

UTAH STATE BULLETIN

OFFICIAL NOTICES OF UTAH STATE GOVERNMENT
Filed August 16, 2007, 12:00 a.m. through August 31, 2007, 11:59 p.m.

Number 2007-18
September 15, 2007

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. SPECIAL NOTICES

Governor, Administration: Governor's Executive Order 2007-0011: Wildland Fire Management.....	1
Governor, Administration: Governor's Proclamation: Calling the Fifty-Seventh Legislature into a Fifth Extraordinary Session.....	2
Natural Resources, Water Rights: Notice of Public Hearing on Rule R655-15, Administrative Procedures for Distribution Systems and Water Commissioners.....	2

2. NOTICES OF PROPOSED RULES

Commerce

Occupational and Professional Licensing

No. 30359 (Amendment): R156-9. Funeral Service Licensing Act Rules	5
No. 30360 (Amendment): R156-37-610. Controlled Substance Database - Limitations on Access to Database Information -Standards and Procedures for Identifying Individuals Requesting Information.....	10
No. 30369 (Amendment): R156-60d. Substance Abuse Counselor Act Rules	12

Environmental Quality

Water Quality

No. 30382 (Amendment): R317-1-7. TMDLs	16
No. 30383 (Amendment): R317-4-9. Absorption Systems.....	17
No. 30381 (Amendment): R317-10. Certification of Wastewater Works Operators	19
No. 30387 (Amendment): R317-101. Utah Wastewater Project Assistance Program	23
No. 30384 (Amendment): R317-102. Utah Wastewater State Revolving Fund (SRF) Program	29

Governor

Planning and Budget

No. 30335 (Repeal): R361-2. Rules of Procedure for the Utah Federal Assistance and Activity Review System.....	32
--	----

Health

Epidemiology and Laboratory Services, Environmental Services

No. 30377 (Amendment): R392-510. Utah Indoor Clean Air Act	35
--	----

Health Care Financing, Coverage and Reimbursement Policy

No. 30378 (Amendment): R414-71. Medical Supplies -- Parenteral, Enteral, and IV Therapy	40
No. 30368 (Amendment): R414-502-8. Criteria for Intermediate Care for the Mentally Retarded	43

Center for Health Data, Health Care Statistics

No. 30367 (Amendment): R428-13-4. Submission of Performance Measures	44
--	----

TABLE OF CONTENTS

Human Services

Child and Family Services
No. 30373 (Amendment): R512-300. Out of Home Services.....45

Recovery Services
No. 30357 (Amendment): R527-450-1. Certification Criteria.....48

Natural Resources

Geological Survey
No. 30385 (Amendment): R638-2. Renewable Energy Systems Tax Credits49

Wildlife Resources
No. 30366 (Amendment): R657-11. Taking Furbearers57

Pardons (Board Of)

Administration
No. 30362 (Amendment): R671-311-1. General.....60

No. 30361 (Amendment): R671-315. Pardons61

No. 30363 (Amendment): R671-517. Evidentiary Hearings and Proceedings.....62

No. 30364 (Amendment): R671-519. Proceedings When Criminal Charges Result in Acquittal63

Public Safety

Criminal Investigations and Technical Services, Criminal Identification
No. 30379 (Amendment): R722-300. Concealed Firearm Permit Rule64

Tax Commission

Property Tax
No. 30386 (Amendment): R884-24P-69. Airline Interstate Allocation Formula Pursuant
to Utah Code Ann. Section 59-2-201.....66

3. NOTICES OF 120-DAY (EMERGENCY) RULES

Public Safety

Criminal Investigations and Technical Services, Criminal Identification
No. 30371: R722-300. Concealed Firearm Permit Rule68

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

Administrative Services

Debt Collection
No. 30374: R21-1. Transfer of Collection Responsibility of State Agencies70

No. 30375: R21-2. Office of State Debt Collection Administrative Procedures.....71

No. 30376: R21-3. Debt Collection Through Administrative Offset.....71

Health

Administration
No. 30336: R380-1. Petitions for Department Declaratory Orders72

No. 30337: R380-5. Petitions for Declaratory Orders on Orders Issued by Committees.....72

No. 30338: R380-10. Informal Adjudicative Proceedings	72
No. 30339: R380-100. Americans with Disabilities Act Grievance Procedures	73
Human Services	
Aging and Adult Services	
No. 30340: R510-1. Authority and Purpose	73
No. 30342: R510-100. Funding Formulas.....	74
No. 30343: R510-101. Carryover Policy for Title III: Grants for State and Community Programs on Aging	74
No. 30341: R510-102. Amendments to Area Plan and Management Plan.....	75
No. 30344: R510-103. Use of Senior Centers by Long-Term Care Facility Residents Participating in Activities Outside Their Planning and Service Area	75
No. 30345: R510-106. Minimum Percentages of Older Americans Act, Title III Part B: State and Supportive Services Funds.....	76
No. 30346: R510-107. Title V Senior Community Service Employment Program Standards and Procedures	76
No. 30347: R510-108. Definition of Rural for Title III: Grants for State and Community Programs on Aging Reporting under the Older Americans Act.....	77
No. 30348: R510-109. Definition of Significant Population of Older Native Americans	77
No. 30349: R510-110. Policy Regarding Contractual Involvements of Area Agencies on Aging for Private Eldercare and Case Management Services	78
No. 30350: R510-111. Policy on Use of State Funding for Travel Expenses to Assist the National Senior Service Corps (NSSC)	78
No. 30351: R510-200. Long-Term Care Ombudsman Program Policy.....	79
No. 30352: R510-302. Adult Protective Services.....	79
No. 30353: R510-400. Home and Community Based Alternatives Services Policy and Procedures	80
Recovery Services	
No. 30354: R527-257. Enforcing Child Support When the Obligor is Incarcerated	80
No. 30355: R527-258. Enforcing Child Support When the Obligor is an Ex-Prisoner or in a Treatment Program.....	81
No. 30356: R527-330. Posting Priority of Payments Received.....	82
5. NOTICES OF RULE EFFECTIVE DATES	83
6. RULES INDEX.....	84

SPECIAL NOTICES

Governor's Executive Order 2007-0011: Wildland Fire Management

EXECUTIVE ORDER

Wildland Fire Management

WHEREAS, the danger from wildland fires is extremely high throughout the State of Utah;

WHEREAS, wildland fires are burning and continue to burn in various areas statewide and present a serious threat to public safety, property, natural resources and the environment;

WHEREAS, some of the areas are extremely remote and inaccessible and the situation has the potential to greatly worsen if left unattended;

WHEREAS, immediate action is required to suppress the fires and mitigate post-burn flash floods to protect public safety, property, natural resources and the environment; and,

WHEREAS, these conditions do create a disaster emergency within the intent of the Disaster Response and Recovery Act of 1981;

NOW, THEREFORE, I, Jon M. Huntsman, Jr., Governor of the State of Utah, by virtue of the power vested in me by the Constitution and the laws of the State of Utah do hereby order that:

It is found, determined and declared that a "State of Emergency" exists statewide due to the threat to public safety, property, natural resources and the environment for thirty days, effective as of September 10, 2007, requiring aid, assistance and relief available pursuant to the provisions of state statutes, and the State Emergency Operations Plan, which is hereby activated.

IN WITNESS, WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done in Salt Lake City, Utah, this 10th day of September 2007.

(State Seal)

Jon M. Huntsman, Jr.
Governor

ATTEST:

Gary R. Herbert
Lieutenant Governor

2007/0011

Governor's Proclamation: Calling the Fifty-Seventh Legislature into a Fifth Extraordinary Session

PROCLAMATION

WHEREAS, since the close of the 2007 General Session of the 57th Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature in Extraordinary Session;

NOW, THEREFORE, I, JON M. HUNTSMAN, JR., Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate only of the 57th Legislature into a Fifth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 19th day of September 2007, at 12:00 noon, for the following purpose:

For the Senate to consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2007 General Session of the Legislature of the State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the Salt Lake Capitol Complex in Salt Lake City, Utah, this 4th day of September, 2007.

(State Seal)

Jon M. Huntsman, Jr.
Governor

Gary R. Herbert
Lieutenant Governor

**Natural Resources
Water Rights**

Notice of Public Hearing on Rule R655-15, Administrative Procedures for Distribution Systems and Water Commissioners

The Department of Natural Resources, Division of Water Rights will be holding a public hearing for water users and commissioners on Friday, September 28, 2007, at 2:00 p.m. in the Department of Natural Resources Auditorium, Room 1040, 1594 W North Temple, Salt Lake City, UT.

The purpose of the meeting is to discuss the new Rule R655-15, Administrative Procedures for Distribution Systems and Water Commissioners, that was published in the August 15, 2007, issue of the Utah State Bulletin (2007-16, pg. 24) under DAR No. 30246. This rule establishes procedures governing the creation, organization, and operation of water Distribution Systems administered by the State Engineer, including the appointment, responsibilities, and authority of Water Commissioners to assist in the administration of Distribution Systems.

Information from the meeting will be posted on the Utah Division of Water Rights website at <http://waterrights.utah.gov> as a resource for those who are unable to attend the meeting or require additional information.

In accordance with the Americans with Disability Act, individuals needing special accommodations should notify Kaelyn Anfinen at 801-538-7370 at least three (3) days prior to the meeting. Questions about the rule can also be directed to Kaelyn by phone at 801-538-7370, FAX at 801-538-7442, or Internet E-mail at KAELYNANFINSEN@utah.gov.

End of the Special Notices Section

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 August 16, 2007, 12:00 a.m., and August 31, 2007, 11:59 p.m. are included in this, the September 15, 2007, 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 between paragraphs (· · · · ·) indicates that unaffected text from within a section was removed to conserve space. Unaffected sections are not printed. 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 October 15, 2007. 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 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 January 13, 2008, 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 seven calendar days after the close of the public comment period nor more than 120 days after the publication date of this issue of the *Utah State 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 Section 63-46a-4; and 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.

**Commerce, Occupational and
Professional Licensing
R156-9
Funeral Service Licensing Act Rules**

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 30359

FILED: 08/23/2007, 09:30

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The division and the Funeral Service Board are proposing amendments to the rule to implement statute changes to Title 58, Chapter 9, made in H.B. 130 which was passed during the 2007 Legislative General Session. (DAR NOTE: H.B. 130 (2007) is found at Chapter 144, Laws of Utah 2007, and was effective 04/30/2007.)

SUMMARY OF THE RULE OR CHANGE: Throughout the rule the term "provider" has been replaced with "funeral service establishment". Throughout the rule, various statutory citations have been updated. Also, throughout the rule the term "apprentice" has been replaced with "intern". In Section R156-9-102, added a definition for "funeral service establishment". In Section R156-9-302a, added that applicants for licensure as a funeral director, funeral service intern, and preneed sales agent need to complete an open book law and rule examination that is contained in the application for licensure. In Section R156-9-402, minor amendments are made to this section to further clarify the supervision requirements for the supervisor of an intern. In Section R156-9-607, amendments are made to update the contract form requirements to be consistent with the statutory requirements. In Section R156-9-616, amendments are made to modify the funeral service establishment annual report reporting requirements. The amendments now require a funeral service establishment to maintain a copy of its yearly annual report and only provide it to the division if audited or requested by the division.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsections 58-1-106(1)(a) and 58-1-202(1)(a) and Section 58-9-504

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** The division will incur costs of approximately \$100 to reprint the rule once the proposed amendments are made effective. Any costs incurred will be absorbed in the division's current budget.

❖ **LOCAL GOVERNMENTS:** The proposed amendments do not apply to local governments; therefore, no costs or savings are anticipated. The proposed amendments only apply to licensed funeral service establishments, funeral service directors, funeral service interns, and preneed funeral arrangement sales agents and applicants for licensure in those classifications.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** The proposed amendments only apply to licensed funeral

service establishments, funeral service directors, funeral service interns, and preneed funeral arrangement sales agents and applicants for licensure in those classifications. It should be noted that a funeral service establishment may qualify as a "small business". However, the division does not know who many employees are employed in each licensed funeral service establishment. As a result of these proposed amendments, the division does not anticipate any costs or savings beyond those previously addressed in the statute amendments made in H.B. 130.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The proposed amendments only apply to licensed funeral service establishments, funeral service directors, funeral service interns, and preneed funeral arrangement sales agents and applicants for licensure in those classifications. As a result of these proposed amendments, the division does not anticipate any costs or savings beyond those previously addressed in the statutory amendments made in H.B. 130.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No fiscal impact to businesses is anticipated with this rule filing beyond those addressed in H.B. 130. 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:

Noel Taxin at the above address, by phone at 801-530-6621, by FAX at 801-530-6511, or by Internet E-mail at ntaxin@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 10/15/2007

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 9/20/2007 at 9:00 AM, Heber Wells Bldg, 160 E 300 S, Conference Room 475 (fourth floor), Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: F. David Stanley, Director

**R156. Commerce, Occupational and Professional Licensing.
R156-9. Funeral Service Licensing Act Rules.
R156-9-102. Definitions.**

In addition to the definitions in Title 58, Chapters 1 and 9, as defined or used in these rules:

(1) "Contract" means a guaranteed preneed funeral arrangement contract.

(2) [~~"Contract seller" means the licensed preneed funeral arrangement provider.~~] "Funeral service establishment" is defined in Subsections 58-9-102(12)(a)(i) and (ii), and (b)(i) and (ii).

(3) "Guaranteed product contract" means a contract wherein goods or services are selected which will be provided at the time of need for the consideration specified in the contract regardless of the market price at the time of need.

(4) "Recipient of goods and services" is synonymous with "beneficiary" as defined in Subsection 58-9-102(1), and is used herein to avoid confusion with various common meanings of the term "beneficiary".

(5) "Unprofessional conduct" as defined in Title 58, Chapters 1 and 9, is further defined in accordance with Subsection 58-1-203[~~(5)~~](1)(e) in Section R156-9-501.

R156-9-103. Authority - Purpose.

These rules are adopted by the division under the authority of Subsection 58-1-106(1)(a) to enable the division to administer Title 58, Chapter 9.

R156-9-302a. Qualifications for Licensure - Examination Requirements.

In accordance with Subsections 58-1-203[~~(7)~~](1)(g) and 58-1-301(3), the qualifications for licensure in Subsections 58-9-302(1)(g), 58-9-302(2)(e), 58-9-302[~~(5)~~](4)(e) and 58-9-306[~~(2)~~](4) and ~~(e)~~(6) and (7) are defined, clarified, or established as follows:

(1) An applicant for licensure as a funeral service director shall be required to pass the [~~funeral service examination~~] National Board Examinations (science and art sections) of the Conference of Funeral Service Examining Boards. The examination may be taken while the individual is enrolled in an approved funeral service school.

(2) An applicant for licensure as a funeral director, funeral service intern, preneed sales agent or funeral director by endorsement shall answer correctly all the law and rule questions in the open book examination contained in the application.

R156-9-303. Renewal Cycle - Procedures.

(1) In accordance with Subsection 58-1-308(1), the renewal date for the two-year renewal cycle applicable to licenses under Title 58, Chapter 9 is established by rule in Section R156-1-308a.

(2) Renewal procedures shall be in accordance with Section R156-1-308.

R156-9-304. Continuing Professional Education - Funeral Service Directors.

In accordance with Subsections 58-1-203[~~(7)~~](1)(g) and 58-1-308(3)(b) and Section 58-9-304, the continuing education requirements for funeral service directors is defined, clarified or established as follows:

(1) Continuing professional education shall consist of 20 hours of qualified continuing professional education in each preceding two-year period of licensure or expiration of licensure.

(2) If a renewal period is shortened or extended to effect a change of renewal cycle or if an initial license is granted for a period of less than two years, the continuing professional education hours required for that period shall be increased or decreased accordingly as a pro rata amount of the requirements of a two-year period.

(3) The standards for qualified continuing professional education are:

(a) College classes, seminars, or workshops sponsored by professional associations in areas related to funeral service will

generally qualify for continuing professional education (CPE) if the education contributes to the professional competence and knowledge of the funeral service director and if the program complies with the standards set forth under Subsection (b).

(b) CPE programs shall meet the following [~~requirements~~] standards:

(i) the course shall be formally organized and be primarily instructional;

(ii) the sponsor shall prepare an outline of the course which shall be retained for a minimum of four years following the presentation;

(iii) the sponsor shall list the hour rating of the course in the course outline. One hour of CPE shall be credited for each 50 minute period of instruction;

(iv) the sponsor shall record and keep an accurate record of course attendance including the date, place, and the name of the licensed funeral service directors attending the course; and

(v) the sponsor shall issue a certificate of completion listing the time, date, place, name of licensee, number of hours of CPE completed and the course title.

(c) Formal correspondence or other individual study programs which require registration[~~s~~] shall provide evidence of satisfactory completion including test results and meet all other requirements as specified in this section will qualify.

(d) Each semester hour of college credit shall equal 15 hours of CPE. A quarter hour shall equal ten hours of CPE.

(4) Upon written request from the licensee, the board may waive the requirement for CPE [~~for a period of up to three years on the basis that the licensee will be engaged in activities or be subject to circumstances which prevent the licensee from meeting the requirements~~] as provided in Section R156-1-308d.

(5) The licensee is responsible to insure that the program will qualify for CPE. Each licensee shall keep an accurate record of CPE on forms supplied by the division. The records shall be maintained for a minimum of four years.

(6) The division in collaboration with the board shall perform random audits to determine if the licensee is in compliance with the CPE requirements. If audited, or upon request by the division, the licensee is responsible to submit documentation of compliance with CPE requirements.

R156-9-401. Facility/Staff Requirements.

(1) The funeral service establishment is responsible for the maintenance and safe operation of equipment used in funeral services and to insure that the facility is in compliance with the local or state health, fire and life safety codes. All mortuaries shall be kept and maintained in a clean and sanitary condition and all embalming tables, sinks, receptacles, instruments and other appliances used in embalming and cremation of dead human bodies shall be thoroughly cleansed and disinfected.

(2) The funeral service director is responsible to comply with the standards established by the Occupational Safety and Health Administration for the Federal Government and for the State of Utah.

(3) A funeral establishment or a number of funeral establishments under one management shall contain:

(a) a preparation room equipped with tile, cement, or composition floor, necessary drainage and ventilation. Every preparation room shall be provided with proper and convenient receptacles for refuse, bandages, cotton and other waste materials and supplies. All refuse, bandages, cotton, and other waste materials

shall be destroyed in a sanitary manner, in accordance with health regulations.

(b) necessary instruments, supplies and proper protective clothing for the preparation and embalming of dead human bodies for burial, transportation, or other disposition.

(4) The care and preparation of the body for burial or other disposition of all human dead bodies shall be strictly private. No one shall be allowed in the embalming room while a dead body is being embalmed, except the licensed embalmer, ~~[apprentice]~~intern, staff, public officials in the discharge of their duties and upon request, members of the immediate family of the deceased.

R156-9-402. Duties and Responsibilities of a Funeral Service Director in Supervision of Funeral Service ~~[Apprentices]~~Interns, Preneed Funeral Arrangement Sales Agents and Unlicensed Staff.

The duties and responsibilities of a supervising funeral service director include:

(1) being professionally responsible for the acts and practices of the supervisee;

(2) being engaged in a relationship with the supervisee in which the supervisor is independent from control by the supervisee and in which the ability of the supervisor to supervise and direct the practice of the supervisee is not compromised;

(3) being available for advice, consultation, and direction consistent with the standards and ethics of the profession and the requirements suggested by the total circumstances including the supervisee's level of training;

(4) monitoring the performance of the supervisee for compliance with laws, standards, and ethics applicable to the funeral service profession, including the Utah Vital Statistics Rules of the Utah Department of Health;

(5) submitting appropriate documentation to the division with respect to all work completed by the funeral service ~~[apprentice]~~intern evidencing the performance of the supervisee during the period of supervised training, including the supervisor's evaluation of the supervisee's competence in the practice of the funeral service profession. This report shall be submitted to the Division within 30 days after the supervisor-supervisee relationship is terminated or within 30 days after the supervisee has completed 2000 hours of supervised experience in a period exceeding one year, ~~[and has]~~performed 50 embalmings, and has satisfactorily completed all the duties and functions of an intern throughout the entire internship period;

(6) supervis[e]ing not more than one funeral service ~~[apprentice]~~intern at any given time unless approved by the board and division;

(7) being physically present and directly supervis[e]ing, or ensuring that another funeral director directly supervises all duties and functions [the first 50 embalmings] completed by a funeral service ~~[apprentice]~~intern throughout the entire internship period;

(8) being responsible for and signing all preneed and at need funeral contracts sold by persons under supervision;

(9) assur[e]ing each supervisee is appropriately licensed as a funeral service ~~[apprentice]~~intern or preneed funeral arrangement sales agent prior to beginning the supervision;

(10) notifying the division of beginning or ending of association or employment of a preneed sales agent with the ~~[licensed preneed provider]~~funeral service establishment within ten days. Notification shall be made on forms provided by the division; and

(11) assur[e]ing that the supervision requirements are met as required in Section 58-9-307.

R156-9-50[4]2. Unprofessional Conduct.

"Unprofessional conduct" as defined in Title 58, Chapters 1 and 9, is further defined in accordance with Subsection 58-1-203~~[(5)](1)(c)~~ to include:

(1) violating the ethical standards of the profession;

(2) failing to comply with laws and rules established by any local, state, federal or other authority regarding funeral services, preneed contracts, health, safety, sanitation, regarding funeral establishments or transportation or handling of dead human bodies, or disclosure requirements to purchasers or prospective purchasers of funeral services or preneed contract;

(3) failing to comply with any provision of the Title 58, Chapter 9, Funeral Service Licensing Act or these Funeral Service Licensing Act Rules;

(4) failing to comply with the disclosure requirements of the Federal Trade Commission;

(5) failing to accurately report and record information required by law to be reported on a death certificate;

(6) solicitation or the direct or indirect offer to pay a commission for the procurement of dead human bodies;

(7) failing to comply with the Utah Vital Statistics Rules as promulgated by the Utah Department of Health;

(8) selling preneed funeral arrangements by a preneed funeral arrangement sales agent when the sales agent is not associated with or employed by a ~~[preneed funeral arrangement provider]~~funeral service establishment;

(9) selling a preneed funeral arrangement when the preneed funeral arrangement sales agent has not obtained approval to do so from the ~~[preneed funeral arrangement provider]~~funeral service establishment and the contract is not approved by the supervising funeral director;

(10) selling an insurance policy to fund a preneed funeral arrangement contract naming a ~~[preneed funeral arrangement provider]~~funeral service establishment as beneficiary, prior to executing the underlying preneed funeral arrangement contract;

(11) selling a preneed funeral arrangement without executing an approved preneed funeral arrangement contract within ten working days following the sale;

(12) failing to notify the Division of the beginning or ending of association or employment of a preneed funeral arrangement sales agent;

(13) exercising undue influence over a consumer thereby requiring or causing the consumer to purchase goods or services beyond those the consumer desires or needs;

(14) collecting or receiving money from the sale of an insurance policy funding a preneed funeral arrangement contract unless the person is collecting or receiving the money as a licensed insurance agent or broker;

(15) violating ~~[Section 31A-23-310]~~Title 31A, Chapter 23a, containing the fiduciary duties of a trustee with respect to money collected or received as a licensed insurance agent or broker;

(16) receiving a death benefit payment of life insurance proceeds beyond the ~~[provider's]~~funeral service establishment's insurable interest in the recipient of goods and services specified in a preneed contract, unless the excess is promptly returned to the insurance company or paid to those entitled to the funds;

(17) converting a preneed funeral arrangement funded by money placed in trust to insurance except as provided by these rules;

(18) failing to provide guaranteed goods and services at time of need in accordance with the terms of a preneed funeral arrangement contract;

(19) retaining life insurance proceeds of a policy purchased to fund funeral arrangements but not accompanied by a preneed funeral arrangement contract, unless the licensee provides an equivalent value of funeral goods and services;

(20) failing to report known violations of governing law or rules to the Division and to appropriate law enforcement or other appropriate agencies; and

(21) failing to handle, remit or deposit funds received in payment for a preneed funeral arrangement contract by placing the funds in trust or remitting the funds to an insurance carrier as is required by the contract terms and conditions and by all laws and rules regulating the sale of preneed funeral arrangements and insurance and annuity policies.

R156-9-604. Affiliation of Licensed Sales Agent with Licensed ~~Provider~~ Funeral Service Establishment.

(1) When a licensed sales agent enters association with a licensed ~~provider~~ funeral service establishment and such association is not currently registered with the division under the provisions of Subsection 58-9-302~~(5)(b)~~(3)(d), or this subsection, the licensed ~~provider~~ funeral service establishment shall file a notice of association with the division on forms provided by the division within ten days after commencement of association.

(2) The licensed ~~provider~~ funeral service establishment shall provide the licensed sales agent with a copy of the notice filed with the division.

(3) If a notice of association is not filed by the licensed ~~provider~~ funeral service establishment within ten days after association, the sales agent may not represent the licensed ~~provider~~ funeral service establishment with respect to any preneed funeral arrangement until such notice is filed.

R156-9-605. Licensure of Persons Selling Preneed Funeral Arrangements to be Funded by Proceeds from Insurance or Annuity Policy.

(1) Any person who sells or represents that they will or intend to sell specific funeral goods or services, represents that goods or services will be provided by a specific funeral establishment, represents that specified amount of money will purchase defined funeral goods or services, or represents that payment for those goods or services to be provided at some future date shall be accomplished through the purchase of a life insurance policy or annuity policy, is engaged in the sale of a preneed funeral arrangement and is required to be licensed as a ~~preneed funeral arrangement provider~~ funeral service establishment or sales agent.

(2) Any person who sells or represents that they will or intend to sell an insurance or annuity policy which will provide a certain benefit at time of death, represents that such benefit will be available to pay for funeral arrangements and no reference is made to specific funeral goods or services, to the cost of specific funeral goods or services, or to the services of a specific funeral service establishment~~, is not engaged in the sale of a preneed funeral arrangement and is not required to be licensed as a preneed funeral arrangement provider or sales agent~~.

(3) Nothing in this section shall be interpreted to affect or modify any requirement under state law regarding licensure of persons engaged in the sale of insurance or annuity policies.

R156-9-607. Contract Forms - Division Model~~—Certification Required by Provider~~.

(1) To assist applicants for a ~~provider's~~ funeral service establishment license ~~and provider licensees meet the requirements of Section 58-9-701~~, the division shall publish a model guaranteed preneed funeral arrangement contract form which meets the requirements of Section 58-9-701.

(2) In accordance with the provisions of Subsection 58-9-~~701(1)~~302(3)(e), a ~~provider~~ funeral service establishment must submit to the division a copy of ~~every~~ the preneed contract form it intends to market ~~for initial licensure and then ensure that if any amendments are made to the preneed section in the future, the amendments shall meet the requirements set forth in Section 58-9-701~~ ~~receive approval of each contract form~~ before the contract form may be used in marketing the licensee's preneed funeral arrangement plan under that contract form.

~~(3) If a proposed contract form is in substantially the same form as the model contract, the applicant or licensee requesting approval of the contract form may accompany the contract form with the provider's certification that the form is substantially the same as the model contract form. The certification shall contain a listing of each and every deviation of the proposed contract from the model contract.~~

~~(4) If a proposed contract form is substantially different from the model contract form, the applicant or licensee requesting approval of the contract form shall obtain an opinion from independent legal counsel representing that the contract form complies with the provisions of Section 58-9-701, and these rules. Such opinion shall be accompanied by an explanation of deviations between the proposed contract from the model contract.~~

~~(5)3~~ In accordance with the provisions of Subsection 58-9-701(2)(a), easy-to-read type size is hereby defined to be of a type size large enough to accommodate no more than six lines per vertical inch and no more than 15 characters per horizontal inch.

~~(6) While a preneed contract must be approved by the Division, it is not required that the contract contain a clause stating that the contract has been approved by the Division. However, if a preneed contract contains language indicating that the form has been approved by the Division, such language shall be immediately followed by the following sentences: "Please be aware that the Division's approval, only means that the contract meets minimum content requirements contained in the Utah Funeral Services Licensing Act and Rules. This approval does not constitute a finding that the contract meets the requirements of any other statute or any other legal requirement, does not constitute a review of the provider's financial ability to provide the goods and services at any future date and does not constitute a determination that purchasing a preneed contract is the best alternative for a person to plan for their funeral. Purchaser should consider seeking appropriate advice from qualified persons, such as an attorney or CPA before entering into any contract."~~

~~(4) After April 30, 2007, a new preneed contract form is not required to contain a clause indicating that the Division has approved the contract. Preneed contract forms approved prior to April 30, 2007 shall continue to contain a clause indicating approval by the Division.~~

R156-9-609. Retention of Completed or Terminated Contracts.

Contracts shall be maintained for a period of five years after the contracts have been serviced and obligations of the ~~provider~~ funeral service establishment have been completed, or after the contracts

have been otherwise terminated. The contracts shall be filed and maintained with a copy of the death certification or burial transit permit with respect to those contracts for which services have been provided, and with sufficient documentation to clearly identify the basis for termination of otherwise terminated.

R156-9-611. Use of Funds in Trust Account to Purchase Insurance or Annuity Policy.

A [provider]funeral service establishment may convert a contract funded by monies held in trust with a contract funded by the proceeds from an insurance or annuity policy provided:

(1) the buyer consents in writing to the conversion after full disclosure of the consequences of the transaction in writing by the [provider]funeral service establishment;

(2) the buyer's consent is given without coercion, threat, concealment of material fact, undue influence, or other prejudicial influence inconsistent with the buyer's best interest;

(3) the [provider]funeral service establishment uses all monies held in the individual trust account, including interest, as premium for the purchase of the life insurance or annuity policy, unless otherwise directed in writing by the buyer;

(4) the new preneed funeral arrangement contract must be in writing and must provide for goods and services which at least equal to those required of the [provider]funeral service establishment under the original contract, and

(5) the new contract meets all requirements of Title 58, Chapter 9, and these rules.

R156-9-612. Conversion of Trust Accounts Under Prior Law Prohibited.

Conversion of funds held in trust which was established under any prior law regulating preneed funeral arrangements, may not be converted to a trust under the provisions of current statute and rules, but shall continue to be held in trust under the terms and conditions of the predecessor law. However, the [preneed provider]funeral service establishment is required to file reports with the Division as required under these rules.

R156-9-613. Prohibition Against Provider Accepting Payment in a Form Other Than Cash, Cash Equivalents, or Negotiable Instruments.

A [provider]funeral service establishment may accept in payment for a preneed funeral arrangement contract only cash, cash equivalents, or negotiable instruments which are readily convertible to cash.

R156-9-614. [Provider]Funeral Service Establishment Expenditure of Earnings from Trust Account.

(1) In accordance with Subsection 58-9-704(1), earnings of a preneed funeral arrangement trust account shall be available to the [provider]funeral service establishment for expenditure toward reasonable trustee expenses of administering a trust account, not to exceed the lesser of the earnings remaining in the trust account or 1% of the entire trust account, plus any amounts necessary to pay taxes incurred on the entire trust account's earnings.

(2) In accordance with Subsection 58-9-704(2), earnings of an individual account within the trust shall be available to the [provider]funeral service establishment for expenditure toward other authorized reasonable [provider]funeral service establishment expenses incurred against the individual account, not to exceed

earnings totaling 30% of the sales amount of the respective preneed funeral arrangement contract.

(3) Remaining earnings of individual accounts within the trust shall, except as provided in Subsection 58-9-704(3), remain in each individual account within the trust to pay by account, the costs of providing the goods and services required under respective preneed funeral arrangement contracts.

R156-9-615. Maximum Life Insurance Proceeds Payable to [Provider]Funeral Service Establishment.

(1) Preneed life insurance proceeds payable to a [provider]funeral service provider shall not exceed the [provider's]funeral service establishment's insurable interest in the recipient of goods and services which, by definition, shall not exceed the [provider's]funeral service establishment's current retail price for the goods and services provided, as determined by the [provider's]funeral service establishment's price list in effect at the recipient of goods and service's death.

(2) Excess preneed life insurance proceeds not paid to the [provider]funeral service establishment shall be returned to the owner of the life insurance policy or his heirs and beneficiaries unless otherwise designated by the owner or his heirs and beneficiaries.

R156-9-616. Reporting Requirements.

(1) In accordance with Sections ~~58-9-504 and~~ 58-9-706, each ~~provider or contract seller who has discontinued the sale of contracts but who has outstanding contracts and each currently licensed~~ [provider]funeral service establishment shall ~~submit~~ maintain an annual report at the establishment which shall be subject to [the] division audit at anytime [by April 15 of each year]. The annual report shall be ~~submitted on forms available from the division or their equivalent~~ maintained in a format set forth by the Division and shall include:

(a) a statement of compliance certifying:

(i) that all payments received from the sale of contracts have been:

(A) placed in the [provider's]funeral service establishment's trust account in accordance with Section 58-9-702 and administered in accordance with Sections 58-9-703 through 58-9-705 and these rules; or

(B) submitted to the insurance company whose insurance or annuity policy funds the contract;

(ii) that complete and accurate information concerning the preneed funeral arrangements by the [provider]funeral service establishment or the [provider's]funeral service establishment's sales agent[s] was furnished or made available to the independent certified public accountant who prepared the report of agreed upon procedures; and

(iii) that the annual report is complete and accurate;

(b) ~~[an report from a bank trust department or a report from a licensed insurance company or a report of agreed upon procedures on forms available from the division or their equivalent completed by an independent certified public accountant licensed under Title 58, Chapter 26a, which reports upon]at least one of the following reports which reconciles balances in all trust accounts and insurance policies to those in the annual report:~~

(i) ~~[reconciliation of trust account balances to the annual report; and]a report from a bank trust department;~~

(ii) ~~[reconciliation of insurance in force to the annual report] a report from a licensed insurance company; or~~

~~(iii) an accounting report on forms available from the division, completed by an independent certified public accountant (CPA) licensed pursuant to Title 58, Chapter 26a, which report indicates the procedures used and agreed upon by the CPA and the funeral service establishment.~~

(c) an exhibit listing preneed contracts sold prior to April 29, 1991, funded by money, 75% of which is required to be maintained in the name of the contract buyer in the ~~[provider's or contract seller's]~~ funeral service establishment's trust account as provided in Section 58-9-703, which shall include at a minimum: the contract number, date, amount, the recipient of goods and services and buyer if different, and balance due; the individual trust account number and amount trusted; and the trust earnings, earnings used, and trust balance;

(d) an exhibit listing preneed contracts sold after April 28, 1991, funded by money, 100% of which is required to be maintained in the name of the contract buyer in the ~~[provider's]~~ funeral service establishment's trust account as provided in Section 58-9-703, which shall include at a minimum the information required under subsection (c);

(e) an exhibit listing preneed contracts funded by money placed in trust which were serviced, revoked, rescinded, or amended since the last reporting period, which shall include at a minimum: the contract number, date, amount, the recipient of goods and services and buyer if different; the individual trust account number and trust balance at the recipient of goods and service's death; the date the contract was closed; and an explanation regarding any preneed contract closed but not serviced;

(f) an exhibit listing preneed contracts sold after April 28, 1991, funded in whole or in part by insurance, which shall include at a minimum: the contract number, date, amount, recipient of goods and services and buyer if different; the insurance company; the policy number, policy holder, and face amount; and

(g) an exhibit listing preneed contracts funded by insurance which were serviced, revoked, rescinded, or otherwise amended since the last reporting period, which shall include at a minimum: the contract number, date, amount, the recipient of goods and services, and buyer if different; the insurance company; the policy number and policy holder; the policy proceeds; the date the contract was closed; and an explanation regarding any preneed contract closed but not serviced.

R156-9-617. Maximum Revocation Fee.

(1) If a buyer revokes or defaults under a guaranteed preneed funeral arrangement contract, the ~~[provider]~~ funeral service establishment may retain a revocation fee from the trust corpus, not to exceed 25% of the amount received from the sale of the contract and trust earnings thereupon, provided the revocation fee is clearly identified in the contract. [

~~—(2) The revocation fee shall not be in an amount which results in the provider receiving proceeds from the trust in excess of that permitted under Subsection R156-9-615(2).]~~

KEY: funeral industries, licensing~~[, funeral services, preneed], funeral directors, preneed funeral arrangements~~

Date of Enactment or Last Substantive Amendment: ~~[March 13,]~~2007

Notice of Continuation: October 31, 2006

Authorizing, and Implemented or Interpreted Law: 58-1-106(1)(a); 58-1-202(1)(a); 58-9-504

◆ ————— ◆

Commerce, Occupational and Professional Licensing **R156-37-610** Controlled Substance Database - Limitations on Access to Database Information -Standards and Procedures for Identifying Individuals Requesting Information

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 30360

FILED: 08/23/2007, 12:22

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The division is proposing amendments to this rule to allow the controlled substance database manager to provide information from the database to various individuals that have specific purposes for appropriate health care management.

SUMMARY OF THE RULE OR CHANGE: Subsections R156-37-610(3) and (4) are deleted and a new subsection (3) is added which clarifies that the database manager may provide information from the database to licensed practitioners having authority to prescribe controlled substances and to licensed pharmacists having authority to dispense controlled substances. The database manager may provide the information on his own volition to accomplish the stated purposes set forth in Subsection 58-37-7.5(5).

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsections 58-1-106(1)(a), 58-37-6(1)(a), and 58-37-7.5(7)

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** The division anticipates it will incur minimal 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.

❖ **LOCAL GOVERNMENTS:** Proposed amendments do not apply to local governments, therefore no costs or savings are anticipated.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** The division anticipates there will be no costs or savings associated with this rule filing to either the regulated professions, small businesses, or the general public since this rule amendment clarifies an internal process within the division for making decisions for release of information.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The division anticipates there will be no costs or savings associated with this rule filing to either the regulated professions, small businesses, or the general public since this rule amendment clarifies an internal process within the division for making decisions for release of information.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No fiscal impact to businesses is anticipated with this rule filing which implements the provisions of the Utah Controlled Substances Act regarding sharing information from the Controlled Substance Database. 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:

Diana Baker at the above address, by phone at 801-530-6179, by FAX at 801-530-6511, or by Internet E-mail at dbaker@utah.gov

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: F. David Stanley, Director

R156. Commerce, Occupational and Professional Licensing.

R156-37. Utah Controlled Substances Act Rules.

R156-37-610. Controlled Substance Database - Limitations on Access to Database Information - Standards and Procedures for Identifying Individuals Requesting Information.

(1) In accordance with Subsections 58-37-7.5(8)(a) and (b), the division director shall designate in writing those individuals within the division who shall have access to the information in the database.

(2) Personnel from federal, state or local law enforcement agencies may obtain information from the database if the information relates to a current investigation being conducted by such agency. The manager of the database may also provide information from the database to such agencies on his own volition when the information may reasonably constitute a basis for investigation relative to violation of state or federal law.

(3) ~~In accordance with Subsection 58-37-7.5(7)(b), persons may request information from the database either orally or in writing.~~

~~(4) The manager of the database may release information upon oral request only if the identity of the person is verified. Identity of a practitioner may be made by use of a DEA number or other verifiable, confidential numbers provided by the division or other~~

~~government agencies to practitioners.]~~ In accordance with Subsections 58-37-7.5(5)(c), (6)(b), (7)(b), and (8)(d) and (e), the database manager may provide information from the database to licensed practitioners having authority to prescribe controlled substances and to licensed pharmacists having authority to dispense controlled substances. The database manager may provide the information on his own volition to accomplish the stated purposes set forth in Subsection 58-37-7.5(5).

(~~§~~4) Any individual may request information in the database relating to that individual's receipt of controlled substances. Upon request for database information on an individual who is the recipient of a controlled substance prescription entered in the database, the manager of the database shall make available database information exclusively relating to that particular individual under the following limitations and conditions:

(a) The requestor seeking database information personally appears before the manager of the database, or a designee, with picture identification confirming his identity as the same person on whom database information is sought.

(b) The requestor seeking database information submits a signed and notarized request executed under the penalty of perjury verifying his identity as the same person on whom database information is sought, and providing their full name, home and business address, date of birth, and social security number.

(c) The requestor seeking database information presents a power of attorney over the person on whom database information is sought and further complies with the following:

(i) submits a signed and notarized request executed by the requestor under the penalty of perjury verifying that the grantor of the power of attorney is the same person on whom database information is sought, including the grantor's full name, address, date of birth, and social security number; and

(ii) personally appears before the manager of the database with picture identification to verify personal identity, or otherwise submits a signed and notarized statement executed by the requestor under the penalty of perjury verifying his identity as that of the person holding the power of attorney.

(d) The requestor seeking database information presents verification that he is the legal guardian of an incapacitated person on whom database information is sought and further complies with the following:

(i) submits a signed and notarized request executed by the requestor under the penalty of perjury verifying that the incapacitated ward of the guardian is the same person on whom database information is sought, including the ward's full name, address, date of birth, and social security number; and

(ii) personally appears before the manager of the database with picture identification to verify personal identity, or otherwise submits a signed and notarized statement executed by the requestor under the penalty of perjury verifying his identity as that of the legal guardian of the incapacitated person.

(e) The requestor seeking database information shall present a release-of-records statement from the person on whom database information is sought and further complies with the following:

(i) submits a verification from the person on whom database information is sought consistent with the requirements set forth in paragraph (~~§~~4)(b);

(ii) submits a signed and notarized release of records statement executed by the person on whom database information is sought authorizing the manager of the database to release the relevant database information to the requestor; and

(iii) personally appears before the manager of the database with picture identification to verify personal identity, or otherwise submits a signed and notarized statement executed by the requestor under the penalty of perjury verifying his identity as that of the requestor identified in the release of records;

([6]5) Before data is released upon oral request, a written request may be required and received.

([7]6) Database information may be disseminated either orally, by facsimile or by U.S. mail.

([8]7) The Utah Department of Health may access Database information for purposes of scientific study regarding public health. To access information, the scientific investigator must:

(a) show the research is an approved project of the Utah Department of Health;

(b) provide a description of the research to be conducted, protocols for the project and a description of the data needs from the Database;

(c) provide assurances and a plan that demonstrates all Database information will be maintained securely, with access only permitted by the scientific investigator;

(d) provide for electronic data to be stored on a stand alone database computer system with access only allowed by the scientific investigator; and

(e) pay all relevant expenses for data transfer and manipulation.

KEY: controlled substances, licensing

Date of Enactment or Last Substantive Amendment: ~~February 16, 2006~~ 2007

Notice of Continuation: March 15, 2007

Authorizing, and Implemented or Interpreted Law: 58-1-106(1)(a); 58-37-6(1)(a); 58-37-7.5(7)

Commerce, Occupational and Professional Licensing

R156-60d

Substance Abuse Counselor Act Rules

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 30369

FILED: 08/28/2007, 09:18

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The division and the Substance Abuse Counselors Licensing Board are proposing amendments to the rule to implement statute changes to Title 58, Chapter 60, Part 5 made in S.B. 193 which was passed during the 2007 Legislative General Session. (DAR NOTE: S.B. 193 (2007) is found at Chapter 283, Laws of Utah 2007, and was effective 04/30/2007.)

SUMMARY OF THE RULE OR CHANGE: Throughout the rule amendments have been made to change the rule from plural to singular. Also, throughout the rule the additional licensure classifications of "certified substance abuse counselor, certified substance abuse counselor intern, and certified

substance abuse counselor extern" have been added where appropriate. In Section R156-60d-102, definitions for "accredited institution" and "general supervision" are being added. In Sections R156-60d-302a, R156-60d-302b, and R156-60d-302c, amendments are made to conform rule to recent statutory changes. In Section R156-60d-304, added that continuing education applies to licensed substance abuse counselors and certified substance abuse counselors.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsections 58-1-106(1)(a) and 58-1-202(1)(a), and Section 58-60-501

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: Updates the "Ethical Standards of Alcoholism and Drug Abuse Counselors", published by the National Association of Alcohol and Drug Abuse Counselors (NAADAC) from the May 20, 1995, edition to the December 8, 2004, edition

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** The division will incur costs of approximately \$100 to reprint the rule once the proposed amendments are made effective. Any costs incurred will be absorbed in the division's current budget.

❖ **LOCAL GOVERNMENTS:** The proposed amendments do not apply to local governments; therefore, no costs or savings are anticipated. The proposed amendments only apply to licensed substance abuse counselors, certified substance abuse counselors, certified substance abuse counselor interns, and certified substance abuse counselor externs and applicants for licensure in those classifications.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** The proposed amendments only apply to licensed substance abuse counselors, certified substance abuse counselors, certified substance abuse counselor interns, and certified substance abuse counselor externs and applicants for licensure in those classifications. It should be noted that any of the license classifications may qualify as a "small business" if they have a private practice. As a result of these proposed rule amendments, the division does not anticipate any costs or savings beyond those previously addressed in the statutory amendments made in S.B. 193 with respect to the newly created license classifications of certified substance abuse counselor, certified substance abuse counselor intern and certified substance abuse counselor extern. The public will be assured by the new classifications of licensure that the providers serving them are qualified by education and experience.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The proposed amendments only apply to licensed substance abuse counselors, certified substance abuse counselors, certified substance abuse counselor interns, and certified substance abuse counselor externs and applicants for licensure in those classifications. As a result of these proposed rule amendments, the division does not anticipate any costs or savings beyond those previously addressed in the statutory amendments made in S.B. 193 with respect to the newly created license classifications of certified substance abuse

counselor, certified substance abuse counselor intern, and certified substance abuse counselor extern.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No fiscal impact to businesses is anticipated with this rule filing beyond those addressed in S.B. 193. 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:

Noel Taxin at the above address, by phone at 801-530-6621, by FAX at 801-530-6511, or by Internet E-mail at ntaxin@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 10/15/2007

INTERESTED PERSONS MAY ATTEND A PUBLIC HEARING REGARDING THIS RULE: 10/03/2007 at 10:00 AM, Heber Wells Bldg, 160 E 300 S, Conference Room 475 (fourth floor), Salt Lake City, UT.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: F. David Stanley, Director

R156. Commerce, Occupational and Professional Licensing.

R156-60d. Substance Abuse Counselor Act Rule[s].

R156-60d-101. Title.

Th[ese]is rule[s-are] is known as the "Substance Abuse Counselor Act Rule[s]."

R156-60d-102. Definitions.

In addition to the definitions in Title 58, Chapters 1 and 60, as used in Title 58, Chapters 1 and 60 or th[ese]is rule[s]:

(1) "Accredited institution", as used in Subsections 58-60-506(2)(a)(i), (2)(b)(i), (2)(c)(i), (2)(d)(i), (3)(a)(i), (3)(b)(i), (3)(c) and (3)(d), means an educational institution identified in the "Accredited Institution of Postsecondary Education", published for the Commission of Recognition of Postsecondary Accreditation of the American Council on Education at the same time the applicant obtained the education.

(1) "ASAM" means the American Society of Addiction Medicine Patient Placement Criteria.

(2) "CAGE" means a quick screening instrument promulgated by the American Society of Addiction Medicine.

(3) "DSM-IV" means the Diagnostic Statistical Manual of Mental Health Disorders published by the American Psychiatric Association.

(4) "Formal classroom education", as used in Subsection R156-60d-302a(4), includes workshops, seminars, institutes, and college/university work, means college or university coursework through an accredited institution.

(5) "General supervision" means that the supervisor provides consultation with the supervisee by personal face to face contact, or direct voice contact by telephone or some other means within a reasonable time consistent with the acts and practices in which the supervisee is engaged.

(5) "ICRC/AODA, Inc." means the International Certification and Reciprocity Consortium/Alcohol and Other Drug Abuse, Inc.

(6) "Initial Assessment" means the procedure of gathering psycho-social information, which may include the application of the Addiction Severity Index, in order to recommend a level of treatment and to assist the mental health therapist supervisor in the information collection process and may include a referral to an appropriate treatment program provided the treatment program mandates that a Substance Abuse Treatment Evaluation must be completed prior to implementation of a treatment plan.

(7) "NAADAC" means the National Association of Alcohol and Drug Abuse Counselors.

(8) "Qualified continuing education" means continuing education that meets the standards set forth in Section R156-60d-304.

(9) "SASSI" means Substance Abuse Subtle Screening Inventory.

(10) "Screening", as used in Subsection 58-60-502(6)(a), means a brief interview conducted in person or by telephone to determine if there is a potential substance abuse problem. If a potential problem is identified, the screening may include a referral for an Initial Assessment or a Substance Abuse Treatment Evaluation. The screening may also include a preliminary ASAM level recommendation in order to expedite the subsequent assessment and evaluation process. Screening instruments such as the SASSI, CAGE, etc. may be included in the screening process.

(11) "Substance Abuse Treatment Evaluation" means the process used to interpret information gathered from an initial assessment, other instruments as needed, and a face to face interview by a licensed mental health therapist in order to determine if an individual meets the DSM-IV criteria for substance abuse or dependence and is in need of treatment. If the need for treatment is determined, the Substance Abuse Treatment Evaluation process includes the determination of a DSM-IV diagnosis and the determination of an individualized treatment plan.

(12) "Unprofessional conduct," as defined in Title 58 Chapters 1 and 60, is further defined, in accordance with Subsection 58-1-203(1)(e), in Section R156-60d-502.

R156-60d-103. Authority - Purpose.

Th[ese]is rule[s-are] is adopted by the division under the authority of Subsection 58-1-106(1)(a) to enable the division to administer Title 58, Chapter 60, Part 5.

R156-60d-302a. Qualifications for Licensure - Education Requirements.

In accordance with Sections 58-60-505 and 58-60-506, the standards for the education requirements are established as follows:

(1) The institution of higher education set forth in Subsections 58-60-505(1)(d)(i) and 58-60-506(1)(d)(i) shall be accredited by a

regional institutional accrediting body identified in the "Accredited Institutions of Postsecondary Education", published for the Commission of Recognition of Postsecondary Accreditation of the American Council on Education at the time the applicant obtained the education.

(2) The substance abuse counselor program set forth in Subsections 58-60-505(1)(d)(i)(A) and 58-60-506(1)(d)(i)(A) shall include:

(a) a major in alcohol and other drug abuse counseling; and
(b) a minimum of 300 clock hours of supervised field work practicum.

(3) Any baccalaureate or graduate degree in a behavior science field will satisfy the educational requirement set forth in Subsections 58-60-505(1)(d)(i)(B) and 58-60-506(1)(d)(i)(B).

(4) The 300 hours of addiction counseling specific [training]education set forth in Subsection 58-60-506(1)(d)(ii)(B)502(9) is defined as formal classroom education emphasizing alcohol and other drug addictions related to the practice of substance abuse counseling consisting of:

(a)1 a minimum of 18 hours in professional ethics and responsibilities; and

(b)2 a minimum of ten clock hours of training in each of the areas of practice as defined in Subsection 58-60-502(6)(a)(7).

R156-60d-302b. Qualifications for Licensure - Experience Requirements.

(1) In accordance with Subsections [58-60-505(1)(d)(i)(B) and 506(1)(d)(i)(B)]58-60-506(2)(a)(iii)(A), (2)(b)(iii)(A), (2)(c)(ii)(A), (2)(d)(ii)(A), the [4,000 hours of]supervised qualifying experience shall:

(a) be supervised [4,000 clock hours of]experience providing substance abuse counseling services as defined in Subsection 58-60-502(6)7;

(b) [consist of a minimum of 300 clock hours of addiction counseling specific training in a formal classroom education setting, emphasizing alcohol and other drug addictions related to the practice of substance abuse counseling, completed at the beginning of the supervised experience period; and include:

(i) a minimum of 18 hours in professional ethics and responsibilities; and

(ii) a minimum of ten clock hours of training in each of the areas of practice as defined in Subsection 58-60-502(6)(a);

(e)]be completed in an approved agency as defined in Subsection 58-60-502(1);

(f)g be supervised at a ratio of one hour of face-to-face direct supervision for every [20]40 hours of substance abuse counseling services provided by a supervisor who shall:

(i) be licensed as [either]a substance abuse counselor with at least one year of experience as a licensed substance abuse counselor; or[or a mental health therapist;]

(ii) be a licensed mental health therapist qualified by education and experience to treat substance abuse.

(ii) possess a certified clinical supervisor (CCS) credential, or have completed a minimum of 10,000 hours of experience in substance abuse, or if the supervised experience is completed on or after July 1, 2000, then the supervisor must possess a CCS credential or have completed at least 4,000 hours of licensed experience providing substance abuse counseling services; and]

(e)d be completed only when a licensed substance abuse counselor or mental health therapist is at the site where the supervised experience is occurring.]

(2) In accordance with Subsection 58-60-506(1)(d)(ii)(C), the supervised experience shall:

(a) be 6,000 clock hours of experience providing substance abuse counseling services as defined in Subsection 58-60-502(6);

(b) be completed in an approved agency as defined in Subsection 58-60-502(1);

(c) be supervised at a ratio of one hour of face-to-face direct supervision for every 20 hours of substance abuse counseling services provided by a supervisor who shall:

(i) be licensed as either a substance abuse counselor or a mental health therapist;

(ii) possess a certified clinical supervisor (CCS) credential, or have completed a minimum of 10,000 hours of experience in substance abuse, or if the supervised experience is completed on or after July 1, 2000, then the supervisor must possess a CCS credential or have completed at least 4,000 hours of licensed experience providing substance abuse counseling services;

(d) be completed only when a licensed substance abuse counselor or mental health therapist is at the site where the supervised experience is occurring; and

(e) include a 300 clock hour supervised practicum experience which focuses on skill development and integration of knowledge and shall:

(i) be completed in an approved agency as defined in Subsection 58-60-502(1);

(ii) be supervised at a ratio of one hour of face-to-face direct supervision for every ten hours of substance abuse counseling services provided by a supervisor who shall:

(A) be licensed as either a substance abuse counselor or a mental health therapist;

(B) possess a certified clinical supervisor (CCS) credential, or have completed a minimum of 10,000 hours of experience in substance abuse, or if the supervised experience is completed on or after July 1, 2000, then the supervisor must possess a CCS credential or have completed at least 4,000 hours of licensed experience providing substance abuse counseling services;

(iii) consist of a minimum of ten clock hours of experience in each of the area of practice as defined in Subsection 58-60-502(6)(a); and

(iv) be completed only when a licensed substance abuse counselor or mental health therapist is at the site where the supervised experience is occurring.]

(2) In accordance with Subsection 58-60-511(1), hours of experience required by Section 58-60-506 that are earned after January 1, 2008 shall be earned while the person earning the hours is licensed as a certified substance abuse counselor, certified substance abuse counselor intern or certified substance abuse counselor extern.

R156-60d-302c. Qualifications for Licensure - Examination Requirements.

In accordance with Subsection[s 58-60-505(1)(e) and] 58-60-506(1)(e), the examination[s] required for licensure is[are] the following:

(1)] the written International Certification Examination for Alcohol and Drug Counselors of the ICRC/AODA, Inc., with a minimum criterion score as set by ICRC/AODA, Inc[; or

(2) current certification by the ICRC/AODA, Inc. as an international certified alcohol and drug counselor (ICADC), if applying for licensure prior to July 1, 1998].

R156-60d-303. Renewal Cycle - Procedures.

(1) In accordance with Subsection 58-1-308(1), the renewal date for the two-year renewal cycle applicable to licensees under Title 58, Chapter 60, Part 5 is established by rule in Section R156-1-308a.

(2) Renewal procedures shall be in accordance with Section R156-1-308.

R156-60d-304. Continuing Education for Licensed Substance Abuse Counselors and Certified Substance Abuse Counselors.

(1) In accordance with Section 58-60-105, there is created a continuing education requirement as a condition for renewal or reinstatement of licensed substance abuse counselors and certified substance abuse counselors licenses issued under Title 58, Chapter 60, Part 5.

(2) Continuing education shall consist of 40 hours of qualified continuing professional education directly related to the licensee's professional practice in each preceding two year period of licensure or expiration of licensure. At least six of the 40 required hours, must be in the area of professional ethics and responsibilities.

(3) The required number of hours of professional education for an individual who first becomes licensed during the two year period shall be decreased in a pro rata amount equal to any part of that two year period preceding the date on which that individual first became licensed.

(4) The standards for qualified continuing professional education shall include:

(a) a clear statement of purpose and defined objective for the educational program directly related to the practice of a substance abuse counselor;

(b) documented relevance to the licensee's professional practice;

(c) a competent, well-organized, and sequential presentation consistent with the stated purpose and objective of the program;

(d) preparation and presentation by individuals who are qualified by education, training, and experience; and

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

(5) Credit for professional education shall be recognized in accordance with the following:

(a) unlimited hours shall be recognized for professional education completed in blocks of time of not less than 50 minutes in formally established classroom courses, seminars, conferences, workshops, institutes, or in services;

(b) a maximum of ten hours per two year period may be recognized for teaching in a college or university, or teaching qualified continuing professional education courses in the field of substance abuse; and

(c) a maximum of six hours per two year period may be recognized for clinical readings directly related to practice as a substance abuse counselor.

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

(7) A licensee who documents he is engaged in full time activities or is subjected to circumstances which prevent that licensee from meeting the continuing professional education

requirements established under this section may be excused from the requirement for a period of up to five years. However, it is the responsibility of the licensee to document the reasons and justify why the requirement could not be met.

R156-60d-307. License Reinstatement - Requirements.

In accordance with Subsection R156-1-308[~~e(3)(b)~~]g, an applicant for reinstatement of a license after two years following expiration of that license shall demonstrate competency by:

(1) meeting with the board upon request for the purpose of evaluating the applicant's current ability to engage safely and competently in practice as a substance abuse counselor and to make a determination of any additional education, experience or examination requirements which will be required before reinstatement;

(2) passing the written International Certification Examination for Alcohol and Drug Counselors of the ICRC/AODA, Inc. if it is determined by the board that current taking and passing of the examination is necessary to demonstrate the applicant's ability to engage safely and competently in practice as a substance abuse counselor; and

(3) completing at least 40 hours of professional education in subjects determined by the board as necessary to ensure the applicant's ability to engage safely and competently in practice as a substance abuse counselor.

R156-60d-502. Unprofessional Conduct.

"Unprofessional conduct" includes any violation of any provision of the "Ethical Standards of Alcoholism and Drug Abuse Counselors" established by the NAADAC, [~~May 20, 1995~~]December 8, 2004 edition, which is hereby incorporated by reference.

R156-60d-601. Scope of Practice.

The scope of practice of a licensed substance abuse counselor, certified substance abuse counselor, certified substance abuse counselor intern and certified substance counselor extern as used in Subsection 58-60-502[~~(6)(a)~~](7) and the duties of the [~~mental health~~]supervisor of a licensed substance abuse counselor, certified substance abuse counselor, certified substance abuse counselor intern and certified substance abuse counselor extern as used in Section 58-60-508 are further defined and clarified as follows:

(1) A licensed substance abuse counselor, certified substance abuse counselor, certified substance abuse counselor intern and certified substance abuse counselor extern may perform a Screening as defined in R156-60d-102[~~(6)~~](11), may perform an Initial Assessment as defined in R156-60d-102[~~(3)~~](7), and may assist in the evaluation process by meeting with the client to gather parts of the psycho-social information as directed by the supervising licensed mental health therapist. However, the licensed mental health therapist supervisor must see the individual face to face to conduct the Substance Abuse Treatment Evaluation as defined in R156-60d-102[~~(7)~~](12).

(2) A licensed substance abuse counselor, certified substance abuse counselor, certified substance abuse counselor intern and certified substance counselor extern may also participate as part of the multi-disciplinary team in the development of the treatment plan, but may not independently diagnose and [~~prescribe~~]develop treatment plans, which [~~is~~]are the responsibility of the licensed mental health therapist supervisor.

KEY: licensing, substance abuse counselors

Date of Enactment or Last Substantive Amendment: [~~October 18, 2004~~]2007

Notice of Continuation: April 10, 2006

Authorizing, and Implemented or Interpreted Law: 58-60-501; 58-1-106(1)(a); 58-1-202(1)(a)

◆ ————— ◆

Environmental Quality, Water Quality R317-1-7 TMDLs

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 30382

FILED: 08/30/2007, 16:30

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this amendment is to incorporate by reference six completed and recently approved (EPA) Total Maximum Daily Load (TMDL) water quality determinations into the rule.

SUMMARY OF THE RULE OR CHANGE: This section incorporates by reference the following completed and approved TMDLs into the rule: Thistle Creek, Strawberry Reservoir, Matt Warner Reservoir, Calder Reservoir, Lower Duchesne River, and Lake Fork River. Each TMDL document has gone through an individual public review process, has been approved by the Environmental Protection Agency (EPA) and adopted by the Water Quality Board.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-5-104

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: Thistle Creek TMDL, July 9, 2007; Strawberry Reservoir TMDL, July 9, 2007; Matt Warner Reservoir, July 9, 2007; Calder Reservoir, July 9, 2007; Lower Duchesne River, July 9, 2007; and Lake Fork River, July 9, 2007

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** There are no anticipated impacts to the state budget. The proposed amendments will be addressed using existing resources.

❖ **LOCAL GOVERNMENTS:** No cost impacts to local governments are anticipated. However, individual TMDLs may or may not result in capital construction costs or costs associated with changes in management strategies to address point sources and nonpoint source pollution problems. If increased compliance costs to local governments are identified as a result of a TMDL, they are presented to the public for comment and discussion prior to the adoption of the TMDL.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** No cost impacts to small businesses or other persons are anticipated. However, individual TMDLs may or may not

result in capital construction costs or costs associated with changes in management strategies to address point sources and nonpoint source pollution problems. If increased compliance costs to local governments are identified as a result of a TMDL, they are presented to the public for comment and discussion prior to the adoption of the TMDL.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Individual TMDLs may or may not result in capital construction costs or costs associated with changes in management strategies to address point sources and nonpoint source pollution problems. If increased compliance costs to local governments are identified as a result of a TMDL, they are presented to the public for comment and discussion prior to the adoption of the TMDL.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Each state is required under Section 303 of the federal Clean Water Act to establish TMDLs for waters identified as impaired, i.e., those waters included on the 303(d) list. States must complete and implement TMDLS. Fiscal impacts to businesses that may result from TMDL implementation, if any, will be declared in public forums during the development of individual TMDLS. Rick Sprott, Executive Director

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

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Walter Baker, Director

R317. Environmental Quality, Water Quality. R317-1. Definitions and General Requirements. R317-1-7. TMDLs.

The following TMDLs are approved by the Board and hereby incorporated by reference into these rules:

- 7.1 Bear River -- December 23, 1997
- 7.2 Chalk Creek -- December 23, 1997
- 7.3 Otter Creek -- December 23, 1997
- 7.4 Little Bear River -- May 23, 2000
- 7.5 Mantua Reservoir -- May 23, 2000
- 7.6 East Canyon Creek -- September 1, 2000

- 7.7 East Canyon Reservoir -- September 1, 2000
 7.8 Kents Lake -- September 1, 2000
 7.9 LaBaron Reservoir -- September 1, 2000
 7.10 Minersville Reservoir -- September 1, 2000
 7.11 Puffer Lake -- September 1, 2000
 7.12 Scofield Reservoir -- September 1, 2000
 7.13 Onion Creek (near Moab) -- July 25, 2002
 7.14 Cottonwood Wash -- September 9, 2002
 7.15 Deer Creek Reservoir -- September 9, 2002
 7.16 Hyrum Reservoir -- September 9, 2002
 7.17 Little Cottonwood Creek -- September 9, 2002
 7.18 Lower Bear River -- September 9, 2002
 7.19 Malad River -- September 9, 2002
 7.20 Mill Creek (near Moab) -- September 9, 2002
 7.21 Spring Creek -- September 9, 2002
 7.22 Forsyth Reservoir -- September 27, 2002
 7.23 Johnson Valley Reservoir -- September 27, 2002
 7.24 Lower Fremont River -- September 27, 2002
 7.25 Mill Meadow Reservoir -- September 27, 2002
 7.26 UM Creek -- September 27, 2002
 7.27 Upper Fremont River -- September 27, 2002
 7.28 Deep Creek -- October 9, 2002
 7.29 Uinta River -- October 9, 2002
 7.30 Pineview Reservoir -- December 9, 2002
 7.31 Browne Lake -- February 19, 2003
 7.32 San Pitch River -- November 18, 2003
 7.33 Newton Creek -- June 24, 2004
 7.34 Panguitch Lake -- June 24, 2004
 7.35 West Colorado -- August 4, 2004
 7.36 Silver Creek -- August 4, 2004
 7.37 Upper Sevier River -- August 4, 2004
 7.38 Lower and Middle Sevier River -- August 17, 2004
 7.39 Lower Colorado River -- September 20, 2004
 7.40 Upper Bear River -- August 4, 2006
 7.41 Echo Creek -- August 4, 2006
 7.42 Soldier Creek -- August 4, 2006
 7.43 East Fork Sevier River -- August 4, 2006
 7.44 Koosharem Reservoir -- August 4, 2006
 7.45 Lower Box Creek Reservoir -- August 4, 2006
 7.46 Otter Creek Reservoir -- August 4, 2006
 7.47 Thistle Creek -- July 9, 2007
 7.48 Strawberry Reservoir -- July 9, 2007
 7.49 Matt Warner Reservoir -- July 9, 2007
 7.50 Calder Reservoir -- July 9, 2007
 7.51 Lower Duchesne River -- July 9, 2007
 7.52 Lake Fork River -- July 9, 2007

KEY: water pollution, waste disposal, industrial waste, effluent standards

Date of Enactment or Last Substantive Amendment: ~~January 19,~~ 2007

Notice of Continuation: October 7, 2002

Authorizing, and Implemented or Interpreted Law: 19-5



Environmental Quality, Water Quality
R317-4-9
 Absorption Systems

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 30383

FILED: 08/30/2007, 16:30

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this amendment is to update this section to make it more generic to apply to a broader range of wastewater absorption systems and replace an outdated reference with a more descriptive one.

SUMMARY OF THE RULE OR CHANGE: The changes are: 1) at the option of the local health department or district, a gravelless chamber trench wastewater absorption system can be used in lieu of standard gravel and effluent pipe; 2) grant a 30% reduction of drainfield size when this type of system is used; and 3) use International Association of Plumbing and Mechanical Officials (IAPMO) Standard PS 63-2005 as the new referenced standard.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-5-105

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: International Association of Plumbing and Mechanical Officials (IAPMO) Standard 63-2005

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** None--The proposed changes modify a technical specification and will not result in any costs or savings to the state budget.

❖ **LOCAL GOVERNMENTS:** None--The proposed changes modify a technical specification and will not result in any costs or savings to local government.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** If a gravelless chamber trench system is allowed by the local health department or district, a 30% reduction in drainfield size can be granted for a Type "A" Chamber. For a Type "B" Chamber, approximately 5% more drainfield product will need to be purchased and installed by the consumer. Actual costs or savings cannot be estimated, as it depends on the amount that is required for their particular project. For example a four-bedroom home will require less drainfield (gravelless chambers) than a five-bedroom home.

COMPLIANCE COSTS FOR AFFECTED PERSONS: If a gravelless chamber trench system is allowed by the local health department or district, a 30% reduction in drainfield size can be granted for a Type "A" Chamber. For a Type "B" Chamber, approximately 5% more drainfield product will need to be purchased and installed by consumer. Actual costs or savings cannot be estimated, as it depends on the amount that is required for their particular project. For example a four-bedroom home will require less drainfield (gravelless chambers) than a five-bedroom home.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The proposed amendments are not anticipated to have any impact on business costs, as

the consumer will be most affected either in cost or savings.
Rick Sprott, Executive Secretary

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

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Walter Baker, Director

R317. Environmental Quality, Water Quality.
R317-4. Onsite Wastewater Systems.
R317-4-9. Absorption Systems.

.....

9.3. Shallow Trenches with Capping Fill. Shallow trenches with capping fill are trenches which meet the requirements of standard trenches except for depth of installation. Shallow trenches with capping fill may be installed to a minimum depth of 10 inches from the natural existing grade to the bottom of the trench. The top of the distribution pipe shall not be installed above the natural existing grade. The gravel fill above the pipe, the filter media barrier, and the soil fill are installed as a "cap" to the trench above grade. Fill shall be installed between trenches to prevent surface ponding and to provide a level finished grade.

9.4. Chambered Trench Systems:

~~— A. At the option of the local health department, chamber system media may be used in lieu of the gravel fill and perforated distribution pipe in absorption trenches if the installation is in conformance with manufacturer recommendations, as modified by these rules.~~

~~— B. No cracked, weakened or otherwise damaged chamber units shall be used in any installation.~~

~~— C. All chambers shall be manufactured of an approved material and shall be certified to withstand the AASHTO H-10-44 highway structural rating without damage or permanent deformation.~~

~~1. Type A Chamber Media:~~

~~— a. Type A Chamber Media shall be of an approved design with a minimum width at the bottom of 30 inches (76 cm) and a minimum louvered sidewall opening height of six inches (15 cm).~~

~~— b. Type A chamber media may be installed in standard trenches, shallow trenches with capping fill, at grade trenches, and earth fill trenches.~~

~~— c. Type A chamber media shall be installed in trenches with a minimum excavation width of 36 inches (91 cm).~~

~~— d. The minimum total length of Type A chamber media installed shall be equal or greater than the minimum length of a 36 inch wide gravel media trench as required by these rules.~~

~~2. Type B Chamber Media:~~

~~— a. Type B Chamber Media shall be of an approved design with a minimum open bottom width of 18 inches (46 cm) and a minimum louvered sidewall opening height of 9 3/8 inches (24 cm).~~

~~— b. The local health department shall provide written notification to the owner that they are using technology which has less experience than the conventional gravel filled trench. The potential liabilities of the system shall be clearly explained, including the responsibility a homeowner has to replace a failing wastewater system.~~

~~— c. Type B chamber media may only be installed in standard trenches and shallow trenches with capping fill. Type B chambers may not be installed in conjunction with any other absorption system configuration, including alternative and experimental systems.~~

~~— d. Type B chamber media shall be installed in trenches with a minimum excavation width of 24 inches (61 cm).~~

~~— e. The bottom of the Type B chamber media and trench excavation shall be a minimum of 9 3/8 inches below the bottom invert of the effluent inlet pipe to the trench.~~

~~— f. The minimum total length of Type B chamber media installed shall be equal or greater than the minimum length of a 36 inch (91 cm) wide gravel media trench as required by these rules.~~ 9.4 Gravelless Chamber Trench

A. At the option of the local health department or district, gravelless chambers may be used in lieu of the gravel media and perforated effluent pipe in gravity absorption trenches or gravel media when a pressurized distribution pipe system is used, the installation is in conformance with manufacturer recommendations, as modified by these rules.

B. No cracked, weakened, modified or otherwise damaged chamber units shall be used in any installation.

C. All Chamber endplates shall be designed so that the bottom elevation of the effluent inlet pipe is at an equal or higher elevation than the highest elevation of the chamber sidewall louvers.

D. All chambers shall have a splash plate under the inlet pipe or other design feature to avoid unnecessary channeling into trench bottom.

E. An observation port may be placed in each drainfield line to observe the infiltrative surface conditions and ponding levels within the drainfield.

F. All chambers shall meet international Association of Plumbing and Mechanical Officials (IAPMO) standard PS 63-2005, which is hereby incorporated into this rule by reference.

1. Type A Chamber:

a. Shall have a minimum chamber width of 30-inches.

b. Shall be installed in trenches with a maximum excavation width of 36 inches.

2. Type B Chamber:

a. Shall have a minimum chamber width of 22-inches.

b. Shall be installed in trenches with a maximum excavation width of 24 inches.

G. Absorption area shall be calculated using a trench width of 36 inches for Type A Chambers and 24 inches for Type B Chambers. In each case an additional reduction factor may be applied to the calculated absorption area by using a 0.7 multiplier.

9.5. Deep Wall Trenches.

A. Deep wall trenches may be constructed in lieu of other approved absorption systems or as a supplement to an absorption trench where soil conditions and the required separation from the maximum ground water table comply with Table 11 of this section. This absorption system consists of deep trenches filled with clean, coarse filter material which receive septic tank effluent and allow it to seep through sidewalls into the adjacent porous subsurface soil. They shall conform to the following requirements:

1. The effective absorption areas shall be considered as the outside surface of the deep wall trench (vertical sidewall area) calculated below the inlet or distributing pipe, exclusive of any unsuitable soil or bedrock formations. The bottom area and any highly restrictive or impervious strata or bedrock formations shall not be considered in determining the effective sidewall absorption area. Each deep wall trench shall have a minimum sidewall absorption depth of 2 feet of suitable soil formation.

.....

KEY: waste water, onsite wastewater systems, alternative onsite wastewater systems, septic tanks

Date of Enactment or Last Substantive Amendment: ~~May 19, 2006~~2007

Notice of Continuation: February 10, 2005

Authorizing, and Implemented or Interpreted Law: 19-5-104



**Environmental Quality, Water Quality
R317-10
Certification of Wastewater Works
Operators**

**NOTICE OF PROPOSED RULE
(Amendment)**

DAR FILE NO.: 30381
FILED: 08/30/2007, 16:29

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this amendment is to clarify the requirements and procedures used by the wastewater operator certification program and bring rules into harmony with actual practices of the Division.

SUMMARY OF THE RULE OR CHANGE: The changes are: 1) grammatical or typographical corrections; 2) Grade III and Grade IV operators will no longer be required to have a minimum amount of work experience at a facility rated at least one grade lower than the certificate classification in order to qualify for an "unrestricted" certificate; 3) change the rule to require that oral examinations only be administered by two Council members to allow someone else approved by the Council to assist a Council member; 4) clarify that an applicant may take any grade of wastewater examination -- not just exams "higher than the classification of the system..."; and 5)

adjust language for the Small Lagoon System classification to conform with the actual practice of determining the classification of a lagoon system by using "population equivalent served" rather than "design population equivalent".

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 19-5-105 and 19-5-104

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** Increase of \$10 per application for additional requests for Change in Status that would previously not have been possible due to the experience requirement. Decrease of \$10 per renewal application when the individual is not required to maintain the lower certification. Actual overall change will probably be a slight increase in revenue. However, some staff time may be used to assist in administering oral exams.

❖ **LOCAL GOVERNMENTS:** Local government will save the cost of hiring more experienced operators initially. Communities with lagoon systems designed for higher populations will not be required to have operators at the higher certification levels until they actually are serving the higher population. This savings is dependent upon the actual salaries paid and whether the communities pay for the cost of the exams and renewals.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** Individual operators could save the cost of the renewal fees (currently \$10 per certificate) for the second certificate since they will not be required to maintain multiple certificates for the same classification. Members of the Certification Council will be able to minimize the time away from their regular employment in order to administer the oral exams.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Costs will essentially be the same as they currently are. Some individuals will be able to postpone taking higher exams (currently \$35 per exam) and others who were unable to qualify before will be able to obtain unrestricted certificates.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The proposed amendments apply to political subdivisions of the state that operate wastewater treatment works and sewerage systems. No impacts to businesses are anticipated except where they voluntarily participate in certification of wastewater operators. Rick Sprott, Executive Director

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

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Walter Baker, Director

**R317. Environmental Quality, Water Quality.
R317-10. Certification of Wastewater Works Operators.
R317-10-4. Definitions.**

- A. "Board" means the Water Quality Board.
- B. "Category" means type of certification (collection or wastewater treatment).
- C. "Certificate" means a certificate issued by the Council, stating that the recipient has met the minimum requirements for the specified operator grade described in this rule.
- D. "Certified Operator" means a person with the appropriate education and experience, as specified in this rule, who has successfully completed the certification exam or otherwise meets the requirements of this rule.

E. "Chief Operator" means the supervisor in direct responsible charge of all shift operators for a collection or treatment system.

F. "Collection System" means the system designed to collect and transport sewage from the beginning points that the collection entity regards as their responsibility to maintain and operate, to the points where the treatment facility assumes responsibility for operation and maintenance.

G. "Council" means the Utah Wastewater Operator Certification Council.

H. "Continuing Education Unit (CEU)" means ten contact hours of participation in and successful completion of an organized and approved continuing education experience. College credit in approved courses may be substituted for CEUs on an equivalency basis as defined in this rule.

I. "Direct Responsible Charge (DRC)" means active on-site charge and performance of operation duties. The person in direct responsible charge is generally a supervisor over wastewater treatment or collection who independently makes decisions affecting all treatment or system processes during normal operation which may ~~effect~~ affect the quality, safety, and adequacy of treatment of wastewater discharged from the plant. In cases where only one operator is employed, this operator shall be considered to be in direct responsible charge.

J. "Executive Secretary" means the Executive Secretary of the Water Quality Board.

K. "Grade Level" means any one of the possible steps within a certification category of either wastewater collection or wastewater treatment. There are four levels each for collection and treatment system operators, Grade I being the lowest and Grade IV the highest level. There is one level for lagoon operators.

L. "Grandfather Certificate" means a certificate issued to an operator, without taking an examination, by virtue of the operator meeting experience and other requirements in R317-10-11.G of this rule.

M. "Operating Experience" means experience gained in operating a wastewater treatment plant or collection system which enables the operator to make correct supervisory, operational, safety, and maintenance decisions affecting personnel, water quality, public health,

regulatory compliance, and wastewater works operation, efficiency, and longevity.

N. "Operator" means any person who is directly involved in or may be responsible for operation of any wastewater works or facilities treating wastewater.

O. "Population Equivalent (P.E.)" means the population which would contribute an equivalent waste load based on the calculation of total pounds of B.O.D. contributed divided by 0.2. This calculation may be used where a significant amount of industrial waste is discharged to a wastewater system.

P. "Restricted Certificate" means a certificate issued upon passing the certification examination when other requirements have not been met.

Q. "Small Lagoon System" means a wastewater lagoon system ~~designed to serve~~ serving fewer than 3500 ~~design~~ population equivalent.

R. "Wastewater Works" means facilities for collecting, pumping, treating or disposing of sanitary wastewater.

R317-10-6. Facility Classification System.

Treatment plants and collection systems shall be classified in accordance with Table 1.

TABLE 1
FACILITY CLASSIFICATION SYSTEM

FACILITY CATEGORY		CLASS			
		I	II	III	IV
Collection (1)	Pop. Served	3,500 and less	3,501 to 15,000	15,001 to 50,000	50,001 and greater
Treatment Plant (2)	Range of Fac. Points	30 and less	31 to 55	56 to 75	76 and greater
Small Lagoon Systems (3)	Design Pop. Pop. Equiv. Equiv. Served	3,500 and less			

(1) Simple "in-line" treatment (such as booster pumping, preventive chlorination, or odor control) is considered an integral part of a collection system.

(2) Treatment plants shall be assigned "facility points" in accordance with Table 2 "Wastewater Treatment Plant Classification System".

(3) A combined certificate shall be issued for treatment works/collection system operation.

TABLE 2
WASTEWATER TREATMENT PLANT CLASSIFICATION SYSTEM

Each Unit process should have points assigned only once.

Item	Points
SIZE (2 PT Minimum - 20 PT Maximum)	
Max. Population equivalent (PE) served, peak day(1)	1 - 10
Design flow average day or peak month average, whichever is larger(2)	1 - 10
VARIATION IN RAW WASTE (3)	
Variations do not exceed those normally or typically expected	0
Recurring deviations or excessive variations of 100 - 200% in strength and/or flow	2
Recurring deviations or excessive variations of more than 200% in strength and/or flow	4
Raw wastes subject to toxic waste discharges	6

Acceptance of septage or truck-hauled waste	2	Use of SCADA or similar instrumentation systems to provide data with extensive/total process operation	6
PRELIMINARY TREATMENT			
Plant pumping of main flow	3	LABORATORY CONTROL (15 pt. max)(4)	
Screening, comminution	3	Bacteriological/biological (5 pt. max):	
Grit removal	3	Lab work done outside the plant	0
Equalization	1	Membrane filter procedures	3
PRIMARY TREATMENT			
Clarifiers	5	Use of fermentation tubes or any dilution method (or E. coli determination)	5
Imhoff tanks or similar	5	Chemical/physical (10 pt. max):	
SECONDARY TREATMENT			
Fixed film reactor	10	Lab work done outside the plant	0
Activated sludge	15	Push-button, visual methods for simple tests (i.e. pH, settleable solids)	3
Stabilization ponds w/o aeration	5	Additional procedures (ie, DO, COD, BOD, gas analysis, titrations, solids volatile content)	5
Stabilization ponds w/aeration	8	More advanced determinations (ie, specific constituents; nutrients, total oils, phenols)	7
TERTIARY TREATMENT			
Polishing ponds for advanced waste treatment	2	Highly sophisticated instrumentation (i.e., atomic absorption, gas chromatography)	10
Chemical/physical advanced waste treatment w/o secondary	15	(1) 1 point per 10,000 P.E. or part; maximum of 10 points	
Chemical/physical advanced waste treatment following secondary	10	(2) 1 point per MGD or part	
Biological or chemical/biological advanced waste treatment	12	(3) Key concept is frequency and/or intensity of deviation or excessive variation from normal or typical fluctuations; such deviation may be in terms of strength, toxicity, shock loads, inflow and infiltration, with point values ranging from 0 - 6.	
Nitrification by designed extended aeration only	2	(4) Key concept is to credit laboratory analyses done on-site by plant personnel under the direction of the operator in direct responsible charge with point values ranging from 0 - 15.	
Ion exchange for advanced waste treatment	10		
Reverse osmosis, electro dialysis and other membrane filtration techniques	15		
Advanced waste treatment chemical recovery, carbon regeneration	4		
Media Filtration	5		
ADDITIONAL TREATMENT PROCESSES			
Chemical additions (2 pts./each for max. of 6 pts.)	2 - 6		
Dissolved air flotation (for other than sludge thickening)	8		
Intermittent sand filter	2		
Recirculating intermittent sand filter	3		
Microscreens	5		
Generation of oxygen	5		
SOLIDS HANDLING			
Solids conditioning	2		
Solids thickening (based on technology)	2 - 5		
Mechanical dewatering	8		
Anaerobic digestion of solids	10		
Utilization of digester gas for heating or cogeneration	5		
Aerobic digestion of solids	6		
Evaporative sludge drying	2		
Solids reduction (including incineration, wet oxidation)	12		
On-site landfill for solids	2		
Solids composting	10		
Land application of biosolids by contractor	2		
Land application of biosolids under direction of facility operator in DRC	10		
DISINFECTION (10 pt. max.)			
Chlorination or ultraviolet irradiation	5		
Ozonation	10		
EFFLUENT DISCHARGE (10 pt. max.)			
Mechanical Post aeration	2		
Direct recycle and reuse	6		
Land treatment and disposal (surface or subsurface)	4		
INSTRUMENTATION (6 pt. max.)			
Use of SCADA or similar instrumentation systems to provide data with no process operation	0		
Use of SCADA or similar instrumentation systems to provide data with limited process operation	2		
Use of SCADA or similar instrumentation systems to provide data with moderate process operation	4		

R317-10-7. Qualifications for Operator Grades.

A. General

1. "Qualification Points" means total of years of education and experience required. All substitutions are year for year equivalents. A college "year" is considered 45 quarter hours or 30 semester hours of credit.

2. College-level education must be in a job-related field to be credited. However, partial credit may be given for non-job related education at the discretion of the Council.

3. Experience may be substituted for a high school education or a graduate equivalence degree in Grades I and II only.

4. Education may be substituted for experience, as specified below.

B. Grade I - 13 points required

1. High school diploma or equivalency (12 points), or highest grade completed (one point per grade, up to 12 points).

2. One year operating experience (one point per year).

3. Experience may be substituted for all or any part of the education requirements, on a one-to-one basis.

4. Education may not be substituted for experience.

C. Grade II - 14 points required

1. High school diploma or equivalency (12 points), or highest grade completed (one point per grade, up to 12 points).

2. Two years operating experience (one point per year)

3. Up to one year of additional education may be substituted for an equivalent amount of operating experience.

4. Experience may be substituted for all or any part of the education requirement, on a one-to-one basis.

D. Grade III - 16 points required

1. High school diploma or equivalency (12 points), or highest grade completed (one point per grade, up to 12 points).

2. Four years operating experience (one point per year)

3. Up to 2 years of additional education may be substituted for an equivalent amount of operating experience. Relevant and specialized

operator training may be substituted for education requirement, where 25 CEUs is equivalent to 1 year of education.

~~[4. At least one year of the operating experience must have been at a Class II facility or higher.~~

] E. Grade IV - 18 points required

1. High school diploma or equivalency (12 points), or highest grade completed (one point per grade, up to 12 points)

2. Six years operating experience (one point per year)

3. Up to 2 years of additional education may be substituted for an equivalent amount of operating experience. Relevant and specialized operator training may be substituted for education requirement, where 25 CEUs is equivalent to 1 year of education.

~~[4. At least two years of the operating experience must have been at a Class III facility or higher.~~

]

R317-10-10. Examination.

A. The time and place of examinations to qualify for a certificate shall be determined by the Council. All examinations shall be graded and the applicant notified of the results. Examination fees shall be charged to cover the costs of testing.

B. Normally, all examinations for certification shall be written. However, upon request an oral examination will be given. Such examination shall be conducted by at least two people, at least one of whom is a Council member[s]. Those persons assisting the Council member must be approved by the Council. All exams shall be administered in a manner that will ensure the integrity of the certification program.

