

IDAHO ADMINISTRATIVE BULLETIN

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June 4, 1997

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THE OFFICE OF THE GOVERNOR

EXECUTIVE DEPARTMENT
STATE OF IDAHO
BOISE

EXECUTIVE ORDER NO. 97-02

AUTHORIZING THE CONTINUATION OF THE IDAHO RURAL DEVELOPMENT COUNCIL REPEALING AND REPLACING EXECUTIVE ORDER NO. 95-07

WHEREAS, Idaho is among the most rural states in the nation; and

WHEREAS, Idaho's tremendous geography and sparse population create problems of distance and isolation; and

WHEREAS, the most rural counties in Idaho consistently have lower per capita incomes, higher unemployment rates, lower rates of in-migration, higher poverty levels, and less new construction and job growth; and

WHEREAS, the most rural residents of Idaho have less access to health care services, employment training, business assistance, library service, and diverse educational and cultural opportunities; and

WHEREAS, the most rural communities have disproportionately large infrastructure needs for transportation, utility services, and education; and

WHEREAS, the multitude of public and private organizations with an interest in helping rural Idaho need a mechanism for coordination and collaboration; and

WHEREAS, three state goals are to provide universal access to basic services, to create economic opportunities so that citizens can live in rural Idaho if they so choose, and to increase the efficiency of service delivery by all units of government;

NOW, THEREFORE, I, PHILIP E. BATT, Governor of the State of Idaho, by the authority vested in me by law, do hereby authorize the continuation of the Idaho Rural Development Council.

The Rural Development Council's responsibilities will be:

1. To identify organizations, authorities, and resources to address various aspects of rural development;
2. To serve as a clearinghouse of information and as a referral center on rural problems, programs, and policies;
3. To serve as a nonpartisan forum for identifying and understanding rural issues from all perspectives;
4. To assess conditions in rural Idaho and to set overarching goals and specific objectives for improving the quality of life in rural Idaho;
5. To identify collaborative strategies toward meeting these goals and to facilitate the implementation of these strategies by the Council member organizations;
6. To develop better intergovernmental and private/public coordination and to seek out opportunities for new partnerships to achieve rural development goals within the existing structure;
7. To identify and seek solutions to unnecessary impediments to rural development, first within Idaho and then through the National Rural Development Partnership; and
8. To work cooperatively with the National Rural Development Partnership and other state rural

development councils.

The Idaho Rural Development Council is a joint effort between local, tribal, state, and federal governments, as well as the profit and not-for-profit private sectors. Its purpose is to foster coordinated approaches to rural development that support local initiatives, not to usurp the individual missions of any of its member organizations or duplicate effort.

Membership shall include representation from the following state entities:

- 1. Executive Office of the Governor*
- 2. Idaho Legislature (4)*
- 3. Department of Commerce*
- 4. Department of Agriculture*
- 5. Department of Labor*
- 6. Department of Health and Welfare*
- 7. Division of Environmental Quality*
- 8. Department of Parks and Recreation*
- 9. Idaho Transportation Department*
- 10. Department of Lands*
- 11. Department of Water Resources*
- 12. Division of Vocational Education*
- 13. Commission on the Arts*
- 14. Small Business Development Centers*
- 15. State Library*
- 16. Public Utilities Commission*

A representative of each of the five tribal governments of Idaho shall be invited to participate:

- 1. Kootenai Tribe*
- 2. Coeur d'Alene Tribe*
- 3. Nez Perce Tribe*
- 4. Shoshone-Paiute Tribes*
- 5. Shoshone-Bannock Tribes*

A representative from each of the following local government organizations shall be invited to participate:

- 1. Association of Idaho Cities*
- 2. Idaho Association of Counties*
- 3. Regional planning or economic development districts*
- 4. Resource Conservation and Development Districts (RC&Ds)*
- 5. Health Districts*

Representatives from private and not-for-profit organizations with an interest in the well-being of rural Idaho, including but not limited to the following organizations, shall be invited to participate:

- 1. Private and cooperative utilities*
- 2. Banks and financial institutions*
- 3. Health care providers*
- 4. Idaho Rural Health Education Center*
- 5. Idaho Migrant Council*
- 6. Agricultural and industry organizations*
- 7. Environmental organizations*

Representatives and members of the following federal entities shall be invited to join the Council and to participate:

- 1. Senators (2)*

2. *Congressmen (2)*
3. *USDA Rural Development*
4. *USDA Natural Resources Conservation Service*
5. *USDA Farm Services Agency*
6. *Idaho Cooperative Extension System*
7. *USDA Forest Service*
8. *Bureau of Land Management*
9. *Bureau of Reclamation*
10. *Small Business Administration*
11. *Economic Development Administration*
12. *Department of Housing and Urban Development*
13. *Veterans Affairs*
14. *Department of Energy*

Additional Members may be added by consensus of the Council.

The Council shall meet no less than quarterly. The Council shall elect officers and a Board of Directors representing federal, state, local, and tribal governments and the private sector. This Board shall set operating policies and manage the Council budget and staff. The Council shall submit a report of its activities to the Governor and the Legislature annually.

This Executive Order repeals and replaces Executive Order No. 95-07.

This Executive Order shall cease to be effective four years after its entry into force.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on the sixth day of February in the year of our Lord nineteen hundred ninety-seven and of the Independence of the United States of America the two hundred twenty-first and of the Statehood of Idaho the one hundred seventh.

PHILIP E. BATT
GOVERNOR

PETE T. CENARRUSA
SECRETARY OF STATE

THE OFFICE OF THE GOVERNOR

EXECUTIVE DEPARTMENT
STATE OF IDAHO
BOISE

EXECUTIVE ORDER NO. 97-03

**DEFERRED COMPENSATION PROGRAM FOR EMPLOYEES OF THE STATE OF IDAHO,
REPEALING AND REPLACING EXECUTIVE ORDER NO. 95-15**

WHEREAS, there is a continuing interest on the part of employees of the State of Idaho in a plan whereby employees may defer the receipt of portions of their earnings until retirement; and

WHEREAS, the Idaho Legislature by and through the implementation of section 59-513, Idaho Code, has provided for the establishment of a Deferred Compensation Program; and

WHEREAS, in response to this interest, the Board of Examiners of the State of Idaho has appointed a Deferred Compensation Committee to study implementation of such a plan; and

WHEREAS, a Deferred Compensation Program has been presented to and approved by the Board of Examiners of the State of Idaho by the Deferred Compensation Committee; and

WHEREAS, administrative entities on the state level are necessary for proper implementation and maintenance of the plan;

NOW, THEREFORE, I, PHILIP E. BATT, Governor of the State of Idaho, do hereby, by virtue of the authority vested in me by law, order the following:

- 1. The Deferred Compensation Committee comprised of a representative appointed by the Governor, a representative from the Office of the Attorney General, a representative from the Office of the State Controller, and a representative from the Office of the Secretary of State is hereby named as the policymaking board for the Deferred Compensation Program subject to the authority vested in the Board of Examiners of the State of Idaho by law.*
- 2. The Deferred Compensation Committee shall make the following decisions concerning the implementation and maintenance of a Deferred Compensation Program subject to the approval of the Board of Examiners.*
 - a. Selection of a third-party administrator.*
 - b. Selection of product companies which sell or offer securities or other assets to the State of Idaho in accordance with the Deferred Compensation Program.*
 - c. Approval and monitoring of the marketing program to introduce and explain the Deferred Compensation Program to state employees.*
 - d. Review all summary reports produced by the Office of the State Controller and the third-party administrator to insure proper accounting for all funds.*
 - e. Review on a yearly basis the viability of all product companies associated with the Deferred Compensation Program and to determine if rebidding is necessary.*
 - f. Review all financial hardship cases and other unusual circumstances developing with employees enrolled in the Deferred Compensation Program.*
 - g. Review and approve all plan documents, contracts, bylaws, and rules and regulations.*
 - h. Review the performance of the third-party administrator.*

THE OFFICE OF THE GOVERNOR

EXECUTIVE DEPARTMENT
STATE OF IDAHO
BOISE

EXECUTIVE ORDER NO. 97-04

ESTABLISHMENT OF THE GOVERNOR'S AFFORDABLE HOUSING ADVISORY TASK FORCE

WHEREAS, the availability of affordable housing for all Idahoans is important in building strong families and communities, and is critical to Idaho's ongoing economic development; and

WHEREAS, the increasing cost of housing, coupled with the reduction in available federal resources, is making both home ownership and rental homes less affordable; and

WHEREAS, the Idaho Housing and Finance Association was created by the state of Idaho to provide financing for affordable housing to Idaho's limited-income citizens and to administer federal housing funds and financing programs on behalf of the state; and

WHEREAS, the Idaho Department of Commerce assists communities with infrastructure and economic development grants which create a need for affordable housing and in some cases may be used for housing activities; and

WHEREAS, cities, counties, local housing authorities, nonprofits, developers, banking institutions and other community and real estate organizations also are concerned with the continuing finance and development of affordable housing; and

WHEREAS, a state study of the role each of these organizations play in providing affordable housing and an assessment of how existing affordable housing resources are used are necessary to develop a state affordable housing policy in Idaho and a way to involve the general public in decisions;

NOW, THEREFORE, I, PHILIP E. BATT, Governor of the State of Idaho, by the authority vested in me under the Constitution and laws of this state do hereby establish the Governor's Affordable Housing Advisory Task Force as follows:

I. PURPOSE

A. The Governor's Affordable Housing Advisory Task Force will:

Educate itself about the current and projected housing needs within Idaho.

Educate itself about the available resources from private industry, government, nonprofit organizations and other sources for meeting Idaho's affordable housing needs.

Assess the effectiveness of how existing scarce resources are being used in addressing Idaho's housing needs, identifying opportunities for improvement.

Evaluate a variety of options to leverage market resources, remove regulatory barriers, consolidate programs, and place decision-making authority at appropriate levels.

Evaluate appropriate roles for the various state, federal and local government agencies involved in providing affordable housing funds in order to develop a coordinated state affordable housing policy.

Prepare a final report of recommendations to the Governor as soon as possible but no later than six months from the date of this order.

II. COMPOSITION AND STAFFING

A. The Governor's Affordable Housing Advisory Task Force will be composed of no more than 12 members.

Members will be appointed by the Governor and will serve at his pleasure.

B. The Idaho Housing Finance Association and the Idaho Department of Commerce will provide staff and administrative support to the Council.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on this eleventh day of March in the year of our Lord nineteen hundred ninety-seven and of the Independence of the United States of America the two hundred twenty-first and of the Statehood of Idaho the one hundred seventh.

PHILIP E. BATT
GOVERNOR

PETE T. CENARRUSA
SECRETARY OF STATE

IDAPA 08 - IDAHO STATE BOARD OF EDUCATION

08.02.02 - RULES GOVERNING UNIFORMITY

DOCKET NO. 08-0202-9601

NOTICE OF FINAL RULE

EFFECTIVE DATE: The final rule is effective April 1, 1997.

AUTHORITY: In compliance with Section 67-5224, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 67-5224(4), 33-105, 33-107(3), 33-116, and 33-1612, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to House Concurrent Resolution No. 19, the 1997 Legislature rejected a specific portion of this docket. Section 040 was rejected and is currently being repromulgated according to HCR 19. The remaining sections in the docket were adopted as final. The full text of this docket published in the January 1, 1997, Administrative Bulletin, Volume 97-1. Section 040 is being repromulgated as a Temporary Rule in Docket No. 08-0202-9701 in this Volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Dr. Darrell Loosle, State Department of Education, (208) 332-6800.

DATED this 23rd day of April, 1997

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IDAPA 08 - STATE BOARD OF EDUCATION
08.02.02 - RULES GOVERNING UNIFORMITY
DOCKET NO. 08-0202-9701
NOTICE OF TEMPORARY RULE

EFFECTIVE DATE: These temporary rules are effective on April 1, 1997.

AUTHORITY: In compliance with Section 67-5226, Idaho Code, notice is hereby given that this agency has adopted temporary rules. The action is authorized pursuant to Section 33-105, 33-107(3), 33-116, and 33-1612, Idaho Code.

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of the supporting reasons for temporary rule-making:

The Governor finds that the temporary rule is necessary to protect the public welfare and to comply with Section 33-1612, Idaho Code. The State Board of Education previously adopted a pending rule on the misassignment of public school teachers. That pending rule was rejected by the legislature, and this temporary rule will now allow school districts to make teaching assignments within the limits prescribed by the State Board of Education.

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

This temporary rule is necessary to protect the public welfare and compliance with Section 33-1612, Idaho Code.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning the temporary rule, contact Dr. Darrell Loosle, State Department of Education, (208) 332-6800.

DATED this 23rd day of April, 1997.

Dr. Darrell K. Loosle
Chief Deputy Superintendent
State Department of Education
650 West State Street
P.O. Box 83720
Boise, Idaho 83720-0027
Phone: (208) 332-6800
FAX: (208) 334-2228

TEXT OF DOCKET NO. 08-0202-9701

040. MISASSIGNMENTS - GRANDFATHERING.

01. Certificate. A person employed by a school district in a position requiring a certificate must hold a valid certificate for the service being rendered or a waiver under this rule. For a person not holding a specific endorsement to provide educational services in a specific area, the employing district may request a waiver from the State Department of Education's Certification Office to place the individual in that assignment for the school year. The request must include the rationale for the waiver. Criteria for approval of a waiver will include the following:

(4-1-97)T

a. The duties may comprise no more than one-half (1/2) of the teacher's full-time annual workload;

(4-1-97)T

b. Teachers who are misassigned must have a minimum of six (6) semester hours of college credit in each subject area in which service is rendered; and (4-1-97)T

c. Teachers who are misassigned must comprise no more than five percent (5%) of the total number of the district's certificated, full-time teachers, or five (5) teachers, whichever is greater. (4-1-97)T

02. Approval of Waiver. The approval of the waiver will not affect accreditation. Funds will not be withheld for persons serving in a misassigned area. Any teacher who was authorized to teach under previous exceptions to rules of the State Board of Education, based upon service or experience before September 1978, will continue to be authorized to teach as authorized by previous rule IDAPA 08.02.03.180.06. (4-1-97)T

IDAPA 08 - IDAHO STATE BOARD OF EDUCATION

08.02.03 - RULES GOVERNING THOROUGHNESS

DOCKET NO. 08-0203-9601

NOTICE OF FINAL RULE

EFFECTIVE DATE: The final rule is effective April 1, 1997.

AUTHORITY: In compliance with Section 67-5224, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 67-5224(4), 33-105, 33-107(3), 33-116, and 33-1612, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to House Concurrent Resolution No. 20, the 1997 Legislature rejected a specific portion of this docket. Subsection 100.06 was rejected and is currently being repromulgated according to HCR 20. The remaining sections in the docket were adopted as final. The full text of this docket published in the January 1, 1997, Administrative Bulletin, Volume 97-1. Subsection 100.06 is being repromulgated as a Temporary and Proposed Rule in Docket No. 08-0203-9701 in this Volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Dr. Darrell Loosle, State Department of Education, (208) 332-6800.

DATED this 23rd day of April, 1997

Dr. Darrell Loosle
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IDAPA 08 - STATE BOARD OF EDUCATION
08.02.03 - RULES GOVERNING THOROUGHNESS
DOCKET NO. 08-0203-9701
NOTICE OF TEMPORARY AND PROPOSED RULE

EFFECTIVE DATE: These temporary rules are effective on April 1, 1997.

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted temporary rules and proposed regular rule-making procedures have been initiated. The action is authorized pursuant to Section 33-105, 33-107(3), 33-116, and 33-1612, Idaho Code.

PUBLIC HEARING SCHEDULE: A public hearing concerning this rule-making will be held as follows:

**Thursday, September 18, 1997 at 9:00 a.m. MDT in the Salmon River Suite
Student Union Building, Idaho State University, Pocatello, Idaho**

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

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rule-making:

The proposed rule addresses the graduation requirements for public school students in Idaho.

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

Protection of the public welfare and compliance with Section 33-1612, Idaho Code.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary rule-making and proposed rule, contact Dr. Darrell Loosle, State Department of Education, (208) 332-6800.

Anyone may submit written comments regarding this temporary and proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before September 5, 1997.

DATED this 23rd day of April, 1997.

Dr. Darrell K. Loosle
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650 West State Street
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Phone: (208) 332-6800
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TEXT OF DOCKET NO. 08-0203-9701

100. BASIC CURRICULUM.
(Section 33-118, Idaho Code)

01. Kindergarten. Kindergarten curriculum will be established at the local level. (Section 33-208, Idaho Code) (4-1-97)
02. Instructional Requirements. All schools will deliver a core of instruction and advisement programs (see Subsection 100.07, Guidance Programs) for each student in elementary schools, middle schools/junior high and high schools. (4-1-97)
- a. All students will meet standards established locally (at a minimum, the standards of the state) through rigorous accountability, which include challenging examinations, demonstrations of achievement, and other appropriate tests and measures. (4-1-97)
- b. The State Department of Education Curriculum Guides may be used voluntarily and are designed to assist school districts as they develop educational programs and exiting standards. Notwithstanding the above, the State Division of Vocational Education will prepare curriculum guides and instructional aids for vocational-technical education programs in the public schools. (Idaho Code 33-118) (4-1-97)
03. Core of Instruction Grades 1-12. Instruction is inclusive of subject matter, content and course offerings. Patterns of instructional organization are a local school district option. Schools will assure students meet locally developed standards with the state standards as a minimum.* (*This includes special instruction that allows limited English proficient students to participate successfully in all aspects of the school's curriculum and keep up with other students in the regular education program. It also includes special learning opportunities for accelerated, learning disabled students and students with other disabilities.) At appropriate grade levels, instruction will include but not be limited to the following: (4-1-97)
- a. Language Arts and Communication will include instruction in reading, writing, English, literature, technological applications, spelling, speech and listening. (4-1-97)
- b. Mathematics will include instruction in addition, subtraction, multiplication, division, percentages, mathematical reasoning and probability. (4-1-97)
- c. Science will include instruction in applied sciences, earth and space sciences, physical sciences, and life sciences. (4-1-97)
- d. Social Studies will include instruction in history, government, geography, economics, current world affairs, citizenship, and sociology. (4-1-97)
04. Other Required Instruction. Other required instruction for all students and other required offerings of the school are: (4-1-97)
- a. Elementary Schools (Grades 1-6). (4-1-97)
- i. The following section outlines other information required for all students, as well as other required offerings of the school:
- Fine Arts (art and music)
 - Health (wellness)
 - Physical Education (fitness) (4-1-97)
- ii. Additional instructional options as determined by the local school district. For example:
- Languages other than English
 - Career Awareness (4-1-97)
- b. Middle Schools/Junior High Schools. No later than the end of Grade eight (8) all students will develop parent-approved student learning plans for their high school and post-high school options. The learning plan will be developed by students and parents or guardians with advice and recommendation from school personnel. It will be reviewed annually and may be revised at any time. The purpose of a parent-approved student learning plan is to outline a course of study and learning activities for students to become contributing members of society. A student learning plan describes, at a minimum, the list of courses and learning activities in which the student will engage

while working toward meeting the district's graduation standards. The school district will have met its obligation for parental involvement if it makes a good faith effort to notify the parent or guardian of the responsibility for the development and approval of the learning plan. A learning plan will not be required if the parent or guardian requests, in writing, that no learning plan be developed. (4-1-97)

- i. Other required instruction for all students:
Health (wellness)
Physical Education (fitness) (4-1-97)
- ii. Other required offerings of the school:
Family and Consumer Science
Fine & Performing Arts
Vocational-Technical Education
Advisory Period (middle school only, encourage in junior high school)
Exploratory (middle school only) (4-1-97)
- iii. Additional instructional options as determined by the local school district. For example:
Languages other than English (4-1-97)

c. High Schools (Grades 9-12). Students will maintain a parent-approved student learning plan for their high school and post-high school options. The learning plan will be developed by students and parents or guardians with advice and recommendation from school personnel. It will be reviewed annually and may be revised at any time. The purpose of a parent-approved student learning plan is to outline a course of study and learning activities for students to become contributing members of society. A student learning plan describes, at a minimum, the list of courses and learning activities in which the student will engage while working toward meeting the district's graduation standards. The school district will have met its obligation for parental involvement if it makes a good faith effort to notify the parent or guardian of the responsibility for the development and approval of the learning plan. A learning plan will not be required if the parent or guardian requests, in writing, that no learning plan be developed. (4-1-97)

- i. Other required instructional offerings of the school. Each student must complete credit and exiting standards in at least two (2) of the following areas of instructional offerings:
Physical Education (fitness)
Humanities
Vocational-Technical Education (including work-based learning)
Family and Consumer Science
Fine and Performing Arts
Languages other than English (may include indigenous languages or sign language) (4-1-97)
 - ii. Additional instructional options as determined by the local school district. For Example:
Journalism (4-1-97)
05. Graduation from High School. Graduation from an Idaho high school requires that: (4-1-97)
- a. All students will demonstrate achievement in the CORE and other required subjects to include forty-two (42) semester credits, one (1) semester equaling one-half (1/2) year. (4-1-97)
 - b. All students will meet locally established subject area exiting standards (using state standards as minimum requirements) demonstrated through various measures of accountability including examinations or other measures. (4-1-97)
 - c. Foreign exchange students may be eligible for graduation by completing a comparable program as approved by the Board of Trustees. (4-1-97)

06. Graduation Requirements (Effective Until June 30, 2000). The minimum graduation requirements for accredited Idaho high schools shall be as follows: (4-1-97)T

a. Core Subjects.

	<u>Yearly Units</u>	<u>Semester Credits</u>
<u>English (writing skills emphasis)</u>	<u>4</u>	<u>8</u>
<u>Mathematics</u>	<u>2</u>	<u>4</u>
<u>Reading (remedial or developmental)</u>	<u>.5</u>	<u>1</u>
<u>Speech (a class of debate may be substituted for the requirements in speech)</u>	<u>.5</u>	<u>1</u>
<u>Total Core</u>	<u>7</u>	<u>14</u>

(4-1-97)T

b. Core Competency. In addition to a passing grade in each Core class, satisfactory achievement in the Core shall be validated for each student through the use of one (1) of the options listed below: (4-1-97)T

i. Option 1 - The student must achieve a composite grade point average (GPA) of C in the 14-credit Core. (4-1-97)T

ii. Option 2 - The student must achieve a Basic Composite Score that is within one (1) standard deviation of the mean for all Idaho students taking the Statewide Achievement Test at the eleventh (11th) grade level, and must also receive at least a score of three (3) (on a five-point (5.0) scale) on the Direct Writing Assessment. (4-1-97)T

iii. Option 3 - The local school district may choose to validate student achievement through the use of a locally developed Core Competency Plan. This plan must follow guidelines established by the State Department of Education and be approved by the State Board of Education. (4-1-97)T

c. Other Required Subjects.

	<u>Yearly Units</u>	<u>Semester Credits</u>
<u>Science (two science credits shall be lab courses) {homemaking and agriculture are not to be substituted for the science requirement}</u>	<u>2</u>	<u>4</u>
<u>U.S. History to include 20th Century History and World Affairs (grade 11#)</u>	<u>1</u>	<u>2</u>
<u>American Government, including state/local (grade 12)</u>	<u>1</u>	<u>2</u>
<u>Health (required in grades 10-12#, the health course 7-9 is to be retained)</u>	<u>.5</u>	<u>.5</u>
<u>Physical Education (not athletics; a course in development of physical fitness and lifetime activities in grades 10-12#; the course in grades 7-9 is to be retained)</u>	<u>1</u>	<u>2</u>
<u>Humanities</u>	<u>2</u>	<u>4</u>

i. This requirement may be satisfied by academic courses which emphasize history, theory, analysis, criticism in any of the following subject areas: (4-1-97)T

(1) Literature, history, philosophy, architecture, and the fine arts (i.e music, art, drama, and dance); (4-1-97)T

- (2) Interdisciplinary humanities, i.e., the related study of two or more of the subject areas listed above; (4-1-97)T
- (3) Foreign languages; or (4-1-97)T
- (4) Comparative world religions. (4-1-97)T
- ii. Academic courses that are otherwise required by the state high school graduation may not be used to satisfy the humanities requirement. (4-1-97)T
- iii. Not more than two semester credit of this requirement may be satisfied by studio/performance courses in the fine arts, OR by practical arts courses such as vocational, pre-vocational, or consumer homemaking programs approved by the State Board of Vocational Education.

<u>Total required (including core)</u>	<u>15</u>	<u>30</u>
<u>Total Elective credits</u>	<u>6</u>	<u>12</u>
<u>Total credits required for graduation</u>	<u>21</u>	<u>42</u>

(4-1-97)T

#Transfer students from out-of-state high schools may have these requirements waived by the local school board IF they have already earned high school credit in a specific course which is comparable to coursework as outlined in Idaho's "Secondary Course of Study" handbook.

07. High School Graduation Standards (Effective July 1, 2000). State minimum graduation requirements for all Idaho public high schools are forty-two (42) semester credits. The core of instruction required by the State Board of Education is twenty-five (25) semester credits. Local school districts may establish graduation requirements beyond the state minimum. The local school district has the responsibility to provide education opportunities that meet the needs of students in both academic and vocational areas. It is the intent of the State Board of Education to give local school districts the flexibility to provide rigorous and challenging curriculum that is consistent with the needs of students and the desire of their local patrons. (7-1-00)T

a. Secondary Language Arts and Communication: (nine (9) credits required with instruction in communications including oral communication and technological applications). Includes four (4) years of instruction in English, each year will consist of language study, composition, and literature. A course in speech or a course in debate will fulfill one (1) credit of the nine (9) credit requirement. (7-1-00)T

b. Mathematics and Science: (eight (8) credits required) a minimum of four (4) credits in math and four (4) credits in science, two (2) of which will be laboratory sciences. Secondary mathematics includes Applied Mathematics, Business Mathematics, Algebra, Geometry, Trigonometry, Fundamentals of Calculus, Probability and Statistics, Discrete Mathematics, and courses in mathematical problem solving and reasoning. Secondary sciences will include instruction in applied sciences, earth and space sciences, physical sciences, and life sciences. (7-1-00)T

c. Social Studies: (five (5) credits required), including government (two (2) credits), U.S. history (two (2) credits), and economics (one (1) credit). Current world affairs and geography will be integrated into all social studies instruction. Courses such as geography, sociology, world affairs and world history may be offered as electives, not to be counted as a social studies requirement. (7-1-00)T

d. Health/Wellness: (one (1) credit required). A course focusing on positive health habit. (7-1-00)T

~~0608.~~ Guidance Programs (Section 33-1212, Idaho Code). In each Idaho school, a comprehensive guidance program will be provided as an integral part of the educational program. A comprehensive guidance and counseling program includes these elements: (4-1-97)

a. A guidance curriculum that identifies knowledge and skills to be attained by all students at various stages of their development and provides appropriate activities for their achievement. (4-1-97)

b. Individualized planning with students and their parents in each of these domains: personal/social development, educational development, and career development. (4-1-97)

c. Response services of counseling, consultation, and referral. (4-1-97)

d. System support functions that promote effective delivery of guidance services. (4-1-97)

~~0709~~. Special Education Regulations (Section 33-2001 through 2008, Idaho Code) - General Provisions. (4-1-97)

a. Each public agency, including the State Department of Education, local school districts, and any other political subdivision of the State that is responsible for providing education for students with disabilities, will comply with all provisions of Chapter 20, Title 33, Idaho Code, the Idaho State Board of Education Rules for Public Schools, the Individuals with Disabilities Education Act, Section 504 of the Rehabilitation Act, Idaho's approved State Plan and any amendments and implementing regulations of such laws or plan. (4-1-97)

i. Local Education Agencies (LEAs) will develop appropriate plans and ensure that an array of individualized services is available at all times to meet the needs of children with disabilities at the preschool, kindergarten, elementary and secondary levels. These services to children with disabilities within a single school district, a multi-district, a cooperative unit, or through a contractual arrangement with an outside agency will be enumerated in the LEA application for federal funds. The Board of Trustees or other comparable governing agency will adopt local policies and procedures for providing special education services and obtain approval from the Department of Education for the same. Approval will be based on current requirements of applicable laws, including the Individuals with Disabilities Education Act, Idaho Code, federal and state regulations implementing those laws in Idaho's approved state plan and any corrective actions required resulting from federal or state reviews. (4-1-97)

ii. The State Department of Education will provide LEAs with a sample set of policies and procedures that is consistent with relevant state and federal laws and regulations. The State Department of Education will monitor all public and private agencies who provide special education and/or related services to students with disabilities for compliance with state and federal laws, rules and regulations and local policies. (4-1-97)

iii. Each public agency contracting with a private school or facility will ensure that the private school or facility meets the standards set forth in this section. The State Department of Education will determine if private schools and facilities meet state standards for an approved special education program. Any agency aggrieved by the Department of Education's final decision may appeal that decision to the State Board of Education. (4-1-97)

iv. LEAs must employ professional personnel using certification standards approved by the State Board of Education or Bureau of Occupational Licensing standards for occupational and physical therapists. (4-1-97)

v. School districts will provide extended school year services (beyond the regular school year) for children with disabilities who qualify for such services. (4-1-97)

vi. LEAs must collect and report data as necessary to meet state and federal requirements concerning special education services, staff or students. (4-1-97)

b. Eligibility for Special Education. LEAs must implement appropriate procedures to locate, evaluate and determine eligibility of students with potential disabilities. At the preschool age level this will include public awareness and screening activities. For school age students, LEAs will make known and accessible to all concerned persons a specified method of referral for special education and related services. (4-1-97)

i. LEAs will establish Multi-Disciplinary Teams (MDTs) to assist in determining eligibility for special education. An MDT is a district or building committee composed of regular educators and special educators. The MDT may also include the student's parents. The MDT reviews all student referrals to determine whether to

conduct a multi-disciplinary evaluation to determine eligibility for special education. If an evaluation is to be conducted, the MDT determines the nature and extent of the evaluation in accordance with Individuals with Disabilities Education Act requirements, minimum evaluation procedures and eligibility criteria established by the State Department of Education, and the student's needs. The MDT also conducts or arranges for the evaluation, as appropriate. Such evaluation procedures will be provided at no expense to the parents. (4-1-97)

ii. MDT evaluators must prepare individual evaluation reports or a single composite report containing complete data. A single composite report must be developed for students with learning disabilities. The IEP team will make the final determination of eligibility. (4-1-97)

iii. The State Department of Education will provide minimum state eligibility criteria for special education services consistent with the Individuals with Disabilities Education Act. (4-1-97)

c. IEP Team Responsibilities. Each school district or multi-district will establish and utilize IEP Teams to coordinate activities and make decisions regarding eligibility, to develop individual education programs and to determine the placement of students with disabilities. The IEP Team membership is specified by the Individuals with Disabilities Education Act and would typically include the child's teacher, parents, an administrator and others as appropriate. (4-1-97)

i. The IEP Team will review the comprehensive evaluation information completed for each child and determine if each child is eligible for special education or related services, using minimum state guidelines for eligibility. All information, including documentation of eligibility or ineligibility, becomes part of the student's permanent file. (4-1-97)

ii. The IEP Team will develop Individual Education Programs (IEPs) for each student who is eligible for special education prior to the initiation of special education or related services. The IEP will include components required by federal law and the LEAs policies and procedures. The IEP Team will determine the least restrictive educational environment in which the student's IEP can be appropriately implemented. (4-1-97)

iii. The IEP will be implemented as soon as possible after it is developed. The total timeline from the date of written parental consent for pre-placement evaluation to IEP implementation will not exceed sixty (60) calendar days, excluding periods when regular school is not in session for five (5) or more consecutive days. Extensions may be granted only when all parties have agreed in writing to the extension. (4-1-97)

iv. At the discretion of the public agency, an Individualized Family Service Plan (IFSP) may be used in place of an IEP provided the child is aged three to five (3-5); the child's parents agree to the use of the IFSP; and the IFSP is developed in accordance with Part H policies and procedures. Nothing in this part requires public agencies to develop IFSPs rather than IEPs for three to five (3-5) year olds nor to implement more than the educational components of the IFSP. (4-1-97)

v. When a student eligible for special education or related services (as indicated on a current IEP) transfers from one (1) Idaho school district to another, the student will continue to be included in special education services. The receiving district may accept and implement the IEP developed by the sending district or may develop a new IEP. If a new IEP cannot be developed within five (5) days, or if the district wishes to re-evaluate the child, an interim (short-term) IEP must be implemented pending the development of the standard IEP. If the student transfers to an Idaho school district from another state, the district must determine if the student meets Idaho's state eligibility criteria for special education. (4-1-97)

vi. The IEP Team decision will be based upon team agreement and signed by team members. The signature of the parent or guardian is required prior to the implementation of the initial IEP. When any other member of the IEP Team is not in agreement, that member has the right to place a minority report in the student's file. (4-1-97)

vii. A review of each special education student's program and placement will be conducted at least annually by the IEP Team. The IEP Team will review the student's progress, will determine if additional evaluations are necessary, and whether the student is still eligible for special education. Continuing eligibility may be determined by formal or informal assessment, progress towards IEP goals and objectives or other relevant means. Students who

are no longer eligible must be formally exited from special education. State funded personnel may continue to monitor the student and consult with general educators. (4-1-97)

viii. Any member of an IEP Team may request a team meeting at times other than the annual review for purposes of determining student progress in special education and related services or to consider revisions or amendments to the IEP or placement. IEP Team meetings will be convened on reasonable request of any member. (4-1-97)

ix. For a student who continues to be eligible for special education, the IEP Team will develop a new IEP or make revisions as needed. A complete IEP must be written at least annually. (4-1-97)

d. Parent Participation. LEAs must take steps to ensure that one (1) or both parents of each special education student are provided with appropriate information and are afforded the opportunity to participate in making educational decisions regarding their child, consistent with the Individuals with Disabilities Education Act. (4-1-97)

e. Procedural Safeguards. LEAs will use appropriate procedural safeguards consistent with the Individuals with Disabilities Education Act, including but not limited to the following methods: (4-1-97)

i. If parents disagree with an individual education program or placement change proposed by the district, they may file a written objection to all or parts of the proposed change. If parents file a written objection that is postmarked or hand delivered within ten (10) days of the date they receive written notice of the proposed change from the district, the changes to which the parents object cannot be implemented. The district and parent may use informal methods such as additional IEP Team meetings or voluntary mediation to resolve the disagreement. If these informal attempts fail, the district may request a due process hearing to obtain a hearing officer's decision regarding the proposed change. The written objection cannot be used to prevent the district from placing a student in an interim alternative educational placement in accordance with IDEA procedures for discipline of a student for possession of a weapon as defined by the Individuals with Disabilities Education Act. (4-1-97)

ii. Mediation is a voluntary process and may only be used when both parties to the dispute agree to it. Mediation does not negate the parents' or school district's rights to a due process hearing nor does it interfere with the timelines. The State Department of Education will offer mediation as an alternative dispute resolution mechanism any time a hearing is requested and at other times when appropriate. Schools and parents have the right to request mediation at any time. The State Department of Education will screen all requests for mediation to determine appropriateness. If the State Department of Education appoints a mediator, the Department will reimburse the mediator for an honorarium and travel expenses. (4-1-97)

iii. The State Department of Education will resolve formal complaints filed against school districts and other agencies using procedures developed in accordance with Individuals with Disabilities Education Act requirements. (4-1-97)

iv. When a parent/guardian of the school district initiates a request for a due process hearing, the superintendent will inform the board of trustees of the request. The school district will immediately notify the State Department of Education's Special Education Section of any request for a due process hearing. Within ten (10) calendar days of a request for a hearing, an impartial hearing officer will be assigned by the State Department of Education. The State Department of Education will maintain a list of trained hearing officers and their qualifications. (4-1-97)

v. The school district that is a party to the hearing will be responsible for compensating hearing officers. (4-1-97)

vi. Due process hearings will be conducted pursuant to the Idaho Administrative Procedures Act (APA) and Individuals with Disabilities Education Act (IDEA) requirements. In case of any conflict between the APA and the IDEA, the IDEA will supersede the APA (4-1-97)

vii. The hearing officer will issue a written decision that includes findings of fact and conclusions of law within forty-five (45) days of the date the hearing was requested unless a specific extension of this time line has been request by one (1) of the parties and granted by the hearing officer. The decision will be sent to the parents, the

school district superintendent and to their respective representatives. A copy of the decision will be sent to the State Department of Education. (4-1-97)

viii. A decision made by the hearing officer will be binding unless either party wishes to appeal the decision by initiating civil action. An appeal to Civil Court must be filed within fifty-six (56) calendar days from the date of issuance of the final decision. Any party initiating an appeal will be responsible for causing a written transcript to be made and will assume all costs associated with this transcript. (4-1-97)

ix. During the hearing the district will provide reasonable accommodations as required by federal and state regulations. Disputes concerning reasonable accommodations will be resolved by the Department of Education's Americans with Disabilities Act (ADA) Committee. (4-1-97)

x. During the pendency of any due process hearing or appeal of hearing results by civil action, the child's educational placement will be determined by the Individuals with Disabilities Education Act "stay put" requirements. The district's reassignment of a student to another classroom or building in the district will not be construed as a change in placement as long as the IEP goals remain unchanged and the degree of interaction with non-disabled peers remains the same. (4-1-97)

xi. A parent has the right to an Independent Educational Evaluation (IEE) at public expense if the parent disagrees with an evaluation obtained by the school district. Parents are not entitled to have additional evaluations or procedures, beyond those determined necessary by the school district, conducted at public expense under IEE provisions. Whenever an independent evaluation is at public expense, the criteria under which the evaluation is obtained, including the location of the evaluation and the qualifications of the examiner, must be the same as the criteria which the school district uses when it initiates an evaluation. A due process hearing may be initiated by the school to determine if the evaluation conducted by the school is appropriate. If the final decision of a hearing officer, (or a court of law if the hearing officer's decision is appealed), is that the evaluation that has been conducted by the school is appropriate, the parents still have the right to an independent evaluation. However, they must pay for this evaluation. (4-1-97)

xii. In order to avoid unreasonable charges for IEEs, a district may establish maximum allowable charges for specific tests. If a district does establish maximum allowable charges for specific tests, the maximum cannot simply be an average of the fees customarily charged in the area by professionals who are qualified to conduct the specific test. Rather, the maximum must be established so that it allows the parents to choose from among the qualified professionals in the area and only eliminates unreasonably excessive fees. The district must allow the parents the opportunity to demonstrate that unique circumstances justify an IEE that does not fall within the district's criteria. If an IEE that falls outside the district's criteria is justified by the child's unique circumstances, that IEE must be publicly funded. (4-1-97)

xiii. Student records will be managed in accordance with federal regulations governing security, confidentiality, access, maintenance, destruction, inspection and amendment. (4-1-97)

f. Diplomas. School districts will use a regular diploma for special education students at the completion of their secondary program. The transcript serves as a record of individual accomplishments, achievements, and courses completed. A modified or differentiated diploma or certificate may not be used for special education students unless the same diploma or certificate is granted to students without disabilities. (4-1-97)

