After School Association in lieu of the licensing inspection by the Department upon completion of the following:

- (1) As part of the license renewal process, the licensee must indicate on the license application its desire to initiate or continue deemed status.
- (2) This request constitutes written authorization for the Department to attend the provider's exit conference with the accrediting ~~body~~ agency.
- (3) Upon receipt from the accrediting agency, the licensee shall submit copies of the following:
 - (a) accreditation certificate;
 - (b) survey reports and recommendations; and
 - (c) progress reports of all corrective actions underway or completed in response to the accrediting body's action or Department recommendations.
- (4) The Department may exercise its regulatory responsibility and authority regardless of the facility's deemed status.

R430-3-14. Variances.

(1) If a licensee or applicant cannot comply with a rule but can meet the intent of the rule in another way, he may apply for a variance to that rule. The Department cannot issue a variance to the background screening requirements of Section 26-39-107 and R430-6.

(2) A licensee or applicant requesting a variance shall submit a completed variance request form to the Department. The requests must include:

- (a) the name and address of the facility;
 - (b) the rule from which the variance is being sought;
 - (c) the time period for which the variance is being sought;
 - (d) a detailed explanation of why the rule cannot be met;
 - (e) the alternative means for meeting the intent of the rule;
 - (f) how the health and safety of the children will be ensured;
- and
- (g) other justification that the licensee or applicant desires to submit.

(3) The Department may require additional information before acting on the request.

(4) The Department shall act upon each request for a variance within 60 days of the receipt of the completed request and all additional information required by the Department.

(5) If the Department approves the request, the licensee shall keep a copy of the approved variance on file in the facility and make it publicly available.

(6) The Department may grant variances for up to 12 months.

(7) The Department may impose health and safety conditions upon granting a variance.

(8) The Department may revoke a variance if:

- (a) the provider is not meeting the intent of the varied rule by the documented alternative means;
- (b) the facility fails to comply with the conditions of the variance; or
- (c) a change in statute, rule, or case law affects the justification for the variance.

R430-3-15. Statutory Penalties.

(1) A violation of any rule is punishable by administrative civil money penalty of up to \$5,000 per day as provided in Utah Code Section 26-39-108 or other civil penalty of up to \$5,000 per day or a class B misdemeanor on the first offense and a class A misdemeanor on the second offense as provided in Utah Code, Title 26, Chapter 23.

(2) The Department may impose an administrative civil money penalty of up to \$100 per day to a maximum of \$10,000 for unlicensed or uncertified child care.

(3) The Department may impose an administrative civil money penalty of up to \$100 per day to a maximum of \$10,000 for each violation of the Child Care Licensing Act or the rules promulgated pursuant to that act.

(4) Any person intentionally making false statements or reports to the Department may be fined \$100 for each violation to a maximum of \$10,000.

(5) Assessment of any civil money penalty does not preclude the Department from also taking action to deny, revoke, condition, or refuse to renew a license or certificate.

(6) Assessment of any administrative civil money penalty under this section does not preclude injunctive or other equitable remedies.

(7) Within 10 working days after receipt of a negative licensing action or imposition of a fine, each child care program must provide the Department with the names and mailing addresses of parents or legal guardians of each child cared for at the facility so the Department can notify the parents and guardians of the negative licensing action.

KEY: child care facilities

~~[2005]~~2006

**Notice of Continuation December 19, 2002
26-39**



Health, Health Systems Improvement, Child Care Licensing

R430-4

General Certificate Provisions

NOTICE OF CHANGE IN PROPOSED RULE

DAR File No.: 28248

Filed: 11/17/2005, 16:31

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: In response to public comment, changes have been made to this rule.

SUMMARY OF THE RULE OR CHANGE: In response to public comment, there has been some clarification in the wording of some provisions and providers now have a 30-day time limit to request an informal discussion of a Department decision. (DAR NOTE: This change in proposed rule has been filed to make additional changes to a proposed amendment that was published in the October 15, 2005, issue of the Utah State Bulletin, on page 23. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the change in proposed rule and the proposed amendment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 39

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: There is no anticipated cost or savings due to the additional changes made to this rule.
- ❖ LOCAL GOVERNMENTS: There is no anticipated cost or savings due to the additional changes made to this rule.
- ❖ OTHER PERSONS: There is no anticipated cost or savings due to the additional changes made to this rule.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There is no compliance cost associated with this rule. Changes made in response to public comment do not change the fees to obtain or renew a residential certificate.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I approve of the proposed changes. David N. Sundwall, MD, Executive Director

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

HEALTH
HEALTH SYSTEMS IMPROVEMENT,
CHILD CARE 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:

Donna Thomas at the above address, by phone at 801-538-9294, by FAX at 801-538-6325, or by Internet E-mail at donnathomas@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: David N. Sundwall, Executive Director

R430. Health, Health Systems Improvement, Child Care Licensing.**R430-4. General Certificate Provisions.****R430-4-1. Legal Authority and Purpose.**

This rule is promulgated pursuant to Title 26, Chapter 39. It defines the standards that a person must follow to obtain a residential certificate for child care. This rule further delineates the role and responsibility of the Department in the enforcement of rules pertaining to a Residential Certificate provider and provides criteria for applying sanctions.

R430-4-2. Informal Discussions.

Independent of any administrative proceeding, an applicant or certificate holder may request ~~at any time~~, within 30 days, to discuss a Department decision with Department staff.

R430-4-3. Definitions.

- (1) "Certificate Holder" means the legally responsible person ~~that~~ who holds a valid Residential Certificate issued by the Department of Health.
- (2) "Deficiency" means a violation of any rule provision.
- (3) "Department" means the Department of Health.
- (4) "Facility" means the building and adjacent property, equipment, and supplies devoted to the child care operation.
- (5) "High Risk for Harm" means there is the potential for serious injury to a child.
- (6) "Inspection" means observation, measurement, review of documentation, and interview to determine compliance with rules.
- (7) "Investigation" means an in-depth inspection of specific alleged rule violations.
- (8) "Statement of Findings" means a statement of one or more specific rule violations which, if not corrected, will prompt the Department to take disciplinary action.
- (9) "Technical Assistance" means the noting of a rule violation and providing information on how to come into compliance.

R430-4-4. Initial Application.

- (1) An applicant for a certificate shall submit to the Utah Department of Health a completed residential certificate application on a form furnished by the Department.
- (2) Each applicant shall comply with all regulations, ordinances, and codes, zoning, fire, sanitation, building and licensing laws, of the city, county, municipality in which the home is located.
- (3) The applicant shall submit the following documentation as part of the application:
 - (a) five hours of Department-approved training in child care;
 - (b) current CPR and First Aid certificates from a Department-approved source; and
 - (c) background clearance documents as required in R430-6.
- (4) The applicant shall submit with the application packet a non-refundable fee as established in accordance with 26-39-104(1)(c).

R430-4-5. Initial Certificate Issuance or Denial.

(1) The Department shall render a decision on an initial residential certificate application within 60 days of receipt of a completed application.

(2) The applicant must reapply for a residential certificate if the applicant does not complete the application including all necessary submissions within six months of first submitting any portion of an application.

(3) Upon verification of compliance with rules, the Department shall issue a residential certificate for a period not to exceed one year.

(4) The Department shall issue a written decision denying a residential certificate application if the applicant and the facility are not in compliance with rules.

(5) The capacity for a residential certificate shall not exceed those set forth by local ordinances.

(6) The number of children in care at any given time shall not exceed the capacity identified on the certificate.

~~(5)~~(7) Pursuant to R501-12-4(8)(h), a provider may not have a residential certificate to do child care and a license to do foster care at the same time.

R430-4-6. Expiration and Renewal of Certificate.

(1) Each residential certificate expires at midnight on the day designated on the certificate, unless previously revoked by the Department.

(2) The certificate holder shall submit a completed residential certificate application and applicable fees to the Department 30 days prior to the current certificate expiration.

~~(3) [The Department may extend the residential certificate for an additional 30 days if the residential certificate holder fails to complete the renewal.]~~A certificate holder that fails to renew its certificate by the certificate expiration date may have an additional 30 days to complete the renewal if the certificate holder pays a late fee.

(4) The Department shall not renew a residential certificate for a facility that is no longer providing child care.

R430-4-7. Change in Residential Certificate.

The certificate holder shall submit a completed residential certificate application to amend or modify an existing certificate at least 30 days before any of the following proposed or anticipated changes:

- (1) increase or decrease of the certificate capacity;
- (2) change in the name of the facility;
- (3) change in the name of the certificate holder;
- (4) change in the address; and
- (5) change in area where child care is provided or a change in interior usable space.

R430-4-8. Residential Certificate Transferability, Posting.

(1) The certificate is not transferable.

(2) The certificate holder shall post the certificate on the premises in a place that is readily visibly and accessible to the public.

R430-4-9. Notice of Intent to Inspect.

When the Department issues or renews a residential certificate, it will schedule a compliance inspection within 90 days.

R430-4-10. Compliance Assurance.

(1) The Department shall conduct an announced and unannounced inspection of each certified facility to:

- (a) determine compliance with rules;
- (b) verify compliance with conditions placed on a certificate in a conditional status; and
- (c) verify compliance with variance conditions.

(2) If allegations of child abuse, child neglect or serious health hazards in or around the provider's home (see UCA 26-39-105.5(1)(d)) are reported to the Department, the Department shall conduct a complaint investigation.

(a) The Department shall not investigate complaints from an anonymous source.

(b) The Department shall inform complainants that they are guilty of a class B misdemeanor if they are giving false information to the Department with the purpose of inducing a change in a ~~licensing or~~ certification status.

R430-4-11. Technical Assistance.

If the Department finds a deficiency that does not pose a high risk for harm:

- (1) the Department shall offer technical assistance; and
- (2) the certificate holder shall provide a date by which correction must be made.

(a) The correction date shall not exceed 30 days from the date of the inspection.

(b) The certificate holder may request a correction date of more than 30 days if circumstances outside the certificate holder's control prevent compliance within 30 days.

R430-4-12. Statement of Findings.

(1) If a certificate holder does not correct a deficiency by the correction date provided in R430-4-11(2), the Department shall issue a statement of findings that includes:

- (a) a citation to violated rule;
- (b) a description of the violation with the facts which constitute the violation; and
- (c) a date by which the correction must be made.

(i) The correction date shall not exceed 30 days from the date of the inspection.

(ii) The certificate holder may request a correction date of more than 30 days if circumstances outside the certificate holder's control prevent compliance within 30 days.

(2) If a certificate holder violates a rule for which the certificate holder previously received technical assistance, the Department shall issue a statement of findings that includes:

- (a) a citation to the violated rule;
- (b) a description of the violation with the facts which constitute the violation; and
- (c) a date by which the correction must be made.

(i) The correction date shall not exceed 30 days from the date of the inspection.

(ii) The certificate holder may request a correction date of more than 30 days if circumstances outside the certificate holder's control prevent compliance within 30 days.

(3) If a certificate holder violates a rule that creates a high risk for harm, the Department shall issue a statement of findings that includes:

- (a) a citation to the violated rule;

(b) a description of the violation with the facts which constitute the violation; and

(c) a date by which the correction must be made which shall not exceed 30 days from the date of the inspection.

(5) If the provider elects not to correct any deficiency, letters outlining the deficiency are sent to the parents or guardians of all enrolled children and to all outside supporting agencies.

(6) If the Department discovers deficiencies as the result of a complaint investigation, the provider cannot elect not to correct.

R430-4-13. Directed Plan of Correction.

The Department may issue a directed plan of correction that specifies how and when cited findings will be corrected if a certificate holder:

(1) fails to be in compliance after a correction date specified in R430-4-12; or

(2) violates the same rule provision more than three times within any 12-month period.

R430-4-14. Conditional Status.

(1) The Department may place a certificate on a conditional status to assist the certificate holder to comply with rules if the certificate holder:

(a) fails to comply with rules by a correction date specified in R430-4-12;

(b) violates the same rule provision more than three times within any 12-month period; or

(c) violates multiple rule provisions.

(2) The Department shall establish the length of the conditional status.

(3) The Department shall set the conditions that the certificate holder must satisfy to remove the conditional status.

(4) The Department shall return the certificate to a standard status when the certificate holder meets the conditions of the conditional status.

R430-4-15. Revocation.

(1) The Department may revoke a certificate if the certificate holder:

(a) fails to meet the conditions of a conditional status;

(b) violates the Child Care Licensing Act;

(c) provides false or misleading information to the Department;

(d) refuses to submit or make available to the Department any written documentation required to do an inspection or investigation;

(e) refuses to allow authorized representatives of the Department access to a facility to ascertain compliance to rules;

(f) fails to provide, maintain, equip, and keep the facility in a safe and sanitary condition; or

(g) has committed acts that would exclude a person from being licensed or certified under R430-6,

(2) The Department may set the effective date of the revocation such that parents are given ~~[14]~~10 business days to find other care for children.

R430-4-16. Immediate Closure.

The Department may order the immediate closure of a facility if conditions create a clear and present danger to children in care and which require immediate action to protect their health or safety.

R430-4-17. Death or Serious Injury of a Child in Care.

The Department may order a provider to restrict or prohibit new enrollments if the Department learns of the death or serious injury of a child in care, pending the review of the Child Fatality Review Committee or receipt of a medical report determining the probable cause of death or injury.

R430-4-18. Operating without a Residential Certificate.

If a person is providing care in lieu of care ordinarily provided by parents for more than four unrelated children without the appropriate license or certificate, the Department may:

(1) issue a cease and desist order; or

(2) allow the person to continue operation if:

(a) the person was unaware of the need for a license or certificate;

(b) conditions do not create a clear and present danger to children in care; and

(c) the person agrees to apply for the appropriate license or certificate within 30 calendar days of notification by the Department.

R430-4-19. Variances.

(1) If a certificate holder or applicant cannot comply with a rule but can meet the intent of the rule in another way, he may apply for a variance to that rule. The Department cannot issue a variance to the background screening requirements of Section 26-39-107 and R430-6.

(2) A certificate holder or applicant requesting a variance shall submit a completed variance request form to the Department. The requests must include:

(a) the name and address of the facility;

(b) the rule from which the variance is being sought;

(c) the time period for which the variance is being sought;

(d) a detailed explanation of why the rule cannot be met;

(e) the alternative means for meeting the intent of the rule;

(f) how the health and safety of the children will be ensured;

and

(g) other justification that the certificate holder or applicant desires to submit.

(3) The Department may require additional information before acting on the request.

(4) The Department shall act upon each request for a variance within 60 days of the receipt of the completed request and all additional information required by the Department.

(5) If the Department approves the request, the certificate holder shall keep a copy of the approved variance on file in the facility and make it publicly available.

(6) The Department may grant variances for up to 12 months.

(7) The Department may impose health and safety conditions upon granting a variance.

(8) The Department may revoke a variance if:

(a) the provider is not meeting the intent of the varied rule by the documented alternative means;

(b) the facility fails to comply with the conditions of the variance; or

(c) a change in statute, rule, or case law affects the justification for the variance.

R430-4-20. Statutory Penalties.

(1) A violation of any rule is punishable by administrative civil money penalty of up to \$5,000 per day as provided in Utah Code Section 26-39-108 or other civil penalty of up to \$5,000 per day or a class B misdemeanor on the first offense and a class A misdemeanor on the second offense as provided in Utah Code, Title 26, Chapter 23.

(2) The Department may impose an administrative civil money penalty of up to \$100 per day to a maximum of \$10,000 for unlicensed or uncertified child care.

(3) The Department may impose an administrative civil money penalty of up to \$100 per day to a maximum of \$10,000 for each violation of the Child Care Licensing Act or the rules promulgated pursuant to that act.

(4) Any person intentionally making false statements or reports to the Department may be fined \$100 for each violation to a maximum of \$10,000.

(5) Assessment of any civil money penalty does not preclude the Department from also taking action to deny, revoke, condition, or refuse to renew a license or certificate.

(6) Assessment of any administrative civil money penalty under this section does not preclude injunctive or other equitable remedies.

(7) Within 10 working days after receipt of a negative licensing action or imposition of a fine, each child care program must provide the Department with the names and mailing addresses of parents or legal guardians of each child cared for at the facility so the Department can notify the parents and guardians of the negative licensing action.

KEY: child care facilities**[2005]2006****Notice of Continuation July 7, 2003
26-39**

**Health, Health Systems Improvement,
Child Care Licensing
R430-6
Background Screening**

NOTICE OF CHANGE IN PROPOSED RULE

DAR File No.: 28249
Filed: 11/17/2005, 16:43

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: In response to recommendations from a legislative audit, changes have been made to this rule.

SUMMARY OF THE RULE OR CHANGE: Factors used in deciding if a covered individual with a misdemeanor conviction can be allowed to provide child care have been eliminated from the rule. Individuals will need to go through Public Safety and be able to pass a background screening to be allowed to provide child care. (DAR NOTE: This change in proposed rule has been filed to make additional changes to a proposed amendment that was published in the October 15, 2005, issue

of the Utah State Bulletin, on page 26. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the change in proposed rule and the proposed amendment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 39

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: There is no anticipated cost or savings due to the additional changes made to this rule.

❖LOCAL GOVERNMENTS: There is no anticipated cost or savings due to the additional changes made to this rule.

❖OTHER PERSONS: There is no anticipated cost or savings due to the additional changes made to this rule.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There is no compliance cost associated with this rule. The fees associated with the background screenings will not change due to changes in this rule.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I approve of the proposed changes. David N. Sundwall, MD, Executive Director

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

HEALTH
HEALTH SYSTEMS IMPROVEMENT,
CHILD CARE 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:

Donna Thomas at the above address, by phone at 801-538-9294, by FAX at 801-538-6325, or by Internet E-mail at donnathomas@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: David N. Sundwall, Executive Director

R430. Health, Health Systems Improvement, Child Care Licensing.**R430-6. Background Screening.****R430-6-1. Authority.**

(1) The Utah Code, Section 26-39-107, requires that a Bureau of Criminal Identification (BCI) screening be conducted on each person requesting a license or residential certificate or to renew a license or certificate for existing, new, and proposed owners,

directors, members of the governing body, employees, providers of care and volunteers, except parents of children enrolled in the child care program.

(2) Utah Code, Section 26-39-104, requires the Department to make and enforce rules to protect children's common needs for a safe and healthy environment and provide for competent care givers. The Department shall review the licensing information system for licensing and certification purposes pursuant to Section 62A-4a-116.2 to screen for individuals who may have a supported finding of severe abuse and neglect by the Department of Human Services or substantiated finding by a Juvenile court under Subsection 78-3a-320.

R430-6-2. Purpose.

The purpose of the screening process using the BCI criminal background and child and adult licensing information system is to protect children receiving services in a child care program. The criminal background screening process determines whether a covered individual has been convicted of any crime. In addition, the Department screens all individuals using the licensing information system and court records under Subsection 78-3a-320(4) which is limited to:

- (1) supported findings of severe abuse or neglect;
- (2) an adjudication of severe child abuse or neglect by a court of competent jurisdiction; and
- (3) any criminal conviction or guilty plea related to neglect, physical abuse, or sexual abuse of any person.

R430-6-3. Definitions.

Terms used in this rule are defined in Title 26, Chapter 39. In addition:

- (1) "Convicted" includes a conviction by a jury or court, a deferred judgment and sentence agreement, a deferred prosecution agreement, a deferred adjudication agreement, a plea in abeyance, and a plea of guilty or nolo contendere.
- (2) "Covered Individual" means:
 - (a) owners;
 - (b) directors;
 - (c) members of the governing body;
 - (d) employees;
 - (e) providers of care, including children residing in a home where child care is provided;
 - (f) volunteers, excluding parents of children enrolled in the program; and
 - (g) all adults residing in a residence where child care is provided.
- (3) "Department" means the Utah Department of Health.
- (4) "Direct supervision" means that the care giver can see and hear the children under age six, and is near enough to intervene when needed. Care givers must be able to hear school-age children and be near enough to intervene.
- (5) "Supported" means a finding by the Utah Department of Human Services (DHS), at the completion of an investigation by DHS, that there is a reasonable basis to conclude that one or more of the following severe types of abuse or neglect has occurred:
 - (a) if committed by a person 18 years of age or older;
 - (i) severe or chronic physical abuse;
 - (ii) sexual abuse;
 - (iii) sexual exploitation;
 - (iv) abandonment;

(v) medical neglect resulting in death, disability, or serious illness;

(vi) chronic or severe neglect; or

(vii) chronic or severe emotional abuse

(b) if committed by a person under the age of 18:

(i) serious physical injury, as defined in Subsection 76-5-109(1)(d) to another child which indicates a significant risk to other children, or

(ii) sexual behavior with or upon another child which indicates a significant risk to other children.

(6) "Unsupervised Contact" means contact with children that provides the unsupervised person opportunity and probability for personal communication or touch when not under the direct supervision of a child care provider or employee.

(7) "Volunteer" means an individual who is not directly compensated for providing care whose duties assigned by a child care provider or employee include unsupervised contact in a child care facility with children or food consumed by children on a regularly scheduled basis of one or more times per month.

R430-6-4. Exclusions from Criminal Background Screening, Emergency Care Providers.

In an emergency, not anticipated in the provider's emergency plan, a provider may assign a person who has not had a criminal background screening to care for and have unsupervised contact with children.

(1) That person shall make a signed, written declaration to the provider that the person has not been convicted of a felony or misdemeanor and has not been investigated with a supported finding from the Department of Human Services.

(2) During the term of the emergency, that person may be counted as a provider of care for purposes of maintaining the required care provider to child ratios.

(3) The provider shall make reasonable efforts to minimize the time that this person has unsupervised contact with children.

R430-6-5. Criminal Background Screening through the Utah Division of Criminal Investigation and National Criminal History Records.

(1) Each child care provider requesting a residential certificate or license or to renew a license or residential certificate to provide child care shall submit to the Department the name and other identifying information on all covered individuals involved with the child care facility at the time the application is filed. A fingerprint card, waiver and fee, prepared either by the local law enforcement agency or an agency approved by local law enforcement, shall also be submitted unless an exception is granted under (4) below.

(2) The request for a certificate or a license submitted by the provider shall require the provider to state in writing, based upon the provider's best information and belief, that no covered person, including the provider's own children, has ever been convicted of a felony, misdemeanor or had a consent to a supported finding from DHS or a substantiated finding from a juvenile court of severe abuse or neglect of a child. If the provider is aware of any such conviction or supported or substantiated finding, the Department shall obtain information from the provider to assess the threat to children consistent with R430-6-6.

(3) After a license or certificate is issued or renewed, within five days of a new covered individual becoming involved with a child care facility, the child care facility licensee or certificate holder must submit the identifying information. A fingerprint card, waiver

and fee, prepared either by the local law enforcement agency or an agency approved by local law enforcement, shall also be submitted unless an exception is granted under (4) below.

(4) Fingerprint cards are not required if the Department is reasonably satisfied that:

(a) the covered individual has resided in Utah for the last five years;

(b) the covered individual has previously submitted fingerprints under this section for a national criminal history record check and has resided in Utah continuously since that time; or

(c) as of May 3, 1999, the covered individual was involved with a child care facility in a covered individual capacity and has resided in Utah continuously since that time.

(5) If a covered individual has resided in Utah for the last five years, except for religious or military service out-of-state, the covered individual shall submit to the Department a letter from their clergy or commanding officer documenting that the covered individual was not convicted of any felony or misdemeanor during the time period of the religious or military service. The covered individual shall then be deemed to have resided in Utah for the last five years and not be required to submit fingerprint cards.

(6) The Department shall perform a criminal background screening, which includes a review of the BCI database maintained by the Department of Public Safety pursuant to Part 2 of Chapter 10, Title 53; and if a fingerprint card, waiver and fee were submitted, the Department shall forward the fingerprint card, waiver and fee to the Utah Department of Public Safety for submission to the FBI for a national criminal history record check.

(7) If the BCI portion of the criminal background screening indicates that the covered individual has a conviction for a felony or misdemeanor, regardless of any exception under (4) above, the covered individual shall submit a fingerprint card, waiver and fee upon request by the Department.

(8) The Department shall review any criminal convictions, consistent with R430-6-6, to determine if action should be taken to protect the health and safety of children receiving child care in the facility.

(9) If the Department takes an action adverse to any covered individual, based upon the criminal background screening, the Department shall send a written decision to the child care provider and the covered individual explaining the action and the right of appeal.

R430-6-6. Exclusion from Child Care Due to Criminal Convictions or Pending Charges.

(1) As required by Utah Code Ann. Subsection 26-39-107(2), if the criminal conviction was a felony, or is a misdemeanor that is not excluded under paragraphs (2) or (3) below, the covered individual may not provide child care, volunteer, or own or operate a child care program with a license or certificate issued by the Department. If such a covered individual resides in a home where child care is provided, the Department shall revoke an existing license or certificate and refuse to permit child care in the home.

(2) As allowed by Utah Code Ann. Subsection 26-39-107(3)(a), the Department hereby excludes the following misdemeanors and determines that a misdemeanor conviction listed below does not disqualify a covered individual from providing child care:

(a) any class B or C conviction under Chapter 6, Title 76, Offenses Against Property, Utah Criminal Code;

(b) any class B or C conviction under Chapter 6a, Title 76, Pyramid Schemes, Utah Criminal Code;

(c) any class B or C conviction under Chapter 8, Title 76, Offenses Against the Administration of Government, Utah Criminal Code;

(d) any class B or C conviction under Chapter 9, Title 76, Offenses Against Public Order and Decency, Utah Criminal Code, except for 76-9-301.8, Bestiality; 76-9-702, Lewdness; and 76-9-702.5, Lewdness Involving Child; and

(e) any class B or C conviction under Chapter 10, Title 76, Offenses Against Public Health, Welfare, Safety and Morals, Utah Criminal Code, except for 76-10-1201 to 1229.5, Pornographic and Harmful Materials and Performances; 76-10-1301 to 1314, Prostitution; and 76-10-2301, Contributing to the Delinquency of a Minor.

(3) Only the Executive Director may consider and approve individual cases where a covered individual with a misdemeanor conviction will be allowed to provide child care, that would otherwise be excluded by this rule. This authority may not be delegated. [~~The following factors will be used:~~

~~(a) types and number of offenses;~~

~~(b) passage of time since the offense was committed; offenses more than five years old will not bar approval of a license, certificate or employment;~~

~~(c) circumstances surrounding the commission of the offense;~~

~~(d) intervening circumstances since the commission of the offense;~~

~~(e) relationship of the facts under subsections (a) through (d) of this section to the individual's suitability to work with children;~~

~~(f) a review of the narrative describing the circumstances of the arrest or conviction and the degree of involvement;~~

~~(g) evidence of rehabilitation, counseling, or completion of treatment programs; and~~

~~(h) consideration of whether the offense involved any form of violence against any person or inappropriate sexual conduct with any person.]~~

(4) The covered individual shall supply at a minimum the following in support of the request for action by the Executive Director.

(a) three sworn and notarized witness letters of personal reference attesting to the rehabilitation; and

(b) a copy of the police report and the court report.

(5) The Department shall rely on the criminal background screening as conclusive evidence of the conviction and the Department may revoke or deny a license, certificate and employment based on that evidence.

(6) If the covered individual is denied a license, certificate or employment based upon the criminal background screening and the covered individual disagrees with the information provided by the Criminal Investigations and Technical Services Division, the covered individual may challenge the information as provided in Utah Code Ann. Sections 77-18-10 through 77-18-15.

(7) All child care providers must report all felony and misdemeanor arrests, charges or convictions of covered individuals to the Department within 48 hours.

R430-6-7. Licensing Information System.

(1) Pursuant to Utah Code Subsection 26-39-104(1)(a)(ii) the Department shall screen all covered individuals, including children residing in a home where child care is provided, for a history of supported finding of severe abuse, neglect, or exploitation from the

licensing information system maintained by the Utah Department of Human Services (DHS) and the juvenile court records.

(2) If a covered individual appears on the licensing information system, the Department shall assess the threat to the safety and health of children. The Department may revoke any existing license or certificate and refuse to permit child care in the home until the Department is reasonably convinced that the covered individual no longer resides in the home.

(a) Upon request, the Department may permit the covered individual to be employed under supervision until a decision is reached, and if the applicant can demonstrate that the work arrangement does not pose a threat to the safety and health of children being served in the licensed or residential certificate child care setting.

(b) The Department may hold the license, certificate or employment denial in abeyance until DHS or the Juvenile court renders a decision, while the covered individual appeals the supported finding.

(3) If the Department denies or revokes a license, certificate or employment based upon the licensing information system, the Department shall send a written decision to the licensee and the covered individual.

(4) If the covered individual disagrees with the supported finding of severe abuse or neglect, any appeal must be directed to and follow the process established by Subsection 62A-4a-116.1. If the covered individual consents to the supported finding of severe abuse or neglect that was the basis of the Department's denial or revocation, but disagrees with the action taken by the Department, the covered individual may request a hearing with the Department.

(5) If the DHS determines a covered individual has a supported finding of severe abuse, neglect or exploitation after the Department issues a license, certificate or grants employment, the licensee and covered individual has five working days to notify the Department. Failure to notify the Department may result in revocation of the license or certificate.

R430-6-8. Covered Individuals with Arrests or Pending Criminal Charges.

(1) If the Department determines there exists credible evidence that a covered individual has been arrested or charged with a felony or a misdemeanor that would not be excluded under R430-6-6(2), the Department shall act to protect the health and safety of children in child care that the covered individual may have contact with. The Department may revoke or suspend any license or certificate of a provider if necessary to protect the health and safety of children in care.

(2) If the Department denies or revokes a license, certificate or restricts employment based upon the arrest or felony or misdemeanor charge, the Department shall send a written decision to the licensee and the covered individual notifying them that a hearing with the Department may be requested.

(3) The Department may hold the license, certificate or employment denial in abeyance until the arrest or felony or misdemeanor charge is resolved.

R430-6-9. Statutory Penalties.

(1) A violation of any rule is punishable by administrative civil money penalty of up to \$5,000 per day as provided in Utah Code Section 26-39-108 or other civil penalty of up to \$5,000 per day or a class B misdemeanor on the first offense and a class A misdemeanor

on the second offense as provided in Utah Code, Title 26, Chapter 23.

(2) The Department may impose an administrative civil money penalty of up to \$100 per day to a maximum of \$10,000 for each violation of the Child Care Licensing Act or the rules promulgated pursuant to that act.

(3) Any person intentionally making false statements or reports to the Department may be fined \$100 for each violation to a maximum of \$10,000.

(4) Assessment of any civil money penalty does not preclude the Department from also taking action to deny, revoke, condition, or refuse to renew a license or certificate.

(5) Assessment of any administrative civil money penalty under this section does not preclude injunctive or other equitable remedies.

KEY: child care facilities

~~2005~~2006

Notice of Continuation January 10, 2003
26-39



Insurance, Administration **R590-85** Individual Accident and Health Insurance and Individual and Group Medicare Supplement Rates

NOTICE OF CHANGE IN PROPOSED RULE (Second)

DAR File No.: 28117
Filed: 11/28/2005, 14:10

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The change made is a result of comments received during the last comment period.

SUMMARY OF THE RULE OR CHANGE: Subsection R590-85-4(6) has been eliminated. This was a new subsection that limited insurers to changing their rates on health insurance policies to once a year or at the policies anniversary date. (DAR NOTE: This is the second change in proposed rule (CPR) for Rule R590-85. The original proposed amendment upon which the first CPR was based was published in the August 15, 2005, issue of the Utah State Bulletin, on page 18. The first CPR upon which this second CPR is based was published in the October 15, 2005, issue of the Utah State Bulletin, on page 61. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the first CPR, the second CPR, and the proposed amendment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 31A-2-201, 31A-2-201.1, 31A-22-605, and 31A-22-620

ANTICIPATED COST OR SAVINGS TO:

- ❖THE STATE BUDGET: This change will have no effect on the state's budget. It will not require insurers to pay more or less in fees and will not change the department's work load.
- ❖LOCAL GOVERNMENTS: This rule only applies to the relationship between the Insurance Department and its licensees. It does not affect local government laws or procedures.
- ❖OTHER PERSONS: The change to this rule will not require a change in the insurers workload or fees paid to the Insurance Department. It does allow insurers to continue to file rate changes at any time. Consumers will not be affected by this change since this is the practice now and only affects their policies premium at anniversary or renewal.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The change to this rule will not require a change in the insurers workload or fees paid to the Insurance Department. It does allow insurers to continue to file rate changes at any time. Consumers will not be affected by this change since this is the practice now and only affects their policies premium at anniversary or renewal.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This change will have no fiscal impact on insurers or other Utah businesses. D. Kent Michie, Insurance Commissioner

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

INSURANCE
ADMINISTRATION
Room 3110 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:

Jilene Whitby at the above address, by phone at 801-538-3803, by FAX at 801-538-3829, or by Internet E-mail at jwhitby@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: Jilene Whitby, Information Specialist

R590. Insurance, Administration.
R590-85. Individual Accident and Health Insurance and Individual and Group Medicare Supplement Rates.

.....

R590-85-4. General Requirements.

- (1) When Rate Filing is Required.
 - (a) Every filing for a policy, certificate or endorsement affecting benefits shall be accompanied by a rate filing that complies with this rule.
 - (b) A rate filing is not required for an endorsement that has no rating effect.
 - (c) Any subsequent addition to or change in rates applicable to the policy or endorsement shall also be filed prior to use.
- (2) General Contents of All Rate Filings. Each rate submission shall include:
 - (a) rate sheets for current and proposed rates, if applicable, that are clearly identified;
 - (b) actuarial memorandum describing the basis on which rates were determined, which includes:
 - (i) description of the policy, benefits, renewability, general marketing methods, and issue age limits;
 - (ii) description of how rates were determined, including a general description and source of each assumption used;
 - (iii) estimated average annual premium per policy for Utah;
 - (iv) anticipated loss ratio of the present value of the expected benefits to the present value of the expected premiums over the entire period for which rates are computed to provide coverage. Interest shall be used in the calculation;
 - (v) minimum anticipated loss ratio presumed reasonable in R590-85-5(1); and
 - (vi) signed certification by a qualified actuary which states that to the best of the actuary's knowledge and judgment the rate filing is in compliance with the applicable laws and rules of the state of Utah and the benefits are reasonable in relation to the premiums charged; and
 - (c) a statement that the rates have been filed with and approved by the home state. If approval is not required by the home state, then alternative information which includes a list of the states to which the rates were submitted, the date submitted, and any responses, must be included.
- (3) Previously Filed Form. Filing a rate change for a previously filed rate shall include the following:
 - (a) a statement of the scope and reason for the change;
 - (b) a description of how revised rates were determined, including the general description and source of each assumption used;
 - (c) an estimated average annual premium per policy in Utah, before and after the proposed rate increase;
 - (d) a comparison of Utah and average nationwide premiums, for representative rating cells based on the Utah distribution of business;
 - (e) a comparison of revised premiums with current scale;
 - (f) a statement as to whether the filing applies to new business, in-force business, or both, and the reasons;
 - (g) a detailed history of national experience, which includes the data in Subsection 4(4) that shows on a yearly and durational basis:
 - (i) premiums received;
 - (ii) earned premiums;
 - (iii) benefits paid;
 - (iv) incurred benefits;
 - (v) increase in active life reserves;
 - (vi) increase in claim reserves;
 - (vii) incurred loss ratio;
 - (viii) cumulative loss ratio; and
 - (ix) any other available data the insurer may wish to provide;
 - (h) detailed history of Utah experience, which includes the data in Subsection 4(4) that shows on a yearly basis:
 - (i) earned premiums;

- (ii) incurred benefits;
 - (iii) incurred loss ratio; and
 - (iv) cumulative loss ratio;
 - (i) anticipated nationwide future loss ratio, which includes:
 - (i) projected premiums;
 - (ii) projected claims; and
 - (iii) projected loss ratio; and
 - (iv) assumptions and calculations. Interest shall be used in the calculation;
 - (j) anticipated Utah future loss ratio, which includes:
 - (i) projected premiums;
 - (ii) projected claims; and
 - (iii) projected loss ratio; and
 - (iv) description of assumptions and calculations. Interest shall be used in the calculation;
 - (k) cumulative past and projected future loss ratio and description of the calculation;
 - (l) the number of policyholders residing in the state of Utah; and
 - (m) the date and magnitude of all previous rate changes.
 - (4) Experience Records
 - (a) An insurer shall maintain records of premiums collected, earned premiums, benefits paid, incurred benefits and reserves for each calendar year, for each policy form, and applicable endorsements. The records shall be maintained as required for the Accident and Health Policy Experience Exhibit.
 - (i) Separate data may be maintained for each endorsement to the extent appropriate.
 - (ii) Experience under policies that provide substantially similar coverage may be combined. The data shall be for all years of issue combined, for each calendar year of experience since the year the form was first issued.
 - (b) A rate revision must provide the information required in Subsection (4)(a) on both a national and state basis.
 - (5) Evaluating Experience Data. In determining the credibility and appropriateness of experience data, due consideration must be given to all relevant factors, such as:
 - (a) statistical credibility of premiums and benefits, for example low exposure or low loss frequency;
 - (b) experience and projected trends relative to the kind of coverage, for example: persistency, inflation in medical expenses, or economic cycles affecting disability income experience;
 - (c) concentration of experience at early policy durations where select morbidity and preliminary term reserves are applicable and where loss ratios are expected to be substantially lower than at later policy durations; and
 - (d) the mix of business by risk classification.
- ~~[(6) Except for a filed trend increase, a rate may only be increased on the policy anniversary.~~
- ~~(7)~~(6) Implementation of a filed rate increase must be initiated within 12 months from the filed date. A company forfeits the right to implement an increase if they fail to initiate implementation within 12 months of the filed date.
- ~~(8)~~(7) A filing may be rejected or prohibited if the company fails to submit all required information.

.....

KEY: insurance law
[2005]2006
Notice of Continuation April 24, 2002
31A-2-201

31A-22-605
 31A-22-620



Insurance, Administration
R590-98
Unfair Practice in Payment of Life Insurance and Annuity Policy Values

NOTICE OF CHANGE IN PROPOSED RULE
 DAR File No.: 28267
 Filed: 11/28/2005, 14:34

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The changes made are a result of comments received during the last comment period.

SUMMARY OF THE RULE OR CHANGE: The changes made are: 1) in Subsection R590-98-6(B), removes the reminder that the policy will remain in effect until the paid-to date; 2) in Subsection R590-98-6(C), clarifies that only the charges assessed by the company need to be specified in the policy as opposed to unknown outside charges of a vendor, such as overnight mail fees; and 3) Subsection R590-98-6(D) has been reworded to clarify that consent is to be obtained prior to processing a loan. (DAR NOTE: This change in proposed rule has been filed to make additional changes to a proposed amendment that was published in the October 15, 2005, issue of the Utah State Bulletin, on page 39. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the change in proposed rule and the proposed amendment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 31A-2-201 and 31A-23a-402

ANTICIPATED COST OR SAVINGS TO:

- ❖ **THE STATE BUDGET:** These changes will have no effect on the state's budget. It will not require insurers to pay more or less in fees and will not change the department's work load.
- ❖ **LOCAL GOVERNMENTS:** This rule only applies to the relationship between the Insurance Department and its licensees. It does not affect local government laws or procedures.
- ❖ **OTHER PERSONS:** The change to this rule will not require a change in the insurers workload or fees paid to the Insurance Department. The changes provide a consumer protection in timely receiving surrender values from insurers.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The change to this rule will not require a change in the insurers workload or fees paid to the Insurance Department. The changes provide a consumer protection in timely receiving surrender values from insurers.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The changes to this rule will have no fiscal impact on insurers or Utah businesses. D. Kent Michie, Insurance Commissioner

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

INSURANCE
ADMINISTRATION
Room 3110 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:

Jilene Whitby at the above address, by phone at 801-538-3803, by FAX at 801-538-3829, or by Internet E-mail at jwhitby@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: Jilene Whitby, Information Specialist

R590. Insurance, Administration.

R590-98. Unfair Practice in Payment of Life Insurance and Annuity Policy Values.

R590-98-6. Requirements.

A. Before an insurer exercises the right to defer the payment of any policy values, the insurer must file a written request with the commissioner. The request must include an explanation of the reason for such action, the steps to be taken by the company to alleviate the situation, the manner in which the deferment is being imposed fairly and equitably on all policyholders, the notice to policyholders as to why the company is taking such action and the anticipated date on which the policy values are expected to be available.

B. If the policy does not specify policy values between policy anniversaries, such policy values may be the values shown in the policy nonforfeiture value tables as of the end of the policy year or may be computed by the interpolation of values between policy years. If the former method is used, the company may deduct from the policy value any premiums required to pay the policy to the next succeeding anniversary date. In no event, may premiums be deducted that will advance the paid-to date past the next succeeding anniversary date. ~~Regardless of the method used, the policy remains in force until the paid-to date.~~

C. No surrender or service charge assessed by the company will be deducted from the policy values unless specifically provided in the policy.

D. With consent of the policyholder, [Companies] companies may ~~with written consent of the policyholder, offer~~ process a policy loan in lieu of cash surrender as a means to conserve business, but only if the following criteria are strictly adhered to:

(1) The computation of policy values and premium deductions, if any, will be calculated on the same basis as enumerated in B above.

(2) The policyholder must be informed fully and concisely as to the reasons the company is sending the proceeds of a policy loan as opposed to the cash surrender value, an explanation as to the effect the loan will have upon interest charges, premiums, and death benefits, and the procedures for the repayment of the loan.

(3) If a policy loan check is issued in lieu of cash surrender values, the loan shall be processed within 20 days of receipt of the request to surrender. The check for policy loan values must be immediately negotiable. A stamped, self-addressed envelope and a cash surrender form must accompany the loan value check, together with appropriate instructions as to how the policyholder should proceed to obtain the full policy surrender value. A request for the balance of the cash surrender value must be processed within ten days of receipt of such request.

KEY: insurance law

~~2005~~2006

Notice of Continuation April 28, 2004

31A-2-201

31A-23a-402



Public Service Commission,
Administration
R746-345
Pole Attachments for Cable Television
Companies

NOTICE OF CHANGE IN PROPOSED RULE

DAR File No.: 28139

Filed: 12/01/2005, 14:52

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The change is to clarify the intent and result of the rule modifications previously proposed. These changes address submitted comments which identified areas of possible confusion and ambiguity. Changes also remove language which was redundant. A change is made to the time period through which pole attachments are grouped for processing purposes; this change was made in response to submitted comments identifying an unintended consequences arising from the prior proposed amendment.

SUMMARY OF THE RULE OR CHANGE: The change establishes terms for a generally available contract by which parties may arrange pole attachments. The rule will now identify a rental rate formula and methodology by which rates are to be established for pole attachments which may be sought and made available. The state rule follows an approach similar to the Federal Communications Commission's rate setting methodology. The amended rule establishes a dispute resolution process. Changes have been made for clarification purposes in: Sections R746-345-2, R746-345-3, and R746-345-5. An exception (Subsection R746-345-4(C)) has been added. Subsection R746-345-6(A)(3) has been added to the

mediation portion of Section R746-345-6. (DAR NOTE: This change in proposed rule has been filed to make additional changes to a proposed amendment that was published in the September 1, 2005, issue of the Utah State Bulletin, on page 31. Underlining in the rule below indicates text that has been added since the publication of the proposed rule mentioned above; strike-out indicates text that has been deleted. You must view the change in proposed rule and the proposed amendment together to understand all of the changes that will be enforceable should the agency make this rule effective.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 54-4-13 and 47 U.S.C. 224(c)

ANTICIPATED COST OR SAVINGS TO:

❖THE STATE BUDGET: None--State agency activity in relation to pole attachment activities will stay the same as in the prior proposed amendment.

❖LOCAL GOVERNMENTS: None--The changes to the proposed amendment do not apply to any local government.

❖OTHER PERSONS: None--The proposed amendments in the rule will have any additional cost or savings impact that differ from those anticipated in the original proposal.

COMPLIANCE COSTS FOR AFFECTED PERSONS: None of the proposed changes are anticipated to result in any change in the compliance costs anticipated from the original proposed amendment. The changes are made, in part, to eliminate an anticipated increased costs which could have arisen from the original proposed amendment.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: None of the proposed changes in the proposed rule are expected to change the fiscal impact the rule may have on businesses relative to that anticipated under the original proposed amendment. Ric Campbell, Chairman

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

PUBLIC SERVICE COMMISSION
ADMINISTRATION
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:

Barbara Stroud or Sandy Mooy at the above address, by phone at 801-530-6714 or 801-530-6708, by FAX at 801-530-6796 or 801-530-6796, or by Internet E-mail at bstroud@utah.gov or smooy@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 01/17/2006.

THIS RULE MAY BECOME EFFECTIVE ON: 01/18/2006

AUTHORIZED BY: Barbara Stroud, Paralegal

R746. Public Service Commission, Administration.

R746-345. Pole Attachments~~[for Cable Television Companies]~~.

R746-345-1. Authorization.

A. Authorization of Rules -- Consistent with the Pole Attachment Act, 47 U.S.C. 224(c), and 54-3-1, 54-4-1, and 54-4-13, the Public Service Commission shall have the power to regulate the rates, terms and conditions by which a public utility, as defined in 54-2-1(15)(a) including telephone corporations as defined in 54-2-23(a), can permit attachments to its poles by an attaching entity.

B. Application of Rules -- These rules shall apply to each public utility that permits pole attachments to utility's poles by an attaching entity.

1. Although specifically excluded from regulation by the Commission in 54-2-1(23)(b), solely for the purpose of any pole attachment, these rules apply to any wireless provider.

2. Pursuant to these rules, a public utility must allow any attaching entity nondiscriminatory access to utility poles at rates, terms and conditions that are just and reasonable.

C. Application of Rate Methodology -- The rate methodology described in Section R746-345-5 shall be used to determine rates that a public utility may charge an attaching entity to attach to its poles for compensation.

R746-345-2. General Definitions.

A. "Attaching Entity" -- A public utility, wireless provider, cable television company, communications company, or other entity that provides information or telecommunications services that attaches to a pole owned or controlled by a public utility~~[excluding those attachments used for signage and lighting]~~.

B. "Distribution Pole" -- A utility pole, excluding towers, used by a pole owner to support mainly overhead distribution wires or cables.

C. "Pole Attachment" -- All equipment, and the devices used to attach the equipment, of an attaching entity within that attaching entity's allocated attachment space. A new or existing service wire drop pole attachment that is attached to the same pole as an existing attachment of the attaching entity is considered a component of the existing attachment for purposes of this rule. Additional equipment that ~~[meets all applicable code and contractual requirements that]~~ is placed within an attaching entity's existing attachment space, and equipment placed in the unuseable space which is used in conjunction with the attachments, is not an additional pole attachment for rental rate purposes. All equipment and devices shall meet applicable code and contractual requirements. Pole attachments do not include items used for decorations, signage, barriers, lighting, sports equipment, or cameras.

D. "Attachment Space" -- The amount of usable space on a pole occupied by a pole attachment as provided for in Subsection R746-345-5(B)(3)(d).

E. "Pole Owner"-- A public utility having ownership or control of poles used, in whole or in part, for any electric or telecommunications services.

F. "Secondary Pole" -- A pole used solely to provide service wire drops, the aerial wires or cables connecting to a customer premise.

G. "Secondary Pole Attachment" -- A pole attachment to a secondary pole.

H. "Wireless Provider" -- A corporation, partnership, or firm that provides cellular, Personal Communications Systems (PCS), or other commercial mobile radio service as defined in 47 U.S.C. 332 that has been issued a covering license by the Federal Communications Commission.

R746-345-3. Tariffs and Contracts.

A. Tariff Filings and Standard Contracts -- A pole owner shall submit a tariff and standard contract, or a Statement of Generally Available Terms (SGAT), specifying the rates, terms and conditions for any pole attachment, to the Commission for approval.

1. A pole owner must petition the Commission for any changes or modifications to the rates, terms, or conditions of its tariff, standard contract or SGAT. A petition for change or modification must include a showing why the rate, term or condition is no longer just and reasonable. A change in rates, terms or conditions of an approved tariff, standard contract or SGAT will not become effective unless and until it has been approved by the Commission.

2. The tariff, standard contract or SGAT shall identify all rates, fees, and charges applicable to any pole attachment. ~~The tariff, standard contract or SGAT shall set forth all non-recurring, standard charges for pole attachment work, including permitting, pre-construction surveys, inspections, and applicable processing. Other pole attachment work such as engineering, make ready, and pole change out shall also be identified in the tariff, standard contract or SGAT and billed on a time and materials basis for costs actually incurred and at rates or charges consistent with tariffs, standard contracts, or SGATs on file with the Commission.~~ The tariff, standard contract, and SGAT shall also include ~~but not be limited to~~:

a. a description of the permitting process, the inspection process, the joint audit process, including shared scheduling and costs, and any non-recurring fee or charge applicable thereto;

b. emergency access provisions; and

c. any back rent recovery or unauthorized pole attachment fee and any applicable procedures for determining the liability of an attaching entity to pay back rent or any non-recurring fee or charge applicable thereto.