C. In the event an applicant fails an exam, the applicant may request to review the exam within 30 days following receipt of the exam score. The Council shall not review examination questions for the purpose of changing individual examination scores. However, questions may be edited for future examinations. If an error is found in the grading of the exam, credit may be given.

R317-10-11. Certificates.

A. All certificates shall indicate one of the following grades for which they are issued.

1. Wastewater Treatment Operator - Grades I through IV.

2. Restricted Wastewater Treatment Operator - Grades I through IV.

3. Wastewater Collection Operator - Grades I through IV.

4. Restricted Wastewater Collection Operator - Grades I through IV.

5. Small Lagoon System Operator - Grade I Wastewater Treatment and Collection System Combined.

6. Restricted Small Lagoon System Operator - Grade I Wastewater Treatment and Collection System Combined.

B. An applicant shall have the opportunity to take any grade of examination ~~[higher than the classification of the system which he or she operates]~~. A restricted certificate shall be issued if the applicant passes the exam but lacks the experience or education required for a particular grade.

An unrestricted certificate shall be issued if the applicant passes the exam and the experience and education requirements appropriate to the particular grade are met. Restricted certificates shall become unrestricted when the appropriate experience and education requirements are met and a change in status fee is paid. A restricted certificate does not qualify a person as a certified operator at the grade level that the restricted certificate is issued, until the limiting conditions are met, except as provided in R317-10-5. Upon application, a

restricted certificate may be renewed subject to the conditions in C below. Replacement certificates may be obtained by payment of a duplicate certificate fee.

C. Certificates shall continue in effect for a period of up to three years unless revoked prior to that time. The certificate must be renewed each three years by payment of a renewal fee and submittal of evidence of required CEUs. The certificates expire on December 31 of the last year of the certificate. Operators considered in DRC must renew by the expiration date in order for the wastewater works to remain in compliance with this rule. Request for renewal shall be made on forms supplied by the Council. It shall be the responsibility of the operator to make application for certificate renewal.

D. An expired certificate may be reinstated within three months after expiration by payment of a reinstatement fee. After three months, an expired certificate cannot be reinstated, and the operator must retest to become certified. The required CEUs for renewal must be accrued before expiration of the certificate.

E. CEUs must be earned during the 3 year period prior to the expiration date of the certificate.

F. The Council may, after appropriate review, waive examination of applicants holding a valid certificate or license issued in compliance with other certification plans having equivalent standards, and issue a comparable Utah certificate upon payment of a reciprocity fee.

If the applicant is working in another state at the time of application, or has relocated to Utah but has not yet obtained employment in the wastewater field in Utah, a letter of intent to issue a certificate by reciprocity may be provided. When the applicant provides proof of employment in the wastewater field in Utah, and meets all other requirements, a certificate may be issued.

G. A grandfather certificate shall be issued, upon application and payment of an administrative fee, to qualified operators who must be certified (chief operators, supervisors, or anyone considered in direct responsible charge). The certificate shall be valid only for the wastewater works at which the operator is employed as that facility existed on March 16, 1991. Operators must obtain initial certification on or before March 16, 1994. The certificate may not be transferred to another facility or person. If the facility undergoes an addition of a new process, even if the facility classification does not change, or the collection system has a change in rating, the respective operator must obtain a restricted or unrestricted certificate within one year as specified in this rule.

Grandfather certificates shall be issued for a period of up to three years and must be renewed prior to the expiration date to remain in effect. Renewal shall include the payment of a renewal fee and submittal of evidence of required CEUs. The renewal fee shall be the same as that charged for renewal of other certificates. If the grandfather certificate is not renewed prior to the expiration date, the wastewater works may be considered to be out of compliance with this rule. The operator would then be required to pass the appropriate certification examination to become a certified operator.

The grandfather certificate shall be issued if the currently employed operator:

1. Was a chief operator or person in direct responsible charge of the wastewater works on March 16, 1991; and

2. Had been employed at least ten years in the operation of the wastewater works prior to March 16, 1991; and

3. Demonstrates to the Council his capability to operate the wastewater works at which he is employed by providing employment history and references.

KEY: water pollution, operator certification, wastewater treatment

Date of Enactment or Last Substantive Amendment: ~~April 20, 2005~~ 2007

Notice of Continuation: October 7, 2002

Authorizing, and Implemented or Interpreted Law: 19-5

◆ ————— ◆

Environmental Quality, Water Quality R317-101 Utah Wastewater Project Assistance Program

NOTICE OF PROPOSED RULE (Amendment)

DAR FILE NO.: 30387
FILED: 08/31/2007, 10:31

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this amendment is to revise definitions and provide procedures for State Revolving Fund Hardship Grants for Nonpoint Source Projects, in response to statutory changes in Title 73, Chapter 10c, from H.B. 99, 2007 General Legislative Session. (DAR NOTE: H.B. 99 (2007) is found at Chapter 142, Laws of Utah 2007, and was effective 04/30/2007.)

SUMMARY OF THE RULE OR CHANGE: The changes: 1) revise definitions for Wastewater Project and Nonpoint Source Project; 2) revise financial assistance rules for loans and add the procedures to receive a hardship grant for Nonpoint Source Projects, On-site Wastewater Projects, and Large Underground Wastewater Disposal System Projects; 3) adjusts and revises rule citation for existing rules; and 4) adds a loan origination fee in lieu of the existing administrative costs to cover normal engineering, legal, and investigation costs.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-5-105 and Title 73, Chapter 10c

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** No anticipated costs or savings to state budget are anticipated. The proposed amendments expand the financial assistance program to include nonpoint source project grants. The program will be administered with existing staff and resources. No additional funds will be required from the state budget.

❖ **LOCAL GOVERNMENTS:** The proposed amendments expand opportunities for additional types of projects to be funded under the financial assistance program. The program is voluntary. Financial assistance received for nonpoint source projects under this rule could result in cost savings for local government. Actual savings are difficult to estimate because the number and type of potential projects are unknown.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** The rule allows the Executive Secretary to provide financial

assistance up to \$1,000,000 per fiscal year in the form of loans and grants unless otherwise approved by the Water Quality Board. The proposed amendments expand the types of financial assistance available to small businesses and other persons. Actual savings are difficult to estimate because the number and type of potential projects are unknown.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The financial assistance program is voluntary. The proposed amendments do not affect compliance costs.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: The proposed amendments expand opportunities for businesses to obtain funding for additional types of nonpoint source projects under the financial assistance program. Rick Sprott, Executive Director

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

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Walter Baker, Director

R317. Environmental Quality, Water Quality. R317-101. Utah Wastewater Project Assistance Program. R317-101-2. Definitions and Eligibility.

A. Board means Utah Water Quality Board.

B. Political Subdivision means any county, city, town, improvement district, metropolitan water district, water conservancy district, special service district, drainage district, irrigation district, separate legal or administrative entity created under the Interlocal Co-operation Act or any other entity constituting a political subdivision under the laws of Utah.

C. Wastewater Project means ~~any~~ a sewer, storm or sanitary sewage system, sewage treatment facility ~~and system~~, lagoon, sewage collection facility and system and related pipelines and all similar systems, works and facilities necessary or desirable to collect, hold, cleanse or purify any sewage or other polluted waters of this State; and a study, pollution prevention activity, or pollution education activity that will protect waters of this state.

D. Project Costs include the cost of acquiring and constructing any project including, without limitation: the cost of acquisition and construction of any facility or any modification, improvement, or

extension of such facility; any cost incident to the acquisition of any necessary property, easement or right of way; engineering or architectural fees, legal fees, fiscal agent's and financial advisors' fees; any cost incurred for any preliminary planning to determine the economic and engineering feasibility of a proposed project; costs of economic investigations and studies, surveys, preparation of designs, plans, working drawings, specifications and the inspection and supervision of the construction of any facility; interest accruing on loans made under this program during acquisition and construction of the project; and any other cost incurred by the political subdivision, the Board or the Department of Environmental Quality, in connection with the issuance of obligation of the political subdivision to evidence any loan made to it under the law.

E. Wastewater Project Obligation means, as appropriate, any bond, note or other obligation of a political subdivision issued to finance all or part of the cost of acquiring, constructing, expanding, upgrading or improving a wastewater project.

F. Credit Enhancement Agreement means any agreement entered into between the Board, on behalf of the State, and a political subdivision, for the purpose of providing methods and assistance to political subdivisions to improve the security for and marketability of wastewater project obligations.

G. Interest Buy-Down Agreement means any agreement entered into between the Board, on behalf of the State, and a political subdivision, for the purpose of reducing the cost of financing incurred by a political subdivision on bonds issued by the subdivision for project costs.

H. Financial Assistance means a project loan, credit enhancement agreement, interest buy-down agreement or hardship grant.

I. Hardship Grant means a grant of monies to a political subdivision, individual, corporation, association, state of federal agency or other private entity that meets the wastewater project loan considerations or NPS eligibility criteria whose project is determined by the Board to not be economically feasible unless grant assistance is provided. A hardship grant may be authorized in the following forms:

1. A Planning Advance which will be required to be repaid at a later date, unless deemed otherwise by the Board, to help meet project costs incident to planning to determine the economic, engineering and financial feasibility of a proposed project.

2. A Design Advance which will be required to be repaid at a later date, to help meet project costs incident to design including, but not limited to, surveys, preparation of plans, working drawings, specifications, investigations and studies.

3. A Project Grant which will not be required to be repaid.

J. Nonpoint Source Project means ~~[any]~~ a facility, system, practice, study, activity or mechanism ~~[to that [abate, prevent, or reduce] abates, prevents or reduces the pollution of water of this state [caused] by a nonpoint [sources] source.~~

R317-101-3. Application and Project Initiation Procedures.

The following procedures must normally be followed to obtain financial assistance from the Board:

A. It is the responsibility of the applicant to obtain the necessary financial, legal and engineering counsel to prepare an effective and appropriate financial assistance agreement, including cost effectiveness evaluations of financing methods and alternatives, for consideration by the Board.

B. A completed application form, project engineering report as appropriate, and financial capability assessment are submitted to the

Board. Any comments from the local health department or association of governments should accompany the application.

C. The staff prepares an engineering and financial feasibility report on the project for presentation to the Board.

D. The Board "Authorizes" financial assistance for the project on the basis of the feasibility report prepared by the staff, designates whether a loan, credit enhancement agreement, interest buy-down agreement, hardship grant or any combination thereof, is to be entered into, and approves the project schedule ~~[(see R317-101-14)]~~(see R317-101-14). The Board shall authorize a hardship grant only if it determines that other financing alternatives are unavailable or unreasonably expensive to the applicant. If the applicant seeks financial assistance in the form of a loan of amounts in the security account established pursuant to Title 73, Chapter 10c, which loan is intended to provide direct financing of projects costs, then the Board shall authorize such loan only if it determines that credit enhancement agreements, interest buy-down agreements and other financing alternatives are unavailable or unreasonably expensive to the applicant or that a loan represents the financing alternative most economically advantageous to the state and the applicant; provided, that for purposes of this paragraph and for purposes of Subsection 73-10c-4(2), the term "loan" shall not include loans issued in connection with interest buy-down agreements as described in ~~[R317-101-9]~~R317-101-12 hereof or in connection with any other interest buy-down arrangement.

E. Planning Advance Only - The applicant requesting a Planning Advance must attend a preapplication meeting, complete an application for a Planning Advance, prepare a plan of study, and submit a draft contract for planning services.

F. Design Advance Only - The applicant requesting a design advance must have completed an engineering plan which meets program requirements and submitted a draft contract for design services.

G. The project applicant must demonstrate public support for the project.

H. Political subdivisions which receive assistance for a wastewater project under these rules must agree to participate annually in the Municipal Wastewater Planning Program (MWPP).

I. Political subdivisions which receive assistance under these rules and which own a culinary water system must complete and submit a Water Conservation and Management Plan.

J. The project applicant's engineer prepares a preliminary design report, as appropriate, outlining detailed design criteria for submission to the Board.

K. Upon approval of the preliminary design report by the Board, the applicant's engineer completes the plans, specifications, and contract documents for review by the Board.

L. For financial assistance mechanisms when the applicant's bond is purchased by the Board, the project applicant's bond documentation, including an opinion from legal counsel experienced in bond matters that the wastewater project obligation is a valid and binding obligation of the political subdivision, must be submitted to the Assistant Attorney General for preliminary approval and the applicant shall publish a Notice of Intent to issue bonds in a newspaper of general circulation pursuant to Section 11-14-21. For financial assistance mechanisms when the applicant's bond is not purchased by the Board, the applicant shall submit a true and correct copy of an opinion from legal counsel experienced in bond matters that the wastewater project obligation is a valid and binding obligation of the political subdivision.

M. Hardship Grant - The Board executes a grant agreement setting forth the terms and conditions of the grant.

N. The Board issues a Construction Permit/Plan Approval for plans and specifications and concurs in bid advertisement.

O. If a project is designated to be financed by a loan or an interest buy-down agreement as described in ~~[R317-101-9 and 49]~~[R317-101-12 and 13], from the Board, to cover any part of project costs an account supervised by the applicant and the Board will be established by the applicant to assure that loan funds are used only for qualified project costs. If financial assistance for the project is provided by the Board in the form of a credit enhancement agreement as described in R317-101-~~[8]~~11 all project funds will be maintained in a separate account and a quarterly report of project expenditures will be provided to the Board.

P. A Sewer Use Ordinance rate structure must be submitted to the Board for review and approval to insure adequate provisions for debt retirement and/or operation and maintenance.

Q. A plan of operation, including adequate staffing, with an operator certified at the appropriate level in accordance with R317-10, training, and start up procedures to assure efficient operation and maintenance of the facilities, is submitted by the applicant in draft at initiation of construction and approved in final form prior to 50% of construction completion.

R. An operation and maintenance (O and M) manual which provides long-term guidance for efficient facility O and M is submitted by the applicant and approved in draft and final form prior to, respectively, 50% and 90% of project construction completion.

S. The applicant's contract with its engineer must be submitted to the Board for review to determine that there will be adequate engineering involvement, including project supervision and inspection, to successfully complete the project.

T. The applicant's attorney must provide an opinion to the Board regarding legal incorporation of the applicant, valid legal title to rights-of-way and the project site, and adequacy of bidding and contract documents.

U. Credit Enhancement Agreement and Interest Buy-Down Agreement Only - The Board issues the credit enhancement agreement or interest buy-down agreement setting forth the terms and conditions of the security or other forms of assistance provided by the agreement and notifies the applicant to sell the bonds ~~(see R317-101-8 and 9)~~(see R317-101-11 and 12).

V. Credit Enhancement Agreement and Interest Buy-Down Agreement Only - The applicant sells the bonds on the open market and notifies the Board of the terms of sale. If a credit enhancement agreement is being utilized, the bonds sold on the open market shall contain the legend required by Subsection 73-10c-6(2)(a). If an interest buy-down agreement is being utilized, the bonds sold on the open market shall bear a legend which makes reference to the interest buy-down agreement and states that such agreement does not constitute a pledge of or charge against the general revenues, credit or taxing powers of the state and that the holder of any such bond may look only to the applicant and the funds and revenues pledged by the applicant for the payment of interest and principal on the bonds.

W. The applicant opens bids for the project.

X. Loan Only - The Board gives final approval to purchase the bonds and execute the loan contract (see R317-101-13).

Y. Loan Only - The final closing of the loan is conducted.

Z. The Board gives approval to award the contract to the low responsive and responsible bidder.

AA. A preconstruction conference is held.

BB. The applicant issues a written notice to proceed to the contractor.

R317-101-4. Loan, Credit Enhancement, Interest Buy-Down, and Hardship Grant Consideration Policy.

A. Water Quality Board Priority Determination

In determining the priority for financial assistance the Board shall consider:

1. The ability of the political subdivision to obtain funds for the wastewater project from other sources or to finance such project from its own resources;

2. The ability of the political subdivision to repay the loan or other project obligations;

3. Whether a good faith effort to secure all or part of the services needed from the private sector through privatization has been made; and

4. Whether the wastewater project:

a. Meets a critical local or state need;

b. Is cost effective;

c. Will protect against present or potential health hazards;

d. Is needed to comply with minimum standards of the Federal Water Pollution Control Act, Chapter 26, Title 33, United States Code, or any similar or successor statute;

e. Is needed to comply with the minimum standards of the Utah Water Pollution Control Act, Chapter 5, Title 19, or any similar or successor statute;

f. Is designed to reduce or prevent the pollution of the waters of this state;

g. Furthers the concept of regionalized sewer service;

5. The priority point total for the project as determined by the Board from application of the current Utah State Project Priority System (R317-100);

6. The overall financial impact of the proposed project on the citizens of the community including direct and overlapping indebtedness, tax levies, user charges, impact or connection fees, special assessments, etc., resulting from the project, and anticipated operation and maintenance costs versus the median adjusted gross household income of the community;

7. The readiness of the project to proceed;

8. Consistency with other funding source commitments that may have been obtained for the project;

9. Other criteria that the Board may deem appropriate.

B. Water Quality Board Financial Assistance Determination. The amount and type of assistance offered will be based on the following considerations:

1. For loan consideration the estimated annual cost of sewer service to the average residential user should not exceed 1.4% of the median adjusted gross household income from the most recent available State Tax Commission records. For hardship grant consideration, exclusive of advances for planning and design, the estimated annual cost of sewer service for the average residential user should exceed 1.4% of the median adjusted gross household income from the most recent available State Tax Commission records. The Board will also consider the applicant's level of contribution to the project.

2. The estimated, average residential cost (as a percent of median adjusted gross household income) for the proposed project should be compared to the average user charge (as a percent of median adjusted gross household income) for recently constructed projects in the State of Utah.

3. Optimizing return on the security account while still allowing the project to proceed.

4. Local political and economic conditions.
5. Cost effectiveness evaluation of financing alternatives.
6. Availability of funds in the security account.
7. Environmental need.
8. Other criteria the Board may deem appropriate.

C. The Executive Secretary may not execute financial assistance for Non-point Source projects totaling more than \$1,000,000 per fiscal year unless directed by the Board.

R317-101-5. Financial Assistance For On-site Wastewater Systems.

A. Replacement or repair of On-site Wastewater Systems (OWS), as defined in R317-4-1.45, are eligible for funding if they have malfunctioned or are in non-compliance with state administrative rules or local regulations governing the same.

1. Funding will only be made for the repair or replacement of existing malfunctioning OWS when the malfunction is not attributable to inadequate system operation and maintenance.

2. The Executive Secretary, and/or another whom the Board may designate, will authorize and execute OWS grant agreements and loan agreement with the applicant for a wastewater project as defined by R317-101-2(C).

3. OWS funding recipients must have a total household income no greater than 150% of the state median adjusted household income, as determined from the Utah Tax Commission's most recently published data or other means testing as approved by the Executive Secretary.

4. Eligible activities under the OWS Financial Assistance program include:

- a. Septic tank
- b. Absorption system
- c. Building sewer
- d. Appurtenant facilities
- e. Conventional or alternative OWS
- f. Connection of the residence to an existing centralized sewer system, including connection or hook-up fees, if this is determined to be the best means of resolving the failure of an OWS.
- g. Costs for construction, permits, legal work, engineering, and administration.

5. Ineligible project components include:

- a. land;
- b. interior plumbing components include;
- c. impact fees, if connecting to a centralized sewer system is determined to be the best means of resolving the failure of an OWS;
- d. OWS for new homes or developments;
- e. OWS operation and maintenance.

6. The local health department will certify the completion of the project to the Division of Water Quality.

7. To be reimbursed for project expenditures the borrower must maintain and submit invoices, financial records, or receipts which document the expenditures or costs.

B. The following procedures apply to OWS loans:

1. OWS loan applications will be received by the local health department which will evaluate the need, priority, eligibility and technical feasibility of each project. The local health department will issue a certificate of qualification (COQ) for projects which qualify for a OSW loan. The COQ and completed loan application will be forwarded to the Division of Water Quality for its review.

2. The maximum term of the OSW loan will be 10 years.

3. The interest rate of OSW loans may be zero percent or up to 60 percent of the interest rate on a 30-year U.S. Treasury bill.

4. Security for OSW Loans

a. The borrower must adequately secure the loan with real property or other appropriate security.

b. The ratio of the loan amount to the value of the pledged security must not be greater than 70 percent.

5. OWS loan recipients will be billed for monthly payments of principal and interest beginning 60 days after execution of the loan agreement.

6. The OWS loan must be paid in full at the time the property served by the project is sold or transferred.

7. The Utah Division of Water Quality, or its designee, will evaluate the financial aspects of the project and the credit worthiness of the applicant.

C. The following procedures apply to OWS grants:

OWS grants may be made to recipients that are unable to secure a loan but are otherwise eligible for funding as identified in R317-101-5(4).

R317-101-6. Financial Assistance for Large Underground Wastewater Disposal Systems.

A. Large Underground Wastewater Disposal Systems (LUWDS) projects, as defined in UAC 73-10c-2(9), may be eligible for funding from the SRF and from the Hardship Grant Program. Application and project initiation procedures including loans, credit enhancement, interest buy-down and hardship grant consideration policies for LUWDS are defined in R317-101-3 and R317-101-4 except as otherwise stated.

B. The following procedures apply to LUWDS project loans:

1. Projects will be prioritized according to criteria established in R317-100-4, Utah State Project Priority System for the Utah Wastewater Project Assistance Program.

2. The maximum term of LUWDS project loans will be twenty years but not beyond a term exceeding the depreciable life of the project.

3. The interest rate on LUWDS project loans will be determined by the Board.

C. The following procedures apply to LUWDS project grants. Hardship Grants may be considered for LUWDS projects that meet criteria established in R317-101-4 and that:

1. addresses a critical water quality need or health hazard;
2. would otherwise not be economically feasible;
3. implements provisions of TMDLs.

R317-101-7. Financial Assistance for Non-point Source Projects.

A. Non-point Source Pollution (NPS) Projects, as defined in UAC 73-10c-2(9), are eligible for funding from the SRF and from the Hardship Grant Program.

1. Funding to the individuals in amounts in excess of \$150,000 will be presented to and authorized funding by the Board. Funding of less than \$150,000 will be considered and authorized funding by the Executive Secretary.

2. The Executive Secretary, and/or another whom the Board may designate, will authorize and execute NPS project loan agreements and /or grant agreements with the applicant.

3. Eligible projects under the NPS project funding programs include projects that:

- a. abate or reduce raw sewage discharges;
- b. repair or replace failing individual on-site wastewater disposal systems;

- c. reduce untreated or uncontrolled runoff;
- d. improve critical aquatic habitat resources;
- e. conserve soil, water, or other natural resources;
- f. protect and improve ground water quality;
- g. preserve and protect the beneficial uses of water of the state;
- h. reduce the number of water bodies not achieving water quality standards;
- i. improve watershed management;
- j. prepare and implement total maximum daily load (TMDL) assessments;
- k. are a study, activity, or mechanism that abates, prevents or reduces water pollution; or
- l. supports educational activities that promotes water quality improvement.

B. The following procedures apply to NPS project loans:

1. Projects will be prioritized according to criteria established in R317-100-4, Utah State Project Priority System for the Utah Wastewater Project Assistance Program.

2. The maximum term of NPS program loans will be twenty years but not beyond a term exceeding the depreciable life of the project.

3. The interest rate on NPS project loans will be determined by the Board.

4. NPS project loans are exempt from environmental reviews under the National Environmental Policy Act (NEPA) as long as the funding of these projects is identified in Utah's Non-point Source Pollution Management Plan.

5. Security of NPS project loans.

a. NPS project loans to individuals in amounts greater than \$15,000 will be secured by the borrower with water stock or real estate. Loans less than \$15,000 may be secured with other assets.

b. For NPS project loans to individuals the ratio of the loan amount to the value of the pledged security must not be greater than 70 percent.

c. NPS loans to political subdivisions of the state will be secured by a revenue bond, general obligation bond or some other acceptable instrument of debt.

6. The Division of Water Quality will determine project eligibility and priority. Periodic payments will be made to the borrower, contractors or consultants for work relating to the planning, design and construction of the project. The borrower must maintain and submit the financial records that document expenditures or costs.

7. The Division of Water Quality, or its designee, will perform periodic project inspections. Final payment on the NPS loan project will not occur until a final inspection has occurred and an acceptance letter issued for the completed project.

8. NPS project loan recipients will be billed periodically for payments of principal and interest as agreed to in the executed loan agreements or bond documents.

9. The Utah Division of Water Quality, or its designee, will evaluate the financial aspects of the NPS project and the credit worthiness of the applicant.

C. The following procedures apply to NPS project grants. Hardship Grants may be considered for a NPS project that:

- 1. addresses a critical water quality need or health hazard;
- 2. remediates water quality degradation resulting from natural sources damage including fires, floods, or other disasters;
- 3. would otherwise not be economically feasible;
- 4. provides financial assistance for a study, pollution prevention activity, or educational activity; or

5. implements provisions of TMDLs.

~~[R317-101-5]~~**R317-101-8. Loans For Storm Water Projects.**

Storm water projects are eligible for funding through the Utah Wastewater Project Assistance Program, as identified in UCA 73-10c-2(12). In addition to other rules identified in R317-101 which may apply, the following particular rules apply to storm water project loans:

A. Loans will only be made to political subdivisions of the state.

B. The interest rate charged on storm water project loans will be equal to 60% of the interest rate on a 30-year U.S. Treasury bill.

C. Storm water project loans will be made twice per year. Projects will be prioritized so that the limited funds which are available are allocated first to the highest priority projects in accordance with R317-100-3 and 4, Utah State Project Priority System for the Utah Wastewater Project Assistance Program.

D. Storm water projects are eligible for funding provided a significant portion of the project is for the purpose of improving water quality.

~~[R317-101-6]~~**R317-101-9. Planning Advance.**

A. A Planning Advance can only be made to a political subdivision which demonstrates a financial hardship which prevents the completion of project planning.

B. A Planning Advance is made to a political subdivision with the intent to provide interim financial assistance for project planning until the long-term project financing can be secured. Once the long-term project financing has been secured, the Planning Advance must be expeditiously repaid the Board.

C. The applicant must demonstrate that all funds necessary to complete project planning will be available prior to commencing the planning effort. The Planning Advance will be deposited with these other funds into a supervised escrow account at the time the grant agreement between the applicant and Board is executed.

D. Failure on the part of the recipient of a Planning Advance to implement the construction project may authorize the Board to seek repayment of the Advance on such terms and conditions as it may determine.

E. The recipient of a Planning Advance must first receive written approval for any cost increases or changes to the scope of work.

~~[R317-101-7]~~**R317-101-10. Design Advance.**

A. A Design Advance can only be made to a political subdivision which demonstrates a financial hardship which prevents the completion of project design.

B. A Design Advance is made to a political subdivision with the intent to provide interim financial assistance for the completion of the project design until the long-term project financing can be secured. Once the long-term project financing has been secured, the Project Design Advance must be expeditiously repaid to the Board.

C. The applicant must demonstrate that all funds necessary to complete the project design will be available prior to commencing the design effort. The Design Advance will be deposited with these other funds into a supervised escrow account at the time the grant agreement between the applicant and Board is executed.

D. Failure on the part of the recipient of a Design Advance to implement the construction project may authorize the Board to seek repayment of the Advance on such terms and conditions as it may determine.

E. The recipient of a Design Advance must first receive written approval for any cost increases or changes to the scope of work.

[R317-101-8]R317-101-11. Credit Enhancement Agreements.

The Board will determine whether a project may receive all or part of a loan, hardship grant, credit enhancement agreement or interest buy-down agreement subject to the criteria in R317-101-4. To provide security for project obligations the Board may agree to purchase project obligations of political subdivisions or make loans to the political subdivisions to prevent defaults in payments on project obligations. The Board may also consider making loans to the political subdivisions to pay the cost of obtaining letters of credit from various financial institutions, municipal bond insurance, or other forms of insurance or security for project obligations. In addition, the Board may consider other methods and assistance to political subdivisions to properly enhance the marketability of or security for project obligations.

[R317-101-9]R317-101-12. Interest Buy-Down Agreement.

Interest buy-down agreements may consist of:

1. A financing agreement between the Board and political subdivision whereby a specified sum is loaned or granted to the political subdivision to be placed in a trust account. The trust account shall be used exclusively to reduce the cost of financing for the project.

2. A financing agreement between the Board and the political subdivision whereby the proceeds of bonds purchased by the Board is combined with proceeds from publicly issued bonds to finance the project. The rate of interest on bonds purchased by the Board may carry an interest rate lower than the interest rate on the publicly issued bonds, which when blended together will provide a reduced annual debt service for the project.

3. Any other legal method of financing which reduces the annual payment amount on locally issued bonds. After credit enhancement agreements have been evaluated by the Board and it is determined that this method is not feasible or additional assistance is required, interest buy-down agreements and loans may be considered. Once the level of financial assistance required to make the project financially feasible is determined, a cost effective evaluation of interest buy-down options and loans must be completed. The financing alternative chosen should be the one most economically advantageous for the state and the applicant.

[R317-101-10]R317-101-13. Loans.

The Board may make loans to finance all or part of a wastewater project only after credit enhancement agreements and interest buy-down agreements have been evaluated and found either unavailable or unreasonably expensive. The financing alternative chosen should be the one most economically advantageous for the state and its political subdivision.

[R317-101-14]R317-101-14. Project Authorization.

A project may be "Authorized" for a loan, credit enhancement agreement, interest buy-down agreement or hardship grant in writing by the Board following submission and favorable review of an application form, engineering report (if required), financial capability assessment and Staff feasibility report. The engineering report must include the preparation of a cost effective analysis of feasible project alternatives capable of meeting State and Federal water quality and public health requirements. It shall include consideration of monetary costs including the present worth or

equivalent annual value of all capital costs, operation, maintenance, and replacement costs. The alternative selected must be the most economical means of meeting applicable State and Federal effluent and water quality or public health requirements over the useful life of the facility while recognizing environmental and other nonmonetary considerations. If it is anticipated that a project will be a candidate for financial assistance from the Board, the Staff should be contacted, and the plan of study for the engineering report (if required) should be approved before the planning is initiated.

Once the application form, plan of study, engineering report, and financial capability assessment are reviewed, the staff will prepare a project feasibility report for the Board's consideration in Authorizing a project. The project feasibility report will include a detailed evaluation of the project with regard to the Board's funding priority criteria, and will contain recommendations for the type of financial assistance which may be extended (i.e., for a loan, credit enhancement agreement, interest buy-down agreement or hardship grant).

Project Authorization is not a contractual commitment and is conditioned upon the availability of funds at the time of loan closing, or signing of the credit enhancement, interest buy-down, or grant agreement and upon adherence to the project schedule approved at that time. If the project is not proceeding according to the project schedule the Board may withdraw the project Authorization so that projects which are ready to proceed can obtain necessary funding. Extensions to the project schedule may be considered by the Board, but any extension requested must be fully justified.

[R317-101-12]R317-101-15. Financial Evaluations.

A. The Board considers it a proper function to assist and give direction to project applicants in obtaining funding from such State, Federal or private financing sources as may be available to achieve the most effective utilization of resources in meeting the needs of the State. This may also include joint financing arrangements with several funding agencies to complete a total project.

B. Hardship Grants will be evidenced by a grant agreement.

C. Loans will be evidenced by the sale of any legal instrument which meets the legal requirements of the Utah Municipal Bond Act (Chapter 14, Title 11) to the Board.

D. The Board will consider the financial feasibility and cost effectiveness evaluation of the project in detail. The financial capability assessment must be completed as a basis for the review. The Board will generally use these reports to determine whether a project will be Authorized to receive a loan, credit enhancement agreement, interest buy-down agreement or hardship grant (Reference R317-101-5 through 9). If a project is Authorized to receive a loan, the Board will establish the portion of the construction cost to be included in the loan and will set the terms for the loan. The Board will require the applicants to repay the loan as rapidly as is reasonably consistent with the financial capability of the applicant. It is the Board's intent to avoid repayment schedules which would exceed the design life of the project facilities.

E. ~~Normal engineering, legal and investigation costs incurred by the Department of Environmental Quality or Board during preliminary project investigation and prior to Board Authorization will not become a charge to the applicant if the project is found infeasible, denied by the Board, or if the applicant withdraws the Application prior to the Board's Authorization. However, if the project is Authorized to receive a loan or grant of funds from the Board, all costs from the beginning of the project will be charged to~~

~~the project and paid by the applicant as a part of the total project cost. If the applicant decides not to build the project after the Board has Authorized the project, all costs accruing after the Authorization will be reimbursed by the applicant to the Board.]~~In order to support costs associated with the administration of the loan program, the Board may charge a loan origination fee. A recipient may use loan proceeds to pay the loan origination fee. The loan origination fee shall be due at the recipient's scheduled loan closing.

F. The Board shall determine the date on which annual repayment will be made. In fixing this date, all possible contingencies shall be considered, and the Board may allow the system user one year of actual use of the project facilities before the first repayment is required.

G. The applicant shall furnish the Board with acceptable evidence that the applicant is capable of paying its share of the construction costs during the construction period.

H. Loans and Interest Buy-Down Agreements Only - The Board may require, as part of the loan or interest buy-down agreement, that any local funds which are to be used in financing the project be committed to construction prior to or concurrent with the committal of State funds.

I. The Board will not forgive the applicant of any payment after the payment is due.

R317-101-~~14~~16. Committal of Funds and Approval of Agreements.

After the Board has approved the plans and specifications by the issuance of a Construction Permit/Plan Approval and has received the appropriate legal documents and other items listed in the authorization letter, the project will be considered by the Board for final approval. The Board will determine whether the project loan, interest buy-down agreement or grant agreement is in proper order on the basis of the Board's authorization. The Executive Secretary may then close the loan, credit enhancement or grant agreement if representations to the Board or other aspects of the project have not changed significantly since the Board's funding authorization, provided all conditions imposed by the Board have been met. If significant changes have occurred, the Board will then review the project and, if satisfied, will then commit funds, approve the signing of the contract, credit enhancement agreement, interest buy-down or grant agreement, and instruct the Executive Secretary to submit a copy of the signed contract agreement to the Division of Finance.

R317-101-~~14~~17. Construction.

The Division of Water Quality staff may conduct inspections and will report to the applicant. Contract change orders must be properly negotiated with the contractor and approved in writing. Change orders in excess of \$10,000 must receive prior written approval by the Division of Water Quality staff before execution. Upon successful completion of the project and recommendation of the applicant's engineer, the applicant will request the Division of Water Quality to conduct a final inspection. When the project is complete to the satisfaction of the applicant's engineer, the Division of Water Quality staff and the applicant, written approval will be issued by the Executive Secretary to commence using the project facilities.

KEY: wastewater, water quality, loans, sewage treatment
Date of Enactment or Last Substantive Amendment: ~~August 24, 2001~~2007

Notice of Continuation: April 22, 2003

Authorizing, and Implemented or Interpreted Law: 19-5

◆ ————— ◆

Environmental Quality, Water Quality R317-102 Utah Wastewater State Revolving Fund (SRF) Program

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 30384

FILED: 08/30/2007, 16:31

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The proposed changes are to comply with statutory changes to Title 73, Chapter 10c from H.B. 99, 2007 General Legislative Session. (DAR NOTE: H.B. 99 (2007) is found at Chapter 142, Laws of Utah 2007, and was effective 04/30/2007.)

SUMMARY OF THE RULE OR CHANGE: This change deletes Sections R317-102-5, Loans For Underground Wastewater Disposal Systems, and R317-102-6, Loans for Non-point Source Pollution Projects, from this rule and adds the information to revised sections in Rule R317-101, Utah Wastewater Project Assistance Program, via a concurrent rulemaking action. As revised, Rule R317-101 is a more appropriate location for these sections. (DAR NOTE: The proposed amendment to Rule R317-101 is under DAR No. 30387 in this issue, September 15, 2007, of the Bulletin.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 19-5-105 and Title 73, Chapter 10c

ANTICIPATED COST OR SAVINGS TO:

- ❖ **THE STATE BUDGET:** No costs are associated to the state budget with these amendments. Two sections are deleted from this rule, modified, and added to Rule R317-101 via a concurrent rulemaking action.
- ❖ **LOCAL GOVERNMENTS:** No costs are associated to local government with these amendments. Two sections are deleted from this rule, modified, and added to Rule R317-101 via a concurrent rulemaking action.
- ❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** No costs are associated to anyone with these amendments. Two sections are deleted from this rule, modified, and added to Rule R317-101 via a concurrent rulemaking action.

COMPLIANCE COSTS FOR AFFECTED PERSONS: No costs are associated to anyone with these amendments. Two sections are deleted from this rule, modified, and added to Rule R317-101 via a concurrent rulemaking action.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No costs are associated with these amendments. Two sections are deleted from this rule,

modified, and added to Rule R317-101 via a concurrent rulemaking action. Rick Sprott, Executive Director

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

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Walter Baker, Director

R317. Environmental Quality, Water Quality.

R317-102. Utah Wastewater State Revolving Fund (SRF) Program.

R317-102-3. Definitions and Eligibility.

A. Eligible Activities of the SRF. All funds within the SRF must be used solely to provide loans and other authorized forms of financial assistance~~[, but not grants]~~:

1. for the construction of publicly owned wastewater treatment works as defined in Section 212 of the CWA that appear on the Utah State Project Priority List as described in R317-100-1;

2. for implementation of a nonpoint source pollution control management program under Section 319 of the CWA.

B. First Use Requirement. The categories of funds described below must first be used for any major and minor publicly owned treatment works (POTW) that EPA Region VIII and Utah has previously identified as part of the National Municipal Policy universe:

1. the Federal capitalization grant award under section 205(m) and Title VI of the CWA;
2. repayments of initial loans awarded from the grant; and
3. the State match.

In order for Utah to use these funds for other kinds of treatment works, without unmet enforceable requirements under 212 or programs for nonpoint pollution sources, the Utah Division of Water Quality must certify that the POTWs described above are:

- a. in compliance, or
- b. on an enforceable schedule, or
- c. have an enforcement action filed, or
- d. have a funding commitment during or prior to the first year covered by the Intended Use Plan.

C. Types of Financial Assistance

1. Loans

a. Interest Rate. Loans may be made at or below market interest rates.

b. Repayment. Annual repayments of principal and interest will be made to begin not later than one year after project completion. Project Completion shall be defined as the date operations of the treatment works are capable of being initiated. Where a treatment works has been phased or segmented, the repayment requirement applies to the completion of individual phases or segments. At the discretion of the Water Quality Board, principal and interest payments may begin earlier than one year after operations are initiated.

The yearly amount of the principal repayment and the interest payment is set at the discretion of the Water Quality Board.

c. Dedicated Repayment Source. Loan recipients must establish one or more dedicated sources of revenue for repayment of the loan.

2. Refinancing Existing Debt Obligations. The Water Quality Board may use funds from the SRF to buy or refinance local debt obligations at or below market interest rate, where such debt was incurred after March 7, 1985. Refinanced projects must comply with the requirements imposed by the CWA as though they were projects receiving initial financing from the SRF. Further, where the original debt was in the form of a multi-purpose bond incurred for purposes in addition to wastewater treatment facility construction, refinancing from the SRF may be provided only for eligible purposes, and not for the entire debt.

3. Guarantee or Purchase Insurance for Local Debt Obligations.

4. Guarantee SRF Debt Obligations. Resources in the SRF may be used as security or as a source of revenue for the payment of principal and interest on revenue or general obligation bonds issued by the State and deposited in the SRF.

5. Loan Guarantees for sub-State Revolving Funds.

6. Earn Interest on Fund Accounts.

7. SRF Administrative Expenses.

~~**R317-102-5. Loans For Underground Wastewater Disposal Systems.**~~

~~Replacement or repair of underground wastewater disposal systems (UWDS), as defined in R317-501-1.1, are eligible for funding through the SRF if they have malfunctioned or are in non-compliance with state administrative rules or local regulations governing the same. The following procedures apply to UWDS loans:~~

~~A. Loans will only be made for the repair or replacement of existing malfunctioning UWDS, as determined by the local health department and as defined in R317-501-1.34, when the malfunction is not attributable to inadequate system operation and maintenance.~~

~~B. Projects will be prioritized according to criteria established in R317-100-4, Utah State Project Priority System for the Utah Wastewater Project Assistance Program.~~

~~C. UWDS loan applications will be received by the local health department which will evaluate the need, priority, eligibility and technical feasibility of each project. The local health department will issue a certificate of qualification (COQ) for projects which qualify for a UWDS loan. The COQ and completed loan application will be forwarded to the Division of Water Quality for its review.~~

~~D. The maximum term of the UWDS loan will be 10 years.~~

~~E. The maximum loan amount for a system serving an individual residence will be \$15,000. A larger loan may be considered for a system serving multiple residences.~~

~~F. The interest rate on UWDS loans will be equal to 60% of the interest rate on a 30-year U.S. Treasury bill.~~

~~G. UWDS loan recipients must have a total household income no greater than 150% of the state median adjusted household income, as determined from the Utah Tax Commission's most recently published data.~~

— H. UWDS loan projects are exempt from environmental reviews under the National Environmental Policy Act (NEPA) as long as the funding of these projects is identified in Utah's Non-point Source Pollution Management Plan.

— I. Security for UWDS Loans

— a. The borrower must adequately secure the loan with real property or chattel.

— b. The ratio of the loan amount to the value of the pledged security must not be greater than 70%.

— J. Eligible activities under the UWDS loan program include:

— 1. Septic tank

— 2. Absorption system

— 3. Building sewer

— 4. Appurtenant facilities

— 5. Conventional or alternate UWDS

— 6. Connection of the residence to an existing centralized sewer system, including connection or hook-up fees, if this is determined to be the best means of resolving the failure of an UWDS.

— 7. Costs for construction, permits, legal work, engineering, and administration.

— K. Ineligible project components include:

— 1. UWDS systems serving commercial establishments;

— 2. land;

— 3. interior plumbing fixtures;

— 4. impact fees, if connecting to a centralized sewer system is determined to be the best means of resolving the failure of an UWDS;

— 5. UWDS for new homes or developments;

— 6. UWDS operation and maintenance.

— L. The local health department will certify the completion of the project to the Division of Water Quality.

— M. To be reimbursed for project expenditures the borrower must maintain and submit invoices, financial records, or receipts which document the expenditures or costs.

— N. UWDS loan recipients will be billed for monthly payments of principal and interest beginning 60 days after execution of the loan agreement.

— O. The UWDS loan must be paid in full if the property served by the project is sold or transferred.

— P. UWDS loan applications may be prioritized in accordance with R317-100-4 so that the limited funds which are available are allocated first to the highest priority projects.

— Q. The Utah Division of Water Quality, or its designee, will evaluate the financial aspects of the project and the credit worthiness of the applicant.

— R. The Executive Secretary to the Water Quality Board, and/or another whom the Water Quality Board may designate, will execute UWDS loan agreements with the borrower.

— S. UWDS loans in amounts in excess of \$150,000 will be presented to and authorized funding by the Water Quality Board. Loans of less than \$150,000 will be considered and authorized funding by the Executive Secretary to the Water Quality Board.

R317-102-6. Loans For Non-point Source Pollution Projects.

— Non-point Source Pollution (NPS) Projects, as defined in UAC 73-10e-2(9), are eligible for funding through the SRF. The following procedures apply to NPS project loans:

— A. Loans to individuals in amounts in excess of \$150,000 will be presented to and authorized funding by the Water Quality Board. Loans of less than \$150,000 will be considered and authorized funding by the Executive Secretary to the Water Quality Board.

— B. The Executive Secretary to the Water Quality Board, and/or another whom the Water Quality Board may designate, will execute NPS project loan agreements with the borrower.

— C. Projects will be prioritized according to criteria established in R317-100-4, Utah State Project Priority System for the Utah Wastewater Project Assistance Program.

— D. Following authorization of funds by the Water Quality Board or Executive Secretary, as appropriate, the applicant has a period of six months to meet the conditions of the loan authorization and complete a loan closing. If a loan closing for the project has not occurred within six months of the loan authorization, the funding may be rescinded.

— E. The maximum term of NPS project loans will be twenty years but not beyond the depreciable life of the project.

— F. The interest rate on NPS project loans will be zero percent.

— G. NPS project loans are exempt from environmental reviews under the National Environmental Policy Act (NEPA) as long as the funding of these projects is identified in Utah's Non-point Source Pollution Management Plan.

— H. Security for NPS project loans

— 1. NPS project loans to individuals in amounts greater than \$15,000 will be secured by the borrower with water stock or real estate. Such loans less than \$15,000 may be secured with other assets.

— 2. For NPS project loans to individuals the ratio of the loan amount to the value of the pledged security must not be greater than 70%.

— 3. NPS loans to political subdivisions of the state will be secured by a revenue bond, general obligation bond or some other acceptable instrument of debt.

— I. Eligible projects under the NPS project loan program include projects which:

— 1. abate or reduce untreated or uncontrolled runoff;

— 2. improve critical aquatic habitat;

— 3. conserve soil, water, or other natural resources;

— 4. protect and improve ground water quality;

— 5. preserve and protect the beneficial uses of water of the state;

— 6. reduce the number of water bodies not achieving water quality standards;

— 7. improve watershed management;

— 8. prepare and implement total maximum daily load (TMDL) assessments.

— J. NPS projects which will serve concentrated animal feeding operations (CAFOs), as defined by EPA, are ineligible for NPS project loans.

— K. The Division of Water Quality will determine project eligibility and priority. Periodic payments will be made to the borrower, contractors or consultants for work relating to the planning, design and construction of the project. The borrower must maintain and submit the financial records which document expenditures or costs.

— L. The Division of Water Quality, or its designee, will perform periodic project inspections. Final payment on the NPS loan project will not occur until a final inspection has occurred and an acceptance letter issued for the completed project.

— M. NPS project loan recipients will be billed periodically for payments of principal and interest as agreed to in the executed loan agreements or bond documents.

— N. NPS project loan applications may be prioritized so that the limited funds which are available are allocated first to the highest priority projects.

~~—O. The Utah Division of Water Quality, or its designee, will evaluate the financial aspects of the NPS project and the credit worthiness of the applicant.~~

~~—P. The Executive Secretary, or other individuals the Water Quality Board may designate, will execute NPS project loan agreements with the borrower.]~~

KEY: wastewater, loans, water quality

Date of Enactment or Last Substantive Amendment: ~~[August 24, 2004]~~**2007**

Notice of Continuation: November 29, 2005

Authorizing, and Implemented or Interpreted Law: 19-5-104

Governor, Planning and Budget

R361-2

Rules of Procedure for the Utah Federal Assistance and Activity Review System

NOTICE OF PROPOSED RULE

(Repeal)

DAR FILE NO.: 30335

FILED: 08/20/2007, 09:25

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Existing statute governs general federal assistance funds procedures. Provisions of the rule specific to the Governor's Office are being moved to policy.

SUMMARY OF THE RULE OR CHANGE: This rule is repealed in its entirety.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 63, Chapter 38e

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: There are no anticipated costs or savings to the state budget. The rule change does not alter federal fund requirements in the Governor's Office or state agencies as policy retains the same provisions.

❖ LOCAL GOVERNMENTS: There are no anticipated costs or savings to local government as the rule change applies only to the Governor's Office and state agencies.

❖ SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES: There are no anticipated costs or savings to small businesses and/or persons other than businesses as the rule change applies only to the Governor's Office and state agencies.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no anticipated costs or savings to affected persons as the rule change applies only to the Governor's Office and state agencies.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I have reviewed the repeal of this rule and do not anticipate any fiscal impact on businesses

as the rule only applies to the Governor's Office and state agencies. John Nixon, Director

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

GOVERNOR
PLANNING AND BUDGET
Room E210 EAST BUILDING
420 N STATE ST
SALT LAKE CITY UT 84114-2210, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Hunter Finch at the above address, by phone at 801-538-1553, by FAX at 801-538-1547, or by Internet E-mail at HFINCH@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: John Nixon, Director

R361. Governor, Planning and Budget.

~~R361-2. Rules of Procedure for the Utah Federal Assistance and Activity Review System.~~

~~R361-2-1. Authority, Purpose and History.~~

~~—This rule is promulgated under authority of Sections 63-28-1, 63-28-4, 63-40-2, 63-40-4 and Presidential Executive Order 12372, issued July 14, 1982.~~

~~—The purpose of the rule is to adopt a review and consultation procedure consistent with the provisions of the Order and the needs of the state and its political subdivisions.~~

~~—Upon issuance of Presidential Executive Order 12372, the provisions of federal Office of Management and Budget Circular A-95 were revoked. The Order redefined the review process expected to occur between federal agencies and state and local governments for federal financial assistance and direct federal development activities. The change provided the state with an opportunity to design its own intergovernmental consultation and review process, involving state agencies and local governmental entities.~~

~~R361-2-2. Definitions.~~

~~—A. "Applicant" shall mean a person (natural or corporate), unit of state or local government, or other entity submitting an application for federal financial assistance to any federal agency or other federal entity.~~

~~—B. "Application" shall mean all written documentation required as part of a request for federal financial assistance.~~

~~—C. "Area Clearinghouse" shall be defined as stated in R361-1-2(A).~~

~~—D. "Comment" shall mean a written description based on the analysis of an application or project description.~~

~~—E. "Commentator" shall mean any party who submits a comment.~~

~~—F. "Direct Federal Development Activity" shall mean planning or construction of public works, physical facilities, and installations or real property development (including the acquisition, use and disposal of real property) undertaken by or for the use of the federal government or~~

any of its agencies; or major changes in the use or intensity of use of airspace, water, or real property owned, leased or controlled by the federal government. Land use planning activities of the federal government, issuance or modification of licenses and permits, and documents and notices issued under the authority of the National Environmental Policy Act, P.L. 91-190, 83 Stat. 852 (1969), fall within the scope of this definition.

— G. "Federal Financial Assistance" shall mean a grant or other financial disbursement program conducted under congressional authorization by the executive branch of the federal government. Certain loan programs which require reimbursement to the disbursing agency may be included.

— H. "Federal Response" shall mean the written description, required by Section 2(c) of the Order, of the modification(s) to a proposed grant, loan or activity by the federal funding agency or federal sponsoring agency as a result of a state process recommendation, or the written description of the reason(s) for not changing the proposed federal assistance or direct development activity if the process recommendations cannot be accommodated.

— I. "Federal Sponsoring Agency" shall mean the federal agency or entity proposing a direct federal development activity.

— J. "Order" shall mean Presidential Executive Order 12372, issued July 14, 1982, 55 F.R. 30959.

— K. "Project Description" shall mean a written description of a direct federal development activity, submitted pursuant to R361-2-6(C).

— L. "Resource Development Coordinating Committee" or "Committee" shall mean that state advisory committee governed by Title 63, Chapter 28a and R361-1-1.

— M. "State Agency" shall mean an administrative unit of state government.

— N. "State Application Identification (SAI) Number" shall mean the number assigned by the Utah State Clearinghouse to identify a particular application or project description.

— O. "State Process Recommendation" shall mean specifically designated written comments or recommendations from the state to the federal funding agency or federal sponsoring agency concerning a particular application or project description which triggers a formal federal response.

— P. "State Response" shall mean comments or recommendations from the state to the federal funding agency or federal sponsoring agency other than a state process recommendation.

— Q. "Utah State Clearinghouse" shall mean that part of the Office of Planning and Budget under the control of the State Planning Coordinator which receives and distributes information under this rule, in addition to the items received pursuant to R361-1-2(K).

— R. "Weekly Status Report" shall mean a written summary of all applications or project descriptions received by the Utah State Clearinghouse during each calendar work week.

R361-2-3. State Single Point of Contact.

— The Utah State Clearinghouse is designated as the Single Point of Contact (SPOC) for the state for all activities under the Order.

R361-2-4. Responsibilities of the Utah State Clearinghouse.

— The responsibilities of the Utah State Clearinghouse include the following:

- A. Receiving all items submitted for review under R361-2-6.
- B. Assigning the State Application Identification number to each item upon receipt of all information required under R361-2-6(D)(1)-(4).
- C. Preparing and distributing the weekly status report.

— 1. All items received for review each calendar work week will be listed. Information in the report will include;

- a. the name of the applicant or federal sponsoring agency;
- b. the State Application Identification number;
- c. a brief description of the purpose of the application or the nature of the proposed activity;
- d. the location or impact area of the application or proposed activity;
- e. the name and telephone number of the applicant's or federal sponsoring agency's contact person;
- f. the dollar amount and source of funding, if applicable;
- g. the date by which all comments must be received by the Clearinghouse and the federal funding agency or federal sponsoring agency; and
- h. other information as needed.

— 2. The weekly status report shall be distributed to all state agencies, institutions of higher education, area clearinghouses, and other interested parties as requested, including members of the press. The area clearinghouses are delegated the authority to, and shall, distribute the report as appropriate to all general and special purpose local governments within their boundaries. Requests to receive the weekly status report should be directed to the Utah State Clearinghouse, Office of Planning and Budget. Requests for further information or for a copy of an application or project description should be directed to the listed contact person.

— D. Considering each application or project description for inclusion on the next agenda of the Resource Development Coordinating Committee. Items which meet the criteria set out in R361-1-4(E) shall be included on the Committee agenda, and thereafter be reviewed pursuant to the rules of the Committee.

— E. Setting the date by which all comments on an application or project description must be received by the Clearinghouse. The scheduled date shall allow the State Planning Coordinator or the Governor sufficient time to review and distribute the state process recommendation or state response within the following time parameters:

- 1. For federally assisted actions; within 30 days of submission, or such response date as may be lawfully set by the federal funding agency.
- 2. For direct federal development activities; within 60 days of submission, or by such date lawfully set by the federal sponsoring agency.

— F. Receiving all comments about review items submitted by commentators.

— G. Submitting all comments to the State Planning Coordinator for consideration pursuant to R361-2-5.

— H. Receiving all federal responses to state process recommendations.

— I. Submitting all federal responses to the State Planning Coordinator for review pursuant to R361-2-5.

— J. Archiving files assigned State Application Identification numbers pursuant to Section 63-2.

R361-2-5. Responsibilities of the State Planning Coordinator.

— Comments concerning individual applications and project descriptions shall be reviewed pursuant to the duties of the State Planning Coordinator set by Sections 63-28 and 63-40. If state agencies submit conflicting comments, the State Planning Coordinator will act as mediator for the unresolved differences, unless the differences occur within the same department, in which case the department head may be asked to resolve the differences. After review

of all comments and resolution of differences, if necessary, and consultation with the Governor, as needed, the State Planning Coordinator shall send a state response or state process recommendation to the federal funding agency or federal sponsoring agency. A copy of the state response or state process recommendation concerning applications shall be sent to the applicant.

R361-2-6. Responsibilities of Applicants and Federal Sponsoring Agencies.

A. State Agency Applicants.

All state agencies applying for federal financial assistance shall submit the information required by R361-2-6(D)(1), (2) and (4) to the Utah State Clearinghouse prior to filing the application with the federal funding agency. This requirement includes all applications for continuation, supplemental or renewal grants.

B. Other Applicants.

Applicants other than state agencies shall be responsible for determining whether or not the financial aid program of concern is available for review under the terms of the Order. If the program is available for review, the applicant shall submit the information required by R361-2-6(D)(1), (2) and (4) to the Utah State Clearinghouse prior to filing the application with the federal funding agency. This requirement to determine availability and submit also applies to applications for continuation, supplemental and renewal grants containing changes in the direction, nature, scope, location or scale of the project or activity previously approved, or changes in the beneficiaries or target group(s) served.

C. Federal Sponsoring Agencies

Federal sponsoring agencies shall submit the information required by R361-2-6(D)(3) and (4) to the Utah State Clearinghouse not less than 60 days prior to commencement of the proposed activity, unless a different time frame is required by federal law, in which case the agencies shall inform the Clearinghouse of the required comment period.

D. Information Required

1. All applicants shall submit the following information to the Utah State Clearinghouse:

- a. Applicant's name (personal, agency or corporate) and address;
- b. Name of a responsible contact person and telephone number;
- c. Program number from the Catalog of Federal Domestic Assistance, if applicable;
- d. Title of project;
- e. Area of project impact (cities, counties, states, etc.);
- f. Type of assistance (grant, loan, insurance, etc.);
- g. Sources and amounts of proposed funding (federal, applicant, state, local, or other);
- h. Type of application (new, renewal, revision, continuation, etc.);
- i. Project start date and duration;
- j. Name and address of federal funding agency, including contact person if known;

2. Applicants may substitute the federal Standard Form 424 for all or part of the information listed in R361-2-6(D)(1).

3. All federal sponsoring agencies shall submit the information required by R361-2-6(D)(1)(a), (b), (d), (e), and (i).

4. All applicants and federal sponsoring agencies shall submit a summary of the funding proposal or direct federal development activity. This summary should include a statement of the intent of the proposal, beneficiaries, vicinity maps, involvement of local government in the planning efforts, and any other pertinent information relative to compliance with state and local plans, programs or projects that may be

affected by the proposal or activity. Documents prepared pursuant to the National Environmental Policy Act, P.L. 91-190, 83 Stat. 852 (1969) may be used to satisfy the requirements of this rule.

5. Copies of the information submitted to the Utah State Clearinghouse shall be sent by the applicant or federal sponsoring agencies to the area clearinghouse(s) covering the impacted area. A list of the area clearinghouses is available from the Utah State Clearinghouse, Office of Planning and Budget.

R361-2-7. Responsibilities of Commentators.

A. Each comment should contain a specific recommendation concerning the state's response or process recommendation about the application or project description. The recommendation should be substantiated by reference to statute, regulation, rule, bibliography of research or other objective criteria including, for example

1. Compatibility with, state, area or local comprehensive planning efforts;

2. Duplication or negation of other on-going programs;

3. Technical changes in design which could increase effectiveness or efficiency;

4. Contribution of the project toward achievement of state, area, and local objectives and priorities related to natural and human resources and economic development, as specified in Section 401 of the Intergovernmental Cooperation Act of 1968, Pub. L. No. 91-190, 83 Stat. 852 (1969), including

a. Appropriate uses of land for housing, commercial, industrial, governmental, institutional, and other purposes;

b. Wise development and conservation of natural resources;

c. Balanced transportation systems;

d. Adequate outdoor recreation and open space;

e. Protection of areas of unique natural beauty, and historical and scientific interest;

f. Properly planned community facilities, utilities and other services;

g. Concern for high standards of design.

5. Adverse, unavoidable environmental impacts should the project be implemented;

6. Displacement of people or businesses, and the availability of relocation assistance;

7. Effects on energy resource supply and demand;

8. Contribution of the project toward more balanced patterns of settlement and delivery of services to all sectors of the area population, including minority groups; and

9. any other relevant information.

B. Comments should not contain opinions or value judgements concerning federal funding priorities, acceptability of federal legislation, or the ability of federal agencies to fairly administer programs or projects.

C. Comments not meeting the requirements of R361-2-7(A) and (B) may be disregarded by the State Planning Coordinator during the preparation of the state process recommendation or response.

R361-2-8. Emergency Financial Assistance.

The State Planning Coordinator may modify the time and comment requirement provisions of these rules for applications for federal disaster or other emergency financial relief.

KEY: ~~natural resources, federal aid, intergovernmental cooperation~~

Date of Enactment or Last Substantive Amendment: 1991

Notice of Continuation: October 29, 2002
Authorizing, and Implemented or Interpreted Law: 63-40-1; 63-28a-1]

◆ ————— ◆

**Health, Epidemiology and Laboratory
 Services, Environmental Services**
R392-510
Utah Indoor Clean Air Act

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 30377

FILED: 08/29/2007, 15:45

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: S.B. 19 (2006) and H.B. 273 (2007) statutory changes require the Utah Department of Health (UDOH) to modify this rule to conform to statute. Also, additional modifications are being proposed at this time to clarify language and make other changes to the rule as more fully expressed below. (DAR NOTE: S.B. 19 (2006) is found at Chapter 202, Laws of Utah 2006, and was effective 05/01/2006. H.B. 273 (2007) is found at Chapter 20, Laws of Utah 2007, and was effective 04/30/2007.)

SUMMARY OF THE RULE OR CHANGE: Language no longer necessary because of changes made to Section 26-38-1 has been deleted, and minor clarification changes requested by local health departments have been added. Deletions include definitions and sections that no longer apply. Clarified language was added regarding the right of proprietors to prohibit smoking on their premise. Work site exemptions for smoking permitted areas that are no longer allowed by statute have been deleted. Language which applied to social, fraternal, and religious organizations has been deleted. Language was added to clarify how the rule applies to educational facilities. The option of using the international no smoking sign has been added. Smoking permitted specifications were clarified and language added regarding public lodging facilities, nursing homes, assisted living facilities, small health care facilities, and hospitals with a certified swing bed program. This includes the requirement to provide permanent smoking and nonsmoking signage, to clean guest rooms that are changed from smoking to nonsmoking, and to clarify the requirement to prohibit mixing of air between smoking and nonsmoking permitted areas.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Subsection 26-1-30(2), Section 26-15-1 et seq., and Title 26, Chapter 38

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: There will be no additional cost or savings to state government. Current funding priorities will be shifted to produce appropriate educational materials for

businesses, government agencies, and other organizations regarding the changes to the statute and the rule.

❖ LOCAL GOVERNMENTS: There will be no effect on local government budgets as education and enforcement of the rule will take place during existing routine inspections. There may be an initial increase in complaints and questions from the general public to local health departments regarding enforcement and educational activities, but complaints and questions should level off over time.

❖ SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES: Based on the experience of other states who have adopted similar laws, there has been no aggregate loss of revenue to business. Studies have shown that in the beginning, business may lose some revenue, but overall, revenues return over time. It is anticipated that there will be a savings in cleaning costs previously associated with smoking. Also, there could be a potential increase in business revenue due to the elimination of smoking in facilities. There also could be a potential reduction in medical and property insurance costs. The exact amount of savings costs is very difficult, if not impossible, to predict.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There will likely be no compliance costs associated with the changes proposed in this rule. Businesses may obtain required signage from UDOH or local governments free of charge. Education is being provided to businesses and employees by UDOH, local governments, and other agencies. There may be a compliance cost reduction for governments, businesses and other persons due to the elimination of the requirements of providing separate ventilation exhaust systems for smoking permitted areas. There may be a cost to some businesses that have smoking permitted areas to certify their heating and ventilation systems that have been altered since the prior certification. Estimate of exact costs are very difficult to determine due to the variation of size and number of smoking permitted facilities. As the previous rule did not require businesses to report number or size of smoking permitted areas, there is not a mechanism to determine the number of areas that currently exist.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No unacceptable fiscal impact is expected on businesses impacted by this rule change. This will be re-evaluated after the public has an opportunity to comment. David N. Sundwall, MD, Executive Director

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

HEALTH
 EPIDEMIOLOGY AND LABORATORY SERVICES,
 ENVIRONMENTAL SERVICES
 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:

Ronald Marsden at the above address, by phone at 801-538-6191, by FAX at 801-538-6564, or by Internet E-mail at rmarsden@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: David N. Sundwall, Executive Director

R392. Health, Epidemiology and Laboratory Services, Environmental Services.

R392-510. Utah Indoor Clean Air Act.

R392-510-1. Authority.

(1) This rule is authorized by Sections 26-1-30(2), ~~and~~ 26-15-12, and Title 26 Chapter 38.

(2) This rule does not preempt other restrictions on smoking that are otherwise allowed by law.

R392-510-2. Definitions.

The definitions in Section 26-38-2 apply to this rule in addition to the following: [

~~(1) "AABC" means the Associated Air Balance Council.~~

~~(2) "Act" means the Utah Indoor Clean Air Act.]~~

~~(3)(1) "Agent" means the person to [which]whom a building owner has delegated the maintenance and care of the building.~~

~~(4)(2) "Area" means a three dimensional space.~~

~~(5)3 "Building" means an entire free standing structure enclosed by exterior walls.~~

~~(6)(4) "Building owner" means the person(s) who has an ownership interest in any public or private building.~~

~~(7)(5) "Employer" means any individual, firm, corporation, partnership, business trust, legal representative, or other business entity which engages in any business, industry, profession, or activity in this state and employs one or more employees or who contracts with one or more persons, the essence of which is the personal labor of such person or persons.~~

~~(8)(6) "Enclosed" means space between a floor and ceiling which is designed to be surrounded on all sides at any time by solid walls, screens, windows or similar structures (exclusive of doors and passageways) which extend from the floor to the ceiling.~~

~~(9)(7) "Executive Director" means the Executive Director of the Utah Department of Health or his designee.~~

~~(10)(8) "Facility" means any part of a building, or an entire building.~~

~~(11)(9) "HVAC system" means the collective components of a heating, ventilation and air conditioning system.~~

~~(12)(10) "Local Health Officer" means the director of the jurisdictional local health department as defined in Title 26A, Chapter 1, or his designee.~~

~~(13) "NEBB" means the National Environmental Balancing Bureau.~~

~~(14) "Nonpublic workplace" means a workplace where only employees of a single employer are allowed to enter, and no others except persons who perform deliveries, repairs and similar services on an infrequent basis, may enter.~~

~~(15)(11) "Nonsmoker" means a person who has not smoked a tobacco product in the preceding 30 days.~~

~~(16)(12) "Operator" means a person who leases a place from a building owner or controls, operates or supervises a place.~~

~~(17)(13) "Place" means any "place of public access", or "publicly owned building or office", ["private club" or "nonpublic workplace"] as defined in Title 26, Chapter 38.~~

~~(18) "Work area" means a space, including inside a vehicle, which has the potential to be occupied by an individual at any time during the performance of his work duties, including all common areas in the workplace, and the three foot zone surrounding that location.~~

~~(19)(14) "Workplace" means any enclosed space, including a vehicle, in which one or more individuals perform any type of service or labor for consideration of payment under any type of employment relationship. This includes such places wherein individuals gratuitously perform services for which individuals are ordinarily paid.~~

R392-510-3. Responsibility for Compliance.

Where this rule imposes a duty on a building owner, agent, or operator, each is independently responsible to assure compliance and each may be held liable for noncompliance.

R392-510-4. ~~Exempt Places Not Required to Allow Smoking~~ Proprietor Right to Prohibit Smoking.

~~(1) The owner, agent or operator of a place [exempt under Section 26-38-3(2)] is not required to allow smoking in the place.]may prohibit smoking anywhere on the premises.~~

~~(2) The owner, agent or operator of a place may also prohibit smoking anywhere outdoors on the premises.~~

R392-510-5. Smoking Prohibited Entirely in Places of Public Access and Publicly Owned Buildings and Offices.

~~(1) Places listed in Section 26-38-2(1)(a) through [(+)](p) are [considered to be] places of public access and smoking is prohibited in them except as provided for in Section 26-38-3(2).]~~

~~(2) In a building with more than one tenant, smoking is permitted in nonpublic workplaces which meet the requirements of Sections R392-510-6, 7, 8, 10, 13, and 14.~~

~~(3) Nursing homes, residential health care facilities, assisted living facilities, and hospitals may have designated enclosed areas where smoking is permitted.]~~

R392-510-6. Requirements for Smoking Permitted Areas.

(1) Any enclosed area where smoking is permitted must be designed and operated to prevent exposure of persons outside the area to tobacco smoke generated in the area.

~~(a) A smoking permitted area shall be separately enclosed, have negative pressure of .01 inches of water or more relative to all surrounding smoking prohibited areas sufficient to prevent air movement from the smoking permitted area into the smoking prohibited areas, and have a separate mechanical exhaust which will move air at a speed of 25 feet per minute as measured through the open door frame and which exhausts directly to the outside.~~

~~(i) Section R392-510-6 does not apply to guest rooms exempted in Section 26-38-3(2)(d).~~

~~(ii) Large conference rooms rented or leased for private functions, in operation prior to March 22, 1994 and located in hotels or other convention centers are not considered to be smoking-prohibited areas unless so designated by the building owner, agent or operator.~~

~~(2) [Any unenclosed area where smoking is allowed under Section 26-38-5(2)(e) must be operated so that tobacco smoke does not enter any work area of any nonsmoker in the workplace or any~~

~~other workplace in the same building.] If a lodging facility permits smoking as provided in Section 26-38-3(2)(b) in designated smoking-allowed guest rooms, or if a nursing home, assisted living facility, small health care facility, or hospital with a certified swing-bed program permits smoking as provided in Section 26-38-3(2)(b) in designated smoking-allowed private residential sleeping rooms, the facility's air handling system or systems must not allow air from any smoking-allowed area to mix with air in or to be used in:~~

~~(a) any part of the facility defined as a place of public access in Section 26-38-2(1);~~

~~(b) another room designated as a non-smoking room; or~~

~~(c) common areas of the facility, including dining areas, lobby areas and hallways.~~

~~(d) If an operator of a lodging facility chooses to modify the status of a room from a smoking to a non-smoking room, then the operator shall perform a full deep cleaning of the room. The deep cleaning shall include cleaning of carpets, bedding, drapes, walls, and any other object in the room which absorbs smoking particles or smoking fumes.~~

(3) A Class B and Class D private club licensed under Title 32A, Chapter 5, Private Club Liquor Licenses, operating and sharing air space with an adjoining place of public access as of January 1, 1995 does not have to meet the requirements of Subsection R392-510-6(1)(a) if the adjoining place of public access is in operation or construction footers ~~have been~~ were completed by January 1, 1995. ~~This exemption is only effective before January 1, 2009, at which time smoking is prohibited in Class B and Class D private clubs.~~

~~(4) A smoking area established under Section 26-38-5(2)(b) must be closed to public access and may not include any work area, except that cleaning and maintenance work may be conducted in the smoking permitted area when no smoking is occurring.~~

~~(a) Single passenger vehicles may be designated as a smoking area.~~

~~(b) Smoking may be permitted in vehicles that are [work areas] workplaces when not occupied by nonsmokers.~~

~~(6) Two or more nonpublic workplaces located in the same building may share a smoking permitted area. Entry into the smoking permitted area is limited to employees of the participating nonpublic workplaces.~~

R392-510-7. HVAC System Documentation.

(1) If a building has a smoking-permitted area under Section 26-38-3(2)(a)(ii), Section 26-38-3(2)(g), Section 26-38-5(2)(b), Subsection R392-510-5(3) or has more than one use or tenant, at least one of which is a tavern which permits smoking], the building owner must obtain and keep on file a signed statement from an air balancing firm certified by the [AABC] Associated Air Balance Council or the [NEBB] National Environmental Balancing Bureau, or an industrial hygienist certified by the American Board of Industrial Hygiene that the smoking permitted area meets the requirements of Subsections R392-510-6(1) [and (2)]. [If a building has a smoking permitted area under Section 26-38-5(2)(c), the building owner must obtain and keep on file a signed statement from a mechanical engineer licensed by the State of Utah who has expertise in the design and evaluation of HVAC systems that the design of the HVAC system meets the requirements of Subsections R392-510-6(1) and (2), and a signed statement from an air balancing firm certified by the AABC or NEBB, or an industrial hygienist certified by the American Board of Industrial Hygiene that the as-built HVAC system performs as designed in the plan certified by the

~~mechanical engineer.] If a building's HVAC System is altered in any way, the building owner must obtain new certification on the system.~~

~~(a)2] The building owner must provide the information required in Subsection R392-510-7(1) within three working days upon request from the operator, executive director or local health officer.~~

~~(b)3] The operator must provide the information required in Subsection R392-510-7(1) within five working days upon the request of the executive director or local health officer.~~

~~(e)4] The building owner must provide the HVAC operation specifications and maintenance guidelines to the HVAC operation and maintenance personnel or contractor. The maintenance guidelines must include the manufacturer's recommended procedures and time lines for maintenance of HVAC system components. If the manufacturer's recommended procedures for operation and maintenance of the HVAC system are not available, the building owner must obtain and use guidelines developed by a mechanical engineer licensed by the State of Utah who has expertise in the design and evaluation of HVAC systems or by a mechanical contractor licensed by the State of Utah who has expertise in the repair and maintenance of HVAC systems.~~

~~(d)5] The building owner must maintain HVAC inspection and maintenance records or logs for the three previous years and must make them available to the operator, executive director or local health officer within three working days of a request [except that in 1995, 1996 and 1997 the records or logs created after January 1, 1995 must be kept].~~

~~(e)6] The operator must make the record or logs required in Subsection R392-510-7(1)(d)5] available to the executive director or local health officer within five working days of a request.~~

~~(f)7] The records or logs required in Subsection R392-510-7(1)(d)5] must include:~~

~~(i) a] The specific maintenance and repair action taken, and reasons for actions taken;~~

~~(ii) b] The name and affiliation of the individual performing the work; and~~

~~(iii) c] The date of the inspection or maintenance activity.~~

R392-510-8. Operation and Maintenance of HVAC Systems.

(1) The building owner, agent, or operator of a place where smoking is permitted under Section 26-38-3(2) [(a)(ii), Section 26-38-3(2)(b), Section 26-38-3(2)(g) or Subsection R392-510-5(3)] shall identify a person responsible for the operation and maintenance of the HVAC system.

(2) The building owner, agent, or operator of a place where smoking is permitted under Section 26-38-3(2)(a)(ii), Section 26-38-3(2)(b), Section 26-38-3(2)(g) or Subsection R392-510-5(3)] must maintain and operate the HVAC system to meet the requirements of Subsections R392-510-6(1) and (2).

(3) The building owner, agent, or operator of a place where smoking is permitted under Section 26-38-3(2)(a)(ii), Section 26-38-3(2)(b), Section 26-38-3(2)(g) or Subsection R392-510-5(3)] must cause the HVAC system components to be inspected, adjusted, cleaned, and calibrated according to the manufacturer's recommendations, or replaced as specified in the maintenance guidelines required in Subsection R392-510-7(1)(e)4]. [HVAC inspection and necessary maintenance activities must be conducted according to the manufacturers' recommendations.] The building owner, agent, or operator's [Operating] experience with the HVAC

system may establish that more frequent maintenance activities are required.

(4) Visual or olfactory observation ~~[are]~~^{is} sufficient to determine whether a smoking-permitted area meets the requirements of Section R392-510-6.

R392-510-9. Protection of Air Used for Ventilation.

(1) ~~[The building owner, agent, or operator of a place may not designate an outdoor s]~~Smoking is not permitted ~~[area]~~ within 25 feet of any entrance-way, exit, open window, or air intake of a building where smoking is prohibited.

~~—(a) If the location of an entrance way, exit, open window or air intake to any smoking prohibited area or the location of a barrier, such as a wall, property line, parking lot or street, makes the 25-foot requirement impossible to meet, the policy must maximize the distance between the smokers and the entrance way, exit, open window or air intake.~~

~~—(b) Nursing homes, residential health care facilities, assisted living facilities, small health care facilities and hospitals with a certified swing-bed program may designate outdoor smoking areas closer than 25 feet for residents.]~~

~~[(c)]~~(2) Ashtrays may be placed near entrances only if they have durable and easily readable signage indicating that the ashtray is provided for convenience only and the area around it is not a smoking area. The sign shall include a reference to the 25 foot prohibition.

~~[(2)]~~(3) An employer ~~[must]~~^{shall} establish a policy to prohibit employee smoking within 25 feet of any entrance-way, exit, open window, or air intake of a building where smoking is prohibited. ~~[-If the location of an entrance way, exit, open window, or air intake to any smoking prohibited area or the location of a barrier, such as a wall, property line, parking lot or street, makes the 25-foot requirement impossible to meet, the policy must maximize the distance between the smokers and the entrance way, exit, open window or air intake.~~

~~—(3) Subsections R392-510-9(1) and (2) do not apply to building entranceways or exits that consist of a vestibule with a self-closing outer door(s) and a separate self-closing inner door(s).~~

R392-510-10. Written Smoking Policies.

~~—(1) An employer who operates a workplace that is not a place of public access or a publicly owned or operated building or office shall either:~~

~~—(a) Establish; or~~

~~—(b) Negotiate through the collective bargaining process if its employees are organized into a union and operating under a collective bargaining agreement;~~

~~—a written smoking policy as required by Section 26-38-5.~~

~~—(2) An employer required to develop a written smoking policy under Section 26-38-5 must make the policy available to the executive director or local health officer upon request.~~

~~—(a) The front page of the policy shall list the telephone numbers of the local health department and the Utah Department of Health's Bureau of Environmental Services. The telephone numbers must be easily readable.~~

~~—(b) The policy shall be conspicuously posted in a well traveled area of the workplace.~~

~~—(3) All voting, as required in Section 26-38-5(2)(c), shall be by anonymous written ballot and conducted in a manner to assure the secrecy of the vote. The employer must arrange for at least two nonsmoking employees to monitor the vote counting and serve as~~

~~witnesses. The employer must maintain a record of the vote, signed by the witnesses, on file at the facility and make it available to the executive director or local health officer upon request.~~

~~—(4) An employer has the duty to assure that his employees comply with the smoking policy of any place where an employee performs his work duties.]~~

R392-510-1[4]0. Educational and Cultural Activities Not Exempted.

(1) Educational facilities, as used in the Utah Indoor Clean Air Act, means any ~~[enclosed location]~~^{facility} used for instruction of people, including preschools, elementary and middle schools, junior and senior high schools.

~~—(2) Smoking is prohibited in facilities used by, vocational schools, colleges and universities, and any other [school] facility or educational institution operated by a commercial enterprise or nonprofit entity, including hotel, motel, and convention center rooms, for the purpose of providing academic classroom instruction, trade, craft, computer or other technical or professional training, or instruction in dancing, artistic, musical or other cultural skills as well as all areas supportive of instruction including classrooms, lounges, lecture halls, study areas and libraries.]~~

~~—(2) Educational facilities are not included under the private function exclusion allowed under Section 26-38-3(2).]~~

R392-510-1[2]1. Private Dwellings Which Are Places of Employment.

(1) A private dwelling is subject to these rules ~~[#]~~^{while} an individual~~[-]~~ who does not reside in the dwelling~~[-]~~ is [employed]engaged to perform services in the dwelling on a regular basis is present. This includes situations where an individual performs services such as, but not limited to:

(a) domestic services;

(b) secretarial services for a home-based business; or

(c) bookkeeping services for a home-based business.

(2) In a private dwelling in which a business or service is operated and into which the public enters for purposes related to the business or service smoking is prohibited in the business or service area [when the public is present]during hours when the dwelling is open to the public.

~~—(3) A private dwelling meeting the criteria in Subsection R392-510-12(1) that does not have public access is a nonpublic workplace.]~~

(4) A private dwelling in which an individual is employed on a nonregular basis only is not subject to these rules. This includes situations where individuals perform services such as:

(a) baby-sitting services;

(b) trade services for the owner of the dwelling or individuals residing in the dwelling such as those services performed by plumbers, electricians and remodelers;

(c) emergency medical services;

(d) home health services; and

(e) part-time housekeeping services.

R392-510-1[3]2. Signs and Public Announcements.

~~[(4)]~~Signs required in this section must be easily readable and must not be obscured in any way. The words "No Smoking" must be not less than 1.5 inches in height. If the international "No Smoking" symbol is used alone, it must be at least 4 inches in diameter.

~~[(a)](1)~~ In a place where smoking is prohibited entirely, the building owner, agent, or operator must conspicuously post a sign using the words, "No smoking is permitted in this establishment" or a similar statement, which shall also include the international no-smoking symbol, on all entrances or in a position clearly visible on entry into the place.

~~[(b)](2)~~ In a place where smoking is partially allowed, the building owner, agent, or operator must conspicuously post a sign using the words, "No smoking is permitted except in designated areas" or a similar statement, which shall also include the international no-smoking symbol, on all entrances or in a position clearly visible on entry into the place.

~~[(c)](3)~~ In a place where smoking is allowed in its entirety, the building owner, agent, or operator must conspicuously post a sign using the words, "This establishment is a smoking area in its entirety" or similar statement.

~~[(d)](4)~~ The building owner, agent, or operator must post a sign at all smoking-permitted areas provided for under Section 26-38-3(2)~~[(b), (c), (d) and (g)](a), (b), and (c)~~. The sign must have the words, "smoking permitted" or similar wording and include the international smoking symbol.

~~[(e)](5)~~ The building owner, agent, or operator must post a sign inside the exit of all smoking-permitted areas, if the exit leads to a smoking-prohibited area. The sign must have the words, "smoking not permitted beyond this point" or similar wording and include the international no-smoking symbol.

(6) In public lodging facilities that designate guest rooms as smoking allowed, the building owner, agent, or operator must conspicuously post a permanent sign on the smoking-allowed guest room door and meet the requirements of R392-510-6(1) and (2).

(7) In nursing homes, assisted living facilities, small health care facilities and hospitals with a certified swing-bed program that designate private residential sleeping rooms as "smoking allowed," the building owner, agent, or operator must conspicuously post a permanent sign on the door and meet the requirements of R392-510-6(1) and (2).

~~[(f)](8)~~ The building owner, agent, or operator of an airport terminal, bus station, train station, or similar place must provide announcements on a public address system as often as necessary but not less than four times per hour during the hours that the place is open to the public, as follows:

~~[(f)](a)~~ If smoking is not permitted, the announcements shall convey that the Utah Indoor Clean Air Act prohibits smoking in the place.

~~[(f)](b)~~ If smoking is partially permitted, the announcements shall convey that the Utah Indoor Clean Air Act requires smokers to smoke only in those areas specifically designated for smoking.

~~[(g)](9)~~ The building owner, agent, or operator of a sports arena, convention center, special events center, concert hall or other similar place must provide announcements on a public address system prior to the beginning of any event, at intermissions, at the conclusion of the event and any other break in the program or event, as follows:

~~[(f)](a)~~ If smoking is not permitted, the announcements shall convey that the Utah Indoor Clean Air Act prohibits smoking in the place.

~~[(f)](b)~~ If smoking is partially permitted, the announcements shall convey that the Utah Indoor Clean Air Act requires smokers to smoke only in those areas specifically designated for smoking.

~~[(h)](10)~~ The building owner, agent, or operator of a large place, such as an airport, university, hotel or motel, or sports arena

may, in writing, request the assistance of the local health officer to establish an effective signage and public announcements plan. The local health officer may cause the plan to be modified at any time to protect nonsmokers from being exposed to tobacco smoke. [

~~(i) At private functions where smoking is permitted by the sponsor of the function under Section 26-38-3(2)(a)(ii), the sponsor of the function must conspicuously post a sign using the words, "This is a private function at which smoking is permitted. The public is not allowed" or a similar statement on all entrances or in a position clearly visible on entry into the place.]~~

~~[(f)](11)~~ Buildings that are places of worship operated by a religious organization are not required to post signs.

~~[R392-510-14. Determination of Social Organizations.~~

~~In determining whether smoking is not prohibited under Section 26-38-3(2)(a)(i) because the building is owned, rented, leased, or otherwise operated by a social organization, the following are indicators that are helpful in determining whether there is a social organization that meets the statute's requirements. In most situations, no single indicator establishes the existence of a social organization. Likewise, no single indicator disproves, in most instances, that a social organization does not exist. The indicators are given as an aid to the local health departments and to the public to gain compliance with the Utah Indoor Clean Air Act. The indicators are not equally weighted. Except as otherwise noted, answers in the affirmative indicate that there is a bona fide social organization; answers in the negative, indicate that there is not.~~

~~(1) Is it an organization?~~

~~(a) Are there written bylaws or other document that establishes the organization?~~

~~(b) Are there regularly elected officers?~~

~~(c) Are there provisions for elections?~~

~~(d) Are there regular meetings of the officers?~~

~~(e) Are there regular meetings of the membership?~~

~~(f) Do members receive mailed notices of meetings?~~

~~(g) Is the organization a nonprofit corporation regulated by the Division of Corporation and Codes?~~

~~(h) Is there a membership fee sufficient to support a social organization and its independent activities?~~

~~(i) How long has the organization been in existence?~~

~~(j) Is the organization affiliated with a national or statewide organization?~~

~~(2) Does the organization operate as a social organization?~~

~~(a) Does the organization regularly communicate to its members through a newsletter or some other regular and formal method?~~

~~(b) Are there organized social activities at the meetings other than consuming that offered by the proprietor of the building?~~

~~(c) Is there a record of members?~~

~~(d) Is the organization established to carry out some social function other than that normally offered in the building?~~

~~(e) Is the membership fee used to carry out some function other than that of using the services normally offered in the building?~~

~~(f) Is the organization a separate legal entity registered with the state?~~

~~(3) Is there an arms-length relationship between the building owner or operator and the social organization using it?~~

~~(a) Is there an arms-length rental arrangement between the organization and the building owner or operator?~~

—(b) Does the building owner or operator offer the building to others for rental?

—(c) Does the organization have the ability to hold all its meetings in another building?

—(d) Is the membership fee set by the organization acting as an independent entity apart from the building owner or operator?

—(e) Do the members have an equal voice in the use of the membership fees?

—(f) Is the building owner or operator the promoter, organizer, or an officer of the social organization? (Affirmative answer indicates no social organization.)

—(g) Does the social organization own the building?

—(h) If the organization is a regulated nonprofit corporation, but the building owner or operator is an officer, is the organization a registered IRC Section 501(c)(3) organization?

—(4) Is the public excluded from the building during the time that the organization is using the building?

—(a) Does joining the organization involve more than entering the premises and paying a small membership fee?