0810. Alternative Secondary Programs (Section 33-1002; 33-1002C; 33-1002F, Idaho Code). Alternative secondary programs are those that provide special instructional courses and offer special services to eligible at-risk youth to enable them to earn a high school diploma. Some designated differences must be established between the alternative school programs and the regular secondary school programs. Alternative secondary school programs will include course offerings, teacher/pupil ratios and evidence of teaching strategies that are clearly designed to serve at-risk youth as defined in this section. Alternative high school programs conducted during the regular school year will be located on a separate site from the regular high school facility or be scheduled at a time different from the regular school hours. (4-1-97)

a. Student Qualifications: An At-Risk youth is any secondary student grade seven through twelve (7-12) who meets any three (3) of the following criteria, Subsections 100.09.a.i. through 09.a.v., or any one (1) of

- criteria, Subsections 100.09.a.vi. through 09.a.xii. (4-1-97)
- i. Has repeated at least one (1) grade. (4-1-97)
 - ii. Has absenteeism that is greater than ten percent (10%) during the preceding semester. (4-1-97)
 - iii. Has an overall grade point average that is less than 1.5 (4.0 scale) prior to enrolling in an alternative secondary program. (4-1-97)
 - iv. Has failed one (1) or more academic subjects. (4-1-97)
 - v. Is two (2) or more semester credits per year behind the rate required to graduate. (4-1-97)
 - vi. Has substance abuse behavior. (4-1-97)
 - vii. Is pregnant or a parent. (4-1-97)
 - viii. Is an emancipated youth. (4-1-97)
 - ix. Is a previous dropout. (4-1-97)
 - x. Has serious personal, emotional, or medical problems. (4-1-97)
 - xi. Is a court or agency referral. (4-1-97)
 - xii. Upon recommendation of the school district as determined by locally developed criteria for disruptive student behavior. (4-1-97)
- b. Instruction. Special instruction courses for at-risk youth enrolled in an alternative secondary program will include: (4-1-97)
- i. Academic skills that include language arts and communication, mathematics, science, and social studies that meet or exceed minimum state standards. (4-1-97)
 - ii. A personal and career counseling component. (4-1-97)
 - iii. A physical fitness/personal health component. (4-1-97)
 - iv. A state division approved vocational-technical component. (4-1-97)
 - v. A child care component with parenting skills emphasized. (4-1-97)
- c. Graduation credit may be earned in the following areas: academic subjects, electives, and approved work-based learning experiences. Nonacademic courses, i.e., classroom and office aides do not qualify for credit unless they are approved work-based learning experiences. (4-1-97)
- d. Special Services. Special services, where appropriate for at-risk youth enrolled in alternative secondary programs, include the following where appropriate: (4-1-97)
- i. A day care center when enrollees are also parents. This center should be staffed by a qualified child care provider. (4-1-97)
 - ii. Direct social services that may include officers of the court, social workers, counselors/psychologists. (4-1-97)
- ~~0911~~. Testing in the Public Schools. (4-1-97)

a. **Philosophy.** Acquiring the basic skills is essential to realization of full educational, vocational and personal/social development. Since Idaho schools are responsible for instruction in the basic scholastic skills, the State Board of Education has a vested interest in regularly surveying student skill acquisition as an index of the effectiveness of the educational program. This information can best be secured through objective assessment of student growth. A statewide student testing program consisting of standardized achievement testing and performance appraisal activities in the fundamental basic skills will be conducted annually under the supervision of the State Department of Education. (4-1-97)

b. **Purposes.** The purpose of testing in the public schools is to provide comparative local, state and national data regarding the achievement of students in essential skill areas; to identify performance trends in student achievement across grade levels tested and over time; to provide supplemental information to local educational agencies that may be useful in evaluating local curriculum and instructional practices, screening students for special program entry/exit, diagnosing individual differences, developing student schedules, making differential assignments within classes and in communicating school progress information to various publics; and to determine State Department of Education technical assistance/consultation priorities. (4-1-97)

c. **Content.** The statewide testing program will consist of the Iowa Tests of Basic Skills (ITBS), the Tests of Achievement and Proficiency (TAP), the Direct Writing Assessment (DWA) and the Direct Mathematics Assessment (DMA). (4-1-97)

d. **Testing Population.** All students in Idaho public schools, grades three through eleven (3-11), are required to participate in the standardized portion of the statewide testing program approved by the State Board of Education and funded. In addition, all students in grades four (4), eight (8) and eleven (11) are required to participate in the Direct Writing Assessment and all students in grades four (4) and eight (8) are required to participate in the Direct Mathematics Assessment portions of the statewide testing program. Non-public school students at those same grade levels are encouraged to participate at private school expense. For those exceptional students currently receiving special services, it is recommended that they be enrolled in the regular education program for basic skills instruction in reading, language arts, mathematics, science and social studies at least one-half (1/2) of the school day or have the endorsement of the IEP Team to participate in the test. No student will be denied the right to participate. (4-1-97)

e. **Scoring and Report Formats.** Scores will be provided for each skill area assessed and reported in standard scores, percentile ranks, stanines, and holistic scores (Direct Writing Assessment and Direct Mathematics Assessment). Test results will be presented in a class list report of student scores, building/district summaries, and pressure sensitive labels. (4-1-97)

f. **Testing Schedule.** The Iowa Tests of Basic Skills and the Tests of Achievement and Proficiency will be administered in October of each school year. The Direct Writing Assessment and the Direct Mathematics Assessment will be administered in the early spring of each school year during a time period specified by the State Department of Education. (4-1-97)

g. **Costs Paid by the State.** Costs for the following testing activities will be paid by the state: (4-1-97)

i. All consumable and non-consumable test materials needed to conduct the prescribed statewide testing program; (4-1-97)

ii. Statewide distribution of all test materials; (4-1-97)

iii. Processing and scoring student response forms, distribution of prescribed reports for the statewide testing program; and (4-1-97)

iv. Implementation and scoring of the Direct Writing Assessment component to the fourth, eighth and eleventh grade batteries and the fourth and eighth grade batteries of the Direct Mathematics Assessment. (4-1-97)

h. **Costs of Additional Services.** Costs for any additional sub-test administrations or scoring services not included in the prescribed statewide testing program will be paid by the participating school districts. Cost for replacement or supplemental materials which exceed expectation may also be charged to the district. (4-1-97)

i. Services. Statewide testing should be scheduled so that a minimum of instructional time is invested. Student time spent in testing will not be charged against attendance requirements. (4-1-97)

j. Test Security. Test security is of the utmost importance. It is expected that school districts will employ the same security measures in protecting statewide testing materials from compromise as they use to safeguard other formal assessments (4-1-97)

k. Demographic Information. Demographic information may be required by the State Department of Education to assist in interpreting test results. (4-1-97)

l. Assurances. The State Department of Education will neither advocate nor undertake performance comparisons across Idaho school districts. It is recognized the scholastic achievement can be adversely impacted by individual/environmental differences beyond the control of the school. (4-1-97)

m. Dual Enrollment. For the purpose of non-public school student participation in non-academic public school activities, the Idaho State Board of Education recognized achievement test is Form K of the Iowa Tests of Basic Skills, at the elementary level (grades K-8), and the Tests of Achievement and Proficiency, at the secondary level (grades 9-12). The minimum score on each assessment is the fifth (5th) stanine for the battery total score. (4-1-97)

~~4012.~~ Curricular Materials Selection (Sections 33-118; 33-118A, Idaho Code). The State Board of Education will appoint a committee to select curriculum materials. Committee appointments will be for a period of five (5) years. Committee appointments will be for a period of five (5) years. The membership of the committee will include one (1) representative from each of the state's institutions of higher education (Boise State University, Idaho State University, Lewis-Clark State College, and University of Idaho); two (2) Idaho public school administrators; two (2) Idaho public school elementary classroom teachers; two (2) Idaho public school secondary classroom teachers; one (1) person who is not a public school educator nor a public school trustee, one (1) person (parent, teacher, or administrator) representing Idaho's private/parochial schools, who will not be a public school educator or trustee; one (1) public school trustee; three (3) parents and one (1) curriculum consultant from the Division of Instruction of the State Department of Education and one (1) from the Division of Vocational Education whose appointment will be for one (1) year. The Executive Secretary will be an employee of the State Department of Education and will be a voting member of the committee. (4-1-97)

a. Curricular materials are adopted by the State Board of Education for a period of five (5) years in the following subject areas: reading, English, spelling, speech, journalism, languages other than English, art, drama, social studies, music, mathematics, business education, career education and counseling, vocational/technical education, science, health, handwriting, literature, driver education. (4-1-97)

b. Multiple adoptions are made in each subject area. (4-1-97)

c. Each publisher must deliver, according to the committee schedule, a sealed bid on all curricular materials presented for adoption. (4-1-97)

d. The State Board will appoint a depository for the state-adopted curricular materials. Resource materials are a local option. (4-1-97)

e. School districts will follow their own policies for adoption in subject areas offered by a school district for which materials are not covered by the state curriculum materials committee. (4-1-97)

IDAPA 13 - DEPARTMENT OF FISH AND GAME

13.01.04 - RULES GOVERNING LICENSING

DOCKET NO. 13-0104-9701

NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary and proposed rules are effective March 31, 1997.

AUTHORITY: In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted temporary rules. The action is authorized pursuant to Section(s) 36-104(b).

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of the supporting reasons for temporary rule-making:

Simplifies application form due to Legislative request. Establish 1997 seasons for Landowner Preference Permits for deer, elk, and antelope.

TEMPORARY RULE JUSTIFICATION: Pursuant to Sections 67-5226(1)(b) and 67-5226(1)(c), Idaho Code, the Governor has found that temporary and adoption of the rule is appropriate for the following reasons: Confers a benefit.

ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary and proposed rule, contact Lonn Kuck, (208) 334-2920.

Anyone may submit written comments regarding this temporary and proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before June 25, 1997.

DATED this 4th day of April 1997.

W. Dallas Burkhalter
Deputy Attorney General
600 South Walnut
PO Box 25
Boise, ID 83707
(208) 334-3715/FAX: (208) 334-2148

TEXT OF DOCKET NO. 13-0104-9701

303. HANDICAPPED PERSONS MOTOR VEHICLE HUNTING PERMITS.

01. Applications. (7-1-93)

a. Applications for handicapped motor vehicle hunting permits shall be on a form prescribed by the Department. Only eligible applicants may submit such applications. (7-1-93)

b. Applicants shall sign the application. Nonresident applicants must have their signature notarized. Each application shall be accompanied by certification from the applicant's physician stating which of the criteria set forth in Idaho Code Section 36-1101 qualifies the applicant and why. The physician shall also certify that the applicant is capable of holding and firing, without assistance from other persons, legal firearms or archery equipment. If the physician is not licensed to practice in Idaho, ~~the physician's signature must also be notarized~~ a photo copy of the physician's medical license must accompany the application. (7-1-93)(3-21-97)T

02. Permits. (7-1-93)

a. Handicapped motor vehicle hunting permits shall be issued only by the Director of the Department and shall expire on December 31 of the fifth year following the date of issuance. (7-1-93)

b. The permit shall be prominently displayed on any vehicle from which the person is hunting. Where applicable, the permit shall be displayed on the driver's side of the dashboard of the parked vehicle, suspended from the rearview mirror, or otherwise displayed so as to be in plain view of any person looking through the windshield of the vehicle. (7-1-93)

304. HANDICAPPED ARCHERY PERMIT.

01. Applications. (3-20-97)

a. Applications for handicapped archery permits shall be on a form prescribed by the Department. Only eligible applicants may submit such applications. (3-20-97)

b. Applicants shall sign the application. Nonresident applicants must have their signature notarized. Each application shall be accompanied by certification from the applicant's physician stating that the applicant has a permanent disability whereby he does not have use of one (1) or both of his arms or hands. The physician shall also certify that the applicant is capable of holding and firing, without assistance from other persons, a crossbow. If the physician is not licensed to practice in Idaho, ~~the physician's signature must be notarized~~ a photo copy of the physician's medical license must accompany the application. (3-20-97)(3-21-97)T

02. Permits. (3-20-97)

a. Handicapped archery permits shall be issued only by the Director of the Department and shall expire on December 31 of the fifth year following the date of issuance. (3-20-97)

b. The handicapped archery permit shall be carried on the person of anyone participating in an archery only season with the use of a crossbow and produced upon request on an officer. (3-20-97)

c. The handicapped archery permit shall allow the holder thereof to participate in an archery only hunt with the use of a crossbow. (3-20-97)

(BREAK IN CONTINUITY OF SECTIONS)

400. LANDOWNER PREFERENCE PERMITS.

01. Eligible Applicants. Eligible applicants must be registered with the Department and are limited to landowners or their immediate family members, lessees or their immediate family members, or authorized corporate, or partnership representatives or their immediate family members. (5-15-95)

02. Restrictions. No person shall lease or subdivide property for the purpose of making another person eligible for a landowner preference permit. (7-1-93)

03. Hunt Units. Landowner Preference Permits shall be issued only for those controlled hunt units designated by the Director as eligible for such permits. These hunts shall occur only where there is no general rifle hunt. (7-1-93)

04. Applications. Applications for landowner preference permits shall be on a form prescribed by the Department. Applicants must be registered with the Department and shall sign the application. (5-15-95)

a. The application shall include the applicant's hunting or combination license number. (5-15-95)

b. Applications will be accepted on or after July 15 of each year. Applications received at the Headquarters Office of the Idaho Department of Fish and Game or postmarked not later than August 15 of each year will be randomly drawn. Any permits left after the drawing will be issued on a first come-first served basis. (5-15-95)

05. Property and Applicant Registration. (5-15-95)

a. Prior to any eligible applicant applying for a Landowner Preference permit, the qualifying property and eligible applicant must be registered with the Department. Registering landowners must notify the Department of any changes in property or applicant eligibility. (5-15-95)

b. Registration of property and eligible applicant must be on a form prescribed by the Department. The landowner must submit the registration form and a copy of the deed(s), or the most recent tax assessment(s), describing the eligible property showing the name(s) of the owner(s) to the Department regional office. Department personnel will certify the registration and land description and return a copy to the landowner. (5-15-95)

c. If the Person registering is an authorized corporate or partnership representative or an immediate family member, he shall submit with his registration written verification from the board of directors, partnership, or an officer of the corporation, other than himself, verifying that he is authorized to register the property and eligible applicants. (5-15-95)

06. Issuance of Permits. (7-1-93)

a. Once the Department has determined the number of controlled hunt permits to be issued in any controlled hunt unit, an additional ten percent (10%) of the number of controlled hunt permits MAY be issued as Landowner Preference Permits, EXCEPT in controlled Deer Hunt Areas 45-1 and 45-3, and Elk Hunt Areas 40-1, 40-2, 40-3, 40-4, 45-2, 45-3, 45-4, and 45-5 an additional twenty-five ~~(25%) percent~~ percent (25%) of the number of controlled hunt permits MAY be so issued. ~~(3-20-97)~~(3-21-97)T

b. Where the number of landowner preference applicants exceeds the number of landowner preference permits available in a unit, successful applicants will be determined by drawing. (7-1-93)

c. Only one (1) landowner preference permit may be issued to an eligible applicant. (7-1-93)

d. Only one (1) landowner preference permit may be issued for eligible property consisting of between six hundred ~~and~~ forty (640) and four thousand nine hundred ~~and~~ ninety-nine (4,999) acres. However, one (1) additional permit may be issued to a family member for eligible property in excess of five thousand (5,000) acres. No family member is eligible to receive more than one (1) permit for one (1) species in a calendar year. ~~(7-1-93)~~(3-21-97)T

e. If more than one (1) application is received for eligible property consisting of from six hundred ~~and~~ forty (640) to four thousand nine hundred ~~and~~ ninety-nine (4,999) acres, all applications will be disqualified. If more than two (2) applications are received for eligible property consisting of five thousand (5,000) acres or more, all applications will be disqualified. ~~(7-1-93)~~(3-21-97)T

07. Application of Controlled Hunt Restrictions. (7-1-93)

a. The restriction that applying for a moose, bighorn sheep, or mountain goat controlled hunt makes the applicant ineligible to apply for any other controlled hunt shall not apply to persons who are otherwise eligible to apply for a landowner preference permit. (7-1-93)

b. Landowner preference permits sold to non-residents shall not be considered as part of the non-resident quota. (7-1-93)

08. Special Restrictions. Any person hunting with a landowner preference permit shall hunt only within the boundaries described in the hunt area designated by the Director. Only valid, current-year deer, elk, or antelope tags may be used in conjunction with a landowner preference permit. No person shall kill more than one (1) deer, elk

or antelope during a calendar year EXCEPT: (7-1-93)

a. In designated controlled depredation hunts, one (1) additional deer, elk or antelope may be taken by persons holding permit/tags for those hunts; or (7-1-93)

b. In extra tag hunts, one (1) additional deer, elk or antelope may be taken by persons holding tags for those hunts; ~~(7-1-93)~~(3-21-97)T

c. In no event shall any person take more than two (2) deer, elk or antelope during a calendar year or more than one (1) deer, elk or antelope per day. (7-1-93)

09. Depredation Hunts. The requirement that eligible property consist of at least six hundred and forty (640) acres shall not apply in the case of a depredation hunt. A single landowner preference permit may be issued to a landowner, lessee, authorized corporate representative or a member of their immediate families where, under existing guidelines: ~~(7-1-93)~~(3-21-97)T

a. The Department has verified that depredation is occurring on property owned or controlled by such individuals; and (7-1-93)

b. The Director has ordered a depredation hunt for the area in which the property is located. (7-1-93)

401. DEER LANDOWNER PREFERENCE SEASONS.

01. Antlered Deer. ~~(3-13-96)~~(3-21-97)T

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Deer	Controlled Hunt Area	No. of Permits
1500	Nov 10-Nov 24		Antlered	11	10
1501	Oct 15 -Nov 8		Antlered	44-1	20
1502	Oct 5-Oct 29		Antlered	45-1	45 20
1503	Oct 5-Oct 29		Antlered	47-1	9
1504	Oct 5-Oct 29		Antlered	52-1	8
1505	Oct 15-Oct 29		Antlered	54-1	75
1506	Oct 15-Oct 29		Antlered	55-2	50
1507	Oct 5-Oct 29		Antlered	57-1	11

02. Antlerless Deer. ~~(3-13-96)~~(3-21-97)T

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Deer	Controlled Hunt Area	No. of Permits
1508	Oct 15 -Nov 8		Antlerless	44- 23	80
1509	Oct 5 18-Oct 29 Nov 9		Antlerless	45-3	150
1510	Oct 5-Oct 29		Antlerless	47-3	5
1511	Oct 5-Oct 29		Antlerless	52-3	40

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Deer	Controlled Hunt Area	No. of Permits
1542 10	Oct 5-Oct 19		Antlerless	54-3	75 50
1513	Oct 5-Oct 19		Antlerless	55-3	20
1514	Oct 5-Oct 29		Antlerless	57-3	10

03. Muzzleloader Deer. ~~(10-26-94)~~(3-21-97)T

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Deer	Controlled Hunt Area	No. of Permits
1545 11	Oct 5-Oct 29		Antlered Only	45-4	4

~~(3-21-97)~~(3-21-97)T

402. ELK LANDOWNER PREFERENCE SEASONS.

01. Antlered Elk. ~~(3-20-97)~~(3-21-97)T

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2501	Oct 10-Nov 3		Antlered	11-1	5
2502	Oct 1-Oct 24		Antlered	29-1	15
2503	Oct 1-Oct 24		Antlered	30-1	8
2504	Oct 1-Oct 24		Antlered	30A-1	5
2505	Oct 15-Nov 8		Antlered	31-1	10
2506	Oct 1-Oct 24		Antlered	36A-1	10
2507	Oct 1-Oct 24		Antlered	36A-2	13
2508	Oct 1-Oct 24		Antlered	37A-4	8
2509	Oct 1-Oct 24		Antlered	37A-1	8
2510	Oct 15-Nov 9 24		Antlered	40-1	4 5
2511	Oct 15-Nov 9 24		Antlered	40-2	4 5
2512	Oct 15-Nov 3		Antlered	43-2	30
2513	Nov 4-Nov 24		Antlered	43-3	20
2514	Oct 15-Nov 8		Antlered	44-2	10
2515	Oct 15-Nov 8	1	Antlered	45-2	13
2516	Oct 15-Nov 8		Antlered	48-2	3
2517	Oct 15-Nov 8		Antlered	48-3	10
2518	Oct 15-Nov 8		Antlered	49-2	20 25
2519	Oct 1-Oct 24		Antlered	50-1	13

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2520	Oct 15-Nov 8		Antlered	56-1	1
2521	Nov 1-Nov 30		Antlered	60A-1	4
2522	Oct 26-Nov 9		Antlered	66A-1	20
2522 23	Sep 16-Oct 14		Antlered	68-1	35
2523 24	Oct 26-Nov 10		Antlered	70-1	23
2524 25	Oct 26-Nov 10		Antlered	71-1	23
2526	Oct 26-Nov 9		Antlered	73-2	5
2527	Oct 26-Nov 9		Antlered	73-3	3
2525 28	Oct 26-Nov 10		Antlered	74-1	35
2529	Oct 26-Nov 9		Antlered	76-1	20
2530	Oct 26-Nov 9		Antlered	76-3	13
2531	Oct 26-Nov 9		Antlered	76-3	15

02. Antlerless Elk.

(3-20-97)(3-21-97)T

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Elk	Controlled Hunt Area	No. Of Permits
2526 32	Oct 20-Nov 13		Antlerless	11-2	5
2527 33	Oct 10-Nov 3	1	Antlerless	13-1	8
2528 34	Nov 10-Dec 9		Antlerless	29-2	20
2529 35	Nov 10-Dec 9		Antlerless	30-2	15
2530 36	Nov 10-Dec 9		Antlerless	30A-2	8
2531 37	Sep 25-Oct 14		Antlerless	31-2	30 20
2532 38	Oct 15-Nov 8		Antlerless	31-3	30 20
2533 39	Nov 10-Dec 9		Antlerless	36A-3	15
2534 40	Nov 10-Dec 9		Antlerless	36A-4	25
2535 41	Nov 10-Dec 9		Antlerless	37-2	13
2536 42	Nov 10-Dec 9		Antlerless	37A-2	15
2537 43	Oct 15-Nov 9 24		Antlerless	40-3	6 25
2538 44	Oct 15-Nov 9 24		Antlerless	40-4	6 32
2539 45	Oct 15-Oct 29		Antlerless	43-4	20
2540 46	Oct 30-Nov 12		Antlerless	43-5	35
2541 47	Nov 13-Nov 24		Antlerless	43-6	30 35
2542 48	Oct 15-Nov 8		Antlerless	44-3	30
2543 49	Oct 15-Nov 8	1	Antlerless	45-3	25

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Elk	Controlled Hunt Area	No. Of Permits
2544 <u>50</u>	Oct 15-Nov 8		Antlerless	48-4	20
2545 <u>51</u>	Oct 15-Nov 8		Antlerless	48-5	25
2546 <u>52</u>	Oct 15-Nov- 8 <u>3</u>		Antlerless	49-3	30
<u>2553</u>	<u>Nov 4-Nov 24</u>		<u>Antlerless</u>	<u>49-4</u>	<u>20</u>
2547 <u>54</u>	Oct 15-Nov 15		Antlerless	50-2	30
2548 <u>55</u>	Nov 1-Dec 17		Antlerless	50-3	30
<u>2556</u>	<u>Dec 10-Dec 31</u>		<u>Antlerless</u>	<u>50-4</u>	<u>5</u>
2549 <u>57</u>	Oct 15-Nov- 8 <u>24</u>		Antlerless	53-1	25
2550 <u>58</u>	Oct 15-Nov 8 <u>Sep 16-Oct 14</u>		Antlerless	56-2	4
<u>2559</u>	<u>Nov 1-Nov 30</u>		<u>Antlerless</u>	<u>56-3</u>	<u>4</u>
2551 <u>60</u>	Nov 1-Nov 30		Antlerless	60A-2	30
<u>2561</u>	<u>Aug 1-Dec 31</u>		<u>Antlerless</u>	<u>63-1</u>	<u>30</u>
2552 <u>62</u>	Oct 26-Nov 10		Antlerless	66A-1	15 <u>30</u>
2553 <u>63</u>	Sep 16-Oct 14		Antlerless	68-2	10 <u>20</u>
2554 <u>64</u>	Oct 26-Nov 10 <u>2</u>		Antlerless	70-2	10
2555 <u>65</u>	Oct 16-Nov 10 <u>Oct 26-Nov 9</u>		Antlerless	71-2	8 <u>15</u>
<u>2566</u>	<u>Nov 10-Nov 24</u>		<u>Antlerless</u>	<u>72-2</u>	<u>20</u>
<u>2567</u>	<u>Oct 26-Nov 9</u>		<u>Antlerless</u>	<u>73-4</u>	<u>5</u>
<u>2568</u>	<u>Oct 26-Nov 9</u>		<u>Antlerless</u>	<u>73-5</u>	<u>3</u>
2556 <u>69</u>	Oct 26-Nov 10 <u>2</u>		Antlerless	74-2	10 <u>15</u>
2557	Nov 10-Dec 31		Antlerless	76-1	40
<u>2570</u>	<u>Oct 26-Nov 9</u>		<u>Antlerless</u>	<u>76-4</u>	<u>20</u>
<u>2571</u>	<u>Oct 26-Nov 9</u>		<u>Antlerless</u>	<u>76-5</u>	<u>25</u>
<u>2572</u>	<u>Oct 26-Nov 9</u>		<u>Antlerless</u>	<u>76-6</u>	<u>13</u>
<u>2573</u>	<u>Nov 10-Dec 31</u>		<u>Antlerless</u>	<u>76-7</u>	<u>15</u>

03. Either Sex Elk.

~~(3-20-97)~~(3-21-97)T

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2558 <u>74</u>	Oct 10-Nov 3	1	Either Sex	13-2	20
2559 <u>75</u>	Oct 10-Nov 3		Either Sex	18	25
2560 <u>76</u>	Oct 15-Nov 8 <u>24</u>		Either Sex	53-2	8

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2561 <u>77</u>	Oct 15- <u>Aug 1-Dec 31</u>		Either Sex	63-2	135
2562	Oct 26-Nov 10		Either Sex	66A-2	25
2563	Oct 26-Nov 10		Either Sex	73-1	8
2564	Oct 26-Nov 10		Either Sex	73-2	3
2565	Oct 26-Nov 10		Either Sex	76-2	25
2566	Oct 26-Nov 10		Either Sex	76-3	20
2567	Oct 26-Nov 10		Either Sex	76-4	20

04. Muzzleloader Elk.

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2568	Nov 13-Nov 30		Antlerless	43-7	2
2569 <u>78</u>	Oct 10-Nov 9	1, 2, 3	Antlerless <u>Either Sex</u>	63A	5
2570	Nov 5-Nov 24		Antlered	72-1	5
2571	Nov 5-Nov 24		Antlerless	72-2	15
2579	Oct 26-Nov 9		<u>Either Sex</u>	<u>72-3</u>	<u>20</u>

Notes:

1 - This hunt has very limited access.

~~2 - Antlerless or spike elk ONLY.~~

~~3~~2 - Short range weapons (muzzleloaders, archery and/or shotguns ONLY).

~~(3-20-97)(3-21-97)T~~

403. ANTELOPE LANDOWNER PREFERENCE SEASONS.

01. Any Antelope.

~~(3-20-97)(3-21-97)T~~

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Antelope	Controlled Hunt Area	No of Permits
4501	Sep 25-Oct 24		Any Antelope	21A	1
4502	Sep 25-Oct 24		Any Antelope	29-1	5
4503	Sep 25-Oct 24		Any Antelope	29-2	5
4504	Sep 25-Oct 24		Any Antelope	30	3
4505	Sep 25-Oct 24		Any Antelope	30A	4
4506	Sep 25-Oct 24		Any Antelope	36A-1	2
4507	Sep 25-Oct 24		Any Antelope	36A-2	5

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Antelope	Controlled Hunt Area	No of Permits
4508	Sep 25-Oct 24		Any Antelope	36B	3
4509	Sep 25-Oct 24		Any Antelope	37-1	8
4510	Sep 25-Oct 24		Any Antelope	37-2	10
4511	Sep 25-Oct 24		Any Antelope	37A-1	5
4512	Sep 25-Oct 24		Any Antelope	37A-2	3
4513	Sep 25-Oct 24		Any Antelope	39	1
4514	Sep 25-Oct 24		Any Antelope	40	15
4515	Sep 25-Oct 24		Any Antelope	42	20
4516	Sep 25-Oct 24		Any Antelope	44	2
4517	Sep 25-Oct 24		Any Antelope	46-1	6
4518	Sep 25-Oct 24		Any Antelope	49-1	35
4519	Sep 25-Oct 24		Any Antelope	49-2	4
4520	Sep 25-Oct 24		Any Antelope	49-3	4
4521 19	Sep 25-Oct 24		Any Antelope	50-1	10
4522 20	Sep 25-Oct 24		Any Antelope	50-2	5
4523 21	Sep 25-Oct 24		Any Antelope	50-3	3
452422	Sep 25-Oct 24		Any Antelope	51-1	8
452523	Sep 25-Oct 24		Any Antelope	51-2	5
4524	Oct 25-Nov 30		Any Antelope	51-3	5
452625	Sep 25-Oct 24		Any Antelope	54	1
452726	Sep 25-Oct 24		Any Antelope	57	1
452827	Sep 25-Oct 24		Any Antelope	53	3
452928	Sep 25-Oct 24		Any Antelope	58	5
453029	Sep 25-Oct 24		Any Antelope	59	10
453130	Sep 25-Oct 24		Any Antelope	60A	58
453231	Sep 25-Oct 24		Any Antelope	63-1	5
453332	Sep 25-Oct 24		Any Antelope	68	5

02. Doe or Fawn Only.

(3-13-96)F(3-21-97)T

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Antelope	Controlled Hunt Area	No. Of Permits
4534 33	Oct 5-Oct 24		Doe or Fawn	36A-3	3
453534	Oct 5-Oct 24		Doe or Fawn	37-3	3

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Antelope	Controlled Hunt Area	No. Of Permits
453635	Oct 5-Oct 24		Doe or Fawn	37-4	5
453736	Oct 5-Oct 24		Doe or Fawn	46-2	10

03. Muzzleloader Antelope.

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Antelope	Controlled Hunt Area	No. of Permits
453837	Sep 25-Oct 24		Any Antelope	41	3
453938	Sep 25-Oct 24		Any Antelope	47	4
454039	Sep 25-Oct 24	1, 2	Any Antelope	61	5
454140	Aug 20-Oct 24		Any Antelope	63-2	13 18

Notes:

- 1 - Muzzleloader or shotgun permitted
- 2 - Hunt has very limited access.

~~(3-20-97)~~(3-21-97)T

(BREAK IN CONTINUITY OF SECTIONS)

500. NONRESIDENT DEER AND ELK TAG OUTFITTER SET-ASIDE.

01. Permits. The following number of regular nonresident deer tags and regular nonresident elk tags shall annually be set aside and reserved for sale to persons who have entered into an agreement to utilize the services of an outfitter who is licensed under Chapter 21, Title 36, Idaho Code. For the 1996 Hunting Season: (12-12-95T)

- a. One thousand nine hundred (1,900) nonresident deer tags; (12-12-95T)
- b. One hundred ~~fifteen~~ thirty (14530) S.E. Idaho Area deer tags; ~~(3-20-97)~~(3-21-97)T
- c. Two thousand ~~three~~ two hundred (~~2,300~~ 2,200) nonresident elk tags (regular or mountain); ~~(3-20-97)~~(3-21-97)T
- d. Two hundred twenty-five (~~225~~ 200) Panhandle elk tags. ~~(3-20-97)~~(3-21-97)T

02. Restrictions. These tags shall be sold on a first-come, first-serve basis through June 30 of each year. Application for purchase of these tags shall be made by the outfitter for the nonresident on a form prescribed by the Department. The application shall be accompanied by the appropriate license fees and a certification by the outfitter that the nonresident hunter has a contract to hunt with the outfitter making application. (7-1-93)

03. Unsold Tags. Any tags not sold by July 1 of each year shall be sold by the Department to nonresidents on a first-come, first serve basis, by mail or overnight express only. Application shall be made only to the Headquarters office of the Department of Fish and Game in Boise, Idaho. Applications shall not be accepted earlier than July 1 of each year. Applications received prior to July 1 or after the remaining tags are sold will be returned. (7-1-93)

(BREAK IN CONTINUITY OF SECTIONS)

600. NONRESIDENT DEER AND ELK TAG QUOTAS.

01. Tag Quotas. The following number of deer tags and elk tags shall be set aside annually and reserved for sale to nonresidents: (3-20-97)

- a. ~~Thirteen thousand five hundred (13,500)~~ Twelve thousand eight hundred (12,800) regular deer tags; ~~(3-20-97)~~(3-21-97)T
- b. Eleven thousand (11,000 regular or mountain elk tags; (3-20-97)
- c. One thousand eight hundred fifteen (1,815) Panhandle elk tags ~~(3-20-97)~~(3-21-97)T
- d. ~~One thousand (1,000)~~ One thousand two hundred (1,200) S.E. Idaho area Deer tags. ~~(3-20-97)~~(3-21-97)T

02. Exceptions. Sales of nonresident deer and elk tags to the following persons shall not be counted in the quota: (7-1-93)

a. Unqualified residents: Persons who have moved into Idaho and by notarized affidavit show proof of their intent to become bona fide Idaho residents but are not yet qualified to purchase a resident license. (7-1-93)

b. Designated buyers: Nonresident tag buyers who return their unused nonresident deer or elk tag and a notarized affidavit stating that the tag buyer has not hunted may designate another nonresident to purchase an additional tag. If the original buyer does not make a designation and has retained an outfitter or guide, the outfitter or guide may make the designation. The designated buyer must pay the regular fee for the replacement tag. If no designation is made by either the original buyer or the outfitter or guide, the Department may sell the replacement tag on a first-come, first-serve basis. (7-1-93)

c. Successful nonresident controlled hunt applicants who have not purchased a tag as of the date of the controlled hunt drawing. (7-1-93)

03. Refunds. The fee for any nonresident license (as defined in I.C. 36-202(z)) shall not be refunded for any reason except as follows. (8-19-96)T

a. Hunting license and general season deer and elk tag refunds due to death, illness/injury or military deployment of licensee. Non-resident general season deer or elk tag fees and prerequisite hunting license fee may be refunded for death of licensee; illness or injury of licensee which totally disabled the licensee for the entire length of any applicable hunting season; or military deployment of licensee due to an armed conflict. Refund must be substantiated by death certificate, published obituary, written justification by a licensed medical doctor, copy of military orders, or other similar substantiating documents. The hunting license fee will not be refunded if it was used to apply for any controlled hunt or to purchase a turkey, mountain lion, or bear tag. The amount refunded will be the amount of the applicable deer or elk tag and hunting license less all issuance fees and a fifty dollar (\$50) processing fee. The refund request must be postmarked on or before December 31 of the calendar year in which the license and tags were valid. (8-19-96)T

b. General season deer and elk tag refunds for other than death, illness/injury, or military deployment of licensee. Non-resident general season deer or elk tag fees may be refunded for any reason other than death of the licensee; illness or injury of licensee which totally disables the licensee for the entire length of all applicable seasons; or military deployment of licensee due to an armed conflict. The request for the refund must be postmarked in the year in which the tag is valid. The hunting license fee will not be refunded. The refund will be based on the following sliding scale as a percent of the deer or elk tag fee. (8-19-96)T

Postmarked	Percent of Fee Refunded
Before April 1	75%
in April through June	50%
in July and August	25%
September through December	0%

(8-19-96)T

c. Department error. The department determines that a department employee made an error in the issuance of the license. (8-19-96)T

d. Submission requirements. All refund requests must be in writing and be accompanied with the original copy of the license or tag. (8-19-96)T

e. Effective. These changes will be effective with the 1997 licenses and tags. (8-19-96)T

IDAPA 13 - DEPARTMENT OF FISH AND GAME
13.01.08 - RULES GOVERNING THE TAKING OF BIG GAME ANIMALS
DOCKET NO. 13-0108-9701

NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary and proposed rules are effective March 21, 1997.