B. Establishing the Pole Attachment Relationship -- The pole attachment relationship shall be established when the pole owner and the attaching entity have executed the approved standard contract, or SGAT, or other Commission-approved contract.

1. Exception -- The pole owner and attaching entity may voluntarily negotiate an alternative contract incorporating some, all, or none of the terms of the standard contract or SGAT. The parties shall submit the negotiated contract to the Commission for approval. In situations in which the pole owner and attaching entity are unable to agree following good faith negotiations, the pole owner or attaching entity may petition the Commission for resolution as provided in Section R746-345-6. Pending resolution by the Commission, the parties shall use the standard contract or SGAT.

C. Make[-]-Ready Work, Timeline and Cost Methodology -- As a part of the application process, the pole owner shall provide the applicant with an estimate of the cost of the make[-]-ready work required and the expected time to complete the make[-]-ready work as provided for in this sub-section. All applications by a potential attacher within a given calendar month shall be counted as a single application for the purposes of calculating the response time to complete the make-ready estimate for the pole owner. The due date

for a response to all applications within the calendar month shall be calculated from the date of the last application during that month. As an alternative to all of the time periods allowed for construction below, a pole owner may provide the applicant with an estimated time by which the work could be completed that is different than the standard time periods contained in this rule with an explanation for the anticipated delay. Pole owners must provide this alternative estimate within the estimate timelines provided below.

1. For applications up to 20 poles, the pole owner shall respond with either an approval or a rejection within 45 days. At the same time as an approval is given, a completed make[-]-ready estimate must be provided to the applicant explaining what make[-]-ready work must be done, the cost of that work, and the time by which the work would be finished, that is no later than 120 days from receiving an initial deposit payment for the make[-]-ready work.

2. For applications that represent greater than 20 poles, but equal to or less than .5% of the pole owner's poles in Utah, or 300 poles, whichever is lower, the time for the pole owner's approval and make[-]-ready estimate shall be extended to 60 days, and the time for construction will remain at a maximum of 120 days.

3. For applications that represent greater than ~~[-5%]the number of poles calculated in section 3(2)(C)(2) above~~, but equal to or less than 5% of the pole owner's poles in Utah, or 3,000 poles, whichever is lower, the time for the approval and make[-]-ready estimate shall be extended to 90 days, and the time for construction will be extended to 180 days.

4. For applications that represent greater than 5% of the pole owner's poles in Utah, or 3,000 poles, whichever is lower, the times for the above activities will be negotiated in good faith. The pole owner shall, within 20 days of the application, inform the applicant of the date by which the pole owner will have the make[-]-ready estimate and make[-]-ready construction time lines prepared for the applicant. If the applicant believes the pole owner is not acting in good faith, it may appeal to the Commission to either resolve the issue of when the make[-]-ready estimate and construction period information should be delivered or to arbitrate the negotiations.

5. If the pole owner rejects any application, the pole owner must state the specific reasons for doing so. Applicants may appeal to the Commission if they do not agree that the pole owner's stated reasons are sufficient grounds for rejection.

6. For all approved applications, the applicant will either accept or reject the make[-]-ready estimate. If it accepts the make[-]-ready estimate and make[-]-ready construction time line, the work must be done by the pole owner on schedule and for the estimated make[-]-ready amount, or less, and the applicant will be billed for actual charges up to the bid amount.

7. Applicants must pay 50% of the make[-]-ready estimate in advance of construction, and pay the remainder in two subsequent installment payments: an additional 25 percent payment when half of the work is done and the balance after the work is completed. Applicants may elect to pay the entire amount up front.

8. If the applicant rejects the make[-]-ready estimate for an approved application for whatever reason, the applicant may, at its own expense, use approved contractors to self-build the required make[-]-ready work subject to the pole owner's inspection.

D. Pole Attachment Placement -- All new copper cable attachments shall be placed at the lowest level permitted by applicable safety codes. In cases where an existing copper attachment has been placed in a location higher than the minimum height the safety codes require, the pole owner shall determine if the proposed attachment may be safely attached either above or below

the existing copper attachment taking account of midspan clearances and potential crossovers. If these attachment locations, above or below the copper cable, comply with the applicable safety code, the attacher may attach to the pole without paying to move the copper cable. The owner of the copper cable may elect to pay the costs of having the cable moved to the lowest position as part of the attachment process, or it may elect to move the cable themselves prior to the attaching entity's attachment. If the copper cable must be moved in order for the attacher to be able to safely make its attachment, the attacher shall pay the costs associated with moving the existing copper cable.

R746-345-4. Pole Labeling.

A. Pole Labeling -- A pole owner must label poles to indicate ownership. A pole owner shall label any new pole installed, after the effective date of this rule, immediately upon installation. Poles installed prior to the effective date of this rule, shall be labeled at the time of routine maintenance, normal replacement, change-out, or relocation, and whenever practicable. Labels shall be based on a good faith assertion of ownership.

B. Pole Attachment Labeling -- An attaching entity must label its pole attachments to indicate ownership. Pole attachment labels may not be placed in a manner that could be interpreted to indicate an ownership of the utility pole. An attaching entity shall label any new pole attachment installed, after the effective date of this rule, immediately upon installation. Pole Attachments installed prior to the effective date of this rule shall be labeled at the time of routine maintenance, normal replacement, rearrangement, rebuilding, or reconstruction, and whenever practicable.

C. Exception -- Electrical power pole attachments do not need to be labeled.

R746-345-5. Rental Rate Formula and Method~~ology~~.

~~A. [Basis -- The rental rate for pole attachments, on average, must be sufficient to cover the recurring costs experienced by the pole owner as a result of the attachments. A fair and reasonable method that will accomplish this objective is to use the portion of the pole owner's costs and expenses for the pole plant investment that is jointly used by the attaching entities as a proxy for the incremental costs. The rental rate for any pole attachment shall be based on the pole owner's investment in distribution poles. Any rate based on the rate formula in Subsection R746-345-5(B) shall be considered just and reasonable unless determined otherwise by the Commission.~~

~~B.]Rate Formula -- Any rate based on the rate formula in this Subsection shall be considered just and reasonable unless determined otherwise by the Commission. A pole attachment rental rate shall be based on publicly filed data and must conform to the Federal Communications Commission's rules and regulations governing pole attachments, except as modified by this Section. A pole attachment rental rate shall be calculated and charged as an annual per attachment rental rate for each attachment space used by an attaching entity. The following formula and presumptions shall be used to establish pole attachment rates:~~

~~1. Formula:~~

~~Rate per attachment space = (Space Used x (1/Usable Space) x Cost of Bare Pole x Carrying Charge Rate)~~

~~2. Definitions:~~

~~a. "Carrying Charge Rate" means the percentage of a pole owner's depreciation expense, administrative and general expenses, maintenance expenses, taxes, rate of return, pro-rated annualized~~

~~costs for pole audits or other expenses that are attributable to the pole owner's investment and management of poles. [Carrying charge factors, except for the cost of capital, can be calculated on either a net or gross investment basis.]~~

b. "Cost of Bare Pole" can be defined as either "net cost" or "gross cost." "Gross cost" means the original investment, purchase price, of poles and fixtures, excluding crossarms and appurtenances, divided by the number of poles represented in the investment amount. "Net cost" means the original investment, purchase price, of poles and fixtures, excluding crossarms and appurtenances, less depreciation reserve and deferred federal income taxes associated with the pole investment, divided by the number of poles represented in the investment amount. A pole owner may use gross cost only when its net cost is a negative balance. If using the net or gross cost results in an unfair or unreasonable outcome, a pole owner or attaching entity can seek relief from the Commission under R746-345-5 C.

c. "Unusable Space" means the space on a utility pole below the usable space including the amount required to set the depth of the pole.

d. "Usable Space" means the space on a utility pole above the minimum grade level to the top of the pole, which includes the space occupied by the pole owner.

3. Rebuttable presumptions:

a. Average pole height equals 37.5 feet.

b. Usable space per pole equals 13.5 feet.

c. Unusable space per pole equals 24 feet.

d. Space used by an attaching entity:

(i) An electric pole attachment equals 7.5 feet;

(ii) A telecommunications pole attachment equals 1.0 foot;

(iii) A cable television pole attachment equals 1.0 foot; and

(iv) An electric, cable, or telecommunications secondary pole attachment equals 1.0 foot.

(v) A wireless provider's pole attachment equals not less than 1.0 foot and shall be determined by the amount of space on the pole that is rendered unusable for other uses, as a result of the attachment or the associated equipment. The space used by a wireless provider may be established as an average and included in the pole owner's tariff and standard contract, or SGAT, pursuant to Section R746-345-3 of this Rule.

e. The space used by a wireless provider:

(i) may not include any of the length of a vertically placed cable, wire, conduit, antenna, or other facility unless the vertically placed cable, wire, conduit, antenna, or other facility prevents another attaching entity from placing a pole attachment in the usable space of the pole;

(ii) may not exceed the average pole height established in Subsection R746-345-5(~~[B]~~)(~~[2]~~)(a).

(iii) In situations in which the pole owner and wireless provider are unable to agree, following good faith negotiations, on the space used by the wireless provider as determined in Subsection R746-345-5(~~[B]~~)(3)(d)(v), the pole owner or wireless provider may petition the Commission to determine the footage of space used by the wireless provider as provided in Subsection R746-345-3(C).

f. The Commission shall recalculate the rental rate only when it deems necessary. Pole owners or attaching entities may petition the Commission to reexamine the rental rate.

4. A pole owner may not assess a fee or charge in addition to an annual pole attachment rental rate, including any non-recurring fee or charge described in Subsection R746-345-3(A)(2), for any

cost included in the calculation of its annual pole attachment rental rate.

~~B~~[C]. Commission Relief -- A pole owner or attaching entity may petition the Commission to review a pole attachment rental rate, rate formula, or rebuttable presumption as provided for in this rule. The petition must include a factual showing that a rental rate, rate formula or rebuttable presumption is unjust, unreasonable or otherwise inconsistent with the public interest.

R746-345-6. Dispute Resolution.

A. Mediation -- Except as otherwise precluded by law, a resolution of any dispute concerning any pole attachment agreement, negotiation, permit, audit, or billing may be pursued through mediation while reserving to the parties all rights to an adjudicative process before the Commission.

1. The parties may file their action with the Commission and request leave to pursue mediation any time before a hearing.

2. The choice of mediator and the apportionment of costs shall be determined by agreement of the parties. However, the parties may jointly request a mediator from the Commission or the Division of Public Utilities.

3. A party need not pay the portion of a bill that is disputed if it has started a dispute proceeding within 60 days of the due date of the disputed amount. The party shall notify the Commission if the dispute process is not before the Commission.

B. Settlement -- If the parties reach a mediated agreement or settlement, they will prepare and sign a written agreement and submit it to the Commission. Unless the agreement or settlement is contrary to law and this rule, R746-345, the Commission will approve the agreement or settlement and dismiss or cancel proceedings concerning the matters settled.

1. If the agreement or settlement does not resolve all of the issues, the parties shall prepare a stipulation that identifies the issues resolved and the issues that remain in dispute.

2. If any issues remain unresolved, the matter will be scheduled for a hearing before the Commission.

KEY: public utilities, rules and procedures, telecommunications, telephone utility regulation

~~2005~~2006

**Notice of Continuation August 8, 2003
54-4-13**



End of the Notices of Changes in Proposed Rules Section

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

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

Education, Administration **R277-100** Rulemaking Policy

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE NO.: 28372
FILED: 11/23/2005, 15:15

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 63-46a-1 et seq. specifies procedures for state agencies to follow in making rules.

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: It is necessary to have a rule that provides specific information for the State Board of Education and the State Office of Education to follow when initiating rulemaking activity. Therefore, this rule should be continued.

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 carol.lear@schools.utah.gov

AUTHORIZED BY: Carol Lear, Director, School Law and Legislation

EFFECTIVE: 11/23/2005



Education, Administration **R277-477**

Distribution of Funds from the School Trust Lands Account and Implementation of the School LAND Trust Program.

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE NO.: 28373
FILED: 11/23/2005, 15:16

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 53A-16-101.5(3)(c) allows the State Board of Education to adopt rules regarding the time and manner in which the student count shall be made for allocation of school trust lands funds.

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: It is necessary to have a rule that provides procedures for the State Office of Education to follow when distributing School LAND (Learning and Nurturing Development) Trust Program monies and for school districts to follow when receiving School LAND Trust Program monies. Without the specific procedures, the monies could

not be distributed consistent with state law. Additionally, there is significant legislative attention to this issue and Legislators would be concerned if the rule were not continued.

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 carol.lear@schools.utah.gov

AUTHORIZED BY: Carol Lear, Director, School Law and Legislation

EFFECTIVE: 11/23/2005



Education, Administration

R277-616

Education for Homeless and
Emancipated Students and State
Funding for Homeless and
Economically Disadvantaged Ethnic
Minority Students

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 28374
FILED: 11/23/2005, 15:18

**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 53A-17a-121(2) directs that State Board of Education to develop standards for spending monies for homeless and ethnic minority students.

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: It is necessary to have a rule that provides procedures for determining where a homeless or emancipated student shall attend school and also providing procedures for school district funding for homeless students and economically disadvantaged ethnic minority

students. The rule makes school districts eligible for McKinney-Vento funds. Therefore, this rule should be continued.

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 carol.lear@schools.utah.gov

AUTHORIZED BY: Carol Lear, Director, School Law and Legislation

EFFECTIVE: 11/23/2005



Education, Administration

R277-711

Educational Programs for Gifted and
Talented Students

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 28375
FILED: 11/23/2005, 15:19

**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 53A-171-120 directs that State Board of Education to adopt rules for the expenditure of funds appropriated for accelerated learning programs.

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 necessary because it provides program standards for eligibility for gifted and talented programs and also provides fiscal standards for distribution of funds for school district gifted and talented programs or classes. Therefore, this rule should be continued.

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 carol.lear@schools.utah.gov

AUTHORIZED BY: Carol Lear, Director, School Law and Legislation

EFFECTIVE: 11/23/2005

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

ENVIRONMENTAL QUALITY
WATER QUALITY
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:

Dave Wham at the above address, by phone at 801-538-6052, by FAX at 801-538-6016, or by Internet E-mail at dwham@utah.gov

AUTHORIZED BY: Walter Baker, Director

EFFECTIVE: 11/29/2005



Environmental Quality, Water Quality
R317-102
Utah Wastewater State Revolving Fund
(SRF) Program

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 28381
FILED: 11/29/2005, 11:18

**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 19-5-104(1)(f) authorizes the Utah Water Quality Board to adopt rules to implement awarding construction loans to political subdivisions and municipal authorities under Section 11-8-2. The authority for the Department of Environmental Quality acting through the Utah Water Quality Board to issue loans to finance all or part of wastewater project costs from the State Revolving Fund (SRF) is provided in Title VI of the Federal Clean Water Act and Section 73-10c-1.

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 comments have been received during the last five-year review period for the rule.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: This rule establishes policies and procedures for implementing the Utah SRF Program. The rule contains definitions, eligibility requirements, and application procedures, and prioritization procedures central to the Water Quality Board's implementation of their statutory charge; and should be continued.



Health, Health Care Financing,
Coverage and Reimbursement Policy
R414-40
Nursing Service

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 28370
FILED: 11/22/2005, 11:57

**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 under Section 26-1-5 that grants the Utah Department of Health the power to adopt, amend, or rescind rules that shall have the force and effect of law. In addition, Section 26-18-3 requires the Department to implement the Medicaid program through administrative rules. Furthermore, 42 CFR 440.80 authorizes private duty nursing services provided by a registered nurse or a licensed practical nurse.

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 or oral comments have been received regarding this rule.

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 because it provides pediatric and private duty nursing services for ventilator dependent children under the age of 21 in the Early and Periodic Screening, Diagnosis and Treatment (EPSDT) program. This rule also allows pregnant women to receive necessary obstetrical and prenatal care from a family nurse practitioner.

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

HEALTH
HEALTH CARE FINANCING,
COVERAGE AND REIMBURSEMENT POLICY
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:

Craig Devashrayee at the above address, by phone at 801-538-6641, by FAX at 801-538-6099, or by Internet E-mail at cdevashrayee@utah.gov

AUTHORIZED BY: David N. Sundwall, Executive Director

EFFECTIVE: 11/22/2005



Health, Health Care Financing, Coverage and Reimbursement Policy

R414-59

Audiology-Hearing Services

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 28369
FILED: 11/22/2005, 10:55

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 under Section 26-1-5 that grants the Utah Department of Health the power to adopt, amend, or rescind rules that shall have the force and effect of law. In addition, Section 26-18-3 requires the Department to implement the Medicaid program through administrative rules. Furthermore, 42 CFR 440.110 authorizes audiology-hearing services under the direction of a qualified audiologist.

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 or oral comments have been received regarding this rule.

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 in order to provide audiology-hearing services to eligible Medicaid clients for whom the services are medically necessary.

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

HEALTH
HEALTH CARE FINANCING,
COVERAGE AND REIMBURSEMENT POLICY
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:

Craig Devashrayee at the above address, by phone at 801-538-6641, by FAX at 801-538-6099, or by Internet E-mail at cdevashrayee@utah.gov

AUTHORIZED BY: David N. Sundwall, Executive Director

EFFECTIVE: 11/22/2005



Natural Resources, Wildlife Resources

R657-5

Taking Big Game

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 28364
FILED: 11/21/2005, 14:28

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: Under Sections 23-14-18 and 23-14-19, the Wildlife Board is authorized and required to provide rules to regulate and prescribe the means by which protected wildlife may be taken.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: The division of Wildlife Resources and the Wildlife Board have received several comments, both in support and opposition to Rule R657-5. Rule R657-5 is reviewed at least annually, since it addresses the complex issue of big game hunting. Any comments received in opposition to the rule are resolved using existing policies and procedures or the issue is placed on the Regional Advisory Council's and Wildlife Board's agenda for review and discussion during the process for taking public input. The public is welcome to view the Regional Advisory Council minutes, the Wildlife Board minutes, and the administrative record for this rule at the Division of Wildlife Resources.

Changes made since the last five-year review include things such as allowing additional permits being reserved for youth hunters, allowing for additional hunting opportunities in general, firearm provisions and clarification of definitions, reporting requirements, and application procedures. Provisions were also added to address issues related to Chronic Wasting Disease (CWD). Other changes were made to add consistency and clarity to the rule.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: Rule R657-5 provides the application procedures, standards and requirement for taking big game. The provisions adopted in this rule are effective in providing the standards and requirement for taking big game. Continuation of this rule is necessary for continued success of the big game program and providing big game hunting opportunities.

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:
 Robin Thomas at the above address, by phone at 801-538-4707, by FAX at 801-538-4745, or by Internet E-mail at robinthomas@utah.gov

AUTHORIZED BY: James F Karpowitz, Director

EFFECTIVE: 11/21/2005

◆ ————— ◆
Natural Resources, Wildlife Resources
R657-17
Lifetime Hunting and Fishing License

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION
 DAR FILE No.: 28363
 FILED: 11/21/2005, 14:09

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: Under Sections 23-14-18, 23-14-19, and 23-15-7, the Wildlife Board is authorized and required to provide rules to regulate and prescribe the means by which protected wildlife and aquatic wildlife may be taken.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: Any comments received in opposition to the rule are resolved using existing policies and procedures or the issue is placed on the Regional Advisory Council's and Wildlife Board's agenda for review and discussion during the process for taking public input. The public is welcome to view the Regional Advisory Council minutes, the Wildlife Board minutes, and the administrative record for this rule at the Division of Wildlife Resources. Changes made since the last five-year review include things such as allowing lifetime license holders to participate in the Dedicated Hunter Program, apply for or obtain general deer preference points or permits through the big game drawing, and deleting reference to lifetime license holders applying for remaining general buck deer permit in the big game drawing. Other changes were made to add consistency and clarify the rule.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: Rule R657-17 provides the procedures, standards, and requirements applicable to lifetime hunting and fishing licenses. The provisions adopted in this rule are effective in providing the standards and requirements for administering the lifetime hunting and fishing license program. Continuation of this rule is necessary for continued success of the program.

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:
 Robin Thomas at the above address, by phone at 801-538-4707, by FAX at 801-538-4745, or by Internet E-mail at robinthomas@utah.gov

AUTHORIZED BY: James F Karpowitz, Director

EFFECTIVE: 11/21/2005

◆ ————— ◆
Natural Resources, Wildlife Resources
R657-38
Dedicated Hunter Program

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION
 DAR FILE No.: 28367
 FILED: 11/21/2005, 15:18

**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: Under Sections 23-14-18 and 23-14-19, the Wildlife Board is authorized and required to provide rules to regulate and prescribe the means by which protected wildlife may be taken.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: Any comments received in opposition to the rule are resolved using existing policies and procedures or the issue is placed on the Regional Advisory Council's and Wildlife Board's agenda for review and discussion during the process for taking public input. The public is welcome to view the Regional Advisory Council minutes, the Wildlife Board minutes, and the administrative record for this rule at the Division of Wildlife Resources. Changes made since the last five-year review include things such as amendments to clarify definitions, reporting requirements, simplify application deadlines, and add requirement provisions for program participants who are members of the United States Armed Forces or public health or public safety organizations. Also added was a provision that participants entering or reentering the program in 2003 and would be subject to any changes subsequently made in the program during their three-year term of enrollment, including alteration or elimination of the opportunity to hunt multiple seasons or to receive a general buck deer permit in a region of choice. Other changes were made to add consistency and clarity to the rule.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: Rule R657-38 provides the procedures, standards, and requirements applicable to the dedicated hunter program. The provisions adopted in this rule are effective in providing the standards and requirements for administering the dedicated hunter program. Continuation of this rule is necessary for continued success of the program.

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:

Robin Thomas at the above address, by phone at 801-538-4707, by FAX at 801-538-4745, or by Internet E-mail at robinthomas@utah.gov

AUTHORIZED BY: James F Karpowitz, Director

EFFECTIVE: 11/21/2005



Natural Resources, Wildlife Resources
R657-41
Conservation and Sportsman Permits

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 28366
FILED: 11/21/2005, 14:42

**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: Under Sections 23-14-18 and 23-14-19, the Wildlife Board is authorized and required to provide rules to regulate and prescribe the means by which protected wildlife may be taken.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: Any comments received in opposition to the rule are resolved using existing policies and procedures or the issue is placed on the Regional Advisory Council's and Wildlife Board's agenda for review and discussion during the process for taking public input. The public is welcome to view the Regional Advisory Council minutes, the Wildlife Board minutes, and the administrative record for this rule at the Division of Wildlife Resources. Changes made since the last five-year review include things such as an amendment to allow a second statewide conservation permit for special event of fund raising activities, clarification of the definition of a sportsman permit and providing the species for which a sportsman permit may be issued, clarify the application process for conservation permits to conservation organizations, address retention, use of funds, and the audition process for funds derived from conservation permits. Other changes were made to add consistency and clarity to the rule.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: Rule R657-41 provides the procedures, standards, and requirements applicable to conservation and sportsman permits. The provisions adopted in this rule are effective in providing the standards and requirements for administering the conservation and sportsman permit program. Continuation of this rule is necessary for continued success of the program.

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:
Robin Thomas at the above address, by phone at 801-538-4707, by FAX at 801-538-4745, or by Internet E-mail at robinthomas@utah.gov

AUTHORIZED BY: James F Karpowitz, Director

EFFECTIVE: 11/21/2005



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

Commerce

Real Estate

No. 28225 (AMD): R162-9-3. Course Certification Criteria.

Published: October 1, 2005

Effective: November 16, 2005

No. 28238 (AMD): R162-103-7. Continuing Education Course Certification.

Published: October 1, 2005

Effective: November 23, 2005

No. 28237 (AMD): R162-107. Unprofessional Conduct.

Published: October 1, 2005

Effective: November 23, 2005

Human Services

Recovery Services

No. 28244 (AMD): R527-201. Medical Support Services.

Published: October 15, 2005

Effective: November 17, 2005

Natural Resources

Wildlife Resources

No. 28263 (NEW): R657-56. Recreational Lease of Private Lands for Free Public Walk-in Access.

Published: October 15, 2005

Effective: November 16, 2005

End of the Notices of Rule Effective Dates Section

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, 2005, including notices of effective date received through December 1, 2005, the effective dates of which are no later than December 15, 2005. 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>Administrative Rules</u> | | | | | |
| R15-1 | Administrative Rule Hearings | 28261 | 5YR | 09/29/2005 | 2005-20/63 |
| R15-2 | Public Petitioning for Rulemaking | 28262 | 5YR | 09/29/2005 | 2005-20/63 |
| R15-3 | Definitional Clarification of Administrative Rule | 28264 | 5YR | 09/29/2005 | 2005-20/64 |
| R15-4 | Administrative Rulemaking Procedures | 28265 | 5YR | 09/29/2005 | 2005-20/65 |
| R15-5 | Administrative Rules Adjudicative Proceedings | 28266 | 5YR | 09/29/2005 | 2005-20/65 |
| <u>Child Welfare Parental Defense (Office of)</u> | | | | | |
| R19-1 | Parental Defense Counsel Training | 27518 | NEW | 05/13/2005 | 2004-22/9 |
| R19-1 | Parental Defense Training Standards | 27518 | CPR | 05/13/2005 | 2005-2/94 |
| <u>Facilities Construction and Management</u> | | | | | |
| R23-1 | Procurement of Construction | 27603 | AMD | 03/15/2005 | 2005-2/2 |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|-----------------------------|---|-------------|--------|----------------|---------------------|
| R23-1-60 | Construction Contract Clauses | 28163 | AMD | 10/18/2005 | 2005-18/5 |
| R23-2 | Procurement of Architect-Engineer Services | 27605 | AMD | 03/15/2005 | 2005-2/7 |
| R23-3 | Planning and Programming for Capital Projects | 27615 | AMD | 03/15/2005 | 2005-2/9 |
| R23-4 | Suspension/Debarment and Contract Performance Review Committee | 27610 | AMD | 03/15/2005 | 2005-2/10 |
| R23-26 | Dispute Resolution | 27614 | NEW | 03/15/2005 | 2005-2/12 |
| <u>Finance</u> | | | | | |
| R25-7 | Travel-Related Reimbursements for State Employees | 27848 | AMD | 07/01/2005 | 2005-10/7 |
| <u>Fleet Operations</u> | | | | | |
| R27-1-2 | Definitions | 27546 | AMD | 01/10/2005 | 2004-23/3 |
| R27-3-6 | Application for Commute or Take Home Use | 27599 | NSC | 02/01/2005 | Not Printed |
| R27-3-12 | Daily Motor Pool Sedans, Four Wheel Drive Sport Utility Vehicle (4x4 SUV), Cargo Van, Multi-Passenger Van and Alternative Fuel Vehicle Lease Criteria | 28025 | AMD | 10/03/2005 | 2005-13/5 |
| R27-4 | Vehicle Replacement and Expansion of State Fleet | 27543 | AMD | 01/10/2005 | 2004-23/5 |
| R27-4-1 | Authority | 27594 | NSC | 02/01/2005 | Not Printed |
| R27-6 | Fuel Dispensing Program | 27544 | AMD | 01/10/2005 | 2004-23/7 |
| <u>Records Committee</u> | | | | | |
| R35-1 | State Records Committee Appeal Hearing Procedures | 27880 | AMD | 07/14/2005 | 2005-11/5 |
| R35-1a | State Records Committee Definitions | 27621 | NEW | 03/08/2005 | 2005-2/17 |
| R35-1a | State Records Committee Definitions | 27700 | NSC | 04/01/2005 | Not Printed |
| R35-2 | Declining Appeal Hearings | 27625 | AMD | 03/04/2005 | 2005-2/18 |
| R35-3 | Prehearing Conferences | 27622 | AMD | 03/04/2005 | 2005-2/19 |
| R35-4 | Compliance with State Records Committee Decisions and Orders | 27624 | AMD | 03/04/2005 | 2005-2/20 |
| R35-5 | Subpoenas Issued by the Records Committee | 27623 | AMD | 03/04/2005 | 2005-2/21 |
| R35-6 | Expedited Hearing | 27620 | AMD | 03/04/2005 | 2005-2/22 |
| <u>Administration</u> | | | | | |
| R65-1 | Utah Apple Marketing Order | 28204 | 5YR | 09/02/2005 | 2005-19/39 |
| R65-3 | Utah Turkey Marketing Order | 28205 | 5YR | 09/02/2005 | 2005-19/40 |
| R65-4 | Utah Egg Marketing Order | 28206 | 5YR | 09/02/2005 | 2005-19/40 |
| R994-307-101 | Relief of Charges to Contributing Employers | 27919 | AMD | 09/29/2005 | 2005-11/71 |
| R994-307-101 | Relief of Charges to Contributing Employers | 28101 | AMD | 12/31/2005 | 2005-16/40 |
| R994-309-105 | Reimbursable Employer's Liability for Benefits Paid | 27921 | AMD | 09/29/2005 | 2005-11/72 |
| R994-311 | Governmental Units | 27922 | AMD | 09/29/2005 | 2005-11/73 |
| R994-401 | Payment of Benefits | 27924 | AMD | 09/29/2005 | 2005-11/75 |
| R994-403-123 | Obligation of Department Employees | 27937 | AMD | 09/29/2005 | 2005-12/86 |
| R994-404-101 | Claimants Who Qualify for an Adjustment to the Base Period | 27926 | AMD | 09/29/2005 | 2005-11/76 |
| R994-405 | Ineligibility for Benefits | 27927 | AMD | 09/29/2005 | 2005-11/77 |
| R994-406 | Fraud and Fault | 27928 | AMD | 09/29/2005 | 2005-11/79 |
| R994-508-109 | Hearing Procedure | 27936 | AMD | 09/29/2005 | 2005-12/86 |
| Agriculture and Food | | | | | |
| <u>Administration</u> | | | | | |
| R51-1 | Public Petitions for Declaratory Rulings | 28196 | 5YR | 09/02/2005 | 2005-19/36 |

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|-----------------------------------|--|-------------|--------|----------------|---------------------|
| <u>Animal Industry</u> | | | | | |
| R58-1 | Admission and Inspection of Livestock, Poultry, and Other Animals | 27570 | AMD | 01/18/2005 | 2004-24/5 |
| R58-1 | Admission and Inspection of Livestock, Poultry, and Other Animals | 28287 | NSC | 11/01/2005 | Not Printed |
| R58-1-7 | Swine | 27687 | AMD | 03/18/2005 | 2005-4/8 |
| R58-2 | Diseases, Inspections and Quarantines | 27581 | AMD | 02/01/2005 | 2005-1/9 |
| R58-7 | Livestock Markets, Satellite Video Livestock Auction Market, Livestock Sales, Dealers, and Livestock Market Weighpersons | 27688 | 5YR | 02/01/2005 | 2005-4/47 |
| R58-10 | Meat and Poultry Inspection | 27693 | 5YR | 02/03/2005 | 2005-5/28 |
| R58-11 | Slaughter of Livestock | 28197 | 5YR | 09/02/2005 | 2005-19/36 |
| R58-12 | Record Keeping and Carcass Identification at Meat Exempt (Custom Cut) Establishments | 28198 | 5YR | 09/02/2005 | 2005-19/37 |
| R58-13 | Custom Exempt Slaughter | 28199 | 5YR | 09/02/2005 | 2005-19/37 |
| R58-15 | Collection of Annual Fees for the Wildlife Damage Prevention Act | 28200 | 5YR | 09/02/2005 | 2005-19/38 |
| R58-16 | Swine Garbage Feeding | 28201 | 5YR | 09/02/2005 | 2005-19/38 |
| R58-17 | Aquaculture and Aquatic Animal Health | 27696 | 5YR | 02/03/2005 | 2005-5/28 |
| R58-17 | Aquaculture and Aquatic Animal Health | 28119 | AMD | 09/15/2005 | 2005-16/2 |
| R58-17 | Aquaculture and Aquatic Animal Health | 28247 | NSC | 10/01/2005 | Not Printed |
| R58-21 | Trichomoniasis | 27694 | 5YR | 02/03/2005 | 2005-5/29 |
| R58-22 | Equine Infectious Anemia (EIA) | 27695 | 5YR | 02/03/2005 | 2005-5/29 |
| <u>Chemistry Laboratory</u> | | | | | |
| R63-1 | Fee Schedule | 28203 | 5YR | 09/02/2005 | 2005-19/39 |
| <u>Marketing and Conservation</u> | | | | | |
| R65-1 | Utah Apple Marketing Order | 28154 | NSC | 09/01/2005 | Not Printed |
| R65-2 | Utah Cherry Marketing Order | 28155 | NSC | 09/01/2005 | Not Printed |
| R65-3 | Utah Turkey Marketing Order | 28156 | NSC | 09/01/2005 | Not Printed |
| R65-4 | Utah Egg Marketing Order | 28157 | NSC | 09/01/2005 | Not Printed |
| R65-5 | Utah Red Tart and Sour Cherry Marketing Order | 28158 | NSC | 09/01/2005 | Not Printed |
| R65-7 | Horse Racing | 28159 | NSC | 09/01/2005 | Not Printed |
| R65-8 | Management of the Junior Livestock Show Appropriation | 28160 | NSC | 09/01/2005 | Not Printed |
| R65-10 | Agriculture Resource Development Loans (ARDL) | 27787 | 5YR | 03/31/2005 | 2005-8/56 |
| R65-10 | Agriculture Resource Development Loans (ARDL) | 28153 | NSC | 09/01/2005 | Not Printed |
| R65-11 | Utah Sheep Marketing Order | 28161 | NSC | 09/01/2005 | Not Printed |
| <u>Plant Industry</u> | | | | | |
| R68-1 | Utah Bee Inspection Act Governing Inspection of Bees | 28207 | 5YR | 09/06/2005 | 2005-19/41 |
| R68-2 | Utah Commercial Feed Act Governing Feed | 28208 | 5YR | 09/06/2005 | 2005-19/41 |
| R68-3 | Utah Fertilizer Act Governing Fertilizers and Soil Amendments | 27645 | 5YR | 01/07/2005 | 2005-3/58 |
| R68-6 | Utah Nursery Act | 28209 | 5YR | 09/06/2005 | 2005-19/42 |
| R68-8-2 | Noxious Weed Seeds and Weed Seed Restrictions | 27773 | NSC | 05/01/2005 | Not Printed |
| R68-9-2 | Designation and Publication of State Noxious Weeds | 27774 | NSC | 05/01/2005 | Not Printed |
| R68-10 | Quarantine Pertaining to the European Corn Borer | 28211 | 5YR | 09/06/2005 | 2005-19/42 |
| R68-12 | Quarantine Pertaining to Mint Wilt | 28212 | 5YR | 09/06/2005 | 2005-19/43 |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|---|-------------|--------|----------------|---------------------|
| R68-20 | Utah Organic Standards | 27697 | 5YR | 02/04/2005 | 2005-5/30 |
| <u>Regulatory Services</u> | | | | | |
| R70-101 | Bedding, Upholstered Furniture and Quilted Clothing | 28213 | 5YR | 09/06/2005 | 2005-19/43 |
| R70-440 | Egg Products Inspection | 27514 | NSC | 01/01/2005 | Not Printed |
| R70-440-2 | Adopt by Reference | 27628 | AMD | 02/15/2005 | 2005-2/23 |
| R70-440-2 | Adopt by Reference | 27667 | NSC | 03/01/2005 | Not Printed |
| R70-540-14 | Exemptions | 27569 | AMD | 03/18/2005 | 2004-24/7 |
| R70-610 | Uniform Retail Wheat Standards of Identity | 28194 | 5YR | 09/02/2005 | 2005-19/44 |
| R70-620 | Enrichment of Flour and Cereal Products | 28195 | 5YR | 09/02/2005 | 2005-19/44 |
| R70-910 | Voluntary Registration of Servicemen and Service Agencies for Commercial Weighing and Measuring Devices | 28328 | 5YR | 11/03/2005 | 2005-23/64 |
| R70-950 | Uniform National Type Evaluation | 28329 | 5YR | 11/03/2005 | 2005-23/64 |
| R70-960-7 | Registration Certificate Displayed | 27523 | NSC | 01/01/2005 | Not Printed |
| Alcoholic Beverage Control | | | | | |
| <u>Administration</u> | | | | | |
| R81-1-6 | Violation Schedule | 27947 | AMD | 08/01/2005 | 2005-12/4 |
| R81-1-7 | Disciplinary Hearings | 27948 | AMD | 08/01/2005 | 2005-12/5 |
| R81-1-24 | Responsible Alcohol Service Plan | 27949 | AMD | 08/01/2005 | 2005-12/7 |
| R81-2-8 | Accepting Checks as Payment for Liquor | 28175 | AMD | 11/01/2005 | 2005-18/6 |
| R81-4B | Airport Lounges | 28398 | 5YR | 12/06/2005 | Not Printed |
| R81-4D-14 | Reporting Requirement | 27847 | AMD | 08/26/2005 | 2005-10/11 |
| R81-4D-14 | Reporting Requirement | 27847 | CPR | 08/26/2005 | 2005-14/74 |
| R81-5-5 | Advertising | 27725 | AMD | 05/01/2005 | 2005-6/3 |
| R81-5-14 | Membership Fees and Monthly Dues | 27726 | AMD | 05/01/2005 | 2005-6/4 |
| R81-5-15 | Minors in Lounge or Bar Areas | 27869 | NSC | 06/01/2005 | Not Printed |
| R81-5-16 | Sexually Oriented Adult Entertainment or Businesses | 28180 | NSC | 09/01/2005 | Not Printed |
| R81-5-17 | Visitor Cards | 27727 | AMD | 05/01/2005 | 2005-6/5 |
| R81-10A | On-Premise Beer Retailer Licenses | 28399 | 5YR | 12/06/2005 | Not Printed |
| Capitol Preservation Board (State) | | | | | |
| <u>Administration</u> | | | | | |
| R131-1 | Procurement of Architectural and Engineering Services | 27711 | 5YR | 02/16/2005 | 2005-6/33 |
| R131-2 | Capitol Hill Facility Use | 27712 | 5YR | 02/16/2005 | 2005-6/33 |
| R131-5 | Board Review, Compensation and Incentive Award Process | 27973 | CPR | 11/15/2005 | 2005-20/57 |
| R131-5 | Board Review, Compensation and Incentive Award Process | 27973 | NEW | 11/15/2005 | 2005-12/9 |
| R131-6 | Board Designation of Space | 27974 | NEW | 10/13/2005 | 2005-12/12 |
| R131-7 | State Capitol Preservation Board Master Planning Policy | 27713 | 5YR | 02/16/2005 | 2005-6/34 |
| R131-8 | CPB Facilities and Grounds: Maintenance of Aesthetics | 27631 | NEW | 03/03/2005 | 2005-2/24 |
| R131-9 | State Capitol Preservation Board Art Program and Policy | 27632 | NEW | 03/03/2005 | 2005-2/26 |
| Commerce | | | | | |
| <u>Administration</u> | | | | | |
| R151-1 | Department of Commerce General Provisions | 27633 | NEW | 02/15/2005 | 2005-2/29 |

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|--|--|-------------|--------|----------------|---------------------|
| R151-46b | Department of Commerce Administrative Procedures Act Rules | 27636 | AMD | 02/15/2005 | 2005-2/32 |
| <u>Consumer Protection</u> | | | | | |
| R152-1 | Utah Division of Consumer Protection: "Buyer Beware List" | 28272 | 5YR | 10/04/2005 | 2005-21/80 |
| R152-23 | Utah Health Spa Services | 28179 | AMD | 10/18/2005 | 2005-18/7 |
| R152-30 | Utah Personal Introduction Services Protection Act | 28178 | REP | 10/18/2005 | 2005-18/8 |
| R152-34 | Postsecondary Proprietary School Act Rules | 28177 | AMD | 10/18/2005 | 2005-18/10 |
| R152-39 | Child Protection Registry Rules | 28058 | NEW | 08/16/2005 | 2005-14/6 |
| <u>Occupational and Professional Licensing</u> | | | | | |
| R156-1 | General Rules of the Division of Occupational and Professional Licensing | 27499 | NSC | 01/01/2005 | Not Printed |
| R156-1 | General Rules of the Division of Occupational and Professional Licensing | 28254 | AMD | 11/15/2005 | 2005-20/3 |
| R156-1 | General Rules of the Division of Occupational and Professional Licensing | 28354 | NSC | 12/01/2005 | Not Printed |
| R156-16a-302b | Qualifications for Licensure - Examination Requirements | 27993 | AMD | 08/02/2005 | 2005-13/6 |
| R156-17a | Pharmacy Practice Act Rules | 27786 | REP | 05/17/2005 | 2005-8/2 |
| R156-17b | Pharmacy Practice Act Rules | 27529 | CPR | 05/17/2005 | 2005-8/43 |
| R156-17b | Pharmacy Practice Act Rules | 27529 | NEW | 05/17/2005 | 2004-23/20 |
| R156-17b | Pharmacy Practice Act Rules | 27529 | CPR | 05/17/2005 | 2005-4/31 |
| R156-20a | Environmental Health Scientist Act Rules | 28276 | 5YR | 10/06/2005 | 2005-21/80 |
| R156-22 | Professional Engineers and Professional Land Surveyors Licensing Act Rules | 27698 | AMD | 04/04/2005 | 2005-5/2 |
| R156-26a | Certified Public Accountant Licensing Act Rules | 27835 | AMD | 06/21/2005 | 2005-10/12 |
| R156-31b | Nurse Practice Act Rules | 27600 | AMD | 02/17/2005 | 2005-2/36 |
| R156-31b | Nurse Practice Act Rules | 27714 | NSC | 04/01/2005 | Not Printed |
| R156-31b | Nurse Practice Act Rules | 27992 | AMD | 08/02/2005 | 2005-13/6 |
| R156-31c-201 | Issuing a License | 28124 | AMD | 09/19/2005 | 2005-16/12 |
| R156-38 | Residence Lien Restriction and Lien Recovery Fund Rules | 27752 | 5YR | 03/15/2005 | 2005-7/75 |
| R156-38 | Residence Lien Restriction and Lien Recovery Fund Rules | 27987 | AMD | 08/02/2005 | 2005-13/13 |
| R156-38b | State Construction Registry Rules | 27734 | NEW | 04/18/2005 | 2005-6/6 |
| R156-38b-501 | Notices of Commencement | 28012 | NSC | 09/01/2005 | Not Printed |
| R156-41-502 | Unprofessional Conduct | 28176 | AMD | 10/18/2005 | 2005-18/13 |
| R156-47b | Massage Therapy Practice Act Rules | 27548 | AMD | 03/07/2005 | 2004-24/7 |
| R156-47b | Massage Therapy Practice Act Rules | 27548 | CPR | 03/07/2005 | 2005-3/51 |
| R156-50 | Private Probation Provider Licensing Act Rules | 27435 | AMD | 01/18/2005 | 2004-20/12 |
| R156-50 | Private Probation Provider Licensing Act Rules | 27435 | CPR | 01/18/2005 | 2004-24/58 |
| R156-55a | Utah Construction Trades Licensing Act Rules | 27942 | AMD | 07/18/2005 | 2005-12/13 |
| R156-55a-503 | Administrative Penalties | 28164 | AMD | 10/18/2005 | 2005-18/14 |
| R156-55d | Utah Construction Trades Licensing Act Burglar Alarm Licensing Rules | 28048 | 5YR | 06/28/2005 | 2005-14/97 |
| R156-55d-503 | Administrative Penalties | 28166 | AMD | 10/18/2005 | 2005-18/16 |
| R156-56 | Utah Uniform Building Standard Act Rules | 27489 | AMD | 01/01/2005 | 2004-21/6 |
| R156-56-704 | Statewide Amendments to the IBC | 27490 | AMD | 01/01/2005 | 2004-21/11 |
| R156-60c | Professional Counselor Licensing Act Rules | 27749 | 5YR | 03/14/2005 | 2005-7/75 |
| R156-61-502 | Unprofessional Conduct | 27538 | AMD | 01/04/2005 | 2004-23/40 |
| R156-63 | Security Personnel Licensing Act Rules | 28193 | 5YR | 09/01/2005 | 2005-18/72 |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|--|--|-------------|--------|----------------|---------------------|
| R156-71-202 | Naturopathic Physician Formulary | 27533 | AMD | 01/04/2005 | 2004-23/41 |
| Real Estate | | | | | |
| R162-2-1 | Exam Application | 27951 | CPR | 08/17/2005 | 2005-14/75 |
| R162-2-1 | Exam Application | 27951 | AMD | 08/17/2005 | 2005-12/15 |
| R162-2-2 | Licensing Procedure | 27720 | NSC | 04/01/2005 | Not Printed |
| R162-2-2 | Licensing Procedure | 28128 | AMD | 10/24/2005 | 2005-17/5 |
| R162-6-1 | Improper Practices | 27940 | AMD | 07/20/2005 | 2005-12/16 |
| R162-9-1 | Objective and Specific Hour Requirements | 28173 | AMD | 10/24/2005 | 2005-18/17 |
| R162-9-2 | Education Providers | 28059 | AMD | 08/17/2005 | 2005-14/7 |
| R162-9-3 | Course Certification Criteria | 28225 | AMD | 11/16/2005 | 2005-19/3 |
| R162-10 | Administrative Procedures | 28278 | 5YR | 10/07/2005 | 2005-21/81 |
| R162-102-1 | Application | 27797 | AMD | 05/25/2005 | 2005-8/12 |
| R162-103-5 | Appraisal Education Requirements | 27950 | AMD | 07/27/2005 | 2005-12/17 |
| R162-103-7 | Continuing Education Course Certification | 28238 | AMD | 11/23/2005 | 2005-19/4 |
| R162-105 | Scope of Authority | 28031 | AMD | 09/29/2005 | 2005-13/20 |
| R162-106 | Professional Conduct | 28030 | AMD | 09/29/2005 | 2005-13/23 |
| R162-107 | Unprofessional Conduct | 27788 | AMD | 05/25/2005 | 2005-8/14 |
| R162-107 | Unprofessional Conduct | 28237 | AMD | 11/23/2005 | 2005-19/5 |
| R162-109 | Administrative Proceedings | 27946 | AMD | 07/27/2005 | 2005-12/18 |
| R162-202 | Initial Application | 27943 | AMD | 08/03/2005 | 2005-12/21 |
| R162-208 | Continuing Education | 27945 | AMD | 08/03/2005 | 2005-12/22 |
| R162-208-10 | Continuing Education Course Certification | 28253 | NSC | 10/01/2005 | Not Printed |
| Securities | | | | | |
| R164-2 | Investment Adviser - Unlawful Acts | 27732 | 5YR | 02/28/2005 | 2005-6/34 |
| R164-2-1 | Investment Adviser Performance-Based Compensation Contracts | 27735 | NSC | 04/01/2005 | Not Printed |
| R164-9-1 | Registration by Coordination | 27777 | EMR | 03/25/2005 | 2005-8/53 |
| Community and Economic Development | | | | | |
| <u>Community Development, Community Services</u> | | | | | |
| R202-202-202 | Opening and Closing Dates for HEAT Program | 27418 | AMD | 01/12/2005 | 2004-19/24 |
| R202-203-324 | Income Deductions | 27421 | AMD | 01/12/2005 | 2004-19/25 |
| R202-203-328 | Self-Employment Income | 27419 | AMD | 01/12/2005 | 2004-19/26 |
| R202-207-702 | Records Management | 27420 | AMD | 01/12/2005 | 2004-19/27 |
| <u>Community Development, History</u> | | | | | |
| R212-11 | Historic Preservation Tax Credit | 28055 | 5YR | 06/30/2005 | 2005-14/97 |
| <u>Community Development, Library</u> | | | | | |
| R223-2 | Public Library Online Access for Eligibility to Receive Public Funds | 28333 | 5YR | 11/07/2005 | 2005-23/65 |
| Corrections | | | | | |
| <u>Administration</u> | | | | | |
| R251-102 | Release of Communicable Disease Information | 28393 | 5YR | 12/06/2005 | Not Printed |
| R251-109 | Sex Offender Treatment Providers | 28394 | 5YR | 12/06/2005 | Not Printed |
| R251-110 | Sex Offender Registration Program | 28396 | 5YR | 12/06/2005 | Not Printed |
| R251-113 | Distribution of Reimbursement for the Felony Probation Inmate Costs Reimbursement Program/Fund | 28086 | 5YR | 07/13/2005 | 2005-15/43 |

