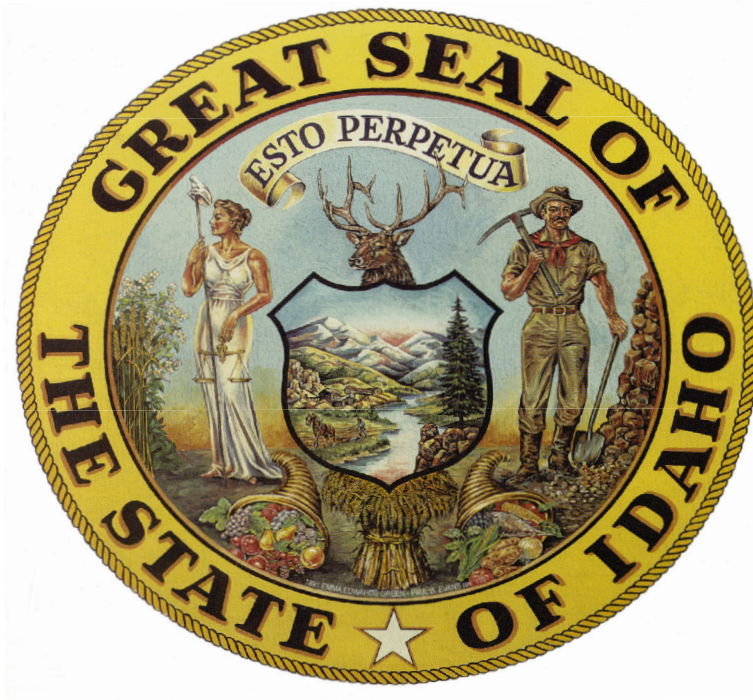


IDAHO ADMINISTRATIVE BULLETIN

June 7, 2023 – Vol. 23-6

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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IDAHO ADMINISTRATIVE BULLETIN

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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.

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)

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Vol. No.	Monthly Issue of Bulletin	ARRF Due to DFM	Closing Date for Agency Filing	Bulletin Publication Date	21-day Comment Period End Date
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
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23-12	December 2023	October 27, 2023	November 9, 2023	December 6, 2023	December 27, 2023
24-1	January 2024	November 13, 2023	**November 27, 2023	January 3, 2024	January 24, 2024

BULLETIN PUBLICATION SCHEDULE FOR YEAR 2024

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24-4	April 2024	February 23, 2024	March 8, 2024	April 3, 2024	April 24, 2024
24-5	May 2024	March 22, 2024	April 5, 2024	May 1, 2024	May 22, 2024
24-6	June 2024	April 19, 2024	May 3, 2024	June 5, 2024	June 26, 2024
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24-12	December 2024	October 25, 2024	November 8, 2024	December 4, 2024	December 25, 2024
25-1	January 2025	November 15, 2024	**November 29, 2024	January 1, 2025	January 22, 2025

***Last day to submit a proposed rule for the rulemaking to remain on course for review by the upcoming legislature.**

****Last day to submit a pending rule to be reviewed by the upcoming legislature.**

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

**ADMINISTRATIVE RULES REVIEWED BY THE SIXTY-SEVENTH LEGISLATURE
OF THE STATE OF IDAHO, FIRST REGULAR SESSION – 2023**

**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-Seventh Legislature in the First Regular Session, 2023, 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. Also, notice is hereby given that certain previously approved final rules were rejected by concurrent resolution of the legislature. These rules are null, void, and of no force and effect.

DESCRIPTIVE SUMMARY: The following is a brief description of the action taken by the standing committees of the legislature during the 2023 legislative session.

The standing committees of the legislature have reviewed the pending 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 2023 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 2023 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 8](#), [HCR 10](#), [HCR 11](#), [HCR 13](#), [HCR 14](#), [HCR 15](#), and [HCR 16](#); and Senate Concurrent Resolutions (SCRs): [SCR 103](#) and [SCR 108](#) 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 2023 legislative session.

PENDING FEE, PENDING, AND FINAL RULES: The following tables list all pending fee and pending rulemakings that were submitted for legislative review to the 2023 legislative session. The list includes the docket number of each pending fee and pending rulemaking, the volume number of the Bulletin in which the proposed and pending rule notices and text were published, the final effective dates of all approved pending fee and pending rules, and the number of the senate or house concurrent resolution, if applicable, affecting the rulemaking. These tables provide final status of all pending and pending fee rules submitted for legislative review. Final rules that were acted on by concurrent resolution are listed by IDAPA number only because they were not subject to a rulemaking.

PENDING FEE RULES				
AFFECTED BY THE 2023 FIRST REGULAR SESSION OF THE SIXTY-SEVENTH LEGISLATURE				
Fee Rule Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Effective Date	Action Taken
02-0104-2201	22-10	22-7	(3-23-23)	Fee(s) Approved by SCR 103
02-0602-2201	22-10	22-7	(3-23-23)	Fee(s) Approved by SCR 103
02-0633-2201	23-1	22-7	(3-23-23)	Fee(s) Approved by SCR 103
02-0801-2201	22-12	22-7	(3-23-23)	Fee(s) Approved by SCR 103
11-0401-2201	22-12	22-10	Null and Void	Not Approved
11-1001-2201	23-1	22-10	Null and Void	Not Approved
13-0102-2201	23-1	22-10	(3-30-23)	Fee(s) Approved by SCR 108
15-1001-2201	22-9	22-7	Null and Void	Not Approved
16-0201-2201	22-12	22-9	(3-28-23)	Fee(s) Approved by HCR 14
16-0319-2201	22-12	22-9	(3-28-23)	Fee(s) Approved by HCR 14
16-0506-2201	22-12	22-8	(3-28-23)	Fee(s) Approved by HCR 14
16-0602-2201	22-12	22-9	(3-28-23)	Fee(s) Approved by HCR 14
18-0802-2201	22-11	22-7	(3-28-23)	Fee(s) Approved by HCR 8
20-0317-2201	22-12	22-9	(3-30-23)	Fee(s) Approved by SCR 108
24-0000-2201F	22-12	22-10	(3-28-23)	Fee(s) Approved by HCR 15
24-0000-2202F	22-12	22-10	(3-28-23)	Fee(s) Approved by HCR 13
24-0201-2200F	22-12	22-10	Null and Void	Not Approved
24-0501-2200F	22-12	22-10	(3-28-23)	Fee(s) Approved by HCR 11
24-3801-2200F	22-12	22-10	(3-23-23)	Fee(s) Approved by SCR 103

PENDING FEE RULES				
AFFECTED BY THE 2023 FIRST REGULAR SESSION OF THE SIXTY-SEVENTH LEGISLATURE				
Fee Rule Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Effective Date	Action Taken
24-3910-2201	22-12	22-9	(3-28-23)	Fee(s) Approved / Partial Rejection: 100.05; 200.03.c. and c.i.; 600 by HCR 13
37-0203-2201	22-12	22-10	Null and Void	Not Approved / Rejected by SCR 108
37-0304-2201	22-12	22-10	(3-30-23)	Fee(s) Approved by SCR 108
37-0305-2201	22-12	22-10	(3-30-23)	Fee(s) Approved by SCR 108
37-0306-2201	22-12	22-10	(3-30-23)	Fee(s) Approved by SCR 108
37-0310-2201	22-12	22-10	(3-30-23)	Fee(s) Approved by SCR 108
39-0222-2201	22-12	22-8	(3-28-23)	Fee(s) Approved by HCR 16
57-0101-2201	23-1	22-9	Null and Void	Not Approved
58-0101-2101	22-12	22-9	(3-28-23), (7-1-23)	Fee(s) Approved by HCR 10

PENDING RULES AND FINAL RULES					
AFFECTED BY THE 2023 FIRST REGULAR SESSION OF THE SIXTY-SEVENTH LEGISLATURE					
Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Action Taken & Rejected Rule	Concurrent Resolution Number
02-0202-2201	22-10	22-7	(4-6-23)	Approved	
02-0404-2201	22-10	22-7	(4-6-23)	Approved	
02-0415-2201	22-10	22-7	(4-6-23)	Approved	
02-0417-2201	22-10	22-7	(4-6-23)	Approved	
02-0425-2201	23-1	22-10	(4-6-23)	Approved	
02-0429-2201	22-10	22-7	(4-6-23)	Approved	
02-0605-2201	22-10	22-7	(4-6-23)	Approved	
05-0103-2201	22-10	22-7	(4-6-23)	Approved	

PENDING RULES AND FINAL RULES					
AFFECTED BY THE 2023 FIRST REGULAR SESSION OF THE SIXTY-SEVENTH LEGISLATURE					
Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Action Taken & Rejected Rule	Concurrent Resolution Number
08-0111-2201	23-1	22-10	(3-30-23)	<i>Partial Rejection: 200.03.a.</i>	SCR 107
08-0113-2201	23-1	22-10	(4-6-23)	Approved	
08-0202-2201	23-1	22-10	(4-6-23)	Approved	
08-0203-2201	23-1	22-10	(4-6-23)	Approved	
08-0204-2201	23-1	22-10	(4-6-23)	Approved	
08-0301-2201	23-1	22-10	(4-6-23)	Approved	
11-0402-2201	22-12	22-10	(4-6-23)	Approved	
11-0403-2201	22-12	22-10	(4-6-23)	Approved	
11-0404-2201	22-12	22-10	(4-6-23)	Approved	
11-0405-2201	22-12	22-10	(4-6-23)	Approved	
11-0406-2201	22-12	22-10	(4-6-23)	Approved	
11-0407-2201	22-12	22-10	(4-6-23)	Approved	
11-0408-2201	22-12	22-10	(4-6-23)	Approved	
11-0409-2201	22-12	22-10	(4-6-23)	Approved	
11-0410-2201	22-12	22-10	(4-6-23)	Approved	
11-0411-2201	22-12	22-10	(4-6-23)	Approved	
11-0413-2201	22-12	22-10	(4-6-23)	Approved	
11-0414-2201	22-12	22-10	(4-6-23)	Approved	
11-0415-2201	22-12	22-10	(4-6-23)	Approved	
11-0702-2201	23-1	22-9	(7-1-23)	Approved	
11-1003-2201	23-1	22-10	(4-6-23)	Approved	
11-1101-2201	23-1	22-10	(4-6-23)	Approved	
13-0104-2201	23-1	22-10	(4-6-23)	Approved	
13-0104-2202	23-1	22-10	(4-6-23)	Approved	
13-0110-2201	23-1	22-10	(4-6-23)	Approved	
13-0114-2201	23-1	22-10	(4-6-23)	Approved	
13-0118-2201	23-1	22-10	(4-6-23)	Approved	
15-0102-2201	23-1	22-10	(4-6-23)	Approved	
15-0401-2201	23-1	22-10	(4-6-23)	Approved	
15-0601-2201	23-1	22-7	(4-6-23)	Approved	

PENDING RULES AND FINAL RULES					
AFFECTED BY THE 2023 FIRST REGULAR SESSION OF THE SIXTY-SEVENTH LEGISLATURE					
Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Action Taken & Rejected Rule	Concurrent Resolution Number
16-0103-2201	22-12	22-7	(4-6-23)	Approved	
16-0106-2201	22-12	22-7	(4-6-23)	Approved	
16-0208-2201	22-12	22-7	(4-6-23)	Approved	
16-0219-2201	22-12	22-9	(4-6-23)	Approved	
16-0302-2201	22-12	22-9	(4-6-23)	Approved	
16-0309-2201	22-11	22-7	(4-6-23)	Approved	
16-0317-2201	22-12	22-10	(4-6-23)	Approved	
16.03.22	Final Rule Rejection		Null and Void	152.03.b.viii., ix., and x., only	HCR 5
16-0324-2201	22-11	22-7	(4-6-23)	Approved	
16-0325-2201	22-11	22-7	(4-6-23)	Approved	
16-0414-2201	22-11	22-8	(4-6-23)	Approved	
16-0418-2201	23-1	22-9	(4-6-23)	Approved	
16-0504-2101	22-11	22-8	(4-6-23)	Approved	
16-0601-2201	22-12	22-9	(4-6-23)	Approved	
16-0601-2202	22-12	22-9	(4-6-23)	Approved	
16-0612-2201	22-12	22-10	(4-6-23)	Approved	
16-0733-2201	22-12	22-9	(4-6-23)	Approved	
17-0101-2201	22-12	22-7	(4-6-23)	Approved	
17-0101-2202	22-12	22-9	(4-6-23)	Approved	
17-1101-2201	22-12	22-10	(4-6-23)	Approved	
18-0202-2201	22-11	22-7	(4-6-23)	Approved	
18-0203-2201	22-11	22-7	(4-6-23)	Approved	
18-0701-2201	22-11	22-7	(4-6-23)	Approved	
18-0702-2201	22-11	22-7	(4-6-23)	Approved	
18-0703-2201	22-11	22-7	(4-6-23)	Approved	
18-0708-2201	22-11	22-7	(4-6-23)	Approved	
18-0709-2201	22-11	22-7	(4-6-23)	Approved	
20-0214-2201	22-12	22-9	(4-6-23)	Approved	
21-0101-2201	23-1	22-11	(4-6-23)	Approved	
24-3501-2201	22-12	22-9	(4-6-23)	Approved	

PENDING RULES AND FINAL RULES					
AFFECTED BY THE 2023 FIRST REGULAR SESSION OF THE SIXTY-SEVENTH LEGISLATURE					
Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Action Taken & Rejected Rule	Concurrent Resolution Number
26-0130-2201	23-1	22-9	(4-6-23)	Approved	
31-6101-2201	22-10	22-7	(4-6-23)	Approved	
31-8101-2201	22-10	22-7	(4-6-23)	Approved	
35-0101-2201	22-12	22-10	(4-6-23)	Approved	
35-0101-2202	22-12	22-10	(4-6-23)	Approved	
35-0109-2201	22-12	22-8	(4-6-23)	Approved	
35-0201-2201	22-12	22-8	(4-6-23)	Approved	
36-0101-2200	22-10	22-7	(4-6-23)	Approved	
38-0406-2201	22-11	22-9	(4-6-23)	Approved	
38-0407-2201	22-11	22-9	(4-6-23)	Approved	
38-0408-2202	22-11	22-9	(4-6-23)	Approved	
38-0409-2201	22-11	22-9	(4-6-23)	Approved	
38-0501-2201	22-11	22-9	(4-6-23)	Approved	
39-0202-2201	22-12	22-8	(4-6-23)	Approved	
39-0226-2201	22-12	22-8	(4-6-23)	Approved	
39-0270-2201	22-12	22-8	(4-6-23)	Approved	
39-0271-2201	22-12	22-8	(4-6-23)	Approved	
39-0272-2201	22-12	22-8	(4-6-23)	Approved	
39-0273-2201	22-12	22-8	(4-6-23)	Approved	
39-0343-2201	22-12	22-9	(4-6-23)	Approved	
39-0344-2201	22-12	22-8	(4-6-23)	Approved	
47-0101-2200	23-1	22-7	(4-6-23)	Approved	
58-0102-2201	22-7	22-3	(4-6-23)	Approved	
58-0105-2201	22-12	22-9	(4-6-23)	Approved	
58-0117-2201	22-12	22-9	(4-6-23)	Approved	
59-0101-2201	23-1	22-9	(4-6-23)	Approved	

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

DATED this 7th day of June, 2023.

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
AS FINAL AND EFFECTIVE DURING THE 2023 FIRST REGULAR SESSION
OF THE SIXTY-SEVENTH LEGISLATURE OF THE STATE OF IDAHO**

The table published herein lists all pending rulemakings that were reviewed during the 2023 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 2023 Idaho Legislature are as follows:

Pending Rules (non-fee):

Effective date – April 6, 2023 (4-6-23), 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.

History Notes of Sections Affected – Legislative Session 2023

<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 02 – DEPARTMENT OF AGRICULTURE

02.01.04, Rules Governing the Voluntary Idaho Preferred® Promotion Program

02-0104-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by SCR 103]	22-7	22-10	(3-23-23)
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02.02.02, Rules Governing Apple Grading and Storage

02-0202-2201	ZBR Chapter Rewrite (000-999)	22-7	22-10	(4-6-23)
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02.04.04, Rules for Artificial Dairy Products

02-0404-2201	ZBR Chapter Rewrite (000-999)	22-7	22-10	(4-6-23)
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02.04.15, Rules Governing Beef Cattle Animal Feeding Operations

02-0415-2201	ZBR Chapter Rewrite (000-999)	22-7	22-10	(4-6-23)
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02.04.17, Rules Governing Dead Animal Movement and Disposal

02-0417-2201	ZBR Chapter Rewrite (000-999)	22-7	22-10	(4-6-23)
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02.04.25, Rules Governing Private Feeding of Big Game Animals

02-0425-2201	Chapter Repeal	22-10	23-1	(4-6-23)
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02.04.29, Rules Governing Trichomoniasis

02-0429-2201	ZBR Chapter Rewrite (000-999)	22-7	22-10	(4-6-23)
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02.06.02, Rules Governing Registrations and Licenses

02-0602-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by SCR 103]	22-7	22-10	(3-23-23)
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02.06.05, Rules Governing Plant Disease and Quarantines

02-0605-2201	ZBR Chapter Rewrite (000-999)	22-7	22-10	(4-6-23)
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02.06.33, Organic Food Products Rules

02-0633-2201	300, 301 [Fee(s) Approved by SCR 103]	22-7	23-1	(3-23-23)
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IDAPA 02.08 – Idaho Sheep and Goat Health Board

02.08.01, Sheep and Goat Rules of the Idaho Sheep and Goat Health Board

02-0801-2201	New Chapter (000-999) [Fee(s) Approved by SCR 103]	22-7	22-12	(3-23-23)
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IDAPA 05 – DEPARTMENT OF JUVENILE CORRECTIONS

05.01.03, Rules of the Custody Review Board

05-0103-2201	ZBR Chapter Rewrite (000-999)	22-7	22-10	(4-6-23)
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History Notes of Sections Affected – Legislative Session 2023

<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>
IDAPA 08 – STATE BOARD OF & STATE DEPARTMENT OF EDUCATION				
08.01.11, Registration of Postsecondary Educational Institutions and Proprietary Schools				
08-0111-2201	ZBR Chapter Rewrite (000-999) [Pending Rule Subsection 200.03.a. rejected by SCR 107]	22-10	23-1	(3-30-23)
08.01.13, Rules Governing the Opportunity Scholarship Program				
08-0113-2201	ZBR Chapter Rewrite (000-999)	22-10	23-1	(4-6-23)
08.02.02, Rules Governing Uniformity				
08-0202-2201	004-007, 013-016, 021-042, 077-110, 220	22-10	23-1	(4-6-23)
08.02.03, Rules Governing Thoroughness				
08-0203-2201	004-007, 104, 105, 110-112, 160, 200	22-10	23-1	(4-6-23)
08.02.04, Rules Governing Public Charter Schools				
08-0204-2201	ZBR Chapter Rewrite (000-999)	22-10	23-1	(4-6-23)
08.03.01, Rules of the Public Charter School Commission				
08-0301-2201	ZBR Chapter Repeal	22-10	23-1	(4-6-23)

IDAPA 11 – IDAHO STATE POLICE

11.07.02, Rules Governing Safety Glazing Material				
11-0702-2201	Chapter Repeal	22-9	23-1	(7-1-23)
11.10.03, Rules Governing the Sex Offender Registry				
11-1003-2201	000, 010, 012	22-10	23-1	(4-6-23)
IDAPA 11.04 – Racing Commission				
11.04.01, Rules Governing the Idaho State Racing Commission				
11-0401-2201	New ZBR Chapter (000-999) [Not Approved]	22-10	22-12	Null & Void
11.04.02, Rules Governing Simulcasting				
11-0402-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
11.04.03, Rules Governing Licensing and Fees				
11-0403-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
11.04.04, Rules Governing Disciplinary Hearings and Appeals				
11-0404-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
11.04.05, Rules Governing Advanced Deposit Wagering				
11-0405-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)

History Notes of Sections Affected – Legislative Session 2023

<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>
11.04.06, Rules Governing Racing Officials				
11-0406-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
11.04.07, Rules Governing Racing Associations				
11-0407-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
11.04.08, Rules Governing Pari-Mutuel Wagering				
11-0408-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
11.04.09, Rules Governing Claiming Races				
11-0409-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
11.04.10, Rules Governing Live Horse Races				
11-0410-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
11.04.11, Rules Governing Equine Veterinary Practices, Permitted Medications, Banned Substances and Drug Testing of Horses				
11-0411-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
11.04.13, Rules Governing the Idaho State Racing Commission				
11-0413-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
11.04.14, Rules Governing Owners, Trainers, Authorized Agents, Jockeys, Apprentice Jockeys, and Jockey Agents				
11-0414-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
11.04.15, Rules Governing Controlled Substance and Alcohol Testing of Licensees and Applicants				
11-0415-2201	ZBR Chapter Repeal	22-10	22-12	(4-6-23)
IDAPA 11.10 – Idaho Public Safety & Security Information System				
11.10.01, Rules Governing Idaho Public Safety and Security Information System				
11-1001-2201	018 [Not Approved]	22-10	23-1	Null & Void
IDAPA 11.11 – Peace Officer Standards & Training Council				
11.11.01, Rules of the Idaho Peace Officer Standards and Training Council				
11-1101-2201	072, 131	22-10	23-1	(4-6-23)

IDAPA 13 – Department of Fish and Game

13.01.02, Rules Governing Mandatory Education, Mentored Hunting, and Shooting Ranges				
13-0102-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by SCR 108]	22-10	23-1	(3-30-23)

History Notes of Sections Affected – Legislative Session 2023

<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>
13.01.04, Rules Governing Licensing				
13-0104-2201	000-010, 506, 507	22-10	23-1	(4-6-23)
13-0104-2202	304	22-10	23-1	(4-6-23)
13.01.10, Rules Governing Importation, Possession, Release, Sale, or Salvage of Wildlife				
13-0110-2201	ZBR Chapter Rewrite (000-999)	22-10	23-1	(4-6-23)
13.01.14, Rules Governing Falconry				
13-0114-2201	ZBR Chapter Rewrite (000-999)	22-10	23-1	(4-6-23)
13.01.18, Rules Governing Feeding of Wild Cervids				
13-0118-2201	ZBR Chapter Rewrite (000-999)	22-10	23-1	(4-6-23)