AUTHORITY: In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted temporary rules. The action is authorized pursuant to Section(s) 36-104(b).

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of the supporting reasons for temporary rule-making:

Establishes 1997 seasons for moose, sheep, goat, elk, deer, antelope, black bear, and mountain lion.

TEMPORARY RULE JUSTIFICATION: Pursuant to Sections 67-5226(1)(b) and 67-5226(1)(c), Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons: Confers a benefit.

ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary and proposed rule, contact Lonk Kuck (elk, deer, and antelope) or John Beecham (moose, sheep, and goat), (208) 334-2920.

Anyone may submit written comments regarding this temporary and proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before June 25, 1997.

DATED this 4th day of April 1997.

W. Dallas Burkhalter
Deputy Attorney General
600 South Walnut
PO Box 25
Boise, ID 83707
(208) 334-3715/FAX: (208) 334-2148

TEXT OF DOCKET NO. 13-0108-9701

250. TAGS AND PERMITS.

No person shall hunt big game animals without having in possession the appropriate hunting license, tags, stamps and permits. (7-1-93)

01. Use of Tags. (7-1-93)

a. Permit/Tags issued for moose, bighorn sheep, mountain goat and antelope may be used only in the controlled hunt for which the permittee was drawn. (7-1-93)

b. A tag issued for mountain lion after the mountain lion season opens may NOT be used until the second day following its purchase. (3-20-97)

c. A tag issued for black bear after the black bear season opens may NOT be used until the second day following its purchase. (3-13-96)T

d. Tags issued for antelope archery hunts may be used only in general archery hunts. (7-1-93)

e. Extra tags issued for deer, elk or antelope may be used only in the hunt area for which the tags are issued. (7-1-93)

f. Any person who purchases a tag to hunt black bear, or archery antelope, who is unsuccessful in killing an animal, and who is subsequently drawn for a controlled hunt permit, including an antelope landowner preference permit, must return the unused tag to a Department office not later than August 10 to exchange the tag for the appropriate controlled hunt tag. The fee for the exchanged tag is the fee for a duplicate tag. (3-13-96)T

g. Tags issued for black bear and mountain lion may be used statewide. (7-1-93)

h. Regular tags issued for deer and elk may be used ONLY as follows: (7-1-93)

i. Deer:

TYPE OF TAG	SEASONS
Resident (Type 311)	Any archery, muzzleloader or general deer season.
Resident (Type 330)	Extra Any extra antlerless deer tag season.
Senior Resident (Type 323)	Any archery, muzzleloader or general deer season.
S.E. Idaho Area Units 75, 76, 77, and 78; Nonresident	To Hunt Deer in Units 75, 76, 77, and 78 you must have your deer tag validated for use in these units. These tags are limited to one thousand (1000) <u>one thousand two-hundred (1200)</u> nonresident tags and will be issued first come - first served.
Nonresident (Type 411)	Any archery, muzzleloader or general deer season or controlled hunt for which the permittee was drawn.
Combination Controlled Hunt Permit and Tag	Only the designated controlled hunt for which the permittee was drawn.
Combination Controlled Depredation Hunt Permit and Tag	Only the designated controlled depredation hunt for which the permittee was drawn.
Combination Controlled Hunt Permit and Extra Tag	Only the designated controlled extra tag hunt for which the permittee was drawn.

~~(3-20-97)~~(3-21-97)T

ii. Regular Elk: (All Big Game Management Units EXCEPT 1, 2, 3, 4, 4A, 5, 6, 7, 9, 10, 12, 16A, 17, 19, 19A, 20, 20A, 25, 26, 27, 34, 35, and 36).

TYPE OF TAG	SEASONS
Resident (Type 312)	Any elk archery, muzzleloader or general season in Regular units.
Senior Resident (Type 324; NOT STAMPED FOR USE IN UNITS 1, 2, 3, 4, 4A, 5, 6, 7, 9, 10, 12, 16A, 17, 19, 19A, 20, 20A, 25, 26, 27, 34, 35, AND <u>and</u> 36)	Any elk archery, muzzleloader, or general season in Regular units
Nonresident (Type 412)	Any elk archery, muzzleloader, or general season in Regular units, or controlled hunt for which the permittee was drawn.

TYPE OF TAG	SEASONS
Combination Controlled Hunt Permit and Tag	Only the designated controlled hunt for which the permittee was drawn.
Combination Controlled Depredation Hunt Permit and Tag	Only the designated controlled depredation hunt for which the permittee was drawn.
Combination Controlled Hunt Permit and Extra Tag	Only the designated controlled extra tag hunt for which the permittee was drawn.

(7-1-93)

iii. Panhandle Elk: (Game Management Units 1, 2, 3, 4, 4A, 5, 6, 7, and 9).

TYPE OF TAG	SEASONS
Resident (Type 313)	Any archery, muzzleloader, or general Panhandle elk season.
Senior Resident (Type 324; STAMPED FOR USE IN UNITS 1, 2, 3, 4, 4A, 5, 6, 7, and 9)	Any archery, muzzleloader, or general Panhandle elk season.
Nonresident (Type 413)	Any elk controlled hunt for which the permittee was drawn or any archery, muzzleloader, or general Panhandle elk season.
Combination Controlled Hunt Permit and Tag	Only the designated controlled hunt for which the permittee was drawn.
Combination Controlled Depredation Hunt Permit and Tag	Only the designated controlled depredation hunt for which the permittee was drawn.
Combination Controlled Permit and Extra Tag	Only the designated controlled and extra tag hunt for which the permittee was drawn.

(7-1-93)

iv. Mountain Elk: (Game Management Units 10, 12, 16A, 17, 19, 19A, 20, 20A, 25, 26, 27, 34, 35, and 36).

TYPE OF TAG	SEASONS
Resident (Type 315)	Any elk archery, muzzleloader, or general season in mountain units.
Senior Resident (Type 324; STAMPED FOR USE IN UNITS 10, 12, 16A, 17, 19, 19A, 20, 20A, 25, 26, 27, 34, 35, and 36)	Any elk archery, muzzleloader, or general season in mountain units.
Nonresident (Type 415)	Any elk controlled hunt for which the permittee was drawn or any elk archery, muzzleloader, or general season in mountain units.
Combination Controlled Hunt Permit and Tag	Only the designated controlled hunt for which the permittee was drawn.

TYPE OF TAG	SEASONS
Combination Controlled Depredation Hunt Permit and Tag	Only the designated controlled depredation hunt for which the permittee was drawn.
Combination Controlled Hunt Permit and Extra Tag	Only the designated controlled extra tag hunt for which the permittee was drawn.

(7-1-93)

02. Return of Tags by Unsuccessful Permittees. Permittees who are not successful in killing a bighorn sheep, mountain goat or moose shall present or mail their unused tags to a Department office within ten (10) days after the close of the season for which the tag was valid. Canceled tags will be returned to the hunter upon request. (5-15-95)

03. Archery and Muzzleloader Permits. Any person hunting in an archery only or muzzleloader only season must have the appropriate permit (archery or muzzleloader) for the relevant season validated on their license. (3-13-96)T

a. Except as noted below, individual archery and muzzleloader permits may be sold only until midnight of October 31st of each year. Sportsman licenses (~~type~~ Type 104) are not subject to this cutoff date. After that time and date, permits may be obtained only from Department offices by persons who: ~~(7-1-93)~~(3-21-97)T

i. Hold a valid controlled hunt permit for archery or muzzleloader hunts, through the final day of the hunt for which they have a permit. (7-1-93)

ii. Become twelve (12) years of age after the cutoff date. (7-1-93)

iii. Acquired their six (6) months' residency after the cutoff date. (7-1-93)

iv. Are Idaho servicemen on leave arriving after the cutoff date. (7-1-93)

v. Are purchasing limited edition prints of the original art work depicted on the particular permit. Sale of such archery or muzzleloader permits is limited to permits which are consecutively numbered from one (1) to fifteen hundred (1500). Such permits are not valid for use in any archery or muzzleloader hunt. (7-1-93)

b. On and after January 1 of each year, any person may purchase any archery or muzzleloader permit for the prior year that is unsold at midnight on December 31 of the prior year. (7-1-93)

(BREAK IN CONTINUITY OF SECTIONS)

260. PERMITS FOR CONTROLLED HUNTS

01. Use of Controlled Hunt Permits. No person may hunt in any controlled hunt without having a valid controlled hunt permit in possession. (7-1-93)

a. A controlled hunt area with an "X" suffix is an extra tag hunt. (10-26-94)

b. In the event a permit is issued based on erroneous information, the permit will be invalidated by the Department and may NOT be used. The Department will notify the permittee of the invalidation of the permit. The person will remain on the drawn list, and if there is a waiting period in a succeeding year, the person will be required to wait the specified time period. (7-1-93)

c. Any person who receives a controlled hunt permit and tag for deer is prohibited from hunting in any

other deer hunt--archery, muzzleloader, or general; EXCEPT the holder of a deer controlled hunt permit and tag may purchase a tag for and hunt in an extra tag hunt, or controlled hunt permit/extra tag hunt for deer. (3-20-97)

d. Any person who receives a combination controlled hunt permit/extra tag for deer may hunt in any other deer hunt--archery, muzzleloader, general or controlled hunt. (7-1-93)

e. Any person who receives a controlled hunt permit for elk is prohibited from hunting in any other elk hunt--archery, muzzleloader, or general; EXCEPT a controlled hunt permit holder may purchase a tag for and hunt in an extra tag hunt for elk. (7-1-93)

f. Any person who receives a combination controlled hunt permit/tag for antelope is prohibited from hunting in any archery antelope hunt. The holder of an antelope combination controlled hunt permit/extra tag may apply for a combination controlled hunt permit/tag for antelope or may purchase a tag for an archery antelope hunt. (7-1-93)

g. Any person who receives a spring controlled hunt permit for black bear is prohibited from hunting in any other spring bear hunt - April 15 to June 15. (10-26-94)

h. Any person who receives a fall controlled hunt permit for black bear is prohibited from hunting in any other fall bear hunts--September 15 to October 31. (10-26-94)

02. Nonresident Permit Limitations. In controlled hunts with ten (10) or fewer permits, not more than one nonresident permit will be issued. In controlled hunts, EXCEPT unlimited controlled hunts, with more than ten (10) permits, not more than ten percent (10%) of the permits will be issued to nonresidents. ~~(10-26-94)~~(3-21-97)T

03. Eligibility. Any person possessing a valid Idaho hunting license is eligible to apply for controlled hunts subject to the following restrictions: (7-1-93)

a. Holders of a Nongame Hunting License (Type 208) or Two-day (2) Deer License (Type 132) may not apply for any controlled hunt. (10-26-94)

b. Any person whose name was drawn on a controlled hunt for either sub-species of bighorn sheep may not apply for any bighorn permit for two (2) years. Any person whose name was drawn on a controlled hunt for mountain goat may not apply for a mountain goat permit for two (2) years. Any person whose name was drawn on a controlled hunt for moose may not apply for a moose permit for two (2) years. Any person whose name was drawn on a controlled antlered-only deer hunt may NOT apply for any other controlled antlered-only deer hunt for one (1) year. Any person whose name was drawn on a controlled antlered-only elk hunt may NOT apply for any other controlled antlered-only elk hunt for one (1) year. The one (1) year waiting period does NOT apply to controlled hunts with an unlimited number of permits nor Landowner Preference Permits. ~~(3-20-97)~~(3-21-97)T

c. Any person applying for a bighorn sheep, mountain goat, or moose controlled hunt may NOT apply for any other controlled hunt in the same year EXCEPT Unlimited Controlled Hunts, a controlled black bear hunt, or a designated depredation or extra tag hunt for deer, elk or antelope. In addition, unsuccessful applicants for bighorn sheep, mountain goat or moose controlled hunts are eligible to participate in first-come, first-served deer, elk and antelope controlled hunt permit sales. (10-26-94)

d. Any person who has killed a California bighorn ram, Rocky Mountain bighorn ram or a moose on any controlled hunt may not apply for a permit for the same subspecies, EXCEPT any person who has killed a California bighorn ram south of Interstate Highway 84 since 1974 and is otherwise eligible, may apply for a Rocky Mountain bighorn ram permit for any hunt north of Interstate Highway 84. Any person who has killed a Rocky Mountain bighorn ram north of Interstate Highway 84 since 1974 and is otherwise eligible, may apply for a California bighorn ram permit for any hunt south of Interstate Highway 84. (7-1-93)

e. No person applying for a Rocky Mountain bighorn sheep controlled hunt as a first choice shall apply for a California bighorn sheep controlled hunt as a second choice. No person applying for a California bighorn sheep controlled hunt as a first choice shall apply for a Rocky Mountain bighorn sheep controlled hunt as a second choice. No person shall apply for both a Rocky Mountain and a California bighorn the same year. (7-1-93)

f. Any person who kills a bighorn ewe may not apply for another bighorn ewe controlled hunt permit for five (5) years. The harvest of a bighorn ewe does not make the permittee ineligible to apply for a permit to take a California bighorn ram or a Rocky Mountain bighorn ram. Any person who applies for a bighorn ewe may not apply for any bighorn ram the same year. (7-1-93)

g. Any person who has killed a mountain goat since 1977 may not apply for a mountain goat permit. (7-1-93)

h. Any person holding a Nonresident Hunting License (Type 202) or a duplicate thereof may not apply for a moose permit. (7-1-93)

i. Any person applying for a landowner permission hunt must have a signed permission slip from a landowner who owns more than one hundred fifty-nine (159) acres in the hunt area. The permission slip must have the landowner's name and address on it along with the landowner's signature. (3-21-97)T

ij. Any person may apply for both a controlled hunt permit/tag and a controlled hunt permit/extra tag. (7-1-93)

04. Applications. Individual applications or group applications for controlled hunts shall be made on a form prescribed by the Department and must be received at the Headquarters Office of the Idaho Department of Fish and Game or postmarked not later than the annual dates shown below. Any individual application or group application which is unreadable, has incomplete or incorrect hunt or license numbers, or which lacks the required information or fee will be declared void and will not be entered in the drawing. All applications will be considered final; they may not be resubmitted after correction. (10-26-94)

a. Moose, bighorn sheep, and mountain goat - April 30. (7-1-93)

b. Deer, elk, antelope and fall black bear - May 31. (3-13-96)T

c. Spring black bear - February 16. (3-13-96)T

05. Applicant Requirements. Applicants must comply with the following requirements: (7-1-93)

a. Holders of a Duplicate License (Type 501) must use their original license number to apply for a controlled hunt. Duplicate license numbers will not be accepted. (7-1-93)

b. Only one (1) application, per person or group, will be accepted for the same species, EXCEPT a person or group may submit one additional application for a controlled hunt permit/extra tag for the same species. Additional applications for the same person or group for the same species will result in all applicants being declared ineligible. (10-26-94)

c. Only one (1) controlled hunt permit/extra tag will be issued for each person on any application submitted. (10-26-94)

d. Several applications may be submitted in a single envelope so long as each application is for a single species, a single applicant or group, and both hunts on an application must be controlled hunt permit/tag hunts or controlled hunt permit/extra tag hunts. (10-26-94)

e. Fees must be submitted with each application. A single payment (either cashier's check, money order, certified check, or a personal check) may be submitted to cover fees for all applications in the same envelope. If a check or money order is insufficient to cover the fees, all applications will be voided and returned. The application fee is five dollars (\$5) per person per hunt, for deer, elk, antelope, moose, bighorn sheep, mountain goat, black bear, and lion, applied for and is NOT refundable. The tag fees are not to be submitted with either the telephone or mail-in-application for deer, elk, antelope, black bear, or mountain lion. Persons applying for moose, bighorn sheep, or mountain goat controlled hunts must submit the tag fee and application fee with their application. Applicants successful in drawing for a moose, bighorn sheep, or mountain goat will receive a permit tag in the mail.

~~(4-3-95)~~(3-21-97)T

f. Any controlled hunt permits for deer, elk, antelope or black bear, EXCEPT unlimited controlled hunts that remain unsold after the controlled hunt drawings may be sold by any Point-of-Sale vendor or on a first-come, first-served basis. A controlled hunt permit and tag will be issued to successful applicants. The ten percent (10%) nonresident limitation shall not apply. Applicants with a tag already in possession must return their tag to a Department office to be exchanged for the appropriate controlled hunt tag. The fee for the exchanged tag is the fee for a duplicate tag. Applications for leftover controlled hunt permits will be accepted at Department offices or Point-of-Sale vendor on or after the following dates: (3-13-96)T

i. Spring black bear - March 22. (3-13-96)T

ii. Deer, elk, antelope or fall black bear - July 15. (3-13-96)T

g. A "group application" for deer, elk, and antelope is defined as two, three, or four (2, 3, or 4) hunters applying for the same controlled hunt on the same application. All hunters must comply with all rules and complete applications properly. All applicants must abide by the same first and second hunt choices. (10-26-94)

h. A "group application" for moose, bighorn sheep, mountain goat, and black bear is defined as two (2) hunters applying for the same controlled hunt on the same application. Both hunters must comply with all rules and complete applications properly. Both applicants must abide by the same first and second hunt choices. (10-26-94)

i. If a group application exceeds the number of permits available in a hunt, that group application will not be selected for that hunt. ~~(10-26-94)~~(3-21-97)T

j. Landowner permission hunt permits will be sold first-come, first-served basis at the Nampa, McCall and Headquarters offices of the Idaho Department of Fish and Game after July 15. (3-21-97)T

06. Refunds of Controlled Hunt Fees. (7-1-93)

a. Controlled hunt tag fees will be refunded to the unsuccessful or ineligible applicants for moose, sheep, and mountain goat. Unsuccessful applicants may donate all or a portion of their tag fee for moose, bighorn sheep, and mountain goat to Citizens Against Poaching by checking the appropriate box on the application. One dollar(\$1)ofthenon-refundableapplicationfeewillgotoCitizensAgainstPoachingunlessetheapplicantinstructsotherwise. (3-6-95)T

b. Fees for hunting licenses will NOT be refunded to unsuccessful or ineligible applicants. (10-26-94)

c. Fees for deer or elk tags purchased prior to the drawing will NOT be refunded to unsuccessful or ineligible applicants. (10-26-94)

d. Overpayment of fees of more than five dollars (\$5) will be refunded. Overpayment of five dollars (\$5) or less will NOT be refunded and will be retained by the Department. (7-1-93)

07. Controlled Hunt Drawing. Single or group applications which are not drawn for the first choice hunt will automatically be entered into a second choice drawing, provided the second choice hunt applied for has not been filled. (7-1-93)

(BREAK IN CONTINUITY OF SECTIONS)

350. IDENTIFICATION OF SEX, SIZE, AND/OR SPECIES IN POSSESSION AND DURING TRANSPORTATION OR SHIPMENT.

01. Evidence of Sex. Evidence of sex must be left attached to the hide of any black bear or mountain lion taken until the mandatory check requirement has been complied with. Evidence of sex must be left attached to the carcass of any big game animal taken in a season restricted to antelope doe or fawn only, antlerless, female, antlered, or male animals only. ~~(7-1-93)~~(3-21-97)T

a. In antlered or male only seasons, the evidence of sex requirement is met when the head, horns, or antlers are left naturally attached to the whole carcass or to a front quarter. If the head, horns, or antlers are removed, some other external evidence of sex (either scrotum, penis or testicles) must be left naturally attached to the carcass or to a hind quarter until the carcass reaches the final place of storage or consumption; AND the horns or antlers must accompany the carcass while in transit. (7-1-93)

b. In spike elk or two-point deer only seasons, the evidence of sex requirement is met when the head with both complete unaltered antlers are left naturally attached to the whole carcass or to a front quarter. If the head or antlers are removed, some other external evidence of sex (either scrotum, penis or testicles) must be left naturally attached to the carcass or to a hind quarter until the carcass reaches the final place of storage or consumption; AND both complete unaltered antlers naturally attached to each other must accompany the carcass while in transit.(7-1-93)

c. In antlerless, doe/fawn or female only seasons, if the head is removed from female elk, moose, deer, antelope or bighorn sheep, some other external evidence of sex (either udder or the vulva) must be left naturally attached to the carcass or to a hind quarter until the carcass reaches the final place of storage or consumption. (7-1-93)

d. The entire head of antlerless male elk, moose, deer, or antelope or a male lamb bighorn sheep killed during an antlerless, female, doe/fawn or ewe only season, may be left naturally attached to the carcass or to a front quarter until the carcass reaches the final place of storage or consumption. If the head is removed, some other external evidence of sex (either scrotum, penis, or testicles) must be left naturally attached to the carcass or to a hind quarter until the carcass reaches the final place of storage or consumption, AND the lower jaw must accompany the carcass while in transit. (7-1-93)

e. For black bear and mountain lion external evidence of sex (either scrotum, penis or testicles for males, or vulva for females) must be left naturally attached to the hide until the mandatory check has been complied with. ~~(7-1-93)~~(3-21-97)T

02. Evidence of Species. In seasons restricted to mule deer only or white-tailed deer only, if the head is removed, the fully-haired tail must be left naturally attached to the carcass. (7-1-93)

03. Evidence of Size. Any hunter taking a bighorn ram must leave that portion of the skull plate containing the upper one-half of the eye socket naturally attached to both of the horns until after the horns have been pinned by the Department. (7-1-93)

04. Other. The Department may designate seasons and areas in which the head or lower jaw must accompany the carcass in transit. (7-1-93)

(BREAK IN CONTINUITY OF SECTIONS)

550. DEER GENERAL SEASONS.

Unit(s)	Antlered Deer	Antlerless Deer
1, 2, 3	Nov 1-Dec 1	Nov 1-Dec 1
4	Oct 10-Nov 3	Oct 10-Nov 3

Unit(s)	Antlered Deer	Antlerless Deer
4A, 5, 6	Nov 1-Dec 1	Nov 1-Dec 1
7	Oct 10-Nov 3	Oct 10-Nov 3
8, 8A	Oct 10-Nov 9 (Mule deer and White-tailed deer)	Oct 10-Nov 9 (Mule deer and White-tailed deer)
	Nov 10-Dec 1 (White-tailed deer ONLY)	Nov 10-Dec 1 (White-tailed deer ONLY)
9	Oct 10-Nov 3	Oct 10-Nov 3
10	Oct 10-Nov 9 (Mule deer and White-tailed deer)	Oct 10-Nov 9 (Mule deer and White-tailed deer)
	Nov 10-Nov 20 (White-tailed deer ONLY)	None
10A	Oct 10-Nov 9 (Mule deer and White-tailed deer ONLY .)	Oct 10-Nov 9 (Mule deer and White-tailed deer ONLY .)
(That portion of Unit 10A east of Dworshak Reservoir)	Nov 10-Nov 20 (White-tailed deer ONLY)	Nov 10-Nov 20 (White-tailed deer ONLY)
11	Oct 10-Nov 20 (White-tailed deer ONLY- <u>entire unit</u>)	Oct 10-Nov 9 (White-tailed deer ONLY- <u>entire unit</u>)
	None	Oct 10-Nov 9
(Mule deer and White-tailed deer.) (That portion of Unit 11 within the following boundary: Beginning at the mouth of Tammany Creek, then upstream to the Tammany Creek Road, then east on Tammany Creek Road to the Waha Road, then south on Waha Road to Redbird Road, then west on Redbird Road to the Craig Mountain Wildlife Management Area boundary, then north and west along the WMA boundary to the Snake River, then north along the Snake River to the mouth of Tammany Creek, the point of beginning; and that portion of Unit 11 within the Salmon River drainage upstream from and including the Maloney Creek drainage.)		
11A	Oct 10-Oct 24 (Mule deer and White-tailed deer)	Oct 10-Oct 16 (Mule deer and White-tailed deer)
	Oct 25-Nov 20 (White-tailed deer ONLY)	Oct 17-Nov 20 (White-tailed deer ONLY)
12	Oct 10-Nov 9 (Mule deer and White-tailed deer)	Oct 10-Nov 9 (Mule deer and White-tailed deer)
	Nov 10-Nov 20 (White-tailed deer ONLY)	None
13 - (This unit has very limited access.)	Oct 10-Oct 24 (Mule deer and White-tailed deer)	Oct 10-Oct 16 <u>None</u>
	Oct 25-Nov 3 (White-tailed deer ONLY)	None <u>Oct 10-Oct 16</u> (White-tailed deer ONLY)
14	Oct 10-Oct 24 (Mule deer and White-tailed deer)	None
	Nov 10-Nov 20 (White-tailed deer ONLY)	Oct 10-Oct 16 (White-tailed deer ONLY)

Unit(s)	Antlered Deer	Antlerless Deer
15	Oct 10-Nov 9 (Mule deer and White-tailed deer)	Oct 10-Nov 9 (Mule deer and White-tailed deer)
	Nov 10-Nov 20 (White-tailed deer ONLY)	Nov 10-Nov 20 (White-tailed deer ONLY)
16	Oct 10-Nov 9 (Mule deer and White-tailed deer)	Oct 10-Nov 9 (Mule deer and White-tailed deer)
	Nov 10-Nov 20 (White-tailed deer ONLY)	Nov 10-Nov 20 (White-tailed deer ONLY)
(That portion of Unit 16 north and west of the Nez Perce National Forest perimeter boundary ONLY.)	None (White-tailed deer ONLY).	Nov 21-Dec 1
16A, 17	Sep 15-Nov 18	Sep 15-Nov 18
18	Oct 10-Oct 24 (Mule deer and White-tailed deer)	None
	Nov 10-Nov 20 (White-tailed deer ONLY)	Oct 10-Oct 16
19	Sep 15-Nov 18	Sep 15-Nov 18
19A	Oct 5-Oct 29	None
20, 20A	Sep 15-Nov 18	Sep 15-Nov 18
<u>20A</u>	<u>Sep 15-Nov 18</u>	<u>None</u>
21, 21A	Oct 5-Oct 29	Oct 9-Oct 13 <u>None</u>
22, 23	Oct 5-Oct 14	None
24	Oct 5-Oct 14	None
(EXCEPT archery, muzzleloader, and shotgun ONLY in that portion of Unit 24 within the following boundary: Beginning in McCall at the junction of State Highway 55 and Boydston Street, then south on Boydston Street to West Valley Road, then west and south along West Valley Road and West Mountain Road to Cabarton Road, then north on Cabarton Road to State Highway 55, then north on State Highway 55 to Farm-To-Market Road, then north on Farm-To-Market Road to Elo Road, then west on Elo Road to State Highway 55, then north on State Highway 55 to the point of beginning.)		
25	Oct 5-Oct 29	None
26, 27	Sep 15-Nov 18	Sep 15-Nov 18 <u>None</u>
28, 29, 30, 30A	Oct 5-Oct 29	Oct 9-Oct 13 <u>None</u>
<u>31</u>	<u>Oct 5-Oct 14</u> (EXCEPT archery, shotgun and muzzleloader ONLY on the islands in the Snake River.)	<u>None</u>
<u>32</u>	<u>Oct 5-Oct 14</u> (EXCEPT archery, shotgun and muzzleloader ONLY on the islands in the Snake River.)	<u>None</u>
	Sep 25-Oct 29	Sep 25-Oct 29

Unit(s)	Antlered Deer	Antlerless Deer
<u>(Archery, shotgun and muzzleloader ONLY in that portion of Unit 32 south of the following line: Beginning at the mouth of the North Side Canal at the Payette River, east on the North Side Canal to State Highway 52, east on Highway 52 to Montour Road, south on Montour Road to Shalerock Road, west on Shalerock Road to the Black Canyon Canal, south on the Black Canyon Canal to State Highway 16.)</u>		
31, 32, 32A, 33	Oct 5-Oct 14	None
34	Oct 5-Oct 29	None
35	Oct 5-Oct 14	None
34, 35 , 36, 36A, 36B, 37, 37A	Oct 5-Oct 29	Oct 9-Oct 13 None
38	Oct 5-Oct 29 <u>Sep 25-Oct 29</u>	Oct 5-Oct 29 <u>Sep 25-Oct 29</u>
(Archery, muzzleloader, and shotgun ONLY. EXCEPT that portion of Unit 38 within the Lake Lowell Sector of the Deer Flat National Wildlife Refuge is CLOSED.)		
39	Oct 5-Oct 14	None
	Oct 28 7-Nov 2	None
40	Oct 28 7-Nov 2 (Two point deer ONLY)	None
	<u>Sep 25-Oct 29</u>	<u>Sep 25-Oct 29</u>
<u>(Archery, muzzleloader and shotgun ONLY in that portion of Unit 40 north of the powerline from Noble Island on the Snake River (just east of Walters Ferry) to Oregon two point or antlerless deer ONLY.)</u>		
41, 42	Oct 5-Oct 29 (Two point deer ONLY)	None
43	Oct 5-Oct 29	None
46	Oct 5-Oct 29 (Archery and shotgun ONLY on the islands in the Snake River)	None
48, 49, 50, 51, 52A	Oct 5-Oct 29	None
50, 51	Oct 5-Oct 29	Oct 9-Oct 13
52A	Oct 5-Oct 29	None
53	Oct 5-Oct 29	Oct 5-Oct 29
(SHOTGUN ONLY in that portion of Unit 53 south of Interstate 84 and west of the Jerome County 100 West Road (including an imaginary line extending from the 100 West Road one-quarter mile south to the south bank of the Snake River) and west of Rock Creek. Remainder of Unit 53 is CLOSED to firearm hunting of deer.)		
56	Oct 5-Oct 29 (Two point deer ONLY)	None
58, 59, 59A, 60	Oct 5-Oct 29	Oct 9-Oct 13 None
60A	Oct 5 - Oct 29	Oct 9 - Oct 13 None
(EXCEPT archery, muzzleloader, and shotgun ONLY in that portion of Unit 60A south and east of the North (Henry's) Fork Snake River, and that portion within one mile north and west of the North Fork Snake River.)		

