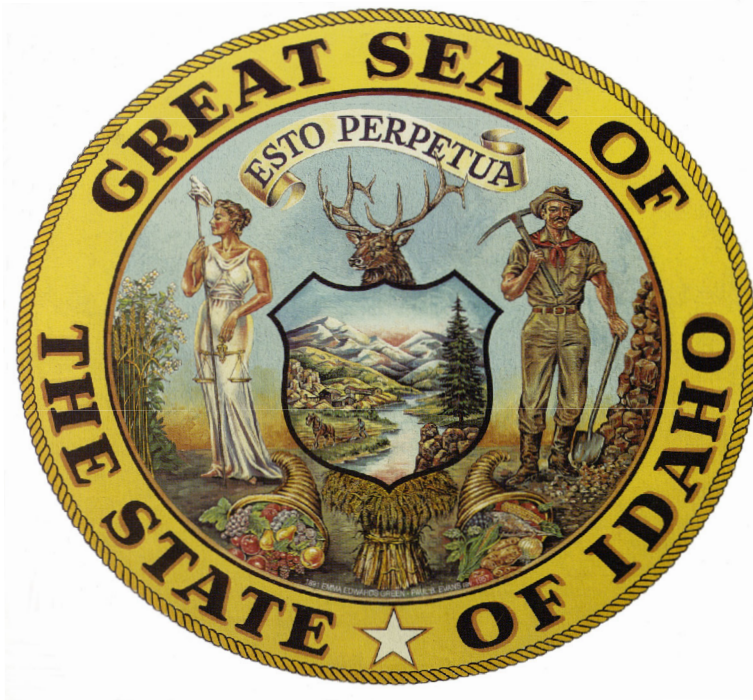


# IDAHO ADMINISTRATIVE BULLETIN

May 4, 2022 – Vol. 22-5

Office of the Governor  
Division of Financial Management  
Office of the Administrative Rules Coordinator



The Idaho Administrative Bulletin is published monthly by the Office of the Administrative Rules Coordinator, Division of Financial Management, Office of the Governor, pursuant to Title 67, Chapter 52, Idaho Code.

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# PREFACE

The Idaho Administrative Bulletin is an electronic-only, online monthly publication of the Office of the Administrative Rules Coordinator, Division of Financial Management, that is published pursuant to Section 67-5203, Idaho Code. The Bulletin is a compilation of all official rulemaking notices, official rule text, executive orders of the Governor, and all legislative documents affecting rules that are statutorily required to be published in the Bulletin. It may also include other rules-related documents an agency may want to make public through the Bulletin.

State agencies are required to provide public notice of all rulemaking actions and must invite public input. This is done through negotiated rulemaking procedures or after proposed rulemaking has been initiated. The public receives notice that an agency has initiated proposed rulemaking procedures through the Idaho Administrative Bulletin and a legal notice (Public Notice of Intent) that publishes in authorized newspapers throughout the state. The legal notice provides reasonable opportunity for the public to participate when a proposed rule publishes in the Bulletin. Interested parties may submit written comments to the agency or request public hearings of the agency, if none have been scheduled. Such submissions or requests must be presented to the agency within the time and manner specified in the individual “Notice of Rulemaking - Proposed Rule” for each proposed rule that is published in the Bulletin.

Once the comment period closes, the agency considers fully all comments and information submitted regarding the proposed rule. Changes may be made to the proposed rule at this stage of the rulemaking, but changes must be based on comments received and must be a “logical outgrowth” of the proposed rule. The agency may now adopt and publish the pending rule. A pending rule is “pending” legislative review for final approval. The pending rule is the agency’s final version of the rulemaking that will be forwarded to the legislature for review and final approval. Comment periods and public hearings are not provided for when the agency adopts a temporary or pending rule.

## CITATION TO THE IDAHO ADMINISTRATIVE BULLETIN

The Bulletin is identified by the calendar year and issue number. For example, Bulletin **19-1** refers to the first Bulletin issued in calendar year **2019**; Bulletin **20-1** refers to the first Bulletin issued in calendar year **2020**. Volume numbers, which proceed from 1 to 12 in a given year, correspond to the months of publication, i.e.; Volume No. **19-1** refers to January 2019; Volume No. **20-2** refers to February 2020; and so forth. Example: The Bulletin published in January 2019 is cited as Volume **19-1**. The December 2019 Bulletin is cited as Volume **19-12**.

## RELATIONSHIP TO THE IDAHO ADMINISTRATIVE CODE

The **Idaho Administrative Code** is an electronic-only, online compilation of all final and enforceable administrative rules of the state of Idaho that are of full force and effect. Any temporary rule that is adopted by an agency and is of force and effect is codified into the Administrative Code upon Bulletin publication. All pending rules that have been approved by the legislature during the legislative session as final rules and any temporary rules that are extended supplement the Administrative Code. These rules are codified into the Administrative Code upon becoming effective. Because proposed and pending rules are not enforceable, they are published in the Administrative Bulletin only and cannot be codified into the Administrative Code until approved as final.

To determine if a particular rule remains in effect or whether any amendments have been made to the rule, refer to the **Cumulative Rulemaking Index**. Link to it on the Administrative Rules homepage at [adminrules.idaho.gov](http://adminrules.idaho.gov).

## THE DIFFERENT RULES PUBLISHED IN THE ADMINISTRATIVE BULLETIN

Idaho’s administrative rulemaking process, governed by the Administrative Procedure Act, Title 67, Chapter 52, Idaho Code, comprises distinct rulemaking actions: negotiated, proposed, temporary, pending and final rulemaking. Not all rulemakings incorporate or require all of these actions. At a minimum, a rulemaking includes proposed, pending and final rulemaking. Many rules are adopted as temporary rules when they meet the required statutory criteria and agencies must, when feasible, engage in negotiated rulemaking at the beginning of the process to facilitate consensus building. In the majority of cases, the process begins with proposed rulemaking and ends with the final rulemaking. The following is a brief explanation of each type of rule.

## **1. NEGOTIATED RULEMAKING**

Negotiated rulemaking is a process in which all interested persons and the agency seek consensus on the content of a rule through dialogue. Agencies are required to conduct negotiated rulemaking whenever it is feasible to do so. The agency files a “Notice of Intent to Promulgate – Negotiated Rulemaking” for publication in the Administrative Bulletin inviting interested persons to contact the agency if interested in discussing the agency’s intentions regarding the rule changes. This process is intended to result in the formulation of a proposed rule and the initiation of regular rulemaking procedures. One result, however, may also be that regular (proposed) rulemaking is not initiated and no further action is taken by the agency.

## **2. PROPOSED RULEMAKING**

A proposed rulemaking is an action by an agency wherein the agency is proposing to amend or repeal an existing rule or to adopt a new rule. Prior to the adoption, amendment, or repeal of a rule, the agency must publish a “Notice of Rulemaking – Proposed Rule” in the Bulletin. This notice must include very specific information regarding the rulemaking including all relevant state or federal statutory authority occasioning the rulemaking, a non-technical description of the changes being made, any associated costs, guidance on how to participate through submission of written comments and requests for public hearings, and the text of the proposed rule in legislative format.

## **3. TEMPORARY RULEMAKING**

Temporary rules may be adopted only when the governor finds that it is necessary for:

- a) protection of the public health, safety, or welfare; or
- b) compliance with deadlines in amendments to governing law or federal programs; or
- c) conferring a benefit.

If a rulemaking meets one or more of these criteria, and with the Governor’s approval, the agency may adopt and make a temporary rule effective prior to receiving legislative authorization and without allowing for any public input. The law allows an agency to make a temporary rule immediately effective upon adoption. A temporary rule expires at the conclusion of the next succeeding regular legislative session unless the rule is extended by concurrent resolution, is replaced by a final rule, or expires under its own terms.

## **4. PENDING RULEMAKING**

A pending rule is a rule that has been adopted by an agency under regular rulemaking procedures and remains subject to legislative review before it becomes a final, enforceable rule. When a pending rule is published in the Bulletin, the agency is required to include certain information in the “Notice of Rulemaking – Pending Rule.” This includes a statement giving the reasons for adopting the rule, a statement regarding when the rule becomes effective, a description of how it differs from the proposed rule, and identification of any fees being imposed or changed.

Agencies are required to republish the text of the pending rule when substantive changes have been made to the proposed rule. An agency may adopt a pending rule that varies in content from that which was originally proposed if the subject matter of the rule remains the same, the pending rule change is a logical outgrowth of the proposed rule, and the original notice was written so as to assure that members of the public were reasonably notified of the subject. It is not always necessary to republish all the text of the pending rule.

## **5. FINAL RULEMAKING**

A final rule is a rule that has been adopted by an agency under the regular rulemaking procedures and is of full force and effect.

## HOW TO USE THE IDAHO ADMINISTRATIVE BULLETIN

Rulemaking documents produced by state agencies and published in the **Idaho Administrative Bulletin** are organized by a numbering schematic. Each state agency has a two-digit identification code number known as the “**IDAPA**” number. (The “IDAPA” Codes are listed in the alphabetical/numerical index at the end of this Preface.) Within each agency there are divisions or sections to which a two-digit “TITLE” number is assigned. There are “CHAPTER” numbers assigned within the Title and the rule text is divided among major sections that are further subdivided into subsections. An example IDAPA number is as follows:

### **IDAPA 38.05.01.200.02.c.ii.**

“**IDAPA**” refers to Administrative Rules in general that are subject to the Administrative Procedures Act and are required by this act to be published in the Idaho Administrative Code and the Idaho Administrative Bulletin.

“**38.**” refers to the Idaho Department of Administration

“**05.**” refers to Title **05**, which is the Department of Administration’s Division of Purchasing

“**01.**” refers to Chapter **01** of Title 05, “Rules of the Division of Purchasing”

“**200.**” refers to Major Section **200**, “Content of the Invitation to Bid”

“**02.**” refers to Subsection 200.02.

“**c.**” refers to Subsection 200.02.c.

“**ii.**” refers to Subsection 200.02.c.ii.

## DOCKET NUMBERING SYSTEM

Internally, the Bulletin is organized sequentially using a rule docketing system. Each rulemaking that is filed with the Coordinator is assigned a “DOCKET NUMBER.” The docket number is a series of numbers separated by a hyphen “-”, (**38-0501-1401**). Rulemaking dockets are published sequentially by IDAPA number (the two-digit agency code) in the Bulletin. The following example is a breakdown of a typical rule docket number:

### **“DOCKET NO. 38-0501-1901”**

“**38-**” denotes the agency’s **IDAPA** number; in this case the Department of Administration.

“**0501-**” refers to the **TITLE AND CHAPTER** numbers of the agency rule being promulgated; in this case the Division of Purchasing (**TITLE 05**), Rules of the Division of Purchasing (**Chapter 01**).

“**1901**” denotes the year and sequential order of the docket being published; in this case the numbers refer to the first rulemaking action published in **calendar year 2019**. A subsequent rulemaking on this same rule chapter in calendar year 2019 would be designated as “**1902**”. The docket number in this scenario would be 38-0501-**1902**.

Within each Docket, only the affected sections of chapters are printed. (See **Sections Affected Index** in each Bulletin for a listing of these.) The individual sections affected are printed in the Bulletin sequentially (e.g. Section “200” appears before Section “345” and so on). Whenever the sequence of the numbering is broken the following statement will appear:

**(BREAK IN CONTINUITY OF SECTIONS)**

**BULLETIN PUBLICATION SCHEDULE FOR CALENDAR YEAR 2022**

Vol. No.	Monthly Issue of Bulletin	ARRF Due to DFM	Closing Date for Agency Filing	Bulletin Publication Date	21-day Comment Period End Date
22-1	January 2022	November 15, 2022	<b>*November 29, 2021</b>	January 5, 2022	January 26, 2022
22-2	February 2022	December 23, 2022	January 7, 2022	February 2, 2022	February 23, 2022
22-3	March 2022	January 28, 2022	February 11, 2022	March 2, 2022	March 23, 2022
22-4	April 2022	February 25, 2022	March 11, 2022	April 6, 2022	April 27, 2022
22-5	May 2022	March 25, 2022	April 8, 2022	May 4, 2022	May 25, 2022
22-6	June 2022	April 22, 2022	May 6, 2022	June 1, 2022	June 22, 2022
22-7	July 2022	May 20, 2022	June 3, 2022	July 6, 2022	July 27, 2022
22-8	August 2022	June 24, 2022	July 8, 2022	August 3, 2022	August 24, 2022
22-9	September 2022	July 22, 2022	August 5, 2022	September 7, 2022	September 28, 2022
22-10	October 2022	August 19, 2022	<b>**September 2, 2022</b>	October 5, 2022	October 26, 2022
22-11	November 2022	September 23, 2022	October 7, 2022	November 2, 2022	November 23, 2022
22-12	December 2022	October 28, 2022	November 10, 2022	December 7, 2022	December 28, 2022

**BULLETIN PUBLICATION SCHEDULE FOR CALENDAR YEAR 2023**

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23-1	January 2023	November 14, 2023	<b>*November 28, 2022</b>	January 4, 2023	January 25, 2023
23-2	February 2023	December 23, 2023	January 6, 2023	February 1, 2023	February 22, 2023
23-3	March 2023	January 27, 2023	February 10, 2023	March 1, 2023	March 22, 2023
23-4	April 2023	February 24, 2023	March 10, 2023	April 5, 2023	April 26, 2023
23-5	May 2023	March 24, 2023	April 7, 2023	May 3, 2023	May 24, 2023
23-6	June 2023	April 21, 2023	May 5, 2023	June 7, 2023	June 28, 2023
23-7	July 2023	May 26, 2023	June 9, 2023	July 5, 2023	July 26, 2023
23-8	August 2023	June 23, 2023	July 7, 2023	August 2, 2023	August 23, 2023
23-9	September 2023	July 21, 2023	August 4, 2023	September 6, 2023	September 27, 2023
23-10	October 2023	August 18, 2023	<b>**September 1, 2023</b>	October 4, 2023	October 25, 2023
23-11	November 2023	September 22, 2023	October 6, 2023	November 1, 2023	November 22, 2023
23-12	December 2023	October 27, 2023	November 9, 2023	December 6, 2023	December 27, 2023

**\*Last day to submit a proposed rulemaking before moratorium begins AND last day to submit a pending rule to be reviewed by upcoming legislature.**

**\*\*Last day to submit a proposed rule to remain on course for rulemaking to be completed and submitted for review by upcoming legislature.**



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<b>IDAPA 37</b>	<b>Water Resources, Department of</b>
<b>IDAPA 42</b>	<b>Wheat Commission, Idaho</b>

**OFFICE OF THE ADMINISTRATIVE RULES COORDINATOR  
IDAHO DIVISION OF FINANCIAL MANAGEMENT**

**ADMINISTRATIVE RULES REVIEWED BY THE SIXTY-SIXTH LEGISLATURE  
OF THE STATE OF IDAHO, SECOND REGULAR SESSION – 2022**

**OMNIBUS NOTICE OF LEGISLATIVE ACTION – SUMMARY OF ACTION TAKEN  
ON PENDING, PENDING FEE, TEMPORARY, AND FINAL RULES**

**AUTHORITY:** In compliance with Sections 67-5224(5), 67-5224(7), 67-5226(3), and 67-5291, Idaho Code, the Administrative Rules Coordinator hereby gives notice that the standing committees of the Sixty-Sixth Legislature in the Second Regular Session, 2022, completed the review of certain administrative rules of the state agencies of the executive branch. Additionally, in compliance with Section 67-5291, Idaho Code, this notice also serves as official notice of final rulemaking for those state agencies whose rules have been approved as final.

**DESCRIPTIVE SUMMARY:** The following is a brief description of the action taken by the standing committees of the legislature during the 2022 legislative session.

The standing committees of the legislature have reviewed the pending and proclamation rules submitted for review and final approval.

All pending rules reviewed by the legislature that were not rejected in whole or in part have been approved and are now final and of full force and effect, unless otherwise specified in the rule. Section 67-5291, Idaho Code, requires a concurrent resolution of the legislature to reject a pending rule that doesn't meet legislative intent. Any pending rule that was rejected in whole or in part is listed in this notice with the corresponding house or senate concurrent resolution affecting it. Pending rule dockets that were rejected in whole or any parts of any pending rule that were rejected, are null, void and of no force and effect. Those pending rules that were partially rejected by concurrent resolution are being promulgated as final rules and are reprinted in this Bulletin in their final, codified version. Those rules that were acted on by concurrent resolution became final and of full force and effect upon adoption of the concurrent resolution by both houses of the legislature, unless otherwise specified in the rule. The concurrent resolutions affecting the rules that were reviewed during the 2022 legislative session are also printed in this Bulletin.

Section 67-5224(5)(c), Idaho Code, requires that any pending rule imposing a fee or charge to be reviewed and approved by concurrent resolution of the legislature in order for the pending rule to become final and effective. During the 2022 legislative session, the legislature adopted the required concurrent resolutions respective to the germane committee assignments for rules review books approving the pending fees rules that were submitted for review and provided by the Office of the Administrative Rules Coordinator to the standing committees of the legislature. All pending rules imposing a fee or charge that were approved by House Concurrent Resolutions (HCRs): **HCR 37, HCR 42, HCR 47, HCR 48, HCR 49, HCR 50, and HCR 53**; and Senate Concurrent Resolutions (SCRs): **SCR 123, SCR 124, and SCR 125** are now final rules and are of full force and effect pursuant to the adoption of the concurrent resolution, unless another effective date has been specified in the pending rule and the concurrent resolution. Those pending fee rules that were not approved or rejected in their entirety, and those parts of any pending fee rule that were rejected, are null, void and of no force and effect.

Section 67-5226(3), Idaho Code, requires the adoption of a concurrent resolution of the legislature authorizing a temporary rule to remain in effect beyond the conclusion of the legislative session. There were no temporary rules submitted for extension to the 2022 legislative session.

**PENDING, PENDING FEE, AND PROCLAMATION RULES:** The following tables list all pending fee, pending, and proclamation rulemakings that were submitted for legislative review for the 2022 legislative session. The list includes the docket number of each pending fee, pending, and proclamation rulemaking, the volume number of the Bulletin in which the proposed, pending, and proclamation rule notices and text were published, the final effective dates of all approved pending fee, pending, and proclamation rules, and the number of the senate or house concurrent resolution, if applicable, affecting the rulemaking. These tables provide final status of all pending, pending fee, and proclamation rules submitted for legislative review.

<b>PENDING FEE RULES</b>				
<b>AFFECTED BY THE 2022 SECOND REGULAR SESSION OF THE SIXTY-SIXTH LEGISLATURE</b>				
<b>Fee Rule Docket Number</b>	<b>Bulletin Vol. No. Pending</b>	<b>Bulletin Vol. No. Proposed</b>	<b>Final Effective Date</b>	<b>Action Taken</b>
02-0000-2100F	21-12SE	21-10SE	(3-15-22)	Fee(s) Approved by <b>HCR 37</b>
02-0107-2101	22-1	21-11	(3-15-22)	Fee(s) Approved by <b>HCR 37</b>
02-0701-2100F	21-12SE	21-10SE	(3-15-22)	Fee(s) Approved by <b>HCR 37</b>
08-0000-2100F	21-12SE	21-10SE	(3-23-22)	Fee(s) Approved by <b>HCR 53</b>
11-0000-2100F	21-12SE	21-10SE	(3-23-22)	Fee(s) Approved by <b>HCR 50</b>
11-0201-2100F	21-12SE	21-10SE	(3-15-22)	Fee(s) Approved by <b>HCR 37</b>
11-0400-2100F	21-12SE	21-10SE	(3-25-22)	Fee(s) Approved by <b>SCR 124</b>
11-1001-2100F	21-12SE	21-10SE	(3-23-22)	Fee(s) Approved by <b>HCR 50</b>
12-0000-2100F	21-12SE	21-10SE	(3-23-22)	Fee(s) Approved by <b>HCR 48</b>
13-0000-2100F	21-12SE	21-10SE	(3-18-22)	Fee(s) Approved by <b>SCR 123</b>
15-0301-2100F	21-12SE	21-10SE	(3-18-22)	Fee(s) Approved by <b>SCR 123</b>
15-1001-2100F	21-12SE	21-10SE	(3-25-22)	Fee(s) Approved by <b>SCR 124</b>
16-0000-2100F	21-12SE	21-10SE	(3-15-22)	Fee(s) Approved by <b>HCR 47</b>
17-0000-2100F	21-12SE	21-10SE	(3-23-22)	Fee(s) Approved by <b>HCR 49</b>
18-0000-2100F	21-12SE	21-10SE	(3-23-22)	Fee(s) Approved by <b>HCR 48</b>
20-0000-2100F	21-12SE	21-10SE	(3-18-22)	Fee(s) Approved by <b>SCR 123</b>
20-0309-2101	21-12	21-9	(3-18-22)	Fee(s) Approved by <b>SCR 123</b>
20-0601-2101	21-12	21-9	(3-18-22)	Fee(s) Approved by <b>SCR 123</b>

<b>PENDING FEE RULES</b>				
<b>AFFECTED BY THE 2022 SECOND REGULAR SESSION OF THE SIXTY-SIXTH LEGISLATURE</b>				
Fee Rule Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Effective Date	Action Taken
21-0000-2100F	21-12SE	21-10SE	(3-23-22)	Fee(s) Approved by <b>HCR 49</b>
<b>24-0000-2100F</b>	<b>21-12SE</b>	<b>21-10SE</b>	<b>Null and Void</b>	<b>Not Approved</b>
<b>26-0000-2100F</b>	<b>21-12SE</b>	<b>21-10SE</b>	<b>(3-18-22)</b>	<b>Fee(s) Approved / Partial Rejection 26.01.33.010.07 by SCR 123</b>
32-0101-2100F	21-12SE	21-10SE	(3-25-22)	Fee(s) Approved by <b>SCR 124</b>
34-0000-2100F	21-12SE	21-10SE	(3-25-22)	Fee(s) Approved by <b>SCR 124</b>
37-0000-2100F	21-12SE	21-10SE	(3-18-22)	Fee(s) Approved by <b>SCR 123</b>
37-0101-2101	21-12	21-10	(3-18-22)	Fee(s) Approved by <b>SCR 123</b>
37-0307-2101	21-12	21-9	(3-18-22)	Fee(s) Approved by <b>SCR 123</b>
38-0000-2100F	21-12SE	21-10SE	(3-25-22)	Fee(s) Approved by <b>SCR 124</b>
39-0000-2100F	21-12SE	21-10SE	(3-21-22)	Fee(s) Approved by <b>HCR 42</b>
39-0343-2102	22-1	21-11	(3-21-22)	Fee(s) Approved by <b>HCR 42</b>
42-0101-2100F	21-12SE	21-10SE	(3-15-22)	Fee(s) Approved by <b>HCR 37</b>
43-0101-2100F	21-12SE	21-10SE	(3-15-22)	Fee(s) Approved by <b>HCR 37</b>
48-0101-2100F	21-12SE	21-10SE	(3-23-22)	Fee(s) Approved by <b>HCR 48</b>
50-0101-2100F	21-12SE	21-10SE	(3-23-22)	Fee(s) Approved by <b>HCR 50</b>
51-0101-2100F	21-12SE	21-10SE	(3-15-22)	Fee(s) Approved by <b>HCR 37</b>
52-0103-2100F	21-12SE	21-10SE	(3-25-22)	Fee(s) Approved by <b>SCR 124</b>
53-0101-2100F	21-12SE	21-10SE	(3-15-22)	Fee(s) Approved by <b>HCR 37</b>

<b>PENDING FEE RULES</b>				
<b>AFFECTED BY THE 2022 SECOND REGULAR SESSION OF THE SIXTY-SIXTH LEGISLATURE</b>				
<b>Fee Rule Docket Number</b>	<b>Bulletin Vol. No. Pending</b>	<b>Bulletin Vol. No. Proposed</b>	<b>Final Effective Date</b>	<b>Action Taken</b>
57-0101-2100F	21-12SE	21-10SE	(3-23-22)	Fee(s) Approved by <b>HCR 50</b>
58-0000-2100F	21-12SE	21-10SE	(3-24-22)	Fee(s) Approved by <b>SCR 125</b>

<b>PENDING RULES</b>					
<b>AFFECTED BY THE 2022 SECOND REGULAR SESSION OF THE SIXTY-SIXTH LEGISLATURE</b>					
<b>Docket Number</b>	<b>Bulletin Vol. No. Pending</b>	<b>Bulletin Vol. No. Proposed</b>	<b>Final Rule Effective Date</b>	<b>Action Taken &amp; Rejected Rule</b>	<b>Concurrent Resolution Number</b>
02-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
02-0616-2100	21-12SE	21-10SE	(3-31-22)	Approved	
04-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
05-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
06-0000-2100	21-7SE	21-7SE	(7-1-21)	Approved	
<b>08-0000-2100</b>	<b>21-12SE</b>	<b>21-10SE</b>	<b>(3-15-22) (7-1-22)</b>	<b>Partial Rejection: 08.02.01.801.02.f.; 08.02.02.004.01; 08.02.03.105.01.d.ii., iii., and iv.; 08.02.03.112.03.a.ii., and b.ii.; 08.02.03.004.01.d., 01.h., and 01.j.</b>	<b>HCR 45 &amp; HCR 39</b>
08-0102-2101	22-1	21-10	(3-31-22)	Approved	
08-0110-2101	22-1	21-10	(3-31-22)	Approved	
<b>09-0000-2100</b>	<b>21-12SE</b>	<b>21-10SE</b>	<b>(3-23-22)</b>	<b>Partial Rejection: 09.01.30.525.10</b>	<b>HCR 49</b>
<b>11-0000-2100</b>	<b>21-12SE</b>	<b>21-10SE</b>	<b>(3-23-22)</b>	<b>Partial Rejection: 11.10.03.012.06.a. and 06.e.</b>	<b>HCR 50</b>
11-0400-2100	21-12SE	21-10SE	(3-31-22)	Approved	
11-1101-2100	21-12SE	21-10SE	(3-31-22)	Approved	
12-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	

<b>PENDING RULES</b>					
<b>AFFECTED BY THE 2022 SECOND REGULAR SESSION OF THE SIXTY-SIXTH LEGISLATURE</b>					
<b>Docket Number</b>	<b>Bulletin Vol. No. Pending</b>	<b>Bulletin Vol. No. Proposed</b>	<b>Final Rule Effective Date</b>	<b>Action Taken &amp; Rejected Rule</b>	<b>Concurrent Resolution Number</b>
13-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
15-0100-2100	21-12SE	21-10SE	(3-31-22)	Approved	
15-0200-2100	21-12SE	21-10SE	(3-31-22)	Approved	
15-0400-2100	21-12SE	21-10SE	(3-31-22)	Approved	
15-0600-2100	21-12SE	21-10SE	(3-31-22)	Approved	
<b>16-0000-2100</b>	<b>21-12SE</b>	<b>21-10SE</b>	<b>(3-17-22)</b>	<b>Partial Rejection: 16.03.09.772.01.c.; 16.03.21.101.04.q., 302.01, and 407</b>	<b>SCR 120</b>
17-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
18-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
18-0201-2101	21-12	21-9	(3-31-22)	Approved	
18-0305-2101	21-11	21-9	(3-31-22)	Approved	
18-0401-2101	21-12	21-9	(3-31-22)	Approved	
18-0402-2101	21-11	21-9	(3-31-22)	Approved	
18-0407-2101	21-11	21-9	(3-31-22)	Approved	
18-0410-2101	21-12	21-9	(3-31-22)	Approved	
18-0604-2101	21-11	21-9	(3-31-22)	Approved	
20-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
20-0201-2101	21-12	21-9	(3-31-22)	Approved	
24-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
<b>26-0000-2100</b>	<b>21-12SE</b>	<b>21-10SE</b>	<b>(3-18-22)</b>	<b>Partial Rejection: 26.01.31.010.06</b>	<b>SCR 122</b>
28-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
29-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
31-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
31-0101-2101	21-12	21-10	(3-31-22)	Approved	
34-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
35-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
35-0107-2101	22-1	21-10	(3-31-22)	Approved	
<b>35-0201-2101</b>	<b>22-1</b>	<b>21-10</b>	<b>(3-15-22)</b>	<b>Partial Rejection: 327</b>	<b>SCR 121</b>
37-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	



<b>PENDING RULES</b>					
<b>AFFECTED BY THE 2022 SECOND REGULAR SESSION OF THE SIXTY-SIXTH LEGISLATURE</b>					
<b>Docket Number</b>	<b>Bulletin Vol. No. Pending</b>	<b>Bulletin Vol. No. Proposed</b>	<b>Final Rule Effective Date</b>	<b>Action Taken &amp; Rejected Rule</b>	<b>Concurrent Resolution Number</b>
38-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
39-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
40-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
45-0101-2100	21-12SE	21-10SE	(3-31-22)	Approved	
55-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
58-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
59-0000-2100	21-12SE	21-10SE	(3-31-22)	Approved	
60-0501-2100	21-12SE	21-10SE	(3-31-22)	Approved	
61-0101-2101	22-1	21-9	(3-31-22)	Approved	
61-0102-2101	22-1	21-9	(3-31-22)	Approved	

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on questions concerning this notice, contact Brad Hunt (208) 854-3096.

DATED this 4th day of May, 2022.

Brad Hunt  
Administrative Rules Coordinator  
Office of the Administrative Rules Coordinator  
Division of Financial Management  
P.O. Box 83720, Boise, ID 83720-0032  
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**OFFICE OF THE ADMINISTRATIVE RULES COORDINATOR  
IDAHO DIVISION OF FINANCIAL MANAGEMENT**

**HISTORY NOTES INDEX OF ADMINISTRATIVE RULES REVIEWED AND APPROVED  
FOR FINAL ADOPTION DURING THE 2022 SECOND REGULAR SESSION  
OF THE SIXTY-SIXTH LEGISLATURE OF THE STATE OF IDAHO**

The table published herein lists all pending rulemakings that were reviewed during the 2022 legislative session and shows the individual rule sections that were affected by these rulemakings. The table includes the docket number of each affected chapter, the section numbers of the amended rule, the Bulletin publication volume numbers, and the final effective date of the rule.

**Effective Dates –**

Effective dates for the pending rules reviewed and approved by the 2022 Idaho Legislature are as follows:

**Pending Rules (non-fee):**

Effective date – March 31, 2022 (3-31-22), unless otherwise specified in the pending rule.

**Pending Fee Rules:**

Pending Fee Rules that were approved or partially rejected by Concurrent Resolution of the Legislature are effective upon the adoption date of the Concurrent Resolution by both bodies of the Legislature, or upon a date specified in the Concurrent Resolution, unless otherwise specified in the pending fee rule.

Pending Rules that were partially rejected by Concurrent Resolution are effective upon adoption of the Concurrent Resolution by the Legislature or as specified in the Pending Rule. All pending rules rejected by Concurrent Resolution are null and void and of no force and effect.

<b><i>History Notes of Sections Affected – Legislative Session 2022</i></b>				
<b><i>Chapter and Docket Number</i></b>	<b><i>Sections Affected</i></b>	<b><i>Bulletin Vol. Proposed Rule</i></b>	<b><i>Bulletin Vol. Pending Rule</i></b>	<b><i>Final Effective Date</i></b>
<b>IDAPA 02 – Department of Agriculture</b>				
02-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<p><b>02.01.03 – Airborne Control of Unprotected or Predatory Animals Rules</b>  <b>02.02.02 – Rules Governing Grading and Controlled Atmosphere Storage of Apples</b>  <b>02.02.05 – Rules Governing Stone Fruit Grades</b>  <b>02.03.01 – Rules Governing Pesticide Management Plans for Ground Water Protection</b>  <b>02.04.04 – Rules for Artificial Dairy Products</b>  <b>02.04.13 – Rules Governing Raw Milk</b>  <b>02.04.14 – Rules Governing Dairy Byproduct</b>  <b>02.04.15 – Rules Governing Beef Cattle Animal Feeding Operations</b>  <b>02.04.17 – Rules Governing Dead Animal Movement And Disposal</b>  <b>02.04.20 – Rules Governing Brucellosis</b>  <b>02.04.21 – Rules Governing the Importation of Animals</b>  <b>02.04.23 – Rules Governing Commercial Livestock Truck Washing Facilities</b>  <b>02.04.24 – Rules Governing Tuberculosis</b>  <b>02.04.25 – Rules Governing Private Feeding of Big Game Animals</b>  <b>02.04.27 – Rules Governing Deleterious Exotic Animals</b>  <b>02.04.29 – Rules Governing Trichomoniasis</b>  <b>02.04.30 – Rules Governing Environmental and Nutrient Management</b>  <b>02.05.01 – Rules Governing Produce Safety</b></p>				
02-0000-2100F	New Chapters (000-999) [Fee(s) Approved by <a href="#">HCR 37</a> ]	21-10SE	21-12SE	(3-15-22)
<p><b>02.01.04 – Rules Governing the Idaho Preferred® Promotion Program</b>  <b>02.01.05 – Rules Governing Certificates of Free Sale</b>  <b>02.02.07 – Rules Governing Bulk Permits and Retail Sale of Potatoes</b>  <b>02.02.11 – Rules Governing Eggs and Egg Products</b>  <b>02.02.12 – Bonded Warehouse Rules</b>  <b>02.02.13 – Commodity Dealers’ Rules</b>  <b>02.02.14 – Rules for Weights and Measures</b>  <b>02.02.15 – Rules Governing the Seed Indemnity Fund</b>  <b>02.03.03 – Rules Governing Pesticide and Chemigation Use and Application</b>  <b>02.04.03 – Rules Governing Animal Industry</b>  <b>02.04.05 – Rules Governing Grade A Milk and Manufacture Grade Milk</b>  <b>02.04.19 – Rules Governing Domestic Cervidae</b>  <b>02.04.26 – Rules Governing the Public Exchange of Livestock</b>  <b>02.04.32 – Rules Governing Poultry Operations</b>  <b>02.06.01 – Rules Governing the Production and Distribution of Seed</b>  <b>02.06.02 – Rules Governing Registrations and Licenses</b>  <b>02.06.04 – Rules Governing Plant Exports</b>  <b>02.06.05 – Rules Governing Plant Disease and Quarantines</b>  <b>02.06.06 – Rules Governing the Planting of Beans</b>  <b>02.06.09 – Rules Governing Invasive Species and Noxious Weeds</b>  <b>02.06.10 – Rules Governing the Growing of Potatoes</b>  <b>02.06.33 – Organic Food Products Rules</b></p>				
<b>02.01.07, Rules Governing Hemp</b>				
02-0107-2101	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 37</a> ]	21-11	22-1	(3-15-22)

***History Notes of Sections Affected – Legislative Session 2022***

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 02.06.06 – Idaho Honey Commission</b>				
<b><i>02.06.16 – Rules Governing Honey Standards</i></b>				
02-0616-2100	New Chapter (000-999)	21-10SE	21-12SE	(3-31-22)
<b>IDAPA 02.07.01 – Idaho Hop Grower's Commission</b>				
<b><i>02.07.01 – Rules of the Idaho Hop Growers' Commission</i></b>				
02-0701-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 37</a> ]	21-10SE	21-12SE	(3-15-22)

**IDAPA 04 – Office of the Attorney General**

<b><i>04.02.01 – Idaho Rules of Consumer Protection, Office of the Attorney General</i></b>				
<b><i>04.11.01 – Idaho Rules of Administrative Procedure of the Attorney General</i></b>				
<b><i>04.12.01 – Rules of Administrative Procedure for Consideration of Cooperative Agreements Filed by Health Care Providers</i></b>				
<b><i>04.20.01 – Rules Implementing the Idaho Tobacco Master Settlement Agreement Complementary Act</i></b>				
04-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)

**IDAPA 05 – Department of Juvenile Corrections**

<b><i>05.01.02 – Rules and Standards for Secure Juvenile Detention Centers</i></b>				
<b><i>05.01.03 – Rules of the Custody Review Board</i></b>				
<b><i>05.01.04 – Uniform Standards for Juvenile Probation Services</i></b>				
<b><i>05.02.01 – Rules for Residential Treatment Providers</i></b>				
05-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)

**IDAPA 06 – Board of Correction**

<b><i>06.01.01 – Rules of the Board of Correction</i></b>				
<b><i>06.02.01 – Rules Governing the Supervision of Offenders on Probation or Parole</i></b>				
<b><i>06.02.02 – Rules Governing Release Readiness</i></b>				
06-0000-2100	New Chapters (000-999)	21-7SE	21-7SE	(7-1-21)

**History Notes of Sections Affected – Legislative Session 2022**

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 08 – State Board of &amp; State Department of Education</b>				
<b>08.01.11 – Registration of Postsecondary Educational Institutions and Proprietary Schools</b> <b>08.01.13 – Rules Governing the Opportunity Scholarship Program</b> <b>08.02.01 – Rules Governing Administration</b> <b>08.02.02 – Rules Governing Uniformity</b> <b>08.02.03 – Rules Governing Thoroughness</b> <b>08.02.04 – Rules Governing Public Charter Schools</b> <b>08.02.05 – Rules Governing Pay for Success Contracting</b> <b>08.03.01 – Rules of the Public Charter School Commission</b> <b>08.04.01 – Rules of the Idaho Digital Learning Academy</b>				
08-0000-2100	New Chapters (000-999) [Pending Rule Subsections 08.02.01.801.02.f.; 08.02.02.004.01; 08.02.03.105.01.d.ii., iii., and iv.; 08.02.03.112.03.a.ii., and b.ii.; 08.02.03.004.01.d., 01.h., and 01.j. rejected by <a href="#">HCR 45</a> & <a href="#">HCR 39</a> ]	21-10SE	21-12SE	(3-15-22) & (7-1-22)
<b>08.01.11 – Registration of Postsecondary Educational Institutions and Proprietary Schools</b> <b>08.02.02 – Rules Governing Uniformity</b> <b>08.02.03 – Rules Governing Thoroughness</b>				
08-0000-2100F	08.01.11.200 and 300; 08.02.02.066 and 075; 08.02.03.128 [Fee(s) Approved by <a href="#">HCR 53</a> ]	21-10SE	21-12SE	(3-23-22)
<b>08.01.02, Rules Governing the Postsecondary Credit Scholarship Program</b>				
08-0102-2101	New ZBR Chapter (000-999)	21-10	22-1	(3-31-22)
<b>08.01.10, Idaho College Work Study Program</b>				
08-0110-2101	New ZBR Chapter (000-999)	21-10	22-1	(3-31-22)