IDAPA 15 – OFFICE OF THE GOVERNOR

IDAPA 15.01 – Idaho Commission on Aging				
15.01.02, Rules Governing Adult Protective Services Programs				
15-0102-2201	ZBR Chapter Rewrite (000-999)	22-10	23-1	(4-6-23)
IDAPA 15.04 – Division of Human Resources & Personnel Commission				
15.04.01, Rules of the Division of Human Resources and Idaho Personnel Commission				
15-0401-2201	010, 072-074, 084, 093, 111, 120, 123-125, 129, 141, 150, 152, 153, 200, 243	22-10	23-1	(4-6-23)
IDAPA 15.06 – Military Division				
15.06.01, Rules Governing the Idaho Public Safety Communications Commission				
15-0601-2201	ZBR Chapter Rewrite (000-999)	22-7	23-1	(4-6-23)
IDAPA 15.10 – Idaho State Liquor Division				
15.10.01, Rules of the Idaho State Liquor Division				
15-1001-2201	ZBR Chapter Rewrite (000-999) [Not Approved]	22-7	22-9	Null & Void

IDAPA 16 – Department of Health and Welfare

16.01.03, Emergency Medical Services (EMS) – Agency Licensing Requirements				
16-0103-2201	002, 535	22-7	22-12	(4-6-23)
16.01.06, Emergency Medical Services (EMS) – Data Collection and Submission Requirements				
16-0106-2201	Chapter Repeal	22-7	22-12	(4-6-23)

<i>History Notes of Sections Affected – Legislative Session 2023</i>				
<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>
<i>16.02.01, Idaho Time Sensitive Emergency System Council</i>				
16-0201-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by HCR 14]	22-9	22-12	(3-28-23)
<i>16.02.08, Vital Statistics Rules</i>				
16-0208-2201	251, 402	22-7	22-12	(4-6-23)
<i>16.02.19, Idaho Food Code</i>				
16-0219-2201	ZBR Chapter Rewrite (000-999)	22-9	22-12	(4-6-23)
<i>16.03.02, Skilled Nursing Facilities</i>				
16-0302-2201	200	22-9	22-12	(4-6-23)
<i>16.03.09, Medicaid Basic Plan Benefits</i>				
16-0309-2201	772	22-7	22-11	(4-6-23)
<i>16.03.17, Medicare/Medicaid Coordinated Plan Benefits</i>				
16-0317-2201	ZBR Chapter Rewrite (000-999)	22-10	22-12	(4-6-23)
<i>16.03.19, Certified Family Homes</i>				
16-0319-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by HCR 14]	22-9	22-12	(3-28-23)
<i>16.03.22, Residential Assisted Living Facilities</i>				
16-0322-2300L	Final Rule Subsections 152.03.b.viii., ix., and x. rejected by HCR 5	n/a	n/a	(3-28-23)
<i>16.03.24, The Medically Indigent Program</i>				
16-0324-2201	Chapter Repeal	22-7	22-11	(4-6-23)
<i>16.03.25, Idaho Medicaid Promoting Interoperability (PI) Program</i>				
16-0325-2201	Chapter Repeal	22-7	22-11	(4-6-23)
<i>16.04.14, Low-Income Home Energy Assistance Program (LIHEAP)</i>				
16-0414-2201	ZBR Chapter Rewrite (000-999)	22-8	22-11	(4-6-23)
<i>16.04.18, Children's Agencies and Residential Licensing</i>				
16-0418-2201	New Chapter (000-999)	22-9	23-1	(4-6-23)
<i>16.05.04, Domestic Violence Council Grants</i>				
16-0504-2101	ZBR Chapter Rewrite (000-999)	22-8	22-11	(4-6-23)
<i>16.05.06, Criminal History and Background Checks</i>				
16-0506-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by HCR 14]	22-8	22-12	(3-28-23)

History Notes of Sections Affected – Legislative Session 2023

<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>
16.06.01, Child and Family Services				
16-0601-2201	483	22-9	22-12	(4-6-23)
16-0601-2202	030, 923	22-9	22-12	(4-6-23)
16.06.02, Child Care and Foster Care Licensing				
16-0602-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by HCR 14]	22-9	22-12	(3-28-23)
16.06.12, Idaho Child Care Program (ICCP)				
16-0612-2201	070, 103, 503, 602, 802	22-10	22-12	(4-6-23)
16.07.33, Adult Mental Health Services				
16-0733-2201	ZBR Chapter Rewrite (000-999)	22-9	22-12	(4-6-23)

IDAPA 17 – INDUSTRIAL COMMISSION

17.01.01, Administrative Rules Under the Worker's Compensation Law				
17-0101-2201	802	22-7	22-12	(4-6-23)
17-0101-2202	002, 601, 602	22-9	22-12	(4-6-23)
17.11.01, Administrative Rules of Peace Officer and Detention Officer Temporary Disability Act				
17-1101-2201	ZBR Chapter Rewrite (000-999)	22-10	22-12	(4-6-23)

IDAPA 18 – DEPARTMENT OF INSURANCE

18.02.02, Automobile Insurance Policies				
18-0202-2201	ZBR Chapter Rewrite (000-999)	22-7	22-11	(4-6-23)
18.02.03, Certificate of Liability Insurance for Motor Vehicles				
18-0203-2201	ZBR Chapter Rewrite (000-999)	22-7	22-11	(4-6-23)
18.07.01, Rules for Acquiring Control, Insurance Holding Company Systems and Mutual Insurance Holding Companies				
18-0701-2201	ZBR Chapter Rewrite (000-999)	22-7	22-11	(4-6-23)
18.07.02, Reserve Liabilities and Minimum Valuations for Annuities and Pure Endowment Contracts				
18-0702-2201	ZBR Chapter Rewrite (000-999)	22-7	22-11	(4-6-23)
18.07.03, Valuation of Life Insurance Policies Including the Use of Select Mortality Factors				
18-0703-2201	ZBR Chapter Rewrite (000-999)	22-7	22-11	(4-6-23)
18.07.08, Property and Casualty Actuarial Opinion Rule				
18-0708-2201	ZBR Chapter Rewrite (000-999)	22-7	22-11	(4-6-23)

History Notes of Sections Affected – Legislative Session 2023

<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>
18.07.09, Life and Health Actuarial Opinion and Memorandum Rule				
18-0709-2201	ZBR Chapter Rewrite (000-999)	22-7	22-11	(4-6-23)
18.08.02, Fire Protection Sprinkler Contractors				
18-0802-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by HCR 8]	22-7	22-11	(3-28-23)

IDAPA 20 – DEPARTMENT OF LANDS

20.02.14, Rules for Selling Forest Products on State-Owned Endowment Lands				
20-0214-2201	ZBR Chapter Rewrite (000-999)	22-9	22-12	(4-6-23)
20.03.17, Rules Governing Leases On State-Owned Navigable Waterways				
20-0317-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by SCR 108]	22-9	22-12	(3-30-23)

IDAPA 21 – DIVISION OF VETERANS SERVICES

21.01.01, Rules Governing Admission, Residency, and Maintenance Charges in Idaho State Veterans Homes and Division of Veterans Services Administrative Procedure				
21-0101-2201	200, 980, 982	22-11	23-1	(4-6-23)

History Notes of Sections Affected – Legislative Session 2023

<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>
IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES				
(related to health care)				
<p>24.03.01 - Rules of the State Board of Chiropractic Physicians 24.06.01 - Rules for the Licensure of Occupational Therapists and Occupational Therapy Assistants 24.09.01 - Rules of the Board of Examiners of Nursing Home Administrators 24.10.01 - Rules of the State Board of Optometry (ZBR Chapter Rewrite) 24.11.01 - Rules of the State Board of Podiatry 24.12.01 - Rules of the Idaho State Board of Psychologist Examiners (ZBR Chapter Rewrite) 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 (ZBR Chapter Rewrite) 24.19.01 - Rules of the Board of Examiners of Residential Care Facility Administrators 24.23.01 - Rules of the Speech, Hearing and Communication Services Licensure Board (ZBR Chapter Rewrite) 24.24.01 - Rules of the Genetic Counselors Licensing Board 24.26.01 - Rules of the Idaho Board of Midwifery (ZBR Chapter Rewrite) 24.27.01 - Rules of the Idaho State Board of Massage Therapy 24.31.01 - Rules of the Idaho State Board of Dentistry 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 (ZBR Chapter Rewrite) 24.36.01 - Rules of the Idaho State Board of Pharmacy</p>				
24-0000-2201F	New Chapters (000-999) [Fee(s) Approved by HCR 15]	22-10	22-12	(3-28-23)

History Notes of Sections Affected – Legislative Session 2023

<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>
	(related to occupations, building, construction, and real estate)			
	24.01.01 - Rules of the Board of Architectural Examiners			
	24.04.01 - Rules of the Board of Registration for Professional Geologists			
	24.07.01 - Rules of the Idaho State Board of Landscape Architects			
	24.08.01 - Rules of the State Board of Morticians			
	24.18.01 - Rules of the Real Estate Appraiser Board			
	24.21.01 - Rules of the Idaho State Contractors Board			
	24.22.01 - Rules of the Idaho State Liquefied Petroleum Gas Safety Board			
	24.25.01 - Rules of the Idaho Driving Businesses Licensure Board (ZBR Chapter Rewrite)			
	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 (ZBR Chapter Rewrite)			
	24.32.01 - Rules of the Idaho Board of Licensure of Professional Engineers and Professional Land Surveyors			
	24.37.01 - Rules of the Idaho Real Estate Commission			
	24.39.20 - Rules Governing Plumbing (ZBR Chapter Rewrite)			
	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 (ZBR Chapter Rewrite)			
	24.39.90 - Rules Governing the Damage Prevention Board			
24-0000-2202F	New Chapters (000-999) [Fee(s) Approved by HCR 13]	22-10	22-12	(3-28-23)
24.02.01 – Rules of the State Athletic Commission Omnibus Rulemaking				
24-0201-2200F	New Chapter (000-999) [Not Approved]	22-10	22-12	Null & Void
24.05.01 – Rules of the Board of Drinking Water and Wastewater Professionals Omnibus Rulemaking				
24-0501-2200F	New Chapter (000-999) [Fee(s) Approved by HCR 11]	22-10	22-12	(3-28-23)
24.35.01, Rules of the Outfitters and Guides Licensing Board				
24-3501-2201	ZBR Chapter Rewrite (000-999)	22-9	22-12	(4-6-23)
24.38.01 – Rules of the State of Idaho Board of Veterinary Medicine Omnibus Rulemaking				
24-3801-2200F	New Chapter (000-999) [Fee(s) Approved by SCR 103]	22-10	22-12	(3-23-23)
24.39.10, Rules of the Idaho Electrical Board				
24-3910-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved and Pending Rule Subsections 100.05; 200.03.c. and c.i.; 600 rejected by HCR 13]	22-9	22-12	(3-28-23)

IDAPA 26 – DEPARTMENT OF PARKS & RECREATION

26.01.30, Idaho Safe Boating Rules				
26-0130-2201	Chapter Repeal	22-9	23-1	(4-6-23)

History Notes of Sections Affected – Legislative Session 2023

<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 31 – PUBLIC UTILITIES COMMISSION

31.61.01, Rules for the Measurement of Stray Current or Voltage (The Stray Voltage Rules)

31-6101-2201	ZBR Chapter Rewrite (000-999)	22-7	22-10	(4-6-23)
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31.81.01, Energy Consumption Reporting Rules

31-8101-2201	ZBR Chapter Rewrite (000-999)	22-7	22-10	(4-6-23)
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IDAPA 35 – STATE TAX COMMISSION

35.01.01, Income Tax Administrative Rules

35-0101-2201	ZBR Chapter Rewrite (000-299, 700-999)	22-10	22-12	(4-6-23)
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35-0101-2202	ZBR Chapter Rewrite (300-699)	22-10	22-12	(4-6-23)
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35.01.09, Idaho Beer and Wine Taxes Administrative Rules

35-0109-2201	ZBR Chapter Rewrite (000-999)	22-8	22-12	(4-6-23)
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35.02.01, Tax Commission Administration and Enforcement Rules

35-0201-2201	410	22-8	22-12	(4-6-23)
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IDAPA 36 – IDAHO BOARD OF TAX APPEALS

36.01.01 – Idaho Board of Tax Appeals Rules

36-0101-2200	New Chapter (000-999)	22-7	22-10	(4-6-23)
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IDAPA 37 – DEPARTMENT OF WATER RESOURCES

37.02.03, Water Supply Bank Rules

37-0203-2201	ZBR Chapter Rewrite (000-999) [Rejected / Not Approved by SCR 108]	22-10	22-12	Null & Void
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37.03.04, Drilling for Geothermal Resources Rules

37-0304-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by SCR 108]	22-10	22-12	(3-30-23)
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37.03.05, Mine Tailings Impoundment Structures Rules

37-0305-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by SCR 108]	22-10	22-12	(3-30-23)
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37.03.06, Safety of Dams Rules

37-0306-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by SCR 108]	22-10	22-12	(3-30-23)
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History Notes of Sections Affected – Legislative Session 2023

<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>
37.03.10, Well Driller Licensing Rules				
37-0310-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by SCR 108]	22-10	22-12	(3-30-23)

IDAPA 38 – DEPARTMENT OF ADMINISTRATION

38.04.06, Rules Governing Use of State Property in the Capitol Mall, Multi-Agency Facilities, and Other State Properties				
38-0406-2201	ZBR Chapter Rewrite (000-999)	22-9	22-11	(4-6-23)
38.04.07, Rules Governing Use of the Interior of State Property in the Capitol Mall and Other State Facilities				
38-0407-2201	ZBR Chapter Repeal	22-9	22-11	(4-6-23)
38.04.08, Rules Governing Use of Idaho State Capitol				
38-0408-2202	ZBR Chapter Rewrite (000-999)	22-9	22-11	(4-6-23)
38.04.09, Rules Governing Use of the Chinden Office Complex				
38-0409-2201	ZBR Chapter Repeal	22-9	22-11	(4-6-23)
38.05.01, Rules of the Division of Purchasing				
38-0501-2201	ZBR Chapter Rewrite (000-999)	22-9	22-11	(4-6-23)

IDAPA 39 – IDAHO TRANSPORTATION DEPARTMENT

39.02.02, Rules Governing Vehicle and Vessel Dealer License Requirements – Motor Vehicles				
39-0202-2201	ZBR Chapter Rewrite (000-999)	22-8	22-12	(4-6-23)
39.02.22, Rules Governing Registration and Permit Fee Administration and Temporary Vehicle Clearance for Carriers				
39-0222-2201	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by HCR 16]	22-8	22-12	(3-28-23)
39.02.26, Rules Governing Temporary Vehicle Clearance for Carriers				
39-0226-2201	ZBR Chapter Repeal	22-8	22-12	(4-6-23)
39.02.70, Rules Governing Restricted Driving Permits				
39-0270-2201	ZBR Chapter Rewrite (000-999)	22-8	22-12	(4-6-23)
39.02.71, Rules Governing Driver’s License Violation Point System and Accident Prevention Courses				
39-0271-2201	ZBR Chapter Rewrite (000-999)	22-8	22-12	(4-6-23)
39.02.72, Rules Governing Administrative License Suspensions				
39-0272-2201	ZBR Chapter Rewrite (000-999)	22-8	22-12	(4-6-23)

History Notes of Sections Affected – Legislative Session 2023

<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>
39.02.73, Rules Governing Accident Prevention Course				
39-0273-2201	ZBR Chapter Repeal	22-8	22-12	(4-6-23)
39.03.43, Rules Governing Utilities on State Highway Right-of-Way				
39-0343-2201	003	22-9	22-12	(4-6-23)
39.03.44, Rules Governing Highway Relocation Assistance for Persons Displaced by Public Programs				
39-0344-2201	ZBR Chapter Rewrite (000-999)	22-8	22-12	(4-6-23)

IDAPA 47 – DIVISION OF VOCATIONAL REHABILITATION

47.01.01 – Rules Governing Vocational Rehabilitation Services				
47-0101-2200	New Chapter (000-999)	22-7	23-1	(4-6-23)

IDAPA 57 – SEXUAL OFFENDER MANAGEMENT BOARD

57.01.01, Rules of the Sexual Offender Management Board				
57-0101-2201	ZBR Chapter Rewrite (000-999) [Not Approved]	22-9	23-1	Null & Void

IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY

58.01.01, Rules for the Control of Air Pollution in Idaho				
58-0101-2101	ZBR Chapter Rewrite (000-999) [Fee(s) Approved by HCR 10]	22-9	22-12	(3-28-23) & (7-1-23)
58.01.02, Water Quality Standards				
58-0102-2201	210	22-3	22-7	(4-6-23)
58.01.05, Rules and Standards for Hazardous Waste				
58-0105-2201	002	22-9	22-12	(4-6-23)
58.01.17, Recycled Water Rules				
58-0117-2201	ZBR Chapter Rewrite (000-999)	22-9	22-12	(4-6-23)

IDAPA 59 – PUBLIC EMPLOYEE RETIREMENT SYSTEM OF IDAHO - PERSI

59.01.01, Rules for the Public Employee Retirement System of Idaho (PERSI)				
59-0101-2201	004, 101	22-9	23-1	(4-6-23)

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

DATED this 7th day of June, 2023.

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

IDAPA 05 – IDAHO DEPARTMENT OF JUVENILE CORRECTIONS
05.01.02 – RULES AND STANDARDS FOR SECURE JUVENILE DETENTION CENTERS
DOCKET NO. 05-0102-2301 (ZBR CHAPTER REPEAL)
NOTICE OF INTENT TO PROMULGATE RULES –
ZERO-BASED REGULATION (ZBR) 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 20-504(3), Idaho Code.

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

Thursday, June 22, 2023, at 1:00 p.m. MT
954 W. Jefferson St, Boise, Idaho, Conference Room 1, and virtually by BlueJeans meeting Meeting URL https://bluejeans.com/267500596/5774 Meeting ID 267 500 596 Participant Passcode 5774
E-mail Estela.Cabrera@idjc.idaho.gov or call 208.577.5451 for help.

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 the following:

Please submit comments in writing for the record at least (5) days in advance of the meeting date to be included in meeting materials and placed on the agenda. Public comments will also be accepted on the meeting date.

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:

This negotiated rulemaking is done in compliance with [Executive Order 2020-01: Zero-Based Regulation](#). The department intends to repeal this chapter and consolidate the standards for county detention centers and county probation departments into one chapter as well as update the standards under ZBR companion docket 05-0104-2301. Collaborative meetings were held with county partners to develop updates to both sets of standards.

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 Estela Cabrera at 208.577.5451. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Department of Juvenile Corrections web site at the following web address: <http://www.idjc.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 15, 2023. Comments will also be accepted on the meeting date.

DATED this 7th day of June, 2023.

Monty Prow, Director
Idaho Department of Juvenile Corrections
954 W. Jefferson St.
P.O. Box 83720
Boise, ID 83720-0285
Phone: 208.334.5100
Fax: 208.334.5120

IDAPA 05 – IDAHO DEPARTMENT OF JUVENILE CORRECTIONS

05.02.01 – RULES FOR RESIDENTIAL TREATMENT PROVIDERS

DOCKET NO. 05-0201-2301 (ZBR CHAPTER REPEAL)

NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION (ZBR) 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 20-504(10), Idaho Code.

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

Thursday, June 22, 2023, at 1:00 p.m. MT
954 W. Jefferson St, Boise, Idaho, Conference Room 1, and virtually by BlueJeans meeting Meeting URL https://bluejeans.com/267500596/5774 Participant Passcode 5774
E-mail Estela.Cabrera@idjc.idaho.gov or call 208.577.5451 for help.

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 the following:

Please submit comments in writing for the record at least (5) days in advance of the meeting date to be included in meeting materials and placed on the agenda. Public comments will also be accepted on the meeting date.

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:

This negotiated rulemaking is done in compliance with [Executive Order 2020-01: Zero-Based Regulation](#). The department intends to repeal this chapter and incorporate the standards for residential treatment providers in the service contract document. The department will continue the practice of annual standards compliance reviews.

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 Estela Cabrera at 208.577.5451. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Department of Juvenile Corrections web site at the following web address: <http://www.idjc.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 15, 2023. Comments will also be accepted on the meeting date.

DATED this 7th day of June, 2023.

Monty Prow, Director
Idaho Department of Juvenile Corrections
954 W. Jefferson St.
P.O. Box 83720
Boise, ID 83720-0285
Phone: 208.334.5100
Fax: 208.334.5120

IDAPA 08 – STATE BOARD OF EDUCATION

08.01.02 – RULES GOVERNING THE POSTSECONDARY CREDIT SCHOLARSHIP PROGRAM

DOCKET NO. 08-0102-2301

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220, 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 33-105, 33-4601A, 33-4605, and Chapter 46, Title 33, Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking are encouraged to submit comments to the undersigned either in writing, by email, or by calling the phone number listed below. To participate, comments must be received no later than June 23, 2023, to rules@osbe.idaho.gov. Please state “written comment” and note the docket number in the subject line.

A negotiated meeting may be scheduled by the agency should a reasonable number of persons respond to this notice. If the agency determines a meeting to be scheduled, details will be posted and made accessible on the agency website at the address listed below and on <https://townhall.idaho.gov/>.

Failure of interested persons to respond to this notice of intent or the 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 shall have 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.

Public comments received 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:

Recently enacted legislative amendments will sunset Section 33-4605, Idaho Code, on July 1, 2023. The intent of this rulemaking is to repeal this chapter of administrative rules as it will be considered null and void effective July 1, 2023, as a result of the changes in governing law.

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 Nicholas Wagner at rules@osbe.idaho.gov or (208)-488-7586. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho State Board of Education website at the following web address: <https://boardofed.idaho.gov/board-policies-rules/board-rules/education-rules/>.

Anyone may submit written comments regarding this rulemaking docket number. All written comments must be directed to the undersigned and must be delivered on or before June 23, 2023.

DATED this 5th day of May, 2023.

Nicholas Wagner
Administrative Rules Coordinator
Idaho State Board of Education
650 W State St.
PO Box 83720
Boise, Idaho 83720-0037
Phone: (208)488-7586, fax: (208)334-2632

IDAPA 08 – STATE BOARD OF EDUCATION
08.01.11 – REGISTRATION OF POSTSECONDARY EDUCATIONAL INSTITUTIONS
AND PROPRIETARY SCHOOLS
DOCKET NO. 08-0111-2201 (ZBR CHAPTER REWRITE)
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. 08-0111-2201. Only the section of the rule affected by Senate Concurrent Resolution (SCR) 107 is being reprinted here as a final rule.