—(b) Can an individual gain easy access and be served upon payment of a small membership fee? (Affirmative answer indicates no social organization.)

—(c) Is the place operated essentially like a competitor that is a place of public access, except for the payment of a small membership fee or issuance of a membership? (Affirmative answer indicates no social organization.)

R392-510-15. Facilities Rented or Leased for Private Functions.

—A facility exempted from the smoking prohibitions of Section 26-38-3(1) by reason of the private function exemption provisions of Section 26-38-3(2)(ii) must meet the following requirements for private functions at which smoking is allowed:

—(1) The private function must be associated with a special event, ceremony, celebration, or meeting.

—(2) The start and end dates and times of the private function must be definite and determined before the commencement of the private function.

—(3) The private function may not be of a duration longer than two weeks.

—(4) The private function must be limited to the attendees whom the private function sponsor has invited to the specific private function before the commencement of the private function and their guests. An invitation to members of a group or organization to attend all of the private functions scheduled at a facility does not meet the requirement that the attendees be invited to the specific private function before the commencement of the private function.

—(5) The owner, operator, and sponsor of the private function must exclude the general public, including those willing to pay an entrance or membership fee at the time of entrance or service.

—(6) A private function attendee may not sponsor or otherwise make as his guest for the private function a member of the general public or an individual not personally known by the invited attendee.

—(7) An employee of the facility or of the group or organization holding the private function may not sponsor or otherwise make any individual his guest for the private function.

—(8) The owner or operator of a facility rented or leased for a private function must maintain a record of the following for 2 years:

—(a) start time and date of the private function;

—(b) end time and date of the private function;

—(c) the nature of the event.

—(9) The persons responsible for maintaining the records required in Subsection R392-510-15(8) must make them available to the local health officer or Executive Director upon request.

—(10) The owner or operator of a facility rented or leased for private functions more than 50% of the time that the facility is open may not advertise or represent the facility to be a restaurant, cafe, arcade, or other place of public access to which an individual may gain access without an individualized invitation specifically directed to him.

—(11) A facility may not consecutively schedule individual private functions for the same attendees, organization or group in a manner that gives the same attendees, organization or group substantially continuous access to the facility during its operating hours. The facility may not schedule a private function for a group or organization within 48 hours of the end of a separate private function for the same group or organization at the facility.

R392-510-1[6]4. Discrimination.

[4]—An employer may not discriminate or take any adverse action against an employee or applicant because that person has sought enforcement of the provisions of Title 26, Chapter 38, Rule R392-510, the smoking policy of the workplace or otherwise protests the smoking of others.

—(2) Wherever a break room is designated to be a smoking area provided for under Section 26-38-5(2)(b), the employer must provide a separate smoking prohibited break room that is at least equal in area and accessories.]

KEY: public health, indoor air pollution, smoking, ventilation
Date of Enactment or Last Substantive Amendment: [August 19, 1996]2007

Notice of Continuation: April 23, 2007

Authorizing, and Implemented or Interpreted Law: 26-1-30(2); 26-15-1 et seq.; 26-38-1



Health, Health Care Financing, Coverage and Reimbursement Policy

R414-71

Medical Supplies -- Parenteral, Enteral, and IV Therapy

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 30378

FILED: 08/30/2007, 12:04

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This amendment is necessary to define "medical food" and to clarify access requirements, service coverage, limitations, and reimbursement for enteral and oral nutrition services for Medicaid recipients. It adds limited oral nutrition as a Medicaid benefit.

SUMMARY OF THE RULE OR CHANGE: This amendment adds limited oral nutrition benefits and defines medical food and limits Medicaid nutritional coverage to medical foods. This amendment establishes the age and medical criteria necessary for Medicaid coverage of total and supplemental nutrition. It also establishes the limited Medicaid coverage for oral nutrition. It establishes prior authorization requirements for nutritional coverage.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 26-18-3 and 26-1-5, and 42 CFR 440.70 and 42 CFR 441.15

ANTICIPATED COST OR SAVINGS TO:

- ❖ **THE STATE BUDGET:** There is an estimated annual cost of \$52,255 to the General Fund and \$122,745 in federal funds to pay for the expansion of nutritional services.
- ❖ **LOCAL GOVERNMENTS:** There is no budget impact because local governments do not fund or receive nutritional services.
- ❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** Businesses that provide nutritional supplies will experience approximately \$175,000 in additional sales. Qualifying Medicaid clients will receive an additional \$175,000 in nutritional services.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no anticipated compliance costs to any persons, because this amendment expands benefits without imposing additional costs.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No unacceptable fiscal impact is expected on businesses impacted by this rule change. This will be evaluated after the public has an opportunity to comment. David N. Sundwall, MD, Executive Director

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:

Melissa Frost at the above address, by phone at 801-538-6381, by FAX at 801-538-6099, or by Internet E-mail at mifrost@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: David N. Sundwall, Executive Director

R414. Health, Health Care Financing, Coverage and Reimbursement Policy.

R414-71. Medical Supplies – Parenteral, Enteral, and IV Therapy.

R414-71-1. Introduction and Authority.

(1) Eligible Medicaid recipients with chronic physical illnesses, trauma, or terminal disease, who are able to live at home or in a long term care facility but who cannot be sustained with oral feeding, and, therefore rely on total parenteral nutrition (TPN) or enteral nutrition (EN) to sustain life, are covered under this program.

(2) Limited coverage is provided for total oral nutrition and supplemental oral or tube nutrition using medical foods. Food and nutrition are not covered as medical assistance under section 1905 (a) of the Social Security Act except as listed in Subsection R414-71-4(5).

(2)3 The IV therapy program provides medications, solutions, blood factors, chemicals, or nutrients by injection or infusion for eligible Medicaid recipients who reside at home or in a nursing facility.

(3)4 The provision of services and supplies is under the authority of 42 CFR 440.70 and 42 CFR 441.15, Oct. 200[3]5 ed.

R414-71-2. Definitions.

(1) Total Parenteral Nutrition (TPN) means total nutrition administered by intravenous, subcutaneous or mucosal infusion.

(2) Enteral Nutrition (EN) means by nasogastric, jejunostomy or gastrostomy tube into the stomach or intestines to supply nutrition when a non-functioning gastrointestinal tract is present due to pathology or structure.

(3) Nutrients means those products with specific formulas used to supply the total nutritional intake of the [patient]recipient by gastrostomy, jejunostomy or nasogastric tube.

(4) Nutritional Supplement[s] means [~~products, such as Ensure,~~medical foods] that are used occasionally to supplement a regular but possibly inadequate diet.

(5) Cassettes mean prepackaged containers or envelopes of semi-disposable needles and tubing which provide a pathway for the TPN or IV medication to pass from container to vein.

(6) WIC is the federal nutritional program for women, infants and children.

(7) Medical food as defined in 21 U.S.C. 360ee(b)(3), means a food which is formulated to be consumed or administered enterally under the supervision of a physician and which is intended for the specific dietary management of a disease or condition for which distinctive nutritional requirements, based on recognized scientific principles are established by medical evaluation. To be considered a medical food, a product must be:

(a) created for oral or tube feeding;

(b) labeled for dietary management of a medical disorder, disease, or condition;

(c) labeled for use under medical supervision; and

(d) primarily obtained through hospitals, clinics and other medical and long term care facilities.

R414-71-3. Client Eligibility Requirements.

TPN, EN and IV services are provided to categorically and medically needy eligible individuals.

R414-71-4. Program Access Requirements.

(1) TPN and total EN is available to individuals with a:

(a) missing digestive organ;

(b) long term or permanently non-functioning gastrointestinal tract; or

(c) short term non-functioning gastrointestinal tract which may occur following a surgical procedure.

(2) IV therap[ies] require a physician's order or prescription and [require] prior authorization.

(3) TPN, EN or other related nutritional products require a physician's order or prescription which must specify the kilo calories necessary per day. Parenteral infusion[s-are] is identified and reimbursed per daily kilocalorie requirements.

(4) EN products must be given by gastrostomy, jejunostomy or nasogastric tube to qualify for coverage under the EN Program.

(5) Total oral nutrition and supplemental oral or by tube nutrition is available for Early and Periodic Screening, Diagnosis and Treatment (EPSDT) eligible children if it is an integral part of another EPDST service or has a curative or healing effect on the recipient beyond that which would be provided by ordinary food.

R414-71-5. Service Coverage.

(1) TPN and EN systems, related supplies, equipment, and nutrients are covered as prosthetic devices if they replace normal nutritional function of the esophagus, stomach or bowel.

(2) TPN or EN therapy is a covered benefit for clients residing at home or in a long term care facility. [

~~—(3) Parenteral solutions and IV therapy provided by infusion or enteral therapy are benefits for clients residing in a long term care facility.]~~

~~(4) [3] The following services are allowed for clients residing at home or in a long term care facility:~~

- ~~(a) parenteral solutions;~~
- ~~(b) a monthly parenteral nutrition administration kit which includes all catheters, pump filters, tubing, connectors, and syringes relating to the parenteral infusions;~~
- ~~(c) enteral solutions for total enteral therapy;~~
- ~~(d) IV medications, blood factors, and solutions;~~
- ~~(e) enteral administration kits; and~~
- ~~(f) heparin flush and heparin.~~

~~(5) [4] [Medicaid may approve a] Nutritional supplements are [for] covered for infants and children ages 0 [to] through 5 who live at home and are in the WIC program, for quantities which exceed 8 ounces per day and time which exceeds 60 days if the:~~

- ~~(a) target weight of a child cannot be attained with expected oral feedings;~~
- ~~(b) oral feedings are present but too extended due to weakness, illness, or disease to the infant; or~~
- ~~(c) child is concurrently using a ventilator or oxygen, or has a tracheostomy.~~

~~(6) [5] IV Therapy and treatment which may include injections or infusions are a covered service. IV therapy may include:~~

- ~~(a) pain medication therapy;~~
- ~~(b) antibiotics and antimicrobials;~~
- ~~(c) fluids such as glucose and fluid replacement;~~
- ~~(d) electrolytes;~~
- ~~(e) blood products;~~
- ~~(f) IV supply kit for [patient] recipients residing at home;~~
- ~~(g) extension tubing set for peripheral or midline catheter; or~~
- ~~(h) solutions used to cleanse or irrigate the catheter for which a national drug code (NDC) code exists.~~

~~(7) [6] Administration supplies, syringes, bags, pumps, tubes, and administration kits for providing TPN, EN and IV therapies are covered with reasonable limitations as to amounts and length of administration as medically indicated and according to current standard medical practices. [~~

~~—(8) All TPN and EN solutions, equipment, and nutritional products and most IV supplies require prior authorization. There must be a reasonable medical expectation that an improved quality of life will result from the TPN, EN, or IV therapy. A copy of the physician's prescription must be on file with the provider as part of the prior authorization request.~~

~~—(a) The attending physician must justify through diagnosis and applicable history the need for a pump for metered dosage, continuous infusion, extremely small doses which cannot be measured accurately without a pump for metered dosage, continuous infusion, extremely small doses which cannot be measured accurately without a pump, or other special medical needs requiring a pump. For nutritional pumps, the medical need determination must establish that syringe feeding or gravity feeding is not satisfactory due to aspiration, diarrhea, or dumping syndrome, or other unique medical manifestations. The simplest form of feeding by syringe must be ruled out prior to authorizing a nutritional pump.~~

~~—(b) For TPN or EN a new prior authorization shall be obtained every two months to renew the type of feeding or therapy in use for home health patients. Extended use of TPN or EN without home health intervention may be approved for a longer period of time.~~

~~—(c) The home health agency and the pharmacy shall make separate prior authorization requests for their respective services and supplies.~~

~~—(d) IV products, including IV catheters, require prior authorization. Gravity flow supplies and equipment do not require prior authorization.~~

~~—(e) Nutritional supplements require prior authorization. Documentation must include:~~

- ~~—(i) medical condition of the patient;~~
- ~~—(ii) weight loss or expected gain to a specific level;~~
- ~~—(iii) expected duration of supplementation, including quantity and frequency of administration.]~~

~~(7) Total nutrition without a feeding tube and supplemental nutrition with a feeding tube are covered for children 0 through 20 years of age if the requirements of subsections (a) through (e) are met. Nutritional supplements are covered for children 5 through 20 years of age if the requirements of subsections (a) through (e) are met~~

- ~~(a) The prescribed nutritional product is a medical food,~~
- ~~(b) Current disease or dysfunction of the digestive tract, including dysphagia, causes nutritional deficiency with insufficient nutrients to maintain body weight by impaired delivery of nutrients to the small bowel or due to impaired digestion and absorption by the small bowel, or both.~~
- ~~(c) The client's physician provides documentation to the Department:~~

- ~~(i) that the client has been unable to reach or maintain weight in the 10th percentile for the client's age and sex by taking food orally for the three months prior to the request;~~
- ~~(ii) that the client's specific diagnosis and current condition require medical food supplementation; and~~
- ~~(iii) by peer review medical literature that the prescribed medical food will improve body weight, the clinical outcome, and limit disease progression for the client's specific diagnosis and current condition when compared to nonmedical food.~~

~~(8) Oral supplemental nutrition is covered for adults and children to treat inborn errors of metabolism subject to all criteria listed in Section R414-71(7).~~

~~(9) To reauthorize ongoing care the following is waived:~~

- ~~(a) The need to document the recipient's weight under the 10th percentile;~~

(b) If the client's medical diagnosis has not materially changed, the need to resubmit peer review medical literature if it has been previously submitted.

R414-71-6. Limitations for TPN or EN Therapy.

The specific limitations for TPN or EN therapy are as follows:

(1) Cassettes shall be supplied with the parenteral administration kits and not as separate items.

(2) Enteral nutrients, IV diluents, injectable medications, and solutions are available as allowed in the pharmacy program with the limitations stipulated therein.

(3) Baby foods such as Similac, Enfamil, ~~and~~ Mull-Soy ~~are~~ or other foods generally used as breast milk substitutes ~~and~~ are not medical foods, and are not covered by Medicaid.

(4) Kits, bags and pumps are not covered benefits with nutritional supplements unless administered by a tube.

(5) A monthly supply and administration kit containing all supplies except the catheter is a Medicaid benefit only for ~~patient~~ recipients residing at home. Bags can not be reimbursed separately if a kit is supplied.

(6) Total and supplemental nutrition ~~is~~ are not available for persons with nutritional need resulting from psychological problems or a failure to thrive.

(7) Equipment such as IV poles, disposable swabs, antiseptic solutions and dressings for the catheter are not reimbursable by Medicaid for nursing home patients, but are provided by the nursing home under a per diem rate.

(8) General nutrition is included in the per diem rate paid by Medicaid under a contract with a long term care facility and is not separately reimbursable for its patients.

(9) Nutritional supplements are not covered for ~~patients~~ adults residing at home or in a long term care facility. ~~Only total nutrition for patients residing at home is covered with the exception of~~ Total nutrition for children age 0 through 5 [who are] is covered under the WIC program, as stated in Subsection R414-71-5([5]4).

(10) ~~A~~ P pharmacy provider[s] may be reimbursed for TPN or EN supplies, nutrients and medications. There is no additional reimbursement to the pharmacist for preparing the medication, such as filling syringes, mixing solutions, or adding drugs to an infusion solution. Pharmacists bill Medicaid using National Drug Codes. Heparin for flushing the infusion catheter is billed through the pharmacy point of sale system using the NDC for heparin.

(11) To begin an infusion, an intravenous catheter[s] may be placed by a home health agency nurse who has been trained for IV catheter placement, a physician, or a physician's assistant whose training and protocols allow for this service.

R414-71-7. Reimbursement.

(1) HCPCs coding is used for reimbursement. Reimbursement fees are established by discounting historical charges, by discounting Medicare fees for HCPCs codes for the geographic region, and by professional judgment to encourage efficient, effective and economical services. Adjustments to the fee schedule are made in accordance with appropriations and to produce efficient and effective services to be in accordance with the provisions of 4.19-B of the State Plan.

(2) The Department pays the lower of the amount billed and the rate on the schedule. A provider shall not charge the Department a fee that exceeds the provider's usual and customary charges for the provider's private-pay patients.

(3) Providers must accept the Medicare assignment for clients eligible for both Medicare and Medicaid benefits. All third party payors, including Medicare, must be billed prior to billing Medicaid.

KEY: Medicaid

Date of Enactment or Last Substantive Amendment: ~~August 5, 2004~~ **2007**

Authorizing, and Implemented or Interpreted Law: 26-18-3; 26-1-5



Health, Health Care Financing, Coverage and Reimbursement Policy

R414-502-8

Criteria for Intermediate Care for the Mentally Retarded

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 30368

FILED: 08/27/2007, 12:17

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This amendment is necessary because it removes the mandate that the Department of Human Services (DHS) act as the entity responsible for authorizing admission into an Intermediate Care Facility for the Mentally Retarded (ICF/MR).

SUMMARY OF THE RULE OR CHANGE: This amendment removes language that requires DHS to make eligibility determinations. It also removes language requiring DHS to furnish written verification, stating that an individual meets ICF/MR admission criteria.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 26-18-3 and 26-1-5

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** There are only negligible savings because this amendment only removes a minor administrative task from DHS.

❖ **LOCAL GOVERNMENTS:** There is no budget impact because local governments do not determine eligibility for ICF/MR admission.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** There is no budget impact because this amendment does not affect the operations of providers and small businesses. There is no budget impact to Medicaid recipients or their families because this amendment does not change or create any new requirements for the Medicaid recipient of their families.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no costs because the rule reduces the cost of performing eligibility determinations.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No unacceptable fiscal impact is expected on businesses impacted by this rule change. This will be evaluated after the public has an opportunity to comment. David N. Sundwall, MD, Executive Director

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

INTERESTED PERSONS MAY PRESENT THEIR VIEWS ON THIS RULE BY SUBMITTING WRITTEN COMMENTS TO THE ADDRESS ABOVE NO LATER THAN 5:00 PM on 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: David N. Sundwall, Executive Director

R414. Health, Health Care Financing, Coverage and Reimbursement Policy.
R414-502. Nursing Facility Levels of Care.
R414-502-8. Criteria for Intermediate Care for the Mentally Retarded.

The following criteria must be met before the department may authorize Medicaid coverage for an applicant in an intermediate care facility for the mentally retarded:

(1) The applicant is mentally retarded, except that even if the applicant is mentally retarded, he will not qualify for care in an intermediate care facility for the mentally retarded if the applicant is ambulatory, continent, only moderately or mildly mentally retarded without complicating conditions, is in need of less than weekly intervention by or under the supervision of a health care professional or trained habilitative personnel, and is capable of daily attendance in work settings or day treatment. Day treatment is training and habilitation services outside the nursing facility that are:

- (a) intended to aid the self-help and self-sufficiency skill development of a mentally retarded resident;
- (b) sufficient to meet the specialized rehabilitative service requirements of 42 CFR 435.1009 for the mentally retarded; and
- (c) coordinated with the active treatment program of the intermediate care facility for the mentally retarded.

(2) ~~The appropriate local office of the Department of Human Services:~~

~~(a) informs the applicant or his legal representative of any feasible alternatives available under the home and community based services waiver, and gives him the choice of either nursing facility or home and community based services; and~~

~~(b) states in writing that without home and community based services, the applicant would require the level of care provided in an intermediate care facility for the mentally retarded; and~~

~~(3)2) The applicant has at least one of the following conditions:~~

- (a) Is severely or profoundly retarded;
- (b) Is under six years of age;
- (c) Is severely multiply handicapped in that he has at least two of the conditions identified in the definition of mental retardation found in the Diagnostic and Statistical Manual of Mental Disorders IV, Revised, 1994;
- (d) More than once per week is physically aggressive or assaultive towards himself or others;
- (e) Is a security risk or wanders away at least once per week;
- (f) Is diagnosed as severely hyperactive;
- (g) Demonstrates psychotic-like behavior; or
- (h) Has conditions requiring at least weekly intervention by or under the supervision of a health care professional or trained habilitative personnel.

KEY: [m]Medicaid
Date of Enactment or Last Substantive Amendment: ~~July 18, 2001~~2007
Notice of Continuation: August 27, 2004
Authorizing, and Implemented or Interpreted Law: 26-1-5; 26-18-3; 63-46a-7(1)(a)



Health, Center for Health Data, Health
Care Statistics
R428-13-4
Submission of Performance Measures

NOTICE OF PROPOSED RULE
(Amendment)
DAR FILE NO.: 30367
FILED: 08/27/2007, 10:39

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: An updated reference to the current (2008) HEDIS (Health Plan Employer Data and Information Set) Compliance Audit: Standards, Policies and Procedures, published by the National Committee for Quality Assurance, is needed to reflect revised guidelines and requirements. Certified auditors use the information in this manual when verifying HEDIS data submitted by health maintenance organizations and health plans for subsequent reporting by the Office of Health Care Statistics.

SUMMARY OF THE RULE OR CHANGE: The amendment updates the incorporated reference, HEDIS Compliance Audit: Standards, Policies, and Procedures from "2002" to "2008" in Subsection R428-13-4(7), and corrects a minor punctuation error.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Title 26, Chapter 33a

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: HEDIS Compliance Audit: Standards, Policies, and Procedures (Volume 2), 2008 ed.

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: This amendment will have no fiscal impact on the department or the state budget since the changes do not modify any current requirement with a financial impact.
- ❖ LOCAL GOVERNMENTS: The proposed changes would not have any impact on any local government budget since the changes do not modify any current requirement with a financial impact.
- ❖ SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES: The proposed changes would not have any financial impact on other persons since the changes do not create additional work for those affected by the amendment.

COMPLIANCE COSTS FOR AFFECTED PERSONS: There are no compliance costs for affected persons associated with the proposed rule changes since the changes do not create additional work for those affected by the amendment.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: No unacceptable fiscal impact is expected on businesses impacted by this rule change. This will be evaluated after the public has an opportunity to comment. David N. Sundwall, MD, Executive Director

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

HEALTH
CENTER FOR HEALTH DATA,
HEALTH CARE STATISTICS
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:

Mike Martin or Keely Cofrin at the above address, by phone at 801-538-9205 or 801-538-6551, by FAX at 801-538-9916 or 801-538-9916, or by Internet E-mail at mikemartin@utah.gov or KCOFRIN@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: David N. Sundwall, Executive Director

**R428. Health, Center for Health Data, Health Care Statistics.
R428-13. Health Data Authority. Audit and Reporting of HMO Performance Measures.
R428-13-4. Submission of Performance Measures.**

(1) Each HMO and health plan shall compile and submit HEDIS data to the Office according to this rule.

(2) By July 1 of each year, all HMOs and health plans shall submit to the Office audited HEDIS data for the preceding calendar year.

(3) Each HMO and health plan shall contract with an independent audit agency certified by the NCQA to verify the HEDIS data prior to the HMO's or health plan's submitting it to the Office.

(4)

(5) Each HMO and health plan may employ the rotation strategy for HEDIS measures developed and updated by NCQA.

(6) If an HMO or health plan presents "Not Reported (NR)" for required measures, it must document why it did not report the required measure.

(7) The auditor shall follow the guidelines and procedures contained in 200[2]8:Volume 5: HEDIS Compliance Audit: Standards, Policies, and Procedures[2] published by NCQA, which is incorporated by reference.

(8) Each HMO and health plan shall cause its contracted audit agency to submit a copy of the audit agency's report by July 1 of the submission year to the Office.

(9) Each HMO and health plan shall cause its contracted audit agency to submit a copy of the audit agency's final report by August 15 of the submission year to the Office. The final report shall incorporate the HMO's or health plan's comments.

KEY: health, health planning, health policy

Date of Enactment or Last Substantive Amendment: ~~August 14, 2002~~ 2007

Notice of Continuation: March 10, 2003

Authorizing, and Implemented or Interpreted Law: 26-33a



**Human Services, Child and Family
Services**

R512-300

Out of Home Services

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 30373

FILED: 08/29/2007, 10:18

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: Child and Family Services is required by 42 U.S.C. 671 to establish an administrative rule that addresses the number of children in Out-of-Home Care for over 24 months.

SUMMARY OF THE RULE OR CHANGE: This change is necessary as the division is designating a maximum proportion of children who will be in foster care longer than 24 months as required by 42 U.S.C. 671.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 62A-4a-105 and 42 U.S.C. 671

THIS RULE OR CHANGE INCORPORATES BY REFERENCE THE FOLLOWING MATERIAL: 42 U.S.C. 471 (2006)

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: There will be no costs or savings to the state budget because services will be provided within the current budget.
- ❖ LOCAL GOVERNMENTS: There will be no cost or savings to local government because this rule does not apply to local government.
- ❖ SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES: There will be no cost or savings to small businesses and persons other than businesses because it was determined that the families affected by this rule change will not see an increase in costs or savings.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The Federal Revenue Manager for the division reviewed possible anticipated costs or savings to affected persons due to this rule change. It was determined that the families affected by this rule change will not see an increase in costs or savings.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There will be no impact on businesses. Lisa-Michele Church, Executive Director

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

HUMAN SERVICES
CHILD AND FAMILY SERVICES
Room 225
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Carol Miller at the above address, by phone at 801-538-4451, by FAX at 801-538-3993, or by Internet E-mail at CAROLMILLER@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Duane Betournay, Director

R512. Human Services, Child and Family Services.**R512-300. [Out-of-Home]Out-of-Home Services.****R512-300-1. Purpose and Authority.**

- A. The purposes of [Out-of-Home]Out-of-Home Services are:
1. To provide a temporary, safe living arrangement for a child placed in the custody of the Division of Child and Family Services (Child and Family Services) or the Department of Human Services by court order or through voluntary placement by the child's parent or legal guardian.
 2. To provide services to protect the child and facilitate the safe return of the child home or to another permanent living arrangement.
 3. To provide safe and proper care and address the child's needs while in [agency]state custody.

B. Sections 62A-4a-105 and 62A-4a-106 authorize Child and Family Services[~~the Division~~] to provide [e]Out-of-[h]Home [s]Services and 42 USC Section 472 authorizes federal foster care. 42 USC Sections 471 and 472 (2006)[(2000)], and 45 CFR Parts 1355 and 1356 (2000) are incorporated by reference.

R512-300-2. Definitions.

The following terms are defined for the purposes of this rule:

- A. Custody by court order means temporary custody or custody authorized by Title 78, Chapter 3a, Part 3, Abuse, Neglect, and Dependency Proceedings or Section 78-3a-118. It does not include protective custody.
- B. [Division]Child and Family Services means the Division of Child and Family Services.
- C. Department means the Department of Human Services.
- D. Least restrictive means most family-like.
- E. Placement means living arrangement.

R512-300-3. Scope of Services.

A. Qualification for Services. [Out-of-home]Out-of-Home [s]Services are provided to:

1. A child placed in the custody of [the Division]Child and Family Services by court order and the child's parent or guardian, if the court orders reunification;
2. A child placed in the custody of the Department by court order for whom [the Division]Child and Family Services is given primary responsibility for case management or for payment for the child's placement, and the child's parent or guardian if reunification is ordered by the court;
3. A child voluntarily placed into the custody of [the Division]Child and Family Services and the child's parent or guardian.

B. Service Description. [Out-of-home]Out-of-Home [s]Services consist of:

1. Protection, placement, supervision, and care of the child;
2. Services to a parent or guardian of a child receiving [out-of-home]Out-of-Home [s]Services when a reunification goal is ordered by the court or to facilitate return of a child home upon completion of a voluntary placement.
3. Services to facilitate another permanent living arrangement for a child receiving [out-of-home]Out-of-Home [s]Services if a court determines that reunification with a parent or guardian is not required or in the child's best interests.

C. Availability. [Out-of-home]Out-of-Home [s]Services are available in all geographic regions of the state.

D. Duration of Services. [Out-of-home]Out-of-Home [s]Services continue until a child's custody is terminated by a court or when a voluntary placement agreement expires or is terminated.

R512-300-4. [Division]Child and Family Services Responsibility to a Child Receiving [Out-of-Home]Out-of-Home Services.

- A. Child and Family Team.
1. With the family's assistance, a child and family team shall be established for each child receiving [out-of-home]Out-of-Home [s]Services.
 2. At a minimum, the child and family team shall assist with assessment, child and family plan development, and selection of permanency goals; oversee progress towards completion of the plan; provide input into adaptations to the plan; and recommend placement type or level.

B. Assessment.

1. A written assessment is completed for each child placed in custody of ~~[the Division]~~Child and Family Services through court order or voluntary placement and for the child's family.

2. The written assessment evaluates the child and family's strengths and underlying needs.

3. The type of assessment is determined by the unique needs of the child and family, such as cultural considerations, special medical or mental health needs, and permanency goals.

4. Assessment is ongoing.

C. Child and Family Plan.

1. Based upon an assessment, each child and family receiving ~~[out-of-home]~~Out-of-Home [s]Services shall have a written child and family plan in accordance with Section 62A-4a-205.

2. The child's parent or guardian and other members of the child and family team shall assist in creating the plan based on the assessment of the child and family's strengths and needs.

3. In addition to requirements specified in Section 62A-4a-205, the child and family plan shall include the following to facilitate permanency:

a. The current strengths of the child and family as well as the underlying needs to be addressed.

b. A description of the type of placement appropriate for the child's safety, special needs and best interests, in the least restrictive setting available and, when the goal is reunification, in reasonable proximity to the parent. If the child with a goal of reunification has not been placed in reasonable proximity to the parent, the plan shall describe reasons why the placement is in the best interests of the child.

c. Goals and objectives for assuring the child receives safe and proper care including the provision of medical, dental, mental health, educational, or other specialized services and resources.

d. If the child is age 14~~[6]~~ or older, a written description of the programs and services to help the child prepare for the transition from foster care to independent living in accordance with Rule R512-305.

e. A visitation plan for the child, parents, and siblings, unless prohibited by court order.

f. Steps for monitoring the placement and plan for worker visitation and supports to the ~~[out-of-home]~~Out-of-Home caregiver for a child placed in Utah or out of state.

g. If the goal is adoption or placement in another permanent home, steps to finalize the placement, including child-specific recruitment efforts.

4. The child and family plan is modified when indicated by changing needs, circumstances, progress towards achievement of service goals, or the wishes of the child, family, or child and family team members.

5. A copy of the completed child and family plan shall be provided to the parent or guardian, ~~[out-of-home]~~Out-of-Home caregiver, juvenile court, assistant attorney general, guardian ad litem, legal counsel for the parent, and the child, if the child is able to understand the plan.

D. Permanency Goals.

1. A child in ~~[out-of-home]~~Out-of-Home care shall have a primary permanency goal and a concurrent permanency goal identified by the child and family team.

2. Permanency goals include:

a. Reunification.

b. Adoption.

c. Guardianship (Relative).

d. Guardianship (Non-Relative).

e. Individualized Permanency.

3. For a child whose custody is court ordered, both primary and concurrent permanency goals shall be submitted to the court for approval.

4. The primary permanency goal shall be reunification unless the court has ordered that no reunification efforts be offered.

5. A determination that ~~[independent living]~~Transition to Adult Living services are appropriate for a child does not preclude adoption as a primary permanency goal. Enrollment in ~~[independent living]~~Transition to Adult Living services can occur concurrently with continued efforts to locate and achieve placement of an older child with an adoptive family.

E. Placement.

1. A child receiving ~~[out-of-home]~~Out-of-Home [s]Services shall receive safe and proper care in an appropriate placement according to placement selection criteria specified in Rule R512-302.

2. The type of placement, either initial or change in placement, is determined within the context of the child and family team utilizing a need level screening tool designated by ~~[the Division]~~Child and Family Services.

3. Placement decisions are based upon the child's needs, strengths, and best interests.

4. The following factors are considered in determining placement:

a. Age, special needs, and circumstances of the child;

b. Least restrictive placement consistent with the child's needs;

c. Placement of siblings together;

d. Proximity to the child's home and school;

e. Sensitivity to cultural heritage and needs of a minority child;

f. Potential for adoption.

5. A child's placement shall not be denied or delayed on the basis of race, color, or national origin of the ~~[out-of-home]~~Out-of-Home caregiver or the child involved.

6. Placement of an Indian child shall be in compliance with the Indian Child Welfare Act, 25 USC Section 1915, which is incorporated by reference.

7. When a young woman in ~~[Division]~~state custody is the mother of a child[-] and desires and is able to parent the child with the support of the ~~[out-of-home]~~Out-of-Home caregiver, the child shall remain in the ~~[out-of-home]~~Out-of-Home placement with the mother. ~~[The Division]~~Child and Family Services shall only petition for custody of the young woman's child if there are concerns of abuse, neglect, or dependency in accordance with Title 78, Chapter 3a, Part 3, Abuse, Neglect, and Dependency Proceedings.

8. The child and family team may recommend a ~~[n-independent living]~~Transition to Adult Living placement for a child age 14~~[6]~~ years or older in accordance with Rule R512-305 when in the child's best interests.

G. Federal Benefits.

1. ~~[The Division]~~Child and Family Services may apply for eligibility for Title IV-E foster care and Medicaid benefits for a child receiving ~~[out-of-home]~~Out-of-Home [s]Services. Information provided by the parent or guardian, as specified in Rule R512-301, shall be utilized in determining eligibility.

2. ~~[The Division]~~Child and Family Services may apply to be protective payee for a child in state custody who has a source of unearned income, such as Supplemental Security Income or Social Security [i]Income. A ~~[trust]~~representative payee account shall be maintained by ~~[the Division]~~Child and Family Services for management of the child's income. The unearned income shall be utilized only towards costs of the child's care and personal needs in accordance with requirements of the regulating agency.

H. Visitation with Familial Connections.

1. The child has a right to purposeful and frequent visitation with a parent or guardian and siblings, unless the court orders otherwise.

2. Visitation is not a privilege to be earned or denied based on behavior of the child or the parent or guardian.

3. Visitation may be supplemented with telephone calls and written correspondence.

4. The child also has a right to communicate with extended family members, the child's attorney, physician, clergy, and others who are important to the child.

5. Intensive efforts shall be made to engage a parent or guardian in continuing contacts with a child, when not prohibited by court order.

6. If clinically contraindicated for the child's safety or best interests, ~~the Division~~ Child and Family Services may petition the court to deny or limit visitation with specific individuals.

7. Visitation and other forms of communication with familial connections shall only be denied when ordered by the court.

8. A parent whose parental rights have been terminated does not have a right to visitation.

I. ~~Out-of-Home~~ Out-of-Home Worker Visitation with the Child.

1. The ~~out-of-home~~ Out-of-Home worker shall visit with the child to ensure that the child is safe and is appropriately cared for while in an ~~out-of-home~~ Out-of-Home placement. If the child is placed out of the area or out of state, arrangements may be made for another worker to perform some of the visits. The child and family team shall develop a specific plan for the worker's contacts with the child based upon the needs of the child.

J. Case Reviews.

1. Pursuant to Sections 78-3a-311.5, 73-3a-312, and 78-31-313, periodic reviews of court ordered ~~out-of-home~~ Out-of-Home ~~[s]~~ Services shall be held no less frequently than once every six months.

2. ~~The Division~~ Child and Family Services shall seek to ensure that each child receiving ~~out-of-home~~ Out-of-Home ~~[s]~~ Services has timely and effective case reviews and that the case review process:

a. Expedites permanency for a child receiving ~~out-of-home~~ Out-of-Home ~~[s]~~ Services,

b. Assures that the permanency goals, child and family plan, and services are appropriate,

c. Promotes accountability of the parties involved in the child and family planning process, and

d. Monitors the care for a child receiving ~~out-of-home~~ Out-of-Home ~~[s]~~ Services.

K. Maximum Number of Children in Out-of-Home Care.

1. At no time during the fiscal year will the proportion of children in Out-of-Home care for over 24 months exceed one-third of the total number of children currently in Out-of-Home care.

2. On an annual basis, the statewide quality improvement committee will review data on the proportion of children in foster care over 24 months and the steps taken by Child and Family Services to ensure that proportion is not exceeded. As appropriate, recommendations for improvement will be made from the committee to Child and Family Services administration.

KEY: social services, child welfare, domestic violence, child abuse
Date of Enactment or Last Substantive Amendment: ~~June 1, 2006~~ 2007
Authorizing, and Implemented or Interpreted Law: 62A-4a-105; 42 U.S.C. 671

◆ ————— ◆

Human Services, Recovery Services

R527-450-1

Certification Criteria

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 30357

FILED: 08/22/2007, 13:14

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this amendment to eliminate the requirement that a child must be under the age of 18 to submit child support arrears for federal tax offset. The Office of Recovery Services/Child Support Services (ORS/CSS) will refer all qualified support debts to the federal Office of Child Support Enforcement (OCSE) for offset by federal tax refund intercept as authorized in 45 CFR 303.72 (1999) and 42 U.S.C. Section 664.

SUMMARY OF THE RULE OR CHANGE: In Subsection R527-450-1(1), the first part of the sentence is being changed to add the effective date of the changes for the Non-IV-A child support debts and delete the part of the sentence which indicates that the child must be under 18 years old as of December 31 of the certifying year. The last part of the sentence has also been changed to add federal tax prior to the word "offset" and to add language that all past-due support is owed to any child, whether or not the child is a minor at the time of certification or offset.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 62A-11-107

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: There will be minimal programming costs to allow the ORS/CSS to intercept federal tax refunds for all Non-IV-A custodial parents with a child support debt owing, not just those with a minor child or children under the age of 18 as of the end of the certifying year.

❖ LOCAL GOVERNMENTS: None--Administrative rules of the Office of Recovery Services only govern the financial obligations between noncustodial parents on the one hand and the state and custodial parents on the other; thus, local government is not affected.

❖ SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES: Many custodial parent receiving Non-IV-A support services are expected to benefit financially from the proposed change because the number and, in some cases, the amount of federal tax refund intercepts will increase as a result of the change.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Noncustodial parents will generally see a reduction in the amount of federal tax refunds they receive as a result of the proposed changes. However, there is a positive benefit to reducing or eliminating the amount of past-due child support and interest that may be owed.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: This rule and its proposed changes deal with general procedures for intercepting federal tax refunds which involve the Department of Treasury, Financial Management Services (FMS); the Office of Recovery Services, Child Support Office (ORS/CSS); noncustodial parents who owe past-due child support; and custodial parents who are eligible to receive money collected through the federal tax intercept program. Because there is no direct connection to businesses, there is no anticipated fiscal impact expected. Lisa-Michele Church, Executive Director

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

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

DIRECT QUESTIONS REGARDING THIS RULE TO:
LeAnn Wilber at the above address, by phone at 801-536-8950, by FAX at 801-536-8833, or by Internet E-mail at lwilber@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Mark Brasher, Director

R527. Human Services, Recovery Services.

R527-450. Federal Tax Refund Intercept.

R527-450-1. Certification Criteria.

The Office of Recovery Services/Child Support Services (ORS/CSS) will refer qualified support debts to the federal Office of Child Support Enforcement (OCSE) for offset by federal tax refund intercept as authorized in 45 CFR 303.72 (2003[1999]) and 42 U.S.C. Section 664.

1. Effective October 1, 2007, all IV-A and Non-IV-A child support debts will be [On Non-IV-A debts support shall be owed to or on behalf of a minor child. The child must be under 18 years old as of December 31 of the year in which the debt is] submitted for federal tax refund offset[-] for past-due support owed to any child, whether or not the child is a minor at the time of certification or offset.

2. IV-A and Non-IV-A debts which meet certification criteria may be certified and the federal tax refund may be intercepted, even if the obligor is paying on arrearages.

KEY: alimony, child support

Date of Enactment or Last Substantive Amendment: [September 18, 2000]2007

Notice of Continuation: July 14, 2005

Authorizing, and Implemented or Interpreted Law: 62A-11-107

◆ _____ ◆

Natural Resources, Geological Survey **R638-2** Renewable Energy Systems Tax Credits

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 30385

FILED: 08/31/2007, 09:03

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The rule is being amended in order to incorporate changes suggested by stakeholders and to correct several minor typographical errors.

SUMMARY OF THE RULE OR CHANGE: In Subsections R638-2-3(Q), R638-2-15(A), and R638-2-16(A), the changes ensure that production tax credit provisions implement provisions in both corporate and personal income tax statutes. In Subsections R638-2-6(F)(2) and R638-2-7(I)(3), eliminates the tilt angle requirements for both solar thermal and PV (photovoltaic) arrays. Per the current rules changes being implemented by the Division of Occupational and Professional Licensing, Subsection R638-2-7(J)(2) changes the certification requirements for PV systems to include those holding an S202 Solar PV Installer license (rather than the current S215 license that will be solely for solar thermal systems). In Subsection R638-2-10(D)(4), the change permits those holding an Accredited Installer certification from the International Ground Source Heat Pump Association to design ground source heat pump (GHP) systems for residences. In Subsection R638-2-10(E), adds heating, venting, and air conditioning (HVAC) contractors as eligible to install GHP systems. In Subsections R638-2-16(A) and R638-2-16(E), changes the certification requirement for claiming production tax credits such that applications to the Utah State Energy Program (USEP) must be made on or before a tax return is due to be filed. (The original proposed new rule that was made effective 08/31/2007 had required that USEP certify credits before a company could file its tax return.) In Subsection R638-2-16(G), the change provides that companies filing for production tax credits can request that information submitted to USEP to document electricity production be made protected under the GRAMA statute. There are also minor nonsubstantive error corrections.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 59-7-614, 59-10-1014, and 59-10-1106

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: None--There will be no more or fewer credits awarded because of this amendment.
- ❖ LOCAL GOVERNMENTS: None--The changes to not apply to local governments.
- ❖ SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES: Compliance cost savings may be realized for companies filing for production tax credits due to easing of the time frame for filing for credits.

COMPLIANCE COSTS FOR AFFECTED PERSONS: By liberalizing the time frame for certification of production tax credits, compliance will be eased for some companies. Elimination of tilt angle requirements for solar PV and solar thermal systems will also ease compliance with the rule.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: For most businesses, there will be no impact through this rule amendment. For some businesses, costs for compliance will be reduced. Michael R. Styler, Executive Director

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

NATURAL RESOURCES
GEOLOGICAL SURVEY
Room 3110
1594 W NORTH TEMPLE
SALT LAKE CITY UT 84116-3154, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Philip Powlick at the above address, by phone at 801-537-3365, by FAX at 801-537-4795, or by Internet E-mail at philippowlick@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Rick Allis, Director

R638. Natural Resources, Geological Survey.
R638-2. Renewable Energy Systems Tax Credits.
R638-2-3. Definitions.

(A) The definitions below are in addition to or serve to clarify the definitions found in Sections 59-7-614, 59-10-1014, and 59-10-1106.

(B) "Active solar thermal system" means a system of apparatus and equipment capable of intercepting and transferring incident solar thermal radiation to air or liquid by a separate apparatus to the point of storage or use. Transfer of energy to the point of storage or use must be accomplished using a mechanically powered device.

1. Active solar thermal systems include systems that:

a. Heat water for space heating, culinary water, recreational use (including swimming pools), and other industrial or commercial uses;

b. Heat a liquid, contained within a closed loop system, whose transferred heat may be used for space heating, culinary water, recreational use (including swimming pools), and other industrial or commercial uses; and

c. Heat air that is transferred to a building's conditioned space using mechanical systems such as fans or blowers either for heat or to induce air movement used for cooling.

2. Active solar thermal systems do not include systems that use heat for evaporative cooling.

(C) "Biomass system" means a system of apparatus and equipment for use in converting biomass material into fuel or electricity and transporting that energy by separate apparatus to the point of use or storage.

1. Materials that may be used to produce fuel or electricity are as follows:

a. material from a plant or tree; or

b. other organic matter that is available on a renewable basis, including:

i. slash and brush from forests and woodlands;

ii. animal waste;

iii. methane produced at landfills or as a byproduct of the treatment of wastewater residuals;

iv. aquatic plants; and

v. agricultural products.

2. A biomass system does not include:

a. A system that uses, black liquor, treated woods, or biomass from municipal solid waste other than methane produced at landfills or sewage treatment plants

b. A system that combusts biomass for the primary purpose of producing and using heat or mechanical energy.

3. In order to be considered a biomass system, a fuel or electricity producing system must use biomass as its primary source of energy.

(D) "Commercial energy system" means any active solar, passive solar, geothermal electricity, direct-use geothermal, geothermal heat-pump system, wind, hydroenergy, or biomass system used to supply energy to a commercial unit or as a commercial enterprise. In the case of systems generating electricity and involving multiple but interconnected energy generation systems, a commercial energy system includes all interconnected components that:

1. Were assembled or constructed at approximately the same time as part of a single project; and

2. Supply electricity to a common grid interconnection point.

This includes wind farms connecting to a single substation and biomass generating systems using multiple small generators. Such combinations of intertied generators are considered to be single energy systems for purposes of this rule.

(E) "Commercial tax credit" means the credits defined in Subsection 59-7-614(2)(b) and Section 59-10-1106 that provide tax credits worth 10% of the reasonable cost, up to \$50,000, of a commercial energy system.

(F) "Commercial unit" means any building or structure that a business entity uses to transact its business. For purposes of the commercial investment tax credit, an agricultural water pump and a wind turbine are each considered to be single commercial units.

(G) "Direct use geothermal system" means a system of apparatus and equipment enabling the direct use of thermal energy, generally between 100 and 300 degree Fahrenheit, that is contained in the earth to meet energy needs, including heating a building, an industrial process, or aquaculture. Such systems generally make use of hot water or steam derived from wells bored through the earth's crust to reach areas of thermal energy. They may include systems that make use of groundwater or those that inject water into the earth for the purpose of deriving heat. They can also include systems that pump a heat exchanging fluid through a sealed, close loop system below the ground to extract heat for use above the earth's surface.

(H) "Eligible cost" means a cost that is reasonable as defined in this rule, that is incurred for the purchase or installation of a

renewable energy system, and that may be used in computing the amount of either a commercial or residential investment tax credit.

(I) "Geothermal electricity system" means a system that uses thermal energy that flows outward from the earth as the sole source of energy for producing electricity.

(J) "Geothermal heat pump system" means a system of apparatus and equipment enabling use of the thermal properties contained in the earth well below 100 degrees Fahrenheit to help meet heating and cooling needs of a structure. For purposes of this rule, geothermal heat pump system means a system that is thermally coupled with the ground through a heat exchange medium or using mechanical heat exchange equipment and that uses a "ground-source heat pump" technology described in the American Society of Heating, Refrigerating, and Air Conditioning Engineers' (ASHRAE) Applications Handbook, Chapter 32. This can include ground source heat pumps and water source heat pumps using ground water or surface water.

(K) "Grid connected" describes a system that generates electricity and is electrically connected to an electrical load that is also connected to and served by the local utility's electrical grid. To be considered grid connected, a system needs be able to serve an electrical load that is also served by the local utility.

(L) "Heat transportation system" means all fans, vents, ducts, pipes and heat exchangers designed to move heat from a collection point to either the storage or heat use area.

(M) "Investment tax credit" means a tax credit authorized in any of the Sections 59-7-614, 59-10-1014, and 59-10-1106 and that is not a production tax credit.

(N) "Loaded structure" means a part of the building that provides support to that building.

(O) "Placed in commercial service" means the earliest point in time at which a commercial energy system:

1. Produces or is capable of producing at its maximum potential output; and
2. Sells all or some portion of its energy output or uses some portion its energy output for commercial activities located at the same site.

(P) "Passive solar system" means a direct thermal system that utilizes the structure of a building and its operable components to provide for collection, storage, and distribution of heating or cooling during the appropriate times of the year by utilizing the climate resources available at the site and includes those portions and components of a building that are expressly designed and required for the collection, storage, and distribution of solar energy.

(Q) "Production tax credit" means the credits defined in Subsections 59-7-614(2)(c) and 59-10-1106(2)(b) that provides 0.35 cents per kilowatt-hour of electricity produced for wind, geothermal, or biomass systems with production capacities of 660 kilowatts or greater.

(R) "Production tax credit window" means the period during which a company is eligible to receive production tax credits for a specific commercial energy system. The window begins on the day that the system is placed in commercial service and ends 48 months after that date.

(S) "Renewable energy system" means any of the following types of systems defined in Section 57-7-614, 57-10-1014, and 57-10-1106:

1. Active solar including solar thermal and photovoltaics;
2. Biomass except for systems combusting biomass for heat;
3. Direct-use geothermal;
4. Geothermal electricity

5. Geothermal heat pump;

6. Hydroenergy;

7. Passive solar for heating or cooling;

8. Wind.

(T) "Residential investment tax credit" means the credits defined in Subsection 59-7-614(2)(a) and Section 59-10-1014 that provide tax credits worth 25% of the reasonable cost up to \$2,000 of a residential energy system.

(U) "Residential unit" means any house, condominium, apartment, or similar dwelling for a person or persons, but it does not include any vehicles such as motor homes, recreational vehicles, or house boats.

(V) "Solar PV energy system" means an active solar energy system that converts light to direct current electricity through the use of semiconducting materials and that is capable of producing electricity for use in a building by the use of an inverter to produce alternating current electricity.

(W) "Thermal storage mass" means a structure within the conditioned space consisting of a material with high thermal capacitance or mass to provide heat to the unit at times of low or no heat collection.

(X) "Ton" means heating and/or air conditioning capacity equivalent to 12,000 British thermal units (Btus).

(Y) "USEP" means that Utah State Energy Program, a subdivision of the Utah Geological Survey, which is responsible for certifying tax credits specified under this rule.

(Z) "Wind energy system" means a system of apparatus and equipment capable of intercepting and converting wind energy into mechanical or electrical energy and transferring these forms of energy by a separate apparatus to the point of use, sale, or storage.

(AA) "Solar surface" is a building wall which faces no more than 30 degrees away from true south measured in a horizontal plane.

R638-2-4. Investment Tax Credit Certification Process.

(A) The Utah State Energy Program (USEP), a subdivision of the UGS, is responsible for certifying renewable energy systems tax credits.

(B) Applications for credits are to be made on forms developed by USEP to gather information necessary to implement this rule.

(C) USEP will evaluate each application according to the definitions and criteria established by statute and by this rule. If the information contained within an application is inadequate to determine eligibility according to this rule, USEP reserves the right to request additional information from the applicant. If an applicant is unable or unwilling to provide adequate information, USEP may deny the application and no tax credit will be certified.

(D) If, after evaluating an application, USEP finds that a renewable energy system is eligible for a residential or commercial tax credit, USEP will complete a Utah State Tax Commission Form TC-40E that will serve as the taxpayer's documentation of eligibility for a tax credit. Only USEP may issue a completed TC-40E and a tax credit may not be claimed without such documentation.

(E) Upon the completion of USEP's evaluation of an application, USEP will provide to the applicant one of the following, as appropriate:

1. A completed TC-40E allowing the full amount of tax credit requested;
2. A completed TC-40E allowing a portion of the tax credit requested accompanied by a written explanation for the denial of the full requested amount; or

3. A letter informing the applicant that the request for a tax credit has been denied and providing an explanation for the denial.

(F) If USEP denies, in whole or in part, an application for a tax credit, the taxpayer applicant may, consistent with Section 63-46b-12 (Administrative Procedures Act), request that the decision be reviewed by the USEP manager. If, after review by the manager, the taxpayer desires a further appeal, he or she may request reconsideration of the decision by the director of UGS, consistent with Section 63-46b-13.

(G) All applications for credits under this rule shall provide the following information:

1. The true legal name of the person or persons seeking a tax credit;

2. The tax identification number or numbers of persons seeking a tax credit;

3. The physical address, plat number, or global positioning satellite (GPS) coordinates of the property where the system is installed. Location information must be sufficient to permit USEP staff to locate the site for on-site verification of the information in the application.

4. A general description of the system, including technologies employed (e.g. wind, solar thermal), intended use, energy production capacity, cost, date of completed installation, and other information specified in this rule.

(H). Applications for ~~residential~~ residential and commercial tax credits must provide, either within an application form or provided as supporting documentation, each of the following:

1. Detailed diagrams of the system installed such that ~~USEP~~ USEP staff, evaluating each proposal, can distinguish all major system components, how the system operates, and which components are eligible costs for computing the tax credit.

2. Photographs or copies of photographs that show major system components, how and where the system is installed, electrical interconnections with the power grid or other components of the electrical system at the taxpayer's home or business, and any other components of the renewable energy system that demonstrate that individual components are eligible costs under this rule. Photographs or copies of photographs should also demonstrate that a system is constructed in a safe and reliable manner.

3. Clear documentation of costs incurred for all components of the renewable energy system. Original or reproduced copies of all receipts or invoices should be provided and all invoices from contractors or equipment dealers must show that the invoiced amounts were paid by the taxpayer; otherwise, copies of canceled checks should be provided. Documentation should also include an itemized listing of all components of an installed system, including manufacturer and model numbers for major equipment components, the costs of all major components, and costs for labor, installation, and/or design. The sum of documentation provided should be sufficient to allow UGS to identify all eligible and ineligible costs and to determine whether such costs are reasonable. Applications that do not include a clear itemization of system costs will not be considered.

R638-2-6. Investment Tax Credit, Eligible Costs for Commercial and Residential Systems, Active Solar Thermal.

(A) All eligible costs for active solar thermal energy systems must conform with Section R638-2-5, above. Active solar thermal energy systems must also meet the requirements in this Section.

(B) For purposes of determining eligible costs, an active solar thermal system ends at the interface between it and the conventional

heating system. Eligible costs for a solar thermal system are limited to components that would not normally be associated with a conventional hot water heating system. Eligible equipment costs include:

1. Solar collectors that transfer solar heat to water, a heat transfer fluid, or air;

2. Thermal storage devices such as tanks or heat sinks;

3. Ductwork, piping, fans, pumps and controls that move heat directly from solar collectors to storage or to the interface between the active solar thermal system and a building's conventional heating and cooling systems.

(C) Hot water storage tanks that have dual heat exchange capabilities allowing for the heating of water by both the active solar thermal system and by a nonrenewable energy source such as natural gas or electricity are eligible for tax credits. However only one half of the costs of purchasing and installing such tanks are eligible costs for the purposes of calculating a commercial or residential tax credit.

(D) In order to be eligible for residential or commercial tax credits, a solar collector that heats water must be certified and rated by the Solar Rating Certification Corporation (SRCC) according to SRCC Standard 100, "Test Methods and Minimum Standards for Certifying Solar Collectors."

(E) In order to be eligible for residential or commercial tax credits, an active solar thermal system installed after December 31, 2008 and that heats water must be certified and rated by the Solar Rating Certification Corporation (SRCC) according to SRCC Document OG-300, "Operating Guidelines and Minimum Standards for Certifying Solar Water Heating Systems."

(F) In order to be eligible for a residential or commercial tax credit, the taxpayer applicant must demonstrate that a solar thermal energy system has been sited and installed appropriately in order to realize the maximum feasible energy efficiency for a given location. Specifically, the system should conform with the following:

1. Solar collectors shall be free of shade (vent pipes, trees, chimneys, etc.) and positioned accordingly so as to optimize the average annual solar radiation values (kWh/M²/day). Guidance for siting may be found at the National Renewable Energy Laboratory's (NREL) National Solar Radiation Database, which can be found at: [

_____ <http://trredc.nrel.gov/solar/pubs/redbook/PDFs/UT.PDF>;

[2. ~~Collector tilt for fixed collectors shall be angled no greater than +/- 15 degrees from the energy system site's geographic latitude;~~

_____ 3] 2. Fixed collectors shall be oriented within 15 degrees of true south.

(G) In order to be eligible for a residential or commercial tax credit, all solar hot water thermal systems shall be installed by one of the following licensed contractors:

1. A Utah licensed plumbing contractor (S210 license);

2. A Utah licensed solar hot water contractor (S215 license); or

3. A licensed contractor who has obtained written approval by the Utah Department of Occupational Licensing for the installation of solar hot water systems.

(H) In order to be eligible for a residential or commercial tax credit, an active solar thermal system must be certified for safety by one of the following:

1. A Utah licensed plumbing contractor (S210 license);

2. A Utah licensed solar hot water contractor (S215 license); or

3. A county or municipal building inspector licensed by the State of Utah.

Proof of this certification may be required on the tax credit application.

(I) For purposes of computing eligible costs for residential and commercial tax credits, the reasonable cost of a flat panel active solar thermal system is considered to be no higher than \$0.15 per Btu/day of heat output for all eligible costs listed above and in Section R638-2-5 and prior to any cash rebates or incentives that the taxpayer may receive from a third party (such as a utility). The determination of heat output shall be based upon the ratings of the Solar Rating Certification Corporation (SRCC) "Summary of SRCC Certified Solar Collectors and Water Heating System Ratings" that is found at: [-]

<http://www.solar-rating.org/ratings/ratings.htm>.

1. For a residential tax credit application with total pre-rebate eligible costs exceeding \$0.15 per Btu/day of capacity, the amount of the tax credit shall be calculated as follows:

Tax credit granted = $(\$0.15 \times \text{rated output capacity in Btu/day}) - \text{rebates}) \times 0.25$

2. For a commercial tax credit application with total eligible costs exceeding \$0.15 per Btu/day, the amount of the tax credit shall be calculated as 10% of costs calculated as follows:

Tax credit granted = $(\$0.15 \times \text{rated output capacity in Btu/day}) - \text{rebates}) \times 0.10$

3. If the cost of a flat panel active solar thermal system exceeds \$0.15 per Btu/day of capacity due to unusual and/or unavoidable circumstances (such as a multi-story structure retrofit or difficult pipe chase and interconnection conditions) the taxpayer applicant may request that the reasonable cost limitation above be waived by USEP. In order to do so, the applicant must provide written documentation and explanation from the designer or installer of the system as to why the final system cost exceeded this limit. Granting of such a waiver will be at the discretion of USEP and UGS after investigation as to the validity of the waiver claim.

(J) For purposes of computing eligible costs for residential and commercial tax credits, the reasonable cost of an evacuated tube active solar thermal system is considered to be no higher than \$0.27 per Btu/day of heat output for all eligible costs listed above and in Section R638-2-5 and prior to any cash rebates or incentives that the taxpayer may receive from a third party (such as a utility). The determination of heat output shall be based upon the ratings of the Solar Rating Certification Corporation (SRCC) "Summary of SRCC Certified Solar Collectors and Water Heating System Ratings" that is found at: [-]

<http://www.solar-rating.org/ratings/ratings.htm>.

1. For a residential tax credit application with total pre-rebate eligible costs exceeding \$0.27 per Btu/day of capacity, the amount of the tax credit shall be calculated as follows:

Tax credit granted = $(\$0.27 \times \text{rated output capacity in Btu/day}) - \text{rebates}) \times 0.25$

2. For a commercial tax credit application with total eligible costs exceeding \$0.27 per Btu/day, the amount of the tax credit shall be calculated as 10% of costs calculated as follows:

Tax credit granted = $(\$0.27 \times \text{rated output capacity in Btu/day}) - \text{rebates}) \times 0.10$

3. If the cost of a flat panel solar thermal system exceeds \$0.27 per Btu/day of capacity due to unusual and/or unavoidable circumstances (such as multi-story structure retrofit or difficult pipe chase and interconnection conditions) the taxpayer applicant may request that the reasonable cost limitation above be waived by USEP. In order to do so, the applicant must provide written documentation and explanation from the designer or installer of the system as to why the final system cost exceeded this limit. Granting

of such a waiver will be at the discretion of USEP and UGS after investigation as to the validity of the waiver claim.

R638-2-7. Investment Tax Credit, Eligible Costs for Commercial and Residential Systems, Solar PV (Photovoltaic).

(A) All eligible costs for solar PV energy systems must conform with Section R638-2-5, above. Solar PV energy systems must also meet the requirements in this Section.

(B) The costs of the following solar PV energy system components are eligible for residential or commercial tax credits:

1. Solar PV module(s);
2. Inverter;
3. Motors and other elements of a tracking array;
4. Mounting hardware;
5. Wiring and disconnects from modules to the inverter and from the inverter to the point of interconnection with the AC panel;
6. Lightning arrestors.

(C) The costs of additional components of solar PV energy systems are eligible for residential or commercial tax credits if the solar PV system is not grid connected and it provides electricity to a building or structure that is more than one quarter mile from a power distribution line operated by a retail electric utility provider. If these conditions are met, the following components are also eligible:

1. Batteries;
2. Battery wiring;
3. Charge controllers; and
4. Battery temperature sensors.

(D) The costs of solar PV modules are eligible for Utah tax credits only if they are:

1. Listed as eligible modules under the California Solar Initiative Program. A list of eligible modules may be found at the following site:

http://www.consumerenergycenter.org/cgi-bin/eligible_pvmodules.cgi; or

2. The applicant can demonstrate to USEP that the modules meet standards that are equivalent to those of the California Solar Initiative Program as of calendar year 2007.

(E) For grid connected solar PV systems, the cost of inverters are eligible for Utah tax credits only if:

1. They are also listed as eligible ~~[modules]~~inverters under the California Solar Initiative Program. A list of eligible inverters may be found at the following site:

http://www.consumerenergycenter.org/cgi-bin/eligible_inverters.cgi; or

2. The applicant can demonstrate to USEP that the inverter meets standards that are equivalent to those of the California Solar Initiative Program as of calendar year 2007.

(F) Solar PV modules must be certified for safety by a Nationally Recognized Testing Laboratory and be warranted by the manufacturer to produce at least 80% of rated output after twenty years of operation.

(G) Inverters and charge controllers must be certified for safety by a Nationally Recognized Testing Laboratory and be warranted by the manufacturer against failure due to materials and workmanship for at least five years.

(F) All solar PV energy systems must be designed and installed consistent with the National Electric Code Article 690.

(G) Grid connected systems must meet all interconnection standards of the local electrical utility and must include with an application for a residential or commercial tax credit a copy of an

interconnection or net metering agreement with the local electrical utility.

(H) The costs of system performance monitoring hardware and software are not eligible for residential or commercial tax credits. Grid connected backup power and monitoring systems such as Grid Point back-up power systems are not eligible for the tax credit with the exception that the inverter within such systems [which] will be considered to carry a cost of \$2,500 for the purpose of calculating the tax credit.

(I) In order to be eligible for a residential or commercial tax credit, the taxpayer applicant must demonstrate that a solar PV energy system has been sited and installed appropriately. Specifically, the system should be:

1. Located such that the solar modules are completely free of shade from trees and other plants, buildings, chimneys, vent pipes, utility poles, and other objects that would reduce system output for at least two-thirds of the daylight hours at the site;

2. Positioned so as to optimize the average annual solar radiation values (kWh/M²/day). Guidance for siting may be found at the the National Renewable Energy Laboratory's (NREL) National Solar Radiation Database (found at: <http://rredc.nrel.gov/solar/pubs/redbook/PDFs/UT.PDF>);

~~3. Module and/or array tilt for fixed collectors shall be angled no greater than +/- 15 degrees from the energy system site's geographic latitude;~~

4]3. Positioned such that fixed modules and/or arrays are oriented within 15 degrees of true south.

(J) In order to be eligible for a residential or commercial tax credit, a solar PV energy system must be certified for safety by one of the following:

1. A Utah licensed electrical contractor (S200);
2. A Utah licensed solar photovoltaic contractor (~~[S215]~~S202);
3. A licensed contractor who has obtained written approval by the Utah Department of Occupational Licensing for the installation of solar PV systems; or
4. A county or municipal building inspector licensed by the State of Utah. Proof of this certification may be required on the tax credit application.

(K) For purposes of computing eligible costs for residential and commercial tax credits, the reasonable cost of a solar PV energy system that is grid connected or that provides electricity to a building or structure that is one quarter mile or less from a power distribution line operated by a retail electric utility provider is considered to be no higher than \$10 per watt of rated output capacity for all eligible costs listed above and in Section R638-2-5 and prior to any cash rebates or incentives that the taxpayer may receive from a third party (such as a utility).

1. For a residential tax credit application with total pre-rebate eligible costs exceeding \$10 per watt of capacity, the amount of the tax credit shall be calculated as follows:

Tax credit granted = ((\$10 x rated output capacity in watts) - rebates) x 0.25

2. For a commercial tax credit application with total eligible costs exceeding \$10 per watt, the amount of the tax credit shall be calculated as 10% of costs calculated as follows:

Tax credit granted = ((\$10 x rated output capacity in watts) - rebates) x 0.10

(L) For purposes of computing eligible costs for residential and commercial tax credits, the reasonable cost of solar PV energy system that is not grid connected and that provides electricity to a building or structure that is more than one quarter mile from a power

distribution line operated by a retail electric utility provider is considered to be no higher than \$13 per watt of rated output capacity for all eligible costs listed above and in Section R638-2-5 and prior to any cash rebates or incentives that the taxpayer may receive from a third party (such as a utility).

1. For a residential tax credit application with total pre-rebate eligible costs exceeding \$13 per watt of capacity, the amount of the tax credit shall be calculated as follows:

Tax credit granted = ((\$13 x rated output capacity in watts) - rebates) x 0.25

2. For a commercial tax credit application with total eligible costs exceeding \$13 per watt, the amount of the tax credit shall be calculated as 10% of costs calculated as follows:

Tax credit granted = ((\$13 x rated output capacity in watts) - rebates) x 0.10

R638-2-8. Investment Tax Credit, Eligible Costs for Commercial and Residential Systems, Passive Solar.

(A) An eligible passive solar system must be purposefully designed to use the structure of a building to collect, store, and distribute heating or cooling to a building and to do so at the appropriate season and time of day. (For example providing heat in winter or at night but not during summer days.) All passive solar systems should contain the following in order to be eligible:

1. A means to allow the solar energy to enter the system;
2. A heat-absorbing surface;
3. A thermal storage mass located within the conditioned space;
4. A heat transferral system or mechanism and;
5. Protection from summer overheating and excessive winter heat-loss.

A passive system must receive an average of at least four hours of sunlight per day during the winter months of December through March and shall be primarily south facing.

(B) Eligible costs for a passive solar system include the costs of the following:

1. Trombe wall;
2. Water wall;
3. Thermosyphon;
4. Equipment or building shell components providing direct heat gain; and

5. Any item that can be demonstrated to be a component of a purpose-built system to collect, store and transport heat from the sun. The cost of ventilation, fans, movable insulation, louvers, overhangs and other shading devices shall be eligible provided that they are designed to be used as an integral part of the passive solar system and not part of the conventional building design.

(C) The cost of a solarium is also considered to be eligible if it provides heat to the living space of the house in conjunction with a thermal storage mass and a forced or natural convection heat transportation design. Solariums must also be designed to prevent heat loss at night by means of insulation devices. They must also be designed so as to prevent summer heating that would increase the load on the building's cooling system.

(D) The cost of windows and other glazing devices are eligible only when they are part of a passive solar system that uses thermal mass storage and a passive or active heat transportation system to provide heating throughout the building. In addition, windows and other glazing devices are eligible only when they are oriented within 30 degrees of true south and when they are installed with shading devices or overhangs that prevent direct sun from entering the building in the summer while allowing direct sun in the winter. Windows and other

glazing devices must also carry solar heat gain coefficient (SHGC) ratings of 0.50 or higher in order to allow sufficient amounts of heat into the building, but must carry a U-factor rating of 0.35 or less in order to provide sufficient insulation to the building.

(E) The cost of heat transportation systems shall be eligible provided they are part of the passive solar design and will not be used as part of a conventional heating system.

(F) Costs for the thermal storage mass of a passive solar system are eligible subject to the following:

1. For a non-loaded structure, 100% of the cost may be eligible;
2. For a loaded structure, 50% of the cost may be eligible;
3. Notwithstanding (1) and (2) above, the cost of thermal storage

mass may not exceed 30% of the total system cost against which a tax credit is calculated.

(G) No tax credit shall be given if USEP concludes that the passive solar system does not supply heating when needed or allows more heat loss than gain in the winter months or overheating in the summer months.

R638-2-10. Investment Tax Credit, Eligible Costs for Commercial and Residential Systems, Geothermal Heat Pumps.

(A) All eligible costs for geothermal heat pump systems must conform with Section R638-2-5, above. Geothermal heat pump systems must also meet the requirements in this Section.

(B) In order to be eligible for residential or commercial tax credits, a geothermal heat pump system employed to heat and/or cool a building must derive at least 75% of the heating and cooling from the ground. Systems that provide more than an insignificant amount of energy to the building using combustion, cooling towers, air-source heat pumps, or any other mechanism not involving thermal ground coupling are not eligible.

(C) In order to be eligible for residential or commercial tax credits, a geothermal heat pump system must conform with the design and practice guidelines described in the American Society of Heating, Refrigerating, and Air Conditioning Engineers' (ASHRAE) Applications Handbook, Chapter 32.

(D) In order to be eligible for residential or commercial tax credits, a geothermal heat pump system must have been designed by either:

1. A professional engineer licensed in Utah;
2. A person designated as a "Certified GeoExchange Designer" by the Association of Energy Engineers; or
3. A person designated as a "Certified Energy Manager" by the Association of Energy Engineers[-]; or

4. For geothermal heat pump systems installed in a residential unit only, a person designated as an "Accredited Installer" by the International Ground Source Heat Pump Association (IGSHPA).

____ Proof of designer qualification may be required on the tax credit application.

(E) In order to be eligible for residential or commercial tax credits, a geothermal heat pump system must have been installed by a plumber licensed (S210) or HVAC contractor (S350) in the State of Utah or by an installer certified by the International Ground Source Heat Pump Association (IGSHPA). Proof of installer qualification may be required on the tax credit application.

(F) In the case of a system using a vertical bore (either ground source or water source), drilling must be performed by a water well driller licensed by the Utah Division of Water Rights. Wells drilled for a vertical bore must also obtain a provisional well approval from the Utah Division of Water Rights, Department of Natural Resources.

Proof of driller qualifications and well approval may be required on the tax credit application.

(G) Costs incurred for the drilling of wells or excavating trenches are eligible if actually used within the final system for the exchange of heat with the ground. The cost of exploratory wells or trenches that are not used within the final system are not eligible.

(H) Design costs for a geothermal heat pump system are eligible but only for the components of the system that would not normally be associated with a conventional heating and air conditioning system. Tax credit applications should separate design costs for the geothermal and conventional components of the system.

(I) For closed loop systems (both ground source and water source), the heat exchanging pipe loop shall be warranted by the installer against leakage or breakage for not less than three years from the date of installation.

(J) For purposes of computing eligible costs for residential and commercial tax credits, the reasonable cost of a geothermal heat pump system is considered to be no higher than \$4,000 per ton of output capacity for all eligible costs listed above and in Section R638-2-5 and prior to any cash rebates or incentives that the taxpayer may receive from a third party (such as a utility).

1. For a residential tax credit application with total pre-rebate eligible costs exceeding \$4,000 per ton of capacity, the amount of the tax credit shall be calculated as follows:

Tax credit granted = (((\$4,000 x rated output capacity in tons) - rebates) x 0.25

2. For a commercial tax credit application with total eligible costs exceeding \$4,000 per ton, the amount of the tax credit shall be calculated as 10% of costs calculated as follows:

Tax credit granted = (((\$4,000 x rated output capacity in tons) - rebates) x 0.10

3. If the cost of a geothermal heat pump system exceeds \$4,000 per ton of capacity due to unusual and/or unavoidable circumstances (such as poor soil or drilling conditions) the taxpayer applicant may request that the reasonable cost limitation above be waived by USEP. In order to do so, the applicant must provide written documentation and explanation from the designer or installer of the system as to why the final system cost exceeded this limit. Granting of such a waiver will be at the discretion of USEP and UGS after investigation as to the validity of the waiver claim.

R638-2-13. Investment Tax Credit, Eligible Costs for Commercial and Residential Systems, Hydroenergy.

(A) All eligible costs for hydroenergy systems must conform with Section R638-2-5, above. Hydroenergy systems must also meet the requirements in this Section.

(B) Eligible equipment costs for a geothermal electrical system are limited to components up to the point of interconnection with AC service when powering a building, or up to the point of interconnection with the electrical grid for systems intended solely for the sale of power. The costs of the following hydroenergy system components are eligible for residential or commercial tax credits:

1. Turbine;
2. Generator;
3. Rectifier;
4. Inverter;
5. Penstocks;
6. Penstock ventilation;
7. Buck and boost transformer;

8. Valves;
9. Drains;
10. Diversion structures (with the exception of storage dams, fish facilities, and canals);
11. Screened intake device; and
12. Wiring and disconnects from generator to the inverter and from the inverter to the point of interconnection with the AC panel.

(C) The costs of additional components of hydroenergy systems are eligible for residential or commercial tax credits if the hydroenergy system is not grid connected and it provides electricity to a building or structure that is more than one quarter mile from a power distribution line operated by a retail electric utility provider. If these conditions are met, the following components are also eligible:

1. Batteries and necessary wiring and disconnects;
2. Battery temperature sensors;
3. Charge controller and necessary wiring and disconnects;
4. Electric load governor and necessary wiring and disconnects.

(D) In order to be eligible for a residential or commercial tax credit, a geothermal electricity system must be certified for safety by either:

1. A professional electrician licensed by the State of Utah;
2. A county or municipal building inspector licensed by the State of Utah.

Proof of this certification may be required with the tax credit application.

R638-2-15. Certification of Production Tax Credit Eligibility.

(A) Businesses seeking to claim production tax credits must first apply to USEP for certification that a commercial energy system has been installed, is a viable energy production system, and meets all other relevant requirements of Sections 59-7-614 and 59-10-1106. Such certification shall be sought within the first six months of the system being placed into commercial service.

(B) Eligibility for production tax credits is limited to commercial energy systems that are also any of the following:

1. Biomass systems;
2. Wind energy systems; or
3. Geothermal electricity systems.

In addition, the name plate capacity of any system seeking production tax credits must be 660 kilowatts or greater. Electricity produced by the system must either be used by the business seeking a production tax credit or sold in order to be eligible for credits.

(C) Businesses may request certification by providing the following to USEP:

1. A written request for certification of a commercial energy system for eligibility to receive a production tax credit;
2. Information about the company seeking certification, including legal name, type of legal entity, address, telephone number, and the name and telephone number of a contact person regarding the request;
3. A description of the commercial energy system including the type of facility, total nameplate capacity, the methods to be used to produce fuel or electricity, and a list of major fuel or electricity producing components. Systems generating electricity should also provide the number, manufacturer, and model number of generating turbines to be used;
4. Information on the location of the commercial energy system sufficient to permit site inspection by USEP staff. For wind farms this should include a map of the turbine layout. For

geothermal systems this should include a map showing production and injection wells along with the location of the generating turbine or turbines;

5. Photographs of key and/or representative components of the commercial energy system;

6. Projected annual electricity production in kilowatt hours for the commercial energy system once it has entered commercial service;

7. The date on which the commercial energy system entered or is expected to enter commercial service.

(D) A business requesting certification for production tax credits must also include with its request information on ownership of the commercial energy system. If the business seeking tax credit certification leases the commercial energy system, it must provide with its request evidence that the lessor of the system has irrevocably elected not to claim production tax credits for the system.

(E) If a business plans to claim production tax credits for electricity that is used and not sold, it must install a separate metering system to measure the electricity production of the commercial energy system. Such metering should be unidirectional, tamperproof, and should measure only the electricity production attributable to the commercial energy system. The meter must also measure net electricity from the system (i.e. gross electricity from the generator minus any electricity used to operate the system itself).

(F) Upon receipt of a request for certification, USEP staff will assess whether the commercial energy system applying for production tax credit certification is a viable system and whether the system has been completely installed. USEP may request that a field inspection take place to verify information in the certification request and to ensure that the system conforms with the requirements of Section 59-7-614 and with this rule.

(G) USEP will respond to a request for certification of eligibility for production tax credits within sixty days of receipt. However, if incomplete information is received or permission for field inspection has not been granted after sixty days, USEP will have an additional 30 days after receipt of complete information and/or field inspection to respond positively or negatively to a certification request.

(H) Consistent with Title 63, Chapter 46b (Administrative Procedures Act), upon its decision to grant or deny a certification request, USEP will inform the requesting company in writing of its decision. A copy of the written decision will also be provided to the Utah State Tax Commission in order to document the company's eligibility to claim production tax credits on future tax returns.

R638-2-16. Granting of Production Tax Credits.

(A) In order for a company to ~~claim~~ be granted production tax credits on ~~[its Utah corporate income tax return]~~ a return filed under Chapter 59, Chapter 7, Corporate Franchise and Income Taxes, or Chapter 10, Individual Income Tax Act, USEP must ~~first~~ validate the amount of tax credits the company may claim for each commercial energy system. In order to claims to be validated, the company must submit to USEP information regarding the following:

1. The date that the commercial energy system first entered commercial service;
2. The beginning and ending dates of the company's tax year;
3. The number of kilowatt hours produced by the system that were sold or used during the company's tax year and that were also used or sold within the system's production tax credit window.

All such information will be provided on a standard claim form created by USEP.

(B) For purposes of validating the number of kilowatt hours sold, the company should also submit to USEP invoices or other information that documents that number of kilowatt hours of electricity sold.

(C) For purposes of validating the number of kilowatt hours produced and used, the company should submit monthly readings from the meter used to measure the net output of the commercial energy system. USEP will retain the right to site inspect the system and meter to validate that the readings provided are true and accurate.

(D) Once it has received a production tax credit claim from a company, USEP will make a determination as to:

1. Whether the information provided conforms with this rule and is complete;
2. Whether the number of kilowatt hours claimed appears to be feasible and accurate;
3. The number of kilowatts deemed to be valid[ate];
4. The amount of tax credit that the company may claim on its corporate income tax return. This amount will equal 0.35 cents per each validated kilowatt hour of electricity used or sold during the company's tax year and within the systems production tax credit window.

(E) A company claiming a production tax credit must submit the information specified above to USEP on or before the date the tax return on which the credit is claimed is required to be filed with the State Tax Commission. Once USEP has received complete information necessary to validate a production tax credit claim, it will provide to the company a completed validation form (to be created by either USEP or the Utah State Tax Commission) within thirty days. The form will specify the validated number of kilowatt hours that are eligible for credit and the amount (in dollars) of production tax credits that the company may claim for the commercial energy system for that tax year.

(F) If USEP denies, in whole or in part, an application for a tax credit, the taxpayer applicant may, consistent with Section 63-46b-12 (Administrative Procedures Act), request that the decision be reviewed by the USEP manager. If, after review by the manager, the taxpayer desires a further appeal, he or she may request reconsideration of the decision by the director of UGS, consistent with Section 63-46b-13.

(G) Information submitted by an applicant under this section for validating a production tax credit claim will be classified as protected information under UC 63-2-304 (1) and/or UC 63-2-304 (2) when the applicant provides USEP with a written claim of confidentiality and a concise statement supporting the claim, consistent with UC 63-2-308 (1)(a)(i). USEP shall provide the opportunity to make such a claim on the standard form referenced in subsection (A) above.

KEY: energy, renewable, tax credits, solar

Date of Enactment or Last Substantive Amendment: 2007

Authorizing, and Implemented or Interpreted Law: 59-7-614; 59-10-1014; 59-10-1106



Natural Resources, Wildlife Resources

R657-11

Taking Furbearers

NOTICE OF PROPOSED RULE (Amendment)

DAR FILE NO.: 30366

FILED: 08/27/2007, 07:49

RULE ANALYSIS

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

SUMMARY OF THE RULE OR CHANGE: Section R657-11-2 is being amended to clarify the definition of "artificial cubby set", clarify the legal methods for removing animals from traps at night; clarify spotlighting wording in rule to correspond with statute, and small editing changes were made to add clarity and consistency for better readability throughout the rule.

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 amendments clarify existing requirements. 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, since the changes will not increase workload and can be done with existing 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 amendment. Nor are local governments indirectly impacted because the amendment does not create a situation requiring services from local governments.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** This amendment clarifies existing requirements, 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: This amendment clarifies existing requirements. Therefore, DWR determines that there are no additional compliance costs associated with the amendments.

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:

Staci Coons at the above address, by phone at 801-538-4718, by FAX at 801-538-4709, or by Internet E-mail at stacicoons@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: James F Karpowitz, Director

R657. Natural Resources, Wildlife Resources.

R657-11. Taking Furbearers.

R657-11-2. Definitions.

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

(2) In addition:

(a) "Artificial cubby set" means any artificially manufactured container with an opening on one end that houses a trapping device. Bait must be placed inside the artificial cubby set at least eight inches from the opening. Artificial cubby sets must be placed with the top of the opening perpendicular even with or below perpendicular to the ground the bottom of the bait so that the bait is not visible from above.

(b) "Bait" means any lure containing animal parts larger than one cubic inch, or eight cubic inches if used in an artificial cubby set, with the exception of white-bleached bones with no hide or flesh attached.

(c) "Exposed bait" means bait which is visible from any angle, except when used in an artificial cubby set.

(d) "Fur dealer" means any individual engaged in, wholly or in part, the business of buying, selling, or trading skins or pelts of furbearers within Utah.

(e) "Fur dealer's agent" means any person who is employed by a resident or nonresident fur dealer as a buyer.

(f) "Green pelt" means the untanned hide or skin of any furbearer.

(g) "Pursue" means to chase, tree, corner, or hold a furbearer at bay.

(h) "Scent" means any lure composed of material of less than one cubic inch.

R657-11-3. License, Permit and Tag Requirements.

(1) A person who has a valid, current furbearer license may take furbearers during the established furbearer seasons published in the proclamation of the Wildlife Board for taking furbearers.

(2) A person who has a valid, current furbearer license and valid ~~temporary~~ bobcat ~~possession tags~~ permits may take bobcat during the established bobcat season published in the proclamation of the Wildlife Board for taking furbearers.

(3) A person who has a valid, current furbearer license and valid marten trapping permit may take marten during the established marten season published in the proclamation of the Wildlife Board for taking furbearers.

(4) Any license, permit, or tag that is mutilated or otherwise made illegible is invalid and may not be used for taking or possessing furbearers.

R657-11-4. ~~Temporary Possession Tags for~~ Bobcat Permits.

(1) ~~Temporary bobcat possession tags~~ Bobcat permits are only valid with a valid, current furbearer license.

(2) A person may obtain up to six ~~temporary~~ bobcat ~~possession tags~~ permits.

(3) ~~Temporary bobcat possession tags~~ Bobcat permits will be available during the dates published in the proclamation of the Wildlife Board for taking furbearers and may be obtained by submitting an application ~~to any division office or~~ through the division's Internet address.

(4) ~~Temporary bobcat possession tags~~ Bobcat permits are valid for the entire bobcat season.

R657-11-9. Trap ~~Identification~~ Registration Numbers.

(1) For the purposes of this section, "owner" means the person who has been issued a trap registration number, which is permanently marked or affixed to the trapping device.

(2) Each trapping device used to take furbearers must be permanently marked or tagged with the trap registered number of the owner.

(3) No more than one trap registration number may be on a trapping device.

(4) Trap registration numbers must be legible.

(5) Trap registration numbers are permanent and may be obtained by mail or in person from any division office.

(6) Applicants must include their full name, including middle initial, and complete home address.

(7) A registration fee of \$~~5~~10 must accompany the request. This fee is payable only once.

(8) Each individual is issued only one trap registration number.

(9) Any person who has obtained a trap registration number must notify the division within 30 days of any change in address or the theft of traps.

R657-11-10. Traps.

(1) All long spring, jump, or coil spring traps ~~except~~ must have spacers on the jaws which leave an opening of at least 3/16 of an inch when the jaws are closed, except:

(a) rubber-padded jaw traps ~~and~~,

(b) traps with jaw spreads less than 4.25 inches, and

(c) traps that are not completely submerged under water when set ~~must have spacers on the jaws which leave an opening of at least 3/16 of an inch when the jaws are closed~~.

(2) All snares, except those set in water or with a loop size less than 3 inches in diameter, must be equipped with a breakaway lock device that will release when any force greater than 300 lbs. is applied to the loop. Breakaway snares must be fastened to an immovable object solidly secured to the ground. The use of drags is prohibited.

(3) On the Green River, between Flaming Gorge Dam and the Utah Colorado state line; and the Colorado River, between the Utah Colorado state line and Lake Powell; and the Escalante River, between Escalante and Lake Powell, trapping within 100 yards of

either side of these rivers ~~or~~, including their tributaries~~, up to 1/2 mile~~ from ~~the~~the confluences upstream 1/2 mile, is restricted to the following devices:

(a) Nonlethal-set leg hold traps with a jaw spread less than 5 1/8 inches, and nonlethal-set padded leg hold traps. Drowning sets with these traps are prohibited.

(b) Body-gripping, killing-type traps with body-gripping area less than 30 square inches (i.e., 110 Conibear).

(c) Nonlethal dry land snares equipped with a stop-lock device that prevents it from closing to less than a six-inch diameter.

(d) Size 330, body-gripping, killing-type traps (i.e. Conibear) modified by replacing the standard V-trigger assembly with one top side parallel trigger assembly, with the trigger placed within one inch of the side, or butted against the vertical turn in the Canadian bend.

(~~3~~)4) A person may not disturb or remove any trapping device, except:

(a) a person who possesses a valid, current furbearer license, the appropriate permits or tags, and who has been issued a trapper registration number, which is permanently marked or affixed to the trapping device; or

(b) peace officers in the performance of their duties; or

(c) as provided in Subsection (6).

(~~4~~)5) A person may not kill or remove wildlife caught in any trapping device, except:

(a) a person who possesses a valid, current furbearer license, the appropriate permits or tags, and who has been issued a trapper registration number, which is permanently marked or affixed to the trapping device; or

(b) as provided in Subsection (6).