**IDAPA 09 – Department of Labor**

<b>09.01.01 – Rules of Administrative Procedure of the Department of Labor</b> <b>09.01.08 – Rules on Disclosure of Employment Security Information</b> <b>09.01.30 – Unemployment Insurance Benefits Administration Rules</b> <b>09.01.35 – Unemployment Insurance Tax Administration Rules</b> <b>09.02.01 – Rules of the Disability Determinations Service</b> <b>09.05.03 – Rules for Determining Bargaining Representatives</b>				
09-0000-2100	New Chapters (000-999) [Pending Rule Subsection 09.01.30.525.10 rejected by <a href="#">HCR 49</a> ]	21-10SE	21-12SE	(3-23-22)

**History Notes of Sections Affected – Legislative Session 2022**

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 11 – Idaho State Police</b>				
<b>11.03.01 – Rules Governing Alcohol Testing</b> <b>11.06.01 – Rules Governing Civil Asset Forfeiture Reporting</b> <b>11.07.01 – Rules Governing Motor Vehicles – General Rules</b> <b>11.07.02 – Rules Governing Safety Glazing Material</b> <b>11.07.03 – Rules Governing Emergency Vehicles/Authorized Emergency Vehicles</b> <b>11.10.03 – Rules Governing the Sex Offender Registry</b> <b>11.13.01 – The Motor Carrier Rules</b>				
11-0000-2100	New Chapters (000-999) [Pending Rule Subsection 11.10.03.012.06.a. and 06.e. rejected by <a href="#">HCR 50</a> ]	21-10SE	21-12SE	(3-23-22)
<b>11.05.01 – Rules Governing Alcohol Beverage Control</b> <b>11.10.02 – Rules Governing State Criminal History Records and Crime Information</b>				
11-0000-2100F	New Chapters (000-999) [Fee(s) Approved by <a href="#">HCR 50</a> ]	21-10SE	21-12SE	(3-23-22)
<b>IDAPA 11.02.00 – State Brand Board</b>				
<b>11.02.01 – Rules of the Idaho State Brand Board</b>				
11-0201-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 37</a> ]	21-10SE	21-12SE	(3-15-22)
<b>IDAPA 11.04.00 – Racing Commission</b>				
<b>11.04.04 – Rules Governing Disciplinary Hearings and Appeals</b> <b>11.04.06 – Rules Governing Racing Officials</b> <b>11.04.08 – Rules Governing Pari-Mutuel Wagering</b> <b>11.04.09 – Rules Governing Claiming Races</b> <b>11.04.10 – Rules Governing Live Horse Races</b> <b>11.04.13 – Rules Governing the Idaho State Racing Commission</b> <b>11.04.14 – Rules Governing Owners, Trainers, Authorized Agents, Jockeys, Apprentice Jockeys, and Jockey Agents</b>				
11-0400-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>11.04.02 – Rules Governing Simulcasting</b> <b>11.04.03 – Rules Governing Licensing and Fees</b> <b>11.04.05 – Rules Governing Advanced Deposit Wagering</b> <b>11.04.07 – Rules Governing Racing Associations</b> <b>11.04.11 – Rules Governing Equine Veterinary Practices, Permitted Medications, Banned Substances and Drug Testing of Horses</b> <b>11.04.15 – Rules Governing Controlled Substance and Alcohol Testing of Licensees and Applicants</b>				
11-0400-2100F	New Chapters (000-999) [Fee(s) Approved by <a href="#">SCR 124</a> ]	21-10SE	21-12SE	(3-25-22)
<b>IDAPA 11.10.00 – Idaho Public Safety &amp; Security Information System</b>				
<b>11.10.01 – Rules Governing Idaho Public Safety and Security Information System</b>				
11-1001-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 50</a> ]	21-10SE	21-12SE	(3-23-22)

***History Notes of Sections Affected – Legislative Session 2022***

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 11.11.00 – Peace Officer Standards &amp; Training Council</b>				
<b>11.11.01 – Rules of the Idaho Peace Officer Standards and Training Council</b>				
11-1101-2100	New Chapter (000-999)	21-10SE	21-12SE	(3-31-22)

**IDAPA 12 – Department of Finance**

<b>12.01.04 – Rules Pursuant to the Idaho Credit Union Act</b>				
<b>12.01.10 – Rules Pursuant to the Idaho Residential Mortgage Practices Act</b>				
12-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>12.01.08 – Rules Pursuant to the Uniform Securities Act (2004)</b>				
12-0000-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 48</a> ]	21-10SE	21-12SE	(3-23-22)

**IDAPA 13 – Department of Fish and Game**

<b>13.01.01 – Rules of Practice and Procedure of the Idaho Fish and Game Commission</b>				
<b>13.01.02 – Rules Governing Mandatory Education and Mentored Hunting</b>				
<b>13.01.03 – Public Use of Lands Owned or Controlled by the Department of Fish and Game</b>				
<b>13.01.04 – Rules Governing Licensing</b>				
<b>13.01.06 – Rules Governing Classification and Protection of Wildlife</b>				
<b>13.01.07 – Rules Governing Taking of Wildlife</b>				
<b>13.01.08 – Rules Governing Taking of Big Game Animals</b>				
<b>13.01.09 – Rules Governing Taking of Game Birds and Upland Game Animals</b>				
<b>13.01.10 – Rules Governing the Importation, Possession, Release, Sale, or Salvage of Wildlife</b>				
<b>13.01.11 – Rules Governing Fish</b>				
<b>13.01.12 – Rules Governing Commercial Fishing</b>				
<b>13.01.14 – Rules Governing Falconry</b>				
<b>13.01.15 – Rules Governing the Use of Dogs</b>				
<b>13.01.16 – Trapping of Wildlife and Taking of Furbearing Animals</b>				
<b>13.01.17 – Rules Governing Use of Bait for Hunting Big Game Animals</b>				
<b>13.01.18 – Rules Governing Feeding of Pronghorn, Elk, and Deer</b>				
<b>13.01.19 – Rules for Selecting, Operating, Discontinuing, and Suspending Vendors</b>				
13-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>13.01.02 – Rules Governing Mandatory Education and Mentored Hunting</b>				
<b>13.01.04 – Rules Governing Licensing</b>				
<b>13.01.08 – Rules Governing the Taking of Big Game Animals</b>				
<b>13.01.10 – Rules Governing the Importation, Possession, Release, Sale, or Salvage of Wildlife</b>				
<b>13.01.19 – Rules for Selecting, Operating, Discontinuing, and Suspending Vendors</b>				
13-0000-2100F	13.01.02.200 and 201; 13.01.04.601; 13.01.08.263; 13.01.10.410; 13.01.19.102 [Fee(s) Approved by <a href="#">SCR 123</a> ]	21-10SE	21-12SE	(3-18-22)

<b><i>History Notes of Sections Affected – Legislative Session 2022</i></b>				
<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 15 – OFFICE OF THE GOVERNOR</b>				
<b>IDAPA 15.01.00 – Idaho Commission On Aging</b>				
<i>15.01.01 – Rules Governing Senior Services and Older Americans Act Programs</i>				
<i>15.01.02 – Rules Governing Adult Protective Services Programs</i>				
<i>15.01.03 – Rules Governing the Ombudsman for the Elderly Program</i>				
<i>15.01.20 – Rules Governing Area Agency on Aging (AAA) Operations</i>				
15-0100-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>IDAPA 15.02.00 – Idaho Commission for the Blind and Visually Impaired</b>				
<i>15.02.01 – Rules Governing the Rehabilitation Programs</i>				
<i>15.02.30 – Business Enterprise Program</i>				
15-0200-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>IDAPA 15.03.00 – Idaho Forest Products Commission</b>				
<i>15.03.01 – Rules of Administrative Procedure of the Idaho Forest Products Commission</i>				
15-0301-2100F	New Chapter (000-999) (Fee(s) Approved by <a href="#">SCR 123</a> )	21-10SE	21-12SE	(3-18-22)
<b>IDAPA 15.04.00 – Division of Human Resources and Personnel Commission</b>				
<i>15.04.01 – Rules of the Division of Human Resources and Idaho Personnel Commission</i>				
15-0400-2100	New Chapter (000-999)	21-10SE	21-12SE	(3-31-22)
<b>IDAPA 15.06.00 – Idaho Military Division</b>				
<i>15.06.01 – Rules Governing the Idaho Public Safety Communications Commission</i>				
<i>15.06.05 – Hazardous Substance Response Rules</i>				
15-0600-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>IDAPA 15.10.00 – Idaho State Liquor Division</b>				
<i>15.10.01 – Rules of the Idaho State Liquor Division</i>				
15-1001-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">SCR 124</a> ]	21-10SE	21-12SE	(3-25-22)



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<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 16 – Department of Health and Welfare</b>				
<p>16.01.02 – Emergency Medical Services (EMS) – Rule Definitions                      16.01.03 – Emergency Medical Services (EMS) – Agency Licensing Requirements                      16.01.05 – Emergency Medical Services (EMS) – Education, Instructor, and Examination Requirements                      16.01.06 – Emergency Medical Services (EMS) – Data Collection and Submission Requirements                      16.01.12 – Emergency Medical Services (EMS) – Complaints, Investigations, and Disciplinary Actions                      16.02.02 – Idaho Emergency Medical Services (EMS) Physician Commission                      16.02.06 – Quality Assurance for Idaho Clinical Laboratories                      16.02.10 – Idaho Reportable Diseases                      16.02.11 – Immunization Requirements for Licensed Daycare Facility Attendees                      16.02.12 – Newborn Screening                      16.02.15 – Immunization Requirements for Idaho School Children                      16.02.19 – Idaho Food Code                      16.02.23 – Indoor Smoking                      16.02.24 – Clandestine Drug Laboratory Cleanup                      16.03.01 – Eligibility for Health Care Assistance for Families and Children                      16.03.02 – Skilled Nursing Facilities                      16.03.04 – Idaho Food Stamp Program                      16.03.05 – Eligibility for Aid to the Aged, Blind, and Disabled (AABD)                      16.03.06 – Refugee Medical Assistance                      16.03.07 – Home Health Agencies                      16.03.08 – Temporary Assistance for Families in Idaho (TAFI) Program                      16.03.09 – Medicaid Basic Plan Benefits                      16.03.10 – Medicaid Enhanced Plan Benefits                      16.03.11 – Intermediate Care Facilities for People with Intellectual Disabilities (ICFs/IID)                      16.03.13 – Consumer-Directed Services                      16.03.14 – Hospitals                      16.03.17 – Medicare/Medicaid Coordinated Plan Benefits                      16.03.21 – Developmental Disabilities Agencies (DDA)                      16.03.24 – The Medically Indigent Program                      16.03.25 – Idaho Medicaid Promoting Interoperability (PI) Program                      16.04.14 – Low-Income Home Energy Assistance Program                      16.04.17 – Residential Habilitation Agencies                      16.05.01 – Use and Disclosure of Department Records                      16.05.03 – Contested Case Proceedings and Declaratory Rulings                      16.05.04 – Grant Funding for the Idaho Council on Domestic Violence and Victim Assistance                      16.05.07 – The Investigation and Enforcement of Fraud, Abuse, and Misconduct                      16.06.05 – Alleged Medical Neglect of Disabled Infants                      16.06.12 – Idaho Child Care Program (ICCP)                      16.06.13 – Emergency Assistance for Families and Children                      16.07.17 – Substance Use Disorders Services                      16.07.19 – Certification of Peer Support Specialists and Family Support Partners                      16.07.25 – Prevention of Minors’ Access to Tobacco Products                      16.07.33 – Adult Mental Health Services                      16.07.37 – Children’s Mental Health Services                      16.07.39 – Designated Examiners and Dispositioners</p>				
16-0000-2100	New Chapters (000-999) [Pending Rule Subsection 16.03.09.772.01.c.; 16.03.21.101.04.q., 302.01, and 407 rejected by <a href="#">SCR 120</a> ]	21-10SE	21-12SE	(3-17-22)

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<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>16.01.07 – Emergency Medical Services (EMS) – Personnel Licensing Requirements</b> <b>16.02.01 – Idaho Time Sensitive Emergency System Council</b> <b>16.02.08 – Vital Statistics Rules</b> <b>16.02.13 – State of Idaho Drinking Water Laboratory Certification Program</b> <b>16.02.14 – Construction and Operation of Public Swimming Pools</b> <b>16.02.25 – State Laboratory Fees</b> <b>16.02.26 – Children’s Special Health Program</b> <b>16.02.27 – Idaho Radiation Control Rules</b> <b>16.03.03 – Child Support Services</b> <b>16.03.18 – Medicaid Cost-Sharing</b> <b>16.03.19 – Certified Family Homes</b> <b>16.03.22 – Residential Assisted Living Facilities</b> <b>16.04.07 – Fees for State Hospital North and State Hospital South</b> <b>16.05.06 – Criminal History and Background Checks</b> <b>16.06.01 – Child and Family Services</b> <b>16.06.02 – Child Care Licensing</b> <b>16.07.01 – Behavioral Health Sliding Fee Schedules</b>				
16-0000-2100F	New Chapters (000-999) [Fee(s) Approved by <a href="#">HCR 47</a> ]	21-10SE	21-12SE	(3-15-22)

**IDAPA 17 – Industrial Commission**

<b>17.10.01 – Administrative Rules Under the Crime Victims Compensation Act</b> <b>17.11.01 – Administrative Rules of Peace Officer and Detention Officer Temporary Disability Act</b>				
17-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>17.01.01 – Administrative Rules Under the Worker’s Compensation Law</b>				
17-0000-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 49</a> ]	21-10SE	21-12SE	(3-23-22)

<b><i>History Notes of Sections Affected – Legislative Session 2022</i></b>				
<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 18 – Department of Insurance</b>				
<b>18.01.01 – Rule to Implement the Privacy of Consumer Financial Information</b> <b>18.02.02 – Automobile Insurance Policies</b> <b>18.02.03 – Certificate of Liability Insurance for Motor Vehicles</b> <b>18.03.02 – Life Settlements</b> <b>18.03.03 – Variable Contracts</b> <b>18.03.04 – Replacement of Life Insurance and Annuities</b> <b>18.04.03 – Advertisement of Disability (Accident and Sickness) Insurance</b> <b>18.04.04 – The Managed Care Reform Act rule</b> <b>18.04.05 – Self-Funded Health Care Plans Rule</b> <b>18.04.06 – Governmental Self-Funded Employee Health Care Plans Rule</b> <b>18.04.08 – Individual and Group Supplementary Disability Insurance Minimum Standards Rule</b> <b>18.04.11 – Long-Term Care Insurance Minimum Standards</b> <b>18.04.12 – The Small Employer Health Insurance and Availability Act</b> <b>18.04.13 – The Individual Health Insurance Availability Act</b> <b>18.04.14 – Coordination of Benefits</b> <b>18.04.15 – Rules Governing Short-Term Health Insurance Coverage</b> <b>18.05.01 – Rules for Title Insurance Regulation</b> <b>18.06.01 – Rules Pertaining to Bail Agents</b> <b>18.06.02 – Producers Handling of Fiduciary Funds</b> <b>18.06.03 – Rules Governing Disclosure Requirements for Insurance Producers When Charging Fees</b> <b>18.06.05 – Managing General Agents</b> <b>18.06.06 – Surplus Line Rules</b> <b>18.07.01 – Rules Pertaining to Acquisitions of Control, Insurance Holding Company Systems and Mutual Insurance Holding Companies</b> <b>18.07.02 – Reserve Liabilities and Minimum Valuations for Annuities and Pure Endowment Contracts</b> <b>18.07.03 – Valuation of Life Insurance Policies Including the Use of Select Mortality Factors</b> <b>18.07.04 – Annual Financial Reporting</b> <b>18.07.05 – Director’s Authority for Companies Deemed to be in Hazardous Financial Condition</b> <b>18.07.06 – Rules Governing Life and Health Reinsurance Agreements</b> <b>18.07.08 – Property and Casualty Actuarial Opinion Rule</b> <b>18.07.09 – Life and Health Actuarial Opinion and Memorandum Rule</b> <b>18.07.10 – Corporate Governance Annual Disclosure</b> <b>18.08.01 – Adoption of the International Fire Code</b>				
18-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>18.01.02 – Schedule of Fees, Licenses, and Miscellaneous Charges</b> <b>18.08.02 – Fire Protection Sprinkler Contractors</b>				
18-0000-2100F	New Chapters (000-999) [Fee(s) Approved by <a href="#">HCR 48</a> ]	21-10SE	21-12SE	(3-23-22)
<b>18.02.01, Insurance Rates and Credit Rating</b>				
18-0201-2101	New ZBR Chapter (000-999)	21-9	21-12	(3-31-22)
<b>18.03.05, Credit Life and Credit Disability Insurance</b>				
18-0305-2101	New ZBR Chapter (000-999)	21-9	21-11	(3-31-22)
<b>18.04.01, Health Carrier External Review</b>				
18-0401-2101	New ZBR Chapter (000-999)	21-9	21-12	(3-31-22)
<b>18.04.02, Complications of Pregnancy, Newborn, and Adopted Children Coverage</b>				
18-0402-2101	New ZBR Chapter (000-999)	21-9	21-11	(3-31-22)

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<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>18.04.07, Restrictions on Discretionary Clauses in Health Insurance Contracts</b>				
18-0407-2101	New ZBR Chapter (000-999)	21-9	21-11	(3-31-22)
<b>18.04.10, Medicare Supplement Insurance Standards</b>				
18-0410-2101	New ZBR Chapter (000-999)	21-9	21-12	(3-31-22)
<b>18.06.04, Continuing Education</b>				
18-0604-2101	New ZBR Chapter (000-999)	21-9	21-11	(3-31-22)

**IDAPA 20 – Department of Lands**

<b>20.01.01 – Rules of Practice and Procedure Before the State Board of Land Commissioners</b>				
<b>20.04.01 – Rules Pertaining to Forest Fire Protection</b>				
20-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>20.02.14 – Rules for Selling Forest Products on State-Owned Endowment Lands</b>				
<b>20.03.01 – Rules Governing Dredge and Placer Mining Operations in Idaho</b>				
<b>20.03.02 – Rules Governing Mined Land Reclamation</b>				
<b>20.03.03 – Rules Governing Administration of the Reclamation Fund</b>				
<b>20.03.04 – Rules for the Regulation of Beds, Waters, and Airspace Over Navigable Lakes in the State of Idaho</b>				
<b>20.03.05 – Riverbed Mineral Leasing in Idaho</b>				
<b>20.03.08 – Easements on State-Owned Lands</b>				
<b>20.03.13 – Administration of Cottage Site Leases on State Lands</b>				
<b>20.03.14 – Rules Governing Grazing, Farming, Conservation, Noncommercial Recreation, and Communication Site Leases</b>				
<b>20.03.15 – Rules Governing Geothermal Leasing on Idaho State Lands</b>				
<b>20.03.16 – Rules Governing Oil and Gas Leasing on Idaho State Lands</b>				
<b>20.03.17 – Rules Governing Leases on State-Owned Submerged Lands and Formerly Submerged Lands</b>				
<b>20.04.02 – Rules Pertaining to the Idaho Forestry Act and Fire Hazard Reduction Laws</b>				
<b>20.07.02 – Rules Governing Conservation of Oil and Natural Gas in the State of Idaho</b>				
20-0000-2100F	New Chapters (000-999) [Fee(s) Approved by <a href="#">SCR 123</a> ]	21-10SE	21-12SE	(3-18-22)
<b>20.02.01, Rules Pertaining to the Idaho Forest Practices Act</b>				
20-0201-2101	New ZBR Chapter (000-999)	21-9	21-12	(3-31-22)
<b>20.03.09, Easements on State-Owned Navigable Waterways</b>				
20-0309-2101	New ZBR Chapter (000-999) [Fee(s) Approved by <a href="#">SCR 123</a> ]	21-9	21-12	(3-18-22)
<b>20.06.01, Rules of the Idaho Board of Scaling Practices</b>				
20-0601-2101	New ZBR Chapter (000-999) [Fee(s) Approved by <a href="#">SCR 123</a> ]	21-9	21-12	(3-18-22)

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<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 21 – Division of Veterans Services</b>				
<b>21.01.01 – Rules Governing Admission, Residency, and Maintenance Charges in Idaho State Veterans Homes and Division of Veterans Services Administrative Procedure</b>				
<b>21.01.04 – Rules Governing Idaho State Veterans Cemeteries</b>				
21-0000-2100F	New Chapters (000-999) [Fee(s) Approved by <a href="#">HCR 49</a> ]	21-10SE	21-12SE	(3-23-22)

**IDAPA 24 – Division of Occupational and Professional Licenses**

<b>24.33.03 – General Provisions of the Board of Medicine</b>				
<b>24.39.60 – Rules Governing Uniform School Building Safety</b>				
<b>24.39.80 – Idaho Minimum Safety Standards and Practices for Logging</b>				
24-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)

***History Notes of Sections Affected – Legislative Session 2022***

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
	<p>24.01.01 – Rules of the Board of Architectural Examiners                      24.02.01 – Rules of the State Athletic Commission                      24.03.01 – Rules of the State Board of Chiropractic Physicians                      24.04.01 – Rules of the Board of Registration for Professional Geologists                      24.05.01 – Rules of the Board of Drinking Water and Wastewater Professionals                      24.06.01 – Rules for the Licensure of Occupational Therapists and Occupational Therapy Assistants                      24.07.01 – Rules of the Idaho State Board of Landscape Architects                      24.08.01 – Rules of the State Board of Morticians                      24.09.01 – Rules of the Board of Examiners of Nursing Home Administrators                      24.10.01 – Rules of the State Board of Optometry                      24.11.01 – Rules of the State Board of Podiatry                      24.12.01 – Rules of the Idaho State Board of Psychologist Examiners                      24.13.01 – Rules Governing the Physical Therapy Licensure Board                      24.14.01 – Rules of the State Board of Social Work Examiners                      24.15.01 – Rules of the Idaho Licensing Board of Professional Counselors and Marriage and Family Therapists                      24.16.01 – Rules of the State Board of Dentistry                      24.17.01 – Rules of the State Board of Acupuncture                      24.18.01 – Rules of the Real Estate Appraiser Board                      24.19.01 – Rules of the Board of Examiners of Residential Care Facility Administrators                      24.21.01 – Rules of the Idaho State Contractors Board                      24.22.01 – Rules of the Idaho State Liquefied Petroleum Gas Safety Board                      24.23.01 – Rules of the Speech, Hearing, and Communication Services Licensure Board                      24.24.01 – Rules of the Genetic Counselors Licensing Board                      24.25.01 – Rules of the Idaho Driving Businesses Licensure Board                      24.26.01 – Rules of the Idaho Board of Midwifery                      24.27.01 – Rules of the Idaho State Board of Massage Therapy                      24.28.01 – Rules of the Barber and Cosmetology Services Licensing Board                      24.29.01 – Rules of Procedure of the Idaho Certified Shorthand Reporters Board                      24.30.01 – Idaho Accountancy Rules                      24.31.01 – Rules of the Idaho State Board of Dentistry                      24.32.01 – Rules of the Idaho Board of Licensure of Professional Engineers and Professional Land Surveyors                      24.33.01 – Rules of the Board of Medicine for the Licensure to Practice Medicine and Osteopathic Medicine in Idaho                      24.33.02 – Rules for the Licensure of Physician Assistants                      24.33.04 – Rules for the Licensure of Naturopathic Medical Doctors                      24.33.05 – Rules for the Licensure of Athletic Trainers to Practice in Idaho                      24.33.06 – Rules for Licensure of Respiratory Therapists and Permitting of Polysomnographers in Idaho                      24.33.07 – Rules for the Licensure of Dietitians                      24.34.01 – Rules of the Idaho Board of Nursing                      24.36.01 – Rules of the Idaho State Board of Pharmacy                      24.37.01 – Rules of the Idaho Real Estate Commission                      24.38.01 – Rules of the State of Idaho Board of Veterinary Medicine                      24.39.10 – Rules of the Idaho Electrical Board                      24.39.20 – Rules Governing Plumbing                      24.39.30 – Rules of Building Safety (Building Code Rules)                      24.39.31 – Rules for Factory Built Structures                      24.39.40 – Safety Rules for Elevators, Escalators, and Moving Walks                      24.39.50 – Rules of the Public Works Contractors License Board                      24.39.70 – Rules Governing Installation of Heating, Ventilation, and Air Conditioning Systems                      24.39.90 – Rules Governing the Damage Prevention Board</p>			
24-0000-2100F	New Chapters (999-000)	21-10SE	21-12SE	Not Approved

**History Notes of Sections Affected – Legislative Session 2022**

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 26 – Department of Parks &amp; Recreation</b>				
<b>26.01.03 – Rules Governing Recreation Programs</b> <b>26.01.21 – Rules Governing Leasing Practices and Procedures for Recreational Residences Within Heyburn State Park</b> <b>26.01.22 – Rules Governing Cooperating Associations</b> <b>26.01.24 – Rules Governing the Administration of the Sawtooth National Recreation Area Special License Plate Funds</b> <b>26.01.30 – Idaho Safe Boating Rules</b> <b>26.01.31 – Rules Governing the Administration of the Idaho Department of Parks and Recreation State and Federal Grant Funds</b> <b>26.01.34 – Idaho Protection Against Invasive Species Sticker Rules</b> <b>26.01.37 – Rules Governing Test Procedures and Instruments for Noise Abatement of Off Highway Vehicles</b>				
26-0000-2100	New Chapters (000-999) [Pending Rule Subsection 26.01.031.010.06 rejected by <a href="#">SCR 122</a> ]	21-10SE	21-12SE	(3-18-22)
<b>26.01.10 – Rules Governing the Administration of Temporary Permits on Lands Owned by the Idaho Department of Parks and Recreation</b> <b>26.01.20 – Rules Governing the Administration of Park and Recreation Areas and Facilities</b> <b>26.01.33 – Rules Governing the Administration of the Land and Water Conservation Fund Program</b>				
26-0000-2100F	New Chapters (000-999) [Fee(s) Approved / Partial Rejection 26.01.33.010.07 by <a href="#">SCR 123</a> ]	21-10SE	21-12SE	(3-18-22)

**IDAPA 28 – Department of Commerce**

<b>28.02.03 – Department of Commerce Grant Program Rules</b> <b>28.04.01 – Rules Governing the Idaho Reimbursement Incentive Act</b>				
28-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)

**IDAPA 29 – Idaho Potato Commission**

<b>29.01.01 – Rules of the Idaho Potato Commission</b>				
29-0000-2100	New Chapter (000-999)	21-10SE	21-12SE	(3-31-22)

***History Notes of Sections Affected – Legislative Session 2022***

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 31 – Public Utilities Commission</b>				
<b>31.12.01 – Systems of Accounts for Public Utilities Regulated by the Idaho Public Utilities Commission</b> <b>31.21.01 – Customer Relations Rules for Gas, Electric, and Water Public Utilities</b> <i>(The Utility Customer Relations Rules)</i> <b>31.26.01 – Master-Metering Rules for Electric Utilities</b> <b>31.31.01 – Gas Service Rules</b> <b>31.36.01 – Policies and Presumptions for Small Water Companies</b> <b>31.41.01 – Customer Relations Rules for Telephone Corporations Providing Services in Idaho</b> <i>Subject to Customer Service Regulation by the Idaho Public Utilities Commission</i> <i>(The Telephone Customer Relations Rules)</i> <b>31.46.01 – Universal Service Fund Rules</b> <b>31.46.02 – Rules for Telecommunications Relay Services (TRS)</b> <b>31.61.01 – Rules for the Measurement of Stray Current or Voltage (The Stray Voltage Rules)</b> <b>31.81.01 – Energy Consumption Reporting Rules</b>				
31-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>31.01.01, Rules of Procedure of the Idaho Public Utilities Commission</b>				
31-0101-2101	New ZBR Chapter (000-999)	21-10	21-12	(3-31-22)

**IDAPA 32 – Endowment Fund Investment Board**

<b>32.01.01 – Rules Governing the Credit Enhancement Program for School Districts</b>				
32-0101-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">SCR 124</a> ]	21-10SE	21-12SE	(3-25-22)

**IDAPA 34 – Secretary of State**

<b>34.02.02 – Rules Governing Complaint Process Under the Help America Vote Act</b> <b>34.03.01 – Rules Implementing the Sunshine Law</b> <b>34.04.02 – Rules Governing Business Entity Names</b> <b>34.06.01 – Rules Governing the Electronic Recording of Real Property</b> <b>34.07.01 – Rules Governing Notarial Acts Performed for Remotely Located Individuals</b>				
34-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>34.05.01 – Rules Governing Farm Products Central Filing System</b> <b>34.05.02 – Rules Governing Liens in Crops for Seed or Liens in Crops for Farm Labor</b> <b>34.05.03 – Requests for Information – Form UCC-4 – Fees</b> <b>34.05.06 – Rules Governing Lien Filings Under the UCC</b>				
34-0000-2100F	New Chapters (000-999) [Fee(s) Approved by <a href="#">SCR 124</a> ]	21-10SE	21-12SE	(3-25-22)



***History Notes of Sections Affected – Legislative Session 2022***

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 35 – State Tax Commission</b>				
<b>35.01.01 – Income Tax Administrative Rules</b> <b>35.01.02 – Idaho Sales and Use Tax Administrative Rules</b> <b>35.01.03 – Property Tax Administrative Rules</b> <b>35.01.05 – Idaho Motor Fuels Tax Administrative Rules</b> <b>35.01.06 – Hotel/Motel Room and Campground Sales Tax Administrative Rules</b> <b>35.01.08 – Mine License Tax Administrative Rules</b> <b>35.01.09 – Idaho Beer and Wine Taxes Administrative Rules</b> <b>35.01.10 – Idaho Cigarette and Tobacco Products Taxes Administrative Rules</b>				
35-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>35.01.07, Kilowatt Hour Tax Administrative Rules</b>				
35-0107-2101	New ZBR Chapter (000-999)	21-10	22-1	(3-31-22)
<b>35.02.01, Tax Commission Administration and Enforcement Rules</b>				
35-0201-2101	New ZBR Chapter (000-999) [Pending Rule Section 327 rejected by <a href="#">SCR 121</a> ]	21-10	22-1	(3-15-22)

**IDAPA 37 – Department of Water Resources**

<b>37.02.01 – Comprehensive State Water Plan Rules</b> <b>37.02.04 – Shoshone-Bannock Tribal Water Supply Bank Rules</b> <b>37.03.11 – Rules for Conjunctive Management of Surface and Ground Water Resources</b> <b>37.03.12 – Idaho Department of Water Resources Water Distribution Rules – Water District 34</b>				
37-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>37.02.03 – Water Supply Bank Rules</b> <b>37.03.01 – Adjudication Rules</b> <b>37.03.02 – Beneficial Use Examination Rules</b> <b>37.03.03 – Rules and Minimum Standards for the Construction and Use of Injection Wells</b> <b>37.03.04 – Drilling for Geothermal Resources Rules</b> <b>37.03.05 – Mine Tailings Impoundment Structures Rules</b> <b>37.03.06 – Safety of Dams Rules</b> <b>37.03.08 – Water Appropriation Rules</b> <b>37.03.09 – Well Construction Standards Rules</b> <b>37.03.10 – Well Driller Licensing Rules</b>				
37-0000-2100F	New Chapters (000-999) [Fee(s) Approved by <a href="#">SCR 123</a> ]	21-10SE	21-12SE	(3-18-22)
<b>37.01.01, Rules of Procedure of the Idaho Department of Water Resources and Idaho Water Resource Board</b>				
37-0101-2101	New ZBR Chapter (000-999) [Fee(s) Approved by <a href="#">SCR 123</a> ]	21-10	21-12	(3-18-22)
<b>37.03.07, Stream Channel Alteration Rules</b>				
37-0307-2101	New ZBR Chapter (000-999) [Fee(s) Approved by <a href="#">SCR 123</a> ]	21-9	21-12	(3-18-22)

***History Notes of Sections Affected – Legislative Session 2022***

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>IDAPA 38 – Department of Administration</b>				
<b>38.04.06 – Rules Governing Use of the Exterior of State Property in the Capitol Mall and Other State Facilities</b> <b>38.04.07 – Rules Governing Use of the Interior of State Property in the Capitol Mall and Other State Facilities</b> <b>38.04.09 – Rules Governing Use of the Chinden Office Complex</b> <b>38.05.01 – Rules of the Division of Purchasing</b>				
38-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
<b>38.04.04 – Rules Governing Capitol Mall Parking</b>				
38-0000-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">SCR 124</a> ]	21-10SE	21-12SE	(3-25-22)

**IDAPA 39 – Idaho Transportation Department**

<b>39.02.02 – Rules Governing Vehicle and Vessel Dealer License Requirements – Motor Vehicles</b> <b>39.02.03 – Rules Governing Vehicle Dealer’s Principal Place of Business and Claims to the Idaho Consumer Asset Recovery Fund</b> <b>39.02.09 – Rules Governing Requirements for Manufacturer’s Certificate of Origin (MCO)</b> <b>39.02.27 – Rules Governing Titling and Registration of Non-Resident Commercial Vehicles and Transient Farm Labor Vehicles</b> <b>39.02.42 – Rules Governing Conditional Vehicle Registration When Proof of Ownership is Insufficient</b> <b>39.02.43 – Rules Governing Registration and Title Fee Refunds</b> <b>39.02.45 – Rules Governing Fees for Lapsed Registration Periods</b> <b>39.02.46 – Rules Governing Temporary Motor Vehicle Registration Permit</b> <b>39.02.70 – Rules Governing Restricted Driving Permits</b> <b>39.02.71 – Rules Governing Driver’s License Violation Point System</b> <b>39.02.72 – Rules Governing Administrative License Suspensions</b> <b>39.02.73 – Rules Governing Accident Prevention Course</b> <b>39.02.75 – Rules Governing Names on Drivers’ Licenses and Identification Cards</b> <b>39.02.76 – Rules Governing Driver’s License and Identification Card Renewal-By-Mail and Electronic Renewal and Replacement Processes</b> <b>39.02.80 – Rules Governing Motor Carrier Financial Responsibility</b> <b>39.03.01 – Rules Governing Definitions Regarding Special Permits</b> <b>39.03.02 – Rules Governing Movement of Disabled Vehicles</b> <b>39.03.04 – Rules Governing Special Permits – Overweight Non-Reducible</b> <b>39.03.05 – Rules Governing Special Permits – Oversize Non-Reducible</b> <b>39.03.06 – Rules Governing Special Permits for Extra-Length/Excess Weight, Up to 129,000 Pound Vehicle Combinations</b> <b>39.03.07 – Rules Governing Special Permits for Reducible Loads</b> <b>39.03.08 – Rules Governing Self-Propelled Snowplows</b> <b>39.03.40 – Rules Governing Junkyards and Dumps</b> <b>39.03.41 – Rules Governing Traffic Control Devices</b> <b>39.03.42 – Rules Governing Highway Right-of-Way Encroachments on State Rights-of-Way</b> <b>39.03.44 – Rules Governing Highway Relocation Assistance for Persons Displaced by Public Programs</b> <b>39.03.47 – Rules Governing Certification of Local Improved Road Mileage</b> <b>39.03.48 – Rules Governing Routes Exempt From Local Plans and Ordinances</b> <b>39.03.49 – Rules Governing Ignition Interlock Devices</b> <b>39.03.50 – Rules Governing Safety Rest Areas</b> <b>39.03.60 – Rules Governing Outdoor Advertising, Accident Memorials, and Other Official Signs</b> <b>39.03.65 – Rules Governing Traffic Minute Entries</b> <b>39.03.80 – Rules Governing Legalization of Overloaded Vehicles</b> <b>39.04.01 – Rules Governing Aeronautics and Aviation</b>				
39-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)

***History Notes of Sections Affected – Legislative Session 2022***

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
<b>39.02.04 – Rules Governing Manufacturer and New Vehicle Dealer Hearing Fees</b> <b>39.02.05 – Rules Governing Issuance of Certificates of Title</b> <b>39.02.22 – Rules Governing Registration and Permit Fee Administration</b> <b>39.02.26 – Rules Governing Temporary Vehicle Clearance for Carriers</b> <b>39.02.41 – Rules Governing Special Provisions Applicable to Fees for Services</b> <b>39.02.60 – Rules Governing License Plate Provisions</b> <b>39.03.03 – Rules Governing Special Permits – General Conditions and Requirements</b>				
39-0000-2100F	New Chapters (000-999) [Fee(s) Approved by <a href="#">HCR 42</a> ]	21-10SE	21-12SE	(3-21-22)
<b>39.03.43, Rules Governing Utilities on State Highway Right-of-Way</b>				
39-0343-2102	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 42</a> ]	21-11	22-1	(3-21-22)

**IDAPA 40 – Commission on the Arts**

<b>40.01.01 – Rules of the Idaho Commission on the Arts</b>				
40-0000-2100	New Chapter (000-999)	21-10SE	21-12SE	(3-31-22)

**IDAPA 42 – Idaho Wheat Commission**

<b>42.01.01 – Rules of the Idaho Wheat Commission</b>				
42-0101-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 37</a> ]	21-10SE	21-12SE	(3-15-22)

**IDAPA 43 – Idaho Oilseed Commission**

<b>43.01.01 – Rules Governing the Idaho Oilseed Commission</b>				
43-0101-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 37</a> ]	21-10SE	21-12SE	(3-15-22)

**IDAPA 45 – Human Rights Commission**

<b>45.01.01 – Rules of the Idaho Human Rights Commission</b>				
45-0101-2100	New Chapter (000-999)	21-10SE	21-12SE	(3-31-22)

**IDAPA 48 – Grape Growers & Wine Producers Commission**

<b>48.01.01 – Rules of the Idaho Grape Growers and Wine Producers Commission</b>				
48-0101-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 48</a> ]	21-10SE	21-12SE	(3-23-22)

***History Notes of Sections Affected – Legislative Session 2022***

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
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**IDAPA 50 – Commission of Pardons and Parole**

**50.01.01 – Rules of the Commission of Pardons and Parole**

50-0101-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 50</a> ]	21-10SE	21-12SE	(3-23-22)
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**IDAPA 51 – Idaho Beef Council**

**51.01.01 – Idaho Beef Council Rules**

51-0101-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 37</a> ]	21-10SE	21-12SE	(3-15-22)
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**IDAPA 52 – Idaho State Lottery Commission**

**52.01.03 – Rules Governing Operations of the Idaho State Lottery**

52-0103-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">SCR 124</a> ]	21-10SE	21-12SE	(3-25-22)
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**IDAPA 53 – Idaho Barley Commission**

**53.01.01 – Rules of the Idaho Barley Commission**

53-0101-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 37</a> ]	21-10SE	21-12SE	(3-15-22)
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**IDAPA 55 – Division of Career Technical Education**

**55.01.03 – Rules of Career Technical Schools**  
**55.01.04 – Rules Governing Idaho Quality Program Standards Incentive Grants and Agricultural Education Program Start-Up Grants**

55-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)
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**IDAPA 57 – Sexual Offender Management Board**

**57.01.01 – Rules of the Sexual Offender Management Board**

57-0101-2100F	New Chapter (000-999) [Fee(s) Approved by <a href="#">HCR 50</a> ]	21-10SE	21-12SE	(3-23-22)
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**History Notes of Sections Affected – Legislative Session 2022**

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
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**IDAPA 58 – Department of Environmental Quality**

<p><b>58.01.02 – Water Quality Standards</b>  <b>58.01.03 – Individual/Subsurface Sewage Disposal Rules and Rules for Cleaning of Septic Tanks</b>  <b>58.01.10 – Rules Regulating the Disposal of Radioactive Materials Not Regulated Under the Atomic Energy Act of 1954, as Amended</b>  <b>58.01.16 – Wastewater Rules</b>  <b>58.01.17 – Recycled Water Rules</b>  <b>58.01.22 – Rules for Administration of Planning Grants for Drinking Water and Wastewater Facilities</b>  <b>58.01.23 – Contested Case Rules and Rules for Protection and Disclosure of Records</b>  <b>58.01.24 – Standards and Procedures for Application of Risk Based Corrective Action at Petroleum Release Sites</b></p>				
58-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)

<p><b>58.01.01 – Rules for the Control of Air Pollution in Idaho</b>  <b>58.01.05 – Rules and Standards for Hazardous Waste</b>  <b>58.01.06 – Solid Waste Management Rules</b>  <b>58.01.07 – Rules Regulating Underground Storage Tank Systems</b>  <b>58.01.08 – Idaho Rules for Public Drinking Water Systems</b>  <b>58.01.09 – Rules Regulating Swine Facilities</b>  <b>58.01.11 – Ground Water Quality Rule</b>  <b>58.01.12 – Rules for Administration of Wastewater and Drinking Water Loan Funds</b>  <b>58.01.13 – Rules for Ore Processing by Cyanidation</b>  <b>58.01.14 – Rules Governing Fees for Environmental Operating Permits, Licenses, and Inspection Services</b>  <b>58.01.18 – Idaho Land Remediation Rules</b>  <b>58.01.25 – Rules Regulating the Idaho Pollutant Discharge Elimination System Program</b></p>				
58-0000-2100F	New Chapters (000-999) [Fee(s) Approved by <a href="#">SCR 125</a> ]	21-10SE	21-12SE	(3-24-22)

**IDAPA 59 – Public Employee Retirement System of Idaho - PERSI**

<p><b>59.01.01 – Rules for the Public Employee Retirement System of Idaho (PERSI)</b>  <b>59.02.01 – Rules for the Judges’ Retirement Fund</b></p>				
59-0000-2100	New Chapters (000-999)	21-10SE	21-12SE	(3-31-22)

**IDAPA 60 – Idaho State Soil and Water Conservation Commission**

<p><b>60.05.01 – Rules of the Idaho State Soil and Water Conservation Commission</b></p>				
60-0501-2100	New Chapter (000-999)	21-10SE	21-12SE	(3-31-22)

**IDAPA 61 – State Public Defense Commission**

<p><b>61.01.01, General Provisions and Definitions</b></p>				
61-0101-2101	010	21-9	22-1	(3-31-22)
<p><b>61.01.02, Requirements and Procedures for Representing Indigent Persons</b></p>				
61-0102-2101	020-090	21-9	22-1	(3-31-22)

**IDAPA 02 – DEPARTMENT OF AGRICULTURE**

**02.04.19 – RULES GOVERNING DOMESTIC CERVIDAE**

**DOCKET NO. 02-0419-2201**

**NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section(s) 25-203, 25-305, 25-601, and 25-3704, Idaho Code

**MEETING SCHEDULE:** Public meetings on the negotiated rulemaking will be held as follows:

<b>PUBLIC MEETINGS SET FOR PARTICIPATION VIA TELEPHONE AND WEB CONFERENCING</b>	
<b>Tuesday, May 24, 2022 10:00 a.m. (MT)</b>	<b>Tuesday, June 14, 2022 10:00am (MT)</b>

Rulemaking meetings will be held via web conferencing to provide a rulemaking platform that enables broad participation by stakeholders from across the state and minimize travel for stakeholders. Contact [rulesinfo@isda.idaho.gov](mailto:rulesinfo@isda.idaho.gov) to make arrangements for participation by telephone and web conferencing.