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|-----------------------|--|-------------|--------|----------------|---------------------|
| R251-301 | Employment, Educational or Vocational Training for Community Correctional Center Offenders. | 28397 | 5YR | 12/06/2005 | Not Printed |
| R251-303 | Offenders' Use of Telephones | 28085 | 5YR | 07/13/2005 | 2005-15/43 |
| R251-709 | Transportation of Inmates. | 28395 | 5YR | 12/06/2005 | Not Printed |
| Education | | | | | |
| <u>Administration</u> | | | | | |
| R277-100 | Rulemaking Policy | 28372 | 5YR | 11/23/2005 | 2005-24/53 |
| R277-107 | Educational Services Outside of Educator's Regular Employment | 28140 | 5YR | 08/15/2005 | 2005-17/54 |
| R277-400 | School Emergency Response Plans | 27539 | NSC | 01/01/2005 | Not Printed |
| R277-407 | School Fees | 27798 | AMD | 05/19/2005 | 2005-8/15 |
| R277-407 | School Fees | 28064 | AMD | 08/23/2005 | 2005-14/8 |
| R277-410 | Accreditation of Schools | 27705 | AMD | 04/01/2005 | 2005-5/8 |
| R277-411 | Elementary School Accreditation | 27706 | AMD | 04/01/2005 | 2005-5/10 |
| R277-412 | Junior High and Middle School Accreditation | 27707 | AMD | 04/01/2005 | 2005-5/13 |
| R277-413 | Accreditation of Secondary Schools, Alternative or Special Purpose Schools | 27708 | AMD | 04/01/2005 | 2005-5/16 |
| R277-422 | State Supported Voted Leeway, Local Board-Approved Leeway and Local Board Leeway for Reading Improvement Programs | 27702 | NSC | 03/01/2005 | Not Printed |
| R277-437 | Student Enrollment Options | 27799 | AMD | 05/19/2005 | 2005-8/17 |
| R277-438 | Dual Enrollment | 27800 | AMD | 05/19/2005 | 2005-8/19 |
| R277-444 | Distribution of Funds to Arts and Sciences Organizations | 27932 | AMD | 07/18/2005 | 2005-12/24 |
| R277-444 | Distribution of Funds to Arts and Science Organizations | 28282 | 5YR | 10/12/2005 | 2005-21/81 |
| R277-451 | The State School Building Program | 28065 | AMD | 08/23/2005 | 2005-14/10 |
| R277-459 | Teachers' Supplies and Materials Appropriation | 28075 | 5YR | 07/06/2005 | 2005-15/44 |
| R277-464 | Highly Impacted Schools | 28076 | 5YR | 07/06/2005 | 2005-15/44 |
| R277-473 | Testing Procedures | 27547 | AMD | 01/04/2005 | 2004-23/43 |
| R277-473 | Testing Procedures | 27872 | 5YR | 05/09/2005 | 2005-11/90 |
| R277-474 | School Instruction and Human Sexuality | 28141 | 5YR | 08/15/2005 | 2005-17/54 |
| R277-475 | Patriotic Education | 28142 | 5YR | 08/15/2005 | 2005-17/55 |
| R277-476 | Incentives for Elementary Reading Program | 28143 | 5YR | 08/15/2005 | 2005-17/55 |
| R277-477 | Distribution of Funds from the School Trust Lands Account and Implementation of the School LAND Trust Program. | 28373 | 5YR | 11/23/2005 | 2005-24/53 |
| R277-480 | Advanced Readers at Risk | 27933 | REP | 07/18/2005 | 2005-12/27 |
| R277-486-6 | Mapping Degree Summary Data to Statutory Formula | 27873 | NSC | 07/01/2005 | Not Printed |
| R277-501 | Educator Licensing Renewal, Highly Qualified and Timelines | 27722 | 5YR | 02/23/2005 | 2005-6/35 |
| R277-515 | Approval of Educator Preparation Programs | 28145 | REP | 10/05/2005 | 2005-17/7 |
| R277-516 | Library Media Certificates and Programs | 28144 | REP | 10/05/2005 | 2005-17/8 |
| R277-520 | Appropriate Licensing and Assignment of Teachers | 28077 | 5YR | 07/06/2005 | 2005-15/45 |
| R277-602 | Special Needs Scholarships - Funding and Procedures | 28026 | EMR | 06/14/2005 | 2005-13/47 |
| R277-602 | Special Needs Scholarships - Funding and Procedures | 28138 | NEW | 10/05/2005 | 2005-17/10 |
| R277-616 | Education for Homeless and Emancipated Students and State Funding for Homeless and Economically Disadvantaged Ethnic Minority Students | 28374 | 5YR | 11/23/2005 | 2005-24/54 |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|----------------|--|-------------|--------|----------------|---------------------|
| R277-700-6 | High School Requirements | 27874 | NSC | 07/01/2005 | Not Printed |
| R277-705-6 | Utah Basic Skills Competency Testing Requirements and Procedures | 27710 | AMD | 04/01/2005 | 2005-5/19 |
| R277-711 | Educational Programs for Gifted and Talented Students | 28375 | 5YR | 11/23/2005 | 2005-24/54 |
| R277-713 | Concurrent Enrollment of High School Students in College Courses | 27662 | AMD | 03/21/2005 | 2005-4/14 |
| R277-713 | Concurrent Enrollment of High School Students in College Courses | 27875 | NSC | 07/01/2005 | Not Printed |
| R277-725 | Electronic High School | 27507 | NSC | 01/01/2005 | Not Printed |
| R277-733 | Adult Education Programs | 27592 | AMD | 02/01/2005 | 2005-1/10 |
| R277-746 | Driver Education Programs for Utah Schools | 27520 | NSC | 01/01/2005 | Not Printed |

Environmental Quality

Air Quality

| | | | | | |
|-------------|--|-------|-----|------------|-------------|
| R307-101-2 | Definitions | 27818 | AMD | 07/07/2005 | 2005-9/4 |
| R307-101-2 | Definitions | 27755 | CPR | 09/02/2005 | 2005-15/25 |
| R307-101-2 | Definitions | 27755 | AMD | 09/02/2005 | 2005-7/2 |
| R307-101-2 | Definitions | 28029 | AMD | 09/08/2005 | 2005-13/24 |
| R307-103 | Administrative Procedures | 28221 | 5YR | 09/07/2005 | 2005-19/45 |
| R307-110 | General Requirements: State Implementation Plan | 28111 | NSC | 08/01/2005 | Not Printed |
| R307-110 | General Requirements: State Implementation Plan | 28224 | 5YR | 09/08/2005 | 2005-19/45 |
| R307-110-10 | Section IX, Control Measures for Area and Point Sources, Part A, Fine Particulate Matter | 27768 | CPR | 09/02/2005 | 2005-15/28 |
| R307-110-10 | Section IX, Control Measures for Area and Point Sources, Part A, Fine Particulate Matter | 27768 | AMD | 09/02/2005 | 2005-7/6 |
| R307-110-11 | Section IX, Control Measures for Area and Point Sources, Part B, Sulfur Dioxide | 27429 | AMD | 03/04/2005 | 2004-19/37 |
| R307-110-11 | Section IX, Control Measures for Area and Point Sources, Part B, Sulfur Dioxide | 27429 | CPR | 03/04/2005 | 2005-3/52 |
| R307-110-12 | Section IX, Control Measures for Area and Point Sources, Part C, Carbon Monoxide | 27343 | AMD | 01/04/2005 | 2004-17/12 |
| R307-110-12 | Section IX, Control Measures for Area and Point Sources, Part C, Carbon Monoxide | 27343 | CPR | 01/04/2005 | 2004-23/53 |
| R307-110-17 | Section IX, Control Measures for Area and Point Sources, Part H, Emission Limits | 27769 | CPR | 09/02/2005 | 2005-15/29 |
| R307-110-17 | Section IX, Control Measures for Area and Point Sources, Part H, Emission Limits | 27769 | AMD | 09/02/2005 | 2005-7/7 |
| R307-115 | General Conformity | 28078 | 5YR | 07/07/2005 | 2005-15/45 |
| R307-165 | Emission Testing | 27756 | CPR | 09/02/2005 | 2005-15/31 |
| R307-165 | Emission Testing | 27756 | AMD | 09/02/2005 | 2005-7/8 |
| R307-165 | Emission Testing | 28215 | 5YR | 09/07/2005 | 2005-19/94 |
| R307-170 | Continuous Emission Monitoring Program | 28326 | 5YR | 11/03/2005 | 2005-23/66 |
| R307-170 | Continuous Emission Monitoring Program (5YR EXTENSION) | 28123 | NSC | 11/03/2005 | Not Printed |
| R307-201 | Emission Standards: General Emission Standards | 27757 | CPR | 09/02/2005 | 2005-15/32 |
| R307-201 | Emission Standards: General Emission Standards | 27757 | AMD | 09/02/2005 | 2005-7/9 |
| R307-201 | Emission Standards: General Emission Standards | 28214 | 5YR | 09/07/2005 | 2005-19/95 |
| R307-204-3 | Definitions | 27758 | AMD | 07/07/2005 | 2005-7/11 |
| R307-205 | Emission Standards: Fugitive Emissions and Fugitive Dust | 27764 | AMD | 07/07/2005 | 2005-7/12 |
| R307-205 | Emission Standards: Fugitive Emissions and Fugitive Dust | 28223 | 5YR | 09/07/2005 | 2005-19/96 |

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|-----------------------|--|-------------|--------|----------------|---------------------|
| R307-205 | Emission Standards: Fugitive Emissions and Fugitive Dust (5YR EXTENSION) | 28042 | NSC | 09/07/2005 | Not Printed |
| R307-206 | Emission Standards: Abrasive Blasting | 27759 | AMD | 07/07/2005 | 2005-7/15 |
| R307-206 | Emission Standards: Abrasive Blasting | 28217 | 5YR | 09/07/2005 | 2005-19/97 |
| R307-207 | Emission Standards: Residential Fireplaces and Stoves | 27760 | NEW | 09/02/2005 | 2005-7/16 |
| R307-207 | Emission Standards: Residential Fireplaces and Stoves | 27760 | CPR | 09/02/2005 | 2005-15/33 |
| R307-210 | Stationary Sources | 27665 | AMD | 04/19/2005 | 2005-4/17 |
| R307-214-2 | Part 63 Sources | 28130 | AMD | 11/03/2005 | 2005-17/13 |
| R307-302 | Davis, Salt Lake, Utah, Weber Counties: Residential Fireplaces and Stoves | 27761 | CPR | 09/02/2005 | 2005-15/34 |
| R307-302 | Davis, Salt Lake, Utah Counties: Residential Fireplaces and Stoves | 27761 | AMD | 09/02/2005 | 2005-7/17 |
| R307-302 | Davis, Salt Lake, Utah, Weber Counties: Residential Fireplaces and Stoves | 28219 | 5YR | 09/07/2005 | 2005-19/98 |
| R307-305 | Davis, Salt Lake, and Utah Counties and Ogden City and Nonattainment Areas for PM10: Particulates | 27762 | AMD | 09/02/2005 | 2005-7/19 |
| R307-305 | Nonattainment and Maintenance Areas for PM10: Emission Standards | 27762 | CPR | 09/02/2005 | 2005-15/36 |
| R307-305 | Nonattainment and Maintenance Areas for PM10: Emission Standards | 28216 | 5YR | 09/07/2005 | 2005-19/99 |
| R307-306 | PM10 Nonattainment and Maintenance Areas: Abrasive Blasting | 27763 | CPR | 09/02/2005 | 2005-15/38 |
| R307-306 | PM10 Nonattainment and Maintenance Areas: Abrasive Blasting | 27763 | NEW | 09/02/2005 | 2005-7/22 |
| R307-307 | Davis, Salt Lake, and Utah Counties: Road Salting and Sanding | 28218 | 5YR | 09/07/2005 | 2005-19/102 |
| R307-309 | Nonattainment and Maintenance Areas for PM10: Fugitive Emissions and Fugitive Dust | 27765 | CPR | 09/02/2005 | 2005-15/39 |
| R307-309 | Davis, Salt Lake and Utah Counties, Ogden City and Any Nonattainment Area for PM10: Fugitive Emissions and Fugitive Dust | 27765 | AMD | 09/02/2005 | 2005-7/24 |
| R307-309 | Nonattainment and Maintenance Areas for PM10: Fugitive Emissions and Fugitive Dust | 28220 | 5YR | 09/07/2005 | 2005-19/102 |
| R307-310 | Salt Lake County: Trading of Emission Budgets for Transportation Conformity | 28222 | 5YR | 09/07/2005 | 2005-19/104 |
| R307-310-5 | Transition Provision | 27766 | AMD | 07/07/2005 | 2005-7/27 |
| R307-310-5 | Transition Provision | 28080 | NSC | 09/01/2005 | Not Printed |
| R307-320 | Davis, Salt Lake and Utah Counties, and Ogden City: Employer-Based Trip Reduction Program | 28079 | 5YR | 07/07/2005 | 2005-15/46 |
| R307-320 | Davis, Salt Lake and Utah Counties, and Ogden City: Employer-Based Trip Reduction Program (5YR EXTENSION) | 27701 | NSC | 07/07/2005 | Not Printed |
| R307-421 | Permits: PM10 Offset Requirements in Salt Lake County and Utah County | 27767 | NEW | 07/07/2005 | 2005-7/28 |
| R307-840 | Lead-Based Paint Accreditation, Certification and Work Practice Standards | 28131 | AMD | 11/03/2005 | 2005-17/17 |
| <u>Drinking Water</u> | | | | | |
| R309-100 | Administration: Drinking Water Program | 27912 | 5YR | 05/16/2005 | 2005-11/90 |
| R309-100 | Administration: Drinking Water Program | 27964 | AMD | 09/13/2005 | 2005-12/29 |
| R309-105 | Administration: General Responsibilities of Public Water Systems | 27907 | 5YR | 05/16/2005 | 2005-11/91 |
| R309-105-16 | Reporting Test Results | 27959 | AMD | 09/13/2005 | 2005-12/31 |
| R309-105-16 | Reporting Test Results | 28252 | NSC | 11/01/2005 | Not Printed |
| R309-110 | Administration: Definitions | 27911 | 5YR | 05/16/2005 | 2005-11/91 |
| R309-110-3 | Acronyms | 27960 | AMD | 09/13/2005 | 2005-12/33 |
| R309-115 | Administration: Administrative Procedures | 27908 | 5YR | 05/16/2005 | 2005-11/92 |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|--|-------------|--------|----------------|---------------------|
| R309-150 | Water System Rating Criteria | 27909 | 5YR | 05/16/2005 | 2005-11/92 |
| R309-200 | Monitoring and Water Quality: Drinking Water Standards | 27913 | 5YR | 05/16/2005 | 2005-11/93 |
| R309-200 | Monitoring and Water Quality: Drinking Water Standards | 27961 | AMD | 09/13/2005 | 2005-12/35 |
| R309-205 | Monitoring and Water Quality: Source Monitoring Requirements | 27917 | 5YR | 05/16/2005 | 2005-11/93 |
| R309-205 | Monitoring and Water Quality: Source Monitoring Requirements | 27967 | AMD | 09/13/2005 | 2005-12/37 |
| R309-210 | Monitoring and Water Quality: Distribution System Monitoring | 27918 | 5YR | 05/16/2005 | 2005-11/94 |
| R309-215 | Monitoring and Water Quality: Treatment Plant Monitoring | 27910 | 5YR | 05/16/2005 | 2005-11/94 |
| R309-215 | Monitoring and Water Quality: Treatment Plant Monitoring Requirements | 27969 | AMD | 09/13/2005 | 2005-12/43 |
| R309-220 | Monitoring and Water Quality: Public Notification Requirements | 27914 | 5YR | 05/16/2005 | 2005-11/95 |
| R309-220 | Monitoring and Water Quality: Public Notification Requirements | 27962 | AMD | 09/13/2005 | 2005-12/45 |
| R309-225 | Monitoring and Water Quality: Consumer Confidence Reports | 27905 | 5YR | 05/16/2005 | 2005-11/95 |
| R309-300 | Certification Rules for Water Supply Operators | 27906 | 5YR | 05/16/2005 | 2005-11/96 |
| R309-305 | Certification Rules for Backflow Technicians | 27617 | NSC | 02/01/2005 | Not Printed |
| R309-305 | Certification Rules for Backflow Technicians | 27915 | 5YR | 05/16/2005 | 2005-11/96 |
| R309-305 | Certification Rules for Backflow Technicians (5YR EXTENSION) | 27780 | NSC | 05/16/2005 | Not Printed |
| R309-405 | Compliance and Enforcement: Administrative Penalty (5YR EXTENSION) | 27781 | NSC | 05/16/2005 | Not Printed |
| R309-405 | Compliance and Enforcement: Administrative Penalty | 27916 | 5YR | 05/16/2005 | 2005-11/97 |
| R309-505 | Facility Design and Operation: Minimum Treatment Requirements | 27963 | AMD | 09/13/2005 | 2005-12/47 |
| R309-535 | Facility Design and Operation: Miscellaneous Treatment Methods | 27965 | AMD | 11/16/2005 | 2005-12/49 |
| R309-535 | Facility Design and Operation: Miscellaneous Treatment Methods | 27965 | CPR | 11/16/2005 | 2005-20/59 |
| R309-600 | Drinking Water Source Protection for Groundwater Sources | 27816 | 5YR | 04/14/2005 | 2005-9/76 |
| R309-600 | Drinking Water Source Protection For Ground-Water Sources | 27775 | NSC | 05/01/2005 | Not Printed |
| R309-605 | Source Protection: Drinking Water Source Protection for Surface Water Sources | 27815 | 5YR | 04/14/2005 | 2005-9/76 |
| <u>Environmental Response and Remediation</u> | | | | | |
| R311-500 | Illegal Drug Operations Site Reporting and Decontamination Act, Decontamination Specialist Certification Program | 27782 | NEW | 10/14/2005 | 2005-8/21 |
| R311-500 | Illegal Drug Operations Site Reporting and Decontamination Act, Decontamination Specialist Certification Program | 27782 | CPR | 10/14/2005 | 2005-16/49 |
| R311-501 | Illegal Drug Operations Site Reporting and Decontamination Act, Contesting an Initial Order or Notice | 27783 | CPR | 10/14/2005 | 2005-16/50 |
| R311-501 | Illegal Drug Operations Site Reporting and Decontamination Act, Contesting an Initial Order or Notice | 27783 | NEW | 10/14/2005 | 2005-8/25 |
| <u>Radiation Control</u> | | | | | |
| R313-12 | General Provisions | 27746 | AMD | 05/13/2005 | 2005-7/29 |
| R313-15 | Standards for Protection Against Radiation | 27744 | AMD | 05/13/2005 | 2005-7/33 |
| R313-16 | General Requirements Applicable to the Installation, Registration, Inspection, and Use of Radiation Machines | 27991 | AMD | 08/12/2005 | 2005-13/26 |
| R313-19 | Requirements of General Applicability to Licensing of Radioactive Material | 27745 | AMD | 05/13/2005 | 2005-7/34 |

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|--|--|-------------|--------|----------------|---------------------|
| R313-22 | Specific Licenses | 27747 | AMD | 05/13/2005 | 2005-7/36 |
| R313-32 | Medical Use of Radioactive Material | 27748 | AMD | 05/13/2005 | 2005-7/38 |
| R313-34 | Requirements for Irradiators | 27738 | 5YR | 03/08/2005 | 2005-7/76 |
| R313-34-1 | Requirements for Irradiators | 27646 | NSC | 02/01/2005 | Not Printed |
| <u>Solid and Hazardous Waste</u> | | | | | |
| R315-16 | Standards for Universal Waste Management | 28095 | 5YR | 07/19/2005 | 2005-16/53 |
| R315-102 | Penalty Policy | 28094 | 5YR | 07/19/2005 | 2005-16/53 |
| <u>Water Quality</u> | | | | | |
| R317-1 | Definitions and General Requirements | 27659 | AMD | 04/20/2005 | 2005-3/5 |
| R317-1 | Definitions and General Requirements | 28054 | AMD | 08/22/2005 | 2005-14/13 |
| R317-1-7 | TMDLs | 27817 | AMD | 06/29/2005 | 2005-9/5 |
| R317-2 | Standards of Quality for Waters of the State | 27593 | CPR | 06/01/2005 | 2005-9/72 |
| R317-2 | Standards of Quality for Waters of the State | 27593 | AMD | 06/01/2005 | 2005-1/13 |
| R317-3-10 | Lagoons | 27658 | AMD | 04/20/2005 | 2005-3/10 |
| R317-4 | Onsite Wastewater Systems | 27699 | 5YR | 02/10/2005 | 2005-5/30 |
| R317-7 | Underground Injection Control (UIC) Program | 27596 | NSC | 02/01/2005 | Not Printed |
| R317-8-3 | Application Requirements | 27657 | AMD | 04/20/2005 | 2005-3/12 |
| R317-10-6 | Facility Classification System | 27656 | AMD | 04/20/2005 | 2005-3/18 |
| R317-102 | Utah Wastewater State Revolving Fund (SRF) Program | 28381 | 5YR | 11/29/2005 | 2005-24/55 |
| Governor | | | | | |
| <u>Planning and Budget, Chief Information Officer</u> | | | | | |
| R365-101 | Utah Geographic Information Systems Advisory Council | 27545 | NEW | 03/09/2005 | 2004-23/45 |
| Health | | | | | |
| <u>Administration</u> | | | | | |
| R380-40 | Local Health Department Minimum Performance Standards | 27571 | AMD | 02/02/2005 | 2004-24/9 |
| R380-40 | Local Health Department Minimum Performance Standards | 27990 | 5YR | 06/06/2005 | 2005-13/51 |
| <u>Epidemiology and Laboratory Services, Epidemiology</u> | | | | | |
| R386-702 | Communicable Disease Rule | 27496 | AMD | 05/16/2005 | 2004-21/13 |
| R386-702 | Communicable Disease Rule | 27496 | CPR | 05/16/2005 | 2005-3/53 |
| R386-702 | Communicable Disease Rule | 28152 | AMD | 10/14/2005 | 2005-17/19 |
| R386-702-9 | Special Measures to Prevent Perinatal and Person-to-Person Transmission of Hepatitis B Infection | 27853 | AMD | 08/25/2005 | 2005-10/17 |
| R386-800 | Immunization Coordination | 27934 | 5YR | 05/24/2005 | 2005-12/89 |
| <u>Epidemiology and Laboratory Services, Environmental Services</u> | | | | | |
| R392-600 | Illegal Drug Operations Decontamination Standards | 27650 | NEW | 05/02/2005 | 2005-3/19 |
| <u>Community and Family Health Services, Immunization</u> | | | | | |
| R396-100 | Immunization Rule for Students | 27897 | AMD | 07/21/2005 | 2005-11/6 |
| <u>Community and Family Health Services, Children with Special Health Care Needs</u> | | | | | |
| R398-1 | Newborn Screening | 28074 | AMD | 10/25/2005 | 2005-15/4 |
| R398-1 | Newborn Screening | 28074 | CPR | 10/25/2005 | 2005-18/70 |
| R398-10 | Autism Spectrum Disorders and Mental Retardation Reporting | 27941 | AMD | 08/30/2005 | 2005-12/61 |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|---|-------------|--------|----------------|---------------------|
| <u>Health Care Financing, Coverage and Reimbursement Policy</u> | | | | | |
| R414-1 | Utah Medicaid Program | 27805 | AMD | 06/03/2005 | 2005-9/6 |
| R414-1 | Utah Medicaid Program | 28106 | AMD | 09/26/2005 | 2005-16/13 |
| R414-1B | Prohibition of Payment for Certain Abortion Services | 27582 | NSC | 02/01/2005 | Not Printed |
| R414-7A | Medicaid Certification of New Nursing Facilities | 27806 | AMD | 06/03/2005 | 2005-9/10 |
| R414-7D | Intermediate Care Facility for the Mentally Retarded Transition Project | 27505 | NEW | 01/03/2005 | 2004-22/15 |
| R414-10A-6 | Prior Authorization | 27486 | NSC | 01/01/2005 | Not Printed |
| R414-14 | Home Health Service | 27733 | AMD | 04/26/2005 | 2005-6/12 |
| R414-14A | Hospice Care | 27925 | R&R | 07/02/2005 | 2005-11/9 |
| R414-19A | Coverage for Dialysis Services by a Free-Standing State Licensed Dialysis Facility | 27985 | 5YR | 06/03/2005 | 2005-13/51 |
| R414-31 | Inpatient Psychiatric Services for Individuals Under Age 21 in Psychiatric Facilities or Programs | 27854 | AMD | 06/15/2005 | 2005-10/19 |
| R414-33 | Targeted Case Management Services | 27986 | 5YR | 06/03/2005 | 2005-13/52 |
| R414-33A | Targeted Case Management for the Chronically Mentally Ill | 27956 | REP | 07/20/2005 | 2005-12/62 |
| R414-33C | Targeted Case Management for the Homeless | 27703 | NEW | 04/07/2005 | 2005-5/23 |
| R414-33D | Targeted Case Management by Community Mental Health Centers for Individuals with Serious Mental Illness | 27958 | NEW | 07/20/2005 | 2005-12/64 |
| R414-34-6 | Qualified Providers | 27589 | AMD | 02/01/2005 | 2005-1/21 |
| R414-36-6 | Qualified Providers | 27591 | AMD | 02/01/2005 | 2005-1/22 |
| R414-40 | Nursing Service | 28370 | 5YR | 11/22/2005 | 2005-24/55 |
| R414-49 | Dental Service | 27840 | AMD | 07/01/2005 | 2005-10/21 |
| R414-53 | Eyeglasses Services | 27849 | AMD | 07/01/2005 | 2005-10/22 |
| R414-59 | Audiology-Hearing Services | 28369 | 5YR | 11/22/2005 | 2005-24/56 |
| R414-61 | Home and Community Based Waivers | 27741 | 5YR | 03/11/2005 | 2005-7/77 |
| R414-61-2 | Incorporation by Reference | 27586 | AMD | 02/01/2005 | 2005-1/23 |
| R414-63 | Medicaid Policy for Pharmacy Reimbursement | 27549 | AMD | 01/26/2005 | 2004-24/13 |
| R414-63 | Medicaid Policy for Pharmacy Reimbursement | 28336 | 5YR | 11/08/2005 | 2005-23/66 |
| R414-90 | Diabetes Self-Management Training | 27557 | AMD | 01/19/2005 | 2004-24/15 |
| R414-200 | Non-Traditional Medicaid Health Plan Services | 27588 | AMD | 02/01/2005 | 2005-1/24 |
| R414-200-3 | Services Available | 27977 | AMD | 10/01/2005 | 2005-13/28 |
| R414-301 | Medicaid General Provisions | 27902 | AMD | 07/02/2005 | 2005-11/16 |
| R414-304 | Income and Budgeting | 27923 | AMD | 07/02/2005 | 2005-11/18 |
| R414-305-2 | Family Medicaid and Family Institutional Medicaid Resource Provisions | 27879 | AMD | 07/02/2005 | 2005-11/23 |
| R414-307 | Eligibility Determination and Redetermination | 28240 | REP | 11/01/2005 | 2005-19/11 |
| R414-308 | Record Management | 28239 | R&R | 11/01/2005 | 2005-19/12 |
| R414-309 | Medicare Drug Benefit Low-Income Subsidy Determination | 27901 | NEW | 07/02/2005 | 2005-11/25 |
| R414-401-3 | Assessment | 27852 | AMD | 07/01/2005 | 2005-10/24 |
| R414-504 | Nursing Facility Payments | 27851 | AMD | 07/01/2005 | 2005-10/24 |
| R414-504 | Nursing Facility Payments | 28066 | AMD | 08/16/2005 | 2005-14/18 |
| R414-507 | Medicaid Long Term Care Managed Care | 27629 | NEW | 02/15/2005 | 2005-2/42 |
| R414-507 | Medicaid Long Term Care Managed Care | 27935 | AMD | 07/20/2005 | 2005-12/66 |
| <u>Health Systems Improvement, Emergency Medical Services</u> | | | | | |
| R426-5 | Hospital Trauma Categorization Standards | 28121 | AMD | 09/21/2005 | 2005-16/15 |

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|---|-------------|--------|----------------|---------------------|
| R426-12 | Emergency Medical Services Training and Certification Standards | 27519 | AMD | 02/01/2005 | 2004-22/26 |
| R426-13 | Emergency Medical Services Provider Designations | 27521 | AMD | 02/01/2005 | 2004-23/47 |
| R426-14-303 | Ambulance Service and Paramedic Service Licensure | 27584 | NSC | 02/01/2005 | Not Printed |
| R426-15 | Licensed and Designated Provider Operations | 27522 | AMD | 02/01/2005 | 2004-23/48 |
| R426-15-200 | Staffing | 28038 | AMD | 11/01/2005 | 2005-14/19 |
| <u>Health Systems Improvement, Licensing</u> | | | | | |
| R432-7 | Specialty Hospital - Psychiatric Hospital Construction | 27674 | 5YR | 01/28/2005 | 2005-4/47 |
| R432-8 | Specialty Hospital - Chemical Dependency/Substance Abuse Construction | 27675 | 5YR | 01/28/2005 | 2005-4/48 |
| R432-9 | Specialty Hospital - Rehabilitation Construction Rule | 27676 | 5YR | 01/28/2005 | 2005-4/48 |
| R432-10 | Specialty Hospital - Long-Term Acute Care Construction Rule | 27677 | 5YR | 01/28/2005 | 2005-4/49 |
| R432-11 | Specialty Hospital - Orthopedic Hospital Construction | 27678 | 5YR | 01/28/2005 | 2005-4/49 |
| R432-12 | Small Health Care Facility (Four to Sixteen Beds) Construction Rule | 27679 | 5YR | 01/28/2005 | 2005-4/50 |
| R432-13 | Freestanding Ambulatory Surgical Center Construction Rule | 27680 | 5YR | 01/28/2005 | 2005-4/50 |
| R432-14 | Birthing Center Construction Rule | 27681 | 5YR | 01/28/2005 | 2005-4/51 |
| R432-30 | Adjudicative Procedure | 27682 | 5YR | 01/28/2005 | 2005-4/51 |
| R432-150 | Nursing Care Facility | 27884 | AMD | 08/05/2005 | 2005-11/26 |
| R432-270 | Assisted Living Facilities | 27683 | 5YR | 01/31/2005 | 2005-4/52 |
| R432-270-10 | Admissions | 27692 | AMD | 05/10/2005 | 2005-5/24 |
| <u>Health Systems Improvement, Primary Care and Rural Health</u> | | | | | |
| R434-50 | Assistance for People with Bleeding Disorders | 28182 | NEW | 10/31/2005 | 2005-18/18 |
| R434-100 | Physician Visa Waivers | 28181 | NEW | 10/31/2005 | 2005-18/19 |
| <u>Epidemiology and Laboratory Services, Laboratory Improvement</u> | | | | | |
| R444-14 | Rule for the Certification of Environmental Laboratories | 27850 | AMD | 07/01/2005 | 2005-10/26 |
| <u>Medical Examiner</u> | | | | | |
| R448-10 | Unattended Death and Reporting Requirements | 27988 | 5YR | 06/06/2005 | 2005-13/52 |
| R448-20 | Access to Medical Examiner Reports | 27989 | 5YR | 06/06/2005 | 2005-13/53 |
| Human Resource Management | | | | | |
| <u>Administration</u> | | | | | |
| R477-2 | Administration | 27885 | AMD | 07/02/2005 | 2005-11/29 |
| R477-4-7 | Rehire | 27886 | AMD | 07/02/2005 | 2005-11/31 |
| R477-6 | Compensation | 27904 | AMD | 07/02/2005 | 2005-11/32 |
| R477-7 | Leave | 27896 | AMD | 07/02/2005 | 2005-11/36 |
| R477-8 | Working Conditions | 27889 | AMD | 07/02/2005 | 2005-11/41 |
| R477-10 | Employee Development | 27887 | AMD | 07/02/2005 | 2005-11/43 |
| R477-11-2 | Dismissal or Demotion | 27888 | AMD | 07/02/2005 | 2005-11/46 |
| R477-12-3 | Reduction in Force | 27890 | AMD | 07/02/2005 | 2005-11/47 |
| Human Services | | | | | |
| <u>Administration, Administrative Hearings</u> | | | | | |
| R497-100 | Adjudicative Proceedings | 28318 | 5YR | 11/02/2005 | 2005-23/67 |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|---|-------------|--------|----------------|---------------------|
| <u>Administration, Administrative Services, Licensing</u> | | | | | |
| R501-1 | General Provisions | 28167 | AMD | 10/18/2005 | 2005-18/25 |
| R501-4 | Certified Local Inspectors | 28185 | NEW | 10/18/2005 | 2005-18/30 |
| R501-14 | Background Screening | 28191 | NEW | 11/16/2005 | 2005-18/33 |
| R501-14 | Criminal Background Screening | 28268 | REP | 11/16/2005 | 2005-20/30 |
| R501-15 | Therapeutic Schools | 28132 | NEW | 10/05/2005 | 2005-17/22 |
| R501-18 | Abuse Background Screening | 27673 | 5YR | 01/27/2005 | 2005-4/52 |
| R501-18 | Abuse Background Screening | 28270 | REP | 11/16/2005 | 2005-20/34 |
| R501-19 | Residential Treatment Programs | 27839 | 5YR | 04/25/2005 | 2005-10/51 |
| R501-20 | Day Treatment Programs | 27836 | 5YR | 04/21/2005 | 2005-10/51 |
| R501-21 | Outpatient Treatment Programs | 27837 | 5YR | 04/22/2005 | 2005-10/52 |
| R501-22 | Residential Support Programs | 27838 | 5YR | 04/22/2005 | 2005-10/52 |
| <u>Aging and Adult Services</u> | | | | | |
| R510-104 | Nutrition Programs for the Elderly (NPE) | 28040 | 5YR | 06/22/2005 | 2005-14/98 |
| R510-401 | Utah Caregiver Support Program | 28039 | 5YR | 06/22/2005 | 2005-14/98 |
| <u>Child and Family Services</u> | | | | | |
| R512-75 | Rules Governing Adjudication of Consumer Complaints | 27883 | 5YR | 05/12/2005 | 2005-11/98 |
| R512-75 | Rules Governing Adjudication of Consumer Complaints | 27981 | AMD | 08/03/2005 | 2005-13/29 |
| R512-306 | Independent Living Services, Education and Training Voucher Program | 27982 | AMD | 08/03/2005 | 2005-13/31 |
| <u>Substance Abuse and Mental Health</u> | | | | | |
| R523-1 | Policies and Procedures | 27638 | AMD | 03/07/2005 | 2005-3/28 |
| <u>Mental Health, State Hospital</u> | | | | | |
| R525-1 | Medical Records | 28097 | NSC | 08/01/2005 | Not Printed |
| R525-2 | Patient Rights | 27996 | NSC | 08/01/2005 | Not Printed |
| R525-3 | Medication Treatment of Patients | 27997 | NSC | 08/01/2005 | Not Printed |
| R525-4 | Visitors | 27995 | NSC | 08/01/2005 | Not Printed |
| R525-5 | Background Checks | 27998 | NSC | 08/01/2005 | Not Printed |
| R525-6 | Prohibited Items and Devices | 27999 | NSC | 08/01/2005 | Not Printed |
| R525-7 | Complaints/Suggestions/Concerns | 28096 | NSC | 08/01/2005 | Not Printed |
| R525-8 | Forensic Mental Health Facility | 27994 | NSC | 08/01/2005 | Not Printed |
| <u>Recovery Services</u> | | | | | |
| R527-10 | Disclosure of Information to the Office of Recovery Services | 27640 | 5YR | 01/06/2005 | 2005-3/58 |
| R527-40 | Retained Support | 27642 | 5YR | 01/06/2005 | 2005-3/59 |
| R527-40 | Retained Support | 27648 | AMD | 03/14/2005 | 2005-3/30 |
| R527-67 | Locate, Use of Subpoena Duces Tecum (5YR EXTENSION) | 27842 | NSC | 08/10/2005 | Not Printed |
| R527-67 | Locate, Use of Subpoena Duces Tecum | 27938 | REP | 08/10/2005 | 2005-12/67 |
| R527-201 | Medical Support Services | 28244 | AMD | 11/17/2005 | 2005-20/37 |
| R527-210 | Guidelines for Setting Child Support Awards | 27534 | REP | 01/04/2005 | 2004-23/49 |
| R527-255 | Substantial Change in Circumstances | 27647 | AMD | 03/14/2005 | 2005-3/30 |
| R527-332 | Unreimbursed Assistance Calculation | 28089 | 5YR | 07/14/2005 | 2005-15/47 |
| R527-394 | Posting Bond or Security | 27881 | 5YR | 05/12/2005 | 2005-11/98 |
| R527-450 | Federal Tax Refund Intercept | 28090 | 5YR | 07/14/2005 | 2005-15/47 |
| R527-475 | State Tax Refund Intercept | 27641 | 5YR | 01/06/2005 | 2005-3/59 |

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|--|---|-------------|--------|----------------|---------------------|
| <u>Services for People with Disabilities</u> | | | | | |
| R539-1 | Eligibility | 27568 | AMD | 01/25/2005 | 2004-24/17 |
| R539-2 | Service Coordination | 27626 | NEW | 03/12/2005 | 2005-2/45 |
| R539-2 | Civil Rights | 27651 | REP | 03/12/2005 | 2005-3/31 |
| R539-2-5 | Person-Centered Process | 27794 | NSC | 05/01/2005 | Not Printed |
| R539-2-6 | Entry Into and Movement Within Service System | 27792 | AMD | 05/17/2005 | 2005-8/29 |
| R539-3 | Rights and Protections | 27627 | NEW | 03/12/2005 | 2005-2/47 |
| R539-3 | Service Coordination | 27652 | REP | 03/12/2005 | 2005-3/34 |
| R539-3-10 | Prohibited Procedures | 27793 | AMD | 05/17/2005 | 2005-8/30 |
| R539-4 | Quality Assurance | 27753 | REP | 05/03/2005 | 2005-7/58 |
| R539-4 | Behavior Interventions | 27724 | NEW | 05/03/2005 | 2005-6/16 |
| R539-5 | Preparation and Maintenance of Client Records | 27802 | REP | 05/17/2005 | 2005-8/31 |
| R539-5 | Self-Administered Services | 27801 | NEW | 05/17/2005 | 2005-8/33 |
| R539-5-5 | Employee Requirements | 27939 | NSC | 06/01/2005 | Not Printed |
| R539-6 | Purchase of Service Provider Requirements | 28210 | REP | 11/04/2005 | 2005-19/17 |
| R539-7 | Home Based Services | 28037 | EMR | 06/20/2005 | 2005-14/94 |
| R539-7 | Home Based Services | 28036 | REP | 09/16/2005 | 2005-14/20 |
| R539-8 | Community-Based Services | 27795 | REP | 05/17/2005 | 2005-8/35 |
| Insurance | | | | | |
| <u>Administration</u> | | | | | |
| R590-88 | Prohibited Transactions Between Agents and Unauthorized Multiple Employer Trusts | 27684 | 5YR | 01/31/2005 | 2005-4/53 |
| R590-93 | Replacement of Life Insurance and Annuities | 27829 | R&R | 06/08/2005 | 2005-9/12 |
| R590-93 | Replacement of Life Insurance and Annuities | 28006 | NSC | 08/01/2005 | Not Printed |
| R590-99-4 | Definition and Classification of Unfair or Deceptive Practices and Material Inducements | 27723 | NSC | 04/01/2005 | Not Printed |
| R590-102-13 | Dedicated Fees | 27715 | NSC | 04/01/2005 | Not Printed |
| R590-124 | Loss Information Rule | 28135 | NSC | 09/01/2005 | Not Printed |
| R590-128 | Unfair Discrimination Based Solely on the Failure to Maintain Auto Insurance (Revised) | 27685 | 5YR | 01/31/2005 | 2005-4/53 |
| R590-130 | Rules Governing Advertisements of Insurance | 28260 | 5YR | 09/29/2005 | 2005-20/66 |
| R590-132 | Insurance Treatment of Human Immunodeficiency Virus (HIV) Infection | 27686 | 5YR | 01/31/2005 | 2005-4/54 |
| R590-140 | Reference Filings of Rate Service Organization Prospective Loss Costs | 27785 | 5YR | 03/31/2005 | 2005-8/56 |
| R590-145 | Accelerated Benefits Rule | 28099 | REP | 09/30/2005 | 2005-16/21 |
| R590-146 | Medicare Supplement Insurance Standards | 27810 | CPR | 08/25/2005 | 2005-14/76 |
| R590-146 | Medicare Supplement Insurance Minimum Standards | 27810 | AMD | 08/25/2005 | 2005-9/19 |
| R590-146-24 | Documents Incorporated by Reference | 28172 | NSC | 09/01/2005 | Not Printed |
| R590-147 | Annual and Quarterly Statement Filing Instructions | 27556 | R&R | 02/10/2005 | 2004-24/21 |
| R590-148-12 | Applications, Enrollment and Replacement of Coverage | 27719 | AMD | 04/28/2005 | 2005-6/19 |
| R590-148-21 | Loss Ratio | 28098 | AMD | 09/30/2005 | 2005-16/24 |
| R590-157-3 | Definitions | 28136 | NSC | 09/01/2005 | Not Printed |
| R590-163 | Filing Quarterly Statements | 27554 | REP | 02/10/2005 | 2004-24/23 |
| R590-164 | Uniform Health Billing Rule | 27784 | 5YR | 03/31/2005 | 2005-8/57 |
| R590-171 | Surplus Lines Procedures Rule | 28027 | 5YR | 06/14/2005 | 2005-13/53 |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|--|-------------|--------|----------------|---------------------|
| R590-172 | Notice to Uninsurable Applicants for Health Insurance | 27866 | 5YR | 05/05/2005 | 2005-11/98 |
| R590-172-4 | Rule | 27845 | CPR | 09/30/2005 | 2005-16/51 |
| R590-172-4 | Rule | 27845 | AMD | 09/30/2005 | 2005-10/28 |
| R590-174 | Diskette Filing of Annual and Quarterly Statements | 27555 | REP | 02/10/2005 | 2004-24/24 |
| R590-175 | Basic Health Care Plan Rule | 28334 | 5YR | 11/08/2005 | 2005-23/67 |
| R590-196 | Bail Bond Surety Fee Standards, Collateral Standards, and Disclosure Form | 27644 | 5YR | 01/07/2005 | 2005-3/60 |
| R590-196 | Bail Bond Surety Fee Standards, Collateral Standards, and Disclosure Form | 27558 | AMD | 02/10/2005 | 2004-24/25 |
| R590-199 | Plan of Orderly Withdrawal Rule Relating to Health Benefit Plans | 28028 | 5YR | 06/15/2005 | 2005-13/54 |
| R590-202 | Condition-Specific Exclusion Riders in Individual Health Insurance Policies | 28120 | 5YR | 08/01/2005 | 2005-16/54 |
| R590-202 | Condition-Specific Exclusion Riders in Individual Health Insurance Policies | 28110 | REP | 09/30/2005 | 2005-16/28 |
| R590-203 | Health Grievance Review Process and Disability Claims | 27504 | CPR | 07/22/2005 | 2005-11/87 |
| R590-203 | Health Grievance Review Process and Disability Claims | 27504 | CPR | 07/22/2005 | 2005-2/95 |
| R590-203 | Health Grievance Review Process and Disability Claims | 27504 | AMD | 07/22/2005 | 2004-22/47 |
| R590-212 | Requirement for Interest Bearing Accounts Used by Title Insurance Agencies for Trust Fund Deposits | 27776 | NSC | 05/01/2005 | Not Printed |
| R590-225-3 | Documents Incorporated by Reference | 27709 | AMD | 07/22/2005 | 2005-5/26 |
| R590-225-3 | Documents Incorporated by Reference | 27709 | CPR | 07/22/2005 | 2005-10/49 |
| R590-226-3 | Documents Incorporated by Reference | 27716 | AMD | 04/28/2005 | 2005-6/21 |
| R590-227-3 | Incorporation by Reference | 27717 | AMD | 04/28/2005 | 2005-6/22 |
| R590-228-3 | Documents Incorporated by Reference | 27718 | AMD | 04/28/2005 | 2005-6/23 |
| R590-231 | Workers' Compensation Market of Last Resort | 27488 | CPR | 05/20/2005 | 2005-8/50 |
| R590-231 | Workers' Compensation Market of Last Resort | 27488 | NEW | 05/20/2005 | 2004-21/15 |
| R590-231 | Workers' Compensation Market of Last Resort | 27488 | CPR | 05/20/2005 | 2005-3/55 |
| <u>Title and Escrow Commission</u> | | | | | |
| R592-1 | Title Insurance Licensing | 28105 | NEW | 09/30/2005 | 2005-16/32 |
| R592-2 | Title Insurance Administrative Hearings and Penalty Imposition | 28107 | NEW | 09/30/2005 | 2005-16/33 |
| Judicial Conduct Commission | | | | | |
| <u>Administration</u> | | | | | |
| R595-1 | General Provisions | 27330 | CPR | 02/01/2005 | 2004-24/59 |
| R595-1 | General Provisions | 27330 | NEW | 02/01/2005 | 2004-17/18 |
| R595-1 | Rules of Procedure | 27580 | REP | 02/01/2005 | 2005-1/26 |
| R595-2 | Administration | 27331 | NEW | 02/01/2005 | 2004-17/23 |
| R595-2 | Administration | 27331 | CPR | 02/01/2005 | 2004-24/60 |
| R595-3 | Procedure | 27332 | CPR | 02/01/2005 | 2004-24/61 |
| R595-3 | Procedure | 27332 | NEW | 02/01/2005 | 2004-17/24 |
| R595-3-10 | Discipline by Consent | 27668 | NSC | 02/01/2005 | Not Printed |
| R595-4 | Sanctions | 27333 | CPR | 02/01/2005 | 2004-24/64 |
| R595-4 | Sanctions | 27333 | NEW | 02/01/2005 | 2004-17/26 |
| R595-4-2 | Sanctions Guidelines | 27807 | AMD | 06/02/2005 | 2005-9/37 |

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|---|-------------|--------|----------------|---------------------|
| Labor Commission | | | | | |
| <u>Adjudication</u> | | | | | |
| R602-2-3 | Compensation for Medical Testimony | 28259 | AMD | 11/15/2005 | 2005-20/42 |
| <u>Antidiscrimination and Labor, Antidiscrimination</u> | | | | | |
| R606-3 | Nondiscrimination Clause to be used in Contracts Entered into by the State of Utah and its Agencies | 28003 | 5YR | 06/08/2005 | 2005-13/54 |
| R606-4 | Advertising | 28004 | 5YR | 06/08/2005 | 2005-13/55 |
| R606-5 | Employment Agencies | 28005 | 5YR | 06/08/2005 | 2005-13/55 |
| R606-6 | Regulation of Practice and Procedure on Employer Reports and Records | 28002 | 5YR | 06/08/2005 | 2005-13/56 |
| <u>Antidiscrimination and Labor, Fair Housing</u> | | | | | |
| R608-1-8 | Response to Complaint | 28126 | EMR | 08/02/2005 | 2005-17/52 |
| R608-1-8 | Response to Complaint | 28127 | AMD | 10/07/2005 | 2005-17/27 |
| <u>Industrial Accidents</u> | | | | | |
| R612-1-3 | Official Forms | 27892 | AMD | 07/02/2005 | 2005-11/49 |
| R612-2-1 | Definitions | 27894 | AMD | 07/02/2005 | 2005-11/51 |
| R612-2-2 | Authority | 27895 | AMD | 07/02/2005 | 2005-11/52 |
| R612-2-3 | Filings | 27900 | AMD | 07/02/2005 | 2005-11/53 |
| R612-2-5 | Regulation of Medical Practitioner Fees | 27899 | AMD | 07/02/2005 | 2005-11/54 |
| R612-2-18 | Dental Injuries | 27893 | AMD | 07/02/2005 | 2005-11/56 |
| R612-2-22 | Medical Records | 27891 | AMD | 07/02/2005 | 2005-11/57 |
| R612-6 | Notification of Workers' Compensation Insurance Coverage | 28300 | 5YR | 10/24/2005 | 2005-22/50 |
| R612-7-3 | Method of Rating | 28299 | NSC | 12/01/2005 | Not Printed |
| R612-10 | HIV, Hepatitis B and C Testing and Reporting for Emergency Medical Services Providers | 28288 | NEW | 12/02/2005 | 2005-21/32 |
| <u>Occupational Safety and Health</u> | | | | | |
| R614-1-4 | Incorporation of Federal Standards | 28013 | AMD | 08/02/2005 | 2005-13/33 |
| R614-1-4 | Incorporation of Federal Standards | 28255 | NSC | 11/01/2005 | Not Printed |
| R614-7-4 | Residential-Type Construction, Raising Framed Walls | 27903 | AMD | 07/02/2005 | 2005-11/60 |
| <u>Safety</u> | | | | | |
| R616-2-3 | Safety Codes and Rules for Boilers and Pressure Vessels | 27616 | AMD | 03/07/2005 | 2005-2/49 |
| R616-3-3 | Safety Codes for Elevators | 27590 | AMD | 02/01/2005 | 2005-1/30 |
| 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 | 28228 | AMD | 11/01/2005 | 2005-19/25 |
| R628-4 | Bonding of Public Treasurers | 28275 | 5YR | 10/06/2005 | 2005-21/82 |
| R628-11 | Maximum Amount of Public Funds Allowed to be Held by any Qualified Depository | 27689 | AMD | 03/22/2005 | 2005-4/18 |
| R628-11 | Maximum Amount of Uninsured Public Funds Allowed to be Held by Any Qualified Depository | 28281 | 5YR | 10/12/2005 | 2005-21/82 |
| R628-12 | Certification of Qualified Depositories for Public Funds | 28314 | 5YR | 11/01/2005 | 2005-22/50 |
| R628-13 | Collateralization of Public Funds | 28332 | 5YR | 11/07/2005 | 2005-23/68 |
| R628-15 | Certification as an Investment Adviser | 27743 | NEW | 05/05/2005 | 2005-7/60 |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|----------------|--|-------------|--------|----------------|---------------------|
| R628-16 | Certification as a Dealer | 28327 | 5YR | 11/03/2005 | 2005-23/68 |
| R628-19 | Requirements for the Use of Investment Advisers by Public Treasurers | 27742 | R&R | 05/05/2005 | 2005-7/64 |