Unit(s)	Antlered Deer	Antlerless Deer
61, 62, 62A	Oct 5 - Oct 29	Oct 9 - Oct 13 <u>None</u>
63, 63A	Oct 5-Oct 29 (Archery, muzzleloader, and shotgun ONLY)	Oct 9-Oct 13 <u>None</u>
64, 65, 66	Oct 5-Oct 29	Oct 9-Oct 13 <u>None</u>
66A	Oct 5-Oct 24	Oct 10-Oct 12 <u>None</u>
67	Oct 5-Oct 29	Oct 9-Oct 13 <u>None</u>
(EXCEPT archery, muzzleloader, and shotgun ONLY in that portion of Unit 67 from the Swan Valley (State Highway 26) Bridge upstream to Palisades Dam between State Highway 26 on the east and the River Road on the west.)		
68, 69	Oct 5-Oct 24	Oct 10-Oct 12 <u>None</u>
69	Oct 5-Oct 13 <u>4</u>	Oct 9-Oct 13 <u>None</u>
70	Oct 10 <u>5</u> -Oct 14 <u>9</u>	None
71, 72, 73, 73A	Oct 10 <u>5</u> -Oct 24	None
<u>73</u>	<u>Oct 5-Oct 24</u> (Two point deer ONLY)	<u>None</u>
73A <u>74, 75, 76, 77, 78</u>	Oct 5-Oct 24	Oct 10-Oct 12 <u>None</u>
<u>75</u>	<u>Oct 5-Oct 14</u>	<u>None</u>
<u>76</u>	<u>Oct 5-Oct 24</u>	<u>None</u>
<u>77, 78</u>	<u>Oct 5-Oct 14</u>	<u>None</u>

(~~3-20-97~~)(~~3-21-97~~)T

551. DEER ARCHERY SEASONS.

Unit(s)	Antlered Deer	Antlerless Deer
1	Aug 30-Sep 24	Aug 30-Sep 24
2	Aug 30-Sep 24	Aug 30-Sep 24
(EXCEPT Farragut State Park and Farragut Wildlife Management Area is <u>are</u> CLOSED)		
	Nov 1-Dec 1	Nov 1-Dec 1
(Farragut State Park and Farragut Wildlife Management Area ONLY)		
3	Dec 5-Dec 31	Dec 5-Dec 31
4, 4A, 5, 6, 7	Aug 30-Sep 24	Aug 30-Sep 24
8A	Dec 5-Dec 20	Dec 5-Dec 20

Unit(s)	Antlered Deer	Antlerless Deer
(That portion of Unit 8A east and north of the following line: Beginning at the northern boundary of Unit 8A at its junction with State Highway 6, then south on Highway 6 to Forest Service Road 447, then east on Forest Service Road 447 to Forest Service Road 381, then southeast on Forest Service Road 381 to State Highway 8, then southwest on Highway 8 to Forest Service Road 1963 at Helmer, then south and east on Forest Service Road 1963 to Long Meadow Creek, then southeast on Long Meadow Creek to Dworshak Reservoir, then south along the western shoreline of Dworshak Reservoir to the Unit 8A boundary at Dworshak Dam.)		
9, 10, 10A, 11A	Aug 30-Sep 24	Aug 30 - Sep 24
12 - (That portion of Unit 12 north of U.S. 12.)	Aug 30-Sep 24	Aug 30-Sep 24
15	Aug 30-Sep 24	Aug 30-Sep 24
	Dec 5-Dec 20	Dec 5-Dec 20
<u>19A</u>	<u>Aug 30-Sep 24</u>	<u>Aug 30-Sep 24</u>
19A, 21, 21A, 22, 23, 24, 25	Aug 30-Sep 24	Aug 30-Sep 24 None
<u>22, 25</u>	<u>Aug 30-Sep 24</u>	None
28	Dec 10-Dec 31	Dec 10-Dec 31 None
29, 30, 30A, 33, 34, 35, 36, 36A, 36B, 37, 37A	Aug 30-Sep 24	Aug 30-Sep 24 None
<u>31, 32, 32A, 33, 34, 35</u>	<u>Aug 30-Sep 24</u>	<u>Aug 30-Sep 24</u>
<u>36, 36A, 36B, 37, 37A</u>	<u>Aug 30-Sep 24</u>	None
38	Aug 30-Sep 24	Aug 30-Sep 24
(EXCEPT that portion of Unit 38 within the Lake Lowell Sector of the Deer Flat National Wildlife Refuge is CLOSED.)		
39	Nov 16-Dec 6	Nov 16-Dec 6
(EXCEPT that portion of Unit 39 within Ada County is CLOSED and that portion of Unit 39 within the following boundary: Beginning at the intersection of State Highway 21 and the Middle Fork Boise River Road (U.S. Forest Service Road 268), east on Forest Service Road 268 to Cottonwood Creek-Thorn Creek Road (U.S. Forest Service Road 377), north and west on Forest Service Road 377 to State Highway 21, south and west on Highway 21 to the point of beginning is CLOSED.)		
40, 41, 42	Aug 30-Sep 24 (Two-point or antlerless deer ONLY)	Aug 30-Sep 24 (Two-point or antlerless deer ONLY)
43, 46, 47, 48, 49, 50, 51, 52A	Aug 30-Sep 24	Aug 30-Sep 24
<u>46, 47, 48, 49</u>	<u>Aug 30-Sep 24</u>	None
<u>50, 51</u>	<u>Aug 30-Sep 24</u>	<u>Aug 30-Sep 24</u>
<u>52A</u>	<u>Aug 30-Sep 24</u>	None
53 - (That portion of Unit 53 east of U.S. 93.)	Aug 30-Dec 31	Aug 30-Dec 31
54	Aug 30-Sep 24	Aug 30-Sep 24
55	Nov 25-Dec 19	Nov 25-Dec 19 None
56	Aug 30-Sep 24 (Two-point or antlerless deer ONLY)	Aug 30-Sep 24 None

Unit(s)	Antlered Deer	Antlerless Deer
57, 58 , 59 , 59A	Aug 30-Sep 24	Aug 30-Sep 24 None
58 , 59 , 59A	Aug 30-Sep 24	Aug 30-Sep 24
60A	Aug 30-Sep 24 Nov 10-Dec 19	Aug 30-Sep 24 Nov 10-Dec 19
(That portion of Unit 60A south and east of the North (Henry's) Fork Snake River, and that portion within one mile north and west of the North Fork Snake River ONLY.)		
61, 62, 62A	Aug 30-Sep 24	Aug 30-Sep 24
63, 63A	Aug 30-Sep 24 Nov 10-Dec 19	Aug 30-Sep 24 Nov 10-Dec 19
64, 65, 66 , 66A	Aug 30-Sep 24	Aug 30-Sep 24
66A	Aug 30-Sep 24	None
67 - (That portion of Unit 67 south and west of State Highway 26 ONLY.)	Aug 30-Sep 24 Nov 10-Dec 19	Aug 30-Sep 24 Nov 10-Dec 19
68, 70, 71, 73, 73A, 74, 75, 76, 77, 78	Aug 30-Sep 24	Aug 30-Sep 24 None

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(BREAK IN CONTINUITY OF SECTIONS)

553. DEER CONTROLLED HUNTS.
~~9,260~~ 10,355 Permits Plus Unlimited Permits.

(3-20-97)(3-21-97)T

01. Antlered Deer.

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Deer	Controlled Hunt Area	No. of Permits
1001	Sep 25-Oct 24	1	Antlered	1	100
1002	Nov 10-Nov 24		Antlered	11	100
1003	Nov 10-Nov 24		Antlered	19A	10
1004	Nov 10-Nov 24		Antlered	22	40
1005	Nov 10-Nov 24		Antlered	23	25
1006	Nov 10-Nov 24		Antlered	25	10
1007	Nov 10-Nov 24		Antlered	31	30
1008	Nov 10-Nov 24		Antlered	32	40
1009	Nov 10-Nov 24		Antlered	32A	30
1010	Nov 10-Nov 24		Antlered	36A	20
1011	Nov 10-Nov 24		Antlered	36B	40

Hunt No.	Open Season Dates, Inclusive	Notes	Legal Deer	Controlled Hunt Area	No. of Permits
1012	Aug 15-Sep 24		Antlered	39-1	200
1013	Nov 10-Nov 24		Antlered	40-1	300
1014	Nov 10-Nov 24		Antlered	41-1	150
1015	Nov 10-Nov 24		Antlered	42	150
1016	Nov 10-Nov 24		Antlered	43-1	20
<u>1017</u>	<u>Nov 10-Nov 24</u>		<u>Antlered</u>	<u>44-2</u>	<u>25</u>
1018	Oct 5-Oct 29		Antlered	45-1	6080
1019	Nov 10-Nov 24		Antlered	45-2	1530
1020	Oct 5-Oct 29		Antlered	47-1	90
1021	Nov 10-Nov 24		Antlered	47-2	10
1022	Nov 10-Nov 24		Antlered	48	10
1023	Nov 10-Nov 24		Antlered	49	10
1024	Nov 10-Nov 30		Antlered	50-1	40
1025	Oct 5-Oct 29		Antlered	52-1	75
1026	Nov 10-Nov 24		Antlered	52-2	10
1027	Nov 10-Nov 24		Antlered	52A	10
1028	Oct 15-Oct 29		Antlered	54-1	750
1029	Nov 10-Nov 24		Antlered	54-2	30
1030	Aug 15-Sep 24		Antlered	55-1	25
1031	Oct 15-Oct 29		Antlered	55-2	500
1032	Nov 10-Nov 24		Antlered	56	125
1033	Oct 5-Oct 29		Antlered	57-1	110
1034	Nov 10-Nov 24		Antlered	57-2	10
1035	Nov 10-Nov 30		Antlered	58	25
1036	Nov 10-Nov 30		Antlered	59-1	25
1037	Nov 10-Nov 30		Antlered	60A-1	2540
1038	Nov 10-Nov 30		Antlered	66-1	25
1039	Nov 10-Nov 30		Antlered	67	25
1040	Nov 10-Nov 30		Antlered	69-1	75

~~(3-20-97)(3-21-97)T~~

02. Antlerless Deer.

Hunt No.	Open Season Dates Inclusive	Notes	Legal Deer	Controlled Hunt Area	No. of Permits
<u>1041</u>	<u>Oct 10-Nov 20</u>	<u>2</u>	<u>Antlerless</u>	<u>10AX</u>	<u>350</u>
<u>1042</u>	<u>Oct 10-Nov 20</u>	<u>2</u>	<u>Antlerless</u>	<u>11AX</u>	<u>100</u>
<u>1043</u>	<u>Oct 10-Nov 20</u>	<u>2</u>	<u>Antlerless</u>	<u>16X</u>	<u>225</u>
1041	Sep 25-Oct 29		Antlerless	40-2	200
<u>1044</u>	<u>Oct 5-Oct 29</u>		<u>Antlerless</u>	<u>21-1</u>	<u>240</u>
<u>1045</u>	<u>Sep 15-Nov 18</u>		<u>Antlerless</u>	<u>27</u>	<u>80</u>
<u>1046</u>	<u>Oct 5-Oct 29</u>		<u>Antlerless</u>	<u>29</u>	<u>140</u>
<u>1047</u>	<u>Oct 5-Oct 29</u>		<u>Antlerless</u>	<u>36</u>	<u>70</u>
10428	Sep 25-Oct 29		Antlerless	41-2	200
10439	Oct 5-Oct 29		Antlerless	43-2	400
104450	Oct 15-Nov 8 Oct 5-Nov 9		Antlerless	44-23	800
104551	Oct 5-Oct 29 Oct 18-Nov 9		Antlerless	45-3	600
1046	Oct 5-Oct 29		Antlerless	47-3	50
1047	Oct 5-Oct 29		Antlerless	52-3	100
<u>1052</u>	<u>Oct 5-Oct 29</u>		<u>Antlerless</u>	<u>50-2</u>	<u>175</u>
<u>1053</u>	<u>Oct 5-Oct 29</u>		<u>Antlerless</u>	<u>51-1</u>	<u>140</u>
104854	Oct 5-Oct 19		Antlerless	54-3	750500
1049	Oct 5-Oct 19		Antlerless	55-3	200
1050	Oct 5-Oct 29		Antlerless	57-3	100
<u>1055</u>	<u>Oct 5-Oct 29</u>		<u>Antlerless</u>	<u>59-2</u>	<u>140</u>
<u>1056</u>	<u>Oct 5-Oct 29</u>		<u>Antlerless</u>	<u>60</u>	<u>1,000</u>
10547	Nov 1-Nov 30		Antlerless	60A-2s	200300
<u>1058</u>	<u>Oct 5-Oct 29</u>		<u>Antlerless</u>	<u>62</u>	<u>100</u>
<u>1059</u>	<u>Oct 5-Oct 29</u>		<u>Antlerless</u>	<u>63</u>	<u>50</u>
<u>1060</u>	<u>Oct 5-Oct 29</u>		<u>Antlerless</u>	<u>64</u>	<u>80</u>
<u>1061</u>	<u>Oct 5-Oct 29</u>		<u>Antlerless</u>	<u>66-2</u>	<u>150</u>
<u>1062</u>	<u>Oct 5-Oct 14</u>		<u>Antlerless</u>	<u>69-2</u>	<u>200</u>

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03. Archery Only.

Hunt No.	Open Season Dates Inclusive	Notes	Legal Deer	Controlled Hunt Area	No. of Permits
105263	Nov 16-Dec 16		Either Sex	39-2	100
105364	Aug 30-Dec 19 Nov 25-Dec 19	3 3	Either Sex Antlered ONLY Either Sex Antlered ONLY	68A 72	Unlimited

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04. Muzzleloader.

Hunt No.	Open Season Dates Inclusive	Notes	Legal Deer	Controlled Hunt Area	No of Permits
105465	Nov 10-Dec 9	2,3,4,5	Either Sex	21-2	Unlimited
105566	Nov 25-Dec 19		Antlered	30	50-2
105667	Nov 10-Nov 24 Nov 25-Dec 9 Nov 10-Nov 24	3 3 3,6	Antlered Either Sex Either Sex	33 51 75	Unlimited
1068	Nov 25-Dec 9	3	Either Sex	51-2	Unlimited
1069	Nov 10-Nov 24	6	Antlered	75	Unlimited
105770	Oct 5-Oct 29		Antlered	45-4	15
105871	Nov 11-Dec 9	2	Either Sex	61	Unlimited
105972	Nov 15-Dec 31	2,4,5	Either Sex Antlerless	65X	150

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Notes:

- 1 - Mule deer ONLY.
- 2 - White-tailed deer ONLY.
- 3 - Nonresidents must have valid 19967 deer tag in possession to be eligible to apply.
- 4 - This hunt has very limited access.
- 5 - Short range weapons (archery, muzzleloader, and shotgun) ONLY.
- 6 - Effective in 1997 nonresidents must have a valid 1997 S.E. Idaho deer tag in possession to be eligible to apply.

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(BREAK IN CONTINUITY OF SECTIONS)

559. ELK ARCHERY SEASONS.

Unit(s)	Antlered Elk	Antlerless Elk
1, 2	Aug 30 - Sep 24	Aug 30 - Sep 24
(Head or lower jaw must accompany carcass in transit.)		
3	Dec 5 - Dec 31	Dec 5 - Dec 31
(Head or lower jaw must accompany carcass in transit.)		
4, 4A, 5, 6, 7	Aug 30 - Sep 24	Aug 30 - Sep 24
(Head or lower jaw must accompany carcass in transit.)		
8A	Dec 5 - Dec20	Dec 5 - Dec20
(That portion of Unit 8A east and north of the following line: Beginning at the northern boundary of Unit 8A at its junction with State Highway 6, then south on Highway 6 to Forest Service Road 447, then east on Forest Service Road 447 to Forest Service Road 381, then southeast on Forest Service Road 381 to State Highway 8, then southwest on Highway 8 to Forest Service Road 1963 at Helmer, then south and east on Forest Service Road 1963 to Long Meadow Creek, then southeast on Long Meadow Creek to Dworshak Reservoir, then south along the western shoreline of Dworshak Reservoir to the Unit 8A boundary at Dworshak Dam.)		
9	Aug 30 - Sep 24	Aug 30 - Sep 24
(Head or lower jaw must accompany carcass in transit.)		
10, 10A, 11A	Aug 30 - Sep 24	Aug 30 - Sep 24
12 - (That portion of Unit 12 north of U.S. 12)	Aug 30 - Sep 24	Aug 30 - Sep 24
15	Aug 30 - Sep 24	Aug 30 - Sep 24
	Dec 5 - Dec 20	Dec 5 - Dec 20
19A, 21, 21A, 22, 23, 24, 25	Aug 30 - Sep 24	Aug 30 - Sep 24
28	Dec 10 - Dec 31	Dec 10 - Dec 31
29, 30, 30A, 31, 32, 32A, 33, 34, 35, 36, 36A, 36B, 37, 37A	Aug 30 - Sep 24	Aug 30 - Sep 24
39	Nov 16 - Dec 6	Nov 16 - Dec 6
(EXCEPT that portion of Unit 39 within Ada County is CLOSED and that portion of Unit 39 within the following boundary: Beginning at the intersection of State Highway 21 and the Middle Fork Boise River Road (U.S. Forest Service Road 268), east on Forest Service Road 268 to Cottonwood Creek-Thorn Creek Road (U.S. Forest Service Road 377), north and west on Forest Service Road 377 to State Highway 21, south and west on Highway 21 to the point of beginning is CLOSED.)		
43, 48, 49, 50	Aug 30 - Sep 24	Aug 30 - Sep 24
51	Aug 30 - Sep 24 (Antlerless or spike elk ONLY)	Aug 30 - Sep 24 (Antlerless or spike elk ONLY)
58, 59,	Aug 30 - Sep 24 (Antlerless or spike elk ONLY)	Aug 30 - Sep 24 (Antlerless or spike elk ONLY)
62	Aug 30 - Sep 24	Aug 30 - Sep 24

Unit(s)	Antlered Elk	Antlerless Elk
62A	Aug 30 - Sep 24 (Antlerless or spike elk ONLY)	Aug 30 - Sep 24 (Antlerless or spike elk ONLY)
64, 65, 66, 66A, 67, 70, 71, 72, 73, 74, 75, 76, 77, 78	Aug 30 - Sep 24	Aug 30 - Sep 24
<u>72 - (That portion of Unit 72 north of the Meadowville-Ten Mile-Bancroft Road)</u>	<u>Aug 30-Sep 24</u>	<u>Aug 30-Sep 24</u>
<u>73, 74, 75, 76, 77, 78</u>	<u>Aug 30-Sep 24</u>	<u>Aug 30-Sep 24</u>

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(BREAK IN CONTINUITY OF SECTIONS)

561. ELK CONTROLLED HUNTS.
~~28,540~~ 29,535 Permits Plus Unlimited Permits.

01. Antlered Elk.

~~(3-20-97)(3-21-97)T~~

Hunt No.	Open Season Dates	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2001	Oct 10-Nov 3		Antlered	11-1	50
2002	Sep 25-Oct 4		Antlered	19A	5
2003	Sep 25-Oct 4		Antlered	23-1	5
2004	Oct 1-Oct 24		Antlered	29-1	150
2005	Oct 1-Oct 24		Antlered	30-1	75
2006	Oct 1-Oct 24		Antlered	30A-1	50
2007	Oct 15-Nov 8		Antlered	31-1	100
2008	Oct 1-Oct 24		Antlered	36A-1	100
2009	Oct 1-Oct 24		Antlered	36A-2	125
2010	Oct 1-Oct 24		Antlered	37-1	75
2011	Oct 1-Oct 24		Antlered	37A-1	75
2012	Oct 15-Nov 9 <u>24</u>		Antlered	40-1	1020
2013	Oct 15-Nov 9 <u>24</u>		Antlered	40-2	1020
2014	Sep 25-Oct 10		Antlered	43-1	510
2015	Oct 15-Nov 3		Antlered	43-2	300
2016	Nov 4-Nov 24		Antlered	43-3	200

Hunt No.	Open Season Dates	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2017	Sep 25-Oct 10		Antlered	44-1	5 10
2018	Oct 15-Nov 8		Antlered	44-2	100
2019	Sep 25-Oct 10	+	Antlered	45-1	5 10
2020	Oct 15-Nov 8	1	Antlered	45-2	50
2021	Sep 25-Oct 10		Antlered	48-1	5
2022	Oct 15-Nov 8		Antlered	48-2	25
2023	Oct 15-Nov 8		Antlered	48-3	100
2024	Sep 25-Oct 10		Antlered	49-1	10
2025	Oct 15-Nov 8		Antlered	49-2	200 250
2026	Oct 1-Oct 24		Antlered	50-1	125
2027	Sep 25-Oct 14		Antlered	51-1	10
2028	Nov 1-Nov 30		Antlered	51-2	45
2029	Oct 15-Nov 8		Antlered	56-1	10
2030	Nov 1-Nov 30		Antlered	58-1	50
2031	Oct 1-Oct 14		Antlered	59-1	5
2032	Nov 1-Nov 30		Antlered	59-2	60
2033	Oct 1-Oct 14		Antlered	60-1	10
2034	Nov 1-Nov 30		Antlered	60-2	90
2035	Nov 1-Nov 30		Antlered	60A-1	40
2036	Nov 1-Nov 10		Antlered	61-1	100
2037	Sep 25-Oct 14		Antlered	62A-1	5
<u>2038</u>	<u>Oct 26-Nov 9</u>		<u>Antlered</u>	<u>66A-1</u>	<u>200</u>
2038 <u>39</u>	Sep 25-Oct 14		Antlered	67-1	5
2039 <u>40</u>	Sep 16-Oct 14 44		Antlered	68-1	25 50
2040 <u>41</u>	Oct 26-Nov 10 9		Antlered	70-1	20 25
2041 <u>42</u>	Oct 26-Nov 10 9		Antlered	71-1	20 25
<u>2043</u>	<u>Sep 25-Oct 4</u>		<u>Antlered</u>	<u>72-1</u>	<u>25</u>
<u>2044</u>	<u>Sep 25-Oct 4</u>		<u>Antlered</u>	<u>73-1</u>	<u>10</u>
<u>2045</u>	<u>Oct 26-Nov 9</u>		<u>Antlered</u>	<u>73-2</u>	<u>50</u>
<u>2046</u>	<u>Oct 26-Nov 9</u>		<u>Antlered</u>	<u>73-3</u>	<u>25</u>
2042 <u>47</u>	Oct 26-Nov 10 9		Antlered	74-1	25 50
2043 <u>48</u>	Sep 25-Oct 14 44		Antlered	75-1	5 10
<u>2049</u>	<u>Oct 26-Nov 9</u>		<u>Antlered</u>	<u>76-1</u>	<u>200</u>
<u>2050</u>	<u>Oct 26-Nov 9</u>		<u>Antlered</u>	<u>76-2</u>	<u>125</u>

Hunt No.	Open Season Dates	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
<u>2051</u>	<u>Oct 26-Nov 9</u>		<u>Antlered</u>	<u>76-3</u>	<u>150</u>
<u>204452</u>	<u>Sep 25-Oct 144</u>		Antlered	77-1	<u>510</u>
<u>204553</u>	<u>Sep 25-Oct 144</u>		Antlered	78-1	<u>510</u>

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02. Antlerless Elk.

Hunt No.	Open Season Dates	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
<u>204654</u>	Oct 20-Nov 13		Antlerless	8-1	<u>20075</u>
<u>204755</u>	Oct 20-Nov 13		Antlerless	8-2	<u>40075</u>
<u>204856</u>	Nov 21-Dec 31		Antlerless	8-3	<u>275200</u>
<u>204957</u>	Nov 21-Dec 31		Antlerless	8-4	<u>275200</u>
<u>205058</u>	Oct 20-Nov 13	<u>6. Research Study</u>	Antlerless	10-1	<u>575450</u>
<u>205159</u>	Oct 20-Nov 13	<u>6. Research Study</u>	Antlerless	10-2	<u>375275</u>
<u>205260</u>	Oct 20-Nov 13	<u>6. Research Study</u>	Antlerless	10-3	<u>550400</u>
<u>2061</u>	<u>Nov 14-Nov 30</u>	<u>6. Research Study</u>	<u>Antlerless</u>	<u>10-4</u>	<u>375</u>
<u>205362</u>	Oct 10-Nov 13		Antlerless	10A-1	<u>300225</u>
<u>205463</u>	Oct 20-Nov 9		Antlerless	10A-2	100
<u>205564</u>	Dec 10-Dec 31		Antlerless	10A-3	50
<u>205665</u>	Oct 20-Nov 13		Antlerless	11-2	50
<u>205766</u>	Oct 20-Dec 31		Antlerless	11A-1	<u>45075</u>
<u>205867</u>	Oct 20-Nov 13	<u>6. Research Study</u>	Antlerless	<u>12-1</u>	<u>400200</u>
<u>2068</u>	<u>Nov 14-Nov 30</u>	<u>6. Research Study</u>	<u>Antlerless</u>	<u>12-2</u>	<u>150</u>
<u>205969</u>	Oct 10-Nov 3	1	Antlerless	13-1	75
<u>206070</u>	Oct 20-Nov 13	<u>6. Research Study</u>	Antlerless	14-1	50
<u>206171</u>	Dec 10-Dec 31	<u>6. Research Study</u>	Antlerless	14-2	75
<u>206272</u>	Oct 20-Nov 13	<u>6. Research Study</u>	Antlerless	14-3	<u>20075</u>
<u>2073</u>	<u>Nov 14-Nov 24</u>	<u>6. Research Study</u>	<u>Antlerless</u>	<u>14-4</u>	<u>125</u>
<u>206374</u>	Oct 20-Nov 13	<u>6. Research Study</u>	Antlerless	<u>15-1</u>	<u>400100</u>
<u>2075</u>	<u>Nov 14-Nov 30</u>	<u>6. Research Study</u>	<u>Antlerless</u>	<u>15-2</u>	<u>300</u>
<u>206476</u>	Oct 20-Dec <u>31</u>		Antlerless	16-1	150
<u>206577</u>	Oct 20-Nov 13	<u>6. Research Study</u>	Antlerless	16-2	<u>375225</u>
<u>2078</u>	<u>Nov 14-Nov 24</u>	<u>6. Research Study</u>	<u>Antlerless</u>	<u>16-3</u>	<u>150</u>

Hunt No.	Open Season Dates	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
<u>206679</u>	Nov 10-Dec 9		Antlerless	21-1	75
<u>206780</u>	Nov 10-Dec 9		Antlerless	21-2	150
<u>206881</u>	Dec 10-Dec 31		Antlerless	21-3	75
<u>206982</u>	Dec 10-Dec 31		Antlerless	21-4	150
<u>207083</u>	Nov 10-Dec 9		Antlerless	21A-1	350
<u>207184</u>	Dec 10-Dec 31		Antlerless	21A-2	250
<u>207285</u>	Sep 25-Oct 14		Antlerless	22-1	400
<u>207386</u>	Sep 25-Oct 14		Antlerless	22-2	100
<u>207487</u>	Oct 15-Oct 29		Antlerless	22-3	150
<u>207588</u>	Sep 25-Oct 14		Antlerless	23-2	100
<u>207689</u>	Oct 5-Oct 29	1	Antlerless	23-3	100
<u>207790</u>	Oct 15-Nov 8		Antlerless	23-4	150
<u>207891</u>	Oct 15-Dec 31	1	Antlerless	23-5	150
<u>207992</u>	Nov 1-Dec 15	1	Antlerless	23-6	100
<u>208093</u>	Oct 1-Oct 14		Antlerless	24-1	400 50
<u>208194</u>	Oct 1-Oct 14		Antlerless	24-2	400 50
<u>208295</u>	Oct 15-Nov 8		Antlerless	24-3	300
<u>208396</u>	Oct 15-Nov 8		Antlerless	24-4	150
<u>208497</u>	Oct 15-Nov 8		Antlerless	25	400 75
<u>208598</u>	Nov 10-Dec 9		Antlerless	28-1	300 400
<u>208699</u>	Nov 10-Dec 9		Antlerless	28-2	400 150
<u>20872100</u>	Nov 10-Dec 9		Antlerless	29-2	200
<u>20882101</u>	Nov 10-Dec 9		Antlerless	30-2	150
<u>20892102</u>	Nov 10-Dec 9		Antlerless	30A-2	75
<u>20902103</u>	Sep 25-Oct 14		Antlerless	31-2	300 200
<u>20912104</u>	Oct 15-Nov 8		Antlerless	31-3	300 200
<u>20922105</u>	Oct 15 Sep 25-Oct 29	1	Antlerless	32-1	100
<u>20932106</u>	Oct 15 Sep 25-Nov 8	1	Antlerless	32-2	50 100
<u>20942107</u>	Nov 10-Nov 30	1	Antlerless	32-3	200
<u>20952108</u>	Nov 10-Nov 30	1	Antlerless	32-4	250 200
<u>20962109</u>	Dec 1-Dec 31	1	Antlerless	32-5	100
<u>20972110</u>	Sep 25-Oct 14		Antlerless	32A-1	400
<u>20982111</u>	Oct 15-Oct 29		Antlerless	32A-2	100
<u>20992112</u>	Nov 10-Nov 30		Antlerless	32A-3	100

Hunt No.	Open Season Dates	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2100 2113	Oct 15-Nov 8		Antlerless	33-1	200
21012114	Nov 25-Dec 9		Antlerless	33-2	100
21022115	Oct 15-Nov 8		Antlerless	34	50
21032116	Oct 15-Nov 8		Antlerless	35	50
21042117	Nov 10-Dec 1		Antlerless	36-1	300
21052118	Dec 2-Dec 15 20		Antlerless	36-2	50 100
21062119	Nov 10-Dec 9		Antlerless	36A-3	150
21072120	Nov 10-Dec 9		Antlerless	36A-4	250
21082121	Nov 10-Dec 9		Antlerless	36B	250
21092122	Nov 10-Dec 9		Antlerless	37-2	125
21102123	Nov 10-Dec 9		Antlerless	37A-2	150
2111	Aug 30-Oct 14		Antlerless	39-1	400
21122124	Sep 25-Oct 14		Antlerless	39- 2 1	25 75
2113	Oct 15-Nov 15		Antlerless	39-3	400
21142125	Oct 15-Nov 3		Antlerless	39- 4 2	100
21152126	Oct 15-Nov 3		Antlerless	39- 5 3	100
2127	<u>Aug 30-Nov 15</u> <u>Dec 7-Dec 31</u>	<u>Land. Perm</u>	<u>Antlerless</u>	<u>39-4</u>	<u>300</u>
2116 2128	Oct 15-Nov- 9 24		Antlerless	40-3	60 100
21172129	Oct 15-Nov <u>9</u> 24		Antlerless	40-4	60 125
21182130	Oct 15-Oct 29		Antlerless	43- 3 4	200
21192131	Oct 30-Nov 12		Antlerless	43- 4 5	350
21202132	Nov 13-Nov 24		Antlerless	43-6	300 350
21212133	Oct 15-Nov 8		Antlerless	44-3	300
21222134	Oct 15-Nov 8	1	Antlerless	45-3	100
21232135	Oct 15-Nov 8		Antlerless	48-4	200
21242136	Oct 15-Nov 8		Antlerless	48-5	250
21252137	Oct 15-Nov 8 3		Antlerless	49-3	300
2138	<u>Nov 4-Nov 24</u>		<u>Antlerless</u>	<u>49-4</u>	<u>200</u>
21262139	Nov 1-Nov15		Antlerless	50-2	300
21272140	Nov 1-Dec17		Antlerless	50-3	300
2141	<u>Dec 10-Dec 31</u>		<u>Antlerless</u>	<u>50-4</u>	<u>50</u>
21282142	Nov 1-Nov 24		Antlerless	51-3	200 100
21292143	Oct 15-Nov 8 24		Antlerless	53-1	100

Hunt No.	Open Season Dates	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2130 2144	Oct 15 - Nov 8 <u>Sep 16 - Oct 14</u>		Antlerless	56-2	40 <u>35</u>
<u>2145</u>	<u>Nov 1 - Nov 30</u>		<u>Antlerless</u>	<u>56-3</u>	<u>35</u>
2131 2146	Nov 1 - Nov 30		Antlerless	58-2	150
2132 2147	Nov 1 - Nov 30		Antlerless	59- 23	300
2133 2148	Nov 1 - Nov 30		Antlerless	60-3	100
2134 2149	Oct 1 - Nov 30		Antlerless	60A-2	300
2135 2150	Nov 1 - Dec 31		Antlerless	62A-2	150
<u>2151</u>	<u>Aug 1 - Dec 31</u>		<u>Antlerless</u>	<u>63-1</u>	<u>300</u>
2136 2152	Nov 1 - Nov 30		Antlerless	64	75
2137	Nov 1 - Nov 30		Antlerless	65	100
2138 2153	Oct 15 - Nov 8		Antlerless	66-1	600
2139 2154	Nov 15 - Nov 30		Antlerless	66-2	600
2140 2155	Oct 26 - Nov 10		Antlerless	66A- 12	150 <u>300</u>
2141 2156	Oct 22 - Nov 24		Antlerless	67-2	250
2142 2157	Nov 25 - Dec 15		Antlerless	67-3	200
2143 2158	Sep 16 - Oct 14		Antlerless	68-2	100 <u>200</u>
2144 2159	Nov 1 <u>Aug 15</u> - Nov 30		Antlerless	69- <u>1</u>	250
<u>2160</u>	<u>Dec 1 - Dec 31</u>		<u>Antlerless</u>	<u>69-2</u>	<u>100</u>
2145 2161	Oct 26 - Nov 10		Antlerless	70-2	100
2146 2162	Oct 26 - Nov 10		Antlerless	71-2	50 <u>150</u>
<u>2163</u>	<u>Nov 10 - Nov 24</u>		<u>Antlerless</u>	<u>72-2</u>	<u>200</u>
<u>2164</u>	<u>Oct 26 - Nov 9</u>		<u>Antlerless</u>	<u>73-4</u>	<u>50</u>
<u>2165</u>	<u>Oct 26 - Nov 9</u>		<u>Antlerless</u>	<u>73-5</u>	<u>25</u>
2147 2166	Oct 26 - Nov 10		Antlerless	74-2	100 <u>150</u>
2148 2167	Oct 26 - Nov 10		Antlerless	75-2	125 <u>150</u>
<u>2168</u>	<u>Oct 26 - Nov 9</u>		<u>Antlerless</u>	<u>76-4</u>	<u>200</u>
<u>2169</u>	<u>Oct 26 - Nov 9</u>		<u>Antlerless</u>	<u>76-5</u>	<u>250</u>
<u>2170</u>	<u>Oct 26 - Nov 9</u>		<u>Antlerless</u>	<u>76-6</u>	<u>125</u>
2149 2171	Nov 10 - Dec 31		Antlerless	76- 17	100 <u>150</u>
2150 2172	Oct 26 - Nov 10		Antlerless	77-2	100
2151 2173	Oct 26 - Nov 10		Antlerless	78-2	150

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03. Either Sex Elk.

Hunt No.	Open Season Dates	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2152 2174	Oct 10-Nov 3	1	Either Sex	13-2	200
2153 2175	Oct 5-Nov 8	2	Either Sex	16A	200
2154 2176	Oct 5-Nov 8	2	Either Sex	17-1	100
2155 2177	Oct 5-Nov 8	2	Either Sex	17-2	325
2156 2178	Oct 5-Nov 8	2	Either Sex	17-3	300
2157 2179	Oct 10-Nov 3		Either Sex	18	250
2158 2180	Oct 5-Nov 8	2	Either Sex	19	400
2159 2181	Oct 5-Nov 8	2	Either Sex	20	75 125
2160 2182	Oct 5-Nov 8	2	Either Sex	20A	400
2161 2183	Oct 5-Nov 8	2	Either Sex	26	300
2162 2184	Oct 5-Nov 8	2	Either Sex	27	500
2163 2185	Oct 15-Nov- 8 24		Either Sex	53-2	30
2164 2186	Oct 25-Dec- 9 15		Either Sex	62	250 300
2165 2187	Nov 1-Dec 9		Either Sex	62A-3	200
2166 2188	Oct 15 Aug 1-Dec 31		Either Sex	63 -2	125 50
2167	Oct 26 -Nov 10		Either Sex	66A -2	250
2168	Oct 26 -Nov 10		Either Sex	73 -1	75
2169	Oct 6 -Nov 10		Either Sex	73 -2	30
2170	Oct 1-26 -Nov 10		Either Sex	76 -2	250
2171	Oct 1-26 -Nov 10		Either Sex	76 -3	200
2172	Oct 1-26 -Nov 10		Either Sex	76 -4	200

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04. Archery Elk.

Hunt No.	Open Season Dates	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2173 2189	Aug 30-Sep 30	3	Either Sex	11A-2	Unlimited

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05. Muzzleloader Elk.

Hunt No.	Open Season Dates	Notes	Legal Elk	Controlled Hunt Area	No. of Permits
2174 <u>2190</u>	Nov 10-Nov 29		Either Sex	4	20
2175 <u>2191</u>	Nov 10-Nov 29		Antlerless	10A-4	150
2176 <u>2192</u>	Nov 25-Dec 9 Dec 10-Dec 31	3 3	Antlerless Antlerless	14- 4 <u>5</u> 30-3	Unlimited
2177 <u>2193</u>	Nov 1-Nov 24		Antlerless	22-4	50
2178 <u>2194</u>	Aug 30 <u>15</u> -Sep 30		Either Sex	24-5	75
2179 <u>2195</u>	Nov 15-Dec 10		Antlerless	24-6	200 <u>300</u>
2180 <u>2196</u>	Dec 1-Dec 31		Antlerless	32A-4	50
2181 <u>2197</u>	Nov 10-Nov 24		Antlered	33-3	100 <u>50</u>
2182 <u>2198</u>	Nov 10-Nov 24		Antlerless	33-4	100 <u>150</u>
2183	Nov 13-Nov 30		Antlerless	43-7	20
2184 <u>2199</u>	Nov 11-Dec 9	3,4	Either Sex	61-2	Unlimited
2185 <u>2200</u>	Nov 11-Dec 9		Either Sex	61-3	200 <u>300</u>
2186 <u>2201</u>	Oct 10-Nov 9	1,5	Either Sex	63A	50
2187	Nov 5-Nov 24		Antlered	72-1	50
2188	Nov 5-Nov 24		Antlerless	72-2	150
2202	Oct 26-Nov 9		Either Sex	72-3	200
2189 <u>2203</u>	Nov 10-Nov 24 <u>Nov 10-Dec 9</u>		Antlerless	75-3	150

(~~3-20-97~~)(~~3-21-97~~)T

Notes:

- 1 - This hunt has very limited access.
- 2 - Wilderness Hunt.
- 3 - Nonresidents must have a valid ~~1996~~7 elk tag in possession to be eligible to apply.
- 4 - Antlerless or spike elk ONLY.
- 5 - Short range weapons (archery, muzzleloader, and shotguns) ONLY.
- 6 - Successful hunters must report to an IDFG office or official check point within five (5) days of date-of-kill to turn in requested blood and tissue samples for research study. (~~3-20-97~~)(~~3-13-96~~)T

(BREAK IN CONTINUITY OF SECTIONS)

566. MOOSE CONTROLLED HUNTS.

199~~57~~-199~~68~~ Seasons - ~~793~~ 847 PERMITS.