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting via telephone and web conferencing. Individuals interested in participating by telephone and web conferencing should contact [rulesinfo@isda.idaho.gov](mailto:rulesinfo@isda.idaho.gov). For those who cannot participate by attending the meeting, information for submitting written comments is provided below.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

**DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

The Idaho Wildlife Federation (IWF) submitted a Petition to Initiate Rulemaking on March 8, 2022. The petition outlined a request to Section 500.02 related to Enhanced Surveillance. IWF is requesting an addition of a condition for enhanced CWD surveillance:

- Any facility located within twenty-five (25) miles of a confirmed case of CWD in wild cervids.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text, contact Lloyd Knight, Rules Review Officer at (208)332-8664. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the ISDA web site at the following web address: [www.agri.idaho.gov](http://www.agri.idaho.gov).

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before June 17, 2022.

Dated this 4th day of May, 2022

Lloyd Knight  
Rules Review Officer  
Idaho Department of Agriculture  
2270 Old Penitentiary Road  
P.O. Box 7249  
Boise, Idaho 83707  
Phone: (208) 332-8664  
Fax: (208) 334-2170

# IDAPA 08 – STATE BOARD OF EDUCATION

DOCKET NO. 08-0000-2100

## NOTICE OF FINAL RULE – AGENCY FILING

**AUTHORITY:** In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending rule promulgated under Docket No. 08-0000-2100. Only those sections of the rule affected by House Concurrent Resolutions (HCRs) 45 and 39 are being reprinted here as a final rule.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement regarding the partial rejection:

Pursuant to **HCR 45 & HCR 39**, IDAPA 08, rules of the Idaho State Board of Education, the amendment to Chapter 08.02.01, “Rules Governing Administration,” Section 801, Subsection 02.f.; the amendment to Chapter 08.02.02, “Rules Governing Uniformity,” Section 004, Subsection 01; and the amendments to Chapter 08.02.03, “Rules Governing Thoroughness,” Section 004, Subsections 01.d., 01.h., and 01.j.; Section 105, Subsections 01.d.ii., iii., and iv.; and Section 112, Subsection 03.a.ii. and b.ii., only, adopted as a pending rule under Omnibus Docket Number **08-0000-2100**, is not consistent with legislative intent and is rejected and declared null, void and of no force and effect. Only the affected sections are reprinted here as affected by HCR 45 and HCR 39 following this notice.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this notice, contact Brad Hunt, Administrative Rules Coordinator, at (208) 854-3096.

DATED this 4th day of May, 2022.

Brad Hunt  
Administrative Rules Coordinator  
Office of the Administrative Rules Coordinator  
Division of Financial Management  
P.O. Box 83720, Boise, ID 83720-0032  
Phone: (208) 854-3096  
[adminrules@dfm.idaho.gov](mailto:adminrules@dfm.idaho.gov)

**The pending rule adopted under this docket was partially rejected by HCRs 45 and 39.  
The following rule text is the codified final rule and includes the rejected  
pending rule text ~~shown here as stricken.~~**

### 08.02.01 – RULES GOVERNING ADMINISTRATION

*(BREAK IN CONTINUITY OF SECTIONS)*

#### **801. CONTINUOUS IMPROVEMENT PLANNING AND TRAINING.**

In accordance with Section 33-320, Idaho Code, every local education agency (LEA) shall develop and maintain a strategic plan that includes a continuous improvement process focused on improving student performance of the LEA. (3-15-22)



- 01. Definitions.** (3-15-22)
- a.** Administrator. As used in this section administrator means the superintendent of the school district or administrator of a charter school. (3-15-22)
  - b.** Board. Board means the Idaho State Board of Education. (3-15-22)
  - c.** Executive Director. Executive Director means the Executive Director of the Idaho State Board of Education. (3-15-22)
  - d.** Local Education Agency Board. As used in this section local education agency or LEA Board means the board of trustees of a school district or board of directors of a charter school. (3-15-22)
  - e.** Local Education Agency. As used in this section local education agency (LEA) means public school district or charter school.. (3-15-22)
  - f.** Continuous Improvement Plan. As used in this section, a continuous improvement plan focuses on annual measurable outcomes and the analysis of data to assess and prioritize needs and measure outcomes. (3-15-22)
- 02. Reimbursement Eligibility.** LEA's may request reimbursement for training conducted pursuant to Section 33-320, Idaho Code. Such training must be available to local governing board members and school district and charter school administrators. To be eligible for reimbursement the training and trainer must meet the following criteria: (3-15-22)
- a.** Training. The training must cover one (1) or more the follow subjects: (3-15-22)
    - i.** Continuous improvement planning training. Continuous improvement planning training must include, but is not limited to, training on continuous process improvement, use and analysis of data, and methods for setting measurable targets based on student outcomes; (3-15-22)
    - ii.** School finance; (3-15-22)
    - iii.** Administrator evaluations, including, but not limited to, specifics on the Idaho state evaluation requirements and framework; (3-15-22)
    - iv.** Ethics; or (3-15-22)
    - v.** Governance. (3-15-22)
  - b.** Documentation of Training. Training records shall be kept by the LEA showing: (3-15-22)
    - i.** The length of the training in hours; (3-15-22)
    - ii.** The subject(s) covered by the training; (3-15-22)
    - iii.** The participants included in the training or validation of attendance of specific participants as applicable; and (3-15-22)
    - iv.** The curriculum, agenda, or other documentation detailing the content of the training. (3-15-22)
  - c.** Training Format. A majority of the LEA board and the administrator must collaborate on the continuous improvement plan and engage students, parents, educators and the community, as applicable to the training subject and format. The training facilitator must be physically present or have the ability to interact directly with all training participants. Sufficient time must be provided during the sessions to give the participants an opportunity to discuss issues specific to the LEA. (3-15-22)

- d. Trainer Qualifications. The trainer must meet the following qualifications: (3-15-22)
  - i. May not be a current employee of the LEA; (3-15-22)
  - ii. Must have two (2) years of documented training experience in the area of training being provided for the LEA; and (3-15-22)
  - iii. Must provide at least three (3) recommendations from individuals who participated in past training sessions conducted by the trainer. These recommendations must be included with the application to determine the trainer's qualifications. (3-15-22)
- e. Qualified Trainers. Trainer qualifications will be determined by the Office of the State Board of Education. The State Board of Education will maintain a list of qualified trainers and the subject areas in which they are qualified. (3-15-22)
  - i. An individual or company may submit an application for consideration to be placed on the list of qualified trainers or the LEA may submit the application on behalf of the individual or company. (3-15-22)
  - ii. Applications must be submitted to the Executive Director in a format established by the Executive Director. (3-15-22)
  - iii. Trainer qualifications must be determined prior to the LEA's request for reimbursement of training costs. (3-15-22)

***[Pending Subsection 08.02.01.802.02.f. has been rejected by HCR 45]***

~~f. Eligible Reimbursements. Up to one thousand (1,000) dollars of travel expenses per training may be reimbursed. Refreshments are not an eligible reimbursement expense. (←)~~

**03. Audit.** If requested, LEA's must provide training documentation or other information to verify eligibility prior to reimbursement. (3-15-22)

## 08.02.02 – RULES GOVERNING UNIFORMITY

### (BREAK IN CONTINUITY OF SECTIONS)

#### **004. INCORPORATION BY REFERENCE.**

The State Board of Education adopts and incorporates by reference into its rules: (3-15-22)

***[Pending Subsection 08.02.02.004.01 has been rejected by HCR 45]***

~~01. Idaho Standards for the Initial Certification of Professional School Personnel as approved on June 9, 2019. Copies of this document can be found on the Office of the State Board of Education website at <https://boardofed.idaho.gov>. (←)~~

**01. Standards for Idaho School Buses and Operations as approved on November 15, 2017.** The Standards for Idaho School Buses and Operations are available at the Idaho State Department of Education, 650 W. State St., Boise Idaho, 83702 and can also be accessed electronically at <https://boardofed.idaho.gov>. (3-15-22)

**02. Operating Procedures for Idaho Public Driver Education Programs as approved on June 16, 2016.** The Operating Procedures for Idaho Public Driver Education Programs are available at the Idaho State Department of Education, 650 W. State St., Boise, Idaho, 83702 and can also be accessed electronically at <https://boardofed.idaho.gov>. (3-15-22)

08.02.03 – RULES GOVERNING THOROUGHNESS

(BREAK IN CONTINUITY OF SECTIONS)

*[Pending Subsections 004.01.d., 01.h., and 01.j. have been rejected and declared null, void, and of no force and effect as of July 1, 2022, as specified in HCR 45]*

**004. INCORPORATION BY REFERENCE.**

The following documents are incorporated into this rule: (3-15-22)

**01. The Idaho Content Standards.** The Idaho Content Standards as adopted by the State Board of Education. Individual subject content standards are adopted in various years in relation to the curricular materials adoption schedule. Copies of the document can be found on the State Board of Education website at <https://boardofed.idaho.gov>. (3-15-22)

- a. Arts and Humanities Categories: (3-15-22)
  - i. Dance, as revised and adopted on August 11, 2016; (3-15-22)
  - ii. Interdisciplinary Humanities, as revised and adopted on August 11, 2016; (3-15-22)
  - iii. Media Arts, as adopted on August 11, 2016. (3-15-22)
  - iv. Music, as revised and adopted on August 11, 2016; (3-15-22)
  - v. Theater, as revised and adopted on August 11, 2016; (3-15-22)
  - vi. Visual Arts, as revised and adopted on August 11, 2016; (3-15-22)
  - vii. World languages, as revised and adopted on August 11, 2016. (3-15-22)
- b. Computer Science, adopted on November 28, 2016. (3-15-22)
- c. Driver Education, as revised and adopted on August 10, 2017. (3-15-22)
- ~~d. English Language Arts/Literacy, as revised and adopted on November 28, 2016. (3-15-22)~~
- e. Health, as revised and adopted on August 11, 2016. (3-15-22)
- f. Information and Communication Technology, as revised and adopted on August 10, 2017. (3-15-22)
- g. Limited English Proficiency, as revised and adopted on August 21, 2008. (3-15-22)
- ~~h. Mathematics, as revised and adopted on August 11, 2016. (3-15-22)~~
- i. Physical Education, as revised and adopted on August 11, 2016. (3-15-22)
- ~~j. Science, as revised and adopted on August 10, 2017. (3-15-22)~~
- k. Social Studies, as revised and adopted on November 28, 2016. (3-15-22)
- l. College and Career Readiness Competencies adopted on June 15, 2017. (3-15-22)

**02. The English Language Development (ELD) Standards.** The WIDA 2020 English Language Development (ELD) Standards statements as adopted by the State Board of Education on August 26, 2021. Copies of the document can be found at <https://wida.wisc.edu>. (3-15-22)

**03. The Idaho English Language Proficiency Assessment (ELPA) Achievement Standards.** The Idaho English Language Proficiency Assessment (ELPA) Achievement Standards as adopted by the State Board of Education on October 18, 2017. Copies of the document can be found on the State Board of Education website at <https://boardofed.idaho.gov>. (3-15-22)

**04. The Idaho Standards Achievement Tests (ISAT) Achievement Level Descriptors.** Achievement Level Descriptors as adopted by the State Board of Education on April 14, 2016. Copies of the document can be found on the State Board of Education website at <https://boardofed.idaho.gov>. (3-15-22)

**05. The Idaho Content Standards Core Content Connectors.** The Idaho Content Standards Core Content Connectors as adopted by the State Board of Education. Copies of the document can be found at the State Board of Education website at <https://boardofed.idaho.gov>. (3-15-22)

**a.** English Language Arts, as adopted by the State Board of Education on August 10, 2017. (3-15-22)

**b.** Mathematics, as adopted by the State Board of Education on August 10, 2017. (3-15-22)

**c.** Science, as adopted by the State Board of Education on June 19, 2019. (3-15-22)

**06. The Idaho Alternate Assessment Achievement Standards.** Alternate Assessment Achievement Standards as adopted by the State Board of Education on October 18, 2017. Copies of the document can be found on the State Board of Education website at <https://boardofed.idaho.gov>. (3-15-22)

**07. The Idaho Standards for Infants, Toddlers, Children, and Youth Who Are Deaf or Hard of Hearing.** As adopted by the State Board of Education on October 11, 2007. Copies of the document can be found on the State Board of Education website at <https://boardofed.idaho.gov>. (3-15-22)

**08. The Idaho Standards for Infants, Toddlers, Children, and Youth Who Are Blind or Visually Impaired.** As adopted by the State Board of Education on October 11, 2007. Copies of the document can be found on the State Board of Education website at <https://boardofed.idaho.gov>. (3-15-22)

**09. The Idaho Special Education Manual.** The Idaho Special Education Manual as adopted by the State Board of Education on October 17, 2018. Copies of the document can be found on the State Board of Education website at <https://boardofed.idaho.gov>. (3-15-22)

**(BREAK IN CONTINUITY OF SECTIONS)**

**105. HIGH SCHOOL GRADUATION REQUIREMENTS.**

A student must meet all of the requirements identified in this section before the student will be eligible to graduate from an Idaho high school. The local school district or LEA may establish graduation requirements beyond the state minimum. (3-15-22)

**01. Credit Requirements.** The State minimum graduation requirement for all Idaho public high schools is forty-six (46) credits and must include twenty-nine (29) credits in core subjects as identified in Paragraphs 105.01.c. through 105.01.h. (3-15-22)

**a.** Credits. One (1) credit shall equal sixty (60) hours of total instruction. School districts or LEA's may request a waiver from this provision by submitting a letter to the State Department of Education for approval, signed by the superintendent and chair of the board of trustees of the district or LEA. The waiver request shall provide information and documentation that substantiates the school district or LEA's reason for not requiring sixty

(60) hours of total instruction per credit. (3-15-22)

b. Mastery. Notwithstanding the credit definition of Subsection 105.01.a., a student may also achieve credits by demonstrating mastery of a subject's content standards as defined and approved by the local education agency (LEA.) (3-15-22)

c. Secondary Language Arts and Communication. Nine (9) credits are required. Eight (8) credits of instruction in Language Arts. Each year of Language Arts shall consist of language study, composition, and literature and be aligned to the Idaho Content Standards for the appropriate grade level. One (1) credit of instruction in communications consisting of oral communication and technological applications that includes a course in speech, a course in debate, or a sequence of instructional activities that meet the Idaho Speech Content Standards requirements. (3-15-22)

d. Mathematics. Six (6) credits are required. Secondary mathematics includes Integrated Mathematics, Applied Mathematics, Business Mathematics, Algebra, Geometry, Trigonometry, Fundamentals of Calculus, Probability and Statistics, Discrete Mathematics, and courses in mathematical problem solving and quantitative reasoning including mathematics taken through career technical education programs. Dual credit engineering and computer science courses aligned to the state standards for grades nine (9) through (12), including AP Computer Science and dual credit computer Science courses may also be counted as a mathematics credit. Students who choose to take computer science and dual credit engineering courses may not concurrently count such courses as both a mathematics and science credit for the same course. (3-15-22)

i. Students must complete secondary mathematics in the following areas: (3-15-22)

(1) Two (2) credits of Algebra I, Algebra I level equivalent Integrated Mathematics or courses that meet the High School Algebra Content Standards; (3-15-22)

(2) Two (2) credits of Geometry, Geometry level equivalent Integrated Mathematics, or courses that meet the Idaho High School Geometry Content Standards; and (3-15-22)

(3) Two (2) credits of mathematics of the student's choice. (3-15-22)

***[Pending Subsections 08.02.03.105.01.d.ii., iii., and iv. have been rejected by HCR 45]***

~~ii. Two (2) credits of the required six (6) credits of mathematics must be taken in the last year of high school in which the student intends to graduate. For the purposes of this subsection, the last year of high school shall include the summer preceding the fall start of classes. Students who return to school during the summer or the following fall of the next year for less than a full schedule of courses due to failing to pass a course other than mathematics are not required to retake a mathematics course as long as they have earned six (6) credits of high school level mathematics. (—)~~

~~iii. Students who have completed six (6) or more high school credits of mathematics prior to the fall of their last year of high school, including at least two (2) semesters of an Advanced Placement or dual credit calculus or higher level course, are exempt from taking mathematics during their last year of high school. High School mathematics credits completed in middle school shall count for the purposes of this section. (—)~~

~~iv. Students who earn eight (8) or more high school credits of mathematics that include Algebra II or higher level of mathematics class before the student's senior year are not required to take mathematics during their last year of high school. High school mathematics credits earned in middle school shall count for the purposes of this section. (—)~~

e. Science. Six (6) credits are required, two (2) of which will be laboratory based. Secondary sciences include instruction in applied sciences, earth and space sciences, physical sciences, life sciences, and computer science. (3-15-22)

i. Secondary sciences include instruction in the following areas: biology, computer science, physical science or chemistry, and earth, space, environment, or approved applied science. (3-15-22)

**f.** Social Studies. Five (5) credits are required, including government (two (2) credits), United States history (two (2) credits), and economics (one (1) credit). Courses such as geography, sociology, psychology, and world history may be offered as electives, but are not to be counted as a social studies requirement. (3-15-22)

**g.** Humanities. Two (2) credits are required. Humanities courses include instruction in visual arts, music, theatre, dance, or world language aligned to the Idaho content standards for those subjects. Other courses such as literature, history, philosophy, architecture, or comparative world religions may satisfy the humanities standards if the course is aligned to the Interdisciplinary Humanities Content Standards. (3-15-22)

**h.** Health/Wellness. One (1) credit is required. Course must be aligned to the Idaho Health Content Standards. Effective for all public school students who enter grade nine (9) in Fall 2015 or later, each student shall receive a minimum of one (1) class period on psychomotor cardiopulmonary resuscitation (CPR) training as outlined in the American Heart Association (AHA) Guidelines for CPR to include the proper utilization of an automatic external defibrillator (AED) as part of the Health/Wellness course. (3-15-22)

**i.** Students participating in one (1) season in any sport recognized by the Idaho High School Activities Association or club sport recognized by the local school district, or eighteen (18) weeks of a sport recognized by the local school district may choose to substitute participation up to one (1) credit of physical education. Students must show mastery of the Physical Education Content Standards in a format provided by the school district. (3-15-22)

**02. Content Standards.** Each student shall meet locally established subject area standards (using state content standards as minimum requirements) demonstrated through various measures of accountability including examinations or other measures. (3-15-22)

**03. Senior Project.** The senior project is a culminating project to show a student's ability to analyze, synthesize, and evaluate information and communicate that knowledge and understanding. A student must complete a senior project by the end of grade twelve (12). Senior projects may be multi-year projects, group or individual projects, or approved pre-internship or school to work internship programs, at the discretion of the school district or charter school. The project must include elements of research, development of a thesis using experiential learning or integrated project based learning experiences and presentation of the project outcome. Additional requirements for a senior project are at the discretion of the local school district or LEA. Completion of a postsecondary certificate or degree at the time of high school graduation or an approved pre-internship or internship program may be used to meet this requirement. (3-15-22)

**04. Civics and Government Proficiency.** Pursuant to Section 33-1602, Idaho Code, each LEA may establish an alternate path for determining if a student has met the state civics and government content standards. Alternate paths are open to all students in grades seven (7) through twelve (12.) Any student who has been determined proficient in the state civics and government content standards either through the completion of the civics test or an alternate path shall have it noted on the student's high school transcript. (3-15-22)

**05. Middle School.** A student will have met the high school content and credit area requirement for any high school course if the requirements outlined in Subsections 105.06.a. through 105.06.c. of this rule are met. (3-15-22)

**a.** The student completes such course with a grade of C or higher before entering grade nine (9); (3-15-22)

**b.** The course meets the same content standards that are required in high school for the same course; (3-15-22)  
and

**c.** The course is taught by a teacher properly certified to teach high school content and who meets the federal definition of highly qualified for the course being taught. (3-15-22)

**d.** The student shall be given a grade for the successful completion of that course and such grade and the number of credit hours assigned to the course will be transferred to the student's high school transcript.

Notwithstanding this requirement, the student's parent or guardian shall be notified in advance when credits are going to be transcribed and may elect to not have the credits and grade transferred to the student's high school transcript. Courses taken in middle school appearing in the student's high school transcript, pursuant to this subsection, shall count for the purpose of high school graduation. However, the student must complete the required number of credits in all high school core subjects as identified in Subsections 105.01.c. through 105.01.h. except as provided in 105.01.d.iii. The transcribing high school is required to verify the course meets the requirements specified in Subsections 105.05.a. through 105.05.c. of this rule. (3-15-22)

**06. Special Education Students.** A student who is eligible for special education services under the Individuals With Disabilities Education Improvement Act may, with the assistance of the student's Individualized Education Program (IEP) team, meet the graduation requirements through to the current Idaho Special Education Manual specifications. (3-15-22)

**07. Foreign Exchange Students.** A foreign exchange student may be eligible for graduation by completing a comparable program as approved by the LEA. (3-15-22)

**(BREAK IN CONTINUITY OF SECTIONS)**

**112. ACCOUNTABILITY.**

School district, charter district and public charter school accountability will be based on multiple measures aimed at providing meaningful data showing progress toward interim and long-term goals set by the State Board of Education for student achievement and school improvement. The state accountability framework will be used to meet both state and federal school accountability requirements and will be broken up by school category and include measures of student academic achievement and school quality as determined by the State Board of Education. (3-15-22)

**01. School Category.** (3-15-22)

**a.** Kindergarten through grade eight (K-8): Schools in this category include elementary and middle schools as defined in Subsection 112.05.f. (3-15-22)

**b.** High Schools, not designated as alternative high schools, as defined in Subsection 112.05.f. (3-15-22)

**c.** Alternative High Schools. (3-15-22)

**02. Academic Measures by School Category.** (3-15-22)

**a.** K-8: (3-15-22)

**i.** Idaho Standards Achievement Tests (ISAT) Proficiency. (3-15-22)

**ii.** ISAT growth toward proficiency based on a trajectory model approved by the State Board of Education. (3-15-22)

**iii.** ISAT proficiency gap closure. (3-15-22)

**iv.** Idaho statewide reading assessment proficiency. (3-15-22)

**v.** English Learners achieving English language proficiency. (3-15-22)

**vi.** English Learners achieving English language growth toward proficiency. (3-15-22)

**b.** High School: (3-15-22)

**i.** ISAT proficiency. (3-15-22)

- ii. ISAT proficiency gap closure. (3-15-22)
  - iii. English Learners achieving English language proficiency. (3-15-22)
  - iv. English Learners achieving English language growth toward proficiency. (3-15-22)
  - v. Four (4) year cohort graduation rate, including students who complete graduation requirements prior to the start of the school district or charter schools next fall term. (3-15-22)
  - vi. Five (5) year cohort graduation rate, including students who complete graduation requirements prior to the start of the school district or charter schools next fall term. (3-15-22)
  - c. Alternative High School: (3-15-22)
    - i. ISAT proficiency. (3-15-22)
    - ii. English learners achieving English language proficiency. (3-15-22)
    - iii. English learners achieving English language growth towards proficiency. (3-15-22)
    - iv. Four (4) year cohort graduation rate, including students who complete graduation requirements prior to the start of the school district or charter schools next fall term. (3-15-22)
    - v. Five (5) year cohort graduation rate, including students who complete graduation requirements prior to the start of the school district or charter schools next fall term. (3-15-22)
- 03. School Quality Measures by School Category. (3-15-22)**
- a. K-8: (3-15-22)
    - i. Students in grade 8 enrolled in pre-algebra or higher. (3-15-22)

*[Pending Subsection 08.02.03.112.03.a.ii. has been rejected by HCR 45]*

- ~~ii. Chronic Absenteeism. (←→)~~
- ii. Communication with parents on student achievement (effective starting in the 2018-2019 school year). (3-15-22)
- b. High School: (3-15-22)
  - i. College and career readiness determined through a combination of students participating in advanced opportunities, earning industry recognized certification, and/or participation in recognized high school apprenticeship programs. (3-15-22)

*[Pending Subsection 08.02.03.112.03.b.ii. has been rejected by HCR 45]*

- ~~ii. Chronic Absenteeism. (←→)~~
- ii. Students in grade 9 enrolled in algebra I or higher. (3-15-22)
- iii. Communication with parents on student achievement (effective starting in the 2018-2019 school year). (3-15-22)
- c. Alternative High School: (3-15-22)



- i. Credit recovery and accumulation. (3-15-22)
- ii. College and career readiness determined through a combination of students participating in advanced opportunities, earning industry recognized certification, and/or participation in recognized high school apprenticeship programs. (3-15-22)
- iii. State satisfaction and engagement survey administered to parents, students, and teachers (effective starting in the 2018-2019 school year). (3-15-22)
- iv. Communication with parents on student achievement (effective starting in the 2018-2019 school year). (3-15-22)

**04. Reporting.** Methodologies for reporting measures and determining performance will be set by the State Board of Education. (3-15-22)

**05. Annual Measurable Progress Definitions.** For purposes of calculating and reporting progress, the following definitions shall be applied. (3-15-22)

- a. Annual Measurable Progress. (3-15-22)
  - i. The State Department of Education will make determinations for schools and districts each year. Results will be given to the districts at least one (1) month prior to the first day of school. (3-15-22)
  - ii. The State Board of Education will set long-term goals and measurements of interim progress targets toward those goals. The baseline for determining measurable student progress will be set by the State Board of Education and shall identify the amount of growth (percentage of students reaching proficiency) required for each intermediate period. (3-15-22)
- b. Full Academic Year (continuous enrollment). (3-15-22)
  - i. A student who is enrolled continuously in the same public school from the end of the first eight (8) weeks or fifty-six (56) calendar days of the school year through the state approved spring testing administration period, not including the make-up portion of the test window, will be included in the calculation to determine if the school achieved progress in any statewide assessment used for determining proficiency. A student is continuously enrolled if the student has not transferred or dropped-out of the public school. Students who are serving suspensions are still considered to be enrolled students. (3-15-22)
  - ii. A student who is enrolled continuously in the school district from the first eight (8) weeks or fifty-six (56) calendar days of the school year through the state approved spring testing administration period, not including the make-up portion of the test window, will be included when determining if the school district has achieved AYP. (3-15-22)
  - iii. A student who is enrolled continuously in a public school within Idaho from the end of the first eight (8) weeks or fifty-six (56) calendar days of the school year through the state approved spring testing administration period, not including the make-up portion of the test window, will be included when determining if the state has achieved progress in any statewide assessment used for determining proficiency. (3-15-22)
- c. Participation Rate. (3-15-22)
  - i. Failure to include ninety-five percent (95%) of all students and ninety-five percent (95%) of students in designated subgroups automatically identifies the school as not having achieved measurable progress in ISAT proficiency. The ninety-five percent (95%) determination is made by dividing the number of students assessed on the Spring ISAT by the number of students reported on the class roster file for the Spring ISAT. (3-15-22)
  - (1) If a school district does not meet the ninety-five percent (95%) participation target for the current year, the participation rate can be calculated by the most current three (3) year average of participation. (3-15-22)

(2) Students who are absent for the entire state-approved testing window because of medical reasons or are homebound are exempt from taking the ISAT if such circumstances prohibit them from participating. Students who drop out, withdraw, or are expelled prior to the beginning of the final makeup portion of the test window are considered exited from the school. (3-15-22)

ii. For groups of ten (10) or more students, absences for the state assessment may not exceed five percent (5%) of the current enrollment or two (2) students, whichever is greater. Groups of less than ten (10) students will not have a participation determination. (3-15-22)

**d.** Schools. As used in this section, schools refers to any school within a school district or charter district and public charter schools. (3-15-22)

i. An elementary school includes a grade configuration of grades Kindergarten (K) through six (6) inclusive, or any combination thereof. (3-15-22)

ii. A middle school is a school that does not meet the definition of an elementary school and contains grade eight (8) but does not contain grade twelve (12). (3-15-22)

iii. A high school is any school that contains grade twelve (12). (3-15-22)

iv. An alternative high school is any school that contains grade twelve (12) and meets the requirements of Section 110 of these rules. (3-15-22)

v. The accountability of public schools without grades assessed by this system (i.e., K-2 schools) will be based on the third grade test scores of the students who previously attended that feeder school. (3-15-22)

vi. A “new school” for purposes of accountability is a wholly new entity receiving annual measurable progress determinations for the first time, or a school with a significant student population change as a result of schools being combined or geographic boundaries changing, or a result of successful school restructuring sanctioned by the Office of the State Board of Education. (3-15-22)

**e.** Subgroups. Scores on the ISAT must be disaggregated and reported by the following subgroups: (3-15-22)

i. Race/Ethnicity - Black/African American, Asian, Native Hawaiian/Pacific Islander, White, Hispanic/Latino Ethnicity, American Indian/Alaska Native. (3-15-22)

ii. Economically disadvantaged - identified through the free and reduced lunch program. (3-15-22)

iii. Students with disabilities - individuals who are eligible to receive special education services through the Individuals with Disabilities Education Act (IDEA). (3-15-22)

iv. Limited English Proficient - individuals who do not score proficient on the state-approved language proficiency test and meet one (1) of the following criteria: (3-15-22)

(1) Individuals whose native language is a language other than English; or (3-15-22)

(2) Individuals who come from environments where a language other than English is dominant; or (3-15-22)

(3) Individuals who are American Indian and Alaskan natives and who come from environments where a language other than English has had a significant impact on their level of English language proficiency, and who, by reason thereof, have sufficient difficulty speaking, reading, writing, or understanding the English language to deny such individuals the opportunity to learn successfully in classrooms, where the language of instruction is English. (3-15-22)

**f.** Graduation Rate. The graduation rate will be based on the rate of the cohort of students entering

grade nine (9) during the same academic year and attending or exiting the school within a four (4) year or five (5) year period as applicable to the measure being determined. In determining the graduation cohort the school year shall include the students who complete graduation requirements prior to the start of the school district or charter schools next fall term. School districts may only report students as having graduated if the student has met, at a minimum, the state graduation requirements, pursuant to Section 105, and will not be returning to the school in following years to complete required academic course work. The State Board of Education will establish a target for graduation. All high schools must meet the target or make sufficient progress toward the target each year, as determined by the State Board of Education. The graduation rate will be disaggregated by the subgroups listed in Subsection 112.05.g.

(3-15-22)

**g.** Additional Academic Indicator. The State Board of Education will establish a target for all additional academic and school quality measures. All schools must maintain or make progress toward the additional academic and school quality measure target each year. The additional academic and school quality measure targets will be disaggregated by the subpopulations listed in Subsection 112.05.g.

(3-15-22)

## IDAPA 09 – IDAHO DEPARTMENT OF LABOR

DOCKET NO. 09-0000-2100

### NOTICE OF FINAL RULE – AGENCY FILING

**AUTHORITY:** In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending rule promulgated under Docket No. 09-0000-2100. Only the section of the rule affected by House Concurrent Resolution (HCR) 49 is being reprinted here as a final rule.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement regarding the partial rejection:

Pursuant to **HCR 49**, IDAPA 09, rules of the Idaho Department of Labor, the amendment to Chapter 09.01.30, “Unemployment Insurance Benefits Administration Rules,” Section 525, Subsection 10, only, adopted as a pending rule under Omnibus Docket Number **09-0000-2100**, is not consistent with legislative intent and is rejected and declared null, void and of no force and effect. Only the affected section is reprinted here as affected by HCR 49 following this notice.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this notice, contact Brad Hunt, Administrative Rules Coordinator, at (208) 854-3096.

DATED this 4th day of May, 2022.

Brad Hunt  
Administrative Rules Coordinator  
Office of the Administrative Rules Coordinator  
Division of Financial Management  
P.O. Box 83720, Boise, ID 83720-0032  
Phone: (208) 854-3096  
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**The pending rule adopted under this docket was partially rejected by HCR 49.  
The following rule text is the codified final rule and includes the rejected  
pending rule text *shown here as stricken*.**

#### 09.01.30 – UNEMPLOYMENT INSURANCE BENEFITS ADMINISTRATION RULES

##### *(BREAK IN CONTINUITY OF SECTIONS)*

#### **525. REPORTABLE INCOME.**

Ref. Sections 72-1312, 72-1328, Idaho Code.