(~~5~~)6) For the purposes of this section, "owner" means the person who has been issued a trap registration number, which is permanently marked or affixed to the trapping device.

(~~6~~)7) A person, other than the owner, may possess, disturb or remove a trapping device; or possess, kill or remove wildlife caught in a trapping device provided:

(a) the person possesses a valid, current furbearer license, the appropriate permits or tags; and

(b) has obtained written authorization from the owner of the trapping device stating the following:

(i) date written authorization was obtained;

(ii) name and address of the owner;

(iii) owner's trap registration number;

(iv) the name of the individual being given authorization;

(v) signature of owner.

(~~7~~)8) The owner of any trapping device, providing written authorization to another person under Subsection (6), shall be strictly liable for any violations of this proclamation resulting from the use of the trapping device by the authorized person.

(~~8~~)9) The owner of any trapping device, providing written authorization to another person under Subsection (6), must keep a record of all persons obtaining written authorization and furnish a copy of the record upon request from a conservation officer.

(~~9~~)10) (a) A person may not set any trap or trapping device on posted private property without the landowner's permission.

(b) Any trap or trapping device set on posted property without the owner's permission may be sprung by the landowner.

(c) Wildlife officers should be informed as soon as possible of any illegally set traps or trapping devices.

(~~10~~)11) Peace officers in the performance of their duties may seize all traps, trapping devices, and wildlife used or held in violation of this rule.

(~~11~~)12) A person may not possess any trapping device that is not permanently marked or tagged with that person's registered trap number while engaged in taking wildlife.

(~~12~~)13) All traps and trapping devices must be ~~visited and~~ checked and animals removed at least once every 48 hours, except:

(a) killing traps striking dorso-ventrally;

(b) drowning sets; and

(c) lethal snares that are set to capture on the neck, that have a ~~non-relaxing~~ nonrelaxing lock, without a stop, and are anchored to an immovable object; which must be ~~visited~~ checked every 96 hours.

(~~13~~)14) A person may not transport or possess live protected wildlife. Any animal found in a trap or trapping device must be killed or released immediately by the trapper.

R657-11-14. Spotlighting.

(1) Except as provided in Subsection (3):

(a) a person may not use or cast the rays of any spotlight, headlight, or other artificial light to locate protected wildlife while having in possession a firearm or other weapon or device that could be used to take or injure protected wildlife; and

(b) the use of a spotlight or other artificial light in a field, woodland, or forest where protected wildlife are generally found is prima facie evidence of attempting to locate protected wildlife.

(2) The provisions of this section do not apply to:

(a) the use of the headlights of a motor vehicle or other artificial light in a usual manner where there is no attempt or intent to locate protected wildlife; or

(b) a person licensed to carry a concealed weapon in accordance with Title 53, Chapter 5, Part 7 of the Utah Code, provided the person is not utilizing the concealed weapon to hunt or take wildlife.

(3) The provisions of this section do not apply to the use of an artificial light when used by a trapper to illuminate his path and trap sites for the purpose of conducting the required trap checks, provided that:

(a) any artificial light must be carried by the trapper;

(b) a motor vehicle headlight or light attached to or powered by a motor vehicle may not be used; and

(c) while checking traps with the use of an artificial light, the trapper may not occupy or operate any motor vehicle.

(4) Spotlighting may be used to hunt coyote, red fox, striped skunk, or raccoon where allowed by a county ordinance enacted pursuant to Section 23-13-17.

(~~4~~)5) The ordinance shall provide that:

(a) any artificial light used to spotlight coyote, red fox, striped skunk, or raccoon must be carried by the hunter;

(b) a motor vehicle headlight or light attached to or powered by a motor vehicle may not be used to spotlight the animal; and

(c) while hunting with the use of an artificial light, the hunter may not occupy or operate any motor vehicle.

(~~5~~)6) For purposes of the county ordinance, "motor vehicle" shall have the meaning as defined in Section 41-6-1.

(~~6~~)7) The ordinance may specify:

(a) the time of day and seasons when spotlighting is permitted;

(b) areas closed or open to spotlighting within the unincorporated area of the county;

(c) safety zones within which spotlighting is prohibited;
 (d) the weapons permitted; and
 (e) penalties for violation of the ordinance.
 ([7]8)(a) A county may restrict the number of hunters engaging in spotlighting by requiring a permit to spotlight and issuing a limited number of permits.

(b) A fee may be charged for a spotlighting permit.

([8]9) A county may require hunters to notify the county sheriff of the time and place they will be engaged in spotlighting.

([9]10) The requirement that a county ordinance must be enacted before a person may use spotlighting to hunt coyote, red fox, striped skunk, or raccoon does not apply to:

(a) a person or his agent who is lawfully acting to protect his crops or domestic animals from predation by those animals; or

(b) an animal damage control agent acting in his official capacity under a memorandum of agreement with the division.

R657-11-15. Use of Dogs.

(1) Dogs may be used to take furbearers only from one-half hour before sunrise to one-half hour after sunset and only during the prescribed open seasons.

(2) The owner and handler of dogs used to take or pursue a furbearer must have a valid, current furbearer license in possession while engaged in taking furbearers.

(3) When dogs are used in the pursuit of furbearers, the licensed hunter intending to take the furbearer must be present when the dogs are released and must continuously participate in the hunt thereafter until the hunt is completed.

R657-11-33. Wildlife Management Areas.

(1) A person may not use motor vehicles on division-owned wildlife management areas closed to motor vehicle use [~~during the winter~~] without first obtaining written authorization from the appropriate division regional office.

(2) For purposes of coyote trapping, the division may, in its sole discretion, authorize limited motor vehicle access to its wildlife management areas closed to such use [~~during the winter~~] provided the motor vehicle access will not interfere with [~~wintering~~] wildlife or wildlife habitat.

KEY: wildlife, furbearers, game laws, wildlife law

Date of Enactment or Last substantive Amendment: [~~October 24, 2006~~2007]

Notice of Continuation: August 24, 2005

Authorizing, and Implementing or Interpreted Law: 23-14-18; 23-14-19; 23-13-17



Pardons (Board Of), Administration **R671-311-1** General

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 30362

FILED: 08/23/2007, 12:24

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule provides information related to consideration for a special attention review or hearing at the Board of Pardons.

SUMMARY OF THE RULE OR CHANGE: The changes to this rule provide clarification on exceptional circumstances necessary to request a special attention review or hearing.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 77-27-7, 77-27-5, 77-27-6, 77-27-10, and 77-27-11

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** None--The changes do not introduce costs to the state as changes relate to defining exceptional circumstances for special attention review or hearings.

❖ **LOCAL GOVERNMENTS:** None--The changes do not introduce costs to local government as changes relate to defining exceptional circumstances for special attention review or hearings.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** None--The changes do not introduce costs to small businesses as changes relate to defining exceptional circumstances for special attention review or hearings.

COMPLIANCE COSTS FOR AFFECTED PERSONS: None--The changes do not introduce costs to affected persons as changes relate to defining exceptional circumstances for special attention review or hearings.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I have reviewed the requested changes and determined there is no fiscal impact on businesses associated with changes for this rule. Curtis Garner, Chairman

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

PARDONS (BOARD OF)
 ADMINISTRATION
 Room 300
 448 E 6400 S
 SALT LAKE CITY UT 84107-8530, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Nannette Johnson at the above address, by phone at 801-261-6485, by FAX at 801-261-6481, or by Internet E-mail at njohnson@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Curtis L Garner, Chairman

R671. Pardons (Board of), Administration.**R671-311. Special Attention Hearings and Reviews.****R671-311-1. General.**

In exceptional circumstances the board may adjust its prior decisions through a special attention review or hearing. This type of review or hearing may be used to adjust parole conditions, review board decisions, and grant relief when exceptional circumstances exist, or upon board initiative action. ~~[This type of consideration is used to grant relief in special circumstances requiring action by the Board.]~~ This ~~process~~~~[action]~~ is initiated by the receipt of a written request ~~explaining the~~~~[indicating that]~~ special circumstances ~~[exist]~~ for which ~~relief~~~~[a change in status]~~ may be warranted. ~~Exceptional~~~~[These]~~ circumstances ~~may~~~~[could]~~ include, but are not limited to, illness of the offender requiring extensive medical attention, exceptional performance or progress in the institution, exceptional family circumstances, verified opportunity for employment and~~[exceptional opportunity for employment, exceptional family circumstances, and involves]~~ information that was not previously considered by the Board. The board may request the Department of Corrections to review and make a recommendation on requests not submitted by the Department. ~~[For Special Attentions that have not originated from or been processed through the Department of Corrections, the Board may request the Department review and make recommendations before taking action.]~~

Special Attention requests that are considered to be repetitive, frivolous or lacking in substantial merit may be placed in the offenders file without formal action or response.

KEY: parole, inmates

Date of Enactment or Last Substantive Amendment: ~~[February 12, 2003]~~ **2007**

Notice of Continuation: July 25, 2007

Authorizing, and Implemented or Interpreted Law: 77-27-7; 77-27-5; 77-27-6; 77-27-10; 77-27-11



Pardons (Board Of), Administration
R671-315
 Pardons

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE No.: 30361

FILED: 08/23/2007, 12:23

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule defines conditions under which the board will conduct a pardon hearing.

SUMMARY OF THE RULE OR CHANGE: The changes to this rule clarify process requirements and outcome options related to petitioning for a pardon.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 77-27-2, 77-27-5, and 77-27-9; and Article VII, Sec 12

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: None--The changes do not introduce costs to the state as changes focus on process requirements and outcome options related to petitioning for a pardon.
- ❖ LOCAL GOVERNMENTS: None--The changes do not introduce costs to local government. Changes focus on process requirements and outcome options related to petitioning for a pardon.
- ❖ SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES: None--The changes do not introduce costs to small businesses. Changes focus on process requirements and outcome options related to petitioning for a pardon.

COMPLIANCE COSTS FOR AFFECTED PERSONS: None--The changes do not introduce costs to affected persons as changes focus on define requirements and process outcome options related to petitioning for a pardon.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I have reviewed the requested changes and determined there is no fiscal impact on businesses associated with changes for this rule. Curtis Garner, Chairman

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

PARDONS (BOARD OF)
 ADMINISTRATION
 Room 300
 448 E 6400 S
 SALT LAKE CITY UT 84107-8530, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Nannette Johnson at the above address, by phone at 801-261-6485, by FAX at 801-261-6481, or by Internet E-mail at njohnson@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Curtis L Garner, Chairman

R671. Pardons (Board of), Administration.**R671-315. Pardons.****R671-315-1. Pardons.**

A. The Board may~~[will]~~ consider a petition for a pardon from an individual whose sentence(s) were under the board's jurisdiction and have been terminated or expired for at least five years~~[and who has exhausted all judicial remedies including expungement]~~. The board's designee shall obtain and provide relevant information that shall include but not be limited to, all inmate files, a recent BCI report, employment history, restitution report if applicable, and verification that the applicant completed therapy programs ordered by the board. The board designee shall summarize this information and upon review the board may request additional information. The board designee shall

provide this information to the board within 60 days from the date the petition was received. Upon verification of these criteria, the Board may cause an investigation of the petitioner to be conducted which may include, but not be limited to, criminal, personal and employment history.] The Board shall consider the petition and all available information relevant to it and vote to grant or deny a hearing. If a pardon hearing is granted the hearing shall be held within 60 days of the board's decision to hold the hearing. The Board may publish the petition in the legal notices section of a newspaper of general circulation and invite comment from the public.

B. When the petition involves cases that were not under the board's jurisdiction, the applicant shall provide all relevant information including, but not limited to, a current BCI, police report(s) of the crime(s) for which the applicant is seeking a pardon, court order(s) for said crime(s) and if applicable verification that all restitution has been paid in full. The Board's designee shall review and summarize the applicant's submission of information. Upon review of this information, the board may request additional information from the applicant or in the alternative it may direct its designee to verify and gather additional information. The Board shall ~~with~~ consider the petition and all available information relevant to it and vote to grant or deny a hearing. If a pardon hearing is granted the hearing shall be held within 60 days of the board's decision to hold the hearing.

C. The Board may deny a pardon by majority vote without a hearing. If the Board decides to consider the granting of a pardon, a hearing will be scheduled with appropriate notice given to victim(s) of record if they can be located, the chief law enforcement officer of the arresting agency, the presiding judge where the conviction was entered, and the County, District or City Attorney where the case was prosecuted. Notice may also be posted in a public place in the jurisdiction where the conviction occurred. The Board may grant a conditional pardon or an unconditional pardon. The petitioner will be notified in writing of the results as soon as practicable.

D. The Board may dispense with any requirement created by this policy if good cause exists.

KEY: pardons

Date of Enactment or Last Substantive Amendment: ~~February 18, 1998~~**2007**

Notice of Continuation: July 25, 2007

Authorizing, and Implemented or Interpreted Law: 77-27-2; 77-27-5; 77-27-9; Art VII Sec 12



Pardons (Board Of), Administration
R671-517
Evidentiary Hearings and Proceedings

NOTICE OF PROPOSED RULE

(Amendment)
DAR FILE NO.: 30363
FILED: 08/23/2007, 12:24

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule provides process related information for conducting and preparing for an evidentiary hearing at the Board of Pardons.

SUMMARY OF THE RULE OR CHANGE: Changes to this rule are process-related and provide necessary clarification about preparation and proceedings for an evidentiary hearing.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 77-27-5, 77-27-9, and 77-27-11

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: The changes do not introduce costs or savings to the state as changes relate to the process and preparation for evidentiary hearings.
- ❖ LOCAL GOVERNMENTS: The changes do not introduce costs or savings to local government as changes relate to the process and preparation for evidentiary hearings.
- ❖ SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES: The changes do not introduce costs or savings to small businesses as changes relate to the process and preparation for evidentiary hearings.

COMPLIANCE COSTS FOR AFFECTED PERSONS: The changes do not introduce costs to affected persons as they are simply process and preparation changes related to conducting evidentiary hearings.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I have reviewed the requested changes and determined there is no fiscal impact on businesses associated with changes for this rule. Curtis Garner, Chairman

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

PARDONS (BOARD OF)
ADMINISTRATION
Room 300
448 E 6400 S
SALT LAKE CITY UT 84107-8530, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Nannette Johnson at the above address, by phone at 801-261-6485, by FAX at 801-261-6481, or by Internet E-mail at njohnson@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Curtis L Garner, Chairman

R671. Pardons (Board of), Administration.
R671-517. Evidentiary Hearings and Proceedings.
R671-517-1. Evidentiary Hearings and Proceedings.

When a parolee has entered a not guilty plea to an allegation that parole has been violated and the board wishes to consider the allegation, the Board shall hold an evidentiary hearing unless the parolee has been convicted of a criminal charge and revocation is

ordered under R671-518, Conduct of Proceedings when Criminal Charge Results in Conviction.

R671-517-2. Confidentiality.

All hearings are open to the public, unless the Board decides that confidential information must be discussed. Only those portions of the hearing during which confidential information is discussed may be closed. Confidential hearings shall be conducted as set forth in R671-520.

R671-517-3. Notification.

The Board shall notify all parties of the time, date, and place of the hearing and of the disputed allegations(s). In this notification, the parolee shall be notified of his or her right to ~~[-counsel. The parolee may]~~ be represented by an attorney of choice at the parolee's own expense, or such counsel as may be [as] provided by the Board. The notification also shall inform the parolee of the right to confront and cross examine witnesses (absent a showing of good cause for not allowing the confrontation), and the right to present rebuttal evidence.

R671-517-4. Anticipated Witnesses, Documents and Other Evidence.

At least ten (10) days prior to the hearing, unless otherwise directed by the Board, each party shall provide to the other and to the Board a list of anticipated witnesses, documents, and other evidence to be submitted at the hearing, together with a summary of the relevance of each anticipated piece of evidence. Failure to comply with this rule may result in sanctions including, but not limited to, exclusion of the non-disclosed witnesses and evidence.

R671-517-5. Presided Over by a Single Board Member.

The hearing may be presided over by a single Board member or a hearing officer as the Board chairperson designates. The person presiding may, sua sponte, or upon motion of either party, exclude evidence that is irrelevant, unduly repetitious, or privileged in the courts of Utah. The person presiding may further take judicial notice of undisputed facts and may rule on motions offered or pending during the hearing.

R671-517-6. Department of Corrections Bears Burden of Evidence.

The Department of Corrections bears the burden of establishing a parole violation by a preponderance of the evidence. All testimony shall be given under oath. Strict rules of evidence do not apply. Hearsay evidence is admissible and shall be given such weight as the person presiding considers appropriate; however, no finding of guilt shall be based solely on hearsay evidence, except where such evidence would be otherwise permitted in a court of law. The Fourth and Fifth Amendment exclusionary rules do[es] not apply to parole revocation[s] hearings.

R671-517-7. Opening Statements.

At the hearing, each party may make a brief opening statement, beginning with the State ~~[-Department of Corrections]~~. After opening statements, the ~~State[-Department]~~ presents its evidence. Upon conclusion of the ~~State's[-Department's]~~ case, the parolee may present evidence in response. If the parolee, in his or her defense, raises issues not adequately addressed by the ~~State's[-Department's]~~ case in chief, the person presiding may[shall] allow the State to present rebuttal evidence in response to that issue. Upon conclusion of all evidence, the person presiding may allow each party a brief closing argument.

R671-517-8. Written Submissions[Recommendation].

Any brief or legal memorandum submitted to the board as part of an evidentiary hearing shall be delivered to the board at least ten (10) calendar days prior to the hearing, and shall include proof of service on the opposing party. The opposing party may furnish its written response to any such submissions no later than three (3) calendar days prior to the hearing. Such submissions shall be no longer than ten (10) double-spaced, typed pages, excluding exhibits. Either party may petition the hearing official for permission to exceed these length requirements or shorten these time requirements, and the decision whether to allow this shall rest in the sole discretion of the hearing official. ~~[After closing arguments, the person presiding may tell the parolee his or her recommendation. However, the person presiding shall inform the parolee that the recommendation does not bind the Board, which makes its decision by majority vote of all Board members.]~~

R671-517-9. Continuances.

All requests to continue a scheduled evidentiary hearing shall be submitted to the board in writing, at least seven (7) calendar days prior to the scheduled hearing, and shall contain either a stipulation of the parties, or a statement of why there is an extraordinary need for continuance and why such a continuance will not prejudice the interests of the other side. The decision to grant or deny a continuance rests in the sole discretion of the hearing official. In the event a continuance is granted, each party shall be responsible for notifying its own witnesses.

KEY: parole, evidentiary, hearings

Date of Enactment or Last Substantive Amendment: ~~[January 1, 1999]~~2007

Notice of Continuation: September 11, 2003

Authorizing, and Implemented or Interpreted Law: 77-27-5; 77-27-9; 77-27-11



Pardons (Board Of), Administration
R671-519
 Proceedings When Criminal Charges
 Result in Acquittal

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 30364

FILED: 08/23/2007, 12:25

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: This rule provides process response to an acquittal of criminal charges impacting the status of parole or incarceration of an offender.

SUMMARY OF THE RULE OR CHANGE: The changes relate to processes for explanation of evidence.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Sections 77-27-5, 77-27-9, and 77-27-11

ANTICIPATED COST OR SAVINGS TO:

- ❖ THE STATE BUDGET: None--The changes do not introduce costs to the state as the changes simply relate to the process for explanation of evidence.
- ❖ LOCAL GOVERNMENTS: None--The changes do not introduce costs to local government as the changes simply relate to the process for explanation of evidence.
- ❖ SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES: None--The changes do not introduce costs to small businesses as the changes simply relate to the process for explanation of evidence.

COMPLIANCE COSTS FOR AFFECTED PERSONS: None--The changes do not introduce costs to the affected persons as the changes simply relate to the process for explanation of evidence.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: I have reviewed the changes and determined there is no fiscal impact on businesses associated with changes for this rule. Curtis Garner, Chairman

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

PARDONS (BOARD OF)
ADMINISTRATION
Room 300
448 E 6400 S
SALT LAKE CITY UT 84107-8530, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Nannette Johnson at the above address, by phone at 801-261-6485, by FAX at 801-261-6481, or by Internet E-mail at njohnson@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Curtis L Garner, Chairman

R671. Pardons (Board of), Administration.**R671-519. Proceedings When Criminal Charges Result in Acquittal.****R671-519-1. Proceedings When Criminal Charges Result in Acquittal.**

If the basis for revocation proceeding is a criminal charge in which the parolee was acquitted, the parole agent or representative of the ~~State~~ [Department of Corrections] may submit as its sole evidence the transcript from the criminal trial. If the parolee believes submission on the transcript is insufficient, the parolee shall inform the Board of any objection and provide a rationale for the objection. Nevertheless, a trial at which the parolee was represented by counsel is presumed sufficient for the hearing ~~official~~ [officer] to determine by a preponderance of the evidence whether parole was violated.

R671-519-2. Evidence Explanation.

Both parties may file memoranda explaining how the evidence provided at the trial either did, or did not, provide sufficient evidence, under a preponderance standard, for finding a parole violation. Such memoranda shall not exceed ten (10), double-spaced, typed pages in length (excluding exhibits), except in cases where the board has granted leave to exceed this limit.

R671-519-3. Personal Appearance.

A personal appearance hearing is not required under this rule for purposes of arguing the evidence. However, if, after reviewing the transcripts and memoranda, the hearing ~~official~~ [officer] concludes that parole has been violated, a personal appearance hearing may be held for purposes of ~~taking mitigation and aggravation evidence in~~ determining disposition and listening to any victim comments.

KEY: parole, acquit, hearings

Date of Enactment or Last Substantive Amendment: ~~January 4, 1999~~ 2007

Notice of Continuation: September 11, 2003

Authorizing, and Implemented or Interpreted Law: 77-27-5; 77-27-9; 77-27-11



Public Safety, Criminal Investigations
and Technical Services, Criminal
Identification

R722-300**Concealed Firearm Permit Rule****NOTICE OF PROPOSED RULE**

(Amendment)

DAR FILE NO.: 30379

FILED: 08/30/2007, 14:23

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this rule is to bring the Bureau of Criminal Identification (BCI) into compliance with the statutory requirements of Section 53-5-704.

SUMMARY OF THE RULE OR CHANGE: This rulemaking clarifies the necessity and scope of the background check required in Subsection R722-300-4(D). At Subsection R722-300-6(B), the rulemaking clarifies that a nonresident alien applicant must meet the same requirements for a concealed weapon permit as any other applicant and removes the ability of a nonresident alien applicant to use a hunting permit as the sole background information required to apply for a concealed weapon permit. A new Section R722-300-4a is added which defines what is meant by the terminology "purchase and possess a firearm" under Subsection 53-5-704(2)(a)(viii). (DAR NOTE: A corresponding 120-day (emergency) rule is under DAR No. 30371 is this issue, September 15, 2007, of the Bulletin, and is effective as of 08/28/2007.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 53-5-704

ANTICIPATED COST OR SAVINGS TO:

❖ THE STATE BUDGET: There will be no net costs to the state budget. Any loss of revenue from permits no longer issued will be recouped in time saved from processing fewer permit applications.

❖ LOCAL GOVERNMENTS: Local governments do not issue concealed weapon permits, thus they are not affected by this rule.

❖ SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES: Individuals, not small businesses or other persons, apply for permits. There is no monetary cost or savings for small businesses or individuals. The rule tightens application conditions only.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Individuals, not other persons, apply for permits. There is no monetary cost or savings for individuals. The rule tightens application conditions only.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There will be no additional cost to any party or to the Department. Scott T. Duncan, Commissioner

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

PUBLIC SAFETY
CRIMINAL INVESTIGATIONS
AND TECHNICAL SERVICES,
CRIMINAL IDENTIFICATION
3888 W 5400 S
TAYLORSVILLE UT 84118, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Richard D. Wyss at the above address, by phone at 801-965-4794, by FAX at 801-366-0221, or by Internet E-mail at rwyss@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: Ed McConkie, Bureau Chief

R722. Public Safety, Criminal Investigations and Technical Services, Criminal Identification.

R722-300. Concealed Firearm Permit Rule.

R722-300-4. Application For a Concealed Firearm Permit.

A. Application for a permit to carry a concealed firearm shall be made in writing to the Division on forms provided by the Division. An application package shall include:

1. a completed application form;

2. proof that the applicant is 21 years of age or older at the time application is made;

3. evidence of general familiarity with the types of firearms to be concealed, verified by a signed certificate from an approved firearms instructor;

4. one recent color photograph of passport quality, and
5. one completed fingerprint card.

B. An applicant shall pay a non-refundable processing fee of \$59.00 at the time the application is filed. This fee consists of \$35.00 mandated by Section 53-5-707 and a \$24.00 Federal Bureau of Investigation finger print processing fee. Payment may be in the form of cash, check, money order, or credit card. The Division is not responsible for cash lost in the mail.

C. An applicant may request an interview prior to submitting the application. The Division may require an interview subsequent to the submission of the application.

D. A background investigation shall be conducted on all applicants to determine if they are of good character as required by Section 53-5-704. ~~The~~ A background investigation shall consist of the following:

1. ~~Verifying~~ Verifying the accuracy of the application information;

2. In order to be eligible to receive a Utah concealed firearm permit, the Division must be able to check ~~ing~~ each and every ~~the~~ applicant's criminal history through local, state and national computer files which includes a background check of each of the following items (a) through (i). If the Division is unable to do a background check of each of the following items (a) through (i), or if information regarding criminal activity of an applicant is not available in the following items (a) through (i) the applicant shall not be eligible to receive a Utah concealed firearm permit. ~~:~~

- a. Utah computerized criminal history;
- b. national crime information center (NCIC);
- c. Utah law enforcement information network;
- d. drivers license information;
- e. statewide warrants file;
- f. criminal justice juvenile files;
- g. criminal history expungement system;
- h. national instant check system (NICS); and
- i. immigration and naturalization service when applicable.

3. The fingerprint cards will be sent to the FBI for a review of the applicant's criminal history record pursuant to Sections 53-5-704 and 706.

E. The Division will review all the above information and approve or deny the application.

1. Notice of approval may be given by telephone or in writing.

2. Notice of denial shall be given in writing and shall state the reasons for denial.

F. Renewal of a permit to carry a concealed firearm is required every five years.

1. The renewal form is available from the Division or on the Bureau website.

2. A renewal applicant shall pay a non-refundable fee of \$10.00 as required by Section 53-5-707. Payment shall be in the form of cash, check, money order, or credit card. The Division is not responsible for cash lost in the mail.

G. A law enforcement officer as defined under Section 53-13-103 who has honorably retired from full-time employment within five years of making application shall be exempt from the following requirements:

1. one set of fingerprints.

R722-300-4a. Qualification to Purchase and Possess a Firearm.

For purposes of Subsection 53-5-704(2)(a)(viii), an applicant is qualified to purchase and possess a firearm, pursuant to Section 76-10-503 and federal law, if the applicant is qualified to purchase a firearm from a licensed federal firearms dealer and take immediate possession of the firearm in the State of Utah or another state once all federal and state requirements for purchase have been completed.

R722-300-6. Non-Resident and Non-U.S. Citizen Concealed Firearm Permit Applicants.

~~[A.]~~ Non-resident and Non-U.S. citizen applicants for a concealed firearm permit will be subject to the same application process and requirements as in-state applicants.

~~[B. Non U.S. citizen applicants must show proof of a hunting permit and or must meet standards of Federal Firearm Regulation.]~~

KEY: concealed firearm permit

Date of Enactment or Last Substantive Amendment: ~~January 9, 2006~~ 2007

Notice of Continuation: January 28, 2003

Authorizing, and Implemented or Interpreted Law: 53-5-704; 63-46b



Tax Commission, Property Tax

R884-24P-69

Airline Interstate Allocation Formula Pursuant to Utah Code Ann. Section 59-2-201

NOTICE OF PROPOSED RULE

(Amendment)

DAR FILE NO.: 30386

FILED: 08/31/2007, 09:36

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The proposed section is drafted in response to a public hearing. The commission believes the formula in the proposed section is more consistent with how other states allocate an interstate airline's mobile flight equipment.

SUMMARY OF THE RULE OR CHANGE: The proposed section provides a new formula for allocating an interstate airline's mobile flight equipment to the state for property tax purposes.

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 59-2-201

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** The amount of savings or cost to state government is undetermined (because the Tax Commission does not currently collect the data necessary to accurately determine the impact), but expected to be insignificant.

❖ **LOCAL GOVERNMENTS:** The amount of savings or cost to local government is undetermined (because the Tax Commission does not currently collect the data necessary to

accurately determine the impact), but expected to be insignificant.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** In the aggregate, the amount of savings or costs to small businesses is undetermined because the Tax Commission does not currently collect the data necessary to accurately determine the impact. However, this impact is expected to be insignificant.

COMPLIANCE COSTS FOR AFFECTED PERSONS: None--Airlines already gather and maintain this data for reports required by the federal government.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: Individual airlines may see a slight increase or decrease in Utah property tax. This impact is expected to be insignificant, however, the Tax Commission does not currently collect data to perform an accurate analysis. D'Arcy Dixon, Commissioner

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

TAX COMMISSION
PROPERTY TAX
210 N 1950 W
SALT LAKE CITY UT 84134, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Sheri McFall at the above address, by phone at 801-297-3901, by FAX at 801-297-3919, or by Internet E-mail at sherimcfall@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 10/15/2007.

THIS RULE MAY BECOME EFFECTIVE ON: 10/22/2007

AUTHORIZED BY: D'Arcy Dixon, Commissioner

R884. Tax Commission, Property Tax.

R884-24P. Property Tax.

R884-24P-69. Airline Interstate Allocation Formula Pursuant to Utah Code Ann. Section 59-2-201.

(1) Definitions.

(a) "Air carrier" means the following entities defined in Section 59-2-102 that do business in the state:

- (i) an air charter service;
- (ii) an air contract service; and
- (iii) an airline.

(b) "Aircraft type" means the manufacturer and model of the aircraft.

(c) "Ground hours" means the total number of hours an aircraft owned or operated by the air carrier is on the ground during the calendar year.

(d) "Ground property" means all taxable tangible property owned or operated by the air carrier, other than mobile flight equipment.

(e)(i) "Originating and terminating tonnage" means the total weight of passengers and cargo loaded on and unloaded from paid flights at each site where passengers and cargo from paid flights are loaded and unloaded.

(ii) For purposes of Subsection (1)(e)(i), the weight of passengers is deemed to be 200 pounds per person, including any items checked in or carried on the aircraft by the passenger.

(f)(i) "Revenue ton miles" means the total weight of passengers and cargo in tons flown on paid flights during the calendar year, multiplied by the air miles flown on paid flights during the calendar year.

(ii) For purposes of Subsection (1)(f)(i), the weight of passengers is deemed to be 200 pounds per person, including any items checked in or carried on the aircraft by the passenger.

(2) Mobile flight equipment allocation factor. The mobile flight equipment allocation factor for an air carrier is calculated by adding the weighted factors calculated in Subsections (2)(a) through (c).

(a) Ground hours.

(i) For each aircraft type, divide the average fair market value of that aircraft type by the average fair market value of the least valuable aircraft type owned or operated by the air carrier.

(ii) For each aircraft type, multiply the percentage calculated under Subsection (2)(a)(i) by the ground hours for that aircraft type:

(A) within the state; and

(B) within and without the state.

(iii) Divide the sum of the ground hours calculated in Subsection (2)(a)(ii)(A) by the sum of the ground hours calculated in Subsection (2)(a)(ii)(B).

(iv) The percentage calculated under this Subsection (2)(a) shall be weighted 40 percent.

(b) Revenue ton miles.

(i) Divide the revenue ton miles flown by the air carrier's aircraft within the state by the total revenue ton miles flown by the air carrier's aircraft.

(ii) For purposes of Subsection (2)(b)(i), the numerator of the fraction described in Subsection (2)(b)(i) shall include the revenue ton miles flown within the state by every flight included in the denominator of that fraction.

(iii) The percentage calculated under this Subsection (2)(b) shall be weighted 40 percent.

(c) Originating and terminating tonnage.

(i) Divide the total originating and terminating tonnage of the air carrier's aircraft in the state by the total originating and terminating tonnage of the air carrier's aircraft.

(ii) An entity that has a total originating and terminating tonnage of the air carrier's aircraft within the state of zero:

(A) is not an air carrier; and

(B) shall be assessed a tax on its taxable property under Section 59-2-301.

(iii) The percentage calculated under this Subsection (2)(c) shall be weighted 20 percent.

(3) Ground property allocation factor. The ground property allocation factor for an air carrier is calculated by dividing the book cost of the air carrier's ground property that has situs in the state by the book cost of the air carrier's ground property within and without the state.

(4) Overall Utah interstate allocation factor. The overall Utah interstate allocation factor is the sum of:

(a)(i) the total cost of the air carrier's mobile flight equipment divided by the total cost of the air carrier's combined mobile flight equipment and ground property; and (ii) multiplied by the amount calculated under Subsection (2); and

(b)(i) the total cost of the air carrier's ground property divided by the total cost of the air carrier's combined mobile flight equipment and ground property; and

(ii) multiplied by the amount calculated under Subsection (3).

(5) The fair market value of all taxable tangible property owned or operated by the air carrier shall be multiplied by the overall Utah interstate allocation factor calculated under Subsection (4) to determine the Utah assessed value of the air carrier.

(6)(a) If any air carrier data necessary to calculate the Utah interstate allocation factor under Subsections (2)(a) through (c) is unavailable, the Property Tax Division shall recalculate the allocation according to the weighted percentages of the remaining factors, as set forth in Subsection (6)(b).

(b) The weighted percentages for each remaining factor provided under Subsection (2) shall be calculated by dividing the original percentage of each remaining factor by the total of the original percentages for the remaining factors.

KEY: taxation, personal property, property tax, appraisals
Date of Enactment or Last Substantive Amendment: [July 16], 2007

Notice of Continuation: March 12, 2007

Authorizing, and Implemented or Interpreted Law: 59-2-201

◆ ————— ◆

End of the Notices of Proposed Rules Section

NOTICES OF 120-DAY (EMERGENCY) RULES

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

- (a) cause an imminent peril to the public health, safety, or welfare;
- (b) cause an imminent budget reduction because of budget restraints or federal requirements; or
- (c) place the agency in violation of federal or state law (*Utah Code* Subsection 63-46a-7(1) (2001)).

As with a PROPOSED RULE, a 120-DAY RULE is preceded by a RULE ANALYSIS. This analysis provides summary information about the 120-DAY RULE including the name of a contact person, justification for filing a 120-DAY RULE, anticipated cost impact of the rule, and legal cross-references. A row of dots in the text (. . . .) indicates that unaffected text was removed to conserve space.

A 120-DAY RULE is effective at the moment the Division of Administrative Rules receives the filing, or on a later date designated by the agency. A 120-DAY RULE is effective for 120 days or until it is superseded by a permanent rule.

Because 120-DAY RULES are effective immediately, the law does not require a public comment period. However, when an agency files a 120-DAY RULE, it usually files a PROPOSED RULE at the same time, to make the requirements permanent. Comment may be made on the proposed rule. Emergency or 120-DAY RULES are governed by *Utah Code* Section 63-46a-7 (2001); and *Utah Administrative Code* Section R15-4-8.

Public Safety, Criminal Investigations and Technical Services, Criminal Identification **R722-300**

Concealed Firearm Permit Rule

NOTICE OF 120-DAY (EMERGENCY) RULE

DAR FILE No.: 30371
FILED: 08/28/2007, 16:36

RULE ANALYSIS

PURPOSE OF THE RULE OR REASON FOR THE CHANGE: The purpose of this emergency rule is to bring the Bureau of Criminal Identification (BCI) into compliance with the statutory requirements of Section 53-5-704.

SUMMARY OF THE RULE OR CHANGE: This emergency rulemaking clarifies the necessity and scope of the background check required in Subsection R722-300-4(D). At Subsection R722-300-6(B), the change removes the possibility to use a hunting permit by nonresident aliens to apply for a concealed weapons permit. A new Section R722-300-4a is added which outlines the qualification necessary to purchase and possess a firearm. (DAR NOTE: A corresponding proposed amendment is under DAR No. 30379 in this issue, September 15, 2007, of the *Utah State Bulletin*.)

STATE STATUTORY OR CONSTITUTIONAL AUTHORIZATION FOR THIS RULE: Section 53-5-704

ANTICIPATED COST OR SAVINGS TO:

❖ **THE STATE BUDGET:** There will be no net costs to the state budget. Any loss of revenue from permits no longer issued

will be recouped in time saved from processing fewer permit applications.

❖ **LOCAL GOVERNMENTS:** Local government does not issue concealed weapons permits, thus is not affected by this emergency rule.

❖ **SMALL BUSINESSES AND PERSONS OTHER THAN BUSINESSES:** Individuals, not small businesses or other persons, apply for permits. There is no monetary cost or savings for individuals. The emergency rule tightens application conditions only.

COMPLIANCE COSTS FOR AFFECTED PERSONS: Individuals, not other persons, apply for permits. There is no monetary cost or savings for individuals. The emergency rule tightens application conditions only.

COMMENTS BY THE DEPARTMENT HEAD ON THE FISCAL IMPACT THE RULE MAY HAVE ON BUSINESSES: There will be no additional cost to any party or to the Department. Scott T. Duncan, Commissioner

EMERGENCY RULE REASON AND JUSTIFICATION: REGULAR RULEMAKING PROCEDURES WOULD place the agency in violation of federal or state law.

Currently BCI is issuing concealed weapon permits to nonresident aliens upon submission of a hunting permit but without the required background check. This is not in consonance with Section 53-5-704.

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

PUBLIC SAFETY
CRIMINAL INVESTIGATIONS AND TECHNICAL
SERVICES, CRIMINAL IDENTIFICATION
3888 W 5400 S
TAYLORSVILLE UT 84118, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Richard D. Wyss at the above address, by phone at 801-965-4794, by FAX at 801-366-0221, or by Internet E-mail at rwyss@utah.gov

THIS RULE IS EFFECTIVE ON: 08/28/2007

AUTHORIZED BY: Scott T Duncan, Commissioner

R722. Public Safety, Criminal Investigations and Technical Services, Criminal Identification.

R722-300. Concealed Firearm Permit Rule.

R722-300-4. Application For a Concealed Firearm Permit.

A. Application for a permit to carry a concealed firearm shall be made in writing to the Division on forms provided by the Division. An application package shall include:

1. a completed application form;
2. proof that the applicant is 21 years of age or older at the time application is made;
3. evidence of general familiarity with the types of firearms to be concealed, verified by a signed certificate from an approved firearms instructor;
4. one recent color photograph of passport quality, and
5. one completed fingerprint card.

B. An applicant shall pay a non-refundable processing fee of \$59.00 at the time the application is filed. This fee consists of \$35.00 mandated by Section 53-5-707 and a \$24.00 Federal Bureau of Investigation finger print processing fee. Payment may be in the form of cash, check, money order, or credit card. The Division is not responsible for cash lost in the mail.

C. An applicant may request an interview prior to submitting the application. The Division may require an interview subsequent to the submission of the application.

D. A background investigation shall be conducted on all applicants to determine if they are of good character as required by Section 53-5-704. ~~The~~ A background investigation shall consist of the following:

1. ~~Verifying~~ the accuracy of the application information;
2. In order to be eligible to receive a Utah concealed firearm permit, the Division must be able to check[ing] each and every[the] applicant's criminal history through local, state and national computer files which includes a background check of each of the following items (a) through (i). If the Division is unable to do a background check of each of the following items (a) through (i), or if information regarding criminal activity of an applicant is not available in the following items (a) through (i) the applicant shall not be eligible to receive a Utah concealed firearm permit.[:]
 - a. Utah computerized criminal history;
 - b. national crime information center (NCIC);
 - c. Utah law enforcement information network;
 - d. drivers license information;

- e. statewide warrants file;
- f. criminal justice juvenile files;
- g. criminal history expungement system;
- h. national instant check system (NICS); and
- i. immigration and naturalization service when applicable.

3. The fingerprint cards will be sent to the FBI for a review of the applicant's criminal history record pursuant to Sections 53-5-704 and 706.

E. The Division will review all the above information and approve or deny the application.

1. Notice of approval may be given by telephone or in writing.
2. Notice of denial shall be given in writing and shall state the reasons for denial.

F. Renewal of a permit to carry a concealed firearm is required every five years.

1. The renewal form is available from the Division or on the Bureau website.

2. A renewal applicant shall pay a non-refundable fee of \$10.00 as required by Section 53-5-707. Payment shall be in the form of cash, check, money order, or credit card. The Division is not responsible for cash lost in the mail.

G. A law enforcement officer as defined under Section 53-13-103 who has honorably retired from full-time employment within five years of making application shall be exempt from the following requirements:

1. one set of fingerprints.

R722-300-4a. Qualification to Purchase and Possess a Firearm.

For purposes of Subsection 53-5-704(2)(a)(viii), an applicant is qualified to purchase and possess a firearm, pursuant to Section 76-10-503 and federal law, if the applicant is qualified to purchase a firearm from a licensed federal firearms dealer and take immediate possession of the firearm in the State of Utah or another state once all federal and state requirements for purchase have been completed.

R722-300-6. Non-Resident and Non-U.S. Citizen Concealed Firearm Permit Applicants.

~~[A-]~~ Non-resident and Non-U.S. citizen applicants for a concealed firearm permit will be subject to the same application process and requirements as in-state applicants.

~~[—B- Non-U.S. citizen applicants must show proof of a hunting permit and or must meet standards of Federal Firearm Regulation.~~

]

KEY: concealed firearm permit

Date of Enactment or Last Substantive Amendment: August 28, 2007

Notice of Continuation: January 28, 2003

Authorizing, and Implemented or Interpreted Law: 53-5-704; 63-46b

◆ ————— ◆

FIVE-YEAR NOTICES OF REVIEW AND STATEMENTS OF CONTINUATION

Within five years of an administrative rule's original enactment or last five-year review, the responsible agency is required to review the rule. This review is designed to remove obsolete rules from the *Utah Administrative Code*.

Upon reviewing a rule, an agency may: repeal the rule by filing a PROPOSED RULE; continue the rule as it is by filing a NOTICE OF REVIEW AND STATEMENT OF CONTINUATION (NOTICE); or amend the rule by filing a PROPOSED RULE and by filing a NOTICE. By filing a NOTICE, the agency indicates that the rule is still necessary.

NOTICES are not followed by the rule text. The rule text that is being continued may be found in the most recent edition of the *Utah Administrative Code*. The rule text may also be inspected at the agency or the Division of Administrative Rules. NOTICES are effective when filed. NOTICES are governed by *Utah Code* Section 63-46a-9 (1998).

Administrative Services, Debt Collection **R21-1** Transfer of Collection Responsibility of State Agencies

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE NO.: 30374
FILED: 08/29/2007, 14:45

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 established pursuant to Subsections 63A-8-201(3)(m), 63A-8-201(6)(f), 63A-8-201(4)(g), 63A-8-201(7)(b), and Section 15-1-4, and the Office intent language and fees authorized by the Legislature in applicable laws. Subsection 63A-8-201(3)(m) authorizes the Office to establish procedures for writing off accounts receivable for accounting and collection purposes. Subsection 63A-8-201(7)(f) authorizes the Office to require state agencies to bill and make initial collection efforts of its receivables up to the time the accounts must be transferred. Subsection 63A-8-201(7)(a) authorizes the Office to require state agencies to transfer collection responsibility to the Office or its designee according to time limits specified by the Office. Subsection 63A-8-201(4)(g) authorizes the Office to establish: 1) a fee to cover administrative costs of collection; 2) a late penalty fee; 3) an interest charge; and 4) fees to collect accounts receivable for higher education by following the procedures and requirements of Section 63-38-3.2. Subsection 63A-8-201(6)(b) prohibits the Office from assessing the interest charge established by the Office under Subsection 63A-8-201(4)(g) on an account receivable subject to the postjudgment interest rate established by Section 15-1-4. Section 15-1-4 requires civil and criminal judgments of the district court and justice court to bear interest at the federal postjudgment interest rate and sets forth the procedures to be followed. The annual appropriation act authorizes the fees charged by the Office to collect accounts and provides

legislative intent language allowing the costs of collection to be collected from the debtor.

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 to establish the procedures by which agencies shall bill and make initial collection efforts according to a coordinated schedule, the method to be used by agencies to transfer their delinquent accounts receivable to the Office of State Debt Collection or its designee for additional collection action, write-off of receivables, and the procedures and allocation of costs of collection established pursuant to Subsections 63A-8-201(4)(g), 63A-8-201(6)(b), and Section R15-1-4, and by the Legislature in applicable laws. Therefore, this rule should be continued.

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

ADMINISTRATIVE SERVICES
DEBT COLLECTION
Room 5100 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:

Robert Johnson at the above address, by phone at 801-538-3347, by FAX at 801-538-3844, or by Internet E-mail at robjohnson@utah.gov

AUTHORIZED BY: David Johnson, Director

EFFECTIVE: 08/29/2007



Administrative Services, Debt Collection
R21-2

Office of State Debt Collection
Administrative Procedures

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 30375
FILED: 08/29/2007, 14:49

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: This rule establishes procedures for informal adjudicative proceedings as required by Sections 63-46b-4 and 63-46b-5 of the Utah Administrative Procedures Act.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The purpose of this rule is to establish the form of adjudicative proceedings, provide procedures and standards for the conduct of informal hearings, and provide procedures and standards for orders resulting from the administrative process. Therefore, this rule should be continued.

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

ADMINISTRATIVE SERVICES
DEBT COLLECTION
Room 5100 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:
Robert Johnson at the above address, by phone at 801-538-3347, by FAX at 801-538-3844, or by Internet E-mail at robjohnson@utah.gov

AUTHORIZED BY: David Johnson, Director

EFFECTIVE: 08/29/2007



Administrative Services, Debt Collection
R21-3

Debt Collection Through Administrative
Offset

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE NO.: 30376
FILED: 08/29/2007, 14:53

**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 established pursuant to Subsection 63A-8-204(2)(f), which authorizes the Office of State Debt Collection to establish by rule an implementation of the debt collection technique of administrative offset.

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 to establish procedures to be followed by agencies to reduce or eliminate accounts receivable through administrative offset of tax overpayments or state payments due to entities. Therefore, this rule should be continued.

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

ADMINISTRATIVE SERVICES
DEBT COLLECTION
Room 5100 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:
Robert Johnson at the above address, by phone at 801-538-3347, by FAX at 801-538-3844, or by Internet E-mail at robjohnson@utah.gov

AUTHORIZED BY: David Johnson, Director

EFFECTIVE: 08/29/2007



Health, Administration
R380-1
 Petitions for Department Declaratory
 Orders

**FIVE YEAR NOTICE OF REVIEW AND
 STATEMENT OF CONTINUATION**

DAR FILE NO.: 30336
 FILED: 08/20/2007, 16:07

**NOTICE OF REVIEW AND
 STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: This rule is required by Section 63-46b-21, which requires each agency to issue rules governing declaratory orders for the rules under the jurisdiction of the agency.

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 must be continued for the Department of Health to comply with the requirements of Section 63-46b-21.

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

HEALTH
 ADMINISTRATION
 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:
 Lyle Odendahl at the above address, by phone at 801-538-6878, by FAX at 801-538-6306, or by Internet E-mail at lyleodendahl@utah.gov

AUTHORIZED BY: David N. Sundwall, Executive Director

EFFECTIVE: 08/20/2007



Health, Administration
R380-5
 Petitions for Declaratory Orders on
 Orders Issued by Committees

**FIVE YEAR NOTICE OF REVIEW AND
 STATEMENT OF CONTINUATION**

DAR FILE NO.: 30337
 FILED: 08/20/2007, 16:13

**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 required by Section 63-46b-21, which requires each agency to issue rules governing declaratory orders for the rules under the jurisdiction of the agency.

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 must be continued for the committees within the Department of Health that have rule making authority to comply with the requirements of Section 63-46b-21.

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

HEALTH
 ADMINISTRATION
 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:
 Lyle Odendahl at the above address, by phone at 801-538-6878, by FAX at 801-538-6306, or by Internet E-mail at lyleodendahl@utah.gov

AUTHORIZED BY: David N. Sundwall, Executive Director

EFFECTIVE: 08/20/2007



Health, Administration
R380-10
 Informal Adjudicative Proceedings

**FIVE YEAR NOTICE OF REVIEW AND
 STATEMENT OF CONTINUATION**

DAR FILE NO.: 30338
 FILED: 08/20/2007, 16:30

**NOTICE OF REVIEW AND
 STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS

AUTHORIZE OR REQUIRE THE RULE: This rule is authorized by Sections 26-1-5, 26-1-17, and 26-1-24; and Title 63, Chapter 46b, which authorize rules and their implementation, including the conduct of administrative proceedings necessary to enforce the provisions of the Utah Health Code, Title 26, and the rules authorized or required by Title 26 and by the Utah Administrative Procedures Act, Title 63, Chapter 46b.

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 must be continued so that the Department of Health can continue to meet its obligations to enforce the provisions of the Utah Health Code using administrative proceedings that comply with the Utah Administrative Procedures Act.

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

HEALTH
ADMINISTRATION
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:
Lyle Odendahl at the above address, by phone at 801-538-6878, by FAX at 801-538-6306, or by Internet E-mail at lyleodendahl@utah.gov

AUTHORIZED BY: David N. Sundwall, Executive Director

EFFECTIVE: 08/20/2007



Health, Administration
R380-100
Americans with Disabilities Act
Grievance Procedures

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR File No.: 30339
FILED: 08/20/2007, 16:47

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: This rule is promulgated under authority of Section 26-1-17 which authorizes the Utah Department of Health (UDOH) to prescribe rules necessary for the administration of the UDOH. 28 CFR 35.107 requires

UDOH, as a public entity that employs more than 50 persons, to adopt and publish grievance procedures for the prompt and equitable resolution of complaints alleging any action prohibited by Title II of the Americans with Disabilities Act of 1990. Subsection 63-46a-3(2) requires that the adoption and application of that grievance procedure be done by rule.

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 for UDOH to remain in compliance with 28 CFR 35.107 which requires the UDOH, as a public entity that employs more than 50 persons, to adopt and publish grievance procedures for the prompt and equitable resolution of complaints alleging any action prohibited by Title II of the Americans with Disabilities Act of 1990 and 28 CFR Part 35. Therefore, this rule should be continued.

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

HEALTH
ADMINISTRATION
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:
Lyle Odendahl at the above address, by phone at 801-538-6878, by FAX at 801-538-6306, or by Internet E-mail at lyleodendahl@utah.gov

AUTHORIZED BY: David N. Sundwall, Executive Director

EFFECTIVE: 08/20/2007



Human Services, Aging and Adult
Services
R510-1
Authority and Purpose

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR File No.: 30340
FILED: 08/21/2007, 11:42

**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: This rule lists the state and federal statutes requiring and authorizing the existence of the

Division of Adult and Aging Services. These statutes include the following: a) Older Americans Act, Pub. L. No. 106-501, 42 U.S.C. Section 3001 et seq.; b) Utah Division of Aging and Adult Services, Section 62A, Chapter 3, Parts 101 (which requires the division to exist) and 104 (which authorizes the division to designate planning and Area Agencies, develop a state plan, and take primary responsibility for state activities relating to the Older Americans Act); c) Workforce Investment Act of 1998, 29 U.S.C. 2801 et seq.; and d) Social Services Block Grant, 45 CFR Parts 16, 74, and 96.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The statutes requiring this rule (see above) remain in effect and as a result, the rule must also remain in effect. Further, all of the other rules regarding the Division of Aging and Adult Services are dependent on this rule to remain in effect. Therefore, this rule should be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
 HUMAN SERVICES
 AGING AND ADULT SERVICES
 Room 325
 120 N 200 W
 SALT LAKE CITY UT 84103-1500, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007

AUTHORIZE OR REQUIRE THE RULE: This rule lists the various factors that are to be considered in the funding formula for distributing state and federal funding to the Area Agencies on Aging as per the Older Americans Act, 45 CFR Subchapter C, Part 1321.37 and with Section 62A-3-108, which mandates the division to develop funding formulas in keeping with the Older Americans Act and which requires the division to distribute funding the local area agencies in keeping with those formulas.

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: There has been no opposition to the rule. The rule is necessary to ensure funding is divided equitably and as agreed to by the directors of the Area Agencies on Aging and as required by the Older Americans Act, 45 CFR Subchapter C, Part 1321.37 and with Section 62A-3-108. Therefore, this rule should be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
 HUMAN SERVICES
 AGING AND ADULT SERVICES
 Room 325
 120 N 200 W
 SALT LAKE CITY UT 84103-1500, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007



Human Services, Aging and Adult Services
R510-100
 Funding Formulas

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION
 DAR FILE NO.: 30342
 FILED: 08/21/2007, 11:45

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS



Human Services, Aging and Adult Services
R510-101
 Carryover Policy for Title III: Grants for State and Community Programs on Aging

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION
 DAR FILE NO.: 30343
 FILED: 08/21/2007, 11:46

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 clarifies the process for rolling unused program funds from one fiscal year to the next. These requirements are outlined in Federal regulation, 45 CFR Chapter XIII Subchapter C, Part 1321.37.

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: There has been no opposition to the rule. The rule ensures state compliance with Federal regulation 45 CFR, Chapter XIII Subchapter C, Part 1321.37. Therefore, this rule should be continued.

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

HUMAN SERVICES
AGING AND ADULT SERVICES
Room 325
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007

◆ ————— ◆
Human Services, Aging and Adult Services
R510-102
Amendments to Area Plan and Management Plan

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 30341
FILED: 08/21/2007, 11:43

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 indicates amendments to the Annual Plans of the Area Agencies on

Aging can only be made with approval of the Division and that any amendments need to be comply with the format and instructions given by the Division as indicated by Section 62A-3-104 and the Older Americans Act. Parts 104.1, 104.2 and 104.3 require the Division to over see contracts with local area agencies, develop funding distribution formulas, and oversee background checks for personal care attendants.

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: There has been no opposition to the rule. The rule is required to comply with Section 62A-3-104 and the Older Americans Act. Therefore, this rule should be continued.

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

HUMAN SERVICES
AGING AND ADULT SERVICES
Room 325
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007

◆ ————— ◆
Human Services, Aging and Adult Services
R510-103
Use of Senior Centers by Long-Term Care Facility Residents Participating in Activities Outside Their Planning and Service Area

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 30344
FILED: 08/21/2007, 11:48

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 explains that residents of long-term care facilities can utilize senior centers and programs even if they do not reside in the service area, provided they comply with program rules and pay any additional costs the center might incur due to the individual's participation as required by Subsection 62A-3-104(4) and Sections 62A-3-107 through 108, which require local area agencies to allow long-term care facilities to participate in center activities.

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: There has been no opposition to the rule. The rule clarifies the amendment process that has been agreed upon with the Area Agencies on Aging and ensures state compliance with Subsections 62A-3-104(4) and Sections 62A-3-107 through 108, as well as the older Americans Act. Therefore, this rule should be continued.

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

HUMAN SERVICES
AGING AND ADULT SERVICES
Room 325
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007



Human Services, Aging and Adult
Services
R510-106
Minimum Percentages of Older
Americans Act, Title III Part B: State
and Supportive Services Funds

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**
DAR FILE NO.: 30345
FILED: 08/21/2007, 11:50

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: The rule outlines minimum spending of Title IIIB funding on the categories of Access Services, In-Home Services, and Legal Assistance, as indicated in Section 62A-3-104, which authorizes and requires the division to comply with the Older Americans Act. This definition is included in the Older Americans Act and therefore is a requirement of Section 62A-3-104.

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: There has been no opposition to the rule and the division feels it should continue. The rule codifies the requirements of the Older Americans Act in providing minimum levels of the services indicated.

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

HUMAN SERVICES
AGING AND ADULT SERVICES
Room 325
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007



Human Services, Aging and Adult
Services
R510-107
Title V Senior Community Service
Employment Program Standards and
Procedures

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**
DAR FILE NO.: 30346
FILED: 08/21/2007, 11:51

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: The rule records the Senior Community Service Employment Program (SCSEP) mission statement and provides the reference for the section of the Older Americans Act. Section 62A-3-104 gives the division the authority and the requirement to comply with the Older Americans Act, in this case with regard to the SCSEP program as mandated by the Act.

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: There has been no opposition to the rule and the division feels it should continue. The rule codifies the requirements of the SCSEP program found in Section 62A-3-104 of the Older Americans Act.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
 HUMAN SERVICES
 AGING AND ADULT SERVICES
 Room 325
 120 N 200 W
 SALT LAKE CITY UT 84103-1500, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007



Human Services, Aging and Adult Services
R510-108
 Definition of Rural for Title III: Grants for State and Community Programs on Aging Reporting under the Older Americans Act

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION
 DAR FILE NO.: 30347
 FILED: 08/21/2007, 11:52

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: This rule defines the term "rural" with regard to Title III reporting as indicated in Older Americans Act. Section 62A-3-104 authorizes and requires the Division to comply with the Older American's Act, which includes the definition of "rural" listed above.

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: There has been no opposition to the rule. The rule codifies the term "rural" to ensure compliance with Section 62A-3-104 of the Older Americans Act. Therefore, this rule should be continued.

THE FULL TEXT OF THIS RULE MAY BE INSPECTED, DURING REGULAR BUSINESS HOURS, AT:
 HUMAN SERVICES
 AGING AND ADULT SERVICES
 Room 325
 120 N 200 W
 SALT LAKE CITY UT 84103-1500, or
 at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
 Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007



Human Services, Aging and Adult Services
R510-109
 Definition of Significant Population of Older Native Americans

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION
 DAR FILE NO.: 30348
 FILED: 08/21/2007, 11:54

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 defines what is

meant by "significant population of older Native Americans," as indicated in Section 62A-3-104, which authorizes and requires the division to comply with the Older Americans Act. This definition is included in the Older Americans Act and therefore, is a requirement of Section 62A-3-104.

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: There has been no opposition to the rule. The rule clarifies what the division considers to be a "significant population of older Native Americans" as indicated in Section 62A-3-104 of the Older Americans Act. Therefore, this rule should be continued.

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

HUMAN SERVICES
AGING AND ADULT SERVICES
Room 325
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007



Human Services, Aging and Adult
Services
R510-110
Policy Regarding Contractual
Involvements of Area Agencies on
Aging for Private Eldercare and Case
Management Services

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 30349
FILED: 08/21/2007, 11:55

**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: The rule prescribes how and

when an Area Agency on Aging can contract with a provider for eldercare and case management services indicated in Section 62A-3-104, which authorizes and requires the division to comply with the Older Americans Act. This definition is included in the Older Americans Act and therefore, is a requirement of Section 62A-3-104.

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: There has been no opposition to the rule. The rule outlines the generally accepted way in which Area Agencies on Aging can contract with providers of eldercare and case management services utilized by Area Agency clients and lists provisions to maintain compliance with Section 62A-3-104 of the Older Americans Act. Therefore, this rule should be continued.

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

HUMAN SERVICES
AGING AND ADULT SERVICES
Room 325
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007



Human Services, Aging and Adult
Services
R510-111
Policy on Use of State Funding for
Travel Expenses to Assist the National
Senior Service Corps (NSSC)

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 30350
FILED: 08/21/2007, 11:56

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS

AUTHORIZE OR REQUIRE THE RULE: The rule clarifies when it is appropriate to utilize state funds in order to cover travel expenses of volunteers participating in National Senior Service Corps (NSSC) activities as indicated in Section 62A-3-104, which authorizes and requires the division to comply with the Older Americans Act. This definition is included in the Older Americans Act and therefore, is a requirement of Section 62A-3-104.

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: There has been no opposition to the rule and allows the division to comply with Section 62A-3-104 of the Older Americans Act. Therefore, this rule should be continued.

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

HUMAN SERVICES
AGING AND ADULT SERVICES
Room 325
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007



**Human Services, Aging and Adult
Services
R510-200
Long-Term Care Ombudsman Program
Policy**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 30351
FILED: 08/21/2007, 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: The rule contains the policies and procedures relating to the division's Long-Term Care

Ombudsman program as dictated by the Older Americans Act (OAA) Title VII: Allotments for Vulnerable Elder Rights Protection Activities and Sections 62A-3-201 to 62A-3-208, and 62A-3-104.

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: There has been no opposition to the rule. The Long-Term Ombudsman program is an important tool in ensuring the safety and quality of life of Utahans in care facilities. The division feels the rule should continue, although it intends to submit changes that will update the rule to reflect program changes that have been made and to bring the rule into compliance with recent legislative changes as well as with OAA Title VII: Allotments for Vulnerable Elder Rights Protection Activities and Sections 62A-3-201 to 62A-3-208, and 62A-3-104.

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

HUMAN SERVICES
AGING AND ADULT SERVICES
Room 325
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:

Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007



**Human Services, Aging and Adult
Services
R510-302
Adult Protective Services**

**FIVE YEAR NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

DAR FILE No.: 30352
FILED: 08/21/2007, 11:58

**NOTICE OF REVIEW AND
STATEMENT OF CONTINUATION**

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: The division is authorized by Section 62-A-107 to establish administrative rules. Section

62A-3-301 et seq. authorizes the division to provide Adult Protective Services. The purpose of this rule is to define services provided by the Adult Protective Services Unit. It also establishes procedures by which this program will operate.

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: There has been no opposition to the rule and Adult Protective Services' functions are critical to the protection of Utah's most vulnerable seniors, in addition to being required and by Section 62A-3-301 of the Older Americans Act. The division will be submitting some changes to the existing rule to bring it into compliance with legislative clarifications and improved practices. Therefore, this rule should be continued.

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

HUMAN SERVICES
AGING AND ADULT SERVICES
Room 325
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007



Human Services, Aging and Adult Services
R510-400
Home and Community Based Alternatives Services Policy and Procedures

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION
DAR FILE NO.: 30353
FILED: 08/21/2007, 12:00

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 62A-3-107 authorizes the division to use rules to establish procedures and policies. Home and Community-Based Alternatives Services are part of the services provided in accordance with Section 62A-3-104 and the Older Americans Act, Title III B and Title III D. This rule clarifies the policy and procedures for implementing these services.

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: There has been no opposition to the rule. The statutory requirements to provide services remains and the division feels it should continue. However, the division is also currently working with a number of representatives of the Utah Association of Area Agencies on Aging to update the rules, given that the last update occurred close to ten years ago. As a result, the Division will propose changing the rule in conjunction with the five-year review.

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

HUMAN SERVICES
AGING AND ADULT SERVICES
Room 325
120 N 200 W
SALT LAKE CITY UT 84103-1500, or
at the Division of Administrative Rules.

DIRECT QUESTIONS REGARDING THIS RULE TO:
Nels Holmgren at the above address, by phone at 801-538-3921, by FAX at 801-538-4395, or by Internet E-mail at NHOLMGREN@utah.gov

AUTHORIZED BY: Alan Ormsby, Director

EFFECTIVE: 08/21/2007



Human Services, Recovery Services
R527-257
Enforcing Child Support When the Obligor is Incarcerated

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION
DAR FILE NO.: 30354
FILED: 08/22/2007, 12:39

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 62A-11-320 allows the Office of Recovery Services to set or reset a schedule of payments at any time consistent with the income, earning capacity, and resources of the noncustodial parent and refers to rules adopted by the Office to establish payment schedules.

Section 78-45-7 deals with determination of the amount of prospective support, use of guidelines in making that determination, and the effect of a substantial change in circumstances. This rule establishes the criteria for setting a support payment amount when the noncustodial parent is incarcerated and no order exists, and specifies that when a support award exists it is not subject to adjustment (due to the change of circumstances created by the incarceration) and shall accrue as ordered. This rule helps define "substantial change" by excluding the situation where the noncustodial parent's income is reduced due to incarceration.

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 needs to be continued because state statute references rules which establish payment schedules and this is the rule which addresses setting and collecting support payments when the noncustodial parent is incarcerated. It also clarifies that incarceration, even for an extended period of time, is not to be considered a substantial change in circumstances requiring downward adjustment of a support award. In addition, this rule clarifies that while the Office of Recovery Services may set or reset a noncustodial parent's schedule of payments when the noncustodial parent is incarcerated, it is necessary to first review the noncustodial parent's circumstances with a Department of Corrections caseworker before proceeding with collection actions.

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

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

DIRECT QUESTIONS REGARDING THIS RULE TO:

LeAnn Wilber at the above address, by phone at 801-536-8950, by FAX at 801-536-8833, or by Internet E-mail at lwilber@utah.gov

AUTHORIZED BY: Mark Brasher, Director

EFFECTIVE: 08/22/2007



Human Services, Recovery Services **R527-258** Enforcing Child Support When the Obligor is an Ex-Prisoner or in a Treatment Program

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE NO.: 30355
FILED: 08/22/2007, 12:42

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: Section 78-45-7 affirms that the current support amount granted by court order is the noncustodial parent's prospective obligation unless there has been a substantial change of circumstances or an adjustment of the obligation has been made by the court or under self-execution provision in the order. It also provides for the use of the child support guidelines when establishing or modifying a prospective support award unless the court finds reason to rebut the guidelines. Section 62A-11-320 address establishment of support payment schedules by the Office of Recovery Services and the condition under which a noncustodial parent may contest a schedule of payments established by the Office. These statutes which govern the amount of a noncustodial parent current obligation and payments that may be required on past-due support are the basis for this rule which deals with IV-A child support debts which may accrue during a period of incarceration and the nature of the payments required twelve months following incarceration. The rule also clarifies that the statutory provision allowing the Office to reassess the payment amounts is in effect during the entire 12-month period including the first 6 months of that period in which no enforcement action is allowed. Section 62A-11-320 also allows the Office to forgive the IV-A portion of the noncustodial parent's past-due support which may accrue during a period of incarceration if the noncustodial parent makes payments as required, including reassessed amounts, during the 12-month period following incarceration.

SUMMARY OF WRITTEN COMMENTS RECEIVED DURING AND SINCE THE LAST FIVE YEAR REVIEW OF THE RULE FROM INTERESTED PERSONS SUPPORTING OR OPPOSING THE RULE: No written comments have been received.

REASONED JUSTIFICATION FOR CONTINUATION OF THE RULE, INCLUDING REASONS WHY THE AGENCY DISAGREES WITH COMMENTS IN OPPOSITION TO THE RULE, IF ANY: The underlying statutes are still in effect and the program providing for the discharge of the IV-A debt when support payments are made as required the year following incarceration is still beneficial from a child support enforcement perspective, as well as a corrections perspective. Therefore, this rule should be continued.

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

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

DIRECT QUESTIONS REGARDING THIS RULE TO:

LeAnn Wilber at the above address, by phone at 801-536-8950, by FAX at 801-536-8833, or by Internet E-mail at lwilber@utah.gov

AUTHORIZED BY: Mark Brasher, Director

EFFECTIVE: 08/22/2007



Human Services, Recovery Services **R527-330** Posting Priority of Payments Received

FIVE YEAR NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

DAR FILE No.: 30356
FILED: 08/22/2007, 12:44

NOTICE OF REVIEW AND STATEMENT OF CONTINUATION

CONCISE EXPLANATION OF THE PARTICULAR STATUTORY PROVISIONS UNDER WHICH THE RULE IS ENACTED AND HOW THESE PROVISIONS AUTHORIZE OR REQUIRE THE RULE: This rule is enacted under Section 62A-11-107, which authorizes the Office of Recovery Services to adopt, amend, and enforce rules necessary to appropriately carry out its duties. This rule enables the Office to establish a system for posting payment received when the noncustodial parent has not given instructions or made arrangements for the posting of his/her payments when more

than one case is involved. It also clarifies that the Office must first apply support payments to current support obligation before applying them to past-due support debts.

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 requires an organized approach to dealing with support payment paid to the Office of Recovery Services and makes current support the first priority for payments not designated by the noncustodial parent, so when payments are made families that are not receiving IV-A case assistance from the State can expect to receive financial support for their current family needs. It also allows the State to recover money that has been expended in IV-A cash assistance to families. Therefore, this rule should be continued.

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

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

DIRECT QUESTIONS REGARDING THIS RULE TO:

LeAnn Wilber at the above address, by phone at 801-536-8950, by FAX at 801-536-8833, or by Internet E-mail at lwilber@utah.gov

AUTHORIZED BY: Mark Brasher, Director

EFFECTIVE: 08/22/2007



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*. Statute permits an agency to make a rule effective "on any date specified by the agency that is no fewer than seven calendar days after the close of the public comment period . . . , nor more than 120 days after the publication date." Subsection 63-46a-4(9).

Abbreviations

AMD = Amendment
CPR = Change in Proposed Rule
NEW = New Rule
R&R = Repeal and Reenact
REP = Repeal

Administrative Services

Administrative Rules

No. 30112 (AMD): R15-4-10. Estimates of Anticipated Cost or Savings, and Compliance Costs.
Published: July 15, 2007
Effective: August 24, 2007

Finance

No. 29953 (AMD): R25-7-6. Travel-Related Reimbursements for State Employees.
Published: June 15, 2007
Effective: August 20, 2007

Alcoholic Beverage Control

Administration

No. 30166 (AMD): R81-1-6. Violation Schedule.
Published: July 15, 2007
Effective: August 27, 2007

Commerce

Occupational and Professional Licensing

No. 30113 (AMD): R156-3a. Architect Licensing Act Rules.
Published: July 15, 2007
Effective: August 23, 2007

No. 30158 (AMD): R156-11a. Cosmetologist/Barber, Esthetician, Electrologist and Nail Technician Licensing Act Rule.
Published: July 15, 2007
Effective: August 21, 2007

Natural Resources

Geological Survey

No. 30103 (NEW): R638-2. Renewable Energy Systems Tax Credits.
Published: July 1, 2007
Effective: August 31, 2007

No. 30159 (NEW): R638-3. Energy Efficiency Fund.
Published: July 15, 2007
Effective: August 31, 2007

Parks and Recreation

No. 30156 (AMD): R651-611-2. Day Use Entrance Fees.
Published: July 15, 2007
Effective: August 21, 2007

Public Service Commission

Administration

No. 30115 (AMD): R746-420-2. Requests for Waiver of a Solicitation Process.
Published: July 15, 2007
Effective: August 28, 2007

No. 30114 (AMD): R746-430. Procedural and Informational Requirements for Action Plans and Significant Energy Resource Review and Approval.
Published: July 15, 2007
Effective: August 28, 2007

Regents (Board Of)

No. 30165 (AMD): R765-607. Utah Higher Education Tuition Assistance Program.
Published: July 15, 2007
Effective: August 22, 2007

Tax Commission

Auditing

No. 30137 (AMD): R865-19S-38. Isolated and Occasional Sales Pursuant to Utah Code Ann. Section 59-12-104.
Published: July 15, 2007
Effective: August 21, 2007

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, 2007, including notices of effective date received through August 31, 2007, the effective dates of which are no later than September 15, 2007. 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. Bulletin issue information and effective date information presented in the index are, to the best of our knowledge, complete and accurate. If you have any questions regarding the index and the information it contains, please contact Nancy Lancaster (801 538-3218), Mike Broschinsky (801 538-3003), or Kenneth A. Hansen (801 538-3777).

A copy of the *Rules Index* is available for public inspection at the Division of Administrative Rules (4120 State Office Building, Salt Lake City, UT), or may be viewed online at the Division's web site (<http://www.rules.utah.gov/>).

RULES INDEX - BY AGENCY (CODE NUMBER)

ABBREVIATIONS

AMD = Amendment	NSC = Nonsubstantive rule change
CPR = Change in proposed rule	REP = Repeal
EMR = Emergency rule (120 day)	R&R = Repeal and reenact
NEW = New rule	5YR = Five-Year Review
EXD = Expired	

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Administrative Services					
<u>Administration</u>					
R13-2	Access to Records	29771	5YR	04/02/2007	2007-8/119
R13-2	Access to Records	29772	AMD	05/22/2007	2007-8/3
<u>Administrative Rules</u>					
R15-3-5	Statutory Provisions that Require Rulemaking Pursuant to Subsection 63-46a-4(11)	29554	AMD	04/30/2007	2007-6/5
R15-4-10	Estimates of Anticipated Cost or Savings, and Compliance Cost	30111	EMR	07/01/2007	2007-14/38
R15-4-10	Estimates of Anticipated Cost or Savings, and Compliance Costs	30112	AMD	08/24/2007	2007-14/3
<u>Debt Collection</u>					
R21-1	Transfer of Collection Responsibility of State Agencies	30374	5YR	08/29/2007	2007-18/71
R21-1	Transfer of Collection Responsibility of State Agencies (5YR EXTENSION)	29917	NSC	08/29/2007	Not Printed

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R21-2	Office of State Debt Collection Administrative Procedures	30375	5YR	08/29/2007	2007-18/72
R21-2	Office of State Debt Collection Administrative Procedures (5YR EXTENSION)	29918	NSC	08/29/2007	Not Printed
R21-3	Debt Collection Through Administrative Offset	30376	5YR	08/29/2007	2007-18/72
R21-3	Debt Collection Through Administrative Offset (5YR EXTENSION)	29919	NSC	08/29/2007	Not Printed
<u>Facilities Construction and Management</u>					
R23-1	Procurement of Construction	29965	5YR	05/24/2007	2007-12/59
R23-19	Facility Use Rules	29964	5YR	05/24/2007	2007-12/59
R23-19	Facility Use Rule	29812	R&R	06/07/2007	2007-9/3
R23-20	Free Speech Activities	29811	NEW	06/07/2007	2007-9/11
R23-25	Administrative Rules Adjudicative Proceedings	29474	AMD	04/11/2007	2007-4/2
<u>Finance</u>					
R25-7	Travel-Related Reimbursements for State Employees	29910	AMD	07/03/2007	2007-10/3
R25-7-6	Travel-Related Reimbursements for State Employees	29953	AMD	08/20/2007	2007-12/6
R25-14	Payment of Attorneys Fees in Death Penalty Cases	29424	5YR	01/17/2007	2007-4/54
<u>Fleet Operations</u>					
R27-4	Vehicle Replacement and Expansion of State Fleet	30212	5YR	07/25/2007	2007-16/57
R27-5	Fleet Tracking	29457	5YR	01/29/2007	2007-4/54
R27-6	Fuel Dispensing Program	29515	5YR	02/14/2007	2007-5/19
R27-8	State Vehicle Maintenance Program	29534	5YR	02/21/2007	2007-6/36
R27-10	Identification Mark for State Motor Vehicles	29939	5YR	05/14/2007	2007-11/84
<u>Fleet Operations. Surplus Property</u>					
R28-1	State Surplus Property Disposal	29550	5YR	02/26/2007	2007-6/36
R28-7	Surplus Property Rate Schedule	29946	5YR	05/15/2007	2007-11/84
<u>Records Committee</u>					
R35-2-2	Declining Requests for Hearings	29081	AMD	01/05/2007	2006-20/2
<u>Risk Management</u>					
R37-1	Risk Management General Rules	30046	5YR	06/08/2007	2007-13/140
R37-2	Risk Management State Workers' Compensation Insurance Administration	30047	5YR	06/08/2007	2007-13/140
R37-3	Risk Management Adjudicative Proceedings	30048	5YR	06/08/2007	2007-13/141
Agriculture and Food					
<u>Administration</u>					
R51-2	Administration Procedures for Informal Proceedings Before the Utah Department of Agriculture and Food	29405	5YR	01/11/2007	2007-3/56
<u>Animal Industry</u>					
R58-1	Admission and Inspection of Livestock, Poultry, and Other Animals	29506	5YR	02/08/2007	2007-5/19
R58-1	Admission and Inspection of Livestock, Poultry, and Other Animals	29912	AMD	08/07/2007	2007-11/4
R58-6	Poultry	29504	5YR	02/08/2007	2007-5/20
R58-8	Testing and Vaccination of Bovine Livestock for Brucellosis Control (5YR EXTENSION)	29512	NSC	06/07/2007	Not Printed
R58-8	Testing and Vaccination of Bovine Livestock for Brucellosis Control	30041	5YR	06/07/2007	2007-13/142

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R58-8	Testing and Vaccination of Bovine Livestock for Brucellosis Control	30045	REP	08/07/2007	2007-13/3
R58-18	Elk Farming	29505	5YR	02/08/2007	2007-5/20
R58-19	Compliance Procedures.	30439	5YR	09/12/2007	Not Printed
R58-22	Equine Infectious Anemia (EIA)	29503	5YR	02/08/2007	2007-5/21
R58-23	Equine Viral Arteritis (EVA)	29342	NEW	02/28/2007	2007-1/5
<u>Plant Industry</u>					
R68-19	Compliance Procedures	29453	5YR	01/29/2007	2007-4/55
R68-20	Utah Organic Standards	29347	AMD	02/28/2007	2007-1/6
<u>Regulatory Services</u>					
R70-201	Compliance Procedures	29492	5YR	02/02/2007	2007-5/21
R70-320	Minimum Standards for Milk for Manufacturing Purposes, its Production and Processing	29507	5YR	02/08/2007	2007-5/22
R70-330	Raw Milk for Retail	30100	AMD	08/07/2007	2007-13/3
R70-350	Ice Cream and Frozen Dairy Foods Standards	29499	5YR	02/05/2007	2007-5/22
R70-360	Procedure for Obtaining a License to Test Milk for Payment	29500	5YR	02/05/2007	2007-5/23
R70-530	Food Protection	29632	5YR	03/12/2007	2007-7/149
R70-550	Utah Inland Shellfish Safety Program	29970	NEW	08/07/2007	2007-12/7
R70-560	Inspection and Regulation of Cottage Food Production Operations	30062	NEW	08/07/2007	2007-13/7
Alcoholic Beverage Control					
<u>Administration</u>					
R81-1-3	General Policies	29881	AMD	06/29/2007	2007-10/6
R81-1-3	General Policies	30168	NSC	07/30/2007	Not Printed
R81-1-6	Violation Schedule	29439	AMD	03/30/2007	2007-4/4
R81-1-6	Violation Schedule	30166	AMD	08/27/2007	2007-14/4
R81-1-21	Beer Advertising in Event Venues	30169	NSC	07/30/2007	Not Printed
R81-1-25	Sexually-Oriented Entertainers and Stage Approvals	29898	AMD	06/29/2007	2007-10/8
R81-1-26	Criminal History Background Checks	29440	AMD	03/30/2007	2007-4/6
R81-4D-1	Licensing	30167	NSC	07/30/2007	Not Printed
Attorney General					
<u>Administration</u>					
R105-2	Records Access and Management	30037	5YR	06/05/2007	2007-13/142
Capitol Preservation Board (State)					
<u>Administration</u>					
R131-3	Use of Magnetometers on Capitol Hill	29952	5YR	05/16/2007	2007-12/60
Commerce					
<u>Administration</u>					
R151-2	Government Records Access and Management Act Rules	29524	5YR	02/15/2007	2007-5/23
R151-3	Americans With Disabilities Act Rules	29903	5YR	05/01/2007	2007-10/105
R151-33	Pete Suazo Utah Athletic Commission Act Rule	29927	5YR	05/10/2007	2007-11/85
R151-33	Pete Suazo Utah Athletic Commission Act Rule	30164	NSC	07/05/2007	Not Printed
R151-35	Powersport Vehicle Franchise Act Rule	30195	5YR	07/13/2007	2007-15/61

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Consumer Protection</u>					
R152-6	Utah Administrative Procedures Act Rules	30118	5YR	06/22/2007	2007-14/42
R152-11	Utah Consumer Sales Practices Act	29470	5YR	02/01/2007	2007-4/55
R152-15	Business Opportunity Disclosure Act Rules	30119	5YR	06/22/2007	2007-14/42
R152-20	New Motor Vehicle Warranties	29862	5YR	04/26/2007	2007-10/105
R152-20-2	Definitions	29412	AMD	03/20/2007	2007-3/4
R152-22	Charitable Solicitations Act	29427	AMD	04/02/2007	2007-4/8
R152-22	Charitable Solicitations Act	30120	5YR	06/22/2007	2007-14/43
R152-23	Utah Health Spa Services	29238	AMD	01/23/2007	2006-24/3
R152-23	Utah Health Spa Services	30121	5YR	06/22/2007	2007-14/43
R152-26	Telephone Fraud Prevention Act	29379	AMD	02/23/2007	2007-2/3
R152-26	Telephone Fraud Prevention Act	29594	5YR	03/05/2007	2007-7/149
R152-34	Postsecondary Proprietary School Act Rules	29710	AMD	05/22/2007	2007-8/4
R152-34	Postsecondary Proprietary School Act Rules	30101	5YR	06/15/2007	2007-13/142
R152-42	Uniform Debt-Management Services Act Rules	29413	NEW	05/22/2007	2007-3/5
R152-42	Uniform Debt-Management Services Act Rules	29413	CPR	05/22/2007	2007-8/114
<u>Occupational and Professional Licensing</u>					
R156-1	General Rules of the Division of Occupational and Professional Licensing	29586	5YR	03/01/2007	2007-6/37
R156-1-102	Definitions	29555	NSC	03/09/2007	Not Printed
R156-3a	Architect Licensing Act Rules	30113	AMD	08/23/2007	2007-14/7
R156-9-302a	Qualifications for Licensure - Examination Requirements	29391	AMD	03/13/2007	2007-3/6
R156-11a	Cosmetologist/Barber, Esthetician, Electrologist, and Nail Technician Licensing Act Rules	29013	CPR	01/11/2007	2006-23/87
R156-11a	Cosmetologist/Barber, Esthetician, Electrologist and Nail Technician Licensing Act Rules	29013	AMD	01/11/2007	2006-19/5
R156-11a	Cosmetologist/Barber, Esthetician, Electrologist, and Nail Technician Licensing Act Rules	29432	AMD	03/27/2007	2007-4/9
R156-11a	Cosmetologist/Barber, Esthetician, Electrologist and Nail Technician Licensing Act Rule	29810	5YR	04/12/2007	2007-9/33
R156-11a	Cosmetologist/Barber, Esthetician, Electrologist and Nail Technician Licensing Act Rule	30158	AMD	08/21/2007	2007-14/10
R156-16a	Optometry Practice Act Rules	29871	5YR	04/26/2007	2007-10/106
R156-17b	Pharmacy Practice Act Rules	29770	AMD	05/24/2007	2007-8/8
R156-22	Professional Engineers and Professional Land Surveyors Licensing Act Rules	29355	AMD	02/22/2007	2007-2/3
R156-24a	Physical Therapist Practice Act Rules	29459	5YR	01/30/2007	2007-4/56
R156-26a	Certified Public Accountant Licensing Act Rules	29473	5YR	02/01/2007	2007-4/56
R156-28	Veterinary Practice Act Rules	29472	5YR	02/01/2007	2007-4/57
R156-37	Utah Controlled Substance Act Rules	29696	5YR	03/15/2007	2007-7/150
R156-40-302c	Qualifications for Licensure - Examination Requirements	29825	NSC	04/26/2007	Not Printed
R156-40a	Athletic Trainer Licensing Act Rule	29353	NEW	02/22/2007	2007-2/9
R156-41	Speech-Language Pathology and Audiology Licensing Act Rules	29471	5YR	02/01/2007	2007-4/57
R156-42a	Occupational Therapy Practice Act Rules	29356	AMD	02/22/2007	2007-2/11
R156-54	Radiology Technologist and Radiology Practical Technician Licensing Act Rules	29396	5YR	01/09/2007	2007-3/56