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

Pursuant to [SCR 107](#), rules of the State Board of Education relating to IDAPA 08.01.11, “Registration of Postsecondary Educational Institutions and Proprietary Schools,” the amendment to Section 200, Subsection 03.a., only, adopted as a pending rule under Docket Number [08-0111-2201](#), 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 107 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 7th day of June, 2023.

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

The pending rule adopted under this docket was partially rejected by SCR 107.
The following rule text is the codified final rule and includes the rejected
pending rule text ~~shown here as stricken.~~

200. REGISTRATION OF POSTSECONDARY EDUCATIONAL INSTITUTIONS.

01. Registration Requirement. (3-30-23)

a. A new or start-up entity that desires to operate as a postsecondary educational institution in Idaho but which is not yet accredited by an accreditation organization recognized by the Board must register and operate as a proprietary school until accreditation is obtained. A new or start-up entity that is accredited and authorized to operate in another state, and which desires to operate as a postsecondary educational institution in Idaho offering degrees for which specialized program accreditation is required, may be granted approval to operate subject to the successful attainment of such program accreditation within the regular program accreditation cycle required by the

accreditor. (3-30-23)

b. There is no inherent or private right to grant degrees in Idaho. That authority belongs only to institutions properly authorized to operate in Idaho under these rules. (3-30-23)

02. Idaho Presence. (3-30-23)

a. Idaho presence shall include medical/osteopathic education clinical instruction occurring in the state of Idaho as part of a course of study leading to a degree pursuant to a formal multi-year arrangement or agreement between such clinic and an institution providing medical/osteopathic education instruction where eleven (11) or more students of the institution are physically present simultaneously at a single field site. (3-30-23)

b. Idaho presence shall not include: (3-30-23)

i. Distance or online education delivered by an institution located outside of the state of Idaho to students in this state when the institution does not otherwise have physical presence in Idaho, as provided in Subsection 200.03.a. of this rule; (3-30-23)

ii. Medical education instruction occurring in the state of Idaho by an institution pursuant to a medical education program funded by the state of Idaho; (3-30-23)

iii. Internship or cooperative training programs occurring in the state of Idaho where students are employed by or provide services to a business or company in this state and receive course credit from an institution related to such activities; or (3-30-23)

iv. Activities limited to the recruiting or interviewing of applicants or potential students in the state of Idaho, whether conducted by a compensated employee, agent, or representative of an institution, or by volunteer alumnus of an institution, even if such individual is physically located in this state. (3-30-23)

03. Institutions Exempt from Registration. (3-30-23)

[Pending Subsection 200.03.a. has been rejected by SCR 107]

~~a. *Provided that they remain lawfully organized in the state of Idaho with their principal place of business in Idaho, and remain accredited by an accreditation organization recognized by the Board, the following private, nonprofit, postsecondary educational institutions that were established and operational as of the date when this rule first went into effect, are exempt from registration: Brigham Young University—Idaho, College of Idaho, Northwest Nazarene University, New Saint Andrews College, Boise Bible College, and Western Governors University. An institution exempt under this subsection may voluntarily register by following the procedure for registration provided herein.*~~ (←)

a. Idaho religious institutions. A religious institution located within the state of Idaho that is owned, controlled, operated, and maintained by a religious organization lawfully operating as a nonprofit religious corporation and that grants only religious degrees shall not be required to register. (3-30-23)

04. Institutions That Must Register. Unless exempt under Subsection 200.03 of this rule, any entity that desires to operate as a postsecondary educational institution in Idaho must register as provided herein. (3-30-23)

05. Information Required. (3-30-23)

a. An application must include all the information requested on the application form, as well as the following information: (3-30-23)

i. Copy of most recent accreditation letter showing the period of approval; (3-30-23)

- ii. Current list of chief officers - e.g. president, board chair, chief academic officer, chief fiscal officer; (3-30-23)
 - iii. Enrollment data for current and past two (2) years; (3-30-23)
 - iv. Copy of annual audited financial statement, or other financial instrument as established by the executive director; (3-30-23)
 - v. Any additional information that the Board may request. (3-30-23)
 - vi. All advertising, pamphlets, and other literature used to solicit students and all contract forms must accurately represent the purpose of the school, its courses or courses of study, and other relevant information to assist students in making an informed decision to enroll. Institutions offering courses or courses of study which require clinical, practicum or internship components must provide students in writing information regarding the number of clinical, practicum or internship positions available and the location of said positions. Institutions with courses or courses of study that have not been fully accredited must disclose to prospective students in these courses or courses of study the accreditation status of the program and anticipated date for full accreditation. (3-30-23)
- b.** The Board may, in connection with a renewal of registration, request that an institution only submit information that documents changes from the previous year, provided that the institution certifies that all information and/or documentation submitted in a previous registration year remains current. The annual registration fee, described in Section 101 of this rule, shall remain applicable. (3-30-23)

IDAPA 08 – STATE BOARD OF EDUCATION

08.02.01 – RULES GOVERNING ADMINISTRATION

DOCKET NO. 08-0201-2301

NOTICE OF RULEMAKING – ADOPTION OF TEMPORARY RULE

EFFECTIVE DATE: The effective date of the temporary rule is April 06, 2023, and will remain effective until the temporary rule expires by its own terms on June 30, 2023.

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 Article IX, Section 2, Idaho Constitution and under Sections 33-105, 33-107, 33-116, 33-1001, 33-1002, and 33-1027, Idaho Code.

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

The temporary rule would allow for Average Daily Attendance (ADA), as it pertains to the calculation of support units for public school funding, to be calculated based on average FTE student enrollment rather than the past methodology that uses daily attendance. This temporary rule would extend the average FTE enrollment methodology that was used for calculating mid-term support units through the remainder of the 2022-2023 school year.

TEMPORARY RULE JUSTIFICATION: Pursuant to Section 67-5226(1)(c), Idaho Code, the Governor has found that temporary adoption of the rule is appropriate. Without the rule in place, the support unit calculations used for sending out the discretionary units funding to schools will be adversely impacted resulting in a negative impact to school districts and charter schools current year budgets. This completes the final step that was discussed last year when the Board promulgated the previous temporary rule.

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

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year resulting from this rulemaking:

The current fiscal year budget is based on using average FTE enrollment for calculating ADA and corresponding support units. Any funds not allocated due to a lower than estimated number of support units would roll into the Public Education Stabilization Fund.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning the temporary rule, contact Nicholas Wagner at (208) 488-7586 or Nicholas.Wagner@osbe.idaho.gov.

DATED this 25th day of April 2023.

Nicholas Wagner
Administrative Rules Coordinator
Idaho State Board of Education
650 W State St.
PO Box 83720
Boise, Idaho 83720-0037
Phone: (208)488-7586
fax: (208)334-2632

THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 08-0201-2301
(Only Those Sections With Amendments Are Shown.)

250. PUPIL ACCOUNTING AND REQUIRED INSTRUCTIONAL TIME.

01. Day in Session When Counting Pupils in Attendance. (3-15-22)

a. A school day for grades one through twelve (1-12) may be counted as a “day in session” when the school is in session and students are under the guidance and direction of teachers in the teaching process for not less than four (4) hours or its equivalent of instruction per day. Lunch periods, breaks, passing time and recess will not be included in the four (4) hours. For kindergarten, each session will be at least two and one-half (2 1/2) hours per day. (3-15-22)

b. Half-day Session. A half-day in session occurs when the students in grades one through twelve (1-12) are under the guidance and direction of teachers in the teaching process for a minimum of two and one-half (2 1/2) hours or its equivalent of instruction or the teachers are involved in staff development activities for not less than two and one-half (2 1/2) hours. Students attending less than a half-day in session may have their hours aggregated by week for reporting purposes. (3-15-22)

02. Day of Attendance - Kindergarten. A day of attendance for a kindergarten pupil is one in which a pupil is under the direction and guidance of a teacher while school is in session or under homebound instruction. A homebound student is one who is unable to attend school for at least ten (10) consecutive days due to illness, accident or an unusual disabling condition. Attendance will be reported in half-day increments. Particularly, enrollment figures are not to be used for the beginning nor closing weeks of school. (3-15-22)

03. Day of Attendance (ADA) - Grades One Through Twelve (1-12). A day of attendance is one in which a pupil is under the guidance and direction of a teacher or other authorized school district personnel while school is in session and under the instruction of a teacher employed by the district in which the pupil resides or employed through the Idaho digital learning academy, with the exception as stated in “day in session” above. Attendance will be reported in full or half-days. (3-15-22)

04. Average Daily Attendance. Average daily attendance will be reported by averaging the full-time equivalent enrollment by week for students receiving instruction. To be considered as a student receiving instruction the student must have regular contact with the applicable instructional or pupil service staff member and be completing assignments as applicable to the grade range and course the student is enrolled in. For funding purposes full-time equivalent enrollment in an alternative summer school program shall be based on the student attending two hundred twenty-five (225) hours or more or the proportional share of hours up to one (1) average day of attendance. (4-6-23)T

045. Full-Time Equivalent (FTE) Enrollment Reporting. (3-15-22)

a. Full-time equivalent (FTE) enrollment will be based on the courses in which students are reported to be enrolled. To appropriately account for the differences in courses and schedules, FTE will be calculated using the minutes per week metric of the reported courses which is an indicator of the amount of content delivered in the course. (3-15-22)

b. For each student, the minutes per week of all reported courses will be summed to provide a total course minutes per week, and this number will be used to determine the FTE enrollment of the individual student. The student will generate an FTE enrollment equal to the proportion of the total minutes per week of the reported courses for the student divided by 1200 with a maximum FTE of: (3-15-22)

i. Kindergarten: 0.5 FTE (3-15-22)

- ii. Grades one (1) to twelve (12): 1.0 FTE (3-15-22)
- c. Students enrolled in more than one (1) LEA will have their FTE enrollment fractionalized between the LEAs in which they are enrolled by dividing the course minutes per week that the student is enrolled at each LEA by the total course minutes per week for the student reported by all LEAs. (3-15-22)
- d. Courses in LEAs with block scheduling that result in students receiving instruction for a period greater than one (1) week will use an average of the course minutes per week over a two-week period as the minutes per week for the course. (3-15-22)
- e. Students enrolled in an alternative summer school or alternative night school program of two hundred twenty-five (225) or more hours of instruction may be counted as an additional zero point two five (0.25) FTE. Alternative summer school enrollment will be included in the October 1 reporting period. (3-15-22)
- f. Students enrolled in an alternative summer school or alternative night school program of less than two hundred twenty-five (225) hours FTE will be determined based on the proportional share of two hundred twenty-five (225) hours the program consists of. (3-15-22)
- g. Students enrolled in more than one (1) LEA in grade seven (7) through grade twelve (12) shall count enrollment at all LEAs for determining eligibility of overload courses identified in Sections 33-4601 and 33-4602, Idaho Code. (3-15-22)

IDAPA 08 – STATE BOARD OF EDUCATION

08.02.03 – RULES GOVERNING THOROUGHNESS

DOCKET NO. 08-0203-2301

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 Article IX, Section 2 of the Idaho Constitution and under sections 33-105, 33-116, 33-118, and 33-1612, Idaho Code.

MEETING SCHEDULE: A public meeting(s) on the negotiated rulemaking will be held no later than June 23, 2023.

Specific meeting dates, times, and locations of scheduled meetings, details are forthcoming and will be provided on the agency website and on <https://townhall.idaho.gov/>.

The meeting site(s) will be accessible to persons with disabilities, if needed. Requests for accommodation must be made at least one (1) day prior to the meeting to the agency address below.

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

Interested persons wishing to participate in the negotiated rulemaking may do so by contacting the undersigned either in writing, by email, or by calling the phone number listed below. Responses must be received by June 23, 2023.

Should a sufficient number of persons respond to this notice, negotiated meetings will be scheduled. All scheduled meetings shall be posted and made accessible on the agency website at the address listed below and via <https://townhall.idaho.gov/> at least 48 hours before the meeting.

Failure of interested persons to respond to this notice of intent or the 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 shall have 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.

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 rulemaking will consider the removal of a duplicative satisfaction and engagement survey for alternative high schools. This rulemaking will also consider any technical edits identified as part of the negotiated rulemaking process.

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 Nicholas Wagner at rules@osbe.idaho.gov or (208)-488-7586.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho State Board of Education website at the following web address: <https://boardofed.idaho.gov/board-policies-rules/board-rules/education-rules/>.

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 23, 2023.

DATED this 5th day of May, 2023.

Nicholas Wagner
Administrative Rules Coordinator
Idaho State Board of Education
650 W State St.
PO Box 83720
Boise, Idaho 83720-0037
Phone: (208)488-7586, fax: (208)334-2632

IDAPA 08 – STATE BOARD OF EDUCATION
08.04.01 – RULES OF THE IDAHO DIGITAL LEARNING ACADEMY
DOCKET NO. 08-0401-2301
NOTICE OF INTENT TO PROMULGATE RULES –
ZERO-BASED REGULATION (ZBR) 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 33-5504, 33-5505, 33-5507, and Chapter 55, Title 33, Idaho Code.

MEETING SCHEDULE: A public meeting(s) on the negotiated rulemaking will be held no later than June 23, 2023.

Specific meeting dates, times, and locations of scheduled meetings, details are forthcoming and will be provided on the agency website and on <https://townhall.idaho.gov/>.

The meeting site(s) will be accessible to persons with disabilities, if needed. Requests for accommodation must be made at least one (1) day prior to the meeting to the agency address below.

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

Interested persons wishing to participate in the negotiated rulemaking may do so by contacting the undersigned either in writing, by email, or by calling the phone number listed below. Responses must be received by June 23, 2023.

Should a sufficient number of persons respond to this notice, negotiated meetings will be scheduled. All scheduled meetings shall be posted and made accessible on the agency website at the address listed below and via <https://townhall.idaho.gov/> at least 48 hours before the meeting.

Failure of interested persons to respond to this notice of intent or the 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 shall have 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.

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:

In accordance with [Executive Order 2020-01](#), this rulemaking will be a review of the chapter for evaluation on how it can be improved, simplified, and streamlined.

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 Nicholas Wagner at rules@osbe.idaho.gov or (208)-488-7586. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho State Board of Education website at the following web address: <https://boardofed.idaho.gov/board-policies-rules/board-rules/education-rules/>.

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 23, 2023.

DATED this 5th day of May, 2023.

Nicholas Wagner
Administrative Rules Coordinator
Idaho State Board of Education
650 W State St.
PO Box 83720
Boise, Idaho 83720-0037
Phone: (208)488-7586, fax: (208)334-2632

IDAPA 13 – IDAHO FISH AND GAME COMMISSION
ESTABLISHING SEASONS AND LIMITS FOR HUNTING, FISHING, AND TRAPPING IN IDAHO
DOCKET NO. 13-0000-2300P5
NOTICE OF ADOPTED / AMENDED PROCLAMATIONS FOR CALENDAR YEAR 2023

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 [Commission Meeting Schedule](#), with opportunities for public comment generally scheduled at its January, March, May, July, and November meetings.

Information for Commission proclamations for calendar year 2023 was initially published in the January 4, 2023, Idaho Administrative Bulletin, [Volume 23-1, pages 64-65](#).

At meetings on May 11 and 18, 2023, the Commission took the following proclamation actions:

1. Amended its proclamation for 2023 big game seasons eliminating and adjusting certain deer and pronghorn hunts in response to the severe winter.
2. Amended its 2023 spring Chinook Salmon fishing in the Lower Salmon and Little Salmon Rivers.

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

IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE

16.03.22 – RESIDENTIAL ASSISTED LIVING FACILITIES

DOCKET NO. 16-0322-2300L

NOTICE OF FINAL RULE – AGENCY FILING

EFFECTIVE DATE: The effective date of the legislative action affecting this final rule is March 28, 2023.

AUTHORITY: In compliance with Section 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on this final rule promulgated under IDAPA 16.03.22, “Residential Assisted Living Facilities.” The affected section is being republished here following this notice pursuant to this legislative action.

DESCRIPTIVE SUMMARY: The following is an explanatory statement of the legislative action regarding the rejection of the final rule:

Pursuant to House Concurrent Resolution No. 5 (**HCR 5**), certain rules of the Department of Health and Welfare relating to IDAPA 16.03.22, “Residential Assisted Living Facilities,” Section 152, Subsections 03.b.viii.; 03.b.ix.; and 03.b.x., approved as final on March 15, 2022, under omnibus Docket No. 16-0000-2100F, are not consistent with legislative intent and have been rejected and declared null, void, and of no force and effect.

In accordance with HCR 5, affected Section 152 is being reprinted in its entirety as a final rule following this notice and as it will be codified into the 2023 Idaho Administrative Code.

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

DATED this 7th day of June, 2023.

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

THE FOLLOWING IS THE FINAL TEXT OF THE SECTION AFFECTED BY HCR 5, ONLY

The rule text below is the codified final rule and includes the rejected final rule text ~~shown here as stricken.~~

152. ADMISSION REQUIREMENTS.

01. Admissions Policies. Each facility must develop and implement written admission policies and procedures, which must include: (3-15-22)

a. The purpose, quantity, and characteristics of available services; (3-15-22)

b. Limitations concerning delivery of routine personal care by persons of the opposite gender;

(3-15-22)

c. Notification to potential and existing residents and responsible parties if the facility accepts any residents who are on the sexual offender registry. The registry may be accessed online at http://isp.idaho.gov/sor_id/search.html; and (3-15-22)

d. Notification to potential and existing residents if non-resident adults or children reside in the facility. (3-15-22)

02. Resident Admission, Discharge, and Transfer. The facility must have policies addressing admission, discharge, and transfer of residents to, from, or within the facility. (3-15-22)

03. Policies of Acceptable Admissions. Written descriptions of the conditions for admitting residents to the facility must include: (3-15-22)

a. A resident will be admitted or retained only when: (3-15-22)

i. The facility has the capability, capacity, and services to provide appropriate care; (3-15-22)

ii. The resident does not require a type of service for which the facility is not licensed to provide or which the facility does not provide or arrange for; and (3-15-22)

iii. The facility has the personnel, appropriate in numbers and with appropriate knowledge and skills to provide such services. (3-15-22)

b. No resident will be admitted or retained who requires ongoing skilled nursing or care not within the legally licensed authority of the facility. Such residents include: (3-15-22)

i. A resident who has a gastrostomy tube, arterial-venous (AV) shunt, or supra-pubic catheter inserted within the previous twenty-one (21) days; (3-15-22)

ii. A resident who is receiving continuous total parenteral nutrition (TPN) or IV therapy; (3-15-22)

iii. A resident who requires physical restraints, including bed rails; (3-15-22)

iv. A resident who is comatose, except for a resident who has been assessed by a physician or authorized provider who has determined that death is likely to occur within thirty (30) days; (3-15-22)

v. A resident who is on a mechanically supported breathing system, except for residents who use positive airway pressure devices only for sleep apnea, such as CPAP or BiPAP; (3-15-22)

vi. A resident who has a tracheotomy who is unable to care for the tracheotomy independently; (3-15-22)

vii. A resident who requires the use of a syringe to receive liquid or pureed nourishment directly into the mouth; (3-15-22)

[Final Rule Subsections 152.03.b.viii. through 152.03.b.x. have been rejected by HCR 5]

~~viii. A resident with open, draining wounds for which the drainage cannot be contained; (3-15-22)~~

~~ix. A resident with a Stage 3 or 4 pressure injury or a pressure injury that is unstageable; (3-15-22)~~

~~x. A resident with any type of pressure injury or open wound that is not improving bi-weekly; (3-15-22)~~

viii. For any resident who is assessed to require nursing care, the facility must ensure a licensed nurse is available to meet the needs of the resident. (3-15-22)

ix. A resident who has physical, emotional, or social needs that are not compatible with the other residents in the facility; (3-15-22)

x. A resident who is violent or a danger to themselves or others; (3-15-22)

xi. Residents who are not capable of self-evacuation must not be admitted or retained by a facility which does not comply with NFPA, Standard 101 as referenced in Section 004 of these rules. (3-15-22)

IDAPA 17 – IDAHO INDUSTRIAL COMMISSION

17.10.01 – ADMINISTRATIVE RULES UNDER THE CRIME VICTIMS COMPENSATION ACT

DOCKET NO. 17-1001-2301 (ZBR CHAPTER REWRITE)

(SECOND) NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION (ZBR) 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 72-1004 and 72-1013, Idaho Code.

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

Friday, July 21, 2023, from 10:30 a.m. to 12:30 p.m. PT
Coeur d’Alene Library – Community Room 702 E. Front Ave., Coeur d’Alene, Idaho 83814

Information on virtual attendance will be made available on the Commission’s website: <https://crimevictimcomp.idaho.gov/>.

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 the following:

Interested members of the public who wish to participate must submit any written comments, questions, recommendations, or ideas to the Industrial Commission by contacting the undersigned either in writing, by email, or by calling the phone number listed below. Individuals may also attend the public meeting to be conducted on the above date during which the Industrial Commission will allow oral comments or presentations to be made.

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:

In accordance with [Executive Order 2020-01: Zero-Based Regulation](#), the Industrial Commission 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, contact Kamerron Slay, 208-334-6017 or kamerron.slay@iic.idaho.gov. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Commission’s web site at the following web address: <https://crimevictimcomp.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 August 1, 2023.

DATED this 3rd day of May, 2023.

George Gutierrez, Director
Industrial Commission
11321 W. Chinden Blvd.
Boise, Idaho 83714
P.O. Box 83720
Boise, Idaho 83720-0041
Phone: 208-334-6000
Fax: 208-334-2321

IDAPA 18 – IDAHO DEPARTMENT OF INSURANCE
DOCKET NO. 18-ZBRR-2301 (ZBR CHAPTER REWRITES)
OMNIBUS NOTICE OF INTENT TO PROMULGATE RULES –
ZERO-BASED REGULATION (ZBR) 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 41-211, 41-253, 41-355, 41-510, 41-511, 41-512, 41-514, 41-1030, 41-1037-1045, 41-1024-1025, Idaho Code.