(3-23-22)

**01. Back Pay or Disputed Wages.** Amounts received as a result of labor relations awards or judgments for back pay, or for disputed wages, constitute wages for the weeks in which the claimant would have earned them, or are assignable to the weeks stipulated in the award or judgment. (3-23-22)

**02. Disability/Injury Compensation.** Injury or disability compensation payments are not considered wages and are not reportable income for unemployment insurance purposes. (3-23-22)

**03. Disability Retirement Payments.** Retirement payments as a result of disability are treated the same as other types of retirement payments. Ref. Section 72-1312(4), Idaho Code. (3-23-22)

**04. Gratuities or Tips.** Gratuities or tips must be reported by a claimant for the week in which each gratuity or tip is earned. (3-23-22)

**05. Holiday Pay.** Holiday pay must be reported as though earned in the week in which the holiday occurs. (3-23-22)

**06. Non-Periodic Remuneration.** All non-periodic remuneration such as one-time severance pay, profit sharing, and bonus pay is reportable for the week in which paid. (3-23-22)

**07. Penalty or Damage Awards.** Amounts awarded to a claimant as a penalty or damages against an employer, other than for lost wages, do not constitute wages. (3-23-22)

**08. Pension, Retirement, or Annuity Payments.** The pension deduction provision of Section 72-1312(4), Idaho Code, only applies if the pension, retirement pay, annuity, or other similar periodic payment is made under a plan maintained or contributed to by a base period employer. The dollar amount of the weekly pension will be deducted from the claimant's weekly benefit amount unless the claimant has made contributions toward the pension. If the claimant has made contributions toward the pension plan, no deduction for the pension will be made from the claimant's weekly benefit amount. Ref. Section 72-1312(4), Idaho Code. (3-23-22)

**a. Pension Contributions.** The burden is on the claimant to establish by substantial, competent evidence that he has made contributions toward the pension, retirement pay, annuity or other similar payment plan. (3-23-22)

**b. Pension Payment Changes.** Any change in the amount of the pension, retirement, or annuity payments which affects the deduction from the claimant's weekly benefit amount will be applied in the first full week after the effective date of the change. (3-23-22)

**09. Relief Work or Public Assistance.** (3-23-22)

**a. Remuneration received for relief work or public service work will be considered wages on the same basis as any other employment.** (3-23-22)

**b. Eligibility When Public Assistance Received.** A person receiving public assistance is eligible for benefits if no work is involved and the claimant is otherwise eligible. (3-23-22)

*[Subsection 09.01.30.525.10 has been rejected by HCR 49]*

~~**10. Self-Employment Earnings.** When reporting earnings, a claimant must report gross earnings from self-employment. (3-23-22)~~

**10. Severance Pay.** An equal portion of a periodic severance payment must be reported in each week of the period covered by the payment. However, severance pay received in a lump sum payment at the time of severance of the employment relationship must be reported when paid. (3-23-22)

**11. Vacation Pay.** Vacation pay allocable to a certain period of time in accordance with an employment agreement must be reported in the week to which it is allocable. However, vacation pay received in a lump-sum payment at the time of severance of the employment relationship must be reported when paid. (3-23-22)

**12. Verification of Earnings on Claim Reports.** The Department may verify the earnings and/or reasons for separation reported by claimants on claim reports filed for benefit payments. Ref. Section 72-1368(1),

Idaho Code. (3-23-22)

**13. Wages for Contract Services.** A person who is bound by a contract which does not prevent him from accepting other employment but who receives pay for a period of not working, is required to report the contract payments as earnings in equal portions in each week of the period covered by the contract. This rule does not apply to employees of educational institutions. (3-23-22)

**14. Wages for Services Performed Prior to Separation.** Wages for services performed prior to a claimant's separation are reportable for the week in which earned. (3-23-22)

**15. Temporary Disability Benefits.** For any week with respect to which a claimant is receiving or has received temporary disability benefits under a worker's compensation law of any state or under a similar law of the United States, such payments must be reported in an amount attributable to such week. (3-23-22)

**IDAPA 11 – IDAHO STATE POLICE**  
**DOCKET NO. 11-0000-2100**  
**NOTICE OF FINAL RULE – AGENCY FILING**

**AUTHORITY:** In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending rule promulgated under Docket No. 11-0000-2100. Only the section of the rule affected by House Concurrent Resolution (HCR) 50 is being reprinted here as a final rule.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement regarding the partial rejection:

Pursuant to **HCR 50**, IDAPA 11, rules of the Idaho State Police, the amendment to Chapter 11.10.03, “Rules Governing the Sex Offender Registry,” Section 012, Subsection 06.a. and 06.e., only, adopted as a pending rule under Omnibus Docket Number **11-0000-2100**, is not consistent with legislative intent and is rejected and declared null, void and of no force and effect. Only the affected section is reprinted here as affected by HCR 50 following this notice.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this notice, contact Brad Hunt, Administrative Rules Coordinator, at (208) 854-3096.

DATED this 4th day of May, 2022.

Brad Hunt  
Administrative Rules Coordinator  
Office of the Administrative Rules Coordinator  
Division of Financial Management  
P.O. Box 83720, Boise, ID 83720-0032  
Phone: (208) 854-3096  
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**The pending rule adopted under this docket was partially rejected by HCR 50.**  
**The following rule text is the codified final rule and includes the rejected**  
**pending rule text ~~shown here as stricken.~~**

**11.10.03 – RULES GOVERNING THE SEX OFFENDER REGISTRY**

***(BREAK IN CONTINUITY OF SECTIONS)***

**012. SEX OFFENDER CENTRAL REGISTRY -- ADMINISTRATION.**

**01. Central Registry Established.** Pursuant to Title 18, Chapter 83, Idaho Code, the department establishes a sex offender central registry in the bureau of criminal identification. The bureau is responsible for administration of the central registry pursuant to the requirements set forth in Title 18, Chapters 83 and 84, Idaho

Code and these rules. (3-23-22)

**02. Forms.** The following forms and procedures will be used to provide notice to and collect information from persons required to register as a sex offender pursuant to Title 18, Chapters 83 and 84, Idaho Code. (3-23-22)

**a.** “Idaho Sex Offender Registry Form.” This three (3) page form notifies an offender of register requirements and collects from an offender information required for registration or any change of address or status, as required by statute. (3-23-22)

**b.** “Idaho Sex Offender Registry Homeless - Location Verification Form.” This one (1) page form is used during weekly reporting to collect from an offender the information required when the offender does not provide a physical address at the time of registration. (3-23-22)

**03. Photographs and Fingerprints.** (3-23-22)

**a.** An offender’s photograph will be in color. The sheriff will forward a copy of the photograph with tagging information so it may easily be located by registry staff in the department of transportation photo database. Photographs submitted to the central registry will be a copy of the new photographs taken at the time of each registration. From collected registration fees, the sheriff will pay to the state the cost of photography materials lawfully required by a state agency or department. (3-23-22)

**b.** The sheriff will also submit the required fingerprints and palmprints for each registrant, in a manner prescribed by the department, either by manual card or electronic submission each registration. (3-23-22)

**04. Notification to Local Law Enforcement.** Lists of all offenders registered within a county are available on the sex offender registry web site. The bureau will notify the appropriate county law enforcement agency with jurisdiction any time the bureau becomes aware of a change of status or change of residence of a registered sex offender; and of a registered offender’s intent to reside in an agency’s jurisdiction. (3-23-22)

**05. Notification to Other Jurisdictions.** Within one (1) working day of receiving notification that a registered sex offender is moving to another jurisdiction, the bureau will notify the receiving jurisdiction’s designated sex offender registration agency of the move by mail or electronic means. (3-23-22)

**06. Expungement of Central Registry Information.** (3-23-22)

*[Pending Subsection 11.10.03.012.06.a. has been rejected by HCR 50]*

~~**a.** Upon receipt of an official notification recording the death of a person registered with the central registry, the bureau will expunge all records concerning the person from the central registry. (—)~~

**a.** Upon receipt of a duly attested copy of a pardon issued by the governor of the jurisdiction where the conviction was entered and then reported to the central registry, the bureau will expunge all records concerning the conviction from the central registry. If the pardoned person has no other conviction requiring registration, the bureau will expunge all references concerning the person from the central registry. (3-23-22)

**b.** Upon receipt of a duly attested document from a court clerk that a conviction previously reported to the central registry has been reversed by the court of conviction, the bureau will expunge all records concerning the conviction from the central registry, provided that the person has no other conviction requiring registration. (3-23-22)

**i.** Expungement of a record will not occur in cases where a court has ordered a dismissal for a withheld judgment. (3-23-22)

**c.** Pursuant to Section 18-8310(5), Idaho Code, if a person is exempted from the registration requirement by court order, the bureau will expunge all records and references concerning the offender from the central registry. (3-23-22)



**[Pending Subsection 11.10.03.012.06.e. has been rejected by HCR 50]**

~~e. Pursuant to Section 18-8310(1)(a), Idaho Code, any periods of supervised release, probation, or parole without revocation references the offense(s) outlined in Section 18-8310(1)(d), Idaho Code. (←→)~~

**07. Determination of Substantially Equivalent or Similar Crime. (3-23-22)**

**a.** A person convicted of a sex offense in another jurisdiction and who moves to, works in, or becomes a student in Idaho may be required to register as a sex offender in Idaho pursuant to Title 18, Chapters 83 or 84, Idaho Code. (3-23-22)

**b.** The bureau shall determine if a person's out-of-jurisdiction conviction is substantially equivalent or similar to an Idaho sex related offense, as defined by Idaho's Criminal Code, for the purposes of requiring a person to register in Idaho. (3-23-22)

**c.** The bureau may make all substantially equivalent determinations using the police report (of the incident related to the sex offense), indictment or information or other lawful charging document, judgment or order (of sex offense conviction), psychosexual evaluation report, and order of probation. (3-23-22)

**d.** If a person seeks a substantially equivalent determination by the bureau before moving to, working in, or becoming a student in Idaho, that person shall provide a completed application and attach certified copies of all above-named documents to the bureau. (3-23-22)

**e.** The bureau shall issue a substantially equivalent determination within sixty (60) days upon receipt of a completed application and the required documents. (3-23-22)

**f.** The bureau's determination is a declaratory ruling as defined by Chapter 52, Title 67, Idaho Code. (3-23-22)

**g.** Judicial review of the bureau's determination will be made in accordance with Chapter 52, Title 67, Idaho Code. (3-23-22)

**IDAPA 13 – IDAHO FISH AND GAME COMMISSION**  
**ESTABLISHING SEASONS AND LIMITS FOR HUNTING, FISHING, AND TRAPPING IN IDAHO**  
**DOCKET NO. 13-0000-2200P3**  
**NOTICE OF ADOPTION / AMENDED PROCLAMATION FOR CALENDAR YEAR 2022**

**AUTHORITY:** As authorized by Section 36-104, Idaho Code, and in compliance with Sections 36-105(3), Idaho Code, the Commission adopts proclamations establishing seasons and limits for hunting, fishing, and trapping in Idaho.

**AVAILABILITY OF OFFICIAL PROCLAMATIONS:** Hunters, anglers, and trappers are advised to consult the text of the Commission’s official proclamation before hunting, fishing, or trapping. All proclamations are available on-line at <https://idfg.idaho.gov/rules>, with print versions available at Idaho Department of Fish and Game offices and license vendors.

**DESCRIPTIVE SUMMARY AND PUBLIC MEETING SCHEDULE:**

The Commission meeting schedule and meeting agendas are available on-line at <https://idfg.idaho.gov/about/commission/schedule>, with opportunities for public comment generally scheduled at its January, March, May, July, and November meetings.

Information for Commission proclamations for calendar year 2022 was initially published in the January 5, 2022, Idaho Administrative Bulletin, [Volume 22-1, pages 23-24](#).

At a March 24, 2022, meeting the Commission took the following proclamation actions:

1. Amended the 2022 big game hunting seasons in response to an outbreak of epizootic hemorrhagic disease and the discovery of chronic wasting disease in Idaho;
2. Adopted a proclamation for the 2022-2024 Idaho Peregrine Falcon Seasons, establishing seasons and limits for taking of Peregrine Falcons in Idaho; and
3. Adopted a proclamation for the 2022 spring Chinook Salmon fishing, establishing seasons and limits in the Snake, Lower Salmon, Little Salmon, and Clearwater Rivers.

At a April 14, 2022, meeting the Commission took the following proclamation action:

1. Adopted a proclamation for the 2022-2023 migratory bird seasons, establishing seasons and limits for taking of ducks, Wilson’s snipe, coots, geese, swans, doves, crows, and sandhill cranes in Idaho.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the amended proclamation, contact Owen Moroney at (208) 334-3715.

# IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE

DOCKET NO. 16-0000-2100

## NOTICE OF FINAL RULE – AGENCY FILING

**AUTHORITY:** In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending rule promulgated under Docket No. 16-0000-2100. Only those sections of the rule affected by Senate Concurrent Resolution (SCR) 120 are being reprinted here as a final rule.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement regarding the partial rejection:

Pursuant to **SCR 120**, IDAPA 16, rules of the Department of Health and Welfare, the amendment to Chapter 16.03.09, “Medicaid Basic Plan Benefits,” Section 772, Subsection 01.c.; and the amendments to Chapter 16.03.21, “Developmental Disabilities Agencies,” Section 101, Subsection 04.q.; Section 302, Subsection 01; and Section 407, only, adopted as a pending rule under Omnibus Docket Number **16-0000-2100**, is not consistent with legislative intent and is rejected and declared null, void and of no force and effect. Only the affected sections are reprinted here as affected by SCR 120 following this notice.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this notice, contact Brad Hunt, Administrative Rules Coordinator, at (208) 854-3096.

DATED this 4th day of May, 2022.

Brad Hunt  
Administrative Rules Coordinator  
Office of the Administrative Rules Coordinator  
Division of Financial Management  
P.O. Box 83720, Boise, ID 83720-0032  
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**The pending rule adopted under this docket was partially rejected by SCR 120.  
The following rule text is the codified final rule and includes the rejected  
pending rule text ~~shown here as stricken.~~**

### 16.03.09 – MEDICAID BASIC PLAN BENEFITS

*(BREAK IN CONTINUITY OF SECTIONS)*

#### 772. PROSTHETIC AND ORTHOTIC SERVICES: COVERAGE AND LIMITATIONS.

**01. Program Requirements.** The following program requirements will be applicable for all prosthetic and orthotic devices or services purchased by the Department: (3-17-22)

a. A temporary lower limb prosthesis will be purchased when documented by the attending physician or non-physician practitioner that it is in the best interest of the participant's rehabilitation to have a temporary lower limb prosthesis prior to a permanent limb prosthesis. A new permanent limb prosthesis will only be requested after the residual limb size is considered stable; (3-17-22)

b. A request for a replacement prosthesis or orthotic device must be justified to be the least costly alternative as opposed to repairing or modifying the current prosthesis or orthotic device; (3-17-22)

*[Pending Subsection 16.03.09.772.01.c. has been rejected by SCR 120]*

~~e. All prosthetic and orthotic devices that require fitting must be provided by an individual who is certified or registered by the American Board for Certification in Orthotics or Prosthetics, or both; (3-17-22)~~

c. All equipment that is purchased must be new at the time of purchase. Modification to existing prosthetic or orthotic equipment, or both, will be covered by the Department; (3-17-22)

d. Prosthetic limbs purchased by the Department must be guaranteed to fit properly for three (3) months from the date of service; therefore, any modifications, adjustments, or replacements within the three (3) months are the responsibility of the provider that supplied the item at no additional cost to the Department or the participant; (3-17-22)

e. Not more than ninety (90) days may elapse between the time of the order and the preauthorization request is presented to the Department for consideration; (3-17-22)

**02. Program Limitations.** The following limitations apply to all prosthetic and orthotic services and equipment; (3-17-22)

a. No replacement will be allowed for prosthetic or orthotic devices within sixty (60) months of the date of purchase except in cases where there is clear documentation that there has been major physical change to the residual limb, and ordered by the attending physician or non-physician practitioner; (3-17-22)

b. Refitting, repairs, or additional parts must be limited to once per calendar year for all prosthetics or orthotics, or both, unless it has been documented that a major medical change has occurred to the limb, and ordered by the attending physician; (3-17-22)

c. All refitting, repairs or alterations require preauthorization based on medical justification by the participant's attending physician; (3-17-22)

d. Prosthetic and orthotic devices provided for cosmetic or convenience purposes are not covered by the Department. (3-17-22)

e. Electronically powered or enhanced prosthetic devices are not covered; (3-17-22)

f. The Department will only authorize corrective shoes or modification to an existing shoe owned by the participant when they are attached to an orthosis or prosthesis or when specially constructed to provide for a totally or partially missing foot; (3-17-22)

g. Shoes and accessories such as mismatch shoes, comfort shoes following surgery, shoes to support an overweight individual, or shoes used as bandage following foot surgery, arch supports, foot pads, metatarsal head appliances or foot supports are not covered; and (3-17-22)

h. Corsets are not a benefit nor are canvas braces with plastic or metal bones. However, special braces enabling a participant to ambulate will be covered when the attending physician documents that the only other method of treatment for this condition would be application of a cast. (3-17-22)

16.03.21 – DEVELOPMENTAL DISABILITIES AGENCIES (DDA)

*(BREAK IN CONTINUITY OF SECTIONS)*

101. APPLICATION FOR INITIAL CERTIFICATION.

01. **Certification Required.** Before any agency can operate and provide services as a DDA, it must apply for, obtain, and maintain DDA certification from the Department. (3-17-22)

02. **Department Review Not Guaranteed.** The Department may choose not to consider the application of any operator, administrator, or owner of an agency whose license or certification has been revoked until five (5) years have lapsed from the date of revocation. (3-17-22)

03. **Open Application.** An applicant may apply up to three (3) times within a three hundred sixty-five (365) day period starting on the date of the first submission. If the application is incomplete upon a third submission, the application will be denied. The applicant may not resubmit an application for six (6) months from the date of the denial notice. (3-17-22)

04. **Content of Application for Certification.** Application for certification must be submitted to the Department on the Department-approved form with the following information and supporting documents at least sixty (60) days prior to the planned opening: (3-17-22)

a. An application form that contains name, address, and telephone number of the agency, type of services to be provided, the geographic service area of the agencies, and the anticipated date for the initiation of services; (3-17-22)

b. An accurate and complete statement of all business names of the agency as filed with the Secretary of State, whether it is an assumed business name, partnership, corporation, limited liability company, or other entity that identifies each owner and the management structure of the agency; (3-17-22)

c. A statement that the agency will comply with these rules and all other applicable local, state, and federal requirements, including an assurance that the agency complies with pertinent state and federal requirements governing equal opportunity and nondiscrimination; (3-17-22)

d. A copy of the proposed organizational chart or plan for staffing of the agency; (3-17-22)

e. Written policies and procedures addressing qualifications to meet service delivery requirements including resumes, job descriptions, verification of criminal history clearance, and copies of state licenses and certificates, when applicable; (3-17-22)

f. Written policies and procedures for the development and implementation of personnel training to meet the requirements of Section 302 of these rules; (3-17-22)

g. Personnel and participant illness policy, communicable disease policy, and other health-related policies and procedures; (3-17-22)

h. Written transportation safety policies and procedures required in Section 402 of these rules; (3-17-22)

i. Written participant grievance policies and procedures to meet requirements in Section 406 of these rules; (3-17-22)

j. Written medication policies and procedures to address medication standards to meet requirements

in Section 405 of these rules; (3-17-22)

**k.** Written policies and procedures that address the development of positive behavior supports to meet requirements in Section 510 of these rules; (3-17-22)

**l.** Written policies and procedures for reporting incidents to the adult protection, child protection authority, or both, and to the Department to meet requirements in Section 404 of these rules; (3-17-22)

**m.** A written code of ethics policy reflecting nationally recognized professional standards of practice. The policy must articulate basic values, ethical principles and standards for confidentiality, conflict of interest, exploitation, and inappropriate boundaries in an agency's relationship with participants, relatives, or with other agencies; (3-17-22)

**n.** Complete administrator and supervisor records as required in Subsection 301.04 of these rules; (3-17-22)

**o.** Sample of the following documents: (3-17-22)

i. Complete participant record as required in Subsection 301.05 of these rules; (3-17-22)

ii. Program billing; (3-17-22)

iii. Quality assurance program developed to meet requirements in Section 500 of these rules; (3-17-22)

iv. All documents referenced in the application. (3-17-22)

**p.** Any other information requested by the Department for determining the agency's compliance of these rules or the agency's ability to provide the services for which certification is requested; (3-17-22)

**[Pending Subsection 16.03.21.101.04.q. has been rejected by SCR 120]**

~~**q.** Written termination policies and procedures under Section 407 of these rules. (←→)~~

**q.** When center-based services are to be provided, the agency must include the following and meet requirements under Section 400 of these rules: (3-17-22)

i. Address and telephone number for each service location; (3-17-22)

ii. Supporting documentation requirements including the ADA checklist, local fire safety inspection, and local building and zoning compliance; (3-17-22)

iii. Written policies and procedures covering the protection of all individuals in the event of fire and other emergencies to include emergency evacuation procedures; and (3-17-22)

iv. A site review completed by the Department prior to the initiation of center-based services verifying compliance with these rules. (3-17-22)

**(BREAK IN CONTINUITY OF SECTIONS)**

**302. GENERAL TRAINING REQUIREMENTS.**

Each DDA must ensure that all training of staff is completed as follows: (3-17-22)

**[Pending Subsection 16.03.21.302.01 has been rejected by SCR 120]**

~~01. Documentation. Documentation of training retained and available for review by the Department to include the following: (—)~~

~~a. Direct service staff receiving the training; (—)~~

~~b. Individual conducting the training; (—)~~

~~c. Name of the participant, if applicable; (—)~~

~~d. Description of the content trained; and (—)~~

~~e. Date and duration of the training (—)~~

**01. Initial and Annual Training.** Prior to working with participants and annually thereafter, direct service providers are to complete: (3-17-22)

a. Safety training to include location based structural and environmental risks, and natural disasters; (3-17-22)

b. Abuse, neglect, and exploitation training covering definitions and reporting requirements; (3-17-22)

c. Agency adopted ethical standards; (3-17-22)

d. Participant's rights, advocacy resources, and confidentiality; and (3-17-22)

e. For center-based services, fire training to include policies and procedures, fire drills, and emergency evacuation plans. (3-17-22)

**02. Participant-Sufficient Training.** (3-17-22)

a. Prior to working alone with participants, DSPs will receive basic introductory review of participant information to provide services and supports, to include the following: (3-17-22)

i. Participant's profile sheet; (3-17-22)

ii. Correct and appropriate use of assistive technology used by participants; and (3-17-22)

iii. Special, medical, or health requirements. (3-17-22)

b. Supervisor will provide or ensure training provided by a designee on the following, as applicable: (3-17-22)

i. Instructional techniques including correct and consistent implementation of the participant's implementation plan or plan of service; (3-17-22)

ii. Managing behaviors including techniques and strategies for teaching adaptive behaviors; and (3-17-22)

iii. Accurate record keeping and data collection procedures; (3-17-22)

**03. Certification Training.** (3-17-22)

a. Prior to working alone with participants, personnel receive age-appropriate certification in CPR and first aid, and maintain current certification thereafter; and (3-17-22)

b. Personnel assisting with participant medications successfully complete the assistance with

medications training course available through an Idaho college or university; (3-17-22)

c. Personnel that implement physical restraints receive and maintain certification in a nationally recognized physical intervention strategy. (3-17-22)

04. **Ongoing Training.** The supervisor provides and ensures ongoing training of DSPs when there are changes that impact services or supports including: (3-17-22)

a. Participant’s plan of service and corresponding implementation plans, as applicable; and (3-17-22)

b. Participant’s physical, medical, and behavioral status. (3-17-22)

**(BREAK IN CONTINUITY OF SECTIONS)**

**[Pending Section 16.03.21.407 has been rejected by SCR 120]**

~~407. **TERMINATION PROCEDURES.**~~

~~The agency must develop and implement termination policies and procedures ensuring thirty (30) day written notice and grievance procedures are provided to the participant and the guardian, if applicable. The participant is entitled to appeal the termination utilizing the agency's grievance process regardless of the reason for termination. Thirty (30) days is not required if: (—)~~

~~01. **Written Termination Agreement.** Both parties agree in writing to the termination conditions. (—)~~

~~02. **Emergency Termination of Services.** Emergency conditions warranting termination of services include: (—)~~

~~a. A change in the participant's condition resulting in an increased level of care beyond the scope of the agency's ability to provide care for the participant. (—)~~

~~b. Significant behavior concerns including physical aggression by the participant that puts the health and safety of the agency's staff or other participants in jeopardy and behavior management techniques have failed to reduce the risk to staff or others. (—)~~

407. – 499. **(RESERVED)**



**IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE**

**16.02.19 – IDAHO FOOD CODE**

**DOCKET NO. 16-0219-2201**

**NOTICE OF INTENT TO PROMULGATE RULES –  
ZERO-BASED REGULATION NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section(s) 37-121 and 39-1603, Idaho Code.

**MEETING SCHEDULE:** A public meeting on the negotiated rulemaking will be held as follows:

<b>Virtual Teleconference Via WebEx</b>
<b>Wednesday, May 18, 2022 1:30 p.m. - 3:30 p.m. (MT)</b>
<b>Join from the meeting link</b> <a href="https://idhw.webex.com/idhw/j.php?MTID=m7e7bf04c2447f5920b5d5b0fdccce601">https://idhw.webex.com/idhw/j.php?MTID=m7e7bf04c2447f5920b5d5b0fdccce601</a>
<b>Join by meeting number</b> <b>Meeting number (access code): 2465 726 4090</b> <b>Meeting password: ZvrTqdDv322 (98787338 from phones and video systems)</b>
<b>Join by phone</b> <b>+1-415-655-0003 US Toll</b> <b>+1-720-650-7664 United States Toll (Denver)</b>
<b>Join from a video system or application</b> <b>Dial 24657264090@idhw.webex.com</b> <b>You can also dial 173.243.2.68 and enter your meeting number.</b>

The meeting site(s) will be accessible to persons with disabilities, if needed. Requests for accommodation must be made not later than five (5) days prior to the meeting to the agency address below.

**METHOD OF PARTICIPATION:** Persons wishing to participate in the negotiated rulemaking must do any of the following:

1. Attend the negotiated rulemaking meeting and participate in the negotiation process;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meeting;
3. Submit written recommendations and comments to the address below.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

**DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

**Under Executive Order 2020-01:** Zero-Based Regulation, the Department's Food Protection Program is striving to prevent the accumulation of costly, ineffective, and outdated regulations and reduce regulatory burden to achieve a more efficient operation of government. The rule changes are intended to perform a comprehensive review of this chapter by collaborating with the public to streamline or simplify this rule language.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text (if available), contact Jarryd Samples, (208) 334-4994. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Department of Health and Welfare web site at the following web address: <https://healthandwelfare.idaho.gov/health-wellness/community-health/food-safety>.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before May 27, 2022.

DATED this 4th day of March, 2022.

Tamara Prisock  
DHW – Administrative Rules Unit  
450 W. State Street – 10th Floor  
P.O. Box 83720  
Boise, ID 83720-0036  
phone: (208) 334-5500  
fax: (208) 334-6558  
e-mail: [dhwrules@dhw.idaho.gov](mailto:dhwrules@dhw.idaho.gov)

**IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE**

**16.03.09 – MEDICAID BASIC PLAN BENEFITS**

**DOCKET NO. 16-0309-2201**

**NOTICE OF RULEMAKING – ADOPTION OF TEMPORARY RULE**

**EFFECTIVE DATE:** The effective date of the temporary rule is March 17, 2022.

**AUTHORITY:** In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted a temporary rule. The action is authorized pursuant to Sections 56-202(b), 56-264, 56-255, and 56-1610, Idaho Code.

**DESCRIPTIVE SUMMARY:** The following is the required finding and concise statement of its supporting reasons for adopting a temporary rule:

The Department is adopting a temporary rule that addresses stakeholder concerns brought up during the 2022 Legislature. This rulemaking inserts Subsection 16.03.09.772.01.c. with updated and corrected language regarding the requirements for fitting prosthetic and orthotic devices.

**TEMPORARY RULE JUSTIFICATION:** Pursuant to Section(s) 67-5226(1)(a) Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons:

This new language replaces Subsection 16.03.09.772.01.c. that was rejected by the 2022 Legislature. This temporary change qualifies to ensure the protection of the public health, safety, or welfare.

**FEE SUMMARY:** Pursuant to Section 67-5226(2), the Governor has found that the fee or charge being imposed or increased is justified and necessary to avoid immediate danger and the fee is described herein: N/A

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the temporary rule, contact Charles Beal, 208-364-1887.

DATED this 24th day of, March 2022.

Tamara Prisock  
DHW – Administrative Rules Unit  
450 W. State Street – 10th Floor  
P.O. Box 83720  
Boise, ID 83720-0036  
phone: (208) 334-5500  
fax: (208) 334-6558  
e-mail: [dhwrules@dhw.idaho.gov](mailto:dhwrules@dhw.idaho.gov)

THE FOLLOWING IS THE TEMPORARY RULE TEXT OF DOCKET NO. 16-0309-2201  
(Only Those Sections With Amendments Are Shown.)

772. PROSTHETIC AND ORTHOTIC SERVICES: COVERAGE AND LIMITATIONS.

**01. Program Requirements.** The following program requirements will be applicable for all prosthetic and orthotic devices or services purchased by the Department: (3-17-22)

**a.** A temporary lower limb prosthesis will be purchased when documented by the attending physician or non-physician practitioner that it is in the best interest of the participant's rehabilitation to have a temporary lower limb prosthesis prior to a permanent limb prosthesis. A new permanent limb prosthesis will only be requested after the residual limb size is considered stable; (3-17-22)

**b.** A request for a replacement prosthesis or orthotic device must be justified to be the least costly alternative as opposed to repairing or modifying the current prosthesis or orthotic device; (3-17-22)

**c.** All prosthetic and orthotic devices that require fitting must be provided by a Podiatrist, or an individual who is certified or registered by the American Board for Certification in Orthotics, Prosthetics & Pedorthics (ABC) or the Board of Certification/Accreditation (BOC). (3-17-22)T

**d.** All equipment that is purchased must be new at the time of purchase. Modification to existing prosthetic or orthotic equipment, or both, will be covered by the Department; (3-17-22)

**e.** Prosthetic limbs purchased by the Department must be guaranteed to fit properly for three (3) months from the date of service; therefore, any modifications, adjustments, or replacements within the three (3) months are the responsibility of the provider that supplied the item at no additional cost to the Department or the participant; and (3-17-22)

**f.** Not more than ninety (90) days may elapse between the time of the order and the preauthorization request is presented to the Department for consideration. (3-17-22)

**02. Program Limitations.** The following limitations apply to all prosthetic and orthotic services and equipment: (3-17-22)

**a.** No replacement will be allowed for prosthetic or orthotic devices within sixty (60) months of the date of purchase except in cases where there is clear documentation that there has been major physical change to the residual limb, and ordered by the attending physician or non-physician practitioner; (3-17-22)

**b.** Refitting, repairs, or additional parts must be limited to once per calendar year for all prosthetics or orthotics, or both, unless it has been documented that a major medical change has occurred to the limb, and ordered by the attending physician; (3-17-22)

**c.** All refitting, repairs or alterations require preauthorization based on medical justification by the participant's attending physician; (3-17-22)

**d.** Prosthetic and orthotic devices provided for cosmetic or convenience purposes are not covered by the Department. (3-17-22)

**e.** Electronically powered or enhanced prosthetic devices are not covered; (3-17-22)

**f.** The Department will only authorize corrective shoes or modification to an existing shoe owned by the participant when they are attached to an orthosis or prosthesis or when specially constructed to provide for a totally or partially missing foot; (3-17-22)

**g.** Shoes and accessories such as mismatch shoes, comfort shoes following surgery, shoes to support an overweight individual, or shoes used as bandage following foot surgery, arch supports, foot pads, metatarsal head appliances or foot supports are not covered; and (3-17-22)

**h.** Corsets are not a benefit nor are canvas braces with plastic or metal bones. However, special braces enabling a participant to ambulate will be covered when the attending physician documents that the only other method of treatment for this condition would be application of a cast. (3-17-22)

**IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE**

**16.03.19 – CERTIFIED FAMILY HOMES**

**DOCKET NO. 16-0319-2201**

**NOTICE OF INTENT TO PROMULGATE RULES –  
ZERO-BASED REGULATION NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section(s) 56-1005 and 39-3505, Idaho Code.

**MEETING SCHEDULE:** A public meeting(s) on the negotiated rulemaking will be held as follows:

<b>REGION 1 - Virtual Teleconference Via WebEx</b>
<b>Monday, May 16, 2022 8:00 a.m. - 11:00 a.m. (PT)</b>
<b><a href="https://idhw.webex.com/idhw/j.php?MTID=mee45ccbc9ff46b0afaf1fb32eeb7ee3">https://idhw.webex.com/idhw/j.php?MTID=mee45ccbc9ff46b0afaf1fb32eeb7ee3</a> Meeting number: 2460 371 1969 Password: RifpMaDY442 (74376239 from phones and video systems)</b>

<b>REGION 2 - Virtual Teleconference Via WebEx</b>
<b>Tuesday, May 17, 2022 8:00 a.m. - 11:00 a.m. (PT)</b>
<b><a href="https://idhw.webex.com/idhw/j.php?MTID=mdaae5126c2c0a11bdb5dd07fa036d38e">https://idhw.webex.com/idhw/j.php?MTID=mdaae5126c2c0a11bdb5dd07fa036d38e</a> Meeting number: 2461 483 2692 Password: sYpDsTxi436 (79737894 from phones and video systems)</b>

<b>REGION 3 - Virtual Teleconference Via WebEx</b>
<b>Wednesday, May 18, 2022 9:00 a.m. - 12:00 p.m. (MT)</b>
<b><a href="https://idhw.webex.com/idhw/j.php?MTID=md039abf7fc4eba8450901368d8a9c11b">https://idhw.webex.com/idhw/j.php?MTID=md039abf7fc4eba8450901368d8a9c11b</a> Meeting number: 2468 057 8629 Password: kMwaiVmg227 (56924864 from phones and video systems)</b>

**REGION 4 - Virtual Teleconference Via WebEx**

**Thursday, May 19, 2022**  
**9:00 a.m. - 12:00 p.m. (MT)**

**<https://idhw.webex.com/idhw/j.php?MTID=m585d6fd1b11774c78c332581920b2e7a>**  
**Meeting number: 2454 710 6138**  
**Password: 2cVEyQ9ypq4 (22839799 from phones and video systems)**

**REGION 5 - Virtual Teleconference Via WebEx**

**Monday, May 23, 2022**  
**9:00 a.m. - 12:00 p.m. (MT)**

**<https://idhw.webex.com/idhw/j.php?MTID=m575d8c0e1d86f33996679dba090ba29a>**  
**Meeting number: 2468 327 6651**  
**Password: snRN3ciCv59 (76763242 from phones and video systems)**

**REGION 6 - Virtual Teleconference Via WebEx**

**Tuesday, May 24, 2022**  
**9:00 a.m. - 12:00 p.m. (MT)**

**<https://idhw.webex.com/idhw/j.php?MTID=mf03186245bc4fd8e49a99aa8089319b6>**  
**Meeting number: 2464 791 1775**  
**Password: Je4dMS6RhJ3 (53436767 from phones and video systems)**

**REGION 7 - Virtual Teleconference Via WebEx**

**Wednesday, May 25, 2022**  
**9:00 a.m. - 12:00 p.m. (MT)**

**<https://idhw.webex.com/idhw/j.php?MTID=m7973a6f6a4b48a81de0887890fe60b88>**  
**Meeting number: 2457 860 6758**  
**Password: SHhKMMiV863 (74456648 from phones and video systems)**

The meeting site(s) will be accessible to persons with disabilities, if needed. Requests for accommodation must be made not later than five (5) days prior to the meeting to the agency address below.

**METHOD OF PARTICIPATION:** Persons wishing to participate in the negotiated rulemaking must do any of the following:

1. Attend the negotiated rulemaking meeting and participate in the negotiation process;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meeting;
3. Submit written recommendations and comments to the address below.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

**DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

**Under Executive Order 2020-01:** Zero-Based Regulation, the Certified Family Home Program is striving to prevent the accumulation of costly, ineffective, and outdated regulations and reduce regulatory burden to achieve a more efficient operation of government. The rule changes are intended to perform a comprehensive review of this chapter by collaborating with the public to streamline or simplify this rule language.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text (if available), contact Steven L. Millward, (208)334-0706. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Department of Health and Welfare web site at the following web address: [cfh.dhw.idaho.gov](http://cfh.dhw.idaho.gov).

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before June 3, 2022.

DATED this 24th day of March, 2022.

Tamara Prisock  
DHW – Administrative Rules Unit  
450 W. State Street – 10th Floor  
P.O. Box 83720  
Boise, ID 83720-0036  
phone: (208) 334-5500  
fax: (208) 334-6558  
e-mail: [dhwrules@dhw.idaho.gov](mailto:dhwrules@dhw.idaho.gov)



**IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES**

**DOCKET NO. 24-ZBRR-2201**

**NOTICE OF INTENT TO PROMULGATE RULES –  
ZERO-BASED REGULATION NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 67-2604, Idaho Code and the following additional sections of Idaho Code: Section 36-2107, Idaho Code, Sections 39-4107, 39-4112, 39-4113, 39-4302, and 39-4003, Idaho Code, Sections 54-204, 54-1005, 54-1006, 54-1404, 54-1509, 54-2305, 54-2605, 54-2606, 54-2607, 54-2910, 54-4705, 54- 5004, 54-5005, 54-5006, 54-5403, 54-5504, Idaho Code.

**MEETING SCHEDULE:** Public meetings on the negotiated rulemaking will be held as follows. Additional meetings may be scheduled and will be posted on the DOPL website.

***MEETINGS SET FOR PUBLIC PARTICIPATION  
IN PERSON, TELEPHONE, AND WEB CONFERENCING***

**24.17.01 – Rules of the State Board of Acupuncture**

**Thursday, May 19, 2022  
Idaho Room Conference Room  
Chinden Campus – Building 6  
11351 W. Chinden Blvd., Bldg. #6, Boise ID 83714  
*Scheduled time is 9:00 a.m. to 1:00 p.m. (MT) for the meeting***

**24.25.01 – Rules of the Idaho Driving Businesses Licensure Board**

**Thursday, May 19, 2022  
Idaho Room Conference Room  
Chinden Campus – Building 6  
11351 W. Chinden Blvd., Bldg. #6, Boise ID 83714  
*Scheduled time is 9:00 a.m. to 1:00 p.m. (MT) for the meeting***

**24.26.01 – Rules of the Idaho Board of Midwifery**

**Thursday, May 19, 2022  
Idaho Room Conference Room  
Chinden Campus – Building 6  
11351 W. Chinden Blvd., Bldg. #6, Boise ID 83714  
*Scheduled time is 9:00 a.m. to 1:00 p.m. (MT) for the meeting***

**24.34.01 – Rules of the Idaho Board of Nursing**

**Monday, June 13, 2022**

**Monday, July 11, 2022**

**Idaho State Board of Pharmacy  
Board Conference Room  
1199 W Shoreline Ln #303, Boise, ID 83702  
*Scheduled time is 4p.m to 5p.m. (MT) for all meetings***

**24.10.01 – Rules of the State Board of Optometry**

**Monday, June 13, 2022**

**Monday, July 11, 2022**

**Idaho State Board of Pharmacy  
Board Conference Room  
1199 W Shoreline Ln #303, Boise, ID 83702  
*Scheduled time is 1p.m to 2p.m. (MT) for all meetings***

**24.12.01 – Rules of the Idaho State Board of Psychologist Examiners**

**Monday, June 13, 2022**

**Monday, July 11, 2022**

**Idaho State Board of Pharmacy  
Board Conference Room  
1199 W Shoreline Ln #303, Boise, ID 83702  
*Scheduled time is 2p.m to 3p.m. (MT) for all meetings***

**24.23.01 – Rules of the Speech, Hearing and Communication Services Licensure Board**

**Monday, June 13, 2022**

**Monday, July 11, 2022**

**Idaho State Board of Pharmacy  
Board Conference Room  
1199 W Shoreline Ln #303, Boise, ID 83702  
*Scheduled time is 3p.m to 4p.m. (MT) for all meetings***

**24.39.30 – Rules of Building Safety (Building Code Rules)**

**Tuesday, June 14, 2022**  
**DOPL Board Conference Room**  
**1090 E Watertower St Ste 150 Meridian ID 83642**  
*Scheduled time is 9:00 a.m. to 12:00 p.m. (MT) for the meeting*

**Tuesday, August 16, 2022**  
**DOPL Board Conference Room**  
**Chinden Campus – Building 4**  
**11341 W Chinden Blvd Boise ID 83713**  
*Scheduled time is 9:00 a.m. to 11:00 a.m. (MT) for the meeting*

*\*Please note the differences in location for each meeting\**  
*\*Rulemaking may include separation of Building Safety rules into two chapters\**

**24.30.01 – Idaho Accountancy Rules**

**Wednesday, June 15, 2022**  
**Idaho Room Conference Room**  
**Chinden Campus – Building 6**  
**11351 W. Chinden Blvd., Bldg. #6, Boise ID 83714**  
*Scheduled time is 9:00 a.m. to 1:00 p.m. (MT) for the meeting*

**24.35.01 – Rules of the Outfitters and Guides Licensing Board**

**Wednesday, June 15, 2022**  
**Idaho Room Conference Room**  
**Chinden Campus – Building 6**  
**11351 W. Chinden Blvd., Bldg. #6, Boise ID 83714**  
*Scheduled time is 9:00 a.m. to 1:00 p.m. (MT) for the meeting*

**24.39.20 – Rules Governing Plumbing**

**Thursday, June 16, 2022**

**Thursday, June 30, 2022**

**DOPL Board Conference Room**  
**1090 E Watertower St Ste 150 Meridian ID 83642**  
*Scheduled time is 9:00 a.m. to 11:00 a.m. (MT) for the meeting*

**24.39.10 – Rules of the Idaho Electrical Board**

**Thursday, June 23, 2022**  
**DOPL Board Conference Room**  
**1090 E Watertower St Ste 150 Meridian ID 83642**  
*Scheduled time is 9:00 a.m. to 1:00 p.m. (MT) for the meeting*

**24.39.70 – Rules Governing Installation of Heating, Ventilation, and Air Conditioning Systems**

**Tuesday, June 28, 2022**  
**DOPL Board Conference Room**  
**1090 E Watertower St Ste 150 Meridian ID 83642**  
*Scheduled time is 9:00 a.m. to 11:00 a.m. (MT) for the meeting*

Rulemaking meetings will be held in person and via web conferencing in order to provide a rulemaking platform that enables broad participation by stakeholders from across the state, and minimize travel for stakeholders.

