# IDAHO ADMINISTRATIVE BULLETIN

March 6, 2024 – Vol. 24-3

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)

#### **BULLETIN PUBLICATION SCHEDULE FOR YEAR 2023**

Vol. No.	Monthly Issue of Bulletin	ARRF Due to DFM	Closing Date for Agency Filing	Bulletin Publication Date	21-day Comment Period End Date
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23-9	September 2023	July 21, 2023	August 4, 2023	September 6, 2023	September 27, 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
24-7	July 2024	May 24, 2024	June 7, 2024	July 3, 2024	July 24, 2024
24-8	August 2024	June 21, 2024	July 5, 2024	August 7, 2024	August 28, 2024
24-9	September 2024	July 19, 2024	August 2, 2024	September 4, 2024	September 25, 2024
24-10	October 2024	August 16, 2024	*August 30, 2024	October 2, 2024	October 23, 2024
24-11	November 2024	September 20, 2024	October 4, 2024	November 6, 2024	November 27, 2024
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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#### **IDAPA 08 – OFFICE OF THE STATE BOARD OF EDUCATION**

# 08.02.04 – RULES GOVERNING PUBLIC CHARTER SCHOOLS DOCKET NO. 08-0204-2400 NOTICE OF REVOCATION OF FINAL RULE

**AUTHORITY:** In compliance with Sections 67-5201(2) and 67-5202(2), Idaho Code, notice is hereby given that the Office of Administrative Rules Coordinator has taken action to revise Idaho's Administrative Code to remove certain rules that have been repealed by an act of the legislature.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement of the reasons for publishing this notice:

House Bill 422 passed the legislature with broad bipartisan support and was signed into law by Governor Little on February 27, 2024. This legislation eliminated needless restrictions related to charter school licensure, extended the duration of charters for high-performing schools, and created a fast-track replication process for charter schools meeting the terms of their performance certificate. Section 47 of the bill eliminated the existing regulations, and the necessary substantive content was merged into House Bill 422 where appropriate to create a one-stop shop of all charter laws in Idaho Code. As a result, these rules are null, void, and no force and effect as of February 27, 2024.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the revocation of this final rule, contact Josh Scholer at 208-854-3097. For questions concerning the content of House Bill 422, please contact Alex Adams at 208-854-3053 or Alex.Adams@dfm.idaho.gov.

DATED this 1st day of March, 2024.

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 16 – DEPARTMENT OF HEALTH AND WELFARE**

# 16.05.03 – CONTESTED CASE PROCEEDINGS AND DECLARATORY RULINGS DOCKET NO. 16-0503-2301 (ZBR CHAPTER REWRITE) NOTICE OF RULEMAKING – VACATION OF PENDING RULE

**AUTHORITY:** As defined in Section 67-5201, Idaho Code, notice is hereby given that this agency is vacating the pending rule previously adopted under this docket. The action is authorized pursuant to Section 56-202, Idaho Code.

**DESCRIPTIVE SUMMARY:** The following is a summary of the reasons for vacating this pending rule:

After further inspection of the implications of this pending rule in its final form, it was determined that expanded negotiations and ongoing community engagement by the Department is necessary to fulfill the purpose of the rule chapter and carry out the legislative intent of the governing statute.

The pending rule, adopted under this docket 16-0503-2301 by the Department of Health and Welfare and submitted for review to the 2024 Idaho State Legislature, was published in the January 3, 2024, Idaho Administrative Bulletin, Vol. 24-1, page 124; the proposed rule was published in the September 6, 2023, Idaho Administrative Bulletin, Vol. 23-9, pages 190 through 206.

This Notice of Rulemaking serves as final agency action and thereby vacates the rulemaking promulgated under this docket number.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this vacation of rulemaking, contact Miren Unsworth at 208-334-5506.

DATED this 21st day of February, 2024.

Trinette Middlebrook and Frank Powell DHW – Administrative Rules Unit 450 W. State Street – 10th Floor P.O. Box 83720 Boise, ID 83720-0036 phone: (208) 334-5500

fax: (208) 334-5500 fax: (208) 334-6558

e-mail: dhwrules@dhw.idaho.gov

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

# 16.07.37 – CHILDREN'S MENTAL HEALTH SERVICES DOCKET NO. 16-0737-2401

ZERO-BASED REGULATION (ZBR) NEGOTIATED RULEMAKING

#### (SECOND) NOTICE OF INTENT TO PROMULGATE RULES -

**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 16-2404, 16-2406, 16-2423, 16-2433, 56-202(b), 56-203B, 56-204A, 56-1003, 56-1004, and 56-1004A, Idaho Code.