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

Tuesday, June 27, 2023 2:00 p.m. to 4:00 p.m. (MT)
<i>In-person participation is available at:</i> Department of Insurance 700 W. State St. 3rd Floor Boise, ID 83702
<i>Web meeting link:</i> https://www.microsoft.com/microsoft-teams/join-a-meeting <i>Meeting ID: 228 131 916 245</i> <i>Passcode: hNKMzz</i>

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: Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting in person or via web conferencing. While verbal comments are accepted during the scheduled meeting, DOI requests all comments also be submitted in writing for the record. 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:

These rules are being presented for authorization as part of the DOI’s plan to review each rule every 5 years. Other than changes noted below, there are no specific rulemaking changes planned by the DOI 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 DOI 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 following rule chapters are germane to this rulemaking:

- 18.01.02 - *Schedule of Fees, Licenses, and Miscellaneous Charges;*
- 18.04.04 - *Rule to Implement the Managed Care Reform Act;*
- 18.04.08 - *Individual Disability and Group Supplemental Disability Insurance Minimum Standards Rule;*
- 18.06.01 - *Rules Pertaining to Bail Agents;*
- 18.06.02 - *Producers Handling of Fiduciary Funds;*
- 18.06.03 - *Rules Governing Disclosure Requirements for Insurance Producers Fees;*
- 18.07.06 - *Rules Governing Life and Health Reinsurance Agreements;*
- 18.07.10 - *Corporate Governance Annual Disclosure; and*
- 18.08.01 - *Adoption of the International Fire Code.*

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 Weston Trexler, (208) 334-4214, weston.trexler@doi.idaho.gov. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Department's web site at the following web address: <https://doi.idaho.gov/information/regulation/leg/>.

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 28, 2023.

DATED this 1st day of May, 2023

Dean L. Cameron, Director
Idaho Department of Insurance
700 W. State Street, 3rd Floor
P.O. Box 83720
Boise, ID 83720-0043
Phone: (208) 334-4250
Fax: (208) 334-4398

IDAPA 20 – IDAHO DEPARTMENT OF LANDS

20.05.01 – RULES PERTAINING TO THE RECREATIONAL USE OF ENDOWMENT LAND

DOCKET NO. 20-0501-2301 (NEW CHAPTER)

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 Sections 58-156 and 58-104(6), Idaho Code.

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

IN PERSON AND VIRTUAL TELECONFERENCES
<p style="text-align: center;">Thursday, June 22, 2023 6:00 p.m. (MT)</p>
<p style="text-align: center;">Idaho Department of Lands Boise Staff Office Garnet Conference Room 300 N. 6th St., Suite 103 Boise, Idaho 83702</p> <p style="text-align: center;">To attend by Zoom: https://idl.zoom.us/j/89614446439?from=addon To attend by telephone call: +1 (253) 215-8782 Meeting ID: 896 1444 6439</p>
<p style="text-align: center;">Monday, July 10, 2023 1:00 p.m. (PT)</p>
<p style="text-align: center;">Idaho Department of Lands Louise Shadduck Building Sundance Conference Room 3284 West Industrial Loop Coeur d’Alene, Idaho 83815</p> <p style="text-align: center;">To attend by Zoom: https://idl.zoom.us/j/89086887540?from=addon To attend by telephone call: +1 (253) 215-8782 Meeting ID: 890 8688 7540</p>

If additional meetings are scheduled, the dates, times, and locations will be posted on the Idaho Department of Lands website at <https://www.idl.idaho.gov/rulemaking/docket-20-0501-2301>.

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: Those interested in participating in the negotiated rulemaking process are encouraged to attend scheduled meetings in person, via Zoom at the link provided, or by conference call using the number listed in this notice. Those interested may also submit written comments within the comment period by sending them to the address below or by email to rulemaking@idl.idaho.gov.

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, and the summary will 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 purpose of this rulemaking is to address distinct problems at specific locations on endowment land. It creates a targeted approach to curb damage to endowment land caused by actions such as abuse and misuse of land when camping, trail misuse, vandalism of gates, and dumping. Idaho's increasing population has resulted in more people recreating on endowment land and more damage to the land. Destructive behaviors on endowment land both reduce the revenue generating potential of the land and cost money to remediate.

For those who impose damage to endowment land, Idaho law did not provide a less severe remedy aside from misdemeanor or felony criminal trespass charges until the Legislature passed Senate Bill 1049, which was signed into law in March 2023 and will become effective on July 1, 2023. The new law, Section 58-156, Idaho Code, will allow POST certified Idaho law enforcement to issue warnings/citations for minor offenses and help deter destructive behaviors on endowment land. Rulemaking is required under the new law before a warning or infraction ticket may be written.

ASSISTANCE ON TECHNICAL QUESTIONS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text, contact Todd Wernex at (208) 334-0282 or twernex@idl.idaho.gov. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the agency website at the following web address: <https://www.idl.idaho.gov/rulemaking/docket-20-0501-2301>.

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 July 19, 2023.

Any additional public comment opportunities will be posted on the agency website at <https://www.idl.idaho.gov/rulemaking/docket-20-0501-2301>.

DATED this 7th day of June, 2023.

Todd Wernex, Recreation Program Manager
Idaho Department of Lands
300 N. 6th Street, Suite 103
P.O. Box 83720
Boise, Idaho 83720-0050
Phone: (208) 334-0282
Fax: (208) 334-3698
rulemaking@idl.idaho.gov

IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES

24.39.10 – RULES OF THE IDAHO ELECTRICAL BOARD

DOCKET NO. 24-3910-2201 (ZBR CHAPTER REWRITE)

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. 24-3910-2201. Only those sections of the rule affected by House Concurrent Resolution (HCR) 13 are being reprinted here as a final rule.

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

Pursuant to **HCR 13**, rules of the Division of Occupational and Professional Licenses relating to IDAPA 24.39.10, “Rules of the Idaho Electrical Board,” the amendments to Section 100, Subsection 05; Section 200, Subsection 03.c.; Section 200, Subsection 03.c.i.; and Section 600, only, adopted as a pending fee rule under Docket Number **24-3910-2201**, are not consistent with legislative intent and are hereby rejected and not approved, and thereby pursuant to Sections 67-5291 and 67-5224, Idaho Code, are declared null, void, and of no force and effect. Only the affected sections are reprinted here as affected by HCR 13 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 7th day of June, 2023.

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

**The pending rule adopted under this docket was partially rejected by HCR 13.
The following rule text is the codified final rule and includes the rejected
pending rule text ~~shown here as stricken.~~**

100. LICENSURE AND REGISTRATION.

01. Journeyman. An applicant must pass an examination designated by the Board and either (a) submit evidence of a minimum of eight thousand (8,000) hours of work experience as an apprentice making electrical installations in accordance with the requirements of the jurisdiction in which the applicant obtained the experience and satisfactory completion of a four-year sequence of instruction approved by the Idaho Division of Career-Technical Education, or (b) submit proof of sixteen thousand (16,000) hours of electrical experience in accordance with the requirements of the jurisdiction in which the applicant obtained the experience. (3-28-23)

a. Examination. An applicant may sit for the exam after showing proof of completion of either the

approved 4-year sequence of instruction or 16,000 hours of electrical experience. (3-28-23)

b. Provisional Journeyman License. A provisional journeyman license can be issued to an applicant who has completed the 16,000 hours of electrical experience but has not yet passed the examination. (3-28-23)

c. Work experience in appliance repair, motor winding, or communications will not count towards the requirements to take the journeyman examination or obtain a provisional journeyman or journeyman license. (3-28-23)

d. No more than two thousand (2,000) hours of work experience gained while engaged in the practice of a limited electrical installer or trainee may be counted toward the satisfaction of the experience requirements for journeyman licensure. (3-28-23)

02. Master. A master electrician does not need to also hold a journeyman license. (3-28-23)

03. Limited Electrical Installer. An applicant must submit evidence of a minimum of four thousand (4,000) hours of work experience in the same limited category in accordance with the requirements of the jurisdiction in which the applicant obtained the experience. (3-28-23)

04. Electrical Contractor and Limited Electrical Contractor. Applicant or its entity designee must pass an examination designated by the Board and submit an application signed by the applicant or an official representative of the entity making the application and countersigned by the supervising electrician. (3-28-23)

a. An entity applicant (such as, corporation, partnership, company, firm, or association) must designate in writing an individual to represent it for examination purposes. Any such designee shall be a supervisory employee and may not represent any other applicant for a contractor's license. (3-28-23)

b. In the event the working relationship between a contractor and its designee terminates, the contractor will notify the Division in writing within ten (10) days of the date of termination. The contractor may not purchase permits or make electrical installations unless another duly qualified designee passes the contractor's examination on behalf of the contractor. (3-28-23)

[Pending Subsection 100.05 has been rejected by HCR 13]

~~**05. Continuing Education.**~~

~~**a.** To renew, journeymen and master electricians must provide proof of completion, during the prior three year license cycle, of twenty four (24) hours of continuing education instruction consisting of eight (8) hours of code update covering changes included in the latest edition of the National Electrical Code and sixteen (16) hours of any combination of code update training, code-related training, or industry-related training. (—)~~

~~**b.** To renew, an apprentice who has completed the education (if applicable) and experience requirements but has not passed the journeyman examination within two (2) years of completion of the education (if applicable) and experience requirements must provide proof of completion of twenty four (24) hours of continuing education instruction consisting of eight (8) hours of NFPA 70E training and sixteen (16) hours of code update training, code-related training, or industry-related training. (—)~~

101. – 199. (RESERVED)

200. PRACTICE STANDARDS.

01. Electrical Contracting Work. Contracting work includes electrical maintenance or repair work, in addition to new electrical installations, unless such work is expressly exempted by Section 54-1016, Idaho Code. (3-28-23)

02. Contractor Scope. A contractor's allowable scope of work is the same as the scope of its licensed employee. (3-28-23)

03. Supervision. (3-28-23)

a. The master, journeyman, or limited electrical installer shall be designated the supervising electrician; must be available during working hours to carry out the duties of supervising, as set forth herein; and will be responsible for supervision of electrical installations made by said contractor as provided by Section 54-1010, Idaho Code. (3-28-23)

i. A master electrician, journeyman, or limited electrical installer is not qualified for one (1) year as the supervising electrician if his contractor license was revoked. (3-28-23)

ii. An individual contractor may act as his own supervising master, journeyman, or limited electrical installer upon the condition that he holds an active master, journeyman, or limited electrical installer license. (3-28-23)

b. The employing contractor or limited electrical contractor must ensure each apprentice, trainee, and provisional journeyman performs electrical work only under the constant on-the-job supervision and training of a master, journeyman, or installer. (3-28-23)

[Pending Subsections 200.03.c. and 200.03.c.i. have been rejected by HCR 13]

~~**e.** *Journeyman-to-Apprentice Ratio. One (1) journeyman shall not supervise more than four (4) apprentices performing electrical work on one and two family dwelling units. One (1) journeyman shall not supervise and train more than two (2) apprentices performing electrical work on all other types of electrical installations.* (—)~~

~~**i.** *The journeyman to apprentice ratio may be adjusted on a case by case basis by a showing by an electrical contractor of special circumstances that are peculiar to the work done by that electrical contractor and that allow for effective supervision and training by each journeyman electrician. An electrical contractor must obtain permission from the Division to adjust the journeyman to apprentice ratio. Failure to comply with this requirement will be grounds for suspension or revocation of the electrical contractor's license.* (—)~~

c. A journeyman who is an employee of a company, corporation, firm, or association with a facility account may sign as supervising electrician for that facility account in addition to signing as supervising journeyman for his own contractor's license so long as the journeyman is listed as the owner. (3-28-23)

04. Connecting and Energizing Prior to Inspections. At the request of a licensed electrical contractor and upon receipt of a copy of an electrical permit, a power supply company may connect and energize an electrical service, to the line side of the service disconnect, prior to a passed inspection in the following situations: to preserve life or property or to provide temporary service for construction. Any contractor energizing an electrical installation prior to an inspection assumes full responsibility for the installation. (3-28-23)

05. Limited Electrical Installations. A limited electrical installer must be employed by an electrical contractor or limited electrical contractor in the same restricted category and may only countersign a limited electrical contractor's license application as supervising limited electrical installer for work within the same restricted category. Limited electrical installations must comply with the National Electrical Code, as amended herein. The following categories of electrical installations constitute limited electrical installations, the practice of which shall require an electrical contractor or limited electrical contractor license and supervision by a journeyman, master electrician, or limited electrical installer: (3-28-23)

a. Elevator, Dumbwaiter, Escalator, or Moving-Walk Electrical. An elevator electrical limited licensee is only authorized to install, maintain, repair, and replace equipment, controls, and wiring beyond the disconnect switch in the machine room of the elevator and pertaining directly to the operation and control thereof

when located in the elevator shaft and machine room. (3-28-23)

b. Sign Electrical. A sign electrical limited licensee is only authorized to install, maintain, repair, and replace equipment, controls, and wiring on the secondary side of sign disconnecting means; provided the disconnecting means is located on the sign or within sight therefrom. (3-28-23)

c. Manufacturing or Assembling Equipment. A licensed limited electrical manufacturing or assembling equipment installer is only authorized to install, maintain, repair, and replace equipment, controls, and accessory wiring, integral to the specific equipment, on the load side of the equipment disconnecting means. Electrical service and feeder are to be installed by others. The licensee may also install circuitry in modules or fabricated enclosures for the purpose of connecting the necessary components which individually bear a label from a nationally recognized testing laboratory when such equipment is designed and manufactured for a specific job installation. (3-28-23)

i. This subsection does not apply to a limited electrical manufacturing or assembling equipment installer installing electrical wiring, equipment, and apparatus in modular buildings as that phrase is defined in Section 39-4105, Idaho Code. Only journeyman electricians and electrical apprentices, employed by an electrical contractor, may perform such installations. (3-28-23)

d. Limited Energy Electrical. Limited energy systems are defined as fire and security alarm systems, class 2 and class 3 signaling circuits, key card operators, nurse call systems, motor and electrical apparatus controls and other limited energy applications covered by the NEC. Unless exempted by Section 54-1016, Idaho Code, any person who installs, maintains, replaces or repairs electrical wiring and equipment for limited energy systems in facilities other than one (1) or two (2) family dwellings shall be required to have a valid limited energy limited electrical license. (3-28-23)

i. Limited energy systems do not include, and no license of any type is required for, the installation of landscape sprinkler controls or communication circuits, wires and apparatus that include telephone systems, telegraph facilities, outside wiring for fire and security alarm systems which are used for communication purposes, and central station systems of a similar nature, PBX systems, audio-visual and sound systems, public address and intercom systems, data communication systems, radio and television systems, antenna systems and other similar systems. (3-28-23)

e. Irrigation Sprinkler Electrical. An irrigation system electrical limited licensee is only authorized to install, maintain, repair and replace equipment, controls and wiring beyond the disconnect switch supplying power to the electric irrigation machine. The irrigation machine is considered to include the hardware, motors and controls of the irrigation machine and underground conductors connecting the control centers on the irrigation machine to the load side of the disconnecting device. Disconnect device to be installed by others. (3-28-23)

f. Well Driller and Water Pump Installer. A license holder in this category is only authorized to perform the following types of installations: (3-28-23)

i. Single or three (3) phase water pumps: install, maintain, repair and replace all electrical equipment, wires, and accessories from the pump motor up to the load side, including fuses, of the disconnecting device. Disconnecting device to be installed by others. (3-28-23)

ii. Domestic water pumps, one hundred twenty/two hundred forty (120/240) volt, single phase, sixty (60) amps or less: install, maintain, repair and replace all electrical equipment, wires, and accessories from the pump motor up to and including the disconnecting device. (3-28-23)

iii. Temporarily connect into a power source to test the installations, provided that all test wiring is removed before the installer leaves the site. (3-28-23)

iv. Individual residential wastewater pumping units. Install, maintain, repair and replace all electrical equipment, wires, and accessories from the pump motor up to and including the disconnecting device for systems that serve one-family, two-family, or three-family residential installations. (3-28-23)

g. Refrigeration, Heating, and Air-Conditioning Electrical Installer. A license holder in this category is only authorized to perform the following types of installations, which installations shall be limited to factory-assembled, packaged units: (3-28-23)

i. Heating Units (single phase): install, repair, and maintain all electrical equipment, wires, and accessories from the unit up to the load side, including fuses, of the disconnecting device. Disconnecting device to be installed by others. (3-28-23)

ii. Refrigeration, Air-Conditioning Equipment and Heat Pumps (single phase): install, repair, and maintain all electrical equipment, wires, and accessories from the unit up to the load side, including fuses, of the disconnecting device. Disconnecting device to be installed by others. (3-28-23)

iii. Refrigeration, Air-Conditioning and Heating Systems (three (3) phase): install, maintain, and repair all electrical equipment and accessories up to the load side, including fuses, of the disconnecting device. Disconnecting device to be installed by others. (3-28-23)

h. Outside Wireman. Applicants for this license category shall provide documentation of having completed an electrical lineman apprenticeship program or similar program approved by the U.S. Department of Labor, Office of Apprenticeship. Any person currently licensed in this category is only authorized to perform the following types of installation (3-28-23)

i. Overhead distribution and transmission lines in excess of six hundred (600) volts (3-28-23)

ii. Underground distribution and transmission lines in excess of six hundred (600) volts. (3-28-23)

iii. Substation and switchyard construction in excess of six hundred (600) volts. (3-28-23)

i. Solar Photovoltaic. Applicants for this license category shall provide proof of photovoltaic installer certification by the North American Board of Certified Energy Practitioners (NABCEP) or equivalent. Any person licensed in this category is only authorized to perform the following types of installations: (3-28-23)

i. Solar Photovoltaic DC Systems: Install, maintain, repair, and replace all electrical equipment, wires, and accessories up to and including the inverter. (3-28-23)

ii. Solar Photovoltaic micro-inverter/AC Systems: Install, maintain, repair, and replace all electrical equipment, wires, and accessories up to and including the AC combiner box. (3-28-23)

06. Certification and Approval of Electrical Products and Materials. All materials, devices, fittings, equipment, apparatus, luminaires, and appliances installed or to be used in installations that are supplied with electric energy must be approved as provided in one (1) of the following methods: (3-28-23)

a. Testing Laboratory. Be tested, examined, and certified (Listed) by a Nationally Recognized Testing Laboratory (NRTL). (3-28-23)

b. Field Evaluation. Non-listed electrical equipment may be approved for use through a field evaluation process performed in accordance with recognized practices and procedures such as those contained in the 2012 edition of NFPA 791 - Recommended Practice and Procedures for Unlabeled Electrical Equipment Evaluation published by the National Fire Protection Association (NFPA). Such evaluations shall be conducted by: (3-28-23)

i. A field evaluation body approved by the authority having jurisdiction. The field evaluation body shall meet minimum recognized standards for competency, such as NFPA 790 - Standard for Competency of Third-Party Field Evaluation Bodies, 2012 edition, published by the National Fire Protection Association (NFPA); or (3-28-23)

ii. In the case of industrial machinery only, as defined by NFPA 79 - Electrical Standard for Industrial Machinery, 2012 edition, a field evaluation may be performed by a professional engineer currently licensed to practice electrical engineering by the state of Idaho and who is not involved in the design of the equipment being

evaluated or the facility in which the equipment is to be installed. (3-28-23)

c. Availability of NFPA Standards. The most recent edition of NFPA 790 - Standard for Competency of Third-Party Field Evaluation Bodies and NFPA 791 - Recommended Practice and Procedures for Unlabeled Electrical Equipment Evaluation published by the National Fire Protection Association (NFPA) are available at the Division. (3-28-23)

(BREAK IN CONTINUITY OF SECTIONS)

501. —599. (RESERVED)

[Pending Section 600 has been rejected by HCR 13]

600. IDAHO ELECTRICAL CODE.

Pursuant to Section 54-1001, Idaho Code, the Board adopts the 2020 National Electrical Code (herein NEC) with the following amendments: (—)

~~01. Article 110.3(A) and 110.3(B). Shall not apply to submersible well pumps installed in swimming and marine areas; provided however, such articles shall apply to all other equipment required in the installation of a submersible well pump in such areas except for the actual submersible well pump itself. (—)~~

~~02. Article 210.8 (A). Delete reference to 250-volt receptacles. (—)~~

~~03. Article 210.8(A)(7) Sinks. Delete article 210.8(A)(7) and replace with the following: Sinks located in areas other than kitchens where receptacles are installed within one and eight tenths (1.8) meters (six (6) feet) of the outside edge of the sink. (—)~~

~~04. Article 210.8(A)(10). Delete article 210.8(A)(10) Laundry Areas. (—)~~

~~05. Article 210.8 (F). Delete Article 210.8 (F) for GFCI protection for outdoor outlets. (—)~~

~~06. Article 210.12 Arc Fault Circuit Interrupter Protection. Shall apply in full. Exception: In dwelling units Arc Fault Circuit Interrupter Protection shall only apply to all branch circuits and outlets supplying bedrooms. All other locations in dwelling units are exempt from the requirements of Article 210.12. (—)~~

~~07. Article 210.52(E)(3). Delete article 210.52(E)(3) and replace with the following: Balconies, Decks, and Porches. Balconies, decks, and porches having an overall area of twenty (20) square feet or more that are accessible from inside the dwelling unit shall have at least one (1) receptacle outlet installed within the perimeter of the balcony, deck, or porch. The receptacle shall not be located more than two (2.0) meters (six and one half (6½) feet) above the balcony, deck, or porch surface. (—)~~

~~08. Article 230.67 Surge Protection. Delete NEC Article 230.67. (—)~~

~~09. Article 230.85 Emergency Disconnects. Delete Article 230.85. (—)~~

~~10. Article 314.27(C) Boxes at Ceiling Suspended (Paddle) Fan Outlets. Delete second paragraph. (—)~~

~~11. Article 320.23. Where the height of a crawl space does not exceed one and four tenths (1.4) meters or four and one half (4.5) feet, it shall be permissible to secure NM cables, that run at angles with joist, to the bottom edge of joist. NM cables that run within two and one tenth (2.1) meters or seven (7) feet of crawl space access shall comply with Article 320.23. (—)~~

~~12. Article 334.10(3). Delete and replace with the following: Other structures permitted to be of Types~~

~~III, IV, and V construction. Cables shall be concealed within walls, floors, or ceilings that provide a thermal barrier of material that has at least a fifteen (15) minute finish rating as identified in listings of fire rated assemblies. For the purpose of this section, cables located in attics and underfloor areas that are not designed to be occupied shall be considered concealed.~~ (—)