Natural Resources

Oil, Gas and Mining: Coal

| | | | | | |
|----------|---|-------|-----|------------|-----------|
| R645-105 | Blaster Training, Examination and Certification | 27778 | 5YR | 03/25/2005 | 2005-8/58 |
| R645-400 | Inspection and Enforcement: Division Authority and Procedures | 27779 | 5YR | 03/25/2005 | 2005-8/58 |

Oil, Gas and Mining: Oil and Gas

| | | | | | |
|--------|---|-------|-----|------------|-------------|
| R649-1 | Oil and Gas General Rules | 28067 | NSC | 08/01/2005 | Not Printed |
| R649-2 | General Rules | 28068 | NSC | 08/01/2005 | Not Printed |
| R649-3 | Drilling and Operating Practices | 28073 | NSC | 08/01/2005 | Not Printed |
| R649-4 | Determination of Well Categories Under the Natural Gas Policy Act of 1978 | 28335 | 5YR | 11/08/2005 | 2005-23/69 |
| R649-5 | Underground Injection Control of Recovery Operations and Class II Injection Wells | 28069 | NSC | 08/01/2005 | Not Printed |
| R649-6 | Gas Processing and Waste Crude Oil Treatment | 28070 | NSC | 08/01/2005 | Not Printed |
| R649-8 | Reporting and Report Forms | 28071 | NSC | 08/01/2005 | Not Printed |
| R649-9 | Waste Management and Disposal | 28072 | NSC | 08/01/2005 | Not Printed |

Parks and Recreation

| | | | | | |
|------------|--|-------|-----|------------|-------------|
| R651-101 | Adjudicative Proceedings | 28091 | 5YR | 07/14/2005 | 2005-15/48 |
| R651-101 | Adjudicative Proceedings | 28100 | NSC | 08/01/2005 | Not Printed |
| R651-202 | Boating Advisory Council | 27560 | AMD | 01/15/2005 | 2004-24/28 |
| R651-205-7 | Palisade Lake | 27559 | AMD | 01/15/2005 | 2004-24/29 |
| R651-205-9 | Jordan River | 28056 | AMD | 08/16/2005 | 2005-14/57 |
| R651-206 | Carrying Passengers for Hire | 27561 | AMD | 01/15/2005 | 2004-24/29 |
| R651-206 | Carrying Passengers for Hire | 27664 | NSC | 02/01/2005 | Not Printed |
| R651-209 | Registration Expiration | 27562 | REP | 01/15/2005 | 2004-24/32 |
| R651-211 | Assigned Numbers | 27563 | AMD | 01/15/2005 | 2004-24/33 |
| R651-212 | Display of Yearly Registration Decals and Month of Expiration Decals | 27564 | AMD | 01/15/2005 | 2004-24/34 |
| R651-215 | Personal Flotation Devices | 27565 | AMD | 01/15/2005 | 2004-24/35 |
| R651-222-5 | Muffler Bypass or Alteration Prohibited | 28162 | AMD | 10/18/2005 | 2005-18/45 |
| R651-223 | Vessel Accident Reporting | 28092 | 5YR | 07/14/2005 | 2005-15/48 |
| R651-401 | Off-Highway Vehicle and Registration Stickers | 27566 | AMD | 01/15/2005 | 2004-24/37 |
| R651-409 | Minimum Amounts of Liability Insurance Coverage for an Organized Practice or Sanctioned Race | 28061 | 5YR | 07/01/2005 | 2005-14/99 |
| R651-634 | Snowmobile User Fee - Non-Residents | 28060 | 5YR | 07/01/2005 | 2005-14/99 |
| R651-634 | Snowmobile User Fees - Non-Residents | 28093 | NSC | 08/01/2005 | Not Printed |
| R651-634-1 | User Fees | 27920 | NSC | 06/01/2005 | Not Printed |
| R651-635 | Commercial Use of Division Managed Park Areas | 28297 | 5YR | 10/24/2005 | 2005-22/51 |

Forestry, Fire and State Lands

| | | | | | |
|--------------|---|-------|-----|------------|------------|
| R652-70-1900 | Camping and Motor Vehicles | 27750 | AMD | 05/20/2005 | 2005-7/66 |
| R652-70-2300 | Management of Bear Lake Sovereign Lands | 27740 | AMD | 05/20/2005 | 2005-7/67 |
| R652-120 | Wildland Fire | 27843 | 5YR | 04/28/2005 | 2005-10/53 |

Water Rights

| | | | | | |
|--------|-----------------------------------|-------|-----|------------|-----------|
| R655-3 | Reports of Water Right Conveyance | 27690 | 5YR | 02/01/2005 | 2005-4/54 |
|--------|-----------------------------------|-------|-----|------------|-----------|

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|---|-------------|--------|----------------|---------------------|
| R655-4 | Water Well Drillers | 27392 | AMD | 01/12/2005 | 2004-18/30 |
| R655-4 | Water Well Drillers | 27691 | 5YR | 02/01/2005 | 2005-4/55 |
| R655-4 | Water Well Drillers | 27475 | NSC | 02/01/2005 | Not Printed |
| R655-4-9 | Well Drilling and Construction Requirements | 28051 | NSC | 09/01/2005 | Not Printed |
| R655-14 | Administrative Procedures for Enforcement Proceedings Before the Division of Water Rights | 28032 | NEW | 08/15/2005 | 2005-13/34 |
| Wildlife Resources | | | | | |
| R657-5 | Taking Big Game | 27550 | AMD | 01/15/2005 | 2004-24/38 |
| R657-5 | Taking Big Game | 27865 | AMD | 07/05/2005 | 2005-11/61 |
| R657-5 | Taking Big Game | 28364 | 5YR | 11/21/2005 | 2005-24/56 |
| R657-6 | Taking Upland Game | 28082 | 5YR | 07/08/2005 | 2005-15/49 |
| R657-6 | Taking Upland Game | 28081 | AMD | 09/06/2005 | 2005-15/7 |
| R657-9 | Taking Waterfowl, Common Snipe and Coot | 28187 | AMD | 10/25/2005 | 2005-18/49 |
| R657-10 | Taking Cougar | 28188 | AMD | 10/25/2005 | 2005-18/52 |
| R657-11 | Taking Furbearers | 28168 | 5YR | 08/24/2005 | 2005-18/73 |
| R657-11 | Taking Furbearers | 28189 | AMD | 10/25/2005 | 2005-18/58 |
| R657-12 | Hunting and Fishing Accommodations for Disabled People | 27721 | AMD | 04/15/2005 | 2005-6/24 |
| R657-13 | Taking Fish and Crayfish | 27432 | CPR | 01/03/2005 | 2004-22/66 |
| R657-13 | Taking Fish and Crayfish | 27432 | AMD | 01/03/2005 | 2004-20/33 |
| R657-15 | Closure of Gunnison, Cub and Hat Islands | 27863 | 5YR | 05/05/2005 | 2005-11/99 |
| R657-15 | Closure of Gunnison, Cub and Hat Islands | 27862 | AMD | 07/05/2005 | 2005-11/63 |
| R657-17 | Lifetime Hunting and Fishing License | 28363 | 5YR | 11/21/2005 | 2005-24/57 |
| R657-21 | Cooperative Wildlife Management Units for Small Game and Waterfowl | 27864 | 5YR | 05/05/2005 | 2005-11/99 |
| R657-21-2 | Definitions | 28088 | AMD | 09/06/2005 | 2005-15/14 |
| R657-24 | Compensation for Mountain Lion and Bear Damage | 28277 | 5YR | 10/07/2005 | 2005-21/83 |
| R657-33 | Taking Bear | 27649 | AMD | 03/04/2005 | 2005-3/36 |
| R657-33-2 | Definitions | 27751 | NSC | 04/01/2005 | Not Printed |
| R657-37 | Cooperative Wildlife Management Units for Big Game | 27551 | AMD | 01/15/2005 | 2004-24/45 |
| R657-37 | Cooperative Wildlife Management Units for Big Game | 28087 | AMD | 09/06/2005 | 2005-15/15 |
| R657-38 | Dedicated Hunter Program | 27552 | AMD | 01/15/2005 | 2004-24/48 |
| R657-38 | Dedicated Hunter Program | 28367 | 5YR | 11/21/2005 | 2005-24/58 |
| R657-41 | Conservation and Sportsman Permits | 28366 | 5YR | 11/21/2005 | 2005-24/58 |
| R657-42 | Fees, Exchanges, Surrenders, Refunds and Reallocation of Wildlife Documents | 28083 | AMD | 09/06/2005 | 2005-15/20 |
| R657-42-4 | Surrenders | 27553 | AMD | 01/15/2005 | 2004-24/53 |
| R657-47 | Trust Fund Permits | 27639 | REP | 03/04/2005 | 2005-3/39 |
| R657-47 | Trust Fund Permits (5YR EXTENSION) | 27637 | NSC | 03/04/2005 | Not Printed |
| R657-55 | Wildlife Convention Permits | 27827 | NEW | 06/01/2005 | 2005-9/38 |
| R657-56 | Recreational Lease of Private Lands for Free Public Walk-in Access | 28263 | NEW | 11/16/2005 | 2005-20/45 |
| Professional Practices Advisory Commission | | | | | |
| <u>Administration</u> | | | | | |
| R686-100 | Professional Practices Advisory Commission, Rules of Procedure: Complaints and Hearings | 27542 | NSC | 01/01/2005 | Not Printed |
| R686-103 | Professional Practices and Conduct for Utah Educators | 27737 | NSC | 04/01/2005 | Not Printed |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|--|--|-------------|--------|----------------|---------------------|
| Public Safety | | | | | |
| <u>Driver License</u> | | | | | |
| R708-10 | Classified License System | 28113 | NSC | 08/01/2005 | Not Printed |
| R708-14 | Adjudicative Proceedings For Driver License Actions Involving Alcohol and Drugs | 28104 | NSC | 08/01/2005 | Not Printed |
| R708-16 | Pedestrian Vehicle Rule | 28108 | NSC | 08/01/2005 | Not Printed |
| R708-18 | Regulatory and Administrative Fees | 28165 | AMD | 10/27/2005 | 2005-18/60 |
| R708-31 | Ignition Interlock Systems | 28103 | NSC | 08/01/2005 | Not Printed |
| R708-32 | Uninsured Motorist Database | 27877 | 5YR | 05/10/2005 | 2005-11/100 |
| R708-33 | Electric Assisted Bicycle Headgear | 28109 | NSC | 08/01/2005 | Not Printed |
| R708-36 | Disclosure of Personal Identifying Information in MVRs | 27878 | 5YR | 05/11/2005 | 2005-11/100 |
| R708-37 | Certification of Licensed Instructors of Commercial Driver Training Schools or Testing Only Schools to Administer Driving Skills Tests | 27898 | 5YR | 05/13/2005 | 2005-11/101 |
| R708-40 | Driving Simulators | 27579 | CPR | 04/18/2005 | 2005-6/28 |
| R708-40 | Driving Simulators | 27579 | NEW | 04/18/2005 | 2005-1/31 |
| R708-41 | Requirements for Acceptable Documentation | 27808 | EMR | 04/11/2005 | 2005-9/74 |
| R708-41 | Requirements for Acceptable Documentation | 27809 | NEW | 06/01/2005 | 2005-9/41 |
| <u>Fire Marshal</u> | | | | | |
| R710-1-8 | Amendments and Additions | 28122 | AMD | 09/15/2005 | 2005-16/34 |
| R710-3-3 | Amendments and Additions | 27654 | AMD | 03/04/2005 | 2005-3/42 |
| R710-4-3 | Amendments and Additions | 27653 | AMD | 03/04/2005 | 2005-3/44 |
| R710-4-3 | Amendments and Additions | 27976 | AMD | 07/19/2005 | 2005-12/67 |
| R710-6 | Liquefied Petroleum Gas Rules | 27573 | AMD | 01/19/2005 | 2004-24/54 |
| R710-6 | Liquefied Petroleum Gas Rules | 28171 | AMD | 10/18/2005 | 2005-18/61 |
| R710-7-1 | Adoption of Codes | 27671 | AMD | 06/13/2005 | 2005-4/21 |
| R710-8 | Day Care Rules | 27574 | NSC | 01/01/2005 | Not Printed |
| R710-9-6 | Amendments and Additions | 27655 | AMD | 03/04/2005 | 2005-3/47 |
| R710-9-6 | Amendments and Additions | 27754 | AMD | 05/04/2005 | 2005-7/68 |
| R710-9-6 | Amendments and Additions | 27975 | AMD | 07/19/2005 | 2005-12/69 |
| R710-9-6 | Amendments and Additions | 28115 | AMD | 09/15/2005 | 2005-16/36 |
| <u>Highway Patrol</u> | | | | | |
| R714-500 | Chemical Analysis Standards and Training | 27882 | 5YR | 05/12/2005 | 2005-11/102 |
| <u>Criminal Investigations and Technical Services, Criminal Identification</u> | | | | | |
| R722-310 | Regulation of Bail Bond Recovery and Enforcement Agents | 28052 | 5YR | 06/29/2005 | 2005-14/100 |
| R722-330 | Licensing of Private Investigators | 28053 | 5YR | 06/29/2005 | 2005-14/100 |
| <u>Peace Officer Standards and Training</u> | | | | | |
| R728-205 | Council Resolution of Public Safety Retirement Eligibility | 28043 | 5YR | 06/27/2005 | 2005-14/101 |
| Public Service Commission | | | | | |
| <u>Administration</u> | | | | | |
| R746-200-6 | Termination of Service | 27587 | AMD | 02/25/2005 | 2005-1/32 |
| R746-240 | Telecommunication Service Rules | 27855 | AMD | 08/08/2005 | 2005-10/29 |
| R746-340 | Service Quality for Telecommunications Corporations | 27856 | AMD | 08/08/2005 | 2005-10/32 |
| R746-341 | Lifeline Rule | 27821 | AMD | 06/20/2005 | 2005-9/42 |

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|----------------|---|-------------|--------|----------------|---------------------|
| R746-341 | Lifeline/Link-up Rule | 28137 | AMD | 10/20/2005 | 2005-17/28 |
| R746-341 | Lifeline/Link-up Rule | 28306 | 5YR | 10/28/2005 | 2005-22/51 |
| R746-349 | Competitive Entry and Reporting Requirements | 27857 | AMD | 08/08/2005 | 2005-10/34 |
| R746-349-9 | Pricing Flexibility Revocation, Conditions, or Restrictions | 28129 | AMD | 10/11/2005 | 2005-17/35 |
| R746-352 | Price Cap Regulation | 27858 | REP | 08/08/2005 | 2005-10/36 |
| R746-356 | Intrastate (IntraLATA) Equal Access to Toll Calling Services By Telecommunications Carriers | 27859 | AMD | 08/08/2005 | 2005-10/40 |
| R746-360 | Universal Public Telecommunications Service Support Fund | 27860 | AMD | 08/08/2005 | 2005-10/42 |
| R746-360-9 | One-Time Distributions from the Fund | 27302 | CPR | 01/04/2005 | 2004-23/54 |
| R746-360-9 | One-Time Distributions from the Fund | 27302 | AMD | 01/04/2005 | 2004-15/59 |
| R746-405-1 | General Provisions | 27861 | AMD | 08/08/2005 | 2005-10/44 |
| R746-407 | Annualization of Test-year Data | 28307 | 5YR | 10/28/2005 | 2005-22/52 |
| R746-409-1 | General Provisions | 27527 | NSC | 01/01/2005 | Not Printed |
| R746-510 | Funding for Speech and Hearing Impaired Certified Interpreter Training | 28057 | NEW | 08/25/2005 | 2005-14/58 |

Regents (Board Of)

Administration

| | | | | | |
|------------|--|-------|-----|------------|-------------|
| R765-604 | New Century Scholarship | 27663 | 5YR | 01/19/2005 | 2005-4/56 |
| R765-604 | New Century Scholarship | 27666 | AMD | 03/22/2005 | 2005-4/22 |
| R765-605-4 | Policy | 28084 | AMD | 09/01/2005 | 2005-15/21 |
| R765-610 | Utah Higher Education Assistance Authority Federal Family Education Loan Program, PLUS, SLS, and Loan Consolidation Programs | 28251 | NSC | 11/01/2005 | Not Printed |
| R765-626 | Lender-of-Last-Resort Program | 27841 | 5YR | 04/26/2005 | 2005-10/53 |
| R765-685 | Utah Educational Savings Plan Trust | 28062 | REP | 08/17/2005 | 2005-14/60 |

School and Institutional Trust Lands

Administration

| | | | | | |
|-------------|---|-------|-----|------------|-------------|
| R850-2 | State Land Management Objectives | 27812 | NSC | 05/01/2005 | Not Printed |
| R850-11 | Procurement | 28186 | AMD | 10/18/2005 | 2005-18/63 |
| R850-20 | Mineral Resources | 27611 | REP | 04/01/2005 | 2005-2/50 |
| R850-21 | Oil, Gas and Hydrocarbon Resources | 27612 | NEW | 04/01/2005 | 2005-2/58 |
| R850-21 | Oil, Gas and Hydrocarbon Resources | 27813 | AMD | 06/01/2005 | 2005-9/46 |
| R850-22 | Bituminous-Asphaltic Sands and Oil Shale Resources | 27613 | NEW | 04/01/2005 | 2005-2/65 |
| R850-23 | Sand, Gravel and Cinders Permits | 27609 | NEW | 04/01/2005 | 2005-2/72 |
| R850-24 | General Provisions: Mineral and Material Resources, Mineral Leases and Material Permits | 27607 | NEW | 04/01/2005 | 2005-2/76 |
| R850-24-200 | Insurance Requirements | 27814 | AMD | 06/01/2005 | 2005-9/49 |
| R850-25 | Mineral Leases and Materials Permits | 27606 | NEW | 04/01/2005 | 2005-2/81 |
| R850-26 | Coal Leases | 27604 | NEW | 04/01/2005 | 2005-2/84 |
| R850-27 | Geothermal Steam | 27601 | NEW | 04/01/2005 | 2005-2/86 |
| R850-50 | Range Management | 27811 | AMD | 06/01/2005 | 2005-9/49 |
| R850-130 | Materials Permits | 27602 | REP | 04/01/2005 | 2005-2/89 |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|-----------------------|---|-------------|--------|----------------|---------------------|
| Tax Commission | | | | | |
| <u>Auditing</u> | | | | | |
| R865-6F-35 | S Corporation Determination of Tax Pursuant to Utah Code Ann. Section 59-7-703 | 27929 | AMD | 07/20/2005 | 2005-12/71 |
| R865-9I-21 | Return By Partnership Pursuant to Utah Code Ann. Section 59-10-507 | 27804 | AMD | 06/08/2005 | 2005-9/51 |
| R865-9I-51 | Withholding Tax License Pursuant to Utah Code Ann. Section 59-10-405.5 | 27930 | AMD | 07/20/2005 | 2005-12/72 |
| R865-16R | Severance Tax | 27739 | 5YR | 03/08/2005 | 2005-7/77 |
| R865-19S-6 | Tax Collection Pursuant to Utah Code Ann. Section 59-12-107 | 27868 | AMD | 07/20/2005 | 2005-11/64 |
| R865-19S-8 | Bonds and Securities Pursuant to Utah Code Ann. Section 59-12-107 | 27931 | AMD | 07/20/2005 | 2005-12/73 |
| R865-19S-20 | Basis for Reporting Tax Pursuant to Utah Code Ann. Section 59-12-107 | 27819 | AMD | 07/01/2005 | 2005-9/52 |
| R865-19S-32 | Leases and Rentals Pursuant to Utah Code Ann. Section 59-12-103 | 27820 | AMD | 07/01/2005 | 2005-9/54 |
| R865-19S-51 | Fabrication and Installation Labor in Connection With Retail Sales of Tangible Personal Property Pursuant to Utah Code Ann. Section 59-12-103 | 27822 | AMD | 07/01/2005 | 2005-9/55 |
| R865-19S-52 | Federal, State and Local Taxes Pursuant to Utah Code Ann. Section 59-12-102 | 27825 | AMD | 07/01/2005 | 2005-9/56 |
| R865-19S-60 | Sales of Machinery, Fixtures and Supplies to Manufacturers, Businessmen and Others Pursuant to Utah Code Ann. Section 59-12-103 | 27826 | AMD | 07/01/2005 | 2005-9/56 |
| R865-19S-68 | Premiums, Gifts, Rebates, and Coupons Pursuant to Utah Code Ann. Sections 59-12-102 and 59-12-103 | 27828 | AMD | 07/01/2005 | 2005-9/57 |
| R865-19S-71 | Transportation Charges in Connection With the Sale of Tangible Personal Property Pursuant to Utah Code Ann. Sections 59-12-103 and 59-12-104 | 27831 | AMD | 07/01/2005 | 2005-9/58 |
| R865-19S-78 | Charges for Labor to Repair, Renovate and Install Tangible Personal Property Pursuant to Utah Code Ann. Section 59-12-103 | 27870 | AMD | 07/20/2005 | 2005-11/65 |
| R865-19S-85 | Sales and Use Tax Exemptions for New or Expanding Operations and Normal Operating Replacements Pursuant to Utah Code Ann. Section 59-12-104 | 27832 | AMD | 07/01/2005 | 2005-9/59 |
| R865-19S-87 | Government-Owned Tooling and Equipment Exemption Pursuant to Utah Code Ann. Section 59-12-104 | 28045 | NSC | 09/01/2005 | Not Printed |
| R865-19S-90 | Telephone Service Pursuant to Utah Code Ann. Section 59-12-103 | 27833 | AMD | 07/01/2005 | 2005-9/61 |
| R865-19S-90 | Telephone Service Pursuant to Utah Code Ann. Section 59-12-103 | 28049 | AMD | 09/01/2005 | 2005-14/65 |
| R865-19S-98 | Sales to Nonresidents of Vehicles, Off-highway Vehicles, and Boats Required to be Registered, and Sales to Nonresidents of Boat Trailers and Outboard Motors Pursuant to Utah Code Ann. 59-12-104 | 28050 | AMD | 09/01/2005 | 2005-14/66 |
| R865-19S-101 | Application of Sales Tax to Fees Assessed in Conjunction with the Retail Sale of a Motor Vehicle Pursuant to Utah Code Ann. Section 59-12-103 | 27834 | AMD | 07/01/2005 | 2005-9/62 |
| R865-19S-112 | Confirmation of Purchase of Admission or User Fee Relating to the Olympic Winter Games of 2002 Pursuant to Utah Code Ann. Sections 59-12-103 and 59-12-104 | 27867 | AMD | 07/20/2005 | 2005-11/67 |
| R865-19S-120 | Sales and Use Tax Exemption Relating to Film, Television, and Video Pursuant to Utah Code Ann. Section 59-12-104 | 28114 | AMD | 10/13/2005 | 2005-16/38 |

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---------------------------------------|---|-------------|--------|----------------|---------------------|
| <u>Motor Vehicle</u> | | | | | |
| R873-22M-27 | Issuance of Special Group License Plates Pursuant to Utah Code Ann. Sections 41-1a-408, 41-1a-409 and 41-1a-414 | 27803 | AMD | 06/08/2005 | 2005-9/63 |
| R873-22M-27 | Issuance of Special Group License Plates Pursuant to Utah Code Ann. Sections 41-1a-418, 41-1a-419, 41-1a-420, and 41-1a-421 | 28046 | AMD | 09/01/2005 | 2005-14/68 |
| R873-22M-34 | Rule for Denial of Personalized Plate Requests Pursuant to Utah Code Ann. Sections 41-1a-104 and 41-1a-411 | 28273 | NSC | 10/31/2005 | Not Printed |
| R873-22M-34 | Rule for Denial of Personalized Plate Requests Pursuant to Utah Code Ann. Sections 41-1a-104 and 41-1a-411 | 28184 | AMD | 10/31/2005 | 2005-18/67 |
| <u>Property Tax</u> | | | | | |
| R884-24P-33 | 2005 Personal Property Guides and Schedules Pursuant to Utah Code Ann. Section 59-2-301 | 28151 | AMD | 10/13/2005 | 2005-17/36 |
| Transportation | | | | | |
| <u>Motor Carrier</u> | | | | | |
| R909-1 | Safety Regulations for Motor Carriers | 28242 | AMD | 11/04/2005 | 2005-19/27 |
| R909-75 | Safety Regulations for Motor Carriers Transporting Hazardous Materials and/or Hazardous Wastes | 28243 | AMD | 11/04/2005 | 2005-19/28 |
| <u>Motor Carrier, Ports of Entry</u> | | | | | |
| R912-2 | Mobile and Manufactured Homes | 28147 | NEW | 10/13/2005 | 2005-17/45 |
| R912-3 | Restriction of Truck Traffic on SR 128. Legal and Permitted Vehicles. | 27953 | REP | 07/18/2005 | 2005-12/74 |
| R912-6 | Ports-of-Entry By-Pass Permit Provisions | 27790 | NEW | 06/27/2005 | 2005-8/39 |
| R912-9 | Pilot/Escort Requirements and Certification Program | 27970 | NEW | 07/18/2005 | 2005-12/74 |
| R912-9 | Pilot/Escort Requirements and Certification Program | 28241 | AMD | 11/04/2005 | 2005-19/29 |
| R912-10 | Requirements for Pilot/Escort Qualified Training and Certification Program | 27971 | NEW | 07/18/2005 | 2005-12/77 |
| R912-11 | Overweight and/or Oversize Permitted Vehicle Restrictions on Certain Highways Throughout the State of Utah | 27952 | NEW | 07/18/2005 | 2005-12/79 |
| R912-14 | Changes to Utah's Oversize/Overweight Permit Program - Semitrailer Exceeding 48 Feet in Length | 27972 | AMD | 07/18/2005 | 2005-12/82 |
| R912-16 | Special Mobile Equipment | 27954 | 5YR | 06/01/2005 | 2005-12/89 |
| R912-16 | Special Mobile Equipment | 28150 | 5YR | 08/15/2005 | 2005-17/56 |
| R912-76 | Single Tire Configuration | 28149 | AMD | 10/13/2005 | 2005-17/48 |
| <u>Operations, Construction</u> | | | | | |
| R916-4 | Construction Manager/General Contractor Contracts | 27846 | NEW | 06/27/2005 | 2005-10/46 |
| <u>Operations, Traffic and Safety</u> | | | | | |
| R920-5 | Manual and Specifications on School Crossing Zones. Supplemental to Part VII of the Manual on Uniform Traffic Control Devices | 27955 | AMD | 07/18/2005 | 2005-12/83 |
| R920-50 | Ropeway Operation Safety Rules | 27876 | AMD | 07/12/2005 | 2005-11/69 |
| <u>Program Development</u> | | | | | |
| R926-7 | Scenic Byways | 28024 | NEW | 09/15/2005 | 2005-13/42 |
| R926-8 | Public Partnering | 28274 | NEW | 12/07/2005 | 2005-21/41 |

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|---|-------------|--------|----------------|---------------------|
| Workforce Services | | | | | |
| <u>Employment Development</u> | | | | | |
| R986-100 | Employment Support Programs | 27661 | AMD | 04/07/2005 | 2005-4/24 |
| R986-100 | Employment Support Programs | 28227 | 5YR | 09/13/2005 | 2005-19/105 |
| R986-200 | Family Employment Program | 27957 | AMD | 08/01/2005 | 2005-12/84 |
| R986-200 | Family Employment Program | 28202 | EMR | 09/02/2005 | 2005-19/33 |
| R986-200 | Family Employment Program | 28229 | 5YR | 09/14/2005 | 2005-19/105 |
| R986-200 | Family Employment Program | 28134 | AMD | 10/05/2005 | 2005-17/49 |
| R986-200-214 | Assistance for Specified Relatives | 27824 | AMD | 06/01/2005 | 2005-9/65 |
| R986-300 | Refugee Resettlement Program | 28230 | 5YR | 09/14/2005 | 2005-19/106 |
| R986-400 | General Assistance and Working Toward Employment | 28231 | 5YR | 09/14/2005 | 2005-19/106 |
| R986-500 | Adoption Assistance | 28232 | 5YR | 09/14/2005 | 2005-19/107 |
| R986-500-501 | Authority for Adoption Assistance (AA) and Other Applicable Rules | 27491 | AMD | 01/01/2005 | 2004-21/31 |
| R986-600 | Workforce Investment Act | 28063 | AMD | 08/16/2005 | 2005-14/69 |
| R986-600 | Workforce Investment Act | 28234 | 5YR | 09/14/2005 | 2005-19/107 |
| R986-700 | Child Care Assistance | 27660 | AMD | 04/07/2005 | 2005-4/26 |
| R986-700 | Child Care Assistance | 27830 | AMD | 07/01/2005 | 2005-9/67 |
| R986-700 | Child Care Assistance | 28233 | 5YR | 09/14/2005 | 2005-19/108 |
| R986-800 | Displaced Homemaker Program | 28236 | 5YR | 09/14/2005 | 2005-19/108 |
| R986-900 | Food Stamps | 28235 | 5YR | 09/14/2005 | 2005-19/108 |
| <u>Workforce Information and Payment Services</u> | | | | | |
| R994-102 | Employment Security Act, Public Policy and Authority | 28000 | NSC | 08/01/2005 | Not Printed |
| R994-106 | Combined Wage Claims | 28001 | NSC | 08/01/2005 | Not Printed |
| R994-201 | Definition of Terms in Employment Security Act | 27730 | NSC | 04/01/2005 | Not Printed |
| R994-201 | Definition of Terms in Employment Security Act | 28007 | NSC | 08/01/2005 | Not Printed |
| R994-202 | Employing Units | 28008 | NSC | 08/01/2005 | Not Printed |
| R994-204 | Included Employment | 27789 | 5YR | 04/01/2005 | 2005-8/59 |
| R994-204 | Included Employment | 28009 | NSC | 08/01/2005 | Not Printed |
| R994-205 | Exempt Employment | 27791 | 5YR | 04/01/2005 | 2005-8/59 |
| R994-205 | Exempt Employment | 28014 | NSC | 08/01/2005 | Not Printed |
| R994-206 | Agricultural Labor | 27796 | 5YR | 04/01/2005 | 2005-8/60 |
| R994-206 | Agricultural Labor | 28010 | NSC | 08/01/2005 | Not Printed |
| R994-207 | Unemployment | 28011 | NSC | 08/01/2005 | Not Printed |
| <u>Unemployment Insurance</u> | | | | | |
| R994-207 | Unemployment | 28170 | 5YR | 08/25/2005 | 2005-18/73 |
| <u>Workforce Information and Payment Services</u> | | | | | |
| R994-208 | Definition of Wages | 28015 | NSC | 08/01/2005 | Not Printed |
| R994-302 | Payment by Employer | 28016 | NSC | 08/01/2005 | Not Printed |
| R994-303 | Contribution Rates and Relief of Charges | 28017 | NSC | 08/01/2005 | Not Printed |
| R994-304 | Special Provisions Regarding Transfers of Unemployment Experience and Assigning Rates | 27823 | NEW | 06/01/2005 | 2005-9/69 |
| R994-304 | Special Provisions Regarding Transfers of Unemployment Experience and Assigning Rates | 28041 | NSC | 08/01/2005 | Not Printed |
| R994-305 | Collection of Contributions | 28018 | NSC | 08/01/2005 | Not Printed |

RULES INDEX

| CODE REFERENCE | TITLE | FILE NUMBER | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|---|-------------|--------|----------------|---------------------|
| R994-306 | Charging Benefit Costs to Employers | 28019 | NSC | 08/01/2005 | Not Printed |
| R994-307 | Social Costs -- Relief of Charges | 27966 | NSC | 08/01/2005 | Not Printed |
| <u>Unemployment Insurance</u> | | | | | |
| R994-307-101 | Relief of Charges to Contributing Employers | 28283 | AMD | 12/31/2005 | 2005-21/43 |
| <u>Workforce Information and Payment Services</u> | | | | | |
| R994-308 | Bond or Security Requirement | 28020 | NSC | 08/01/2005 | Not Printed |
| R994-309 | Nonprofit Organizations | 27968 | NSC | 08/01/2005 | Not Printed |
| R994-310 | Coverage | 28034 | NSC | 08/01/2005 | Not Printed |
| R994-311 | Governmental Units | 27984 | NSC | 08/01/2005 | Not Printed |
| R994-312 | Employing Units Records - Confidential | 28021 | NSC | 08/01/2005 | Not Printed |
| R994-315 | Centralized New Hire Registry Reporting | 28022 | NSC | 08/01/2005 | Not Printed |
| R994-401 | Payment of Benefits | 27728 | NSC | 04/01/2005 | Not Printed |
| R994-401 | Payment of Benefits | 27983 | NSC | 08/01/2005 | Not Printed |
| R994-402 | Extended Benefits | 28023 | NSC | 08/01/2005 | Not Printed |
| R994-403 | Claim for Benefits | 27729 | NSC | 04/01/2005 | Not Printed |
| R994-403 | Claim for Benefits | 28035 | NSC | 08/01/2005 | Not Printed |
| R994-404 | Payments Following Workers' Compensation | 27980 | NSC | 08/01/2005 | Not Printed |
| R994-405 | Ineligibility for Benefits | 28033 | NSC | 08/01/2005 | Not Printed |
| R994-406 | Fraud and Fault | 27979 | NSC | 08/01/2005 | Not Printed |
| <u>Unemployment Insurance</u> | | | | | |
| R994-406 | Fraud, Fault and Nonfault Overpayments | 28284 | AMD | 12/31/2005 | 2005-21/44 |
| <u>Workforce Information and Payment Services</u> | | | | | |
| R994-508 | Appeal Procedures | 27978 | NSC | 08/01/2005 | Not Printed |

RULES INDEX - BY KEYWORD (SUBJECT)

ABBREVIATIONS

AMD = Amendment
 CPR = Change in proposed rule
 EMR = Emergency rule (120 day)
 NEW = New rule
 EXD = Expired
 NSC = Nonsubstantive rule change
 REP = Repeal
 R&R = Repeal and reenact
 5YR = Five-Year Review

| KEYWORD AGENCY | FILE NUMBER | CODE REFERENCE | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|-------------|----------------|--------|----------------|---------------------|
| <u>abortion</u> Health, Health Care Financing, Coverage and Reimbursement Policy | 27582 | R414-1B | NSC | 02/01/2005 | Not Printed |
| <u>abrasive blasting</u> Environmental Quality, Air Quality | 27759 | R307-206 | AMD | 07/07/2005 | 2005-7/15 |
| | 28217 | R307-206 | 5YR | 09/07/2005 | 2005-19/97 |
| | 27763 | R307-306 | CPR | 09/02/2005 | 2005-15/38 |
| | 27763 | R307-306 | NEW | 09/02/2005 | 2005-7/22 |

| <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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| <u>accelerated learning</u> Education, Administration | 28375 | R277-711 | 5YR | 11/23/2005 | 2005-24/54 |
| <u>acceptable documentation</u> Public Safety, Driver License | 27809 | R708-41 | NEW | 06/01/2005 | 2005-9/41 |
| | 27808 | R708-41 | EMR | 04/11/2005 | 2005-9/74 |
| <u>accidents</u> Natural Resources, Parks and Recreation | 28092 | R651-223 | 5YR | 07/14/2005 | 2005-15/48 |
| <u>accountants</u> Commerce, Occupational and Professional Licensing | 27835 | R156-26a | AMD | 06/21/2005 | 2005-10/12 |
| <u>accounts</u> Money Management Council, Administration | 28275 | R628-4 | 5YR | 10/06/2005 | 2005-21/82 |
| <u>accreditation</u> Education, Administration | 27705 | R277-410 | AMD | 04/01/2005 | 2005-5/8 |
| | 27706 | R277-411 | AMD | 04/01/2005 | 2005-5/10 |
| | 27707 | R277-412 | AMD | 04/01/2005 | 2005-5/13 |
| | 27708 | R277-413 | AMD | 04/01/2005 | 2005-5/16 |
| | 28145 | R277-515 | REP | 10/05/2005 | 2005-17/7 |
| | 28144 | R277-516 | REP | 10/05/2005 | 2005-17/8 |
| <u>adjudicative proceedings</u> Commerce, Administration | 27636 | R151-46b | AMD | 02/15/2005 | 2005-2/32 |
| Public Safety, Driver License | 28104 | R708-14 | NSC | 08/01/2005 | Not Printed |
| <u>administrative law</u> Administrative Services, Administrative Rules | 28261 | R15-1 | 5YR | 09/29/2005 | 2005-20/63 |
| | 28262 | R15-2 | 5YR | 09/29/2005 | 2005-20/63 |
| | 28264 | R15-3 | 5YR | 09/29/2005 | 2005-20/64 |
| | 28265 | R15-4 | 5YR | 09/29/2005 | 2005-20/65 |
| | 28266 | R15-5 | 5YR | 09/29/2005 | 2005-20/65 |
| <u>administrative procedures</u> Administrative Services, Administrative Rules | 28266 | R15-5 | 5YR | 09/29/2005 | 2005-20/65 |
| Agriculture and Food, Administration | 28196 | R51-1 | 5YR | 09/02/2005 | 2005-19/36 |
| Agriculture and Food, Animal Industry | 28200 | R58-15 | 5YR | 09/02/2005 | 2005-19/38 |
| Commerce, Administration | 27636 | R151-46b | AMD | 02/15/2005 | 2005-2/32 |
| | 28372 | R277-100 | 5YR | 11/23/2005 | 2005-24/53 |
| Environmental Quality, Air Quality | 28221 | R307-103 | 5YR | 09/07/2005 | 2005-19/45 |
| Environmental Quality, Drinking Water | 27964 | R309-100 | AMD | 09/13/2005 | 2005-12/29 |
| | 27912 | R309-100 | 5YR | 05/16/2005 | 2005-11/90 |
| | 27908 | R309-115 | 5YR | 05/16/2005 | 2005-11/92 |
| | 27909 | R309-150 | 5YR | 05/16/2005 | 2005-11/92 |
| | 27906 | R309-300 | 5YR | 05/16/2005 | 2005-11/96 |
| | 27916 | R309-405 | 5YR | 05/16/2005 | 2005-11/97 |
| | 27781 | R309-405 | NSC | 05/16/2005 | 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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| Human Resource Management, Administration | 27890 | R477-12-3 | AMD | 07/02/2005 | 2005-11/47 |
| Human Services, Administration, Administrative Hearings | 28318 | R497-100 | 5YR | 11/02/2005 | 2005-23/67 |
| Labor Commission, Adjudication | 28259 | R602-2-3 | AMD | 11/15/2005 | 2005-20/42 |
| Labor Commission, Industrial Accidents | 27892 | R612-1-3 | AMD | 07/02/2005 | 2005-11/49 |
| | 28288 | R612-10 | NEW | 12/02/2005 | 2005-21/32 |
| Natural Resources, Parks and Recreation | 28091 | R651-101 | 5YR | 07/14/2005 | 2005-15/48 |
| | 28100 | R651-101 | NSC | 08/01/2005 | Not Printed |
| Natural Resources, Forestry, Fire and State Lands | 27750 | R652-70-1900 | AMD | 05/20/2005 | 2005-7/66 |
| | 27740 | R652-70-2300 | AMD | 05/20/2005 | 2005-7/67 |
| | 27843 | R652-120 | 5YR | 04/28/2005 | 2005-10/53 |
| School and Institutional Trust Lands, Administration | 27611 | R850-20 | REP | 04/01/2005 | 2005-2/50 |
| | 27813 | R850-21 | AMD | 06/01/2005 | 2005-9/46 |
| | 27612 | R850-21 | NEW | 04/01/2005 | 2005-2/58 |
| | 27613 | R850-22 | NEW | 04/01/2005 | 2005-2/65 |
| | 27606 | R850-25 | NEW | 04/01/2005 | 2005-2/81 |
| | 27604 | R850-26 | NEW | 04/01/2005 | 2005-2/84 |
| | 27601 | R850-27 | NEW | 04/01/2005 | 2005-2/86 |
| | 27811 | R850-50 | AMD | 06/01/2005 | 2005-9/49 |
| | 27602 | R850-130 | REP | 04/01/2005 | 2005-2/89 |
| <u>administrative responsibility</u> | | | | | |
| Human Resource Management, Administration | 27885 | R477-2 | AMD | 07/02/2005 | 2005-11/29 |
| <u>adoption assistance</u> | | | | | |
| Workforce Services, Employment Development | 28232 | R986-500 | 5YR | 09/14/2005 | 2005-19/107 |
| | 27491 | R986-500-501 | AMD | 01/01/2005 | 2004-21/31 |
| <u>adult education</u> | | | | | |
| Education, Administration | 27592 | R277-733 | AMD | 02/01/2005 | 2005-1/10 |
| <u>advertising</u> | | | | | |
| Commerce, Consumer Protection | 28058 | R152-39 | NEW | 08/16/2005 | 2005-14/6 |
| Labor Commission, Antidiscrimination and Labor, Antidiscrimination | 28004 | R606-4 | 5YR | 06/08/2005 | 2005-13/55 |
| <u>aesthetics</u> | | | | | |
| Capitol Preservation Board (State), Administration | 27631 | R131-8 | NEW | 03/03/2005 | 2005-2/24 |
| <u>air pollution</u> | | | | | |
| Environmental Quality, Air Quality | 27755 | R307-101-2 | CPR | 09/02/2005 | 2005-15/25 |
| | 27818 | R307-101-2 | AMD | 07/07/2005 | 2005-9/4 |
| | 27755 | R307-101-2 | AMD | 09/02/2005 | 2005-7/2 |
| | 28029 | R307-101-2 | AMD | 09/08/2005 | 2005-13/24 |
| | 28221 | R307-103 | 5YR | 09/07/2005 | 2005-19/45 |
| | 28224 | R307-110 | 5YR | 09/08/2005 | 2005-19/45 |
| | 28111 | R307-110 | NSC | 08/01/2005 | Not Printed |
| | 27768 | R307-110-10 | CPR | 09/02/2005 | 2005-15/28 |

| <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> |
|------------------------------------|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27768 | R307-110-10 | AMD | 09/02/2005 | 2005-7/6 |
| | 27429 | R307-110-11 | AMD | 03/04/2005 | 2004-19/37 |
| | 27429 | R307-110-11 | CPR | 03/04/2005 | 2005-3/52 |
| | 27343 | R307-110-12 | AMD | 01/04/2005 | 2004-17/12 |
| | 27343 | R307-110-12 | CPR | 01/04/2005 | 2004-23/53 |
| | 27769 | R307-110-17 | AMD | 09/02/2005 | 2005-7/7 |
| | 27769 | R307-110-17 | CPR | 09/02/2005 | 2005-15/29 |
| | 28078 | R307-115 | 5YR | 07/07/2005 | 2005-15/45 |
| | 28215 | R307-165 | 5YR | 09/07/2005 | 2005-19/94 |
| | 27756 | R307-165 | CPR | 09/02/2005 | 2005-15/31 |
| | 27756 | R307-165 | AMD | 09/02/2005 | 2005-7/8 |
| | 28326 | R307-170 | 5YR | 11/03/2005 | 2005-23/66 |
| | 28123 | R307-170 | NSC | 11/03/2005 | Not Printed |
| | 27757 | R307-201 | CPR | 09/02/2005 | 2005-15/32 |
| | 27757 | R307-201 | AMD | 09/02/2005 | 2005-7/9 |
| | 28214 | R307-201 | 5YR | 09/07/2005 | 2005-19/95 |
| | 27764 | R307-205 | AMD | 07/07/2005 | 2005-7/12 |
| | 28223 | R307-205 | 5YR | 09/07/2005 | 2005-19/96 |
| | 28042 | R307-205 | NSC | 09/07/2005 | Not Printed |
| | 27759 | R307-206 | AMD | 07/07/2005 | 2005-7/15 |
| | 28217 | R307-206 | 5YR | 09/07/2005 | 2005-19/97 |
| | 27665 | R307-210 | AMD | 04/19/2005 | 2005-4/17 |
| | 28130 | R307-214-2 | AMD | 11/03/2005 | 2005-17/13 |
| | 27761 | R307-302 | AMD | 09/02/2005 | 2005-7/17 |
| | 27761 | R307-302 | CPR | 09/02/2005 | 2005-15/34 |
| | 27762 | R307-305 | CPR | 09/02/2005 | 2005-15/36 |
| | 27762 | R307-305 | AMD | 09/02/2005 | 2005-7/19 |
| | 28216 | R307-305 | 5YR | 09/07/2005 | 2005-19/99 |
| | 27763 | R307-306 | NEW | 09/02/2005 | 2005-7/22 |
| | 27763 | R307-306 | CPR | 09/02/2005 | 2005-15/38 |
| | 28218 | R307-307 | 5YR | 09/07/2005 | 2005-19/102 |
| | 27765 | R307-309 | CPR | 09/02/2005 | 2005-15/39 |
| | 28220 | R307-309 | 5YR | 09/07/2005 | 2005-19/102 |
| | 27765 | R307-309 | AMD | 09/02/2005 | 2005-7/24 |
| | 28222 | R307-310 | 5YR | 09/07/2005 | 2005-19/104 |
| | 27766 | R307-310-5 | AMD | 07/07/2005 | 2005-7/27 |
| | 28080 | R307-310-5 | NSC | 09/01/2005 | Not Printed |
| | 28079 | R307-320 | 5YR | 07/07/2005 | 2005-15/46 |
| | 27701 | R307-320 | NSC | 07/07/2005 | Not Printed |
| | 27767 | R307-421 | NEW | 07/07/2005 | 2005-7/28 |
| | 28131 | R307-840 | AMD | 11/03/2005 | 2005-17/17 |
| <u>air quality</u> | | | | | |
| Environmental Quality, Air Quality | 27758 | R307-204-3 | AMD | 07/07/2005 | 2005-7/11 |
| <u>air travel</u> | | | | | |
| Administrative Services, Finance | 27848 | R25-7 | AMD | 07/01/2005 | 2005-10/7 |