- 01. Antlered Moose

Hunt No.	Open Season Dates Inclusive	Legal Moose	Controlled Area	No. of Permits
3001	Aug 30 - Nov 23	Antlered	1-1	<u>58</u>
3002	Aug 30 - Nov 23	Antlered	1-2	10
3003	Aug 30 - Nov 23	Antlered	1-3	10
3004	Aug 30 - Nov 23	Antlered	1-4	8
3005 <u>4</u>	Aug 30 - Nov 23	Antlered	1-5	10 <u>15</u>
3006 <u>5</u>	Aug 30 - Nov 23	Antlered	1-6	6
3007 <u>6</u>	Aug 30 - Nov 23	Antlered	1-7	10 <u>8</u>
3008 <u>7</u>	Aug 30 - Nov 23	Antlered	1-8	5 <u>15</u>
3009 <u>8</u> (This hunt has very limited access)	Aug 30 - Nov 23	Antlered	1-9	2
3010	Aug 30 - Nov 23	Antlered	2	5 <u>10</u>
3011 <u>10</u>	Aug 30 - Nov 23	Antlered	4-1	2
3012 <u>11</u>	Aug 30 - Nov 23	Antlered	4-2	2
3013 <u>12</u>	Aug 30 - Nov 23	Antlered	6	5
3014 <u>13</u>	Aug 30 - Nov 23	Antlered	7-1	4 <u>5</u>
3015	Aug 30 - Nov 23	Antlered	7-2	4
3016 <u>14</u>	Aug 30 - Nov 23	Antlered	8	4
3017 <u>15</u>	Aug 30 - Nov 23	Antlered	8A	4
3018 <u>16</u>	Aug 30 - Nov 23	Antlered	9	4 <u>5</u>
3019 <u>17</u>	Aug 30 - Nov 23	Antlered	10-1	6
3020 <u>18</u>	Aug 30 - Nov 23	Antlered	10-2	3
3021 <u>19</u>	Aug 30 - Nov 23	Antlered	10-3	6
3022 <u>20</u>	Aug 30 - Nov 23	Antlered	10-4	4
3023 <u>21</u>	Aug 30 - Nov 23	Antlered	10-5	4
3024 <u>22</u>	Aug 30 - Nov 23	Antlered	10A-1	7
3025 <u>23</u>	Aug 30 - Nov 23	Antlered	10A-2	6
3026 <u>24</u>	Aug 30 - Nov 23	Antlered	10A-3	5
3027 <u>25</u>	Aug 30 - Nov 23	Antlered	10A-4	5
3028 <u>26</u>	Aug 30 - Nov 23	Antlered	12-1	3
3029 <u>27</u>	Aug 30 - Nov 23	Antlered	12-2	4
3030 <u>28</u>	Aug 30 - Nov 23	Antlered	12-3	6
3031 <u>29</u>	Aug 30 - Nov 23	Antlered	12-4	6

Hunt No.	Open Season Dates Inclusive	Legal Moose	Controlled Area	No. of Permits
303230	Aug 30 - Nov 23	Antlered	12-5	6
303331	Aug 30 - Nov 23	Antlered	12-6	5
303432	Aug 30 - Nov 23	Antlered	12-7	4
303533	Aug 30 - Nov 23	Antlered	12-8	6
303634	Aug 30 - Nov 23	Antlered	12-9	9
303735	Aug 30 - Nov 23	Antlered	12-10	9
303836	Aug 30 - Nov 23	Antlered	12-11	6
303937	Aug 30 - Nov 23	Antlered	14-1	5
304038	Aug 30 - Nov 23	Antlered	14-2	5
304139	Aug 30 - Nov 23	Antlered	15-1	7
304240	Aug 30 - Nov 23	Antlered	15-2	9
304341	Aug 30 - Nov 23	Antlered	15-3	5
304442	Aug 30 - Nov 23	Antlered	15-4	5
304543	Aug 30 - Nov 23	Antlered	15-5	10
304644	Aug 30 - Nov 23	Antlered	15-6	7
304745	Aug 30 - Nov 23	Antlered	15-7	8
304846	Aug 30 - Nov 23	Antlered	16-1	7
304947	Aug 30 - Nov 23	Antlered	16-2	7
305048	Aug 30 - Nov 23	Antlered	16A-1	5
305149	Aug 30 - Nov 23	Antlered	16A-2	2
305250	Aug 30 - Nov 23	Antlered	17-1	4
305351	Aug 30 - Nov 23	Antlered	17-2	6
305452	Aug 30 - Nov 23	Antlered	17-3	4
305553	Aug 30 - Nov 23	Antlered	17-4	6
305654	Aug 30 - Nov 23	Antlered	17-5	5
305755	Aug 30 - Nov 23	Antlered	17-6	5
305856	Aug 30 - Nov 23	Antlered	17-7	5
305957	Aug 30 - Nov 23	Antlered	19-1	4
306058	Aug 30 - Nov 23	Antlered	19-2	10
306159	Aug 30 - Nov 23	Antlered	20-1	5
306260	Aug 30 - Nov 23	Antlered	20-2	4
306361	Aug 30 - Nov 23	Antlered	20-3	2
306462	Aug 30 - Nov 23	Antlered	20-4	3

Hunt No.	Open Season Dates Inclusive	Legal Moose	Controlled Area	No. of Permits
3065 <u>63</u> (This hunt has very limited access)	Aug 30 - Nov 23	Antlered	20A-1	2
3066 <u>64</u> (This hunt has very limited access)	Aug 30 - Nov 23	Antlered	20A-2	3
3067 <u>65</u> (This hunt has very limited access)	Aug 30 - Nov 23	Antlered	20A-3	2
3068 <u>66</u>	Aug 30 - Nov 23	Antlered	21	4
3067 (This hunt has very limited access)	<u>Aug 30 - Nov 23</u>	<u>Antlered</u>	<u>26</u>	<u>2</u>
3069 <u>68</u>	Aug 30 - Nov 23	Antlered	29	5
3070 <u>69</u>	Aug 30 - Nov 23	Antlered	30	3
3071 <u>70</u>	Aug 30 - Nov 23	Antlered	50	24
3072 <u>71</u>	Aug 30 - Nov 23	Antlered	59	16
3073 <u>72</u>	Aug 30 - Nov 23	Antlered	60	16
3074 <u>73</u>	Aug 30 - Nov 23	Antlered	60A-1	6
Muzzleloader, Archery or Shotgun Only. (This hunt has very limited access. Use of motorized boats advisable.)				
3075 <u>74</u>	Aug 30 - Nov 23	Antlered	61-1	16 <u>20</u>
3076 <u>75</u>	Aug 30 - Nov 23	Antlered	61-2	9 <u>10</u>
3077 <u>76</u>	Aug 30 - Nov 23	Antlered	61-3	11 <u>15</u>
3078 <u>77</u>	Aug 30 - Nov 23	Antlered	62	11 <u>12</u>
3079 <u>78</u>	Aug 30 - Nov 23	Antlered	62A	11 <u>12</u>
3080 <u>79</u>	Aug 30 - Nov 23	Antlered	63A-1	10
<u>Muzzleloader, Archery or Shotgun Only.</u> (This hunt has very limited access.)				
3081 <u>80</u>	Aug 30 - Nov 23	Antlered	64-1	13 <u>14</u>
3082 <u>81</u>	Aug 30 - Nov 23	Antlered	65	9 <u>12</u>
3083 <u>82</u>	Aug 30 - Nov 23	Antlered	66-1	12 <u>14</u>
3084 <u>83</u>	Aug 30 - Nov 23	Antlered	66-2	12 <u>14</u>
3085 <u>84</u>	Aug 30 - Nov 23	Antlered	66A-1	30
3086 <u>85</u>	Aug 30 - Nov 23	Antlered	67-1	7 <u>10</u>
3087 <u>86</u>	Aug 30 - Nov 23	Antlered	67-2	6 <u>10</u>
3088 <u>87</u>	Aug 30 - Nov 23	Antlered	69-1	11 <u>13</u>
3089 <u>88</u>	Aug 30 - Nov 23	Antlered	69-2	11 <u>14</u>

Hunt No.	Open Season Dates Inclusive	Legal Moose	Controlled Area	No. of Permits
309089 (This hunt has very limited access)	Aug 30 - Nov 23	Antlered	69-3	7
309490	Aug 30 - Nov 23	Antlered	70	5
309291	Aug 30 - Nov 23	Antlered	71-1	5
309392	Aug 30 - Nov 23	Antlered	71-2	5
309493	Aug 30 - Nov 23	Antlered	72	5
309594	Aug 30 - Nov 23	Antlered	74	5
309695	Aug 30 - Nov 23	Antlered	75	5 10
309796	Aug 30 - Nov 23	Antlered	76-1	20
309897	Aug 30 - Nov 23	Antlered	76-3	15
309998	Aug 30 - Nov 23	Antlered	76-5	25 15
300099	Aug 30 - Nov 23	Antlered	77	7
310400	Aug 30 - Nov 23	Antlered	78	7

(4-3-95)(3-21-97)T

02. Antlerless Moose.

Hunt No.	Open Season Dates Inclusive	Legal Moose	Controlled Area	No. of Permits
310201	Oct 15 - Nov 23	Antlerless	60A-2	10
Muzzleloader, Archery or Shotgun Only. (This hunt has very limited access. Use of motorized boats advisable.)				
310302	Oct 15 - Nov 23	Antlerless	63A-2	10 12
Muzzleloader, Archery or Shotgun Only. (This hunt has very limited access.)				
310403	Oct 15 - Nov 23	Antlerless	64-2	5 10
310504	Oct 15 - Nov 23	Antlerless	66A-2	12
310605	Oct 15 - Nov 23	Antlerless	69-4	10 15
<u>3106</u>	<u>Oct 15 - Nov 23</u>	<u>Antlerless</u>	<u>75</u>	<u>5</u>
3107	Oct 15 - Nov 23	Antlerless	76-2	20
3108	Oct 15 - Nov 23	Antlerless	76-4	7
3109	Oct 15 - Nov 23	Antlerless	76-6	7

(4-3-95)(3-21-97)T

(BREAK IN CONTINUITY OF SECTIONS)

571. ANTELOPE ARCHERY SEASONS.

<u>Unit(s)</u>	<u>Dates</u>
21A, 28, 29, 30, 30A, 36, 36A, 36B, 37, 37A, 40, 41, 42, 46, 47, 49, 50 , <u>51</u> , 53, 58, 59, 59A, 60, 60A, 61, 68 <u>63</u> (that portion south of Highway 33), <u>68</u>	Aug 15 - Sep 15

~~(3-20-97)~~(3-21-97)T

572. ANTELOPE CONTROLLED HUNTS.

~~2,125~~ 2,225 Permits.

~~(3-20-97)~~(3-21-97)T

01. Any Antelope.

Hunt No.	Open Season Dates Inclusive	Notes	Legal Antelope	Controlled Hunt Area	No. of Permits
4001	Sep 25-Oct 24		Any Antelope	21A	10
4002	Sep 25-Oct 24		Any Antelope	29-1	50
4003	Sep 25-Oct 24		Any Antelope	29-2	50
4004	Sep 25-Oct 24		Any Antelope	30	30
4005	Sep 25-Oct 24		Any Antelope	30A-1	40
4006	Sep 25-Oct 24		Any Antelope	36A-1	15
4007	Sep 25-Oct 24		Any Antelope	36A-2	50
4008	Sep 25-Oct 24		Any Antelope	36B	25
4009	Sep 25-Oct 24		Any Antelope	37-1	75
4010	Sep 25-Oct 24		Any Antelope	37-2	100
4011	Sep 25-Oct 24		Any Antelope	37A-1	50
4012	Sep 25-Oct 24		Any Antelope	37A-2	25
4013	Sep 25-Oct 24		Any Antelope	39	10
4014	Sep 25-Oct 24		Any Antelope	40	150
4015	Sep 25-Oct 24		Any Antelope	42	200
4016	Sep 25-Oct 24		Any Antelope	44	20
4017	Sep 25-Oct 24		Any Antelope	46-1	60
4018	Sep 25-Oct 24		Any Antelope	49-1	30 <u>50</u>
4019	Sep 25-Oct 24		Any Antelope	49-2	10
4020	Sep 25-Oct 24		Any Antelope	49-3	10

Hunt No.	Open Season Dates Inclusive	Notes	Legal Antelope	Controlled Hunt Area	No. of Permits
4024 <u>19</u>	Sep 25-Oct 24		Any Antelope	50-1	100
4022 <u>20</u>	Sep 25-Oct 24		Any Antelope	50-2	50
4023 <u>21</u>	Sep 25-Oct 24		Any Antelope	50-3	30
4024 <u>22</u>	Sep 25-Oct 24		Any Antelope	51-1	75
4025 <u>23</u>	Sep 25-Oct 24		Any Antelope	51-2	50
4024	<u>Oct 25-Nov 30</u>		<u>Any Antelope</u>	<u>51-3</u>	<u>50</u>
4026 <u>25</u>	Sep 25-Oct 24		Any Antelope	53	30
4027 <u>26</u>	Sep 25-Oct 24		Any Antelope	54	10
4028 <u>27</u>	Sep 25-Oct 24		Any Antelope	57	5
4029 <u>28</u>	Sep 25-Oct 24		Any Antelope	58	50
4030 <u>29</u>	Sep 25-Oct 24		Any Antelope	59	100
4031 <u>30</u>	Sep 25-Oct 24		Any Antelope	60A	75
4032 <u>31</u>	Sep 25-Oct 24		Any Antelope	63-1	50
4033 <u>32</u>	Sep 25-Oct 24		Any Antelope	68	50

(~~3-20-97~~)(~~3-21-97~~)T

02. Doe or Fawn Only.

Hunt No.	Open Season Dates Inclusive	Notes	Legal Antelope	Controlled Hunt Area	No. of Permits
4034 <u>33</u>	Oct 5-Oct 24		Doe or Fawn	36A-3	25
4035 <u>34</u>	Oct 5-Oct 24		Doe or Fawn	37-3	25
4036 <u>35</u>	Oct 5-Oct 24		Doe or Fawn	37-4	50
4037 <u>36</u>	Oct 5-Oct 24		Doe or Fawn	46-2	100

(~~3-20-97~~)(~~3-21-97~~)T

03. Muzzleloader Antelope.

Hunt No.	Open Season Dates Inclusive	Notes	Legal Antelope	Controlled Area	No. of Permits
4038 <u>37</u>	Sep 25-Oct 24		Any Antelope	41	25
4039 <u>38</u>	Sep 25-Oct 24		Any Antelope	47	40
4040 <u>39</u>	Sep 25-Oct 24	1, 2	Any Antelope	61	50
4041 <u>40</u>	Aug 20 <u>1</u> -Oct 24		Any Antelope	63-2	125 <u>175</u>

Notes:

- 1 - Muzzleloader or shotgun permitted.
- 2 - Hunt has very limited access.

(~~3-20-97~~)(3-21-97)T

(BREAK IN CONTINUITY OF SECTIONS)

577. BIGHORN SHEEP CONTROLLED HUNTS.

1995~~7~~-1996~~8~~ Season Dates - ~~116~~ 109 PERMITS.

(~~4-3-95~~)(3-21-97)T

- 01. Rocky Mountain bighorn sheep (rams only) north of Interstate Highway 84 ONLY-- ~~73~~ 60 permits: 1995~~7~~-1996~~8~~ Seasons.

(~~4-3-95~~)(3-21-97)T

Hunt No.	Open Season Dates Inclusive	Legal Bighorn	Controlled Area	No. of Permits
5001	Aug 30 - Oct 13	Ram	11	1
500 2 01	Aug 30 - Oct 13	Ram	19	6
500 3 02	Aug 30 - Oct 13	Ram	20-1	2
500 4 03	Aug 30 - Oct 13	Ram	20-2	2
5005	Aug 30 - Oct 13	Ram	20A-1	2
500 6 04	Aug 30 - Oct 13	Ram	20A-2	6
500 7 05	Aug 30 - Oct 13	Ram	21	3
500 8 06	Aug 30 - Oct 13	Ram	26-1	6
5009	Aug 30 - Oct 13	Ram	26-2	5
501 0 07	Aug 30 - Oct 13	Ram	27-1	12
501 1 08	Aug 30 - Oct 13	Ram	27-2	6
501 2 09	Aug 30 - Oct 13	Ram	27-3	2
501 3 10	Aug 30 - Oct 13	Ram	27-4	3
501 4 11	Aug 30 - Oct 13	Ram	28-1	2
501 5 12	Aug 30 - Oct 13	Ram	28-2	3
5016	Aug 30 - Oct 13	Ram	36A	3
501 7 13	Aug 30 - Oct 13	Ram	36B-1	2
501 8	Aug 30 - Oct 13	Ram	36B-2	2
501 9	Aug 30 - Oct 13	Ram	36B-3	2
502 0 14	Aug 30 - Oct 13	Ram	37	3

(~~4-3-95~~)(3-21-97)T

- 02. Late Controlled Hunts: Rocky Mountain bighorn sheep (rams only) north of Interstate Highway 84 ONLY -- 4 permits: 1995~~7~~-1996~~8~~ Season Dates.

Hunt No.	Open Season Dates Inclusive	Legal Bighorn	Controlled Area	No. of Permits
502 <u>15</u>	Oct 13 - Oct 31	Ram	26-L	2
502 <u>16</u>	Oct 13 - Oct 31	Ram	27-L	2

(4-3-95)(3-21-97)T

03. California bighorn sheep (rams only) south of Interstate Highway 84 ONLY--~~39~~ 45 permits: 1995-1996 Season Dates.

Hunt No.	Open Season Dates Inclusive	Legal Bighorn	Controlled Area	No. of Permits
7001	Aug 30 - Sept 14	Ram	41-1	5
7002	Sep 22 - Oct 8	Ram	41-2	5
7003	Aug 30 - Oct 8	Ram	41-4	3 <u>5</u>
7004	Aug 30 - Sep 14	Ram	42-1	10
7005	Sep 22 - Oct 8	Ram	42-2	10
7006	Aug 30 - Oct 14	Ram	46	6
<u>7006</u>	<u>Aug 30 - Sep 14</u>	<u>Ram</u>	<u>42-3</u>	<u>2</u>
<u>7007</u>	<u>Sep 22 - Oct 8</u>	<u>Ram</u>	<u>42-4</u>	<u>2</u>
<u>7008</u>	<u>Aug 30 - Oct 14</u>	<u>Ram</u>	<u>46</u>	<u>6</u>

(4-3-95)(3-21-97)T

578. -- 581. (RESERVED).

582. MOUNTAIN GOAT CONTROLLED HUNTS.
 1995-1996 Seasons - ~~59~~ 68 PERMITS.

Hunt No.	Open Season Dates Inclusive	Legal Goat	Controlled Area	No. of Permits
6001	Aug 30 - Nov 12	Either Sex+	01	2
600 <u>01</u>	Aug 30 - Nov 12	Either Sex+	10-1	2
600 <u>02</u>	Aug 30 - Nov 12	Either Sex+	10-2	2
6004	Aug 30 - Nov 12	Either Sex+	12	3
600 <u>03</u>	Aug 30 - Nov 12	Either Sex+	18	5
<u>6004</u>	<u>Aug 30 - Nov 12</u>	<u>Either Sex+</u>	<u>27-2</u>	<u>2</u>
600 <u>05</u>	Aug 30 - Nov 12	Either Sex+	27-3	2

Hunt No.	Open Season Dates Inclusive	Legal Goat	Controlled Area	No. of Permits
6007 06	Aug 30 - Nov 12	Either Sex+	30	3
6008 07	Aug 30 - Nov 12	Either Sex+	36A-1	3
6009 08	Aug 30 - Nov 12	Either Sex+	36A-2	2
6010 09	Aug 30 - Nov 12	Either Sex+	36A-3	2
6011 10	Aug 30 - Nov 12	Either Sex+	36A-4	<u>5</u> 4
(Archery Only)				
6012 11	Aug 30 - Nov 12	Either Sex+	36B	4
6013 12	Aug 30 - Nov 12	Either Sex+	48	2
6014 13	Aug 30 - Nov 12	Either Sex+	50	2
6015 14	Aug 30 - Nov 12	Either Sex+	51	4
6016 15	Aug 30 - Nov 12	Either Sex+	59A	5
6017 16	Aug 30 - Nov 12	Either Sex+	67-1	<u>7</u> 2
6018 17	Aug 30 - Nov 12	Either Sex+	67-2	4

+ Either sex may be taken EXCEPT nannie accompanied by kids.

~~(4-3-95)~~(3-21-97)T

583. -- 586. (RESERVED).

587. BLACK BEAR TAKE SEASONS.

Unit(s)	Fall	Spring
1	Sep 15 - Sep 30 Oct 15 - Oct 31	Apr 15 - May 31
(Dogs and bait prohibited.)		
2, 3, 4, 4A, 5	Sep 15 - Sep 30 Oct 15 - Oct 31	Apr 15 - May 15
(Dogs prohibited from April 15 through April 30, and from October 15 through October 31.)		
6	Sep 15 - Sep 30 Oct 15 - Oct 31	Apr 15 - May 15
(Bait prohibited. Dogs prohibited from April 15 through April 30, and from October 15 through October 31.)		
7	Sep 15 - Sep 30 Oct 15 - Oct 31	Apr 15 - Jun 15
8	Sep 15 - Oct 15 <u>31</u>	Apr 15 - May 15
(Dogs prohibited from April 15 through April 30, and from October 15 through October 15.)		
8A	Sep 15 - Oct 15 <u>31</u>	Apr 15 - May 15
(Bait prohibited. Dogs prohibited from April 15 through April 30, and from October 1 through October 15.)		

Unit(s)	Fall	Spring
9	Sep 15 - Sep 30 Oct 15 - Oct 31	Apr 15 - Jun 15
10	Sep 15 - Oct 15 <u>31</u>	Apr 15 - Jun 15
10A	Sep 15 - Oct 15 <u>31</u>	Apr 15 - May 15
(Bait prohibited. Dogs prohibited from April 15 through April 30, and from October 1 through October 15.)		
11, 11A	Sep 15 - Oct 15 <u>31</u>	Apr 15 - May 15
(Dogs prohibited from April 15 through April 30, and from October 15 through October 15.)		
12	Sep 15 - Oct 15 <u>31</u>	Apr 15 - Jun 15
13, 14, 15, <u>16</u>	Sep 15 - Oct 15 <u>31</u>	Apr 15 - May 15
(Dogs prohibited from April 15 through April 30, and from October 15 through October 15.)		
16	Sep 15 - Oct 15	Apr 15 - May 15
(Dogs prohibited from April 15 through April 30, and from October 15 through October 15.)		
16A, 17	Sept 15 - Oct 31	Apr 15 - June 15
18	Sep 15 - Oct 15 <u>31</u>	Apr 15 - May 15
(Dogs prohibited from April 15 through April 30, and from October 15 through October 15.)		
19	Sep 15 - Oct 31	Apr 15 - Jun 15
19A	Sep 15 - Sep 30 Oct 15 - Oct 31	Apr 15 - June 15
19, 19A , 20, 20A, 21, 21A	Sep 15 - Oct 31	Apr 15 - Jun 15
23, 24, 25	Sep 15 - Sep 30 Oct 15 - Oct 21	Apr 15 - May 31
26, 27, 28, 29, 30, 30A	Sep 15 - Oct 31	Apr 15 - Jun 15
33	Sep 15 - Sep 30 Oct 15 - Oct 31	Apr 15 - May 22
34, 35, 36	Sep 15 - Oct 31	Apr 15 - Jun 7
36A, 36B, 37, 37A	Sep 15 - Oct 31	Apr 15 - Jun 15
39, 43	Sep 15 - Sep 30 Oct 15 - Oct 31	Apr 15 - May 22
44, 45, 48, 49	Sep 15 - Sep 30 Oct 15 - Oct 31	Apr 15 - May 22
(Dogs prohibited from September 15 through September 30, and from October 15 through October 31.)		
50, 51, 58, 59, 59A	Sep 15 - Oct 14	Apr 15 - Jun 7
60, 61, 62, 62A	Sep 15 - Oct 14	Apr 15 - Jun 15
(Dogs and bait prohibited in that portion of Unit 61 east of Howard Creek: in Clark County and in all of Units 62 and 62A.)		
64, 65, 66, 66A, 67, 69, 76	Sep 15 - Oct 14	Apr 15 - Jun 7

(~~5-15-95~~)(~~3-21-97~~)T

(BREAK IN CONTINUITY OF SECTIONS)

589. BLACK BEAR CONTROLLED HUNTS:
 70 -FALL SEASON PERMITS. ~~60~~ 100 -SPRING SEASON PERMITS.

Fall Season					
Hunt No.	Open Season Dates Inclusive	Notes	Legal Bear	Controlled Hunt Area	No. of Permits
8001	Sep 15-Oct 9	1, 3 <u>2</u>	Either Sex	1	10
8002	Sep 1-Sep 30	1, 3 <u>2</u>	Either Sex	22-1	30
8003	Sep 1-Sep 30	1, 3 <u>2</u>	Either Sex	32-1	30

Spring Season					
Hunt No.	Open Season Dates Inclusive	Notes	Legal Bear	Controlled Hunt Area	No. of Permits
8004	Apr 15-May 15	2,3	Either Sex	22-2	30 <u>50</u>
8005	Apr 15-May 15	2,3	Either Sex	32-2	30 <u>50</u>

Notes:

- 1 - Bait Prohibited.
- 2 - Females with young protected.
- 3 - Bait and dogs prohibited.

~~(5-15-95)~~(3-21-97)T

(BREAK IN CONTINUITY OF SECTIONS)

594. MOUNTAIN LION TAKE SEASONS.

Unit(s)	Dates
1, 2, 3, 4, 4A, 5, 6, 7, 9	Sep 15- Feb 28 Mar 15
8, 8A, 10, 10A, 11, 11A, 12, 13, 14, 15, 16, 16A, 17, 18, 19, 19A, 20, 20A	Sep 15-Mar 31
21, 21A	Sep 15 - Feb 15
22, 23	Sep 15 - Mar 4 <u>31</u>

Unit(s)	Dates
24 (This unit will remain open until a total of three (3) females has been harvested or March 31, whichever occurs first.)	Sep 15 - Mar 31
25 (This unit will remain open until a total of four (4) females has been harvested, or March 31, whichever occurs first.)	Sep 15 - Mar 31
26, 27	Sep 15 - Mar 31
28, 29, 30, 30A	Sep 15 - Feb 15
31, 32 (These units will remain open until a total of four (4) females has been harvested in this group of units, or March 31, whichever occurs first.)	Sep 15 - Mar 31
32 A, 33, 34, 35	Sep 15 - Mar 31
36, 36A, 36B, 37, 37A	Sep 15 - Feb 15
39 (This unit will remain open until a total of seven (7) females have <u>has</u> been harvested, or March 31, whichever occurs first.)	Sep 15 - Mar 31
40 (This unit will remain open until a total of five (5) females have <u>has</u> been harvested, or March 31, whichever occurs first.)	Sep 15 - Mar 31
41, 42 (These units will remain open until a total of five (5) females has been harvested in this group of units, or March 31, whichever occurs first.)	Sep 15 - Mar 31
43, 44, 49 (These units will remain open until a total of three (3) females has been harvested in this group of units, or March 31, whichever occurs first.)	Sep 15 - Mar 31
45, 52, 52A, 53 (These units will remain open until a total of three (3) females has been harvested in this group of units, or March 31, whichever occurs first.)	Sep 15 - Mar 31
46, 47 (These units will remain open until a total of three (3) females has been harvested in this group of units, or March 31 whichever occurs first.)	Sep 15 - Mar 31
50, 51 (These units will remain open until a total of three (3) females has been harvested in this group of units, or March 31, whichever occurs first.)	Sep 15 - Mar 31
54 (This unit will remain open until a total of six (6) females has been harvested in this unit, or March 31 whichever occurs first.)	Sep 15 - Mar 31
55, 56, 57 (These units This unit will remain open until a total of seven (7) <u>six (6)</u> females has been harvested in this group of units, or March 31, whichever occurs first.)	Sep 15 - Mar 31
<u>56, 57</u> (<u>These units will remain open until a total of three (3) females has been harvested in this group of units, or March 31, whichever occurs first.</u>)	<u>Sep 15 - Mar 31</u>

Unit(s)	Dates
58,59,59A (These units will remain open until a total of two (2) females have <u>has</u> been harvested in this group of units, or March 31, whichever occurs first.)	Sep 15- Mar31
64, 65, 66, 67, 69 (Only that portion of Unit 69 within the Antelope and Granite Creek drainages is OPEN.) (These units will remain open until a total of three (3) <u>four (4)</u> females has been harvested in this group of units, or December 31, whichever occurs first.)	Sep 15 - Dec 31
66A, 72, 74 , 75, 76, 77, 78 (These units will remain open until a total of three (3) <u>six (6)</u> females has been harvested in this group of units, or March 31, whichever occurs first.)	Sep 15 - Mar 31
70, 71, 73, 73A, 74 (These units will remain open until a total of four (4) <u>seven (7)</u> females has been harvested in this group of units, or March 31, whichever occurs first.)	Sep 15 - Mar 31

~~(3-20-97)~~(3-21-97)T

(BREAK IN CONTINUITY OF SECTIONS)

600. GAME MANAGEMENT UNIT BOUNDARY DESCRIPTIONS.

01. Unit 1. All of BOUNDARY COUNTY and that portion of BONNER COUNTY north of the Pend Oreille River, Pend Oreille Lake and Clark Fork River. MYRTLE CREEK AND DAVID THOMPSON GAME PRESERVES - CLOSED. (7-1-93)

02. Unit 2. Those portions of BONNER and KOOTENAI COUNTIES within the following boundary: Beginning at the intersection of the Idaho-Washington state line and the north bank of the Pend Oreille River, then east along the Pend Oreille River to Pend Oreille Lake at the railroad trestle in the southeast corner of the City of Sandpoint, then south across the railroad trestle, then east and south along the western shoreline of Pend Oreille Lake to the south boundary fence of Farragut State Park, then west along the boundary fence to State Highway 54 at the west entrance to Farragut State Park, then west on State Highway 54 to U.S. 95, then south on U.S. 95 to Lake Coeur d'Alene at the source of the Spokane River, then west along the southern bank of the Spokane River to the Idaho-Washington state line, then north along the state line to the point of beginning. FARRAGUT STATE PARK, CLOSED EXCEPT TO ARCHERY. (7-1-93)

03. Unit 3. Those portions of KOOTENAI, SHOSHONE, and BENEWAH COUNTIES within the following boundary: Beginning at Mission Point on the St. Joe River and State Highway 3, then northeast on State Highway 3 to Interstate 90, then east on Interstate 90 to Kingston, then north on Forest Highway 9 (North Fork of the Coeur d'Alene River Road) to Forest Service Road 209 (Little North Fork of the Coeur d'Alene River Road), then northwest along Forest Service Road 209 to the watershed divide between the Coeur d'Alene River and Pend Oreille Lake, then northwest along the divide to Bernard Peak, then north to Steamboat Rock on Pend Oreille Lake, then west along the lake shore to the south boundary fence of Farragut State Park, then west along the boundary fence to State Highway 54 at the west entrance of Farragut State Park, then west on State Highway 54 to U.S. 95, then south on U.S. 95 to Coeur d'Alene Lake, then southeast along the eastern shoreline of Coeur d'Alene and Round Lakes to Mission Point, the point of beginning. (3-20-97)

04. Unit 4. Those portions of BONNER, KOOTENAI, and SHOSHONE COUNTIES within the following boundary: Beginning on the Idaho-Montana state line at the watershed divide between Pend Oreille Lake and the Coeur d'Alene River, then southeast along the state line to the watershed divide between the Coeur d'Alene

and St. Joe Rivers, then west along the divide to State Highway 3, then northeast on State Highway 3 to Interstate 90, then east on Interstate 90 to Kingston, then north on Forest Highway 9 (North Fork of the Coeur d'Alene River Road) to Forest Service Road 209 (Little North Fork of the Coeur d'Alene River Road), then northwest along Forest Service Road 209 to the watershed divide between the Coeur d'Alene River and Pend Oreille Lake, then northeast along the divide to the point of beginning. (3-20-97)

05. Unit 4A. Those portions of BONNER and KOOTENAI COUNTIES within the following boundary: Beginning on the Idaho-Montana state line at the watershed divide between Pend Oreille Lake and the Coeur d'Alene River, then southwest along the divide to Bernard Peak, then north to Steamboat Rock on Pend Oreille Lake, then northwest along the western shoreline of Pend Oreille Lake to the railroad trestle approximately one mile south of Sandpoint, then north on the railroad trestle to Sandpoint, then east along the north banks of Pend Oreille Lake and the Clark Fork River to the Idaho-Montana state line, then south on the state line to the point of beginning. (7-1-93)

06. Unit 5. Those portions of BENEWAH and KOOTENAI COUNTIES within the following boundary: Beginning at the intersection of the Idaho-Washington state line and the Spokane River, then east along the southern bank of the Spokane River to U.S. 95 at Coeur d'Alene Lake, then southeast along the eastern shoreline of Coeur d'Alene and Round Lakes to Mission Point, then upstream along the northern bank of the St. Joe River to the mouth of St. Maries River, then upstream along the St. Maries River to the intersection of the St. Maries River and State Highway 3 near Washburn, then south on State Highway 3 to the intersection of State Highway 6, then west on State Highway 6 to the watershed divide between the St. Maries and Palouse Rivers, then northwest along the divide to West Dennis Peak, then west along the watershed divide between Hangman Creek and Palouse River to the Idaho-Washington state line, then north along the state line to the Spokane River, the point of beginning. HEYBURN STATE PARK-CLOSED. (7-1-93)

07. Unit 6. Those portions of KOOTENAI, SHOSHONE, BENEWAH, CLEARWATER, and LATAH COUNTIES within the following boundary: Beginning at St. Maries, then downstream along the northern bank of the St. Joe River to Mission Point on State Highway 3, then north on State Highway 3 to the watershed divide between the St. Joe and Coeur d'Alene Rivers, then east along the divide to the Moon Pass Road, then south on Moon Pass Road to Avery, then west on the St. Joe River Road to the Fishhook Creek Road (Forest Service Road 301), then south on Fishhook Creek Road to Breezy Saddle, then southwest on Forest Service Road 301 to White Rock Springs, then south along the watershed divide between the St. Maries River and Little North Fork of the Clearwater River over Stony Butte to Hemlock Butte, then northwest along the St. Maries River-Potlatch River watershed divide across Bald Mountain to State Highway 6, then northeast on State Highway 6 to the intersection of State Highway 3, then north on State Highway 3 to the St. Maries River, then downstream to St. Maries, the point of beginning. (7-1-93)

08. Unit 7. That portion of SHOSHONE COUNTY within the following boundary: Beginning on the Idaho-Montana state line at the watershed divide between the St. Joe and Coeur d'Alene Rivers, then west along the divide to the Moon Pass Road, then south on Moon Pass Road to Avery, then west on the St. Joe River Road to the Fishhook Creek Road (Forest Service Road 301), then south on the Fishhook Creek Road to Forest Service Road 201, then east on Forest Service Road 201 to Bluff Creek Saddle (Dismal Saddle), then southeast past Dismal Lake and Bathub Springs to the watershed divide between the St. Joe and North Fork of the Clearwater Rivers, then east along the divide to the Idaho-Montana state line, then north along the state line to the point of beginning. (7-1-93)

09. Unit 8. Those portions of LATAH, NEZ PERCE, and CLEARWATER COUNTIES within the following boundary: Beginning on the Idaho-Washington state line at the watershed divide between Hangman Creek and Palouse River, south along the divide to U.S. 95, then south along U.S. 95 to State Highway 6, then east along State Highway 6 to State Highway 9, then southeast along State Highway 9 to Deary, then south on State Highway 3 to Kendrick, then southeast along County Road P-1 through Southwick and Cavendish to the North Fork of the Clearwater River at Ahsahka, then downstream along the North Fork of the Clearwater River to its junction with the main Clearwater River, then down the main Clearwater River to the Idaho-Washington state line, then north to the point of beginning. (7-1-93)(3-21-97)T

10. Unit 8A. Those portions of BENEWAH, LATAH, CLEARWATER, and NEZ PERCE COUNTIES within the following boundary: Beginning at Ahsahka on County Road P-1, then northwest along County Road P-1 through Southwick and Cavendish to State Highway 3, then northeast along State Highway 3 to Deary, then northwest along State Highway 9 to State Highway 6, then west along State Highway 6 to U.S. 95, then north along

U.S. 95 to the watershed divide between Hangman Creek and Palouse River, then southeast along the divide to West Dennis Mountain, then southeast along the St. Maries watershed divide to Hemlock Butte, then south on Elk Creek Road (Forest Service Road 382.4) to Elk River, then south on the Dent Bridge-Elk River Road to the south shoreline of Dworshak Reservoir, then along the southern shoreline to Dworshak Dam, then downstream to the main Clearwater River, then downstream along the North Fork of the Clearwater River to Ahsahka, the point of beginning.
(7-1-93)(3-21-97)T

11. Unit 9. Those portions of SHOSHONE and CLEARWATER COUNTIES within the following boundary: Beginning at Getaway Point, then due south to the Little North Fork of the Clearwater River, then upstream to the watershed divide between Bear and Devils Club Creeks, then east along the divide to Larkins Peak, then northeast along the watershed divide between the Little North Fork of the Clearwater River and the North Fork of the Clearwater River to the Surveyors Ridge-Bathtub Springs Road (Forest Service Road 201), then northwest on Surveyors Ridge-Bathtub Springs Road past Bathtub Springs and Bluff Creek Saddle (Dismal Saddle), to the Fishhook Creek Road (Forest Service Road 301), then south on Fishhook Creek Road to Breezy Saddle, then southwest on Fishhook Creek Road to the Goat Mountain-Getaway Point Road, then southeast on the Goat Mountain-Getaway Point Road to Getaway Point, the point of beginning.
(7-1-93)