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

#### VIRTUAL TELECONFERENCES Via WebEx

Wednesday, March 13, 2024 10:00 a.m. - 12:00 p.m. (MT)

Join from the meeting link https://idhw.webex.com/idhw/j.php?MTID=madf69e8e4f879258a7c78106b16800aa

Join by meeting number
Meeting number (access code): 2761 837 4560
Meeting password: 4m3K9wtHp49 (46359984 from phones and video systems)

Join by phone +1-415-527-5035 United States Toll +1-303-498-7536 United States Toll (Denver)

> Wednesday, March 20, 2024 1:00 p.m. - 3:00 p.m. (MT)

Join from the meeting link https://idhw.webex.com/idhw/j.php?MTID=mddf3c6417b9a3eed2b9c3ebb0713392c

Join by meeting number
Meeting number (access code): 2763 888 5364
Meeting password: nPbbFxD3m68 (67223933 from phones and video systems)

Join by phone +1-415-527-5035 United States Toll +1-303-498-7536 United States Toll (Denver)

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. Meeting(s) will conclude after 30 minutes if no participants sign in or wish to comment in the meeting.

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

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

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

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

Under Executive Order 2020-01: Zero-Based Regulation, the Division of Behavioral Health is striving to prevent the accumulation of costly, ineffective, and outdated regulations and reduce regulatory burden to achieve a more efficient operation of government while serving people with behavioral health conditions.

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 Treena Clark, 208-334-6611. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Department's website at the following web address: https://healthandwelfare.idaho.gov/services-programs/behavioral-health.

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 March 29, 2024.

DATED this 9th day of February, 2024.

Trinette Middlebrook and Frank Powell DHW - Administrative Rules Unit 450 W. State Street - 10th Floor P.O. Box 83720 Boise, ID 83720-0036 (208) 334-5500 phone; (208) 334-6558 fax dhwrules@dhw.idaho.gov email

#### **IDAPA 20 – IDAHO DEPARTMENT OF LANDS**

#### 20.03.13 – ADMINISTRATION OF COTTAGE SITE LEASES ON STATE LANDS

**DOCKET NO. 20-0313-2401** 

## 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 and input prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 58-104(6) and 58-105, Idaho Code.

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

Wednesday, March 27, 2024 1:00 p.m. (MT)

Idaho Department of Lands Boise Staff Office Garnet Conference Room 300 N. 6th Street, Suite 103 Boise, ID 83702

To attend by Zoom:
https://idl.zoom.us/j/83304370386
To attend by telephone call: 1 (719) 359-4580
Meeting ID: 833 0437 0386

Monday, April 8, 2024 1:00 p.m. (MT)

Idaho Department of Lands Boise Staff Office Garnet Conference Room 300 N. 6th Street, Suite 103 Boise, ID 83702

To attend by Zoom:
https://idl.zoom.us/j/87891827302
To attend by telephone call: 1 (408) 638-0968
Meeting ID: 878 9182 7302

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-20-0313-2401.

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 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:

IDAPA 20.03.13 provides guidance for residential cottage site leasing on state lands by establishing restrictions regarding assignments and describing how annual rent will be determined. It is the Department's intention to make minimal, if any, updates to the rule as currently constructed. Any proposed changes will seek to comply with Executive Order 2020-01: Zero-Based Regulation.

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 Kemp Smith at 208-334-0202 or kesmith@idl.idaho.gov. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the agency web site at the following web address: https://www.idl.idaho.gov/rulemaking/docket-20-0313-2401.

**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 April 17, 2024.

Any additional public comment opportunities will be posted on the agency website at https://www.idl.idaho.gov/rulemaking/docket-20-0313-2401.

DATED this 9th day of February, 2024.