~~13. **Pole Lighting.** Poles used as lighting standards along roadways only (parking areas are not roadways) that are forty (40) feet or less in nominal height and that support no more than four (4) luminaires operating at a nominal voltage of three hundred (300) volts or less to ground, shall not be considered a structure as it is defined as equipment by the NEC. The disconnecting means may be mounted to the pole or elsewhere in accordance with NEC, Article 225.32, exception 3. Special purpose fuseable connectors (model SEC 1791 DF or model SEC 1791 SF) or equivalent shall be installed in a listed handhole (underground) enclosure. The enclosure shall be appropriately grounded and bonded per the requirements of the NEC applicable to Article 230 Services. Overcurrent protection shall be provided by a (fast acting—minimum—100K RMS Amps 600 VAC) rated fuse. Wiring within the pole for the luminaires shall be protected by supplementary overcurrent device (time delay—minimum—10K RMS Amps 600 VAC) in break-a-way fuse holder accessible from the hand hole. Any poles supporting or incorporating utilization equipment or exceeding the prescribed number of luminaires, or in excess of forty (40) feet, may be considered structures, and an appropriate service disconnecting means shall be required per the NEC. All luminaire supporting poles shall be appropriately grounded and bonded per the NEC. A service may not need a Watt Hour Meter.~~ (—)

~~14. **Article 422.5 (A)(7).** Delete Article 422.5 (A)(7) GFCI protection for dwelling unit dishwashers.~~ (—)

~~15. **Article 480.7(B) Battery Emergency Disconnect.** Delete.~~ (—)

~~16. **Article 675.8(B).** Compliance with Article 675.8(B) will include the additional requirement that a disconnecting means always be provided at the point of service from the utility no matter where the disconnecting means for the machine is located.~~ (—)

~~17. **Article 682.10.** Shall not apply to submersible well pumps installed in swimming and marine areas; provided however, such articles shall apply to all other equipment required in the installation of a submersible well pump in such areas except for the actual submersible well pump itself.~~ (—)

~~18. **Article 682.11.** Add the following exception: This article shall not apply to service equipment that is located on or at the dwelling unit and which is not susceptible to flooding.~~ (—)

~~19. **Article 682.13.** Add the following exceptions:~~ (—)

~~a. **Exception No 1.** Wiring methods such as HDPE schedule eighty (80) electrical conduit or its equivalent or greater and clearly marked at a minimum “Caution Electrical” to indicate that it contains electrical conductors shall be approved. It shall be buried whenever practical, and in accordance with the requirements of the authority having jurisdiction. The use of gray HDPE water pipe rated at two hundred (200) PSI (e.g. SDR 7 or DR 9) is suitable for use as a chase only when the following conditions are met:~~ (—)

~~i. **When internal conductors are jacketed submersible pump cable.**~~ (—)

~~ii. **When used in continuous lengths, directly buried, or secured on a shoreline above and below the water line.**~~ (—)

~~iii. **When submersible pump wiring terminations in the body of water according to 682.13 Exception No. 2 are met.**~~ (—)

~~b. **Exception No 2.** Any listed and approved splices required to be made at the submersible well pump itself, outside of a recognized submersed pump sleeve or housing, when wires are too large to be housed inside such sleeve, shall be covered with a non-metallic, impact resistant material, no less than one quarter (.25) inches thick, such as heavy duty heat shrink or other equivalent method approved by the authority having jurisdiction. (e.g. install a heat shrink over the sleeve or housing that the submersible well pump is installed in, and then recover (apply heat)~~

~~the heat shrink over both the HDPE and the water line). At least six (6) inches shall be over the sleeve and at least twelve (12) inches over the HDPE and water line.~~ (—)

~~e. Exception No. 3. Pipe, conduit, PVC well casing, or other electrically unlisted tubing may be used as a chase, but not as a raceway, to protect conductors or cables from physical damage. Conductors or cables within a chase shall be rated for the location.~~ (—)

~~20. Article 682.14. Add the following additional exception: For installations of submersible well pumps installed in public swimming and marine areas, submersible well pumps shall be considered directly connected and shall be anchored in place. Ballast is an acceptable form of anchoring.~~ (—)

~~21. Article 682.14(A). Add the following exception: For installations of submersible well pumps installed in public swimming and marine areas, motor controller circuits such as remotely located stop pushbutton/s, disconnect/s, relay/s or switches shall be permitted as a required disconnecting means. Such circuits shall be identified at a minimum as "Emergency Pump Stop", or "Emergency Stop" with other obvious indications on the visible side of the enclosure, that it controls a submersible pump in the body of water.~~ (—)

~~22. Article 682.15. Add the following exceptions:~~ (—)

~~a. Exception No. 1. Submersible pumps, and their motor leads, located in bodies of water, and that are rated sixty (60) amperes maximum, two hundred fifty (250) volts maximum of any phase, shall have GFCI or Ground Fault Equipment Protection designed to trip at a maximum of thirty (30) milliamps or less, protected by means selected by a licensed installer, meeting listing or labeling requirements, and inspected by the AHJ prior to submersion in bodies of water.~~ (—)

~~b. Exception No. 2. Installations or repair and replacement of submersible pumps located in bodies of water, that are rated over sixty (60) amperes, and rated at any voltage, shall be evaluated by a qualified designer or experienced licensed contractor, or involve engineering or be engineered, for each specific application, with the goal of public safety. Whenever possible, GFCI or Ground Fault Equipment Protection designed to trip at a maximum of thirty (30) milliamps or less, meeting listing or labeling requirements, shall be installed, and inspected by the AHJ prior to submersion in bodies of water.~~ (—)

~~23. Article 690.12 Rapid Shut Down. Add following Exemptions:~~ (—)

~~a. PV systems not installed on or in buildings, PV output circuits and dc to dc converter output circuits that are installed in metallic raceways or metal clad cables, or installed in enclosed metallic cable trays, or are underground shall not be required to comply with Article 690.12. Detached structures whose sole purpose is to house PV system equipment shall not be considered buildings and thus may have roof mounted PV systems without rapid shutdown equipment according to this exception.~~ (—)

~~b. PV system circuits installed on or in buildings without the presence of a utility supplied power source shall not be required to comply with Article 690.12 where all of the following exist:~~ (—)

~~i. The minimum distance to bring electric utility power lines or service conductors to the building is one thousand (1,000) feet or greater;~~ (—)

~~ii. The building has a minimum setback distance of one hundred (100) feet from any building or structure located on adjacent properties;~~ (—)

~~iii. A lockable service entrance rated AC disconnect is installed outside at a readily accessible location; and~~ (—)

~~iv. The AC disconnect has a permanent placard or label with the following words or equivalent:~~

**~~WARNING
SOLAR PV SYSTEM IS NOT EQUIPPED WITH RAPID SHUTDOWN~~**

~~The warning placard or label shall comply with Article 110.21(B).~~

~~(—)~~

~~24. **Article 706.15 Off-Grid Systems.** Replace 706.15 with the following. For one-family and two-family dwellings, a disconnecting means or its remote control shall be located at a readily accessible location.~~

~~(—)~~

~~601~~ – 999. (RESERVED)

IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES

24.39.10 – RULES OF THE IDAHO ELECTRICAL BOARD

DOCKET NO. 24-3910-2302

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 agency that this 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 Sections 54-1001, 54-1005, 54-1006, 54-1007, 54-1009, 54-1018, 67-2614, 67-9406 and 67-9409, 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 (<https://dopl.idaho.gov/calendar/>) and <https://townhall.idaho.gov/>.

24.39.10 – Rules of the Idaho Electrical Board	
July 26, 2023 – 9 a.m. (MT)	August 24, 2023 – 9 a.m. (MT)
Division of Occupational and Professional Licenses Chinden Campus Building 4 11341 W. Chinden Blvd., Bldg. #4 Boise, ID 83714	

Rulemaking meetings will be held in person and via web conferencing to provide a rulemaking platform that enables broad participation by stakeholders from across the state and minimize travel for stakeholders. 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 meetings. The telephone and web conferencing information for a specific meeting will be posted at least two days prior to the meeting. 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:

This negotiated rulemaking is being presented to address legislative changes made through House Bill 337 during the 2023 legislative changes. The legislative changes go into effect on July 1, 2023 and include the addition of a residential electrician license type and adoption of the 2023 National Electric Code. Additionally, the rulemaking will address Rule 100.05, a continuing education requirement for journeyman and master electricians, based upon feedback received from the legislature during the 2023 session. DOPL will review the documents which are currently incorporated by reference in this rule and update the 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.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, contact Yvonne Dunbar, General Counsel, at (208) 577-2519. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the following DOPL website: <https://dopl.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 August 24, 2023.

DATED this 5th day of May, 2023.

Yvonne Dunbar
General Counsel
11341 W. Chinden Blvd., Bldg. #4
Boise, ID 83714
Phone: (208) 577-2519
Email: yvonne.dunbar@dopl.idaho.gov

IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES

24.39.30 – RULES OF BUILDING SAFETY (BUILDING CODE RULES)

DOCKET NO. 24-3930-2302 (ZBR CHAPTER REWRITE)

NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION (ZBR) 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, Sections 67-9404, 67-9405, 67-9406, 67-9409, and 67-9413, Idaho Code, and the following additional sections of Idaho Code: 33-356, 39-4107, 39-4109, 39-4109A, 39-4112, 39-4113.

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 (<https://dopl.idaho.gov/calendar/>) and <https://townhall.idaho.gov/>.

24.39.30 – Rules of Building Safety (Building Code Rules)	
July 13, 2023 – 9 a.m. (MT)	August 1, 2023 – 9 a.m. (MT)
Division of Occupational and Professional Licenses Chinden Campus Building 4 11341 W. Chinden Blvd., Bldg. #4 Boise, ID 83714	

Rulemaking meetings will be held in person and via web conferencing to provide a rulemaking platform that enables broad participation by stakeholders from across the state and minimize travel for stakeholders. 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: Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meetings. The telephone and web conferencing information for a specific meeting will be posted at least two days prior to the meeting. 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:

The negotiated rulemaking is being presented as part of the DOPL plan to review each rule chapter every 5 years. There are no specific rulemaking changes planned by 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. 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. 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.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, contact Yvonne Dunbar, General Counsel, at (208) 577-2519. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the following DOPL website: <https://dopl.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 August 1, 2023.

DATED this 5th day of May, 2023.

Yvonne Dunbar
General Counsel
11341 W. Chinden Blvd., Bldg. #4
Boise, ID 83714
Phone: (208) 577-2519
Email: yvonne.dunbar@dopl.idaho.gov

IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES

DOCKET NO. 24-ZBRR-2301 (ZBR CHAPTER REWRITES)

(SECOND) OMNIBUS NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION (ZBR) 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, Sections 67-9404, 67-9405, 67-9406, 67-9409, and 67-9413, Idaho Code, and the following additional sections of Idaho Code:

IDAPA 24.01 – Sections 54-308, -314, Idaho Code	IDAPA 24.18 – Section 54-4106, Idaho Code
IDAPA 24.05 – Section 54-2406, Idaho Code	IDAPA 24.27 – Section 54-4007, Idaho Code
IDAPA 24.06 – Sections 54-3712, -3717, Idaho Code	IDAPA 24.28 – Section 54-5807, Idaho Code
IDAPA 24.07 – Section 54-3003, Idaho Code	IDAPA 24.31 – Sections 54-912, -920, Idaho Code
IDAPA 24.11 – Section 54-605, Idaho Code	IDAPA 24.38 – Section 54-2105, Idaho Code
IDAPA 24.13 – Sections 54-2206, -2207, -2225, Idaho Code	IDAPA 24.39.31 – Sections 39-4003, 39-4302, 39-4305, 44-2102, 44-2103, 44-2104, 44-2201, 44-2202, Idaho Code
IDAPA 24.14 – Section 54-3204, Idaho Code	IDAPA 24.39.50 – Sections 54-1904, -1907, Idaho Code
IDAPA 24.15 – Section 54-3404, Idaho Code	
IDAPA 24.16 – Section 54-3309, 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 (<https://dopl.idaho.gov/calendar/>) and <https://townhall.idaho.gov/>.

24.01.01 – Rules of the Board of Architectural Examiners 24.07.01 – Rules of the Idaho State Board of Landscape Architects	
April 25, 2023 – 9 a.m. (MT)	May 24, 2023 – 9 a.m. (MT)
Division of Occupational and Professional Licenses Chinden Campus Building 4 11341 W. Chinden Blvd., Bldg. #4 Boise, ID 83714	

24.05.01 – Rules of the Board of Drinking Water and Wastewater Professionals	
April 13, 2023 – 9 a.m. (MT)	May 11, 2023 – 9 a.m. (MT)
Division of Occupational and Professional Licenses Chinden Campus Building 4 11341 W. Chinden Blvd., Bldg. #4 Boise, ID 83714	

**24.06.01 – Rules for the Licensure of Occupational Therapists and Occupational Therapy Assistants
24.11.01 – Rules of the State Board of Podiatry
24.13.01 – Rules Governing the Physical Therapy Licensure Board
24.16.01 – Rules of the State Board of Dentistry
24.31.01 – Rules of the Idaho State Board of Dentistry
24.38.01 – Rules of the State of Idaho Board of Veterinary Medicine**

**April 19, 2023 –
2 p.m. (MT)**

**May 17, 2023 –
2 p.m. (MT)**

**June 7, 2023 –
2 p.m. (MT)**

**Division of Occupational and Professional Licenses
Chinden Campus Building 4
11341 W. Chinden Blvd., Bldg. #4
Boise, ID 83714**

24.14.01 – Rules of the State Board of Social Work Examiners

**May 16, 2023 – 9 a.m. (MT)
Division of Occupational and Professional Licenses
Chinden Campus Building 4
11341 W. Chinden Blvd., Bldg. #4
Boise, ID 83714**

24.15.01 – Rules of the Idaho Licensing Board of Professional Counselors and Marriage and Family Therapists

**May 11, 2023 – 9 a.m. (MT)
Division of Occupational and Professional Licenses
Chinden Campus Building 4
11341 W. Chinden Blvd., Bldg. #4
Boise, ID 83714**

24.18.01 – Rules of the Real Estate Appraiser Board

**May 4, 2023 – 9 a.m. (MT)
Division of Occupational and Professional Licenses
Chinden Campus Building 4
11341 W. Chinden Blvd., Bldg. #4
Boise, ID 83714**

24.27.01 – Rules of the Idaho State Board of Massage Therapy

April 20, 2023 – 9 a.m. (MT)
Division of Occupational and Professional Licenses
Chinden Campus Building 4
11341 W. Chinden Blvd., Bldg. #4
Boise, ID 83714

24.28.01 – Rules of the Barber and Cosmetology Services Licensing Board

June 6, 2023 – 9 a.m. (MT)
Division of Occupational and Professional Licenses
Chinden Campus Building 4
11341 W. Chinden Blvd., Bldg. #4
Boise, ID 83714

24.39.31 – Rules for Factory Built Structures

May 31, 2023 – 9 a.m. (MT)

June 21, 2023 – 9 a.m. (MT)

Division of Occupational and Professional Licenses
Chinden Campus Building 4
11341 W. Chinden Blvd., Bldg. #4
Boise, ID 83714

24.39.50 – Rules of the Public Works Contractors License Board

May 18, 2023 – 9 a.m. (MT)
Division of Occupational and Professional Licenses
Chinden Campus Building 4
11341 W. Chinden Blvd., Bldg. #4
Boise, ID 83714

Rulemaking meetings will be held in person and via web conferencing to provide a rulemaking platform that enables broad participation by stakeholders from across the state and minimize travel for stakeholders. 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: Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meetings. The telephone and web conferencing information for a specific meeting will be posted at least two days prior to the meeting. 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:

The negotiated rulemaking is being presented as part of the DOPL plan to review each rule chapter every 5 years. There are no specific rulemaking changes planned by 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. 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. 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:

- 24.01.01, *Rules of the Board of Architectural Examiners;*
- 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;*
- 24.11.01, *Rules of the State Board of Podiatry;*
- 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 & Marriage & Family Therapists;*
- 24.16.01, *Rules of the State Board of Dentistry;*
- 24.18.01, *Rules of the Real Estate Appraiser Board;*
- 24.27.01, *Rules of the Idaho State Board of Massage Therapy;*
- 24.28.01, *Rules of the Barber and Cosmetology Services Licensing Board;*
- 24.31.01, *Rules of the Idaho State Board of Dentistry;*
- 24.38.01, *Rules of the State of Idaho Board of Veterinary Medicine;*
- 24.39.31, *Rules for Factory Built Structures;* and
- 24.39.50, *Rules of the Public Works Contractors License Board.*

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, contact Yvonne Dunbar, General Counsel, at (208) 577-2519. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the following DOPL website: <https://dopl.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 June 20, 2023.

DATED this 5th day of May, 2023.

Yvonne Dunbar
11341 W. Chinden Blvd., Bldg. #4
Phone: (208) 577-2519

General Counsel
Boise, ID 83714
Email: yvonne.dunbar@dopl.idaho.gov

IDAPA 31 – IDAHO PUBLIC UTILITIES COMMISSION

31.12.01, 31.21.01, 31.26.01, 31.31.01

DOCKET NO. 31-ZBRR-2301 (ZBR CHAPTER REWRITES)

**OMNIBUS NOTICE OF INTENT TO PROMULGATE RULES –
ZERO-BASED REGULATION (ZBR) 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 Title 61, and the Public Records Act, Section 74-107(13), Idaho Code, and [Executive Order No. 2020-01](#).

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

<p>IDAPA 31.12.01 & 31.21.01 Wednesday, July 12, 2023 10:00 a.m. to 4:00 p.m. (MT)</p>
<p><i>In-person participation is available at:</i> Idaho Public Utilities Commission Hearing Room 11331 W. Chinden Blvd. Building 8, Suite 201-A Boise, Idaho 83714</p>

<p>IDAPA 31.26.01 & 31.31.01 Thursday, July 13, 2023 10:00 a.m. to 4:00 p.m. (MT)</p>
<p><i>In-person participation is available at:</i> Idaho Public Utilities Commission Hearing Room 11331 W. Chinden Blvd. Building 8, Suite 201-A Boise, Idaho 83714</p>

To participate by phone or web conferencing, please contact Adam Rush at (208) 334-0339 or adam.rush@puc.idaho.gov. Any additional meeting dates will be posted at <https://puc.idaho.gov> in the “News Updates” section.

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: Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting in person or via telephone/web conferencing. For those who cannot participate by attending the meeting, written comments may be submitted to the Idaho Public Utilities Commission by email at secretary@puc.idaho.gov. Written comments may also be submitted using the Idaho Public Utilities Commission’s Case Comment Form: <https://puc.idaho.gov/Form/CaseComment>.

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 Public Utilities Commission initiated this rulemaking in compliance with Executive Order No. 2020-01: Zero-Based Regulation, issued by Governor Little on January 16, 2020. Pursuant to Executive Order No. 2020-01, each rule chapter effective on June 30, 2020, shall be reviewed by the agency that promulgated the rule. The review will be conducted according to a schedule established by the Division of Financial Management, Office of the Governor (DFM), posted at https://adminrules.idaho.gov/rulemaking_templates/index.html. These are the Idaho Public Utilities Commission rule chapters up for review in 2023.

The goal of the rulemaking is to perform a critical and comprehensive review of the entire chapter in an attempt to reduce overall regulatory burden, streamline various provisions, and increase clarity and ease of use.

The following IDAPA rule chapters are germane to this negotiated rulemaking notice:

- 31.12.01, *Systems of Accounts for Public Utilities Regulated by the Idaho Public Utilities Commission;*
- 31.21.01, *Customer Relations Rules for Gas, Electric, and Water Public Utilities (The Utility Customer Relations Rules);*
- 31.26.01, *Master-Metering Rules for Electric Utilities;* and
- 31.31.01, *Gas Service Rules.*

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 Stephen Goodson at (208) 334-0323. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Public Utilities Commission web site at the following web address: www.puc.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 28, 2023.

DATED this 4th day of May, 2023.

Jan Noriyuki, Commission Secretary
Idaho Public Utilities Commission
11331 W. Chinden Blvd., Bldg. 8, Ste 201-A
Boise, ID 83714
P.O. Box 83720
(208) 334-0323 Office
(208) 334-4045 Fax

IDAPA 35 – STATE TAX COMMISSION

35.01.01 – INCOME TAX ADMINISTRATIVE RULES

DOCKET NO. 35-0101-2301

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 Sections 63-105, Idaho Code.

MEETING SCHEDULE: Negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the following agency website address: <https://tax.idaho.gov/governance/rules/rules-income-tax-rules-committee/>.

<p>FIRST PUBLIC MEETING Wednesday, June 14, 2023 at 9:00 a.m. (MT)</p>
<p>In Person: Idaho State Tax Commission 11321 W Chinden Blvd. Boise, ID 83714 (Meeting to be held in the Coral Conference Room)</p> <p>Join by Videoconference Link: Webex Meeting number: 2632 903 3341 Meeting password: ybEyw6nPY76</p> <p>Join by phone: 1-415-655-0001 Access Code: 2632 903 3341</p>

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(s), in person or through teleconference, and participate in the negotiation process;
2. Submit written 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:

RULE 700: This is to relieve the confusion surrounding the credit for taxes paid in relation to an affected business entity.

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 Cynthia Adrian, (208) 334-7670. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the commission web site at the following web address: <https://tax.idaho.gov/governance/rules/rules-income-tax-rules-committee/>.

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 July 26, 2023.

DATED this 7th day of June, 2023

Cynthia Adrian, Income Tax Research Specialist
Idaho State Tax Commission
11321 W. Chinden Blvd., Boise ID 83714
PO Box 36, Boise ID 83722-0036
cynthia.adrian@tax.idaho.gov
(208) 332-6691

IDAPA 35 – STATE TAX COMMISSION
35.01.03 – PROPERTY TAX ADMINISTRATIVE RULES
DOCKET NO. 35-0103-2302
NOTICE OF RULEMAKING – ADOPTION OF TEMPORARY RULE

EFFECTIVE DATE: The effective date of the temporary rule is May 8, 2023.

AUTHORITY: In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted a temporary rule. This rulemaking action is authorized pursuant to Section 63-105, Idaho Code.