12. Unit 10. Those portions of SHOSHONE, CLEARWATER, and IDAHO COUNTIES within the following boundary: Beginning at the confluence of the Little North Fork and the North Fork of the Clearwater Rivers at the upstream end of Dworshak Reservoir, then up the east bank of the reservoir and the Little North Fork of the Clearwater River to the watershed divide between Bear and Devils Club Creeks, then east along the divide to the watershed divide between the Little North Fork and the North Fork of the Clearwater Rivers, then east along the divide to the watershed divide between the North Fork of the Clearwater and the St. Joe Rivers, then east along the divide to the Idaho-Montana state line, then south along the state line to the divide between the North Fork of the Clearwater and the Lochsa Rivers, then west along the divide over Williams Peak to its intersection with the Lolo Motor Way (Forest Service Road 500), then west on Lolo Motor Way to its intersection with the Hemlock Butte Road (Forest Service Road 104), then northwest on Hemlock Butte Road to Hemlock Butte and the watershed divide between Weitas and Orogrande Creeks, then north along the divide to Cabin Point, then northwest along Forest Service Trail 17 to the North Fork Clearwater River, then downstream along the North Fork of the Clearwater River and the northbank of Dworshak Reservoir to the mouth of the Little North Fork of the Clearwater River, the point of beginning.
(7-1-93)

13. Unit 10A. Those portions of SHOSHONE, IDAHO and CLEARWATER COUNTIES within the following boundary: Beginning at the mouth of the North Fork of the Clearwater River, upstream to Dworshak Dam, then up Dworshak Reservoir along the southern shoreline to Dent Bridge, then north on the Elk River Road to Elk River, then north on the Elk Creek Road (Forest Service Road 382) to Hemlock Butte, then north along the watershed divide between the St. Maries and Little North Fork of the Clearwater Rivers over Stony Butte to White Rock Springs, then east on the Gold Center-Roundtop Road (Forest Service Road 301) to the Goat Mountain-Getaway Point Road (Forest Service Roads 457 and 220), then south along Goat Mountain-Getaway Point Road to Getaway Point, then due south to the Little North Fork of the Clearwater River, then downstream to Dworshak Reservoir, then along the east bank of the reservoir to the North Fork of the Clearwater River, then east along the north bank of the reservoir and the North Fork of the Clearwater River, to Forest Service Trail 17, then south along Forest Service Trail 17 to Cabin Point and the watershed divide between Orogrande and Weitas Creeks, then south along the divide to Hemlock Butte and its intersection with Forest Service Road 104, then southeast on Forest Service Road 104 to Lolo Motor Way (Forest Service Road 500), then south along Lolo Motor Way to Smith Creek Road (Forest Service Road 101), then southwest along Smith Creek Road to the Middle Fork of the Clearwater River, then northwest along the Middle Fork of the Clearwater River to the mouth of the North Fork of the Clearwater River, the point of beginning.
(10-26-94)

14. Unit 11. Those portions of NEZ PERCE, LEWIS, and IDAHO COUNTIES within the following boundary: Beginning at the mouth of the Clearwater River, upstream to U.S. 95 bridge near Spalding, then southeast on U.S. 95 to the Graves Creek Road at Cottonwood, then south on Graves Creek Road to the Salmon River, then downstream to the Snake River, then downstream to the mouth of the Clearwater River, the point of beginning.
(7-1-93)

15. Unit 11A. Those portions of CLEARWATER, NEZ PERCE, LEWIS, and IDAHO COUNTIES within the following boundary: Beginning on the Clearwater River at the U.S. 95 bridge near Spalding, upstream to

the South Fork of the Clearwater River, then up the South Fork to Harpster Bridge, then southwest on State Highway 13 to U.S. 95 at Grangeville, then northwest on U.S. 95 to Spalding, the point of beginning. NEZ PERCE NATIONAL HISTORICAL PARK-CLOSED. (7-1-93)

16. Unit 12. Those portions of IDAHO and CLEARWATER COUNTIES within the following boundary: Beginning at the junction of the Smith Creek Road (Forest Service Road 101) and the Middle Fork of the Clearwater River, then northeast on the Smith Creek Road to the Lolo Motor Way (Forest Service Road 500), then north along the Lolo Motor Way to the point where it leaves the watershed divide between the North Fork of the Clearwater and Lochsa Rivers at the heads of Papoose Creek and Cayuse Creek, then north along the divide over Williams Peak to the Idaho-Montana state line, then southeast along the state line to the watershed divide between the Lochsa and Selway Rivers, then west along the divide over Diablo Mountain, Elk Summit, McConnell Mountain and Fenn Mountain to the confluence of the Lochsa and Selway Rivers, then down the Middle Fork of the Clearwater River to the Smith Creek Road, the point of beginning. (4-25-94)

17. Unit 13. That portion of IDAHO COUNTY bounded by the Snake River on the west, the Salmon River on the east and north and the White Bird-Pittsburg Landing Road on the south. (7-1-93)

18. Unit 14. That portion of IDAHO COUNTY within the following boundary: Beginning at Riggins on the Salmon River, then upstream to Wind River, then up Wind River to Anchor Creek, then up Anchor Creek to Anchor Meadows, then northeast along the old wagon road (Forest Service Trail 313) to the divide between the Salmon River and South Fork Clearwater River, then west on the divide to Square Mountain, then west on the Square Mountain-Gospel Hill Road (Forest Service Road 444) to the Grangeville-Salmon River Road (Forest Service Road 221), then north on Grangeville-Salmon River Road to State Highway 13 at Grangeville, then west on Highway 13 to U.S. 95, then northwest on U.S. 95 to Cottonwood, then south on the Graves Creek Road to the Salmon River, then upstream to Riggins, the point of beginning. NEZ PERCE NATIONAL HISTORICAL PARK-CLOSED. (10-26-94)

19. Unit 15. That portion of IDAHO COUNTY within the following boundary: Beginning at Grangeville on State Highway 13, then northeast on State Highway 13 to the South Fork of the Clearwater River, then downstream to the road that goes up Sally Ann Creek, then up the road to the town of Clearwater, then southeast along Forest Service Road 284 to Forest Service Road 464, then east along Forest Service Road 464 to the watershed divide between the South Fork Clearwater and Selway Rivers, then southeast along the divide over Forest Service Trail 835 to Anderson Butte, then south over Forest Service Trail 505 to Black Hawk Mountain and Soda Creek Point to the Montana Road (Forest Service Road 468), then west on Montana Road to the Red River Ranger Station-Mackay Bar Road (Forest Service Road 222.3), then southwest on Red River Ranger Station-Mackay Bar Road to Dixie Summit, then west along the watershed divide between the South Fork Clearwater and Salmon Rivers over the Crooked River-Big Creek Divide, Orogrande Summit and Square Mountain to the Moores Guard Station-Adams Ranger Station Road (Forest Service Road 444), then west on Moores Guard Station-Adams Ranger Station Road to the Grangeville-Salmon River Road (Forest Service Road 221), then north on Grangeville-Salmon River Road to Grangeville, the point of beginning. (7-1-93)

20. Unit 16. That portion of IDAHO COUNTY within the following boundary: Beginning at the mouth of the Middle Fork of the Clearwater River, then upstream to the confluence of the Lochsa and Selway Rivers, then east along the watershed divide between the Lochsa and Selway Rivers to the watershed divide between Gedney and Three Links Creeks, then south along the divide to Big Fog Mountain, then along Forest Service Trail 343 to Big Fog Saddle, then south along the Fog Mountain Road (Forest Service Road 319) to the Selway River, then upstream to Meadow Creek, then up the Meadow Creek-Falls Point Road (Forest Service Road 443) to Forest Service Road 464, then west along Forest Service Road 464 to Forest Service Road 284, then along Forest Service Road 284 to the town of Clearwater, then west along the road down Sally Ann Creek to State Highway 13, then downstream on the South Fork of the Clearwater River to the Middle Fork of the Clearwater River, the point of beginning. (7-1-93)

21. Unit 16A. That portion of IDAHO COUNTY within the following boundary: Beginning at the mouth of Meadow Creek on the Selway River, up the Selway River to Mink Creek, then up the divide between Mink Creek and the drainages of Coyote, Wolf, Jims, and Otter Creeks, over Wolf Point and Highline Ridge to the divide between Meadow Creek and the Selway River, then southeast along the divide over Bilk Mountain and Elk Mountain to the Elk Mountain Road, then southwest on the Elk Mountain-Green Mountain-Montana Road to the watershed divide between the South Fork of the Clearwater River and the Selway River (near Mountain Meadows), then northeast along the divide over Soda Creek Point and around the head of Red River, then northwest along the divide

over Black Hawk Mountain to Anderson Butte, then from Anderson Butte northwest on Forest Service Trail 835 to the Falls Point Road (Forest Service Road 443), then northeast on Falls Point Road to the mouth of Meadow Creek, the point of beginning. (7-1-93)

22. Unit 17. That portion of IDAHO COUNTY within the following boundary: Beginning at the Fog Mountain Road (Forest Service Road 319) on the Selway River, then north along Fog Mountain Road to Big Fog Saddle, then north along Forest Service Trail 343 to Big Fog Mountain, then north along the watershed divide between Gedney and Three Links Creeks to the watershed divide between the Lochsa and Selway Rivers, then northeast along the divide over McConnell Mountain and Diablo Mountain to the Idaho-Montana state line, then south along the state line to the watershed divide between the Selway and Salmon Rivers, then west along the divide over Square Top, Waugh Mountain, Salmon Mountain, Burnt Knob and Three Prong Mountain to the Green Mountain-Elk Mountain Road, then north along Green Mountain-Elk Mountain Road to Elk Mountain, then along the watershed divide between the Selway River and Meadow Creek over Elk Mountain and Bilk Mountain to the head of Mink Creek, then down the divide between Mink Creek and the drainages of Otter, Jims, Wolf and Coyote Creeks over Highline Ridge and Wolf Point to the confluence of Three Links Creek with the Selway River, then down the Selway River to the Fog Mountain Road, the point of beginning. (7-1-93)

23. Unit 18. Those portions of IDAHO and ADAMS COUNTIES within the following boundary: Beginning at Riggins, up the Little Salmon River to Rapid River, then up Rapid River to and including the Shingle Creek drainage to the Snake River divide, then south along the divide to Purgatory Saddle at the head of Granite Creek, then down Granite Creek to the Snake River, then downstream to Pittsburg Landing, then east on the Pittsburg Landing-White Bird Road to the Salmon River, then upstream to Riggins, the point of beginning. (4-25-94)

24. Unit 19. That portion of IDAHO COUNTY within the following boundary: Beginning on the Salmon River at the mouth of Wind River, then up Wind River to Anchor Creek, then up Anchor Creek to Anchor Meadows, then northeast along the old wagon road (Forest Service Trail 313) to the divide between the Salmon River and South Fork Clearwater River, then east on the divide over Orogrande Summit and the Crooked River-Big Creek divide to Dixie Summit on the Red River Ranger Station-Dixie-Mackay Bar Road, then south on Red River Ranger Station-Dixie-Mackay Bar Road to Mackay Bar, then down the Salmon River to the mouth of Wind River, the point of beginning. (7-1-93)

25. Unit 19A. Those portions of IDAHO and VALLEY COUNTIES within the drainage of the south side of the Salmon River from the French Creek-Burgdorf-Summit Creek Road upstream to the South Fork of the Salmon River, the drainage of the west side of the South Fork of the Salmon River from its mouth upstream to and including the Bear Creek watershed, and the drainage of the Secesh River upstream from the mouth of Paradise Creek (including the Paradise Creek watershed), EXCEPT those portions of the French Creek, Lake Creek and Summit Creek drainages west of the French Creek-Burgdorf-Summit Creek Road. (7-1-93)

26. Unit 20. That portion of IDAHO COUNTY within the following boundary: Beginning at the mouth of the South Fork of the Salmon River, then north along the Mackay Bar-Red River Ranger Station Road (Forest Service Road 222.3) to the Montana Road, then east along Montana Road to the Green Mountain-Elk Mountain Road, then northeast along Green Mountain-Elk Mountain Road to the watershed divide between the Selway and Salmon Rivers around the head of Bargamin Creek, then southeast along the divide over Three Prong Mountain, Burnt Knob, Salmon Mountain and Waugh Mountain, then south down Waugh Ridge to the Salmon River, then downstream to the South Fork of the Salmon River, the point of beginning. (7-1-93)

27. Unit 20A. Those portions of IDAHO and VALLEY COUNTIES within the drainage of the south side of the Salmon River from the mouth of the South Fork of the Salmon River upstream to the mouth of the Middle Fork of the Salmon River, the drainage of the east side of the South Fork of the Salmon River from its mouth upstream to and including Hall Creek drainage, and the drainage of the west side of the Middle Fork of the Salmon River from its mouth upstream to but excluding the Big Creek drainage. (7-1-93)

28. Unit 21. That portion of LEMHI COUNTY within the following boundary: Beginning at the Idaho-Montana state line on U.S. 93, then west along the state line to the Idaho-Lemhi County line, then southwest along the Idaho-Lemhi County line to the Salmon River, then upstream to the town of North Fork, then north on U.S. 93 to the Idaho-Montana state line, the point of beginning. (7-1-93)

29. Unit 21A. That portion of LEMHI COUNTY within the drainage of the east side of the Salmon River downstream from and including the Carmen Creek drainage to the town of North Fork, and that portion of the North Fork of the Salmon River drainage east of U.S. 93 between the town of North Fork and the Idaho-Montana state line. (7-1-93)

30. Unit 22. Those portions of IDAHO, ADAMS, and WASHINGTON COUNTIES within the following boundary: Beginning at the mouth of Granite Creek on the Snake River, then up Granite Creek to Purgatory Saddle located on the watershed divide between Rapid River and Snake River, then south along the divide to Lick Creek Lookout, then along the watershed divide between Boulder Creek and the Weiser River to the watershed divide between Mud Creek and the Weiser River, then south along the divide to U.S. 95, then southwest on U.S. 95 to Cambridge, then northwest on State Highway 71 to Brownlee Dam, then down the Snake River to Granite Creek, the point of beginning. (7-1-93)

31. Unit 23. Those portions of IDAHO, ADAMS, and VALLEY COUNTIES within the drainage of the south side of the Salmon River from its confluence with the Little Salmon River upstream to the French Creek-Burgdorf-Summit Creek Road; those portions of the French Creek, Lake Creek and Summit Creek drainages west of the French Creek-Burgdorf-Summit Creek Road; and within the Little Salmon River drainage, EXCEPT that portion on the north side of Rapid River from the mouth upstream to and including Shingle Creek drainage. (7-1-93)

32. Unit 24. That portion of VALLEY COUNTY within the drainage of the North Fork of the Payette River, EXCEPT that portion south of the Smiths Ferry Bridge-Packer John Road on the east side of the river and south of the Smith Ferry-High Valley Road on the west side of the river. (7-1-93)

33. Unit 25. That portion of VALLEY COUNTY within the drainage of the South Fork of the Salmon River south of the Hall Creek drainage on the east side of the river, and south of the Bear Creek drainage on the west side of the river, EXCEPT that portion of the Secesh River drainage upstream from and including Paradise Creek drainage. (7-1-93)

34. Unit 26. Those portions of IDAHO and VALLEY COUNTIES within the drainage of Big Creek (tributary to the Middle Fork of the Salmon River). (7-1-93)

35. Unit 27. Those portions of LEMHI, VALLEY, and CUSTER COUNTIES within the drainage of the Middle Fork of the Salmon River as follows: the drainages on the east side of the Middle Fork Salmon River from its mouth upstream to Camas Creek; the drainages on the north side of Camas Creek from its mouth upstream to, but excluding, the Yellowjacket Creek drainage; the drainages on the south side of Camas Creek and south of the Camas Creek Trail (Forest Service Trail 134); the drainages on the east side of the Middle Fork Salmon River from Camas Creek upstream to, but excluding, the Marsh Creek drainage; and the drainages on the west side of the Middle Fork of the Salmon River upstream from, but excluding, the Big Creek drainage to, but excluding, the Sulphur Creek drainage. (7-1-93)

36. Unit 28. That portion of LEMHI COUNTY within the drainage of the Salmon River south and west of the river from the mouth of the Middle Fork of the Salmon River upstream to, but excluding, the Ellis Creek and Morgan Creek drainages to the Custer County line, and that portion of the north side of Camas Creek and north of the Camas Creek Trail (Forest Service Trail 134) upstream from and including the Yellowjacket Creek drainage. (7-1-93)

37. Unit 29. That portion of LEMHI COUNTY within the Lemhi River drainage south and west of State Highway 28 and that portion of the Salmon River drainage east of the Salmon River from the Salmon River bridge in the City of Salmon upstream to and including the Poison Creek drainage. (7-1-93)

38. Unit 30. That portion of LEMHI COUNTY within the Lemhi River drainage north and east of State Highway 28 and north and west of State Highway 29 and that portion of the Salmon River drainage east of the Salmon River from the U.S. 93 bridge in the City of Salmon downstream to, but excluding, the Carmen Creek drainage. (7-1-93)

39. Unit 30A. That portion of LEMHI COUNTY within the Lemhi River Drainage north and east of State Highway 28 and east of State Highway 29. (7-1-93)

40. Unit 31. That portion of WASHINGTON COUNTY within the following boundary: Beginning at Brownlee Dam on the Snake River, then southeast on State Highway 71 to U.S. 95, then southwest on U.S. 95 to the Snake River at Weiser, then down the Snake River to Brownlee Dam, the point of beginning. (7-1-93)

41. Unit 32. Those portions of ADAMS, BOISE, GEM, PAYETTE, VALLEY, and WASHINGTON COUNTIES within the following boundary: Beginning at Banks, then down State Highway 55 to Floating Feather Road, then west on Floating Feather Road to State Highway 16, then north on State Highway 16 to State Highway 52, then north on State Highway 52 to the Payette River, then downstream (EXCLUDING PAYETTE RIVER ISLANDS) to the Snake River, then downstream to Weiser, then northeast on U.S. 95 to the Emmett-Council Road in Indian Valley, then south on Emmett-Council Road to the Sheep Creek Road, then east on the Sheep Creek Road to the Squaw Creek Road, then south on the Squaw Creek Road to Ola, then northeast on the Ola-Smiths Ferry Road to High Valley, then south on the High Valley-Dry Buck Road to Banks, the point of beginning. (7-1-93)

42. Unit 32A. Those portions of ADAMS, GEM, VALLEY, and WASHINGTON COUNTIES within the following boundary: Beginning at U.S. 95 on the watershed divide between Weiser River and Mud Creek, then southeast along the watershed divide between Weiser River and Little Salmon River to No Business Lookout, then south along the watershed divide between Weiser River and North Fork Payette River to Lookout Peak, then south along the watershed divide between Squaw Creek and North Fork Payette River to the Smiths Ferry-Ola Road, then northeast on Smiths Ferry-Ola Road to Smiths Ferry, then down the North Fork to Banks, then northwest on the Banks-Dry Buck-High Valley Road to the Ola-High Valley Road, then west on Ola-High Valley Road to Ola, then north on the Squaw Creek Road to the Sheep Creek Road, then west on the Sheep Creek Road to the Emmett-Council Road, then north on Emmett-Council Road to U.S. 95 in Indian Valley, then north on U.S. 95 to the watershed divide between the Weiser River and Mud Creek, the point of beginning. (7-1-93)

43. Unit 33. Those portions of BOISE and VALLEY COUNTIES within the North Fork of the Payette River drainage east of the river and south of the Packer John Lookout Road, and the drainage of the Middle and South Forks of the Payette River, (EXCEPT the drainage of the Deadwood River upstream from and including Nine Mile Creek on the west side, and No Man Creek on the east side), and that portion of the South Fork of the Payette River drainage downstream from and including the Lick Creek drainage on the north side of the South Fork of the Payette River and downstream from, but excluding, the Huckleberry Creek drainage on the south side of the South Fork of the Payette River. (7-1-93)

44. Unit 34. Those portions of BOISE and VALLEY COUNTIES within the Middle Fork of the Salmon River drainage on the west side of the river upstream from and including the Sulphur Creek drainage, the drainage of Bear Valley Creek and the drainage of Deadwood River upstream from and including the Nine Mile Creek drainage on the west side and the No Man Creek drainage on the east side. (7-1-93)

45. Unit 35. That portion of BOISE COUNTY within the South Fork of the Payette River drainage upstream from, but excluding, the Lick Creek drainage on the north side of the South Fork of the Payette River and upstream from, and including, the Huckleberry Creek drainage on the south side of the South Fork of the Payette River. (7-1-93)

46. Unit 36. Those portions of BLAINE and CUSTER COUNTIES within the Salmon River drainage upstream from and including the Yankee Fork on the north side of the river, and upstream from, and including the Warm Springs, Treon, Cold, and Beaver Creek drainages on the south side of the Salmon River, and including the Marsh Creek drainage of the Middle Fork of the Salmon River. (7-1-93)

47. Unit 36A. That portion of CUSTER COUNTY within the Salmon River drainage south and west of U.S. 93 between Willow Creek Summit and the U.S. 93 bridge across the Salmon River south of the town of Challis, and all drainages on the southeast side of the Salmon River upstream from the U.S. 93 bridge to, but excluding, the Warm Springs, Treon, Cold, and Beaver Creek drainages. (7-1-93)

48. Unit 36B. That portion of CUSTER COUNTY within the Salmon River drainage on the north and west side of the Salmon River from and including the Ellis Creek drainage upstream to, but excluding, the Yankee Fork drainage. (7-1-93)

49. Unit 37. Those portions of CUSTER and LEMHI COUNTIES within the Salmon and Pahsimeroi River drainages east of the Salmon River, south and west of the Ellis-May-Howe Highway, and north and east of U.S. 93 between the U.S. 93 bridge across the Salmon River south of the town of Challis and Willow Creek Summit.

(7-1-93)

50. Unit 37A. Those portions of CUSTER and LEMHI COUNTIES within the Salmon and Pahsimeroi River drainages east of the Salmon River upstream from, but excluding, the Poison Creek drainage and north and east of the Ellis-May-Howe Highway.

(7-1-93)

51. Unit 38. Those portions of ADA, BOISE, CANYON, ELMORE, GEM, and PAYETTE COUNTIES within the following boundary: Beginning at the confluence of the Payette and Snake Rivers, then up the Payette River (INCLUDING ISLANDS) to State Highway 52 near Emmett, then south on State Highway 52 to State Highway 16, then south on State Highway 16 to Floating Feather Road, then east on Floating Feather Road to State Highway 55, then south on State Highway 55 to State Highway 44, then east on State Highway 44 to Boise, then south on Interstate 84 to Mountain Home, then south on State Highway 51 to the Snake River, then downstream (INCLUDING ISLANDS) to the Idaho-Oregon state line, then north on the state line to the Payette River, the point of beginning. LAKE LOWELL SECTOR OF DEER FLAT NATIONAL WILDLIFE REFUGE-CLOSED.

(7-1-93)

52. Unit 39. Those portions of ADA, BOISE, and ELMORE COUNTIES within the following boundary: Beginning at the City of Boise, then southeast on Interstate 84 to Mountain Home, then northeast on the Mountain Home-Anderson Ranch Dam Road to Anderson Ranch Dam, then up the South Fork of the Boise River to Fall Creek (center of Anderson Ranch Reservoir), then up Fall Creek to the Anderson Ranch Reservoir-Fall Creek-Trinity Mountain-Rocky Bar-James Creek Road, then north on Anderson Ranch Reservoir-Fall Creek-Trinity Mountain-Rocky Bar-James Creek Road to James Creek Summit, then east along the watershed divide between the South and Middle Forks of the Boise River to the intersection of the Camas, Blaine and Elmore County lines, then north along the watershed divide between the Boise and Salmon Rivers to the watershed divide between the Boise and South Fork of the Payette Rivers, then west along the divide to Hawley Mountain, then northwest along the divide between the Payette River and the South Fork Payette River to Banks, then south on State Highway 55 to State Highway 44, then east on State Highway 44 to Boise, the point of beginning. THE AREA BETWEEN STATE HIGHWAY 21 AND THE NEW YORK CANAL FROM THE NEW YORK CANAL DIVERSION DAM DOWNSTREAM TO BOISE CITY LIMITS-CLOSED.

(7-1-93)

53. Unit 40. That portion of OWYHEE COUNTY within the following boundary: Beginning on the Snake River at the Idaho-Oregon state line, upstream to Grandview, then southeast on State Highway 78 to the Poison Creek Road, then southwest on the Poison Creek-Mud Flat-Deep Creek-Cliffs Road to the North Fork of the Owyhee River, then downstream to the Idaho-Oregon state line, then north to the Snake River, the point of beginning.

(7-1-93)

54. Unit 41. That portion of OWYHEE COUNTY within the following boundary: Beginning at Grandview on the Snake River, then southeast on State Highway 78 to the Poison Creek Road, then southwest on the Poison Creek-Mud Flat Road to Poison Creek Summit, then southeast along the watershed divide between the drainages of Poison, Shoofly and Jacks Creeks, and the drainage of Battle Creek to the El Paso Natural Gas Pipeline, then south along the pipeline to the Idaho-Nevada state line, then east to the Rogerson-Three Creek-Jarbidge Road, then north on Rogerson-Three Creek-Jarbidge Road to the Jarbidge River, then downstream to the West Fork of the Bruneau River, then downstream to the Bruneau River, then downstream to State Highway 51, then north on State Highway 51 to the Snake River, then downstream (EXCLUDING ISLANDS) to Grandview, the point of beginning.

(7-1-93)

55. Unit 42. That portion of OWYHEE COUNTY within the following boundary: Beginning on the North Fork of the Owyhee River at the Idaho-Oregon state line, south along the state line to the Idaho-Nevada state line, then east along the state line to the El Paso Natural Gas Pipeline, then north along the pipeline to the watershed divide between Battle and Jacks Creeks, then northwest along the divide and the divide between Battle, Shoofly, and Poison Creeks to the Poison Creek-Mud Flat Road, then west on Poison Creek-Mud Flat Road to the North Fork of the Owyhee River crossing, then downstream to the state line, the point of beginning.

(7-1-93)

56. Unit 43. Those portions of CAMAS and ELMORE COUNTIES within the following boundary: Beginning at the confluence of the South Fork of the Boise River and Fall Creek (center of Anderson Ranch Reservoir), then up Fall Creek to the Anderson Ranch Reservoir-Fall Creek-Trinity Mountain-Rocky Bar-James

Creek Road, then north on Anderson Ranch Reservoir-Fall Creek-Trinity Mountain-Rocky Bar-James Creek Road to James Creek Summit, then east along the watershed divide between the Middle and South Forks of the Boise River to the intersection with the Elmore-Camas County line, then north along the Elmore-Camas County line to the junction with the Camas-Blaine County line, then southeast along the Camas-Blaine County line to the Dollarhide Summit-Carrie Creek-Little Smoky Creek Road (Forest Service Road 227), then southwest on Dollarhide Summit-Carrie Creek-Little Smoky Creek Road to the Five Points Creek-Couch Summit Road (Forest Service Road 094), then south on Five Points Creek-Couch Summit Road to Couch Summit, then west along the South Fork of the Boise River-Camas Creek watershed divide to Iron Mountain, then southwest on the Forest Service trail to and down the Middle Fork of Lime Creek to Lime Creek (Forest Service Trails 050 and 049), then downstream to the South Fork of the Boise River (middle of Anderson Ranch Reservoir) to the confluence of Fall Creek, the point of beginning. (7-1-93)

57. Unit 44. Those portions of BLAINE, CAMAS, and ELMORE COUNTIES within the following boundary: Beginning at the junction of the Camp Creek-Croy Creek Road and U.S. 20, then west on U.S. 20 to the Anderson Ranch Dam Road, then north on the Anderson Ranch Dam Road to Anderson Ranch Dam, then up the South Fork of the Boise River (middle of Anderson Ranch Reservoir) to Lime Creek, then upstream along Lime Creek to the Middle Fork of Lime Creek, then northeast on the Middle Fork Lime Creek Forest Service trail to Iron Mountain (Forest Service Trails 049 and 050), then east along the South Fork Boise River-Camas Creek watershed divide to Couch Summit, then north on the Five Points Creek Road (Forest Service Road 094), to the Little Smoky Creek-Carrie Creek-Dollarhide Summit Road (Forest Service Road 227), then northeast on Little Smoky Creek-Carrie Creek-Dollarhide Summit Road to Dollarhide Summit, then southeast along the Little Smoky Creek-Big Wood River-Camas Creek watershed divide to Kelly Mountain, then south down Kelly Gulch Creek to the Camp Creek-Croy Creek Road, then southwest on Camp Creek-Croy Creek Road to U.S. 20, the point of beginning. (4-25-94)

58. Unit 45. Those portions of CAMAS, ELMORE, and GOODING COUNTIES within the following boundary: Beginning at the junction of U.S. 20 and the Anderson Ranch Dam Road, then east on U.S. 20 to State Highway 46, then south on State Highway 46 to Gooding, then west on U.S. 26 to Bliss, then south on U.S. 30 to the Malad River, then downstream to the Snake River, then downstream (EXCLUDING ALL ISLANDS) to State Highway 51, then north on State Highway 51 to Mountain Home, then northeast on U.S. 20 to Anderson Ranch Dam Road, the point of beginning. THREE ISLAND STATE PARK-CLOSED. (7-1-93)

59. Unit 46. Those portions of ELMORE, OWYHEE, and TWIN FALLS COUNTIES within the following boundary: Beginning at the State Highway 51 bridge on the Snake River, then upstream (INCLUDING ALL ISLANDS) to the Gridley Bridge across the Snake River near Hagerman, then southeast on U.S. 30 to U.S. 93, then south on U.S. 93 to Rogerson, then southwest on the Rogerson-Three Creek-Jarbidge Road to the Jarbidge River, then downstream to the West Fork of the Bruneau River, then downstream to the Bruneau River, then downstream to State Highway 51, then north on State Highway 51 to the Snake River, the point of beginning. THREE ISLAND STATE PARK AND ALL SNAKE RIVER ISLANDS BETWEEN THE GLENN'S FERRY BRIDGE AND THE SAILOR CREEK BRIDGE-CLOSED. (7-1-93)

60. Unit 47. Those portions of OWYHEE and TWIN FALLS COUNTIES within the following boundary: Beginning at Rogerson on U.S. 93, then southwest on the Rogerson-Three Creek-Jarbidge Road to the Idaho-Nevada state line, then east along the state line to U.S. 93, then north on U.S. 93 to Rogerson, the point of beginning. (7-1-93)

61. Unit 48. That portion of BLAINE COUNTY within the following boundary: Beginning at Ketchum, then south on State Highway 75 to U.S. 20, then west on U.S. 20 to the Camp Creek-Croy Creek Road, then northeast on Camp Creek-Croy Creek Road to Kelly Gulch Creek, then up Kelly Gulch Creek to the Big Wood River-Camas Creek-South Fork of the Boise River watershed divide, then north, east, and south around the headwaters of the Big Wood River to the Trail Creek Road, then southwest on Trail Creek Road to Ketchum, the point of beginning. (7-1-93)

62. Unit 49. That portion of BLAINE COUNTY within the following boundary: Beginning at Ketchum, then south on State Highway 75 to U.S. 20, then east on U.S. 20 to Lava Lake, then up Copper Creek to the watershed divide between the Little Wood and Big Lost Rivers, then along the divide to the watershed divide between the Big Wood and Big Lost Rivers, then along the divide to the Trail Creek Road, then southwest on Trail Creek Road to Ketchum, the point of beginning. (7-1-93)

63. Unit 50. Those portions of BLAINE, BUTTE, and CUSTER COUNTIES within the Big Lost River drainage north of U.S. 20-26 and State Highway 33, and the area east of Lava Lake and Copper Creek and north of U.S. 20-26. CRATERS OF THE MOON NATIONAL MONUMENT-CLOSED. (7-1-93)

64. Unit 51. Those portions of BUTTE, CUSTER, and LEMHI COUNTIES within the Little Lost River drainage north and west of State Highway 33. I.N.E.L. SITE-CLOSED. (7-1-93)

65. Unit 52. Those portions of BLAINE, CAMAS, GOODING, AND LINCOLN COUNTIES within the following boundary: Beginning at Gooding, then north on State Highway 46 to U.S. 20, then east on U.S. 20 to Carey, then southwest on U.S. 93 to Shoshone, then west on U.S. 26 to Gooding, the point of beginning. (7-1-93)

66. Unit 52A. Those portions of BLAINE, BUTTE, LINCOLN, and MINIDOKA COUNTIES within the following boundary: Beginning at Shoshone, then north and east on U.S. 93 to Arco, then south on the Arco-Minidoka Road to Minidoka, then northwest on State Highway 24 to Shoshone, the point of beginning. CRATERS OF THE MOON NATIONAL MONUMENT-CLOSED. (7-1-93)

67. Unit 53. Those portions of BLAINE, CASSIA, GOODING, JEROME, LINCOLN, MINIDOKA, POWER, and TWIN FALLS COUNTIES within the following boundary: Beginning at Twin Falls, then west and north on U.S. 30 to the Snake River, then down the Snake River to the Malad River, then up the Malad River to U.S. 30, then northwest on U.S. 30 to Bliss, then east on U.S. 26 to Shoshone, then southeast on State Highway 24 to Minidoka, then east on the Union Pacific railroad tracks to the Minidoka-Blaine County line, then south along the Minidoka-Blaine County line to the Minidoka National Wildlife Refuge, then southeast along the refuge boundary to the Cassia-Power County line, then south along the Cassia-Power County line to Interstate 86 near Raft River, then west on Interstate 86 to Yale Road, then southwest on Yale Road over Interstate 84 to State Highway 81, then west on State Highway 81 to Burley, then west on U.S. 30 to Twin Falls, the point of beginning. MINIDOKA NATIONAL WILDLIFE REFUGE-CLOSED. (7-1-93)

68. Unit 54. Those portions of CASSIA and TWIN FALLS COUNTIES within the following boundary: Beginning at Burley, then west on U.S. 30 to U.S. 93 west of Twin Falls, then south on U.S. 93 to the Idaho-Nevada state line, then east along the state line to the Oakley-Goose Creek Road, then north on Oakley-Goose Creek Road to Oakley, then north on State Highway 27 to Burley, the point of beginning. (7-1-93)

69. Unit 55. That portion of CASSIA COUNTY within the following boundary: Beginning at Burley, then south on State Highway 27 to Oakley, then south on the Oakley-Goose Creek Road to the Idaho-Utah state line, then east on the state line to the Strevell-Malta Road, then north on Strevell-Malta Road to Malta and State Highway 81, then northwest on State Highway 81 to Burley, the point of beginning. (7-1-93)

70. Unit 56. Those portions of CASSIA, ONEIDA, and POWER COUNTIES within the following boundary: Beginning at the Yale Road-State Highway 81 junction, then northeast on Yale Road over Interstate 84 to Interstate 86, then east on Interstate 86 to State Highway 37, then south on State Highway 37 to Holbrook, then south on the Holbrook-Stone Road to the Idaho-Utah state line, then west on the state line to Interstate 84, then northwest on Interstate 84 to the Malta-Sublett Road, then west on Malta-Sublett Road to its junction with State Highway 81, then north on State Highway 81 to the point of beginning. (7-1-93)

71. Unit 57. Those portions of CASSIA and ONEIDA COUNTIES within the following boundary: Beginning at Malta, then east on the Malta-Sublett Road to Interstate 84, then southeast on Interstate 84 to the Idaho-Utah state line, then west on the state line to the Malta-Strevell Road, then northwest on Malta-Strevell Road to Malta, the point of beginning. (7-1-93)

72. Unit 58. Those portions of BUTTE, CLARK, JEFFERSON, and LEMHI COUNTIES within the Birch Creek drainage northwest of State Highway 22. I.N.E.L. SITE-CLOSED. (7-1-93)

73. Unit 59. That portion of CLARK COUNTY within the following boundary: Beginning at Dubois, then north on Interstate 15 to the Idaho-Montana state line, then west along the state line to Bannock Pass (Clark County), then south on Medicine Lodge Road to State Highway 22, then east on State Highway 22 to Dubois, the point of beginning. (7-1-93)