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>aircraft</u> | | | | | |
| Tax Commission, Motor Vehicle | 28046 | R873-22M-27 | AMD | 09/01/2005 | 2005-14/68 |
| | 27803 | R873-22M-27 | AMD | 06/08/2005 | 2005-9/63 |
| | 28273 | R873-22M-34 | NSC | 10/31/2005 | Not Printed |
| | 28184 | R873-22M-34 | AMD | 10/31/2005 | 2005-18/67 |
| <u>alarm company</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 28048 | R156-55d | 5YR | 06/28/2005 | 2005-14/97 |
| | 28166 | R156-55d-503 | AMD | 10/18/2005 | 2005-18/16 |
| <u>alcohol</u> | | | | | |
| Public Safety, Highway Patrol | 27882 | R714-500 | 5YR | 05/12/2005 | 2005-11/102 |
| <u>alcoholic beverages</u> | | | | | |
| Alcoholic Beverage Control, Administration | 27947 | R81-1-6 | AMD | 08/01/2005 | 2005-12/4 |
| | 27948 | R81-1-7 | AMD | 08/01/2005 | 2005-12/5 |
| | 27949 | R81-1-24 | AMD | 08/01/2005 | 2005-12/7 |
| | 28175 | R81-2-8 | AMD | 11/01/2005 | 2005-18/6 |
| | 28398 | R81-4B | 5YR | 12/06/2005 | Not Printed |
| | 27847 | R81-4D-14 | AMD | 08/26/2005 | 2005-10/11 |
| | 27847 | R81-4D-14 | CPR | 08/26/2005 | 2005-14/74 |
| | 27725 | R81-5-5 | AMD | 05/01/2005 | 2005-6/3 |
| | 27726 | R81-5-14 | AMD | 05/01/2005 | 2005-6/4 |
| | 27869 | R81-5-15 | NSC | 06/01/2005 | Not Printed |
| | 28180 | R81-5-16 | NSC | 09/01/2005 | Not Printed |
| | 27727 | R81-5-17 | AMD | 05/01/2005 | 2005-6/5 |
| | 28399 | R81-10A | 5YR | 12/06/2005 | Not Printed |
| <u>alimony</u> | | | | | |
| Human Services, Recovery Services | 28090 | R527-450 | 5YR | 07/14/2005 | 2005-15/47 |
| <u>alternative onsite wastewater systems</u> | | | | | |
| Environmental Quality, Water Quality | 27699 | R317-4 | 5YR | 02/10/2005 | 2005-5/30 |
| <u>annualization</u> | | | | | |
| Public Service Commission, Administration | 28307 | R746-407 | 5YR | 10/28/2005 | 2005-22/52 |
| <u>annuity insurance filings</u> | | | | | |
| Insurance, Administration | 27717 | R590-227-3 | AMD | 04/28/2005 | 2005-6/22 |
| <u>annuity replacement</u> | | | | | |
| Insurance, Administration | 28006 | R590-93 | NSC | 08/01/2005 | Not Printed |
| | 27829 | R590-93 | R&R | 06/08/2005 | 2005-9/12 |
| <u>appellate procedures</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 27979 | R994-406 | NSC | 08/01/2005 | Not Printed |
| | 27978 | R994-508 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27936 | R994-508-109 | AMD | 09/29/2005 | 2005-12/86 |
| <u>appraisal</u> | | | | | |
| Tax Commission, Property Tax | 28151 | R884-24P-33 | AMD | 10/13/2005 | 2005-17/36 |

| <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>aquaculture</u> | | | | | |
| Agriculture and Food, Animal Industry | 27696 | R58-17 | 5YR | 02/03/2005 | 2005-5/28 |
| | 28247 | R58-17 | NSC | 10/01/2005 | Not Printed |
| | 28119 | R58-17 | AMD | 09/15/2005 | 2005-16/2 |
| <u>architects</u> | | | | | |
| Administrative Services, Facilities Construction and Management | 27605 | R23-2 | AMD | 03/15/2005 | 2005-2/7 |
| Capitol Preservation Board (State), Administration | 27711 | R131-1 | 5YR | 02/16/2005 | 2005-6/33 |
| <u>architecture</u> | | | | | |
| Capitol Preservation Board (State), Administration | 27631 | R131-8 | NEW | 03/03/2005 | 2005-2/24 |
| <u>art</u> | | | | | |
| Capitol Preservation Board (State), Administration | 27632 | R131-9 | NEW | 03/03/2005 | 2005-2/26 |
| <u>arts</u> | | | | | |
| Education, Administration | 27932 | R277-444 | AMD | 07/18/2005 | 2005-12/24 |
| | 28282 | R277-444 | 5YR | 10/12/2005 | 2005-21/81 |
| <u>assignment</u> | | | | | |
| Education, Administration | 28077 | R277-520 | 5YR | 07/06/2005 | 2005-15/45 |
| <u>assistance</u> | | | | | |
| Human Services, Recovery Services | 28089 | R527-332 | 5YR | 07/14/2005 | 2005-15/47 |
| <u>assisted living facilities</u> | | | | | |
| Public Safety, Fire Marshal | 27654 | R710-3-3 | AMD | 03/04/2005 | 2005-3/42 |
| <u>audiology</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 28176 | R156-41-502 | AMD | 10/18/2005 | 2005-18/13 |
| <u>autism spectrum</u> | | | | | |
| Health, Community and Family Health Services, Children with Special Health Care Needs | 27941 | R398-10 | AMD | 08/30/2005 | 2005-12/61 |
| <u>backflow assembly tester</u> | | | | | |
| Environmental Quality, Drinking Water | 27617 | R309-305 | NSC | 02/01/2005 | Not Printed |
| | 27780 | R309-305 | NSC | 05/16/2005 | Not Printed |
| | 27915 | R309-305 | 5YR | 05/16/2005 | 2005-11/96 |
| <u>background checks</u> | | | | | |
| Human Services, Mental Health, State Hospital | 27998 | R525-5 | NSC | 08/01/2005 | Not Printed |
| <u>background screening</u> | | | | | |
| Human Services, Administration, Administrative Services, Licensing | 28191 | R501-14 | NEW | 11/16/2005 | 2005-18/33 |
| <u>bail bond enforcement agent</u> | | | | | |
| Public Safety, Criminal Investigations and Technical Services, Criminal Identification | 28052 | R722-310 | 5YR | 06/29/2005 | 2005-14/100 |
| <u>bail bond recovery agent</u> | | | | | |
| Public Safety, Criminal Investigations and Technical Services, Criminal Identification | 28052 | R722-310 | 5YR | 06/29/2005 | 2005-14/100 |

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>banking law</u> | | | | | |
| Money Management Council, Administration | 28281 | R628-11 | 5YR | 10/12/2005 | 2005-21/82 |
| | 27689 | R628-11 | AMD | 03/22/2005 | 2005-4/18 |
| | 28314 | R628-12 | 5YR | 11/01/2005 | 2005-22/50 |
| <u>bear</u> | | | | | |
| Natural Resources, Wildlife Resources | 27649 | R657-33 | AMD | 03/04/2005 | 2005-3/36 |
| | 27751 | R657-33-2 | NSC | 04/01/2005 | Not Printed |
| <u>beekeeping</u> | | | | | |
| Agriculture and Food, Plant Industry | 28207 | R68-1 | 5YR | 09/06/2005 | 2005-19/41 |
| <u>behavior</u> | | | | | |
| Human Services, Services for People with Disabilities | 27724 | R539-4 | NEW | 05/03/2005 | 2005-6/16 |
| <u>benefits</u> | | | | | |
| Community and Economic Development, Community Development, Community Services | 27420 | R202-207-702 | AMD | 01/12/2005 | 2004-19/27 |
| Administrative Services, Administration | 27924 | R994-401 | AMD | 09/29/2005 | 2005-11/75 |
| Workforce Services, Workforce Information and Payment Services | 27728 | R994-401 | NSC | 04/01/2005 | Not Printed |
| | 27983 | R994-401 | NSC | 08/01/2005 | Not Printed |
| <u>big game seasons</u> | | | | | |
| Natural Resources, Wildlife Resources | 27865 | R657-5 | AMD | 07/05/2005 | 2005-11/61 |
| | 28364 | R657-5 | 5YR | 11/21/2005 | 2005-24/56 |
| | 27550 | R657-5 | AMD | 01/15/2005 | 2004-24/38 |
| <u>birds</u> | | | | | |
| Natural Resources, Wildlife Resources | 28081 | R657-6 | AMD | 09/06/2005 | 2005-15/7 |
| | 28082 | R657-6 | 5YR | 07/08/2005 | 2005-15/49 |
| | 28187 | R657-9 | AMD | 10/25/2005 | 2005-18/49 |
| | 27862 | R657-15 | AMD | 07/05/2005 | 2005-11/63 |
| | 27863 | R657-15 | 5YR | 05/05/2005 | 2005-11/99 |
| <u>bituminous-asphaltic sands</u> | | | | | |
| School and Institutional Trust Lands, Administration | 27613 | R850-22 | NEW | 04/01/2005 | 2005-2/65 |
| <u>bleeding disorder</u> | | | | | |
| Health, Health Systems Improvement, Primary Care and Rural Health | 28182 | R434-50 | NEW | 10/31/2005 | 2005-18/18 |
| <u>board members</u> | | | | | |
| Commerce, Administration | 27633 | R151-1 | NEW | 02/15/2005 | 2005-2/29 |
| <u>boating</u> | | | | | |
| Natural Resources, Parks and Recreation | 27560 | R651-202 | AMD | 01/15/2005 | 2004-24/28 |
| | 27559 | R651-205-7 | AMD | 01/15/2005 | 2004-24/29 |
| | 28056 | R651-205-9 | AMD | 08/16/2005 | 2005-14/57 |
| | 27664 | R651-206 | NSC | 02/01/2005 | Not Printed |
| | 27561 | R651-206 | AMD | 01/15/2005 | 2004-24/29 |
| | 27562 | R651-209 | REP | 01/15/2005 | 2004-24/32 |

| <u>KEYWORD AGENCY</u> | <u>FILE NUMBER</u> | <u>CODE REFERENCE</u> | <u>ACTION</u> | <u>EFFECTIVE DATE</u> | <u>BULLETIN ISSUE/PAGE</u> |
|---|------------------------|-----------------------|---------------|---------------------------|--------------------------------|
| | 27563 | R651-211 | AMD | 01/15/2005 | 2004-24/33 |
| | 27564 | R651-212 | AMD | 01/15/2005 | 2004-24/34 |
| | 27565 | R651-215 | AMD | 01/15/2005 | 2004-24/35 |
| | 28162 | R651-222-5 | AMD | 10/18/2005 | 2005-18/45 |
| | 28092 | R651-223 | 5YR | 07/14/2005 | 2005-15/48 |
| <u>boilers</u> | | | | | |
| Labor Commission, Safety | 27616 | R616-2-3 | AMD | 03/07/2005 | 2005-2/49 |
| <u>bonding requirements</u> | | | | | |
| Human Services, Recovery Services | 27881 | R527-394 | 5YR | 05/12/2005 | 2005-11/98 |
| Money Management Council, Administration | 28275 | R628-4 | 5YR | 10/06/2005 | 2005-21/82 |
| Workforce Services, Workforce Information and Payment Services | 28020 | R994-308 | NSC | 08/01/2005 | Not Printed |
| <u>bonuses</u> | | | | | |
| Capitol Preservation Board (State), Administration | 27973 | R131-5 | CPR | 11/15/2005 | 2005-20/57 |
| | 27973 | R131-5 | NEW | 11/15/2005 | 2005-12/9 |
| <u>brachytherapy</u> | | | | | |
| Environmental Quality, Radiation Control | 27748 | R313-32 | AMD | 05/13/2005 | 2005-7/38 |
| <u>breaks</u> | | | | | |
| Human Resource Management, Administration | 27889 | R477-8 | AMD | 07/02/2005 | 2005-11/41 |
| <u>breath testing</u> | | | | | |
| Public Safety, Highway Patrol | 27882 | R714-500 | 5YR | 05/12/2005 | 2005-11/102 |
| <u>broad scope</u> | | | | | |
| Environmental Quality, Radiation Control | 27747 | R313-22 | AMD | 05/13/2005 | 2005-7/36 |
| <u>budgeting</u> | | | | | |
| Health, Health Care Financing, Coverage and Reimbursement Policy | 27923 | R414-304 | AMD | 07/02/2005 | 2005-11/18 |
| <u>building codes</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27489 | R156-56 | AMD | 01/01/2005 | 2004-21/6 |
| | 27490 | R156-56-704 | AMD | 01/01/2005 | 2004-21/11 |
| <u>building inspection</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27489 | R156-56 | AMD | 01/01/2005 | 2004-21/6 |
| | 27490 | R156-56-704 | AMD | 01/01/2005 | 2004-21/11 |
| <u>burglar alarms</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 28048 | R156-55d | 5YR | 06/28/2005 | 2005-14/97 |
| | 28166 | R156-55d-503 | AMD | 10/18/2005 | 2005-18/16 |
| <u>burns</u> | | | | | |
| Natural Resources, Forestry, Fire and State Lands | 27843 | R652-120 | 5YR | 04/28/2005 | 2005-10/53 |
| <u>capitol-preservation</u> | | | | | |
| Capitol Preservation Board (State), Administration | 27711 | R131-1 | 5YR | 02/16/2005 | 2005-6/33 |

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>care receiver</u> Human Services, Aging and Adult Services | 28039 | R510-401 | 5YR | 06/22/2005 | 2005-14/98 |
| <u>caregiver</u> Human Services, Aging and Adult Services | 28039 | R510-401 | 5YR | 06/22/2005 | 2005-14/98 |
| <u>cash management</u> Money Management Council, Administration | 27743 | R628-15 | NEW | 05/05/2005 | 2005-7/60 |
| | 28327 | R628-16 | 5YR | 11/03/2005 | 2005-23/68 |
| <u>certification</u> Labor Commission, Safety | 27616 | R616-2-3 | AMD | 03/07/2005 | 2005-2/49 |
| | 27590 | R616-3-3 | AMD | 02/01/2005 | 2005-1/30 |
| <u>certified local inspector</u> Human Services, Administration, Administrative Services, Licensing | 28185 | R501-4 | NEW | 10/18/2005 | 2005-18/30 |
| <u>charities</u> Tax Commission, Auditing | 27868 | R865-19S-6 | AMD | 07/20/2005 | 2005-11/64 |
| | 27931 | R865-19S-8 | AMD | 07/20/2005 | 2005-12/73 |
| | 27819 | R865-19S-20 | AMD | 07/01/2005 | 2005-9/52 |
| | 27820 | R865-19S-32 | AMD | 07/01/2005 | 2005-9/54 |
| | 27822 | R865-19S-51 | AMD | 07/01/2005 | 2005-9/55 |
| | 27825 | R865-19S-52 | AMD | 07/01/2005 | 2005-9/56 |
| | 27826 | R865-19S-60 | AMD | 07/01/2005 | 2005-9/56 |
| | 27828 | R865-19S-68 | AMD | 07/01/2005 | 2005-9/57 |
| | 27831 | R865-19S-71 | AMD | 07/01/2005 | 2005-9/58 |
| | 27870 | R865-19S-78 | AMD | 07/20/2005 | 2005-11/65 |
| | 27832 | R865-19S-85 | AMD | 07/01/2005 | 2005-9/59 |
| | 28045 | R865-19S-87 | NSC | 09/01/2005 | Not Printed |
| | 28049 | R865-19S-90 | AMD | 09/01/2005 | 2005-14/65 |
| | 27833 | R865-19S-90 | AMD | 07/01/2005 | 2005-9/61 |
| | 28050 | R865-19S-98 | AMD | 09/01/2005 | 2005-14/66 |
| | 27834 | R865-19S-101 | AMD | 07/01/2005 | 2005-9/62 |
| | 27867 | R865-19S-112 | AMD | 07/20/2005 | 2005-11/67 |
| | 28114 | R865-19S-120 | AMD | 10/13/2005 | 2005-16/38 |
| <u>chemical testing</u> Agriculture and Food, Chemistry Laboratory | 28203 | R63-1 | 5YR | 09/02/2005 | 2005-19/39 |
| <u>child care</u> Workforce Services, Employment Development | 27660 | R986-700 | AMD | 04/07/2005 | 2005-4/26 |
| | 27830 | R986-700 | AMD | 07/01/2005 | 2005-9/67 |
| | 28233 | R986-700 | 5YR | 09/14/2005 | 2005-19/108 |
| <u>child support</u> Human Services, Recovery Services | 27640 | R527-10 | 5YR | 01/06/2005 | 2005-3/58 |
| | 27648 | R527-40 | AMD | 03/14/2005 | 2005-3/30 |
| | 27642 | R527-40 | 5YR | 01/06/2005 | 2005-3/59 |

| <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> |
|--|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27938 | R527-67 | REP | 08/10/2005 | 2005-12/67 |
| | 27842 | R527-67 | NSC | 08/10/2005 | Not Printed |
| | 28244 | R527-201 | AMD | 11/17/2005 | 2005-20/37 |
| | 27534 | R527-210 | REP | 01/04/2005 | 2004-23/49 |
| | 27647 | R527-255 | AMD | 03/14/2005 | 2005-3/30 |
| | 28089 | R527-332 | 5YR | 07/14/2005 | 2005-15/47 |
| | 27881 | R527-394 | 5YR | 05/12/2005 | 2005-11/98 |
| | 28090 | R527-450 | 5YR | 07/14/2005 | 2005-15/47 |
| | 27641 | R527-475 | 5YR | 01/06/2005 | 2005-3/59 |
| <u>child welfare</u> | | | | | |
| Administrative Services, Child Welfare Parental Defense (Office of) | 27518 | R19-1 | CPR | 05/13/2005 | 2005-2/94 |
| | 27518 | R19-1 | NEW | 05/13/2005 | 2004-22/9 |
| <u>cinders</u> | | | | | |
| School and Institutional Trust Lands, Administration | 27609 | R850-23 | NEW | 04/01/2005 | 2005-2/72 |
| <u>classified license</u> | | | | | |
| Public Safety, Driver License | 28113 | R708-10 | NSC | 08/01/2005 | Not Printed |
| <u>client rights</u> | | | | | |
| Health, Health Care Financing, Coverage and Reimbursement Policy | 27902 | R414-301 | AMD | 07/02/2005 | 2005-11/16 |
| <u>coal</u> | | | | | |
| School and Institutional Trust Lands, Administration | 27611 | R850-20 | REP | 04/01/2005 | 2005-2/50 |
| | 27604 | R850-26 | NEW | 04/01/2005 | 2005-2/84 |
| <u>coal mines</u> | | | | | |
| Natural Resources, Oil, Gas and Mining; Coal | 27778 | R645-105 | 5YR | 03/25/2005 | 2005-8/58 |
| <u>coal mining</u> | | | | | |
| Natural Resources, Oil, Gas and Mining; Coal | 27779 | R645-400 | 5YR | 03/25/2005 | 2005-8/58 |
| <u>collateral</u> | | | | | |
| Money Management Council, Administration | 28332 | R628-13 | 5YR | 11/07/2005 | 2005-23/68 |
| <u>communicable diseases</u> | | | | | |
| Corrections, Administration | 28393 | R251-102 | 5YR | 12/06/2005 | Not Printed |
| Health, Epidemiology and Laboratory Services, Epidemiology | 28152 | R386-702 | AMD | 10/14/2005 | 2005-17/19 |
| | 27496 | R386-702 | CPR | 05/16/2005 | 2005-3/53 |
| | 27496 | R386-702 | AMD | 05/16/2005 | 2004-21/13 |
| | 27853 | R386-702-9 | AMD | 08/25/2005 | 2005-10/17 |
| <u>compensation</u> | | | | | |
| Capitol Preservation Board (State), Administration | 27973 | R131-5 | CPR | 11/15/2005 | 2005-20/57 |
| | 27973 | R131-5 | NEW | 11/15/2005 | 2005-12/9 |
| <u>complaints</u> | | | | | |
| Human Services, Mental Health, State Hospital | 28096 | R525-7 | NSC | 08/01/2005 | 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>compliance determinations</u> | | | | | |
| Environmental Quality, Drinking Water | 27917 | R309-205 | 5YR | 05/16/2005 | 2005-11/93 |
| | 27967 | R309-205 | AMD | 09/13/2005 | 2005-12/37 |
| | 27918 | R309-210 | 5YR | 05/16/2005 | 2005-11/94 |
| | 27910 | R309-215 | 5YR | 05/16/2005 | 2005-11/94 |
| | 27969 | R309-215 | AMD | 09/13/2005 | 2005-12/43 |
| <u>compulsory education</u> | | | | | |
| Education, Administration | 28374 | R277-616 | 5YR | 11/23/2005 | 2005-24/54 |
| <u>concerns</u> | | | | | |
| Human Services, Mental Health, State Hospital | 28096 | R525-7 | NSC | 08/01/2005 | Not Printed |
| <u>conduct</u> | | | | | |
| Commerce, Real Estate | 28030 | R162-106 | AMD | 09/29/2005 | 2005-13/23 |
| | 27788 | R162-107 | AMD | 05/25/2005 | 2005-8/14 |
| | 28237 | R162-107 | AMD | 11/23/2005 | 2005-19/5 |
| Professional Practices Advisory Commission, Administration | 27542 | R686-100 | NSC | 01/01/2005 | Not Printed |
| <u>confidentiality of information</u> | | | | | |
| Human Resource Management, Administration | 27885 | R477-2 | AMD | 07/02/2005 | 2005-11/29 |
| Workforce Services, Workforce Information and Payment Services | 28021 | R994-312 | NSC | 08/01/2005 | Not Printed |
| <u>congregate meals</u> | | | | | |
| Human Services, Aging and Adult Services | 28040 | R510-104 | 5YR | 06/22/2005 | 2005-14/98 |
| <u>consent</u> | | | | | |
| Health, Epidemiology and Laboratory Services, Epidemiology | 27934 | R386-800 | 5YR | 05/24/2005 | 2005-12/89 |
| <u>conservation</u> | | | | | |
| Natural Resources, Wildlife Resources | 27863 | R657-15 | 5YR | 05/05/2005 | 2005-11/99 |
| | 27862 | R657-15 | AMD | 07/05/2005 | 2005-11/63 |
| <u>construction</u> | | | | | |
| Administrative Services, Facilities Construction and Management | 27610 | R23-4 | AMD | 03/15/2005 | 2005-2/10 |
| Transportation, Operations, Construction | 27846 | R916-4 | NEW | 06/27/2005 | 2005-10/46 |
| <u>construction contracts</u> | | | | | |
| Labor Commission, Antidiscrimination and Labor, Antidiscrimination | 28003 | R606-3 | 5YR | 06/08/2005 | 2005-13/54 |
| <u>construction disputes</u> | | | | | |
| Administrative Services, Facilities Construction and Management | 27610 | R23-4 | AMD | 03/15/2005 | 2005-2/10 |
| <u>consumer confidence report</u> | | | | | |
| Environmental Quality, Drinking Water | 27905 | R309-225 | 5YR | 05/16/2005 | 2005-11/95 |
| <u>consumer hearing panel</u> | | | | | |
| Human Services, Child and Family Services | 27883 | R512-75 | 5YR | 05/12/2005 | 2005-11/98 |

| <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>consumer protection</u> | | | | | |
| Commerce, Consumer Protection | 28272 | R152-1 | 5YR | 10/04/2005 | 2005-21/80 |
| | 28179 | R152-23 | AMD | 10/18/2005 | 2005-18/7 |
| | 28178 | R152-30 | REP | 10/18/2005 | 2005-18/8 |
| | 28058 | R152-39 | NEW | 08/16/2005 | 2005-14/6 |
| <u>contamination</u> | | | | | |
| Environmental Quality, Radiation Control | 27744 | R313-15 | AMD | 05/13/2005 | 2005-7/33 |
| <u>continuing education</u> | | | | | |
| Commerce, Real Estate | 28173 | R162-9-1 | AMD | 10/24/2005 | 2005-18/17 |
| | 28059 | R162-9-2 | AMD | 08/17/2005 | 2005-14/7 |
| | 28225 | R162-9-3 | AMD | 11/16/2005 | 2005-19/3 |
| <u>continuing professional education</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27835 | R156-26a | AMD | 06/21/2005 | 2005-10/12 |
| <u>continuous monitoring</u> | | | | | |
| Environmental Quality, Air Quality | 28123 | R307-170 | NSC | 11/03/2005 | Not Printed |
| | 28326 | R307-170 | 5YR | 11/03/2005 | 2005-23/66 |
| <u>contractors</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27987 | R156-38 | AMD | 08/02/2005 | 2005-13/13 |
| | 27752 | R156-38 | 5YR | 03/15/2005 | 2005-7/75 |
| | 27942 | R156-55a | AMD | 07/18/2005 | 2005-12/13 |
| | 28164 | R156-55a-503 | AMD | 10/18/2005 | 2005-18/14 |
| | 27489 | R156-56 | AMD | 01/01/2005 | 2004-21/6 |
| | 27490 | R156-56-704 | AMD | 01/01/2005 | 2004-21/11 |
| Labor Commission, Antidiscrimination and Labor, Antidiscrimination | 28003 | R606-3 | 5YR | 06/08/2005 | 2005-13/54 |
| <u>contracts</u> | | | | | |
| Administrative Services, Facilities Construction and Management | 27603 | R23-1 | AMD | 03/15/2005 | 2005-2/2 |
| | 28163 | R23-1-60 | AMD | 10/18/2005 | 2005-18/5 |
| | 27610 | R23-4 | AMD | 03/15/2005 | 2005-2/10 |
| Transportation, Operations, Construction | 27846 | R916-4 | NEW | 06/27/2005 | 2005-10/46 |
| <u>conveyance</u> | | | | | |
| Natural Resources, Water Rights | 27690 | R655-3 | 5YR | 02/01/2005 | 2005-4/54 |
| <u>cooperative wildlife management unit</u> | | | | | |
| Natural Resources, Wildlife Resources | 27551 | R657-37 | AMD | 01/15/2005 | 2004-24/45 |
| | 28087 | R657-37 | AMD | 09/06/2005 | 2005-15/15 |
| <u>corrections</u> | | | | | |
| Corrections, Administration | 28397 | R251-301 | 5YR | 12/06/2005 | Not Printed |
| | 28085 | R251-303 | 5YR | 07/13/2005 | 2005-15/43 |
| | 28395 | R251-709 | 5YR | 12/06/2005 | Not Printed |
| <u>cost sharing</u> | | | | | |
| Health, Health Care Financing, Coverage and Reimbursement Policy | 27588 | R414-200 | AMD | 02/01/2005 | 2005-1/24 |

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> |
|--|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27977 | R414-200-3 | AMD | 10/01/2005 | 2005-13/28 |
| <u>cougar</u> Natural Resources, Wildlife Resources | 28188 | R657-10 | AMD | 10/25/2005 | 2005-18/52 |
| <u>counselors</u> Commerce, Occupational and Professional Licensing | 27749 | R156-60c | 5YR | 03/14/2005 | 2005-7/75 |
| <u>county jails</u> Corrections, Administration | 28086 | R251-113 | 5YR | 07/13/2005 | 2005-15/43 |
| <u>coverage</u> Workforce Services, Workforce Information and Payment Services | 28034 | R994-310 | NSC | 08/01/2005 | Not Printed |
| <u>CPB</u> Capitol Preservation Board (State), Administration | 27631 | R131-8 | NEW | 03/03/2005 | 2005-2/24 |
| | 27632 | R131-9 | NEW | 03/03/2005 | 2005-2/26 |
| <u>credit insurance filings</u> Insurance, Administration | 27718 | R590-228-3 | AMD | 04/28/2005 | 2005-6/23 |
| <u>cross connection control</u> Environmental Quality, Drinking Water | 27915 | R309-305 | 5YR | 05/16/2005 | 2005-11/96 |
| | 27780 | R309-305 | NSC | 05/16/2005 | Not Printed |
| | 27617 | R309-305 | NSC | 02/01/2005 | Not Printed |
| <u>curricula</u> Education, Administration | 28282 | R277-444 | 5YR | 10/12/2005 | 2005-21/81 |
| | 27932 | R277-444 | AMD | 07/18/2005 | 2005-12/24 |
| | 28142 | R277-475 | 5YR | 08/15/2005 | 2005-17/55 |
| | 27874 | R277-700-6 | NSC | 07/01/2005 | Not Printed |
| | 27710 | R277-705-6 | AMD | 04/01/2005 | 2005-5/19 |
| | 27875 | R277-713 | NSC | 07/01/2005 | Not Printed |
| | 27662 | R277-713 | AMD | 03/21/2005 | 2005-4/14 |
| <u>damage</u> Natural Resources, Wildlife Resources | 28277 | R657-24 | 5YR | 10/07/2005 | 2005-21/83 |
| <u>day care</u> Public Safety, Fire Marshal | 27574 | R710-8 | NSC | 01/01/2005 | Not Printed |
| <u>decommissioning</u> Environmental Quality, Radiation Control | 27747 | R313-22 | AMD | 05/13/2005 | 2005-7/36 |
| <u>decontamination</u> Health, Epidemiology and Laboratory Services, Environmental Services | 27650 | R392-600 | NEW | 05/02/2005 | 2005-3/19 |
| <u>definitions</u> Administrative Services, Fleet Operations | 27546 | R27-1-2 | AMD | 01/10/2005 | 2004-23/3 |
| Environmental Quality, Air Quality | 27755 | R307-101-2 | CPR | 09/02/2005 | 2005-15/25 |
| | 27818 | R307-101-2 | AMD | 07/07/2005 | 2005-9/4 |
| | 27755 | R307-101-2 | AMD | 09/02/2005 | 2005-7/2 |

| <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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 28029 | R307-101-2 | AMD | 09/08/2005 | 2005-13/24 |
| Environmental Quality, Drinking Water | 27911 | R309-110 | 5YR | 05/16/2005 | 2005-11/91 |
| | 27960 | R309-110-3 | AMD | 09/13/2005 | 2005-12/33 |
| Environmental Quality, Radiation Control | 27746 | R313-12 | AMD | 05/13/2005 | 2005-7/29 |
| Workforce Services, Workforce Information and Payment Services | 27730 | R994-201 | NSC | 04/01/2005 | Not Printed |
| | 28007 | R994-201 | NSC | 08/01/2005 | Not Printed |
| <u>design</u> | | | | | |
| Administrative Services, Facilities Construction and Management | 27615 | R23-3 | AMD | 03/15/2005 | 2005-2/9 |
| <u>disabilities</u> | | | | | |
| Human Services, Services for People with Disabilities | 27801 | R539-5 | NEW | 05/17/2005 | 2005-8/33 |
| | 27939 | R539-5-5 | NSC | 06/01/2005 | Not Printed |
| <u>disability</u> | | | | | |
| Human Services, Services for People with Disabilities | 27568 | R539-1 | AMD | 01/25/2005 | 2004-24/17 |
| <u>disabled persons</u> | | | | | |
| Human Services, Services for People with Disabilities | 27651 | R539-2 | REP | 03/12/2005 | 2005-3/31 |
| | 27652 | R539-3 | REP | 03/12/2005 | 2005-3/34 |
| | 27753 | R539-4 | REP | 05/03/2005 | 2005-7/58 |
| | 27802 | R539-5 | REP | 05/17/2005 | 2005-8/31 |
| | 28210 | R539-6 | REP | 11/04/2005 | 2005-19/17 |
| | 28036 | R539-7 | REP | 09/16/2005 | 2005-14/20 |
| | 28037 | R539-7 | EMR | 06/20/2005 | 2005-14/94 |
| | 27795 | R539-8 | REP | 05/17/2005 | 2005-8/35 |
| Natural Resources, Wildlife Resources | 27721 | R657-12 | AMD | 04/15/2005 | 2005-6/24 |
| <u>disasters</u> | | | | | |
| Education, Administration | 27539 | R277-400 | NSC | 01/01/2005 | Not Printed |
| <u>discharge permits</u> | | | | | |
| Environmental Quality, Water Quality | 27657 | R317-8-3 | AMD | 04/20/2005 | 2005-3/12 |
| <u>disciplinary actions</u> | | | | | |
| Professional Practices Advisory Commission, Administration | 27737 | R686-103 | NSC | 04/01/2005 | Not Printed |
| <u>discipline of employees</u> | | | | | |
| Human Resource Management, Administration | 27888 | R477-11-2 | AMD | 07/02/2005 | 2005-11/46 |
| <u>discrimination</u> | | | | | |
| Labor Commission, Antidiscrimination and Labor, Antidiscrimination | 28003 | R606-3 | 5YR | 06/08/2005 | 2005-13/54 |
| | 28004 | R606-4 | 5YR | 06/08/2005 | 2005-13/55 |
| | 28005 | R606-5 | 5YR | 06/08/2005 | 2005-13/55 |
| | 28002 | R606-6 | 5YR | 06/08/2005 | 2005-13/56 |
| Labor Commission, Antidiscrimination and Labor, Fair Housing | 28126 | R608-1-8 | EMR | 08/02/2005 | 2005-17/52 |
| | 28127 | R608-1-8 | AMD | 10/07/2005 | 2005-17/27 |

RULES INDEX

| KEYWORD AGENCY | FILE NUMBER | CODE REFERENCE | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|--|----------------|----------------|--------|-------------------|------------------------|
| <u>disease control</u> | | | | | |
| Agriculture and Food, Animal Industry | 28287 | R58-1 | NSC | 11/01/2005 | Not Printed |
| | 27570 | R58-1 | AMD | 01/18/2005 | 2004-24/5 |
| | 27687 | R58-1-7 | AMD | 03/18/2005 | 2005-4/8 |
| | 27694 | R58-21 | 5YR | 02/03/2005 | 2005-5/29 |
| <u>disinfection monitoring</u> | | | | | |
| Environmental Quality, Drinking Water | 27969 | R309-215 | AMD | 09/13/2005 | 2005-12/43 |
| | 27910 | R309-215 | 5YR | 05/16/2005 | 2005-11/94 |
| <u>dismissal of employees</u> | | | | | |
| Human Resource Management, Administration | 27888 | R477-11-2 | AMD | 07/02/2005 | 2005-11/46 |
| <u>displaced homemakers</u> | | | | | |
| Workforce Services, Employment Development | 28236 | R986-800 | 5YR | 09/14/2005 | 2005-19/108 |
| <u>dispute</u> | | | | | |
| Administrative Services, Facilities Construction and Management | 27614 | R23-26 | NEW | 03/15/2005 | 2005-2/12 |
| <u>distribution system monitoring</u> | | | | | |
| Environmental Quality, Drinking Water | 27918 | R309-210 | 5YR | 05/16/2005 | 2005-11/94 |
| <u>diversion programs</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27499 | R156-1 | NSC | 01/01/2005 | Not Printed |
| | 28354 | R156-1 | NSC | 12/01/2005 | Not Printed |
| | 28254 | R156-1 | AMD | 11/15/2005 | 2005-20/3 |
| <u>drinking water</u> | | | | | |
| Environmental Quality, Drinking Water | 28252 | R309-105-16 | NSC | 11/01/2005 | Not Printed |
| <u>drinking water</u> | | | | | |
| Environmental Quality, Drinking Water | 27912 | R309-100 | 5YR | 05/16/2005 | 2005-11/90 |
| | 27964 | R309-100 | AMD | 09/13/2005 | 2005-12/29 |
| | 27907 | R309-105 | 5YR | 05/16/2005 | 2005-11/91 |
| | 27959 | R309-105-16 | AMD | 09/13/2005 | 2005-12/31 |
| | 27911 | R309-110 | 5YR | 05/16/2005 | 2005-11/91 |
| | 27960 | R309-110-3 | AMD | 09/13/2005 | 2005-12/33 |
| | 27908 | R309-115 | 5YR | 05/16/2005 | 2005-11/92 |
| | 27909 | R309-150 | 5YR | 05/16/2005 | 2005-11/92 |
| | 27913 | R309-200 | 5YR | 05/16/2005 | 2005-11/93 |
| | 27961 | R309-200 | AMD | 09/13/2005 | 2005-12/35 |
| | 27967 | R309-205 | AMD | 09/13/2005 | 2005-12/37 |
| | 27917 | R309-205 | 5YR | 05/16/2005 | 2005-11/93 |
| | 27918 | R309-210 | 5YR | 05/16/2005 | 2005-11/94 |
| | 27910 | R309-215 | 5YR | 05/16/2005 | 2005-11/94 |
| | 27969 | R309-215 | AMD | 09/13/2005 | 2005-12/43 |
| | 27962 | R309-220 | AMD | 09/13/2005 | 2005-12/45 |
| | 27914 | R309-220 | 5YR | 05/16/2005 | 2005-11/95 |
| | 27905 | R309-225 | 5YR | 05/16/2005 | 2005-11/95 |

| <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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27906 | R309-300 | 5YR | 05/16/2005 | 2005-11/96 |
| | 27915 | R309-305 | 5YR | 05/16/2005 | 2005-11/96 |
| | 27780 | R309-305 | NSC | 05/16/2005 | Not Printed |
| | 27617 | R309-305 | NSC | 02/01/2005 | Not Printed |
| | 27916 | R309-405 | 5YR | 05/16/2005 | 2005-11/97 |
| | 27781 | R309-405 | NSC | 05/16/2005 | Not Printed |
| | 27963 | R309-505 | AMD | 09/13/2005 | 2005-12/47 |
| | 27965 | R309-535 | CPR | 11/16/2005 | 2005-20/59 |
| | 27965 | R309-535 | AMD | 11/16/2005 | 2005-12/49 |
| | 27775 | R309-600 | NSC | 05/01/2005 | Not Printed |
| | 27816 | R309-600 | 5YR | 04/14/2005 | 2005-9/76 |
| | 27815 | R309-605 | 5YR | 04/14/2005 | 2005-9/76 |
| <u>driver education</u> | | | | | |
| Education, Administration | 27520 | R277-746 | NSC | 01/01/2005 | Not Printed |
| Public Safety, Driver License | 28165 | R708-18 | AMD | 10/27/2005 | 2005-18/60 |
| <u>driver license</u> | | | | | |
| Public Safety, Driver License | 27878 | R708-36 | 5YR | 05/11/2005 | 2005-11/100 |
| <u>driver training</u> | | | | | |
| Public Safety, Driver License | 27898 | R708-37 | 5YR | 05/13/2005 | 2005-11/101 |
| <u>driving simulators</u> | | | | | |
| Public Safety, Driver License | 27579 | R708-40 | CPR | 04/18/2005 | 2005-6/28 |
| | 27579 | R708-40 | NEW | 04/18/2005 | 2005-1/31 |
| <u>dual employment</u> | | | | | |
| Human Resource Management, Administration | 27889 | R477-8 | AMD | 07/02/2005 | 2005-11/41 |
| <u>dual enrollment</u> | | | | | |
| Education, Administration | 27800 | R277-438 | AMD | 05/19/2005 | 2005-8/19 |
| <u>dust</u> | | | | | |
| Environmental Quality, Air Quality | 28220 | R307-309 | 5YR | 09/07/2005 | 2005-19/102 |
| | 27765 | R307-309 | CPR | 09/02/2005 | 2005-15/39 |
| | 27765 | R307-309 | AMD | 09/02/2005 | 2005-7/24 |
| <u>e-mail</u> | | | | | |
| Commerce, Consumer Protection | 28058 | R152-39 | NEW | 08/16/2005 | 2005-14/6 |
| <u>education</u> | | | | | |
| Commerce, Consumer Protection | 28177 | R152-34 | AMD | 10/18/2005 | 2005-18/10 |
| Commerce, Real Estate | 27950 | R162-103-5 | AMD | 07/27/2005 | 2005-12/17 |
| | 28238 | R162-103-7 | AMD | 11/23/2005 | 2005-19/4 |
| Education, Administration | 27798 | R277-407 | AMD | 05/19/2005 | 2005-8/15 |
| | 28064 | R277-407 | AMD | 08/23/2005 | 2005-14/8 |
| | 27702 | R277-422 | NSC | 03/01/2005 | Not Printed |
| | 28142 | R277-475 | 5YR | 08/15/2005 | 2005-17/55 |
| | 27933 | R277-480 | REP | 07/18/2005 | 2005-12/27 |

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>education finance</u> | | | | | |
| Education, Administration | 27798 | R277-407 | AMD | 05/19/2005 | 2005-8/15 |
| | 28064 | R277-407 | AMD | 08/23/2005 | 2005-14/8 |
| | 28065 | R277-451 | AMD | 08/23/2005 | 2005-14/10 |
| <u>educational facilities</u> | | | | | |
| Education, Administration | 28065 | R277-451 | AMD | 08/23/2005 | 2005-14/10 |
| <u>educational program evaluations</u> | | | | | |
| Education, Administration | 27722 | R277-501 | 5YR | 02/23/2005 | 2005-6/35 |
| | 28145 | R277-515 | REP | 10/05/2005 | 2005-17/7 |
| <u>educational savings trust</u> | | | | | |
| Regents (Board Of), Administration | 28062 | R765-685 | REP | 08/17/2005 | 2005-14/60 |
| <u>educational testing</u> | | | | | |
| Education, Administration | 27872 | R277-473 | 5YR | 05/09/2005 | 2005-11/90 |
| | 27547 | R277-473 | AMD | 01/04/2005 | 2004-23/43 |
| <u>educational tuition</u> | | | | | |
| Education, Administration | 27798 | R277-407 | AMD | 05/19/2005 | 2005-8/15 |
| | 28064 | R277-407 | AMD | 08/23/2005 | 2005-14/8 |
| | 27887 | R477-10 | AMD | 07/02/2005 | 2005-11/43 |
| <u>educator license renewal</u> | | | | | |
| Education, Administration | 27722 | R277-501 | 5YR | 02/23/2005 | 2005-6/35 |
| <u>educators</u> | | | | | |
| Education, Administration | 28077 | R277-520 | 5YR | 07/06/2005 | 2005-15/45 |
| | 27737 | R686-103 | NSC | 04/01/2005 | Not Printed |
| <u>effluent standards</u> | | | | | |
| Environmental Quality, Water Quality | 28054 | R317-1 | AMD | 08/22/2005 | 2005-14/13 |
| | 27659 | R317-1 | AMD | 04/20/2005 | 2005-3/5 |
| | 27817 | R317-1-7 | AMD | 06/29/2005 | 2005-9/5 |
| <u>elderly</u> | | | | | |
| Human Services, Aging and Adult Services | 28040 | R510-104 | 5YR | 06/22/2005 | 2005-14/98 |
| | 28039 | R510-401 | 5YR | 06/22/2005 | 2005-14/98 |
| <u>electric assisted bicycle headgear</u> | | | | | |
| Public Safety, Driver License | 28109 | R708-33 | NSC | 08/01/2005 | Not Printed |
| <u>electronic high school</u> | | | | | |
| Education, Administration | 27507 | R277-725 | NSC | 01/01/2005 | Not Printed |
| <u>electronic preliminary lien filing</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27734 | R156-38b | NEW | 04/18/2005 | 2005-6/6 |
| | 28012 | R156-38b-501 | NSC | 09/01/2005 | Not Printed |
| <u>elevators</u> | | | | | |
| Labor Commission, Safety | 27590 | R616-3-3 | AMD | 02/01/2005 | 2005-1/30 |

| <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>eligibility</u> | | | | | |
| Health, Health Care Financing, Coverage and Reimbursement Policy | 28240 | R414-307 | REP | 11/01/2005 | 2005-19/11 |
| | 28239 | R414-308 | R&R | 11/01/2005 | 2005-19/12 |
| | 27901 | R414-309 | NEW | 07/02/2005 | 2005-11/25 |
| <u>emergency medical services</u> | | | | | |
| Health, Health Systems Improvement, Emergency Medical Services | 28121 | R426-5 | AMD | 09/21/2005 | 2005-16/15 |
| | 27519 | R426-12 | AMD | 02/01/2005 | 2004-22/26 |
| | 27521 | R426-13 | AMD | 02/01/2005 | 2004-23/47 |
| | 27584 | R426-14-303 | NSC | 02/01/2005 | Not Printed |
| | 27522 | R426-15 | AMD | 02/01/2005 | 2004-23/48 |
| | 28038 | R426-15-200 | AMD | 11/01/2005 | 2005-14/19 |
| <u>emergency preparedness</u> | | | | | |
| Education, Administration | 27539 | R277-400 | NSC | 01/01/2005 | Not Printed |
| <u>emission testing</u> | | | | | |
| Environmental Quality, Air Quality | 28215 | R307-165 | 5YR | 09/07/2005 | 2005-19/94 |
| | 27756 | R307-165 | CPR | 09/02/2005 | 2005-15/31 |
| | 27756 | R307-165 | AMD | 09/02/2005 | 2005-7/8 |
| <u>employee benefit plans</u> | | | | | |
| Human Resource Management, Administration | 27904 | R477-6 | AMD | 07/02/2005 | 2005-11/32 |
| <u>employee performance evaluations</u> | | | | | |
| Human Resource Management, Administration | 27887 | R477-10 | AMD | 07/02/2005 | 2005-11/43 |
| <u>employee productivity</u> | | | | | |
| Human Resource Management, Administration | 27887 | R477-10 | AMD | 07/02/2005 | 2005-11/43 |
| <u>employee recruitment*</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 28023 | R994-402 | NSC | 08/01/2005 | Not Printed |
| <u>employee termination</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 28033 | R994-405 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27927 | R994-405 | AMD | 09/29/2005 | 2005-11/77 |
| <u>employee's rights</u> | | | | | |
| Human Resource Management, Administration | 27890 | R477-12-3 | AMD | 07/02/2005 | 2005-11/47 |
| Workforce Services, Workforce Information and Payment Services | 28033 | R994-405 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27927 | R994-405 | AMD | 09/29/2005 | 2005-11/77 |
| <u>employer liability</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 28016 | R994-302 | NSC | 08/01/2005 | Not Printed |
| <u>employment</u> | | | | | |
| Human Resource Management, Administration | 27886 | R477-4-7 | AMD | 07/02/2005 | 2005-11/31 |
| Labor Commission, Antidiscrimination and Labor, Antidiscrimination | 28004 | R606-4 | 5YR | 06/08/2005 | 2005-13/55 |

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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 28005 | R606-5 | 5YR | 06/08/2005 | 2005-13/55 |
| Workforce Services, Workforce Information and Payment Services | 28008 | R994-202 | NSC | 08/01/2005 | Not Printed |
| | 28033 | R994-405 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27927 | R994-405 | AMD | 09/29/2005 | 2005-11/77 |
| <u>employment agencies</u> | | | | | |
| Labor Commission, Antidiscrimination and Labor, Antidiscrimination | 28005 | R606-5 | 5YR | 06/08/2005 | 2005-13/55 |
| <u>employment support procedures</u> | | | | | |
| Workforce Services, Employment Development | 28227 | R986-100 | 5YR | 09/13/2005 | 2005-19/105 |
| | 27661 | R986-100 | AMD | 04/07/2005 | 2005-4/24 |
| <u>employment tests</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 27789 | R994-204 | 5YR | 04/01/2005 | 2005-8/59 |
| | 28009 | R994-204 | NSC | 08/01/2005 | Not Printed |
| | 28014 | R994-205 | NSC | 08/01/2005 | Not Printed |
| | 27791 | R994-205 | 5YR | 04/01/2005 | 2005-8/59 |
| | 27796 | R994-206 | 5YR | 04/01/2005 | 2005-8/60 |
| | 28010 | R994-206 | NSC | 08/01/2005 | Not Printed |
| <u>endangered species</u> | | | | | |
| Natural Resources, Forestry, Fire and State Lands | 27843 | R652-120 | 5YR | 04/28/2005 | 2005-10/53 |
| <u>energy assistance</u> | | | | | |
| Community and Economic Development, Community Development, Community Services | 27418 | R202-202-202 | AMD | 01/12/2005 | 2004-19/24 |
| | 27421 | R202-203-324 | AMD | 01/12/2005 | 2004-19/25 |
| | 27419 | R202-203-328 | AMD | 01/12/2005 | 2004-19/26 |
| | 27420 | R202-207-702 | AMD | 01/12/2005 | 2004-19/27 |
| <u>enforcement</u> | | | | | |
| Agriculture and Food, Animal Industry | 28200 | R58-15 | 5YR | 09/02/2005 | 2005-19/38 |
| Natural Resources, Water Rights | 28032 | R655-14 | NEW | 08/15/2005 | 2005-13/34 |
| <u>engineers</u> | | | | | |
| Administrative Services, Facilities Construction and Management | 27605 | R23-2 | AMD | 03/15/2005 | 2005-2/7 |
| Capitol Preservation Board (State), Administration | 27711 | R131-1 | 5YR | 02/16/2005 | 2005-6/33 |
| Commerce, Occupational and Professional Licensing | 27698 | R156-22 | AMD | 04/04/2005 | 2005-5/2 |
| <u>enrollment options</u> | | | | | |
| Education, Administration | 27799 | R277-437 | AMD | 05/19/2005 | 2005-8/17 |
| <u>enterprise</u> | | | | | |
| Tax Commission, Auditing | 27804 | R865-9I-21 | AMD | 06/08/2005 | 2005-9/51 |
| <u>enterprise zones</u> | | | | | |
| Tax Commission, Auditing | 27930 | R865-9I-51 | AMD | 07/20/2005 | 2005-12/72 |
| <u>environmental health</u> | | | | | |
| Environmental Quality, Drinking Water | 27775 | R309-600 | NSC | 05/01/2005 | 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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27816 | R309-600 | 5YR | 04/14/2005 | 2005-9/76 |
| | 27815 | R309-605 | 5YR | 04/14/2005 | 2005-9/76 |
| <u>environmental health scientist</u> Commerce, Occupational and Professional Licensing | 28276 | R156-20a | 5YR | 10/06/2005 | 2005-21/80 |
| <u>environmental protection</u> Environmental Quality, Air Quality | 28078 | R307-115 | 5YR | 07/07/2005 | 2005-15/45 |
| Environmental Quality, Drinking Water | 27964 | R309-100 | AMD | 09/13/2005 | 2005-12/29 |
| | 27912 | R309-100 | 5YR | 05/16/2005 | 2005-11/90 |
| | 27909 | R309-150 | 5YR | 05/16/2005 | 2005-11/92 |
| | 27906 | R309-300 | 5YR | 05/16/2005 | 2005-11/96 |
| | 27916 | R309-405 | 5YR | 05/16/2005 | 2005-11/97 |
| | 27781 | R309-405 | NSC | 05/16/2005 | Not Printed |
| <u>equal access</u> Public Service Commission, Administration | 27859 | R746-356 | AMD | 08/08/2005 | 2005-10/40 |
| <u>essential facilities</u> Public Service Commission, Administration | 27857 | R746-349 | AMD | 08/08/2005 | 2005-10/34 |
| | 28129 | R746-349-9 | AMD | 10/11/2005 | 2005-17/35 |
| <u>exemptions</u> Environmental Quality, Radiation Control | 27746 | R313-12 | AMD | 05/13/2005 | 2005-7/29 |
| | 27745 | R313-19 | AMD | 05/13/2005 | 2005-7/34 |
| <u>exhibitions</u> Agriculture and Food, Marketing and Conservation | 28160 | R65-8 | NSC | 09/01/2005 | Not Printed |
| <u>extended benefits*</u> Workforce Services, Workforce Information and Payment Services | 28023 | R994-402 | NSC | 08/01/2005 | Not Printed |
| <u>extinguishers</u> Public Safety, Fire Marshal | 28122 | R710-1-8 | AMD | 09/15/2005 | 2005-16/34 |
| <u>eyeglasses</u> Health, Health Care Financing, Coverage and Reimbursement Policy | 27849 | R414-53 | AMD | 07/01/2005 | 2005-10/22 |
| <u>facilities use</u> Capitol Preservation Board (State), Administration | 27712 | R131-2 | 5YR | 02/16/2005 | 2005-6/33 |
| <u>facility</u> Human Services, Mental Health, State Hospital | 27994 | R525-8 | NSC | 08/01/2005 | Not Printed |
| <u>fair employment practices</u> Human Resource Management, Administration | 27885 | R477-2 | AMD | 07/02/2005 | 2005-11/29 |
| | 27886 | R477-4-7 | AMD | 07/02/2005 | 2005-11/31 |
| <u>fair housing</u> Labor Commission, Antidiscrimination and Labor, Fair Housing | 28126 | R608-1-8 | EMR | 08/02/2005 | 2005-17/52 |
| | 28127 | R608-1-8 | AMD | 10/07/2005 | 2005-17/27 |