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting via telephone and web conferencing. Individuals interested in participating by telephone and web conferencing should contact [tim.frost@dopl.idaho.gov](mailto:tim.frost@dopl.idaho.gov). For those who cannot participate by attending the meeting, information for submitting written comments is provided below.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary and made available on the agency website.

**DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

These rules are being presented for authorization as part of the DOPL plan to review each rule every 5 years. There are no specific rulemaking changes planned by the DOPL at this time except for evaluation and amendment consistent with the Governor's [Executive Order 2020-01](#): Zero-Based Regulation. It is anticipated that rulemaking stakeholders will propose and advocate for rulemaking changes as part of the negotiated rulemaking process. The DOPL intends to carefully consider all changes presented by the public and may propose certain changes so long as they are consistent with the rules' statutory authority and the Governor's Executive Order. The DOPL will review the documents that are currently incorporated by reference in this rule and update that list as applicable.

Incorporated by reference documents presented for review will be part of informal negotiated rulemaking and stakeholders will provide input on that process.

The following IDAPA rule chapters are germane to this rulemaking:

- 24.10.01, *Rules of the State Board of Optometry*;
- 24.12.01, *Rules of the Idaho State Board of Psychologist Examiners*;
- 24.17.01, *Rules of the State Board of Acupuncture*;
- 24.23.01, *Rules of the Speech, Hearing and Communication Services Licensure Board*;
- 24.25.01, *Rules of the Idaho Driving Businesses Licensure Board*;
- 24.26.01, *Rules of the Idaho Board of Midwifery*;

- 24.30.01, *Idaho Accountancy Rules*;
- 24.34.01, *Rules of the Idaho Board of Nursing*;
- 24.35.01, *Rules of the Outfitters and Guides Licensing Board*;
- 24.39.10, *Rules of the Idaho Electrical Board*;
- 24.39.20, *Rules Governing Plumbing*;
- 24.39.30, *Rules of Building Safety (Building Code Rules)*; and
- 24.39.70, *Rules Governing Installation of Heating, Ventilation, and Air Conditioning Systems*.

**ASSISTANCE ON TECHNICAL QUESTIONS, OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking, contact Tim Frost, Deputy Administrator at (208) 577-2491. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the DOPL web site at the following web address: <https://dopl.idaho.gov/>.

**SUBMISSION OF WRITTEN COMMENTS:** Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before August 16, 2022.

DATED this 11th day of April, 2022.

Tim Frost  
Deputy Administrator  
11351 W. Chinden Blvd., Bldg. #6  
Boise, ID 83714  
Phone: (208) 577-2491  
Email: [tim.frost@dopl.idaho.gov](mailto:tim.frost@dopl.idaho.gov)

# IDAPA 26 – DEPARTMENT OF PARKS AND RECREATION

DOCKET NO. 26-0000-2100

## NOTICE OF FINAL RULE – AGENCY FILING

**AUTHORITY:** In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending rule promulgated under Docket No. 26-0000-2100. Only the section of the rule affected by Senate Concurrent Resolution (SCR) 122 are being reprinted here as a final rule.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement regarding the partial rejection:

Pursuant to [SCR 122](#), IDAPA 26, rules of the Department of Parks and Recreation, the amendment to Chapter 26.01.31, “Rules Governing the Administration of the Idaho Department of Parks and Recreation State and Federal Grant Funds,” Section 010, Subsection 06, only, adopted as a pending rule under Omnibus Docket Number [26-0000-2100](#), is not consistent with legislative intent and is rejected and declared null, void and of no force and effect. Only the affected section is reprinted here as affected by SCR 122 following this notice.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this notice, contact Brad Hunt, Administrative Rules Coordinator, at (208) 854-3096.

DATED this 4th day of May, 2022.

Brad Hunt  
Administrative Rules Coordinator  
Office of the Administrative Rules Coordinator  
Division of Financial Management  
P.O. Box 83720, Boise, ID 83720-0032  
Phone: (208) 854-3096  
[adminrules@dfm.idaho.gov](mailto:adminrules@dfm.idaho.gov)

**The pending rule adopted under this docket was partially rejected by SCR 122.  
The following rule text is the codified final rule and includes the rejected  
pending rule text *shown here as stricken*.**

### 26.01.31 – RULES GOVERNING THE ADMINISTRATION OF THE IDAHO DEPARTMENT OF PARKS AND RECREATION STATE AND FEDERAL GRANT FUNDS

*(BREAK IN CONTINUITY OF SECTIONS)*

#### **010. DEFINITIONS.**

As used in this chapter:

(3-18-22)

**01. 2CFR 200.** Uniform Administrative Requirements, Cost Principles, and Audit Requirements for

Federal Awards as set forth in 2 CRF 200 (Code of Federal Regulations). (3-18-22)

**02. Applicant.** An IDPR approved entity, that identifies a need for a project, supplies initial support data, and applies for program grant through the Department. (3-18-22)

**03. ATV.** All-terrain vehicle. (3-18-22)

**04. Board.** The Idaho Park and Recreation Board. (3-18-22)

**05. Department.** The Idaho Department of Parks and Recreation. (3-18-22)

***[Pending Subsection 26.01.31.010.06 has been rejected by SCR 122]***

~~**06. Director.** The Idaho Department of Parks and Recreation, or the designee.~~ (←→)

**06. Grant.** A grant from programs or funds as described in Section 050 of this chapter. (3-18-22)

**07. Grantee.** An applicant who receives a grant from the Department for the programs or funds as described in Section 050. (3-18-22)

**08. Match.** The grantee's contribution of cash, material, labor, and third-party in-kind services needed to complete the project as defined in the grant agreement. (3-18-22)

**09. Non-Profit.** An organization that qualifies for tax-exempt status by the IRS because its mission and purpose are to further a social cause and provide a public benefit. As used in this chapter, the term includes qualified non-for-profit organizations that benefit outdoor recreation. (3-18-22)

**10. Project.** The purchases, construction, or other activities proposed by the applicant and documented in the grant agreement. (3-18-22)

**11. Public Entity.** The state, federal or local government or a subdivision thereof (including recreation districts), or a Native American Tribe. (3-18-22)

**12. Recreational Grant Program Guidance.** A compilation of state procedures, rules, policies, and instructions assembled for dissemination to the potential entities that may wish to apply for grants. (3-18-22)

**13. State and Federal Grant Manager.** The Department employee in charge of state and federal grant programs. (3-18-22)

## IDAPA 26 – DEPARTMENT OF PARKS AND RECREATION

DOCKET NO. 26-0000-2100F

### NOTICE OF FINAL RULE – AGENCY FILING

**AUTHORITY:** In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending rule promulgated under Docket No. 26-0000-2100F. Only the section of the rule affected by Senate Concurrent Resolution (SCR) 123 is being reprinted here as a final rule.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement regarding the partial rejection:

Pursuant to **SCR 123**, IDAPA 26, rules of the Department of Parks and Recreation, the amendment to Chapter 26.01.33, “Rules Governing the Administration of the Land and Water Conservation Fund Program,” Section 010, Subsection 07, only, adopted as a pending fee rule under Omnibus Docket Number **26-0000-2100F**, is not consistent with legislative intent and is rejected and declared null, void and of no force and effect. Only the affected section is reprinted here as affected by SCR 123 following this notice.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this notice, contact Brad Hunt, Administrative Rules Coordinator, at (208) 854-3096.

DATED this 4th day of May, 2022.

Brad Hunt  
Administrative Rules Coordinator  
Office of the Administrative Rules Coordinator  
Division of Financial Management  
P.O. Box 83720, Boise, ID 83720-0032  
Phone: (208) 854-3096  
[adminrules@dfm.idaho.gov](mailto:adminrules@dfm.idaho.gov)

**The pending rule adopted under this docket was partially rejected by SCR 123.  
The following rule text is the codified final rule and includes the rejected  
pending rule text shown here as *shown here as stricken*.**

#### **26.01.33 – RULES GOVERNING THE ADMINISTRATION OF THE LAND AND WATER CONSERVATION FUND PROGRAM**

***(BREAK IN CONTINUITY OF SECTIONS)***

##### **010. DEFINITIONS.**

As used in this chapter:

(3-18-22)

**01. 2 CFR 200.** Uniform Administrative Requirements, Cost Principles, and Audit requirements for



Federal Awards as set forth in 2 CFR 200 (Code of Federal Regulations). (3-18-22)

**02. Acquisition.** The gaining of rights of public use by purchase or donation of fee or less than fee interests in real property. (3-18-22)

**03. Alternate State Liaison Officer (ALSO).** State official designated by the governor of Idaho to assist the State Liaison Officer in managing the LWCF Program. The State and Federal Grant Manager is the ALSO. (3-18-22)

**04. Board.** The Idaho Parks and Recreation Board, a bipartisan, six (6) member board, appointed by the governor. (3-18-22)

**05. Development.** The act of physically improving an area or constructing facilities necessary to increase its ability to serve outdoor recreation purposes. (3-18-22)

**06. Department.** The Idaho Department of Parks and Recreation. (3-18-22)

**[Pending Subsection 26.01.33.010.07 has been rejected by SCR 123]**

~~**07. Director.** The director and chief administrator of the Department of designee.~~ (←→)

**07. LWCF.** The Land and Water Conservation Fund, a federal grant program that provides matching grants to states, and through states to local governments, for the planning, acquisition and development of public outdoor recreation areas and facilities. (3-18-22)

**08. LWCF Advisory Committee.** Representatives from federal, state and local entities and other subject matter experts with expertise in community development or public outdoor recreation needs. (3-18-22)

**09. NPS.** The National Park Service. (3-18-22)

**10. Open Project Selection Process (OPSP).** The decision-making process and criteria by which the Department selects projects for the LWCF funding. The OPSP defines the criteria that propose LWCF projects must meet in order to be eligible for funding and establish priorities to objectively rate competing eligible projects. (3-18-22)

**11. SCORP.** Statewide Comprehensive Outdoor Recreation Plan. (3-18-22)

**12. Sponsor.** A state or local government agency that solicits a grant from the Department for a project or is responsible for administering the grant of an approved application or completed project. (3-18-22)

**13. State Liaison Officer (SLO).** State official designated by the governor of Idaho to manage the LWCF Program with the assistance of the Alternate State Liaison Officer. The director is designated as the SLO. (3-18-22)

## IDAPA 35 – STATE TAX COMMISSION

### 35.02.01 – TAX COMMISSION ADMINISTRATION AND ENFORCEMENT RULES

DOCKET NO. 35-0201-2101

#### NOTICE OF FINAL RULE – AGENCY FILING

**AUTHORITY:** In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending rule promulgated under Docket No. 35-0201-2101. Only the section of the rule affected by Senate Concurrent Resolution (SCR) 121 is being reprinted here as a final rule.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement regarding the partial rejection:

Pursuant to [SCR 121](#), IDAPA 35.02.01, “Tax Commission Administration and Enforcement Rules,” the amendment to Section 327, only, adopted as a pending rule under Omnibus Docket Number [35-0201-2101](#), is not consistent with legislative intent and is rejected and declared null, void and of no force and effect. Only the affected section is reprinted here as affected by SCR 121 following this notice.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this notice, contact Brad Hunt, Administrative Rules Coordinator, at (208) 854-3096.

DATED this 4th day of May, 2022.

Brad Hunt  
Administrative Rules Coordinator  
Office of the Administrative Rules Coordinator  
Division of Financial Management  
P.O. Box 83720, Boise, ID 83720-0032  
Phone: (208) 854-3096  
[adminrules@dfm.idaho.gov](mailto:adminrules@dfm.idaho.gov)

**The pending rule adopted under this docket was partially rejected by SCR 121.  
The following rule text is the codified final rule and includes the rejected  
pending rule text shown here as *shown here as stricken*.**

326. – 327. (RESERVED)

*[Pending Section 327 has been rejected by SCR 121]*

~~327. COMMUNICATIONS BETWEEN THE APPEALS UNIT AND THE ORIGINATING DIVISION AND OTHERS DURING THE REDETERMINATION: RESTRICTIONS, EXCEPTIONS, AND PERMITTED COMMUNICATIONS.~~

~~Section 63-3045, Idaho Code~~

~~01. In General. Section 63-3045, Idaho Code, does not adopt the formal ex parte restrictions on communications that would apply in a judicial proceeding or under Section 67-5253, Idaho Code. (—)~~

- ~~02. Exceptions. The limitation on communications does not apply to communications with or by:~~
- ~~a. A Commissioner of the State Tax Commission;~~
  - ~~b. An employee of a State Tax Commission outside of the originating division;~~
  - ~~c. An employee of the Idaho office of Attorney General;~~
  - ~~d. An employee of another state agency that the State Tax Commission has entered into an exchange agreement with;~~
  - ~~e. An employee of the Internal Revenue Service; or~~
  - ~~f. An employee of the Multi State Tax Commission.~~

**IDAPA 37 – IDAHO DEPARTMENT OF WATER RESOURCES  
IDAHO WATER RESOURCE BOARD**

**37.03.05 – MINE TAILINGS IMPOUNDMENT STRUCTURES RULES**

**DOCKET NO. 37-0305-2201**

**NOTICE OF INTENT TO PROMULGATE RULES –  
ZERO-BASED REGULATION NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, notice is hereby given that the Idaho Department of Water Resources and the Idaho Water Resource Board (“Agencies”) intend to repeal and promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section(s) 42-1710 and 42-1714, Idaho Code. This action is consistent with [Executive Order 2020-01](#): Zero-Based Regulation, which directs agencies to review all administrative rules over the five-year period of 2021-2025 (completing review no later than sine die 2026).

**MEETING SCHEDULE:** A negotiated rulemaking meeting has been scheduled. Any additional meeting dates will be posted on the Agencies’ website at <https://idwr.idaho.gov/>.

<b>*PUBLIC MEETING*</b> <b>Friday, May 27, 2022 @ 9:30 a.m. (Mountain Time)</b>
<b>In Person: Idaho Dept. of Water Resources</b> <b>322 E Front St.</b> <b>Boise, ID 83720-0098</b> <b>(Meeting to be held at IDWR Office Conference Rooms B, C &amp; D, located on the 6<sup>th</sup> Floor of the University of Idaho Water Center)</b>
<i>To sign up for attendance via telephone/videoconference, Contact Sarah Tschohl at 208-287-4815 or <a href="mailto:rulesinfo@idwr.idaho.gov">rulesinfo@idwr.idaho.gov</a> by April 27, 2022</i>
<i>Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the agency web site at the following web address: <a href="https://idwr.idaho.gov/">https://idwr.idaho.gov/</a>.</i>

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process must either attend the above-scheduled meeting or identify themselves to the Agencies using the phone number and email address listed above in advance of the above-scheduled meeting. Upon conclusion of negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the Agencies or, if the Agencies choose, the summary may be posted on the Agencies’ website listed above.

Should a reasonable number of persons respond to this notice, additional negotiated meetings may be scheduled, and all scheduled meetings shall be posted and made accessible on the Agencies’ website listed in this notice.

A lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency has sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

**DESCRIPTIVE SUMMARY:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

In compliance with [Executive Order 2020-01](#), this rulemaking will review the Agency's Mine Tailings Impoundment Structures Rules (Mine Tailings Rule), IDAPA 37.03.05, and Safety of Dams Rules (Dam Safety Rule), IDAPA 37.03.05.

The Mine Tailings Rule establishes acceptable construction standards and governs IDWR's design and technical review of mine tailing and water impoundment structures. The Mine Tailings Rule also supports the collection of fees to review plans, drawings, and specifications pertaining to any mine tailings impoundment structure.

The Dam Safety Rule establishes acceptable standards for construction of dams and establishes guidelines for the safety evaluation of new or existing dams. The Dam Safety Rule applies to all new dams, to existing dams to be enlarged, altered, or repaired, and the maintenance of certain existing dams, as specifically provided in the rule. The Dam Safety Rule also establishes the collection of fees to review plans, drawings, and specifications pertaining to the construction, enlargement, alteration, or repair of small high-risk, intermediate, or large dams.

The Agency has reviewed these rules pursuant to the zero-based regulation process and is considering the re-promulgation of these rules as a single rule chapter with substantive and procedural modifications.

The Agency has identified the following areas as potential changes from the existing Rules:

- Remove subsection rules contingent on whether any non-regulatory measures can be implemented in lieu of the rules;
- Simplify, condense, clarify, and modernize rule language; and
- Update rules, where necessary, to be consistent with current statutes.

**ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS OR OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text, contact Mathew Weaver, IDWR Deputy Director at (208) 287-4800.

DATED this 11th day of April, 2022.

Mathew Weaver, Deputy Director  
Idaho Department of Water Resources  
322 E. Front Street  
PO Box 83720  
Boise, ID 83720  
Phone: (208) 287-4800  
Fax: (208) 287-6700  
Email: [Mathew.weaver@idwr.idaho.gov](mailto:Mathew.weaver@idwr.idaho.gov)

**IDAPA 37 – IDAHO DEPARTMENT OF WATER RESOURCES  
IDAHO WATER RESOURCE BOARD**

**37.03.06 – SAFETY OF DAMS RULES**

**DOCKET NO. 37-0306-2201**

**NOTICE OF INTENT TO PROMULGATE RULES –  
ZERO-BASED REGULATION NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, notice is hereby given that the Idaho Department of Water Resources and the Idaho Water Resource Board (“Agencies”) intend to repeal and promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section(s) 42-1710 and 42-1714, Idaho Code. This action is consistent with [Executive Order 2020-01](#): Zero-Based Regulation, which directs agencies to review all administrative rules over the five-year period of 2021-2025 (completing review no later than sine die 2026).

**MEETING SCHEDULE:** A negotiated rulemaking meeting has been scheduled. Any additional meeting dates will be posted on the Agencies’ website at <https://idwr.idaho.gov/>.

<b>*PUBLIC MEETING*</b> <b>Friday, May 27, 2022 @ 9:30 a.m. (Mountain Time)</b>
<b>In Person: Idaho Dept. of Water Resources</b> <b>322 E Front St.</b> <b>Boise, ID 83720-0098</b> <b>(Meeting to be held at IDWR Office Conference Rooms B, C &amp; D, located on the 6<sup>th</sup> Floor of the University of Idaho Water Center)</b>
<i>To sign up for attendance via telephone/videoconference, Contact Sarah Tschohl at 208-287-4815 or <a href="mailto:rulesinfo@idwr.idaho.gov">rulesinfo@idwr.idaho.gov</a> by April 27, 2022</i>
<i>Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the agency web site at the following web address: <a href="https://idwr.idaho.gov/">https://idwr.idaho.gov/</a>.</i>

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process must either attend the above-scheduled meeting or identify themselves to the Agencies using the phone number and email address listed above in advance of the above-scheduled meeting. Upon conclusion of negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the Agencies or, if the Agencies choose, the summary may be posted on the Agencies’ website listed above.

Should a reasonable number of persons respond to this notice, additional negotiated meetings may be scheduled, and all scheduled meetings shall be posted and made accessible on the Agencies’ website listed in this notice.

A lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency has sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

**DESCRIPTIVE SUMMARY:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

In compliance with [Executive Order 2020-01](#), this rulemaking will review the Agency's Mine Tailings Impoundment Structures Rules (Mine Tailings Rule), IDAPA 37.03.05, and Safety of Dams Rules (Dam Safety Rule), IDAPA 37.03.05.

The Mine Tailings Rule establishes acceptable construction standards and governs IDWR's design and technical review of mine tailing and water impoundment structures. The Mine Tailings Rule also supports the collection of fees to review plans, drawings, and specifications pertaining to any mine tailings impoundment structure.

The Dam Safety Rule establishes acceptable standards for construction of dams and establishes guidelines for the safety evaluation of new or existing dams. The Dam Safety Rule applies to all new dams, to existing dams to be enlarged, altered, or repaired, and the maintenance of certain existing dams, as specifically provided in the rule. The Dam Safety Rule also establishes the collection of fees to review plans, drawings, and specifications pertaining to the construction, enlargement, alteration, or repair of small high-risk, intermediate, or large dams.

The Agency has reviewed these rules pursuant to the zero-based regulation process and is considering the re-promulgation of these rules as a single rule chapter with substantive and procedural modifications.

The Agency has identified the following areas as potential changes from the existing Rules:

- Remove subsection rules contingent on whether any non-regulatory measures can be implemented in lieu of the rules;
- Simplify, condense, clarify, and modernize rule language; and
- Update rules, where necessary, to be consistent with current statutes.

**ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS OR OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text, contact Mathew Weaver, IDWR Deputy Director at (208) 287- 4800.

DATED this 11th day of April, 2022.

Mathew Weaver, Deputy Director  
Idaho Department of Water Resources  
322 E. Front Street  
PO Box 83720  
Boise, ID 83720  
Phone: (208) 287-4800  
Fax: (208) 287-6700  
Email: [Mathew.weaver@idwr.idaho.gov](mailto:Mathew.weaver@idwr.idaho.gov)

# IDAPA 39 – IDAHO TRANSPORTATION DEPARTMENT

DOCKET NO. 39-ZBRR-2201

## NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION NEGOTIATED RULEMAKING

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 40-312, 49-201 and 67-5229 Idaho Code.

**MEETING SCHEDULE:** A public meeting on the negotiated rulemaking will be held as follows:

<b>Thursday, May 12, 2022 3:30 p.m. to 6:30 p.m. (MT)</b>
<i>In-person participation is available at:</i> <b>ITD: East Annex (Southeast area of the ITD State Street Headquarters Campus) 3293 West Jordan St. Boise, ID 83703</b>
<i>Phone or virtual participation via Webex is available at:</i> <b><a href="#">Join WebEx Meeting</a> Meeting Number (Access Code): 2452 503 3012 Meeting Password: 1234</b>
<i>Join by phone at:</i> <b>1-844-740-1264 (USA Toll Free)</b>

The meeting site will be accessible to persons with disabilities, if needed. Requests for accommodation must be made not later than five (5) days prior to the meeting to the agency address below.

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting in person or via web conferencing. For those who cannot participate by attending the meeting, information for submitting written comments is provided below.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

**DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

In support of the Governor's Red Tape Reduction Initiative and in accordance with the [Executive Order 2020-01: Zero-Based Regulation](#) and the [Department's 5-year review schedule](#), the goal of these rulemakings is to make changes and modifications that remove obsolete language, eliminate unnecessary restrictions and provide clarity to the respective chapters.



The following rule chapters are germane to this rulemaking:

- 39.02.02 – *Rules Governing Vehicle & Vessel Dealer License Requirements - Motor Vehicles;*
- 39.02.22 – *Rules Governing Registration and Permit Fee Administration (fee rule);*
- 39.02.26 – *Rules Governing Temporary Vehicle Clearance for Carriers (fee rule);*
- 39.02.70 – *Rules Governing Restricted Driving Permits;*
- 39.02.71 – *Rules Governing Driver's License Violation Point System;*
- 39.02.72 – *Rules Governing Administrative License Suspensions;*
- 39.02.73 – *Rules Governing Accident Prevention Course; and*
- 39.03.44 – *Rules Governing Highway Relocation Assistance for Persons Displaced by Public Programs.*

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text (if available), please contact Ramón Hobdey-Sánchez, Governmental Affairs Project Manager, at 208-334-8810. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Transportation Department's website at the following web address: <https://itd.idaho.gov/rulemaking/>.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before Friday, May 27, 2022.

DATED this 8th Day of April, 2022.

Ramón S. Hobdey-Sánchez, J.D.  
Office of Governmental Affairs  
Idaho Transportation Department  
3311 W. State St.  
Boise, ID 83707-1129  
Phone: 208-334-8810  
[ramon.hobdey-sanchez@itd.idaho.gov](mailto:ramon.hobdey-sanchez@itd.idaho.gov)

# HOUSE CONCURRENT RESOLUTION NO. 37

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE HOUSE OF REPRESENTATIVES  
HOUSE CONCURRENT RESOLUTION NO. 37  
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND APPROVING ADMINISTRATIVE RULES THAT  
IMPOSE A FEE OR CHARGE, AS APPROVED BY THE HOUSE AGRICULTURAL AFFAIRS  
COMMITTEE AND THE SENATE AGRICULTURAL AFFAIRS COMMITTEE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, the [House Agricultural Affairs Committee](#) and the [Senate Agricultural Affairs Committee](#) reviewed rules that impose a fee or charge adopted by the Department of Agriculture, the Idaho Hop Growers' Commission, the Idaho State Police/State Brand Board, the Idaho Wheat Commission, the Idaho Oilseed Commission, the Idaho Beef Council, and the Idaho Barley Commission.

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the House of Representatives and the Senate concurring therein, that all pending administrative rules or portions of pending administrative rules that impose a fee or charge reviewed by the House Agricultural Affairs Committee and the Senate Agricultural Affairs Committee adopted by the Department of Agriculture, the Idaho Hop Growers' Commission, the Idaho State Police/State Brand Board, the Idaho Wheat Commission, the Idaho Oilseed Commission, the Idaho Beef Council, and the Idaho Barley Commission pursuant to the Administrative Procedure Act during the prior calendar year, and submitted through the Office of the Administrative Rules Coordinator to the Legislature for review during the 2022 legislative session be, and the same are approved.

## Statement of Purpose / Fiscal Impact:

### STATEMENT OF PURPOSE RS29602 / HCR037

This concurrent resolution reflects the approval of the fee rules reviewed and approved by the House and Senate Agriculture Committees pursuant to 67-5224.

### FISCAL NOTE

Adoption of this concurrent resolution has no fiscal impact. However, it does authorize various state agencies to enforce fees as promulgated in the same amount as in FY22.

### Contact:

Representative Clark Kauffman  
(208) 332-1000  
Van T. Burtenshaw, Senator  
(208) 332-1000

Adopted: March 15, 2022.

# HOUSE CONCURRENT RESOLUTION NO. 39

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE HOUSE OF REPRESENTATIVES  
HOUSE CONCURRENT RESOLUTION NO. 39  
BY EDUCATION COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE STATE  
BOARD OF EDUCATION RELATING TO RULES GOVERNING THOROUGHNESS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the State Board of Education relating to Rules Governing Thoroughness are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 08.02.03, Rules Governing Thoroughness, Section 004., Subsections 01.d., 01.h., and 01.j., Docket Number 08-0000-2100, Rules of the State Board of Education, only, be, and the same are hereby rejected and declared null, void, and of no force and effect as of July 1, 2022.

BE IT FURTHER RESOLVED that the portions of rules referenced in this resolution be rejected notwithstanding any statement of the State Board of Education to the contrary pertaining to the effectiveness of such rules.

## Statement of Purpose / Fiscal Impact:

### REVISED STATEMENT OF PURPOSE RS29679 / HCR039

This House Concurrent Resolution rejects the pending rule contained in IDAPA 08.02.03, Rules Governing Thoroughness, Section 004., Subsection 01.d., 01.h., and 01.j. as null, void, and of no force and effect as of July 1, 2022. By rejecting these administrative rules, the Idaho Content Standards for English Language Arts, Mathematics and Science will no longer be in effect, clearing the way for the work and recommendations of the respective 2020 and 2021 standards review committees to be considered as appropriate replacement content standards, dated July 13, 2021. During this same period the standards for the Initial Certification of Professional School Personnel were reviewed by a committee of higher education teachers and preparation leaders, recommended those standards be updated and streamlined. A new set of standards dated February 24, 2022 were recommended and are adopted with this legislation.

### FISCAL NOTE

This is a rule rejection and has no fiscal impact.

### Contact:

Representative Lance Clow  
(208) 332-1000

Adopted: March 15, 2022.

## HOUSE CONCURRENT RESOLUTION NO. 42

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE HOUSE OF REPRESENTATIVES  
HOUSE CONCURRENT RESOLUTION NO. 42  
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND APPROVING PENDING RULES THAT IMPOSE A  
FEE OR CHARGE REVIEWED BY THE HOUSE TRANSPORTATION AND DEFENSE COMMITTEE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature is vested with authority under the provisions of Section 67-5291, Idaho Code, to reject executive agency rules that are not consistent with legislative intent; and

WHEREAS, the House Transportation and Defense Committee reviewed rules that impose a fee or charge adopted by the Idaho Transportation Department; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the House of Representatives and the Senate concurring therein, that fee rules adopted by the Idaho Transportation Department, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the [House Transportation and Defense Committee](#), be, and the same are approved.

### Statement of Purpose / Fiscal Impact:

#### STATEMENT OF PURPOSE RS29707 / HCR042

The House Transportation and Defense Committee has received and reviewed the following Rules from the Idaho Transportation Department: Docket No: 39-0000-2100F, Omnibus Pending Fee Rule; Docket No: 39-0343-2102, Pending Fee Rule; Docket No: 39-0000-2100, Omnibus Pending Rule. It is the recommendation of the committee that all Omnibus Pending Fee, Pending Fee and Omnibus Pending Rules be approved in their entirety.

#### FISCAL NOTE

There is no fiscal impact because this is a Concurrent Resolution for approval of agency rules.

#### Contact:

Representative Joe A. Palmer  
(208) 332-1000

Adopted: March 21, 2022.

# HOUSE CONCURRENT RESOLUTION NO. 45

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE HOUSE OF REPRESENTATIVES  
HOUSE CONCURRENT RESOLUTION NO. 45  
BY EDUCATION COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF  
THE STATE BOARD OF EDUCATION RELATING TO RULES GOVERNING ADMINISTRATION,  
RULES GOVERNING UNIFORMITY, AND RULES GOVERNING THOROUGHNESS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the State Board of Education relating to Rules Governing Administration, Rules Governing Uniformity, and Rules Governing Thoroughness are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 08, Chapter 08.02.01, Rules Governing Administration, Section 801., Subsection 02.f.; Chapter 08.02.02, Rules Governing Uniformity, Section 004., Subsection 01.; and Chapter 08.02.03, Rules Governing Thoroughness, Section 105., Subsection 01.d.ii., iii., and iv., and Section 112., Subsection 03.a.ii. and b.ii., adopted as pending rules under Docket Number [08-0000-2100](#), only, be, and the same are hereby rejected and declared null, void, and of no force and effect.

## Statement of Purpose / Fiscal Impact:

### STATEMENT OF PURPOSE RS29727 / HCR045

This resolution rejects certain rules in IDAPA 08 on Administration, Uniformity, and Thoroughness.

### FISCAL NOTE

This legislation will have no impact on the state general funds, or any other state funding.

### Contact:

Representative Ryan Kerby  
(208) 332-1000

Adopted: March 15, 2022.

# HOUSE CONCURRENT RESOLUTION NO. 47

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE HOUSE OF REPRESENTATIVES  
HOUSE CONCURRENT RESOLUTION NO. 47  
BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND APPROVING FEE RULES  
REVIEWED BY THE HOUSE HEALTH AND WELFARE COMMITTEE  
AND THE SENATE HEALTH AND WELFARE COMMITTEE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature is vested with authority under the provisions of Section 67-5291, Idaho Code, to reject executive agency rules that are not consistent with legislative intent; and

WHEREAS, the [House Health and Welfare Committee](#) and the [Senate Health and Welfare Committee](#) reviewed rules that impose a fee or charge adopted by the Department of Health and Welfare as set forth in Docket No. 16-0000-2100F; and

WHEREAS, the House Health and Welfare Committee and the Senate Health and Welfare Committee reviewed rules that impose a fee or charge adopted by the Division of Occupational and Professional Licenses that relate to health care as set forth in Docket No. 24-0000-2100F and found these rules to be consistent with legislative intent and should therefore be approved by the committees to which this docket was assigned; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the House of Representatives and the Senate concurring therein, that fee rules adopted by the Department of Health and Welfare, as set forth in Docket No. 16-0000-2100F, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the House Health and Welfare Committee and the Senate Health and Welfare Committee, be, and the same are approved.

## Statement of Purpose / Fiscal Impact:

### STATEMENT OF PURPOSE RS29778 / HCR047

This Concurrent Resolution reflects the determination of the fee rules reviewed by the House and Senate Health and Welfare Committees. The Committees reviewed and approved Docket No. 16-0000-2100F, Department of Health and Welfare, in its entirety. The health care fee rules contained in Docket No. 24-0000-2100F, Division of Occupational and Professional Licenses, were also reviewed by the House and Senate Health and Welfare Committees.

### FISCAL NOTE

Adoption of this Concurrent Resolution has no fiscal impact on the General or any other fund.

#### Contact:

Representative Fred Wood  
(208) 332-1000

Adopted: March 15, 2022.

# HOUSE CONCURRENT RESOLUTION NO. 48

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE HOUSE OF REPRESENTATIVES  
HOUSE CONCURRENT RESOLUTION NO. 48  
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND APPROVING FEE RULES  
REVIEWED BY THE HOUSE BUSINESS COMMITTEE AND  
THE SENATE COMMERCE AND HUMAN RESOURCES COMMITTEE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature is vested with authority under the provisions of Section 67-5291, Idaho Code, to reject executive agency rules that are not consistent with legislative intent; and

WHEREAS, the House Business Committee and the Senate Commerce and Human Resources Committee reviewed rules that impose a fee or charge adopted by the Department of Finance, Department of Insurance, and Grape Growers and Wine Producers Commission; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the House of Representatives and the Senate concurring therein, that fee rules adopted by the Department of Finance, Department of Insurance, and Grape Growers and Wine Producers Commission, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the House Business Committee and the Senate Commerce and Human Resources Committee, be, and the same are approved.

## Statement of Purpose / Fiscal Impact:

### STATEMENT OF PURPOSE RS29744 / HCR048

This legislation approves the Administrative Rules adopted by the Idaho Department of Finance, Idaho Department of Insurance, and the Grape Growers and Wine Producers Commission.

### FISCAL NOTE

This legislation will have no impact on the State's General Fund, dedicated fund or any federal fund.

### Contact:

Representative Sage G. Dixon  
(208) 332-1000

Adopted: March 21, 2022.

# HOUSE CONCURRENT RESOLUTION NO. 49

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE HOUSE OF REPRESENTATIVES  
HOUSE CONCURRENT RESOLUTION NO. 49  
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND APPROVING FEE AND NON-FEE RULES  
REVIEWED BY THE HOUSE COMMERCE AND HUMAN RESOURCES COMMITTEE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules that are not consistent with legislative intent pursuant to Section 67-5291, Idaho Code, and to approve executive agency rules under the provisions of Section 29, Article III of the Idaho Constitution; and

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the House of Representatives and the Senate concurring therein, that fee and non-fee rules adopted by the Division of Human Resources and Personnel Commission, Industrial Commission, Department of Commerce, PERSI (Public Employees Retirement System of Idaho), Division of Veterans Services, and Department of Labor, including IDAPA 09.01.30, Unemployment Insurance Benefits Administration Rules, Section 525., Subsection 10., Docket Number 09-0000-2100, that was rejected by the Senate Commerce and Human Resources Committee, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the House Commerce and Human Resources Committee, be, and the same are approved.

BE IT FURTHER RESOLVED that, if any non-fee rule was assigned to but was not reviewed by the [House Commerce and Human Resources Committee](#), such rule shall take effect upon conclusion of the legislative session, or as provided in rule, pursuant to Section 67-5224, Idaho Code.

## Statement of Purpose / Fiscal Impact:

### STATEMENT OF PURPOSE RS29773 / HCR049

This Concurrent Resolution reflects the approval of the rules reviewed and approved by the House and the Senate Commerce's and Human Resources Committee. It also reflects one rule approved by the House Commerce and Human Resources Committee but rejected by the Senate Commerce and Human Resources Committee.

### FISCAL NOTE

There is fiscal impact to the General fund.

#### Contact:

Representative James Holtzclaw  
(208) 332-1000

Adopted: March 23, 2022.