74. Unit 59A. Those portions of CLARK, JEFFERSON, and LEMHI COUNTIES within the following boundary: Beginning at Bannock Pass (Clark County) on the Idaho-Montana state line, then west along the state line to the watershed divide between Birch and Crooked Creeks, then south along the divide through Reno Point to State Highway 22, then east on State Highway 22 to Medicine Lodge Road, then north on Medicine Lodge Road to Bannock Pass, the point of beginning. (7-1-93)

75. Unit 60. Those portions of CLARK and FREMONT COUNTIES within the following boundary: Beginning at Ashton, then north on U.S. 191-20 to the old (south) Shotgun Valley Road, then west on Shotgun Valley Road to Idmon, then south on the Rexburg-Kilgore Road (Red Road) to the Camas Creek-Jackson Mill Springs Road, then east on Camas Creek-Jackson Mill Springs Road to the Hamilton Hill Road, then southeast on the Hamilton Hill Road to the Sand Creek Road, then southeast on the Sand Creek Road to the old Yellowstone Highway, then east on old Yellowstone Highway to U.S. 191-20, then north on U.S. 191-20 to Ashton, the point of beginning. HARRIMAN STATE PARK WILDLIFE REFUGE-CLOSED. (7-1-93)

76. Unit 60A. Those portions of CLARK, FREMONT, JEFFERSON, and MADISON COUNTIES within the following boundary: Beginning at Spencer, east on the Spencer-Kilgore Road to Idmon, then south on the Rexburg-Kilgore Road (Red Road) to the Camas Creek-Jackson Mill Springs Road, then east on Camas Creek-Jackson Mill Springs Road to the Hamilton Hill Road, then southeast on the Hamilton Hill Road to the Sand Creek Road, then south on the Sand Creek Road to the old Yellowstone Highway, then south on old Yellowstone Highway to U.S. 191-20, then south on U.S. 191-20 to Rexburg, then west on State Highway 33 to Sage Junction, then north on Interstate 15 to Spencer, the point of beginning. (7-1-93)

77. Unit 61. Those portions of CLARK and FREMONT COUNTIES within the following boundary: Beginning at Spencer, then east on the old (south) Shotgun Valley Road to U.S. 191, then south on U.S. 191 to State Highway 47, then southeast on State Highway 47 to the North Hatchery Butte Road, then east on North Hatchery Butte Road to Pineview, then north on the Pineview-Island Park Road to the Baker Draw-Black Mountain Springs Road, then east on Baker Draw-Black Mountain Springs Road to Fish Creek Road, then south on Fish Creek Road to the North Fork of Partridge Creek, then upstream to the Yellowstone Park boundary, then north along the Yellowstone Park boundary to the Idaho-Montana state line, then west to Monida Pass, then south on Interstate 15 to Spencer, the point of beginning. (7-1-93)

78. Unit 62. Those portions of FREMONT, MADISON, and TETON COUNTIES within the following boundary: Beginning at the Leigh Creek Road on the Idaho-Wyoming state line, north along the state line to the Yellowstone Park boundary, then northwest along the Yellowstone Park boundary to Robinson Creek, then downstream to State Highway 47, then southwest on State Highway 47 to Ashton, then south on U.S. 191 to State Highway 33, then east on State Highway 33 to Leigh Creek Road east of Tetonia, then east on Leigh Creek Road to the state line, the point of beginning. (7-1-93)

79. Unit 62A. That portion of FREMONT COUNTY within the following boundary: Beginning at Ashton, then north on U.S. 191 to State Highway 47, then south on State Highway 47 to the North Hatchery Butte Road, then east on North Hatchery Butte Road to Pineview, then north on the Pineview-Island Park Road to the Baker Draw-Black Mountain Springs Road, then east on Baker Draw-Black Mountain Springs Road to Fish Creek Road, then south on Fish Creek Road to the North Fork of Partridge Creek, then upstream to the Yellowstone Park boundary, then south along the park boundary to Robinson Creek, then downstream to State Highway 47, then southwest on State Highway 47 to Ashton, the point of beginning. HARRIMAN STATE PARK WILDLIFE REFUGE-CLOSED. (7-1-93)

80. Unit 63. Those portions of BINGHAM, BONNEVILLE, BUTTE, CLARK, and JEFFERSON COUNTIES within the following boundary: Beginning at Blackfoot then north on Interstate 15 to Dubois, then southwest on State Highway 22 to U.S. 20-26, then southeast on U.S. 26 to Interstate 15 at Blackfoot, the point of beginning. I.N.E.L. SITE-CLOSED. (7-1-93)

81. Unit 63A. Those portions of BONNEVILLE, JEFFERSON, and MADISON COUNTIES within the following boundary: Beginning at Idaho Falls, then east on U.S. 26 to the spot directly above the Heise measuring cable (about 1.5 miles upstream from Heise Hot Springs), then north across the South Fork of the Snake River to the Heise-Archer-Lyman Road (Snake River Road), then northwest on Heise-Archer-Lyman Road to U.S. 191, then north on U.S. 191 to Rexburg, then west on State Highway 33 to Interstate 15 (Sage Junction), then south on Interstate 15 to

Idaho Falls, then east on Broadway Street to U.S. 26, the point of beginning. (7-1-93)

82. Unit 64. Those portions of BONNEVILLE, JEFFERSON, MADISON, and TETON COUNTIES within the following boundary: Beginning at the junction of State Highway 33 and U.S. 191 at Sugar City, then south on U.S. 191 to the Lyman-Archer-Heise Road (Snake River Road), then southeast on Lyman-Archer-Heise Road to the Kelly Canyon-Tablerock Road, then east on Kelly Canyon-Tablerock Road to the Hawley Gulch Road (Forest Service Road 218), then east on Hawley Gulch Road to the Moody Swamp Road (Forest Service Road 226), then northeast on Moody Swamp Road to the head of Hilton Creek, then east along the watershed divide between Big Burns and Canyon Creeks to Garns Mountain, then north along the watershed divide between Canyon Creek and Teton River to Grandview Point, then north down the Milk Creek Road to State Highway 33, then west on State Highway 33 to U.S. 191, the point of beginning. (7-1-93)

83. Unit 65. Those portions of BONNEVILLE, MADISON, and TETON COUNTIES within the following boundary: Beginning on the Leigh Creek Road at the Idaho-Wyoming State line east of Tetonia, west to State Highway 33, then west on State Highway 33 to Milk Creek Road, then south on Milk Creek Road to Grandview Point, then south along the watershed divide between Canyon Creek and Teton River to Garns Mountain, then southeast along the watershed divide between Pine Creek and Teton River over Red Mountain to Pine Creek Pass, then east on State Highway 31 to Victor, then southeast on State Highway 33 to the state line, then north to the Leigh Creek Road, the point of beginning. (7-1-93)

84. Unit 66. Those portions of BINGHAM and BONNEVILLE COUNTIES within the following boundary: Beginning at the Idaho-Wyoming state line on the South Fork of the Snake River, then downstream to the Swan Valley bridge on U.S. 26, then northwest on U.S. 26 to the watershed divide between Granite and Garden Creeks, then southwest along the divide and the divides between Garden-Antelope Creeks, Antelope-Pritchard Creeks and Fall-Tex Creeks to the Fall Creek Road (Forest Service Road 077), then west on Fall Creek Road to Skyline Ridge Road (Forest Service Road 077), then south on Skyline Ridge Road to Brockman Guard Station, then down Brockman Creek to Grays Lake Outlet, then upstream along the outlet to the Bone-Grays Lake Road, then east on Bone-Grays Lake Road to the McCoy Creek Road (Forest Service Road 087), then east on the McCoy Creek Road to the Idaho-Wyoming state line, then north to the point of beginning. (7-1-93)

85. Unit 66A. Those portions of BONNEVILLE and CARIBOU COUNTIES within the following boundary: Beginning on the McCoy Creek Road (Forest Service Road 087) at the Idaho-Wyoming state line, west on McCoy Creek Road through Herman to the Bone Road, then south on the Bone Road to State Highway 34, then east on State Highway 34 to the state line, then north along the state line to the point of beginning. (7-1-93)

86. Those portions of BONNEVILLE, JEFFERSON, MADISON, and TETON COUNTIES within the following boundary: Beginning on State Highway 33 at the Idaho-Wyoming state line, then northwest to Victor, then southwest on State Highway 31 to Pine Creek Pass, then northwest along the watershed divide between Pine Creek and Teton River over Red Mountain to Garns Mountain, then west along the watershed divide between Big Burns and Canyon Creeks to the Moody Swamp Road (Forest Service Road 226) at Hilton Creek, then west on Moody Swamp Road to the Hawley Gulch Road (Forest Service Road 218), then west on Hawley Gulch Road and the Kelly Canyon Road to the South Fork Snake River Road, then upstream to the Heise measuring cable (about 1.5 miles upstream from Heise Hot Springs), then due south across the river to the mean high water line on the south shore of the South Fork Snake River, then upstream along the mean high water line to the divide between Garden and Granite Creeks in Conant Valley, then south up the divide to U.S. 26, then southeast on U.S. 26 to the Swan Valley bridge, then up the South Fork Snake River to the Idaho-Wyoming state line, then north on the state line to State Highway 33, the point of beginning. (7-1-93)

87. Unit 68. Those portions of BINGHAM, BLAINE, BUTTE, CASSIA, MINIDOKA, and POWER COUNTIES within the following boundary: Beginning at Arco, then southeast on U.S. 26 to Blackfoot, then southwest on State Highway 39 to American Falls, then southwest on Interstate 86 to the Cassia-Power County line east of Raft River, then north along the county line to the Snake River, then northwest along the northern boundary of the Minidoka National Wildlife Refuge to the Minidoka-Blaine County line, then north along the Minidoka-Blaine County line to the Union Pacific Railroad tracks, then west on the tracks to Minidoka, then north on the Minidoka-Arco Road to Arco, the point of beginning. I.N.E.L. SITE-CLOSED. (7-1-93)

88. Unit 68A. Those portions of BANNOCK, BINGHAM, BONNEVILLE, and POWER COUNTIES

within the following boundary: Beginning at American Falls, then northeast on State Highway 39 to U.S. 26 near Blackfoot, then east on U.S. 26 to Interstate 15, then north on Interstate 15 to Idaho Falls, then east on Broadway Street to U.S. 91 (Old Yellowstone Highway), then south on U.S. 91 to Interstate 15, then south on Interstate 15 to Interstate 86, then southwest on Interstate 86 to American Falls, the point of beginning. (7-1-93)

89. Unit 69. Those portions of BINGHAM, BONNEVILLE, and CARIBOU COUNTIES within the following boundary: Beginning at Idaho Falls, then south on U.S. 91 to Blackfoot, then south on Interstate 15 to the Fort Hall interchange, then east on the Fort Hall-Government Dam Road to the Blackfoot River below the Government Dam, then along the north and east shore of the Blackfoot River and Reservoir to State Highway 34, then north on State Highway 34 to the Bone Road, then north on the Bone Road west of Grays Lake to Grays Lake Outlet, then downstream along the outlet to Brockman Creek, then up Brockman Creek to the Brockman Guard Station, then northwest on the Skyline Ridge Road (Forest Service Road 077) to Fall Creek Road (Forest Service Road 077), then east on the Fall Creek Road to the watershed divide between Fall and Tex Creeks, then north along the Fall Creek-Tex Creek, Antelope Creek-Pritchard Creek, Antelope Creek-Garden Creek and Garden Creek-Granite Creek watershed divides to the South Fork of the Snake River, then downstream along the mean high water line on the south shore of the South Fork to the Heise measuring cable (about 1.5 miles upstream from Heise Hot Springs), then southwest to U.S. 26, then west on U.S. 26 to Idaho Falls, the point of beginning. (7-1-93)

90. Unit 70. Those portions of BANNOCK and POWER COUNTIES within the following boundary: Beginning at the junction of Interstate 86 and Interstate 15 near Pocatello, then west on Interstate 86 to the Bannock Creek-Arbon Valley Highway, then south along Bannock Creek-Arbon Valley Highway to Mink Creek-Arbon Valley junction near Pauline, then northeast along Mink Creek Road to the Rattlesnake Creek Road, then east along the Rattlesnake Creek-Garden Gap-Arimo Road, then southeast on Rattlesnake Creek-Garden Gap-Arimo Road to Arimo, then north on Interstate 15 to the point of beginning. (7-1-93)

91. Unit 71. Those portions of BANNOCK, BINGHAM, and CARIBOU COUNTIES within the following boundary: Beginning at Bancroft, then north on the Bancroft-Chesterfield Road to Chesterfield Dam, then upstream on the Portneuf River to the Government Dam-Fort Hall Road, then west to Fort Hall interchange, then south on Interstate 15 to U.S. 30, then east to the Pebble-Bancroft county road (old U.S. 30N), then northeast to Bancroft, the point of beginning. (7-1-93)

92. Unit 72. Those portions of BINGHAM and CARIBOU COUNTIES within the following boundary: Beginning at State Highway 34 on the Blackfoot River, then west along the east and north shore of the Blackfoot River and Reservoir to the Government Dam Road, then west on the Government Dam-Fort Hall Road to the Portneuf River, then downstream to Chesterfield Dam, then south on the Chesterfield-Bancroft Road to Bancroft, then east on the Pebble-Bancroft county road (old U.S. 30N) to U.S. 30N-State Highway 34, then northeast on State Highway 34 to the point of beginning. (7-1-93)

93. Unit 73. Those portions of BANNOCK, FRANKLIN, POWER, and ONEIDA COUNTIES within the following boundary: Beginning on U.S. 91 at the Idaho-Utah state line, then north to Arimo, then northwest on the Arimo-Garden Gap-Rattlesnake Road to the Mink Creek Highway, then south along Mink Creek Highway to the Arbon Valley Highway near Pauline, then south on the Arbon Valley Highway to State Highway 37, then west to Holbrook, then south on the Holbrook-Stone Road to the Idaho-Utah state line, then east along the state line to U.S. 91, the point of beginning. (7-1-93)

94. Unit 73A. Those portions of BANNOCK, ONEIDA, and POWER COUNTIES within the following boundary: Beginning at Holbrook, then north on State Highway 37 to Interstate 86, then northeast on Interstate 86 to the Bannock Creek-Arbon Valley Highway, then south on Bannock Creek-Arbon Valley Highway to State Highway 37, then west to Holbrook, the point of beginning. (7-1-93)

95. Unit 74. Those portions of BANNOCK, CARIBOU, and FRANKLIN COUNTIES within the following boundary: Beginning at Preston, then north on U.S. 91 to Interstate 15, then north on Interstate 15 to U.S. 30N, then east on U.S. 30N to the Pebble-Bancroft county road (old U.S. 30N), then northeast to State Highway 34, then south on State Highway 34 to Preston, the point of beginning. (7-1-93)

96. Unit 75. Those portions of BEAR LAKE, CARIBOU, and FRANKLIN COUNTIES within the following boundary: Beginning at Montpelier, then northwest on U.S. 30 to State Highway 34, then south to

Cleveland Bridge, then south on the county road to Maple Grove Hot Springs, then east on the Hot Springs-Strawberry Canyon Road to the Strawberry Canyon-Emigration Canyon Road, then east on Strawberry Canyon-Emigration Canyon Road to Ovid, then east on U.S. 89 to Montpelier, the point of beginning. (7-1-93)

97. Unit 76. Those portions of BEAR LAKE and CARIBOU COUNTIES within the following boundary: Beginning at U.S. 89 on the Idaho-Utah state line, then north to Montpelier, then north on U.S. 30 to Soda Springs, then northeast on State Highway 34 to the Idaho-Wyoming state line, then south on the Idaho-Wyoming state line to the Idaho-Utah state line, then west on the Idaho-Utah state line to U.S. 89, the point of beginning. (7-1-93)

98. Unit 77. That portion of FRANKLIN COUNTY within the following boundary: Beginning at U.S. 91 on the Idaho-Utah state line, then north to Preston, then north on State Highway 34 to Cleveland Bridge, then south on the county road to Maple Grove Hot Springs, then east on the Hot Springs-Strawberry Canyon Road to the Strawberry Canyon-Emigration Canyon Road, then east to the Franklin-Bear Lake County line, then south on the county line to the ridge at the head of Hillyard Canyon, then west approximately one mile along the ridge to the Franklin Basin Road, then south to the Idaho-Utah state line, then west on the state line to U.S. 91, the point of beginning. (7-1-93)

99. Unit 78. Those portions of BEAR LAKE and FRANKLIN COUNTIES within the following boundary: Beginning at U.S. 89 on the Idaho-Utah state line, then north to Ovid, then west on the Emigration Canyon-Strawberry Canyon Road to the Bear Lake-Franklin County line, then south to the ridge at the head of Hillyard Canyon, then west approximately one mile along the ridge to Franklin Basin Road, then south on Franklin Basin Road to the Idaho-Utah state line, then east on the state line to U.S. 89, the point of beginning. (7-1-93)

601. -- 699. (RESERVED).

700. CONTROLLED HUNT AREA DESCRIPTIONS - DEER.

01. Hunt Area 1. All of Unit 1. (10-26-94)
02. Hunt Area 10AX. That portion of Unit 10A west of the Clearwater National Forest boundary, south of Forest Service Road 250, west of State Highway 11 north of Pierce and south of the Grangemont county road. (3-21-97)T
- ~~02~~3. Hunt Area 11. All of Unit 11. (10-26-94)
04. Hunt Area 11AX. That portion of Unit 11A south of State Highway 162, and east of State Highway (3-21-97)T
05. Hunt Area 16X. That portion of Unit 16 south of the Selway River, and west of the O'Hara Creek Road (Forest Service Road 651). (3-21-97)T
- ~~03~~6. Hunt Area 19A. All of Unit 19A. (~~10-26-94~~)(3-21-97)T
07. Hunt Area 21-1. All of Units 21, 21A, 28, and 36B. (3-21-97)T
- ~~04~~8. Hunt Area 21-2. All of Units 21, 21A, 28, 29, and 30. (~~3-20-97~~)(3-21-97)T
- ~~05~~9. Hunt Area 22. All of Unit 22. (10-26-94)
- ~~06~~10. Hunt Area 23. All of Unit 23. (10-26-94)
- ~~07~~11. Hunt Area 25. All of Unit 25. (7-1-93)
12. Hunt Area 27. All of Unit 27. (3-21-97)T
13. Hunt Area 29. All of Units 29, 30, and 30A. (3-21-97)T

- ~~08~~14. Hunt Area 30. All of Units 30. ~~(10-26-94)~~(3-21-97)T
- ~~09~~15. Hunt Area 31. All of Unit 31. (10-26-94)
- ~~10~~16. Hunt Area 32. All of Unit 32. (10-26-94)
- ~~11~~17. Hunt Area 32A. All of Unit 32A. (7-1-93)
- ~~12~~18. Hunt Area 33. All of Units 33 and 35, and that portion of Unit 34 south and west of the Landmark Stanley Road. (10-26-94)
19. Hunt Area 36. All of Unit 36. (3-21-97)T
- ~~13~~20. Hunt Area 36A. All of Unit 36A. (10-26-94)
- ~~14~~21. Hunt Area 36B. All of Unit 36B. (10-26-94)
- ~~15~~22. Hunt Area 39-1. All of Unit 39. (10-26-94)
- ~~16~~23. Hunt Area 39-2. That portion of Unit 39 within the following boundary: Beginning at a point four hundred (400) yards north of State Highway 21 at the Ada County Line, south and west on a line 400 yards north of State Highway 21 to the Highlands-Table Rock powerline, north and west on the Highlands-Table Rock powerline to State Highway 55, north on Highway 55 to the Ada County Line, and southeast on the Ada County Line to the point of beginning. (10-26-94)
- ~~17~~24. Hunt Area 40-~~1~~. All of Unit 40. ~~(3-20-97)~~(3-21-97)T
- ~~18~~. ~~Hunt Area 40-2. That portion of Unit 40 east of Sinker Creek and north of a line seven (7) air miles south of Highway 78.~~ (3-20-97)
- ~~19~~25. Hunt Area 41-~~1~~. All of Unit 41-~~1~~. ~~(3-20-97)~~(3-21-97)T
- ~~20~~26. Hunt Area 41-2. That portion of Unit 41 within ten (10) miles of Highway 78. ~~north of a line seven (7) air miles south of Highway 78 east of a line seven (7) air miles west of Highway 51 south to mile post 60 on Highway 51.~~ ~~(3-20-97)~~(3-21-97)T
- ~~21~~27. Hunt Area 42. All of Unit 42. (10-26-94)
- ~~22~~28. Hunt Areas ~~43-1 and 43-2~~. All of Unit 43. ~~(5-15-95)~~(3-21-97)T
- ~~23~~29. Hunt Areas ~~44-1, 44-2 and 44-3~~. All of Unit 44. ~~(10-26-94)~~(3-21-97)T
- ~~24~~30. Hunt Areas 45-1, 45-2, 45-3 and 45-4. All of Unit 45, EXCEPT that portion of Unit 45 within the following boundary: Beginning at Bliss, then north on the Bliss-Hill City Road to the two-pole powerline at White Arrow Ponds (9.5 miles north of Bliss), then west along the two-pole powerline to U.S. 20 (milepost 102.3), then southwest on U.S. 20 to Mountain Home, then south on U.S. 51 to the Snake River, then upstream on the Snake River to the Malad River, then up the Malad River to U.S. 30, then northwest on U.S. 30 to Bliss, the point of beginning. (10-26-94)
- ~~25~~31. Hunt Areas ~~47-1 and 47-3~~. All of Unit 47. ~~(10-26-94)~~(3-21-97)T
- ~~26~~32. Hunt Area 47-2. All of Units 46 and 47. (10-26-94)
- ~~27~~33. Hunt Area 48. All of Unit 48. (10-26-94)
- ~~28~~34. Hunt Area 49. All of Unit 49. (10-26-94)

- ~~29~~35. Hunt Area 50-1. That portion of Unit 50 west of U.S. 93. ~~(10-26-94)~~(3-21-97)T
36. Hunt Area 50-2. All of Unit 50. (3-21-97)T
37. Hunt Area 51-1. All of Units 51 and 58. (3-21-97)T
- ~~30~~38. Hunt Area 51-2. All of Unit 51 and that portion of Unit 50 east of U.S. Highway 93. ~~(10-26-94)~~(3-21-97)T
- ~~31~~39. Hunt Areas 52-1; and 52-2; and 52-3. All of Unit 52. ~~(10-26-94)~~(3-21-97)T
- ~~32~~40. Hunt Area 52A. All of Unit 52A. (7-1-93)
- ~~33~~41. Hunt Areas 54-1, 54-2, and 54-3. All of Unit 54. (10-26-94)
- ~~34~~42. Hunt Areas 55-1 and 55-2 and 55-3. All of Unit 55. Most of City of Rocks National Reserve is open to hunting; ~~and special in-~~ Information about hunting within the Reserve is available to permittees at Department offices and at the National Park Service office in Almo. ~~will be mailed to permittees and be available to others at Almo.~~ ~~(10-26-94)~~(3-21-97)T
- ~~35~~43. Hunt Area 56. All of Unit 56. (10-26-94)
- ~~36~~44. Hunt Areas 57-1; and 57-2 and 57-3. All of Unit 57. ~~(10-26-94)~~(3-21-97)T
- ~~37~~45. Hunt Area 58. All of Unit 58. (10-26-94)
- ~~38~~46. Hunt Areas 59-1 and 59-2. All of Units 59 and 59A. ~~(10-26-94)~~(3-21-97)T
47. Hunt Area 60. All of Unit 60, 61, and 62A. (3-21-97)T
- ~~39~~48. Hunt Areas 60A-1 and 60A-2. That portion of Unit 60A south of the Dubois-Kilgore Road and west of the Parker-Salem Road (Red Road) and beyond one (1) mile north and west of the North (Henry's) Fork of the Snake River. (3-20-97)
- ~~40~~49. Hunt Area 61. All of Unit 61. (3-20-97)
50. Hunt Area 62. All of Units 62 and 65. (3-21-97)T
51. Hunt Area 63. All of Units 63 and 63A. (3-21-97)T
52. Hunt Area 64. All of Units 64 and 67. (3-21-97)T
- ~~41~~53. Hunt Area 65X. All of Unit 65. ~~(5-15-95)~~(3-21-97)T
- ~~42~~54. Hunt Areas 66-1 and 66-2. All of Unit 66. ~~(10-26-94)~~(3-21-97)T
- ~~43~~55. Hunt Area 67. All of Unit 67. That portion of Unit 67 north and east of State Highway 26. ~~(10-26-94)~~(3-21-97)T
- ~~44~~56. Hunt Area 68A. All of Unit 68A. (3-20-97)
- ~~45~~57. Hunt Area 69-1. That portion of Unit 69 north and east of the Grays Lake-Long Valley-Bone-Iona Road. ~~(10-26-94)~~(3-21-97)T
58. Hunt Area 69-2. All of Unit 69. (3-21-97)T

- ~~4659.~~ Hunt Area 72. All of Unit 72. (3-20-97)
~~4760.~~ Hunt Area 75. All of Unit 75. (10-26-94)

701. CONTROLLED HUNT AREA DESCRIPTIONS - ELK.

01. Hunt Area 4. All of Units 4 and 7. (3-20-97)
02. Hunt Areas 8-1 and 8-3. That portion of Units 8 and 8A north of the following line: Beginning at the western boundary of Unit 8 at its junction with State Highway 8, then east and north on Highway 8 to Forest Service Road 381, then northwest on Forest Service Road 381 to Forest Service Road 447, then west on Forest Service Road 447 to State Highway 6, then north on Highway 6 to the Unit 8A boundary. (10-26-94)
03. Hunt Areas 8-2 and 8-4. That portion of Units 8 and 8A south of the following line: Beginning at the western boundary of Unit 8 at its junction with State Highway 8, then east on Highway 8 to Forest Service Road 1963 at Helmer, then south and east on Forest Service Road 1963 to Long Meadow Creek, then southeast along Long Meadow Creek to Dworshak Reservoir, then south along the western shoreline of Dworshak Reservoir to the Unit 8A boundary at Dworshak Dam. (10-26-94)
04. Hunt Area 10-1. That portion of Unit 10, north and west of the following boundary: Beginning on the Unit 10 boundary at the junction of the North Fork of the Clearwater River and Forest Service Road 250, then northeast along Forest Service Road 250 to the Unit 10 boundary at Hoodoo Pass. (3-13-96)T
05. Hunt Area 10-2. That portion of Unit 10, east of the following boundary: Beginning on the Unit 10 boundary at Hoodoo Pass, then southwest along Forest Service Road 250 to the junction with Forest Service Road 255, then east along Forest Service Road 255 to the junction with Forest Service Road 581, then southeast along Forest Service Road 581 to the Unit 10 boundary at Cayuse Junction. (3-13-96)T
06. Hunt Area 10-3. That portion of Unit 10, south of the following boundary: Beginning on the Unit 10 boundary at the junction of the North Fork of the Clearwater River and Forest Service Road 250, then east along Forest Service Road 250 to the junction with Forest Service Road 255, then east along Forest Service Road 255 to the junction with Forest Service Road 581, then southeast along Forest Service Road 581 to the Unit 10 boundary at Cayuse Junction. (3-13-96)T
- 07 Hunt Area 10-4. All of Unit 10. (3-21-97)T
- ~~0708.~~ Hunt Area 10A-1. That portion of Unit 10A east of Dworshak Reservoir. (10-26-94)
- ~~0809.~~ Hunt Areas 10A-2 and 10A-4. That portion of Unit 10A west of Dworshak Reservoir and west of the Little North Fork Clearwater River. (10-26-94)
- ~~0910.~~ Hunt Area 10A-3. That portion of Unit 10A west of the Clearwater National Forest boundary, ~~and south of Forest Service Road 250, and south of State Highway 11 from Pierce to Weippe, and Jim Ford Creek from Weippe to its junction with the Clearwater River.~~ (10-26-94)(3-21-97)T
- ~~1011.~~ Hunt Areas 11-1 and 11-2. All of Unit 11. (10-26-94)
- ~~1112.~~ Hunt Area 11A-1. All of Unit 11A. (10-26-94)
- ~~1213.~~ Hunt Area 11A-2. All of Units 11A, 24, 25, 29, 30, 30A, 33, 36A, 37, 37A, 50, 58, 59, 59A, 61, 66A, 70, 71, 74, and 76. (10-26-94)(3-21-97)T
- ~~1314.~~ Hunt Areas 12-1 and 12-2. All of Unit 12. (10-26-94)(3-21-97)T
- ~~1415.~~ Hunt Areas 13-1 and 13-2. All of Unit 13. (10-26-94)
- ~~1516.~~ Hunt Areas 14-1 and 14-2. That portion of Unit 14 north of the following line: Beginning on the

Unit 14 west boundary on the Slate Creek Road (Forest Service Road 354), then east on the Slate Creek Road to Forest Service Road 221, then north on Forest Service Road 221 to the Unit 14 east boundary. (10-26-94)

~~16~~17. Hunt Areas ~~14-3~~ 14-3 and 14-4. That portion of Unit 14 south of the following boundary: Beginning on the Unit 14 west boundary on the Slate Creek Road (Forest Service Road 354), then east on the Slate Creek Road to Forest Service Road 221, then north on Forest Service Road 221 to the Unit 14 east boundary. (~~3-20-97~~)(~~3-21-97~~)T

~~17~~18. Hunt Area ~~14-4~~5. All of Unit 14. (~~3-20-97~~)(~~3-21-97~~)T

~~18~~19. Hunt Areas ~~15-1~~ 15-1 and 15-2. All of Unit 15. (~~3-20-97~~)(~~3-21-97~~)T

~~19~~20. Hunt Area 16-1. Those portions of Units 15 and 16 north and west of the Nez Perce National Forest perimeter boundary. (3-20-97)

~~20~~21. Hunt Areas ~~16-2~~ 16-2 and 16-3. All of Unit 16. (~~3-20-97~~)(~~3-21-97~~)T

~~21~~22. Hunt Area 16A. All of Unit 16A. (10-26-94)

~~22~~23. Hunt Area 17-1. That portion of Unit 17 north of the following boundary: Beginning on the Unit 17 boundary along the Selway River at the Fog Mountain Road (Forest Service Road 319), then east along the Selway River to Moose Creek, then north along Moose Creek to the East Fork of Moose Creek, then northeast along the East Fork of Moose Creek to Forest Service Trail 5, then northeast along Forest Service Trail 5 to the Unit 17 boundary. (3-20-97)

~~23~~24. Hunt Area 17-2. That portion of Unit 17 within the following boundary: Beginning on the Unit 17 boundary at the junction of Forest Service Roads 357 and 285, then east along Forest Service Road 357 to Running Creek, then northeast along Running Creek to the Selway River, then south along the Selway River to Forest Service Trail 517, then northeast along Forest Service Trail 517 to the White Cap Creek/Bear Creek Divide at Gardiner Peak, then east along the White Cap Creek/Bear Creek Divide to the Unit 17 boundary, then north along the Unit 17 boundary to Forest Service Trail 5, then southwest along Forest Service Trail 5 to the East Fork of Moose Creek, then southwest along the East Fork of Moose Creek to Moose Creek, then south along Moose Creek to the Selway River, then west along the Selway River to the Unit 17 boundary at Weasel Creek, then south along the Unit 17 boundary to the point of beginning. (3-20-97)

~~24~~25. Hunt Area 17-3. That portion of Unit 17 south of the following boundary: Beginning on the Unit 17 boundary at the junction of Forest Service Roads 357 and 285, then east along Forest Service Road 357 to Running Creek, then northeast along Running Creek to the Selway River, then south along the Selway River to Forest Service Trail 517, then northeast along Forest Service Trail 517 to the White Cap Creek/Bear Creek Divide at Gardiner Peak, then east along the White Cap Creek/Bear Creek Divide to the Unit 17 boundary. (3-20-97)

~~25~~26. Hunt Area 18. All of Unit 18. (10-26-94)

~~26~~27. Hunt Area 19. All of Unit 19. (3-20-97)

~~27~~28. Hunt Area 19A. All of Unit 19A. (10-26-94)

~~28~~29. Hunt Area 20. All of Unit 20. (10-26-94)

~~29~~30. Hunt Area 20A. All of Unit 20A. (10-26-94)

~~30~~31. Hunt Areas 21-1 and 21-3. That portion of Unit 21 within the North Fork of the Salmon River drainage. (10-26-94)

~~31~~32. Hunt Areas 21-2 and 21-4. That portion of Unit 21 from and including the Horse Creek drainage to but excluding the North Fork of the Salmon River drainage. (10-26-94)

- ~~32~~33. Hunt Areas 21A-1 and 21A-2. All of Unit 21A. (10-26-94)
- ~~33~~34. Hunt Areas 22-1, 22-3, and 22-4. That portion of Unit 22 described as follows: Beginning at the junction of U.S. 95 and the West Fork Weiser River Road (Forest Service Road 127), then north on Forest Service Road 127 to Grouse Creek Road (Forest Service Road 123), then northwest on Forest Service Road 123 to the watershed divide between Lick Creek and Lost Creek drainages, then north on the divide between Lick Creek and Lost Creek drainages to Lick Creek Lookout, then west on Unit 22 boundary to the Snake River, then south on the Snake River to State Highway 71, then southeast on State Highway 71 to Cambridge, then north on U.S. 95 to the point of beginning. ~~(5-15-95)~~(3-21-97)T
- ~~34~~35. Hunt Area 22-2. That portion of Unit 22 as follows: Beginning at the junction of U.S. 95 and the West Fork Weiser River Road (Forest Service Road 127), then north on Forest Service Road 127 to Grouse Creek Road (Forest Service Road 123), then northwest on Forest Service Road 123 to the watershed divide between Lick Creek and Lost Creek drainages, then north on the divide between Lick Creek and Lost Creek drainages to Lick Creek Lookout, then east along Unit 22 boundary to U.S. 95 to the point of beginning. (5-15-95)
- ~~35~~36. Hunt Area 23-1. All of Unit 23. (10-26-94)
- ~~36~~37. Hunt Areas 23-2 and 23-4. That portion of Unit 23 within the Little Salmon River drainage, upstream from but excluding the Round Valley Creek drainage on the west side of the Little Salmon River; and upstream from but excluding the Hazard Creek drainage on the east side of the Little Salmon River, EXCEPT the Little Goose Creek drainage and the Goose Creek drainage above Little Goose Creek are CLOSED. (5-15-95)
- ~~37~~38. Hunt Areas 23-3 and 23-6. That portion of Unit 23 west of U.S. 95 and north of, and excluding, the Boulder Creek drainage. (5-15-95)
- ~~38~~39. Hunt Area 23-5. That portion of Unit 23 which drains into the main Salmon River upstream from its confluence with the Little Salmon River to the French Creek-Burgdorf Road. (5-15-95)
- ~~39~~40. Hunt Areas 24-1 and 24-3. That portion of Unit 24 within the following boundary: Beginning at the junction of State Highway 55 and the Warm Lake Road, then east along Warm Lake Road to the Unit 24/25 boundary, then north along the Unit 24/25/19A boundary to the intersection of the Unit 24/19A/23 boundaries, then south along the Unit 24/23/32A boundary to Forest Service Road 186 at No Business Saddle, then southeast on Forest Service Road 186 to West Mountain Road, then north and east on West Mountain Road and West Valley Road to Boydston Street, then north on Boydston Street to State Highway 55, then south on State Highway 55 to Elo Road, then east on Elo Road to Farm-To-Market Road, then south on Farm-To-Market Road to State Highway 55, then south on State Highway 55 to the point of beginning. (3-13-96)T
- ~~40~~41. Hunt Areas 24-2 and 24-4. That portion of Unit 24 within the following boundary: Beginning in Cascade at the junction of State Highway 55 and Cabarton Road, then south on Cabarton Road to West Mountain Road, then west and north on West Mountain Road to Forest Service Road 186, then northwest on Forest Service Road 186 to No Business Saddle, then south along the Unit 24/32A/~~33/25~~ unit boundary to the intersection of the Unit 24/32A/33 boundaries at Smith's Ferry, then north along the Unit 24/33/25 boundary to Warm Lake Road, then west on Warm Lake Road to State Highway 55, then south on State Highway 55 to the point of beginning. ~~(3-20-97)~~(3-21-97)T
- ~~41~~42. Hunt Area 24-5. That portion of Unit 24 within the following boundary: Beginning at the junction of State Highway 55 and Warm Lake Road, then east on Warm Lake Road to the Unit 24/25 boundary, then south on the Unit 24/25/33 boundary to the North Fork Payette River at Smith's Ferry, then north along the North Fork Payette River to Cabarton Road, then north on Cabarton Road to West Mountain Road, then west and north along the West Mountain Road and West Valley Road to Boydston Street, then north on Boydston Street to State Highway 55, then south on State Highway 55 to Elo Road, then east on Elo Road to Farm-To-Market Road, then south on Farm-To-Market Road to State Highway 55, then south on State Highway 55 to the point of beginning. (3-20-97)
- ~~42~~43. Hunt Area 24-6. All of Unit 24. (3-20-97)
- ~~43~~44. Hunt Area 25. All of Unit 25. (10-26-94)