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>family employment program</u> | | | | | |
| Workforce Services, Employment Development | 28134 | R986-200 | AMD | 10/05/2005 | 2005-17/49 |
| | 28229 | R986-200 | 5YR | 09/14/2005 | 2005-19/105 |
| | 27957 | R986-200 | AMD | 08/01/2005 | 2005-12/84 |
| | 28202 | R986-200 | EMR | 09/02/2005 | 2005-19/33 |
| | 27824 | R986-200-214 | AMD | 06/01/2005 | 2005-9/65 |
| <u>feed contamination</u> | | | | | |
| Agriculture and Food, Plant Industry | 28208 | R68-2 | 5YR | 09/06/2005 | 2005-19/41 |
| <u>fees</u> | | | | | |
| Labor Commission, Industrial Accidents | 27894 | R612-2-1 | AMD | 07/02/2005 | 2005-11/51 |
| | 27895 | R612-2-2 | AMD | 07/02/2005 | 2005-11/52 |
| | 27900 | R612-2-3 | AMD | 07/02/2005 | 2005-11/53 |
| | 27899 | R612-2-5 | AMD | 07/02/2005 | 2005-11/54 |
| | 27893 | R612-2-18 | AMD | 07/02/2005 | 2005-11/56 |
| | 27891 | R612-2-22 | AMD | 07/02/2005 | 2005-11/57 |
| Public Safety, Driver License | 28165 | R708-18 | AMD | 10/27/2005 | 2005-18/60 |
| <u>fertilizers</u> | | | | | |
| Agriculture and Food, Plant Industry | 27645 | R68-3 | 5YR | 01/07/2005 | 2005-3/58 |
| <u>filing deadlines</u> | | | | | |
| Labor Commission, Industrial Accidents | 27892 | R612-1-3 | AMD | 07/02/2005 | 2005-11/49 |
| Workforce Services, Workforce Information and Payment Services | 27729 | R994-403 | NSC | 04/01/2005 | Not Printed |
| | 28035 | R994-403 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27937 | R994-403-123 | AMD | 09/29/2005 | 2005-12/86 |
| <u>finance</u> | | | | | |
| Education, Administration | 27702 | R277-422 | NSC | 03/01/2005 | Not Printed |
| <u>financial aid</u> | | | | | |
| Regents (Board Of), Administration | 28084 | R765-605-4 | AMD | 09/01/2005 | 2005-15/21 |
| <u>financial disclosures</u> | | | | | |
| Health, Health Care Financing, Coverage and Reimbursement Policy | 27923 | R414-304 | AMD | 07/02/2005 | 2005-11/18 |
| <u>financial information</u> | | | | | |
| Human Services, Recovery Services | 27640 | R527-10 | 5YR | 01/06/2005 | 2005-3/58 |
| <u>financial institutions</u> | | | | | |
| Money Management Council, Administration | 28281 | R628-11 | 5YR | 10/12/2005 | 2005-21/82 |
| | 27689 | R628-11 | AMD | 03/22/2005 | 2005-4/18 |
| | 28314 | R628-12 | 5YR | 11/01/2005 | 2005-22/50 |
| | 28332 | R628-13 | 5YR | 11/07/2005 | 2005-23/68 |
| <u>fines</u> | | | | | |
| Natural Resources, Water Rights | 28032 | R655-14 | NEW | 08/15/2005 | 2005-13/34 |
| <u>fire</u> | | | | | |
| Environmental Quality, Air Quality | 27758 | R307-204-3 | AMD | 07/07/2005 | 2005-7/11 |

| <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>fire prevention</u> | | | | | |
| Public Safety, Fire Marshal | 28122 | R710-1-8 | AMD | 09/15/2005 | 2005-16/34 |
| | 27653 | R710-4-3 | AMD | 03/04/2005 | 2005-3/44 |
| | 27976 | R710-4-3 | AMD | 07/19/2005 | 2005-12/67 |
| | 27671 | R710-7-1 | AMD | 06/13/2005 | 2005-4/21 |
| | 27574 | R710-8 | NSC | 01/01/2005 | Not Printed |
| | 28115 | R710-9-6 | AMD | 09/15/2005 | 2005-16/36 |
| | 27975 | R710-9-6 | AMD | 07/19/2005 | 2005-12/69 |
| | 27754 | R710-9-6 | AMD | 05/04/2005 | 2005-7/68 |
| | 27655 | R710-9-6 | AMD | 03/04/2005 | 2005-3/47 |
| <u>fireplace</u> | | | | | |
| Environmental Quality, Air Quality | 27760 | R307-207 | CPR | 09/02/2005 | 2005-15/33 |
| <u>fireplaces</u> | | | | | |
| Environmental Quality, Air Quality | 28214 | R307-201 | 5YR | 09/07/2005 | 2005-19/95 |
| | 27760 | R307-207 | NEW | 09/02/2005 | 2005-7/16 |
| | 27761 | R307-302 | AMD | 09/02/2005 | 2005-7/17 |
| | 27761 | R307-302 | CPR | 09/02/2005 | 2005-15/34 |
| | 28219 | R307-302 | 5YR | 09/07/2005 | 2005-19/98 |
| <u>fish</u> | | | | | |
| Natural Resources, Wildlife Resources | 27432 | R657-13 | AMD | 01/03/2005 | 2004-20/33 |
| | 27432 | R657-13 | CPR | 01/03/2005 | 2004-22/66 |
| <u>fishing</u> | | | | | |
| Natural Resources, Wildlife Resources | 27432 | R657-13 | CPR | 01/03/2005 | 2004-22/66 |
| | 27432 | R657-13 | AMD | 01/03/2005 | 2004-20/33 |
| <u>fleet expansion</u> | | | | | |
| Administrative Services, Fleet Operations | 27543 | R27-4 | AMD | 01/10/2005 | 2004-23/5 |
| <u>fleet expansion vehicle replacement</u> | | | | | |
| Administrative Services, Fleet Operations | 27594 | R27-4-1 | NSC | 02/01/2005 | Not Printed |
| <u>food inspection</u> | | | | | |
| Agriculture and Food, Animal Industry | 27693 | R58-10 | 5YR | 02/03/2005 | 2005-5/28 |
| | 28197 | R58-11 | 5YR | 09/02/2005 | 2005-19/36 |
| | 28198 | R58-12 | 5YR | 09/02/2005 | 2005-19/37 |
| | 28199 | R58-13 | 5YR | 09/02/2005 | 2005-19/37 |
| | 28201 | R58-16 | 5YR | 09/02/2005 | 2005-19/38 |
| Agriculture and Food, Regulatory Services | 27514 | R70-440 | NSC | 01/01/2005 | Not Printed |
| | 27628 | R70-440-2 | AMD | 02/15/2005 | 2005-2/23 |
| | 27667 | R70-440-2 | NSC | 03/01/2005 | Not Printed |
| | 27569 | R70-540-14 | AMD | 03/18/2005 | 2004-24/7 |
| | 28194 | R70-610 | 5YR | 09/02/2005 | 2005-19/44 |
| | 28195 | R70-620 | 5YR | 09/02/2005 | 2005-19/44 |
| <u>food stamps</u> | | | | | |
| Workforce Services, Employment Development | 28235 | R986-900 | 5YR | 09/14/2005 | 2005-19/108 |

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>forensic</u> Human Services, Mental Health, State Hospital | 27994 | R525-8 | NSC | 08/01/2005 | Not Printed |
| <u>foster care</u> Human Services, Child and Family Services | 27982 | R512-306 | AMD | 08/03/2005 | 2005-13/31 |
| <u>franchises</u> Tax Commission, Auditing | 27929 | R865-6F-35 | AMD | 07/20/2005 | 2005-12/71 |
| <u>fuel dispensing</u> Administrative Services, Fleet Operations | 27544 | R27-6 | AMD | 01/10/2005 | 2004-23/7 |
| <u>fugitive emissions</u> Environmental Quality, Air Quality | 28042 | R307-205 | NSC | 09/07/2005 | Not Printed |
| | 27764 | R307-205 | AMD | 07/07/2005 | 2005-7/12 |
| | 28223 | R307-205 | 5YR | 09/07/2005 | 2005-19/96 |
| <u>furbearers</u> Natural Resources, Wildlife Resources | 28189 | R657-11 | AMD | 10/25/2005 | 2005-18/58 |
| | 28168 | R657-11 | 5YR | 08/24/2005 | 2005-18/73 |
| <u>game laws</u> Natural Resources, Wildlife Resources | 28364 | R657-5 | 5YR | 11/21/2005 | 2005-24/56 |
| | 27550 | R657-5 | AMD | 01/15/2005 | 2004-24/38 |
| | 27865 | R657-5 | AMD | 07/05/2005 | 2005-11/61 |
| | 28082 | R657-6 | 5YR | 07/08/2005 | 2005-15/49 |
| | 28081 | R657-6 | AMD | 09/06/2005 | 2005-15/7 |
| | 28188 | R657-10 | AMD | 10/25/2005 | 2005-18/52 |
| | 28189 | R657-11 | AMD | 10/25/2005 | 2005-18/58 |
| | 28168 | R657-11 | 5YR | 08/24/2005 | 2005-18/73 |
| | 28363 | R657-17 | 5YR | 11/21/2005 | 2005-24/57 |
| | 27649 | R657-33 | AMD | 03/04/2005 | 2005-3/36 |
| | 27751 | R657-33-2 | NSC | 04/01/2005 | Not Printed |
| <u>general assistance working toward employment</u> Workforce Services, Employment Development | 28231 | R986-400 | 5YR | 09/14/2005 | 2005-19/106 |
| <u>general conformity</u> Environmental Quality, Air Quality | 28078 | R307-115 | 5YR | 07/07/2005 | 2005-15/45 |
| <u>geothermal steam</u> School and Institutional Trust Lands, Administration | 27601 | R850-27 | NEW | 04/01/2005 | 2005-2/86 |
| <u>gifted children</u> Education, Administration | 28375 | R277-711 | 5YR | 11/23/2005 | 2005-24/54 |
| <u>government corporations</u> Administrative Services, Administration | 27922 | R994-311 | AMD | 09/29/2005 | 2005-11/73 |
| Workforce Services, Workforce Information and Payment Services | 27984 | R994-311 | NSC | 08/01/2005 | Not Printed |

| <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>government documents</u> | | | | | |
| Administrative Services, Records Committee | 27880 | R35-1 | AMD | 07/14/2005 | 2005-11/5 |
| | 27700 | R35-1a | NSC | 04/01/2005 | Not Printed |
| | 27621 | R35-1a | NEW | 03/08/2005 | 2005-2/17 |
| | 27625 | R35-2 | AMD | 03/04/2005 | 2005-2/18 |
| | 27622 | R35-3 | AMD | 03/04/2005 | 2005-2/19 |
| | 27624 | R35-4 | AMD | 03/04/2005 | 2005-2/20 |
| | 27623 | R35-5 | AMD | 03/04/2005 | 2005-2/21 |
| | 27620 | R35-6 | AMD | 03/04/2005 | 2005-2/22 |
| Community and Economic Development, Community Development, Community Services | 27420 | R202-207-702 | AMD | 01/12/2005 | 2004-19/27 |
| <u>government hearings</u> | | | | | |
| Administrative Services, Administrative Rules | 28261 | R15-1 | 5YR | 09/29/2005 | 2005-20/63 |
| Commerce, Administration | 27636 | R151-46b | AMD | 02/15/2005 | 2005-2/32 |
| | 27888 | R477-11-2 | AMD | 07/02/2005 | 2005-11/46 |
| <u>government purchasing</u> | | | | | |
| School and Institutional Trust Lands, Administration | 28186 | R850-11 | AMD | 10/18/2005 | 2005-18/63 |
| <u>grants</u> | | | | | |
| Health, Health Systems Improvement, Primary Care and Rural Health | 28182 | R434-50 | NEW | 10/31/2005 | 2005-18/18 |
| <u>gravel</u> | | | | | |
| School and Institutional Trust Lands, Administration | 27609 | R850-23 | NEW | 04/01/2005 | 2005-2/72 |
| <u>grievance procedures</u> | | | | | |
| Human Services, Child and Family Services | 27883 | R512-75 | 5YR | 05/12/2005 | 2005-11/98 |
| | 27981 | R512-75 | AMD | 08/03/2005 | 2005-13/29 |
| <u>grievances</u> | | | | | |
| Human Resource Management, Administration | 27888 | R477-11-2 | AMD | 07/02/2005 | 2005-11/46 |
| | 27890 | R477-12-3 | AMD | 07/02/2005 | 2005-11/47 |
| <u>halfway houses</u> | | | | | |
| Corrections, Administration | 28397 | R251-301 | 5YR | 12/06/2005 | Not Printed |
| | 28085 | R251-303 | 5YR | 07/13/2005 | 2005-15/43 |
| <u>hazardous air pollutant</u> | | | | | |
| Environmental Quality, Air Quality | 28130 | R307-214-2 | AMD | 11/03/2005 | 2005-17/13 |
| <u>Hazardous materials transportation</u> | | | | | |
| Transportation, Motor Carrier | 28243 | R909-75 | AMD | 11/04/2005 | 2005-19/28 |
| <u>hazardous substances</u> | | | | | |
| Transportation, Motor Carrier | 28243 | R909-75 | AMD | 11/04/2005 | 2005-19/28 |
| <u>hazardous waste</u> | | | | | |
| Environmental Quality, Solid and Hazardous Waste | 28095 | R315-16 | 5YR | 07/19/2005 | 2005-16/53 |

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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 28094 | R315-102 | 5YR | 07/19/2005 | 2005-16/53 |
| Transportation, Motor Carrier | 28243 | R909-75 | AMD | 11/04/2005 | 2005-19/28 |
| <u>health care</u> | | | | | |
| Health, Community and Family Health Services, Children with Special Health Care Needs | 28074 | R398-1 | CPR | 10/25/2005 | 2005-18/70 |
| | 28074 | R398-1 | AMD | 10/25/2005 | 2005-15/4 |
| <u>health effects</u> | | | | | |
| Environmental Quality, Drinking Water | 27962 | R309-220 | AMD | 09/13/2005 | 2005-12/45 |
| | 27914 | R309-220 | 5YR | 05/16/2005 | 2005-11/95 |
| <u>health facilities</u> | | | | | |
| Health, Health Systems Improvement, Licensing | 27674 | R432-7 | 5YR | 01/28/2005 | 2005-4/47 |
| | 27675 | R432-8 | 5YR | 01/28/2005 | 2005-4/48 |
| | 27676 | R432-9 | 5YR | 01/28/2005 | 2005-4/48 |
| | 27677 | R432-10 | 5YR | 01/28/2005 | 2005-4/49 |
| | 27678 | R432-11 | 5YR | 01/28/2005 | 2005-4/49 |
| | 27679 | R432-12 | 5YR | 01/28/2005 | 2005-4/50 |
| | 27680 | R432-13 | 5YR | 01/28/2005 | 2005-4/50 |
| | 27681 | R432-14 | 5YR | 01/28/2005 | 2005-4/51 |
| | 27682 | R432-30 | 5YR | 01/28/2005 | 2005-4/51 |
| | 27884 | R432-150 | AMD | 08/05/2005 | 2005-11/26 |
| | 27683 | R432-270 | 5YR | 01/31/2005 | 2005-4/52 |
| | 27692 | R432-270-10 | AMD | 05/10/2005 | 2005-5/24 |
| <u>health insurance</u> | | | | | |
| Human Services, Recovery Services | 27640 | R527-10 | 5YR | 01/06/2005 | 2005-3/58 |
| | 28244 | R527-201 | AMD | 11/17/2005 | 2005-20/37 |
| Insurance, Administration | 27866 | R590-172 | 5YR | 05/05/2005 | 2005-11/98 |
| | 27845 | R590-172-4 | AMD | 09/30/2005 | 2005-10/28 |
| | 27845 | R590-172-4 | CPR | 09/30/2005 | 2005-16/51 |
| | 28028 | R590-199 | 5YR | 06/15/2005 | 2005-13/54 |
| <u>health spas</u> | | | | | |
| Commerce, Consumer Protection | 28179 | R152-23 | AMD | 10/18/2005 | 2005-18/7 |
| <u>hearing impaired</u> | | | | | |
| Public Service Commission, Administration | 28057 | R746-510 | NEW | 08/25/2005 | 2005-14/58 |
| <u>hearings</u> | | | | | |
| Environmental Quality, Air Quality | 28221 | R307-103 | 5YR | 09/07/2005 | 2005-19/45 |
| Environmental Quality, Drinking Water | 27908 | R309-115 | 5YR | 05/16/2005 | 2005-11/92 |
| Labor Commission, Adjudication | 28259 | R602-2-3 | AMD | 11/15/2005 | 2005-20/42 |
| Professional Practices Advisory Commission, Administration | 27542 | R686-100 | NSC | 01/01/2005 | Not Printed |
| <u>HEAT</u> | | | | | |
| Community and Economic Development, Community Development, Community Services | 27418 | R202-202-202 | AMD | 01/12/2005 | 2004-19/24 |

| <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>high quality ground water</u> Environmental Quality, Drinking Water | 27963 | R309-505 | AMD | 09/13/2005 | 2005-12/47 |
| <u>higher education</u> Education, Administration | 27662 | R277-713 | AMD | 03/21/2005 | 2005-4/14 |
| | 27875 | R277-713 | NSC | 07/01/2005 | Not Printed |
| | 28228 | R628-2 | AMD | 11/01/2005 | 2005-19/25 |
| | 27663 | R765-604 | 5YR | 01/19/2005 | 2005-4/56 |
| | 27666 | R765-604 | AMD | 03/22/2005 | 2005-4/22 |
| | 28084 | R765-605-4 | AMD | 09/01/2005 | 2005-15/21 |
| | 28251 | R765-610 | NSC | 11/01/2005 | Not Printed |
| | 27841 | R765-626 | 5YR | 04/26/2005 | 2005-10/53 |
| | 28062 | R765-685 | REP | 08/17/2005 | 2005-14/60 |
| <u>highways</u> Transportation, Operations, Construction | 27846 | R916-4 | NEW | 06/27/2005 | 2005-10/46 |
| Transportation, Program Development | 28024 | R926-7 | NEW | 09/15/2005 | 2005-13/42 |
| | 28274 | R926-8 | NEW | 12/07/2005 | 2005-21/41 |
| <u>hiring practices</u> Human Resource Management, Administration | 27886 | R477-4-7 | AMD | 07/02/2005 | 2005-11/31 |
| <u>historic preservation</u> Tax Commission, Auditing | 27929 | R865-6F-35 | AMD | 07/20/2005 | 2005-12/71 |
| | 27804 | R865-9I-21 | AMD | 06/08/2005 | 2005-9/51 |
| | 27930 | R865-9I-51 | AMD | 07/20/2005 | 2005-12/72 |
| <u>holidays</u> Human Resource Management, Administration | 27896 | R477-7 | AMD | 07/02/2005 | 2005-11/36 |
| <u>home-delivered meals</u> Human Services, Aging and Adult Services | 28040 | R510-104 | 5YR | 06/22/2005 | 2005-14/98 |
| <u>horses</u> Agriculture and Food, Marketing and Conservation | 28159 | R65-7 | NSC | 09/01/2005 | Not Printed |
| <u>hospitals</u> Health, Health Care Financing, Coverage and Reimbursement Policy | 27582 | R414-1B | NSC | 02/01/2005 | Not Printed |
| <u>housing</u> Community and Economic Development, Community Development, History Labor Commission, Antidiscrimination and Labor, Fair Housing | 28055 | R212-11 | 5YR | 06/30/2005 | 2005-14/97 |
| | 28127 | R608-1-8 | AMD | 10/07/2005 | 2005-17/27 |
| | 28126 | R608-1-8 | EMR | 08/02/2005 | 2005-17/52 |
| <u>human services</u> Human Services, Administration, Administrative Services, Licensing | 28167 | R501-1 | AMD | 10/18/2005 | 2005-18/25 |
| | 28185 | R501-4 | NEW | 10/18/2005 | 2005-18/30 |
| | 28268 | R501-14 | REP | 11/16/2005 | 2005-20/30 |
| | 28132 | R501-15 | NEW | 10/05/2005 | 2005-17/22 |

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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 28270 | R501-18 | REP | 11/16/2005 | 2005-20/34 |
| | 27673 | R501-18 | 5YR | 01/27/2005 | 2005-4/52 |
| | 27839 | R501-19 | 5YR | 04/25/2005 | 2005-10/51 |
| | 27836 | R501-20 | 5YR | 04/21/2005 | 2005-10/51 |
| | 27837 | R501-21 | 5YR | 04/22/2005 | 2005-10/52 |
| | 27838 | R501-22 | 5YR | 04/22/2005 | 2005-10/52 |
| Human Services, Services for People with Disabilities | 27568 | R539-1 | AMD | 01/25/2005 | 2004-24/17 |
| <u>hunting</u> | | | | | |
| Natural Resources, Wildlife Resources | 28367 | R657-38 | 5YR | 11/21/2005 | 2005-24/58 |
| | 27552 | R657-38 | AMD | 01/15/2005 | 2004-24/48 |
| <u>hunting and fishing licenses</u> | | | | | |
| Natural Resources, Wildlife Resources | 28363 | R657-17 | 5YR | 11/21/2005 | 2005-24/57 |
| <u>ignition interlock systems</u> | | | | | |
| Public Safety, Driver License | 28103 | R708-31 | NSC | 08/01/2005 | Not Printed |
| <u>illegal drug laboratories</u> | | | | | |
| Health, Epidemiology and Laboratory Services, Environmental Services | 27650 | R392-600 | NEW | 05/02/2005 | 2005-3/19 |
| <u>immunization</u> | | | | | |
| Health, Community and Family Health Services, Immunization | 27897 | R396-100 | AMD | 07/21/2005 | 2005-11/6 |
| <u>immunization data reporting</u> | | | | | |
| Health, Epidemiology and Laboratory Services, Epidemiology | 27934 | R386-800 | 5YR | 05/24/2005 | 2005-12/89 |
| <u>impairment ratings</u> | | | | | |
| Labor Commission, Industrial Accidents | 28299 | R612-7-3 | NSC | 12/01/2005 | Not Printed |
| <u>implements of husbandry</u> | | | | | |
| Transportation, Motor Carrier | 28242 | R909-1 | AMD | 11/04/2005 | 2005-19/27 |
| <u>imputation</u> | | | | | |
| Public Service Commission, Administration | 27857 | R746-349 | AMD | 08/08/2005 | 2005-10/34 |
| | 28129 | R746-349-9 | AMD | 10/11/2005 | 2005-17/35 |
| <u>income</u> | | | | | |
| Health, Health Care Financing, Coverage and Reimbursement Policy | 27923 | R414-304 | AMD | 07/02/2005 | 2005-11/18 |
| <u>income eligibility</u> | | | | | |
| Community and Economic Development, Community Development, Community Services | 27421 | R202-203-324 | AMD | 01/12/2005 | 2004-19/25 |
| | 27419 | R202-203-328 | AMD | 01/12/2005 | 2004-19/26 |
| <u>income tax</u> | | | | | |
| Tax Commission, Auditing | 27804 | R865-9I-21 | AMD | 06/08/2005 | 2005-9/51 |
| | 27930 | R865-9I-51 | AMD | 07/20/2005 | 2005-12/72 |
| <u>independent contractor</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 28009 | R994-204 | NSC | 08/01/2005 | Not Printed |
| | 27789 | R994-204 | 5YR | 04/01/2005 | 2005-8/59 |

| <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>independent living</u> | | | | | |
| Human Services, Child and Family Services | 27982 | R512-306 | AMD | 08/03/2005 | 2005-13/31 |
| <u>industrial waste</u> | | | | | |
| Environmental Quality, Water Quality | 27659 | R317-1 | AMD | 04/20/2005 | 2005-3/5 |
| | 27817 | R317-1-7 | AMD | 06/29/2005 | 2005-9/5 |
| <u>inspections</u> | | | | | |
| Agriculture and Food, Animal Industry | 27695 | R58-22 | 5YR | 02/03/2005 | 2005-5/29 |
| Agriculture and Food, Plant Industry | 27773 | R68-8-2 | NSC | 05/01/2005 | Not Printed |
| | 27697 | R68-20 | 5YR | 02/04/2005 | 2005-5/30 |
| Agriculture and Food, Regulatory Services | 28328 | R70-910 | 5YR | 11/03/2005 | 2005-23/64 |
| | 28329 | R70-950 | 5YR | 11/03/2005 | 2005-23/64 |
| | 27523 | R70-960-7 | NSC | 01/01/2005 | Not Printed |
| Environmental Quality, Radiation Control | 27746 | R313-12 | AMD | 05/13/2005 | 2005-7/29 |
| | 27991 | R313-16 | AMD | 08/12/2005 | 2005-13/26 |
| <u>insurance</u> | | | | | |
| Human Resource Management, Administration | 27904 | R477-6 | AMD | 07/02/2005 | 2005-11/32 |
| | 27715 | R590-102-13 | NSC | 04/01/2005 | Not Printed |
| | 27785 | R590-140 | 5YR | 03/31/2005 | 2005-8/56 |
| | 27810 | R590-146 | AMD | 08/25/2005 | 2005-9/19 |
| | 27810 | R590-146 | CPR | 08/25/2005 | 2005-14/76 |
| | 28172 | R590-146-24 | NSC | 09/01/2005 | Not Printed |
| | 27556 | R590-147 | R&R | 02/10/2005 | 2004-24/21 |
| | 27719 | R590-148-12 | AMD | 04/28/2005 | 2005-6/19 |
| | 28098 | R590-148-21 | AMD | 09/30/2005 | 2005-16/24 |
| | 27554 | R590-163 | REP | 02/10/2005 | 2004-24/23 |
| | 28027 | R590-171 | 5YR | 06/14/2005 | 2005-13/53 |
| | 28334 | R590-175 | 5YR | 11/08/2005 | 2005-23/67 |
| | 27644 | R590-196 | 5YR | 01/07/2005 | 2005-3/60 |
| | 27558 | R590-196 | AMD | 02/10/2005 | 2004-24/25 |
| | 27504 | R590-203 | AMD | 07/22/2005 | 2004-22/47 |
| | 27504 | R590-203 | CPR | 07/22/2005 | 2005-2/95 |
| | 27504 | R590-203 | CPR | 07/22/2005 | 2005-11/87 |
| | 27776 | R590-212 | NSC | 05/01/2005 | Not Printed |
| Natural Resources, Parks and Recreation | 28061 | R651-409 | 5YR | 07/01/2005 | 2005-14/99 |
| <u>insurance companies</u> | | | | | |
| Insurance, Administration | 28135 | R590-124 | NSC | 09/01/2005 | Not Printed |
| | 27685 | R590-128 | 5YR | 01/31/2005 | 2005-4/53 |
| | 28099 | R590-145 | REP | 09/30/2005 | 2005-16/21 |
| <u>insurance fee</u> | | | | | |
| Insurance, Administration | 28136 | R590-157-3 | NSC | 09/01/2005 | Not Printed |
| <u>insurance law</u> | | | | | |
| Insurance, Administration | 27684 | R590-88 | 5YR | 01/31/2005 | 2005-4/53 |

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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27723 | R590-99-4 | NSC | 04/01/2005 | Not Printed |
| | 28260 | R590-130 | 5YR | 09/29/2005 | 2005-20/66 |
| | 27686 | R590-132 | 5YR | 01/31/2005 | 2005-4/54 |
| | 27784 | R590-164 | 5YR | 03/31/2005 | 2005-8/57 |
| | 27555 | R590-174 | REP | 02/10/2005 | 2004-24/24 |
| | 28110 | R590-202 | REP | 09/30/2005 | 2005-16/28 |
| | 28120 | R590-202 | 5YR | 08/01/2005 | 2005-16/54 |
| <u>Internet access</u> | | | | | |
| Community and Economic Development, Community Development, Library | 28333 | R223-2 | 5YR | 11/07/2005 | 2005-23/65 |
| <u>interpreters</u> | | | | | |
| Public Service Commission, Administration | 28057 | R746-510 | NEW | 08/25/2005 | 2005-14/58 |
| <u>interstate compacts</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 28001 | R994-106 | NSC | 08/01/2005 | Not Printed |
| <u>intoxilyzer</u> | | | | | |
| Public Safety, Highway Patrol | 27882 | R714-500 | 5YR | 05/12/2005 | 2005-11/102 |
| <u>investigators</u> | | | | | |
| Commerce, Administration | 27633 | R151-1 | NEW | 02/15/2005 | 2005-2/29 |
| <u>investment advisers</u> | | | | | |
| Money Management Council, Administration | 27743 | R628-15 | NEW | 05/05/2005 | 2005-7/60 |
| | 27742 | R628-19 | R&R | 05/05/2005 | 2005-7/64 |
| <u>iron and manganese control</u> | | | | | |
| Environmental Quality, Drinking Water | 27965 | R309-535 | CPR | 11/16/2005 | 2005-20/59 |
| | 27965 | R309-535 | AMD | 11/16/2005 | 2005-12/49 |
| <u>irradiator</u> | | | | | |
| Environmental Quality, Radiation Control | 27738 | R313-34 | 5YR | 03/08/2005 | 2005-7/76 |
| | 27646 | R313-34-1 | NSC | 02/01/2005 | Not Printed |
| <u>IT bid committee</u> | | | | | |
| Governor, Planning and Budget, Chief Information Officer | 27545 | R365-101 | NEW | 03/09/2005 | 2004-23/45 |
| <u>IT standards council</u> | | | | | |
| Governor, Planning and Budget, Chief Information Officer | 27545 | R365-101 | NEW | 03/09/2005 | 2004-23/45 |
| <u>judicial conduct commission</u> | | | | | |
| Judicial Conduct Commission, Administration | 27330 | R595-1 | CPR | 02/01/2005 | 2004-24/59 |
| | 27330 | R595-1 | NEW | 02/01/2005 | 2004-17/18 |
| | 27580 | R595-1 | REP | 02/01/2005 | 2005-1/26 |
| | 27331 | R595-2 | NEW | 02/01/2005 | 2004-17/23 |
| | 27331 | R595-2 | CPR | 02/01/2005 | 2004-24/60 |
| | 27332 | R595-3 | NEW | 02/01/2005 | 2004-17/24 |
| | 27332 | R595-3 | CPR | 02/01/2005 | 2004-24/61 |
| | 27668 | R595-3-10 | NSC | 02/01/2005 | 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> |
|--|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27333 | R595-4 | NEW | 02/01/2005 | 2004-17/26 |
| | 27333 | R595-4 | CPR | 02/01/2005 | 2004-24/64 |
| | 27807 | R595-4-2 | AMD | 06/02/2005 | 2005-9/37 |
| <u>jurisdiction</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 27979 | R994-406 | NSC | 08/01/2005 | Not Printed |
| <u>laboratories</u> | | | | | |
| Health, Epidemiology and Laboratory Services, Laboratory Improvement | 27850 | R444-14 | AMD | 07/01/2005 | 2005-10/26 |
| <u>land manager</u> | | | | | |
| Environmental Quality, Air Quality | 27758 | R307-204-3 | AMD | 07/07/2005 | 2005-7/11 |
| <u>law</u> | | | | | |
| Public Safety, Fire Marshal | 27655 | R710-9-6 | AMD | 03/04/2005 | 2005-3/47 |
| | 27754 | R710-9-6 | AMD | 05/04/2005 | 2005-7/68 |
| | 28115 | R710-9-6 | AMD | 09/15/2005 | 2005-16/36 |
| | 27975 | R710-9-6 | AMD | 07/19/2005 | 2005-12/69 |
| <u>lead-based paint</u> | | | | | |
| Environmental Quality, Air Quality | 28131 | R307-840 | AMD | 11/03/2005 | 2005-17/17 |
| <u>lease operations</u> | | | | | |
| School and Institutional Trust Lands, Administration | 27607 | R850-24 | NEW | 04/01/2005 | 2005-2/76 |
| | 27814 | R850-24-200 | AMD | 06/01/2005 | 2005-9/49 |
| <u>lease provisions</u> | | | | | |
| School and Institutional Trust Lands, Administration | 27612 | R850-21 | NEW | 04/01/2005 | 2005-2/58 |
| | 27813 | R850-21 | AMD | 06/01/2005 | 2005-9/46 |
| | 27613 | R850-22 | NEW | 04/01/2005 | 2005-2/65 |
| | 27606 | R850-25 | NEW | 04/01/2005 | 2005-2/81 |
| | 27604 | R850-26 | NEW | 04/01/2005 | 2005-2/84 |
| | 27601 | R850-27 | NEW | 04/01/2005 | 2005-2/86 |
| <u>leave benefits</u> | | | | | |
| Human Resource Management, Administration | 27896 | R477-7 | AMD | 07/02/2005 | 2005-11/36 |
| <u>liability</u> | | | | | |
| Natural Resources, Parks and Recreation | 28061 | R651-409 | 5YR | 07/01/2005 | 2005-14/99 |
| <u>libraries</u> | | | | | |
| Community and Economic Development, Community Development, Library Education, Administration | 28333 | R223-2 | 5YR | 11/07/2005 | 2005-23/65 |
| | 28144 | R277-516 | REP | 10/05/2005 | 2005-17/8 |
| <u>license</u> | | | | | |
| Education, Administration | 28077 | R277-520 | 5YR | 07/06/2005 | 2005-15/45 |
| Environmental Quality, Radiation Control | 27745 | R313-19 | AMD | 05/13/2005 | 2005-7/34 |
| Public Safety, Criminal Investigations and Technical Services, Criminal Identification | 28052 | R722-310 | 5YR | 06/29/2005 | 2005-14/100 |
| | 28053 | R722-330 | 5YR | 06/29/2005 | 2005-14/100 |

RULES INDEX

| KEYWORD AGENCY | FILE NUMBER | CODE REFERENCE | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|----------------|----------------|--------|-------------------|------------------------|
| <u>license plates</u> | | | | | |
| Tax Commission, Motor Vehicle | 28046 | R873-22M-27 | AMD | 09/01/2005 | 2005-14/68 |
| | 27803 | R873-22M-27 | AMD | 06/08/2005 | 2005-9/63 |
| | 28273 | R873-22M-34 | NSC | 10/31/2005 | Not Printed |
| | 28184 | R873-22M-34 | AMD | 10/31/2005 | 2005-18/67 |
| <u>licensing</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 28254 | R156-1 | AMD | 11/15/2005 | 2005-20/3 |
| | 27499 | R156-1 | NSC | 01/01/2005 | Not Printed |
| | 28354 | R156-1 | NSC | 12/01/2005 | Not Printed |
| | 27993 | R156-16a-302b | AMD | 08/02/2005 | 2005-13/6 |
| | 27786 | R156-17a | REP | 05/17/2005 | 2005-8/2 |
| | 27529 | R156-17b | CPR | 05/17/2005 | 2005-4/31 |
| | 27529 | R156-17b | NEW | 05/17/2005 | 2004-23/20 |
| | 27529 | R156-17b | CPR | 05/17/2005 | 2005-8/43 |
| | 28276 | R156-20a | 5YR | 10/06/2005 | 2005-21/80 |
| | 27835 | R156-26a | AMD | 06/21/2005 | 2005-10/12 |
| | 27992 | R156-31b | AMD | 08/02/2005 | 2005-13/6 |
| | 27714 | R156-31b | NSC | 04/01/2005 | Not Printed |
| | 27600 | R156-31b | AMD | 02/17/2005 | 2005-2/36 |
| | 28124 | R156-31c-201 | AMD | 09/19/2005 | 2005-16/12 |
| | 27987 | R156-38 | AMD | 08/02/2005 | 2005-13/13 |
| | 27752 | R156-38 | 5YR | 03/15/2005 | 2005-7/75 |
| | 28176 | R156-41-502 | AMD | 10/18/2005 | 2005-18/13 |
| | 27548 | R156-47b | CPR | 03/07/2005 | 2005-3/51 |
| | 27548 | R156-47b | AMD | 03/07/2005 | 2004-24/7 |
| | 27435 | R156-50 | CPR | 01/18/2005 | 2004-24/58 |
| | 27435 | R156-50 | AMD | 01/18/2005 | 2004-20/12 |
| | 27942 | R156-55a | AMD | 07/18/2005 | 2005-12/13 |
| | 28164 | R156-55a-503 | AMD | 10/18/2005 | 2005-18/14 |
| | 28048 | R156-55d | 5YR | 06/28/2005 | 2005-14/97 |
| | 28166 | R156-55d-503 | AMD | 10/18/2005 | 2005-18/16 |
| | 27489 | R156-56 | AMD | 01/01/2005 | 2004-21/6 |
| | 27490 | R156-56-704 | AMD | 01/01/2005 | 2004-21/11 |
| | 27749 | R156-60c | 5YR | 03/14/2005 | 2005-7/75 |
| | 27538 | R156-61-502 | AMD | 01/04/2005 | 2004-23/40 |
| | 28193 | R156-63 | 5YR | 09/01/2005 | 2005-18/72 |
| | 27533 | R156-71-202 | AMD | 01/04/2005 | 2004-23/41 |
| Commerce, Real Estate | 27797 | R162-102-1 | AMD | 05/25/2005 | 2005-8/12 |
| Human Services, Administration, Administrative Services, Licensing | 28167 | R501-1 | AMD | 10/18/2005 | 2005-18/25 |
| | 28185 | R501-4 | NEW | 10/18/2005 | 2005-18/30 |
| | 28268 | R501-14 | REP | 11/16/2005 | 2005-20/30 |
| | 28191 | R501-14 | NEW | 11/16/2005 | 2005-18/33 |
| | 28270 | R501-18 | REP | 11/16/2005 | 2005-20/34 |
| | 27673 | R501-18 | 5YR | 01/27/2005 | 2005-4/52 |

| <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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27839 | R501-19 | 5YR | 04/25/2005 | 2005-10/51 |
| | 27836 | R501-20 | 5YR | 04/21/2005 | 2005-10/51 |
| | 27837 | R501-21 | 5YR | 04/22/2005 | 2005-10/52 |
| | 27838 | R501-22 | 5YR | 04/22/2005 | 2005-10/52 |
| Natural Resources, Water Rights | 27475 | R655-4 | NSC | 02/01/2005 | Not Printed |
| | 27691 | R655-4 | 5YR | 02/01/2005 | 2005-4/55 |
| | 27392 | R655-4 | AMD | 01/12/2005 | 2004-18/30 |
| | 28051 | R655-4-9 | NSC | 09/01/2005 | Not Printed |
| Public Safety, Driver License | 28113 | R708-10 | NSC | 08/01/2005 | Not Printed |
| | 28165 | R708-18 | AMD | 10/27/2005 | 2005-18/60 |
| <u>liens</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27987 | R156-38 | AMD | 08/02/2005 | 2005-13/13 |
| | 27752 | R156-38 | 5YR | 03/15/2005 | 2005-7/75 |
| <u>life insurance</u> | | | | | |
| Insurance, Administration | 28006 | R590-93 | NSC | 08/01/2005 | Not Printed |
| | 27829 | R590-93 | R&R | 06/08/2005 | 2005-9/12 |
| <u>life insurance filing</u> | | | | | |
| Insurance, Administration | 27716 | R590-226-3 | AMD | 04/28/2005 | 2005-6/21 |
| <u>lifeline rates</u> | | | | | |
| Public Service Commission, Administration | 28306 | R746-341 | 5YR | 10/28/2005 | 2005-22/51 |
| | 27821 | R746-341 | AMD | 06/20/2005 | 2005-9/42 |
| | 28137 | R746-341 | AMD | 10/20/2005 | 2005-17/28 |
| <u>liquefied petroleum gas</u> | | | | | |
| Public Safety, Fire Marshal | 28171 | R710-6 | AMD | 10/18/2005 | 2005-18/61 |
| | 27573 | R710-6 | AMD | 01/19/2005 | 2004-24/54 |
| <u>livestock</u> | | | | | |
| Agriculture and Food, Animal Industry | 27688 | R58-7 | 5YR | 02/01/2005 | 2005-4/47 |
| Agriculture and Food, Marketing and Conservation | 28160 | R65-8 | NSC | 09/01/2005 | Not Printed |
| Natural Resources, Wildlife Resources | 28277 | R657-24 | 5YR | 10/07/2005 | 2005-21/83 |
| <u>loans</u> | | | | | |
| Agriculture and Food, Marketing and Conservation | 27787 | R65-10 | 5YR | 03/31/2005 | 2005-8/56 |
| | 28153 | R65-10 | NSC | 09/01/2005 | Not Printed |
| Environmental Quality, Water Quality | 28381 | R317-102 | 5YR | 11/29/2005 | 2005-24/55 |
| <u>local governments</u> | | | | | |
| Transportation, Program Development | 28274 | R926-8 | NEW | 12/07/2005 | 2005-21/41 |
| <u>local health departments</u> | | | | | |
| Health, Administration | 27571 | R380-40 | AMD | 02/02/2005 | 2004-24/9 |
| | 27990 | R380-40 | 5YR | 06/06/2005 | 2005-13/51 |
| <u>low quality ground water</u> | | | | | |
| Environmental Quality, Drinking Water | 27963 | R309-505 | AMD | 09/13/2005 | 2005-12/47 |

RULES INDEX

| KEYWORD AGENCY | FILE NUMBER | CODE REFERENCE | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|----------------|----------------|--------|-------------------|------------------------|
| <u>MACT</u> Environmental Quality, Air Quality | 28130 | R307-214-2 | AMD | 11/03/2005 | 2005-17/13 |
| <u>maintenance</u> Capitol Preservation Board (State), Administration | 27631 | R131-8 | NEW | 03/03/2005 | 2005-2/24 |
| <u>massage therapy</u> Commerce, Occupational and Professional Licensing | 27548 | R156-47b | CPR | 03/07/2005 | 2005-3/51 |
| | 27548 | R156-47b | AMD | 03/07/2005 | 2004-24/7 |
| <u>material permits</u> School and Institutional Trust Lands, Administration | 27607 | R850-24 | NEW | 04/01/2005 | 2005-2/76 |
| | 27814 | R850-24-200 | AMD | 06/01/2005 | 2005-9/49 |
| <u>materials handling</u> School and Institutional Trust Lands, Administration | 27602 | R850-130 | REP | 04/01/2005 | 2005-2/89 |
| <u>Medicaid</u> Health, Health Care Financing, Coverage and Reimbursement Policy | 28106 | R414-1 | AMD | 09/26/2005 | 2005-16/13 |
| | 27805 | R414-1 | AMD | 06/03/2005 | 2005-9/6 |
| | 27582 | R414-1B | NSC | 02/01/2005 | Not Printed |
| | 27806 | R414-7A | AMD | 06/03/2005 | 2005-9/10 |
| | 27505 | R414-7D | NEW | 01/03/2005 | 2004-22/15 |
| | 27486 | R414-10A-6 | NSC | 01/01/2005 | Not Printed |
| | 27733 | R414-14 | AMD | 04/26/2005 | 2005-6/12 |
| | 27925 | R414-14A | R&R | 07/02/2005 | 2005-11/9 |
| | 27985 | R414-19A | 5YR | 06/03/2005 | 2005-13/51 |
| | 27854 | R414-31 | AMD | 06/15/2005 | 2005-10/19 |
| | 27986 | R414-33 | 5YR | 06/03/2005 | 2005-13/52 |
| | 27956 | R414-33A | REP | 07/20/2005 | 2005-12/62 |
| | 27703 | R414-33C | NEW | 04/07/2005 | 2005-5/23 |
| | 27958 | R414-33D | NEW | 07/20/2005 | 2005-12/64 |
| | 27589 | R414-34-6 | AMD | 02/01/2005 | 2005-1/21 |
| | 27591 | R414-36-6 | AMD | 02/01/2005 | 2005-1/22 |
| | 28370 | R414-40 | 5YR | 11/22/2005 | 2005-24/55 |
| | 27840 | R414-49 | AMD | 07/01/2005 | 2005-10/21 |
| | 27849 | R414-53 | AMD | 07/01/2005 | 2005-10/22 |
| | 28369 | R414-59 | 5YR | 11/22/2005 | 2005-24/56 |
| | 27741 | R414-61 | 5YR | 03/11/2005 | 2005-7/77 |
| | 27586 | R414-61-2 | AMD | 02/01/2005 | 2005-1/23 |
| | 27549 | R414-63 | AMD | 01/26/2005 | 2004-24/13 |
| | 28336 | R414-63 | 5YR | 11/08/2005 | 2005-23/66 |
| | 27557 | R414-90 | AMD | 01/19/2005 | 2004-24/15 |
| | 27588 | R414-200 | AMD | 02/01/2005 | 2005-1/24 |
| | 27977 | R414-200-3 | AMD | 10/01/2005 | 2005-13/28 |
| | 27902 | R414-301 | AMD | 07/02/2005 | 2005-11/16 |
| | 27879 | R414-305-2 | AMD | 07/02/2005 | 2005-11/23 |

| <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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 28240 | R414-307 | REP | 11/01/2005 | 2005-19/11 |
| | 28239 | R414-308 | R&R | 11/01/2005 | 2005-19/12 |
| | 27901 | R414-309 | NEW | 07/02/2005 | 2005-11/25 |
| | 27852 | R414-401-3 | AMD | 07/01/2005 | 2005-10/24 |
| | 28066 | R414-504 | AMD | 08/16/2005 | 2005-14/18 |
| | 27851 | R414-504 | AMD | 07/01/2005 | 2005-10/24 |
| | 27629 | R414-507 | NEW | 02/15/2005 | 2005-2/42 |
| | 27935 | R414-507 | AMD | 07/20/2005 | 2005-12/66 |
| Human Services, Recovery Services | 28244 | R527-201 | AMD | 11/17/2005 | 2005-20/37 |
| <u>medical examiner</u> | | | | | |
| Health, Medical Examiner | 27988 | R448-10 | 5YR | 06/06/2005 | 2005-13/52 |
| | 27989 | R448-20 | 5YR | 06/06/2005 | 2005-13/53 |
| <u>medical practitioner</u> | | | | | |
| Labor Commission, Industrial Accidents | 27894 | R612-2-1 | AMD | 07/02/2005 | 2005-11/51 |
| | 27895 | R612-2-2 | AMD | 07/02/2005 | 2005-11/52 |
| | 27900 | R612-2-3 | AMD | 07/02/2005 | 2005-11/53 |
| | 27899 | R612-2-5 | AMD | 07/02/2005 | 2005-11/54 |
| | 27893 | R612-2-18 | AMD | 07/02/2005 | 2005-11/56 |
| | 27891 | R612-2-22 | AMD | 07/02/2005 | 2005-11/57 |
| <u>medical records</u> | | | | | |
| Corrections, Administration | 28393 | R251-102 | 5YR | 12/06/2005 | Not Printed |
| Human Services, Mental Health, State Hospital | 28097 | R525-1 | NSC | 08/01/2005 | Not Printed |
| <u>medication treatment</u> | | | | | |
| Human Services, Mental Health, State Hospital | 27997 | R525-3 | NSC | 08/01/2005 | Not Printed |
| <u>mental health</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27749 | R156-60c | 5YR | 03/14/2005 | 2005-7/75 |
| Corrections, Administration | 28394 | R251-109 | 5YR | 12/06/2005 | Not Printed |
| Human Services, Substance Abuse and Mental Health | 27638 | R523-1 | AMD | 03/07/2005 | 2005-3/28 |
| Human Services, Mental Health, State Hospital | 27994 | R525-8 | NSC | 08/01/2005 | Not Printed |
| <u>mental retardation</u> | | | | | |
| Health, Community and Family Health Services, Children with Special Health Care Needs | 27941 | R398-10 | AMD | 08/30/2005 | 2005-12/61 |
| <u>meth lab certification revocation</u> | | | | | |
| Environmental Quality, Environmental Response and Remediation | 27783 | R311-501 | NEW | 10/14/2005 | 2005-8/25 |
| | 27783 | R311-501 | CPR | 10/14/2005 | 2005-16/50 |
| <u>meth lab contractor certification</u> | | | | | |
| Environmental Quality, Environmental Response and Remediation | 27782 | R311-500 | NEW | 10/14/2005 | 2005-8/21 |
| | 27782 | R311-500 | CPR | 10/14/2005 | 2005-16/49 |
| <u>migratory birds</u> | | | | | |
| Natural Resources, Wildlife Resources | 28187 | R657-9 | AMD | 10/25/2005 | 2005-18/49 |