# HOUSE CONCURRENT RESOLUTION NO. 50

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE HOUSE OF REPRESENTATIVES  
HOUSE CONCURRENT RESOLUTION NO. 50  
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND APPROVING AND EXTENDING FEE, NON FEE,  
AND PROCLAMATION RULES REVIEWED BY THE HOUSE JUDICIARY, RULES, AND  
ADMINISTRATION COMMITTEE AND THE SENATE JUDICIARY AND RULES COMMITTEE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules that are not consistent with legislative intent pursuant to Section 67-5291, Idaho Code, and to approve executive agency rules under the provisions of Section 29, Article III of the Idaho Constitution; and

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the House of Representatives and the Senate concurring therein, that fee, non-fee, and proclamation rules adopted by the Department of Juvenile Corrections, Board of Correction, Idaho State Police - Public Safety, Idaho State Police - POST, Commission of Pardons and Parole, Sexual Offender Management Board, and Idaho State Police, not including IDAPA 11.10.03, Rules Governing the Sex Offender Registry, Section 012., Subsection 06.a. and 06.e., Docket Number 11-0000-2100, only, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the House Judiciary, Rules, and Administration Committee and the Senate Judiciary and Rules Committee, be, and the same are approved.

BE IT FURTHER RESOLVED that, if any non-fee rule was assigned to but was not reviewed by the House Judiciary, Rules, and Administration Committee and the Senate Judiciary and Rules Committee, such rule shall take effect upon conclusion of the legislative session, or as provided in rule, pursuant to Section 67-5224, Idaho Code.

BE IT FURTHER RESOLVED that, except as provided in this concurrent resolution, every rule of Department of Juvenile Corrections, Board of Correction, Idaho State Police - Public Safety, Idaho State Police - POST, Commission of Pardons and Parole, Sexual Offender Management Board, and Idaho State Police, not including IDAPA 11.10.03, Rules Governing the Sex Offender Registry, Section 012., Subsection 06.a. and 06.e., Docket Number 11-0000-39 2100, only, as that term is defined in Section 67-5201, Idaho Code, shall continue in full force and effect until July 1, 2023, at which time they shall expire and be of no further force and effect as provided in Section 67-5292, Idaho Code.

BE IT FURTHER RESOLVED that a rule or partial rule approved by this concurrent resolution shall remain in effect until it expires by its own terms, but in no event shall a rule remain in effect beyond July 1, 2023, or the conclusion of the First Regular Session of the Sixty-seventh Idaho Legislature, whichever is applicable, unless it is further extended by adoption of a concurrent resolution by both houses of the Legislature. Rules or sections of rules that are excepted from approval hereunder shall expire upon adjournment of the Second Regular Session of the Sixty-sixth Idaho Legislature, unless approved by adoption of a separate concurrent resolution by both houses of the Legislature.

**Statement of Purpose / Fiscal Impact:**

**STATEMENT OF PURPOSE**  
**RS29749 / HCR050**

Approves fee and non-fee administrative rules for the department of juvenile corrections, board of correction, state police public safety, state police POST, and commission of pardons and parole in their entirety. Approves the rules of the Sexual Offender Management Board with one exception.

**FISCAL NOTE**

There will be no fiscal impact. All fee rules adopt fees that are identical than those approved in 2021.

**Contact:**

Representative Linda Wright Hartgen  
(208) 332-1000

Adopted: March 23, 2022.

## HOUSE CONCURRENT RESOLUTION NO. 53

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE HOUSE OF REPRESENTATIVES  
HOUSE CONCURRENT RESOLUTION NO. 53  
BY EDUCATION COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND APPROVING FEE RULES REVIEWED BY THE  
HOUSE EDUCATION COMMITTEE AND THE SENATE EDUCATION COMMITTEE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature is vested with authority under the provisions of Section 67-5291, Idaho Code, to reject executive agency rules that are not consistent with legislative intent; and

WHEREAS, the House Education Committee and the Senate Education Committee reviewed rules that impose a fee or charge adopted by the State Board of Education; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the House of Representatives and the Senate concurring therein, that fee rules adopted by the State Board of Education, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the [House Education Committee](#) and the [Senate Education Committee](#), be, and the same are hereby approved.

### Statement of Purpose / Fiscal Impact:

#### STATEMENT OF PURPOSE RS29837 / HCR053

The House and Senate Education Committees have received and reviewed from the State Board of Education, Docket No: 08-0000-2100F, Omnibus Pending Fee Rule. It is the recommendation of the Committees that the Omnibus Pending Fee rule be approved in its entirety. There have been no increases in the identified fees from previous years.

#### FISCAL NOTE

There is no fiscal impact caused by approval of these fees. The funds collected from these fees are part of the State Board of Education and State Department of Education Budgets and funds statutorily required functions. Without the proposed, additional general funds would be necessary to cover the cost.

#### Contact:

Representative Ryan Kerby  
(208) 332-1000

Adopted: March 23, 2022.

# SENATE CONCURRENT RESOLUTION NO. 120

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE SENATE  
SENATE CONCURRENT RESOLUTION NO. 120  
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF  
THE DEPARTMENT OF HEALTH AND WELFARE RELATING TO MEDICAID BASIC  
PLAN BENEFITS AND DEVELOPMENTAL DISABILITIES AGENCIES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Department of Health and Welfare relating to Medicaid Basic Plan Benefits and Developmental Disabilities Agencies are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 16.03.09, relating to Medicaid Basic Plan Benefits, Section 772., Subsection 01.c.; and IDAPA 16.03.21, relating to Developmental Disabilities Agencies, Section 101., Subsection 04.q.; Section 302., Subsection 01.; and Section 407., adopted as pending rules under [Docket Number 16-0000-2100](#), only, be, and the same are hereby rejected and declared null, void, and of no force and effect.

## Statement of Purpose / Fiscal Impact:

### STATEMENT OF PURPOSE RS29598 / SCR120

This bill rejects the pending rules contained in IDAPA 16.03.09, relating to Medicaid Basic Plan Benefits, Section 772., Subsection 01.c.; and IDAPA 16.03.21, relating to Developmental Disabilities Agencies, Section 101., Subsection 04.q.; Section 302., Subsection 01.; and Section 407., adopted as pending rules under [Docket Number 16-0000-2100](#).

### FISCAL NOTE

This is a rule rejection and has no fiscal impact.

#### Contact:

Senator Peter Riggs  
(208) 332-1338

Adopted: March 17, 2022.

# SENATE CONCURRENT RESOLUTION NO. 121

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE SENATE  
SENATE CONCURRENT RESOLUTION NO. 121  
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE STATE  
TAX COMMISSION RELATING TO TAX COMMISSION ADMINISTRATION AND  
ENFORCEMENT RULES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the State Tax Commission relating to Tax Commission Administration and Enforcement Rules are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 35.02.01, relating to Tax Commission Administration and Enforcement Rules, Section 327., adopted as a pending rule under [Docket Number 35-0201-2101](#), only, be, and the same is hereby rejected and declared null, void, and of no force and effect.

## Statement of Purpose / Fiscal Impact:

### STATEMENT OF PURPOSE RS29608 / SCR121

This resolution rejects IDAPA 35.02.01 section 327.

### FISCAL NOTE

This resolution has no fiscal impact.

### Contact:

Senator Jim Rice  
(208) 332-1423

Adopted: March 15, 2022.

## SENATE CONCURRENT RESOLUTION NO. 122

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE SENATE  
SENATE CONCURRENT RESOLUTION NO. 122  
BY JUDICIARY AND RULES COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE  
DEPARTMENT OF PARKS AND RECREATION RELATING TO RULES GOVERNING THE  
ADMINISTRATION OF THE IDAHO DEPARTMENT OF PARKS AND RECREATION STATE AND  
FEDERAL GRANT FUNDS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Department of Parks and Recreation relating to Rules Governing the Administration of the Idaho Department of Parks and Recreation State and Federal Grant Funds are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 26.01.31, relating to Rules Governing the Administration of the Idaho Department of Parks and Recreation State and Federal Grant Funds, Section 010., Subsection 06., adopted as a pending rule under [Docket Number 26-0000-2100](#), only, be, and the same is hereby rejected and declared null, void, and of no force and effect.

### Statement of Purpose / Fiscal Impact:

#### STATEMENT OF PURPOSE RS29572 / SCR122

This legislation rejects a certain rule relating to governing the administration of the Idaho Department of Parks and Recreation State and Federal grant funds.

#### FISCAL NOTE

There is no fiscal impact.

#### Contact:

Senator Steve Vick  
(208) 332-1000

Adopted: March 18, 2022.

# SENATE CONCURRENT RESOLUTION NO. 123

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE SENATE  
SENATE CONCURRENT RESOLUTION NO. 123  
BY JUDICIARY AND RULES COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND APPROVING PENDING RULES THAT IMPOSE A  
FEE OR CHARGE REVIEWED BY THE SENATE RESOURCES AND ENVIRONMENT COMMITTEE  
AND THE HOUSE RESOURCES AND CONSERVATION COMMITTEE WITH AN EXCEPTION.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, the Senate Resources and Environment Committee and the House Resources and Conservation Committee reviewed rules that impose a fee or charge adopted by the Department of Fish and Game, Forest Products Commission, Department of Lands, Department of Parks and Recreation, and Department of Water Resources; and

WHEREAS, it is the finding of the Legislature that a certain rule of the Department of Parks and Recreation is not consistent with legislative intent; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that pending fee rules adopted by the Department of Fish and Game, Forest Products Commission, Department of Lands, Department of Parks and Recreation, and Department of Water Resources, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the [Senate Resources and Environment Committee](#) and the [House Resources and Conservation Committee](#), be, and the same are hereby approved, with the exception of the following enumerated pending fee rule.

BE IT FURTHER RESOLVED that Department of Parks and Recreation, IDAPA 26.01.33, Docket No. 26-0000-2100F, Section 010., Subsection 07., only, is hereby rejected and not approved, and thereby pursuant to Sections 67-5291 and 67-5224, Idaho Code, is declared null, void, and of no force and effect.

## Statement of Purpose / Fiscal Impact:

### STATEMENT OF PURPOSE RS29644 / SCR123

This legislation approves pending rules that impose a fee or charge for the Department of Fish and Game, Forest Products Commission, Department of Lands, Department of Parks and Recreation, and Department of Water Resources; with the exception of Department of Parks and Recreation, IDAPA 26.01.33, Docket No.26-0000-2100F, Section 010., Subsection 07., which is rejected and not approved.

### FISCAL NOTE

There is no fiscal impact.

#### Contact:

Senator Steve Vick  
(208) 332-1000

Adopted: March 18, 2022.

# SENATE CONCURRENT RESOLUTION NO. 124

Sixty-sixth Legislature  
LEGISLATURE OF THE STATE OF IDAHO  
Second Regular Session – 2022

IN THE SENATE  
SENATE CONCURRENT RESOLUTION NO. 124  
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND APPROVING PENDING RULES THAT IMPOSE A  
FEE OR CHARGE REVIEWED BY THE SENATE STATE AFFAIRS COMMITTEE AND THE  
HOUSE STATE AFFAIRS COMMITTEE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, the Senate State Affairs Committee and the House State Affairs Committee reviewed rules that impose a fee or charge adopted by the Idaho State Racing Commission, Idaho State Liquor Division, Endowment Fund Investment Board, Secretary of State, Department of Administration, and Idaho State Lottery Commission; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that pending fee rules adopted by the Idaho State Racing Commission, Idaho State Liquor Division, Endowment Fund Investment Board, Secretary of State, Department of Administration, and Idaho State Lottery Commission, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the [Senate State Affairs Committee](#) and the [House State Affairs Committee](#), be, and the same are hereby approved.

## Statement of Purpose / Fiscal Impact:

### STATEMENT OF PURPOSE RS29862 / SCR124

This concurrent resolution reflects the approval of the fee rules reviewed and approved by the House and Senate State Affairs Committees pursuant to 67-5224.

### FISCAL NOTE

Adoption of this concurrent resolution has no fiscal impact. However, it does authorize various state agencies to enforce fees as promulgated in the same amount as in FY22.

### Contact:

Senator Jim Guthrie  
(208) 332-1000

Adopted: March 25, 2022.



# SENATE CONCURRENT RESOLUTION NO. 125

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE SENATE  
SENATE CONCURRENT RESOLUTION NO. 125  
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND APPROVING PENDING RULES THAT IMPOSE A  
FEE OR CHARGE REVIEWED BY THE SENATE RESOURCES AND ENVIRONMENT COMMITTEE  
AND THE HOUSE ENVIRONMENT, ENERGY, AND TECHNOLOGY COMMITTEE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, the Senate Resources and Environment Committee and the House Environment, Energy, and Technology Committee reviewed rules that impose a fee or charge adopted by the Department of Environmental Quality as set forth in Docket No. 58-0000-2100F; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that pending fee rules adopted by the Department of Environmental Quality, as set forth in [Docket No. 58-0000-2100F](#), pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the Senate Resources and Environment Committee and the House Environment, Energy, and Technology Committee, be, and the same are hereby approved.

## Statement of Purpose / Fiscal Impact:

### STATEMENT OF PURPOSE RS29860 / SCR125

This legislation approves pending rules that impose a fee or charge for the Department of Environmental Quality.

### FISCAL NOTE

There is no fiscal impact.

### Contact:

Jess Byrne, Director, Idaho Department of Environmental Quality  
(208) 373-0240  
Senator Steve Vick  
(208) 332-1000

Adopted: March 24, 2022.

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# LEGAL NOTICE

## Summary of Proposed Rulemakings

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### **PUBLIC NOTICE OF INTENT TO PROPOSE OR PROMULGATE NEW OR CHANGED AGENCY RULES**

*THERE ARE NO PROPOSED RULES PUBLISHED IN  
THE MAY 4, 2022, IDAHO ADMINISTRATIVE BULLETIN, VOL. 22-5*

Please refer to the Idaho Administrative Bulletin [May 4, 2022, Volume 22-5](#), for the notices and text of all rulemakings, proclamations, negotiated rulemaking and public hearing information and schedules, executive orders of the Governor, and contact information.

*Issues of the Idaho Administrative Bulletin can be viewed at [www.adminrules.idaho.gov/](http://www.adminrules.idaho.gov/)*

Office of the Administrative Rules Coordinator, Division of Financial Management  
P.O. Box 83720, Boise, ID 83720-0032  
Phone: 208-334-3900; Email: [adminrules@dfm.idaho.gov](mailto:adminrules@dfm.idaho.gov)

# **CUMULATIVE RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES**

*Office of the Administrative Rules Coordinator  
Division of Financial Management  
Office of the Governor*

*July 1, 1993 – Present*

## **CUMULATIVE RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES**

This index provides a history of all agency rulemakings beginning with the first Administrative Bulletin in July 1993 to the most recent Bulletin publication. It tracks all rulemaking activities on each chapter of rules by the rulemaking docket numbers and includes negotiated, temporary, proposed, pending and final rules, public hearing notices, vacated rulemaking notices, notice of legislative actions taken on rules, and executive orders of the Governor.

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## **ABRIDGED RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES**

**(Index of Current and Active Rulemakings)**

*Office of the Administrative Rules Coordinator  
Division of Financial Management*

*March 31, 2022 – May 4, 2022*

*(PLR 2022) – Final Effective Date Is Pending Legislative Review in 2022*

*(eff. date)L – Denotes Adoption by Legislative Action*

*(eff. date)T – Temporary Rule Effective Date*

*SCR # – denotes the number of a Senate Concurrent Resolution (Legislative Action)*

*HCR # – denotes the number of a House Concurrent Resolution (Legislative Action)*

*(This Abridged Index includes all active rulemakings.)*

***IDAPA 02 – IDAHO DEPARTMENT OF AGRICULTURE***

- 02-ZBRR-2201** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 01, Chapter 04; Title 02, Chapter 02; Title 04, Chapters 04, 15, 17, 29; and Title 06, Chapters 02, 05 – Bulletin Vol. 22-1
- 02-0000-2100** *Rules of the Idaho Department of Agriculture* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapter 03; Title 02, Chapters 02, 05; Title 03, Chapter 01; Title 04, Chapters 04, 13-15, 17, 20, 21, 23-25, 27, 29, 30; and Title 05, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 02-0000-2100** *Rules of the Idaho Department of Agriculture* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapter 03; Title 02, Chapters 02, 05; Title 03, Chapter 01; Title 04, Chapters 04, 13-15, 17, 20, 21, 23-25, 27, 29, 30; and Title 05, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 02-0000-2100** *Rules of the Idaho Department of Agriculture* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapter 03; Title 02, Chapters 02, 05; Title 03, Chapter 01; Title 04, Chapters 04, 13-15, 17, 20, 21, 23-25, 27, 29, 30; and Title 05, Chapter 01 – Bulletin Vol. 21-10SE
- 02-0000-2100** *Rules of the Idaho Department of Agriculture* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule \ Rescission of Previous Temporary Rule Under Dockets 02-0106-2002, 02-0414-2001, and 02-0414-2102 – Reauthorizes Title 01, Chapter 03; Title 02, Chapters 02, 05; Title 03, Chapter 01; Title 04, Chapters 04, 13-15, 17, 20, 21, 23-25, 27, 29, 30; and Title 05, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 02-0000-2100F** *Rules of the Idaho Department of Agriculture* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 37, Codifies Title 01, Chapters 04, 05; Title 02, Chapters 07, 11-15; Title 03, Chapter 03; Title 04, Chapters 03, 05, 19, 26, 32; and Title 06, Chapters 01, 02, 04-06, 09, 10, 33 – Bulletin Vol. 22-5 (eff. 3-15-22)
- 02-0000-2100F** *Rules of the Idaho Department of Agriculture* – Notice of Omnibus Rulemaking – Correction to Pending Fee Rule – Corrects Title 02, Chapter 14 – Bulletin Vol. 22-2
- 02-0000-2100F** *Rules of the Idaho Department of Agriculture* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapters 04, 05; Title 02, Chapters 07, 11-15; Title 03, Chapter 03; Title 04, Chapters 03, 05, 19, 26, 32; and Title 06, Chapters 01, 02, 04-06, 09, 10, 33 – Bulletin Vol. 21-12SE (PLR 2022)
- 02-0000-2100F** *Rules of the Idaho Department of Agriculture* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapters 04, 05; Title 02, Chapters 07, 11-15; Title 03, Chapter 03; Title 04, Chapters 03, 05, 19, 26, 32; and Title 06, Chapters 01, 02, 04-06, 09, 10, 33 – Bulletin Vol. 21-10SE
- 02-0000-2100F** *Rules of the Idaho Department of Agriculture* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule and Rescission of Previous Temporary Rule Under Docket 02-0000-2000F – Reauthorizes Title 01, Chapters 04, 05; Title 02, Chapters 07, 11-15; Title 03, Chapter 03; Title 04, Chapters 03, 05, 19, 26, 32; and Title 06, Chapters 01, 02, 04-06, 09, 10, 33 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 02-ZBRR-2101** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapters 05, 13, 19, 21, 27; and Title 06, Chapters 06, 09, 33 – Bulletin Vol. 21-4

***02.01.04, Rules Governing the Idaho Preferred<sup>®</sup> Promotion Program***

- 02-ZBRR-2201** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 01, Chapter 04 – Bulletin Vol. 22-1

***02.01.07, Rules Governing Hemp***

- 02-0107-2101** OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 37, Bulletin Vol. 22-5 (eff. 3-15-22)
- 02-0107-2101** Adoption of Pending Fee Rule (New Chapter), Bulletin Vol. 22-1 (PLR 2022)
- 02-0107-2101** Temporary and Proposed Rule (New Chapter, Fee Rule) – Bulletin Vol. 21-11 (eff. 11-1-21)T
- 02-0107-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking (New Chapter), Bulletin Vol. 21-6

***02.02.02, Rules Governing Grading and Controlled Atmosphere Storage of Apples***

- 02-ZBRR-2201** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 02 – Bulletin Vol. 22-1

***02.02.14, Rules for Weights and Measures***

- 02-0000-2100F** *Rules of the Idaho Department of Agriculture* – Notice of Omnibus Rulemaking – Correction to Pending Fee Rule – Corrects Title 02, Chapter 14 – Bulletin Vol. 22-2

**02.04.04, Rules for Artificial Dairy Products**

**02-ZBRR-2201** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 04 – Bulletin Vol. 22-1

**02.04.05, Rules Governing Grade A Milk and Manufacture Grade Milk**

**02-ZBRR-2101** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 05 – Bulletin Vol. 21-4

**02.04.13, Rules Governing Raw Milk**

**02-ZBRR-2101** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 13 – Bulletin Vol. 21-4

**02.04.14, Rules Governing Dairy Byproduct**

**02-0000-2100** *Rules of the Idaho Department of Agriculture – Notice of Omnibus Rulemaking – Adoption of Temporary Rule Rescission of Previous Temporary Rule Under Docket 02-0414-2102 – Bulletin Vol. 21-7SE (eff. 7-1-21)T*  
**02-0414-2102** *Adoption of Temporary Rule (New Chapter), Bulletin Vol. 21-4 (eff. sine die 2021)T (temporary rule rescinded)*

**02-0414-2101\*** *Notice of Intent to Promulgate a Rule – Negotiated Rulemaking (New Chapter), Bulletin Vol. 21-4 (\*Negotiated changes included in omnibus docket 02-0000-2100)*

**02.04.15, Rules Governing Beef Cattle Animal Feeding Operations**

**02-ZBRR-2201** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 15 – Bulletin Vol. 22-1

**02.04.17, Rules Governing Dead Animal Movement and Disposal**

**02-ZBRR-2201** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 17 – Bulletin Vol. 22-1

**02.04.19, Rules Governing Domestic Cervidae**

**02-0419-2201** *Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 22-5*

**02-ZBRR-2101** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 19 – Bulletin Vol. 21-4

**02.04.21, Rules Governing the Importation of Animals**

**02-ZBRR-2101** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 21 – Bulletin Vol. 21-4

**02.04.27, Rules Governing Deleterious Exotic Animals**

**02-ZBRR-2101** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 27 – Bulletin Vol. 21-4

**02.04.29, Rules Governing Trichomoniasis**

**02-ZBRR-2201** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 29 – Bulletin Vol. 22-1

**02.06.02, Rules Governing Registrations and Licenses**

**02-ZBRR-2201** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 06, Chapter 02 – Bulletin Vol. 22-1

**02.06.05, Rules Governing Plant Disease and Quarantines**

**02-ZBRR-2201** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 06, Chapter 05 – Bulletin Vol. 22-1

**02.06.06, Rules Governing the Planting of Beans**

**02-ZBRR-2101** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 06, Chapter 06 – Bulletin Vol. 21-4

**02.06.09, Rules Governing Invasive Species and Noxious Weeds**

**02-ZBRR-2101** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 06, Chapter 09 – Bulletin Vol. 21-4

**02.06.16, Rules Governing Honey Standards**

**02-0616-2100** *Rules of the Idaho Honey Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 06, Chapter 16 – Bulletin Vol. 22-5 (eff. 3-31-22)

**02-0616-2100** *Rules of the Idaho Honey Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 06, Chapter 16 – Bulletin Vol. 21-12SE (PLR 2022)

**02-0616-2100** *Rules of the Idaho Honey Commission* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 06, Chapter 16 – Bulletin Vol. 21-10SE

**02-0616-2100** *Rules of the Idaho Honey Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 06, Chapter 16 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**02.06.33, Organic Food Products Rules**

**02-ZBRR-2101** *Rules of the Idaho Department of Agriculture* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 06, Chapter 33 – Bulletin Vol. 21-4

**02.07.01, Rules of the Idaho Hop Growers' Commission**

**02-0701-2100F** *Rules of the Idaho Hop Growers' Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 37, Codifies Title 07, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-15-22)

**02-0701-2100F** *Rules of the Idaho Hop Growers' Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 07, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)

**02-0701-2100F** *Rules of the Idaho Hop Growers' Commission* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 07, Chapter 01 – Bulletin Vol. 21-10SE

**02-0701-2100F** *Rules of the Idaho Hop Growers' Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 02-0701-2000F – Reauthorizes Title 07, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**02.08.01, Sheep and Goat Rules of the Idaho Board of Sheep Commissioners**

**02-0801-2100F** *Rules of the Idaho Sheep and Goat Health Board* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 08, Chapter 01 – Bulletin Vol. 21-10SE [Rulemaking did not go pending]

**02-0801-2100F** *Rules of the Idaho Sheep and Goat Health Board* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 02-0801-2000F – Reauthorizes Title 08, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T [Temporary rule expired 3-31-22]

**IDAPA 04 – OFFICE OF THE ATTORNEY GENERAL**

**04-0000-2100** *Rules of the Attorney General* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 02, Chapter 01; Title 11, Chapter 01; Title 12, Chapter 01; and Title 20, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)

**04-0000-2100** *Rules of the Attorney General* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 02, Chapter 01; Title 11, Chapter 01; Title 12, Chapter 01; and Title 20, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)

**04-0000-2100** *Rules of the Attorney General* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 02, Chapter 01; Title 11, Chapter 01; Title 12, Chapter 01; and Title 20, Chapter 01 – Bulletin Vol. 21-10SE

**04-0000-2100** *Rules of the Attorney General* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 02, Chapter 01; Title 11, Chapter 01; Title 12, Chapter 01; and Title 20, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**IDAPA 05 – DEPARTMENT OF JUVENILE CORRECTIONS**

**05-0103-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

**05-0000-2100** *Rules of the Department of Juvenile Corrections* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapters 02-04; and Title 02, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)

- 05-0000-2100** *Rules of the Department of Juvenile Corrections* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapters 02-04; and Title 02, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 05-0000-2100** *Rules of the Department of Juvenile Corrections* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapters 02-04; and Title 02, Chapter 01 – Bulletin Vol. 21-10SE
- 05-0000-2100** *Rules of the Department of Juvenile Corrections* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapters 02-04; and Title 02, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### ***IDAPA 06 – STATE BOARD OF CORRECTION***

- 06-0000-2100** *Rules of the State Board of Correction* – OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Codifies Title 01, Chapter 01; and Title 02, Chapters 01, 02 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 06-0000-2100** *Rules of the State Board of Correction* – Notice of Proclamation of Omnibus Rulemaking – Reauthorizes Title 01, Chapter 01; and Title 02, Chapters 01, 02 – Bulletin Vol. 21-7SE (eff. 7-1-21)

### ***IDAPA 08 – IDAHO STATE BOARD OF EDUCATION AND STATE DEPARTMENT OF EDUCATION***

- 08-0000-2100** *Rules of the State Board of Education and the Department of Education* – Notice of Final Rule – Agency Filing – Partial Rejection of Pending Rule by HCRs 45 and 39 – Bulletin Vol. 22-5 (eff. 3-15-22, 7-1-22)
- 08-0000-2100** *Rules of the State Board of Education and the Department of Education* – OARC Omnibus Notice of Legislative Action – Partial Rejection of Pending Rule by HCRs 45 and 39 – Codifies Title 01, Chapters 11, 13; Title 02, Chapters 01-05; Title 03, Chapter 01; and Title 04, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-15-22, 7-1-22)
- 08-0000-2100** *Rules of the State Board of Education and the Department of Education* – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 02, Chapter 01 – Bulletin Vol. 22-1 (eff. 12-15-21)T
- 08-0000-2100** *Rules of the State Board of Education and the Department of Education* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapters 11, 13; Title 02, Chapters 01-05; Title 03, Chapter 01; and Title 04, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 08-0000-2100** *Rules of the State Board of Education and the Department of Education* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapters 11, 13; Title 02, Chapters 01-05; Title 03, Chapter 01; and Title 04, Chapter 01 – Bulletin Vol. 21-10SE
- 08-0000-2100** *Rules of the State Board of Education and the Department of Education* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapters 02, 10, 11, 13; Title 02, Chapters 01-05; Title 03, Chapter 01; and Title 04, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 08-0000-2100F** *Rules of the State Board of Education and the Department of Education* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 53, Codifies Title 01, Chapter 11, Sections 200 and 300 only; Title 02, Chapter 02, Sections 066 and 075 only; and Title 02, Chapter 03, Section 128 only – Bulletin Vol. 22-5 (eff. 3-23-22)
- 08-0000-2100F** *Rules of the State Board of Education and the Department of Education* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 11, Sections 200 and 300 only; Title 02, Chapter 02, Sections 066 and 075 only; and Title 02, Chapter 03, Section 128 only – Bulletin Vol. 21-12SE (PLR 2022)
- 08-0000-2100F** *Rules of the State Board of Education and the Department of Education* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 11, Sections 200 and 300 only; Title 02, Chapter 02, Sections 066 and 075 only; and Title 02, Chapter 03, Section 128 only – Bulletin Vol. 21-10SE
- 08-0000-2100F** *Rules of the State Board of Education and the Department of Education* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 08-0000-2000F – Reauthorizes Title 01, Chapter 11, Sections 200 and 300 only; Title 02, Chapter 02, Sections 066 and 075 only; and Title 02, Chapter 03, Section 128 only – Bulletin Vol. 21-7SE (eff. 7-1-21)T

#### ***08.01.02, Rules Governing the Postsecondary Credit Scholarship Program***

- 08-0102-2101** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)
- 08-0102-2101** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 22-1 (PLR 2022)
- 08-0102-2101** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-10
- 08-0102-2101** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-7

#### ***08.01.10, Idaho College Work Study Program***

- 08-0110-2101** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)



- 08-0110-2101** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 22-1 (PLR 2022)  
**08-0110-2101** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-10  
**08-0110-2101** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-7

**08.02.01, Rules Governing Administration**

- 08-0201-2102** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-7  
  
**08-0201-2101** *Adoption of Temporary Rule, Bulletin Vol. 21-1 (eff. 12-20-20)T (temporary rule expired)*

**08.02.02, Rules Governing Uniformity**

- 08-0202-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-7

**08.02.03, Rules Governing Thoroughness**

- 08-0203-2101** *Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-7  
(\*Negotiated changes included in omnibus docket 08-0000-2100)*

**08.02.06, Rules Governing Advanced Opportunities for Non-Public School Students**

- 08-0206-2101** Notice of Intent to Promulgate Rules (New Chapter) – Negotiated Rulemaking, Bulletin Vol. 21-7

**IDA PA 09 – IDAHO DEPARTMENT OF LABOR**

- 09-0000-2100** *Rules of the Idaho Department of Labor* – Notice of Final Rule – Agency Filing – Partial Rejection of Pending Rule by HCR 49 – Bulletin Vol. 22-5 (eff. 3-23-22)  
**09-0000-2100** *Rules of the Idaho Department of Labor* – OARC Omnibus Notice of Legislative Action – Partial Rejection of Pending Rule by HCR 49 – Codifies Title 01, Chapters 01, 08, 30, 35; Title 02, Chapter 01; and Title 05, Chapter 03 – Bulletin Vol. 22-5 (eff. 3-23-22)  
**09-0000-2100** *Rules of the Idaho Department of Labor* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapters 01, 08, 30, 35; Title 02, Chapter 01; and Title 05, Chapter 03 – Bulletin Vol. 21-12SE (PLR 2022)  
**09-0000-2100** *Rules of the Idaho Department of Labor* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapters 01, 08, 30, 35; Title 02, Chapter 01; and Title 05, Chapter 03 – Bulletin Vol. 21-10SE  
**09-0000-2100** *Rules of the Idaho Department of Labor* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapters 01, 08, 30, 35; Title 02, Chapter 01; and Title 05, Chapter 03 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**09.01.30, Unemployment Insurance Benefits Administration Rules**

- 09-0130-2101\*** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-6  
*(\*Negotiated changes included in omnibus docket 09-0000-2100)*

**IDA PA 11 – IDAHO STATE POLICE**

- 11-0000-2100** *Rules of the Idaho State Police* – Notice of Final Rule – Agency Filing – Partial Rejection of Pending Rule by HCR 50 – Bulletin Vol. 22-5 (eff. 3-23-22)  
**11-0000-2100** *Rules of the Idaho State Police* – OARC Omnibus Notice of Legislative Action – Partial Rejection of Pending Rule by HCR 50 – Codifies Title 03, Chapter 01; Title 06, Chapter 01; Title 07, Chapters 01-03; Title 10, Chapter 03; and Title 13, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-23-22)  
**11-0000-2100** *Rules of the Idaho State Police* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 03, Chapter 01; Title 06, Chapter 01; Title 07, Chapters 01-03; Title 10, Chapter 03; and Title 13, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)  
**11-0000-2100** *Rules of the Idaho State Police* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 03, Chapter 01; Title 06, Chapter 01; Title 07, Chapters 01-03; Title 10, Chapter 03; and Title 13, Chapter 01 – Bulletin Vol. 21-10SE  
**11-0000-2100** *Rules of the Idaho State Police* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule \ Rescission of Previous Temporary Rule Under Docket 11-0801-2002 – Reauthorizes Title 03, Chapter 01; Title 06, Chapter 01; Title 07, Chapters 01-03; Title 10, Chapter 03; and Title 13, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T  
  
**11-0000-2100F** *Rules of the Idaho State Police* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 50, Codifies Title 05, Chapter 01; and Title 10, Chapter 02 – Bulletin Vol. 22-5 (eff. 3-23-22)

- 11-0000-2100F** *Rules of the Idaho State Police* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 05, Chapter 01; and Title 10, Chapter 02 – Bulletin Vol. 21-12SE (PLR 2022)
- 11-0000-2100F** *Rules of the Idaho State Police* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 05, Chapter 01; and Title 10, Chapter 02 – Bulletin Vol. 21-10SE
- 11-0000-2100F** *Rules of the Idaho State Police* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 11-0000-2000F – Reauthorizes Title 05, Chapter 01; and Title 10, Chapter 02 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

## Idaho State Brand Board

### 11.02.01, Rules of the Idaho State Brand Board

- 11-0201-2100F** *Rules of the Idaho State Brand Board* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 37, Codifies Title 02, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-15-22)
- 11-0201-2100F** *Rules of the Idaho State Brand Board* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 02, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 11-0201-2100F** *Rules of the Idaho State Brand Board* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 02, Chapter 01 – Bulletin Vol. 21-10SE
- 11-0201-2100F** *Rules of the Idaho State Brand Board* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 11-0201-2000F – Reauthorizes Title 02, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

## Idaho State Racing Commission

- 11-0400-2100** *Rules of the Idaho State Racing Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 04, Chapters 04, 06, 08-10, 13, 14 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 11-0400-2100** *Rules of the Idaho State Racing Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 04, Chapters 04, 06, 08-10, 13, 14 – Bulletin Vol. 21-12SE (PLR 2022)
- 11-0400-2100** *Rules of the Idaho State Racing Commission* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 04, Chapters 04, 06, 08-10, 13, 14 – Bulletin Vol. 21-10SE
- 11-0400-2100** *Rules of the Idaho State Racing Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 04, Chapters 04, 06, 08-10, 13, 14 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 11-0400-2100F** *Rules of the Idaho State Racing Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by SCR 124, Codifies Title 04, Chapters 02, 03, 05, 07, 11, 15 – Bulletin Vol. 22-5 (eff. 3-25-22)
- 11-0400-2100F** *Rules of the Idaho State Racing Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 04, Chapters 02, 03, 05, 07, 11, 15 – Bulletin Vol. 21-12SE (PLR 2022)
- 11-0400-2100F** *Rules of the Idaho State Racing Commission* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 04, Chapters 02, 03, 05, 07, 11, 15 – Bulletin Vol. 21-10SE
- 11-0400-2100F** *Rules of the Idaho State Racing Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 11-0400-2000F – Reauthorizes Title 04, Chapters 02, 03, 05, 07, 11, 15 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

## Public Safety and Security Information Bureau

### 11.10.01, Rules Governing Idaho Public Safety and Security Information System

- 11-1001-2100F** *Rules of the Idaho Public Safety and Security Information System, known as “ILETS”* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 50, Codifies Title 10, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-23-22)
- 11-1001-2100F** *Rules of the Idaho Public Safety and Security Information System, known as “ILETS”* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 10, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 11-1001-2100F** *Rules of the Idaho Public Safety and Security Information System, known as “ILETS”* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 10, Chapter 01 – Bulletin Vol. 21-10SE
- 11-1001-2100F** *Rules of the Idaho Public Safety and Security Information System, known as “ILETS”* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 11-1001-2000F – Reauthorizes Title 10, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 11-1001-2101\*** *Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-7*  
(\*Negotiated changes included in omnibus docket 11-1001-2100F)

**Peace Officer Standards and Training (POST) Council****11.11.01, Rules of the Idaho Peace Officer Standards and Training Council**

- 11-1101-2100** *Rules of the Peace Officer Standards and Training Council* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 11, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 11-1101-2100** *Rules of the Peace Officer Standards and Training Council* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 11, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 11-1101-2100** *Rules of the Peace Officer Standards and Training Council* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 11, Chapter 01 – Bulletin Vol. 21-10SE
- 11-1101-2100F** *Rules of the Peace Officer Standards and Training Council* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 11-1101-2000F – Reauthorizes Title 11, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T (temporary rule expired)
- 11-1101-2101\*** *Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-7*  
(\*Negotiated changes included in omnibus docket 11-1101-2100)

**IDAPA 12 – DEPARTMENT OF FINANCE**

- 12-0000-2100** *Rules of the Department of Finance* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapters 04, 10 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 12-0000-2100** *Rules of the Department of Finance* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapters 04, 10 – Bulletin Vol. 21-12SE (PLR 2022)
- 12-0000-2100** *Rules of the Department of Finance* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapters 04, 10 – Bulletin Vol. 21-10SE
- 12-0000-2100** *Rules of the Department of Finance* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapters 04, 09, 10, 11 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 12-0000-2100F** *Rules of the Department of Finance* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 48, Codifies Title 01, Chapter 08 – Bulletin Vol. 22-5 (eff. 3-23-22)
- 12-0000-2100F** *Rules of the Department of Finance* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 08 – Bulletin Vol. 21-12SE (PLR 2022)
- 12-0000-2100F** *Rules of the Department of Finance* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 08 – Bulletin Vol. 21-10SE
- 12-0000-2100F** *Rules of the Department of Finance* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 12-0000-2000F – Reauthorizes Title 01, Chapter 08 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**IDAPA 13 – IDAHO FISH AND GAME COMMISSION**

- 13-0000-2100** *Rules of the Department of Fish and Game* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapters 01-04, 06-12, 14-19 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 13-0000-2100** *Rules of the Department of Fish and Game* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapters 01-04, 06-12, 14-19 – Bulletin Vol. 21-12SE (PLR 2022)
- 13-0000-2100** *Rules of the Department of Fish and Game* – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 01, Chapters 08, 10 – Bulletin Vol. 21-12 (eff. 11-22-21)T
- 13-0000-2100** *Rules of the Department of Fish and Game* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapters 01-04, 06-12, 14-19 – Bulletin Vol. 21-10SE
- 13-0000-2100** *Rules of the Department of Fish and Game* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule \ Rescission of Previous Temporary Rule Under Dockets 13-0104-2003, 13-0104-2101, 13-0109-2004, and 13-0109-2102 – Reauthorizes Title 01, Chapters 01-04, 06-12, 14-19 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 13-0000-2100F** *Rules of the Department of Fish and Game* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by SCR 123, Codifies Title 01, Chapter 02, Sections 200 and 201 only; Title 01, Chapter 04, Section 601 only; Title 01, Chapter 08, Section 263 only; Title 01, Chapter 10, Section 410 only; and Title 01, Chapter 19, Section 102 only – Bulletin Vol. 22-5 (eff. 3-18-22)