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

Temporary Rule 810 – Recently enacted House Bill 292 includes several administrative functions that will require information to be submitted by counties and other entities. These are not specified in statute in sufficient detail to ensure that we will receive all necessary information in a format and time for us to complete our calculations and certification of tax relief amounts.

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

Temporary Rule 810 –Specifics necessary for proper administration include:

1. Instructions to school districts regarding which funds are subject to subtraction for amounts received from the state;
2. Need to include net taxable value on the homeowners' tax reduction roll;
3. Need to identify applicable levies – in addition to eligible levies since, for example, some fire districts do not levy against land;
4. Need to identify increment value associated with homes for urban renewal allocations;
5. Need to determine and identify prorata shares of property taxes levied within each county for multi-county taxing districts; and
6. Need to lock in relief amounts per taxing district based on November certification and not further adjust based on later tax cancellations or levy corrections.

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 Alan Dornfest, (208) 334-7742.

DATED this 7th day of June, 2023.

Alan Dornfest, Property Tax Policy Bureau Chief
Idaho State Tax Commission
11321 W. Chinden Blvd., Boise ID 83714
PO Box 36. Boise ID 83722-0036
Alan.Dornfest@tax.idaho.gov
(208) 334-7742

THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 35-0103-2302

810. PROPERTY TAX RELIEF (RULE 810). Sections 33-911, 57-810, 63-724, 63-902, and 63-315, Idaho Code. (5-8-23)T

01. Procedures Regarding School District Facilities Fund. The State Tax Commission will notify each county clerk no later than the first Monday in September each year of the amounts being distributed annually, pursuant to Section 33-911, Idaho Code, to each school district. Amounts received by each school district must be reported on the L2 form and subtracted from property tax otherwise to be certified for the following funds: (5-8-23)T

a. Bonds. (5-8-23)T

b. Temporary Supplemental Funds. (5-8-23)T

02. Additional School District Facilities Funds. If the amount received by the school district from the school district facilities fund exhausts the payments for bonds and temporary supplemental funds, the remaining sums of money are saved in a reserve account and not subtracted from other school district levies. (5-8-23)T

03. Procedures Regarding Homeowner Property Tax Relief. (5-8-23)T

a. The homeowner property tax relief roll certified in August will be the preliminary roll and will include the market value, amount of homestead exemption granted, and net taxable value for the portion of each homestead, as defined in Section 63-701, Idaho Code, granted the homestead exemption. (5-8-23)T

i. No property granted the homestead exemption after the second Monday in July each year is to be included in this roll. (5-8-23)T

ii. No improvement granted the homestead exemption on property subject to occupancy tax, as provided in Section 63-317, Idaho Code, is to be included in this roll. Land associated with such improvement may be included if it is part of the homestead and if it has a homestead exemption granted by the second Monday in July. (5-8-23)T

iii. The amount of each homestead property's net taxable value attributable to increment and base, as defined in Section 50-2903, Idaho Code, will be shown on this roll. (5-8-23)T

iv. The amount of taxable value to which tax levies will apply will be shown on this roll. In the case of taxing districts that do not levy property tax against all otherwise taxable property, the net taxable value of the homestead applicable to each taxing district will be shown. (5-8-23)T

b. The completed homeowner property tax relief roll certified by the fourth Monday in October will include the following information in addition to the information provided in Subsection 03 of these rules. (5-8-23)T

i. The current year's tax levy applicable to the homestead and eligible for homeowner property tax relief pursuant to Section 63-724, Idaho Code. (5-8-23)T

ii. The amount of property taxes levied on the homestead based on levies eligible for homeowner property tax relief. (5-8-23)T

iii. The total homeowner property tax relief for all eligible properties in the county. (5-8-23)T

iv. The total amount of homeowner property tax relief based on increment value. (5-8-23)T

c. Actual tax relief provided to each homestead and shown on property tax notices will be based on the percentage and amounts certified to the county by the State Tax Commission as provided in Section 63-724,

Idaho Code. Alternatively: “a uniform percentage of eligible property taxes owed for each homeowner property tax relief homestead, determined by dividing the moneys received by the county pursuant to Section 63-724(6), Idaho Code, by the eligible property taxes to be paid by homeowners in that county.” (5-8-23)T

d. The provision in Section 63-724, Idaho Code, that requires homeowner property tax relief monies to be distributed in the same manner as property tax includes allocation to urban renewal agencies and all taxing districts as otherwise required. (5-8-23)T

04. Procedures for Additional Property Tax Relief. The procedures in this Subsection pertain to the distributions to each county pursuant to Section 57-810(2), Idaho Code, other than the amounts distributed to the school district facilities fund. (5-8-23)T

a. The amount of property tax levied for the current year and approved by the State Tax Commission will be the total amount based on approved property tax budgets for all taxing districts and amounts otherwise allocated to urban renewal agencies in each county. When this amount is determined for taxing districts located in more than one county, each county’s share will be based on the prorated amount of the district’s property tax being levied in that county. (5-8-23)T

b. In addition to the market values submitted to the State Tax Commission pursuant to Section 63-510, Idaho Code, each county auditor will include the net taxable value and increment value applicable to each urban renewal revenue allocation area within each taxing district. (5-8-23)T

c. Tax relief amounts provided pursuant to Section 57-810(2), Idaho Code, will be subtracted prior to determining amounts otherwise certified to the State Tax Commission on the property tax reduction roll pursuant to Section 63-707, Idaho Code. (5-8-23)T

05. Tax Cancellations and Levy Corrections. Tax cancellations and levy corrections pursuant to Section 63-810, Idaho Code, occurring after certification of tax relief amounts to be paid by the State Tax Commission to each county will not alter amounts to be paid by the State Tax Commission. Counties receiving tax relief payments that exceed the amount that would have been paid had the tax cancellations or levy corrections been known at the time of the certification of tax relief amounts will remit the excessive amount to the state general fund using the procedure required for homeowner property tax relief overpayments in Section 63-724, Idaho Code. (5-8-23)T

IDAPA 39 – IDAHO TRANSPORTATION DEPARTMENT

**39.03.40, 39.03.42, 39.03.48, 39.03.50, 39.04.01
JUNKYARDS AND DUMPS, HIGHWAY RIGHT-OF-WAY, ROUTES EXEMPT,
SAFETY REST AREAS, AND AVIATION**

DOCKET NO. 39-ZBRR-2302 (ZBR CHAPTER REWRITES)

**OMNIBUS NOTICE OF INTENT TO PROMULGATE RULES –
ZERO-BASED REGULATION (ZBR) 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:

Wednesday, June 14, 2023 1:00 p.m. to 4:00 p.m. (MT)
<i>In-person participation is available at:</i> ITD Headquarters 11331 W Chinden Blvd., Boise, ID 83714 - Building 8 American Falls Room
<i>Join on your computer, mobile app, or room device</i> Click here to join the meeting Meeting ID: 238 738 977 617 Passcode: DdgSva Download Teams Join on the web
<i>Join with a video conferencing device</i> itd.gov@m.webex.com Video Conference ID: 115 115 859 4 Alternate VTC instructions
<i>Or call in (audio only)</i> +1 208-473-7075,,831957479# United States, Boise Phone Conference ID: 831 957 479# Find a local number Reset PIN

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: Persons wishing to participate in the negotiated rulemaking must do the following:

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:

The June negotiated rulemaking meeting will invite discussion on the second cohort of our Zero-Based Regulation (ZBR) rule chapters to be reviewed this summer by the Idaho Transportation department. There will be a third cohort of ZBR rule chapters discussed in July. In support of the Governor's Red Tape Reduction initiative and in accordance with the [Zero-Based Regulation E. O. 2020-01](#) 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 IDAPA rule chapters are germane to this negotiated rulemaking notice:

- 39.03.40, *Rules Governing Junkyards and Dumps*;
- 39.03.42, *Rules Governing Highway Right-of-Way Encroachments on State Rights-of-Way*;
- 39.03.48, *Rules Governing Routes Exempt From Local Plans and Ordinances*;
- 39.03.50, *Rules Governing Safety Rest Areas*; and
- 39.04.01, *Rules Governing Federal Aviation Regulations*.

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 please contact Brendan Floyd, Policy Specialist, at 208-334-8474. 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 Thursday, June 15, 2023.

DATED this 7th Day of June, 2023.

Brendan Floyd
Office of Governmental Affairs
Idaho Transportation Department
11331 W. Chinden Blvd.
Boise, ID 83714
Phone: 208-334-8810
brendan.floyd@itd.idaho.gov

IDAPA 55 – STATE BOARD OF CAREER TECHNICAL EDUCATION

55.01.03 – RULES OF CAREER TECHNICAL SCHOOLS

DOCKET NO. 55-0103-2301

NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION (ZBR) 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 33-101, 33-105, 33-107, 33-1002G, 33-1629, 33-2202, 33-2207, and 33-2211 in Idaho Code.

MEETING SCHEDULE: Public meetings on the negotiated rulemaking will be held no later than June 23, 2023.

Specific meeting dates, times, and locations of scheduled meetings, details are forthcoming and will be provided on the agency website and on Townhall.Idaho.gov.

The meeting site(s) will be accessible to persons with disabilities, if needed. Requests for accommodation must be made at least one (1) day prior to the meeting to the agency address below.

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

Interested persons wishing to participate in the negotiated rulemaking may do so by contacting the undersigned either in writing, by email, or by calling the phone number listed below. Responses must be received by June 23, 2023.

Should a sufficient number of persons respond to this notice, negotiated meetings will be scheduled. All scheduled meetings shall be posted and made accessible on the agency website at the address listed below and via Townhall.Idaho.gov at least 48 hours before the meeting.

Failure of interested persons to respond to this notice of intent or the 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 shall have 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.

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:

In accordance with [Executive Order 2020-01](#), this rulemaking will be a review of the chapter for evaluation on how it can be improved, simplified, and streamlined.

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 Nicholas Wagner at rules@osbe.idaho.gov or (208)-488-7586. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho State Board of Education website at the following web address: <https://boardofed.idaho.gov/board-policies-rules/board-rules/education-rules/>.

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 23, 2023.

DATED this 5th day of May, 2023.

Nicholas Wagner
Administrative Rules Coordinator
Idaho State Board of Education
650 W State St.
PO Box 83720
Boise, Idaho 83720-0037
Phone: (208) 488-7586
fax: (208) 334-2632

IDAPA 55 – STATE BOARD OF CAREER TECHNICAL EDUCATION

55.01.04 – RULES GOVERNING IDAHO QUALITY PROGRAM STANDARDS INCENTIVE GRANTS AND AGRICULTURAL EDUCATION PROGRAM START-UP GRANTS

DOCKET NO. 55-0104-2301

NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION (ZBR) 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 33-1629, Idaho Code.

MEETING SCHEDULE: Public meetings on the negotiated rulemaking will be held no later than June 23, 2023.

Specific meeting dates, times, and locations of scheduled meetings, details are forthcoming and will be provided on the agency website and on Townhall.Idaho.gov.

The meeting site(s) will be accessible to persons with disabilities, if needed. Requests for accommodation must be made at least one (1) day prior to the meeting to the agency address below.

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

Interested persons wishing to participate in the negotiated rulemaking may do so by contacting the undersigned either in writing, by email, or by calling the phone number listed below. Responses must be received by June 23, 2023.

Should a sufficient number of persons respond to this notice, negotiated meetings will be scheduled. All scheduled meetings shall be posted and made accessible on the agency website at the address listed below and via Townhall.Idaho.gov at least 48 hours before the meeting.

Failure of interested persons to respond to this notice of intent or the 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 shall have 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.

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:

In accordance with [Executive Order 2020-01](#), this rulemaking will be a review of the chapter for evaluation on how it can be improved, simplified, and streamlined.

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 Nicholas Wagner at rules@osbe.idaho.gov or (208)-488-7586. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho State Board of Education website at the following web address: <https://boardofed.idaho.gov/board-policies-rules/board-rules/education-rules/>.

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 23, 2023.

DATED this 5th day of May, 2023.

Nicholas Wagner
Administrative Rules Coordinator
Idaho State Board of Education
650 W State St.
PO Box 83720
Boise, Idaho 83720-0037
Phone: (208) 488-7586
fax: (208) 334-2632

IDAPA 62 – OFFICE OF ADMINISTRATIVE HEARINGS

62.01.01 – IDAHO RULES OF ADMINISTRATIVE PROCEDURE

DOCKET NO. 62-0101-2301 (NEW CHAPTER)

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, 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 67-5206(6) and 67-5280(2)(c), Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by July 31, 2023.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the 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 shall have 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.

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

The new chapter of rules will simplify, modernize, and replace the existing Idaho Rules of Administrative Procedure of the Attorney General, which govern the conduct of contested cases before Idaho's administrative agencies.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, 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 (when available) contact Chief Administrative Hearing Officer Bryan Nickels at 208-605-4300. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Office of Administrative Hearings web site at the following web address: oah.idaho.gov.

DATED this 20th Day of April, 2023.

Bryan Nickels
Chief Administrative Hearing Officer
Office of Administrative Hearings
816 W. Bannock St., Suite 203 (physical and mailing)
Boise, ID 83702
208-605-4300

HOUSE CONCURRENT RESOLUTION NO. 5

Sixty-seventh Legislature

LEGISLATURE OF THE STATE OF IDAHO

First Regular Session – 2023

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 5
BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE
DEPARTMENT OF HEALTH AND WELFARE RELATING TO RESIDENTIAL ASSISTED LIVING
FACILITIES.

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 Residential Assisted Living Facilities are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that final rule contained in IDAPA 16.03.22, Section 152., Subsection 03.b.viii.; IDAPA 16.03.22, Section 152., Subsection 03.b.ix.; and IDAPA 16.03.22, Section 152., Subsection 03.b.x., relating to Residential Assisted Living Facilities, Rules of the Department of Health and Welfare, 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 RS30518 / HCR005

This is the removal of three rules that are unnecessary pertaining to IDAPA 16.03.22, Residential Assisted Living Facilities. The rules cause unnecessary burden to residents living in residential assisted living facilities and a rule will remain that will require nursing care is ensured by a licensed nurse and available to meet the needs of the residents.

FISCAL NOTE

This legislation causes no additional expenditure of funds at the state or local level of government, nor does it cause an increase or decrease in revenue for state or local government therefore the legislation has no fiscal impact.

Contact:

Representative Dori Healey
(208) 332-1000

Adopted: March 28, 2023.

HOUSE CONCURRENT RESOLUTION NO. 8

Sixty-seventh Legislature

LEGISLATURE OF THE STATE OF IDAHO

First Regular Session – 2023

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 8
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND APPROVING FEE AND NON-FEE RULES OF THE
DEPARTMENT OF INSURANCE REVIEWED BY THE HOUSE BUSINESS COMMITTEE AND SENATE
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 and to approve executive agency rules under the provisions of Section 67-5291, Idaho Code; 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 House Business Committee and the Senate Commerce and Human Resources Committee reviewed fee and non-fee rules adopted by the Department of Insurance; 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 First Regular Session of the Sixty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that all fee and non-fee rules adopted by the Department of Insurance, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2023 legislative session and reviewed by the House Business Committee and Senate Commerce and Human Resources Committee, be, and the same are approved.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS30419 / HCR008

This House Concurrent Resolution is to adopt all fee and non-fee rules from the Department of Insurance during the 2023 Legislative Session.

FISCAL NOTE

This legislation causes no additional expenditure of funds at the state or local level of government, nor does it cause an increase or decrease in revenue for state or local government. Therefore the legislation has no fiscal impact.

Contact:

Representative Jeff Ehlers
(208) 332-1000

Adopted: March 28, 2023.

HOUSE CONCURRENT RESOLUTION NO. 10

Sixty-seventh Legislature

LEGISLATURE OF THE STATE OF IDAHO

First Regular Session – 2023

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 10
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND APPROVING FEE RULES OF THE DEPARTMENT
OF ENVIRONMENTAL QUALITY REVIEWED BY THE HOUSE ENVIRONMENT, ENERGY, AND
TECHNOLOGY COMMITTEE AND SENATE RESOURCES AND ENVIRONMENT 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 and to approve executive agency rules under the provisions of Section 67-5291, Idaho Code; 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 House Environment, Energy, and Technology Committee and the Senate Resources and Environment Committee reviewed fee rules adopted by the Department of Environmental Quality; 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 First Regular Session of the Sixty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that all fee rules adopted by the Department of Environmental Quality, pursuant to the Administrative Procedure Act and submitted through the Office of the Administrative Rules Coordinator to the Legislature for review during the 2023 legislative session and reviewed by the House Environment, Energy, and Technology Committee and Senate Resources and Environment Committee, be, and the same are approved.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS30633 / HCR010

This House Concurrent Resolution is to adopt all fee and non-fee rules from the Department of Environmental Quality during the 2023 Legislative Session.

FISCAL NOTE

The legislation has no fiscal impact, because it is the approval of Administrative Rules.

Contact:

Representative Vito Barbieri
(208) 332-1000

Adopted: March 28, 2023.

HOUSE CONCURRENT RESOLUTION NO. 13

Sixty-seventh Legislature

LEGISLATURE OF THE STATE OF IDAHO

First Regular Session – 2023

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 13
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION
STATING LEGISLATIVE FINDINGS AND APPROVING FEE RULES OF THE DIVISION OF
OCCUPATIONAL AND PROFESSIONAL LICENSES REVIEWED BY THE HOUSE BUSINESS
COMMITTEE AND THE SENATE COMMERCE AND HUMAN RESOURCES COMMITTEE WITH
EXCEPTIONS.

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 Business Committee and the Senate Commerce and Human Resources Committee reviewed rules that impose a fee or charge adopted by the Division of Occupational and Professional Licenses; and

WHEREAS, it is the finding of the Legislature that rules of the Division of Occupational and Professional Licenses, Rules of the Idaho Electrical Board, are 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 First Regular Session of the Sixty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that pending fee rules adopted by the Division of Occupational and Professional Licenses, pursuant to the Administrative Procedure Act and submitted through the Office of the Administrative Rules Coordinator to the Legislature for review during the 2023 legislative session and reviewed by the House Business Committee and the Senate Commerce and Human Resources Committee, be, and the same are hereby approved, with the exception of the following enumerated pending fee rule.

BE IT FURTHER RESOLVED that Division of Occupational and Professional Licenses, Rules of the Idaho Electrical Board, IDAPA 24.39.10, Docket No. 24-3910-2201, Section 100., Subsection 05.; Section 200., Subsection 34 03.c.; Section 200., Subsection 03.c.i.; and Section 600., only, are hereby rejected and not approved, and thereby pursuant to Sections 67-5291 and 67-5224, Idaho Code, are declared null, void, and of no force and effect.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS30692 / HCR013

This House Concurrent Resolution is to adopt the fee and non-fee rules (excluding Department of Insurance rules from a previous resolution) before the House Business Committee during the 2023 Legislative Session.

FISCAL NOTE

This legislation causes no additional expenditure of funds at the state or local level of government, nor does it cause an increase or decrease in revenue for state or local government. Therefore, the legislation has no fiscal impact.

Contact:

Representative Jeff Ehlers
(208) 332-1000

Adopted: March 28, 2023.

SENATE CONCURRENT RESOLUTION NO. 103

Sixty-seventh Legislature
LEGISLATURE OF THE STATE OF IDAHO
First Regular Session – 2023

IN THE SENATE
SENATE CONCURRENT RESOLUTION NO. 103
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION
STATING LEGISLATIVE FINDINGS AND APPROVING FEE RULES OF THE DEPARTMENT OF AGRICULTURE, THE IDAHO SHEEP AND GOAT HEALTH BOARD, AND THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES REVIEWED BY THE SENATE AGRICULTURAL AFFAIRS COMMITTEE AND HOUSE AGRICULTURAL AFFAIRS 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 and to approve executive agency rules under the provisions of Section 67-5291, Idaho Code; 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 Senate Agricultural Affairs Committee and the House Agricultural Affairs Committee reviewed fee rules adopted by the Department of Agriculture, the Idaho Sheep and Goat Health Board, and the Division of Occupational and Professional Licenses; 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 First Regular Session of the Sixty-seventh Idaho Legislature, the Senate and the House of Representatives concurring therein, that all fee rules adopted by the Department of Agriculture, the Idaho Sheep and Goat Health Board, and the Division of Occupational and Professional Licenses pursuant to the Administrative Procedure Act and submitted through the Office of the Administrative Rules Coordinator to the Legislature for review during the 2023 legislative session and reviewed by the Senate Agricultural Affairs Committee and House Agricultural Affairs Committee, be, and the same are approved.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS30632 / SCR103

This SCR Members of the first Regular Session of the Sixty-seventh Idaho Legislature, the Senate and House of Representatives concurring that all fee rules adopted by the Department of Agriculture, the Idaho Sheep and Goat Health Board, and the Division of Occupational and Professional Licenses pursuant to the Administrative Procedure Act and submitted through the office of the Administrative Rules Coordinator to the Legislature for review during the 2023 legislative session and reviewed by the Senate Agricultural Affairs Committee and House Agricultural Affairs Committee, be, and the same are approved.

FISCAL NOTE

There is no fiscal note to approving these rules.

Contact:

Senator Linda Wright Hartgen, Chairman
(208) 332-1318
Representative Kevin Andrus
(208) 332-1045

Adopted: March 23, 2023.

SENATE CONCURRENT RESOLUTION NO. 107

Sixty-seventh Legislature

LEGISLATURE OF THE STATE OF IDAHO

First Regular Session – 2023

IN THE SENATE
SENATE CONCURRENT RESOLUTION NO. 107
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE STATE
BOARD OF EDUCATION RELATING TO REGISTRATION OF POSTSECONDARY EDUCATIONAL
INSTITUTIONS AND PROPRIETARY SCHOOLS.

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 a certain rule of the State Board of Education relating to Registration of Postsecondary Educational Institutions and Proprietary Schools is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-seventh Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 08.01.11, Section 200, Subsection 03.a, relating to Registration of Postsecondary Educational Institutions and Proprietary Schools, Rules of the State Board Education, adopted as a pending rule under Docket Number 08-0111-2201, 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
RS30639 / SCR107**

This resolution rejects a certain rule in IDAPA 08 relating to the Registration of Postsecondary Institutions and Proprietary Schools.

FISCAL NOTE

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

Contact:

Senator Dave Lent
(208) 332-1000

Adopted: March 30, 2023.