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>mineral classification</u> School and Institutional Trust Lands, Administration | 27606 | R850-25 | NEW | 04/01/2005 | 2005-2/81 |
| <u>mineral leases</u> School and Institutional Trust Lands, Administration | 27607 | R850-24 | NEW | 04/01/2005 | 2005-2/76 |
| | 27814 | R850-24-200 | AMD | 06/01/2005 | 2005-9/49 |
| <u>mineral resources</u> School and Institutional Trust Lands, Administration | 27607 | R850-24 | NEW | 04/01/2005 | 2005-2/76 |
| | 27814 | R850-24-200 | AMD | 06/01/2005 | 2005-9/49 |
| Tax Commission, Auditing | 27739 | R865-16R | 5YR | 03/08/2005 | 2005-7/77 |
| <u>mining</u> Environmental Quality, Air Quality | 27764 | R307-205 | AMD | 07/07/2005 | 2005-7/12 |
| | 28223 | R307-205 | 5YR | 09/07/2005 | 2005-19/96 |
| | 28042 | R307-205 | NSC | 09/07/2005 | Not Printed |
| <u>minors</u> Commerce, Consumer Protection | 28058 | R152-39 | NEW | 08/16/2005 | 2005-14/6 |
| <u>miscellaneous treatment</u> Environmental Quality, Drinking Water | 27965 | R309-535 | AMD | 11/16/2005 | 2005-12/49 |
| | 27965 | R309-535 | CPR | 11/16/2005 | 2005-20/59 |
| <u>mobile and manufactured homes</u> Transportation, Motor Carrier, Ports of Entry | 28147 | R912-2 | NEW | 10/13/2005 | 2005-17/45 |
| <u>monitoring</u> Environmental Quality, Air Quality | 28326 | R307-170 | 5YR | 11/03/2005 | 2005-23/66 |
| | 28123 | R307-170 | NSC | 11/03/2005 | Not Printed |
| <u>motor carrier</u> Transportation, Motor Carrier, Ports of Entry | 27790 | R912-6 | NEW | 06/27/2005 | 2005-8/39 |
| <u>motor vehicle record</u> Public Safety, Driver License | 27878 | R708-36 | 5YR | 05/11/2005 | 2005-11/100 |
| <u>motor vehicles</u> Environmental Quality, Air Quality | 28079 | R307-320 | 5YR | 07/07/2005 | 2005-15/46 |
| | 27701 | R307-320 | NSC | 07/07/2005 | Not Printed |
| Tax Commission, Motor Vehicle | 27803 | R873-22M-27 | AMD | 06/08/2005 | 2005-9/63 |
| | 28046 | R873-22M-27 | AMD | 09/01/2005 | 2005-14/68 |
| | 28273 | R873-22M-34 | NSC | 10/31/2005 | Not Printed |
| | 28184 | R873-22M-34 | AMD | 10/31/2005 | 2005-18/67 |
| <u>motorboat noise</u> Natural Resources, Parks and Recreation | 28162 | R651-222-5 | AMD | 10/18/2005 | 2005-18/45 |
| <u>naturopathic physician</u> Commerce, Occupational and Professional Licensing | 27533 | R156-71-202 | AMD | 01/04/2005 | 2004-23/41 |

| <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>naturopaths</u> Commerce, Occupational and Professional Licensing | 27533 | R156-71-202 | AMD | 01/04/2005 | 2004-23/41 |
| <u>new hire registry</u> Workforce Services, Workforce Information and Payment Services | 28022 | R994-315 | NSC | 08/01/2005 | Not Printed |
| <u>new source review</u> Environmental Quality, Air Quality | 27665 | R307-210 | AMD | 04/19/2005 | 2005-4/17 |
| <u>newborn screening</u> Health, Community and Family Health Services, Children with Special Health Care Needs | 28074 | R398-1 | CPR | 10/25/2005 | 2005-18/70 |
| | 28074 | R398-1 | AMD | 10/25/2005 | 2005-15/4 |
| <u>next-of-kin</u> Health, Medical Examiner | 27989 | R448-20 | 5YR | 06/06/2005 | 2005-13/53 |
| <u>non-traditional</u> Health, Health Care Financing, Coverage and Reimbursement Policy | 27588 | R414-200 | AMD | 02/01/2005 | 2005-1/24 |
| | 27977 | R414-200-3 | AMD | 10/01/2005 | 2005-13/28 |
| <u>nonprofit organization</u> Workforce Services, Workforce Information and Payment Services | 27968 | R994-309 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27921 | R994-309-105 | AMD | 09/29/2005 | 2005-11/72 |
| <u>nonpublic schools</u> Education, Administration | 27705 | R277-410 | AMD | 04/01/2005 | 2005-5/8 |
| <u>notice of commencement</u> Commerce, Occupational and Professional Licensing | 27734 | R156-38b | NEW | 04/18/2005 | 2005-6/6 |
| | 28012 | R156-38b-501 | NSC | 09/01/2005 | Not Printed |
| <u>notice of completion</u> Commerce, Occupational and Professional Licensing | 27734 | R156-38b | NEW | 04/18/2005 | 2005-6/6 |
| | 28012 | R156-38b-501 | NSC | 09/01/2005 | Not Printed |
| <u>notification</u> Corrections, Administration | 28396 | R251-110 | 5YR | 12/06/2005 | Not Printed |
| <u>nuclear medicine</u> Environmental Quality, Radiation Control | 27748 | R313-32 | AMD | 05/13/2005 | 2005-7/38 |
| <u>nurseries (agricultural)</u> Agriculture and Food, Plant Industry | 28209 | R68-6 | 5YR | 09/06/2005 | 2005-19/42 |
| <u>nurses</u> Commerce, Occupational and Professional Licensing | 27600 | R156-31b | AMD | 02/17/2005 | 2005-2/36 |
| | 27714 | R156-31b | NSC | 04/01/2005 | Not Printed |
| | 27992 | R156-31b | AMD | 08/02/2005 | 2005-13/6 |
| | 28124 | R156-31c-201 | AMD | 09/19/2005 | 2005-16/12 |

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> |
|--|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| <u>nursing facility</u> Health, Health Care Financing, Coverage and Reimbursement Policy | 27852 | R414-401-3 | AMD | 07/01/2005 | 2005-10/24 |
| <u>nutrition</u> Human Services, Aging and Adult Services | 28040 | R510-104 | 5YR | 06/22/2005 | 2005-14/98 |
| <u>oath</u> Commerce, Administration | 27633 | R151-1 | NEW | 02/15/2005 | 2005-2/29 |
| <u>occupational licensing</u> Commerce, Occupational and Professional Licensing | 28254 | R156-1 | AMD | 11/15/2005 | 2005-20/3 |
| | 28354 | R156-1 | NSC | 12/01/2005 | Not Printed |
| | 27499 | R156-1 | NSC | 01/01/2005 | Not Printed |
| | 27942 | R156-55a | AMD | 07/18/2005 | 2005-12/13 |
| | 28164 | R156-55a-503 | AMD | 10/18/2005 | 2005-18/14 |
| <u>off-highway vehicles</u> Natural Resources, Parks and Recreation | 27566 | R651-401 | AMD | 01/15/2005 | 2004-24/37 |
| <u>offset</u> Environmental Quality, Air Quality | 27767 | R307-421 | NEW | 07/07/2005 | 2005-7/28 |
| <u>oil and gas conservation</u> Natural Resources, Oil, Gas and Mining; Oil and Gas | 28071 | R649-8 | NSC | 08/01/2005 | Not Printed |
| <u>oil and gas law</u> Natural Resources, Oil, Gas and Mining; Oil and Gas | 28067 | R649-1 | NSC | 08/01/2005 | Not Printed |
| | 28068 | R649-2 | NSC | 08/01/2005 | Not Printed |
| | 28073 | R649-3 | NSC | 08/01/2005 | Not Printed |
| | 28335 | R649-4 | 5YR | 11/08/2005 | 2005-23/69 |
| | 28069 | R649-5 | NSC | 08/01/2005 | Not Printed |
| | 28070 | R649-6 | NSC | 08/01/2005 | Not Printed |
| | 28072 | R649-9 | NSC | 08/01/2005 | Not Printed |
| <u>oil gas and hydrocarbons</u> School and Institutional Trust Lands, Administration | 27612 | R850-21 | NEW | 04/01/2005 | 2005-2/58 |
| | 27813 | R850-21 | AMD | 06/01/2005 | 2005-9/46 |
| <u>oil shale</u> School and Institutional Trust Lands, Administration | 27613 | R850-22 | NEW | 04/01/2005 | 2005-2/65 |
| <u>onsite wastewater systems</u> Environmental Quality, Water Quality | 27699 | R317-4 | 5YR | 02/10/2005 | 2005-5/30 |
| <u>opening and closing dates</u> Community and Economic Development, Community Development, Community Services | 27418 | R202-202-202 | AMD | 01/12/2005 | 2004-19/24 |
| <u>operations</u> School and Institutional Trust Lands, Administration | 27612 | R850-21 | NEW | 04/01/2005 | 2005-2/58 |

| <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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27813 | R850-21 | AMD | 06/01/2005 | 2005-9/46 |
| <u>operator certification</u> | | | | | |
| Environmental Quality, Water Quality | 27656 | R317-10-6 | AMD | 04/20/2005 | 2005-3/18 |
| Public Safety, Highway Patrol | 27882 | R714-500 | 5YR | 05/12/2005 | 2005-11/102 |
| <u>optometrists</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27993 | R156-16a-302b | AMD | 08/02/2005 | 2005-13/6 |
| <u>overpayments</u> | | | | | |
| Human Services, Recovery Services | 28089 | R527-332 | 5YR | 07/14/2005 | 2005-15/47 |
| Workforce Services, Workforce Information and Payment Services | 28018 | R994-305 | NSC | 08/01/2005 | Not Printed |
| Workforce Services, Unemployment Insurance | 28284 | R994-406 | AMD | 12/31/2005 | 2005-21/44 |
| Workforce Services, Workforce Information and Payment Services | 27979 | R994-406 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27928 | R994-406 | AMD | 09/29/2005 | 2005-11/79 |
| <u>overtime</u> | | | | | |
| Human Resource Management, Administration | 27889 | R477-8 | AMD | 07/02/2005 | 2005-11/41 |
| <u>ownership</u> | | | | | |
| Natural Resources, Water Rights | 27690 | R655-3 | 5YR | 02/01/2005 | 2005-4/54 |
| <u>ozone</u> | | | | | |
| Environmental Quality, Air Quality | 28224 | R307-110 | 5YR | 09/08/2005 | 2005-19/45 |
| | 28111 | R307-110 | NSC | 08/01/2005 | Not Printed |
| | 27768 | R307-110-10 | CPR | 09/02/2005 | 2005-15/28 |
| | 27768 | R307-110-10 | AMD | 09/02/2005 | 2005-7/6 |
| | 27429 | R307-110-11 | CPR | 03/04/2005 | 2005-3/52 |
| | 27429 | R307-110-11 | AMD | 03/04/2005 | 2004-19/37 |
| | 27343 | R307-110-12 | AMD | 01/04/2005 | 2004-17/12 |
| | 27343 | R307-110-12 | CPR | 01/04/2005 | 2004-23/53 |
| | 27769 | R307-110-17 | AMD | 09/02/2005 | 2005-7/7 |
| | 27769 | R307-110-17 | CPR | 09/02/2005 | 2005-15/29 |
| <u>paint</u> | | | | | |
| Environmental Quality, Air Quality | 28131 | R307-840 | AMD | 11/03/2005 | 2005-17/17 |
| <u>parental defense</u> | | | | | |
| Administrative Services, Child Welfare Parental Defense (Office of) | 27518 | R19-1 | NEW | 05/13/2005 | 2004-22/9 |
| | 27518 | R19-1 | CPR | 05/13/2005 | 2005-2/94 |
| <u>parks</u> | | | | | |
| Natural Resources, Parks and Recreation | 28061 | R651-409 | 5YR | 07/01/2005 | 2005-14/99 |
| | 28060 | R651-634 | 5YR | 07/01/2005 | 2005-14/99 |
| | 28093 | R651-634 | NSC | 08/01/2005 | Not Printed |
| | 27920 | R651-634-1 | NSC | 06/01/2005 | Not Printed |
| | 28297 | R651-635 | 5YR | 10/24/2005 | 2005-22/51 |
| <u>particulate</u> | | | | | |
| Environmental Quality, Air Quality | 28218 | R307-307 | 5YR | 09/07/2005 | 2005-19/102 |

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>particulate matter</u> | | | | | |
| Environmental Quality, Air Quality | 28216 | R307-305 | 5YR | 09/07/2005 | 2005-19/99 |
| | 27762 | R307-305 | AMD | 09/02/2005 | 2005-7/19 |
| | 27762 | R307-305 | CPR | 09/02/2005 | 2005-15/36 |
| <u>partnering</u> | | | | | |
| Transportation, Program Development | 28274 | R926-8 | NEW | 12/07/2005 | 2005-21/41 |
| <u>patient rights</u> | | | | | |
| Human Services, Mental Health, State Hospital | 27996 | R525-2 | NSC | 08/01/2005 | Not Printed |
| <u>patriotic education</u> | | | | | |
| Education, Administration | 28142 | R277-475 | 5YR | 08/15/2005 | 2005-17/55 |
| <u>payment determination</u> | | | | | |
| Community and Economic Development, Community Development, Community Services | 27421 | R202-203-324 | AMD | 01/12/2005 | 2004-19/25 |
| | 27419 | R202-203-328 | AMD | 01/12/2005 | 2004-19/26 |
| <u>peace officers</u> | | | | | |
| Public Safety, Peace Officer Standards and Training | 28043 | R728-205 | 5YR | 06/27/2005 | 2005-14/101 |
| <u>pedestrians</u> | | | | | |
| Transportation, Operations, Traffic and Safety | 27955 | R920-5 | AMD | 07/18/2005 | 2005-12/83 |
| <u>peer review</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27835 | R156-26a | AMD | 06/21/2005 | 2005-10/12 |
| <u>penalties</u> | | | | | |
| Environmental Quality, Drinking Water | 27916 | R309-405 | 5YR | 05/16/2005 | 2005-11/97 |
| | 27781 | R309-405 | NSC | 05/16/2005 | Not Printed |
| <u>people with disabilities</u> | | | | | |
| Human Services, Services for People with Disabilities | 27626 | R539-2 | NEW | 03/12/2005 | 2005-2/45 |
| | 27794 | R539-2-5 | NSC | 05/01/2005 | Not Printed |
| | 27792 | R539-2-6 | AMD | 05/17/2005 | 2005-8/29 |
| | 27627 | R539-3 | NEW | 03/12/2005 | 2005-2/47 |
| | 27793 | R539-3-10 | AMD | 05/17/2005 | 2005-8/30 |
| | 27724 | R539-4 | NEW | 05/03/2005 | 2005-6/16 |
| <u>per diem allowances</u> | | | | | |
| Administrative Services, Finance | 27848 | R25-7 | AMD | 07/01/2005 | 2005-10/7 |
| <u>performance standards</u> | | | | | |
| Health, Administration | 27571 | R380-40 | AMD | 02/02/2005 | 2004-24/9 |
| | 27990 | R380-40 | 5YR | 06/06/2005 | 2005-13/51 |
| <u>permit provisions</u> | | | | | |
| School and Institutional Trust Lands, Administration | 27609 | R850-23 | NEW | 04/01/2005 | 2005-2/72 |

| <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>permit terms</u> | | | | | |
| School and Institutional Trust Lands, Administration | 27606 | R850-25 | NEW | 04/01/2005 | 2005-2/81 |
| <u>permits</u> | | | | | |
| Natural Resources, Forestry, Fire and State Lands | 27750 | R652-70-1900 | AMD | 05/20/2005 | 2005-7/66 |
| | 27740 | R652-70-2300 | AMD | 05/20/2005 | 2005-7/67 |
| | 27843 | R652-120 | 5YR | 04/28/2005 | 2005-10/53 |
| Natural Resources, Wildlife Resources | 28083 | R657-42 | AMD | 09/06/2005 | 2005-15/20 |
| | 27553 | R657-42-4 | AMD | 01/15/2005 | 2004-24/53 |
| School and Institutional Trust Lands, Administration | 27602 | R850-130 | REP | 04/01/2005 | 2005-2/89 |
| Transportation, Motor Carrier, Ports of Entry | 27953 | R912-3 | REP | 07/18/2005 | 2005-12/74 |
| | 27790 | R912-6 | NEW | 06/27/2005 | 2005-8/39 |
| | 27952 | R912-11 | NEW | 07/18/2005 | 2005-12/79 |
| | 27972 | R912-14 | AMD | 07/18/2005 | 2005-12/82 |
| <u>permitted vehicles</u> | | | | | |
| Transportation, Motor Carrier, Ports of Entry | 28147 | R912-2 | NEW | 10/13/2005 | 2005-17/45 |
| | 28241 | R912-9 | AMD | 11/04/2005 | 2005-19/29 |
| | 27970 | R912-9 | NEW | 07/18/2005 | 2005-12/74 |
| | 27971 | R912-10 | NEW | 07/18/2005 | 2005-12/77 |
| <u>personal property</u> | | | | | |
| Tax Commission, Property Tax | 28151 | R884-24P-33 | AMD | 10/13/2005 | 2005-17/36 |
| <u>personal services</u> | | | | | |
| Commerce, Consumer Protection | 28178 | R152-30 | REP | 10/18/2005 | 2005-18/8 |
| <u>personnel files</u> | | | | | |
| Labor Commission, Antidiscrimination and Labor, Antidiscrimination | 28002 | R606-6 | 5YR | 06/08/2005 | 2005-13/56 |
| <u>personnel management</u> | | | | | |
| Human Resource Management, Administration | 27904 | R477-6 | AMD | 07/02/2005 | 2005-11/32 |
| <u>pharmacies</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27786 | R156-17a | REP | 05/17/2005 | 2005-8/2 |
| | 27529 | R156-17b | CPR | 05/17/2005 | 2005-4/31 |
| | 27529 | R156-17b | CPR | 05/17/2005 | 2005-8/43 |
| | 27529 | R156-17b | NEW | 05/17/2005 | 2004-23/20 |
| <u>pharmacists</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27786 | R156-17a | REP | 05/17/2005 | 2005-8/2 |
| | 27529 | R156-17b | CPR | 05/17/2005 | 2005-4/31 |
| | 27529 | R156-17b | NEW | 05/17/2005 | 2004-23/20 |
| | 27529 | R156-17b | CPR | 05/17/2005 | 2005-8/43 |
| <u>physicians</u> | | | | | |
| Health, Health Care Financing, Coverage and Reimbursement Policy | 27582 | R414-1B | NSC | 02/01/2005 | 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> |
|--|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| Health, Health Systems Improvement, Primary Care and Rural Health | 28181 | R434-100 | NEW | 10/31/2005 | 2005-18/19 |
| <u>pilot/escort vehicles</u> | | | | | |
| Transportation, Motor Carrier, Ports of Entry | 28241 | R912-9 | AMD | 11/04/2005 | 2005-19/29 |
| | 27970 | R912-9 | NEW | 07/18/2005 | 2005-12/74 |
| | 27971 | R912-10 | NEW | 07/18/2005 | 2005-12/77 |
| <u>pipeline</u> | | | | | |
| Public Service Commission, Administration | 27527 | R746-409-1 | NSC | 01/01/2005 | Not Printed |
| <u>plan of operation</u> | | | | | |
| School and Institutional Trust Lands, Administration | 27604 | R850-26 | NEW | 04/01/2005 | 2005-2/84 |
| | 27601 | R850-27 | NEW | 04/01/2005 | 2005-2/86 |
| <u>planning</u> | | | | | |
| Administrative Services, Facilities Construction and Management | 27615 | R23-3 | AMD | 03/15/2005 | 2005-2/9 |
| <u>planning-budgeting</u> | | | | | |
| Capitol Preservation Board (State), Administration | 27713 | R131-7 | 5YR | 02/16/2005 | 2005-6/34 |
| <u>plant diseases</u> | | | | | |
| Agriculture and Food, Plant Industry | 28211 | R68-10 | 5YR | 09/06/2005 | 2005-19/42 |
| | 28212 | R68-12 | 5YR | 09/06/2005 | 2005-19/43 |
| <u>PM 10</u> | | | | | |
| Environmental Quality, Air Quality | 27760 | R307-207 | CPR | 09/02/2005 | 2005-15/33 |
| | 27765 | R307-309 | CPR | 09/02/2005 | 2005-15/39 |
| <u>PM 2.5</u> | | | | | |
| Environmental Quality, Air Quality | 27762 | R307-305 | CPR | 09/02/2005 | 2005-15/36 |
| <u>PM10</u> | | | | | |
| Environmental Quality, Air Quality | 28224 | R307-110 | 5YR | 09/08/2005 | 2005-19/45 |
| | 28111 | R307-110 | NSC | 08/01/2005 | Not Printed |
| | 27768 | R307-110-10 | CPR | 09/02/2005 | 2005-15/28 |
| | 27768 | R307-110-10 | AMD | 09/02/2005 | 2005-7/6 |
| | 27429 | R307-110-11 | CPR | 03/04/2005 | 2005-3/52 |
| | 27429 | R307-110-11 | AMD | 03/04/2005 | 2004-19/37 |
| | 27343 | R307-110-12 | CPR | 01/04/2005 | 2004-23/53 |
| | 27343 | R307-110-12 | AMD | 01/04/2005 | 2004-17/12 |
| | 27769 | R307-110-17 | AMD | 09/02/2005 | 2005-7/7 |
| | 27769 | R307-110-17 | CPR | 09/02/2005 | 2005-15/29 |
| | 27757 | R307-201 | CPR | 09/02/2005 | 2005-15/32 |
| | 27757 | R307-201 | AMD | 09/02/2005 | 2005-7/9 |
| | 27759 | R307-206 | AMD | 07/07/2005 | 2005-7/15 |
| | 27760 | R307-207 | NEW | 09/02/2005 | 2005-7/16 |
| | 28219 | R307-302 | 5YR | 09/07/2005 | 2005-19/98 |
| | 28216 | R307-305 | 5YR | 09/07/2005 | 2005-19/99 |
| | 27762 | R307-305 | AMD | 09/02/2005 | 2005-7/19 |

| <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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27762 | R307-305 | CPR | 09/02/2005 | 2005-15/36 |
| | 27763 | R307-306 | NEW | 09/02/2005 | 2005-7/22 |
| | 27763 | R307-306 | CPR | 09/02/2005 | 2005-15/38 |
| | 27765 | R307-309 | AMD | 09/02/2005 | 2005-7/24 |
| | 28220 | R307-309 | 5YR | 09/07/2005 | 2005-19/102 |
| | 28222 | R307-310 | 5YR | 09/07/2005 | 2005-19/104 |
| | 27766 | R307-310-5 | AMD | 07/07/2005 | 2005-7/27 |
| | 28080 | R307-310-5 | NSC | 09/01/2005 | Not Printed |
| | 27767 | R307-421 | NEW | 07/07/2005 | 2005-7/28 |
| <u>PM2.5</u> | | | | | |
| Environmental Quality, Air Quality | 28224 | R307-110 | 5YR | 09/08/2005 | 2005-19/45 |
| | 28111 | R307-110 | NSC | 08/01/2005 | Not Printed |
| | 27768 | R307-110-10 | CPR | 09/02/2005 | 2005-15/28 |
| | 27768 | R307-110-10 | AMD | 09/02/2005 | 2005-7/6 |
| | 27429 | R307-110-11 | CPR | 03/04/2005 | 2005-3/52 |
| | 27429 | R307-110-11 | AMD | 03/04/2005 | 2004-19/37 |
| | 27343 | R307-110-12 | CPR | 01/04/2005 | 2004-23/53 |
| | 27343 | R307-110-12 | AMD | 01/04/2005 | 2004-17/12 |
| | 27769 | R307-110-17 | AMD | 09/02/2005 | 2005-7/7 |
| | 27769 | R307-110-17 | CPR | 09/02/2005 | 2005-15/29 |
| | 27762 | R307-305 | AMD | 09/02/2005 | 2005-7/19 |
| | 27767 | R307-421 | NEW | 07/07/2005 | 2005-7/28 |
| <u>policies and procedures</u> | | | | | |
| Human Services, Substance Abuse and Mental Health | 27638 | R523-1 | AMD | 03/07/2005 | 2005-3/28 |
| <u>policy</u> | | | | | |
| Capitol Preservation Board (State), Administration | 27632 | R131-9 | NEW | 03/03/2005 | 2005-2/26 |
| <u>ports of entry</u> | | | | | |
| Transportation, Motor Carrier, Ports of Entry | 27790 | R912-6 | NEW | 06/27/2005 | 2005-8/39 |
| <u>postsecondary proprietary schools</u> | | | | | |
| Commerce, Consumer Protection | 28177 | R152-34 | AMD | 10/18/2005 | 2005-18/10 |
| <u>pregnancy prevention</u> | | | | | |
| Education, Administration | 28141 | R277-474 | 5YR | 08/15/2005 | 2005-17/54 |
| <u>preliminary notice</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27734 | R156-38b | NEW | 04/18/2005 | 2005-6/6 |
| | 28012 | R156-38b-501 | NSC | 09/01/2005 | Not Printed |
| <u>prescriptions</u> | | | | | |
| Health, Health Care Financing, Coverage and Reimbursement Policy | 28336 | R414-63 | 5YR | 11/08/2005 | 2005-23/66 |
| | 27549 | R414-63 | AMD | 01/26/2005 | 2004-24/13 |
| <u>preservation</u> | | | | | |
| Community and Economic Development, Community Development, History | 28055 | R212-11 | 5YR | 06/30/2005 | 2005-14/97 |

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>price indexes</u> Public Service Commission, Administration | 27858 | R746-352 | REP | 08/08/2005 | 2005-10/36 |
| <u>primary term</u> School and Institutional Trust Lands, Administration | 27611 | R850-20 | REP | 04/01/2005 | 2005-2/50 |
| <u>prisons</u> Corrections, Administration | 28395 | R251-709 | 5YR | 12/06/2005 | Not Printed |
| <u>privacy</u> Public Safety, Driver License | 27878 | R708-36 | 5YR | 05/11/2005 | 2005-11/100 |
| <u>private investigators</u> Public Safety, Criminal Investigations and Technical Services, Criminal Identification | 28053 | R722-330 | 5YR | 06/29/2005 | 2005-14/100 |
| <u>private landowners</u> Natural Resources, Wildlife Resources | 28263 | R657-56 | NEW | 11/16/2005 | 2005-20/45 |
| <u>private probation provider</u> Commerce, Occupational and Professional Licensing | 27435 | R156-50 | CPR | 01/18/2005 | 2004-24/58 |
| | 27435 | R156-50 | AMD | 01/18/2005 | 2004-20/12 |
| <u>private security officers</u> Commerce, Occupational and Professional Licensing | 28193 | R156-63 | 5YR | 09/01/2005 | 2005-18/72 |
| <u>probation</u> Commerce, Occupational and Professional Licensing | 27435 | R156-50 | CPR | 01/18/2005 | 2004-24/58 |
| | 27435 | R156-50 | AMD | 01/18/2005 | 2004-20/12 |
| <u>procedures</u> Public Service Commission, Administration | 27855 | R746-240 | AMD | 08/08/2005 | 2005-10/29 |
| | 27856 | R746-340 | AMD | 08/08/2005 | 2005-10/32 |
| <u>procurement</u> Administrative Services, Facilities Construction and Management | 27603 | R23-1 | AMD | 03/15/2005 | 2005-2/2 |
| | 28163 | R23-1-60 | AMD | 10/18/2005 | 2005-18/5 |
| | 27605 | R23-2 | AMD | 03/15/2005 | 2005-2/7 |
| | 27615 | R23-3 | AMD | 03/15/2005 | 2005-2/9 |
| Capitol Preservation Board (State), Administration | 27711 | R131-1 | 5YR | 02/16/2005 | 2005-6/33 |
| <u>professional competency</u> Education, Administration | 28144 | R277-516 | REP | 10/05/2005 | 2005-17/8 |
| <u>professional counselors</u> Commerce, Occupational and Professional Licensing | 27749 | R156-60c | 5YR | 03/14/2005 | 2005-7/75 |
| <u>professional engineers</u> Commerce, Occupational and Professional Licensing | 27698 | R156-22 | AMD | 04/04/2005 | 2005-5/2 |

| <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 land surveyors</u> Commerce, Occupational and Professional Licensing | 27698 | R156-22 | AMD | 04/04/2005 | 2005-5/2 |
| <u>professional staff</u> Education, Administration | 27873 | R277-486-6 | NSC | 07/01/2005 | Not Printed |
| <u>program</u> Capitol Preservation Board (State), Administration | 27632 | R131-9 | NEW | 03/03/2005 | 2005-2/26 |
| <u>promotions</u> Agriculture and Food, Marketing and Conservation | 28154 | R65-1 | NSC | 09/01/2005 | Not Printed |
| Administrative Services, Administration | 28204 | R65-1 | 5YR | 09/02/2005 | 2005-19/39 |
| Agriculture and Food, Marketing and Conservation | 28155 | R65-2 | NSC | 09/01/2005 | Not Printed |
| Administrative Services, Administration | 28205 | R65-3 | 5YR | 09/02/2005 | 2005-19/40 |
| Agriculture and Food, Marketing and Conservation | 28156 | R65-3 | NSC | 09/01/2005 | Not Printed |
| Administrative Services, Administration | 28206 | R65-4 | 5YR | 09/02/2005 | 2005-19/40 |
| Agriculture and Food, Marketing and Conservation | 28157 | R65-4 | NSC | 09/01/2005 | Not Printed |
| | 28158 | R65-5 | NSC | 09/01/2005 | Not Printed |
| | 28161 | R65-11 | NSC | 09/01/2005 | Not Printed |
| <u>property casualty insurance filing</u> Insurance, Administration | 27709 | R590-225-3 | AMD | 07/22/2005 | 2005-5/26 |
| | 27709 | R590-225-3 | CPR | 07/22/2005 | 2005-10/49 |
| <u>property tax</u> Tax Commission, Property Tax | 28151 | R884-24P-33 | AMD | 10/13/2005 | 2005-17/36 |
| <u>psychiatric personnel</u> Corrections, Administration | 28394 | R251-109 | 5YR | 12/06/2005 | Not Printed |
| <u>psychologists</u> Commerce, Occupational and Professional Licensing | 27538 | R156-61-502 | AMD | 01/04/2005 | 2004-23/40 |
| <u>psychotherapy</u> Corrections, Administration | 28394 | R251-109 | 5YR | 12/06/2005 | Not Printed |
| <u>public access</u> Natural Resources, Wildlife Resources | 28263 | R657-56 | NEW | 11/16/2005 | 2005-20/45 |
| <u>public assistance</u> Workforce Services, Employment Development | 28235 | R986-900 | 5YR | 09/14/2005 | 2005-19/108 |
| <u>public assistance programs</u> Health, Health Care Financing, Coverage and Reimbursement Policy | 28240 | R414-307 | REP | 11/01/2005 | 2005-19/11 |
| | 28239 | R414-308 | R&R | 11/01/2005 | 2005-19/12 |
| <u>public buildings</u> Administrative Services, Facilities Construction and Management | 27603 | R23-1 | AMD | 03/15/2005 | 2005-2/2 |
| | 28163 | R23-1-60 | AMD | 10/18/2005 | 2005-18/5 |

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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| Capitol Preservation Board (State), Administration | 27712 | R131-2 | 5YR | 02/16/2005 | 2005-6/33 |
| | 27713 | R131-7 | 5YR | 02/16/2005 | 2005-6/34 |
| Public Safety, Fire Marshal | 27976 | R710-4-3 | AMD | 07/19/2005 | 2005-12/67 |
| | 27653 | R710-4-3 | AMD | 03/04/2005 | 2005-3/44 |
| <u>public education</u> | | | | | |
| Education, Administration | 27799 | R277-437 | AMD | 05/19/2005 | 2005-8/17 |
| | 27800 | R277-438 | AMD | 05/19/2005 | 2005-8/19 |
| | 28228 | R628-2 | AMD | 11/01/2005 | 2005-19/25 |
| <u>public funds</u> | | | | | |
| Money Management Council, Administration | 27742 | R628-19 | R&R | 05/05/2005 | 2005-7/64 |
| <u>public information</u> | | | | | |
| Human Resource Management, Administration | 27885 | R477-2 | AMD | 07/02/2005 | 2005-11/29 |
| <u>public investments</u> | | | | | |
| Money Management Council, Administration | 28228 | R628-2 | AMD | 11/01/2005 | 2005-19/25 |
| | 28314 | R628-12 | 5YR | 11/01/2005 | 2005-22/50 |
| | 28332 | R628-13 | 5YR | 11/07/2005 | 2005-23/68 |
| | 27743 | R628-15 | NEW | 05/05/2005 | 2005-7/60 |
| | 28327 | R628-16 | 5YR | 11/03/2005 | 2005-23/68 |
| <u>public library</u> | | | | | |
| Community and Economic Development, Community Development, Library | 28333 | R223-2 | 5YR | 11/07/2005 | 2005-23/65 |
| <u>public notification</u> | | | | | |
| Environmental Quality, Drinking Water | 27962 | R309-220 | AMD | 09/13/2005 | 2005-12/45 |
| | 27914 | R309-220 | 5YR | 05/16/2005 | 2005-11/95 |
| <u>public schools</u> | | | | | |
| Education, Administration | 27705 | R277-410 | AMD | 04/01/2005 | 2005-5/8 |
| <u>public treasurers</u> | | | | | |
| Money Management Council, Administration | 28275 | R628-4 | 5YR | 10/06/2005 | 2005-21/82 |
| <u>public utilities</u> | | | | | |
| Public Service Commission, Administration | 27587 | R746-200-6 | AMD | 02/25/2005 | 2005-1/32 |
| | 27857 | R746-349 | AMD | 08/08/2005 | 2005-10/34 |
| | 28129 | R746-349-9 | AMD | 10/11/2005 | 2005-17/35 |
| | 27858 | R746-352 | REP | 08/08/2005 | 2005-10/36 |
| | 27860 | R746-360 | AMD | 08/08/2005 | 2005-10/42 |
| | 27302 | R746-360-9 | AMD | 01/04/2005 | 2004-15/59 |
| | 27302 | R746-360-9 | CPR | 01/04/2005 | 2004-23/54 |
| | 27861 | R746-405-1 | AMD | 08/08/2005 | 2005-10/44 |
| <u>quality control</u> | | | | | |
| Agriculture and Food, Regulatory Services | 28213 | R70-101 | 5YR | 09/06/2005 | 2005-19/43 |

| <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>quality standards</u> | | | | | |
| Environmental Quality, Drinking Water | 27961 | R309-200 | AMD | 09/13/2005 | 2005-12/35 |
| | 27913 | R309-200 | 5YR | 05/16/2005 | 2005-11/93 |
| <u>quarantines</u> | | | | | |
| Agriculture and Food, Animal Industry | 27581 | R58-2 | AMD | 02/01/2005 | 2005-1/9 |
| <u>rabbits</u> | | | | | |
| Natural Resources, Wildlife Resources | 28081 | R657-6 | AMD | 09/06/2005 | 2005-15/7 |
| | 28082 | R657-6 | 5YR | 07/08/2005 | 2005-15/49 |
| <u>radiation</u> | | | | | |
| Environmental Quality, Radiation Control | 27738 | R313-34 | 5YR | 03/08/2005 | 2005-7/76 |
| | 27646 | R313-34-1 | NSC | 02/01/2005 | Not Printed |
| <u>radiation safety</u> | | | | | |
| Environmental Quality, Radiation Control | 27738 | R313-34 | 5YR | 03/08/2005 | 2005-7/76 |
| | 27646 | R313-34-1 | NSC | 02/01/2005 | Not Printed |
| <u>radioactive materials</u> | | | | | |
| Environmental Quality, Radiation Control | 27744 | R313-15 | AMD | 05/13/2005 | 2005-7/33 |
| | 27747 | R313-22 | AMD | 05/13/2005 | 2005-7/36 |
| | 27748 | R313-32 | AMD | 05/13/2005 | 2005-7/38 |
| <u>radiopharmaceutical</u> | | | | | |
| Environmental Quality, Radiation Control | 27748 | R313-32 | AMD | 05/13/2005 | 2005-7/38 |
| <u>range management</u> | | | | | |
| School and Institutional Trust Lands, Administration | 27811 | R850-50 | AMD | 06/01/2005 | 2005-9/49 |
| <u>rates</u> | | | | | |
| Public Service Commission, Administration | 28307 | R746-407 | 5YR | 10/28/2005 | 2005-22/52 |
| Workforce Services, Workforce Information and Payment Services | 28017 | R994-303 | NSC | 08/01/2005 | Not Printed |
| | 28019 | R994-306 | NSC | 08/01/2005 | Not Printed |
| | 27966 | R994-307 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27919 | R994-307-101 | AMD | 09/29/2005 | 2005-11/71 |
| Workforce Services, Unemployment Insurance | 28283 | R994-307-101 | AMD | 12/31/2005 | 2005-21/43 |
| Administrative Services, Administration | 28101 | R994-307-101 | AMD | 12/31/2005 | 2005-16/40 |
| <u>reading</u> | | | | | |
| Education, Administration | 28143 | R277-476 | 5YR | 08/15/2005 | 2005-17/55 |
| | 27933 | R277-480 | REP | 07/18/2005 | 2005-12/27 |
| <u>real estate appraisals</u> | | | | | |
| Commerce, Real Estate | 27797 | R162-102-1 | AMD | 05/25/2005 | 2005-8/12 |
| | 27950 | R162-103-5 | AMD | 07/27/2005 | 2005-12/17 |
| | 28238 | R162-103-7 | AMD | 11/23/2005 | 2005-19/4 |
| | 28031 | R162-105 | AMD | 09/29/2005 | 2005-13/20 |
| | 28030 | R162-106 | AMD | 09/29/2005 | 2005-13/23 |
| | 28237 | R162-107 | AMD | 11/23/2005 | 2005-19/5 |

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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27788 | R162-107 | AMD | 05/25/2005 | 2005-8/14 |
| | 27946 | R162-109 | AMD | 07/27/2005 | 2005-12/18 |
| <u>real estate business</u> | | | | | |
| Commerce, Real Estate | 27951 | R162-2-1 | AMD | 08/17/2005 | 2005-12/15 |
| | 27951 | R162-2-1 | CPR | 08/17/2005 | 2005-14/75 |
| | 28128 | R162-2-2 | AMD | 10/24/2005 | 2005-17/5 |
| | 27720 | R162-2-2 | NSC | 04/01/2005 | Not Printed |
| | 27940 | R162-6-1 | AMD | 07/20/2005 | 2005-12/16 |
| | 28278 | R162-10 | 5YR | 10/07/2005 | 2005-21/81 |
| <u>reciprocity</u> | | | | | |
| Environmental Quality, Radiation Control | 27745 | R313-19 | AMD | 05/13/2005 | 2005-7/34 |
| <u>reclamation</u> | | | | | |
| Natural Resources, Oil, Gas and Mining; Coal | 27778 | R645-105 | 5YR | 03/25/2005 | 2005-8/58 |
| | 27779 | R645-400 | 5YR | 03/25/2005 | 2005-8/58 |
| <u>records</u> | | | | | |
| Health, Medical Examiner | 27989 | R448-20 | 5YR | 06/06/2005 | 2005-13/53 |
| <u>records appeal hearings</u> | | | | | |
| Administrative Services, Records Committee | 27880 | R35-1 | AMD | 07/14/2005 | 2005-11/5 |
| | 27700 | R35-1a | NSC | 04/01/2005 | Not Printed |
| | 27621 | R35-1a | NEW | 03/08/2005 | 2005-2/17 |
| | 27625 | R35-2 | AMD | 03/04/2005 | 2005-2/18 |
| | 27622 | R35-3 | AMD | 03/04/2005 | 2005-2/19 |
| | 27624 | R35-4 | AMD | 03/04/2005 | 2005-2/20 |
| | 27623 | R35-5 | AMD | 03/04/2005 | 2005-2/21 |
| | 27620 | R35-6 | AMD | 03/04/2005 | 2005-2/22 |
| <u>recreation</u> | | | | | |
| Natural Resources, Wildlife Resources | 28367 | R657-38 | 5YR | 11/21/2005 | 2005-24/58 |
| | 27552 | R657-38 | AMD | 01/15/2005 | 2004-24/48 |
| <u>refugee resettlement program</u> | | | | | |
| Workforce Services, Employment Development | 28230 | R986-300 | 5YR | 09/14/2005 | 2005-19/106 |
| <u>registration</u> | | | | | |
| Commerce, Consumer Protection | 28177 | R152-34 | AMD | 10/18/2005 | 2005-18/10 |
| Workforce Services, Workforce Information and Payment Services | 27729 | R994-403 | NSC | 04/01/2005 | Not Printed |
| | 28035 | R994-403 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27937 | R994-403-123 | AMD | 09/29/2005 | 2005-12/86 |
| <u>regulated contaminants</u> | | | | | |
| Environmental Quality, Drinking Water | 27961 | R309-200 | AMD | 09/13/2005 | 2005-12/35 |
| | 27913 | R309-200 | 5YR | 05/16/2005 | 2005-11/93 |
| <u>regulation stock brokers</u> | | | | | |
| Money Management Council, Administration | 28327 | R628-16 | 5YR | 11/03/2005 | 2005-23/68 |

| <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>regulations</u> | | | | | |
| Public Service Commission, Administration | 28307 | R746-407 | 5YR | 10/28/2005 | 2005-22/52 |
| <u>rehabilitation</u> | | | | | |
| Community and Economic Development, Community Development, History | 28055 | R212-11 | 5YR | 06/30/2005 | 2005-14/97 |
| <u>reimbursement</u> | | | | | |
| Corrections, Administration | 28086 | R251-113 | 5YR | 07/13/2005 | 2005-15/43 |
| <u>religious activities</u> | | | | | |
| Tax Commission, Auditing | 27868 | R865-19S-6 | AMD | 07/20/2005 | 2005-11/64 |
| | 27931 | R865-19S-8 | AMD | 07/20/2005 | 2005-12/73 |
| | 27819 | R865-19S-20 | AMD | 07/01/2005 | 2005-9/52 |
| | 27820 | R865-19S-32 | AMD | 07/01/2005 | 2005-9/54 |
| | 27822 | R865-19S-51 | AMD | 07/01/2005 | 2005-9/55 |
| | 27825 | R865-19S-52 | AMD | 07/01/2005 | 2005-9/56 |
| | 27826 | R865-19S-60 | AMD | 07/01/2005 | 2005-9/56 |
| | 27828 | R865-19S-68 | AMD | 07/01/2005 | 2005-9/57 |
| | 27831 | R865-19S-71 | AMD | 07/01/2005 | 2005-9/58 |
| | 27870 | R865-19S-78 | AMD | 07/20/2005 | 2005-11/65 |
| | 27832 | R865-19S-85 | AMD | 07/01/2005 | 2005-9/59 |
| | 28045 | R865-19S-87 | NSC | 09/01/2005 | Not Printed |
| | 28049 | R865-19S-90 | AMD | 09/01/2005 | 2005-14/65 |
| | 27833 | R865-19S-90 | AMD | 07/01/2005 | 2005-9/61 |
| | 28050 | R865-19S-98 | AMD | 09/01/2005 | 2005-14/66 |
| | 27834 | R865-19S-101 | AMD | 07/01/2005 | 2005-9/62 |
| | 27867 | R865-19S-112 | AMD | 07/20/2005 | 2005-11/67 |
| | 28114 | R865-19S-120 | AMD | 10/13/2005 | 2005-16/38 |
| <u>reporting</u> | | | | | |
| Health, Community and Family Health Services, Children with Special Health Care Needs | 27941 | R398-10 | AMD | 08/30/2005 | 2005-12/61 |
| Labor Commission, Industrial Accidents | 28288 | R612-10 | NEW | 12/02/2005 | 2005-21/32 |
| Natural Resources, Oil, Gas and Mining; Oil and Gas | 28071 | R649-8 | NSC | 08/01/2005 | Not Printed |
| <u>reporting death</u> | | | | | |
| Health, Medical Examiner | 27988 | R448-10 | 5YR | 06/06/2005 | 2005-13/52 |
| <u>repository</u> | | | | | |
| Governor, Planning and Budget, Chief Information Officer | 27545 | R365-101 | NEW | 03/09/2005 | 2004-23/45 |
| <u>residency requirements</u> | | | | | |
| Community and Economic Development, Community Development, Community Services | 27418 | R202-202-202 | AMD | 01/12/2005 | 2004-19/24 |
| <u>residential mortgage loan origination</u> | | | | | |
| Commerce, Real Estate | 27943 | R162-202 | AMD | 08/03/2005 | 2005-12/21 |
| | 27945 | R162-208 | AMD | 08/03/2005 | 2005-12/22 |
| | 28253 | R162-208-10 | NSC | 10/01/2005 | 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>resolution</u> Administrative Services, Facilities Construction and Management | 27614 | R23-26 | NEW | 03/15/2005 | 2005-2/12 |
| <u>respite</u> Human Services, Aging and Adult Services | 28039 | R510-401 | 5YR | 06/22/2005 | 2005-14/98 |
| <u>retirement</u> Human Resource Management, Administration | 27890 | R477-12-3 | AMD | 07/02/2005 | 2005-11/47 |
| Public Safety, Peace Officer Standards and Training | 28043 | R728-205 | 5YR | 06/27/2005 | 2005-14/101 |
| <u>reviews</u> Capitol Preservation Board (State), Administration | 27973 | R131-5 | CPR | 11/15/2005 | 2005-20/57 |
| | 27973 | R131-5 | NEW | 11/15/2005 | 2005-12/9 |
| <u>rights</u> Human Services, Services for People with Disabilities | 27627 | R539-3 | NEW | 03/12/2005 | 2005-2/47 |
| | 27793 | R539-3-10 | AMD | 05/17/2005 | 2005-8/30 |
| <u>roads</u> Environmental Quality, Air Quality | 28218 | R307-307 | 5YR | 09/07/2005 | 2005-19/102 |
| <u>ropeways</u> Transportation, Operations, Traffic and Safety | 27876 | R920-50 | AMD | 07/12/2005 | 2005-11/69 |
| <u>royalties</u> School and Institutional Trust Lands, Administration | 27611 | R850-20 | REP | 04/01/2005 | 2005-2/50 |
| <u>rules</u> Public Service Commission, Administration | 27587 | R746-200-6 | AMD | 02/25/2005 | 2005-1/32 |
| <u>rules and procedures</u> Education, Administration | 28372 | R277-100 | 5YR | 11/23/2005 | 2005-24/53 |
| Health, Epidemiology and Laboratory Services, Epidemiology | 27496 | R386-702 | AMD | 05/16/2005 | 2004-21/13 |
| | 27496 | R386-702 | CPR | 05/16/2005 | 2005-3/53 |
| | 28152 | R386-702 | AMD | 10/14/2005 | 2005-17/19 |
| | 27853 | R386-702-9 | AMD | 08/25/2005 | 2005-10/17 |
| Health, Community and Family Health Services, Immunization | 27897 | R396-100 | AMD | 07/21/2005 | 2005-11/6 |
| Public Service Commission, Administration | 28137 | R746-341 | AMD | 10/20/2005 | 2005-17/28 |
| | 27821 | R746-341 | AMD | 06/20/2005 | 2005-9/42 |
| | 28306 | R746-341 | 5YR | 10/28/2005 | 2005-22/51 |
| | 27861 | R746-405-1 | AMD | 08/08/2005 | 2005-10/44 |
| | 28307 | R746-407 | 5YR | 10/28/2005 | 2005-22/52 |
| | 27527 | R746-409-1 | NSC | 01/01/2005 | Not Printed |
| | 27812 | R850-2 | NSC | 05/01/2005 | Not Printed |
| <u>safety</u> Education, Administration | 27539 | R277-400 | NSC | 01/01/2005 | Not Printed |
| Environmental Quality, Radiation Control | 27744 | R313-15 | AMD | 05/13/2005 | 2005-7/33 |

| <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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| Labor Commission, Occupational Safety and Health | 28013 | R614-1-4 | AMD | 08/02/2005 | 2005-13/33 |
| | 28255 | R614-1-4 | NSC | 11/01/2005 | Not Printed |
| | 27903 | R614-7-4 | AMD | 07/02/2005 | 2005-11/60 |
| Labor Commission, Safety | 27616 | R616-2-3 | AMD | 03/07/2005 | 2005-2/49 |
| | 27590 | R616-3-3 | AMD | 02/01/2005 | 2005-1/30 |
| Public Service Commission, Administration | 27527 | R746-409-1 | NSC | 01/01/2005 | Not Printed |
| Transportation, Motor Carrier, Ports of Entry | 28150 | R912-16 | 5YR | 08/15/2005 | 2005-17/56 |
| | 27954 | R912-16 | 5YR | 06/01/2005 | 2005-12/89 |
| <u>safety education</u> | | | | | |
| Education, Administration | 27539 | R277-400 | NSC | 01/01/2005 | Not Printed |
| <u>safety regulation</u> | | | | | |
| Transportation, Motor Carrier | 28243 | R909-75 | AMD | 11/04/2005 | 2005-19/28 |
| <u>safety regulations</u> | | | | | |
| Transportation, Motor Carrier, Ports of Entry | 27953 | R912-3 | REP | 07/18/2005 | 2005-12/74 |
| | 27952 | R912-11 | NEW | 07/18/2005 | 2005-12/79 |
| <u>salaries</u> | | | | | |
| Human Resource Management, Administration | 27904 | R477-6 | AMD | 07/02/2005 | 2005-11/32 |
| <u>sales tax</u> | | | | | |
| Tax Commission, Auditing | 27868 | R865-19S-6 | AMD | 07/20/2005 | 2005-11/64 |
| | 27931 | R865-19S-8 | AMD | 07/20/2005 | 2005-12/73 |
| | 27819 | R865-19S-20 | AMD | 07/01/2005 | 2005-9/52 |
| | 27820 | R865-19S-32 | AMD | 07/01/2005 | 2005-9/54 |
| | 27822 | R865-19S-51 | AMD | 07/01/2005 | 2005-9/55 |
| | 27825 | R865-19S-52 | AMD | 07/01/2005 | 2005-9/56 |
| | 27826 | R865-19S-60 | AMD | 07/01/2005 | 2005-9/56 |
| | 27828 | R865-19S-68 | AMD | 07/01/2005 | 2005-9/57 |
| | 27831 | R865-19S-71 | AMD | 07/01/2005 | 2005-9/58 |
| | 27870 | R865-19S-78 | AMD | 07/20/2005 | 2005-11/65 |
| | 27832 | R865-19S-85 | AMD | 07/01/2005 | 2005-9/59 |
| | 28045 | R865-19S-87 | NSC | 09/01/2005 | Not Printed |
| | 28049 | R865-19S-90 | AMD | 09/01/2005 | 2005-14/65 |
| | 27833 | R865-19S-90 | AMD | 07/01/2005 | 2005-9/61 |
| | 28050 | R865-19S-98 | AMD | 09/01/2005 | 2005-14/66 |
| | 27834 | R865-19S-101 | AMD | 07/01/2005 | 2005-9/62 |
| | 27867 | R865-19S-112 | AMD | 07/20/2005 | 2005-11/67 |
| | 28114 | R865-19S-120 | AMD | 10/13/2005 | 2005-16/38 |
| <u>sand</u> | | | | | |
| School and Institutional Trust Lands, Administration | 27609 | R850-23 | NEW | 04/01/2005 | 2005-2/72 |
| <u>sanitarian</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 28276 | R156-20a | 5YR | 10/06/2005 | 2005-21/80 |