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R156-56	Utah Uniform Building Standard Act Rules	29120	AMD	01/01/2007	2006-21/5
R156-56	Utah Uniform Building Standard Act Rules	29122	AMD	01/01/2007	2006-21/33
R156-56	Utah Uniform Building Standard Act Rules	29357	NSC	01/01/2007	Not Printed
R156-56	Utah Uniform Building Standard Act Rules	29393	AMD	03/13/2007	2007-3/7
R156-56	Utah Uniform Building Standard Act Rules	29745	5YR	03/29/2007	2007-8/119
R156-56	Utah Uniform Building Standard Act Rules	29863	AMD	07/01/2007	2007-10/21
R156-56	Utah Uniform Building Standard Act Rules	30132	NSC	07/01/2007	Not Printed
R156-56	Utah Uniform Building Standard Act Rules	29866	AMD	07/01/2007	2007-10/10
R156-56-704	Statewide Amendments to the IBC	29078	AMD	03/27/2007	2006-20/10
R156-56-704	Statewide Amendments to the IBC	29078	CPR	03/27/2007	2007-4/48
R156-56-704	Statewide Amendments to the IBC	29865	AMD	07/01/2007	2007-10/25
R156-56-711	Statewide Amendments to the IRC	29075	AMD	01/01/2007	2006-20/13
R156-57	Respiratory Care Practices Act Rules	29354	AMD	02/22/2007	2007-2/12
R156-63	Security Personnel Licensing Act Rules	29915	AMD	07/19/2007	2007-11/8
R156-64	Deception Detection Examiners Licensing Act Rules	29803	5YR	04/09/2007	2007-9/33
R156-70a	Physician Assistant Practice Act Rules	29564	5YR	02/27/2007	2007-6/38
R156-71	Naturopathic Physician Practice Act Rules	29394	5YR	01/08/2007	2007-3/57
R156-72	Acupuncture Licensing Act Rules	29395	5YR	01/09/2007	2007-3/57
R156-72-302c	Informed Consent	29735	NSC	04/12/2007	Not Printed
R156-75	Genetic Counselor Licensing Act Rules	29397	5YR	01/09/2007	2007-3/58
R156-76	Professional Geologist Licensing Act Rules	29905	5YR	05/01/2007	2007-10/106
R156-78A	Prelitigation Panel Review Rules	29804	5YR	04/09/2007	2007-9/34
<u>Real Estate</u>					
R162-1	Authority and Definitions	29832	5YR	04/18/2007	2007-10/107
R162-1-2	Definitions	29738	AMD	05/30/2007	2007-8/18
R162-2	Exam and License Application Requirements	29831	5YR	04/18/2007	2007-10/107
R162-3	License Status Changes	29833	5YR	04/18/2007	2007-10/108
R162-3-6	Renewal and Reinstatement	29736	AMD	05/30/2007	2007-8/20
R162-4	Office Procedures - Real Estate Principal Brokerage	29834	5YR	04/18/2007	2007-10/108
R162-5	Property Management	29827	5YR	04/18/2007	2007-10/109
R162-5-1	Definition	30203	NSC	08/14/2007	Not Printed
R162-6	Licensee Conduct	29835	5YR	04/18/2007	2007-10/109
R162-6-1	Improper Practices	29769	AMD	05/30/2007	2007-8/23
R162-7	Enforcement	29851	5YR	04/19/2007	2007-10/110
R162-7-2	Notice of Complaint	29740	AMD	05/30/2007	2007-8/26
R162-8	Prelicensing Education	29836	5YR	04/18/2007	2007-10/110
R162-8	Prelicensing Education	29719	AMD	05/30/2007	2007-8/27
R162-9	Continuing Education	29224	AMD	01/17/2007	2006-23/3
R162-9	Continuing Education	29837	5YR	04/18/2007	2007-10/111
R162-9	Continuing Education	29718	AMD	05/30/2007	2007-8/33
R162-101	Authority and Definitions	29828	5YR	04/18/2007	2007-10/111
R162-102	Application Procedures	29523	5YR	02/15/2007	2007-5/24
R162-102	Application Procedures	29711	AMD	05/29/2007	2007-8/38
R162-102-3	Renewal	29989	NSC	06/11/2007	Not Printed
R162-103	Appraisal Education Requirements	29829	5YR	04/18/2007	2007-10/111

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R162-104	Experience Requirement	29522	5YR	02/15/2007	2007-5/24
R162-104	Experience Requirement	29623	AMD	05/29/2007	2007-7/4
R162-106	Professional Conduct	29521	5YR	02/15/2007	2007-5/25
R162-106-5	Failure to Respond to Investigation	29546	AMD	04/25/2007	2007-6/6
R162-107	Unprofessional Conduct	30197	5YR	07/16/2007	2007-15/61
R162-109	Administrative Proceedings	29830	5YR	04/18/2007	2007-10/112
R162-202	Initial Application	29237	AMD	01/24/2007	2006-24/4
R162-202-1	Licensing Examination	29517	AMD	04/10/2007	2007-5/4
R162-202-5	Determining Fitness for Licensure	29545	AMD	05/01/2007	2007-6/7
R162-203	Change to Residential Mortgage Licensure Statement	29516	AMD	04/10/2007	2007-5/4
R162-206	Licensing Examination	29518	REP	04/10/2007	2007-5/6
R162-207	License Renewal	29519	AMD	04/10/2007	2007-5/7
R162-207-6	Determining Fitness for Renewal	29544	AMD	05/01/2007	2007-6/8
R162-208	Continuing Education	29520	AMD	04/10/2007	2007-5/10
R162-210-6	Instructor Certification and Renewal	29429	NSC	02/12/2007	Not Printed
Securities					
R164-1	Fraudulent Practices	30258	5YR	07/30/2007	2007-16/57
R164-4	Licensing Requirements	30259	5YR	07/30/2007	2007-16/58
R164-5	Broker-Dealer and Investment Adviser Books and Records	30260	5YR	07/30/2007	2007-16/58
R164-6	Denial, Suspension or Revocation of a License	30261	5YR	07/30/2007	2007-16/59
R164-9	Registration by Coordination	30255	5YR	07/30/2007	2007-16/59
R164-10	Registration by Qualification	30256	5YR	07/30/2007	2007-16/60
R164-11	Registration Statement	30257	5YR	07/30/2007	2007-16/60
R164-12	Sales Commission	30264	5YR	07/30/2007	2007-16/61
R164-13	Definitions	30254	5YR	07/30/2007	2007-16/61
R164-14	Exemptions	30266	5YR	07/30/2007	2007-16/62
R164-15	Federal Covered Securities	30267	5YR	07/30/2007	2007-16/62
R164-18	Procedures	30265	5YR	07/30/2007	2007-16/62
R164-25	Record of Registration	30262	5YR	07/30/2007	2007-16/63
R164-26	Consent to Service of Process	30263	5YR	07/30/2007	2007-16/63
Community and Culture					
Home Energy Assistance Target (HEAT)					
R195-2	Energy Assistance Program Standards	30124	5YR	06/22/2007	2007-14/44
R195-2	Energy Assistance Programs Standards (5YR EXTENSION)	29982	NSC	06/22/2007	Not Printed
R195-3	Energy Assistance Income Standards, Income Eligibility, and Payment Determination	30125	5YR	06/22/2007	2007-14/44
R195-3	Energy Assistance Income Standards, Income Eligibility, and Payment Determination (5YR EXTENSION)	29983	NSC	06/22/2007	Not Printed
R195-4	Energy Assistance: Asset Standards	30126	5YR	06/22/2007	2007-14/45
R195-4	Energy Assistance: Asset Standards (5YR EXTENSION)	29984	NSC	06/22/2007	Not Printed
R195-5	Energy Assistance: Program Benefits	30127	5YR	06/22/2007	2007-14/45
R195-5	Energy Assistance: Program Benefits (5YR EXTENSION)	29985	NSC	06/22/2007	Not Printed
R195-6	Energy Assistance: Eligibility Determination	30128	5YR	06/25/2007	2007-14/46

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R195-6	Energy Assistance: Eligibility Determination (5YR EXTENSION)	29986	NSC	06/25/2007	Not Printed
R195-7	Energy Assistance: Records and Benefit Management (5YR EXTENSION)	29987	NSC	06/25/2007	Not Printed
R195-7	Energy Assistance: Records and Benefit Management	30130	5YR	06/25/2007	2007-14/46
R195-8	Energy Assistance: Special State Programs	30131	5YR	06/25/2007	2007-14/47
R195-8	Energy Assistance: Special State Programs (5YR EXTENSION)	29988	NSC	06/25/2007	Not Printed
<u>Fine Arts</u>					
R207-1	Utah Arts Council General Program Rules	29528	NSC	03/08/2007	Not Printed
<u>Arts and Museums</u>					
R207-1	Utah Arts Council General Program Rules	30288	5YR	08/03/2007	2007-17/56
<u>Fine Arts</u>					
R207-2	Policy for Commissions, Purchases, and Donations to, and Loans from, the Utah State Art Collections	29529	NSC	03/08/2007	Not Printed
<u>Arts and Museums</u>					
R207-2	Policy for Commissions, Purchases, and Donations to, and Loans from, the Utah State Art Collections	30287	5YR	08/03/2007	2007-17/56
<u>History</u>					
R212-1	Adjudicative Proceedings	30201	5YR	07/17/2007	2007-16/64
R212-12	Computerized Record of Cemeteries, Burial Locations and Plots, and Granting Matching Funds	30202	5YR	07/17/2007	2007-16/64
<u>Library</u>					
R223-1	Adjudicative Procedures	30079	5YR	06/13/2007	2007-13/143
Corrections					
<u>Administration</u>					
R251-106-3	Standards and Procedures	29531	AMD	05/01/2007	2007-6/9
R251-107	Executions	29533	AMD	05/01/2007	2007-6/11
R251-305	Visiting at Community Correctional Centers	29462	5YR	01/31/2007	2007-4/58
R251-306	Sponsors in Community Correctional Centers	29463	5YR	01/31/2007	2007-4/58
R251-401	Supervision Fees	30040	5YR	06/07/2007	2007-13/143
R251-707	Legal Access	29464	5YR	01/31/2007	2007-4/59
R251-710	Search	29465	5YR	01/31/2007	2007-4/59
Crime Victim Reparations					
<u>Administration</u>					
R270-1	Award and Reparation Standards	29753	AMD	05/22/2007	2007-8/41
R270-1-26	Victim Services	29220	AMD	01/10/2007	2006-23/6
Education					
<u>Administration</u>					
R277-101	Public Participation in Utah State Board of Education Decisions	30402	5YR	09/06/2007	Not Printed
R277-103	USOE Government Records and Management Act	30403	5YR	09/06/2007	Not Printed
R277-110	Legislative Supplemental Salary Adjustment	30086	NEW	08/07/2007	2007-13/11
R277-110-4	Reports	30294	NSC	08/31/2007	Not Printed
R277-112	Prohibiting Discrimination in the Public Schools	30404	5YR	09/06/2007	Not Printed

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R277-115	Copyrighting Material Developed with Funds that Flow Through the Board	30405	5YR	09/06/2007	Not Printed
R277-116	USOE Internal Audit Procedure	30406	5YR	09/06/2007	Not Printed
R277-400	School Emergency Response Plans	30407	5YR	09/06/2007	Not Printed
R277-401	Child Abuse-Neglect Reporting by Education Personnel	30408	5YR	09/06/2007	Not Printed
R277-407	School Fees	30409	5YR	09/06/2007	Not Printed
R277-410	Accreditation of Schools	30410	5YR	09/06/2007	Not Printed
R277-411	Elementary School Accreditation	30411	5YR	09/06/2007	Not Printed
R277-412	Junior High and Middle School Accreditation	30412	5YR	09/06/2007	Not Printed
R277-413	Accreditation of Secondary Schools	30087	AMD	08/07/2007	2007-13/12
R277-416	Experimental and Developmental Programs	29746	5YR	03/29/2007	2007-8/121
R277-416	Experimental and Developmental Programs	29935	REP	07/09/2007	2007-11/14
R277-419	Pupil Accounting	29690	AMD	05/09/2007	2007-7/10
R277-433	Disposal of Textbooks in the Public Schools	30413	5YR	09/06/2007	Not Printed
R277-437-1	Definitions (EXPIRED - Section R277-437-1, Legislative Nonreauthorization)	29902	NSC	05/01/2007	Not Printed
R277-445	Classifying Small Schools as Necessarily Existent	30414	5YR	09/06/2007	Not Printed
R277-459	Classroom Supplies Appropriation	29691	AMD	05/09/2007	2007-7/12
R277-459	Classroom Supplies Appropriation	30088	AMD	08/07/2007	2007-13/14
R277-462	Comprehensive Guidance Program	30089	AMD	08/07/2007	2007-13/16
R277-464	Highly Impacted Schools	29931	AMD	07/09/2007	2007-11/15
R277-467	Distribution of Funds Appropriated for Library Books and Electronic Resources	30090	NEW	08/07/2007	2007-13/19
R277-469	Instructional Materials Commission Operating Procedures	30091	AMD	08/07/2007	2007-13/20
R277-470	Charter Schools	30092	AMD	08/07/2007	2007-13/23
R277-473	Testing Procedures	30093	AMD	08/07/2007	2007-13/31
R277-473-9	Standardized Testing Rules and Professional Development Requirement	29478	AMD	03/27/2007	2007-4/12
R277-481	Charter School Accountability and Assistance	30094	REP	08/07/2007	2007-13/34
R277-484	Data Standards, Deadlines and Procedures	30095	AMD	08/07/2007	2007-13/36
R277-484-2	Authority and Purpose	30333	NSC	08/31/2007	Not Printed
R277-487	Charter School Revolving Loan Fund	30096	REP	08/07/2007	2007-13/39
R277-488	Critical Languages Pilot Program	29932	NEW	07/09/2007	2007-11/17
R277-489	Optional Extended-Day Kindergarten - Responsibilities, Timelines, and Funding	29933	NEW	07/09/2007	2007-11/19
R277-489	Optional Extended-Day Kindergarten - Responsibilities, Timelines, and Funding	30174	NSC	07/30/2007	Not Printed
R277-502	Educator Licensing and Data Retention	30415	5YR	09/06/2007	Not Printed
R277-503	Licensing Routes	29749	5YR	03/29/2007	2007-8/121
R277-503	Licensing Routes	29692	AMD	05/09/2007	2007-7/14
R277-505	Administrative/Supervisory Certificates and Programs	29477	AMD	03/27/2007	2007-4/13
R277-505	Administrative License Areas of Concentration and Programs	30416	5YR	09/06/2007	Not Printed
R277-505-5	District-Specific and Charter School-Specific Administrator Standards	29737	NSC	04/12/2007	Not Printed
R277-506	School Psychologists and School Social Workers Licenses and Programs	30417	5YR	09/06/2007	Not Printed
R277-507	Driver Education Endorsement	29747	5YR	03/29/2007	2007-8/122
R277-510	Educator Licensing - Highly Qualified Teachers	30097	R&R	08/07/2007	2007-13/42
R277-511	Highly Qualified Teacher Grants	29305	NEW	01/23/2007	2006-24/7

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R277-512	Online Licensure	29306	NEW	01/23/2007	2006-24/9
R277-514	Board Procedures: Sanctions for Educator Misconduct	30418	5YR	09/06/2007	Not Printed
R277-517	Athletic Coaching Certification	29479	AMD	03/27/2007	2007-4/16
R277-519	Educator Inservice Procedures and Credit	29748	5YR	03/29/2007	2007-8/122
R277-603	Basic Skills Education Program	29934	AMD	07/09/2007	2007-11/21
R277-608	Prohibition of Corporal Punishment in Utah's Public Schools	30419	5YR	09/06/2007	Not Printed
R277-611	Medical Recommendations by School Personnel to Parents	29936	REP	07/09/2007	2007-11/24
R277-612	Foreign Exchange Students	29693	NEW	05/09/2007	2007-7/17
R277-617	Authorization of Student Clubs and Organizations	29494	5YR	02/02/2007	2007-5/25
R277-617	Authorization of Student Clubs and Organizations	29937	REP	07/09/2007	2007-11/25
R277-703	Centennial Scholarship for Early Graduation	30420	5YR	09/06/2007	Not Printed
R277-705	Secondary School Completion and Diplomas	29495	5YR	02/02/2007	2007-5/26
R277-713	Concurrent Enrollment of High School Students in College Courses	30098	AMD	08/07/2007	2007-13/47
R277-713	Concurrent Enrollment of High School Students in College Courses	30422	5YR	09/06/2007	Not Printed
R277-720	Child Nutrition Programs	30421	5YR	09/06/2007	Not Printed
R277-746-3	Standards and Procedures	29694	AMD	05/09/2007	2007-7/19
R277-750	Education Programs for Students with Disabilities	30423	5YR	09/06/2007	Not Printed
R277-911	Secondary Career and Technical Education	30424	5YR	09/06/2007	Not Printed
R277-915	Work-based Learning Programs for Interns	29496	5YR	02/02/2007	2007-5/26

Environmental Quality

Administration

R305-1	Records Access and Management	29809	5YR	04/12/2007	2007-9/34
--------	-------------------------------	-------	-----	------------	-----------

Air Quality

R307-101	General Requirements	29661	5YR	03/15/2007	2007-7/150
R307-101-2	Definitions	29000	AMD	03/09/2007	2006-19/27
R307-101-2	Definitions	29000	CPR	03/09/2007	2007-3/39
R307-105	General Requirements: Emergency Controls (5YR EXTENSION)	29501	NSC	07/13/2007	Not Printed
R307-105	General Requirements: Emergency Controls	30183	5YR	07/13/2007	2007-15/62
R307-110	General Requirements: State Implementation Plan	29662	5YR	03/15/2007	2007-7/151
R307-110-13	Section IX, Control Measures for Area and Point Sources, Part D, Ozone	29001	AMD	03/09/2007	2006-19/30
R307-110-13	Section IX, Control Measures for Area and Point Sources, Part D, Ozone	29001	CPR	03/09/2007	2007-3/40
R307-110-20	Section XII, Transportation Conformity Consultation	29801	NSC	05/02/2007	Not Printed
R307-110-20	Section XII, Involvement	29514	AMD	05/02/2007	2007-5/13
R307-110-36	Section XXII, Interstate Transport	29293	NSC	02/09/2007	Not Printed
R307-110-36	Section XXII, Interstate Transport	29227	AMD	02/09/2007	2006-23/7
R307-120	General Requirements: Tax Exemption for Air and Water Pollution Control Equipment	29327	AMD	03/09/2007	2007-1/7
R307-120	General Requirements: Tax Exemption for Air and Water Pollution Control Equipment	29653	5YR	03/15/2007	2007-7/155

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R307-121	General Requirements: Eligibility of Expenditures for Purchase of Vehicles that Use Cleaner Burning Fuels for Corporate and Individual Income Tax Credits (5YR EXTENSION)	29321	NSC	07/13/2007	Not Printed
R307-121	General Requirements: Eligibility of Expenditures for Purchase of Vehicles that Use Cleaner Burning Fuels for Corporate and Individual Income Tax Credits	30184	5YR	07/13/2007	2007-15/62
R307-121	General Requirements: Eligibility of Expenditures for Purchase of Vehicles that Use Cleaner Burning Fuels for Corporate and Individual Income Tax Credits	29797	R&R	07/13/2007	2007-9/14
R307-122	General Requirements: Eligibility of Expenditures for Purchase and Installation Costs of Fireplaces and Wood Stoves that Use Cleaner Burning Fuels (5YR EXTENSION)	29322	NSC	07/13/2007	Not Printed
R307-122	General Requirements: Eligibility of Expenditures for Purchase and Installation Costs of Fireplaces and Wood Stoves that Use Cleaner Burning Fuels	29798	REP	07/13/2007	2007-9/17
R307-130	General Penalty Policy	29654	5YR	03/15/2007	2007-7/155
R307-130-4	Options	29652	AMD	07/13/2007	2007-7/19
R307-135	Enforcement Response Policy for Asbestos Hazard Emergency Response Act	29659	5YR	03/15/2007	2007-7/156
R307-210	Stationary Sources	29228	AMD	03/15/2007	2006-23/8
R307-214-2	Part 63 Sources	29194	AMD	02/09/2007	2006-23/10
R307-220	Emission Standards: Plan for Designated Facilities	29655	5YR	03/15/2007	2007-7/156
R307-220	Emission Standards: Plan for Designated Facilities	29229	AMD	05/09/2007	2006-23/12
R307-220	Emission Standards: Plan for Designated Facilities	29229	CPR	05/09/2007	2007-7/136
R307-221	Emission Standards: Emission Controls for Existing Municipal Solid Waste Landfills	29656	5YR	03/15/2007	2007-7/157
R307-222	Emission Standards: Existing Incinerators for Hospital, Medical, Infectious Waste	29657	5YR	03/15/2007	2007-7/157
R307-223	Emission Standards: Existing Small Municipal Waste Combustion Units	29658	5YR	03/15/2007	2007-7/158
R307-224	Mercury Emission Standards: Coal-Fired Electric Generating Units	29230	NEW	03/15/2007	2006-23/14
R307-301	Utah and Weber Counties: Oxygenated Gasoline Program As a Contingency Measure	29660	5YR	03/15/2007	2007-7/158
R307-320	Davis, Salt Lake and Utah Counties, and Ogden City: Employer-Based Trip Reduction Program	29002	AMD	03/09/2007	2006-19/32
R307-320	Ozone Maintenance Areas and Ogden City: Employer-Based Trip Reduction Program	29002	CPR	03/09/2007	2007-3/40
R307-320	Ozone Maintenance Areas and Ogden City: Employer-Based Trip Reduction Program	29663	5YR	03/15/2007	2007-7/160
R307-325	Ozone Nonattainment and Maintenance Areas: General Requirements	29003	CPR	03/09/2007	2007-3/42
R307-325	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Ozone Provisions	29003	AMD	03/09/2007	2006-19/35
R307-325	Ozone Nonattainment and Maintenance Areas: General Requirements	29664	5YR	03/15/2007	2007-7/160
R307-326	Ozone Nonattainment and Maintenance Areas: Control of Hydrocarbon Emissions in Refineries	29006	CPR	03/09/2007	2007-3/43
R307-326	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Control of Hydrocarbon Emissions in Refineries	29006	AMD	03/09/2007	2006-19/37
R307-326	Ozone Nonattainment and Maintenance Areas: Control of Hydrocarbon Emissions in Petroleum Refineries	29665	5YR	03/15/2007	2007-7/161

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R307-326-1	Purpose	29526	NSC	03/09/2007	Not Printed
R307-327	Ozone Nonattainment and Maintenance Areas: Petroleum Liquid Storage	29004	CPR	03/09/2007	2007-3/45
R307-327	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Petroleum Liquid Storage	29004	AMD	03/09/2007	2006-19/40
R307-327	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Petroleum Liquid Storage	29666	5YR	03/15/2007	2007-7/163
R307-328	Davis, Salt Lake, Utah, and Weber Counties and Ozone Nonattainment Areas: Gasoline Transfer and Storage	29005	AMD	01/16/2007	2006-19/43
R307-328	Ozone Nonattainment and Maintenance Areas and Utah and Weber Counties: Gasoline Transfer and Storage	29667	5YR	03/15/2007	2007-7/164
R307-328-1	Purpose	29150	NSC	01/16/2007	Not Printed
R307-332	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Stage II Vapor Recovery Systems	29007	REP	01/16/2007	2006-19/46
R307-335	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Degreasing and Solvent Cleaning Operations	29008	AMD	01/16/2007	2006-19/49
R307-335	Ozone Nonattainment and Maintenance Areas: Degreasing and Solvent Cleaning Operations	29668	5YR	03/15/2007	2007-7/165
R307-340	Ozone Nonattainment and Maintenance Areas: Surface Coating Processes	29009	CPR	03/09/2007	2007-3/46
R307-340	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Surface Coating Processes	29009	AMD	03/09/2007	2006-19/52
R307-340	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Surface Coating Processes	29669	5YR	03/15/2007	2007-7/165
R307-340-1	Purpose	29151	NSC	03/09/2007	Not Printed
R307-341	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Cutback Asphalt	29010	AMD	01/16/2007	2006-19/59
R307-341	Ozone Nonattainment and Maintenance Areas: Cutback Asphalt	29670	5YR	03/15/2007	2007-7/166
R307-342	Davis, Salt Lake, Utah, and Weber Counties and Ozone Nonattainment Areas: Qualification of Contractors and Test Procedures for Vapor Recovery Systems for Gasoline Delivery Tanks	29011	AMD	01/16/2007	2006-19/60
R307-342	Ozone Nonattainment and Maintenance Areas: Qualification of Contractors and Test Procedures for Vapor Recovery Systems for Gasoline Delivery Tanks	29671	5YR	03/15/2007	2007-7/167
R307-343	Ozone Nonattainment and Maintenance Areas: Emissions Standards for Wood Furniture Manufacturing Operations	29012	CPR	03/09/2007	2007-3/51
R307-343	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Emissions Standards for Wood Furniture Manufacturing Operations	29012	AMD	03/09/2007	2006-19/63
R307-343	Davis and Salt Lake Counties and Ozone Nonattainment Areas: Emissions Standards for Wood Furniture Manufacturing Operations	29672	5YR	03/15/2007	2007-7/167
R307-343-6	Compliance Procedures and Monitoring Requirements	29508	NSC	03/09/2007	Not Printed
R307-401	Permit: New and Modified Sources	30185	5YR	07/13/2007	2007-15/63
R307-403	Permits: New and Modified Sources in Nonattainment Areas and Maintenance Areas	30186	5YR	07/13/2007	2007-15/63
R307-405	Permits: Major Sources in Attainment or Unclassified Areas (PSD)	30187	5YR	07/13/2007	2007-15/64
R307-405	Permits: Major Sources in Attainment or Unclassified Areas (PSD)	29796	AMD	09/07/2007	2007-9/18
R307-405	Permits: Major Sources in Attainment or Unclassified Areas (PSD)	29796	CPR	09/07/2007	2007-15/58

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R307-406	Visibility	30188	5YR	07/13/2007	2007-15/64
R307-410	Permits: Emission Impact Analysis	30189	5YR	07/13/2007	2007-15/65
R307-414	Permits: Fees for Approval Orders	30190	5YR	07/13/2007	2007-15/66
R307-415	Permits: Operating Permit Requirements	30191	5YR	07/13/2007	2007-15/66
R307-417	Permits: Acid Rain Sources	30192	5YR	07/13/2007	2007-15/67
R307-420	Permits: Ozone Offset Requirements in Davis and Salt Lake Counties	30193	5YR	07/13/2007	2007-15/67
R307-421	Permits: PM10 Offset Requirements in Salt Lake County and Utah County	30194	5YR	07/13/2007	2007-15/68
R307-424	Permits: Mercury Requirements for Electric Generating Units	29231	NEW	05/09/2007	2006-23/15
R307-424	Permits: Mercury Requirements for Electric Generating Units	29231	CPR	05/09/2007	2007-7/137
<u>Drinking Water</u>					
R309-105	Administration: General Responsibilities of Public Water Systems	29369	AMD	03/06/2007	2007-2/15
R309-105	Administration: General Responsibilities of Public Water Systems	29646	AMD	05/14/2007	2007-7/20
R309-105-9	Minimum Water Pressure	29036	AMD	01/01/2007	2006-19/68
R309-110	Administration: Definitions	29364	AMD	03/06/2007	2007-2/20
R309-110-4	Definitions	29649	AMD	05/14/2007	2007-7/22
R309-115-2	Initial Proceedings	29361	NSC	03/06/2007	Not Printed
R309-150	Water System Rating Criteria	29363	AMD	03/06/2007	2007-2/31
R309-200	Monitoring and Water Quality: Drinking Water Standards	29371	AMD	03/06/2007	2007-2/43
R309-210	Monitoring and Water Quality: Distribution System Monitoring Requirements	29365	AMD	03/06/2007	2007-2/46
R309-210	Monitoring and Water Quality: Distribution System Monitoring Requirements	29647	AMD	05/14/2007	2007-7/23
R309-215	Monitoring and Water Quality: Treatment Plant Monitoring Requirements	29366	AMD	03/06/2007	2007-2/63
R309-215	Monitoring and Water Quality: Treatment Plant Monitoring Requirements	29645	AMD	05/14/2007	2007-7/34
R309-220	Monitoring and Water Quality: Public Notification Requirements	29367	AMD	03/06/2007	2007-2/86
R309-220-15	Standard Health Effects Language	29648	AMD	05/14/2007	2007-7/46
R309-225	Monitoring and Water Quality: Consumer Confidence Reports	29368	AMD	03/06/2007	2007-2/89
R309-225	Monitoring and Water Quality: Consumer Confidence Reports	29650	NSC	03/29/2007	Not Printed
R309-300-13	Grandparent Certification Criteria	29362	NSC	03/06/2007	Not Printed
R309-405-4	Assessment of a Penalty and Calculation of Settlement Amounts	29360	NSC	03/06/2007	Not Printed
R309-500	Facility Design and Operation: Plan Review, Operation and Maintenance Requirements	29774	5YR	04/02/2007	2007-8/122
R309-505	Facility Design and Operation: Minimum Treatment Requirements	29775	5YR	04/02/2007	2007-8/123
R309-510	Facility Design and Operation: Minimum Sizing Requirements	29776	5YR	04/02/2007	2007-8/123
R309-515	Facility Design and Operation: Source Development	29777	5YR	04/02/2007	2007-8/124
R309-520	Facility Design and Operation: Disinfection	29642	5YR	03/13/2007	2007-7/169
R309-525	Facility Design and Operation: Conventional Surface Water Treatment	29778	5YR	04/02/2007	2007-8/124
R309-530	Facility Design and Operation: Alternative Surface Water Treatment Methods	29779	5YR	04/02/2007	2007-8/125
R309-535	Facility Design and Operation: Miscellaneous Treatment Methods	29780	5YR	04/02/2007	2007-8/125
R309-540	Facility Design and Operation: Pump Stations	29781	5YR	04/02/2007	2007-8/126

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R309-545	Facility Design and Operation: Drinking Water Storage Tanks	29782	5YR	04/02/2007	2007-8/126
R309-550	Facility Design and Operation: Transmission and Distribution Pipelines	29783	5YR	04/02/2007	2007-8/126
R309-700	Financial Assistance: State Drinking Water Project Revolving Loan Program	29784	5YR	04/02/2007	2007-8/127
R309-705	Financial Assistance: Federal Drinking Water Project Revolving Loan Program	29785	5YR	04/02/2007	2007-8/127
<u>Environmental Response and Remediation</u>					
R311-200	Underground Storage Tanks: Definitions (5YR EXTENSION)	29567	NSC	04/18/2007	Not Printed
R311-200	Underground Storage Tanks: Definitions	29838	5YR	04/18/2007	2007-10/112
R311-201	Underground Storage Tanks: Certification Programs (5YR EXTENSION)	29568	NSC	04/18/2007	Not Printed
R311-201	Underground Storage Tanks: Certification Programs	29839	5YR	04/18/2007	2007-10/113
R311-202	Underground Storage Tank Technical Standards (5YR EXTENSION)	29569	NSC	04/18/2007	Not Printed
R311-202	Underground Storage Tank Technical Standards	29840	5YR	04/18/2007	2007-10/114
R311-203	Underground Storage Tanks: Notification, New Installations, Registration Fees, and Testing Requirements (5YR EXTENSION)	29570	NSC	04/18/2007	Not Printed
R311-203	Underground Storage Tanks: Notification, New Installations, Registration Fees, and Testing Requirements	29841	5YR	04/18/2007	2007-10/114
R311-204	Underground Storage Tanks: Closure and Remediation (5YR EXTENSION)	29571	NSC	04/18/2007	Not Printed
R311-204	Underground Storage Tanks: Closure and Remediation	29842	5YR	04/18/2007	2007-10/115
R311-205	Underground Storage Tanks: Site Assessment Protocol (5YR EXTENSION)	29572	NSC	04/18/2007	Not Printed
R311-205	Underground Storage Tanks: Site Assessment Protocol	29843	5YR	04/18/2007	2007-10/116
R311-206	Underground Storage Tanks: Financial Assurance Mechanisms (5YR EXTENSION)	29573	NSC	04/18/2007	Not Printed
R311-206	Underground Storage Tanks: Financial Assurance Mechanisms	29844	5YR	04/18/2007	2007-10/116
R311-207	Accessing the Petroleum Storage Tank Trust Fund for Leaking Petroleum Storage Tanks (5YR EXTENSION)	29574	NSC	04/18/2007	Not Printed
R311-207	Accessing the Petroleum Storage Tank Trust Fund for Leaking Petroleum Storage Tanks	29845	5YR	04/18/2007	2007-10/117
R311-208	Underground Storage Tank Penalty Guidance (5YR EXTENSION)	29575	NSC	04/18/2007	Not Printed
R311-208	Underground Storage Tank Penalty Guidance	29846	5YR	04/18/2007	2007-10/118
R311-209	Petroleum Storage Tank Cleanup Fund and State Cleanup Appropriation (5YR EXTENSION)	29576	NSC	04/18/2007	Not Printed
R311-209	Petroleum Storage Tank Cleanup Fund and State Cleanup Appropriation	29847	5YR	04/18/2007	2007-10/118
R311-210	Administrative Procedures for Underground Storage Tank Act Adjudicative Proceedings (5YR EXTENSION)	29577	NSC	04/18/2007	Not Printed
R311-210	Administrative Procedures for Underground Storage Tank Adjudicative Proceedings	29848	5YR	04/18/2007	2007-10/119
R311-211	Corrective Action Cleanup Standards Policy - UST and CERCLA Sites (5YR EXTENSION)	29578	NSC	04/18/2007	Not Printed
R311-211	Corrective Action Cleanup Standards Policy - UST and CERCLA Sites	29849	5YR	04/18/2007	2007-10/119
R311-212	Administration of the Petroleum Storage Tank Loan Fund (5YR EXTENSION)	29579	NSC	04/18/2007	Not Printed
R311-212	Administration of the Petroleum Storage Tank Loan Fund	29850	5YR	04/18/2007	2007-10/120
R311-401	Utah Hazardous Substance Priority List	30210	5YR	07/19/2007	2007-16/65

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R311-600	Hazardous Substances Mitigation Act: Enforceable Written Assurances	29460	NEW	03/26/2007	2007-4/18
R311-600	Hazardous Substances Mitigation Act: Enforceable Written Assurances	29585	NSC	03/26/2007	Not Printed
<u>Radiation Control</u>					
R313-16-230	Registration of Radiation Machines	30157	AMD	09/14/2007	2007-14/21
R313-24	Uranium Mills and Source Material Mill Tailings and Disposal Facility Requirements	30434	5YR	09/07/2007	Not Printed
R313-25	License Requirements for Land Disposal of Radioactive Waste - General Provisions	29333	AMD	03/16/2007	2007-1/9
R313-26	Generator Site Access Permit Requirements for Accessing Utah Radioactive Waste Disposal Facilities	29332	AMD	03/16/2007	2007-1/10
R313-28	Use of X-Rays in the Healing Arts	29334	AMD	03/16/2007	2007-1/12
R313-35	Requirements for X-Ray Equipment Used for Non-Medical Applications	29595	5YR	03/05/2007	2007-7/169
R313-35	Requirements for X-Ray Equipment Used for Non-Medical Applications (5YR EXTENSION)	29310	NSC	03/05/2007	Not Printed
R313-36	Special Requirements for Industrial Radiographic Operations	29336	AMD	03/16/2007	2007-1/15
R313-70	Payments, Categories and Types of Fees	29335	AMD	03/16/2007	2007-1/17
<u>Solid and Hazardous Waste</u>					
R315-301	Solid Waste Authority, Definitions, and General Requirements	29202	AMD	02/01/2007	2006-23/17
R315-301-2	Definitions	30163	NSC	07/11/2007	Not Printed
R315-301-5	Permit Required	29509	NSC	02/28/2007	Not Printed
R315-302	Solid Waste Facility Location Standards, General Facility Requirements, and Closure Requirements	29203	AMD	02/01/2007	2006-23/22
R315-303	Landfilling Standards	29204	AMD	02/01/2007	2006-23/28
R315-304	Industrial Solid Waste Landfill Requirements	29205	AMD	02/01/2007	2006-23/33
R315-304	Industrial Solid Waste Facility Requirements	29754	5YR	03/30/2007	2007-8/128
R315-305-4	General Requirements	29206	AMD	02/01/2007	2006-23/35
R315-305-4	General Requirements	29566	NSC	03/09/2007	Not Printed
R315-306-2	Requirements for Large Incinerators	29207	AMD	02/01/2007	2006-23/37
R315-308	Ground Water Monitoring Requirements	29208	AMD	02/01/2007	2006-23/38
R315-308-2	Ground Water Monitoring Requirements	29716	NSC	04/12/2007	Not Printed
R315-309	Financial Assurance	29209	AMD	02/01/2007	2006-23/43
R315-310	Permit Requirements for Solid Waste Facilities	29210	AMD	02/01/2007	2006-23/46
R315-311	Permit Approval For Solid Waste Disposal, Waste Tire Storage, Energy Recovery, And Incinerator Facilities	29211	AMD	02/01/2007	2006-23/50
R315-311-1	General Requirements	29511	NSC	02/28/2007	Not Printed
R315-312	Recycling and Composting Facility Standards	29212	AMD	02/01/2007	2006-23/52
R315-312-3	Composting Requirements	29768	NSC	04/12/2007	Not Printed
R315-313-2	Transfer Station Standards	29213	AMD	02/01/2007	2006-23/54
R315-314-3	Facility Standards for Piles Used for Storage and Treatment	29214	AMD	02/01/2007	2006-23/56
R315-315-2	Asbestos Waste	29425	NSC	02/13/2007	Not Printed
R315-316	Infectious Waste Requirements	29215	AMD	02/01/2007	2006-23/58
R315-317	Other Processes, Variances, and Violations	29216	AMD	02/01/2007	2006-23/60
R315-318-1	General Requirements	29217	AMD	02/01/2007	2006-23/61
R315-320	Waste Tire Transporter and Recycler Requirements	29218	AMD	02/01/2007	2006-23/62
R315-320-4	Waste Tire Transporter Requirements	29510	NSC	02/28/2007	Not Printed

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Water Quality</u>					
R317-1-2	General Requirements	29186	AMD	01/19/2007	2006-22/21
R317-1-7	TMDLs	29098	AMD	01/19/2007	2006-20/54
R317-6	Ground Water Quality Protection	29294	AMD	01/23/2007	2006-24/23
R317-6-6	Implementation	29185	AMD	01/19/2007	2006-22/23
R317-11	Certification Required to Design, Inspect and Maintain Underground Wastewater Disposal Systems, or Conduct Percolation and Soil Tests for Underground Wastewater Disposal Systems	29296	AMD	01/26/2007	2006-24/26
R317-12	Tax Exemption for Water Pollution Control Equipment	29326	NEW	03/09/2007	2007-1/21
Financial Institutions					
<u>Administration</u>					
R331-5	Rule Governing Sale of Securities by Persons Issuing Securities, Who Are Under the Jurisdiction of the Department of Financial Institutions	30237	5YR	07/25/2007	2007-16/65
R331-7	Rule Governing Leasing Transactions by Depository Institutions Subject to the Jurisdiction of the Department of Financial Institutions	30238	5YR	07/25/2007	2007-16/66
R331-9	Rule Prescribing Rules of Procedure for Hearings Before the Commissioner of Financial Institutions of the State of Utah	30239	5YR	07/25/2007	2007-16/66
R331-10	Schedule for Retention or Destruction of Records of Financial Institutions Under the Jurisdiction of the Department of Financial Institutions	30240	5YR	07/25/2007	2007-16/67
R331-12	Guidelines Governing the Purchase and Sale of Loans and Participations in Loans by all State Chartered Financial Institutions	30241	5YR	07/25/2007	2007-16/67
R331-14	Rule Governing Parties Who Engage in the Business of Issuing and Selling Money Orders, Traveler's Checks, and Other Instruments for the Purpose of Effecting Third-Party Payments	30242	5YR	07/25/2007	2007-16/68
R331-22	Rule Governing Reimbursement of Costs of Financial Institutions for Production of Records	29818	5YR	04/16/2007	2007-9/35
<u>Banks</u>					
R333-7	Investment by a State-Chartered Bank in Shares of Open-End Investment Companies	30436	5YR	09/10/2007	Not Printed
R333-11	Ownership by State-Chartered Banks of Real Estate Other Than Property Used for Bank Business or Held as an Investment	29972	5YR	05/25/2007	2007-12/60
<u>Credit Unions</u>					
R337-2	Conversion from a Federal to a State-Chartered Credit Union	30397	5YR	09/05/2007	Not Printed
R337-5	Allowance for Loan and Lease Losses - Credit Unions	30398	5YR	09/05/2007	Not Printed
R337-10	Rule Designating Applicable Federal Law for Credit Unions Subject to the Jurisdiction of the Department of Financial Institutions	29352	NSC	01/22/2007	Not Printed
R337-10	Rule Designating Applicable Federal Law for Credit Unions Subject to the Jurisdiction of the Department of Financial Institutions	29173	NEW	01/22/2007	2006-22/25
<u>Nondepository Lenders</u>					
R343-1	Rule Governing Form of Disclosures For Title Lenders, Who Are Under the Jurisdiction of the Department of Financial Institutions	29225	NEW	01/09/2007	2006-23/65

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
Health					
<u>Administration</u>					
R380-1	Petitions for Department Declaratory Orders	30336	5YR	08/20/2007	2007-18/73
R380-5	Petitions for Declaratory Orders on Orders Issued by Committees	30337	5YR	08/20/2007	2007-18/73
R380-10	Informal Adjudicative Proceedings	30338	5YR	08/20/2007	2007-18/74
R380-20	Government Records Access and Management	29867	5YR	04/26/2007	2007-10/121
R380-100	Americans with Disabilities Act Grievance Procedures	30339	5YR	08/20/2007	2007-18/74
R380-200	Patient Safety Sentinel Event Reporting	29538	AMD	04/26/2007	2007-6/14
<u>Children's Health Insurance Program</u>					
R382-1	Benefits and Administration	29872	AMD	07/01/2007	2007-10/29
R382-10	Eligibility	29732	AMD	05/23/2007	2007-8/44
R382-10	Eligibility	29873	AMD	07/01/2007	2007-10/31
<u>Epidemiology and Laboratory Services, Epidemiology</u>					
R386-702	Communicable Disease Rule	29721	5YR	03/22/2007	2007-8/128
R386-702	Communicable Disease Rule	29742	AMD	05/24/2007	2007-8/48
<u>Epidemiology and Laboratory Services: HIV/AIDS, Tuberculosis Control/Refugee Health</u>					
R388-801	AIDS Testing and Reporting for Emergency Medical Services Providers Rule	30206	5YR	07/19/2007	2007-16/68
R388-802	HIV Positive Student or School Employee Rule	30207	5YR	07/19/2007	2007-16/69
R388-803	HIV Test Reporting	29979	5YR	05/29/2007	2007-12/61
R388-804	Special Measures for the Control of Tuberculosis	29980	5YR	05/29/2007	2007-12/61
R388-804	Special Measures for the Control of Tuberculosis	29911	AMD	07/16/2007	2007-11/27
<u>Epidemiology and Laboratory Services, Environmental Services</u>					
R392-100	Food Service Sanitation	29722	5YR	03/22/2007	2007-8/129
R392-200	Design, Construction, Operation, Sanitation, and Safety of Schools	29799	5YR	04/05/2007	2007-9/36
R392-300	Recreational Camp Sanitation	29860	5YR	04/24/2007	2007-10/121
R392-301	Recreational Vehicle Park Sanitation	29899	5YR	04/30/2007	2007-10/122
R392-302	Design, Construction and Operation of Public Pools	29720	5YR	03/22/2007	2007-8/130
R392-302	Design, Construction and Operation of Public Pools	29717	AMD	05/31/2007	2007-8/55
R392-400	Temporary Mass Gatherings Sanitation	29925	5YR	05/08/2007	2007-11/85
R392-401	Roadway Rest Stop Sanitation	29901	5YR	04/30/2007	2007-10/122
R392-402	Mobile Home Park Sanitation	29900	5YR	04/30/2007	2007-10/123
R392-501	Labor Camp Sanitation	29870	5YR	04/26/2007	2007-10/123
R392-502	Hotels, Motels and Resort Sanitation	30204	5YR	07/18/2007	2007-16/69
R392-510	Utah Indoor Clean Air Act	29856	5YR	04/23/2007	2007-10/124
<u>Community and Family Health Services, Immunization</u>					
R396-100	Immunization Rule for Students	29547	AMD	05/07/2007	2007-6/19
<u>Community and Family Health Services, WIC Services</u>					
R406-100	Special Supplemental Nutrition Program for Women, Infants and Children	29878	5YR	04/27/2007	2007-10/124
R406-200	Program Overview	29879	5YR	04/27/2007	2007-10/125
R406-201	Outreach Program	29880	5YR	04/27/2007	2007-10/126
R406-202	Eligibility	29876	5YR	04/27/2007	2007-10/126

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R406-301	Clinic Guidelines	29877	5YR	04/27/2007	2007-10/127
<u>Health Care Financing, Coverage and Reimbursement Policy</u>					
R414-1	Utah Medicaid Program	29819	5YR	04/16/2007	2007-9/36
R414-1-5	State Plan	30175	AMD	09/07/2007	2007-15/15
R414-1A	Medicaid Policy for Experimental, Investigational or Unproven Medical Practices	29960	5YR	05/21/2007	2007-12/62
R414-2A-7	Limitations	29868	AMD	06/26/2007	2007-10/32
R414-3A-6	Services	29869	AMD	06/26/2007	2007-10/33
R414-4A	Outpatient Hospital Services: Payment of Triage Fee	29441	5YR	01/26/2007	2007-4/60
R414-7C	Alternative Remedies for Nursing Facilities	29442	5YR	01/26/2007	2007-4/60
R414-10	Physician Services	29435	5YR	01/26/2007	2007-4/61
R414-10A	Transplant Services Standards	29493	5YR	02/02/2007	2007-5/27
R414-10A	Transplant Services Standards	29629	AMD	05/15/2007	2007-7/48
R414-10A	Transplant Services Standards	30005	AMD	07/23/2007	2007-12/10
R414-21	Physical and Occupational Therapy	29816	5YR	04/16/2007	2007-9/37
R414-38	Personal Care Service	29817	5YR	04/16/2007	2007-9/37
R414-45	Personal Supervision by a Physician	29466	5YR	01/31/2007	2007-4/61
R414-60	Medicaid Policy for Pharmacy Copayment Procedures	29961	5YR	05/21/2007	2007-12/63
R414-60	Medicaid Policy for Pharmacy Copayment Procedures	30117	NSC	07/10/2007	Not Printed
R414-60A	Drug Utilization Review Board	29807	NEW	07/19/2007	2007-9/21
R414-60A-3	Responsibilities and Functions	30198	AMD	09/07/2007	2007-15/16
R414-60B	Preferred Drug List	29808	CPR	08/14/2007	2007-12/51
R414-60B	Preferred Drug List	29808	NEW	08/14/2007	2007-9/23
R414-61-2	Incorporation by Reference	29673	AMD	05/15/2007	2007-7/64
R414-61-2	Incorporation by Reference	29674	AMD	06/26/2007	2007-7/63
R414-61-2	Incorporation by Reference	30312	NSC	08/31/2007	Not Printed
R414-100	Medicaid Primary Care Network Services	29966	5YR	05/24/2007	2007-12/63
R414-200	Non-Traditional Medicaid Health Plan Services	29967	5YR	05/24/2007	2007-12/64
R414-200-4	Cost Sharing	29977	AMD	07/23/2007	2007-12/19
R414-300	Primary Care Network, Covered-at-Work Demonstration Waiver	29730	REP	05/23/2007	2007-8/73
R414-303-17	Personal Assistance Waiver for Adults with Physical Disabilities	29543	AMD	05/01/2007	2007-6/23
R414-307	Eligibility for Home and Community-Based Services Waivers	29676	NEW	05/15/2007	2007-7/65
R414-308	Application, Eligibility Determinations and Improper Medical Assistance	29469	AMD	04/01/2007	2007-4/22
R414-310	Medicaid Primary Care Network Demonstration Waiver	29731	AMD	05/23/2007	2007-8/74
R414-310	Medicaid Primary Care Network Demonstration Waiver	30081	5YR	06/13/2007	2007-13/144
R414-320	Medicaid Health Insurance Flexibility and Accountability Demonstration Waiver	29380	AMD	03/09/2007	2007-2/91
R414-401-3	Assessment	29908	AMD	07/01/2007	2007-10/35
R414-504	Nursing Facility Payments	29907	AMD	07/01/2007	2007-10/36
R414-504	Nursing Facility Payments	30176	AMD	09/07/2007	2007-15/17
R414-507	Medicaid Long Term Care Managed Care	29675	REP	05/15/2007	2007-7/67
R414-510	Intermediate Care Facility for Individuals with Mental Retardation Transition Program	29197	NEW	01/17/2007	2006-23/66

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>Health Care Financing, Medical Assistance Program</u>					
R420-1	Utah Medical Assistance Program	29909	REP	07/01/2007	2007-10/40
<u>Health Systems Improvement, Emergency Medical Services</u>					
R426-5	Statewide Trauma System Standards	30205	5YR	07/18/2007	2007-16/70
R426-12	Emergency Medical Services Training and Certification Standards	29944	AMD	08/08/2007	2007-11/30
R426-16	Emergency Medical Services Maximum Ambulance Transportation Rates and Charges	29392	AMD	04/01/2007	2007-3/9
<u>Center for Health Data, Health Care Statistics</u>					
R428-1	Adoption of Health Data Plan	29788	5YR	04/03/2007	2007-9/38
R428-2	Health Data Authority Standards for Health Data	29789	5YR	04/03/2007	2007-9/38
R428-5	Appeal and Adjudicative Proceedings	29790	5YR	04/03/2007	2007-9/39
R428-10	Health Data Authority Hospital Inpatient Reporting Rule	29791	5YR	04/03/2007	2007-9/39
R428-12	Health Data Authority Survey of Enrollees in Health Maintenance Organizations	29792	5YR	04/03/2007	2007-9/40
R428-20	Health Data Authority Request for Health Data Information	29793	5YR	04/03/2007	2007-9/40
<u>Health Systems Improvement, Child Care Licensing</u>					
R430-2	General Licensing Provisions, Child Care Facilities	30249	5YR	07/27/2007	2007-16/71
R430-3	General Child Care Facility Rules Inspection and Enforcement	30311	5YR	08/13/2007	2007-17/57
R430-6	Background Screening	30308	5YR	08/13/2007	2007-17/57
R430-30	Adjudicative Procedure	30309	5YR	08/13/2007	2007-17/58
R430-100	Child Care Centers	30310	5YR	08/13/2007	2007-17/58
<u>Health Systems Improvement, Licensing</u>					
R432-2-6	Application	29750	AMD	05/29/2007	2007-8/82
R432-100-33	General Hospital Standards	29525	AMD	04/11/2007	2007-5/14
<u>Epidemiology and Laboratory Services, Laboratory Services</u>					
R438-12	Rules for the Authorization of Individuals Other Than Physicians, Registered Nurses, or Practical Nurses to Withdraw Blood for Alcoholic or Drug Determinations When Requested by a Peace Officer, and for Issuance of Permits to Such Individuals	29926	5YR	05/08/2007	2007-11/86
R438-12	Rules for the Authorization of Individuals Other Than Physicians, Registered Nurses, or Practical Nurses to Withdraw Blood for Alcoholic or Drug Determinations When Requested by a Peace Officer, and for Issuance of Permits to Such Individuals	29968	NSC	06/12/2007	Not Printed
<u>Epidemiology and Laboratory Services, Laboratory Improvement</u>					
R444-11	Rules for Approval to Perform Blood Alcohol Examinations	29861	5YR	04/25/2007	2007-10/127
R444-14	Rule for the Certification of Environmental Laboratories	29549	5YR	02/26/2007	2007-6/39
Human Resource Management					
<u>Administration</u>					
R477-1	Definitions	30051	5YR	06/09/2007	2007-13/144
R477-1	Definitions	29882	AMD	07/01/2007	2007-10/41
R477-2	Administration	30049	5YR	06/09/2007	2007-13/145
R477-2	Administration	29883	AMD	07/01/2007	2007-10/46

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R477-3	Classification	30058	5YR	06/09/2007	2007-13/146
R477-3	Classification	29884	AMD	07/01/2007	2007-10/49
R477-4	Filling Positions	30061	5YR	06/09/2007	2007-13/146
R477-4	Filling Positions	29885	AMD	07/01/2007	2007-10/51
R477-5	Employee Status and Probation	30055	5YR	06/09/2007	2007-13/147
R477-5	Employee Status and Probation	29886	AMD	07/01/2007	2007-10/53
R477-6	Compensation	30060	5YR	06/09/2007	2007-13/148
R477-6	Compensation	29887	AMD	07/01/2007	2007-10/54
R477-7	Leave	30161	5YR	06/29/2007	2007-14/47
R477-7	Leave	29888	AMD	07/01/2007	2007-10/57
R477-8	Working Conditions	30059	5YR	06/09/2007	2007-13/148
R477-8	Working Conditions	29889	AMD	07/01/2007	2007-10/64
R477-9	Employee Conduct	30052	5YR	06/09/2007	2007-13/149
R477-9	Employee Conduct	29890	AMD	07/01/2007	2007-10/68
R477-10	Employee Development	30050	5YR	06/09/2007	2007-13/150
R477-10	Employee Development	29891	AMD	07/01/2007	2007-10/70
R477-11	Discipline	29894	NSC	05/11/2007	Not Printed
R477-11	Discipline	30056	5YR	06/09/2007	2007-13/151
R477-12	Separations	30053	5YR	06/09/2007	2007-13/152
R477-12	Separations	29892	AMD	07/01/2007	2007-10/72
R477-13	Volunteer Programs	30057	5YR	06/09/2007	2007-13/152
R477-13-1	Volunteer Programs	29896	NSC	05/11/2007	Not Printed
R477-14	Rules Governing a Drug-Free Workplace	29893	NSC	05/11/2007	Not Printed
R477-15	Unlawful Harassment Policy and Procedure	29895	NSC	05/11/2007	Not Printed
R477-15	Unlawful Harassment Policy and Procedure	30054	5YR	06/09/2007	2007-13/153

Human Services

Administration

R495-810	Government Records Access and Management Act	29497	5YR	02/05/2007	2007-5/27
R495-878	Department of Human Services Civil Rights Complaint Procedure	29498	5YR	02/05/2007	2007-5/28

Administration, Administrative Services, Licensing

R501-8	Outdoor Youth Program	29874	NSC	05/14/2007	Not Printed
--------	-----------------------	-------	-----	------------	-------------

Aging and Adult Services

R510-1	Authority and Purpose	30340	5YR	08/21/2007	2007-18/75
R510-100	Funding Formulas	30342	5YR	08/21/2007	2007-18/75
R510-101	Carryover Policy for Title III: Grants for State and Community Programs on Aging	30343	5YR	08/21/2007	2007-18/76
R510-102	Amendments to Area Plan and Management Plan	30341	5YR	08/21/2007	2007-18/76
R510-103	Use of Senior Centers by Long-Term Care Facility Residents Participating in Activities Outside Their Planning and Service Area	30344	5YR	08/21/2007	2007-18/77
R510-106	Minimum Percentages of Older Americans Act, Title III Part B: State and Supportive Services Funds	30345	5YR	08/21/2007	2007-18/77
R510-107	Title V Senior Community Service Employment Program Standards and Procedures	30346	5YR	08/21/2007	2007-18/78
R510-108	Definition of Rural for Title III: Grants for State and Community Programs on Aging Reporting under the Older Americans Act	30347	5YR	08/21/2007	2007-18/78

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R510-109	Definition of Significant Population of Older Native Americans	30348	5YR	08/21/2007	2007-18/79
R510-110	Policy Regarding Contractual Involvements of Area Agencies on Aging for Private Eldercare and Case Management Services	30349	5YR	08/21/2007	2007-18/79
R510-111	Policy on Use of State Funding for Travel Expenses to Assist the National Senior Service Corps (NSSC)	30350	5YR	08/21/2007	2007-18/80
R510-200	Long-Term Care Ombudsman Program Policy	30351	5YR	08/21/2007	2007-18/80
R510-302	Adult Protective Services	30352	5YR	08/21/2007	2007-18/81
R510-400	Home and Community Based Alternatives Services Policy and Procedures	30353	5YR	08/21/2007	2007-18/82
<u>Child and Family Services</u>					
R512-1	Description of Division Services, Eligibility, and Service Access	30289	5YR	08/07/2007	2007-17/59
R512-2	Title IV-B Child Welfare/Family Preservation and Support Services and Title I-VE Foster Care, Adoption, and Independent Living Youth Advocate Program	30290	5YR	08/07/2007	2007-17/59
R512-10	Youth Advocate Program	29387	5YR	01/03/2007	2007-3/58
R512-31	Foster Parent Due Process	30291	5YR	08/07/2007	2007-17/60
R512-40	Adoptive Home Studies, Recruitment, Approval	30292	5YR	08/07/2007	2007-17/60
R512-42	Adoption by Relatives	30293	5YR	08/07/2007	2007-17/61
R512-43	Adoption Assistance	29388	5YR	01/03/2007	2007-3/59
R512-51	Fee Collection for Criminal Background Screening for Prospective Foster and Adoptive Parents and for Employees of Other Department of Human Services Licensed Programs	30393	EMR	09/05/2007	Not Printed
R512-60	Children's Trust Account	29390	5YR	01/03/2007	2007-3/59
R512-300	Out-of-Home Services	30010	EMR	06/01/2007	2007-12/55
<u>Substance Abuse and Mental Health</u>					
R523-1-2	State and Local Relationships	29381	AMD	02/26/2007	2007-2/97
R523-1-5	Fee for Service	29245	AMD	01/30/2007	2006-24/29
R523-1-11	Policies and Procedures Relating to Referrals, Admissions, and Transfers of Mental Health Consumers to the Utah State Hospital and Between Mental Health Center Catchment Areas	29382	AMD	02/26/2007	2007-2/99
R523-1-23	Case Manager Certification	29383	AMD	05/14/2007	2007-2/101
R523-20	Division Rules of Administration	30038	5YR	06/05/2007	2007-13/153
R523-20-2	Providers' Application for Funding - Fee Collection Policy	29246	AMD	01/30/2007	2006-24/31
R523-22	Utah Standards for Approval of Alcohol and Drug Educational Programs for Court-Referred DUI Offenders	30123	5YR	06/22/2007	2007-14/49
R523-23	On-Premise Alcohol Training and Education Seminar Rules of Administration	28928	CPR	01/30/2007	2006-24/43
R523-23	Alcohol Training and Education Seminar Rules of Administration	28928	AMD	01/30/2007	2006-17/43
R523-23	On-Premise Alcohol Training and Education Seminar Rules of Administration	30122	5YR	06/22/2007	2007-14/49
<u>Substance Abuse and Mental Health, State Hospital</u>					
R525-1	Medical Records	29434	REP	04/02/2007	2007-4/27
R525-8	Forensic Mental Health Facility	29802	AMD	06/15/2007	2007-9/24
<u>Recovery Services</u>					
R527-3	Definitions.	30390	5YR	09/04/2007	Not Printed
R527-5	Release of Information	29415	5YR	01/16/2007	2007-3/60

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R527-34	Non-IV-A Services	29416	5YR	01/16/2007	2007-3/61
R527-35	Non-IV-A Fee Schedule	29417	5YR	01/16/2007	2007-3/61
R527-37	Closure Criteria for Support Cases.	30432	5YR	09/07/2007	Not Printed
R527-201	Medical Support Services	29418	5YR	01/16/2007	2007-3/62
R527-253	Collection of Child Support Judgments	30428	5YR	09/07/2007	Not Printed
R527-255	Substantial Change in Circumstances.	30391	5YR	09/04/2007	Not Printed
R527-257	Enforcing Child Support When the Obligor is Incarcerated	30354	5YR	08/22/2007	2007-18/82
R527-258	Enforcing Child Support When the Obligor is an Ex-Prisoner or in a Treatment Program	30355	5YR	08/22/2007	2007-18/83
R527-300	Income Withholding	30429	5YR	09/07/2007	Not Printed
R527-330	Posting Priority of Payments Received	30356	5YR	08/22/2007	2007-18/83
R527-378	Withholding of Social Security Benefits	30395	5YR	09/05/2007	Not Printed
R527-412	Intercept of Unemployment Compensation	30396	5YR	09/05/2007	Not Printed
R527-601	Establishing or Modifying an Administrative Award for Child Support.	30433	5YR	09/07/2007	Not Printed
<u>Services for People with Disabilities</u>					
R539-1-4	Non-Waiver Services for People with Mental Retardation or Related Conditions	30295	NSC	08/31/2007	Not Printed
R539-5	Self-Administered Services	29625	AMD	05/11/2007	2007-7/70
R539-9	Supported Employment Pilot Program	30116	EMR	07/01/2007	2007-14/39
R539-9	Supported Employment Pilot Program	30085	AMD	08/07/2007	2007-13/50
<u>Juvenile Justice Services</u>					
R547-1	Residential and Nonresidential, Nonsecure Community Program Standards	29992	5YR	05/30/2007	2007-12/64
R547-3	Juvenile Jail Standards	29993	5YR	05/30/2007	2007-12/65
R547-6	Youth Parole Authority Policies and Procedures	30032	5YR	06/04/2007	2007-13/154
R547-7	Juvenile Holding Room Standards	29990	5YR	05/30/2007	2007-12/65
R547-12	Division of Juvenile Justice Services Classification of Records	29991	5YR	05/30/2007	2007-12/66
R547-13	Guidelines for Admission to Secure Youth Detention Facilities	30033	5YR	06/04/2007	2007-13/154
R547-14	Possession of Prohibited Items in Juvenile Detention Facilities	29897	5YR	04/30/2007	2007-10/128
<u>Public Guardian (Office of)</u>					
R549-1	Eligibility and Services Priority	29950	NEW	07/09/2007	2007-11/50
Insurance					
<u>Administration</u>					
R590-68	Insider Trading of Equity Securities of Domestic Stock Insurance Companies	29815	5YR	04/13/2007	2007-9/41
R590-70	Insurance Holding Companies	29451	5YR	01/29/2007	2007-4/62
R590-85	Individual Accident and Health Insurance and Individual and Group Medicare Supplement Rates	29821	5YR	04/16/2007	2007-9/41
R590-91-13	Unfair Marketing Practices	30220	NSC	08/14/2007	Not Printed
R590-93	Replacement of Life Insurance and Annuities	29752	AMD	05/29/2007	2007-8/84
R590-93	Replacement of Life Insurance and Annuities	30042	AMD	08/08/2007	2007-13/51
R590-95	Rule to Permit the Same Minimum Nonforfeiture Standards for Men and Women Insureds Under the 1980 CSO and 1980 CET Mortality Tables	29447	5YR	01/27/2007	2007-4/62

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R590-99	Delay or Failure to Record Documents and the Insuring of Properties with the False Appearance of Unmarketability as Unfair Title Insurance Practices	29446	5YR	01/27/2007	2007-4/63
R590-101	Appointment and Termination of Individuals Licensed as Agents, and Organizations Licensed as Agents by Insurers	29820	5YR	04/16/2007	2007-9/42
R590-102	Insurance Department Fee Payment Rule	29443	5YR	01/26/2007	2007-4/63
R590-102-9	Individual Resident and Non-Resident License Fees	29824	AMD	06/08/2007	2007-9/25
R590-103	Security Deposits	29406	5YR	01/11/2007	2007-3/62
R590-108	Interest Rate During Grace Period or Upon Reinstatement of Policy	29814	5YR	04/13/2007	2007-9/43
R590-114	Letters of Credit	29452	5YR	01/29/2007	2007-4/64
R590-116	Valuation of Assets	29583	5YR	02/28/2007	2007-6/39
R590-117	Valuation of Liabilities	29584	5YR	02/28/2007	2007-6/40
R590-118	Licensing Examination Rule	29813	5YR	04/13/2007	2007-9/43
R590-120	Surety Bond Forms	29823	5YR	04/16/2007	2007-9/44
R590-121	Rate Modification Plan Rule	29403	5YR	01/11/2007	2007-3/63
R590-121-2	Authority	29726	NSC	04/12/2007	Not Printed
R590-122	Permissible Arbitration Provisions	30135	5YR	06/26/2007	2007-14/50
R590-123	Additions and Deletions of Designees by Organizations	29445	5YR	01/27/2007	2007-4/64
R590-123-1	Authority	29448	NSC	02/13/2007	Not Printed
R590-126	Accident and Health Insurance Standards	29404	5YR	01/11/2007	2007-3/63
R590-126-4	Prohibited Policy Provisions	29431	AMD	04/09/2007	2007-4/28
R590-126-4	Prohibited Policy Provisions	29998	AMD	07/30/2007	2007-12/20
R590-133	Variable Contracts	29411	5YR	01/12/2007	2007-3/64
R590-136	Title Insurance Agents' Annual Reports	30286	NSC	08/31/2007	Not Printed
R590-142	Continuing Education Rule	29444	5YR	01/26/2007	2007-4/65
R590-143	Life and Health Reinsurance Agreements	29450	5YR	01/29/2007	2007-4/65
R590-146	Medicare Supplement Insurance Standards	29822	5YR	04/16/2007	2007-9/44
R590-147	Annual and Quarterly Statement Filing Instructions	29449	5YR	01/29/2007	2007-4/66
R590-148	Long-Term Care Insurance Rule	30213	5YR	07/25/2007	2007-16/71
R590-148-25	Reporting Requirements	30006	AMD	07/30/2007	2007-12/22
R590-149	ADA Complaint Procedure Rule	30134	5YR	06/26/2007	2007-14/50
R590-150	Commissioner's Acceptance of Examination Reports	29454	5YR	01/29/2007	2007-4/66
R590-151	Records Access Rule	30243	5YR	07/25/2007	2007-16/72
R590-153-6	Permitted Advertising and Business Entertainment	30080	AMD	08/08/2007	2007-13/53
R590-157	Surplus Lines Insurance Premium Tax and Stamping Fee	29684	AMD	06/13/2007	2007-7/71
R590-173	Credit for Reinsurance	30160	5YR	06/29/2007	2007-14/51
R590-176	Health Benefit Plan Enrollment	29400	5YR	01/11/2007	2007-3/65
R590-181	Yankee Bond Rule	29407	5YR	01/11/2007	2007-3/65
R590-182	Risk Based Capital Instructions	29410	5YR	01/12/2007	2007-3/66
R590-203	Health Grievance Review Process and Disability Claims	29826	5YR	04/17/2007	2007-10/128
R590-211-1	Authority	29724	NSC	04/12/2007	Not Printed
R590-216	Standards for Safeguarding Customer Information.	30427	5YR	09/06/2007	Not Printed

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R590-220	Submission of Accident and Health Insurance Filings	28767	AMD	01/22/2007	2006-12/27
R590-220	Submission of Accident and Health Insurance Filings	28767	CPR	01/22/2007	2006-24/44
R590-220	Submission of Accident and Health Insurance Filings	28767	CPR	01/22/2007	2006-16/30
R590-220	Submission of Accident and Health Insurance Filings	29947	AMD	07/12/2007	2007-11/51
R590-225	Submission of Property and Casualty Rate and Form Filings	29949	AMD	07/12/2007	2007-11/58
R590-225-6	Filing Submission Requirements	29290	AMD	01/22/2007	2006-24/32
R590-226	Submission of Life Insurance Filings	29969	AMD	07/30/2007	2007-12/23
R590-227	Submission of Annuity Filings	29951	AMD	07/12/2007	2007-11/65
R590-228	Submission of Credit Life and Credit Accident and Health Insurance Form and Rate Filings	29971	AMD	07/30/2007	2007-12/30
R590-228-5	General Filing Information	30274	NSC	08/14/2007	Not Printed
R590-233-4	Prohibited Policy Provisions	29999	AMD	07/30/2007	2007-12/35
R590-235-3	Definitions	29858	NSC	05/14/2007	Not Printed
R590-236	HIPAA Eligibility Following Receipt of a Certificate of Insurability or Denial by an Individual Carrier	29430	AMD	04/09/2007	2007-4/30
R590-238	Captive Insurance Companies	29458	CPR	05/25/2007	2007-8/115
R590-238	Captive Insurance Companies	29458	NEW	05/25/2007	2007-4/32
R590-239	Exemption of Student Health Centers From Insurance Code	29419	NEW	04/09/2007	2007-3/13
R590-240	Exemption of Student Health Programs From Insurance Code	29420	NEW	06/08/2007	2007-3/15
R590-240	Exemption of Student Health Programs From Insurance Code	29420	CPR	06/08/2007	2007-9/30
R590-240-3	Definitions	30228	NSC	08/14/2007	Not Printed
R590-240-5	Exemption Requirements	30102	AMD	08/08/2007	2007-13/54
R590-241	Rule to Recognize the Preferred Mortality Tables for Use in Determining Minimum Reserve Liabilities	30082	NEW	08/08/2007	2007-13/56
<u>Title and Escrow Commission</u>					
R592-4-5	Charges	29725	NSC	04/12/2007	Not Printed
Judicial Conduct Commission					
<u>Administration</u>					
R595-2-1	Executive Committee	29924	AMD	09/01/2007	2007-11/70
Labor Commission					
<u>Administration</u>					
R600-2	Operations	30316	5YR	08/15/2007	2007-17/61
<u>Adjudication</u>					
R602-1	General Provisions	30317	5YR	08/15/2007	2007-17/61
R602-2	Adjudication of Workers' Compensation and Occupational Disease Claims	30318	5YR	08/15/2007	2007-17/62
R602-2-4	Attorney Fee	29957	AMD	07/24/2007	2007-12/40
<u>Antidiscrimination and Labor, Labor</u>					
R610-1-3	Coverage	30008	AMD	09/08/2007	2007-12/41
<u>Industrial Accidents</u>					
R612-1	Workers' Compensation Rules - Procedures	30320	5YR	08/15/2007	2007-17/62
R612-1-3	Official Forms	30319	NSC	08/31/2007	Not Printed

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R612-2-27	Commission Approval of Health Care Treatment Protocol	29948	AMD	07/10/2007	2007-11/71
R612-2-27	Commission Approval of Health Care Treatment Protocol	30110	NSC	07/11/2007	Not Printed
R612-4-2	Premium Rates for the Uninsured Employers' Fund and the Employers' Reinsurance Fund	29124	AMD	01/01/2007	2006-21/49
<u>Occupational Safety and Health</u>					
R614-1-4	Incorporation of Federal Standards	29282	AMD	01/23/2007	2006-24/33
R614-1-4	Incorporation of Federal Standards	29857	AMD	06/22/2007	2007-10/77
R614-1-4	Incorporation of Federal Standards	30315	NSC	08/31/2007	Not Printed
<u>Safety</u>					
R616-1	Coal Mine Rules	29733	R&R	05/23/2007	2007-8/88
R616-2-3	Safety Codes and Rules for Boilers and Pressure Vessels	29313	AMD	02/08/2007	2007-1/24
R616-2-3	Safety Codes and Rules for Boilers and Pressure Vessels	29581	AMD	04/24/2007	2007-6/25
R616-2-3	Safety Codes and Rules for Boilers and Pressure Vessels	29527	AMD	04/24/2007	2007-6/26
Money Management Council					
<u>Administration</u>					
R628-2	Investment of Funds of Public Education Foundations Established Under Section 53A-4-205 or Funds Acquired by Gift, Devise or Bequest	30177	5YR	07/10/2007	2007-15/68
R628-15	Certification as an Investment Adviser	29906	AMD	06/21/2007	2007-10/79
R628-17	Limitations on Commercial Paper and Corporate Notes	29222	NEW	01/09/2007	2006-23/68
Natural Resources					
<u>Geological Survey</u>					
R638-2	Renewable Energy Systems Tax Credits	30103	NEW	08/31/2007	2007-13/58
R638-3	Energy Efficiency Fund	30159	NEW	08/31/2007	2007-14/24
<u>Oil, Gas and Mining: Administration</u>					
R642-100	Records of the Division and Board of Oil, Gas and Mining	29596	5YR	03/07/2007	2007-7/170
<u>Oil, Gas and Mining: Abandoned Mine Reclamation</u>					
R643-870	Abandoned Mine Reclamation Regulation Definitions	29597	5YR	03/07/2007	2007-7/170
R643-872	Abandoned Mine Reclamation Fund	29598	5YR	03/07/2007	2007-7/171
R643-874	General Reclamation Requirements	29599	5YR	03/07/2007	2007-7/171
R643-875	Noncoal Reclamation	29600	5YR	03/07/2007	2007-7/172
R643-877	Rights of Entry	29601	5YR	03/07/2007	2007-7/172
R643-879	Acquisition, Management, and Disposition of Lands and Water	29602	5YR	03/07/2007	2007-7/173
R643-882	Reclamation on Private Land	29603	5YR	03/07/2007	2007-7/173
R643-884	State Reclamation Plan	29604	5YR	03/07/2007	2007-7/174
R643-886	State Reclamation Grants	29605	5YR	03/07/2007	2007-7/174
<u>Oil, Gas and Mining: Coal</u>					
R645-100	Administrative: Introduction	29606	5YR	03/07/2007	2007-7/175
R645-103	Areas Unsuited for Coal Mining and Reclamation Operations	29607	5YR	03/07/2007	2007-7/175
R645-200	Coal Exploration: Introduction	29608	5YR	03/07/2007	2007-7/176
R645-201	Coal Exploration: Requirements for Exploration Approval	29609	5YR	03/07/2007	2007-7/176

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R645-202	Coal Exploration: Compliance Duties	29610	5YR	03/07/2007	2007-7/177
R645-203	Coal Exploration: Public Availability of Information	29611	5YR	03/07/2007	2007-7/177
R645-300	Coal Mine Permitting: Administrative Procedures	29612	5YR	03/07/2007	2007-7/178
R645-301	Coal Mine Permitting: Permit Application Requirements	29613	5YR	03/07/2007	2007-7/178
R645-302	Coal Mine Permitting: Special Categories and Areas of Mining	29614	5YR	03/07/2007	2007-7/179
R645-303	Coal Mine Permitting: Change, Renewal, and Transfer, Assignment, or Sale of Permit Rights	29615	5YR	03/07/2007	2007-7/179
R645-402	Inspection and Enforcement: Individual Civil Penalties	29616	5YR	03/07/2007	2007-7/180
<u>Oil, Gas and Mining; Oil and Gas</u>					
R649-1	Oil and Gas General Rules	29617	5YR	03/07/2007	2007-7/180
R649-2	General Rules	29618	5YR	03/07/2007	2007-7/181
R649-3	Drilling and Operating Practices	29619	5YR	03/07/2007	2007-7/181
R649-5	Underground Injection Control of Recovery Operations and Class II Injection Wells	29620	5YR	03/07/2007	2007-7/182
R649-8	Reporting and Report Forms	29621	5YR	03/07/2007	2007-7/182
R649-9	Waste Management and Disposal	29622	5YR	03/07/2007	2007-7/183
<u>Parks and Recreation</u>					
R651-102	Government Records Access Management Act	30245	5YR	07/26/2007	2007-16/72
R651-201	Definitions	30025	AMD	08/07/2007	2007-13/69
R651-205-16	Huntington Reservoir	29806	AMD	07/09/2007	2007-9/26
R651-206	Carrying Passengers for Hire	30026	AMD	08/07/2007	2007-13/70
R651-207-1	Yearly Registration Fee	29913	AMD	07/09/2007	2007-11/72
R651-215	Personal Flotation Devices	30027	AMD	08/07/2007	2007-13/79
R651-217	Fire Extinguishers	30028	AMD	08/07/2007	2007-13/81
R651-219-5	Equipment Good and Serviceable	30029	AMD	08/07/2007	2007-13/82
R651-221-1	Boat Livery Agreements	30030	AMD	08/07/2007	2007-13/82
R651-301	State Recreation Fiscal Assistance Programs	30247	5YR	07/26/2007	2007-16/73
R651-611	Fee Schedule	29914	AMD	07/09/2007	2007-11/73
R651-611-2	Day Use Entrance Fees	30156	AMD	08/21/2007	2007-14/28
R651-611-4	Special Fees	29773	AMD	05/22/2007	2007-8/90
R651-634-1	User Permits and Fees	29163	AMD	01/02/2007	2006-22/39
<u>Forestry, Fire and State Lands</u>					
R652-1	Definition of Terms	29756	5YR	04/02/2007	2007-8/130
R652-3	Applicant Qualifications and Application Forms	29758	5YR	04/02/2007	2007-8/131
R652-4	Application Fees and Assessments	29761	5YR	04/02/2007	2007-8/131
R652-5	Payments, Royalties, Audits, and Reinstatements	29757	5YR	04/02/2007	2007-8/132
R652-6	Government Records Access and Management	29766	5YR	04/02/2007	2007-8/132
R652-20	Mineral Resources	29760	5YR	04/02/2007	2007-8/133
R652-20-1600	Posting Dates/Simultaneous Filing	29468	AMD	03/26/2007	2007-4/36
R652-30	Special Use Leases	29759	5YR	04/02/2007	2007-8/133
R652-40	Easements	29767	5YR	04/02/2007	2007-8/134
R652-50	Range Management	29764	5YR	04/02/2007	2007-8/134
R652-60	Cultural Resources	29755	5YR	04/02/2007	2007-8/135
R652-70	Sovereign Lands	29765	5YR	04/02/2007	2007-8/135

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R652-90	Sovereign Land Management Planning	29763	5YR	04/02/2007	2007-8/136
R652-100	Materials Permits	29762	5YR	04/02/2007	2007-8/136
R652-122-300	Minimum Standards for Wildland Fire Training	29170	AMD	01/03/2007	2006-22/40
R652-122-300	Minimum Standards for Wildland Fire Training	29467	NSC	02/13/2007	Not Printed
R652-130	Leaf-it-to-us, Children's Crusade for Trees Administration (EXPIRED RULE)	29800	NSC	04/03/2007	Not Printed
R652-140	Utah Forest Practices Act (EXPIRED RULE)	29433	NSC	01/23/2007	Not Printed
R652-140	Utah Forest Practices Act	29461	NEW	03/26/2007	2007-4/37
<u>Water Rights</u>					
R655-1	Wells Used for the Discovery and Production of Geothermal Energy in the State of Utah	30182	5YR	07/12/2007	2007-15/69
R655-2	Procedure for Administrative Proceedings Before the Division of Water Rights Commenced Prior to January 1, 1988	30181	5YR	07/12/2007	2007-15/69
R655-6	Administrative Procedures for Informal Proceedings Before the Division of Water Rights	30401	5YR	09/06/2007	Not Printed
<u>Wildlife Resources</u>					
R657-2	Adjudicative Proceedings	29922	5YR	05/07/2007	2007-11/86
R657-4	Possession of Live Game Birds	29996	5YR	05/31/2007	2007-12/66
R657-5	Taking Big Game	29351	AMD	02/07/2007	2007-1/25
R657-5	Taking Big Game	29923	AMD	07/09/2007	2007-11/75
R657-5	Taking Big Game	30063	AMD	08/07/2007	2007-13/84
R657-5-43	General Archery Elk Hunt	29502	AMD	04/09/2007	2007-5/17
R657-6	Taking Upland Game	30064	AMD	08/07/2007	2007-13/86
R657-9	Taking Waterfowl, Common Snipe and Coot	30065	AMD	08/07/2007	2007-13/88
R657-10	Taking Cougar	30066	AMD	08/07/2007	2007-13/90
R657-12	Hunting and Fishing Accommodations for Disabled People	29637	AMD	05/08/2007	2007-7/73
R657-12	Authorization to hunt from a vehicle and fishing license for the disabled.	30435	5YR	09/10/2007	Not Printed
R657-13	Taking Fish and Crayfish	30067	AMD	08/07/2007	2007-13/93
R657-14	Commercial Harvesting of Protected Aquatic Wildlife	30173	5YR	07/09/2007	2007-15/70
R657-17	Lifetime Hunting and Fishing License	30068	AMD	08/07/2007	2007-13/95
R657-17-3	Lifetime License Entitlement	29328	AMD	02/07/2007	2007-1/34
R657-18	Wood Products on Division of Wildlife Resources Lands	30083	REP	08/07/2007	2007-13/97
R657-18	Wood Products on Division of Wildlife Resources Lands (5YR EXTENSION)	30035	NSC	08/07/2007	Not Printed
R657-20	Falconry	29398	5YR	01/10/2007	2007-3/66
R657-20	Falconry	29401	AMD	03/12/2007	2007-3/19
R657-22	Commercial Hunting Areas	29921	5YR	05/07/2007	2007-11/87
R657-22-3	Application for a Certificate of Registration	29635	AMD	05/08/2007	2007-7/75
R657-26	Adjudicative Proceedings for a License, Permit, or Certificate of Registration	30077	AMD	08/07/2007	2007-13/98
R657-27	License Agent Procedures	29794	5YR	04/04/2007	2007-9/45
R657-27	License Agent Procedures	29636	AMD	05/08/2007	2007-7/76
R657-28	Use of Division Lands - Rights-of-Way, Leases, and Special Use Permits	30084	AMD	08/07/2007	2007-13/101
R657-28	Use of Division Lands	30313	5YR	08/14/2007	2007-17/63
R657-28	Use of Division Lands - Rights-of-Way, Leases, and Special Use Permits (5YR EXTENSION)	30036	NSC	08/14/2007	Not Printed
R657-29	Government Records Access Management Act	29916	5YR	05/03/2007	2007-11/87

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R657-30	Fishing License for the Terminally Ill	29920	5YR	05/07/2007	2007-11/88
R657-33	Taking Bear	29402	AMD	03/12/2007	2007-3/24
R657-33	Taking Bear	30069	AMD	08/07/2007	2007-13/111
R657-38	Dedicated Hunter Program	29329	AMD	02/07/2007	2007-1/35
R657-38	Dedicated Hunter Program	30070	AMD	08/07/2007	2007-13/113
R657-41	Conservation and Sportsman Permits	30071	AMD	08/07/2007	2007-13/117
R657-41-2	Definitions	29201	AMD	01/09/2007	2006-23/69
R657-42	Fees, Exchanges, Surrenders, Refunds and Reallocation of Wildlife Documents	29330	AMD	02/07/2007	2007-1/37
R657-42	Fees, Exchanges, Surrenders, Refunds and Reallocation of Wildlife Documents	30076	AMD	08/07/2007	2007-13/118
R657-43	Landowner Permits (5YR EXTENSION)	29580	NSC	03/13/2007	Not Printed
R657-43	Landowner Permits	29639	5YR	03/13/2007	2007-7/183
R657-43	Landowner Permits	29704	NSC	04/12/2007	Not Printed
R657-43	Landowner Permits	30072	AMD	08/07/2007	2007-13/120
R657-44	Big Game Depredation	30109	5YR	06/20/2007	2007-14/51
R657-44	Big Game Depredation	30073	AMD	08/07/2007	2007-13/122
R657-44-6	Damage to Livestock Forage on Private Land	29638	AMD	05/08/2007	2007-7/79
R657-49	Big Game Conservation Easements on Former School Trust Lands (5YR EXTENSION)	29165	NSC	02/07/2007	Not Printed
R657-49	Big Game Conservation Easements on Former School Trust Lands	29349	REP	02/07/2007	2007-1/39
R657-50	Error Remedy	29795	5YR	04/04/2007	2007-9/45
R657-50	Error Remedy	29703	NSC	04/12/2007	Not Printed
R657-51	Youth Permits	29530	REP	04/23/2007	2007-6/27
R657-51	Youth Permits (5YR EXTENSION)	29536	NSC	04/23/2007	Not Printed
R657-53	Amphibian and Reptile Collection, Importation, Transportation, and Possession	29751	AMD	05/22/2007	2007-8/92
R657-54	Taking Wild Turkey	30074	AMD	08/07/2007	2007-13/125
R657-55	Wildlife Convention Permits	30075	AMD	08/07/2007	2007-13/128
R657-56	Recreational Lease of Private Lands for Free Public Walk-in Access	30078	AMD	08/07/2007	2007-13/130

Pardons (Board Of)

Administration

R671-101	Rules	30215	5YR	07/25/2007	2007-16/73
R671-102	Americans with Disabilities Act complaint Procedure Rule	30214	5YR	07/25/2007	2007-16/74
R671-201	Original Parole Grant Hearing Schedule and Notice	30216	5YR	07/25/2007	2007-16/74
R671-202	Notification of Hearings	30217	5YR	07/25/2007	2007-16/75
R671-203	Victim Input and Notification	30218	5YR	07/25/2007	2007-16/75
R671-205	Credit for Time Served	30219	5YR	07/25/2007	2007-16/75
R671-206	Competency of Offenders	30221	5YR	07/25/2007	2007-16/76
R671-207	Mentally Ill and Deteriorated Offender Custody Transfer	30222	5YR	07/25/2007	2007-16/76
R671-301	Personal Appearance	30223	5YR	07/25/2007	2007-16/77
R671-302	News Media and Public Access to Hearings	30224	5YR	07/25/2007	2007-16/77
R671-303	Offender Access to Information	30225	5YR	07/25/2007	2007-16/78
R671-304	Hearing Record	30226	5YR	07/25/2007	2007-16/78
R671-305	Notification of Board Decision	30227	5YR	07/25/2007	2007-16/78
R671-308	Offender Hearing Assistance	30229	5YR	07/25/2007	2007-16/79

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R671-309	Impartial Hearings	30230	5YR	07/25/2007	2007-16/79
R671-310	Rescission Hearings	30232	5YR	07/25/2007	2007-16/80
R671-311	Special Attention Hearings and Reviews	30231	5YR	07/25/2007	2007-16/80
R671-315	Pardons	30233	5YR	07/25/2007	2007-16/80
R671-316	Redetermination	30234	5YR	07/25/2007	2007-16/81
R671-402	Special Conditions of Parole	30235	5YR	07/25/2007	2007-16/81
R671-405	Parole Termination	30236	5YR	07/25/2007	2007-16/82

Public Education Job Enhancement Program

Job Enhancement Committee

R690-100	Public Education Job Enhancement Program Participant Eligibility and Requirements	30099	AMD	08/07/2007	2007-13/132
----------	---	-------	-----	------------	-------------

Public Safety

Administration

R698-1	Public Petitions for Declaratory Orders	29384	5YR	01/02/2007	2007-2/118
R698-2	Government Records Access and Management Act Rule	29385	5YR	01/02/2007	2007-2/118
R698-3	Americans With Disabilities Act (ADA) Complaint Procedure	29386	5YR	01/02/2007	2007-2/119
R698-100	Possession of Firearms, Ammunition, Dangerous Weapons, Explosives, Chemical and Incendiary Devices in Olympic Venue Secure Areas	29787	5YR	04/02/2007	2007-8/136
R698-100	Possession of Firearms, Ammunition, Dangerous Weapons, Explosives, Chemical and Incendiary Devices in Olympic Venue Secure Areas (5YR EXTENSION)	29331	NSC	04/02/2007	Not Printed
R698-100	Possession of Firearms, Ammunition, Dangerous Weapons, Explosives, Chemical and Incendiary Devices in Olympic venue Secure Areas	29728	REP	05/23/2007	2007-8/109

Driver License

R708-2	Commercial Driver Training Schools	29593	5YR	03/02/2007	2007-7/184
R708-3	Driver License Point System Administration	29590	5YR	03/02/2007	2007-7/184
R708-7	Functional Ability in Driving: Guidelines for Physicians	29633	5YR	03/13/2007	2007-7/184
R708-7-10	Use of the Functional Ability Profile	29582	AMD	04/23/2007	2007-6/29
R708-8	Review Process: Driver License Medical Section	29723	5YR	03/23/2007	2007-8/137
R708-14	Adjudicative Proceedings For Driver License Actions Involving Alcohol and Drugs	29591	5YR	03/02/2007	2007-7/185
R708-21	Third-Party Testing	29727	5YR	03/23/2007	2007-8/137
R708-25	Commercial Driver License Applicant Fitness Certification	29734	5YR	03/26/2007	2007-8/138
R708-25	Commercial Driver License Applicant Fitness Certification	29741	NSC	04/12/2007	Not Printed
R708-27	Certification of Driver Education Teachers in the Public Schools to Administer Knowledge and Driving Skills Tests	29729	5YR	03/23/2007	2007-8/139
R708-34	Medical Waivers for Intrastate Commercial Driving Privileges	29589	5YR	03/02/2007	2007-7/185
R708-35	Adjudicative Proceedings For Driver License Offenses Not Involving Alcohol or Drug Actions	29592	5YR	03/02/2007	2007-7/186
R708-43	YES or NO Notification	29805	AMD	06/08/2007	2007-9/27

Fire Marshal

R710-1	Concerns Servicing Portable Fire Extinguishers	29677	AMD	05/08/2007	2007-7/80
--------	--	-------	-----	------------	-----------

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R710-1	Concerns Servicing Portable Fire Extinguishers	29981	5YR	05/30/2007	2007-12/67
R710-2	Rules Pursuant to the Utah Fireworks Act	29422	AMD	03/12/2007	2007-3/27
R710-2	Rules Pursuant to the Utah Fireworks Act	30031	5YR	06/04/2007	2007-13/155
R710-2-7	Importer, Wholesaler, Display or Special Effects Operator Licenses	29679	NSC	03/29/2007	Not Printed
R710-3	Assisted Living Facilities	29235	AMD	01/09/2007	2006-23/70
R710-3	Assisted Living Facilities	30034	5YR	06/04/2007	2007-13/155
R710-4	Buildings Under the Jurisdiction of the State Fire Prevention Board	29233	AMD	01/09/2007	2006-23/72
R710-4	Buildings Under the Jurisdiction of the State Fire Prevention Board	30043	5YR	06/08/2007	2007-13/156
R710-4-3	Amendments and Additions	29683	AMD	05/08/2007	2007-7/82
R710-6	Liquefied Petroleum Gas Rules	29423	AMD	03/12/2007	2007-3/29
R710-7	Concerns Servicing Automatic Fire Suppression Systems	30007	5YR	05/31/2007	2007-12/67
R710-8	Day Care Rules	29234	AMD	01/09/2007	2006-23/76
R710-8	Day Care Rules	29706	5YR	03/16/2007	2007-8/139
R710-9	Rules Pursuant to the Utah Fire Prevention Law	29232	AMD	01/09/2007	2006-23/78
R710-9	Rules Pursuant to the Utah Fire Prevention Law	29421	AMD	03/12/2007	2007-3/32
R710-9	Rules Pursuant to the Utah Fire Prevention Law	29702	AMD	05/08/2007	2007-7/83
R710-9	Rules Pursuant to the Utah Fire Prevention Law	30044	5YR	06/08/2007	2007-13/156
R710-11	Fire Alarm System Inspecting and Testing	29701	AMD	05/08/2007	2007-7/88
<u>Criminal Investigations and Technical Services, Criminal Identification</u>					
R722-300	Concealed Firearm Permit Rule	30371	EMR	08/28/2007	2007-18/69
<u>Peace Officer Standards and Training</u>					
R728-101	Public Petitions For Declaratory Rulings	29551	5YR	02/26/2007	2007-6/40
R728-205-1	Authority	29196	AMD	01/20/2007	2006-23/83
R728-205-1	Authority	29374	NSC	01/20/2007	Not Printed
R728-401	Requirements For Approval and Certification of Peace Officer Basic Training Programs and Applicants	29548	5YR	02/26/2007	2007-6/67
R728-401	Requirements For Approval and Certification of Peace Officer Basic Training Programs and Applicants	29552	5YR	02/26/2007	2007-6/41
R728-401-3	Procedures for Course Validation	29147	AMD	01/20/2007	2006-22/45
R728-402	Application Procedures to Attend a Basic Peace Officer Training Program	29176	AMD	01/20/2007	2006-22/47
R728-402	Application Procedures to Attend a Basic Peace Officer Training Program	29553	5YR	02/26/2007	2007-6/41
R728-403	Qualifications For Admission To Certified Peace Officer Training Academies	29557	5YR	02/26/2007	2007-6/42
R728-404	Basic Training Basic Academy Rules	29558	5YR	02/26/2007	2007-6/42
R728-405	Drug Testing Requirement	29559	5YR	02/26/2007	2007-6/43
R728-406	Requirements For Approval and Certification of Basic Correctional, Reserve and Special Function Training Programs and Applicants	29560	5YR	02/26/2007	2007-6/43
R728-407	Waiver/Reactivation Process	29561	5YR	02/26/2007	2007-6/44
R728-409	Refusal, Suspension, or Revocation of Peace Officer Certification	29562	5YR	02/27/2007	2007-6/44
R728-410	Guidelines Regarding Failure To Obtain Annual Statutory Training	29563	5YR	02/27/2007	2007-6/45
R728-410-2	Suspension for Failure to Obtain Annual Statutory Training	30280	NSC	08/14/2007	Not Printed

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R728-411	Guidelines Regarding Administrative Action Taken Against Individuals Functioning As Peace Officers Without Peace Officer Certification Or Powers	30211	5YR	07/23/2007	2007-16/82
R728-411	Guidelines Regarding Administrative Action Taken Against Individuals Functioning As Peace Officers Without Peace Officer Certification Or Powers	30196	NSC	07/30/2007	Not Printed
R728-500	Utah Peace Officer Standards and Training In-Service Training Certification Procedures	29565	5YR	02/27/2007	2007-6/45

Public Service Commission

Administration

R746-348	Interconnection	29428	5YR	01/22/2007	2007-4/67
R746-349	Competitive Entry and Reporting Requirements	29626	5YR	03/08/2007	2007-7/186
R746-351	Pricing Flexibility	29627	5YR	03/09/2007	2007-7/187
R746-400	Public Utility Reports	30107	5YR	06/19/2007	2007-14/52
R746-409	Pipeline Safety	29438	AMD	03/27/2007	2007-4/38
R746-420	Requests for Approval of a Solicitation Process	29376	NEW	05/17/2007	2007-2/102
R746-420	Requests for Approval of a Solicitation Process	29376	CPR	05/17/2007	2007-7/138
R746-420-2	Requests for Waiver of a Solicitation Process	30115	AMD	08/28/2007	2007-14/29
R746-430	Procedural and Informational Requirements for Review of Utility's Action Plan	29377	NEW	05/17/2007	2007-2/109
R746-430	Procedural and Informational Requirements for Review of Utility's Action Plan	29377	CPR	05/17/2007	2007-7/145
R746-430	Procedural and Informational Requirements for Action Plans and Significant Energy Resource Review and Approval	30114	AMD	08/28/2007	2007-14/31
R746-440	Significant Energy Resource Solicitation	29378	NEW	03/19/2007	2007-2/111

Regents (Board Of)

Administration

R765-607	Utah Higher Education Tuition Assistance Program	30165	AMD	08/22/2007	2007-14/32
----------	--	-------	-----	------------	------------

College of Eastern Utah

R767-1	Government Records Access and Management Act	30108	5YR	06/19/2007	2007-14/52
--------	--	-------	-----	------------	------------

University of Utah, Parking and Transportation Services

R810-2	Parking Meters	29532	5YR	02/21/2007	2007-6/46
R810-5	Permit Types, Eligibility, and Designated Parking Areas	29539	5YR	02/22/2007	2007-6/46
R810-6	Permit Prices and Refunds	29537	5YR	02/21/2007	2007-6/47
R810-9	Contractors and Their Employees	29540	5YR	02/22/2007	2007-6/47
R810-10	Enforcement System	29541	5YR	02/22/2007	2007-6/47
R810-11	Appeals System	29542	5YR	02/22/2007	2007-6/48

School and Institutional Trust Lands

Administration

R850-1	Definition of Terms	30147	5YR	06/27/2007	2007-14/53
R850-2	Trust Land Management Objectives	30145	5YR	06/27/2007	2007-14/53
R850-3	Applicant Qualifications, Application Forms, and Application Processing	30146	5YR	06/27/2007	2007-14/54
R850-4	Application Fees and Assessments	30149	5YR	06/27/2007	2007-14/54
R850-5	Payments, Royalties, Audits, and Reinstatements	29904	AMD	06/21/2007	2007-10/81

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R850-5	Payments, Royalties, Audits, and Reinstatements	30144	5YR	06/27/2007	2007-14/55
R850-6	Government Records Access and Management	30148	5YR	06/27/2007	2007-14/55
R850-11	Procurement	29859	5YR	04/24/2007	2007-10/129
R850-30	Special Use Leases	30150	5YR	06/27/2007	2007-14/56
R850-40	Easements	30151	5YR	06/27/2007	2007-14/56
R850-50	Range Management	30152	5YR	06/27/2007	2007-14/57
R850-60	Cultural Resources	30153	5YR	06/27/2007	2007-14/57
R850-80	Sale of Trust Lands	30154	5YR	06/27/2007	2007-14/58
R850-90	Land Exchanges	29408	5YR	01/12/2007	2007-3/66
R850-100	Trust Land Management Planning	30325	5YR	08/15/2007	2007-17/63
R850-120	Beneficiary Use of Institutional Trust Lands.	29409	5YR	01/12/2007	2007-3/67

Science Technology and Research Governing Auth.