Sections Affected Index

IDAPA 08 – STATE BOARD OF EDUCATION

08.01.11 – Registration of Postsecondary Educational Institutions and Proprietary Schools

Docket No. 08-0111-2201 (ZBR Chapter Rewrite)

200. Registration Of Postsecondary Educational Institutions. 40

08.02.01 – Rules Governing Administration

Docket No. 08-0201-2301

250. Pupil Accounting And Required Instructional Time. 44

IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE

16.03.22 – Residential Assisted Living Facilities

Docket No. 16-0322-2300L

152. Admission Requirements. 51

IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES

24.39.10 – Rules of the Idaho Electrical Board

Docket No. 24-3910-2201 (ZBR Chapter Rewrite)

100. Licensure And Registration. 60

101. – 199. (Reserved) 61

200. Practice Standards. 61

501. – 999. (Reserved) 68

IDAPA 35 – STATE TAX COMMISSION

35.01.03 – Property Tax Administrative Rules

Docket No. 35-0103-2302

810. Property Tax Relief (Rule 810)..... 82

LEGAL NOTICE

Summary of Proposed Rulemakings

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

The following agencies of the state of Idaho have published the complete text and all required information concerning their intent to change or make new the following rules in the latest publication of the state Administrative Bulletin.

***THERE ARE NO PROPOSED RULES PUBLISHED IN
THE JUNE 7, 2023, IDAHO ADMINISTRATIVE BULLETIN, VOL. 23-6***

Please refer to the Idaho Administrative Bulletin **June 7, 2023, Volume 23-6**, for the notices and text of all rulemakings, proclamations, negotiated rulemaking and public hearing information and schedules, executive orders of the Governor, and agency contact information.

Electronic issues of the Idaho Administrative Bulletin can be viewed at 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

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.

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 – June 7, 2023

(PLR 2023) – Final Effective Date Is Pending Legislative Review in 2023

(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-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 02, Chapters 13, 15; Title 03, Chapter 03; Title 04, Chapters 14, 23, 30, 32; and Title 06, Chapters 04, 09, 10, 16 – Bulletin Vol. 23-5

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

02.01.04, Rules Governing the Voluntary Idaho Preferred® Promotion Program

02-0104-2201 OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 103, Bulletin Vol. 23-6 (eff. 3-23-23)

02-0104-2201 Adoption of Pending Fee Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-10 (PLR 2023)

02-0104-2201 Notice of Temporary and Proposed Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 22-7 (eff. 7-6-22)T

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

02.02.02, Rules Governing Grading and Controlled Atmosphere Storage of Apples

02-0202-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

02-0202-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-10 (PLR 2023)

02-0202-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7

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

02.04.04, Rules for Artificial Dairy Products

02-0404-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

02-0404-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-10 (PLR 2023)

02-0404-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7

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

02.02.13, Commodity Dealers’ Rules

02-ZBRR-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 02, Chapter 13 – Bulletin Vol. 23-5

02.02.15, Rules Governing the Seed Indemnity Fund

02-ZBRR-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 02, Chapter 15 – Bulletin Vol. 23-5

02.03.03, Rules Governing Pesticide and Chemigation Use and Application

02-ZBRR-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 03, Chapter 3 – Bulletin Vol. 23-5

02.04.14, Rules Governing Dairy Byproduct

02-ZBRR-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 04, Chapter 14 – Bulletin Vol. 23-5

02.04.15, Rules Governing Beef Cattle Animal Feeding Operations

02-0415-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

02-0415-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-10 (PLR 2023)

02-0415-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7

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

- 02-0417-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 02-0417-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-10 (PLR 2023)
- 02-0417-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7
- 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 (Terminated)*

02.04.23, Rules Governing Commercial Livestock Truck Washing Facilities

- 02-ZBRR-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 04, Chapter 23 – Bulletin Vol. 23-5

02.04.25, Rules Governing Private Feeding of Big Game Animals

- 02-0425-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 02-0425-2201 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 23-1 (PLR 2023)
- 02-0425-2201 Notice of Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 22-10

02.04.29, Rules Governing Trichomoniasis

- 02-0429-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 02-0429-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-10 (PLR 2023)
- 02-0429-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7
- 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

02.04.30, Rules Governing Environmental and Nutrient Management

- 02-ZBRR-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 04, Chapter 30 – Bulletin Vol. 23-5

02.04.32, Rules Governing Poultry Operations

- 02-ZBRR-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 04, Chapter 32 – Bulletin Vol. 23-5

02.06.02, Rules Governing Registrations and Licenses

- 02-0602-2201 OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 103, Bulletin Vol. 23-6 (eff. 3-23-23)
- 02-0602-2201 Adoption of Pending Fee Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-10 (PLR 2023)
- 02-0602-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 22-7
- 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

02.06.04, Rules Governing Plant Exports

- 02-ZBRR-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 06, Chapter 04 – Bulletin Vol. 23-5

02.06.05, Rules Governing Plant Disease and Quarantines

- 02-0605-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 02-0605-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-10 (PLR 2023)
- 02-0605-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7
- 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

02.06.09, Rules Governing Invasive Species and Noxious Weeds

- 02-ZBRR-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 06, Chapter 09 – Bulletin Vol. 23-5

02.06.10, Rules Governing the Growing of Potatoes

02-ZBRR-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 06, Chapter 10 – Bulletin Vol. 23-5

02.06.16, Rules Governing Honey Standards

02-ZBRR-2301 *Rules of the Idaho Department of Agriculture* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 06, Chapter 16 – Bulletin Vol. 23-5

02.06.33, Organic Food Products Rules

02-0633-2201 OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 103, Bulletin Vol. 23-6 (eff. 3-23-23)

02-0633-2201 Adoption of Pending Fee Rule, Bulletin Vol. 23-1 (PLR 2023)

02-0633-2201 Notice of Temporary and Proposed (Fee) Rule, Bulletin Vol. 22-7 (eff. 5-4-22)T

02.08.01, Sheep and Goat Rules of the Idaho Sheep and Goat Health Board

02-0801-2201 OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 103, Bulletin Vol. 23-6 (eff. 3-23-23)

02-0801-2201 Adoption of Pending Fee Rule (New Chapter), Bulletin Vol. 22-12 (PLR 2023)

02-0801-2201 Notice of Temporary and Proposed Rule (New Chapter, Fee Rule), Bulletin Vol. 22-7 (eff. 4-27-22)T

IDAPA 05 – DEPARTMENT OF JUVENILE CORRECTIONS

05.01.02, Rules and Standards for Secure Juvenile Detention Centers

05-0102-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-6

05.01.03, Rules of the Custody Review Board

05-0103-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

05-0103-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-10 (PLR 2023)

05-0103-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7

05-0103-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

05.01.04, Uniform Standards for Juvenile Probation Services

05-0104-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-4

05.02.01, Rules for Residential Treatment Providers

05-0201-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-6

**IDAPA 08 – IDAHO STATE BOARD OF EDUCATION
AND STATE DEPARTMENT OF EDUCATION**

08.01.02, Rules Governing the Postsecondary Credit Scholarship Program

08-0102-2301 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 23-6

08.01.11, Registration of Postsecondary Educational Institutions and Proprietary Schools

08-0111-2201 OARC Omnibus Notice of Legislative Action – Pending Rule Rejected in Part by SCR 107, Bulletin Vol. 23-6 (eff. 3-30-23)

08-0111-2201 Notice of Final Rule – Agency Filing – Partial Rejection of Pending Rule by SCR 107, Bulletin Vol. 23-6

08-0111-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 23-1 (PLR 2023)

08-0111-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 22-10

08-0111-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-7

08.01.13, Rules Governing the Opportunity Scholarship Program

08-0113-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

08-0113-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 23-1 (PLR 2023)

08-0113-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-10

08-0113-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-7

08.02.01, Rules Governing Administration

- 08-0201-2301 Adoption of Temporary Rule, Bulletin Vol. 23-6 (eff. 4-6-23)T
- 08-0201-2201 *Adoption of Temporary Rule, Bulletin Vol. 22-6 (eff. 4-20-22)T (expired sine die 2023)*

08.02.02, Rules Governing Uniformity

- 08-0202-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 08-0202-2201 Adoption of Pending Rule, Bulletin Vol. 23-1 (PLR 2023)
- 08-0202-2201 Notice of Proposed Rulemaking, Bulletin Vol. 22-10
- 08-0202-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-7

08.02.03, Rules Governing Thoroughness

- 08-0203-2301 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 23-6
- 08-0203-2203 *Adoption of Temporary Rule, Bulletin Vol. 22-11 (eff. 10-20-22)T (expired sine die 2023)*
- 08-0203-2202 *Adoption of Temporary Rule, Bulletin Vol. 22-8 (eff. 6-15-22)T (expired sine die 2023)*
- 08-0203-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 08-0203-2201 Adoption of Pending Rule, Bulletin Vol. 23-1 (PLR 2023)
- 08-0203-2201 Notice of Proposed Rulemaking, Bulletin Vol. 22-10
- 08-0203-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-7

08.02.04, Rules Governing Public Charter Schools

- 08-0204-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 08-0204-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 23-1 (PLR 2023)
- 08-0204-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-10
- 08-0204-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-7

08.03.01, Rules of the Public Charter School Commission

- 08-0301-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 08-0301-2201 Adoption of Pending Rule (ZBR Chapter Repeal), Bulletin Vol. 23-1 (PLR 2023)
- 08-0301-2201 Notice of Proposed Rulemaking (ZBR Chapter Repeal), Bulletin Vol. 22-10
- 08-0301-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-7

08.04.01, Rules of the Idaho Digital Learning Academy

- 08-0401-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-6

IDAPA 11 – IDAHO STATE POLICE

Idaho State Racing Commission

11.04.01, Rules Governing the Idaho State Racing Commission

- 11-0401-2301 Notice of Temporary and Proposed Rule (New Chapter, Fee Rule), Bulletin Vol. 23-5 (eff. 4-6-23)T
- 11-0401-2201 *OARC Omnibus Notice of Legislative Action – Pending Fee Rule Not Approved, Bulletin Vol. 23-6 (Null and Void)*
- 11-0401-2201 *Adoption of Pending Fee Rule (New ZBR Chapter), Bulletin Vol. 22-12 (PLR 2023)*
- 11-0401-2201 *Notice of Proposed Rulemaking (New ZBR Chapter, Fee Rule), Bulletin Vol. 22-10*
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11-0404-2201 Adoption of Pending Rule (ZBR Chapter Repeal), Bulletin Vol. 22-12 (PLR 2023)
11-0404-2201 Notice of Proposed Rulemaking (ZBR Chapter Repeal), Bulletin Vol. 22-10
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11-0407-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
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11-0411-2201 *Adoption of Pending Rule (ZBR Chapter Repeal), Bulletin Vol. 22-12 (PLR 2023)*

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11-ZBRR-2201 *Rules of the Idaho State Racing Commission – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 11 – Bulletin Vol. 22-7*

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11-0413-2201 *Adoption of Pending Rule (ZBR Chapter Repeal), Bulletin Vol. 22-12 (PLR 2023)*

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11-ZBRR-2201 *Rules of the Idaho State Racing Commission – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 13 – Bulletin Vol. 22-7*

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11-0414-2201 *OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)*

11-0414-2201 *Adoption of Pending Rule (ZBR Chapter Repeal), Bulletin Vol. 22-12 (PLR 2023)*

11-0414-2201 *Notice of Proposed Rulemaking (ZBR Chapter Repeal), Bulletin Vol. 22-10*

11-ZBRR-2201 *Rules of the Idaho State Racing Commission – Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 04, Chapter 14 – Bulletin Vol. 22-7*

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11-0415-2201 *Adoption of Pending Rule (ZBR Chapter Repeal), Bulletin Vol. 22-12 (PLR 2023)*

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11-1001-2201 *Notice of Proposed Rulemaking (Fee Rule), Bulletin Vol. 22-10*

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- [13-0102-2201*](#) Adoption of Pending Fee Rule (ZBR Chapter Rewrite), Bulletin Vol. 23-1 (PLR 2023)
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- [13-0104-2203](#) *Notice of Temporary Rulemaking, Bulletin Vol. 22-9 (eff. 7-28-22)T (expired sine die 2023)*
- [13-0104-2202](#) OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
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**Renames chapter from: “Rules Governing Feeding of Pronghorn Antelope, Elk, and Deer”
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[13-0118-2201*](#) Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 23-1 (PLR 2023)

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- 15-1001-2201 Adoption of Pending Fee Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-9 (PLR 2023)
- 15-1001-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 22-7
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- 16-0103-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 16-0103-2201 Adoption of Pending Rule, Bulletin Vol. 22-12 (PLR 2023)
- 16-0103-2201 Notice of Proposed Rulemaking, Bulletin Vol. 22-7

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- 16-0106-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 16-0106-2201 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 22-12 (PLR 2023)
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- 16-0201-2201 OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 14, Bulletin Vol. 23-6 (eff. 3-28-23)
- 16-0201-2201 Adoption of Pending Fee Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-12 (PLR 2023)
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- 16-0309-2201 Adoption of Pending Rule, Bulletin Vol. 22-11 (PLR 2023)
- 16-0309-2201 Notice of Proposed Rulemaking, Bulletin Vol. 22-7
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- 16-0317-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
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- 16-0324-2201 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 22-11 (PLR 2023)
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- 16-0324-2201 Adoption of Temporary Rule (Chapter Repeal), Bulletin Vol. 22-6 (eff. 3-29-22)T

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- 16-0325-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 16-0325-2201 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 22-11 (PLR 2023)
- 16-0325-2201 Notice of Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 22-7

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- 16-0414-2201* OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
*Renames chapter from: “Rules Governing the Low Income Home Energy Assistance Program”
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- 16-0414-2201*** Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-11 (PLR 2023)
16-0414-2201* Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-8

16.04.18, Children’s Agencies and Residential Licensing

- 16-0418-2301** Notice of Temporary and Proposed Rule, Bulletin Vol. 23-5 (eff. 4-6-23)T
- 16-0418-2201** OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
16-0418-2201 Adoption of Pending Rule (New Chapter), Bulletin Vol. 23-1 (PLR 2023)
16-0418-2201 Notice of Proposed Rulemaking (New Chapter), Bulletin Vol. 22-9

16.05.03, Contested Cases Proceedings and Declaratory Rulings

- 16-0503-2301** Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-2
16-0503-2301 (2nd) Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-3

16.05.04, Domestic Violence Council Grants

- 16-0504-2101*** OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
*Renames chapter from: “Rules of the Idaho Council on Domestic Violence and Victim Assistance Grant Funding,” to: “Domestic Violence Council Grants”
- 16-0504-2101*** Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-11 (PLR 2023)
16-0504-2101* Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-8
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** OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 14, Bulletin Vol. 23-6 (eff. 3-28-23)
16-0506-2201 Adoption of Pending Fee Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-12 (PLR 2023)
16-0506-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-8
16-0506-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

16.06.01, Child and Family Services

- 16-0601-2202** OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
16-0601-2202 Adoption of Pending Rule, Bulletin Vol. 22-12 (PLR 2023)
16-0601-2202 Proposed Rulemaking, Bulletin Vol. 22-9
- 16-0601-2201** OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
16-0601-2201 Adoption of Pending Rule, Bulletin Vol. 22-12 (PLR 2023)
16-0601-2201 Notice of Temporary and Proposed Rule, Bulletin Vol. 22-9 (eff. 8-18-22)T

16.06.02, Child Care and Foster Care Licensing

- 16-0602-2201*** OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 14, Bulletin Vol. 23-6 (eff. 3-28-23)
*Renames chapter from: “Child Care Licensing,” to: “Child Care and Foster Care Licensing”
- 16-0602-2201*** Adoption of Pending Fee Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-12 (PLR 2023)
16-0602-2201* Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 22-9
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

16.06.12, Idaho Child Care Program (ICCP)

- 16-0612-2201** OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
16-0612-2201 Adoption of Pending Rule, Bulletin Vol. 22-12 (PLR 2023)
16-0612-2201 Notice of Proposed Rulemaking, Bulletin Vol. 22-10

16.07.19, Certification of Peer Support Specialists and Family Support Partners

- 16-0719-2301** Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-2

16.07.25, Prevention of Minors' Access to Tobacco Products

- 16-0725-2301** Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-3

16.07.33, Adult Mental Health Services

- 16-0733-2201** OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
16-0733-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-12 (PLR 2023)
16-0733-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-9
16-0733-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-2

IDAPA 17 – INDUSTRIAL COMMISSION

17.01.01, Administrative Rules Under the Worker's Compensation Law

- 17-0101-2202** OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
17-0101-2202 Adoption of Pending Rule, Bulletin Vol. 22-12 (PLR 2023)
17-0101-2202 Notice of Temporary and Proposed Rule, Bulletin Vol. 22-9 (eff. 8-3-22)T

- 17-0101-2201** OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
17-0101-2201 Adoption of Pending Rule, Bulletin Vol. 22-12 (PLR 2023)
17-0101-2201 Notice of Temporary and Proposed Rule, Bulletin Vol. 22-7 (eff. 7-1-22)T

17.10.01, Administrative Rules Under the Crime Victims Compensation Act

- 17-1001-2301** (Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-6
17-1001-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-5

17.11.01, Administrative Rules of Peace Officer and Detention Officer Temporary Disability Act

- 17-1101-2201** OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
17-1101-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-12 (PLR 2023)
17-1101-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-10
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-2301 Rules of the Idaho Department of Insurance** – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 01, Chapter 02; Title 04, Chapters 04, 08; Title 06, Chapters 01-03; Title 07, Chapters 06, 10; and Title 08, Chapter 01 – Bulletin Vol. 23-6

- 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

18.01.02, Schedule of Fees, Licenses, and Miscellaneous Charges

- 18-ZBRR-2301 Rules of the Idaho Department of Insurance** – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 01, Chapter 02 – Bulletin Vol. 23-6

18.02.02, Automobile Insurance Policies

- 18-0202-2201** OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
18-0202-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-11 (PLR 2023)
18-0202-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7
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

- 18-0203-2201** OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

- 18-0203-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-11 (PLR 2023)
- 18-0203-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7
- 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

18.04.04, Rule to Implement the Managed Care Reform Act

- 18-ZBRR-2301 *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 04, Chapter 04 – Bulletin Vol. 23-6

18.04.08, Individual Disability and Group Supplemental Disability Insurance Minimum Standards Rule

- 18-ZBRR-2301 *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 04, Chapter 08 – Bulletin Vol. 23-6

18.06.01, Rules Pertaining to Bail Agents

- 18-ZBRR-2301 *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 06, Chapter 01 – Bulletin Vol. 23-6

18.06.02, Producers Handling of Fiduciary Funds

- 18-ZBRR-2301 *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 06, Chapter 02 – Bulletin Vol. 23-6

18.06.03, Rules Governing Disclosure Requirements for Insurance Producers When Charging Fees

- 18-ZBRR-2301 *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 06, Chapter 03 – Bulletin Vol. 23-6

18.07.01, Rules for Acquiring Control, Insurance Holding Company Systems and Mutual Insurance Holding Companies

- 18-0701-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 18-0701-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-11 (PLR 2023)
- 18-0701-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7
- 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

- 18-0702-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 18-0702-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-11 (PLR 2023)
- 18-0702-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7
- 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 Use of Select Mortality Factors

- 18-0703-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 18-0703-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-11 (PLR 2023)
- 18-0703-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7
- 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

18.07.06, Rules Governing Life and Health Reinsurance Agreements

- 18-ZBRR-2301 *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 07, Chapter 06 – Bulletin Vol. 23-6

18.07.08, Property and Casualty Actuarial Opinion Rule

- 18-0708-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 18-0708-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-11 (PLR 2023)
- 18-0708-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7

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

18-0709-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

18-0709-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-11 (PLR 2023)

18-0709-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7

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

18.07.10, Corporate Governance Annual Disclosure

18-ZBRR-2301 *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 07, Chapter 10 – Bulletin Vol. 23-6

18.08.01, Adoption of the International Fire Code

18-ZBRR-2301 *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 08, Chapter 01 – Bulletin Vol. 23-6

18.08.02, Fire Protection Sprinkler Contractors

18-0802-2201 OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 8, Bulletin Vol. 23-6 (eff. 3-28-23)

18-0802-2201 Adoption of Pending Fee Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-11 (PLR 2023)

18-0802-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 22-7

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

20.01.01, Rules of Practice and Procedure Before the State Board of Land Commissioners

20-0101-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-5

20.02.14, Rules for Selling Forest Products on State-Owned Endowment Lands

20-0214-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

20-0214-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-12 (PLR 2023)

20-0214-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-9

20-0214-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-3

20.03.01, Rules Governing Dredge and Placer Mining Operations in Idaho

20-0301-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-4

20.03.03, Rules Governing Administration of the Reclamation Fund

20-0303-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-4

20.03.05, Riverbed Mineral Leasing in Idaho

20-0305-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-4

20.03.17, Rules Governing Leases On State-Owned Navigable Waterways

20-0317-2201* OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 108, Bulletin Vol. 23-6 (eff. 3-30-23)
*Renames chapter from: “*Rules Governing Leases on State-Owned Submerged Lands and Formerly Submerged Lands,*” to: “*Rules Governing Leases On State-Owned Navigable Waterways*”

20-0317-2201* Adoption of Pending Fee Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-12 (PLR 2023)

20-0317-2201* Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 22-9

20-0317-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

20.03.05, Rules Pertaining to the Recreational Use of Endowment Land

20-0501-2301 Notice of Intent to Promulgate Rules (New Chapter) – Negotiated Rulemaking, Bulletin Vol. 23-6

IDAPA 21 – DIVISION OF VETERANS SERVICES

21.01.01, Rules Governing Admission, Residency, and Maintenance Charges in Idaho State Veterans Homes and Division of Veterans Services Administrative Procedure

21-0101-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

21-0101-2201 Adoption of Pending Rule, Bulletin Vol. 23-1 (PLR 2023)

21-0101-2201 Notice of Proposed Rulemaking, Bulletin Vol. 22-11

21.01.04, Rules Governing Idaho State Veterans Cemeteries

21-0104-2301 Notice of Temporary and Proposed Rule, Bulletin Vol. 23-3 (eff. 3-1-23)T

IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 01, Chapter 01; Title 05, Chapter 01; Title 06, Chapter 01; Title 07, Chapter 01; Title 11, Chapter 01; Title 13, Chapter 01; Title 14, Chapter 01; Title 15, Chapter 01; Title 16, Chapter 01; Title 18, Chapter 01; Title 27, Chapter 01; Title 28, Chapter 01; Title 31, Chapter 01; Title 38, Chapter 01; and Title 39, Chapters 30, 31, 50 – Bulletin Vol. 23-6

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 01, Chapter 01; Title 05, Chapter 01; Title 06, Chapter 01; Title 07, Chapter 01; Title 11, Chapter 01; Title 13, Chapter 01; Title 14, Chapter 01; Title 15, Chapter 01; Title 16, Chapter 01; Title 18, Chapter 01; Title 27, Chapter 01; Title 28, Chapter 01; Title 31, Chapter 01; Title 38, Chapter 01; and Title 39, Chapters 30, 31, 50 – Bulletin Vol. 23-4

24-0000-2201F *Rules of the Division of Occupational and Professional Licenses (health care related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 15 – Codifies Title 03, Chapter 01; Title 06, 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 19, Chapter 01; Title 23, Chapter 01; Title 24, Chapter 01; Title 26, Chapter 01; Title 27, Chapter 01; Title 31, Chapter 01; Title 33, Chapters 01, 02, 04-07; Title 34, Chapter 01; and Title 36, Chapter 01 – Bulletin Vol. 23-6 (eff. 3-28-23)

24-0000-2201F *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Adopts Title 03, Chapter 01; Title 06, 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 19, Chapter 01; Title 23, Chapter 01; Title 24, Chapter 01; Title 26, Chapter 01; Title 27, Chapter 01; Title 31, Chapter 01; Title 33, Chapters 01, 02, 04-07; Title 34, Chapter 01; and Title 36, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)

24-0000-2201F *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Proposes Title 03, Chapter 01; Title 06, 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 19, Chapter 01; Title 23, Chapter 01; Title 24, Chapter 01; Title 26, Chapter 01; Title 27, Chapter 01; Title 31, Chapter 01; Title 33, Chapters 01, 02, 04-07; Title 34, Chapter 01; and Title 36, Chapter 01 – Bulletin Vol. 22-10

24-0000-2201F *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule – Reauthorizes Title 03, Chapter 01; Title 06, 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 19, Chapter 01; Title 23, Chapter 01; Title 24, Chapter 01; Title 26, Chapter 01; Title 27, Chapter 01; Title 31, Chapter 01; Title 33, Chapters 01, 02, 04-07; Title 34, Chapter 01; and Title 36, Chapter 01 – Bulletin Vol. 22-6 (eff. 3-31-22)T

24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 13 – Codifies Title 01, Chapter 01; Title 04, Chapter 01; Title 07, Chapter 01; Title 08, Chapter 01; Title 18, Chapter 01; Title 21, Chapter 01; Title 22, Chapter 01; Title 25, Chapter 01; Title 28, Chapter 01; Title 29, Chapter 01; Title 30, Chapter 01; Title 32, Chapter 01; Title 37, Chapter 01; and Title 39, Chapters 20, 31, 40, 50, 70, 90 – Bulletin Vol. 23-6 (eff. 3-28-23)

24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Adopts Title 01, Chapter 01; Title 04, Chapter 01; Title 07, Chapter 01; Title 08, Chapter 01; Title 18, Chapter 01; Title 21, Chapter 01; Title 22, Chapter 01; Title 25, Chapter 01; Title 28, Chapter 01; Title 29, Chapter 01; Title 30, Chapter 01; Title 32, Chapter 01; Title 37, Chapter 01; and Title 39, Chapters 20, 31, 40, 50, 70, 90 – Bulletin Vol. 22-12 (PLR 2023)

24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Proposes Title 01, Chapter 01; Title 04, Chapter 01; Title 07, Chapter 01; Title 08, Chapter 01; Title 18, Chapter 01; Title 21, Chapter 01; Title 22, Chapter 01; Title 25, Chapter 01; Title 28, Chapter 01; Title 29, Chapter 01; Title 30, Chapter 01; Title 32, Chapter 01; Title 37, Chapter 01; and Title 39, Chapters 20, 31, 40, 50, 70, 90 – Bulletin Vol. 22-10

24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule – Reauthorizes Title 01, Chapter 01; Title 04, Chapter 01; Title 07, Chapter 01; Title 08, Chapter 01; Title 18, Chapter 01; Title 21, Chapter 01; Title 22, Chapter 01; Title 25, Chapter 01; Title 28, Chapter 01; Title 29, Chapter 01; Title 30, Chapter 01; Title 32, Chapter 01; Title 37, Chapter 01; and Title 39, Chapters 10, 20, 30, 31, 40, 50, 70, 90 – Bulletin Vol. 22-6 (eff. 3-31-22)T

24-ZBRR-2201* *Rules of the Division of Occupational and Professional Licenses* – (*Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 10, Chapter 01; Title 12, Chapter 01; Title 23, Chapter 01; Title 30, Chapter 01; Title 34, Chapter 01; Title 35, Chapter 01; and Title 39, Chapters 10, 30 – Bulletin Vol. 22-7

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 10, 20, 30, 70 – Bulletin Vol. 22-5

24.01.01, Rules of the Board of Architectural Examiners

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 01, Chapter 01 – Bulletin Vol. 23-6

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 01, Chapter 01 – Bulletin Vol. 23-4

24.02.01, Rules of the State Athletic Commission

24-0201-2200F *Rules of the State Athletic Commission – OARC Omnibus Notice of Legislative Action - Pending Fee Rule Not Approved by the 2023 Legislature – Bulletin Vol. 23-6 (Null and Void)*

24-0201-2200F *Rules of the State Athletic Commission – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Adopts Title 02, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)*

24-0201-2200F *Rules of the State Athletic Commission – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Proposes Title 02, Chapter 01 – Bulletin Vol. 22-10*

24-0201-2200F *Rules of the State Athletic Commission – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule – Reauthorizes Title 02, Chapter 01 – Bulletin Vol. 22-6 (eff. 3-31-22)T*

24.05.01, Rules of the Board of Drinking Water and Wastewater Professionals

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 05, Chapter 01 – Bulletin Vol. 23-6

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 05, Chapter 01 – Bulletin Vol. 23-4

24-0501-2200F *Rules of the Board of Drinking Water and Wastewater Professionals – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 11, Bulletin Vol. 23-6 (eff. 3-28-23)*

24-0501-2200F *Rules of the Board of Drinking Water and Wastewater Professionals – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Adopts Title 05, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)*

24-0501-2200F *Rules of the Board of Drinking Water and Wastewater Professionals – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Proposes Title 05, Chapter 01 – Bulletin Vol. 22-10*

24-0501-2200F *Rules of the Board of Drinking Water and Wastewater Professionals – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule – Reauthorizes Title 05, Chapter 01 – Bulletin Vol. 22-6 (eff. 3-31-22)T*

24.06.01, Rules for the Licensure of Occupational Therapists and Occupational Therapy Assistants

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 06, Chapter 01 – Bulletin Vol. 23-6

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 06, Chapter 01 – Bulletin Vol. 23-4

24.07.01, Rules of the Idaho State Board of Landscape Architects

- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 07, Chapter 01 – Bulletin Vol. 23-6
- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 01, Chapter 07 – Bulletin Vol. 23-4

24.10.01, Rules of the State Board of Optometry

- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 15 – Codifies Title 10, Chapter 01 – Bulletin Vol. 23-6 (eff. 3-28-23)
- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – ZBR Chapter Rewrite of Title 10, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)
- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – ZBR Chapter Rewrite of Title 10, Chapter 01 – Bulletin Vol. 22-10
- 24-ZBRR-2201*** *Rules of the Division of Occupational and Professional Licenses* – (*Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 10, Chapter 01 – Bulletin Vol. 22-7
- 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

24.11.01, Rules of the State Board of Podiatry

- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 11, Chapter 01 – Bulletin Vol. 23-6
- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 11, Chapter 01 – Bulletin Vol. 23-4

24.12.01, Rules of the Idaho State Board of Psychologist Examiners

- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 15 – Codifies Title 12, Chapter 01 – Bulletin Vol. 23-6 (eff. 3-28-23)
- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – ZBR Chapter Rewrite of Title 12, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)
- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – ZBR Chapter Rewrite of Title 12, Chapter 01 – Bulletin Vol. 22-10
- 24-ZBRR-2201*** *Rules of the Division of Occupational and Professional Licenses* – (*Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 12, Chapter 01 – Bulletin Vol. 22-7
- 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

24.13.01, Rules Governing the Physical Therapy Licensure Board

- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 13, Chapter 01 – Bulletin Vol. 23-6
- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 13, Chapter 01 – Bulletin Vol. 23-4

24.14.01, Rules of the State Board of Social Work Examiners

- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 14, Chapter 01 – Bulletin Vol. 23-6
- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 1s4, Chapter 01 – Bulletin Vol. 23-4

24.15.01, Rules of the Idaho Licensing Board of Professional Counselors and Marriage and Family Therapists

- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 15, Chapter 01 – Bulletin Vol. 23-6
- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 15, Chapter 01 – Bulletin Vol. 23-4

24.16.01, Rules of the State Board of Dentistry

- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 16, Chapter 01 – Bulletin Vol. 23-6
- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 16, Chapter 01 – Bulletin Vol. 23-4

24.17.01, Rules of the State Board of Acupuncture

- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 15 – Codifies Title 17, Chapter 01 – Bulletin Vol. 23-6 (eff. 3-28-23)
- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – ZBR Chapter Rewrite of Title 17, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)
- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – ZBR Chapter Rewrite of Title 17, Chapter 01 – Bulletin Vol. 22-10
- 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

24.18.01, Rules of the Real Estate Appraiser Board

- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 18, Chapter 01 – Bulletin Vol. 23-6
- 24-ZBRR-2301** *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 18, Chapter 01 – Bulletin Vol. 23-4

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

- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 15 – Codifies Title 23, Chapter 01 – Bulletin Vol. 23-6 (eff. 3-28-23)
- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – ZBR Chapter Rewrite of Title 23, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)
- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – ZBR Chapter Rewrite of Title 23, Chapter 01 – Bulletin Vol. 22-10
- 24-ZBRR-2201*** *Rules of the Division of Occupational and Professional Licenses* – (*Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 23, Chapter 01 – Bulletin Vol. 22-7
- 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

- 24-0000-2202F** *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 13 – Codifies Title 25, Chapter 01 – Bulletin Vol. 23-6 (eff. 3-28-23)
- 24-0000-2202F** *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – ZBR Chapter Rewrite of Title 25, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)
- 24-0000-2202F** *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – ZBR Chapter Rewrite of Title 25, Chapter 01 – Bulletin Vol. 22-10
- 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

- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 15 – Codifies Title 26, Chapter 01 – Bulletin Vol. 23-6 (eff. 3-28-23)
- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – ZBR Chapter Rewrite of Title 26, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)
- 24-0000-2201F** *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – ZBR Chapter Rewrite of Title 26, Chapter 01 – Bulletin Vol. 22-10
- 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

24.27.01, Rules of the Idaho State Board of Massage Therapy

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 27, Chapter 01 – Bulletin Vol. 23-6

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 27, Chapter 01 – Bulletin Vol. 23-4

24.28.01, Rules of the Barber and Cosmetology Services Licensing Board

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 28, Chapter 01 – Bulletin Vol. 23-6

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 28, Chapter 01 – Bulletin Vol. 23-4

24.30.01, Idaho Accountancy Rules

24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 13 – Codifies Title 30, Chapter 01 – Bulletin Vol. 23-6 (eff. 3-28-23)

24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – ZBR Chapter Rewrite of Title 30, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)

24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – ZBR Chapter Rewrite of Title 30, Chapter 01 – Bulletin Vol. 22-10

24-ZBRR-2201* *Rules of the Division of Occupational and Professional Licenses* – (*Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 10, Chapter 30 – Bulletin Vol. 22-7

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

24.31.01, Rules of the Idaho State Board of Dentistry

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 31, Chapter 01 – Bulletin Vol. 23-6

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 31, Chapter 01 – Bulletin Vol. 23-4

24.34.01, Rules of the Idaho Board of Nursing

24-0000-2201F *Rules of the Division of Occupational and Professional Licenses (health care related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 15 – Codifies Title 34, Chapter 01 – Bulletin Vol. 23-6 (eff. 3-28-23)

24-0000-2201F *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – ZBR Chapter Rewrite of Title 34, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)

24-0000-2201F *Rules of the Division of Occupational and Professional Licenses (health care related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – ZBR Chapter Rewrite of Title 34, Chapter 01 – Bulletin Vol. 22-10

24-ZBRR-2201* *Rules of the Division of Occupational and Professional Licenses* – (*Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 34, Chapter 01 – Bulletin Vol. 22-7

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

24-3501-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

24-3501-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-12 (PLR 2023)

24-3501-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-9

24-3501-2200 *Rules of the Outfitters and Guides Licensing Board* – Notice of Omnibus Rulemaking – Amendment to Temporary Rule – Amends Title 35, Chapter 01 – Bulletin Vol. 22-8 (eff. 8-1-22)T (expired sine die 2023)

24-3501-2200 *Rules of the Outfitters and Guides Licensing Board* – Notice of Omnibus Rulemaking – Adoption of Temporary Rule – Reauthorizes Title 35, Chapter 01 – Bulletin Vol. 22-7 (eff. 7-1-22)T

24-ZBRR-2201* *Rules of the Division of Occupational and Professional Licenses* – (*Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 35, Chapter 01 – Bulletin Vol. 22-7

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

24.38.01, Rules of the State of Idaho Board of Veterinary Medicine

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 38, Chapter 01 – Bulletin Vol. 23-6

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 38, Chapter 01 – Bulletin Vol. 23-4

24-3801-2200F *Rules of the Idaho Board of Veterinary Medicine* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 103, Bulletin Vol. 23-6 (eff. 3-28-23)

24-3801-2200F *Rules of the Idaho Board of Veterinary Medicine* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – Adopts Title 38, Chapter 01 – Bulletin Vol. 22-12 (PLR 2023)

24-3801-2200F *Rules of the Idaho Board of Veterinary Medicine* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – Proposes Title 38, Chapter 01 – Bulletin Vol. 22-10

24-3801-2200F *Rules of the Idaho Board of Veterinary Medicine* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule – Reauthorizes Title 38, Chapter 01 – Bulletin Vol. 22-6 (eff. 3-31-22)T

24.39.10, Rules of the Idaho Electrical Board

24-3910-2302 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 23-6

24-3910-2301 Adoption of Temporary Rule, Bulletin Vol. 23-5 (eff. 3-28-23)T

24-3910-2201 OARC Omnibus Notice of Legislative Action – Partial Rejection / Approval of Pending Fee Rule by HCR 13, Bulletin Vol. 23-6 (eff. 3-28-23)

24-3910-2201 Notice of Final Rule – Agency Filing – Partial Rejection of Pending Fee Rule by HCR 13, Bulletin Vol. 23-6

24-3910-2201 Adoption of Pending Fee Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-12 (PLR 2023)

24-3910-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 22-9

24-ZBRR-2201* *Rules of the Division of Occupational and Professional Licenses* – (*Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 39, Chapter 10 – Bulletin Vol. 22-7

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

24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Adoption of Temporary (Fee) Rule – Reauthorizes Title 39, Chapter 10 – Bulletin Vol. 22-6 (eff. 3-31-22)T (expired sine die 2023)

24.39.20, Rules Governing Plumbing

24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 13 – Codifies Title 39, Chapter 20 – Bulletin Vol. 23-6 (eff. 3-28-23)

24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – ZBR Chapter Rewrite of Title 39, Chapter 20 – Bulletin Vol. 22-12 (PLR 2023)

24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – ZBR Chapter Rewrite of Title 39, Chapter 20 – Bulletin Vol. 22-10

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)

24-3930-2302 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-6

24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 39, Chapter 30 – Bulletin Vol. 23-4

24-3930-2301 Notice of Rulemaking – Adoption of Temporary (Fee) Rule, Bulletin Vol. 23-4 (eff. sine die 2023)T

- 24-3930-2201 Vacation of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 23-4
24-3930-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 22-9

- 24-ZBRR-2201* *Rules of the Division of Occupational and Professional Licenses* – (*Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking – Negotiates Title 39, Chapter 30 – Bulletin Vol. 22-7
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

24.39.31, Rules for Modular Buildings

- 24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 39, Chapter 31 – Bulletin Vol. 23-6
24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 39, Chapter 31 – Bulletin Vol. 23-4

24.39.50, Rules of the Public Works Contractors License Board

- 24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – (Second) Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 39, Chapter 50 – Bulletin Vol. 23-6
24-ZBRR-2301 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 39, Chapter 50 – Bulletin Vol. 23-4

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

- 24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by HCR 13 – Codifies Title 39, Chapter 70 – Bulletin Vol. 23-6 (eff. 3-28-23)
24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Adoption of Pending Fee Rule – ZBR Chapter Rewrite of Title 39, Chapter 70 – Bulletin Vol. 22-12 (PLR 2023)
24-0000-2202F *Rules of the Division of Occupational and Professional Licenses (occupations, building, construction, and real estate related)* – Notice of Omnibus Rulemaking – Proposed (Fee) Rule – ZBR Chapter Rewrite of Title 39, Chapter 70 – Bulletin Vol. 22-10
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

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- 26-0130-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
26-0130-2201 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 23-1 (PLR 2023)
26-0130-2201 Notice of Temporary and Proposed Rule (Chapter Repeal), Bulletin Vol. 22-9 (eff. 10-1-22)T

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

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- 29-0101-2301 (Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-5
29-0101-2301 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 23-3

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- 31-ZBRR-2301 *Rules of the Idaho Public Utilities Commission* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 12, Chapter 01; Title 21, Chapter 01; Title 26, Chapter 01; and Title 31, Chapter 01 – Bulletin Vol. 23-6

31.12.01, System of Accounts for Public Utilities Regulated by the Idaho Public Utilities Commission

31-ZBRR-2301 *Rules of the Idaho Public Utilities Commission* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 12, Chapter 01 – Bulletin Vol. 23-6

31.21.01, Customer Relations Rules for Gas, Electric & Water Public Utilities (the Utility Customer Relations Rules)

31-ZBRR-2301 *Rules of the Idaho Public Utilities Commission* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 21, Chapter 01 – Bulletin Vol. 23-6

31.26.01, Master-Metering Rules for Electric Utilities

31-ZBRR-2301 *Rules of the Idaho Public Utilities Commission* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 26, Chapter 01 – Bulletin Vol. 23-6

31.31.01, Gas Service Rules

31-ZBRR-2301 *Rules of the Idaho Public Utilities Commission* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 31, Chapter 01 – Bulletin Vol. 23-6

31.61.01, Rules for the Measurement of Stray Current or Voltage (The Stray Voltage Rules)

31-6101-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

31-6101-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-10 (PLR 2023)

31-6101-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-7

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 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

31-8101-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-10 (PLR 2023)

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31-8101-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

IDAPA 35 – STATE TAX COMMISSION

35.01.01, Income Tax Administrative Rules

35-0101-2301 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 23-6

35-0101-2202 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

35-0101-2202 Adoption of Pending Rule (ZBR Chapter Rewrite 2 of 2, Sections 300-699), Bulletin Vol. 22-12 (PLR 2023)

35-0101-2202 Notice of Proposed Rulemaking (ZBR Chapter Rewrite 2 of 2, Sections 300-699), Bulletin Vol. 22-10

35-0101-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

35-0101-2201 Adoption of Pending Rule (ZBR Chapter Rewrite 1 of 2, Sections 000-299 and 700-999), Bulletin Vol. 22-12 (PLR 2023)

35-0101-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite 1 of 2, Sections 000-299 and 700-999), Bulletin Vol. 22-10

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35-0103-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-4

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35-0109-2201 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-12 (PLR 2023)

35-0109-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-8

35-0109-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-4

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35-0201-2201 Notice of Proposed Rulemaking, Bulletin Vol. 22-8

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36-0101-2200 ***Idaho State Board of Tax Appeals*** – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 22-10 (PLR 2023)
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- 37-0305-2201** OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 108, Bulletin Vol. 23-6 (eff. 3-30-23)
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37-0306-2201 Notice of Intent to Promulgate Rules – Zero-Based Regulation Negotiated Rulemaking, Bulletin Vol. 22-5

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- 37-0310-2201** OARC Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 108, Bulletin Vol. 23-6 (eff. 3-30-23)
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37-0310-2201 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 22-10

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*Renames chapter from: “*Rules Governing Use of the Exterior of State Property in the Capitol Mall and Other State Facilities,*” to: “*Rules Governing Use of State Property in the Capitol Mall, Multi-Agency Facilities, and Other State Properties*”
- 38-0406-2201* Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 22-11 (PLR 2023)
- 38-0406-2201* Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-9

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- 38-0407-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 38-0407-2201 Adoption of Pending Rule (ZBR Chapter Repeal), Bulletin Vol. 22-11 (PLR 2023)
- 38-0407-2201 Notice of Proposed Rulemaking (ZBR Chapter Repeal), Bulletin Vol. 22-9

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- 38-0408-2202 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 22-9
- 38-0408-2201 *Adoption of Temporary Rule (New Chapter), Bulletin Vol. 22-4 (eff. 3-31-22)T (expired sine die 2023)*

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- 38-0409-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
- 38-0409-2201 Adoption of Pending Rule (ZBR Chapter Repeal), Bulletin Vol. 22-11 (PLR 2023)
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39-ZBRR-2301 *Rules of the Idaho Transportation Department* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 02, Chapters 04, 42, 46, 60; & Title 03, Chapter 08 – Bulletin Vol. 23-5

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

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- 39-0202-2201 OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)
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*Renames chapter from: “*Rules Governing Registration and Permit Fee Administration*” to: “*Rules Governing Registration and Permit Fee Administration and Temporary Vehicle Clearance for Carriers*”

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39-0271-2201* OARC Omnibus Notice of Legislative Action – Approval of Pending Rule, Bulletin Vol. 23-6 (eff. 4-6-23)

*Renames chapter from: “*Rules Governing Driver’s License Violation Point System*” to: “*Rules Governing Driver’s License Violation Point System and Accident Prevention Courses*”

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- 47-0101-2200 *Idaho Division of Vocation Rehabilitation* – Notice of Omnibus Rulemaking – Adoption of Pending Rule – Reauthorizes Title 01, Chapter 01 – Bulletin Vol. 23-1 (PLR 2023)

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