RULES INDEX

| KEYWORD AGENCY | FILE NUMBER | CODE REFERENCE | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|--|----------------|----------------|--------|-------------------|------------------------|
| <u>scenic byways</u> | | | | | |
| Transportation, Program Development | 28024 | R926-7 | NEW | 09/15/2005 | 2005-13/42 |
| <u>scholarships</u> | | | | | |
| Education, Administration | 28143 | R277-476 | 5YR | 08/15/2005 | 2005-17/55 |
| | 28026 | R277-602 | EMR | 06/14/2005 | 2005-13/47 |
| | 28138 | R277-602 | NEW | 10/05/2005 | 2005-17/10 |
| | 27666 | R765-604 | AMD | 03/22/2005 | 2005-4/22 |
| | 27663 | R765-604 | 5YR | 01/19/2005 | 2005-4/56 |
| <u>school personnel</u> | | | | | |
| Education, Administration | 28140 | R277-107 | 5YR | 08/15/2005 | 2005-17/54 |
| | 28144 | R277-516 | REP | 10/05/2005 | 2005-17/8 |
| <u>schools</u> | | | | | |
| Education, Administration | 28141 | R277-474 | 5YR | 08/15/2005 | 2005-17/54 |
| | 28373 | R277-477 | 5YR | 11/23/2005 | 2005-24/53 |
| <u>science</u> | | | | | |
| Education, Administration | 28282 | R277-444 | 5YR | 10/12/2005 | 2005-21/81 |
| | 27932 | R277-444 | AMD | 07/18/2005 | 2005-12/24 |
| <u>secondary education</u> | | | | | |
| Regents (Board Of), Administration | 27663 | R765-604 | 5YR | 01/19/2005 | 2005-4/56 |
| | 27666 | R765-604 | AMD | 03/22/2005 | 2005-4/22 |
| <u>securities</u> | | | | | |
| Commerce, Securities | 27732 | R164-2 | 5YR | 02/28/2005 | 2005-6/34 |
| | 27735 | R164-2-1 | NSC | 04/01/2005 | Not Printed |
| | 27777 | R164-9-1 | EMR | 03/25/2005 | 2005-8/53 |
| Money Management Council, Administration | 28327 | R628-16 | 5YR | 11/03/2005 | 2005-23/68 |
| | 27742 | R628-19 | R&R | 05/05/2005 | 2005-7/64 |
| <u>securities regulation</u> | | | | | |
| Commerce, Securities | 27732 | R164-2 | 5YR | 02/28/2005 | 2005-6/34 |
| | 27735 | R164-2-1 | NSC | 04/01/2005 | Not Printed |
| | 27777 | R164-9-1 | EMR | 03/25/2005 | 2005-8/53 |
| Money Management Council, Administration | 27743 | R628-15 | NEW | 05/05/2005 | 2005-7/60 |
| <u>security guards</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 28193 | R156-63 | 5YR | 09/01/2005 | 2005-18/72 |
| <u>security measures</u> | | | | | |
| Corrections, Administration | 28395 | R251-709 | 5YR | 12/06/2005 | Not Printed |
| <u>self administered services</u> | | | | | |
| Human Services, Services for People with Disabilities | 27801 | R539-5 | NEW | 05/17/2005 | 2005-8/33 |
| | 27939 | R539-5-5 | NSC | 06/01/2005 | 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>self-employment income</u> | | | | | |
| Community and Economic Development, Community Development, Community Services | 27421 | R202-203-324 | AMD | 01/12/2005 | 2004-19/25 |
| | 27419 | R202-203-328 | AMD | 01/12/2005 | 2004-19/26 |
| <u>septic tanks</u> | | | | | |
| Environmental Quality, Water Quality | 27699 | R317-4 | 5YR | 02/10/2005 | 2005-5/30 |
| <u>services</u> | | | | | |
| Human Services, Services for People with Disabilities | 27626 | R539-2 | NEW | 03/12/2005 | 2005-2/45 |
| | 27794 | R539-2-5 | NSC | 05/01/2005 | Not Printed |
| <u>settlement</u> | | | | | |
| Administrative Services, Facilities Construction and Management | 27614 | R23-26 | NEW | 03/15/2005 | 2005-2/12 |
| <u>settlements</u> | | | | | |
| Labor Commission, Adjudication | 28259 | R602-2-3 | AMD | 11/15/2005 | 2005-20/42 |
| Labor Commission, Industrial Accidents | 28288 | R612-10 | NEW | 12/02/2005 | 2005-21/32 |
| <u>sex crimes</u> | | | | | |
| Corrections, Administration | 28396 | R251-110 | 5YR | 12/06/2005 | Not Printed |
| <u>sex education</u> | | | | | |
| Education, Administration | 28141 | R277-474 | 5YR | 08/15/2005 | 2005-17/54 |
| <u>sex offender</u> | | | | | |
| Corrections, Administration | 28396 | R251-110 | 5YR | 12/06/2005 | Not Printed |
| <u>skills tests</u> | | | | | |
| Public Safety, Driver License | 27898 | R708-37 | 5YR | 05/13/2005 | 2005-11/101 |
| <u>small game</u> | | | | | |
| Natural Resources, Wildlife Resources | 27864 | R657-21 | 5YR | 05/05/2005 | 2005-11/99 |
| | 28088 | R657-21-2 | AMD | 09/06/2005 | 2005-15/14 |
| <u>smoke</u> | | | | | |
| Environmental Quality, Air Quality | 27758 | R307-204-3 | AMD | 07/07/2005 | 2005-7/11 |
| <u>social services</u> | | | | | |
| Human Services, Administration, Administrative Hearings | 28318 | R497-100 | 5YR | 11/02/2005 | 2005-23/67 |
| Human Services, Services for People with Disabilities | 27651 | R539-2 | REP | 03/12/2005 | 2005-3/31 |
| | 27792 | R539-2-6 | AMD | 05/17/2005 | 2005-8/29 |
| | 27652 | R539-3 | REP | 03/12/2005 | 2005-3/34 |
| | 27753 | R539-4 | REP | 05/03/2005 | 2005-7/58 |
| | 27802 | R539-5 | REP | 05/17/2005 | 2005-8/31 |
| | 28210 | R539-6 | REP | 11/04/2005 | 2005-19/17 |
| | 28036 | R539-7 | REP | 09/16/2005 | 2005-14/20 |
| | 28037 | R539-7 | EMR | 06/20/2005 | 2005-14/94 |
| | 27795 | R539-8 | REP | 05/17/2005 | 2005-8/35 |

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>source monitoring</u> | | | | | |
| Environmental Quality, Drinking Water | 27917 | R309-205 | 5YR | 05/16/2005 | 2005-11/93 |
| | 27967 | R309-205 | AMD | 09/13/2005 | 2005-12/37 |
| <u>sovereign lands</u> | | | | | |
| Natural Resources, Forestry, Fire and State Lands | 27750 | R652-70-1900 | AMD | 05/20/2005 | 2005-7/66 |
| | 27740 | R652-70-2300 | AMD | 05/20/2005 | 2005-7/67 |
| <u>space</u> | | | | | |
| Capitol Preservation Board (State), Administration | 27974 | R131-6 | NEW | 10/13/2005 | 2005-12/12 |
| <u>special needs students</u> | | | | | |
| Education, Administration | 28026 | R277-602 | EMR | 06/14/2005 | 2005-13/47 |
| | 28138 | R277-602 | NEW | 10/05/2005 | 2005-17/10 |
| <u>specific licenses</u> | | | | | |
| Environmental Quality, Radiation Control | 27747 | R313-22 | AMD | 05/13/2005 | 2005-7/36 |
| <u>speech impaired</u> | | | | | |
| Public Service Commission, Administration | 28057 | R746-510 | NEW | 08/25/2005 | 2005-14/58 |
| <u>speech-language pathology</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 28176 | R156-41-502 | AMD | 10/18/2005 | 2005-18/13 |
| <u>stabilization</u> | | | | | |
| Environmental Quality, Drinking Water | 27965 | R309-535 | CPR | 11/16/2005 | 2005-20/59 |
| | 27965 | R309-535 | AMD | 11/16/2005 | 2005-12/49 |
| <u>state and local affairs</u> | | | | | |
| Money Management Council, Administration | 28275 | R628-4 | 5YR | 10/06/2005 | 2005-21/82 |
| <u>state buildings</u> | | | | | |
| Administrative Services, Facilities Construction and Management | 27615 | R23-3 | AMD | 03/15/2005 | 2005-2/9 |
| Capitol Preservation Board (State), Administration | 27713 | R131-7 | 5YR | 02/16/2005 | 2005-6/34 |
| <u>state employees</u> | | | | | |
| Administrative Services, Finance | 27848 | R25-7 | AMD | 07/01/2005 | 2005-10/7 |
| <u>state HEAT office records</u> | | | | | |
| Community and Economic Development, Community Development, Community Services | 27420 | R202-207-702 | AMD | 01/12/2005 | 2004-19/27 |
| <u>state records committee</u> | | | | | |
| Administrative Services, Records Committee | 27880 | R35-1 | AMD | 07/14/2005 | 2005-11/5 |
| | 27700 | R35-1a | NSC | 04/01/2005 | Not Printed |
| | 27621 | R35-1a | NEW | 03/08/2005 | 2005-2/17 |
| | 27625 | R35-2 | AMD | 03/04/2005 | 2005-2/18 |
| | 27622 | R35-3 | AMD | 03/04/2005 | 2005-2/19 |
| | 27624 | R35-4 | AMD | 03/04/2005 | 2005-2/20 |
| | 27623 | R35-5 | AMD | 03/04/2005 | 2005-2/21 |

| <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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27620 | R35-6 | AMD | 03/04/2005 | 2005-2/22 |
| <u>state vehicle use</u> | | | | | |
| Administrative Services, Fleet Operations | 27599 | R27-3-6 | NSC | 02/01/2005 | Not Printed |
| | 28025 | R27-3-12 | AMD | 10/03/2005 | 2005-13/5 |
| <u>stationary sources</u> | | | | | |
| Environmental Quality, Air Quality | 27665 | R307-210 | AMD | 04/19/2005 | 2005-4/17 |
| <u>storage</u> | | | | | |
| Capitol Preservation Board (State), Administration | 27974 | R131-6 | NEW | 10/13/2005 | 2005-12/12 |
| <u>stove</u> | | | | | |
| Environmental Quality, Air Quality | 27760 | R307-207 | CPR | 09/02/2005 | 2005-15/33 |
| | 27761 | R307-302 | CPR | 09/02/2005 | 2005-15/34 |
| <u>stoves</u> | | | | | |
| Environmental Quality, Air Quality | 28214 | R307-201 | 5YR | 09/07/2005 | 2005-19/95 |
| | 27760 | R307-207 | NEW | 09/02/2005 | 2005-7/16 |
| | 27761 | R307-302 | AMD | 09/02/2005 | 2005-7/17 |
| | 28219 | R307-302 | 5YR | 09/07/2005 | 2005-19/98 |
| <u>student eligibility</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 27729 | R994-403 | NSC | 04/01/2005 | Not Printed |
| | 28035 | R994-403 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27937 | R994-403-123 | AMD | 09/29/2005 | 2005-12/86 |
| <u>student loans</u> | | | | | |
| Regents (Board Of), Administration | 28251 | R765-610 | NSC | 11/01/2005 | Not Printed |
| | 27841 | R765-626 | 5YR | 04/26/2005 | 2005-10/53 |
| <u>students</u> | | | | | |
| Education, Administration | 27933 | R277-480 | REP | 07/18/2005 | 2005-12/27 |
| | 27875 | R277-713 | NSC | 07/01/2005 | Not Printed |
| | 27662 | R277-713 | AMD | 03/21/2005 | 2005-4/14 |
| <u>students at risk</u> | | | | | |
| Education, Administration | 28076 | R277-464 | 5YR | 07/06/2005 | 2005-15/44 |
| <u>students' rights</u> | | | | | |
| Education, Administration | 28374 | R277-616 | 5YR | 11/23/2005 | 2005-24/54 |
| <u>subpoena</u> | | | | | |
| Human Services, Recovery Services | 27842 | R527-67 | NSC | 08/10/2005 | Not Printed |
| | 27938 | R527-67 | REP | 08/10/2005 | 2005-12/67 |
| <u>suggestions</u> | | | | | |
| Human Services, Mental Health, State Hospital | 28096 | R525-7 | NSC | 08/01/2005 | Not Printed |
| <u>supplies</u> | | | | | |
| Education, Administration | 28075 | R277-459 | 5YR | 07/06/2005 | 2005-15/44 |

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>surface water treatment</u> | | | | | |
| Environmental Quality, Drinking Water | 27963 | R309-505 | AMD | 09/13/2005 | 2005-12/47 |
| <u>surface water treatment plant monitoring</u> | | | | | |
| Environmental Quality, Drinking Water | 27910 | R309-215 | 5YR | 05/16/2005 | 2005-11/94 |
| | 27969 | R309-215 | AMD | 09/13/2005 | 2005-12/43 |
| <u>survey</u> | | | | | |
| Environmental Quality, Radiation Control | 27738 | R313-34 | 5YR | 03/08/2005 | 2005-7/76 |
| | 27646 | R313-34-1 | NSC | 02/01/2005 | Not Printed |
| <u>surveyors</u> | | | | | |
| Commerce, Occupational and Professional Licensing | 27698 | R156-22 | AMD | 04/04/2005 | 2005-5/2 |
| <u>systems</u> | | | | | |
| Public Safety, Fire Marshal | 27671 | R710-7-1 | AMD | 06/13/2005 | 2005-4/21 |
| <u>tailings</u> | | | | | |
| Environmental Quality, Air Quality | 27764 | R307-205 | AMD | 07/07/2005 | 2005-7/12 |
| | 28223 | R307-205 | 5YR | 09/07/2005 | 2005-19/96 |
| | 28042 | R307-205 | NSC | 09/07/2005 | Not Printed |
| <u>tariffs</u> | | | | | |
| Public Service Commission, Administration | 27861 | R746-405-1 | AMD | 08/08/2005 | 2005-10/44 |
| <u>tax credit</u> | | | | | |
| Community and Economic Development, Community Development, History | 28055 | R212-11 | 5YR | 06/30/2005 | 2005-14/97 |
| <u>tax exemptions</u> | | | | | |
| Tax Commission, Auditing | 27868 | R865-19S-6 | AMD | 07/20/2005 | 2005-11/64 |
| | 27931 | R865-19S-8 | AMD | 07/20/2005 | 2005-12/73 |
| | 27819 | R865-19S-20 | AMD | 07/01/2005 | 2005-9/52 |
| | 27820 | R865-19S-32 | AMD | 07/01/2005 | 2005-9/54 |
| | 27822 | R865-19S-51 | AMD | 07/01/2005 | 2005-9/55 |
| | 27825 | R865-19S-52 | AMD | 07/01/2005 | 2005-9/56 |
| | 27826 | R865-19S-60 | AMD | 07/01/2005 | 2005-9/56 |
| | 27828 | R865-19S-68 | AMD | 07/01/2005 | 2005-9/57 |
| | 27831 | R865-19S-71 | AMD | 07/01/2005 | 2005-9/58 |
| | 27870 | R865-19S-78 | AMD | 07/20/2005 | 2005-11/65 |
| | 27832 | R865-19S-85 | AMD | 07/01/2005 | 2005-9/59 |
| | 28045 | R865-19S-87 | NSC | 09/01/2005 | Not Printed |
| | 28049 | R865-19S-90 | AMD | 09/01/2005 | 2005-14/65 |
| | 27833 | R865-19S-90 | AMD | 07/01/2005 | 2005-9/61 |
| | 28050 | R865-19S-98 | AMD | 09/01/2005 | 2005-14/66 |
| | 27834 | R865-19S-101 | AMD | 07/01/2005 | 2005-9/62 |
| | 27867 | R865-19S-112 | AMD | 07/20/2005 | 2005-11/67 |
| | 28114 | R865-19S-120 | AMD | 10/13/2005 | 2005-16/38 |
| <u>tax returns</u> | | | | | |
| Tax Commission, Auditing | 27804 | R865-9I-21 | AMD | 06/08/2005 | 2005-9/51 |

| <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> |
|--|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27930 | R865-9I-51 | AMD | 07/20/2005 | 2005-12/72 |
| <u>taxation</u> | | | | | |
| Tax Commission, Auditing | 27929 | R865-6F-35 | AMD | 07/20/2005 | 2005-12/71 |
| | 27739 | R865-16R | 5YR | 03/08/2005 | 2005-7/77 |
| Tax Commission, Motor Vehicle | 28046 | R873-22M-27 | AMD | 09/01/2005 | 2005-14/68 |
| | 27803 | R873-22M-27 | AMD | 06/08/2005 | 2005-9/63 |
| | 28273 | R873-22M-34 | NSC | 10/31/2005 | Not Printed |
| | 28184 | R873-22M-34 | AMD | 10/31/2005 | 2005-18/67 |
| Tax Commission, Property Tax | 28151 | R884-24P-33 | AMD | 10/13/2005 | 2005-17/36 |
| <u>taxes</u> | | | | | |
| Insurance, Administration | 28136 | R590-157-3 | NSC | 09/01/2005 | Not Printed |
| <u>teacher certification</u> | | | | | |
| Education, Administration | 28145 | R277-515 | REP | 10/05/2005 | 2005-17/7 |
| | 27542 | R686-100 | NSC | 01/01/2005 | Not Printed |
| <u>teachers</u> | | | | | |
| Education, Administration | 28075 | R277-459 | 5YR | 07/06/2005 | 2005-15/44 |
| | 28143 | R277-476 | 5YR | 08/15/2005 | 2005-17/55 |
| <u>technology best practices</u> | | | | | |
| Governor, Planning and Budget, Chief Information Officer | 27545 | R365-101 | NEW | 03/09/2005 | 2004-23/45 |
| <u>telecommunications</u> | | | | | |
| Public Service Commission, Administration | 27855 | R746-240 | AMD | 08/08/2005 | 2005-10/29 |
| | 27856 | R746-340 | AMD | 08/08/2005 | 2005-10/32 |
| | 28137 | R746-341 | AMD | 10/20/2005 | 2005-17/28 |
| | 28306 | R746-341 | 5YR | 10/28/2005 | 2005-22/51 |
| | 27821 | R746-341 | AMD | 06/20/2005 | 2005-9/42 |
| | 27857 | R746-349 | AMD | 08/08/2005 | 2005-10/34 |
| | 28129 | R746-349-9 | AMD | 10/11/2005 | 2005-17/35 |
| | 27858 | R746-352 | REP | 08/08/2005 | 2005-10/36 |
| | 27859 | R746-356 | AMD | 08/08/2005 | 2005-10/40 |
| | 27860 | R746-360 | AMD | 08/08/2005 | 2005-10/42 |
| | 27302 | R746-360-9 | AMD | 01/04/2005 | 2004-15/59 |
| | 27302 | R746-360-9 | CPR | 01/04/2005 | 2004-23/54 |
| <u>telecommuting</u> | | | | | |
| Human Resource Management, Administration | 27889 | R477-8 | AMD | 07/02/2005 | 2005-11/41 |
| <u>telephone</u> | | | | | |
| Public Service Commission, Administration | 28306 | R746-341 | 5YR | 10/28/2005 | 2005-22/51 |
| | 28137 | R746-341 | AMD | 10/20/2005 | 2005-17/28 |
| <u>telephone utility regulations</u> | | | | | |
| Public Service Commission, Administration | 27856 | R746-340 | AMD | 08/08/2005 | 2005-10/32 |
| <u>telephones</u> | | | | | |
| Public Service Commission, Administration | 27855 | R746-240 | AMD | 08/08/2005 | 2005-10/29 |

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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27821 | R746-341 | AMD | 06/20/2005 | 2005-9/42 |
| <u>therapeutic schools</u> | | | | | |
| Human Services, Administration, Administrative Services, Licensing | 28132 | R501-15 | NEW | 10/05/2005 | 2005-17/22 |
| <u>time</u> | | | | | |
| Labor Commission, Antidiscrimination and Labor, Fair Housing | 28127 | R608-1-8 | AMD | 10/07/2005 | 2005-17/27 |
| | 28126 | R608-1-8 | EMR | 08/02/2005 | 2005-17/52 |
| Labor Commission, Industrial Accidents | 27892 | R612-1-3 | AMD | 07/02/2005 | 2005-11/49 |
| <u>tires</u> | | | | | |
| Transportation, Motor Carrier, Ports of Entry | 28149 | R912-76 | AMD | 10/13/2005 | 2005-17/48 |
| <u>title</u> | | | | | |
| Insurance, Administration | 27776 | R590-212 | NSC | 05/01/2005 | Not Printed |
| <u>title insurance</u> | | | | | |
| Insurance, Title and Escrow Commission | 28105 | R592-1 | NEW | 09/30/2005 | 2005-16/32 |
| | 28107 | R592-2 | NEW | 09/30/2005 | 2005-16/33 |
| <u>traffic control</u> | | | | | |
| Transportation, Operations, Traffic and Safety | 27955 | R920-5 | AMD | 07/18/2005 | 2005-12/83 |
| <u>traffic regulations</u> | | | | | |
| Public Safety, Driver License | 28108 | R708-16 | NSC | 08/01/2005 | Not Printed |
| <u>traffic safety</u> | | | | | |
| Transportation, Operations, Traffic and Safety | 27955 | R920-5 | AMD | 07/18/2005 | 2005-12/83 |
| <u>traffic signs</u> | | | | | |
| Transportation, Operations, Traffic and Safety | 27955 | R920-5 | AMD | 07/18/2005 | 2005-12/83 |
| <u>training</u> | | | | | |
| Corrections, Administration | 28397 | R251-301 | 5YR | 12/06/2005 | Not Printed |
| | 28057 | R746-510 | NEW | 08/25/2005 | 2005-14/58 |
| <u>training programs</u> | | | | | |
| Human Resource Management, Administration | 27887 | R477-10 | AMD | 07/02/2005 | 2005-11/43 |
| <u>tramway permits</u> | | | | | |
| Transportation, Operations, Traffic and Safety | 27876 | R920-50 | AMD | 07/12/2005 | 2005-11/69 |
| <u>tramways</u> | | | | | |
| Transportation, Operations, Traffic and Safety | 27876 | R920-50 | AMD | 07/12/2005 | 2005-11/69 |
| <u>transportation</u> | | | | | |
| Administrative Services, Finance | 27848 | R25-7 | AMD | 07/01/2005 | 2005-10/7 |
| Environmental Quality, Radiation Control | 27745 | R313-19 | AMD | 05/13/2005 | 2005-7/34 |
| Transportation, Operations, Construction | 27846 | R916-4 | NEW | 06/27/2005 | 2005-10/46 |
| Transportation, Program Development | 28024 | R926-7 | NEW | 09/15/2005 | 2005-13/42 |
| | 28274 | R926-8 | NEW | 12/07/2005 | 2005-21/41 |

| <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>transportation conformity</u> | | | | | |
| Environmental Quality, Air Quality | 28222 | R307-310 | 5YR | 09/07/2005 | 2005-19/104 |
| | 27766 | R307-310-5 | AMD | 07/07/2005 | 2005-7/27 |
| | 28080 | R307-310-5 | NSC | 09/01/2005 | Not Printed |
| <u>transportation safety</u> | | | | | |
| Transportation, Motor Carrier | 28242 | R909-1 | AMD | 11/04/2005 | 2005-19/27 |
| Transportation, Operations, Traffic and Safety | 27876 | R920-50 | AMD | 07/12/2005 | 2005-11/69 |
| <u>trip reduction</u> | | | | | |
| Environmental Quality, Air Quality | 28079 | R307-320 | 5YR | 07/07/2005 | 2005-15/46 |
| | 27701 | R307-320 | NSC | 07/07/2005 | Not Printed |
| <u>trucking industries</u> | | | | | |
| Tax Commission, Auditing | 27929 | R865-6F-35 | AMD | 07/20/2005 | 2005-12/71 |
| <u>trucks</u> | | | | | |
| Transportation, Motor Carrier | 28242 | R909-1 | AMD | 11/04/2005 | 2005-19/27 |
| Transportation, Motor Carrier, Ports of Entry | 27953 | R912-3 | REP | 07/18/2005 | 2005-12/74 |
| | 27790 | R912-6 | NEW | 06/27/2005 | 2005-8/39 |
| | 28241 | R912-9 | AMD | 11/04/2005 | 2005-19/29 |
| | 27970 | R912-9 | NEW | 07/18/2005 | 2005-12/74 |
| | 27971 | R912-10 | NEW | 07/18/2005 | 2005-12/77 |
| | 27952 | R912-11 | NEW | 07/18/2005 | 2005-12/79 |
| | 27972 | R912-14 | AMD | 07/18/2005 | 2005-12/82 |
| | 27954 | R912-16 | 5YR | 06/01/2005 | 2005-12/89 |
| | 28150 | R912-16 | 5YR | 08/15/2005 | 2005-17/56 |
| <u>trust lands funds</u> | | | | | |
| Education, Administration | 28373 | R277-477 | 5YR | 11/23/2005 | 2005-24/53 |
| <u>trustees</u> | | | | | |
| Money Management Council, Administration | 28332 | R628-13 | 5YR | 11/07/2005 | 2005-23/68 |
| <u>unassignable</u> | | | | | |
| Capitol Preservation Board (State), Administration | 27974 | R131-6 | NEW | 10/13/2005 | 2005-12/12 |
| <u>unattended death</u> | | | | | |
| Health, Medical Examiner | 27988 | R448-10 | 5YR | 06/06/2005 | 2005-13/52 |
| <u>underground injection control</u> | | | | | |
| Environmental Quality, Water Quality | 27596 | R317-7 | NSC | 02/01/2005 | Not Printed |
| <u>underserved</u> | | | | | |
| Health, Health Systems Improvement, Primary Care and Rural Health | 28181 | R434-100 | NEW | 10/31/2005 | 2005-18/19 |
| <u>unemployed workers</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 28011 | R994-207 | NSC | 08/01/2005 | Not Printed |
| Workforce Services, Unemployment Insurance | 28170 | R994-207 | 5YR | 08/25/2005 | 2005-18/73 |

RULES INDEX

| KEYWORD AGENCY | FILE NUMBER | CODE REFERENCE | ACTION | EFFECTIVE DATE | BULLETIN ISSUE/PAGE |
|---|----------------|----------------|--------|-------------------|------------------------|
| <u>unemployment compensation</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 28000 | R994-102 | NSC | 08/01/2005 | Not Printed |
| | 28001 | R994-106 | NSC | 08/01/2005 | Not Printed |
| | 27730 | R994-201 | NSC | 04/01/2005 | Not Printed |
| | 28007 | R994-201 | NSC | 08/01/2005 | Not Printed |
| | 28008 | R994-202 | NSC | 08/01/2005 | Not Printed |
| | 27789 | R994-204 | 5YR | 04/01/2005 | 2005-8/59 |
| | 28009 | R994-204 | NSC | 08/01/2005 | Not Printed |
| | 28014 | R994-205 | NSC | 08/01/2005 | Not Printed |
| | 27791 | R994-205 | 5YR | 04/01/2005 | 2005-8/59 |
| | 27796 | R994-206 | 5YR | 04/01/2005 | 2005-8/60 |
| | 28010 | R994-206 | NSC | 08/01/2005 | Not Printed |
| | 28011 | R994-207 | NSC | 08/01/2005 | Not Printed |
| Workforce Services, Unemployment Insurance | 28170 | R994-207 | 5YR | 08/25/2005 | 2005-18/73 |
| Workforce Services, Workforce Information and Payment Services | 28015 | R994-208 | NSC | 08/01/2005 | Not Printed |
| | 28016 | R994-302 | NSC | 08/01/2005 | Not Printed |
| | 28017 | R994-303 | NSC | 08/01/2005 | Not Printed |
| | 28018 | R994-305 | NSC | 08/01/2005 | Not Printed |
| | 28019 | R994-306 | NSC | 08/01/2005 | Not Printed |
| | 27966 | R994-307 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27919 | R994-307-101 | AMD | 09/29/2005 | 2005-11/71 |
| Workforce Services, Unemployment Insurance | 28283 | R994-307-101 | AMD | 12/31/2005 | 2005-21/43 |
| Administrative Services, Administration | 28101 | R994-307-101 | AMD | 12/31/2005 | 2005-16/40 |
| Workforce Services, Workforce Information and Payment Services | 28020 | R994-308 | NSC | 08/01/2005 | Not Printed |
| | 27968 | R994-309 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27921 | R994-309-105 | AMD | 09/29/2005 | 2005-11/72 |
| Workforce Services, Workforce Information and Payment Services | 28034 | R994-310 | NSC | 08/01/2005 | Not Printed |
| | 27984 | R994-311 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27922 | R994-311 | AMD | 09/29/2005 | 2005-11/73 |
| Workforce Services, Workforce Information and Payment Services | 28021 | R994-312 | NSC | 08/01/2005 | Not Printed |
| | 27983 | R994-401 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27924 | R994-401 | AMD | 09/29/2005 | 2005-11/75 |
| Workforce Services, Workforce Information and Payment Services | 27728 | R994-401 | NSC | 04/01/2005 | Not Printed |
| | 28023 | R994-402 | NSC | 08/01/2005 | Not Printed |
| | 27729 | R994-403 | NSC | 04/01/2005 | Not Printed |
| | 28035 | R994-403 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27937 | R994-403-123 | AMD | 09/29/2005 | 2005-12/86 |
| Workforce Services, Workforce Information and Payment Services | 27980 | R994-404 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27926 | R994-404-101 | AMD | 09/29/2005 | 2005-11/76 |
| Workforce Services, Workforce Information and Payment Services | 28033 | R994-405 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27927 | R994-405 | AMD | 09/29/2005 | 2005-11/77 |

| <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, Unemployment Insurance | 28284 | R994-406 | AMD | 12/31/2005 | 2005-21/44 |
| Workforce Services, Workforce Information and Payment Services | 27979 | R994-406 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27928 | R994-406 | AMD | 09/29/2005 | 2005-11/79 |
| Workforce Services, Workforce Information and Payment Services | 27978 | R994-508 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27936 | R994-508-109 | AMD | 09/29/2005 | 2005-12/86 |
| <u>unemployment experience rating</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 28041 | R994-304 | NSC | 08/01/2005 | Not Printed |
| | 27823 | R994-304 | NEW | 06/01/2005 | 2005-9/69 |
| <u>uninsured motorist database</u> | | | | | |
| Public Safety, Driver License | 27877 | R708-32 | 5YR | 05/10/2005 | 2005-11/100 |
| <u>units</u> | | | | | |
| Environmental Quality, Radiation Control | 27746 | R313-12 | AMD | 05/13/2005 | 2005-7/29 |
| <u>universal service</u> | | | | | |
| Public Service Commission, Administration | 27860 | R746-360 | AMD | 08/08/2005 | 2005-10/42 |
| | 27302 | R746-360-9 | AMD | 01/04/2005 | 2004-15/59 |
| | 27302 | R746-360-9 | CPR | 01/04/2005 | 2004-23/54 |
| <u>utility regulations</u> | | | | | |
| Public Service Commission, Administration | 27861 | R746-405-1 | AMD | 08/08/2005 | 2005-10/44 |
| <u>utility service shutoff</u> | | | | | |
| Public Service Commission, Administration | 27587 | R746-200-6 | AMD | 02/25/2005 | 2005-1/32 |
| <u>vacations</u> | | | | | |
| Human Resource Management, Administration | 27896 | R477-7 | AMD | 07/02/2005 | 2005-11/36 |
| <u>vehicle replacement</u> | | | | | |
| Administrative Services, Fleet Operations | 27543 | R27-4 | AMD | 01/10/2005 | 2004-23/5 |
| <u>visitors</u> | | | | | |
| Human Services, Mental Health, State Hospital | 27995 | R525-4 | NSC | 08/01/2005 | Not Printed |
| <u>wages</u> | | | | | |
| Workforce Services, Workforce Information and Payment Services | 28015 | R994-208 | NSC | 08/01/2005 | Not Printed |
| <u>waiver</u> | | | | | |
| Health, Health Systems Improvement, Primary Care and Rural Health | 28181 | R434-100 | NEW | 10/31/2005 | 2005-18/19 |
| <u>waste disposal</u> | | | | | |
| Environmental Quality, Radiation Control | 27744 | R313-15 | AMD | 05/13/2005 | 2005-7/33 |
| Environmental Quality, Water Quality | 27659 | R317-1 | AMD | 04/20/2005 | 2005-3/5 |
| | 28054 | R317-1 | AMD | 08/22/2005 | 2005-14/13 |
| | 27817 | R317-1-7 | AMD | 06/29/2005 | 2005-9/5 |
| <u>wastewater</u> | | | | | |
| Environmental Quality, Water Quality | 27658 | R317-3-10 | AMD | 04/20/2005 | 2005-3/10 |
| | 27699 | R317-4 | 5YR | 02/10/2005 | 2005-5/30 |

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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 28381 | R317-102 | 5YR | 11/29/2005 | 2005-24/55 |
| <u>wastewater treatment</u> | | | | | |
| Environmental Quality, Water Quality | 27656 | R317-10-6 | AMD | 04/20/2005 | 2005-3/18 |
| <u>water pollution</u> | | | | | |
| Environmental Quality, Water Quality | 27659 | R317-1 | AMD | 04/20/2005 | 2005-3/5 |
| | 28054 | R317-1 | AMD | 08/22/2005 | 2005-14/13 |
| | 27817 | R317-1-7 | AMD | 06/29/2005 | 2005-9/5 |
| | 27593 | R317-2 | AMD | 06/01/2005 | 2005-1/13 |
| | 27593 | R317-2 | CPR | 06/01/2005 | 2005-9/72 |
| | 27658 | R317-3-10 | AMD | 04/20/2005 | 2005-3/10 |
| | 27657 | R317-8-3 | AMD | 04/20/2005 | 2005-3/12 |
| | 27656 | R317-10-6 | AMD | 04/20/2005 | 2005-3/18 |
| <u>water quality</u> | | | | | |
| Environmental Quality, Drinking Water | 27905 | R309-225 | 5YR | 05/16/2005 | 2005-11/95 |
| Environmental Quality, Water Quality | 27658 | R317-3-10 | AMD | 04/20/2005 | 2005-3/10 |
| | 27596 | R317-7 | NSC | 02/01/2005 | Not Printed |
| | 28381 | R317-102 | 5YR | 11/29/2005 | 2005-24/55 |
| <u>water quality standards</u> | | | | | |
| Environmental Quality, Water Quality | 27593 | R317-2 | CPR | 06/01/2005 | 2005-9/72 |
| | 27593 | R317-2 | AMD | 06/01/2005 | 2005-1/13 |
| <u>water rights</u> | | | | | |
| Natural Resources, Water Rights | 27690 | R655-3 | 5YR | 02/01/2005 | 2005-4/54 |
| | 27691 | R655-4 | 5YR | 02/01/2005 | 2005-4/55 |
| | 27475 | R655-4 | NSC | 02/01/2005 | Not Printed |
| | 27392 | R655-4 | AMD | 01/12/2005 | 2004-18/30 |
| | 28051 | R655-4-9 | NSC | 09/01/2005 | Not Printed |
| | 28032 | R655-14 | NEW | 08/15/2005 | 2005-13/34 |
| <u>water system rating</u> | | | | | |
| Environmental Quality, Drinking Water | 27909 | R309-150 | 5YR | 05/16/2005 | 2005-11/92 |
| <u>waterfowl</u> | | | | | |
| Natural Resources, Wildlife Resources | 28187 | R657-9 | AMD | 10/25/2005 | 2005-18/49 |
| <u>watershed management</u> | | | | | |
| Environmental Quality, Drinking Water | 27907 | R309-105 | 5YR | 05/16/2005 | 2005-11/91 |
| | 28252 | R309-105-16 | NSC | 11/01/2005 | Not Printed |
| | 27959 | R309-105-16 | AMD | 09/13/2005 | 2005-12/31 |
| <u>weapons</u> | | | | | |
| Human Services, Mental Health, State Hospital | 27999 | R525-6 | NSC | 08/01/2005 | Not Printed |
| <u>weed control</u> | | | | | |
| Agriculture and Food, Plant Industry | 27774 | R68-9-2 | NSC | 05/01/2005 | Not Printed |
| <u>well drilling</u> | | | | | |
| Natural Resources, Water Rights | 27475 | R655-4 | NSC | 02/01/2005 | 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> |
|---------------------------------------|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27691 | R655-4 | 5YR | 02/01/2005 | 2005-4/55 |
| | 27392 | R655-4 | AMD | 01/12/2005 | 2004-18/30 |
| | 28051 | R655-4-9 | NSC | 09/01/2005 | Not Printed |
| | | | | | |
| <u>wildlife</u> | | | | | |
| Natural Resources, Wildlife Resources | 27550 | R657-5 | AMD | 01/15/2005 | 2004-24/38 |
| | 28364 | R657-5 | 5YR | 11/21/2005 | 2005-24/56 |
| | 27865 | R657-5 | AMD | 07/05/2005 | 2005-11/61 |
| | 28081 | R657-6 | AMD | 09/06/2005 | 2005-15/7 |
| | 28082 | R657-6 | 5YR | 07/08/2005 | 2005-15/49 |
| | 28187 | R657-9 | AMD | 10/25/2005 | 2005-18/49 |
| | 28188 | R657-10 | AMD | 10/25/2005 | 2005-18/52 |
| | 28189 | R657-11 | AMD | 10/25/2005 | 2005-18/58 |
| | 28168 | R657-11 | 5YR | 08/24/2005 | 2005-18/73 |
| | 27721 | R657-12 | AMD | 04/15/2005 | 2005-6/24 |
| | 27432 | R657-13 | CPR | 01/03/2005 | 2004-22/66 |
| | 27432 | R657-13 | AMD | 01/03/2005 | 2004-20/33 |
| | 27862 | R657-15 | AMD | 07/05/2005 | 2005-11/63 |
| | 27863 | R657-15 | 5YR | 05/05/2005 | 2005-11/99 |
| | 28363 | R657-17 | 5YR | 11/21/2005 | 2005-24/57 |
| | 27864 | R657-21 | 5YR | 05/05/2005 | 2005-11/99 |
| | 28088 | R657-21-2 | AMD | 09/06/2005 | 2005-15/14 |
| | 28277 | R657-24 | 5YR | 10/07/2005 | 2005-21/83 |
| | 27649 | R657-33 | AMD | 03/04/2005 | 2005-3/36 |
| | 27751 | R657-33-2 | NSC | 04/01/2005 | Not Printed |
| | 28087 | R657-37 | AMD | 09/06/2005 | 2005-15/15 |
| | 27551 | R657-37 | AMD | 01/15/2005 | 2004-24/45 |
| | 28367 | R657-38 | 5YR | 11/21/2005 | 2005-24/58 |
| | 27552 | R657-38 | AMD | 01/15/2005 | 2004-24/48 |
| | 28366 | R657-41 | 5YR | 11/21/2005 | 2005-24/58 |
| | 28083 | R657-42 | AMD | 09/06/2005 | 2005-15/20 |
| | 27553 | R657-42-4 | AMD | 01/15/2005 | 2004-24/53 |
| | 27639 | R657-47 | REP | 03/04/2005 | 2005-3/39 |
| | 27637 | R657-47 | NSC | 03/04/2005 | Not Printed |
| | 27827 | R657-55 | NEW | 06/01/2005 | 2005-9/38 |
| | 28263 | R657-56 | NEW | 11/16/2005 | 2005-20/45 |
| | | | | | |
| <u>wildlife conservation</u> | | | | | |
| Natural Resources, Wildlife Resources | 28367 | R657-38 | 5YR | 11/21/2005 | 2005-24/58 |
| | 27552 | R657-38 | AMD | 01/15/2005 | 2004-24/48 |
| | | | | | |
| <u>wildlife law</u> | | | | | |
| Natural Resources, Wildlife Resources | 28189 | R657-11 | AMD | 10/25/2005 | 2005-18/58 |
| | 28168 | R657-11 | 5YR | 08/24/2005 | 2005-18/73 |
| | 27721 | R657-12 | AMD | 04/15/2005 | 2005-6/24 |
| | 27432 | R657-13 | CPR | 01/03/2005 | 2004-22/66 |
| | 27432 | R657-13 | AMD | 01/03/2005 | 2004-20/33 |

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> |
|---|------------------------------|-----------------------|---------------|---------------------------------|--------------------------------------|
| | 27864 | R657-21 | 5YR | 05/05/2005 | 2005-11/99 |
| | 28088 | R657-21-2 | AMD | 09/06/2005 | 2005-15/14 |
| <u>wildlife management</u> | | | | | |
| Natural Resources, Wildlife Resources | 27862 | R657-15 | AMD | 07/05/2005 | 2005-11/63 |
| | 27863 | R657-15 | 5YR | 05/05/2005 | 2005-11/99 |
| <u>wildlife permits</u> | | | | | |
| Natural Resources, Wildlife Resources | 28366 | R657-41 | 5YR | 11/21/2005 | 2005-24/58 |
| | 27637 | R657-47 | NSC | 03/04/2005 | Not Printed |
| | 27639 | R657-47 | REP | 03/04/2005 | 2005-3/39 |
| | 27827 | R657-55 | NEW | 06/01/2005 | 2005-9/38 |
| <u>woodburning</u> | | | | | |
| Environmental Quality, Air Quality | 28214 | R307-201 | 5YR | 09/07/2005 | 2005-19/95 |
| | 27760 | R307-207 | NEW | 09/02/2005 | 2005-7/16 |
| | 27760 | R307-207 | CPR | 09/02/2005 | 2005-15/33 |
| | 28219 | R307-302 | 5YR | 09/07/2005 | 2005-19/98 |
| | 27761 | R307-302 | CPR | 09/02/2005 | 2005-15/34 |
| | 27761 | R307-302 | AMD | 09/02/2005 | 2005-7/17 |
| <u>workers' compensation</u> | | | | | |
| Labor Commission, Adjudication | 28259 | R602-2-3 | AMD | 11/15/2005 | 2005-20/42 |
| Labor Commission, Industrial Accidents | 27892 | R612-1-3 | AMD | 07/02/2005 | 2005-11/49 |
| | 27894 | R612-2-1 | AMD | 07/02/2005 | 2005-11/51 |
| | 27895 | R612-2-2 | AMD | 07/02/2005 | 2005-11/52 |
| | 27900 | R612-2-3 | AMD | 07/02/2005 | 2005-11/53 |
| | 27899 | R612-2-5 | AMD | 07/02/2005 | 2005-11/54 |
| | 27893 | R612-2-18 | AMD | 07/02/2005 | 2005-11/56 |
| | 27891 | R612-2-22 | AMD | 07/02/2005 | 2005-11/57 |
| | 28300 | R612-6 | 5YR | 10/24/2005 | 2005-22/50 |
| | 28299 | R612-7-3 | NSC | 12/01/2005 | Not Printed |
| | 28288 | R612-10 | NEW | 12/02/2005 | 2005-21/32 |
| Workforce Services, Workforce Information and Payment Services | 27980 | R994-404 | NSC | 08/01/2005 | Not Printed |
| Administrative Services, Administration | 27926 | R994-404-101 | AMD | 09/29/2005 | 2005-11/76 |
| <u>workers' compensation insurance</u> | | | | | |
| Insurance, Administration | 27488 | R590-231 | NEW | 05/20/2005 | 2004-21/15 |
| | 27488 | R590-231 | CPR | 05/20/2005 | 2005-3/55 |
| | 27488 | R590-231 | CPR | 05/20/2005 | 2005-8/50 |
| <u>Workforce Investment Act</u> | | | | | |
| Workforce Services, Employment Development | 28063 | R986-600 | AMD | 08/16/2005 | 2005-14/69 |
| | 28234 | R986-600 | 5YR | 09/14/2005 | 2005-19/107 |
| <u>x-ray</u> | | | | | |
| Environmental Quality, Radiation Control | 27991 | R313-16 | AMD | 08/12/2005 | 2005-13/26 |