- 13-0000-2100F** *Rules of the Department of Fish and Game* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 02, Sections 200 and 201 only; Title 01, Chapter 04, Section 601 only; Title 01, Chapter 08, Section 263 only; Title 01, Chapter 10, Section 410 only; and Title 01, Chapter 19, Section 102 only – Bulletin Vol. 21-12SE (PLR 2022)
- 13-0000-2100F** *Rules of the Department of Fish and Game* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 02, Sections 200 and 201 only; Title 01, Chapter 04, Section 601 only; Title 01, Chapter 08, Section 263 only; Title 01, Chapter 10, Section 410 only; and Title 01, Chapter 19, Section 102 only – Bulletin Vol. 21-10SE
- 13-0000-2100F** *Rules of the Department of Fish and Game* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 13-0000-2000F – Reauthorizes Title 01, Chapter 02, Sections 200 and 201 only; Title 01, Chapter 04, Section 601 only; Title 01, Chapter 08, Section 263 only; Title 01, Chapter 10, Section 410 only; and Title 01, Chapter 19, Section 102 only – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### ***Establishing Seasons and Limits for Hunting, Fishing, and Trapping in Idaho***

- 13-0000-2200P3** Notice of Adopted / Amended Proclamation for Calendar Year 2022, Bulletin Vol. 22-5
- 13-0000-2200P2** Notice of Adopted / Amended Proclamation for Calendar Year 2022, Bulletin Vol. 22-3
- 13-0000-2200P1** Notice of Adoption of Proclamation for Calendar Year 2022, Bulletin Vol. 22-1

### ***13.01.01, Rules of Practice and Procedure of the Idaho Fish and Game Commission***

- 13-0101-2101\*** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-3  
(\*Negotiated changes included in omnibus docket 13-0000-2100)

### ***13.01.02, Rules Governing Mandatory Education and Mentored Hunting***

- 13-0102-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

### ***13.01.04, Rules Governing Licensing***

- 13-0104-2202** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 22-4

- 13-0104-2201** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 22-4

- 13-0104-2102\*** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-3  
(\*Negotiated changes included in omnibus docket 13-0000-2100)

- 13-0104-2101** *OARC Omnibus Notice of Legislative Action – Temporary Rule Not Extended, Bulletin Vol. 22-2 (Expired: Null and Void)*

- 13-0000-2100** *Rules of the Department of Fish and Game – Notice of Omnibus Rulemaking – Adoption of Temporary Rule \ Rescission of Previous Temporary Rule Under Docket 13-0104-2101 – Bulletin Vol. 21-7SE (eff. 7-1-21)T*

- 13-0104-2101** *Adoption of Temporary Rule, Bulletin Vol. 21-1 (eff. 12-22-20)T (temporary rule rescinded)*

### ***13.01.07, Rules Governing the Taking of Upland Game Animals***

- 13-0107-2101\*** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-3  
(\*Negotiated changes included in omnibus docket 13-0000-2100)

### ***13.01.08, Rules Governing the Taking of Big Game Animals***

- 13-0000-2100** *Rules of the Department of Fish and Game – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 01, Chapter 08 – Bulletin Vol. 21-12 (eff. 11-22-21)T*

### ***13.01.09, Rules Governing the Taking of Game Birds***

- 13-0000-2100** *Rules of the Department of Fish and Game – Notice of Omnibus Rulemaking – Adoption of Temporary Rule \ Rescission of Previous Temporary Rule Under Docket 13-0109-2102 – Bulletin Vol. 21-7SE (eff. 7-1-21)T*

- 13-0109-2102** *Adoption of Temporary Rule, Bulletin Vol. 21-4 (eff. 3-11-21)T (temporary rule rescinded)*

- 13-0109-2101\*** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-3  
(\*Negotiated changes included in omnibus docket 13-0000-2100)

### ***13.01.10, Rules Governing the Importation, Possession, Release, Sale, or Salvage of Wildlife***

- 13-0110-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

**13-0000-2100** *Rules of the Department of Fish and Game* – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 01, Chapter 10 – Bulletin Vol. 21-12 (eff. 11-22-21)T

### **13.01.14, Rules Governing Falconry**

**13-0114-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

### **13.01.18, Rules Governing Feeding of Pronghorn Antelope, Elk, and Deer**

**13-0118-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

## **IDAPA 15 – OFFICE OF THE GOVERNOR**

### **Executive Orders of the Governor**

Executive Order No. **2022-03** Adopting Idaho's 2021 Sage-Grouse Management Plan and Idaho Sage-Steppe Mitigation Process, Bulletin Vol. 22-4

Executive Order No. **2022-02** Activation of the Idaho National Guard to Provide Support in Response to the COVID-19 Pandemic, Bulletin Vol. 22-3

Executive Order No. **2022-01** Governor's Task Force on Children at Risk, Bulletin Vol. 22-2

Executive Order No. **2021-14** Repealing Executive Order No. 2021-13, Bulletin Vol. 21-11

Executive Order No. **2021-13** Banning Vaccine Passports and Mandatory Testing, Bulletin Vol. 21-11

Executive Order No. **2021-12** Repealing Executive Order 2021-01, Bulletin Vol. 21-10

Executive Order No. **2021-11** Activation of the Idaho National Guard to Provide Support in Response to the COVID-19 Pandemic, Bulletin Vol. 21-10

Executive Order No. **2021-10** Transparency In Budgeting, Bulletin Vol. 21-7

Executive Order No. **2021-09** Deferred Compensation Program for Employees of the State of Idaho; Repealing and Replacing Executive Order No. 2017-08, Bulletin Vol. 21-7

Executive Order No. **2021-08** Repealing EO 2021-07 to Restore Local Control, Bulletin Vol. 21-6

Executive Order No. **2021-07** Terminating Mask Mandates Based on the COVID-19 Emergency, Bulletin Vol. 21-6

Executive Order No. **2021-06** Repeal and Replacement of Executive Order 2021-03, Bulletin Vol. 21-5

Executive Order No. **2021-05** Repeal of Executive Order 2020-11, Bulletin Vol. 21-5

Executive Order No. **2021-04** Banning Vaccine Passports, Bulletin Vol. 21-5

Executive Order No. **2021-03** Transparency in the Administration of the COVID-19 Vaccine, Bulletin Vol. 21-3

Executive Order No. **2021-02** Governor's Leadership In Nuclear Energy (LINE) Commission, Bulletin Vol. 21-3

Executive Order No. **2021-01** Transportation of Hemp, Bulletin Vol. 21-2

### **Idaho Commission On Aging**

**15-0100-2100** *Rules of the Idaho Commission on Aging* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapters 01-03, 20 – Bulletin Vol. 22-5 (eff. 3-31-22)

**15-0100-2100** *Rules of the Idaho Commission on Aging* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapters 01-03, 20 – Bulletin Vol. 21-12SE (PLR 2022)

**15-0100-2100** *Rules of the Idaho Commission on Aging* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapters 01-03, 20 – Bulletin Vol. 21-10SE

**15-0100-2100** *Rules of the Idaho Commission on Aging* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapters 01-03, 20 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### **15.01.02, Rules Governing Adult Protective Services Programs**

**15-0102-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-3

### **Idaho Commission for the Blind and Visually Impaired**

**15-0200-2100** *Rules of the Idaho Commission for the Blind and Visually Impaired* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 02, Chapters 01, 30 – Bulletin Vol. 22-5 (eff. 3-31-22)

**15-0200-2100** *Rules of the Idaho Commission for the Blind and Visually Impaired* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 02, Chapters 01, 30 – Bulletin Vol. 21-12SE (PLR 2022)

- 15-0200-2100** *Rules of the Idaho Commission for the Blind and Visually Impaired* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 02, Chapters 01, 30 – Bulletin Vol. 21-10SE
- 15-0200-2100** *Rules of the Idaho Commission for the Blind and Visually Impaired* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 02, Chapters 02-04, 30 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**15.02.01, Rules Governing Adult Protective Services Programs**

- 15-0200-2100** *Rules of the Idaho Commission for the Blind and Visually Impaired* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 02, Chapter 01 (New Chapter) – Bulletin Vol. 22-5 (eff. 3-31-22)
- 15-0200-2100** *Rules of the Idaho Commission for the Blind and Visually Impaired* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Promulgates Title 02, Chapter 01 (New Chapter) – Bulletin Vol. 21-12SE (PLR 2022)
- 15-0200-2100** *Rules of the Idaho Commission for the Blind and Visually Impaired* – Notice of Omnibus Rulemaking – Proposed Rule – Promulgates Title 02, Chapter 01 (New Chapter) – Bulletin Vol. 21-10SE

**(Rule Expired) 15.02.02, Vocational Rehabilitation Services (Expired 3-31-22)**

- 15-0202-2101\*** *Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-6*  
(\*Negotiated changes included in omnibus docket 15-0200-2100)

**(Rule Expired) 15.02.03, Rules Governing the Independent Living Program (Expired 3-31-22)**

- 15-0203-2101\*** *Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-6*  
(\*Negotiated changes included in omnibus docket 15-0200-2100)

**Idaho Forest Products Commission**

- 15-0301-2100F** *Rules of the Idaho Forest Products Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by SCR 123, Codifies Title 03, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-18-22)
- 15-0301-2100F** *Rules of the Idaho Forest Products Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 03, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 15-0301-2100F** *Rules of the Idaho Forest Products Commission* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 03, Chapter 01 – Bulletin Vol. 21-10SE
- 15-0301-2100F** *Rules of the Idaho Forest Products Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 15-0300-2000F – Reauthorizes Title 03, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**Division of Human Resources and Personnel Commission**

- 15-0400-2100** *Rules of the Division of Human Resources and Personnel Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 04, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 15-0400-2100** *Rules of the Division of Human Resources and Personnel Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 04, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 15-0400-2100** *Rules of the Division of Human Resources and Personnel Commission* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 04, Chapter 01 – Bulletin Vol. 21-10SE
- 15-0400-2100** *Rules of the Division of Human Resources and Personnel Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 04, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**Idaho Military Division**

- 15-0600-2100** *Rules of the Idaho Military Division* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 06, Chapters 01, 05 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 15-0600-2100** *Rules of the Idaho Military Division* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 06, Chapters 01, 05 – Bulletin Vol. 21-12SE (PLR 2022)
- 15-0600-2100** *Rules of the Idaho Military Division* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 06, Chapters 01, 05 – Bulletin Vol. 21-10SE
- 15-0600-2100** *Rules of the Idaho Military Division* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 06, Chapters 01, 04, 05 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**(Rule Expired) 15.06.04, Rules Governing Idaho Youth Challenge Program (Expired 03-31-22)**

- 15-0600-2100** *Rules of the Idaho Military Division* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 06, Chapters 01, 04, 05 – Bulletin Vol. 21-7SE (eff. 7-1-21)T [Temporary rule expired 3-31-22]

**Idaho State Liquor Division**

- 15-1001-2100F** *Rules of the Idaho State Liquor Division* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by SCR 124, Codifies Title 10, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-25-22)
- 15-1001-2100F** *Rules of the Idaho State Liquor Division* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 10, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 15-1001-2100F** *Rules of the Idaho State Liquor Division* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 10, Chapter 01 – Bulletin Vol. 21-10SE
- 15-1001-2100F** *Rules of the Idaho State Liquor Division* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 15-1000-2000F – Reauthorizes Title 10, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**15.10.01, Rules of the Idaho State Liquor Division**

- 15-1001-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

**IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE**

- 16-0000-2100** *Rules of the Department of Health and Welfare* – Notice of Final Rule – Agency Filing – Partial Rejection of Pending Rule by SCR 120 – Bulletin Vol. 22-5 (eff. 3-17-22)
- 16-0000-2100** *Rules of the Department of Health and Welfare* – OARC Omnibus Notice of Legislative Action – Partial Rejection of Pending Rule by SCR 120 – Codifies Title 01, Chapters 02, 03, 05, 06, 12; Title 02, Chapters 02, 06, 10-12, 15, 19, 23, 24; Title 03, Chapters 01, 02, 04-11, 13, 14, 17, 21, 24, 25; Title 04, Chapters 14, 17; Title 05, Chapters 01, 03, 04, 07; Title 06, Chapters 05, 12, 13; and Title 07, Chapters 17, 19, 25, 33, 37, 39 – Bulletin Vol. 22-5 (eff. 3-17-22)
- 16-0000-2100** *Rules of the Department of Health and Welfare* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapters 02, 03, 05, 06, 12; Title 02, Chapters 02, 06, 10-12, 15, 19, 23, 24; Title 03, Chapters 01, 02, 04-11, 13, 14, 17, 21, 24, 25; Title 04, Chapters 14, 17; Title 05, Chapters 01, 03, 04, 07; Title 06, Chapters 05, 12, 13; and Title 07, Chapters 17, 19, 25, 33, 37, 39 – Bulletin Vol. 21-12SE (PLR 2022)
- 16-0000-2100** *Rules of the Department of Health and Welfare* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapters 02, 03, 05, 06, 12; Title 02, Chapters 02, 06, 10-12, 15, 19, 23, 24; Title 03, Chapters 01, 02, 04-11, 13, 14, 17, 21, 24, 25; Title 04, Chapters 14, 17; Title 05, Chapters 01, 03, 04, 07; Title 06, Chapters 05, 12, 13; and Title 07, Chapters 17, 19, 25, 33, 37, 39 – Bulletin Vol. 21-10SE
- 16-0000-2100** *Rules of the Department of Health and Welfare* – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 01, Chapter 03 – Bulletin Vol. 21-10 (eff. 8-19-21)T
- 16-0000-2100** *Rules of the Department of Health and Welfare* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapters 02, 03, 05, 06, 12; Title 02, Chapters 02, 06, 10-12, 15, 19, 23, 24; Title 03, Chapters 01, 02, 04-11, 13, 14, 17, 21, 24, 25; Title 04, Chapters 14, 17; Title 05, Chapters 01, 03, 04, 07; Title 06, Chapters 05, 12, 13; and Title 07, Chapters 17, 19, 25, 33, 37, 39 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 16-0000-2100F** *Rules of the Department of Health and Welfare* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 47, Codifies Title 01, Chapter 07; Title 02, Chapters 01, 08, 13, 14, 25-27; Title 03, Chapters 03, 18, 19, 22; Title 04, Chapter 07; Title 05, Chapter 06; Title 06, Chapters 01, 02; and Title 07, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-15-22)
- 16-0000-2100F** *Rules of the Department of Health and Welfare* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 07; Title 02, Chapters 01, 08, 13, 14, 25-27; Title 03, Chapters 03, 18, 19, 22; Title 04, Chapter 07; Title 05, Chapter 06; Title 06, Chapters 01, 02; and Title 07, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 16-0000-2100F** *Rules of the Department of Health and Welfare* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 07; Title 02, Chapters 01, 08, 13, 14, 25-27; Title 03, Chapters 03, 18, 19, 22; Title 04, Chapter 07; Title 05, Chapter 06; Title 06, Chapters 01, 02; and Title 07, Chapter 01 – Bulletin Vol. 21-10SE
- 16-0000-2100F** *Rules of the Department of Health and Welfare* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 16-0000-2000F – Reauthorizes Title 01, Chapter 07; Title 02, Chapters 01, 08, 13, 14, 25-27; Title 03, Chapters 03, 18, 19, 22; Title 04, Chapter 07; Title 05, Chapter 06; Title 06, Chapters 01, 02; and Title 07, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**16.01.03, Emergency Medical Services (EMS) -- Agency Licensing Requirements**

- 16-0000-2100** *Rules of the Department of Health and Welfare* – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 01, Chapter 03 – Bulletin Vol. 21-10 (eff. 8-19-21)T

**16.01.05, Emergency Medical Services (EMS) -- Education, Instructor, & Examination Requirements**

**16-0105-2101\*** (Second) Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-5

**16-0105-2101\*** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-4  
(\*Negotiated changes included in omnibus docket 16-0000-2100)

**16.02.01, Idaho Time Sensitive Emergency System Council**

**16-0201-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-2

**16.02.08, Vital Statistics Rules**

**16-0208-2101\*** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-4  
(\*Negotiated changes included in omnibus docket 16-0000-2100F)

**(Rule Expired) 16.02.09, Crisis Standards of Care for Healthcare Entities (Expired 3-31-22)**

**16-0209-2102** Adoption of Temporary Rule (New Chapter), Bulletin Vol. 21-12 (eff. 11-18-21)T (*temporary rule expired*)

**16-0209-2101** Adoption of Temporary Rule (New Chapter), Bulletin Vol. 21-1 (eff. 12-11-20)T (*temporary rule expired*)

**16.02.19, Idaho Food Code**

**16-0219-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-5

**16.02.25, Fees Charged by the State Laboratory**

**16-0225-2101\*** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-5  
(\*Negotiated changes included in omnibus docket 16-0000-2100F)

**16.02.26, The Idaho Children's Special Health Program**

**16-0226-2101\*** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-3  
(\*Negotiated changes included in omnibus docket 16-0000-2100F)

**16.03.06, Refugee Medical Assistance**

**16-0306-2101\*** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-4  
(\*Negotiated changes included in omnibus docket 16-0000-2100)

**16.03.07, Home Health Agencies**

**16-0307-2101\*** (Second) Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-4

**16-0307-2101\*** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-3  
(\*Negotiated changes included in omnibus docket 16-0000-2100)

**16.03.09, Medicaid Basic Plan Benefits**

**16-0309-2201** Adoption of Temporary Rule, Bulletin Vol. 22-5 (eff. 3-17-22)T

**16-0309-2101\*** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-5  
(\*Negotiated changes included in omnibus docket 16-0000-2100)

**16.03.10, Medicaid Enhanced Plan Benefits**

**16-0310-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-11

**16.03.13, Consumer-Directed Services**

**16-0313-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-11

**16.03.17, Medicare/Medicaid Coordinated Plan Benefits**

**16-0317-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-3

**16.03.19, Certified Family Homes**

**16-0319-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-5



**16.03.21, Developmental Disabilities Agencies (DDA)**

- 16-0321-2101\* (Third) Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-4
- 16-0321-2101\* (Second) Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-3
- 16-0321-2101\* Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-2  
(\*Negotiated changes included in omnibus docket 16-0000-2100)

**16.03.23, Uniform Assessments for State-Funded Clients**

- 16-0323-2101 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-4

**16.05.04, Rules of the Idaho Council on Domestic Violence and Victim Assistance Grant Funding**

- 16-0504-2101 (Fourth) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4
- 16-0504-2101 (Third) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-2
- 16-0504-2101 (Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-12
- 16-0504-2101 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-11

**16.05.06, Criminal History and Background Checks**

- 16-0506-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

**16.05.07, The Investigation and Enforcement of Fraud, Abuse, and Misconduct**

- 16-0507-2101\* Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-4  
(\*Negotiated changes included in omnibus docket 16-0000-2100)

**16.06.02, Child Care Licensing**

- 16-0602-2201 (Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4
- 16-0602-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-3

**16.06.13, Emergency Assistance for Families and Children**

- 16-0613-2101\* Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-5  
(\*Negotiated changes included in omnibus docket 16-0000-2100)

**16.07.17, Substance Use Disorders Services**

- 16-0717-2101\* Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-2  
(\*Negotiated changes included in omnibus docket 16-0000-2100)

**16.07.33, Adult Mental Health Services**

- 16-0733-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-2

**16.07.39, Designated Examiners and Dispositioners**

- 16-0739-2101\* Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-2  
(\*Negotiated changes included in omnibus docket 16-0000-2100)

**IDAPA 17 – INDUSTRIAL COMMISSION**

- 17-0000-2100 **Rules of the Idaho Industrial Commission** – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 10, Chapter 01; and Title 11, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 17-0000-2100 **Rules of the Idaho Industrial Commission** – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 10, Chapter 01; and Title 11, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 17-0000-2100 **Rules of the Idaho Industrial Commission** – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 10, Chapter 01; and Title 11, Chapter 01 – Bulletin Vol. 21-10SE
- 17-0000-2100 **Rules of the Idaho Industrial Commission** – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 10, Chapter 01; and Title 11, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 17-0000-2100F **Rules of the Idaho Industrial Commission** – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 49, Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-23-22)

- 17-0000-2100F** *Rules of the Idaho Industrial Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 17-0000-2100F** *Rules of the Idaho Industrial Commission* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- 17-0000-2100F** *Rules of the Idaho Industrial Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 17-0000-2000F – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**17.01.01, Administrative Rules Under the Worker's Compensation Law**

- 17-0101-2102\*** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-7  
(\*Negotiated changes included in omnibus docket 17-0000-2100F)
- 17-0101-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-6  
(\*Negotiated changes included in omnibus docket 17-0000-2100F)

**17.11.01, Administrative Rules of Peace Officer and Detention Officer Temporary Disability Act**

- 17-1101-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

**IDAPA 18 – DEPARTMENT OF INSURANCE**

- 18-ZBRR-2201** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapters 02, 03; Title 07, Chapters 01-03, 08, 09; and Title 08, Chapters 01, 02 – Bulletin Vol. 22-4
- 18-0000-2100** *Rules of the Idaho Department of Insurance* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapter 01; Title 02, Chapters 02, 03; Title 03, Chapters 02-04; Title 04, Chapters 03-06, 08, 11-15; Title 05, Chapter 01; Title 06, Chapters 01-03, 05, 06; Title 07, Chapters 01-06, 08-10; and Title 08, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 18-0000-2100** *Rules of the Idaho Department of Insurance* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapter 01; Title 02, Chapters 02, 03; Title 03, Chapters 02-04; Title 04, Chapters 03-06, 08, 11-15; Title 05, Chapter 01; Title 06, Chapters 01-03, 05, 06; Title 07, Chapters 01-06, 08-10; and Title 08, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 18-0000-2100** *Rules of the Idaho Department of Insurance* – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 04, Chapter 10 – Bulletin Vol. 21-11 (eff. 11-3-21)T
- 18-0000-2100** *Rules of the Idaho Department of Insurance* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapter 01; Title 02, Chapters 02, 03; Title 03, Chapters 02-04; Title 04, Chapters 03-06, 08, 11-15; Title 05, Chapter 01; Title 06, Chapters 01-03, 05, 06; Title 07, Chapters 01-06, 08-10; and Title 08, Chapter 01 – Bulletin Vol. 21-10SE
- 18-0000-2100** *Rules of the Idaho Department of Insurance* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapter 01; Title 02, Chapters 01-03; Title 03, Chapters 02-05; Title 04, Chapters 01-15; Title 05, Chapter 01; Title 06, Chapters 01-06; Title 07, Chapters 01-06, 08-10; and Title 08, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 18-0000-2100F** *Rules of the Idaho Department of Insurance* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 48, Codifies Title 01, Chapter 02; and Title 08, Chapter 02 – Bulletin Vol. 22-5 (eff. 3-23-22)
- 18-0000-2100F** *Rules of the Idaho Department of Insurance* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 02; and Title 08, Chapter 02 – Bulletin Vol. 21-12SE (PLR 2022)
- 18-0000-2100F** *Rules of the Idaho Department of Insurance* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 02; and Title 08, Chapter 02 – Bulletin Vol. 21-10SE
- 18-0000-2100F** *Rules of the Idaho Department of Insurance* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 18-0000-2000F – Reauthorizes Title 01, Chapter 02; and Title 08, Chapter 02 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 18-ZBRR-2101** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 01; Title 03, Chapters 01, 05; Title 04, Chapters 01, 02, 07, 09, 10; Title 06, Chapter 04; and Title 07, Chapter 07 – Bulletin Vol. 21-6

**18.02.01, Insurance Rates and Credit Rating**

- 18-0201-2101** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)

- 18-0201-2101** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 21-12 (PLR 2022)  
**18-0201-2101** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-9  
**18-ZBRR-2101** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 01 – Bulletin Vol. 21-6

**18.02.02, Automobile Insurance Policies**

- 18-ZBRR-2201** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 02 – Bulletin Vol. 22-4

**18.02.03, Certificate of Liability Insurance for Motor Vehicles**

- 18-ZBRR-2201** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 03 – Bulletin Vol. 22-4

**(Rule Expired) 18.03.01, Suitability in Annuity Transactions (Expired 7-1-21)**

- 18-ZBRR-2101** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 03, Chapter 01 – Bulletin Vol. 21-6

**18.03.05, Credit Life and Credit Disability Insurance**

- 18-0305-2101** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)  
**18-0305-2101** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 21-11 (PLR 2022)  
**18-0305-2101** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-9  
**18-ZBRR-2101** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 03, Chapter 05 – Bulletin Vol. 21-6

**18.04.01, Health Carrier External Review**

- 18-0401-2101** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)  
**18-0401-2101** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 21-12 (PLR 2022)  
**18-0401-2101** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-9  
**18-ZBRR-2101** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 01 – Bulletin Vol. 21-6

**18.04.02, Complications of Pregnancy, Newborn, and Adopted Children Coverage**

- 18-0402-2101\*** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)  
*\*Changes chapter name from “Rule to Implement Uniform Coverage for Newborn and Newly Adopted Children”*  
**18-0402-2101\*** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 21-11 (PLR 2022)  
**18-0402-2101\*** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-9  
**18-ZBRR-2101** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 02 – Bulletin Vol. 21-6

**18.04.07, Restrictions on Discretionary Clauses in Health Insurance Contracts**

- 18-0407-2101** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)  
**18-0407-2101** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 21-11 (PLR 2022)  
**18-0407-2101** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-9  
**18-ZBRR-2101** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 07 – Bulletin Vol. 21-6

**(Rule Expired) 18.04.09, Complications of Pregnancy (Expired 3-31-22)**

- 18-ZBRR-2101** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 09 – Bulletin Vol. 21-6

**18.04.10, Medicare Supplement Insurance Standards**

- 18-0000-2100** *Rules of the Idaho Department of Insurance* – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 04, Chapter 10 – Bulletin Vol. 21-11 (eff. 11-3-21)T  
**18-0410-2101\*** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)  
*\*Changes chapter name from “The Medicare Supplement Insurance Minimum Standards Model Act”*  
**18-0410-2101\*** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 21-12 (PLR 2022)

- 18-0410-2101\*** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-9  
**18-ZBRR-2101** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 10 – Bulletin Vol. 21-6

**18.06.04, Continuing Education**

- 18-0604-2101** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)  
**18-0604-2101** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 21-11 (PLR 2022)  
**18-0604-2101** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-9  
**18-ZBRR-2101** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 06, Chapter 04 – Bulletin Vol. 21-6

**18.07.01, Rules Pertaining to Idaho Acquisitions of Control and Insurance Holding Company Systems**

- 18-ZBRR-2201** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 07, Chapter 01 – Bulletin Vol. 22-4

**18.07.02, Reserve Liabilities and Minimum Valuations for Annuities and Pure Endowment Contracts**

- 18-ZBRR-2201** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 07, Chapter 02 – Bulletin Vol. 22-4

**18.07.03, Valuation of Life Insurance Policies Including the Introduction & Use of New Select Mortality Factors**

- 18-ZBRR-2201** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 07, Chapter 03 – Bulletin Vol. 22-4

**18.07.07, Credit for Reinsurance Rules**

- 18-ZBRR-2101** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 07, Chapter 07 – Bulletin Vol. 21-6

**18.07.08, Property and Casualty Actuarial Opinion Rule**

- 18-ZBRR-2201** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 07, Chapter 08 – Bulletin Vol. 22-4

**18.07.09, Life and Health Actuarial Opinion and Memorandum Rule**

- 18-ZBRR-2201** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 07, Chapter 09 – Bulletin Vol. 22-4

**18.08.01, Adoption of the International Fire Code**

- 18-ZBRR-2201** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 08, Chapter 01 – Bulletin Vol. 22-4

**18.08.02, Fire Protection Sprinkler Contractors**

- 18-ZBRR-2201** *Rules of the Idaho Department of Insurance* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 08, Chapter 02 – Bulletin Vol. 22-4

**IDAPA 20 – DEPARTMENT OF LANDS**

- 20-0000-2100** *Rules of the Idaho Department of Lands* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapter 01; and Title 04, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)  
**20-0000-2100** *Rules of the Idaho Department of Lands* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapter 01; and Title 04, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)  
**20-0000-2100** *Rules of the Idaho Department of Lands* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapter 01; and Title 04, Chapter 01 – Bulletin Vol. 21-10SE  
**20-0000-2100** *Rules of the Idaho Department of Lands* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapter 01; Title 02, Chapter 01; and Title 04, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

- 20-0000-2100F** *Rules of the Idaho Department of Lands* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by SCR 123, Codifies Title 02, Chapter 14; Title 03, Chapters 01-05, 08, 13-17; Title 04, Chapter 02; and Title 07, Chapter 02 – Bulletin Vol. 22-5 (eff. 3-18-22)
- 20-0000-2100F** *Rules of the Idaho Department of Lands* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 02, Chapter 14; Title 03, Chapters 01-05, 08, 13-17; Title 04, Chapter 02; and Title 07, Chapter 02 – Bulletin Vol. 21-12SE (PLR 2022)
- 20-0000-2100F** *Rules of the Idaho Department of Lands* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 02, Chapter 14; Title 03, Chapters 01-05, 08, 13-17; Title 04, Chapter 02; and Title 07, Chapter 02 – Bulletin Vol. 21-10SE
- 20-0000-2100F** *Rules of the Idaho Department of Lands* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 20-0000-2000F – Title 02, Chapter 14; Title 03, Chapters 01-05, 08, 09, 13-17; Title 04, Chapter 02; Title 06, Chapter 01; and Title 07, Chapter 02 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### **20.02.01, Rules Pertaining to the Idaho Forest Practices Act**

- 20-0201-2101** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)
- 20-0201-2101** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 21-12 (PLR 2022)
- 20-0201-2101** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-9
- 20-0201-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-4

### **20.02.14, Rules for Selling Forest Products on State-Owned Endowment Lands**

- 20-0214-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-3

### **20.03.09, Easements On State-Owned Navigable Waterways**

- 20-0309-2101\*** OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 123, Bulletin Vol. 22-5 (eff. 3-18-22)  
\*Changes chapter name from “Easements on State-Owned Submerged Lands and Formerly Submerged Lands”
- 20-0309-2101\*** Adoption of Pending Fee Rule (New ZBR Chapter), Bulletin Vol. 21-12 (PLR 2022)
- 20-0309-2101\*** Proposed Rulemaking (New ZBR Chapter, Fee Rule), Bulletin Vol. 21-9
- 20-0309-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-4

### **20.03.17, Rules Governing Leases on State-Owned Submerged Lands and Formerly Submerged Lands**

- 20-0317-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

### **20.06.01, Rules of the Idaho Board of Scaling Practices**

- 20-0601-2101** OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 123, Bulletin Vol. 22-5 (eff. 3-18-22)
- 20-0601-2101** Adoption of Pending Fee Rule (New ZBR Chapter), Bulletin Vol. 21-12 (PLR 2022)
- 20-0601-2101** Proposed Rulemaking (New ZBR Chapter, Fee Rule), Bulletin Vol. 21-9
- 20-0601-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-3

## **IDAPA 21 – DIVISION OF VETERANS SERVICES**

- 21-0000-2100** *Rules of the Division of Veterans Services* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapter 06 – Bulletin Vol. 21-10SE [Rulemaking did not go pending]
- 21-0000-2100** *Rules of the Division of Veterans Services* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapter 06 – Bulletin Vol. 21-7SE (eff. 7-1-21)T [Temporary rule expired 3-31-22]
- 21-0000-2100F** *Rules of the Division of Veterans Services* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 49, Codifies Title 01, Chapters 01, 04 – Bulletin Vol. 22-5 (eff. 3-23-22)
- 21-0000-2100F** *Rules of the Division of Veterans Services* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapters 01, 04 – Bulletin Vol. 21-12SE (PLR 2022)
- 21-0000-2100F** *Rules of the Division of Veterans Services* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapters 01, 04 – Bulletin Vol. 21-10SE
- 21-0000-2100F** *Rules of the Division of Veterans Services* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 21-0000-2000F – Reauthorizes Title 01, Chapters 01, 04 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### **21.01.04, Rules Governing the Idaho State Veterans Cemetery**

**21-0104-2101\*** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-6  
(\*Negotiated changes included in omnibus docket 21-0000-2100F)

**(Rule Expired)** 21.01.06, *Rules for the Enforcement of the Veteran’s Preference in Public Employment (Expired 3-31-22)*

**21-0000-2100** *Rules of the Division of Veterans Services – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapter 06 – Bulletin Vol. 21-10SE [Rulemaking did not go pending]*

**21-0000-2100** *Rules of the Division of Veterans Services – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapter 06 – Bulletin Vol. 21-7SE (eff. 7-1-21)T [Temporary rule expired 3-31-22]*

## **IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 10, Chapter 01; Title 12, Chapter 01; Title 17, Chapter 01; Title 23, Chapter 01; Title 25, Chapter 01; Title 26, Chapter 01; Title 30, Chapter 01; Title 34, Chapter 01; Title 35, Chapter 01; and Title 39, Chapters 01, 20, 30, 70 – Bulletin Vol. 22-5*

**24-0000-2100** *Rules of the Division of Occupational and Professional Licenses – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 33, Chapter 03; and Title 39, Chapters 60, 80 – Bulletin Vol. 22-5 (eff. 3-31-22)*

**24-0000-2100** *Rules of the Division of Occupational and Professional Licenses – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 33, Chapter 03; and Title 39, Chapters 60, 80 – Bulletin Vol. 21-12SE (PLR 2022)*

**24-0000-2100** *Rules of the Division of Occupational and Professional Licenses – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 33, Chapter 03; and Title 39, Chapters 60, 80 – Bulletin Vol. 21-10SE*

**24-0000-2100** *Rules of the Division of Occupational and Professional Licenses – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 33, Chapter 03; and Title 39, Chapters 32, 60, 80 – Bulletin Vol. 21-7SE (eff. 7-1-21)T*

**24-0000-2100F** *Rules of the Division of Occupational and Professional Licenses – OARC Omnibus Notice of Legislative Action – Pending Fee Rule Not Approved by the 2022 Legislature – Bulletin Vol. 22-5 (Null and Void)*

**24-0000-2100F** *Rules of the Division of Occupational and Professional Licenses – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 01; Title 02, Chapter 01; Title 03, Chapter 01; Title 04, Chapter 01; Title 05, Chapter 01; Title 06, Chapter 01; Title 07, Chapter 01; Title 08, Chapter 01; Title 09, Chapter 01; Title 10, Chapter 01; Title 11, Chapter 01; Title 12, Chapter 01; Title 13, Chapter 01; Title 14, Chapter 01; Title 15, Chapter 01; Title 16, Chapter 01; Title 17, Chapter 01; Title 18, Chapter 01; Title 19, Chapter 01; Title 21, Chapter 01; Title 22, Chapter 01; Title 23, Chapter 01; Title 24, Chapter 01; Title 25, Chapter 01; Title 26, Chapter 01; Title 27, Chapter 01; Title 28, Chapter 01; Title 29, Chapter 01; Title 30, Chapter 01; Title 31, Chapter 01; Title 32, Chapter 01; Title 33, Chapters 01, 02, 04-07; Title 34, Chapter 01; Title 36, Chapter 01; Title 37, Chapter 01; Title 38, Chapter 01; and Title 39, Chapters 10, 20, 30, 31, 40, 50, 70, 90 – Bulletin Vol. 21-12SE (PLR 2022)*

**24-0000-2100F** *Rules of the Division of Occupational and Professional Licenses – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 01; Title 02, Chapter 01; Title 03, Chapter 01; Title 04, Chapter 01; Title 05, Chapter 01; Title 06, Chapter 01; Title 07, Chapter 01; Title 08, Chapter 01; Title 09, Chapter 01; Title 10, Chapter 01; Title 11, Chapter 01; Title 12, Chapter 01; Title 13, Chapter 01; Title 14, Chapter 01; Title 15, Chapter 01; Title 16, Chapter 01; Title 17, Chapter 01; Title 18, Chapter 01; Title 19, Chapter 01; Title 21, Chapter 01; Title 22, Chapter 01; Title 23, Chapter 01; Title 24, Chapter 01; Title 25, Chapter 01; Title 26, Chapter 01; Title 27, Chapter 01; Title 28, Chapter 01; Title 29, Chapter 01; Title 30, Chapter 01; Title 31, Chapter 01; Title 32, Chapter 01; Title 33, Chapters 01, 02, 04-07; Title 34, Chapter 01; Title 36, Chapter 01; Title 37, Chapter 01; Title 38, Chapter 01; and Title 39, Chapters 10, 20, 30, 31, 40, 50, 70, 90 – Bulletin Vol. 21-10SE*

**24-0000-2100F** *Rules of the Division of Occupational and Professional Licenses – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Dockets 01-0101-2000F, 07-0000-2000F, 10-0101-2000F, 19-0101-2000F, 22-0000-2000F, 23-0101-2000F, 24-0101-2000F, 24-0201-2000F, 24-0301-2000F, 24-0401-2000F, 24-0501-2000F, 24-0601-2000F, 24-0701-2000F, 24-0801-2000F, 24-0901-2000F, 24-1001-2000F, 24-1101-2000F, 24-1201-2000F, 24-1310-2000F, 24-1401-2000F, 24-1501-2000F, 24-1601-2000F, 24-1701-2000F, 24-1801-2000F, 24-1901-2000F, 24-2101-2000F, 24-2201-2000F, 24-2301-2000F, 24-2401-2000F, 24-2501-2000F, 24-2601-2000F, 24-2701-2000F, 24-2801-2000F, 24-2901-2000F, 27-0101-2000F, 33-0101-2000F, and 46-0101-2000F – Reauthorizes Title 01, Chapter 01; Title 02, Chapter 01; Title 03, Chapter 01; Title 04, Chapter 01; Title 05, Chapter 01; Title 06, Chapter 01; Title 07, Chapter 01; Title 08, Chapter 01; Title 09, Chapter 01; Title 10, Chapter 01; Title 11, Chapter 01; Title 12, Chapter 01; Title 13, Chapter 01; Title 14, Chapter 01; Title 15, Chapter 01; Title 16, Chapter 01; Title 17, Chapter 01; Title 18, Chapter 01; Title 19, Chapter 01; Title 21, Chapter 01; Title 22, Chapter 01; Title 23, Chapter 01; Title 24, Chapter 01; Title 25, Chapter 01; Title 26, Chapter 01; Title 27, Chapter 01; Title 28, Chapter 01;*