Kemp Smith, Commercial and Residential Program Manager Idaho Department of Lands 300 N. 6th Street, Suite 103 P.O. Box 83720 Boise, Idaho 83702 Phone: 208-334-0202 For: 208-234-2608

Fax: 208-334-3698 rulemaking@idl.idaho.gov

#### **IDAPA 20 – IDAHO DEPARTMENT OF LANDS**

# 20.03.14 – RULES GOVERNING GRAZING, FARMING, CONSERVATION, NONCOMMERCIAL RECREATION, AND COMMUNICATION SITE LEASES

#### **DOCKET NO. 20-0314-2401**

### 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 58-104 of Idaho Code.

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

Wednesday, March 27, 2024 5:00 p.m. (MT)

Idaho Department of Lands Boise Staff Office Garnet Conference Room 300 N. 6th Street, Suite 103 Boise, ID 83702

To attend by Zoom:

https://idl.zoom.us/j/89942905704?pwd=ZS96cUpUSnlueGp3MUt5SGExZGdOUT09

To attend by telephone call: 1 (253) 215-8782 Meeting ID: 899 4290 5704 Passcode: 023854

Thursday, April 4, 2024 1:00 p.m. (MT)

Idaho Department of Lands - Idaho Falls IDL Conference Room 324 South 417 East, Suite 2 Jerome, ID 83338

To attend by Zoom:

https://idl.zoom.us/j/89942905704?pwd=ZS96cUpUSnlueGp3MUt5SGExZGdOUT09

To attend by telephone call: 1 (253) 215-8782 Meeting ID: 899 4290 5704 Passcode: 023854

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-20-0314-2401/.

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. 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:

IDAPA 20.03.14 provides guidance for grazing, farming, conservation, noncommercial recreation, and communication site leasing on state lands. The rules include guidance regarding administrative appeals, the application process, valuation of improvements, and conflict auctions. Of particular importance are the rules regarding conflict auctions, which are typically not outlined in a lease. These rules ensure a smooth and transparent auction process and eliminate time consuming improvement valuation disputes and ensure committed parties participate at auction. Many of these rules were developed in close conjunction with, and at the request of the livestock industry. The proposed changes seek to comply with Executive Order 2020-01.

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 Addie Faust at (208) 334-0275 or afaust@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-20-0314-2401.

**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 April 17, 2024.

Any additional public comment opportunities will be posted on the agency website at https://www.idl.idaho.gov/rulemaking/docket-20-0314-2401.

DATED this day of February 9, 2024.

Addie Faust, Natural Resource Leasing Program Manager Idaho Department of Lands 300 N. 6th Street, Suite 103 P.O. Box 83720 Boise, Idaho 83720-0050 Phone: (208)334-0275 Fax: (208) 334-3698

Fax: (208) 334-3698 rulemaking@idl.idaho.gov

#### **IDAPA 20 – IDAHO DEPARTMENT OF LANDS**

# 20.03.15 – RULES GOVERNING GEOTHERMAL LEASING ON IDAHO STATE LANDS DOCKET NO. 20-0315-2401

## 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 and input prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 47-1603, Idaho Code.

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

Thursday, March 28, 2024 9:00 a.m. (MT)

Idaho Department of Lands Boise Staff Office Garnet Conference Room 300 N. 6th Street, Suite 103 Boise, ID 83702

To attend by Zoom:

https://idl.zoom.us/j/88235106161?pwd=c2xZemsrS2dSaDZyVUZwTENoSUZFQT09

To attend by telephone call: 1 (408) 638-0968 Meeting ID: 882 3510 6161 Passcode: 479544

Wednesday, April 10, 2024 9:00 a.m. (MT)

Idaho Department of Lands Boise Staff Office Garnet Conference Room 300 N. 6th Street, Suite 103 Boise, ID 83702

To attend by Zoom:

https://idl.zoom.us/j/88235106161?pwd=c2xZemsrS2dSaDZyVUZwTENoSUZFQT09

To attend by telephone call: 1 (408) 638-0968 Meeting ID: 882 3510 6161 Passcode: 479544

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-20-0315-2401.

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 proposed changes seek to comply with Executive Order 2020-01: Zero-Based Regulation. The Department will begin the negotiated rulemaking process, including, but not limited to, legal and internal review of the rule, as well as review with stakeholders to ensure the rules provide appropriate guidance for lessees, interested parties, and the Department.

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 Mike Murphy at (208) 334-0290. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the agency web site at the following web address: https://www.idl.idaho.gov/rulemaking/docket-20-0315-2401.

**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 April 19, 2024.

Any additional public comment opportunities will be posted on the agency website at https://www.idl.idaho.gov/rulemaking/docket-20-0315-2401.

DATED this 9th day of February, 2024.