Administration

R856-1	Formation and Funding of Utah Science Technology and Research Innovation Teams	29298	NEW	04/04/2007	2006-24/35
R856-1-6	Ongoing Funding for Utah Science Technology and Research Innovation Team	29375	AMD	04/04/2007	2007-2/113
R856-2	Distribution of Utah Science Technology and Research Commercialization Revenues	29299	NEW	04/04/2007	2006-24/37

Tax Commission

Administration

R861-1A	Administrative Procedures	29713	5YR	03/20/2007	2007-8/139
R861-1A-19	Definition of Bond Pursuant to Utah Code Ann. Section 59-1-505	29324	AMD	02/12/2007	2007-1/41
R861-1A-41	Date of Assessment Pursuant to Ann. Sections 59-1-302.1 and 59-1-706	29941	AMD	07/16/2007	2007-11/76

Auditing

R865-3C	Corporation Income Tax	29714	5YR	03/21/2007	2007-8/142
R865-4D	Special Fuel Tax	29556	5YR	02/26/2007	2007-6/48
R865-6F	Franchise Tax	29624	5YR	03/08/2007	2007-7/187
R865-6F-30	Higher Education Savings Incentive Program Tax Deduction Pursuant to Utah Code Ann. Sections 53B-8a-112, 59-7-105, and 59-7-106	29323	AMD	02/12/2007	2007-1/41
R865-6F-37	Disclosure of Reportable Transactions and Material adviser List Pursuant to Utah Code Ann. Sections 59-1-1301 through 59-1-1309	29437	AMD	04/16/2007	2007-4/40
R865-9I	Income Tax	29712	5YR	03/20/2007	2007-8/142
R865-9I-32	Confidentiality of Return Information, Penalties, and Exchange of Information With the Internal Revenue Service or Governmental Units Pursuant to Utah Code Ann. Section 59-10-545	29320	AMD	02/12/2007	2007-1/42
R865-9I-42	Order of Credits Applied Against Utah Individual Income Tax Due Pursuant to Utah Code Ann. Sections 9-2-413, 59-6-102, 59-13-202, and Title 59, Chapter 10	29786	NSC	04/12/2007	Not Printed
R865-9I-49	Higher Education Savings Incentive Program Tax Deduction Pursuant to Utah Code Ann. Sections 53B-8a-112 and 59-10-114	29315	AMD	02/12/2007	2007-1/43
R865-9I-52	Subtractions For Health Care Insurance and For Premiums for Long-term Care Insurance Pursuant to Utah Code Ann. Section 59-10-114	29314	AMD	02/12/2007	2007-1/44
R865-9I-53	Disclosure of Reportable Transactions and Material adviser List Pursuant to Utah Code Ann. Sections 59-1-1301 through 59-1-1309	29436	AMD	04/16/2007	2007-4/41

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R865-11Q	Sales and Use Tax	29644	5YR	03/14/2007	2007-7/189
R865-12L	Local Sales and Use Tax	29705	5YR	03/16/2007	2007-8/144
R865-13G	Motor Fuel Tax	29628	5YR	03/09/2007	2007-7/190
R865-14W	Mineral Producers' Withholding Tax	29707	5YR	03/19/2007	2007-8/146
R865-15O	Oil and Gas Tax	29708	5YR	03/19/2007	2007-8/146
R865-19S	Sales and Use Tax	29641	5YR	03/13/2007	2007-7/191
R865-19S-38	Isolated and Occasional Sales Pursuant to Utah Code Ann. Section 59-12-104	30137	AMD	08/21/2007	2007-14/36
R865-19S-58	Materials and Supplies Sold to Owners, Contractors and Repairmen of Real Property Pursuant to Utah Code Ann. Sections 59-12-102 and 59-12-103	29942	AMD	07/16/2007	2007-11/78
R865-20T	Tobacco Tax	29709	5YR	03/19/2007	2007-8/147
R865-20T-2	Methods of Paying Taxes on Cigarettes and Tobacco Products Pursuant to Utah Code Ann. Sections 59-14-205 and 59-14-303	29943	AMD	07/16/2007	2007-11/79
R865-20T-6	Purchase of Cigarette Stamps Pursuant to Utah Code Ann. Section 59-14-206	29929	NSC	05/31/2007	Not Printed
R865-20T-12	Definition of Counterfeit Tax Stamp Pursuant to Utah Code Ann. Section 59-14-102	29325	AMD	02/12/2007	2007-1/45
R865-20T-12	Definition of Counterfeit Tax Stamp Pursuant to Utah Code Ann. Section 59-14-102	29643	NSC	03/29/2007	Not Printed
R865-25X	Brine Shrimp Royalty	29715	5YR	03/21/2007	2007-8/148
<u>Motor Vehicle</u>					
R873-22M	Motor Vehicle	29631	5YR	03/12/2007	2007-7/194
<u>Motor Vehicle Enforcement</u>					
R877-23V	Motor Vehicle Enforcement	29651	5YR	03/14/2007	2007-7/196
R877-23V-4	License Holder Prohibitions Pursuant to Utah Code Ann. Section 41-3-210	29940	AMD	07/16/2007	2007-11/80
R877-23V-8	Signs and Identification Pursuant to Utah Code Ann. Section 41-3-105	29938	AMD	07/16/2007	2007-11/81
R877-23V-14	Dealer Identification of Fees Associated with Issuance of Temporary Permits Pursuant to Utah Code Ann Sections 41-3-301 and 41-3-302	29930	AMD	07/16/2007	2007-11/82
<u>Property Tax</u>					
R884-24P	Property Tax	29630	5YR	03/12/2007	2007-7/197
R884-24P-19	Appraiser Designation Program Pursuant to Utah Code Ann. Sections 59-2-701 and 59-2-702	29223	AMD	01/12/2007	2006-23/83
R884-24P-68	Property Tax Exemption for Taxable Tangible Personal Property With a Total Aggregate Fair Market Value of \$3,500 or Less Pursuant to Utah Code Ann. Section 59-2-1115	29928	AMD	07/16/2007	2007-11/83
Technology Services					
<u>Administration</u>					
R895-3	Computer Software Licensing, Copyright, Control, Retention, and Transfer	29978	5YR	05/29/2007	2007-12/68
Transportation					
<u>Administration</u>					
R907-66	Administration, Architecture/Engineering Services Procurement, Consultant Services -- Eligibility of Costs for Reimbursement -- Bonuses or Incentive Compensation	29182	AMD	01/03/2007	2006-22/50
<u>Motor Carrier</u>					
R909-1-1	Adoption of Federal Regulations	29338	AMD	02/08/2007	2007-1/45

RULES INDEX

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R909-19	Safety Regulations for Tow Truck Operations - Tow Truck Requirements for Equipment, Operation, and Certification	29341	AMD	02/08/2007	2007-1/46
R909-75	Adoption of Federal Regulations	29339	AMD	02/08/2007	2007-1/49
<u>Motor Carrier, Ports of Entry</u>					
R912-9	Pilot/Escort Requirements and Certification Program	30009	AMD	07/27/2007	2007-12/42
R912-76	Single Tire Configuration	29426	5YR	01/19/2007	2007-4/68
<u>Operations, Construction</u>					
R916-1	Advertising and Awarding Construction Contracts	29183	AMD	01/03/2007	2006-22/52
R916-2-3	Prequalification Policy	29184	AMD	01/03/2007	2006-22/53
<u>Operations, Maintenance</u>					
R918-2	Widening Pavement to Curb and Gutter	29456	REP	06/06/2007	2007-4/42
R918-3	Snow Removal	30296	5YR	08/09/2007	2007-17/64
<u>Operations, Traffic and Safety</u>					
R920-1	Manual of Uniform Traffic Control Devices	30306	5YR	08/13/2007	2007-17/64
R920-1	Manual of Uniform Traffic Control Devices (5YR EXTENSION)	30002	NSC	08/13/2007	Not Printed
R920-3	Manual of Uniform Traffic Control Devices, Part VI	30299	5YR	08/10/2007	2007-17/65
R920-4	Permit for Special Road Use or Event	30300	5YR	08/10/2007	2007-17/65
R920-5	Manual and Specifications on School Crossing Zones. Supplemental to Part VII of the Manual on Uniform Traffic Control Devices	30301	5YR	08/10/2007	2007-17/66
R920-6	Snow Tire and Chain Requirements	30303	5YR	08/13/2007	2007-17/66
R920-50	Ropeway Operation Safety Rules	30304	5YR	08/13/2007	2007-17/67
R920-50-1	Utah Ropeway Rules for Passenger Ropeways	29340	AMD	02/13/2007	2007-1/50
R920-51	Safety Regulations for Railroads	30305	5YR	08/13/2007	2007-17/67
<u>Program Development</u>					
R926-4	Establishing and Defining a Functional Classification of Highways in the State of Utah	29455	NEW	03/26/2007	2007-4/43
R926-6	Transportation Corridor Preservation Revolving Loan Fund	29358	AMD	02/22/2007	2007-2/114
Workforce Services					
<u>Administration</u>					
R982-101	Americans with Disabilities Complaint Procedure	30136	5YR	06/26/2007	2007-14/58
R982-201	Government Records Access and Management Act	30138	5YR	06/26/2007	2007-14/59
R982-301	Councils	30139	5YR	06/26/2007	2007-14/59
R982-601	Provider Code of Conduct	30140	5YR	06/26/2007	2007-14/60
<u>Employment Development</u>					
R986-100-114a	Determining When a Document is Considered Received by the Department	29700	AMD	06/14/2007	2007-7/89
R986-200	Family Employment Program	29587	AMD	05/01/2007	2007-6/30
R986-200	Family Employment Program	29853	AMD	07/01/2007	2007-10/83
R986-200-215	Family Employment Program Two Parent Household (FEPTP)	29414	AMD	03/15/2007	2007-3/36
R986-200-217	Time Limits	30105	NSC	06/29/2007	Not Printed
R986-200-231	Assets That Are Not Counted (Exempt) for Eligibility Purposes	29974	AMD	07/31/2007	2007-12/45
R986-200-246	Transitional Cash Assistance	29300	AMD	02/01/2007	2006-24/38

CODE REFERENCE	TITLE	FILE NUMBER	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
R986-400	General Assistance and Working Toward Employment	29854	AMD	07/01/2007	2007-10/85
R986-400	General Assistance and Working Toward Employment	29976	AMD	07/31/2007	2007-12/46
R986-500-504	AA Financial Assistance Eligibility and Amount	29975	AMD	07/31/2007	2007-12/47
R986-700	Child Care Assistance	29301	AMD	02/01/2007	2006-24/39
R986-700	Child Care Assistance	29491	AMD	04/01/2007	2007-4/44
R986-700	Child Care Assistance	29852	AMD	07/01/2007	2007-10/87
R986-700-709	Employment Support (ES) CC	29973	AMD	07/31/2007	2007-12/48
R986-900-902	Options and Waivers	29588	AMD	05/01/2007	2007-6/34
<u>Unemployment Insurance</u>					
R994-102	Employment Security Act, Public Policy and Authority	29954	5YR	05/16/2007	2007-12/68
R994-106	Combined Wage Claims	29955	5YR	05/17/2007	2007-12/69
R994-202	Employing Units	29678	R&R	07/01/2007	2007-7/90
R994-204	Included Employment	29680	R&R	07/01/2007	2007-7/96
R994-205	Exempt Employment	29681	R&R	07/01/2007	2007-7/103
R994-206	Agricultural Labor	29682	R&R	07/01/2007	2007-7/107
R994-208	Definition of Wages	29685	R&R	07/01/2007	2007-7/111
R994-302	Payment by Employer	29686	R&R	07/01/2007	2007-7/115
R994-303	Contribution Rates and Relief of Charges	29956	5YR	05/17/2007	2007-12/69
R994-303	Contribution Rates and Relief of Charges	29687	R&R	07/01/2007	2007-7/118
R994-305	Collection of Contributions	29688	R&R	07/01/2007	2007-7/122
R994-306-202	Relief of Charges Decisions	29743	NSC	04/12/2007	Not Printed
R994-308	Bond or Security Requirement	29689	R&R	07/01/2007	2007-7/125
R994-309	Nonprofit Organizations	29697	AMD	07/01/2007	2007-7/127
R994-310	Coverage	29695	R&R	07/01/2007	2007-7/128
R994-311	Governmental Units and Indian Tribes	29698	AMD	07/01/2007	2007-7/130
R994-312	Employing Unit Records - Confidential	29699	AMD	07/01/2007	2007-7/132
R994-315-103	Reporting Formats	30106	AMD	08/08/2007	2007-13/134
R994-401	Payment of Benefits	29959	5YR	05/17/2007	2007-12/70
R994-402	Extended Benefits	29958	5YR	05/17/2007	2007-12/70
R994-403	Claim for Benefits	30141	5YR	06/26/2007	2007-14/60
R994-404	Payments Following Workers' Compensation	29962	5YR	05/22/2007	2007-12/71
R994-405	Ineligibility for Benefits	30142	5YR	06/26/2007	2007-14/61
R994-405	Ineligibility for Benefits	29855	AMD	08/08/2007	2007-10/88
R994-405-3	Professional Employment Organizations (PEO)	30104	AMD	08/08/2007	2007-13/135
R994-406	Fraud, Fault and Nonfault Overpayments	29963	5YR	05/22/2007	2007-12/71
R994-508-401	Jurisdiction and Reconsideration of Decisions	30285	NSC	08/31/2007	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

<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>access</u>					
Environmental Quality, Drinking Water	29782	R309-545	5YR	04/02/2007	2007-8/126
<u>access to information</u>					
Administrative Services, Administration	29771	R13-2	5YR	04/02/2007	2007-8/119
	29772	R13-2	AMD	05/22/2007	2007-8/3
<u>accountants</u>					
Commerce, Occupational and Professional Licensing	29473	R156-26a	5YR	02/01/2007	2007-4/56
<u>accounts receivable adjudicative process</u>					
Administrative Services, Debt Collection	30375	R21-2	5YR	08/29/2007	2007-18/72
	29918	R21-2	NSC	08/29/2007	Not Printed
<u>accounts receivable administrative offset</u>					
Administrative Services, Debt Collection	30376	R21-3	5YR	08/29/2007	2007-18/72
	29919	R21-3	NSC	08/29/2007	Not Printed
<u>accounts receivable collection transfer</u>					
Administrative Services, Debt Collection	30374	R21-1	5YR	08/29/2007	2007-18/71
	29917	R21-1	NSC	08/29/2007	Not Printed
<u>accreditation</u>					
Education, Administration	30410	R277-410	5YR	09/06/2007	Not Printed
	30411	R277-411	5YR	09/06/2007	Not Printed
	30412	R277-412	5YR	09/06/2007	Not Printed
	30087	R277-413	AMD	08/07/2007	2007-13/12
	30416	R277-505	5YR	09/06/2007	Not Printed
	29477	R277-505	AMD	03/27/2007	2007-4/13
	29737	R277-505-5	NSC	04/12/2007	Not Printed
<u>acid rain</u>					
Environmental Quality, Air Quality	30192	R307-417	5YR	07/13/2007	2007-15/67
<u>action plan</u>					
Public Service Commission, Administration	30114	R746-430	AMD	08/28/2007	2007-14/31
	29377	R746-430	CPR	05/17/2007	2007-7/145
	29377	R746-430	NEW	05/17/2007	2007-2/109
<u>acupuncture</u>					
Commerce, Occupational and Professional Licensing	29395	R156-72	5YR	01/09/2007	2007-3/57

<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>
	29735	R156-72-302c	NSC	04/12/2007	Not Printed
<u>adjudicative procedures</u>					
Commerce, Securities	30265	R164-18	5YR	07/30/2007	2007-16/62
Community and Culture, Library	30079	R223-1	5YR	06/13/2007	2007-13/143
<u>adjudicative proceedings</u>					
Administrative Services, Facilities Construction and Management	29474	R23-25	AMD	04/11/2007	2007-4/2
Community and Culture, History	30201	R212-1	5YR	07/17/2007	2007-16/64
Public Safety, Driver License	29591	R708-14	5YR	03/02/2007	2007-7/185
	29592	R708-35	5YR	03/02/2007	2007-7/186
<u>administration procedures</u>					
Environmental Quality, Drinking Water	29362	R309-300-13	NSC	03/06/2007	Not Printed
<u>administrative law</u>					
Administrative Services, Administrative Rules	29554	R15-3-5	AMD	04/30/2007	2007-6/5
	30111	R15-4-10	EMR	07/01/2007	2007-14/38
	30112	R15-4-10	AMD	08/24/2007	2007-14/3
Administrative Services, Facilities Construction and Management	29474	R23-25	AMD	04/11/2007	2007-4/2
Human Services, Recovery Services	30354	R527-257	5YR	08/22/2007	2007-18/82
	30355	R527-258	5YR	08/22/2007	2007-18/83
<u>administrative procedures</u>					
Commerce, Consumer Protection	30118	R152-6	5YR	06/22/2007	2007-14/42
Community and Culture, History	30201	R212-1	5YR	07/17/2007	2007-16/64
Community and Culture, Library	30079	R223-1	5YR	06/13/2007	2007-13/143
Environmental Quality, Drinking Water	29361	R309-115-2	NSC	03/06/2007	Not Printed
	29363	R309-150	AMD	03/06/2007	2007-2/31
	29360	R309-405-4	NSC	03/06/2007	Not Printed
Health, Administration	30336	R380-1	5YR	08/20/2007	2007-18/73
	30337	R380-5	5YR	08/20/2007	2007-18/73
	30338	R380-10	5YR	08/20/2007	2007-18/74
	29884	R477-3	AMD	07/01/2007	2007-10/49
	30058	R477-3	5YR	06/09/2007	2007-13/146
	30053	R477-12	5YR	06/09/2007	2007-13/152
	29892	R477-12	AMD	07/01/2007	2007-10/72
	29895	R477-15	NSC	05/11/2007	Not Printed
	30054	R477-15	5YR	06/09/2007	2007-13/153
Labor Commission, Adjudication	30317	R602-1	5YR	08/15/2007	2007-17/61
	30318	R602-2	5YR	08/15/2007	2007-17/62
	29957	R602-2-4	AMD	07/24/2007	2007-12/40
Labor Commission, Industrial Accidents	30320	R612-1	5YR	08/15/2007	2007-17/62
	30319	R612-1-3	NSC	08/31/2007	Not Printed
Natural Resources, Forestry, Fire and State Lands	29756	R652-1	5YR	04/02/2007	2007-8/130
	29758	R652-3	5YR	04/02/2007	2007-8/131
	29761	R652-4	5YR	04/02/2007	2007-8/131

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	29757	R652-5	5YR	04/02/2007	2007-8/132
	29760	R652-20	5YR	04/02/2007	2007-8/133
	29468	R652-20-1600	AMD	03/26/2007	2007-4/36
	29759	R652-30	5YR	04/02/2007	2007-8/133
	29767	R652-40	5YR	04/02/2007	2007-8/134
	29764	R652-50	5YR	04/02/2007	2007-8/134
	29765	R652-70	5YR	04/02/2007	2007-8/135
	29762	R652-100	5YR	04/02/2007	2007-8/136
	29800	R652-130	NSC	04/03/2007	Not Printed
Natural Resources, Wildlife Resources	29922	R657-2	5YR	05/07/2007	2007-11/86
Public Safety, Administration	29384	R698-1	5YR	01/02/2007	2007-2/118
Public Safety, Driver License	29633	R708-7	5YR	03/13/2007	2007-7/184
	29582	R708-7-10	AMD	04/23/2007	2007-6/29
	29723	R708-8	5YR	03/23/2007	2007-8/137
School and Institutional Trust Lands, Administration	30147	R850-1	5YR	06/27/2007	2007-14/53
	30146	R850-3	5YR	06/27/2007	2007-14/54
	30149	R850-4	5YR	06/27/2007	2007-14/54
	29904	R850-5	AMD	06/21/2007	2007-10/81
	30144	R850-5	5YR	06/27/2007	2007-14/55
	30150	R850-30	5YR	06/27/2007	2007-14/56
	30151	R850-40	5YR	06/27/2007	2007-14/56
	30152	R850-50	5YR	06/27/2007	2007-14/57
	30154	R850-80	5YR	06/27/2007	2007-14/58
	29408	R850-90	5YR	01/12/2007	2007-3/66
	29409	R850-120	5YR	01/12/2007	2007-3/67
<u>administrative responsibility</u>					
Human Resource Management, Administration	30049	R477-2	5YR	06/09/2007	2007-13/145
	29883	R477-2	AMD	07/01/2007	2007-10/46
<u>administrative rules</u>					
Human Resource Management, Administration	30057	R477-13	5YR	06/09/2007	2007-13/152
	29896	R477-13-1	NSC	05/11/2007	Not Printed
<u>admission guidelines</u>					
Human Services, Juvenile Justice Services	30033	R547-13	5YR	06/04/2007	2007-13/154
<u>adoption</u>					
Human Services, Child and Family Services	30290	R512-2	5YR	08/07/2007	2007-17/59
	30292	R512-40	5YR	08/07/2007	2007-17/60
	30293	R512-42	5YR	08/07/2007	2007-17/61
	29388	R512-43	5YR	01/03/2007	2007-3/59
	30393	R512-51	EMR	09/05/2007	Not Printed
<u>adoption assistance</u>					
Workforce Services, Employment Development	29975	R986-500-504	AMD	07/31/2007	2007-12/47

<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>advertising</u>					
Commerce, Consumer Protection	29470	R152-11	5YR	02/01/2007	2007-4/55
Transportation, Operations, Construction	29183	R916-1	AMD	01/03/2007	2006-22/52
<u>aging</u>					
Human Services, Aging and Adult Services	30350	R510-111	5YR	08/21/2007	2007-18/80
<u>agricultural law</u>					
Agriculture and Food, Plant Industry	29453	R68-19	5YR	01/29/2007	2007-4/55
Agriculture and Food, Regulatory Services	29492	R70-201	5YR	02/02/2007	2007-5/21
<u>AIDS</u>					
Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health	30206	R388-801	5YR	07/19/2007	2007-16/68
	30207	R388-802	5YR	07/19/2007	2007-16/69
<u>air pollution</u>					
Environmental Quality, Air Quality	29661	R307-101	5YR	03/15/2007	2007-7/150
	29000	R307-101-2	AMD	03/09/2007	2006-19/27
	29000	R307-101-2	CPR	03/09/2007	2007-3/39
	30183	R307-105	5YR	07/13/2007	2007-15/62
	29501	R307-105	NSC	07/13/2007	Not Printed
	29662	R307-110	5YR	03/15/2007	2007-7/151
	29001	R307-110-13	CPR	03/09/2007	2007-3/40
	29801	R307-110-20	NSC	05/02/2007	Not Printed
	29514	R307-110-20	AMD	05/02/2007	2007-5/13
	29293	R307-110-36	NSC	02/09/2007	Not Printed
	29227	R307-110-36	AMD	02/09/2007	2006-23/7
	29653	R307-120	5YR	03/15/2007	2007-7/155
	29327	R307-120	AMD	03/09/2007	2007-1/7
	30184	R307-121	5YR	07/13/2007	2007-15/62
	29797	R307-121	R&R	07/13/2007	2007-9/14
	29321	R307-121	NSC	07/13/2007	Not Printed
	29798	R307-122	REP	07/13/2007	2007-9/17
	29322	R307-122	NSC	07/13/2007	Not Printed
	29654	R307-130	5YR	03/15/2007	2007-7/155
	29652	R307-130-4	AMD	07/13/2007	2007-7/19
	29659	R307-135	5YR	03/15/2007	2007-7/156
	29228	R307-210	AMD	03/15/2007	2006-23/8
	29194	R307-214-2	AMD	02/09/2007	2006-23/10
	29655	R307-220	5YR	03/15/2007	2007-7/156
	29229	R307-220	CPR	05/09/2007	2007-7/136
	29229	R307-220	AMD	05/09/2007	2006-23/12
	29656	R307-221	5YR	03/15/2007	2007-7/157
	29657	R307-222	5YR	03/15/2007	2007-7/157
	29658	R307-223	5YR	03/15/2007	2007-7/158
	29230	R307-224	NEW	03/15/2007	2006-23/14
	29002	R307-320	AMD	03/09/2007	2006-19/32

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	29002	R307-320	CPR	03/09/2007	2007-3/40
	29663	R307-320	5YR	03/15/2007	2007-7/160
	29003	R307-325	AMD	03/09/2007	2006-19/35
	29003	R307-325	CPR	03/09/2007	2007-3/42
	29664	R307-325	5YR	03/15/2007	2007-7/160
	29665	R307-326	5YR	03/15/2007	2007-7/161
	29006	R307-326	CPR	03/09/2007	2007-3/43
	29006	R307-326	AMD	03/09/2007	2006-19/37
	29526	R307-326-1	NSC	03/09/2007	Not Printed
	29004	R307-327	CPR	03/09/2007	2007-3/45
	29004	R307-327	AMD	03/09/2007	2006-19/40
	29666	R307-327	5YR	03/15/2007	2007-7/163
	29667	R307-328	5YR	03/15/2007	2007-7/164
	29005	R307-328	AMD	01/16/2007	2006-19/43
	29150	R307-328-1	NSC	01/16/2007	Not Printed
	29007	R307-332	REP	01/16/2007	2006-19/46
	29668	R307-335	5YR	03/15/2007	2007-7/165
	29008	R307-335	AMD	01/16/2007	2006-19/49
	29009	R307-340	CPR	03/09/2007	2007-3/46
	29669	R307-340	5YR	03/15/2007	2007-7/165
	29009	R307-340	AMD	03/09/2007	2006-19/52
	29151	R307-340-1	NSC	03/09/2007	Not Printed
	29670	R307-341	5YR	03/15/2007	2007-7/166
	29010	R307-341	AMD	01/16/2007	2006-19/59
	29671	R307-342	5YR	03/15/2007	2007-7/167
	29011	R307-342	AMD	01/16/2007	2006-19/60
	29672	R307-343	5YR	03/15/2007	2007-7/167
	29012	R307-343	AMD	03/09/2007	2006-19/63
	29012	R307-343	CPR	03/09/2007	2007-3/51
	29508	R307-343-6	NSC	03/09/2007	Not Printed
	30185	R307-401	5YR	07/13/2007	2007-15/63
	30187	R307-405	5YR	07/13/2007	2007-15/64
	29796	R307-405	AMD	09/07/2007	2007-9/18
	29796	R307-405	CPR	09/07/2007	2007-15/58
	30188	R307-406	5YR	07/13/2007	2007-15/64
	30189	R307-410	5YR	07/13/2007	2007-15/65
	30190	R307-414	5YR	07/13/2007	2007-15/66
	30191	R307-415	5YR	07/13/2007	2007-15/66
	30193	R307-420	5YR	07/13/2007	2007-15/67
	30194	R307-421	5YR	07/13/2007	2007-15/68
	29231	R307-424	CPR	05/09/2007	2007-7/137
	29231	R307-424	NEW	05/09/2007	2006-23/15
<u>air pollution control</u> Environmental Quality, Air Quality	29660	R307-301	5YR	03/15/2007	2007-7/158

<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>air quality</u>					
Environmental Quality, Air Quality	30186	R307-403	5YR	07/13/2007	2007-15/63
	30192	R307-417	5YR	07/13/2007	2007-15/67
<u>air travel</u>					
Administrative Services, Finance	29910	R25-7	AMD	07/03/2007	2007-10/3
	29953	R25-7-6	AMD	08/20/2007	2007-12/6
<u>aircraft</u>					
Tax Commission, Motor Vehicle	29631	R873-22M	5YR	03/12/2007	2007-7/194
<u>alcoholic beverages</u>					
Alcoholic Beverage Control, Administration	29881	R81-1-3	AMD	06/29/2007	2007-10/6
	30168	R81-1-3	NSC	07/30/2007	Not Printed
	30166	R81-1-6	AMD	08/27/2007	2007-14/4
	29439	R81-1-6	AMD	03/30/2007	2007-4/4
	30169	R81-1-21	NSC	07/30/2007	Not Printed
	29898	R81-1-25	AMD	06/29/2007	2007-10/8
	29440	R81-1-26	AMD	03/30/2007	2007-4/6
	30167	R81-4D-1	NSC	07/30/2007	Not Printed
<u>allocation of commercialization revenues</u>					
Science Technology and Research Governing Auth., Administration	29299	R856-2	NEW	04/04/2007	2006-24/37
<u>alternative licensing</u>					
Education, Administration	29749	R277-503	5YR	03/29/2007	2007-8/121
	29692	R277-503	AMD	05/09/2007	2007-7/14
<u>Americans with Disabilities Act 1992</u>					
Human Services, Administration	29498	R495-878	5YR	02/05/2007	2007-5/28
<u>amphibians</u>					
Natural Resources, Wildlife Resources	29751	R657-53	AMD	05/22/2007	2007-8/92
<u>annual training</u>					
Public Safety, Peace Officer Standards and Training	29563	R728-410	5YR	02/27/2007	2007-6/45
	30280	R728-410-2	NSC	08/14/2007	Not Printed
<u>annuity insurance filings</u>					
Insurance, Administration	29951	R590-227	AMD	07/12/2007	2007-11/65
<u>annuity replacement</u>					
Insurance, Administration	29752	R590-93	AMD	05/29/2007	2007-8/84
	30042	R590-93	AMD	08/08/2007	2007-13/51
<u>appellate procedures</u>					
Agriculture and Food, Administration	29405	R51-2	5YR	01/11/2007	2007-3/56
Workforce Services, Unemployment Insurance	30285	R994-508-401	NSC	08/31/2007	Not Printed
<u>appraisals</u>					
Tax Commission, Property Tax	29630	R884-24P	5YR	03/12/2007	2007-7/197
	29223	R884-24P-19	AMD	01/12/2007	2006-23/83

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	29928	R884-24P-68	AMD	07/16/2007	2007-11/83
<u>approval</u>					
Public Safety, Peace Officer Standards and Training	29552	R728-401	5YR	02/26/2007	2007-6/41
	29548	R728-401	5YR	02/26/2007	2007-6/67
	29147	R728-401-3	AMD	01/20/2007	2006-22/45
<u>approval for correctional basic course</u>					
Public Safety, Peace Officer Standards and Training	29560	R728-406	5YR	02/26/2007	2007-6/43
<u>approval for reserve basic course</u>					
Public Safety, Peace Officer Standards and Training	29560	R728-406	5YR	02/26/2007	2007-6/43
<u>approval for special function course</u>					
Public Safety, Peace Officer Standards and Training	29560	R728-406	5YR	02/26/2007	2007-6/43
<u>approval orders</u>					
Environmental Quality, Air Quality	30185	R307-401	5YR	07/13/2007	2007-15/63
<u>architects</u>					
Commerce, Occupational and Professional Licensing	30113	R156-3a	AMD	08/23/2007	2007-14/7
<u>art donations</u>					
Community and Culture, Fine Arts	29529	R207-2	NSC	03/08/2007	Not Printed
Community and Culture, Arts and Museums	30287	R207-2	5YR	08/03/2007	2007-17/56
<u>art financing</u>					
Community and Culture, Fine Arts	29528	R207-1	NSC	03/08/2007	Not Printed
Community and Culture, Arts and Museums	30288	R207-1	5YR	08/03/2007	2007-17/56
<u>art in public places</u>					
Community and Culture, Arts and Museums	30288	R207-1	5YR	08/03/2007	2007-17/56
Community and Culture, Fine Arts	29528	R207-1	NSC	03/08/2007	Not Printed
	29529	R207-2	NSC	03/08/2007	Not Printed
Community and Culture, Arts and Museums	30287	R207-2	5YR	08/03/2007	2007-17/56
<u>art loans</u>					
Community and Culture, Fine Arts	29529	R207-2	NSC	03/08/2007	Not Printed
Community and Culture, Arts and Museums	30287	R207-2	5YR	08/03/2007	2007-17/56
<u>art preservation</u>					
Community and Culture, Fine Arts	29528	R207-1	NSC	03/08/2007	Not Printed
Community and Culture, Arts and Museums	30288	R207-1	5YR	08/03/2007	2007-17/56
<u>art work</u>					
Community and Culture, Fine Arts	29529	R207-2	NSC	03/08/2007	Not Printed
Community and Culture, Arts and Museums	30287	R207-2	5YR	08/03/2007	2007-17/56

<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>asbestos</u> Environmental Quality, Air Quality	29659	R307-135	5YR	03/15/2007	2007-7/156
<u>asphalt</u> Environmental Quality, Air Quality	29010	R307-341	AMD	01/16/2007	2006-19/59
	29670	R307-341	5YR	03/15/2007	2007-7/166
<u>assembly</u> Administrative Services, Facilities Construction and Management	29811	R23-20	NEW	06/07/2007	2007-9/11
<u>assisted living facilities</u> Public Safety, Fire Marshal	29235	R710-3	AMD	01/09/2007	2006-23/70
	30034	R710-3	5YR	06/04/2007	2007-13/155
<u>athletic trainer</u> Commerce, Occupational and Professional Licensing	29353	R156-40a	NEW	02/22/2007	2007-2/9
<u>athletics</u> Education, Administration	29479	R277-517	AMD	03/27/2007	2007-4/16
<u>attorneys</u> Administrative Services, Finance	29424	R25-14	5YR	01/17/2007	2007-4/54
<u>audiology</u> Commerce, Occupational and Professional Licensing	29471	R156-41	5YR	02/01/2007	2007-4/57
<u>automobile repair</u> Commerce, Consumer Protection	29862	R152-20	5YR	04/26/2007	2007-10/105
	29412	R152-20-2	AMD	03/20/2007	2007-3/4
<u>automobiles</u> Commerce, Consumer Protection	29862	R152-20	5YR	04/26/2007	2007-10/105
	29412	R152-20-2	AMD	03/20/2007	2007-3/4
<u>aviculture</u> Natural Resources, Wildlife Resources	29996	R657-4	5YR	05/31/2007	2007-12/66
<u>awards</u> Public Education Job Enhancement Program, Job Enhancement Committee	30099	R690-100	AMD	08/07/2007	2007-13/132
<u>bait and switch</u> Commerce, Consumer Protection	29470	R152-11	5YR	02/01/2007	2007-4/55
<u>bait dealers</u> Natural Resources, Wildlife Resources	30173	R657-14	5YR	07/09/2007	2007-15/70
<u>banks and banking</u> Financial Institutions, Banks	30436	R333-7	5YR	09/10/2007	Not Printed
	29972	R333-11	5YR	05/25/2007	2007-12/60
<u>basic academy rules</u> Public Safety, Peace Officer Standards and Training	29558	R728-404	5YR	02/26/2007	2007-6/42

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>basic application procedures</u>					
Public Safety, Peace Officer Standards and Training	29176	R728-402	AMD	01/20/2007	2006-22/47
	29553	R728-402	5YR	02/26/2007	2007-6/41
<u>basic skills</u>					
Education, Administration	29934	R277-603	AMD	07/09/2007	2007-11/21
<u>beam limitation</u>					
Environmental Quality, Radiation Control	29334	R313-28	AMD	03/16/2007	2007-1/12
<u>bear</u>					
Natural Resources, Wildlife Resources	29402	R657-33	AMD	03/12/2007	2007-3/24
	30069	R657-33	AMD	08/07/2007	2007-13/111
<u>bed allocations</u>					
Human Services, Substance Abuse and Mental Health	29381	R523-1-2	AMD	02/26/2007	2007-2/97
	29245	R523-1-5	AMD	01/30/2007	2006-24/29
	29382	R523-1-11	AMD	02/26/2007	2007-2/99
	29383	R523-1-23	AMD	05/14/2007	2007-2/101
<u>beneficiaries</u>					
School and Institutional Trust Lands, Administration	29409	R850-120	5YR	01/12/2007	2007-3/67
<u>benefits</u>					
Community and Culture, Home Energy Assistance Target (HEAT)	29985	R195-5	NSC	06/22/2007	Not Printed
	30127	R195-5	5YR	06/22/2007	2007-14/45
	30130	R195-7	5YR	06/25/2007	2007-14/46
	29987	R195-7	NSC	06/25/2007	Not Printed
Workforce Services, Unemployment Insurance	29959	R994-401	5YR	05/17/2007	2007-12/70
<u>bicycle</u>					
Transportation, Operations, Traffic and Safety	30300	R920-4	5YR	08/10/2007	2007-17/65
<u>bids</u>					
Transportation, Operations, Construction	29183	R916-1	AMD	01/03/2007	2006-22/52
	29184	R916-2-3	AMD	01/03/2007	2006-22/53
<u>big game</u>					
Natural Resources, Wildlife Resources	30109	R657-44	5YR	06/20/2007	2007-14/51
	30073	R657-44	AMD	08/07/2007	2007-13/122
	29638	R657-44-6	AMD	05/08/2007	2007-7/79
<u>big game conservation easements</u>					
Natural Resources, Wildlife Resources	29349	R657-49	REP	02/07/2007	2007-1/39
	29165	R657-49	NSC	02/07/2007	Not Printed
<u>big game seasons</u>					
Natural Resources, Wildlife Resources	29923	R657-5	AMD	07/09/2007	2007-11/75
	29351	R657-5	AMD	02/07/2007	2007-1/25
	30063	R657-5	AMD	08/07/2007	2007-13/84

<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>
	29502	R657-5-43	AMD	04/09/2007	2007-5/17
	29704	R657-43	NSC	04/12/2007	Not Printed
	29580	R657-43	NSC	03/13/2007	Not Printed
	29639	R657-43	5YR	03/13/2007	2007-7/183
	30072	R657-43	AMD	08/07/2007	2007-13/120
<u>birds</u>					
Natural Resources, Wildlife Resources	29996	R657-4	5YR	05/31/2007	2007-12/66
	30064	R657-6	AMD	08/07/2007	2007-13/86
	30065	R657-9	AMD	08/07/2007	2007-13/88
	29401	R657-20	AMD	03/12/2007	2007-3/19
	29398	R657-20	5YR	01/10/2007	2007-3/66
<u>boating</u>					
Natural Resources, Parks and Recreation	30025	R651-201	AMD	08/07/2007	2007-13/69
	29806	R651-205-16	AMD	07/09/2007	2007-9/26
	30026	R651-206	AMD	08/07/2007	2007-13/70
	29913	R651-207-1	AMD	07/09/2007	2007-11/72
	30027	R651-215	AMD	08/07/2007	2007-13/79
	30028	R651-217	AMD	08/07/2007	2007-13/81
	30029	R651-219-5	AMD	08/07/2007	2007-13/82
	30030	R651-221-1	AMD	08/07/2007	2007-13/82
<u>boilers</u>					
Labor Commission, Safety	29581	R616-2-3	AMD	04/24/2007	2007-6/25
	29527	R616-2-3	AMD	04/24/2007	2007-6/26
	29313	R616-2-3	AMD	02/08/2007	2007-1/24
<u>bona fide prospective purchaser</u>					
Environmental Quality, Environmental Response and Remediation	29460	R311-600	NEW	03/26/2007	2007-4/18
	29585	R311-600	NSC	03/26/2007	Not Printed
<u>bonding requirements</u>					
Transportation, Operations, Construction	29183	R916-1	AMD	01/03/2007	2006-22/52
Workforce Services, Unemployment Insurance	29689	R994-308	R&R	07/01/2007	2007-7/125
<u>bonuses</u>					
Transportation, Administration	29182	R907-66	AMD	01/03/2007	2006-22/50
<u>boxing</u>					
Commerce, Administration	30164	R151-33	NSC	07/05/2007	Not Printed
	29927	R151-33	5YR	05/10/2007	2007-11/85
<u>breaks</u>					
Human Resource Management, Administration	30059	R477-8	5YR	06/09/2007	2007-13/148
	29889	R477-8	AMD	07/01/2007	2007-10/64
<u>brine shrimp royalty</u>					
Tax Commission, Auditing	29715	R865-25X	5YR	03/21/2007	2007-8/148

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>building codes</u>					
Commerce, Occupational and Professional Licensing	29122	R156-56	AMD	01/01/2007	2006-21/33
	29745	R156-56	5YR	03/29/2007	2007-8/119
	30132	R156-56	NSC	07/01/2007	Not Printed
	29863	R156-56	AMD	07/01/2007	2007-10/21
	29357	R156-56	NSC	01/01/2007	Not Printed
	29393	R156-56	AMD	03/13/2007	2007-3/7
	29120	R156-56	AMD	01/01/2007	2006-21/5
	29866	R156-56	AMD	07/01/2007	2007-10/10
	29865	R156-56-704	AMD	07/01/2007	2007-10/25
	29078	R156-56-704	CPR	03/27/2007	2007-4/48
	29078	R156-56-704	AMD	03/27/2007	2006-20/10
	29075	R156-56-711	AMD	01/01/2007	2006-20/13
<u>building inspection</u>					
Commerce, Occupational and Professional Licensing	29122	R156-56	AMD	01/01/2007	2006-21/33
	30132	R156-56	NSC	07/01/2007	Not Printed
	29745	R156-56	5YR	03/29/2007	2007-8/119
	29863	R156-56	AMD	07/01/2007	2007-10/21
	29357	R156-56	NSC	01/01/2007	Not Printed
	29393	R156-56	AMD	03/13/2007	2007-3/7
	29120	R156-56	AMD	01/01/2007	2006-21/5
	29866	R156-56	AMD	07/01/2007	2007-10/10
	29865	R156-56-704	AMD	07/01/2007	2007-10/25
	29078	R156-56-704	CPR	03/27/2007	2007-4/48
	29078	R156-56-704	AMD	03/27/2007	2006-20/10
	29075	R156-56-711	AMD	01/01/2007	2006-20/13
<u>burial</u>					
Community and Culture, History	30202	R212-12	5YR	07/17/2007	2007-16/64
<u>capital punishment</u>					
Administrative Services, Finance	29424	R25-14	5YR	01/17/2007	2007-4/54
Pardons (Board Of), Administration	30219	R671-205	5YR	07/25/2007	2007-16/75
<u>captive insurance</u>					
Insurance, Administration	29458	R590-238	CPR	05/25/2007	2007-8/115
	29458	R590-238	NEW	05/25/2007	2007-4/32
<u>career and technical education</u>					
Education, Administration	30424	R277-911	5YR	09/06/2007	Not Printed
<u>carryover funding</u>					
Human Services, Aging and Adult Services	30343	R510-101	5YR	08/21/2007	2007-18/76
<u>cash management</u>					
Money Management Council, Administration	29906	R628-15	AMD	06/21/2007	2007-10/79

<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>cemetery</u> Community and Culture, History	30202	R212-12	5YR	07/17/2007	2007-16/64
<u>census</u> Transportation, Program Development	29455	R926-4	NEW	03/26/2007	2007-4/43
<u>certification</u> Labor Commission, Safety	29733	R616-1	R&R	05/23/2007	2007-8/88
	29581	R616-2-3	AMD	04/24/2007	2007-6/25
	29527	R616-2-3	AMD	04/24/2007	2007-6/26
<u>certification of instructors</u> Human Services, Substance Abuse and Mental Health	30123	R523-22	5YR	06/22/2007	2007-14/49
<u>certifications</u> Labor Commission, Safety	29313	R616-2-3	AMD	02/08/2007	2007-1/24
Public Safety, Peace Officer Standards and Training	29562	R728-409	5YR	02/27/2007	2007-6/44
Transportation, Motor Carrier	29341	R909-19	AMD	02/08/2007	2007-1/46
<u>charities</u> Commerce, Consumer Protection	29427	R152-22	AMD	04/02/2007	2007-4/8
	30120	R152-22	5YR	06/22/2007	2007-14/43
Tax Commission, Auditing	29641	R865-19S	5YR	03/13/2007	2007-7/191
	30137	R865-19S-38	AMD	08/21/2007	2007-14/36
	29942	R865-19S-58	AMD	07/16/2007	2007-11/78
<u>charter schools</u> Education, Administration	30092	R277-470	AMD	08/07/2007	2007-13/23
	30094	R277-481	REP	08/07/2007	2007-13/34
	30096	R277-487	REP	08/07/2007	2007-13/39
<u>child abuse</u> Education, Administration	30408	R277-401	5YR	09/06/2007	Not Printed
Human Services, Child and Family Services	29390	R512-60	5YR	01/03/2007	2007-3/59
	30010	R512-300	EMR	06/01/2007	2007-12/55
<u>child care</u> Health, Health Systems Improvement, Child Care Licensing	30310	R430-100	5YR	08/13/2007	2007-17/58
Workforce Services, Employment Development	29852	R986-700	AMD	07/01/2007	2007-10/87
	29301	R986-700	AMD	02/01/2007	2006-24/39
	29491	R986-700	AMD	04/01/2007	2007-4/44
	29973	R986-700-709	AMD	07/31/2007	2007-12/48
<u>child care centers</u> Health, Health Systems Improvement, Child Care Licensing	30310	R430-100	5YR	08/13/2007	2007-17/58
<u>child care facilities</u> Health, Health Systems Improvement, Child Care Licensing	30249	R430-2	5YR	07/27/2007	2007-16/71
	30311	R430-3	5YR	08/13/2007	2007-17/57

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	30308	R430-6	5YR	08/13/2007	2007-17/57
	30309	R430-30	5YR	08/13/2007	2007-17/58
	30310	R430-100	5YR	08/13/2007	2007-17/58
<u>child support</u>					
Human Services, Recovery Services	30390	R527-3	5YR	09/04/2007	Not Printed
	29415	R527-5	5YR	01/16/2007	2007-3/60
	29416	R527-34	5YR	01/16/2007	2007-3/61
	29417	R527-35	5YR	01/16/2007	2007-3/61
	30432	R527-37	5YR	09/07/2007	Not Printed
	29418	R527-201	5YR	01/16/2007	2007-3/62
	30428	R527-253	5YR	09/07/2007	Not Printed
	30391	R527-255	5YR	09/04/2007	Not Printed
	30354	R527-257	5YR	08/22/2007	2007-18/82
	30355	R527-258	5YR	08/22/2007	2007-18/83
	30429	R527-300	5YR	09/07/2007	Not Printed
	30356	R527-330	5YR	08/22/2007	2007-18/83
	30395	R527-378	5YR	09/05/2007	Not Printed
	30396	R527-412	5YR	09/05/2007	Not Printed
	30433	R527-601	5YR	09/07/2007	Not Printed
<u>child welfare</u>					
Human Services, Child and Family Services	30289	R512-1	5YR	08/07/2007	2007-17/59
	30290	R512-2	5YR	08/07/2007	2007-17/59
	29387	R512-10	5YR	01/03/2007	2007-3/58
	30291	R512-31	5YR	08/07/2007	2007-17/60
	29388	R512-43	5YR	01/03/2007	2007-3/59
	29390	R512-60	5YR	01/03/2007	2007-3/59
	30010	R512-300	EMR	06/01/2007	2007-12/55
<u>children</u>					
Health, Community and Family Health Services, WIC Services	29878	R406-100	5YR	04/27/2007	2007-10/124
	29879	R406-200	5YR	04/27/2007	2007-10/125
	29880	R406-201	5YR	04/27/2007	2007-10/126
	29876	R406-202	5YR	04/27/2007	2007-10/126
	29877	R406-301	5YR	04/27/2007	2007-10/127
<u>children's health benefits</u>					
Health, Children's Health Insurance Program	29872	R382-1	AMD	07/01/2007	2007-10/29
	29873	R382-10	AMD	07/01/2007	2007-10/31
	29732	R382-10	AMD	05/23/2007	2007-8/44
<u>children's trust account</u>					
Human Services, Child and Family Services	29390	R512-60	5YR	01/03/2007	2007-3/59
<u>CHIP</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29380	R414-320	AMD	03/09/2007	2007-2/91

<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>citations</u> Agriculture and Food, Animal Industry	30439	R58-19	5YR	09/12/2007	Not Printed
<u>civil rights</u> Education, Administration	30404	R277-112	5YR	09/06/2007	Not Printed
<u>Civil Rights Act 1964</u> Human Services, Administration	29498	R495-878	5YR	02/05/2007	2007-5/28
<u>Class I area</u> Environmental Quality, Air Quality	30187	R307-405	5YR	07/13/2007	2007-15/64
<u>class I area</u> Environmental Quality, Air Quality	29796	R307-405	AMD	09/07/2007	2007-9/18
<u>Class I area</u> Environmental Quality, Air Quality	29796	R307-405	CPR	09/07/2007	2007-15/58
<u>cleanup standards</u> Environmental Quality, Water Quality	29294	R317-6	AMD	01/23/2007	2006-24/23
<u>coaching certification</u> Education, Administration	29479	R277-517	AMD	03/27/2007	2007-4/16
<u>coal mines</u> Natural Resources, Oil, Gas and Mining; Coal	29606	R645-100	5YR	03/07/2007	2007-7/175
	29607	R645-103	5YR	03/07/2007	2007-7/175
	29608	R645-200	5YR	03/07/2007	2007-7/176
	29609	R645-201	5YR	03/07/2007	2007-7/176
	29610	R645-202	5YR	03/07/2007	2007-7/177
	29611	R645-203	5YR	03/07/2007	2007-7/177
	29612	R645-300	5YR	03/07/2007	2007-7/178
	29613	R645-301	5YR	03/07/2007	2007-7/178
	29614	R645-302	5YR	03/07/2007	2007-7/179
	29615	R645-303	5YR	03/07/2007	2007-7/179
	29616	R645-402	5YR	03/07/2007	2007-7/180
<u>coatings</u> Environmental Quality, Air Quality	29672	R307-343	5YR	03/15/2007	2007-7/167
	29012	R307-343	AMD	03/09/2007	2006-19/63
	29012	R307-343	CPR	03/09/2007	2007-3/51
	29508	R307-343-6	NSC	03/09/2007	Not Printed
<u>code of conduct</u> Workforce Services, Administration	30140	R982-601	5YR	06/26/2007	2007-14/60
<u>collections</u> Tax Commission, Auditing	29705	R865-12L	5YR	03/16/2007	2007-8/144
<u>commercialization of aquatic wildlife</u> Natural Resources, Wildlife Resources	30173	R657-14	5YR	07/09/2007	2007-15/70

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>communicable diseases</u>					
Health, Epidemiology and Laboratory Services, Epidemiology	29721	R386-702	5YR	03/22/2007	2007-8/128
	29742	R386-702	AMD	05/24/2007	2007-8/48
Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health	30206	R388-801	5YR	07/19/2007	2007-16/68
	30207	R388-802	5YR	07/19/2007	2007-16/69
	29911	R388-804	AMD	07/16/2007	2007-11/27
	29980	R388-804	5YR	05/29/2007	2007-12/61
<u>community-based corrections</u>					
Corrections, Administration	29463	R251-306	5YR	01/31/2007	2007-4/58
<u>competency</u>					
Education, Administration	29934	R277-603	AMD	07/09/2007	2007-11/21
<u>complaints</u>					
Workforce Services, Administration	30136	R982-101	5YR	06/26/2007	2007-14/58
<u>compliance determinations</u>					
Environmental Quality, Drinking Water	29365	R309-210	AMD	03/06/2007	2007-2/46
	29647	R309-210	AMD	05/14/2007	2007-7/23
	29645	R309-215	AMD	05/14/2007	2007-7/34
	29366	R309-215	AMD	03/06/2007	2007-2/63
<u>computer software</u>					
Technology Services, Administration	29978	R895-3	5YR	05/29/2007	2007-12/68
<u>concealed firearm permit</u>					
Public Safety, Criminal Investigations and Technical Services, Criminal Identification	30371	R722-300	EMR	08/28/2007	2007-18/69
<u>conduct</u>					
Commerce, Real Estate	30197	R162-107	5YR	07/16/2007	2007-15/61
<u>confidentiality</u>					
Human Services, Recovery Services	29415	R527-5	5YR	01/16/2007	2007-3/60
<u>confidentiality of information</u>					
Administrative Services, Administration	29772	R13-2	AMD	05/22/2007	2007-8/3
	29771	R13-2	5YR	04/02/2007	2007-8/119
	30049	R477-2	5YR	06/09/2007	2007-13/145
	29883	R477-2	AMD	07/01/2007	2007-10/46
Regents (Board Of), College of Eastern Utah	30108	R767-1	5YR	06/19/2007	2007-14/52
Workforce Services, Unemployment Insurance	29699	R994-312	AMD	07/01/2007	2007-7/132
<u>conflict of interest</u>					
Human Resource Management, Administration	29890	R477-9	AMD	07/01/2007	2007-10/68
	30052	R477-9	5YR	06/09/2007	2007-13/149
<u>connections</u>					
Environmental Quality, Drinking Water	29783	R309-550	5YR	04/02/2007	2007-8/126

<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>conservation permits</u>					
Natural Resources, Wildlife Resources	30071	R657-41	AMD	08/07/2007	2007-13/117
<u>consumer</u>					
Commerce, Consumer Protection	29379	R152-26	AMD	02/23/2007	2007-2/3
	29594	R152-26	5YR	03/05/2007	2007-7/149
<u>consumer confidence report</u>					
Environmental Quality, Drinking Water	29368	R309-225	AMD	03/06/2007	2007-2/89
	29650	R309-225	NSC	03/29/2007	Not Printed
<u>consumer protection</u>					
Commerce, Consumer Protection	30118	R152-6	5YR	06/22/2007	2007-14/42
	29470	R152-11	5YR	02/01/2007	2007-4/55
	30119	R152-15	5YR	06/22/2007	2007-14/42
	29862	R152-20	5YR	04/26/2007	2007-10/105
	29412	R152-20-2	AMD	03/20/2007	2007-3/4
	30120	R152-22	5YR	06/22/2007	2007-14/43
	29427	R152-22	AMD	04/02/2007	2007-4/8
	30121	R152-23	5YR	06/22/2007	2007-14/43
	29238	R152-23	AMD	01/23/2007	2006-24/3
	29413	R152-42	NEW	05/22/2007	2007-3/5
	29413	R152-42	CPR	05/22/2007	2007-8/114
<u>contests</u>					
Commerce, Administration	30164	R151-33	NSC	07/05/2007	Not Printed
	29927	R151-33	5YR	05/10/2007	2007-11/85
<u>continuing education</u>					
Commerce, Real Estate	29718	R162-9	AMD	05/30/2007	2007-8/33
	29837	R162-9	5YR	04/18/2007	2007-10/111
<u>continuing professional education</u>					
Commerce, Occupational and Professional Licensing	29473	R156-26a	5YR	02/01/2007	2007-4/56
<u>contractors</u>					
Commerce, Occupational and Professional Licensing	29122	R156-56	AMD	01/01/2007	2006-21/33
	29745	R156-56	5YR	03/29/2007	2007-8/119
	30132	R156-56	NSC	07/01/2007	Not Printed
	29357	R156-56	NSC	01/01/2007	Not Printed
	29120	R156-56	AMD	01/01/2007	2006-21/5
	29866	R156-56	AMD	07/01/2007	2007-10/10
	29393	R156-56	AMD	03/13/2007	2007-3/7
	29863	R156-56	AMD	07/01/2007	2007-10/21
	29865	R156-56-704	AMD	07/01/2007	2007-10/25
	29078	R156-56-704	CPR	03/27/2007	2007-4/48
	29078	R156-56-704	AMD	03/27/2007	2006-20/10
	29075	R156-56-711	AMD	01/01/2007	2006-20/13

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>contracts</u>					
Administrative Services, Facilities Construction and Management	29965	R23-1	5YR	05/24/2007	2007-12/59
Transportation, Administration	29182	R907-66	AMD	01/03/2007	2006-22/50
Transportation, Operations, Construction	29183	R916-1	AMD	01/03/2007	2006-22/52
	29184	R916-2-3	AMD	01/03/2007	2006-22/53
<u>controlled substances</u>					
Commerce, Occupational and Professional Licensing	29696	R156-37	5YR	03/15/2007	2007-7/150
<u>cooperative agreement</u>					
Natural Resources, Forestry, Fire and State Lands	29170	R652-122-300	AMD	01/03/2007	2006-22/40
	29467	R652-122-300	NSC	02/13/2007	Not Printed
<u>copyright</u>					
Education, Administration	30405	R277-115	5YR	09/06/2007	Not Printed
	29978	R895-3	5YR	05/29/2007	2007-12/68
<u>corporation tax</u>					
Tax Commission, Auditing	29714	R865-3C	5YR	03/21/2007	2007-8/142
<u>corrections</u>					
Corrections, Administration	29531	R251-106-3	AMD	05/01/2007	2007-6/9
	29533	R251-107	AMD	05/01/2007	2007-6/11
	29462	R251-305	5YR	01/31/2007	2007-4/58
	29464	R251-707	5YR	01/31/2007	2007-4/59
	29465	R251-710	5YR	01/31/2007	2007-4/59
<u>cosmetologists/barbers</u>					
Commerce, Occupational and Professional Licensing	30158	R156-11a	AMD	08/21/2007	2007-14/10
	29810	R156-11a	5YR	04/12/2007	2007-9/33
	29013	R156-11a	CPR	01/11/2007	2006-23/87
	29013	R156-11a	AMD	01/11/2007	2006-19/5
	29432	R156-11a	AMD	03/27/2007	2007-4/9
<u>cost sharing</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29967	R414-200	5YR	05/24/2007	2007-12/64
	29977	R414-200-4	AMD	07/23/2007	2007-12/19
<u>costs</u>					
Financial Institutions, Administration	29818	R331-22	5YR	04/16/2007	2007-9/35
<u>cottage food</u>					
Agriculture and Food, Regulatory Services	30062	R70-560	NEW	08/07/2007	2007-13/7
<u>cougar</u>					
Natural Resources, Wildlife Resources	30066	R657-10	AMD	08/07/2007	2007-13/90
<u>councils</u>					
Workforce Services, Administration	30139	R982-301	5YR	06/26/2007	2007-14/59

<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>counselors</u>					
Education, Administration	30089	R277-462	AMD	08/07/2007	2007-13/16
<u>coverage</u>					
Workforce Services, Unemployment Insurance	29695	R994-310	R&R	07/01/2007	2007-7/128
<u>coverage groups</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29543	R414-303-17	AMD	05/01/2007	2007-6/23
<u>covered-at-work</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	30081	R414-310	5YR	06/13/2007	2007-13/144
	29731	R414-310	AMD	05/23/2007	2007-8/74
<u>covered-at-work-benefits</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29730	R414-300	REP	05/23/2007	2007-8/73
<u>credit enhancements</u>					
Environmental Quality, Drinking Water	29784	R309-700	5YR	04/02/2007	2007-8/127
<u>credit insurance filings</u>					
Insurance, Administration	29971	R590-228	AMD	07/30/2007	2007-12/30
	30274	R590-228-5	NSC	08/14/2007	Not Printed
<u>credit unions</u>					
Financial Institutions, Credit Unions	30397	R337-2	5YR	09/05/2007	Not Printed
	30398	R337-5	5YR	09/05/2007	Not Printed
<u>criminal background screening</u>					
Human Services, Child and Family Services	30393	R512-51	EMR	09/05/2007	Not Printed
<u>criminal competency</u>					
Pardons (Board Of), Administration	30221	R671-206	5YR	07/25/2007	2007-16/76
	30222	R671-207	5YR	07/25/2007	2007-16/76
<u>critical languages</u>					
Education, Administration	29932	R277-488	NEW	07/09/2007	2007-11/17
<u>cultural resources</u>					
Natural Resources, Forestry, Fire and State Lands	29755	R652-60	5YR	04/02/2007	2007-8/135
School and Institutional Trust Lands, Administration	30153	R850-60	5YR	06/27/2007	2007-14/57
<u>curricula</u>					
Education, Administration	30420	R277-703	5YR	09/06/2007	Not Printed
	29495	R277-705	5YR	02/02/2007	2007-5/26
	30422	R277-713	5YR	09/06/2007	Not Printed
	30098	R277-713	AMD	08/07/2007	2007-13/47
<u>dairy inspection</u>					
Agriculture and Food, Regulatory Services	30100	R70-330	AMD	08/07/2007	2007-13/3
<u>data standards</u>					
Education, Administration	30095	R277-484	AMD	08/07/2007	2007-13/36

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>
	30333	R277-484-2	NSC	08/31/2007	Not Printed
<u>day care</u>					
Public Safety, Fire Marshal	29706	R710-8	5YR	03/16/2007	2007-8/139
	29234	R710-8	AMD	01/09/2007	2006-23/76
<u>deadlines</u>					
Education, Administration	30095	R277-484	AMD	08/07/2007	2007-13/36
	30333	R277-484-2	NSC	08/31/2007	Not Printed
<u>debt</u>					
Human Services, Recovery Services	30356	R527-330	5YR	08/22/2007	2007-18/83
<u>debt management</u>					
Commerce, Consumer Protection	29413	R152-42	NEW	05/22/2007	2007-3/5
	29413	R152-42	CPR	05/22/2007	2007-8/114
<u>deception detection examiner</u>					
Commerce, Occupational and Professional Licensing	29803	R156-64	5YR	04/09/2007	2007-9/33
<u>declaratory orders</u>					
Health, Administration	30336	R380-1	5YR	08/20/2007	2007-18/73
	30337	R380-5	5YR	08/20/2007	2007-18/73
<u>definitions</u>					
Commerce, Real Estate	29828	R162-101	5YR	04/18/2007	2007-10/111
Environmental Quality, Air Quality	29661	R307-101	5YR	03/15/2007	2007-7/150
	29000	R307-101-2	AMD	03/09/2007	2006-19/27
	29000	R307-101-2	CPR	03/09/2007	2007-3/39
Environmental Quality, Drinking Water	29364	R309-110	AMD	03/06/2007	2007-2/20
	29649	R309-110-4	AMD	05/14/2007	2007-7/22
Human Resource Management, Administration	29882	R477-1	AMD	07/01/2007	2007-10/41
	30051	R477-1	5YR	06/09/2007	2007-13/144
	30057	R477-13	5YR	06/09/2007	2007-13/152
	29896	R477-13-1	NSC	05/11/2007	Not Printed
Natural Resources, Forestry, Fire and State Lands	29756	R652-1	5YR	04/02/2007	2007-8/130
School and Institutional Trust Lands, Administration	30147	R850-1	5YR	06/27/2007	2007-14/53
<u>degreasing</u>					
Environmental Quality, Air Quality	29668	R307-335	5YR	03/15/2007	2007-7/165
	29008	R307-335	AMD	01/16/2007	2006-19/49
<u>demonstration</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	30081	R414-310	5YR	06/13/2007	2007-13/144
	29731	R414-310	AMD	05/23/2007	2007-8/74
<u>dental</u>					
Environmental Quality, Radiation Control	29334	R313-28	AMD	03/16/2007	2007-1/12
<u>depredation</u>					
Natural Resources, Wildlife Resources	30109	R657-44	5YR	06/20/2007	2007-14/51

<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>
	30073	R657-44	AMD	08/07/2007	2007-13/122
	29638	R657-44-6	AMD	05/08/2007	2007-7/79
<u>developmentally disabled</u> Commerce, Administration	29903	R151-3	5YR	05/01/2007	2007-10/105
	29498	R495-878	5YR	02/05/2007	2007-5/28
	29386	R698-3	5YR	01/02/2007	2007-2/119
	29713	R861-1A	5YR	03/20/2007	2007-8/139
	29324	R861-1A-19	AMD	02/12/2007	2007-1/41
	29941	R861-1A-41	AMD	07/16/2007	2007-11/76
<u>direct filtration</u> Environmental Quality, Drinking Water	29779	R309-530	5YR	04/02/2007	2007-8/125
<u>disabilities</u> Human Services, Services for People with Disabilities	30295	R539-1-4	NSC	08/31/2007	Not Printed
	29625	R539-5	AMD	05/11/2007	2007-7/70
	30085	R539-9	AMD	08/07/2007	2007-13/50
Pardons (Board Of), Administration	30214	R671-102	5YR	07/25/2007	2007-16/74
	30136	R982-101	5YR	06/26/2007	2007-14/58
<u>disabilities act</u> Public Safety, Administration	29386	R698-3	5YR	01/02/2007	2007-2/119
<u>disability</u> Human Services, Services for People with Disabilities	30116	R539-9	EMR	07/01/2007	2007-14/39
<u>disabled persons</u> Health, Administration	30339	R380-100	5YR	08/20/2007	2007-18/74
Natural Resources, Wildlife Resources	30435	R657-12	5YR	09/10/2007	Not Printed
	29637	R657-12	AMD	05/08/2007	2007-7/73
<u>disasters</u> Education, Administration	30407	R277-400	5YR	09/06/2007	Not Printed
<u>disciplinary actions</u> Education, Administration	30418	R277-514	5YR	09/06/2007	Not Printed
<u>disciplinary problems</u> Education, Administration	30419	R277-608	5YR	09/06/2007	Not Printed
<u>discipline of employees</u> Human Resource Management, Administration	29894	R477-11	NSC	05/11/2007	Not Printed
	30056	R477-11	5YR	06/09/2007	2007-13/151
<u>disclosure requirements</u> Tax Commission, Administration	29713	R861-1A	5YR	03/20/2007	2007-8/139
	29324	R861-1A-19	AMD	02/12/2007	2007-1/41
	29941	R861-1A-41	AMD	07/16/2007	2007-11/76
<u>disease control</u> Agriculture and Food, Animal Industry	29506	R58-1	5YR	02/08/2007	2007-5/19

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>
	29912	R58-1	AMD	08/07/2007	2007-11/4
	29504	R58-6	5YR	02/08/2007	2007-5/20
	30041	R58-8	5YR	06/07/2007	2007-13/142
	29512	R58-8	NSC	06/07/2007	Not Printed
	30045	R58-8	REP	08/07/2007	2007-13/3
<u>disinfection monitoring</u>					
Environmental Quality, Drinking Water	29366	R309-215	AMD	03/06/2007	2007-2/63
	29645	R309-215	AMD	05/14/2007	2007-7/34
<u>disipline of employees</u>					
Human Resource Management, Administration	29893	R477-14	NSC	05/11/2007	Not Printed
<u>dismissal of employees</u>					
Human Resource Management, Administration	29894	R477-11	NSC	05/11/2007	Not Printed
	30056	R477-11	5YR	06/09/2007	2007-13/151
<u>distribution of commercialization revenues</u>					
Science Technology and Research Governing Auth., Administration	29299	R856-2	NEW	04/04/2007	2006-24/37
<u>distribution system monitoring</u>					
Environmental Quality, Drinking Water	29647	R309-210	AMD	05/14/2007	2007-7/23
	29365	R309-210	AMD	03/06/2007	2007-2/46
<u>diversion programs</u>					
Commerce, Occupational and Professional Licensing	29586	R156-1	5YR	03/01/2007	2007-6/37
	29555	R156-1-102	NSC	03/09/2007	Not Printed
Human Services, Juvenile Justice Services	29992	R547-1	5YR	05/30/2007	2007-12/64
<u>domestic violence</u>					
Human Services, Aging and Adult Services	30352	R510-302	5YR	08/21/2007	2007-18/81
Human Services, Child and Family Services	30289	R512-1	5YR	08/07/2007	2007-17/59
	30010	R512-300	EMR	06/01/2007	2007-12/55
<u>drainage</u>					
Transportation, Operations, Maintenance	29456	R918-2	REP	06/06/2007	2007-4/42
<u>drinking water</u>					
Environmental Quality, Drinking Water	29369	R309-105	AMD	03/06/2007	2007-2/15
	29646	R309-105	AMD	05/14/2007	2007-7/20
	29036	R309-105-9	AMD	01/01/2007	2006-19/68
	29364	R309-110	AMD	03/06/2007	2007-2/20
	29649	R309-110-4	AMD	05/14/2007	2007-7/22
	29361	R309-115-2	NSC	03/06/2007	Not Printed
	29363	R309-150	AMD	03/06/2007	2007-2/31
	29371	R309-200	AMD	03/06/2007	2007-2/43
	29365	R309-210	AMD	03/06/2007	2007-2/46
	29647	R309-210	AMD	05/14/2007	2007-7/23
	29645	R309-215	AMD	05/14/2007	2007-7/34

<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>
	29366	R309-215	AMD	03/06/2007	2007-2/63
	29367	R309-220	AMD	03/06/2007	2007-2/86
	29648	R309-220-15	AMD	05/14/2007	2007-7/46
	29650	R309-225	NSC	03/29/2007	Not Printed
	29368	R309-225	AMD	03/06/2007	2007-2/89
	29362	R309-300-13	NSC	03/06/2007	Not Printed
	29360	R309-405-4	NSC	03/06/2007	Not Printed
	29774	R309-500	5YR	04/02/2007	2007-8/122
	29775	R309-505	5YR	04/02/2007	2007-8/123
	29776	R309-510	5YR	04/02/2007	2007-8/123
	29777	R309-515	5YR	04/02/2007	2007-8/124
	29642	R309-520	5YR	03/13/2007	2007-7/169
	29778	R309-525	5YR	04/02/2007	2007-8/124
	29779	R309-530	5YR	04/02/2007	2007-8/125
	29780	R309-535	5YR	04/02/2007	2007-8/125
	29781	R309-540	5YR	04/02/2007	2007-8/126
	29782	R309-545	5YR	04/02/2007	2007-8/126
	29783	R309-550	5YR	04/02/2007	2007-8/126
<u>driver education</u>					
Education, Administration	29747	R277-507	5YR	03/29/2007	2007-8/122
	29694	R277-746-3	AMD	05/09/2007	2007-7/19
Public Safety, Driver License	29593	R708-2	5YR	03/02/2007	2007-7/184
	29727	R708-21	5YR	03/23/2007	2007-8/137
	29729	R708-27	5YR	03/23/2007	2007-8/139
<u>driver license verification</u>					
Public Safety, Driver License	29805	R708-43	AMD	06/08/2007	2007-9/27
<u>drug abuse</u>					
Human Resource Management, Administration	29893	R477-14	NSC	05/11/2007	Not Printed
<u>drug testing</u>					
Public Safety, Peace Officer Standards and Training	29559	R728-405	5YR	02/26/2007	2007-6/43
<u>drug testing programs</u>					
Public Safety, Peace Officer Standards and Training	29559	R728-405	5YR	02/26/2007	2007-6/43
<u>drug/alcohol education</u>					
Human Resource Management, Administration	29893	R477-14	NSC	05/11/2007	Not Printed
<u>dual employment</u>					
Human Resource Management, Administration	30059	R477-8	5YR	06/09/2007	2007-13/148
	29889	R477-8	AMD	07/01/2007	2007-10/64
<u>due process</u>					
Human Services, Child and Family Services	30291	R512-31	5YR	08/07/2007	2007-17/60
Human Services, Substance Abuse and Mental Health	29381	R523-1-2	AMD	02/26/2007	2007-2/97

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	29245	R523-1-5	AMD	01/30/2007	2006-24/29
	29382	R523-1-11	AMD	02/26/2007	2007-2/99
	29383	R523-1-23	AMD	05/14/2007	2007-2/101
<u>DUI programs</u>					
Human Services, Substance Abuse and Mental Health	30123	R523-22	5YR	06/22/2007	2007-14/49
<u>economic development</u>					
Workforce Services, Administration	30140	R982-601	5YR	06/26/2007	2007-14/60
<u>education</u>					
Commerce, Consumer Protection	30101	R152-34	5YR	06/15/2007	2007-13/142
	29710	R152-34	AMD	05/22/2007	2007-8/4
Commerce, Real Estate	29829	R162-103	5YR	04/18/2007	2007-10/111
Education, Administration	30409	R277-407	5YR	09/06/2007	Not Printed
	30092	R277-470	AMD	08/07/2007	2007-13/23
	30094	R277-481	REP	08/07/2007	2007-13/34
<u>education finance</u>					
Education, Administration	30409	R277-407	5YR	09/06/2007	Not Printed
	29690	R277-419	AMD	05/09/2007	2007-7/10
<u>education policy</u>					
Education, Administration	30408	R277-401	5YR	09/06/2007	Not Printed
<u>educational administration</u>					
Education, Administration	30406	R277-116	5YR	09/06/2007	Not Printed
<u>educational facilities</u>					
Education, Administration	30414	R277-445	5YR	09/06/2007	Not Printed
<u>educational media</u>					
Education, Administration	30090	R277-467	NEW	08/07/2007	2007-13/19
<u>educational planning</u>					
Education, Administration	29746	R277-416	5YR	03/29/2007	2007-8/121
	29935	R277-416	REP	07/09/2007	2007-11/14
<u>educational policy</u>					
Education, Administration	30404	R277-112	5YR	09/06/2007	Not Printed
	30405	R277-115	5YR	09/06/2007	Not Printed
<u>educational program evaluations</u>					
Education, Administration	30417	R277-506	5YR	09/06/2007	Not Printed
<u>educational reform</u>					
Education, Administration	29746	R277-416	5YR	03/29/2007	2007-8/121
	29935	R277-416	REP	07/09/2007	2007-11/14
<u>educational research</u>					
Education, Administration	29746	R277-416	5YR	03/29/2007	2007-8/121
	29935	R277-416	REP	07/09/2007	2007-11/14

<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>educational testing</u>					
Education, Administration	30093	R277-473	AMD	08/07/2007	2007-13/31
	29478	R277-473-9	AMD	03/27/2007	2007-4/12
<u>educational tuition</u>					
Education, Administration	30409	R277-407	5YR	09/06/2007	Not Printed
	30050	R477-10	5YR	06/09/2007	2007-13/150
	29891	R477-10	AMD	07/01/2007	2007-10/70
<u>educator licensing</u>					
Education, Administration	30415	R277-502	5YR	09/06/2007	Not Printed
	30417	R277-506	5YR	09/06/2007	Not Printed
<u>educator licensure</u>					
Education, Administration	29747	R277-507	5YR	03/29/2007	2007-8/122
	30418	R277-514	5YR	09/06/2007	Not Printed
<u>educators</u>					
Education, Administration	30086	R277-110	NEW	08/07/2007	2007-13/11
	30294	R277-110-4	NSC	08/31/2007	Not Printed
	30097	R277-510	R&R	08/07/2007	2007-13/42
Public Education Job Enhancement Program, Job Enhancement Committee	30099	R690-100	AMD	08/07/2007	2007-13/132
<u>efficiency</u>					
Natural Resources, Geological Survey	30159	R638-3	NEW	08/31/2007	2007-14/24
<u>effluent standards</u>					
Environmental Quality, Water Quality	29186	R317-1-2	AMD	01/19/2007	2006-22/21
	29098	R317-1-7	AMD	01/19/2007	2006-20/54
<u>eldercare</u>					
Human Services, Aging and Adult Services	30349	R510-110	5YR	08/21/2007	2007-18/79
<u>elderly</u>					
Human Services, Aging and Adult Services	30342	R510-100	5YR	08/21/2007	2007-18/75
	30343	R510-101	5YR	08/21/2007	2007-18/76
	30341	R510-102	5YR	08/21/2007	2007-18/76
	30344	R510-103	5YR	08/21/2007	2007-18/77
	30345	R510-106	5YR	08/21/2007	2007-18/77
	30346	R510-107	5YR	08/21/2007	2007-18/78
	30347	R510-108	5YR	08/21/2007	2007-18/78
	30348	R510-109	5YR	08/21/2007	2007-18/79
	30351	R510-200	5YR	08/21/2007	2007-18/80
	30353	R510-400	5YR	08/21/2007	2007-18/82
<u>electric generating units</u>					
Environmental Quality, Air Quality	29229	R307-220	CPR	05/09/2007	2007-7/136
	29229	R307-220	AMD	05/09/2007	2006-23/12
	29230	R307-224	NEW	03/15/2007	2006-23/14
	29231	R307-424	CPR	05/09/2007	2007-7/137
	29231	R307-424	NEW	05/09/2007	2006-23/15