Title 29, Chapter 01; Title 30, Chapter 01; Title 31, Chapter 01; Title 32, Chapter 01; Title 33, Chapters 01, 02, 04-07;  
Title 34, Chapter 01; Title 36, Chapter 01; Title 37, Chapter 01; Title 38, Chapter 01; and Title 39, Chapters 10, 20, 30,  
31, 33, 34, 40, 50, 70, 90 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**24.10.01, Rules of the State Board of Optometry**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 10, Chapter 01 – Bulletin Vol. 22-5

**24.12.01, Rules of the Idaho State Board of Psychologist Examiners**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 12, Chapter 01 – Bulletin Vol. 22-5

**24.17.01, Rules of the State Board of Acupuncture**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 17, Chapter 01 – Bulletin Vol. 22-5

**24.23.01, Rules of the Speech, Hearing and Communication Services Licensure Board**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 23, Chapter 01 – Bulletin Vol. 22-5

**24.25.01, Rules of the Idaho Driving Businesses Licensure Board**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 25, Chapter 01 – Bulletin Vol. 22-5

**24.26.01, Rules of the Idaho Board of Midwifery**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 26, Chapter 01 – Bulletin Vol. 22-5

**24.30.01, Idaho Accountancy Rules**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 30, Chapter 01 – Bulletin Vol. 22-5

**24.34.01, Rules of the Idaho Board of Nursing**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 34, Chapter 01 – Bulletin Vol. 22-5

**24.35.01, Rules of the Outfitters and Guides Licensing Board**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 35, Chapter 01 – Bulletin Vol. 22-5

**24.39.10, Rules of the Idaho Electrical Board**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 39, Chapter 10 – Bulletin Vol. 22-5

**24.39.20, Rules Governing Plumbing**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 39, Chapter 20 – Bulletin Vol. 22-5

**24.39.30, Rules of Building Safety (Building Code Rules)**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 39, Chapter 30 – Bulletin Vol. 22-5

**24.39.70, Rules Governing Installation of Heating, Ventilation, and Air Conditioning Systems**

**24-ZBRR-2201** *Rules of the Division of Occupational and Professional Licenses* – Notice of Intent to Promulgate Rules –  
Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 39, Chapter 70 – Bulletin Vol. 22-5

**IDAPA 26 – DEPARTMENT OF PARKS AND RECREATION**

- 26-0000-2100** *Rules of the Department of Parks and Recreation* – Notice of Final Rule – Agency Filing – Partial Rejection of Pending Rule by SCR 122 – Bulletin Vol. 22-5 (eff. 3-18-22)
- 26-0000-2100** *Rules of the Department of Parks and Recreation* – OARC Omnibus Notice of Legislative Action – Partial Rejection of Pending Rule by SCR 122 – Codifies Title 01, Chapters 03, 21, 22, 24, 30, 31, 34, 37 – Bulletin Vol. 22-5 (eff. 3-18-22)
- 26-0000-2100** *Rules of the Department of Parks and Recreation* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapters 03, 21, 22, 24, 30, 31, 34, 37 – Bulletin Vol. 21-12SE (PLR 2022)
- 26-0000-2100** *Rules of the Department of Parks and Recreation* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapters 03, 21, 22, 24, 30, 31, 34, 37 – Bulletin Vol. 21-10SE
- 26-0000-2100** *Rules of the Department of Parks and Recreation* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapters 03, 21, 22, 24, 30, 31, 34, 37 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 26-0000-2100F** *Rules of the Department of Parks and Recreation* – Notice of Final Rule – Agency Filing – Partial Rejection of Pending Fee Rule by SCR 123 – Bulletin Vol. 22-5 (eff. 3-18-22)
- 26-0000-2100F** *Rules of the Department of Parks and Recreation* – OARC Omnibus Notice of Legislative Action – Partial Rejection / Approval of Pending Fee Rule by SCR 123, Codifies Title 01, Chapters 10, 20, 33 – Bulletin Vol. 22-5 (eff. 3-18-22)
- 26-0000-2100F** *Rules of the Department of Parks and Recreation* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapters 10, 20, 33 – Bulletin Vol. 21-12SE (PLR 2022)
- 26-0000-2100F** *Rules of the Department of Parks and Recreation* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapters 10, 20, 33 – Bulletin Vol. 21-10SE
- 26-0000-2100F** *Rules of the Department of Parks and Recreation* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 26-0000-2000F – Reauthorizes Title 01, Chapters 10, 20, 33 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 26-ZBRR-2101** *Rules of the Department of Parks and Recreation* – Second Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 01, Chapters 31, 33 – Bulletin Vol. 21-7
- 26-ZBRR-2101** *Rules of the Department of Parks and Recreation* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 01, Chapters 03, 30, 31, 33 – Bulletin Vol. 21-6

**26.01.03, Rules Governing Recreational Program**

- 26-ZBRR-2101\*** *Rules of the Department of Parks and Recreation* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 01, Chapter 03 – Bulletin Vol. 21-6  
(\*Negotiated changes included in omnibus docket 26-0000-2100)

**26.01.30, Idaho Safe Boating Rules**

- 26-ZBRR-2101\*** *Rules of the Department of Parks and Recreation* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 01, Chapter 30 – Bulletin Vol. 21-6  
(\*Negotiated changes included in omnibus docket 26-0000-2100)

**26.01.31, Rules Governing the Administration of the Idaho Department of Parks and Recreation State and Federal Grant Funds**

- 26-ZBRR-2101\*** *Rules of the Department of Parks and Recreation* – Second Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 01, Chapter 31 – Bulletin Vol. 21-7
- 26-ZBRR-2101\*** *Rules of the Department of Parks and Recreation* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 01, Chapter 31 – Bulletin Vol. 21-6  
(\*Negotiated changes included in omnibus docket 26-0000-2100)

**26.01.33, Rules Governing the Administration of the Land and Water Conservation Fund Program**

- 26-ZBRR-2101\*** *Rules of the Department of Parks and Recreation* – Second Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 01, Chapter 33 – Bulletin Vol. 21-7
- 26-ZBRR-2101\*** *Rules of the Department of Parks and Recreation* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 01, Chapter 33 – Bulletin Vol. 21-6  
(\*Negotiated changes included in omnibus docket 26-0000-2100F)

**26.01.34, Idaho Protection Against Invasive Species Sticker Rules**



[26-0134-2201](#) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

### ***IDAPA 28 – DEPARTMENT OF COMMERCE***

- [28-0000-2100](#) ***Rules of the Idaho Department of Commerce*** – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 02, Chapter 03; and Title 04, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- [28-0000-2100](#) ***Rules of the Idaho Department of Commerce*** – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 02, Chapter 03; and Title 04, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- [28-0000-2100](#) ***Rules of the Idaho Department of Commerce*** – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 02, Chapter 03; and Title 04, Chapter 01 – Bulletin Vol. 21-10SE
- [28-0000-2100](#) ***Rules of the Idaho Department of Commerce*** – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 02, Chapter 03; and Title 04, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### ***IDAPA 29 – IDAHO POTATO COMMISSION***

- [29-0000-2100](#) ***Rules of the Idaho Potato Commission*** – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- [29-0000-2100](#) ***Rules of the Idaho Potato Commission*** – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- [29-0000-2100](#) ***Rules of the Idaho Potato Commission*** – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- [29-0000-2100](#) ***Rules of the Idaho Potato Commission*** – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### ***IDAPA 31 – PUBLIC UTILITIES COMMISSION***

- [31-0000-2100](#) ***Rules of the Idaho Public Utilities Commission*** – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 12, Chapter 01; Title 21, Chapter 01; Title 26, Chapter 01; Title 31, Chapter 01; Title 36, Chapter 01; Title 41, Chapter 01; Title 46, Chapters 01, 02; Title 61, Chapter 01; and Title 81, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- [31-0000-2100](#) ***Rules of the Idaho Public Utilities Commission*** – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 12, Chapter 01; Title 21, Chapter 01; Title 26, Chapter 01; Title 31, Chapter 01; Title 36, Chapter 01; Title 41, Chapter 01; Title 46, Chapters 01, 02; Title 61, Chapter 01; and Title 81, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- [31-0000-2100](#) ***Rules of the Idaho Public Utilities Commission*** – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 12, Chapter 01; Title 21, Chapter 01; Title 26, Chapter 01; Title 31, Chapter 01; Title 36, Chapter 01; Title 41, Chapter 01; Title 46, Chapters 01, 02; Title 61, Chapter 01; and Title 81, Chapter 01 – Bulletin Vol. 21-10SE
- [31-0000-2100](#) ***Rules of the Idaho Public Utilities Commission*** – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapter 01; Title 12, Chapter 01; Title 21, Chapter 01; Title 26, Chapter 01; Title 31, Chapter 01; Title 36, Chapter 01; Title 41, Chapter 01; Title 46, Chapters 01, 02; Title 61, Chapter 01; and Title 81, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

#### ***31.01.01, Rules of Procedure of the Idaho Public Utilities Commission***

- [31-0101-2101](#) OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)
- [31-0101-2101](#) Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 21-12 (PLR 2022)
- [31-0101-2101](#) Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-10
- [31-0101-2101](#) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-6

#### ***31.61.01, Rules for the Measurement of Stray Current or Voltage (The Stray Voltage Rules)***

- [31-6101-2201](#) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

#### ***31.81.01, Energy Consumption Reporting Rules***

- [31-8101-2201](#) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

**IDAPA 32 – ENDOWMENT FUND INVESTMENT BOARD**

- 32-0101-2100F** *Rules of the Endowment Fund Investment Board* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by SCR 124, Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-25-22)
- 32-0101-2100F** *Rules of the Endowment Fund Investment Board* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 32-0101-2100F** *Rules of the Endowment Fund Investment Board* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- 32-0101-2100F** *Rules of the Endowment Fund Investment Board* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 32-0101-2000F – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**IDAPA 34 – SECRETARY OF STATE**

- 34-0000-2100** *Rules of the Idaho Secretary of State* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 02, Chapter 02; Title 03, Chapter 01; Title 04, Chapter 02; Title 06, Chapter 01; and Title 07, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 34-0000-2100** *Rules of the Idaho Secretary of State* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 02, Chapter 02; Title 03, Chapter 01; Title 04, Chapter 02; Title 06, Chapter 01; and Title 07, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 34-0000-2100** *Rules of the Idaho Secretary of State* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 02, Chapter 02; Title 03, Chapter 01; Title 04, Chapter 02; Title 06, Chapter 01; and Title 07, Chapter 01 – Bulletin Vol. 21-10SE
- 34-0000-2100** *Rules of the Idaho Secretary of State* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule \ Rescission of Previous Temporary Rule Under Docket 34-0701-2002 – Reauthorizes Title 02, Chapter 02; Title 03, Chapter 01; Title 04, Chapter 02; Title 06, Chapter 01; and Title 07, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 34-0000-2100F** *Rules of the Idaho Secretary of State* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by SCR 124, Codifies Title 05, Chapters 01-03, 06 – Bulletin Vol. 22-5 (eff. 3-25-22)
- 34-0000-2100F** *Rules of the Idaho Secretary of State* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 05, Chapters 01-03, 06 – Bulletin Vol. 21-12SE (PLR 2022)
- 34-0000-2100F** *Rules of the Idaho Secretary of State* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 05, Chapters 01-03, 06 – Bulletin Vol. 21-10SE
- 34-0000-2100F** *Rules of the Idaho Secretary of State* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 34-0000-2000F – Reauthorizes Title 05, Chapters 01-03, 06 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**IDAPA 35 – STATE TAX COMMISSION**

- 35-0000-2100** *Rules of the Idaho State Tax Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapters 01-03, 05, 06, 08-10 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 35-0000-2100** *Rules of the Idaho State Tax Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapters 01-03, 05, 06, 08-10 – Bulletin Vol. 21-12SE (PLR 2022)
- 35-0000-2100** *Rules of the Idaho State Tax Commission* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapters 01-03, 05, 06, 08-10 – Bulletin Vol. 21-10SE
- 35-0000-2100** *Rules of the Idaho State Tax Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapters 01-03, 05-10; and Title 02, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**35.01.01, Income Tax Administrative Rules**

- 35-0101-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

**35.01.07, Kilowatt Hour Tax Administrative Rules**

- 35-0107-2101** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)
- 35-0107-2101** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 22-1 (PLR 2022)
- 35-0107-2101** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-10
- 35-0107-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-5

**35.01.09, Idaho Beer and Wine Taxes Administrative Rules**

- 35-0109-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

**35.02.01, Tax Commission Administration and Enforcement Rules**

- 35-0201-2101** Notice of Final Rule – Agency Filing – Partial Rejection of Pending Rule by SCR 121 – Bulletin Vol. 22-5 (eff. 3-15-22)  
**35-0201-2101** OARC Omnibus Notice of Legislative Action – Partial Rejection of Pending Rule by SCR 121 – Bulletin Vol. 22-5 (eff. 3-15-22)  
**35-0201-2101** Adoption of Pending Rule (New ZBR Chapter), Bulletin Vol. 22-1 (PLR 2022)  
**35-0201-2101** Proposed Rulemaking (New ZBR Chapter), Bulletin Vol. 21-10  
**35-0201-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-5

**IDAPA 37 – DEPARTMENT OF WATER RESOURCES**

- 37-0000-2100** *Rules of the Idaho Department of Water Resources* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 02, Chapters 01, 04; and Title 03, Chapters 11, 12 – Bulletin Vol. 22-5 (eff. 3-31-22)  
**37-0000-2100** *Rules of the Idaho Department of Water Resources* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 02, Chapters 01, 04; and Title 03, Chapters 11, 12 – Bulletin Vol. 21-12SE (PLR 2022)  
**37-0000-2100** *Rules of the Idaho Department of Water Resources* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 02, Chapters 01, 04; and Title 03, Chapters 11, 12 – Bulletin Vol. 21-10SE  
**37-0000-2100** *Rules of the Idaho Department of Water Resources* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 02, Chapters 01, 04; and Title 03, Chapters 11, 12 – Bulletin Vol. 21-7SE (eff. 7-1-21)T  
**37-0000-2100F** *Rules of the Idaho Department of Water Resources* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by SCR 123, Codifies Title 02, Chapter 03; & Title 03, Chapters 01-06, 08-10 - Bulletin Vol. 22-5 (eff. 3-18-22)  
**37-0000-2100F** *Rules of the Idaho Department of Water Resources* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 02, Chapter 03; and Title 03, Chapters 01-06, 08-10 – Bulletin Vol. 21-12SE (PLR 2022)  
**37-0000-2100F** *Rules of the Idaho Department of Water Resources* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 02, Chapter 03; and Title 03, Chapters 01-06, 08-10 – Bulletin Vol. 21-10SE  
**37-0000-2100F** *Rules of the Idaho Department of Water Resources* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 37-0000-2000F – Reauthorizes Title 01, Chapter 01; Title 02, Chapter 03; and Title 03, Chapters 01-10 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**37.01.01, Rules of Procedure of the Idaho Department of Water Resources and the Water Resource Board**

- 37-0101-2101\*** OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 123, Bulletin Vol. 22-5 (eff. 3-18-22)  
*\*Changes chapter name from "Rules of Procedure of the Idaho Department of Water Resources"*  
**37-0101-2101\*** Adoption of Pending Fee Rule (New ZBR Chapter), Bulletin Vol. 21-12 (PLR 2022)  
**37-0101-2101\*** Proposed Rulemaking (New ZBR Chapter, Fee Rule), Bulletin Vol. 21-10  
**37-0101-2101** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-4

**37.02.03, Water Supply Bank Rules**

- 37-0203-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-3

**37.03.04, Drilling for Geothermal Resources Rules**

- 37-0304-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-3

**37.03.05, Mine Tailings Impoundment Structures Rules**

- 37-0305-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-5

**37.03.06, Safety of Dams Rules**

- 37-0306-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-5

**37.03.07, Stream Channel Alteration Rules**

- 37-0307-2101** OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 123, Bulletin Vol. 22-5 (eff. 3-18-22)  
**37-0307-2101** Adoption of Pending Fee Rule (New ZBR Chapter), Bulletin Vol. 21-12 (PLR 2022)  
**37-0307-2101** Proposed Rulemaking (New ZBR Chapter, Fee Rule), Bulletin Vol. 21-9  
**37-0307-2101** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-4

**37.03.10, Well Driller Licensing Rules**

**37-0310--2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

**IDAPA 38 – IDAHO DEPARTMENT OF ADMINISTRATION**

- 38-0000-2100** *Rules of the Idaho Department of Administration* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 04, Chapters 06, 07, 09; and Title 05, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 38-0000-2100** *Rules of the Idaho Department of Administration* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 04, Chapters 06, 07, 09; and Title 05, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 38-0000-2100** *Rules of the Idaho Department of Administration* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 04, Chapters 06, 07, 09; and Title 05, Chapter 01 – Bulletin Vol. 21-10SE
- 38-0000-2100** *Rules of the Idaho Department of Administration* – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 04, Chapter 08 – Bulletin Vol. 21-10 (eff. 9-3-21)T
- 38-0000-2100** *Rules of the Idaho Department of Administration* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 04, Chapters 06-09; and Title 05, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 38-0000-2100F** *Rules of the Idaho Department of Administration* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by SCR 124, Codifies Title 04, Chapter 04 – Bulletin Vol. 22-5 (eff. 3-25-22)
- 38-0000-2100F** *Rules of the Idaho Department of Administration* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 04, Chapter 04 – Bulletin Vol. 21-12SE (PLR 2022)
- 38-0000-2100F** *Rules of the Idaho Department of Administration* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 04, Chapter 04 – Bulletin Vol. 21-10SE
- 38-0000-2100F** *Rules of the Idaho Department of Administration* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 38-0000-2000F – Reauthorizes Title 04, Chapter 04 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**38.04.08, Rules Governing Use of Idaho State Capitol**

- 38-0000-2100** *Rules of the Idaho Department of Administration* – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 04, Chapter 08 – Bulletin Vol. 21-10 (eff. 9-3-21)T (**temporary rule expired - null and void 3-31-22**)
- 38-0000-2100** *Rules of the Idaho Department of Administration* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 04, Chapter 08 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 38-0408-2101** *Adoption of Temporary Rule, Bulletin Vol. 21-2 (eff. 1-7-21)T (temporary rule expired - null and void 7-1-21)*
- 38-0408-2201** Adoption of Temporary Rule (New Chapter), Bulletin Vol. 22-4 (eff. 3-31-22)T

**IDAPA 39 – IDAHO TRANSPORTATION DEPARTMENT**

- 39-ZBRR-2201** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapters 02, 22, 26, 70-73; and Title 03, Chapter 44 – Bulletin Vol. 22-5
- 39-0000-2100** *Rules of the Idaho Transportation Department* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 02, Chapters 02, 03, 09, 27, 42, 43, 45, 46, 70-73, 75, 76, 80; Title 03, Chapters 01, 02, 04-08, 40-42, 44, 47-50, 60, 65, 80; and Title 04, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 39-0000-2100** *Rules of the Idaho Transportation Department* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 02, Chapters 02, 03, 09, 27, 42, 43, 45, 46, 70-73, 75, 76, 80; Title 03, Chapters 01, 02, 04-08, 40-42, 44, 47-50, 60, 65, 80; and Title 04, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 39-0000-2100** *Rules of the Idaho Transportation Department* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 02, Chapters 02, 03, 09, 27, 42, 43, 45, 46, 70-73, 75, 76, 80; Title 03, Chapters 01, 02, 04-08, 40-44, 47-50, 60, 65, 80; and Title 04, Chapter 01 – Bulletin Vol. 21-10SE
- 39-0000-2100** *Rules of the Idaho Transportation Department* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 02, Chapters 02, 03, 09, 27, 42, 43, 45, 46, 70-73, 75, 76, 80; Title 03, Chapters 01, 02, 04-08, 40-44, 47-50, 60, 65, 80; and Title 04, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

- 39-0000-2100F** *Rules of the Idaho Transportation Department* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 42, Codifies Title 02, Chapters 04, 05, 22, 26, 41, 60; and Title 03, Chapter 03 – Bulletin Vol. 22-5 (eff. 3-21-22)
- 39-0000-2100F** *Rules of the Idaho Transportation Department* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 02, Chapters 04, 05, 22, 26, 41, 60; and Title 03, Chapter 03 – Bulletin Vol. 21-12SE (PLR 2022)
- 39-0000-2100F** *Rules of the Idaho Transportation Department* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 02, Chapters 04, 05, 22, 26, 41, 60; and Title 03, Chapter 03 – Bulletin Vol. 21-10SE
- 39-0000-2100F** *Rules of the Idaho Transportation Department* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 39-0000-2000F – Reauthorizes Title 02, Chapters 04, 05, 22, 26, 41, 60; and Title 03, Chapter 03 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

- 39-ZBRR-2101** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapters 04, 05, 41, 61 – Bulletin Vol. 21-6

**39.02.02, Rules Governing Vehicle and Vessel Dealer License Requirements – Motor Vehicles**

- 39-ZBRR-2201** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 02 – Bulletin Vol. 22-5

**39.02.04, Rules Governing Manufacture and New Vehicle Dealer Hearing Fees**

- 39-ZBRR-2101\*** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 04 – Bulletin Vol. 21-6  
(\*Negotiated changes included in omnibus docket 39-0000-2100F)

**39.02.05, Rules Governing Issuance of Certificates of Title**

- 39-ZBRR-2101\*** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 05 – Bulletin Vol. 21-6  
(\*Negotiated changes included in omnibus docket 39-0000-2100F)

**39.02.22, Rules Governing Registration and Permit Fee Administration**

- 39-ZBRR-2201** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 22 – Bulletin Vol. 22-5

**39.02.26, Rules Governing Temporary Vehicle Clearance for Carriers**

- 39-ZBRR-2201** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 26 – Bulletin Vol. 22-5

**39.02.41, Rules Governing Special Provisions Applicable to Fees for Services**

- 39-ZBRR-2101\*** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 41 – Bulletin Vol. 21-6  
(\*Negotiated changes included in omnibus docket 39-0000-2100F)

**39.02.60, Rules Governing License Plate Provisions**

- 39-ZBRR-2101\*** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 60 – Bulletin Vol. 21-6  
(\*Negotiated changes included in omnibus docket 39-0000-2100F)

**39.02.70, Rules Governing Restricted Driving Permits**

- 39-ZBRR-2201** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 70 – Bulletin Vol. 22-5

**39.02.71, Rules Governing Driver’s License Violation Point System**

- 39-ZBRR-2201** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 71 – Bulletin Vol. 22-5

**39.02.72, Rules Governing Administrative License Suspensions**

- 39-ZBRR-2201** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 02, Chapter 72 – Bulletin Vol. 22-5

**39.02.73, Rules Governing Accident Prevention Course**

- 39-ZBRR-2201** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation  
Negotiated Rulemaking – Negotiates Title 02, Chapter 73 – Bulletin Vol. 22-5

**39.03.43, Rules Governing Utilities on State Highway Right-of-Way**

- 39-0343-2102** OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule (New Chapter) by HCR 42,  
Bulletin Vol. 22-5 (eff. 3-21-22)
- 39-0343-2102** Adoption of Pending Fee Rule (New Chapter), Bulletin Vol. 22-1 (PLR 2022)
- 39-0343-2102** Proposed Rulemaking (New Chapter, Fee Rule) – Bulletin Vol. 21-11
- 39-0343-2102** (Second) Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-7
- 39-0343-2102** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-6

**39.03.44, Rules Governing Highway Relocation Assistance for Persons Displaced by Public Programs**

- 39-ZBRR-2201** *Rules of the Idaho Transportation Department* – Notice of Intent to Promulgate Rules – Zero-Based Regulation  
Negotiated Rulemaking – Negotiates Title 03, Chapter 44 – Bulletin Vol. 22-5

**IDAPA 40 – IDAHO COMMISSION ON THE ARTS**

- 40-0000-2100** *Rules of the Idaho Commission on the Arts* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule,  
Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 40-0000-2100** *Rules of the Idaho Commission on the Arts* – Notice of Omnibus Rulemaking – Adoption of Pending Rule –  
Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 40-0000-2100** *Rules of the Idaho Commission on the Arts* – Notice of Omnibus Rulemaking – Proposed Rule –  
Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- 40-0000-2100** *Rules of the Idaho Commission on the Arts* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule –  
Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

**IDAPA 41 – PUBLIC HEALTH DISTRICTS**

- 41-0101-2100** *Rules of the Idaho Public Health Districts (Panhandle Health District #1)* – Notice of Omnibus Rulemaking –  
Proposed Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE [Rulemaking did not go pending]
- 41-0101-2100** *Rules of the Idaho Public Health Districts (Panhandle Health District #1)* – Notice of Omnibus Rulemaking –  
Adoption of Temporary Rule \ Rescission of Previous Temporary Rule Under Docket 41-0101-2000 –  
Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T [Temporary rule expired 3-31-22]

**IDAPA 42 – IDAHO WHEAT COMMISSION**

- 42-0101-2100F** *Rules of the Idaho Wheat Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by  
HCR 37, Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-15-22)
- 42-0101-2100F** *Rules of the Idaho Wheat Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule –  
Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 42-0101-2100F** *Rules of the Idaho Wheat Commission* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule –  
Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- 42-0101-2100F** *Rules of the Idaho Wheat Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \  
Rescission of Previous Temporary Rule Under Docket 42-0101-2000F – Reauthorizes Title 01, Chapter 01 –  
Bulletin Vol. 21-7SE (eff. 7-1-21)T

**IDAPA 43 – IDAHO OILSEED COMMISSION**

- 43-0101-2100F** *Rules Governing the Idaho Oilseed Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending  
Fee Rule by HCR 37, Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-15-22)
- 43-0101-2100F** *Rules Governing the Idaho Oilseed Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule –  
Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)

- 43-0101-2100F** *Rules Governing the Idaho Oilseed Commission* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- 43-0101-2100F** *Rules Governing the Idaho Oilseed Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 43-0101-2000F – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### ***IDAPA 45 – HUMAN RIGHTS COMMISSION***

- 45-0101-2100** *Rules of the Idaho Human Rights Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 45-0101-2100** *Rules of the Idaho Human Rights Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 45-0101-2100** *Rules of the Idaho Human Rights Commission* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- 45-0101-2100** *Rules of the Idaho Human Rights Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### ***IDAPA 47 – DIVISION OF VOCATIONAL REHABILITATION***

#### ***47.01.02, Rules Governing the Extended Employment Services Program***

- 47-0102-2101** Notice of Intent to Promulgate Rules (New Chapter) – Negotiated Rulemaking, Bulletin Vol. 21-7

### ***IDAPA 48 – GRAPE GROWERS AND WINE PRODUCERS COMMISSION***

- 48-0101-2100F** *Rules of the Idaho Grape Growers and Wine Producers Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 48, Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-23-22)
- 48-0101-2100F** *Rules of the Idaho Grape Growers and Wine Producers Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 48-0101-2100F** *Rules of the Idaho Grape Growers and Wine Producers Commission* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- 48-0101-2100F** *Rules of the Idaho Grape Growers and Wine Producers Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 48-0101-2000F – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### ***IDAPA 50 – COMMISSION OF PARDONS AND PAROLE***

- 50-0101-2100F** *Rules of the Commission of Pardons and Parole* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 50, Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-23-22)
- 50-0101-2100F** *Rules of the Commission of Pardons and Parole* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 50-0101-2100F** *Rules of the Commission of Pardons and Parole* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- 50-0101-2100** *Rules of the Commission of Pardons and Parole* – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 01, Chapter 01 – Bulletin Vol. 21-11 (eff. 10-13-21)T
- 50-0101-2100** *Rules of the Commission of Pardons and Parole* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T [Temporary rule expired 3-31-22]

### ***IDAPA 51 – IDAHO BEEF COUNCIL***

- 51-0101-2100F** *Rules of the Idaho Beef Council* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 37, Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-15-22)

- 51-0101-2100F** *Rules of the Idaho Beef Council* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 51-0101-2100F** *Rules of the Idaho Beef Council* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- 51-0101-2100F** *Rules of the Idaho Beef Council* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 51-0101-2000F – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### ***IDAPA 52 – IDAHO STATE LOTTERY COMMISSION***

- 52-0103-2100F** *Rules of the Idaho State Lottery Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by SCR 124, Codifies Title 01, Chapter 03 – Bulletin Vol. 22-5 (eff. 3-25-22)
- 52-0103-2100F** *Rules of the Idaho State Lottery Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 03 – Bulletin Vol. 21-12SE (PLR 2022)
- 52-0103-2100F** *Rules of the Idaho State Lottery Commission* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 03 – Bulletin Vol. 21-10SE
- 52-0103-2100F** *Rules of the Idaho State Lottery Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 52-0103-2000F – Reauthorizes Title 01, Chapter 03 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### ***IDAPA 53 – IDAHO BARLEY COMMISSION***

- 53-0101-2100F** *Rules of the Idaho Barley Commission* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 37, Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-15-22)
- 53-0101-2100F** *Rules of the Idaho Barley Commission* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 53-0101-2100F** *Rules of the Idaho Barley Commission* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- 53-0101-2100F** *Rules of the Idaho Barley Commission* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 53-0101-2000F – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### ***IDAPA 55 – DIVISION OF CAREER TECHNICAL EDUCATION***

- 55-0000-2100** *Rules of the Idaho Division of Career Technical Education* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapters 03, 04 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 55-0000-2100** *Rules of the Idaho Division of Career Technical Education* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapters 03, 04 – Bulletin Vol. 21-12SE (PLR 2022)
- 55-0000-2100** *Rules of the Idaho Division of Career Technical Education* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapters 03, 04 – Bulletin Vol. 21-10SE
- 55-0000-2100** *Rules of the Idaho Division of Career Technical Education* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapters 03, 04 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

### ***IDAPA 57 – SEXUAL OFFENDER MANAGEMENT BOARD***

- 57-0101-2100F** *Rules of the Sexual Offender Management Board* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by HCR 50, Codifies Title 01, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-23-22)
- 57-0101-2100F** *Rules of the Sexual Offender Management Board* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 57-0101-2100F** *Rules of the Sexual Offender Management Board* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-10SE
- 57-0101-2100F** *Rules of the Sexual Offender Management Board* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 57-0101-2000F – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T



**IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY**

- 58-0000-2100** *Rules of the Department of Environmental Quality* – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapters 02, 03, 10, 16, 17, 22-24 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 58-0000-2100** *Rules of the Department of Environmental Quality* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapters 02, 03, 10, 16, 17, 22-24 – Bulletin Vol. 21-12SE (PLR 2022)
- 58-0000-2100** *Rules of the Department of Environmental Quality* – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapters 02, 03, 10, 16, 17, 21-24 – Bulletin Vol. 21-10SE
- 58-0000-2100** Notice of Meeting of the Idaho Board of Environmental Quality, Bulletin Vol. 21-10SE
- 58-0000-2100** *Rules of the Department of Environmental Quality* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapters 02, 03, 10, 16, 17, 21-24 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 58-0000-2100F** *Rules of the Department of Environmental Quality* – OARC Omnibus Notice of Legislative Action – Approval of Pending Fee Rule by SCR 125, Codifies Title 01, Chapters 01, 05-09, 11-14, 18, 25 – Bulletin Vol. 22-5 (eff. 3-24-22)
- 58-0000-2100F** *Rules of the Department of Environmental Quality* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Reauthorizes Title 01, Chapters 01, 05-09, 11-14, 18, 25 – Bulletin Vol. 21-12SE (PLR 2022)
- 58-0000-2100F** *Rules of the Department of Environmental Quality* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Reauthorizes Title 01, Chapters 01, 05-09, 11-14, 18, 25 – Bulletin Vol. 21-10SE
- 58-0000-2100F** Notice of Meeting of the Idaho Board of Environmental Quality, Bulletin Vol. 21-10SE
- 58-0000-2100F** *Rules of the Department of Environmental Quality* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule \ Rescission of Previous Temporary Rule Under Docket 58-0000-2000F – Reauthorizes Title 01, Chapters 01, 05-09, 11-14, 18, 25 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

## TMDLs:

- 58-0000-2105** Notice of Final Decision, Payette Subbasin – Dry Buck Creek, Anderson Creek, and Sand Hollow Total Maximum Daily Loads (TMDL) – Escherichia Coli (E. Coli) (HUC 17050122), Bulletin Vol. 21-11
- 58-0000-2104** Notice of Final Decision, Salmon Falls Creek Subbasin Total Maximum Daily Load (TMDLs) – 2021 Temperature TMDLs (HUC 17040213), Bulletin Vol. 21-8
- 58-0000-2103** Notice of Final Decision, Brownlee Reservoir Subbasin – Weiser Flats Total Maximum Daily Load (TMDL) - Bacteria (HUC 17050201), Bulletin Vol. 21-8
- 58-0000-2102** Upper and Lower Henrys Fork Subbasins – 2021 Sediment and Bacteria Total Maximum Daily Loads (TMDLs) (HUC 17040202 & 17040203), Bulletin Vol. 21-4
- 58-0000-2101** South Fork Clearwater Escherichia Coli (E. Coli) Total Maximum Daily Loads (TMDLs) and Review (HUC 17060305), Bulletin Vol. 21-2

**58.01.01, Rules for the Control of Air Pollution in Idaho**

- 58-0101-2101** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-10

**58.01.02, Water Quality Standards**

- 58-0102-2201\*** Notice of Proposed Rulemaking, Bulletin Vol. 22-3 (\*rulemaking includes negotiated docket 58-0102-1801)
- 58-0102-2201** Notice of Meeting of the Idaho Board of Environmental Quality, Bulletin Vol. 22-3

- 58-0102-1801\*** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-4 (\*rulemaking consolidated in docket 58-0102-2201)

**58.01.05, Rules and Standards for Hazardous Waste**

- 58-0105-2101** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-4

**58.01.09, Rules Regulating Swine Facilities**

- 58-0109-2101** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-4

**58.01.17, Recycled Water Rules**

- 58-0117-2201** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

**58.01.18, Idaho Land Remediation Rules**

- 58-0118-2101** Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-4

- (Rule Expired)** 58.01.21, *Rules Governing the Protection and Disclosure of Records in the Possession of the Department of Environmental Quality (Expired 3-31-22)*
- 58-0000-2100 **Rules of the Department of Environmental Quality** – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapter 21 – Bulletin Vol. 21-7SE (eff. 7-1-21)T [Temporary rule expired 3-31-22]
- 58-0121-2101 *Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Bulletin Vol. 21-6*  
(\*Negotiated changes included in omnibus docket 58-0000-2100)

### 58.01.23, *Rules of Administrative Procedure Before the Board of Environmental Quality*

- 58-0000-2100\* **Rules of the Department of Environmental Quality** – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapter 23 – Bulletin Vol. 21-12SE (PLR 2022)  
\*Rulemaking changes chapter name from “*Rules of Administrative Procedure Before the Board of Environmental Quality*”
- 58-0000-2100\* **Rules of the Department of Environmental Quality** – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapter 23 – Bulletin Vol. 21-10SE
- 58-0000-2100 *Notice of Meeting of the Idaho Board of Environmental Quality, Bulletin Vol. 21-10SE*
- 58-0000-2100 **Rules of the Department of Environmental Quality** – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapter 23 – Bulletin Vol. 21-7SE (eff. 7-1-21)T
- 58-0123-2101 *Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 21-4*  
(\*Negotiated changes included in omnibus docket 58-0000-2100)

## **IDAPA 59 – PUBLIC EMPLOYEE RETIREMENT SYSTEM OF IDAHO (PERSI)**

- 59-0000-2100 **Rules of the Public Employees Retirement System of Idaho** – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 01, Chapter 01; and Title 02, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
- 59-0000-2100 **Rules of the Public Employees Retirement System of Idaho** – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapter 01; and Title 02, Chapter 01 – Bulletin Vol. 21-12SE (PLR 2022)
- 59-0000-2100 **Rules of the Public Employees Retirement System of Idaho** – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 01, Chapter 01; and Title 02, Chapter 01 – Bulletin Vol. 21-10SE
- 59-0000-2100 **Rules of the Public Employees Retirement System of Idaho** – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 01, Chapter 01; and Title 02, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

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### 60.05.01, *Rules of the Idaho State Soil and Water Conservation Commission*

- 60-0501-2100 **Rules of the Idaho State Soil and Water Conservation Commission** – OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Codifies Title 05, Chapter 01 – Bulletin Vol. 22-5 (eff. 3-31-22)
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- 60-0501-2100 **Rules of the Idaho State Soil and Water Conservation Commission** – Notice of Omnibus Rulemaking – Proposed Rule – Reauthorizes Title 05, Chapter 01 – Bulletin Vol. 21-10SE
- 60-0501-2100 **Rules of the Idaho State Soil and Water Conservation Commission** – Notice of Omnibus Rulemaking – Adoption of Temporary Rule \ Rescission of Previous Temporary Rule Under Docket 60-0501-2000F – Reauthorizes Title 05, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T

## **IDAPA 61 – STATE PUBLIC DEFENSE COMMISSION**

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- 61-0000-2100 **Rules of the Idaho State Public Defense Commission** – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Authorizes Title 01, Chapter 01 – Bulletin Vol. 21-7SE (eff. 7-1-21)T (expires sine die 2021)

**61-0101-2102** *Adoption of Temporary Rule, Bulletin Vol. 21-6 [(eff. sine die 2021 – 11-17-21)T (expires sine die 2022)]*

**61-0101-2101** OARC Omnibus Notice of Legislative Action – Approval of Final Rule, Bulletin Vol. 22-5 (eff. 3-31-22)

**61-0101-2101** Adoption of Pending Rule, Bulletin Vol. 22-1 (PLR 2022)

**61-0101-2101** Proposed Rulemaking, Bulletin Vol. 21-9

**61-0101-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-5

#### **61.01.02, Requirements and Procedures for Representing Indigent Persons**

**61-0000-2100** *Rules of the Idaho State Public Defense Commission – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Authorizes Title 01, Chapter 02 – Bulletin Vol. 21-7SE (eff. 7-1-21)T (expires sine die 2021)*

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**61-0102-2101** Adoption of Pending Rule, Bulletin Vol. 22-1 (PLR 2022)

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**61-0102-2101** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 21-5

#### **61.01.03, Records, Reporting, and Review**

**61-0000-2100** *Rules of the Idaho State Public Defense Commission – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Authorizes Title 01, Chapter 03 – Bulletin Vol. 21-7SE (eff. 7-1-21)T (expires sine die 2021)*

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**61-0000-2100** *Rules of the Idaho State Public Defense Commission – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Authorizes Title 01, Chapter 04 – Bulletin Vol. 21-7SE (eff. 7-1-21)T (expires sine die 2021)*

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