Mike Murphy, Minerals Program Manager Idaho Department of Lands 300 N. 6th Street, Suite 103 P.O. Box 83720 Boise, Idaho 83720-0050 Phone: (208)334-0290

Fax: (208)334-3698 rulemaking@idl.idaho.gov

#### **IDAPA 20 – IDAHO DEPARTMENT OF LANDS**

# 20.03.16 – RULES GOVERNING OIL AND GAS LEASING ON IDAHO STATE LANDS DOCKET NO. 20-0316-2401

## 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 and input prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 47-802, Idaho Code.

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

#### Thursday, March 28, 2024 1:00 p.m. (MT)

Idaho Department of Lands Boise Staff Office Garnet Conference Room 300 N. 6th Street, Suite 103 Boise, ID 83702

To attend by Zoom:

https://idl.zoom.us/j/83922725604?pwd=bnFESzRnWjZHdG4zckJGSndPWVFPZz09

To attend by telephone call: 1 (669) 219-2599 Meeting ID: 839 2272 5604 Passcode: 273498

Wednesday, April 10, 2024 1:00 p.m. (MT)

Idaho Department of Lands Boise Staff Office Garnet Conference Room 300 N. 6th Street, Suite 103 Boise, ID 83702

To attend by Zoom:

https://idl.zoom.us/j/83922725604?pwd=bnFESzRnWjZHdG4zckJGSndPWVFPZz09

To attend by telephone call: 1 (669) 219-2599 Meeting ID: 839 2272 5604 Passcode: 273498

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-20-0316-2401.

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 proposed changes seek to comply with Executive Order 2020-01: Zero-Based Regulation. The Department will begin the negotiated rulemaking process, including, but not limited to, legal and internal review of the rule, as well as review with stakeholders to ensure the rules provide appropriate guidance for lessees, interested parties, and the Department.

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 Mike Murphy at (208) 334-0290. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the agency web site at the following web address: https://www.idl.idaho.gov/rulemaking/docket-20-0316-2401.

**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 April 19, 2024.

Any additional public comment opportunities will be posted on the agency website at https://www.idl.idaho.gov/rulemaking/docket-20-0316-2401.

DATED this 9th day of February, 2024.

Mike Murphy, Minerals Program Manager Idaho Department of Lands 300 N. 6th Street, Suite 103 P.O. Box 83720 Boise, Idaho 83720-0050 Phone: (208)334-0290

Fax: (208)334-3698 rulemaking@idl.idaho.gov

#### **IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY**

### 58.01.24 – STANDARDS AND PROCEDURES FOR APPLICATION OF RISK BASED CORRECTIVE ACTION AT PETROLEUM RELEASE SITES

#### **DOCKET NO. 58-0124-2401**

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

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This rulemaking action is authorized by Chapters 1, 36, 44, 72, and 74, Title 39, Idaho Code.

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting. For those who cannot participate by attending the meeting, information for submission of written comments is provided at the end of this notice.

**MEETING SCHEDULE:** A negotiated rulemaking meeting has been scheduled. Any additional meeting dates will be posted at: https://www.deq.idaho.gov/petroleum-release-corrective-action-docket-no-58-0124-2401/.

#### Thursday, March 21, 2024, 9:30 a.m. to 12:00 p.m. MDT

#### ATTEND IN PERSON OR VIA MICROSOFT TEAMS

DEQ State Office Conference Rooms A & B 1410 N. Hilton Boise, ID 83706

The Teams meeting link is available at:

https://www.deq.idaho.gov/petroleum-release-corrective-action-docket-no-58-0124-2401/

The meeting location will be accessible to persons with disabilities, and language translators will be made available upon request. Requests must be made no later than five (5) business days prior to the meeting date. For arrangements contact the undersigned.

**DESCRIPTIVE SUMMARY:** DEQ initiated this rulemaking in compliance with Executive Order No. 2020-01, Zero-Based Regulation (EO 2020-01), issued by Governor Little on January 16, 2020. Pursuant to EO 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 <a href="https://adminrules.idaho.gov/forms\_menu.html">https://adminrules.idaho.gov/forms\_menu.html</a>. This is one of the DEQ rule chapters up for review in 2024. 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, increase clarity and ease of use, and maintain state program approval.

This rulemaking includes updates consistent with the adopted Technical Standards and Corrective Action Requirements for Owners and Operators of Underground Storage Tanks (40 CFR Part 280) required for state program approval. It also includes a proposal to retire DEQ's risk evaluation software in exchange for the Environmental Protection Agency's (EPA) risk evaluation process using EPA's Regional Screening Level Calculator and Vapor Intrusion Screening Level Calculator.