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>electrologists</u>					
Commerce, Occupational and Professional Licensing	29432	R156-11a	AMD	03/27/2007	2007-4/9
	30158	R156-11a	AMD	08/21/2007	2007-14/10
	29810	R156-11a	5YR	04/12/2007	2007-9/33
	29013	R156-11a	CPR	01/11/2007	2006-23/87
	29013	R156-11a	AMD	01/11/2007	2006-19/5
<u>eligibility</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29676	R414-307	NEW	05/15/2007	2007-7/65
	29469	R414-308	AMD	04/01/2007	2007-4/22
Human Services, Child and Family Services	30289	R512-1	5YR	08/07/2007	2007-17/59
	30290	R512-2	5YR	08/07/2007	2007-17/59
<u>eligibility and priority</u>					
Human Services, Public Guardian (Office of)	29950	R549-1	NEW	07/09/2007	2007-11/50
<u>emergency medical services</u>					
Health, Health Systems Improvement, Emergency Medical Services	30205	R426-5	5YR	07/18/2007	2007-16/70
	29944	R426-12	AMD	08/08/2007	2007-11/30
	29392	R426-16	AMD	04/01/2007	2007-3/9
<u>Emergency order</u>					
Agriculture and Food, Animal Industry	30439	R58-19	5YR	09/12/2007	Not Printed
<u>emergency powers</u>					
Environmental Quality, Air Quality	30183	R307-105	5YR	07/13/2007	2007-15/62
	29501	R307-105	NSC	07/13/2007	Not Printed
<u>emergency preparedness</u>					
Education, Administration	30407	R277-400	5YR	09/06/2007	Not Printed
<u>emission controls</u>					
Environmental Quality, Air Quality	29003	R307-325	AMD	03/09/2007	2006-19/35
	29003	R307-325	CPR	03/09/2007	2007-3/42
	29664	R307-325	5YR	03/15/2007	2007-7/160
	29009	R307-340	CPR	03/09/2007	2007-3/46
	29669	R307-340	5YR	03/15/2007	2007-7/165
	29009	R307-340	AMD	03/09/2007	2006-19/52
	29151	R307-340-1	NSC	03/09/2007	Not Printed
	29670	R307-341	5YR	03/15/2007	2007-7/166
	29010	R307-341	AMD	01/16/2007	2006-19/59
<u>emission fees</u>					
Environmental Quality, Air Quality	30191	R307-415	5YR	07/13/2007	2007-15/66
<u>employee benefits plans</u>					
Human Resource Management, Administration	30060	R477-6	5YR	06/09/2007	2007-13/148
	29887	R477-6	AMD	07/01/2007	2007-10/54

<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>employee performance evaluations</u>					
Human Resource Management, Administration	29891	R477-10	AMD	07/01/2007	2007-10/70
	30050	R477-10	5YR	06/09/2007	2007-13/150
<u>employee productivity</u>					
Human Resource Management, Administration	30050	R477-10	5YR	06/09/2007	2007-13/150
	29891	R477-10	AMD	07/01/2007	2007-10/70
<u>employee recruitment</u>					
Workforce Services, Unemployment Insurance	29958	R994-402	5YR	05/17/2007	2007-12/70
<u>employee termination</u>					
Workforce Services, Unemployment Insurance	29855	R994-405	AMD	08/08/2007	2007-10/88
	30142	R994-405	5YR	06/26/2007	2007-14/61
	30104	R994-405-3	AMD	08/08/2007	2007-13/135
<u>employee's rights</u>					
Workforce Services, Unemployment Insurance	29855	R994-405	AMD	08/08/2007	2007-10/88
	30104	R994-405-3	AMD	08/08/2007	2007-13/135
<u>employees' rights</u>					
Human Resource Management, Administration	30053	R477-12	5YR	06/09/2007	2007-13/152
	29892	R477-12	AMD	07/01/2007	2007-10/72
Workforce Services, Unemployment Insurance	30142	R994-405	5YR	06/26/2007	2007-14/61
<u>employer liability</u>					
Workforce Services, Unemployment Insurance	29686	R994-302	R&R	07/01/2007	2007-7/115
<u>employment</u>					
Human Resource Management, Administration	30061	R477-4	5YR	06/09/2007	2007-13/146
	29885	R477-4	AMD	07/01/2007	2007-10/51
	30055	R477-5	5YR	06/09/2007	2007-13/147
	29886	R477-5	AMD	07/01/2007	2007-10/53
Human Services, Aging and Adult Services	30346	R510-107	5YR	08/21/2007	2007-18/78
Workforce Services, Unemployment Insurance	29678	R994-202	R&R	07/01/2007	2007-7/90
	29855	R994-405	AMD	08/08/2007	2007-10/88
	30142	R994-405	5YR	06/26/2007	2007-14/61
	30104	R994-405-3	AMD	08/08/2007	2007-13/135
<u>employment support procedures</u>					
Workforce Services, Employment Development	29700	R986-100-114a	AMD	06/14/2007	2007-7/89
<u>employment tests</u>					
Workforce Services, Unemployment Insurance	29680	R994-204	R&R	07/01/2007	2007-7/96
	29681	R994-205	R&R	07/01/2007	2007-7/103
	29682	R994-206	R&R	07/01/2007	2007-7/107

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>energy</u>					
Natural Resources, Geological Survey	30103	R638-2	NEW	08/31/2007	2007-13/58
	30159	R638-3	NEW	08/31/2007	2007-14/24
<u>energy assistance</u>					
Community and Culture, Home Energy Assistance Target (HEAT)	30124	R195-2	5YR	06/22/2007	2007-14/44
	29982	R195-2	NSC	06/22/2007	Not Printed
	30125	R195-3	5YR	06/22/2007	2007-14/44
	29983	R195-3	NSC	06/22/2007	Not Printed
	30126	R195-4	5YR	06/22/2007	2007-14/45
	29984	R195-4	NSC	06/22/2007	Not Printed
	29985	R195-5	NSC	06/22/2007	Not Printed
	30127	R195-5	5YR	06/22/2007	2007-14/45
	29986	R195-6	NSC	06/25/2007	Not Printed
	30128	R195-6	5YR	06/25/2007	2007-14/46
	29987	R195-7	NSC	06/25/2007	Not Printed
	30130	R195-7	5YR	06/25/2007	2007-14/46
	29988	R195-8	NSC	06/25/2007	Not Printed
<u>energy assistance moratorium</u>					
Community and Culture, Home Energy Assistance Target (HEAT)	30131	R195-8	5YR	06/25/2007	2007-14/47
<u>energy industries</u>					
Community and Culture, Home Energy Assistance Target (HEAT)	29988	R195-8	NSC	06/25/2007	Not Printed
<u>energy utility</u>					
Public Service Commission, Administration	29378	R746-440	NEW	03/19/2007	2007-2/111
<u>enforceable written assurance</u>					
Environmental Quality, Environmental Response and Remediation	29585	R311-600	NSC	03/26/2007	Not Printed
<u>enforcement (administrative)</u>					
Public Safety, Administration	29384	R698-1	5YR	01/02/2007	2007-2/118
<u>engineers</u>					
Commerce, Occupational and Professional Licensing	29355	R156-22	AMD	02/22/2007	2007-2/3
<u>enrollment</u>					
Education, Administration	29693	R277-612	NEW	05/09/2007	2007-7/17
<u>enrollment options</u>					
Education, Administration	29902	R277-437-1	NSC	05/01/2007	Not Printed
<u>enterprise zones</u>					
Tax Commission, Auditing	29712	R865-9I	5YR	03/20/2007	2007-8/142
	29320	R865-9I-32	AMD	02/12/2007	2007-1/42
	29786	R865-9I-42	NSC	04/12/2007	Not Printed
	29315	R865-9I-49	AMD	02/12/2007	2007-1/43
	29314	R865-9I-52	AMD	02/12/2007	2007-1/44
	29436	R865-9I-53	AMD	04/16/2007	2007-4/41

<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>environment</u>					
Tax Commission, Auditing	29628	R865-13G	5YR	03/09/2007	2007-7/190
<u>environmental analysis</u>					
Environmental Quality, Radiation Control	30434	R313-24	5YR	09/07/2007	Not Printed
<u>environmental assessment</u>					
Natural Resources, Forestry, Fire and State Lands	29763	R652-90	5YR	04/02/2007	2007-8/136
<u>environmental protection</u>					
Environmental Quality, Air Quality	29001	R307-110-13	AMD	03/09/2007	2006-19/30
	29655	R307-220	5YR	03/15/2007	2007-7/156
	30191	R307-415	5YR	07/13/2007	2007-15/66
Environmental Quality, Drinking Water	29363	R309-150	AMD	03/06/2007	2007-2/31
	29362	R309-300-13	NSC	03/06/2007	Not Printed
	29360	R309-405-4	NSC	03/06/2007	Not Printed
<u>Equine Viral Arteritis (EVA)</u>					
Agriculture and Food, Animal Industry	29342	R58-23	NEW	02/28/2007	2007-1/5
<u>equipment</u>					
Environmental Quality, Air Quality	29327	R307-120	AMD	03/09/2007	2007-1/7
	29653	R307-120	5YR	03/15/2007	2007-7/155
<u>essential facilities</u>					
Public Service Commission, Administration	29626	R746-349	5YR	03/08/2007	2007-7/186
<u>estheticians</u>					
Commerce, Occupational and Professional Licensing	29432	R156-11a	AMD	03/27/2007	2007-4/9
	29013	R156-11a	CPR	01/11/2007	2006-23/87
	29013	R156-11a	AMD	01/11/2007	2006-19/5
	30158	R156-11a	AMD	08/21/2007	2007-14/10
	29810	R156-11a	5YR	04/12/2007	2007-9/33
<u>executions</u>					
Corrections, Administration	29533	R251-107	AMD	05/01/2007	2007-6/11
<u>experience</u>					
Commerce, Real Estate	29623	R162-104	AMD	05/29/2007	2007-7/4
	29522	R162-104	5YR	02/15/2007	2007-5/24
<u>extended benefits</u>					
Workforce Services, Unemployment Insurance	29958	R994-402	5YR	05/17/2007	2007-12/70
<u>extended-day</u>					
Education, Administration	29933	R277-489	NEW	07/09/2007	2007-11/19
	30174	R277-489	NSC	07/30/2007	Not Printed
<u>extinguishers</u>					
Public Safety, Fire Marshal	29677	R710-1	AMD	05/08/2007	2007-7/80
	29981	R710-1	5YR	05/30/2007	2007-12/67

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>extracurricular activities</u>					
Education, Administration	29937	R277-617	REP	07/09/2007	2007-11/25
	29494	R277-617	5YR	02/02/2007	2007-5/25
<u>facilities</u>					
Education, Administration	30096	R277-487	REP	08/07/2007	2007-13/39
<u>facilities use</u>					
Administrative Services, Facilities Construction and Management	29812	R23-19	R&R	06/07/2007	2007-9/3
	29964	R23-19	5YR	05/24/2007	2007-12/59
Capitol Preservation Board (State), Administration	29952	R131-3	5YR	05/16/2007	2007-12/60
<u>facility</u>					
Human Services, Substance Abuse and Mental Health, State Hospital	29802	R525-8	AMD	06/15/2007	2007-9/24
<u>faculty</u>					
Education, Administration	30408	R277-401	5YR	09/06/2007	Not Printed
<u>fair employment practices</u>					
Human Resource Management, Administration	30049	R477-2	5YR	06/09/2007	2007-13/145
	29883	R477-2	AMD	07/01/2007	2007-10/46
	30061	R477-4	5YR	06/09/2007	2007-13/146
	29885	R477-4	AMD	07/01/2007	2007-10/51
<u>falconry</u>					
Natural Resources, Wildlife Resources	29398	R657-20	5YR	01/10/2007	2007-3/66
	29401	R657-20	AMD	03/12/2007	2007-3/19
<u>family employment program</u>					
Workforce Services, Employment Development	29853	R986-200	AMD	07/01/2007	2007-10/83
	29587	R986-200	AMD	05/01/2007	2007-6/30
	29414	R986-200-215	AMD	03/15/2007	2007-3/36
	30105	R986-200-217	NSC	06/29/2007	Not Printed
	29974	R986-200-231	AMD	07/31/2007	2007-12/45
	29300	R986-200-246	AMD	02/01/2007	2006-24/38
<u>federal law</u>					
Financial Institutions, Credit Unions	29352	R337-10	NSC	01/22/2007	Not Printed
	29173	R337-10	NEW	01/22/2007	2006-22/25
<u>fees</u>					
Administrative Services, Finance	29424	R25-14	5YR	01/17/2007	2007-4/54
Corrections, Administration	30040	R251-401	5YR	06/07/2007	2007-13/143
Environmental Quality, Air Quality	30190	R307-414	5YR	07/13/2007	2007-15/66
Environmental Quality, Environmental Response and Remediation	29570	R311-203	NSC	04/18/2007	Not Printed
	29841	R311-203	5YR	04/18/2007	2007-10/114
Environmental Quality, Radiation Control	29335	R313-70	AMD	03/16/2007	2007-1/17
Human Services, Child and Family Services	30393	R512-51	EMR	09/05/2007	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>
Human Services, Substance Abuse and Mental Health	29381	R523-1-2	AMD	02/26/2007	2007-2/97
	29245	R523-1-5	AMD	01/30/2007	2006-24/29
	29382	R523-1-11	AMD	02/26/2007	2007-2/99
	29383	R523-1-23	AMD	05/14/2007	2007-2/101
Labor Commission, Industrial Accidents	29948	R612-2-27	AMD	07/10/2007	2007-11/71
	30110	R612-2-27	NSC	07/11/2007	Not Printed
Natural Resources, Parks and Recreation	29914	R651-611	AMD	07/09/2007	2007-11/73
	30156	R651-611-2	AMD	08/21/2007	2007-14/28
	29773	R651-611-4	AMD	05/22/2007	2007-8/90
<u>filing deadlines</u>					
Labor Commission, Adjudication	30317	R602-1	5YR	08/15/2007	2007-17/61
Labor Commission, Industrial Accidents	30320	R612-1	5YR	08/15/2007	2007-17/62
	30319	R612-1-3	NSC	08/31/2007	Not Printed
Workforce Services, Unemployment Insurance	30141	R994-403	5YR	06/26/2007	2007-14/60
<u>filing fees</u>					
Natural Resources, Forestry, Fire and State Lands	29761	R652-4	5YR	04/02/2007	2007-8/131
School and Institutional Trust Lands, Administration	30149	R850-4	5YR	06/27/2007	2007-14/54
<u>filing requirements</u>					
Public Service Commission, Administration	29376	R746-420	CPR	05/17/2007	2007-7/138
	30115	R746-420-2	AMD	08/28/2007	2007-14/29
	29378	R746-440	NEW	03/19/2007	2007-2/111
<u>filtration</u>					
Environmental Quality, Drinking Water	29778	R309-525	5YR	04/02/2007	2007-8/124
<u>financial aid</u>					
Regents (Board Of), Administration	30165	R765-607	AMD	08/22/2007	2007-14/32
<u>financial assistance</u>					
Environmental Quality, Drinking Water	29785	R309-705	5YR	04/02/2007	2007-8/127
<u>financial disclosures</u>					
Community and Culture, Home Energy Assistance Target (HEAT)	29984	R195-4	NSC	06/22/2007	Not Printed
	30126	R195-4	5YR	06/22/2007	2007-14/45
<u>financial institutions</u>					
Financial Institutions, Administration	30237	R331-5	5YR	07/25/2007	2007-16/65
	30238	R331-7	5YR	07/25/2007	2007-16/66
	30239	R331-9	5YR	07/25/2007	2007-16/66
	30240	R331-10	5YR	07/25/2007	2007-16/67
	30241	R331-12	5YR	07/25/2007	2007-16/67
	30242	R331-14	5YR	07/25/2007	2007-16/68
	29818	R331-22	5YR	04/16/2007	2007-9/35
Financial Institutions, Credit Unions	29173	R337-10	NEW	01/22/2007	2006-22/25
	29352	R337-10	NSC	01/22/2007	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>
Financial Institutions, Nondepository Lenders	29225	R343-1	NEW	01/09/2007	2006-23/65
<u>financial responsibility</u>					
Environmental Quality, Environmental Response and Remediation	29574	R311-207	NSC	04/18/2007	Not Printed
	29845	R311-207	5YR	04/18/2007	2007-10/117
<u>financial statements</u>					
Commerce, Securities	30256	R164-10	5YR	07/30/2007	2007-16/60
<u>financing of programs</u>					
Human Services, Substance Abuse and Mental Health	30038	R523-20	5YR	06/05/2007	2007-13/153
	29246	R523-20-2	AMD	01/30/2007	2006-24/31
<u>fire alarm systems</u>					
Public Safety, Fire Marshal	29701	R710-11	AMD	05/08/2007	2007-7/88
<u>fire prevention</u>					
Public Safety, Fire Marshal	29677	R710-1	AMD	05/08/2007	2007-7/80
	29981	R710-1	5YR	05/30/2007	2007-12/67
	30043	R710-4	5YR	06/08/2007	2007-13/156
	29233	R710-4	AMD	01/09/2007	2006-23/72
	29683	R710-4-3	AMD	05/08/2007	2007-7/82
	30007	R710-7	5YR	05/31/2007	2007-12/67
	29234	R710-8	AMD	01/09/2007	2006-23/76
	29706	R710-8	5YR	03/16/2007	2007-8/139
	29421	R710-9	AMD	03/12/2007	2007-3/32
	29232	R710-9	AMD	01/09/2007	2006-23/78
	30044	R710-9	5YR	06/08/2007	2007-13/156
	29702	R710-9	AMD	05/08/2007	2007-7/83
<u>firearms</u>					
Human Services, Juvenile Justice Services	29897	R547-14	5YR	04/30/2007	2007-10/128
Public Safety, Administration	29728	R698-100	REP	05/23/2007	2007-8/109
	29331	R698-100	NSC	04/02/2007	Not Printed
	29787	R698-100	5YR	04/02/2007	2007-8/136
<u>fireplaces</u>					
Environmental Quality, Air Quality	29322	R307-122	NSC	07/13/2007	Not Printed
	29798	R307-122	REP	07/13/2007	2007-9/17
<u>fireworks</u>					
Public Safety, Fire Marshal	29422	R710-2	AMD	03/12/2007	2007-3/27
	30031	R710-2	5YR	06/04/2007	2007-13/155
	29679	R710-2-7	NSC	03/29/2007	Not Printed
<u>fiscal assistance</u>					
Natural Resources, Parks and Recreation	30247	R651-301	5YR	07/26/2007	2007-16/73
<u>fish</u>					
Natural Resources, Wildlife Resources	30067	R657-13	AMD	08/07/2007	2007-13/93

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>fishing</u>					
Natural Resources, Wildlife Resources	30067	R657-13	AMD	08/07/2007	2007-13/93
	29920	R657-30	5YR	05/07/2007	2007-11/88
<u>fleet expansion</u>					
Administrative Services, Fleet Operations	30212	R27-4	5YR	07/25/2007	2007-16/57
<u>flocculation</u>					
Environmental Quality, Drinking Water	29778	R309-525	5YR	04/02/2007	2007-8/124
<u>food</u>					
Agriculture and Food, Regulatory Services	30062	R70-560	NEW	08/07/2007	2007-13/7
<u>food establishment registration</u>					
Agriculture and Food, Regulatory Services	30062	R70-560	NEW	08/07/2007	2007-13/7
<u>food inspection</u>					
Agriculture and Food, Regulatory Services	29507	R70-320	5YR	02/08/2007	2007-5/22
	29499	R70-350	5YR	02/05/2007	2007-5/22
	29500	R70-360	5YR	02/05/2007	2007-5/23
<u>food services</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	29722	R392-100	5YR	03/22/2007	2007-8/129
<u>food stamps</u>					
Workforce Services, Employment Development	29588	R986-900-902	AMD	05/01/2007	2007-6/34
<u>foreign exchange students</u>					
Education, Administration	29693	R277-612	NEW	05/09/2007	2007-7/17
<u>forensic</u>					
Human Services, Substance Abuse and Mental Health, State Hospital	29802	R525-8	AMD	06/15/2007	2007-9/24
<u>forest practices</u>					
Natural Resources, Forestry, Fire and State Lands	29461	R652-140	NEW	03/26/2007	2007-4/37
	29433	R652-140	NSC	01/23/2007	Not Printed
<u>foster care</u>					
Human Services, Child and Family Services	30290	R512-2	5YR	08/07/2007	2007-17/59
	30291	R512-31	5YR	08/07/2007	2007-17/60
	29388	R512-43	5YR	01/03/2007	2007-3/59
	30393	R512-51	EMR	09/05/2007	Not Printed
<u>franchises</u>					
Commerce, Administration	30195	R151-35	5YR	07/13/2007	2007-15/61
Commerce, Consumer Protection	30119	R152-15	5YR	06/22/2007	2007-14/42
Tax Commission, Auditing	29624	R865-6F	5YR	03/08/2007	2007-7/187
	29323	R865-6F-30	AMD	02/12/2007	2007-1/41
	29437	R865-6F-37	AMD	04/16/2007	2007-4/40
<u>fraud</u>					
Commerce, Consumer Protection	29379	R152-26	AMD	02/23/2007	2007-2/3

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
	29594	R152-26	5YR	03/05/2007	2007-7/149
Commerce, Securities	30258	R164-1	5YR	07/30/2007	2007-16/57
<u>free speech</u>					
Administrative Services, Facilities Construction and Management	29811	R23-20	NEW	06/07/2007	2007-9/11
<u>freedom of information</u>					
Administrative Services, Administration	29771	R13-2	5YR	04/02/2007	2007-8/119
	29772	R13-2	AMD	05/22/2007	2007-8/3
	29524	R151-2	5YR	02/15/2007	2007-5/23
Natural Resources, Parks and Recreation	30245	R651-102	5YR	07/26/2007	2007-16/72
Natural Resources, Wildlife Resources	29916	R657-29	5YR	05/03/2007	2007-11/87
Public Safety, Administration	29385	R698-2	5YR	01/02/2007	2007-2/118
<u>fuel</u>					
Tax Commission, Auditing	29556	R865-4D	5YR	02/26/2007	2007-6/48
<u>fuel dispensing</u>					
Administrative Services, Fleet Operations	29515	R27-6	5YR	02/14/2007	2007-5/19
<u>functional classification</u>					
Transportation, Program Development	29455	R926-4	NEW	03/26/2007	2007-4/43
<u>funeral industries</u>					
Commerce, Occupational and Professional Licensing	29391	R156-9-302a	AMD	03/13/2007	2007-3/6
<u>funeral services</u>					
Commerce, Occupational and Professional Licensing	29391	R156-9-302a	AMD	03/13/2007	2007-3/6
<u>game birds</u>					
Natural Resources, Wildlife Resources	29921	R657-22	5YR	05/07/2007	2007-11/87
	29635	R657-22-3	AMD	05/08/2007	2007-7/75
<u>game laws</u>					
Natural Resources, Wildlife Resources	29996	R657-4	5YR	05/31/2007	2007-12/66
	29351	R657-5	AMD	02/07/2007	2007-1/25
	30063	R657-5	AMD	08/07/2007	2007-13/84
	29923	R657-5	AMD	07/09/2007	2007-11/75
	29502	R657-5-43	AMD	04/09/2007	2007-5/17
	30064	R657-6	AMD	08/07/2007	2007-13/86
	30066	R657-10	AMD	08/07/2007	2007-13/90
	30173	R657-14	5YR	07/09/2007	2007-15/70
	30068	R657-17	AMD	08/07/2007	2007-13/95
	29328	R657-17-3	AMD	02/07/2007	2007-1/34
	30069	R657-33	AMD	08/07/2007	2007-13/111
	29402	R657-33	AMD	03/12/2007	2007-3/24
	30074	R657-54	AMD	08/07/2007	2007-13/125
<u>gasoline</u>					
Environmental Quality, Air Quality	29660	R307-301	5YR	03/15/2007	2007-7/158
	29665	R307-326	5YR	03/15/2007	2007-7/161

<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>
	29006	R307-326	CPR	03/09/2007	2007-3/43
	29006	R307-326	AMD	03/09/2007	2006-19/37
	29526	R307-326-1	NSC	03/09/2007	Not Printed
	29004	R307-327	CPR	03/09/2007	2007-3/45
	29004	R307-327	AMD	03/09/2007	2006-19/40
	29666	R307-327	5YR	03/15/2007	2007-7/163
	29007	R307-332	REP	01/16/2007	2006-19/46
Tax Commission, Auditing	29628	R865-13G	5YR	03/09/2007	2007-7/190
<u>gasoline transport</u>					
Environmental Quality, Air Quality	29667	R307-328	5YR	03/15/2007	2007-7/164
	29005	R307-328	AMD	01/16/2007	2006-19/43
	29150	R307-328-1	NSC	01/16/2007	Not Printed
	29671	R307-342	5YR	03/15/2007	2007-7/167
	29011	R307-342	AMD	01/16/2007	2006-19/60
<u>general assistance</u>					
Workforce Services, Employment Development	29854	R986-400	AMD	07/01/2007	2007-10/85
	29976	R986-400	AMD	07/31/2007	2007-12/46
<u>genetic counselors</u>					
Commerce, Occupational and Professional Licensing	29397	R156-75	5YR	01/09/2007	2007-3/58
<u>geology</u>					
Commerce, Occupational and Professional Licensing	29905	R156-76	5YR	05/01/2007	2007-10/106
<u>geothermal resources</u>					
Natural Resources, Water Rights	30182	R655-1	5YR	07/12/2007	2007-15/69
<u>government corporations</u>					
Workforce Services, Unemployment Insurance	29698	R994-311	AMD	07/01/2007	2007-7/130
<u>government documents</u>					
Administrative Services, Records Committee	29081	R35-2-2	AMD	01/05/2007	2006-20/2
Attorney General, Administration	30037	R105-2	5YR	06/05/2007	2007-13/142
	29524	R151-2	5YR	02/15/2007	2007-5/23
Community and Culture, Home Energy Assistance Target (HEAT)	30130	R195-7	5YR	06/25/2007	2007-14/46
	29987	R195-7	NSC	06/25/2007	Not Printed
Environmental Quality, Administration	29809	R305-1	5YR	04/12/2007	2007-9/34
	29867	R380-20	5YR	04/26/2007	2007-10/121
	29497	R495-810	5YR	02/05/2007	2007-5/27
Natural Resources, Parks and Recreation	30245	R651-102	5YR	07/26/2007	2007-16/72
Natural Resources, Forestry, Fire and State Lands	29766	R652-6	5YR	04/02/2007	2007-8/132
Natural Resources, Wildlife Resources	29916	R657-29	5YR	05/03/2007	2007-11/87
Public Safety, Administration	29385	R698-2	5YR	01/02/2007	2007-2/118
	30148	R850-6	5YR	06/27/2007	2007-14/55

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	<u>FILE</u> <u>NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE</u> <u>DATE</u>	<u>BULLETIN</u> <u>ISSUE/PAGE</u>
<u>government ethics</u>					
Human Resource Management, Administration	30052	R477-9	5YR	06/09/2007	2007-13/149
	29890	R477-9	AMD	07/01/2007	2007-10/68
<u>government hearings</u>					
Agriculture and Food, Administration	29405	R51-2	5YR	01/11/2007	2007-3/56
Commerce, Consumer Protection	30118	R152-6	5YR	06/22/2007	2007-14/42
Financial Institutions, Administration	30239	R331-9	5YR	07/25/2007	2007-16/66
	30056	R477-11	5YR	06/09/2007	2007-13/151
	29894	R477-11	NSC	05/11/2007	Not Printed
	30219	R671-205	5YR	07/25/2007	2007-16/75
	30226	R671-304	5YR	07/25/2007	2007-16/78
	30227	R671-305	5YR	07/25/2007	2007-16/78
<u>government purchasing</u>					
School and Institutional Trust Lands, Administration	29859	R850-11	5YR	04/24/2007	2007-10/129
<u>governor</u>					
Environmental Quality, Air Quality	30183	R307-105	5YR	07/13/2007	2007-15/62
	29501	R307-105	NSC	07/13/2007	Not Printed
<u>graduation requirements</u>					
Education, Administration	30420	R277-703	5YR	09/06/2007	Not Printed
<u>GRAMA</u>					
Attorney General, Administration	30037	R105-2	5YR	06/05/2007	2007-13/142
	29809	R305-1	5YR	04/12/2007	2007-9/34
	29867	R380-20	5YR	04/26/2007	2007-10/121
Natural Resources, Forestry, Fire and State Lands	29766	R652-6	5YR	04/02/2007	2007-8/132
Regents (Board Of), College of Eastern Utah	30108	R767-1	5YR	06/19/2007	2007-14/52
School and Institutional Trust Lands, Administration	30148	R850-6	5YR	06/27/2007	2007-14/55
<u>grants</u>					
Education, Administration	29305	R277-511	NEW	01/23/2007	2006-24/7
Natural Resources, Oil, Gas and Mining; Abandoned Mine Reclamation	29605	R643-886	5YR	03/07/2007	2007-7/174
<u>grievance procedures</u>					
Health, Administration	30339	R380-100	5YR	08/20/2007	2007-18/74
	29713	R861-1A	5YR	03/20/2007	2007-8/139
	29324	R861-1A-19	AMD	02/12/2007	2007-1/41
	29941	R861-1A-41	AMD	07/16/2007	2007-11/76
<u>grievances</u>					
Human Resource Management, Administration	29884	R477-3	AMD	07/01/2007	2007-10/49
	30058	R477-3	5YR	06/09/2007	2007-13/146
	30056	R477-11	5YR	06/09/2007	2007-13/151
	29894	R477-11	NSC	05/11/2007	Not Printed
	29892	R477-12	AMD	07/01/2007	2007-10/72

<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>
	30053	R477-12	5YR	06/09/2007	2007-13/152
<u>ground water</u>					
Environmental Quality, Water Quality	29294	R317-6	AMD	01/23/2007	2006-24/23
	29185	R317-6-6	AMD	01/19/2007	2006-22/23
<u>guardianship</u>					
Human Services, Public Guardian (Office of)	29950	R549-1	NEW	07/09/2007	2007-11/50
<u>halfway houses</u>					
Corrections, Administration	29463	R251-306	5YR	01/31/2007	2007-4/58
Human Services, Recovery Services	30354	R527-257	5YR	08/22/2007	2007-18/82
<u>hardship grants</u>					
Environmental Quality, Drinking Water	29784	R309-700	5YR	04/02/2007	2007-8/127
<u>Hatch Act</u>					
Human Resource Management, Administration	30052	R477-9	5YR	06/09/2007	2007-13/149
	29890	R477-9	AMD	07/01/2007	2007-10/68
<u>hazardous air pollutant</u>					
Environmental Quality, Air Quality	29194	R307-214-2	AMD	02/09/2007	2006-23/10
	30189	R307-410	5YR	07/13/2007	2007-15/65
<u>hazardous materials transportation</u>					
Transportation, Motor Carrier	29339	R909-75	AMD	02/08/2007	2007-1/49
<u>hazardous pollutant</u>					
Environmental Quality, Air Quality	29659	R307-135	5YR	03/15/2007	2007-7/156
<u>hazardous substances</u>					
Environmental Quality, Environmental Response and Remediation	29839	R311-201	5YR	04/18/2007	2007-10/113
	29568	R311-201	NSC	04/18/2007	Not Printed
	29840	R311-202	5YR	04/18/2007	2007-10/114
	29569	R311-202	NSC	04/18/2007	Not Printed
	29570	R311-203	NSC	04/18/2007	Not Printed
	29841	R311-203	5YR	04/18/2007	2007-10/114
	29571	R311-204	NSC	04/18/2007	Not Printed
	29842	R311-204	5YR	04/18/2007	2007-10/115
	29844	R311-206	5YR	04/18/2007	2007-10/116
	29573	R311-206	NSC	04/18/2007	Not Printed
	29850	R311-212	5YR	04/18/2007	2007-10/120
	29579	R311-212	NSC	04/18/2007	Not Printed
	30210	R311-401	5YR	07/19/2007	2007-16/65
Transportation, Motor Carrier	29339	R909-75	AMD	02/08/2007	2007-1/49
<u>Hazardous Substances Mitigation Act</u>					
Environmental Quality, Environmental Response and Remediation	29585	R311-600	NSC	03/26/2007	Not Printed
<u>hazardous substances priority list</u>					
Environmental Quality, Environmental Response and Remediation	30210	R311-401	5YR	07/19/2007	2007-16/65

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>hazardous waste</u> Transportation, Motor Carrier	29339	R909-75	AMD	02/08/2007	2007-1/49
<u>health</u> Health, Center for Health Data, Health Care Statistics	29788	R428-1	5YR	04/03/2007	2007-9/38
	29789	R428-2	5YR	04/03/2007	2007-9/38
	29790	R428-5	5YR	04/03/2007	2007-9/39
	29791	R428-10	5YR	04/03/2007	2007-9/39
	29793	R428-20	5YR	04/03/2007	2007-9/40
<u>health administration</u> Health, Administration	30338	R380-10	5YR	08/20/2007	2007-18/74
<u>health care facilities</u> Health, Health Systems Improvement, Licensing	29750	R432-2-6	AMD	05/29/2007	2007-8/82
<u>health care professionals</u> Public Safety, Driver License	29633	R708-7	5YR	03/13/2007	2007-7/184
	29582	R708-7-10	AMD	04/23/2007	2007-6/29
<u>health care quality</u> Health, Center for Health Data, Health Care Statistics	29792	R428-12	5YR	04/03/2007	2007-9/40
<u>health effects</u> Environmental Quality, Drinking Water	29367	R309-220	AMD	03/06/2007	2007-2/86
	29648	R309-220-15	AMD	05/14/2007	2007-7/46
<u>health facilities</u> Health, Health Systems Improvement, Licensing	29525	R432-100-33	AMD	04/11/2007	2007-5/14
<u>health insurance</u> Insurance, Administration	29404	R590-126	5YR	01/11/2007	2007-3/63
	29998	R590-126-4	AMD	07/30/2007	2007-12/20
	29431	R590-126-4	AMD	04/09/2007	2007-4/28
	29400	R590-176	5YR	01/11/2007	2007-3/65
	29999	R590-233-4	AMD	07/30/2007	2007-12/35
<u>health insurance exemption</u> Insurance, Administration	29419	R590-239	NEW	04/09/2007	2007-3/13
	29420	R590-240	NEW	06/08/2007	2007-3/15
	29420	R590-240	CPR	06/08/2007	2007-9/30
	30102	R590-240-5	AMD	08/08/2007	2007-13/54
<u>health insurance exemptions</u> Insurance, Administration	30228	R590-240-3	NSC	08/14/2007	Not Printed
<u>health insurance filings</u> Insurance, Administration	29947	R590-220	AMD	07/12/2007	2007-11/51
	28767	R590-220	AMD	01/22/2007	2006-12/27
	28767	R590-220	CPR	01/22/2007	2006-24/44
	28767	R590-220	CPR	01/22/2007	2006-16/30

<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>health maintenance organization</u>					
Health, Center for Health Data, Health Care Statistics	29792	R428-12	5YR	04/03/2007	2007-9/40
<u>health planning</u>					
Health, Center for Health Data, Health Care Statistics	29788	R428-1	5YR	04/03/2007	2007-9/38
	29789	R428-2	5YR	04/03/2007	2007-9/38
	29790	R428-5	5YR	04/03/2007	2007-9/39
	29791	R428-10	5YR	04/03/2007	2007-9/39
	29793	R428-20	5YR	04/03/2007	2007-9/40
<u>health policy</u>					
Health, Center for Health Data, Health Care Statistics	29788	R428-1	5YR	04/03/2007	2007-9/38
	29789	R428-2	5YR	04/03/2007	2007-9/38
	29790	R428-5	5YR	04/03/2007	2007-9/39
	29793	R428-20	5YR	04/03/2007	2007-9/40
<u>health spas</u>					
Commerce, Consumer Protection	30121	R152-23	5YR	06/22/2007	2007-14/43
	29238	R152-23	AMD	01/23/2007	2006-24/3
<u>hearing</u>					
Agriculture and Food, Animal Industry	30439	R58-19	5YR	09/12/2007	Not Printed
<u>hearings</u>					
Environmental Quality, Drinking Water	29361	R309-115-2	NSC	03/06/2007	Not Printed
Labor Commission, Adjudication	30318	R602-2	5YR	08/15/2007	2007-17/62
	29957	R602-2-4	AMD	07/24/2007	2007-12/40
<u>Hearings</u>					
Natural Resources, Water Rights	30401	R655-6	5YR	09/06/2007	Not Printed
<u>HEAT</u>					
Community and Culture, Home Energy Assistance Target (HEAT)	30124	R195-2	5YR	06/22/2007	2007-14/44
	29982	R195-2	NSC	06/22/2007	Not Printed
<u>high quality ground water</u>					
Environmental Quality, Drinking Water	29775	R309-505	5YR	04/02/2007	2007-8/123
<u>higher education</u>					
Education, Administration	30422	R277-713	5YR	09/06/2007	Not Printed
	30098	R277-713	AMD	08/07/2007	2007-13/47
	30177	R628-2	5YR	07/10/2007	2007-15/68
	30165	R765-607	AMD	08/22/2007	2007-14/32
<u>highly qualified</u>					
Education, Administration	30097	R277-510	R&R	08/07/2007	2007-13/42
	29305	R277-511	NEW	01/23/2007	2006-24/7
<u>highway construction</u>					
Transportation, Operations, Maintenance	29456	R918-2	REP	06/06/2007	2007-4/42

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>HIPPA eligibility</u> Insurance, Administration	29430	R590-236	AMD	04/09/2007	2007-4/30
<u>hiring practices</u> Human Resource Management, Administration	30061	R477-4	5YR	06/09/2007	2007-13/146
	29885	R477-4	AMD	07/01/2007	2007-10/51
<u>historic preservation</u> Tax Commission, Auditing	29624	R865-6F	5YR	03/08/2007	2007-7/187
	29323	R865-6F-30	AMD	02/12/2007	2007-1/41
	29437	R865-6F-37	AMD	04/16/2007	2007-4/40
	29712	R865-9I	5YR	03/20/2007	2007-8/142
	29320	R865-9I-32	AMD	02/12/2007	2007-1/42
	29786	R865-9I-42	NSC	04/12/2007	Not Printed
	29315	R865-9I-49	AMD	02/12/2007	2007-1/43
	29314	R865-9I-52	AMD	02/12/2007	2007-1/44
	29436	R865-9I-53	AMD	04/16/2007	2007-4/41
<u>HIV</u> Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health	30207	R388-802	5YR	07/19/2007	2007-16/69
<u>HIV/AIDS</u> Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health	29979	R388-803	5YR	05/29/2007	2007-12/61
<u>holidays</u> Human Resource Management, Administration	30161	R477-7	5YR	06/29/2007	2007-14/47
	29888	R477-7	AMD	07/01/2007	2007-10/57
<u>home care services</u> Human Services, Aging and Adult Services	30353	R510-400	5YR	08/21/2007	2007-18/82
<u>hospital policy</u> Health, Center for Health Data, Health Care Statistics	29791	R428-10	5YR	04/03/2007	2007-9/39
<u>hospitals</u> Environmental Quality, Air Quality	29657	R307-222	5YR	03/15/2007	2007-7/157
Health, Administration	29538	R380-200	AMD	04/26/2007	2007-6/14
<u>hostile work environment</u> Human Resource Management, Administration	30054	R477-15	5YR	06/09/2007	2007-13/153
	29895	R477-15	NSC	05/11/2007	Not Printed
<u>hotels</u> Health, Epidemiology and Laboratory Services, Environmental Services	30204	R392-502	5YR	07/18/2007	2007-16/69
<u>hours of business</u> Labor Commission, Administration	30316	R600-2	5YR	08/15/2007	2007-17/61

<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>human services</u>					
Human Services, Administration, Administrative Services, Licensing	29874	R501-8	NSC	05/14/2007	Not Printed
Human Services, Services for People with Disabilities	30295	R539-1-4	NSC	08/31/2007	Not Printed
<u>hunting</u>					
Natural Resources, Wildlife Resources	30070	R657-38	AMD	08/07/2007	2007-13/113
	29329	R657-38	AMD	02/07/2007	2007-1/35
<u>hunting and fishing licenses</u>					
Natural Resources, Wildlife Resources	30068	R657-17	AMD	08/07/2007	2007-13/95
	29328	R657-17-3	AMD	02/07/2007	2007-1/34
<u>hydropneumatic systems</u>					
Environmental Quality, Drinking Water	29781	R309-540	5YR	04/02/2007	2007-8/126
<u>immunization</u>					
Health, Community and Family Health Services, Immunization	29547	R396-100	AMD	05/07/2007	2007-6/19
<u>implements of husbandry</u>					
Transportation, Motor Carrier	29338	R909-1-1	AMD	02/08/2007	2007-1/45
<u>import requirements</u>					
Agriculture and Food, Animal Industry	29912	R58-1	AMD	08/07/2007	2007-11/4
<u>import restrictions</u>					
Natural Resources, Wildlife Resources	29751	R657-53	AMD	05/22/2007	2007-8/92
<u>imputation</u>					
Public Service Commission, Administration	29626	R746-349	5YR	03/08/2007	2007-7/186
<u>in-service training</u>					
Public Safety, Peace Officer Standards and Training	29565	R728-500	5YR	02/27/2007	2007-6/45
<u>incapacitated</u>					
Human Services, Public Guardian (Office of)	29950	R549-1	NEW	07/09/2007	2007-11/50
<u>incest</u>					
Education, Administration	30408	R277-401	5YR	09/06/2007	Not Printed
<u>incinerators</u>					
Environmental Quality, Air Quality	29655	R307-220	5YR	03/15/2007	2007-7/156
	29229	R307-220	CPR	05/09/2007	2007-7/136
	29229	R307-220	AMD	05/09/2007	2006-23/12
<u>income</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29543	R414-303-17	AMD	05/01/2007	2007-6/23
Human Services, Recovery Services	30429	R527-300	5YR	09/07/2007	Not Printed
<u>income eligibility</u>					
Community and Culture, Home Energy Assistance Target (HEAT)	30125	R195-3	5YR	06/22/2007	2007-14/44
	29983	R195-3	NSC	06/22/2007	Not Printed

RULES INDEX

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>income tax</u>					
Tax Commission, Auditing	29712	R865-9I	5YR	03/20/2007	2007-8/142
	29320	R865-9I-32	AMD	02/12/2007	2007-1/42
	29786	R865-9I-42	NSC	04/12/2007	Not Printed
	29315	R865-9I-49	AMD	02/12/2007	2007-1/43
	29314	R865-9I-52	AMD	02/12/2007	2007-1/44
	29436	R865-9I-53	AMD	04/16/2007	2007-4/41
<u>independent contractor</u>					
Workforce Services, Unemployment Insurance	29680	R994-204	R&R	07/01/2007	2007-7/96
<u>independent evaluator</u>					
Public Service Commission, Administration	29376	R746-420	NEW	05/17/2007	2007-2/102
<u>independent foster care adolescent</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29543	R414-303-17	AMD	05/01/2007	2007-6/23
<u>indigent</u>					
Health, Health Care Financing, Medical Assistance Program	29909	R420-1	REP	07/01/2007	2007-10/40
<u>individual home booster pumps</u>					
Environmental Quality, Drinking Water	29781	R309-540	5YR	04/02/2007	2007-8/126
<u>indoor air pollution</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	29856	R392-510	5YR	04/23/2007	2007-10/124
<u>industrial waste</u>					
Environmental Quality, Water Quality	29186	R317-1-2	AMD	01/19/2007	2006-22/21
	29098	R317-1-7	AMD	01/19/2007	2006-20/54
<u>industry</u>					
Environmental Quality, Radiation Control	29310	R313-35	NSC	03/05/2007	Not Printed
	29595	R313-35	5YR	03/05/2007	2007-7/169
	29336	R313-36	AMD	03/16/2007	2007-1/15
<u>infants</u>					
Health, Community and Family Health Services, WIC Services	29878	R406-100	5YR	04/27/2007	2007-10/124
	29879	R406-200	5YR	04/27/2007	2007-10/125
	29880	R406-201	5YR	04/27/2007	2007-10/126
	29876	R406-202	5YR	04/27/2007	2007-10/126
	29877	R406-301	5YR	04/27/2007	2007-10/127
<u>infectious waste</u>					
Environmental Quality, Air Quality	29657	R307-222	5YR	03/15/2007	2007-7/157
<u>Informal</u>					
Natural Resources, Water Rights	30401	R655-6	5YR	09/06/2007	Not Printed
<u>informal procedures</u>					
Community and Culture, Library	30079	R223-1	5YR	06/13/2007	2007-13/143

<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>inmates</u>					
Pardons (Board Of), Administration	30216	R671-201	5YR	07/25/2007	2007-16/74
	30217	R671-202	5YR	07/25/2007	2007-16/75
	30223	R671-301	5YR	07/25/2007	2007-16/77
	30225	R671-303	5YR	07/25/2007	2007-16/78
	30229	R671-308	5YR	07/25/2007	2007-16/79
	30230	R671-309	5YR	07/25/2007	2007-16/79
	30232	R671-310	5YR	07/25/2007	2007-16/80
	30231	R671-311	5YR	07/25/2007	2007-16/80
	30234	R671-316	5YR	07/25/2007	2007-16/81
<u>inmates' rights</u>					
Pardons (Board Of), Administration	30225	R671-303	5YR	07/25/2007	2007-16/78
<u>inspections</u>					
Agriculture and Food, Animal Industry	29505	R58-18	5YR	02/08/2007	2007-5/20
	29503	R58-22	5YR	02/08/2007	2007-5/21
	29342	R58-23	NEW	02/28/2007	2007-1/5
Agriculture and Food, Plant Industry	29347	R68-20	AMD	02/28/2007	2007-1/6
Agriculture and Food, Regulatory Services	29632	R70-530	5YR	03/12/2007	2007-7/149
Environmental Quality, Radiation Control	30157	R313-16-230	AMD	09/14/2007	2007-14/21
<u>instructional materials</u>					
Education, Administration	30091	R277-469	AMD	08/07/2007	2007-13/20
<u>insurance</u>					
Human Resource Management, Administration	29887	R477-6	AMD	07/01/2007	2007-10/54
	30060	R477-6	5YR	06/09/2007	2007-13/148
	29443	R590-102	5YR	01/26/2007	2007-4/63
	29824	R590-102-9	AMD	06/08/2007	2007-9/25
	29406	R590-103	5YR	01/11/2007	2007-3/62
	29452	R590-114	5YR	01/29/2007	2007-4/64
	29813	R590-118	5YR	04/13/2007	2007-9/43
	29822	R590-146	5YR	04/16/2007	2007-9/44
	29449	R590-147	5YR	01/29/2007	2007-4/66
	30213	R590-148	5YR	07/25/2007	2007-16/71
	30006	R590-148-25	AMD	07/30/2007	2007-12/22
	30134	R590-149	5YR	06/26/2007	2007-14/50
	30243	R590-151	5YR	07/25/2007	2007-16/72
	30160	R590-173	5YR	06/29/2007	2007-14/51
	29407	R590-181	5YR	01/11/2007	2007-3/65
	29410	R590-182	5YR	01/12/2007	2007-3/66
	29826	R590-203	5YR	04/17/2007	2007-10/128
	29724	R590-211-1	NSC	04/12/2007	Not Printed
	30427	R590-216	5YR	09/06/2007	Not Printed
<u>insurance companies</u>					
Insurance, Administration	29820	R590-101	5YR	04/16/2007	2007-9/42

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	29814	R590-108	5YR	04/13/2007	2007-9/43
	29583	R590-116	5YR	02/28/2007	2007-6/39
	29584	R590-117	5YR	02/28/2007	2007-6/40
	29454	R590-150	5YR	01/29/2007	2007-4/66
<u>insurance fee</u> Insurance, Administration	29684	R590-157	AMD	06/13/2007	2007-7/71
<u>insurance law</u> Insurance, Administration	29815	R590-68	5YR	04/13/2007	2007-9/41
	29451	R590-70	5YR	01/29/2007	2007-4/62
	29821	R590-85	5YR	04/16/2007	2007-9/41
	30220	R590-91-13	NSC	08/14/2007	Not Printed
	29447	R590-95	5YR	01/27/2007	2007-4/62
	29446	R590-99	5YR	01/27/2007	2007-4/63
	29403	R590-121	5YR	01/11/2007	2007-3/63
	29726	R590-121-2	NSC	04/12/2007	Not Printed
	30135	R590-122	5YR	06/26/2007	2007-14/50
	29445	R590-123	5YR	01/27/2007	2007-4/64
	29448	R590-123-1	NSC	02/13/2007	Not Printed
	29411	R590-133	5YR	01/12/2007	2007-3/64
	30286	R590-136	NSC	08/31/2007	Not Printed
	29444	R590-142	5YR	01/26/2007	2007-4/65
	29450	R590-143	5YR	01/29/2007	2007-4/65
<u>insurance rule</u> Insurance, Administration	29823	R590-120	5YR	04/16/2007	2007-9/44
<u>interconnection</u> Public Service Commission, Administration	29428	R746-348	5YR	01/22/2007	2007-4/67
<u>interest buy-downs</u> Environmental Quality, Drinking Water	29784	R309-700	5YR	04/02/2007	2007-8/127
<u>intern program</u> Education, Administration	29496	R277-915	5YR	02/02/2007	2007-5/26
<u>interstate compacts</u> Workforce Services, Unemployment Insurance	29955	R994-106	5YR	05/17/2007	2007-12/69
<u>interstate shell fish safety</u> Agriculture and Food, Regulatory Services	29970	R70-550	NEW	08/07/2007	2007-12/7
<u>intrastate driver license waivers</u> Public Safety, Driver License	29589	R708-34	5YR	03/02/2007	2007-7/185
<u>investigations</u> Public Safety, Peace Officer Standards and Training	29562	R728-409	5YR	02/27/2007	2007-6/44
<u>investment advisers</u> Money Management Council, Administration	29906	R628-15	AMD	06/21/2007	2007-10/79

<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>investments</u>					
Financial Institutions, Banks	30436	R333-7	5YR	09/10/2007	Not Printed
<u>iron and manganese control</u>					
Environmental Quality, Drinking Water	29780	R309-535	5YR	04/02/2007	2007-8/125
<u>job descriptions</u>					
Human Resource Management, Administration	29884	R477-3	AMD	07/01/2007	2007-10/49
	30058	R477-3	5YR	06/09/2007	2007-13/146
<u>Judicial Conduct Commission</u>					
Judicial Conduct Commission, Administration	29924	R595-2-1	AMD	09/01/2007	2007-11/70
<u>juvenile corrections</u>					
Human Services, Juvenile Justice Services	29992	R547-1	5YR	05/30/2007	2007-12/64
	29993	R547-3	5YR	05/30/2007	2007-12/65
	30032	R547-6	5YR	06/04/2007	2007-13/154
	29990	R547-7	5YR	05/30/2007	2007-12/65
	29991	R547-12	5YR	05/30/2007	2007-12/66
	30033	R547-13	5YR	06/04/2007	2007-13/154
<u>juvenile detention</u>					
Human Services, Juvenile Justice Services	30033	R547-13	5YR	06/04/2007	2007-13/154
<u>kindergarten</u>					
Education, Administration	30174	R277-489	NSC	07/30/2007	Not Printed
	29933	R277-489	NEW	07/09/2007	2007-11/19
<u>labor</u>					
Labor Commission, Antidiscrimination and Labor, Labor	30008	R610-1-3	AMD	09/08/2007	2007-12/41
Labor Commission, Safety	29733	R616-1	R&R	05/23/2007	2007-8/88
<u>labor commission</u>					
Labor Commission, Administration	30316	R600-2	5YR	08/15/2007	2007-17/61
<u>laboratories</u>					
Health, Epidemiology and Laboratory Services, Laboratory Improvement	29549	R444-14	5YR	02/26/2007	2007-6/39
<u>land exchange</u>					
School and Institutional Trust Lands, Administration	29408	R850-90	5YR	01/12/2007	2007-3/66
<u>land use</u>					
Natural Resources, Forestry, Fire and State Lands	29763	R652-90	5YR	04/02/2007	2007-8/136
Natural Resources, Wildlife Resources	30036	R657-28	NSC	08/14/2007	Not Printed
	30084	R657-28	AMD	08/07/2007	2007-13/101
	30313	R657-28	5YR	08/14/2007	2007-17/63
School and Institutional Trust Lands, Administration	30325	R850-100	5YR	08/15/2007	2007-17/63
	29409	R850-120	5YR	01/12/2007	2007-3/67

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>landfills</u>					
Environmental Quality, Air Quality	29229	R307-220	CPR	05/09/2007	2007-7/136
	29229	R307-220	AMD	05/09/2007	2006-23/12
	29655	R307-220	5YR	03/15/2007	2007-7/156
<u>landowner permits</u>					
Natural Resources, Wildlife Resources	29639	R657-43	5YR	03/13/2007	2007-7/183
	30072	R657-43	AMD	08/07/2007	2007-13/120
	29704	R657-43	NSC	04/12/2007	Not Printed
	29580	R657-43	NSC	03/13/2007	Not Printed
<u>law</u>					
Human Services, Aging and Adult Services	30340	R510-1	5YR	08/21/2007	2007-18/75
Public Safety, Fire Marshal	29232	R710-9	AMD	01/09/2007	2006-23/78
	29702	R710-9	AMD	05/08/2007	2007-7/83
	30044	R710-9	5YR	06/08/2007	2007-13/156
	29421	R710-9	AMD	03/12/2007	2007-3/32
<u>law enforcement officers</u>					
Public Safety, Peace Officer Standards and Training	29551	R728-101	5YR	02/26/2007	2007-6/40
	29552	R728-401	5YR	02/26/2007	2007-6/41
	29548	R728-401	5YR	02/26/2007	2007-6/67
	29147	R728-401-3	AMD	01/20/2007	2006-22/45
	29553	R728-402	5YR	02/26/2007	2007-6/41
	29176	R728-402	AMD	01/20/2007	2006-22/47
	29557	R728-403	5YR	02/26/2007	2007-6/42
	29558	R728-404	5YR	02/26/2007	2007-6/42
	29559	R728-405	5YR	02/26/2007	2007-6/43
	29560	R728-406	5YR	02/26/2007	2007-6/43
	29561	R728-407	5YR	02/26/2007	2007-6/44
	29562	R728-409	5YR	02/27/2007	2007-6/44
	29563	R728-410	5YR	02/27/2007	2007-6/45
	30280	R728-410-2	NSC	08/14/2007	Not Printed
	29565	R728-500	5YR	02/27/2007	2007-6/45
<u>LCTO</u>					
Human Services, Aging and Adult Services	30351	R510-200	5YR	08/21/2007	2007-18/80
<u>leases</u>					
Financial Institutions, Administration	30238	R331-7	5YR	07/25/2007	2007-16/66
Natural Resources, Forestry, Fire and State Lands	29759	R652-30	5YR	04/02/2007	2007-8/133
Natural Resources, Wildlife Resources	30036	R657-28	NSC	08/14/2007	Not Printed
	30313	R657-28	5YR	08/14/2007	2007-17/63
	30084	R657-28	AMD	08/07/2007	2007-13/101
School and Institutional Trust Lands, Administration	30150	R850-30	5YR	06/27/2007	2007-14/56
<u>leave benefits</u>					
Human Resource Management, Administration	29888	R477-7	AMD	07/01/2007	2007-10/57

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	30161	R477-7	5YR	06/29/2007	2007-14/47
<u>legal aid</u>					
Corrections, Administration	29464	R251-707	5YR	01/31/2007	2007-4/59
<u>legislative procedures</u>					
Public Safety, Driver License	29723	R708-8	5YR	03/23/2007	2007-8/137
<u>libraries</u>					
Education, Administration	30090	R277-467	NEW	08/07/2007	2007-13/19
<u>license plates</u>					
Tax Commission, Motor Vehicle	29631	R873-22M	5YR	03/12/2007	2007-7/194
<u>licensing</u>					
Commerce, Administration	30164	R151-33	NSC	07/05/2007	Not Printed
	29927	R151-33	5YR	05/10/2007	2007-11/85
Commerce, Occupational and Professional Licensing	29586	R156-1	5YR	03/01/2007	2007-6/37
	29555	R156-1-102	NSC	03/09/2007	Not Printed
	30113	R156-3a	AMD	08/23/2007	2007-14/7
	29391	R156-9-302a	AMD	03/13/2007	2007-3/6
	29871	R156-16a	5YR	04/26/2007	2007-10/106
	29770	R156-17b	AMD	05/24/2007	2007-8/8
	29459	R156-24a	5YR	01/30/2007	2007-4/56
	29473	R156-26a	5YR	02/01/2007	2007-4/56
	29472	R156-28	5YR	02/01/2007	2007-4/57
	29696	R156-37	5YR	03/15/2007	2007-7/150
	29825	R156-40-302c	NSC	04/26/2007	Not Printed
	29353	R156-40a	NEW	02/22/2007	2007-2/9
	29471	R156-41	5YR	02/01/2007	2007-4/57
	29356	R156-42a	AMD	02/22/2007	2007-2/11
	29396	R156-54	5YR	01/09/2007	2007-3/56
	29122	R156-56	AMD	01/01/2007	2006-21/33
	30132	R156-56	NSC	07/01/2007	Not Printed
	29745	R156-56	5YR	03/29/2007	2007-8/119
	29863	R156-56	AMD	07/01/2007	2007-10/21
	29357	R156-56	NSC	01/01/2007	Not Printed
	29866	R156-56	AMD	07/01/2007	2007-10/10
	29393	R156-56	AMD	03/13/2007	2007-3/7
	29120	R156-56	AMD	01/01/2007	2006-21/5
	29865	R156-56-704	AMD	07/01/2007	2007-10/25
	29078	R156-56-704	CPR	03/27/2007	2007-4/48
	29078	R156-56-704	AMD	03/27/2007	2006-20/10
	29075	R156-56-711	AMD	01/01/2007	2006-20/13
	29354	R156-57	AMD	02/22/2007	2007-2/12
	29915	R156-63	AMD	07/19/2007	2007-11/8
	29803	R156-64	5YR	04/09/2007	2007-9/33
	29564	R156-70a	5YR	02/27/2007	2007-6/38

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	29394	R156-71	5YR	01/08/2007	2007-3/57
	29395	R156-72	5YR	01/09/2007	2007-3/57
	29735	R156-72-302c	NSC	04/12/2007	Not Printed
	29397	R156-75	5YR	01/09/2007	2007-3/58
	29905	R156-76	5YR	05/01/2007	2007-10/106
Commerce, Real Estate	29832	R162-1	5YR	04/18/2007	2007-10/107
	29738	R162-1-2	AMD	05/30/2007	2007-8/18
	29711	R162-102	AMD	05/29/2007	2007-8/38
	29523	R162-102	5YR	02/15/2007	2007-5/24
	29989	R162-102-3	NSC	06/11/2007	Not Printed
Environmental Quality, Radiation Control	29336	R313-36	AMD	03/16/2007	2007-1/15
Human Services, Administration, Administrative Services, Licensing	29874	R501-8	NSC	05/14/2007	Not Printed
Human Services, Juvenile Justice Services	29992	R547-1	5YR	05/30/2007	2007-12/64
	29990	R547-7	5YR	05/30/2007	2007-12/65
Natural Resources, Wildlife Resources	29636	R657-27	AMD	05/08/2007	2007-7/76
	29794	R657-27	5YR	04/04/2007	2007-9/45
	29920	R657-30	5YR	05/07/2007	2007-11/88
Public Safety, Driver License	29734	R708-25	5YR	03/26/2007	2007-8/138
	29741	R708-25	NSC	04/12/2007	Not Printed
Technology Services, Administration	29978	R895-3	5YR	05/29/2007	2007-12/68
<u>licensure</u>					
Education, Administration	29306	R277-512	NEW	01/23/2007	2006-24/9
<u>life insurance</u>					
Insurance, Administration	29752	R590-93	AMD	05/29/2007	2007-8/84
	30042	R590-93	AMD	08/08/2007	2007-13/51
<u>life insurance filings</u>					
Insurance, Administration	29969	R590-226	AMD	07/30/2007	2007-12/23
<u>life insurance mortality tables</u>					
Insurance, Administration	30082	R590-241	NEW	08/08/2007	2007-13/56
<u>liquefied petroleum gas</u>					
Public Safety, Fire Marshal	29423	R710-6	AMD	03/12/2007	2007-3/29
<u>loans</u>					
Education, Administration	30096	R277-487	REP	08/07/2007	2007-13/39
Environmental Quality, Drinking Water	29784	R309-700	5YR	04/02/2007	2007-8/127
	29785	R309-705	5YR	04/02/2007	2007-8/127
Financial Institutions, Credit Unions	30398	R337-5	5YR	09/05/2007	Not Printed
Natural Resources, Geological Survey	30159	R638-3	NEW	08/31/2007	2007-14/24
<u>long-term care alternatives</u>					
Human Services, Aging and Adult Services	30353	R510-400	5YR	08/21/2007	2007-18/82
<u>long-term care ombudsman</u>					
Human Services, Aging and Adult Services	30342	R510-100	5YR	08/21/2007	2007-18/75

<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>low quality ground water</u> Environmental Quality, Drinking Water	29775	R309-505	5YR	04/02/2007	2007-8/123
<u>MACT</u> Environmental Quality, Air Quality	29194	R307-214-2	AMD	02/09/2007	2006-23/10
<u>mammography</u> Environmental Quality, Radiation Control	29334	R313-28	AMD	03/16/2007	2007-1/12
<u>management</u> Natural Resources, Forestry, Fire and State Lands	29767	R652-40	5YR	04/02/2007	2007-8/134
	29763	R652-90	5YR	04/02/2007	2007-8/136
School and Institutional Trust Lands, Administration	30151	R850-40	5YR	06/27/2007	2007-14/56
	30325	R850-100	5YR	08/15/2007	2007-17/63
<u>marketing</u> Commerce, Consumer Protection	30119	R152-15	5YR	06/22/2007	2007-14/42
<u>materials handling</u> Natural Resources, Forestry, Fire and State Lands	29762	R652-100	5YR	04/02/2007	2007-8/136
<u>Medicaid</u> Health, Health Care Financing, Coverage and Reimbursement Policy	29819	R414-1	5YR	04/16/2007	2007-9/36
	30175	R414-1-5	AMD	09/07/2007	2007-15/15
	29960	R414-1A	5YR	05/21/2007	2007-12/62
	29868	R414-2A-7	AMD	06/26/2007	2007-10/32
	29869	R414-3A-6	AMD	06/26/2007	2007-10/33
	29441	R414-4A	5YR	01/26/2007	2007-4/60
	29442	R414-7C	5YR	01/26/2007	2007-4/60
	29435	R414-10	5YR	01/26/2007	2007-4/61
	29493	R414-10A	5YR	02/02/2007	2007-5/27
	29629	R414-10A	AMD	05/15/2007	2007-7/48
	30005	R414-10A	AMD	07/23/2007	2007-12/10
	29816	R414-21	5YR	04/16/2007	2007-9/37
	29817	R414-38	5YR	04/16/2007	2007-9/37
	29466	R414-45	5YR	01/31/2007	2007-4/61
	29961	R414-60	5YR	05/21/2007	2007-12/63
	30117	R414-60	NSC	07/10/2007	Not Printed
	29807	R414-60A	NEW	07/19/2007	2007-9/21
	30198	R414-60A-3	AMD	09/07/2007	2007-15/16
	29808	R414-60B	NEW	08/14/2007	2007-9/23
	29808	R414-60B	CPR	08/14/2007	2007-12/51
	29674	R414-61-2	AMD	06/26/2007	2007-7/63
	29673	R414-61-2	AMD	05/15/2007	2007-7/64
	30312	R414-61-2	NSC	08/31/2007	Not Printed
	29966	R414-100	5YR	05/24/2007	2007-12/63
	29967	R414-200	5YR	05/24/2007	2007-12/64
	29977	R414-200-4	AMD	07/23/2007	2007-12/19

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>
	29730	R414-300	REP	05/23/2007	2007-8/73
	29469	R414-308	AMD	04/01/2007	2007-4/22
	29731	R414-310	AMD	05/23/2007	2007-8/74
	30081	R414-310	5YR	06/13/2007	2007-13/144
	29380	R414-320	AMD	03/09/2007	2007-2/91
	29908	R414-401-3	AMD	07/01/2007	2007-10/35
	29907	R414-504	AMD	07/01/2007	2007-10/36
	30176	R414-504	AMD	09/07/2007	2007-15/17
	29675	R414-507	REP	05/15/2007	2007-7/67
	29197	R414-510	NEW	01/17/2007	2006-23/66
Health, Health Care Financing, Medical Assistance Program	29909	R420-1	REP	07/01/2007	2007-10/40
Human Services, Recovery Services	29418	R527-201	5YR	01/16/2007	2007-3/62
<u>medical incinerator</u>					
Environmental Quality, Air Quality	29657	R307-222	5YR	03/15/2007	2007-7/157
<u>medical laboratories</u>					
Health, Epidemiology and Laboratory Services, Laboratory Improvement	29861	R444-11	5YR	04/25/2007	2007-10/127
<u>medical malpractice</u>					
Commerce, Occupational and Professional Licensing	29804	R156-78A	5YR	04/09/2007	2007-9/34
<u>medical practitioner</u>					
Labor Commission, Industrial Accidents	29948	R612-2-27	AMD	07/10/2007	2007-11/71
	30110	R612-2-27	NSC	07/11/2007	Not Printed
<u>medical recommendations</u>					
Education, Administration	29936	R277-611	REP	07/09/2007	2007-11/24
<u>medical records</u>					
Human Services, Substance Abuse and Mental Health, State Hospital	29434	R525-1	REP	04/02/2007	2007-4/27
<u>membrane technology</u>					
Environmental Quality, Drinking Water	29779	R309-530	5YR	04/02/2007	2007-8/125
<u>mental health</u>					
Human Services, Substance Abuse and Mental Health, State Hospital	29802	R525-8	AMD	06/15/2007	2007-9/24
<u>mercury</u>					
Environmental Quality, Air Quality	29230	R307-224	NEW	03/15/2007	2006-23/14
	29231	R307-424	CPR	05/09/2007	2007-7/137
	29231	R307-424	NEW	05/09/2007	2006-23/15
<u>migrant labor</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	29870	R392-501	5YR	04/26/2007	2007-10/123
<u>migratory birds</u>					
Natural Resources, Wildlife Resources	30065	R657-9	AMD	08/07/2007	2007-13/88
<u>mineral resources</u>					
Tax Commission, Auditing	29707	R865-14W	5YR	03/19/2007	2007-8/146

<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>mines</u>					
Natural Resources, Oil, Gas and Mining; Abandoned Mine Reclamation	29597	R643-870	5YR	03/07/2007	2007-7/170
	29598	R643-872	5YR	03/07/2007	2007-7/171
	29599	R643-874	5YR	03/07/2007	2007-7/171
	29600	R643-875	5YR	03/07/2007	2007-7/172
	29601	R643-877	5YR	03/07/2007	2007-7/172
	29602	R643-879	5YR	03/07/2007	2007-7/173
	29603	R643-882	5YR	03/07/2007	2007-7/173
	29604	R643-884	5YR	03/07/2007	2007-7/174
	29605	R643-886	5YR	03/07/2007	2007-7/174
<u>minimum sizing</u>					
Environmental Quality, Drinking Water	29776	R309-510	5YR	04/02/2007	2007-8/123
<u>minimum standards</u>					
Natural Resources, Forestry, Fire and State Lands	29170	R652-122-300	AMD	01/03/2007	2006-22/40
	29467	R652-122-300	NSC	02/13/2007	Not Printed
<u>mining</u>					
Labor Commission, Safety	29733	R616-1	R&R	05/23/2007	2007-8/88
<u>mining law</u>					
Natural Resources, Oil, Gas and Mining; Abandoned Mine Reclamation	29601	R643-877	5YR	03/07/2007	2007-7/172
	29602	R643-879	5YR	03/07/2007	2007-7/173
<u>minors</u>					
Labor Commission, Antidiscrimination and Labor, Labor	30008	R610-1-3	AMD	09/08/2007	2007-12/41
<u>miscellaneous treatment</u>					
Environmental Quality, Drinking Water	29780	R309-535	5YR	04/02/2007	2007-8/125
<u>mobile homes</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	29900	R392-402	5YR	04/30/2007	2007-10/123
<u>modeling</u>					
Environmental Quality, Air Quality	30189	R307-410	5YR	07/13/2007	2007-15/65
<u>monitoring</u>					
Environmental Quality, Radiation Control	30434	R313-24	5YR	09/07/2007	Not Printed
<u>motels</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	30204	R392-502	5YR	07/18/2007	2007-16/69
<u>motor fuel</u>					
Tax Commission, Auditing	29628	R865-13G	5YR	03/09/2007	2007-7/190
<u>motor vehicles</u>					
Administrative Services, Fleet Operations	29939	R27-10	5YR	05/14/2007	2007-11/84
Commerce, Consumer Protection	29862	R152-20	5YR	04/26/2007	2007-10/105
	29412	R152-20-2	AMD	03/20/2007	2007-3/4
Environmental Quality, Air Quality	29321	R307-121	NSC	07/13/2007	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>
	30184	R307-121	5YR	07/13/2007	2007-15/62
	29797	R307-121	R&R	07/13/2007	2007-9/14
	29660	R307-301	5YR	03/15/2007	2007-7/158
	29002	R307-320	AMD	03/09/2007	2006-19/32
	29002	R307-320	CPR	03/09/2007	2007-3/40
	29663	R307-320	5YR	03/15/2007	2007-7/160
	29007	R307-332	REP	01/16/2007	2006-19/46
Tax Commission, Motor Vehicle	29631	R873-22M	5YR	03/12/2007	2007-7/194
Tax Commission, Motor Vehicle Enforcement	29651	R877-23V	5YR	03/14/2007	2007-7/196
	29940	R877-23V-4	AMD	07/16/2007	2007-11/80
	29938	R877-23V-8	AMD	07/16/2007	2007-11/81
	29930	R877-23V-14	AMD	07/16/2007	2007-11/82
<u>motorcycles</u>					
Commerce, Administration	30195	R151-35	5YR	07/13/2007	2007-15/61
<u>municipal landfills</u>					
Environmental Quality, Air Quality	29656	R307-221	5YR	03/15/2007	2007-7/157
<u>municipal waste incinerator</u>					
Environmental Quality, Air Quality	29658	R307-223	5YR	03/15/2007	2007-7/158
<u>mutual funds</u>					
Commerce, Securities	30267	R164-15	5YR	07/30/2007	2007-16/62
<u>nail technicians</u>					
Commerce, Occupational and Professional Licensing	29013	R156-11a	CPR	01/11/2007	2006-23/87
	29013	R156-11a	AMD	01/11/2007	2006-19/5
	30158	R156-11a	AMD	08/21/2007	2007-14/10
	29810	R156-11a	5YR	04/12/2007	2007-9/33
	29432	R156-11a	AMD	03/27/2007	2007-4/9
<u>National Senior Service Corps</u>					
Human Services, Aging and Adult Services	30350	R510-111	5YR	08/21/2007	2007-18/80
<u>native american</u>					
Human Services, Aging and Adult Services	30348	R510-109	5YR	08/21/2007	2007-18/79
<u>natural resource assessment</u>					
School and Institutional Trust Lands, Administration	30325	R850-100	5YR	08/15/2007	2007-17/63
<u>natural resources</u>					
Natural Resources, Forestry, Fire and State Lands	29767	R652-40	5YR	04/02/2007	2007-8/134
School and Institutional Trust Lands, Administration	30151	R850-40	5YR	06/27/2007	2007-14/56
<u>naturopathic physician</u>					
Commerce, Occupational and Professional Licensing	29394	R156-71	5YR	01/08/2007	2007-3/57
<u>naturopaths</u>					
Commerce, Occupational and Professional Licensing	29394	R156-71	5YR	01/08/2007	2007-3/57

<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>network interconnection</u>					
Public Service Commission, Administration	29428	R746-348	5YR	01/22/2007	2007-4/67
<u>new hire registry</u>					
Workforce Services, Unemployment Insurance	30106	R994-315-103	AMD	08/08/2007	2007-13/134
<u>new source review</u>					
Environmental Quality, Air Quality	29228	R307-210	AMD	03/15/2007	2006-23/8
<u>news agencies</u>					
Pardons (Board Of), Administration	30224	R671-302	5YR	07/25/2007	2007-16/77
<u>non-traditional</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29967	R414-200	5YR	05/24/2007	2007-12/64
	29977	R414-200-4	AMD	07/23/2007	2007-12/19
<u>nonattainment</u>					
Environmental Quality, Air Quality	30186	R307-403	5YR	07/13/2007	2007-15/63
<u>nonprofit organizations</u>					
Workforce Services, Unemployment Insurance	29697	R994-309	AMD	07/01/2007	2007-7/127
<u>nonpublic schools</u>					
Education, Administration	30410	R277-410	5YR	09/06/2007	Not Printed
<u>notification</u>					
Natural Resources, Forestry, Fire and State Lands	29461	R652-140	NEW	03/26/2007	2007-4/37
	29433	R652-140	NSC	01/23/2007	Not Printed
<u>nursing facility</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29908	R414-401-3	AMD	07/01/2007	2007-10/35
<u>nursing homes</u>					
Human Services, Aging and Adult Services	30344	R510-103	5YR	08/21/2007	2007-18/77
<u>nutrition</u>					
Education, Administration	30421	R277-720	5YR	09/06/2007	Not Printed
Health, Community and Family Health Services, WIC Services	29878	R406-100	5YR	04/27/2007	2007-10/124
	29879	R406-200	5YR	04/27/2007	2007-10/125
	29880	R406-201	5YR	04/27/2007	2007-10/126
	29876	R406-202	5YR	04/27/2007	2007-10/126
	29877	R406-301	5YR	04/27/2007	2007-10/127
<u>occupational licensing</u>					
Commerce, Occupational and Professional Licensing	29586	R156-1	5YR	03/01/2007	2007-6/37
	29555	R156-1-102	NSC	03/09/2007	Not Printed
	29353	R156-40a	NEW	02/22/2007	2007-2/9
	29397	R156-75	5YR	01/09/2007	2007-3/58
Environmental Quality, Water Quality	29296	R317-11	AMD	01/26/2007	2006-24/26
Insurance, Administration	29813	R590-118	5YR	04/13/2007	2007-9/43

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>occupational therapy</u>					
Commerce, Occupational and Professional Licensing	29356	R156-42a	AMD	02/22/2007	2007-2/11
<u>off road vehicles</u>					
Commerce, Administration	30195	R151-35	5YR	07/13/2007	2007-15/61
<u>offenders</u>					
Corrections, Administration	30040	R251-401	5YR	06/07/2007	2007-13/143
<u>offset</u>					
Environmental Quality, Air Quality	30186	R307-403	5YR	07/13/2007	2007-15/63
	30193	R307-420	5YR	07/13/2007	2007-15/67
	30194	R307-421	5YR	07/13/2007	2007-15/68
<u>oil and gas conservation</u>					
Natural Resources, Oil, Gas and Mining; Oil and Gas	29621	R649-8	5YR	03/07/2007	2007-7/182
<u>oil and gas law</u>					
Natural Resources, Oil, Gas and Mining; Oil and Gas	29617	R649-1	5YR	03/07/2007	2007-7/180
	29618	R649-2	5YR	03/07/2007	2007-7/181
	29619	R649-3	5YR	03/07/2007	2007-7/181
	29620	R649-5	5YR	03/07/2007	2007-7/182
	29622	R649-9	5YR	03/07/2007	2007-7/183
<u>Older Americans Act</u>					
Human Services, Aging and Adult Services	30340	R510-1	5YR	08/21/2007	2007-18/75
<u>Olympics</u>					
Public Safety, Administration	29787	R698-100	5YR	04/02/2007	2007-8/136
	29728	R698-100	REP	05/23/2007	2007-8/109
	29331	R698-100	NSC	04/02/2007	Not Printed
<u>ombudsman</u>					
Human Services, Aging and Adult Services	30351	R510-200	5YR	08/21/2007	2007-18/80
<u>online</u>					
Education, Administration	29306	R277-512	NEW	01/23/2007	2006-24/9
<u>open government</u>					
Education, Administration	30402	R277-101	5YR	09/06/2007	Not Printed
<u>opening and closing dates</u>					
Community and Culture, Home Energy Assistance Target (HEAT)	30124	R195-2	5YR	06/22/2007	2007-14/44
	29982	R195-2	NSC	06/22/2007	Not Printed
<u>operating permits</u>					
Environmental Quality, Air Quality	30191	R307-415	5YR	07/13/2007	2007-15/66
	30192	R307-417	5YR	07/13/2007	2007-15/67
<u>operation and maintenance</u>					
Environmental Quality, Drinking Water	29642	R309-520	5YR	03/13/2007	2007-7/169

<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>operation and maintenance requirements</u>					
Environmental Quality, Drinking Water	29774	R309-500	5YR	04/02/2007	2007-8/122
<u>optometrists</u>					
Commerce, Occupational and Professional Licensing	29871	R156-16a	5YR	04/26/2007	2007-10/106
<u>order to proceed</u>					
Public Service Commission, Administration	29376	R746-420	CPR	05/17/2007	2007-7/138
	30115	R746-420-2	AMD	08/28/2007	2007-14/29
	30114	R746-430	AMD	08/28/2007	2007-14/31
	29377	R746-430	CPR	05/17/2007	2007-7/145
	29377	R746-430	NEW	05/17/2007	2007-2/109
<u>overflow and drains</u>					
Environmental Quality, Drinking Water	29782	R309-545	5YR	04/02/2007	2007-8/126
<u>overpayments</u>					
Workforce Services, Unemployment Insurance	29688	R994-305	R&R	07/01/2007	2007-7/122
	29963	R994-406	5YR	05/22/2007	2007-12/71
<u>overtime</u>					
Human Resource Management, Administration	29889	R477-8	AMD	07/01/2007	2007-10/64
	30059	R477-8	5YR	06/09/2007	2007-13/148
<u>ozone</u>					
Environmental Quality, Air Quality	29662	R307-110	5YR	03/15/2007	2007-7/151
	29001	R307-110-13	AMD	03/09/2007	2006-19/30
	29001	R307-110-13	CPR	03/09/2007	2007-3/40
	29801	R307-110-20	NSC	05/02/2007	Not Printed
	29514	R307-110-20	AMD	05/02/2007	2007-5/13
	29293	R307-110-36	NSC	02/09/2007	Not Printed
	29227	R307-110-36	AMD	02/09/2007	2006-23/7
	29003	R307-325	AMD	03/09/2007	2006-19/35
	29003	R307-325	CPR	03/09/2007	2007-3/42
	29664	R307-325	5YR	03/15/2007	2007-7/160
	29665	R307-326	5YR	03/15/2007	2007-7/161
	29006	R307-326	CPR	03/09/2007	2007-3/43
	29006	R307-326	AMD	03/09/2007	2006-19/37
	29526	R307-326-1	NSC	03/09/2007	Not Printed
	29004	R307-327	CPR	03/09/2007	2007-3/45
	29004	R307-327	AMD	03/09/2007	2006-19/40
	29666	R307-327	5YR	03/15/2007	2007-7/163
	29667	R307-328	5YR	03/15/2007	2007-7/164
	29005	R307-328	AMD	01/16/2007	2006-19/43
	29150	R307-328-1	NSC	01/16/2007	Not Printed
	29007	R307-332	REP	01/16/2007	2006-19/46
	29668	R307-335	5YR	03/15/2007	2007-7/165
	29008	R307-335	AMD	01/16/2007	2006-19/49

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>
	29009	R307-340	CPR	03/09/2007	2007-3/46
	29669	R307-340	5YR	03/15/2007	2007-7/165
	29009	R307-340	AMD	03/09/2007	2006-19/52
	29151	R307-340-1	NSC	03/09/2007	Not Printed
	29011	R307-342	AMD	01/16/2007	2006-19/60
	29671	R307-342	5YR	03/15/2007	2007-7/167
	29012	R307-343	AMD	03/09/2007	2006-19/63
	29012	R307-343	CPR	03/09/2007	2007-3/51
	29672	R307-343	5YR	03/15/2007	2007-7/167
	29508	R307-343-6	NSC	03/09/2007	Not Printed
	30193	R307-420	5YR	07/13/2007	2007-15/67
<u>pardons</u>					
Pardons (Board Of), Administration	30215	R671-101	5YR	07/25/2007	2007-16/73
	30233	R671-315	5YR	07/25/2007	2007-16/80
<u>parking facilities</u>					
Regents (Board Of), University of Utah, Parking and Transportation Services	29532	R810-2	5YR	02/21/2007	2007-6/46
	29539	R810-5	5YR	02/22/2007	2007-6/46
	29537	R810-6	5YR	02/21/2007	2007-6/47
	29540	R810-9	5YR	02/22/2007	2007-6/47
	29541	R810-10	5YR	02/22/2007	2007-6/47
	29542	R810-11	5YR	02/22/2007	2007-6/48
<u>parks</u>					
Natural Resources, Parks and Recreation	30025	R651-201	AMD	08/07/2007	2007-13/69
	29806	R651-205-16	AMD	07/09/2007	2007-9/26
	30026	R651-206	AMD	08/07/2007	2007-13/70
	30027	R651-215	AMD	08/07/2007	2007-13/79
	30028	R651-217	AMD	08/07/2007	2007-13/81
	30029	R651-219-5	AMD	08/07/2007	2007-13/82
	30030	R651-221-1	AMD	08/07/2007	2007-13/82
	30247	R651-301	5YR	07/26/2007	2007-16/73
	29914	R651-611	AMD	07/09/2007	2007-11/73
	30156	R651-611-2	AMD	08/21/2007	2007-14/28
	29773	R651-611-4	AMD	05/22/2007	2007-8/90
	29163	R651-634-1	AMD	01/02/2007	2006-22/39
<u>parole</u>					
Human Services, Juvenile Justice Services	30032	R547-6	5YR	06/04/2007	2007-13/154
Pardons (Board Of), Administration	30216	R671-201	5YR	07/25/2007	2007-16/74
	30217	R671-202	5YR	07/25/2007	2007-16/75
	30219	R671-205	5YR	07/25/2007	2007-16/75
	30223	R671-301	5YR	07/25/2007	2007-16/77
	30225	R671-303	5YR	07/25/2007	2007-16/78
	30229	R671-308	5YR	07/25/2007	2007-16/79
	30230	R671-309	5YR	07/25/2007	2007-16/79
	30232	R671-310	5YR	07/25/2007	2007-16/80

<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>
	30231	R671-311	5YR	07/25/2007	2007-16/80
	30234	R671-316	5YR	07/25/2007	2007-16/81
	30235	R671-402	5YR	07/25/2007	2007-16/81
	30236	R671-405	5YR	07/25/2007	2007-16/82
<u>patient safety</u>					
Health, Administration	29538	R380-200	AMD	04/26/2007	2007-6/14
<u>payment determination</u>					
Community and Culture, Home Energy Assistance Target (HEAT)	30125	R195-3	5YR	06/22/2007	2007-14/44
	29983	R195-3	NSC	06/22/2007	Not Printed
<u>PCN</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29380	R414-320	AMD	03/09/2007	2007-2/91
<u>peace officer basic course</u>					
Public Safety, Peace Officer Standards and Training	29552	R728-401	5YR	02/26/2007	2007-6/41
	29548	R728-401	5YR	02/26/2007	2007-6/67
	29147	R728-401-3	AMD	01/20/2007	2006-22/45
<u>peace officers</u>					
Public Safety, Peace Officer Standards and Training	29374	R728-205-1	NSC	01/20/2007	Not Printed
	29196	R728-205-1	AMD	01/20/2007	2006-23/83
<u>pedestrians</u>					
Transportation, Operations, Traffic and Safety	30301	R920-5	5YR	08/10/2007	2007-17/66
<u>peer review</u>					
Commerce, Occupational and Professional Licensing	29473	R156-26a	5YR	02/01/2007	2007-4/56
<u>penalties</u>					
Environmental Quality, Air Quality	29654	R307-130	5YR	03/15/2007	2007-7/155
	29652	R307-130-4	AMD	07/13/2007	2007-7/19
Environmental Quality, Drinking Water	29360	R309-405-4	NSC	03/06/2007	Not Printed
Environmental Quality, Environmental Response and Remediation	29575	R311-208	NSC	04/18/2007	Not Printed
	29846	R311-208	5YR	04/18/2007	2007-10/118
<u>per diem allowances</u>					
Administrative Services, Finance	29910	R25-7	AMD	07/03/2007	2007-10/3
	29953	R25-7-6	AMD	08/20/2007	2007-12/6
<u>performance measurement</u>					
Health, Center for Health Data, Health Care Statistics	29792	R428-12	5YR	04/03/2007	2007-9/40
<u>performing arts</u>					
Community and Culture, Arts and Museums	30288	R207-1	5YR	08/03/2007	2007-17/56
Community and Culture, Fine Arts	29528	R207-1	NSC	03/08/2007	Not Printed
<u>permits</u>					
Environmental Quality, Air Quality	30185	R307-401	5YR	07/13/2007	2007-15/63

