

34A-1-304 Definitions -- Rulemaking -- Electronic or similar methods of proceedings.

- (1) For purposes of this section:
 - (a) "Deliver" means to serve, file, or otherwise provide a document.
 - (b) "Document" includes a notice, order, decision, or other document that is required or permitted by a relevant statute.
 - (c) "Relevant statute" means a provision of:
 - (i) this title;
 - (ii) Title 34, Labor in General, for which the commissioner has regulatory authority;
 - (iii) Title 40, Chapter 2, Coal Mine Safety Act; or
 - (iv) Title 57, Chapter 21, Utah Fair Housing Act.
- (2)
 - (a) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the commission shall make rules governing adjudicative procedures under a relevant statute, including providing the form of a notice and the manner of serving a notice.
 - (b) Except as provided in this title and Title 63G, Chapter 4, Administrative Procedures Act, a rule made under this section is not required to conform to common law or statutory rules of evidence or other technical rules of procedure.
- (3) The rules made under this section shall protect the rights of the parties and include procedures to:
 - (a) dispose of a case informally or expedite claims adjudication;
 - (b) narrow issues; and
 - (c) simplify the methods of proof at a hearing.
- (4) The commission may by rule permit a hearing or other adjudicative proceeding to be conducted, recorded, or published by an electronic means or similar method.
- (5) Notwithstanding whether a relevant statute requires that a document be delivered by mail or otherwise, the commission may by rule, made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, permit a document to be delivered by electronic means pursuant to the rule.

Amended by Chapter 261, 2011 General Session