This rulemaking also includes a proposal to move Sections 800 and 849 – 852 from the Water Quality Standards (IDAPA 58.01.02) to IDAPA 58.01.24. In the IDAPA 58.01.24 negotiated rule draft, Sections 800 and 849 – 852 were renumbered and revised to fit into 58.01.24. At the conclusion of the negotiated rulemaking, DEQ will initiate a separate companion rulemaking for the purpose of deleting the sections identified for removal from IDAPA 58.01.02 and moved to IDAPA 58.01.24.

**PRELIMINARY DRAFT RULE:** The preliminary draft rule is available at: https://www.deq.idaho.gov/petroleum-release-corrective-action-docket-no-58-0124-2401/. DEQ will facilitate negotiation of this rule in conjunction with a committee made up of stakeholders having an interest in the development of the rule. Upon conclusion of negotiations, DEQ intends to publish a proposed rule for public comment.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on questions concerning this rulemaking, contact Kristi Lowder at kristi.lowder@deq.idaho.gov or (208) 373-0347.

**SUBMISSION OF WRITTEN COMMENTS:** Information regarding public comment opportunities provided throughout the rulemaking process will be available at: https://www.deq.idaho.gov/petroleum-release-corrective-action-docket-no-58-0124-2401/.

Dated this 6th day of March, 2024.

Janeena White Senior Operations Analyst Department of Environmental Quality 1410 N. Hilton Street Boise, Idaho 83706 208-373-0151 Janeena.White@deq.idaho.gov

# **Sections Affected Index**

There are no sections of administrative rules affected in the March 6, 2024, Vol. 24-3, Idaho Administrative Bulletin.

### **LEGAL NOTICE**

# **Summary of Proposed Rulemakings**

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

THERE ARE NO PROPOSED RULES PUBLISHED IN THE MARCH 6, 2024, IDAHO ADMINISTRATIVE BULLETIN, VOL. 24-3

Please refer to the Idaho Administrative Bulletin March 6, 2024, Volume 24-3, 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

April 6, 2023 - March 6, 2024

(PLR 2024) – Final Effective Date Is Pending Legislative Review in 2024
(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

#### 02.02.13, Commodity Dealers' Rules

- 02-0213-2301 Adoption of Pending Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-1 (PLR 2024)
- 02-0213-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 23-10
- 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

#### 02.02.14, Rules for Weights and Measures

- **02-0214-2301** Adoption of Pending Rule, Bulletin Vol. 24-1 (PLR 2024)
- 02-0214-2301 Notice of Proposed Rulemaking, Bulletin Vol. 23-10

#### 02.02.15, Rules Governing the Seed Indemnity Fund

- 02-0215-2301 Adoption of Pending Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-1 (PLR 2024)
- 02-0215-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 23-10
- 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

- 02-0303-2301 Adoption of Pending Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-1 (PLR 2024)
- 02-0303-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 23-10
- 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

- 02-0414-2301 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-1 (PLR 2024)
- 02-0414-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 23-10
- **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

#### 02.04.23, Rules Governing Commercial Livestock Truck Washing Facilities

- 02-0423-2301 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-1 (PLR 2024)
- 02-0423-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 23-10
- **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

#### 02.04.30, Rules Governing Environmental and Nutrient Management

- 02-0430-2301 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-1 (PLR 2024)
- 02-0430-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 23-10
- 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

- 02-0432-2301 Adoption of Pending Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-1 (PLR 2024)
- 02-0432-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 23-10
- 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

#### 02.06.01, Rules Governing the Production and Distribution of Seed

- 02-0601-2301 Adoption of Pending Rule (Fee Rule), Bulletin Vol. 24-1 (PLR 2024)
- 02-0601-2301 Notice of Proposed Rulemaking (Fee Rule), Bulletin Vol. 23-10
- 02-0601-2301 Notice of Intent to Promulgate Rules Negotiated Rulemaking, Bulletin Vol. 23-7

#### 02.06.02, Rules Governing Registrations and Licenses

- **02-0602-2301** Adoption of Pending Rule, Bulletin Vol. 24-1 (PLR 2024)
- 02-0602-2301 Notice of Proposed Rulemaking, Bulletin Vol. 23-10