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>
	30188	R307-406	5YR	07/13/2007	2007-15/64
Environmental Quality, Drinking Water	29774	R309-500	5YR	04/02/2007	2007-8/122
Natural Resources, Forestry, Fire and State Lands	29765	R652-70	5YR	04/02/2007	2007-8/135
	29762	R652-100	5YR	04/02/2007	2007-8/136
Natural Resources, Wildlife Resources	29330	R657-42	AMD	02/07/2007	2007-1/37
	30076	R657-42	AMD	08/07/2007	2007-13/118
	29795	R657-50	5YR	04/04/2007	2007-9/45
	29703	R657-50	NSC	04/12/2007	Not Printed
<u>permitted vehicles</u>					
Transportation, Motor Carrier, Ports of Entry	30009	R912-9	AMD	07/27/2007	2007-12/42
<u>permitting authority</u>					
Environmental Quality, Air Quality	30192	R307-417	5YR	07/13/2007	2007-15/67
<u>personal property</u>					
Tax Commission, Property Tax	29630	R884-24P	5YR	03/12/2007	2007-7/197
	29223	R884-24P-19	AMD	01/12/2007	2006-23/83
	29928	R884-24P-68	AMD	07/16/2007	2007-11/83
<u>personnel management</u>					
Human Resource Management, Administration	29882	R477-1	AMD	07/01/2007	2007-10/41
	30051	R477-1	5YR	06/09/2007	2007-13/144
	29886	R477-5	AMD	07/01/2007	2007-10/53
	30055	R477-5	5YR	06/09/2007	2007-13/147
	30060	R477-6	5YR	06/09/2007	2007-13/148
	29887	R477-6	AMD	07/01/2007	2007-10/54
	29890	R477-9	AMD	07/01/2007	2007-10/68
	30052	R477-9	5YR	06/09/2007	2007-13/149
	30057	R477-13	5YR	06/09/2007	2007-13/152
	29896	R477-13-1	NSC	05/11/2007	Not Printed
	29893	R477-14	NSC	05/11/2007	Not Printed
<u>petroleum</u>					
Environmental Quality, Air Quality	29660	R307-301	5YR	03/15/2007	2007-7/158
	29666	R307-327	5YR	03/15/2007	2007-7/163
	29004	R307-327	CPR	03/09/2007	2007-3/45
	29004	R307-327	AMD	03/09/2007	2006-19/40
Environmental Quality, Environmental Response and Remediation	29567	R311-200	NSC	04/18/2007	Not Printed
	29838	R311-200	5YR	04/18/2007	2007-10/112
	29839	R311-201	5YR	04/18/2007	2007-10/113
	29568	R311-201	NSC	04/18/2007	Not Printed
	29840	R311-202	5YR	04/18/2007	2007-10/114
	29569	R311-202	NSC	04/18/2007	Not Printed
	29570	R311-203	NSC	04/18/2007	Not Printed
	29841	R311-203	5YR	04/18/2007	2007-10/114
	29571	R311-204	NSC	04/18/2007	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>
	29842	R311-204	5YR	04/18/2007	2007-10/115
	29843	R311-205	5YR	04/18/2007	2007-10/116
	29572	R311-205	NSC	04/18/2007	Not Printed
	29844	R311-206	5YR	04/18/2007	2007-10/116
	29573	R311-206	NSC	04/18/2007	Not Printed
	29845	R311-207	5YR	04/18/2007	2007-10/117
	29574	R311-207	NSC	04/18/2007	Not Printed
	29575	R311-208	NSC	04/18/2007	Not Printed
	29846	R311-208	5YR	04/18/2007	2007-10/118
	29576	R311-209	NSC	04/18/2007	Not Printed
	29847	R311-209	5YR	04/18/2007	2007-10/118
	29577	R311-210	NSC	04/18/2007	Not Printed
	29848	R311-210	5YR	04/18/2007	2007-10/119
	29578	R311-211	NSC	04/18/2007	Not Printed
	29849	R311-211	5YR	04/18/2007	2007-10/119
	29850	R311-212	5YR	04/18/2007	2007-10/120
	29579	R311-212	NSC	04/18/2007	Not Printed
Tax Commission, Auditing	29708	R865-15O	5YR	03/19/2007	2007-8/146
<u>petroleum hydrocarbons</u>					
Environmental Quality, Water Quality	29294	R317-6	AMD	01/23/2007	2006-24/23
<u>petroleum industries</u>					
Tax Commission, Auditing	29708	R865-15O	5YR	03/19/2007	2007-8/146
<u>pharmacies</u>					
Commerce, Occupational and Professional Licensing	29770	R156-17b	AMD	05/24/2007	2007-8/8
<u>pharmacists</u>					
Commerce, Occupational and Professional Licensing	29770	R156-17b	AMD	05/24/2007	2007-8/8
<u>physical examinations</u>					
Public Safety, Driver License	29734	R708-25	5YR	03/26/2007	2007-8/138
	29741	R708-25	NSC	04/12/2007	Not Printed
<u>physical therapy</u>					
Commerce, Occupational and Professional Licensing	29459	R156-24a	5YR	01/30/2007	2007-4/56
<u>physically handicapped persons</u>					
Commerce, Administration	29903	R151-3	5YR	05/01/2007	2007-10/105
<u>physician assistants</u>					
Commerce, Occupational and Professional Licensing	29564	R156-70a	5YR	02/27/2007	2007-6/38
<u>physicians</u>					
Public Safety, Driver License	29633	R708-7	5YR	03/13/2007	2007-7/184
	29582	R708-7-10	AMD	04/23/2007	2007-6/29
<u>pilot/escort vehicles</u>					
Transportation, Motor Carrier, Ports of Entry	30009	R912-9	AMD	07/27/2007	2007-12/42

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>pipelines</u> Public Service Commission, Administration	29438	R746-409	AMD	03/27/2007	2007-4/38
<u>plan review</u> Environmental Quality, Drinking Water	29774	R309-500	5YR	04/02/2007	2007-8/122
<u>plots</u> Community and Culture, History	30202	R212-12	5YR	07/17/2007	2007-16/64
<u>PM10</u> Environmental Quality, Air Quality	29662	R307-110	5YR	03/15/2007	2007-7/151
	29001	R307-110-13	AMD	03/09/2007	2006-19/30
	29001	R307-110-13	CPR	03/09/2007	2007-3/40
	29801	R307-110-20	NSC	05/02/2007	Not Printed
	29514	R307-110-20	AMD	05/02/2007	2007-5/13
	29293	R307-110-36	NSC	02/09/2007	Not Printed
	29227	R307-110-36	AMD	02/09/2007	2006-23/7
	30194	R307-421	5YR	07/13/2007	2007-15/68
<u>PM2.5</u> Environmental Quality, Air Quality	29662	R307-110	5YR	03/15/2007	2007-7/151
	29001	R307-110-13	AMD	03/09/2007	2006-19/30
	29001	R307-110-13	CPR	03/09/2007	2007-3/40
	29801	R307-110-20	NSC	05/02/2007	Not Printed
	29514	R307-110-20	AMD	05/02/2007	2007-5/13
	29293	R307-110-36	NSC	02/09/2007	Not Printed
	29227	R307-110-36	AMD	02/09/2007	2006-23/7
	30194	R307-421	5YR	07/13/2007	2007-15/68
<u>point-system</u> Public Safety, Driver License	29590	R708-3	5YR	03/02/2007	2007-7/184
<u>police training</u> Public Safety, Peace Officer Standards and Training	29553	R728-402	5YR	02/26/2007	2007-6/41
	29176	R728-402	AMD	01/20/2007	2006-22/47
	30196	R728-411	NSC	07/30/2007	Not Printed
	30211	R728-411	5YR	07/23/2007	2007-16/82
<u>pools</u> Health, Epidemiology and Laboratory Services, Environmental Services	29717	R392-302	AMD	05/31/2007	2007-8/55
	29720	R392-302	5YR	03/22/2007	2007-8/130
<u>population</u> Human Services, Aging and Adult Services	30348	R510-109	5YR	08/21/2007	2007-18/79
<u>position classifications</u> Human Resource Management, Administration	30058	R477-3	5YR	06/09/2007	2007-13/146
	29884	R477-3	AMD	07/01/2007	2007-10/49

<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>post-conviction</u> Administrative Services, Finance	29424	R25-14	5YR	01/17/2007	2007-4/54
<u>postsecondary proprietary school</u> Commerce, Consumer Protection	29710	R152-34	AMD	05/22/2007	2007-8/4
	30101	R152-34	5YR	06/15/2007	2007-13/142
<u>powersport vehicles</u> Commerce, Administration	30195	R151-35	5YR	07/13/2007	2007-15/61
<u>prelitigation</u> Commerce, Occupational and Professional Licensing	29804	R156-78A	5YR	04/09/2007	2007-9/34
<u>preneed</u> Commerce, Occupational and Professional Licensing	29391	R156-9-302a	AMD	03/13/2007	2007-3/6
<u>prequalification</u> Transportation, Operations, Construction	29184	R916-2-3	AMD	01/03/2007	2006-22/53
<u>prescription drug plans</u> Insurance, Administration	29858	R590-235-3	NSC	05/14/2007	Not Printed
<u>press</u> Corrections, Administration	29531	R251-106-3	AMD	05/01/2007	2007-6/9
<u>pricing flexibility</u> Public Service Commission, Administration	29627	R746-351	5YR	03/09/2007	2007-7/187
<u>primary care</u> Health, Health Care Financing, Coverage and Reimbursement Policy	30081	R414-310	5YR	06/13/2007	2007-13/144
	29731	R414-310	AMD	05/23/2007	2007-8/74
<u>primary care network</u> Health, Health Care Financing, Coverage and Reimbursement Policy	29966	R414-100	5YR	05/24/2007	2007-12/63
	29730	R414-300	REP	05/23/2007	2007-8/73
<u>primary disinfectants</u> Environmental Quality, Drinking Water	29642	R309-520	5YR	03/13/2007	2007-7/169
<u>primary term</u> Natural Resources, Forestry, Fire and State Lands	29760	R652-20	5YR	04/02/2007	2007-8/133
	29468	R652-20-1600	AMD	03/26/2007	2007-4/36
<u>prison release</u> Pardons (Board Of), Administration	30219	R671-205	5YR	07/25/2007	2007-16/75
<u>prisons</u> Corrections, Administration	29531	R251-106-3	AMD	05/01/2007	2007-6/9
	29533	R251-107	AMD	05/01/2007	2007-6/11
	29464	R251-707	5YR	01/31/2007	2007-4/59
	29465	R251-710	5YR	01/31/2007	2007-4/59

RULES INDEX

KEYWORD AGENCY	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
<u>privacy law</u>					
Human Services, Recovery Services	29415	R527-5	5YR	01/16/2007	2007-3/60
<u>private landowners</u>					
Natural Resources, Wildlife Resources	30078	R657-56	AMD	08/07/2007	2007-13/130
<u>private security officers</u>					
Commerce, Occupational and Professional Licensing	29915	R156-63	AMD	07/19/2007	2007-11/8
<u>Procedures</u>					
Natural Resources, Water Rights	30401	R655-6	5YR	09/06/2007	Not Printed
<u>Proceedings</u>					
Natural Resources, Water Rights	30401	R655-6	5YR	09/06/2007	Not Printed
<u>procurement</u>					
Administrative Services, Facilities Construction and Management	29965	R23-1	5YR	05/24/2007	2007-12/59
<u>professional competency</u>					
Education, Administration	30415	R277-502	5YR	09/06/2007	Not Printed
	29477	R277-505	AMD	03/27/2007	2007-4/13
	30416	R277-505	5YR	09/06/2007	Not Printed
	29737	R277-505-5	NSC	04/12/2007	Not Printed
	30417	R277-506	5YR	09/06/2007	Not Printed
	30418	R277-514	5YR	09/06/2007	Not Printed
	29748	R277-519	5YR	03/29/2007	2007-8/122
Public Safety, Peace Officer Standards and Training	30196	R728-411	NSC	07/30/2007	Not Printed
	30211	R728-411	5YR	07/23/2007	2007-16/82
<u>professional education</u>					
Education, Administration	29747	R277-507	5YR	03/29/2007	2007-8/122
<u>professional engineers</u>					
Commerce, Occupational and Professional Licensing	29355	R156-22	AMD	02/22/2007	2007-2/3
<u>professional geologists</u>					
Commerce, Occupational and Professional Licensing	29905	R156-76	5YR	05/01/2007	2007-10/106
<u>professional land surveyors</u>					
Commerce, Occupational and Professional Licensing	29355	R156-22	AMD	02/22/2007	2007-2/3
<u>prohibited devices</u>					
Human Services, Juvenile Justice Services	29897	R547-14	5YR	04/30/2007	2007-10/128
<u>prohibited items</u>					
Human Services, Juvenile Justice Services	29897	R547-14	5YR	04/30/2007	2007-10/128
<u>prohibited items and devices</u>					
Human Services, Substance Abuse and Mental Health	29381	R523-1-2	AMD	02/26/2007	2007-2/97
	29245	R523-1-5	AMD	01/30/2007	2006-24/29
	29382	R523-1-11	AMD	02/26/2007	2007-2/99

<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 Services, Juvenile Justice Services	29383	R523-1-23	AMD	05/14/2007	2007-2/101
	29992	R547-1	5YR	05/30/2007	2007-12/64
<u>property casualty insurance filing</u>					
Insurance, Administration	29949	R590-225	AMD	07/12/2007	2007-11/58
	29290	R590-225-6	AMD	01/22/2007	2006-24/32
<u>property tax</u>					
Tax Commission, Property Tax	29630	R884-24P	5YR	03/12/2007	2007-7/197
	29223	R884-24P-19	AMD	01/12/2007	2006-23/83
	29928	R884-24P-68	AMD	07/16/2007	2007-11/83
<u>PSD</u>					
Environmental Quality, Air Quality	30187	R307-405	5YR	07/13/2007	2007-15/64
	29796	R307-405	AMD	09/07/2007	2007-9/18
	29796	R307-405	CPR	09/07/2007	2007-15/58
<u>public access</u>					
Natural Resources, Wildlife Resources	30078	R657-56	AMD	08/07/2007	2007-13/130
<u>public assistance</u>					
Workforce Services, Employment Development	29588	R986-900-902	AMD	05/01/2007	2007-6/34
<u>public assistance programs</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29469	R414-308	AMD	04/01/2007	2007-4/22
Human Services, Recovery Services	30356	R527-330	5YR	08/22/2007	2007-18/83
<u>public buildings</u>					
Administrative Services, Facilities Construction and Management	29965	R23-1	5YR	05/24/2007	2007-12/59
	29812	R23-19	R&R	06/07/2007	2007-9/3
	29964	R23-19	5YR	05/24/2007	2007-12/59
Capitol Preservation Board (State), Administration	29952	R131-3	5YR	05/16/2007	2007-12/60
Public Safety, Fire Marshal	30043	R710-4	5YR	06/08/2007	2007-13/156
	29233	R710-4	AMD	01/09/2007	2006-23/72
	29683	R710-4-3	AMD	05/08/2007	2007-7/82
<u>public education</u>					
Education, Administration	29902	R277-437-1	NSC	05/01/2007	Not Printed
	30089	R277-462	AMD	08/07/2007	2007-13/16
	30177	R628-2	5YR	07/10/2007	2007-15/68
<u>public health</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	29722	R392-100	5YR	03/22/2007	2007-8/129
	29799	R392-200	5YR	04/05/2007	2007-9/36
	29860	R392-300	5YR	04/24/2007	2007-10/121
	29899	R392-301	5YR	04/30/2007	2007-10/122
	29925	R392-400	5YR	05/08/2007	2007-11/85
	29901	R392-401	5YR	04/30/2007	2007-10/122
	29900	R392-402	5YR	04/30/2007	2007-10/123

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>
	29870	R392-501	5YR	04/26/2007	2007-10/123
	30204	R392-502	5YR	07/18/2007	2007-16/69
	29856	R392-510	5YR	04/23/2007	2007-10/124
<u>public information</u>					
Administrative Services, Administration	29772	R13-2	AMD	05/22/2007	2007-8/3
	29771	R13-2	5YR	04/02/2007	2007-8/119
	30049	R477-2	5YR	06/09/2007	2007-13/145
	29883	R477-2	AMD	07/01/2007	2007-10/46
<u>public investments</u>					
Money Management Council, Administration	30177	R628-2	5YR	07/10/2007	2007-15/68
	29906	R628-15	AMD	06/21/2007	2007-10/79
	29222	R628-17	NEW	01/09/2007	2006-23/68
<u>public meetings</u>					
Natural Resources, Forestry, Fire and State Lands	29763	R652-90	5YR	04/02/2007	2007-8/136
<u>public notification</u>					
Environmental Quality, Drinking Water	29367	R309-220	AMD	03/06/2007	2007-2/86
	29648	R309-220-15	AMD	05/14/2007	2007-7/46
<u>public petitions declaratory rulings</u>					
Public Safety, Peace Officer Standards and Training	29551	R728-101	5YR	02/26/2007	2007-6/40
<u>public records</u>					
Attorney General, Administration	30037	R105-2	5YR	06/05/2007	2007-13/142
	29524	R151-2	5YR	02/15/2007	2007-5/23
	29809	R305-1	5YR	04/12/2007	2007-9/34
	29867	R380-20	5YR	04/26/2007	2007-10/121
Natural Resources, Oil, Gas and Mining; Administration	29596	R642-100	5YR	03/07/2007	2007-7/170
Natural Resources, Parks and Recreation	30245	R651-102	5YR	07/26/2007	2007-16/72
Natural Resources, Forestry, Fire and State Lands	29766	R652-6	5YR	04/02/2007	2007-8/132
Natural Resources, Wildlife Resources	29916	R657-29	5YR	05/03/2007	2007-11/87
Public Safety, Administration	29385	R698-2	5YR	01/02/2007	2007-2/118
Regents (Board Of), College of Eastern Utah	30108	R767-1	5YR	06/19/2007	2007-14/52
School and Institutional Trust Lands, Administration	30148	R850-6	5YR	06/27/2007	2007-14/55
<u>public schools</u>					
Education, Administration	30403	R277-103	5YR	09/06/2007	Not Printed
	30410	R277-410	5YR	09/06/2007	Not Printed
	29496	R277-915	5YR	02/02/2007	2007-5/26
<u>public utilities</u>					
Public Service Commission, Administration	29626	R746-349	5YR	03/08/2007	2007-7/186
	29627	R746-351	5YR	03/09/2007	2007-7/187
	30107	R746-400	5YR	06/19/2007	2007-14/52

<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>
<u>pumps</u> Environmental Quality, Drinking Water	29781	R309-540	5YR	04/02/2007	2007-8/126
<u>qualifications for training</u> Public Safety, Peace Officer Standards and Training	29557	R728-403	5YR	02/26/2007	2007-6/42
<u>quality improvement</u> Health, Administration	29538	R380-200	AMD	04/26/2007	2007-6/14
<u>quality standards</u> Environmental Quality, Drinking Water	29371	R309-200	AMD	03/06/2007	2007-2/43
<u>rabbits</u> Natural Resources, Wildlife Resources	30064	R657-6	AMD	08/07/2007	2007-13/86
<u>races</u> Transportation, Operations, Traffic and Safety	30300	R920-4	5YR	08/10/2007	2007-17/65
<u>RACT</u> Environmental Quality, Air Quality	29003	R307-325	AMD	03/09/2007	2006-19/35
	29664	R307-325	5YR	03/15/2007	2007-7/160
	29003	R307-325	CPR	03/09/2007	2007-3/42
<u>radiation</u> Environmental Quality, Radiation Control	29333	R313-25	AMD	03/16/2007	2007-1/9
<u>radioactive materials</u> Environmental Quality, Radiation Control	29336	R313-36	AMD	03/16/2007	2007-1/15
	29335	R313-70	AMD	03/16/2007	2007-1/17
<u>radioactive waste disposal</u> Environmental Quality, Radiation Control	29333	R313-25	AMD	03/16/2007	2007-1/9
<u>radioactive waste generator permit</u> Environmental Quality, Radiation Control	29332	R313-26	AMD	03/16/2007	2007-1/10
<u>radiology practical technicians</u> Commerce, Occupational and Professional Licensing	29396	R156-54	5YR	01/09/2007	2007-3/56
<u>radiology technologists</u> Commerce, Occupational and Professional Licensing	29396	R156-54	5YR	01/09/2007	2007-3/56
<u>railroads</u> Transportation, Operations, Traffic and Safety	30305	R920-51	5YR	08/13/2007	2007-17/67
<u>rally</u> Administrative Services, Facilities Construction and Management	29811	R23-20	NEW	06/07/2007	2007-9/11
<u>range management</u> Natural Resources, Forestry, Fire and State Lands	29764	R652-50	5YR	04/02/2007	2007-8/134
School and Institutional Trust Lands, Administration	30152	R850-50	5YR	06/27/2007	2007-14/57

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>rates</u>					
Administrative Services, Fleet Operations, Surplus Property	29946	R28-7	5YR	05/15/2007	2007-11/84
Labor Commission, Industrial Accidents	29124	R612-4-2	AMD	01/01/2007	2006-21/49
Natural Resources, Forestry, Fire and State Lands	29761	R652-4	5YR	04/02/2007	2007-8/131
School and Institutional Trust Lands, Administration	30149	R850-4	5YR	06/27/2007	2007-14/54
Workforce Services, Unemployment Insurance	29687	R994-303	R&R	07/01/2007	2007-7/118
	29956	R994-303	5YR	05/17/2007	2007-12/69
	29743	R994-306-202	NSC	04/12/2007	Not Printed
<u>raw milk</u>					
Agriculture and Food, Regulatory Services	30100	R70-330	AMD	08/07/2007	2007-13/3
<u>reactivation process</u>					
Public Safety, Peace Officer Standards and Training	29561	R728-407	5YR	02/26/2007	2007-6/44
<u>real estate</u>					
Financial Institutions, Banks	29972	R333-11	5YR	05/25/2007	2007-12/60
<u>real estate appraisals</u>					
Commerce, Real Estate	29828	R162-101	5YR	04/18/2007	2007-10/111
	29711	R162-102	AMD	05/29/2007	2007-8/38
	29523	R162-102	5YR	02/15/2007	2007-5/24
	29989	R162-102-3	NSC	06/11/2007	Not Printed
	29829	R162-103	5YR	04/18/2007	2007-10/111
	29522	R162-104	5YR	02/15/2007	2007-5/24
	29623	R162-104	AMD	05/29/2007	2007-7/4
	29521	R162-106	5YR	02/15/2007	2007-5/25
	29546	R162-106-5	AMD	04/25/2007	2007-6/6
	30197	R162-107	5YR	07/16/2007	2007-15/61
	29830	R162-109	5YR	04/18/2007	2007-10/112
<u>real estate business</u>					
Commerce, Real Estate	29832	R162-1	5YR	04/18/2007	2007-10/107
	29738	R162-1-2	AMD	05/30/2007	2007-8/18
	29831	R162-2	5YR	04/18/2007	2007-10/107
	29833	R162-3	5YR	04/18/2007	2007-10/108
	29736	R162-3-6	AMD	05/30/2007	2007-8/20
	29834	R162-4	5YR	04/18/2007	2007-10/108
	29827	R162-5	5YR	04/18/2007	2007-10/109
	30203	R162-5-1	NSC	08/14/2007	Not Printed
	29835	R162-6	5YR	04/18/2007	2007-10/109
	29769	R162-6-1	AMD	05/30/2007	2007-8/23
	29851	R162-7	5YR	04/19/2007	2007-10/110
	29740	R162-7-2	AMD	05/30/2007	2007-8/26
	29836	R162-8	5YR	04/18/2007	2007-10/110
	29719	R162-8	AMD	05/30/2007	2007-8/27
	29224	R162-9	AMD	01/17/2007	2006-23/3

<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>real estate investment</u>					
Financial Institutions, Banks	29972	R333-11	5YR	05/25/2007	2007-12/60
<u>reclamation</u>					
Natural Resources, Oil, Gas and Mining; Abandoned Mine Reclamation	29597	R643-870	5YR	03/07/2007	2007-7/170
	29598	R643-872	5YR	03/07/2007	2007-7/171
	29599	R643-874	5YR	03/07/2007	2007-7/171
	29600	R643-875	5YR	03/07/2007	2007-7/172
	29601	R643-877	5YR	03/07/2007	2007-7/172
	29602	R643-879	5YR	03/07/2007	2007-7/173
	29603	R643-882	5YR	03/07/2007	2007-7/173
	29604	R643-884	5YR	03/07/2007	2007-7/174
	29605	R643-886	5YR	03/07/2007	2007-7/174
Natural Resources, Oil, Gas and Mining; Coal	29606	R645-100	5YR	03/07/2007	2007-7/175
	29607	R645-103	5YR	03/07/2007	2007-7/175
	29608	R645-200	5YR	03/07/2007	2007-7/176
	29609	R645-201	5YR	03/07/2007	2007-7/176
	29610	R645-202	5YR	03/07/2007	2007-7/177
	29611	R645-203	5YR	03/07/2007	2007-7/177
	29612	R645-300	5YR	03/07/2007	2007-7/178
	29613	R645-301	5YR	03/07/2007	2007-7/178
	29614	R645-302	5YR	03/07/2007	2007-7/179
	29615	R645-303	5YR	03/07/2007	2007-7/179
	29616	R645-402	5YR	03/07/2007	2007-7/180
<u>records</u>					
Health, Health Care Financing, Coverage and Reimbursement Policy	29469	R414-308	AMD	04/01/2007	2007-4/22
Pardons (Board Of), Administration	30225	R671-303	5YR	07/25/2007	2007-16/78
	30138	R982-201	5YR	06/26/2007	2007-14/59
<u>records access</u>					
Attorney General, Administration	30037	R105-2	5YR	06/05/2007	2007-13/142
Regents (Board Of), College of Eastern Utah	30108	R767-1	5YR	06/19/2007	2007-14/52
<u>records appeal hearings</u>					
Administrative Services, Records Committee	29081	R35-2-2	AMD	01/05/2007	2006-20/2
<u>recreation</u>					
Natural Resources, Wildlife Resources	29329	R657-38	AMD	02/07/2007	2007-1/35
	30070	R657-38	AMD	08/07/2007	2007-13/113
<u>recreation areas</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	29860	R392-300	5YR	04/24/2007	2007-10/121
	29899	R392-301	5YR	04/30/2007	2007-10/122
	29901	R392-401	5YR	04/30/2007	2007-10/122

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>recreation therapy</u>					
Commerce, Occupational and Professional Licensing	29825	R156-40-302c	NSC	04/26/2007	Not Printed
<u>recreational therapy</u>					
Commerce, Occupational and Professional Licensing	29825	R156-40-302c	NSC	04/26/2007	Not Printed
<u>refinery</u>					
Environmental Quality, Air Quality	29006	R307-326	AMD	03/09/2007	2006-19/37
	29006	R307-326	CPR	03/09/2007	2007-3/43
	29665	R307-326	5YR	03/15/2007	2007-7/161
	29526	R307-326-1	NSC	03/09/2007	Not Printed
<u>registration</u>					
Commerce, Consumer Protection	30101	R152-34	5YR	06/15/2007	2007-13/142
	29710	R152-34	AMD	05/22/2007	2007-8/4
Environmental Quality, Radiation Control	29335	R313-70	AMD	03/16/2007	2007-1/17
Natural Resources, Forestry, Fire and State Lands	29461	R652-140	NEW	03/26/2007	2007-4/37
	29433	R652-140	NSC	01/23/2007	Not Printed
Workforce Services, Unemployment Insurance	30141	R994-403	5YR	06/26/2007	2007-14/60
<u>regulated contaminants</u>					
Environmental Quality, Drinking Water	29371	R309-200	AMD	03/06/2007	2007-2/43
<u>Rehabilitation Act 1973</u>					
Human Services, Administration	29498	R495-878	5YR	02/05/2007	2007-5/28
<u>reimbursement</u>					
Transportation, Administration	29182	R907-66	AMD	01/03/2007	2006-22/50
<u>religious activities</u>					
Tax Commission, Auditing	29641	R865-19S	5YR	03/13/2007	2007-7/191
	30137	R865-19S-38	AMD	08/21/2007	2007-14/36
	29942	R865-19S-58	AMD	07/16/2007	2007-11/78
<u>renewable</u>					
Natural Resources, Geological Survey	30103	R638-2	NEW	08/31/2007	2007-13/58
<u>repair</u>					
Administrative Services, Fleet Operations	29534	R27-8	5YR	02/21/2007	2007-6/36
<u>reporting</u>					
Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health	29979	R388-803	5YR	05/29/2007	2007-12/61
Health, Health Systems Improvement, Emergency Medical Services	30205	R426-5	5YR	07/18/2007	2007-16/70
Natural Resources, Oil, Gas and Mining; Oil and Gas	29621	R649-8	5YR	03/07/2007	2007-7/182
<u>reports</u>					
Education, Administration	30095	R277-484	AMD	08/07/2007	2007-13/36
	30333	R277-484-2	NSC	08/31/2007	Not Printed
	30107	R746-400	5YR	06/19/2007	2007-14/52

<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>
<u>reptiles</u>					
Natural Resources, Wildlife Resources	29751	R657-53	AMD	05/22/2007	2007-8/92
<u>request for proposals</u>					
School and Institutional Trust Lands, Administration	30150	R850-30	5YR	06/27/2007	2007-14/56
<u>research funding</u>					
Science Technology and Research Governing Auth., Administration	29298	R856-1	NEW	04/04/2007	2006-24/35
	29375	R856-1-6	AMD	04/04/2007	2007-2/113
<u>residency requirements</u>					
Community and Culture, Home Energy Assistance Target (HEAT)	30124	R195-2	5YR	06/22/2007	2007-14/44
	29982	R195-2	NSC	06/22/2007	Not Printed
Natural Resources, Forestry, Fire and State Lands	29758	R652-3	5YR	04/02/2007	2007-8/131
School and Institutional Trust Lands, Administration	30146	R850-3	5YR	06/27/2007	2007-14/54
<u>residential mortgage loan origination</u>					
Commerce, Real Estate	29237	R162-202	AMD	01/24/2007	2006-24/4
	29517	R162-202-1	AMD	04/10/2007	2007-5/4
	29545	R162-202-5	AMD	05/01/2007	2007-6/7
	29516	R162-203	AMD	04/10/2007	2007-5/4
	29518	R162-206	REP	04/10/2007	2007-5/6
	29519	R162-207	AMD	04/10/2007	2007-5/7
	29544	R162-207-6	AMD	05/01/2007	2007-6/8
	29520	R162-208	AMD	04/10/2007	2007-5/10
	29429	R162-210-6	NSC	02/12/2007	Not Printed
<u>resorts</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	30204	R392-502	5YR	07/18/2007	2007-16/69
<u>resource decision</u>					
Public Service Commission, Administration	29378	R746-440	NEW	03/19/2007	2007-2/111
<u>respiratory care</u>					
Commerce, Occupational and Professional Licensing	29354	R156-57	AMD	02/22/2007	2007-2/12
<u>restaurants</u>					
Tax Commission, Auditing	29705	R865-12L	5YR	03/16/2007	2007-8/144
<u>retirement</u>					
Human Resource Management, Administration	30053	R477-12	5YR	06/09/2007	2007-13/152
	29892	R477-12	AMD	07/01/2007	2007-10/72
Public Safety, Peace Officer Standards and Training	29196	R728-205-1	AMD	01/20/2007	2006-23/83
	29374	R728-205-1	NSC	01/20/2007	Not Printed
<u>right-of-way</u>					
Natural Resources, Wildlife Resources	30036	R657-28	NSC	08/14/2007	Not Printed
	30313	R657-28	5YR	08/14/2007	2007-17/63

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>
	30084	R657-28	AMD	08/07/2007	2007-13/101
Transportation, Program Development	29358	R926-6	AMD	02/22/2007	2007-2/114
<u>risk management</u>					
Administrative Services, Risk Management	30046	R37-1	5YR	06/08/2007	2007-13/140
	30047	R37-2	5YR	06/08/2007	2007-13/140
	30048	R37-3	5YR	06/08/2007	2007-13/141
<u>roads</u>					
Transportation, Program Development	29455	R926-4	NEW	03/26/2007	2007-4/43
<u>ropeways</u>					
Transportation, Operations, Traffic and Safety	30304	R920-50	5YR	08/13/2007	2007-17/67
	29340	R920-50-1	AMD	02/13/2007	2007-1/50
<u>royalties</u>					
Natural Resources, Forestry, Fire and State Lands	29760	R652-20	5YR	04/02/2007	2007-8/133
	29468	R652-20-1600	AMD	03/26/2007	2007-4/36
<u>rules and procedures</u>					
Health, Administration	30336	R380-1	5YR	08/20/2007	2007-18/73
	30337	R380-5	5YR	08/20/2007	2007-18/73
Health, Epidemiology and Laboratory Services, Epidemiology	29721	R386-702	5YR	03/22/2007	2007-8/128
	29742	R386-702	AMD	05/24/2007	2007-8/48
Health, Community and Family Health Services, Immunization	29547	R396-100	AMD	05/07/2007	2007-6/19
Human Resource Management, Administration	29882	R477-1	AMD	07/01/2007	2007-10/41
	30051	R477-1	5YR	06/09/2007	2007-13/144
	30057	R477-13	5YR	06/09/2007	2007-13/152
	29896	R477-13-1	NSC	05/11/2007	Not Printed
	29583	R590-116	5YR	02/28/2007	2007-6/39
	29584	R590-117	5YR	02/28/2007	2007-6/40
Natural Resources, Wildlife Resources	29794	R657-27	5YR	04/04/2007	2007-9/45
	29636	R657-27	AMD	05/08/2007	2007-7/76
Public Safety, Driver License	29593	R708-2	5YR	03/02/2007	2007-7/184
Public Safety, Peace Officer Standards and Training	29562	R728-409	5YR	02/27/2007	2007-6/44
Public Service Commission, Administration	30107	R746-400	5YR	06/19/2007	2007-14/52
	29438	R746-409	AMD	03/27/2007	2007-4/38
	30145	R850-2	5YR	06/27/2007	2007-14/53
<u>rural policy</u>					
Human Services, Aging and Adult Services	30347	R510-108	5YR	08/21/2007	2007-18/78
<u>safety</u>					
Education, Administration	30407	R277-400	5YR	09/06/2007	Not Printed
Labor Commission, Occupational Safety and Health	30315	R614-1-4	NSC	08/31/2007	Not Printed
	29857	R614-1-4	AMD	06/22/2007	2007-10/77
	29282	R614-1-4	AMD	01/23/2007	2006-24/33

<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, Safety	29313	R616-2-3	AMD	02/08/2007	2007-1/24
	29527	R616-2-3	AMD	04/24/2007	2007-6/26
	29581	R616-2-3	AMD	04/24/2007	2007-6/25
Public Service Commission, Administration	29438	R746-409	AMD	03/27/2007	2007-4/38
Transportation, Motor Carrier	29338	R909-1-1	AMD	02/08/2007	2007-1/45
<u>safety education</u>					
Education, Administration	30407	R277-400	5YR	09/06/2007	Not Printed
<u>safety regulation</u>					
Transportation, Operations, Traffic and Safety	30305	R920-51	5YR	08/13/2007	2007-17/67
<u>safety regulations</u>					
Transportation, Motor Carrier	29341	R909-19	AMD	02/08/2007	2007-1/46
	29339	R909-75	AMD	02/08/2007	2007-1/49
<u>salaries</u>					
Human Resource Management, Administration	30060	R477-6	5YR	06/09/2007	2007-13/148
	29887	R477-6	AMD	07/01/2007	2007-10/54
<u>salary adjustments</u>					
Education, Administration	30086	R277-110	NEW	08/07/2007	2007-13/11
	30294	R277-110-4	NSC	08/31/2007	Not Printed
<u>sales</u>					
School and Institutional Trust Lands, Administration	30154	R850-80	5YR	06/27/2007	2007-14/58
<u>sales tax</u>					
Tax Commission, Auditing	29644	R865-11Q	5YR	03/14/2007	2007-7/189
	29705	R865-12L	5YR	03/16/2007	2007-8/144
	29641	R865-19S	5YR	03/13/2007	2007-7/191
	30137	R865-19S-38	AMD	08/21/2007	2007-14/36
	29942	R865-19S-58	AMD	07/16/2007	2007-11/78
<u>salt</u>					
Natural Resources, Forestry, Fire and State Lands	29760	R652-20	5YR	04/02/2007	2007-8/133
	29468	R652-20-1600	AMD	03/26/2007	2007-4/36
<u>scholarships</u>					
Public Education Job Enhancement Program, Job Enhancement Committee	30099	R690-100	AMD	08/07/2007	2007-13/132
<u>school boards</u>					
Education, Administration	30402	R277-101	5YR	09/06/2007	Not Printed
<u>school enrollment</u>					
Education, Administration	29690	R277-419	AMD	05/09/2007	2007-7/10
	30414	R277-445	5YR	09/06/2007	Not Printed
<u>school lunch program</u>					
Education, Administration	30421	R277-720	5YR	09/06/2007	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>schools</u>					
Environmental Quality, Air Quality	29659	R307-135	5YR	03/15/2007	2007-7/156
Health, Epidemiology and Laboratory Services, Environmental Services	29799	R392-200	5YR	04/05/2007	2007-9/36
Natural Resources, Geological Survey	30159	R638-3	NEW	08/31/2007	2007-14/24
Public Safety, Driver License	29593	R708-2	5YR	03/02/2007	2007-7/184
<u>screening</u>					
Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health	29911	R388-804	AMD	07/16/2007	2007-11/27
	29980	R388-804	5YR	05/29/2007	2007-12/61
<u>SDWA</u>					
Environmental Quality, Drinking Water	29785	R309-705	5YR	04/02/2007	2007-8/127
<u>search and seizure</u>					
Corrections, Administration	29465	R251-710	5YR	01/31/2007	2007-4/59
<u>secondary disinfectants</u>					
Environmental Quality, Drinking Water	29642	R309-520	5YR	03/13/2007	2007-7/169
<u>securities</u>					
Commerce, Securities	30258	R164-1	5YR	07/30/2007	2007-16/57
	30259	R164-4	5YR	07/30/2007	2007-16/58
	30260	R164-5	5YR	07/30/2007	2007-16/58
	30255	R164-9	5YR	07/30/2007	2007-16/59
	30256	R164-10	5YR	07/30/2007	2007-16/60
	30254	R164-13	5YR	07/30/2007	2007-16/61
	30266	R164-14	5YR	07/30/2007	2007-16/62
	30267	R164-15	5YR	07/30/2007	2007-16/62
Financial Institutions, Administration	30237	R331-5	5YR	07/25/2007	2007-16/65
	29222	R628-17	NEW	01/09/2007	2006-23/68
<u>securities regulation</u>					
Commerce, Securities	30258	R164-1	5YR	07/30/2007	2007-16/57
	30259	R164-4	5YR	07/30/2007	2007-16/58
	30260	R164-5	5YR	07/30/2007	2007-16/58
	30261	R164-6	5YR	07/30/2007	2007-16/59
	30255	R164-9	5YR	07/30/2007	2007-16/59
	30256	R164-10	5YR	07/30/2007	2007-16/60
	30257	R164-11	5YR	07/30/2007	2007-16/60
	30264	R164-12	5YR	07/30/2007	2007-16/61
	30254	R164-13	5YR	07/30/2007	2007-16/61
	30266	R164-14	5YR	07/30/2007	2007-16/62
	30267	R164-15	5YR	07/30/2007	2007-16/62
	30265	R164-18	5YR	07/30/2007	2007-16/62
	30262	R164-25	5YR	07/30/2007	2007-16/63
	30263	R164-26	5YR	07/30/2007	2007-16/63
Money Management Council, Administration	29906	R628-15	AMD	06/21/2007	2007-10/79

<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>
	29222	R628-17	NEW	01/09/2007	2006-23/68
<u>security</u>					
Public Safety, Administration	29787	R698-100	5YR	04/02/2007	2007-8/136
	29728	R698-100	REP	05/23/2007	2007-8/109
	29331	R698-100	NSC	04/02/2007	Not Printed
<u>security guards</u>					
Commerce, Occupational and Professional Licensing	29915	R156-63	AMD	07/19/2007	2007-11/8
<u>security measures</u>					
Corrections, Administration	29465	R251-710	5YR	01/31/2007	2007-4/59
<u>sedimentation</u>					
Environmental Quality, Drinking Water	29778	R309-525	5YR	04/02/2007	2007-8/124
<u>self administered services</u>					
Human Services, Services for People with Disabilities	29625	R539-5	AMD	05/11/2007	2007-7/70
<u>self-employment income</u>					
Community and Culture, Home Energy Assistance Target (HEAT)	30125	R195-3	5YR	06/22/2007	2007-14/44
	29983	R195-3	NSC	06/22/2007	Not Printed
<u>senior centers</u>					
Human Services, Aging and Adult Services	30344	R510-103	5YR	08/21/2007	2007-18/77
<u>sentencing</u>					
Pardons (Board Of), Administration	30236	R671-405	5YR	07/25/2007	2007-16/82
<u>sentinel event</u>					
Health, Administration	29538	R380-200	AMD	04/26/2007	2007-6/14
<u>server training</u>					
Human Services, Substance Abuse and Mental Health	28928	R523-23	CPR	01/30/2007	2006-24/43
	28928	R523-23	AMD	01/30/2007	2006-17/43
	30122	R523-23	5YR	06/22/2007	2007-14/49
<u>service coordination</u>					
Human Services, Aging and Adult Services	30341	R510-102	5YR	08/21/2007	2007-18/76
<u>settlements</u>					
Labor Commission, Adjudication	30318	R602-2	5YR	08/15/2007	2007-17/62
	29957	R602-2-4	AMD	07/24/2007	2007-12/40
<u>shelter care facilities</u>					
Human Services, Aging and Adult Services	30352	R510-302	5YR	08/21/2007	2007-18/81
<u>short-term services</u>					
Human Services, Aging and Adult Services	30352	R510-302	5YR	08/21/2007	2007-18/81
<u>significant energy resource</u>					
Public Service Commission, Administration	29376	R746-420	NEW	05/17/2007	2007-2/102
	29376	R746-420	CPR	05/17/2007	2007-7/138
	30115	R746-420-2	AMD	08/28/2007	2007-14/29

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>
	29377	R746-430	CPR	05/17/2007	2007-7/145
	29377	R746-430	NEW	05/17/2007	2007-2/109
	30114	R746-430	AMD	08/28/2007	2007-14/31
<u>slow sand filtration</u>					
Environmental Quality, Drinking Water	29779	R309-530	5YR	04/02/2007	2007-8/125
<u>smoking</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	29856	R392-510	5YR	04/23/2007	2007-10/124
<u>snow</u>					
Transportation, Operations, Traffic and Safety	30303	R920-6	5YR	08/13/2007	2007-17/66
<u>snow removal</u>					
Transportation, Operations, Maintenance	30296	R918-3	5YR	08/09/2007	2007-17/64
<u>sobriety tests</u>					
Health, Epidemiology and Laboratory Services, Laboratory Services	29968	R438-12	NSC	06/12/2007	Not Printed
	29926	R438-12	5YR	05/08/2007	2007-11/86
<u>Social Security</u>					
Human Services, Recovery Services	30395	R527-378	5YR	09/05/2007	Not Printed
<u>social services</u>					
Human Services, Child and Family Services	30289	R512-1	5YR	08/07/2007	2007-17/59
	30010	R512-300	EMR	06/01/2007	2007-12/55
<u>solar</u>					
Natural Resources, Geological Survey	30103	R638-2	NEW	08/31/2007	2007-13/58
<u>solicitation process</u>					
Public Service Commission, Administration	30115	R746-420-2	AMD	08/28/2007	2007-14/29
<u>solicitation</u>					
Public Service Commission, Administration	29376	R746-420	NEW	05/17/2007	2007-2/102
<u>solicitation process</u>					
Public Service Commission, Administration	29376	R746-420	CPR	05/17/2007	2007-7/138
<u>solicitations</u>					
Commerce, Consumer Protection	30120	R152-22	5YR	06/22/2007	2007-14/43
	29427	R152-22	AMD	04/02/2007	2007-4/8
<u>solid waste management</u>					
Environmental Quality, Solid and Hazardous Waste	29202	R315-301	AMD	02/01/2007	2006-23/17
	30163	R315-301-2	NSC	07/11/2007	Not Printed
	29509	R315-301-5	NSC	02/28/2007	Not Printed
	29203	R315-302	AMD	02/01/2007	2006-23/22
	29204	R315-303	AMD	02/01/2007	2006-23/28
	29754	R315-304	5YR	03/30/2007	2007-8/128
	29205	R315-304	AMD	02/01/2007	2006-23/33
	29566	R315-305-4	NSC	03/09/2007	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>
	29206	R315-305-4	AMD	02/01/2007	2006-23/35
	29207	R315-306-2	AMD	02/01/2007	2006-23/37
	29208	R315-308	AMD	02/01/2007	2006-23/38
	29716	R315-308-2	NSC	04/12/2007	Not Printed
	29209	R315-309	AMD	02/01/2007	2006-23/43
	29210	R315-310	AMD	02/01/2007	2006-23/46
	29211	R315-311	AMD	02/01/2007	2006-23/50
	29511	R315-311-1	NSC	02/28/2007	Not Printed
	29212	R315-312	AMD	02/01/2007	2006-23/52
	29768	R315-312-3	NSC	04/12/2007	Not Printed
	29213	R315-313-2	AMD	02/01/2007	2006-23/54
	29214	R315-314-3	AMD	02/01/2007	2006-23/56
	29425	R315-315-2	NSC	02/13/2007	Not Printed
	29215	R315-316	AMD	02/01/2007	2006-23/58
	29216	R315-317	AMD	02/01/2007	2006-23/60
	29217	R315-318-1	AMD	02/01/2007	2006-23/61
	29218	R315-320	AMD	02/01/2007	2006-23/62
	29510	R315-320-4	NSC	02/28/2007	Not Printed
<u>solvent</u>					
Environmental Quality, Air Quality	29010	R307-341	AMD	01/16/2007	2006-19/59
	29670	R307-341	5YR	03/15/2007	2007-7/166
<u>solvent cleaning</u>					
Environmental Quality, Air Quality	29668	R307-335	5YR	03/15/2007	2007-7/165
	29008	R307-335	AMD	01/16/2007	2006-19/49
<u>source development</u>					
Environmental Quality, Drinking Water	29777	R309-515	5YR	04/02/2007	2007-8/124
<u>source maintenance</u>					
Environmental Quality, Drinking Water	29777	R309-515	5YR	04/02/2007	2007-8/124
<u>sovereign lands</u>					
Natural Resources, Forestry, Fire and State Lands	29765	R652-70	5YR	04/02/2007	2007-8/135
<u>spas</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	29717	R392-302	AMD	05/31/2007	2007-8/55
	29720	R392-302	5YR	03/22/2007	2007-8/130
<u>special education</u>					
Education, Administration	30423	R277-750	5YR	09/06/2007	Not Printed
<u>special events</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	29925	R392-400	5YR	05/08/2007	2007-11/85
<u>special fuel</u>					
Tax Commission, Auditing	29556	R865-4D	5YR	02/26/2007	2007-6/48

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>special income group</u> Health, Health Care Financing, Coverage and Reimbursement Policy	29676	R414-307	NEW	05/15/2007	2007-7/65
<u>speech-language pathology</u> Commerce, Occupational and Professional Licensing	29471	R156-41	5YR	02/01/2007	2007-4/57
<u>sponsors</u> Corrections, Administration	29463	R251-306	5YR	01/31/2007	2007-4/58
<u>sportsmen</u> Natural Resources, Wildlife Resources	30071	R657-41	AMD	08/07/2007	2007-13/117
<u>spousal notification</u> Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health	29979	R388-803	5YR	05/29/2007	2007-12/61
<u>stabilization</u> Environmental Quality, Drinking Water	29780	R309-535	5YR	04/02/2007	2007-8/125
<u>stack height</u> Environmental Quality, Air Quality	30189	R307-410	5YR	07/13/2007	2007-15/65
<u>STAR</u> Science Technology and Research Governing Auth., Administration	29298	R856-1	NEW	04/04/2007	2006-24/35
	29375	R856-1-6	AMD	04/04/2007	2007-2/113
	29299	R856-2	NEW	04/04/2007	2006-24/37
<u>state buildings</u> Capitol Preservation Board (State), Administration	29952	R131-3	5YR	05/16/2007	2007-12/60
<u>state employees</u> Administrative Services, Finance	29910	R25-7	AMD	07/03/2007	2007-10/3
	29953	R25-7-6	AMD	08/20/2007	2007-12/6
Human Resource Management, Administration	29886	R477-5	AMD	07/01/2007	2007-10/53
	30055	R477-5	5YR	06/09/2007	2007-13/147
<u>state fleet information system</u> Administrative Services, Fleet Operations	29457	R27-5	5YR	01/29/2007	2007-4/54
<u>state HEAT office records</u> Community and Culture, Home Energy Assistance Target (HEAT)	30130	R195-7	5YR	06/25/2007	2007-14/46
	29987	R195-7	NSC	06/25/2007	Not Printed
<u>state property</u> Administrative Services, Fleet Operations, Surplus Property	29550	R28-1	5YR	02/26/2007	2007-6/36
<u>state records committee</u> Administrative Services, Records Committee	29081	R35-2-2	AMD	01/05/2007	2006-20/2
<u>stationary sources</u> Environmental Quality, Air Quality	29228	R307-210	AMD	03/15/2007	2006-23/8

<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>stipends</u> Education, Administration	29934	R277-603	AMD	07/09/2007	2007-11/21
<u>storage tanks</u> Environmental Quality, Drinking Water	29782	R309-545	5YR	04/02/2007	2007-8/126
<u>stoves</u> Environmental Quality, Air Quality	29798	R307-122	REP	07/13/2007	2007-9/17
	29322	R307-122	NSC	07/13/2007	Not Printed
<u>student eligibility</u> Workforce Services, Unemployment Insurance	30141	R994-403	5YR	06/26/2007	2007-14/60
<u>student records</u> Education, Administration	30403	R277-103	5YR	09/06/2007	Not Printed
<u>students</u> Education, Administration	30408	R277-401	5YR	09/06/2007	Not Printed
	29936	R277-611	REP	07/09/2007	2007-11/24
	30422	R277-713	5YR	09/06/2007	Not Printed
	30098	R277-713	AMD	08/07/2007	2007-13/47
<u>students at risk</u> Education, Administration	29931	R277-464	AMD	07/09/2007	2007-11/15
<u>students' rights</u> Education, Administration	30419	R277-608	5YR	09/06/2007	Not Printed
<u>substance abuse</u> Human Services, Substance Abuse and Mental Health	30038	R523-20	5YR	06/05/2007	2007-13/153
	29246	R523-20-2	AMD	01/30/2007	2006-24/31
	28928	R523-23	CPR	01/30/2007	2006-24/43
	28928	R523-23	AMD	01/30/2007	2006-17/43
	30122	R523-23	5YR	06/22/2007	2007-14/49
<u>supervision</u> Corrections, Administration	30040	R251-401	5YR	06/07/2007	2007-13/143
<u>supplies</u> Education, Administration	29691	R277-459	AMD	05/09/2007	2007-7/12
	30088	R277-459	AMD	08/07/2007	2007-13/14
<u>supported employment</u> Human Services, Services for People with Disabilities	30116	R539-9	EMR	07/01/2007	2007-14/39
<u>surface coating</u> Environmental Quality, Air Quality	29009	R307-340	CPR	03/09/2007	2007-3/46
	29669	R307-340	5YR	03/15/2007	2007-7/165
	29009	R307-340	AMD	03/09/2007	2006-19/52
	29151	R307-340-1	NSC	03/09/2007	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>surface water treatment</u>					
Environmental Quality, Drinking Water	29775	R309-505	5YR	04/02/2007	2007-8/123
<u>surface water treatment plant monitoring</u>					
Environmental Quality, Drinking Water	29366	R309-215	AMD	03/06/2007	2007-2/63
	29645	R309-215	AMD	05/14/2007	2007-7/34
<u>surveyors</u>					
Commerce, Occupational and Professional Licensing	29355	R156-22	AMD	02/22/2007	2007-2/3
<u>surveys</u>					
Environmental Quality, Radiation Control	29310	R313-35	NSC	03/05/2007	Not Printed
	29595	R313-35	5YR	03/05/2007	2007-7/169
	29336	R313-36	AMD	03/16/2007	2007-1/15
Natural Resources, Forestry, Fire and State Lands	29767	R652-40	5YR	04/02/2007	2007-8/134
School and Institutional Trust Lands, Administration	30151	R850-40	5YR	06/27/2007	2007-14/56
<u>suspensions</u>					
Natural Resources, Wildlife Resources	30077	R657-26	AMD	08/07/2007	2007-13/98
<u>system</u>					
Public Safety, Fire Marshal	30007	R710-7	5YR	05/31/2007	2007-12/67
<u>tailings</u>					
Environmental Quality, Radiation Control	30434	R313-24	5YR	09/07/2007	Not Printed
<u>tax credits</u>					
Natural Resources, Geological Survey	30103	R638-2	NEW	08/31/2007	2007-13/58
<u>tax exemptions</u>					
Environmental Quality, Air Quality	29327	R307-120	AMD	03/09/2007	2007-1/7
	29653	R307-120	5YR	03/15/2007	2007-7/155
	29321	R307-121	NSC	07/13/2007	Not Printed
	30184	R307-121	5YR	07/13/2007	2007-15/62
	29797	R307-121	R&R	07/13/2007	2007-9/14
	29798	R307-122	REP	07/13/2007	2007-9/17
	29322	R307-122	NSC	07/13/2007	Not Printed
Environmental Quality, Water Quality	29326	R317-12	NEW	03/09/2007	2007-1/21
Tax Commission, Auditing	29641	R865-19S	5YR	03/13/2007	2007-7/191
	30137	R865-19S-38	AMD	08/21/2007	2007-14/36
	29942	R865-19S-58	AMD	07/16/2007	2007-11/78
<u>tax returns</u>					
Tax Commission, Auditing	29712	R865-9I	5YR	03/20/2007	2007-8/142
	29320	R865-9I-32	AMD	02/12/2007	2007-1/42
	29786	R865-9I-42	NSC	04/12/2007	Not Printed
	29315	R865-9I-49	AMD	02/12/2007	2007-1/43
	29314	R865-9I-52	AMD	02/12/2007	2007-1/44
	29436	R865-9I-53	AMD	04/16/2007	2007-4/41

<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>taxation</u>					
Tax Commission, Administration	29713	R861-1A	5YR	03/20/2007	2007-8/139
	29324	R861-1A-19	AMD	02/12/2007	2007-1/41
	29941	R861-1A-41	AMD	07/16/2007	2007-11/76
Tax Commission, Auditing	29714	R865-3C	5YR	03/21/2007	2007-8/142
	29556	R865-4D	5YR	02/26/2007	2007-6/48
	29624	R865-6F	5YR	03/08/2007	2007-7/187
	29323	R865-6F-30	AMD	02/12/2007	2007-1/41
	29437	R865-6F-37	AMD	04/16/2007	2007-4/40
	29705	R865-12L	5YR	03/16/2007	2007-8/144
	29628	R865-13G	5YR	03/09/2007	2007-7/190
	29707	R865-14W	5YR	03/19/2007	2007-8/146
	29708	R865-15O	5YR	03/19/2007	2007-8/146
	29709	R865-20T	5YR	03/19/2007	2007-8/147
	29943	R865-20T-2	AMD	07/16/2007	2007-11/79
	29929	R865-20T-6	NSC	05/31/2007	Not Printed
	29643	R865-20T-12	NSC	03/29/2007	Not Printed
	29325	R865-20T-12	AMD	02/12/2007	2007-1/45
Tax Commission, Motor Vehicle	29631	R873-22M	5YR	03/12/2007	2007-7/194
Tax Commission, Motor Vehicle Enforcement	29651	R877-23V	5YR	03/14/2007	2007-7/196
	29940	R877-23V-4	AMD	07/16/2007	2007-11/80
	29938	R877-23V-8	AMD	07/16/2007	2007-11/81
	29930	R877-23V-14	AMD	07/16/2007	2007-11/82
Tax Commission, Property Tax	29630	R884-24P	5YR	03/12/2007	2007-7/197
	29223	R884-24P-19	AMD	01/12/2007	2006-23/83
	29928	R884-24P-68	AMD	07/16/2007	2007-11/83
<u>taxes</u>					
Insurance, Administration	29684	R590-157	AMD	06/13/2007	2007-7/71
<u>teacher</u>					
Education, Administration	29305	R277-511	NEW	01/23/2007	2006-24/7
<u>teacher certification</u>					
Education, Administration	30416	R277-505	5YR	09/06/2007	Not Printed
	29477	R277-505	AMD	03/27/2007	2007-4/13
	29737	R277-505-5	NSC	04/12/2007	Not Printed
	29748	R277-519	5YR	03/29/2007	2007-8/122
Public Safety, Driver License	29729	R708-27	5YR	03/23/2007	2007-8/139
<u>teachers</u>					
Education, Administration	30088	R277-459	AMD	08/07/2007	2007-13/14
	29691	R277-459	AMD	05/09/2007	2007-7/12
	29749	R277-503	5YR	03/29/2007	2007-8/121
	29692	R277-503	AMD	05/09/2007	2007-7/14
	30419	R277-608	5YR	09/06/2007	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>technical education</u> Education, Administration	30424	R277-911	5YR	09/06/2007	Not Printed
<u>technology funding</u> Science Technology and Research Governing Auth., Administration	29298 29375	R856-1 R856-1-6	NEW AMD	04/04/2007 04/04/2007	2006-24/35 2007-2/113
<u>telecommunications</u> Public Service Commission, Administration	29428 29626 29627	R746-348 R746-349 R746-351	5YR 5YR 5YR	01/22/2007 03/08/2007 03/09/2007	2007-4/67 2007-7/186 2007-7/187
<u>telecommuting</u> Human Resource Management, Administration	29889 30059	R477-8 R477-8	AMD 5YR	07/01/2007 06/09/2007	2007-10/64 2007-13/148
<u>telephone</u> Commerce, Consumer Protection	29379 29594	R152-26 R152-26	AMD 5YR	02/23/2007 03/05/2007	2007-2/3 2007-7/149
<u>telephone utility regulation</u> Public Service Commission, Administration	29428	R746-348	5YR	01/22/2007	2007-4/67
<u>temporary mass gatherings</u> Health, Epidemiology and Laboratory Services, Environmental Services	29925	R392-400	5YR	05/08/2007	2007-11/85
<u>terminally ill</u> Natural Resources, Wildlife Resources	29920	R657-30	5YR	05/07/2007	2007-11/88
<u>textbooks</u> Education, Administration	30413	R277-433	5YR	09/06/2007	Not Printed
<u>time</u> Labor Commission, Adjudication Labor Commission, Antidiscrimination and Labor, Labor Labor Commission, Industrial Accidents	30317 30008 30320 30319	R602-1 R610-1-3 R612-1 R612-1-3	5YR AMD 5YR NSC	08/15/2007 09/08/2007 08/15/2007 08/31/2007	2007-17/61 2007-12/41 2007-17/62 Not Printed
<u>tires</u> Transportation, Motor Carrier, Ports of Entry Transportation, Operations, Traffic and Safety	29426 30303	R912-76 R920-6	5YR 5YR	01/19/2007 08/13/2007	2007-4/68 2007-17/66
<u>title escrow charges</u> Insurance, Title and Escrow Commission	29725	R592-4-5	NSC	04/12/2007	Not Printed
<u>title insurance</u> Insurance, Administration	30080	R590-153-6	AMD	08/08/2007	2007-13/53
<u>tobacco products</u> Tax Commission, Auditing	29709 29943	R865-20T R865-20T-2	5YR AMD	03/19/2007 07/16/2007	2007-8/147 2007-11/79

<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>
	29929	R865-20T-6	NSC	05/31/2007	Not Printed
	29643	R865-20T-12	NSC	03/29/2007	Not Printed
	29325	R865-20T-12	AMD	02/12/2007	2007-1/45
<u>towing</u>					
Transportation, Motor Carrier	29341	R909-19	AMD	02/08/2007	2007-1/46
<u>traffic control</u>					
Transportation, Operations, Traffic and Safety	30002	R920-1	NSC	08/13/2007	Not Printed
	30306	R920-1	5YR	08/13/2007	2007-17/64
	30301	R920-5	5YR	08/10/2007	2007-17/66
<u>traffic safety</u>					
Transportation, Operations, Traffic and Safety	30301	R920-5	5YR	08/10/2007	2007-17/66
<u>traffic signs</u>					
Transportation, Operations, Traffic and Safety	30301	R920-5	5YR	08/10/2007	2007-17/66
<u>traffic violations</u>					
Public Safety, Driver License	29590	R708-3	5YR	03/02/2007	2007-7/184
<u>training programs</u>					
Human Resource Management, Administration	30050	R477-10	5YR	06/09/2007	2007-13/150
	29891	R477-10	AMD	07/01/2007	2007-10/70
Public Safety, Driver License	29727	R708-21	5YR	03/23/2007	2007-8/137
Workforce Services, Administration	30140	R982-601	5YR	06/26/2007	2007-14/60
<u>tramways</u>					
Transportation, Operations, Traffic and Safety	29340	R920-50-1	AMD	02/13/2007	2007-1/50
<u>tramway permits</u>					
Transportation, Operations, Traffic and Safety	30304	R920-50	5YR	08/13/2007	2007-17/67
	29340	R920-50-1	AMD	02/13/2007	2007-1/50
<u>tramways</u>					
Transportation, Operations, Traffic and Safety	30304	R920-50	5YR	08/13/2007	2007-17/67
<u>transfer</u>					
Technology Services, Administration	29978	R895-3	5YR	05/29/2007	2007-12/68
<u>transmission and distribution pipelines</u>					
Environmental Quality, Drinking Water	29783	R309-550	5YR	04/02/2007	2007-8/126
<u>transportation</u>					
Administrative Services, Finance	29910	R25-7	AMD	07/03/2007	2007-10/3
	29953	R25-7-6	AMD	08/20/2007	2007-12/6
Transportation, Administration	29182	R907-66	AMD	01/03/2007	2006-22/50
Transportation, Motor Carrier	29338	R909-1-1	AMD	02/08/2007	2007-1/45
Transportation, Program Development	29455	R926-4	NEW	03/26/2007	2007-4/43
	29358	R926-6	AMD	02/22/2007	2007-2/114

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>transportation corridor preservation revolving loan fund</u>					
Transportation, Program Development	29358	R926-6	AMD	02/22/2007	2007-2/114
<u>transportation planning</u>					
Transportation, Program Development	29358	R926-6	AMD	02/22/2007	2007-2/114
<u>transportation safety</u>					
Transportation, Operations, Traffic and Safety	30304	R920-50	5YR	08/13/2007	2007-17/67
	29340	R920-50-1	AMD	02/13/2007	2007-1/50
<u>trauma</u>					
Health, Health Systems Improvement, Emergency Medical Services	30205	R426-5	5YR	07/18/2007	2007-16/70
<u>travel funds</u>					
Human Services, Aging and Adult Services	30350	R510-111	5YR	08/21/2007	2007-18/80
<u>trees</u>					
Natural Resources, Forestry, Fire and State Lands	29800	R652-130	NSC	04/03/2007	Not Printed
<u>trip reduction</u>					
Environmental Quality, Air Quality	29002	R307-320	AMD	03/09/2007	2006-19/32
	29002	R307-320	CPR	03/09/2007	2007-3/40
	29663	R307-320	5YR	03/15/2007	2007-7/160
<u>trucking industries</u>					
Tax Commission, Auditing	29624	R865-6F	5YR	03/08/2007	2007-7/187
	29323	R865-6F-30	AMD	02/12/2007	2007-1/41
	29437	R865-6F-37	AMD	04/16/2007	2007-4/40
<u>trucks</u>					
Transportation, Motor Carrier	29338	R909-1-1	AMD	02/08/2007	2007-1/45
	29341	R909-19	AMD	02/08/2007	2007-1/46
Transportation, Motor Carrier, Ports of Entry	30009	R912-9	AMD	07/27/2007	2007-12/42
<u>trust land management</u>					
School and Institutional Trust Lands, Administration	30150	R850-30	5YR	06/27/2007	2007-14/56
<u>tuberculosis</u>					
Health, Epidemiology and Laboratory Services; HIV/AIDS, Tuberculosis Control/Refugee Health	29980	R388-804	5YR	05/29/2007	2007-12/61
	29911	R388-804	AMD	07/16/2007	2007-11/27
<u>UMAP</u>					
Health, Health Care Financing, Medical Assistance Program	29909	R420-1	REP	07/01/2007	2007-10/40
<u>underground storage tanks</u>					
Environmental Quality, Environmental Response and Remediation	29838	R311-200	5YR	04/18/2007	2007-10/112
	29567	R311-200	NSC	04/18/2007	Not Printed
	29839	R311-201	5YR	04/18/2007	2007-10/113
	29568	R311-201	NSC	04/18/2007	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>
	29840	R311-202	5YR	04/18/2007	2007-10/114
	29569	R311-202	NSC	04/18/2007	Not Printed
	29570	R311-203	NSC	04/18/2007	Not Printed
	29841	R311-203	5YR	04/18/2007	2007-10/114
	29571	R311-204	NSC	04/18/2007	Not Printed
	29842	R311-204	5YR	04/18/2007	2007-10/115
	29843	R311-205	5YR	04/18/2007	2007-10/116
	29572	R311-205	NSC	04/18/2007	Not Printed
	29844	R311-206	5YR	04/18/2007	2007-10/116
	29573	R311-206	NSC	04/18/2007	Not Printed
	29845	R311-207	5YR	04/18/2007	2007-10/117
	29574	R311-207	NSC	04/18/2007	Not Printed
	29575	R311-208	NSC	04/18/2007	Not Printed
	29846	R311-208	5YR	04/18/2007	2007-10/118
	29576	R311-209	NSC	04/18/2007	Not Printed
	29847	R311-209	5YR	04/18/2007	2007-10/118
	29577	R311-210	NSC	04/18/2007	Not Printed
	29848	R311-210	5YR	04/18/2007	2007-10/119
	29578	R311-211	NSC	04/18/2007	Not Printed
	29849	R311-211	5YR	04/18/2007	2007-10/119
	29850	R311-212	5YR	04/18/2007	2007-10/120
	29579	R311-212	NSC	04/18/2007	Not Printed
<u>unemployed workers</u>					
Workforce Services, Administration	30140	R982-601	5YR	06/26/2007	2007-14/60
<u>unemployment</u>					
Human Services, Recovery Services	30396	R527-412	5YR	09/05/2007	Not Printed
<u>unemployment compensation</u>					
Workforce Services, Unemployment Insurance	29954	R994-102	5YR	05/16/2007	2007-12/68
	29955	R994-106	5YR	05/17/2007	2007-12/69
	29678	R994-202	R&R	07/01/2007	2007-7/90
	29680	R994-204	R&R	07/01/2007	2007-7/96
	29681	R994-205	R&R	07/01/2007	2007-7/103
	29682	R994-206	R&R	07/01/2007	2007-7/107
	29685	R994-208	R&R	07/01/2007	2007-7/111
	29686	R994-302	R&R	07/01/2007	2007-7/115
	29687	R994-303	R&R	07/01/2007	2007-7/118
	29956	R994-303	5YR	05/17/2007	2007-12/69
	29688	R994-305	R&R	07/01/2007	2007-7/122
	29743	R994-306-202	NSC	04/12/2007	Not Printed
	29689	R994-308	R&R	07/01/2007	2007-7/125
	29697	R994-309	AMD	07/01/2007	2007-7/127
	29695	R994-310	R&R	07/01/2007	2007-7/128
	29698	R994-311	AMD	07/01/2007	2007-7/130
	29699	R994-312	AMD	07/01/2007	2007-7/132

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>
	29959	R994-401	5YR	05/17/2007	2007-12/70
	29958	R994-402	5YR	05/17/2007	2007-12/70
	30141	R994-403	5YR	06/26/2007	2007-14/60
	29962	R994-404	5YR	05/22/2007	2007-12/71
	29855	R994-405	AMD	08/08/2007	2007-10/88
	30142	R994-405	5YR	06/26/2007	2007-14/61
	30104	R994-405-3	AMD	08/08/2007	2007-13/135
	29963	R994-406	5YR	05/22/2007	2007-12/71
	30285	R994-508-401	NSC	08/31/2007	Not Printed
<u>Uranium mills</u>					
Environmental Quality, Radiation Control	30434	R313-24	5YR	09/07/2007	Not Printed
<u>utilities</u>					
Public Service Commission, Administration	29377	R746-430	CPR	05/17/2007	2007-7/145
	29377	R746-430	NEW	05/17/2007	2007-2/109
	30114	R746-430	AMD	08/28/2007	2007-14/31
<u>utility</u>					
Public Service Commission, Administration	29376	R746-420	NEW	05/17/2007	2007-2/102
<u>vacations</u>					
Human Resource Management, Administration	29888	R477-7	AMD	07/01/2007	2007-10/57
	30161	R477-7	5YR	06/29/2007	2007-14/47
<u>vehicle maintenance</u>					
Administrative Services, Fleet Operations	29534	R27-8	5YR	02/21/2007	2007-6/36
<u>vehicle replacement</u>					
Administrative Services, Fleet Operations	30212	R27-4	5YR	07/25/2007	2007-16/57
<u>vendor approval</u>					
Administrative Services, Fleet Operations	29534	R27-8	5YR	02/21/2007	2007-6/36
<u>ventilation</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	29856	R392-510	5YR	04/23/2007	2007-10/124
<u>veterinarians</u>					
Environmental Quality, Radiation Control	29595	R313-35	5YR	03/05/2007	2007-7/169
	29310	R313-35	NSC	03/05/2007	Not Printed
<u>veterinary medicine</u>					
Commerce, Occupational and Professional Licensing	29472	R156-28	5YR	02/01/2007	2007-4/57
<u>victim compensation</u>					
Crime Victim Reparations, Administration	29753	R270-1	AMD	05/22/2007	2007-8/41
	29220	R270-1-26	AMD	01/10/2007	2006-23/6
<u>victims of crimes</u>					
Crime Victim Reparations, Administration	29753	R270-1	AMD	05/22/2007	2007-8/41
	29220	R270-1-26	AMD	01/10/2007	2006-23/6
	30218	R671-203	5YR	07/25/2007	2007-16/75

<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>violations</u> Natural Resources, Wildlife Resources	30077	R657-26	AMD	08/07/2007	2007-13/98
<u>visibility</u> Environmental Quality, Air Quality	30188	R307-406	5YR	07/13/2007	2007-15/64
<u>visitation</u> Corrections, Administration	29462	R251-305	5YR	01/31/2007	2007-4/58
<u>volunteer</u> Human Services, Aging and Adult Services	30350	R510-111	5YR	08/21/2007	2007-18/80
<u>vulnerable adults</u> Human Services, Aging and Adult Services	30352	R510-302	5YR	08/21/2007	2007-18/81
<u>wages</u> Human Services, Recovery Services	30429	R527-300	5YR	09/07/2007	Not Printed
Labor Commission, Antidiscrimination and Labor, Labor	30008	R610-1-3	AMD	09/08/2007	2007-12/41
Workforce Services, Unemployment Insurance	29685	R994-208	R&R	07/01/2007	2007-7/111
<u>waiver of basic training</u> Public Safety, Peace Officer Standards and Training	29561	R728-407	5YR	02/26/2007	2007-6/44
<u>waivers</u> Health, Health Care Financing, Coverage and Reimbursement Policy	29676	R414-307	NEW	05/15/2007	2007-7/65
<u>waste disposal</u> Environmental Quality, Solid and Hazardous Waste	29202	R315-301	AMD	02/01/2007	2006-23/17
	30163	R315-301-2	NSC	07/11/2007	Not Printed
	29509	R315-301-5	NSC	02/28/2007	Not Printed
	29203	R315-302	AMD	02/01/2007	2006-23/22
	29204	R315-303	AMD	02/01/2007	2006-23/28
	29754	R315-304	5YR	03/30/2007	2007-8/128
	29205	R315-304	AMD	02/01/2007	2006-23/33
	29566	R315-305-4	NSC	03/09/2007	Not Printed
	29206	R315-305-4	AMD	02/01/2007	2006-23/35
	29207	R315-306-2	AMD	02/01/2007	2006-23/37
	29208	R315-308	AMD	02/01/2007	2006-23/38
	29716	R315-308-2	NSC	04/12/2007	Not Printed
	29209	R315-309	AMD	02/01/2007	2006-23/43
	29210	R315-310	AMD	02/01/2007	2006-23/46
	29211	R315-311	AMD	02/01/2007	2006-23/50
	29511	R315-311-1	NSC	02/28/2007	Not Printed
	29212	R315-312	AMD	02/01/2007	2006-23/52
	29768	R315-312-3	NSC	04/12/2007	Not Printed
	29213	R315-313-2	AMD	02/01/2007	2006-23/54
	29214	R315-314-3	AMD	02/01/2007	2006-23/56
	29425	R315-315-2	NSC	02/13/2007	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>
	29215	R315-316	AMD	02/01/2007	2006-23/58
	29216	R315-317	AMD	02/01/2007	2006-23/60
	29217	R315-318-1	AMD	02/01/2007	2006-23/61
	29218	R315-320	AMD	02/01/2007	2006-23/62
	29510	R315-320-4	NSC	02/28/2007	Not Printed
Environmental Quality, Water Quality	29186	R317-1-2	AMD	01/19/2007	2006-22/21
	29098	R317-1-7	AMD	01/19/2007	2006-20/54
<u>waste to energy plant</u>					
Environmental Quality, Air Quality	29658	R307-223	5YR	03/15/2007	2007-7/158
<u>waste water</u>					
Environmental Quality, Water Quality	29296	R317-11	AMD	01/26/2007	2006-24/26
<u>water conservation</u>					
Environmental Quality, Drinking Water	29776	R309-510	5YR	04/02/2007	2007-8/123
<u>water hauling</u>					
Environmental Quality, Drinking Water	29783	R309-550	5YR	04/02/2007	2007-8/126
<u>water policy</u>					
Natural Resources, Oil, Gas and Mining; Abandoned Mine Reclamation	29602	R643-879	5YR	03/07/2007	2007-7/173
<u>water pollution</u>					
Environmental Quality, Water Quality	29186	R317-1-2	AMD	01/19/2007	2006-22/21
	29098	R317-1-7	AMD	01/19/2007	2006-20/54
<u>water pollution equipment</u>					
Environmental Quality, Water Quality	29326	R317-12	NEW	03/09/2007	2007-1/21
<u>water quality</u>					
Environmental Quality, Drinking Water	29650	R309-225	NSC	03/29/2007	Not Printed
	29368	R309-225	AMD	03/06/2007	2007-2/89
Environmental Quality, Water Quality	29294	R317-6	AMD	01/23/2007	2006-24/23
	29185	R317-6-6	AMD	01/19/2007	2006-22/23
<u>water rights procedures</u>					
Natural Resources, Water Rights	30181	R655-2	5YR	07/12/2007	2007-15/69
<u>water slides</u>					
Health, Epidemiology and Laboratory Services, Environmental Services	29717	R392-302	AMD	05/31/2007	2007-8/55
	29720	R392-302	5YR	03/22/2007	2007-8/130
<u>water system rating</u>					
Environmental Quality, Drinking Water	29363	R309-150	AMD	03/06/2007	2007-2/31
<u>waterfowl</u>					
Natural Resources, Wildlife Resources	30065	R657-9	AMD	08/07/2007	2007-13/88
<u>watershed management</u>					
Environmental Quality, Drinking Water	29369	R309-105	AMD	03/06/2007	2007-2/15
	29646	R309-105	AMD	05/14/2007	2007-7/20
	29036	R309-105-9	AMD	01/01/2007	2006-19/68

<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>weapons</u> Human Services, Juvenile Justice Services	29897	R547-14	5YR	04/30/2007	2007-10/128
<u>welfare</u> Human Services, Recovery Services	30390	R527-3	5YR	09/04/2007	Not Printed
<u>wild turkey</u> Natural Resources, Wildlife Resources	30074	R657-54	AMD	08/07/2007	2007-13/125
<u>wildland urban interface</u> Natural Resources, Forestry, Fire and State Lands	29467	R652-122-300	NSC	02/13/2007	Not Printed
	29170	R652-122-300	AMD	01/03/2007	2006-22/40
<u>wildlife</u> Natural Resources, Wildlife Resources	29922	R657-2	5YR	05/07/2007	2007-11/86
	29996	R657-4	5YR	05/31/2007	2007-12/66
	29351	R657-5	AMD	02/07/2007	2007-1/25
	30063	R657-5	AMD	08/07/2007	2007-13/84
	29923	R657-5	AMD	07/09/2007	2007-11/75
	29502	R657-5-43	AMD	04/09/2007	2007-5/17
	30064	R657-6	AMD	08/07/2007	2007-13/86
	30065	R657-9	AMD	08/07/2007	2007-13/88
	30066	R657-10	AMD	08/07/2007	2007-13/90
	30435	R657-12	5YR	09/10/2007	Not Printed
	29637	R657-12	AMD	05/08/2007	2007-7/73
	30067	R657-13	AMD	08/07/2007	2007-13/93
	30068	R657-17	AMD	08/07/2007	2007-13/95
	29328	R657-17-3	AMD	02/07/2007	2007-1/34
	30083	R657-18	REP	08/07/2007	2007-13/97
	30035	R657-18	NSC	08/07/2007	Not Printed
	29401	R657-20	AMD	03/12/2007	2007-3/19
	29398	R657-20	5YR	01/10/2007	2007-3/66
	29921	R657-22	5YR	05/07/2007	2007-11/87
	29635	R657-22-3	AMD	05/08/2007	2007-7/75
	30077	R657-26	AMD	08/07/2007	2007-13/98
	29794	R657-27	5YR	04/04/2007	2007-9/45
	29636	R657-27	AMD	05/08/2007	2007-7/76
	30036	R657-28	NSC	08/14/2007	Not Printed
	30084	R657-28	AMD	08/07/2007	2007-13/101
	30313	R657-28	5YR	08/14/2007	2007-17/63
	29920	R657-30	5YR	05/07/2007	2007-11/88
	30069	R657-33	AMD	08/07/2007	2007-13/111
	29402	R657-33	AMD	03/12/2007	2007-3/24
	29329	R657-38	AMD	02/07/2007	2007-1/35
	30070	R657-38	AMD	08/07/2007	2007-13/113
	30071	R657-41	AMD	08/07/2007	2007-13/117
	29201	R657-41-2	AMD	01/09/2007	2006-23/69

RULES INDEX

<u>KEYWORD</u> <u>AGENCY</u>	FILE NUMBER	CODE REFERENCE	ACTION	EFFECTIVE DATE	BULLETIN ISSUE/PAGE
	29330	R657-42	AMD	02/07/2007	2007-1/37
	30076	R657-42	AMD	08/07/2007	2007-13/118
	29639	R657-43	5YR	03/13/2007	2007-7/183
	30072	R657-43	AMD	08/07/2007	2007-13/120
	29704	R657-43	NSC	04/12/2007	Not Printed
	29580	R657-43	NSC	03/13/2007	Not Printed
	30109	R657-44	5YR	06/20/2007	2007-14/51
	30073	R657-44	AMD	08/07/2007	2007-13/122
	29638	R657-44-6	AMD	05/08/2007	2007-7/79
	29349	R657-49	REP	02/07/2007	2007-1/39
	29165	R657-49	NSC	02/07/2007	Not Printed
	29795	R657-50	5YR	04/04/2007	2007-9/45
	29703	R657-50	NSC	04/12/2007	Not Printed
	29530	R657-51	REP	04/23/2007	2007-6/27
	29536	R657-51	NSC	04/23/2007	Not Printed
	29751	R657-53	AMD	05/22/2007	2007-8/92
	30074	R657-54	AMD	08/07/2007	2007-13/125
	30075	R657-55	AMD	08/07/2007	2007-13/128
	30078	R657-56	AMD	08/07/2007	2007-13/130
<u>wildlife conservation</u>					
Natural Resources, Wildlife Resources	30070	R657-38	AMD	08/07/2007	2007-13/113
	29329	R657-38	AMD	02/07/2007	2007-1/35
<u>wildlife law</u>					
Natural Resources, Wildlife Resources	30435	R657-12	5YR	09/10/2007	Not Printed
	29637	R657-12	AMD	05/08/2007	2007-7/73
	30067	R657-13	AMD	08/07/2007	2007-13/93
	29921	R657-22	5YR	05/07/2007	2007-11/87
	29635	R657-22-3	AMD	05/08/2007	2007-7/75
	29636	R657-27	AMD	05/08/2007	2007-7/76
	29794	R657-27	5YR	04/04/2007	2007-9/45
<u>wildlife permits</u>					
Natural Resources, Wildlife Resources	30071	R657-41	AMD	08/07/2007	2007-13/117
	29201	R657-41-2	AMD	01/09/2007	2006-23/69
	29530	R657-51	REP	04/23/2007	2007-6/27
	29536	R657-51	NSC	04/23/2007	Not Printed
	30075	R657-55	AMD	08/07/2007	2007-13/128
<u>withholding tax</u>					
Tax Commission, Auditing	29707	R865-14W	5YR	03/19/2007	2007-8/146
<u>witness fees</u>					
Labor Commission, Adjudication	30317	R602-1	5YR	08/15/2007	2007-17/61
<u>women</u>					
Health, Community and Family Health Services, WIC Services	29878	R406-100	5YR	04/27/2007	2007-10/124
	29879	R406-200	5YR	04/27/2007	2007-10/125

<u>KEYWORD AGENCY</u>	<u>FILE NUMBER</u>	<u>CODE REFERENCE</u>	<u>ACTION</u>	<u>EFFECTIVE DATE</u>	<u>BULLETIN ISSUE/PAGE</u>
	29880	R406-201	5YR	04/27/2007	2007-10/126
	29876	R406-202	5YR	04/27/2007	2007-10/126
	29877	R406-301	5YR	04/27/2007	2007-10/127
<u>wood</u>					
Natural Resources, Wildlife Resources	30083	R657-18	REP	08/07/2007	2007-13/97
	30035	R657-18	NSC	08/07/2007	Not Printed
<u>wood furniture</u>					
Environmental Quality, Air Quality	29012	R307-343	AMD	03/09/2007	2006-19/63
	29012	R307-343	CPR	03/09/2007	2007-3/51
	29672	R307-343	5YR	03/15/2007	2007-7/167
	29508	R307-343-6	NSC	03/09/2007	Not Printed
<u>work zone traffic control</u>					
Transportation, Operations, Traffic and Safety	30299	R920-3	5YR	08/10/2007	2007-17/65
<u>workers' compensation</u>					
Administrative Services, Risk Management	30047	R37-2	5YR	06/08/2007	2007-13/140
Labor Commission, Adjudication	30318	R602-2	5YR	08/15/2007	2007-17/62
	29957	R602-2-4	AMD	07/24/2007	2007-12/40
Labor Commission, Industrial Accidents	30320	R612-1	5YR	08/15/2007	2007-17/62
	30319	R612-1-3	NSC	08/31/2007	Not Printed
	30110	R612-2-27	NSC	07/11/2007	Not Printed
	29948	R612-2-27	AMD	07/10/2007	2007-11/71
	29124	R612-4-2	AMD	01/01/2007	2006-21/49
Workforce Services, Unemployment Insurance	29962	R994-404	5YR	05/22/2007	2007-12/71
<u>working toward employment</u>					
Workforce Services, Employment Development	29854	R986-400	AMD	07/01/2007	2007-10/85
	29976	R986-400	AMD	07/31/2007	2007-12/46
<u>x-ray</u>					
Environmental Quality, Radiation Control	30157	R313-16-230	AMD	09/14/2007	2007-14/21
<u>x-rays</u>					
Environmental Quality, Radiation Control	29334	R313-28	AMD	03/16/2007	2007-1/12
	29310	R313-35	NSC	03/05/2007	Not Printed
	29595	R313-35	5YR	03/05/2007	2007-7/169
	29335	R313-70	AMD	03/16/2007	2007-1/17
<u>youth</u>					
Human Services, Administration, Administrative Services, Licensing	29874	R501-8	NSC	05/14/2007	Not Printed
<u>youth advocate</u>					
Human Services, Child and Family Services	29387	R512-10	5YR	01/03/2007	2007-3/58