#### 02.06.04, Rules Governing Plant Exports 02-0604-2301 Adoption of Pending Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-1 (PLR 2024) 02-0604-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 23-10 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 02.06.09, Rules Governing Invasive Species and Noxious Weeds **02-0609-2304** Adoption of Temporary Rule, Bulletin Vol. 24-1 (eff. 12-18-23)T 02-0609-2303 Adoption of Temporary Rule, Bulletin Vol. 23-11 (eff. 10-19-23)T 02-0609-2302 Adoption of Temporary Rule, Bulletin Vol. 23-10 (eff. 9-21-23)T **02-0609-2301** Adoption of Pending Rule, Bulletin Vol. 24-1 (PLR 2024) 02-0609-2301 Notice of Proposed Rulemaking, Bulletin Vol. 23-10 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 02-0610-2301 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-1 (PLR 2024) 02-0610-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 23-10 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 02-0616-2301 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-1 (PLR 2024) 02-0616-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 23-10 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 **02-0633-2301** Adoption of Pending Rule, Bulletin Vol. 24-1 (PLR 2024) 02-0633-2301 Notice of Proposed Rulemaking, Bulletin Vol. 23-10 IDAPA 04 – OFFICE OF THE ATTORNEY GENERAL 04.11.01, Idaho Rules of Administrative Procedure of the Attorney General 04-1101-2300 Notice of Revocation of Final Rule, Bulletin Vol. 23-7 IDAPA 05 – DEPARTMENT OF JUVENILE CORRECTIONS 05.01.02, Rules and Standards for Secure Juvenile Detention Centers 05-0102-2301 Adoption of Pending Rule (ZBR Chapter Repeal), Bulletin Vol. 24-1 (PLR 2024) 05-0102-2301 Notice of Proposed Rulemaking (ZBR Chapter Repeal), Bulletin Vol. 23-10 05-0102-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-6 05.01.04, Uniform Standards for Juvenile Probation Services 05-0104-2301\* Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-1 (PLR 2024) \*Changes chapter name from: "Uniform Standards for Juvenile Probation Services" 05-0104-2301\* Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 23-10 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

#### IDAPA 08 – IDAHO STATE BOARD OF EDUCATION

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

05-0201-2301 Adoption of Pending Rule (ZBR Chapter Repeal), Bulletin Vol. 24-1 (PLR 2024) 05-0201-2301 Notice of Proposed Rulemaking (ZBR Chapter Repeal), Bulletin Vol. 23-10

#### AND STATE DEPARTMENT OF EDUCATION

08-0102-2301 08-0102-2301	Governing the Postsecondary Credit Scholarship Program  Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 23-12 (PLR 2024)  Notice of Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 23-10  Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 23-6
	Governing the Opportunity Scholarship Program Adoption of Temporary Rule, Bulletin Vol. 23-11 (eff. 11-1-23)T
08-0113-2302 08-0113-2302 08-0113-2302	Adoption of Pending Rule, Bulletin Vol. 23-12 (PLR 2024) Notice of Proposed Rulemaking, Bulletin Vol. 23-10 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 23-7
08-0113-2301	Adoption of Temporary Rule, Bulletin Vol. 23-7 (eff. 7-1-23)T
·	Governing Administration Adoption of Temporary Rule, Bulletin Vol. 23-6 (eff. 4-6-23)T
08-0203-2301 08-0203-2301	Governing Thoroughness  Adoption of Pending Rule, Bulletin Vol. 23-12 (PLR 2024)  Notice of Proposed Rulemaking, Bulletin Vol. 23-10  Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 23-6
•	Governing Public Charter Schools  Notice of Revocation of Final Rule, Bulletin Vol. 24-3
08-0401-2301	of the Idaho Digital Learning Academy  Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 23-12 (PLR 2024)  Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 23-10  Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-6

#### IDAPA 11 – IDAHO STATE POLICE

#### **Idaho State Brand Board**

### 11.02.01, Rules of the Idaho State Brand Board

11-0201-2301 Adoption of Pending Rule (Fee Rule), Bulletin Vol. 23-12 (PLR 2024)
 11-0201-2301 Notice of Proposed Rulemaking (Fee Rule), Bulletin Vol. 23-10
 11-0201-2301 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 23-7

#### 11.04.01, Rules Governing the Idaho State Racing Commission

11-0401-2301 Adoption of Pending Rule (New Chapter, Fee Rule), Bulletin Vol. 23-12 (PLR 2024)
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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

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24-0101-2301\* Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 23-8

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

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