- ~~4445.~~ Hunt Area 26. All of Unit 26. (10-26-94)
- ~~4546.~~ Hunt Area 27. All of Unit 27. (10-26-94)
- ~~4647.~~ Hunt Area 28-1. That portion of Unit 28 east of Panther Creek Road (Forest Service Road 055). (10-26-94)
- ~~4748.~~ Hunt Area 28-2. That portion of Unit 28 west of the Panther Creek Road (Forest Service Road 055). (10-26-94)
- ~~4849.~~ Hunt Areas 29-1 and 29-2. All of Unit 29. (10-26-94)
- ~~4950.~~ Hunt Areas 30-1, 30-2, and 30-3. All of Unit 30. (3-20-97)
- ~~5051.~~ Hunt Areas 30A-1 and 30A-2. All of Unit 30A. (10-26-94)
- ~~5152.~~ Hunt Area 31-1, 31-2, and 31-3. All of Unit 31. (10-26-94)
- ~~5253.~~ Hunt Areas 32-1 and 32-3. That portion of Unit 32 south and east of the following boundary: Beginning at the mouth of Big Willow Creek, north and east on Big Willow Creek to the point where Four Mile Road crosses Big Willow Creek, then north on Four Mile Road to the Riley Butte Road, then east on the Riley Butte Road to the North Crane Road, then north on the North Crane Road to the Emmett/Council Road, then north on the Emmett/Council Road to U.S. Highway 95. (3-20-97)
- ~~5354.~~ Hunt Areas 32-2, 32-4, and 32-5. That portion of Unit 32 north and west of the following boundary: Beginning at the mouth of Big Willow Creek, north and east on Big Willow Creek to the point where Four Mile Road crosses Big Willow Creek, then north on Four Mile Road to the Riley Butte Road, then east on the Riley Butte Road to the North Crane Road, then north on the North Crane Road to the Emmett/Council Road, then north on the Emmett/Council Road to U.S. Highway 95. (5-15-95)
- ~~5455.~~ Hunt Areas 32A-1, 32A-2, 32A-3, and 32A-4. All of Unit 32A. (10-26-94)
- ~~5556.~~ Hunt Areas 33-1 and 33-2. All of Unit 33. (~~10-26-94~~)(3-21-97)T
- ~~5657.~~ Hunt Area 33-3. That portion of Unit 33 outside of the exterior boundary of the Boise National Forest. (~~3-20-97~~)(3-21-97)T
- ~~5758.~~ Hunt Areas 33-3 and 33-4. All of Units 33 and 35 and that portion of Unit 34 south and west of the Landmark-Stanley Road. (~~3-20-97~~)(3-21-97)T
- ~~5859.~~ Hunt Area 34. All of Unit 34. (10-26-94)
- ~~5960.~~ Hunt Area 35. All of Unit 35. (10-26-94)
- ~~6061.~~ Hunt Areas 36-1 and 36-2. All of Unit 36. (3-20-97)
- ~~6162.~~ Hunt Areas 36A-1 and 36A-3. That portion of Unit 36A west of the East Fork of the Salmon River and that portion east of the East Fork of the Salmon River upstream from and including the West Pass Creek drainage. (10-26-94)
- ~~6263.~~ Hunt Areas 36A-2 and 36A-4. That portion of Unit 36A east of the East Fork of the Salmon River downstream from but EXCLUDING the West Pass Creek drainage; and that portion of Unit 50 north of Trail Creek Road and west of U.S. 93, and that portion of Unit 50 north of the Doublespring Pass Road east of U.S. 93. (10-26-94)
- ~~6364.~~ Hunt Area 36B. All of Unit 36B. (10-26-94)

- ~~6465.~~ Hunt Areas 37-1 and 37-2. All of Unit 37. (10-26-94)
- ~~6566.~~ Hunt Areas 37A-1 and 37A-2. All of Unit 37A. (10-26-94)
- ~~66.~~ Hunt Areas 39-1 and 39-3. That portion of Unit 39 north and west of the following boundary: Beginning in Boise, north on the Bogus Basin Road to Bogus Basin then north on Forest Service Road 374 (Boise Ridge Road) to the Unit 39 boundary at Haley Mountain. (3-20-97)
67. Hunt Area 39-~~21~~. That portion of Unit 39 south and east of the Blacks Creek Road and the South Fork of the Boise River. (3-20-97)(3-21-97)T
68. Hunt Area 39-~~42~~. That portion of Unit 39 south and east of State Highway 21. (3-20-97)(3-21-97)T
69. Hunt Area 39-~~53~~. That portion of Unit 39 north and west of State Highway 21, south and east of the following boundary: Beginning in Boise, north on the Bogus Basin Road to Bogus Basin then north on Forest Service Road 376 (Boise Ridge Road) to the Unit 39 boundary at Haley Mountain. (3-20-97)(3-21-97)T
70. Hunt Areas 39-4. That portion of Unit 39 north and west of the following boundary: Beginning in Boise, north on the Bogus Basin Road to Bogus Basin, then north on Forest Service Road 374 (Boise Ridge Road) to the Unit 39 boundary at Hawley Mountain. (3-21-97)T
- ~~7071.~~ Hunt Areas 40-1 and 40-3. That portion of Unit 40 north of the following boundary: Beginning at the Cow Creek-Delamar-Silver City Road at the Oregon-Idaho border, south and east on the Cow Creek-Delamar-Silver City Road to the Murphy-Silver City Road, north on the Murphy-Silver City Road to Highway 78, east on Highway 78 to Sinker Creek, north on Sinker Creek to the Snake River. (3-20-97)(3-21-97)T
- ~~7172.~~ Hunt Areas 40-2 and 40-4. That portion of Unit 40 south of the following boundary: Beginning at the Cow Creek-Delamar-Silver City Road at the Oregon-Idaho border, south and east on the Cow Creek-Delamar-Silver City Road to the Murphy-Silver City Road, north on the Murphy-Silver City Road to Highway 78, east on Highway 78 to Sinker Creek, north on Sinker Creek to the Snake River and all of Unit 42. (3-20-97)(3-21-97)T
- ~~7273.~~ Hunt Areas 43-1, 43-2, 43-3, 43-4, 43-5, and 43-6. All of Unit 43. (3-20-97)
- ~~73.~~ Hunt Area 43-7. That portion of Unit 43 within the South Fork of the Boise River drainage downstream from and including the Trinity Creek and Abbot Gulch drainages. (3-20-97)
74. Hunt Areas 44-1, 44-2, and 44-3. All of Unit 44. (10-26-94)
75. Hunt Area 45-1. All of Units 45 and 52. (10-26-94)
76. Hunt Areas 45-2 and 45-3. That portion of Unit 45 north of Interstate 84 and west of the Bliss-Hill City Road. (3-20-97)
77. Hunt Area 48-1. All of Unit 48. (10-26-94)
78. Hunt Areas 48-2 and 48-4. That portion of Unit 48 north of the Ketchum-Warm Springs Creek-Dollarhide Summit Road and west and south of State Highway 75. (10-26-94)
79. Hunt Areas 48-3 and 48-5. All of Unit 48 EXCEPT that portion north of the Ketchum-Warm Springs Creek-Dollarhide Summit Road and west and south of State Highway 75. (10-26-94)
80. Hunt Areas 49-1, 49-2, ~~and 49-3, and 49-4.~~ All of Unit 49 and that portion of Unit 50 in the Copper Creek and Cottonwood Creek drainages west of the Craters of the Moon National Monument. (10-26-94)(3-21-97)T
81. Hunt Areas 50-1 and 50-2. That portion of Unit 50 south of the Doublespring Pass Road east of

U.S. 93, and that portion south of the Trail Creek Road west of U.S. 93 but EXCLUDING the Copper Creek and Cottonwood Creek drainages west of the Craters of the Moon National Monument. (10-26-94)

82. Hunt Area 50-3. That portion of Unit 50 west of U.S. 93, south of Trail Creek Road, downstream from and including the Rock Creek drainage of the Big Lost River but EXCLUDING the Copper Creek and Cottonwood Creek drainages west of the Craters of the Moon National Monument. (10-26-94)

83. Hunt Area 50-4. That portion of Unit 50 east of U.S. 93. (3-21-97)T

~~8384.~~ Hunt Areas 51-1, 51-2, and 51-3. All of Unit 51 and that portion of Unit 63 within Butte County and including that portion of this hunt within one-half mile inside the north and west boundary of the Idaho National Engineering Laboratory (INEL) adjacent to agricultural lands. (10-26-94)

~~8485.~~ Hunt Areas 53-1 and 53-2. That portion of Unit 45 east of the Bliss-Hill City Road and all of Units 52, 52A, and 53. (3-20-97)

~~8586.~~ Hunt Areas 56-1 ~~and 56-2, and 56-3.~~ All of Unit 56. (~~10-26-94~~)(3-21-97)T

~~8687.~~ Hunt Areas 58-1 and 58-2. All of Unit 58. (10-26-94)

~~8788.~~ Hunt Areas 59-1, 59-2, and 59-3. All of Units 59 and 59A. (3-20-97)

~~8889.~~ Hunt Areas 60-1, 60-2, and 60-3. All of Unit 60, EXCEPT the Harriman State Park Wildlife Refuge is CLOSED. (3-20-97)

~~8990.~~ Hunt Areas 60A-1 and 60A-2. That portion of Unit 60A south of the Dubois-Kilgore Road and west of the Parker-Salem Road (Red Road), and that portion of Unit 63A north of Highway 48 and west of the West Butte Road (3600 East Jefferson County). (10-26-94)

~~9091.~~ Hunt Areas 61-1, 61-2, and 61-3. All of Unit 61. (5-15-95)

~~9192.~~ Hunt Area 62. All of Unit 62 and that portion of Unit 65 east of the Poleline-Bates-Cedron-Highway 31 Road. (~~10-26-94~~)(3-21-97)T

~~9293.~~ Hunt Area 62A-1. All of Unit 62A. (10-26-94)

~~9394.~~ Hunt Area 62A-2. That portion of Unit 62A west of the Henrys Fork of the Snake River and that portion of Unit 60 south of the Microwave Tower Road and east of the powerline to its intersection with Ashton Reservoir. (10-26-94)

~~9495.~~ Hunt Area 62A-3. That portion of Unit 62A east of the Henrys Fork of the Snake River. (10-26-94)

~~9596.~~ Hunt Area ~~63-1 and 63-2.~~ That portion of Unit 63 north of State Highway 20 and including that portion of this hunt in Unit 63 within one-half mile inside the north and west boundary of the Idaho National Engineering Laboratory (INEL) which is adjacent to agricultural lands, that portion of Unit 51 south of ~~South Creek Deer Creek and Cedar Run Creek east of the Howe-Clyde-Goldberg Road,~~ and that portion of Unit 58 south of and including the Kyle Canyon drainage north and west of State Highway 22, including all INEL lands in Units 51 and 58 within this described boundary. (~~3-13-96~~)(3-21-97)T

~~9697.~~ Hunt Area 63A. That portion of Unit 63A north of Highway 48 and east of the West Butte Road (3600 East Jefferson County). (3-20-97)

~~9798.~~ Hunt Area 64. All of Unit 64 and that portion of Unit 65 west of the Poleline-Bates-Cedron Road-Highway 31 Road. (~~10-26-94~~)(3-21-97)T

~~98.~~ ~~Hunt Area 65. All of Unit 65.~~ (~~10-26-94~~)

99. Hunt Areas 66-1 and 66-2. All of Unit 66, and that portion of Unit 69 north and east of the Gray's Lake-Long Valley-Bone-Iona Road. (10-26-94)
100. Hunt Areas 66A-1 and 66A-2. All of Unit 66A. (10-26-94)
101. Hunt Areas 67-1, 67-2, and 67-3. All of Unit 67. (3-20-97)
102. Hunt Areas 68-1 and 68-2. All of Unit 68 and that portion of Unit 63 south of Highway 20 and that portion of Unit 52A east of Range 25E through the Great Rift. (3-20-97)
103. ~~Hunt Areas 69-1 and 69-2.~~ That portion of Unit 69 south and west of the Gray's Lake-Long Valley-Bone-Iona Road. ~~(10-26-94)~~(3-21-97)T
104. Hunt Area 70-1. All of Unit 70. (3-20-97)
105. Hunt Area 70-2. All of Unit 70 and that portion within the following boundary: Beginning at Jensen Pass Road on the West Daniels Road, then west along the Jensen Pass Road to the Arbon Valley Highway, then north on the Arbon Valley Highway to Pauline, then northeast on the Mink Creek Road to the Rattlesnake-Garden Gap Road, then east on the Virginia Road to the Dairy Creek-Sheep Creek Road at Hawkins Reservoir, then southwest on the Dairy Creek-Sheep Creek Road to the West Daniels Road, then south on the West Daniels Road to the point of beginning. (3-20-97)
106. Hunt Areas 71-1 and 71-2. All of Unit 71. (3-20-97)
107. ~~Hunt Areas 72-1 and 72-2. All of Unit 72.~~ That portion of Unit 72 north of the Meadowville-Ten Mile Pass-Bancroft Road. ~~(5-15-95)~~(3-21-97)T
108. Hunt Areas 72-2 and 72-3. All of Unit 72. (3-21-97)T
109. Hunt Area 73-1. All of Unit 73. (3-21-97)T
- ~~110.~~ Hunt Areas 73-4, and 73-4. That portion of Unit 73 within the following boundary: Beginning on Interstate 15 at the Utah border, then north on Interstate 15 to U.S. 91 near Virginia, then southeast on U.S. 91 to the Idaho-Utah state line, then west on the state line to Interstate 15, the point of beginning. ~~(3-20-97)~~(3-21-97)T
- ~~111.~~ Hunt Areas 73-2,3 and 73-5. That portion of Unit 73 within the following boundary: Beginning at Jensen Pass Road on the West Daniels Road, then west along the Jensen Pass Road to the Arbon Valley Highway, then north on the Arbon Valley Highway to Pauline, then northeast on the Mink Creek Road to the Rattlesnake-Garden Gap Road, then east on the Virginia Road to the Dairy Creek-Sheep Creek Road at Hawkins Reservoir, then southwest on the Dairy Creek-Sheep Creek Road to the West Daniels Road, then south on the West Daniels Road to the point of beginning. ~~(3-20-97)~~(3-21-97)T
- ~~112.~~ Hunt Areas 74-1 and 74-2. All of Unit 74 south of U.S. Highway 30. (5-15-95)
- ~~113.~~ Hunt Areas 75-1 and 75-2. All of Unit 75. (10-26-94)
- ~~114.~~ Hunt Area 75-3. All of Units 75, 77, and 78. (5-15-95)
- ~~113.~~ Hunt Area 76-1. That portion of Unit 66A within the Miller and Newswander Creek drainages, the Jackknife Creek drainage east of the mouth of Squaw Creek, and east of the Cabin Creek Haderlie Ridge Trail (Forest Service Trail 619), and that portion of Unit 76 within the following boundary: Beginning at the intersection of State Highway 34 and the Idaho-Wyoming border, then west approximately four miles to the mouth of the South Fork of Tineup Creek and Forest Service Trail 014, then south up Trail 014 to the Stump Creek Road, then south and east along Stump Creek Road, to the Idaho-Wyoming border, then north along the border to the Junction of State Highway 34, the point of beginning. ~~(3-20-97)~~

~~44~~115. Hunt Areas ~~76-21 and 76-4~~. That portion of Unit 76 within the following boundary: Beginning at Soda Springs on State Highway 34, then north to ~~the Lanes Creek Road to~~ Wayan, then south along the Chippy Creek-Lanes Creek-Diamond Creek Road to Timber Creek Road, then northeast along Timber Creek-Smokey Canyon-Stump Creek Road to the Idaho-Wyoming state line, then south along the state line to the Crow Creek Road, then southwest along Crow Creek-Wells Canyon-Georgetown Canyon Road to U.S. 30, then north along U.S. 30 to Soda Springs, the point of beginning. ~~(10-26-94)(3-21-97)T~~

~~45~~116. Hunt Areas ~~76-32 and 76-5~~. That portion of Unit 76 south of the Georgetown-Wells Canyon-Crow Creek Road. ~~(10-26-94)(3-21-97)T~~

~~46~~117. Hunt Areas ~~76-43 and 76-6~~. That portion of Unit 76 within the following boundary: Beginning at the Idaho-Wyoming state line at the Stump Creek Road, then west along the Stump Creek-Smokey Canyon-Timber Creek Road to the Diamond Creek Road, then north along the Diamond Creek-Lanes Creek Road to State Highway 34 at Wayan, then east along State Highway 34 to the Idaho-Wyoming state line, then south along the state line to the Stump Creek Road, the point of beginning. ~~(10-26-94)(3-21-97)T~~

118. Hunt Area 76-7. That portion of Unit 66A within the Miller and Newwander Creek drainages, the Jackknife Creek drainage east of the mouth of Squaw Creek, and east of the Cabin Creek-Haderlie Ridge Trail (Forest Service Trail 619), and that portion of Unit 76 within the following boundary: Beginning at the intersection of State Highway 34 and the Idaho-Wyoming border, then west approximately four miles to the mouth of the South Fork of Tincup Creek and Forest Service Trail 014, then south up Trail 014 to the Stump Creek Road, then south and east along Stump Creek Road to the Idaho-Wyoming border, then north along the border to the junction of State Highway 34, the point of beginning. ~~(3-21-97)T~~

~~47~~119. Hunt Areas 77-1 and 77-2. All of Unit 77. (10-26-94)

~~48~~120. Hunt Areas 78-1 and 78-2. All of Unit 78. (10-26-94)

702. CONTROLLED HUNT AREA DESCRIPTIONS - MOOSE.

01. Hunt Area 1-1. That portion of Unit 1 within the Kootenai River drainage west of U.S. Highway 95, and west of the Kootenai River, and north of but excluding the Myrtle Creek drainage. EXCEPT MYRTLE CREEK GAME PRESERVE-CLOSED. ~~(4-3-95)(3-21-97)T~~

02. Hunt Area 1-2. That portion of Unit 1 east and north of the Kootenai River and west of the Moyie River. (4-3-95)

03. Hunt Area 1-3. That portion of Unit 1 north of the Kootenai River and east of the Moyie River. (4-3-95)

04. Hunt Area 1-4. That portion of Unit 1 within the following boundary: Beginning at Bonners Ferry, then east along the Kootenai River to the Idaho-Montana border, then southwest along the Boulder Creek-Star Creek divide to Calder Mountain, then west along the Kootenai River-Pack River divide to U.S. Highway 95, then north along the highway to the point of beginning. (4-3-95)

05. Hunt Area 1-5. That portion of Unit 1 within the Pend Oreille River drainage east of U.S. Highway 95. EXCEPT THE DAVID THOMPSON GAME PRESERVE-CLOSED. (4-3-95)

06. Hunt Area 1-6. That portion of Unit 1 within the Pend Oreille River drainage west of U.S. Highway 95 excluding the Priest River drainage. (4-3-95)

07. Hunt Area 1-7. ~~That portion~~ Those portions of Unit 1 within the Salmon River drainage, and within the Priest River and Salmon River drainages west of Priest River. ~~(4-3-95)(3-21-97)T~~

08. Hunt Area 1-8. ~~That portion of Unit 1 within the Kootenai River drainage west of U.S. Highway 95, west of the Kootenai River and south of but excluding the Myrtle Creek drainage. EXCEPT MYRTLE CREEK GAME PRESERVE-CLOSED.~~ That portion of Unit 1 within the Priest River drainage east of Priest River.

~~(4-3-95)~~(3-21-97)T

09. Hunt Area 1-9. That portion of Unit 1 within the following boundary: Beginning at the Idaho-Montana border where it crosses the Kootenai River, then south along the Idaho-Montana border to the Kootenai River-Clark Fork watershed divide, then northwest along the watershed divide to Mount Pend Oreille, then north along the Kootenai River-Pack River watershed divide to Mount Calder, then northeast along the Boulder Creek-Star Creek watershed divide to the point of beginning. (4-3-95)
10. Hunt Area 2. All of Unit 2. (4-3-95)
11. Hunt Area 4-1. Those portions of Units 3 and 4 north of U.S. Interstate 90, and all of Unit 4A. ~~(4-3-95)~~(3-21-97)T
12. Hunt Area 4-2. Those portions of Units 3 and 4 south of U.S. Interstate 90. (4-3-95)
13. Hunt Area 6. All of Units 5 and 6. ~~(4-3-95)~~(3-21-97)T
14. Hunt Area 7-1. ~~That portion of Unit 7 on the north side of the St. Joe River from and including the North Fork of the St. Joe River drainage upstream on the St. Joe River to and including the Gold Creek drainage. All of Unit 7.~~ ~~(4-3-95)~~(3-21-97)T
- ~~15. Hunt Area 7-2. All of Unit 7, EXCEPT the area north of the St. Joe River downstream from and including the Gold Creek drainage. (4-3-95)~~
- ~~16~~15. Hunt Area 8. All of Unit 8. (4-3-95)
- ~~17~~16. Hunt Area 8A. All of Unit 8A. (4-3-95)
- ~~18~~17. Hunt Area 9. All of Unit 9. (4-3-95)
- ~~19~~18. Hunt Area 10-1. That portion of Unit 10 within the Cayuse Creek drainage. (4-3-95)
- ~~20~~19. Hunt Area 10-2. That portion of Unit 10 on the north side of the Kelly Creek drainage upstream from, but excluding, the Moose Creek drainage, and that portion on the south side of the Kelly Creek drainage upstream from, but excluding, the Cayuse Creek drainage. (4-3-95)
- ~~21~~20. Hunt Area 10-3. That portion of Unit 10 on the north side of the Kelly Creek drainage upstream from its mouth to and including the Moose Creek drainage, and the North Fork of the Clearwater River drainage upstream from the mouth of Kelly Creek. (4-3-95)
- ~~22~~21. Hunt Area 10-4. That portion of Unit 10 within the Fourth of July Creek drainage, that portion on the south side of the North Fork of the Clearwater River from the mouth of Fourth of July Creek upstream to the mouth of Kelly Creek, and the south side of the Kelly Creek drainage from its mouth upstream to, but excluding, the Cayuse Creek drainage. (4-3-95)
- ~~23~~22. Hunt Area 10-5. That portion of Unit 10 within the Weitas Creek drainage (a tributary of the upper North Fork of the Clearwater River), and the drainages on the southwest side of the North Fork of the Clearwater River from the Weitas Creek drainage to, but excluding, the Fourth of July Creek drainage. (4-3-95)
- ~~24~~23. Hunt Area 10A-1. That portion of Unit 10A within the following boundary: Beginning at the junction of the Unit 10A boundary with Forest Service Road 250 along the North Fork of the Clearwater River, then west along Forest Service Road 250 to Forest Service Road 669, then west and south along Forest Service Road 669 to Highway 11 at Pierce, then south on Highway 11 to Forest Service Road 100, then south on Forest Service Road 100 to Forest Service Road 519, then southeast on Forest Service Road 519 to Forest Service Road 514, then east on Forest Service Road 514 to the Unit 10A boundary, then north along the Unit 10A boundary to the point of beginning. (4-3-95)

~~2524.~~ Hunt Area 10A-2. That portion of Unit 10A within the following boundary: Beginning at the junction of Unit 10A boundary with Forest Service Road 247, then south on Forest Service Road 247 to Forest Service Road 251, then south on Forest Service Road 251 to Forest Service Road 246, then southwest on Forest Service Road 246 to State Highway 11 at Headquarters, then south on Highway 11 to Forest Service Road 669 at Pierce, then northeast on Forest Service Road 669 to Forest Service Road 250, then northeast on Forest Service Road 250, to the Unit 10A boundary, then north and east along the Unit 10A boundary to the point of beginning. (4-3-95)

~~2625.~~ ~~Hunt Area 10A-3. That portion of Unit 10A north and east of the Silver Creek road from Headquarters to Grandad Bridge, south and east of Dworshak Reservoir from Grandad Bridge to Beaver Creek, and north and west of Forest Service roads 246, 251, and 247 between Headquarters and the North Fork of the Clearwater River.~~ Hunt Area 10A-3. That portion of Unit 10A within the following boundary: Beginning at the Grandad Bridge on the Unit 10A boundary, then south and east along the Silver Creek-Casey Creek Road to Forest Service Road 247, then south on Forest Service Road 247 to Forest Service Road 246 at Headquarters, then northeast on Forest Service Road 246 to Forest Service Road 251, then north on Forest Service Road 251 to Forest Service Road 247, then north on Forest Service Road 247 to the Unit 10A boundary at the North Fork of the Clearwater River, then west on the Unit 10A boundary to the point of beginning. (4-3-95)(3-21-97)T

~~2726.~~ Hunt Area 10A-4. That portion of Unit 10A north of Forest Service Road 1705 from Elk River to Grandad Bridge and north and west of Dworshak Reservoir and the Little North Fork of the Clearwater River. (4-3-95)

~~2827.~~ Hunt Area 12-1. That portion of Unit 12 north of the Lochsa River from and including the Lost Creek drainage upstream to, but excluding the Crooked Fork drainage, and including the Papoose Creek drainage. (4-3-95)(3-21-97)T

~~2928.~~ Hunt Area 12-2. That portion of Unit 12 within the Crooked Fork drainage northwest of U.S. 12. (4-3-95)

~~3029.~~ Hunt Area 12-3. That portion of Unit 12 within the Old Man Creek drainage. (4-3-95)

~~3130.~~ Hunt Area 12-4. That portion of Unit 12 within the Boulder Creek drainage upstream from the mouth of, but excluding, the Cantaloupe Creek drainage. (4-3-95)

~~3231.~~ Hunt Area 12-5. That portion of Unit 12 on the south side of the Lochsa River from and including the Lone Knob Creek drainage upstream to and including the Mocus Creek drainage. (4-3-95)

~~3332.~~ Hunt Area 12-6. That portion of Unit 12 south of the Lochsa River from, but excluding, the Mocus Creek drainage upstream to and including the Lake Creek drainage; and including the Fish Lake Creek drainage up to the mouth of California Creek. (4-3-95)(3-21-97)T

~~3433.~~ Hunt Area 12-7. That portion of Unit 12 within the Fish Lake Creek drainage upstream from the mouth of and including California Creek. (4-3-95)

~~3534.~~ Hunt Area 12-8. That portion of Unit 12 south of the Lochsa River from, but excluding, the Lake Creek drainage upstream to and including the Cliff Creek drainage. (4-3-95)

~~3635.~~ Hunt Area 12-9. That portion of Unit 12 within the Walton Creek drainage, that portion on the south side of White Sand Creek upstream to the mouth of Storm Creek, and all of White Sand Creek drainage upstream from, but excluding, the Storm Creek drainage. (4-3-95)

~~3736.~~ Hunt Area 12-10. That portion of Unit 12 within the Crooked Fork Creek drainage south and east of U.S. 12, and the north side of White Sand Creek upstream to and including the Storm Creek drainage. (4-3-95)

~~3837.~~ Hunt Area 12-11. That portion of Unit 12 north of the Middle Fork of the Clearwater River from the Smith Creek Road (Forest Service Road 101) upstream to the mouth of the Lochsa River, that portion on the north side of the Lochsa River upstream to, but excluding, the Lost Creek drainage, and that portion on the south side of the Lochsa River from its mouth upstream to, but excluding, the Old Man Creek drainage. (4-3-95)

~~3938~~. Hunt Area 14-1. That portion of Unit 14 north and west of the following boundary: Beginning at the junction of Highway 95 and the Slate Creek Road (Forest Service Road 354), then east along the Slate Creek Road to the Grangeville-Salmon River Road (Forest Service Road 221), then north along the Grangeville-Salmon River Road to its junction with the Square Mountain-Gospel Hill Road (Forest Service Road 444). (4-3-95)

~~4039~~. Hunt Area 14-2. That portion of Unit 14 south and east of the following boundary: Beginning at the junction of Highway 95 and the Slate Creek Road (Forest Service Road 354), then east along the Slate Creek Road to the Grangeville-Salmon River Road (Forest Service Road 221), then north along the Grangeville-Salmon River Road to its junction with the Square Mountain-Gospel Hill Road (Forest Service Road 444). (4-3-95)

~~4140~~. Hunt Area 15-1. That portion of Unit 15 within the Newsome Creek drainage. (4-3-95)

~~4241~~. Hunt Area 15-2. That portion of Unit 15 north of the South Fork of the Clearwater River downstream from and including the American River drainage to, but excluding, the Newsome Creek drainage. (4-3-95)

~~4342~~. Hunt Area 15-3. That portion of Unit 15 on the south and west sides of the South Fork of the Clearwater River downstream from, but excluding, the Crooked River drainage. (4-3-95)

~~4443~~. Hunt Area 15-4. That portion of Unit 15 on the south side of the South Fork of the Clearwater River from and including the Crooked River drainage upstream to the mouth of Red River, and the south side of Red River from its mouth upstream to and including the Deadwood Creek drainage. (4-3-95)

~~4544~~. Hunt Area 15-5. That portion of Unit 15 within the Red River drainage EXCEPT the south side of Red River from its mouth upstream to and including the Deadwood Creek drainage. (4-3-95)

~~4645~~. Hunt Area 15-6. That portion of Unit 15 north and east of the South Fork of the Clearwater River from and including the Sally Ann Creek drainage upstream to and including the Peasley Creek drainage. (4-3-95)

~~4746~~. Hunt Area 15-7. That portion of Unit 15 north of the South Fork of the Clearwater River from and including the Silver Creek drainage to and including the Leggett Creek drainage. (4-3-95)

~~4847~~. Hunt Area 16-1. That portion of Unit 16 north and west of the Hamby Creek Road (Forest Service Road 651), and that portion south and west of the Selway River from its mouth upstream to the Hamby Creek Road. (4-3-95)

~~4948~~. Hunt Area 16-2. That portion of Unit 16 south and east of Hamby Creek Road (Forest Service Road 651), and that portion north and east of the Selway River from its mouth upstream to Fog Mountain Road (Forest Service Road 319). (4-3-95)

~~5049~~. Hunt Area 16A-1. That portion of Unit 16A north and west of the following boundary: Beginning at Anderson Butte, then east along the Drive Ridge Trail (Forest Service Trail 809) to the Meadow Creek Trail (Forest Service Trail 726), then east along the Meadow Creek Trail to the Disgrace Butte-Vermilion Peak Trail (Forest Service Trail 609), then northeast along the Disgrace Butte-Vermilion Peak Trail to the Buck Lake Creek-Drake Creek Trail (Forest Service Trail 628), then northeast along the Buck Lake Creek-Drake Creek Trail to the Unit 16A boundary at Drake Saddle. (4-3-95)

~~5150~~. Hunt Area 16A-2. That portion of Unit 16A south and east of the following boundary: Beginning at Anderson Butte, then east along the Drive Ridge Trail (Forest Service Trail 809) to the Meadow Creek Trail (Forest Service Trail 726), then east along the Meadow Creek Trail to the Disgrace Butte-Vermilion Peak Trail (Forest Service Trail 609), then northeast along the Disgrace Butte-Vermilion Peak Trail to the Buck Lake Creek-Drake Creek Trail (Forest Service Trail 628), then northeast along the Buck Lake Creek-Drake Creek Trail to the Unit 16A boundary at Drake Saddle. (4-3-95)

~~5251~~. Hunt Area 17-1. That portion of Unit 17 within the Rhoda Creek drainage. (4-3-95)

~~5352~~. Hunt Area 17-2. That portion of Unit 17 within the North Fork Moose Creek drainage EXCEPT the Rhoda Creek drainage, and that portion on the north side of the East Fork Moose Creek drainage upstream to, but excluding, Cedar Creek. (4-3-95)

~~5453~~. Hunt Area 17-3. That portion of Unit 17 north of the Selway River from Fog Mountain Road (Forest Service Road 319) upstream to and including the west side of the Moose Creek drainage upstream to the mouth of, but excluding, the North Fork Moose Creek drainage. (4-3-95)

~~5554~~. Hunt Area 17-4. That portion of Unit 17 east of the Selway River from the mouth of Moose Creek upstream to and including the Bear Creek drainage, and that portion on the east side of the Moose Creek and East Fork Moose Creek drainages from the mouth of Moose Creek upstream to and including the Cedar Creek drainage. (4-3-95)

~~5655~~. Hunt Area 17-5. That portion of Unit 17 south and west of the Selway River from and including the Mink Creek drainage upstream to and including the Goat Creek drainage. (4-3-95)

~~5756~~. Hunt Area 17-6. That portion of Unit 17 west of the Selway River from, but excluding the Goat Creek drainage, upstream to Forest Service Road 468. (4-3-95)

~~5857~~. Hunt Area 17-7. That portion of Unit 17 east of the Selway River upstream from, but excluding the Bear Creek drainage to Forest Service Road 468; all of the Selway River drainage south of Forest Service Road 468. (4-3-95)

~~5958~~. Hunt Area 19-1. That portion of Unit 19 outside the Gospel Hump Wilderness boundary. (4-3-95)

~~6059~~. Hunt Area 19-2. That portion of Unit 19 within the Gospel Hump Wilderness boundary. (4-3-95)

~~6160~~. Hunt Area 20-1. That portion of Unit 20 within South Fork of Red River, the Big Mallard Creek and Little Mallard Creek drainages and the Salmon River drainage from the Big Mallard drainage to but EXCLUDING the Bargamin Creek drainage. (4-3-95)

~~6261~~. Hunt Area 20-2. That portion of Unit 20 within the Bargamin Creek drainage, and that portion on the north side of the Salmon River to, but excluding, the Sabe Creek drainage. (4-3-95)

~~6362~~. Hunt Area 20-3. That portion of Unit 20 within the Sabe Creek drainage. (4-3-95)

~~6463~~. Hunt Area 20-4. That portion of Unit 20 from the Mackay Bar Road (Forest Service Road 222) upstream to and including the Elkhorn Creek drainage. (4-3-95)

~~6564~~. Hunt Area 20A-1. That portion of Unit 20A east of the following Forest Service trails: Beginning at the Salmon River on Forest Service Trail 039, then south on Trail 039 to Forest Service trail 038, then south on Trail 038 to Forest Service Trail 002, then south on Trail 002 to the south boundary of Unit 20A. (4-3-95)

~~6665~~. Hunt Area 20A-2. That portion of Unit 20A within the following boundary: Beginning at the Salmon River on Forest Service Trail 033, then south on Trail 033 to Forest Service Trail 007, then southwest on Trail 007 to the south boundary of Unit 20A, then east on the Unit 20A boundary to Forest Service Trail 002 to Forest Service Trail 038, then northeast on Trail 038 to Forest Service Trail 039, then northeast on Trail 039 to the Salmon River, then northwest on the unit boundary to Forest Service Trail 033, the point of beginning. (4-3-95)

~~6766~~. Hunt Area 20A-3. That portion of Unit 20A north and west of the following Forest Service trails: Beginning at the Salmon River on Forest Service trail 033, then southwest on trail 033 to Forest Service trail 007, then southwest on trail 007 to the south boundary of Unit 20A. (4-3-95)

~~6867~~. Hunt Area 21. All of Units 21 and 21A. (4-3-95)

68. Hunt Area 26. That portion of Unit 26 on the north side of Big Creek downstream from, but excluding, the Smith Creek drainage, and the south side of Big Creek downstream from and including the Little

- Marble Creek drainage. (3-21-97)T
69. Hunt Area 29. All of Units 29 and 37A. (4-3-95)
70. Hunt Area 30. All of Units 30 and 30A. (4-3-95)
71. Hunt Area 50. All of Unit 50. (4-3-95)
72. Hunt Area 59. All of Units 59 and 59A. (4-3-95)
73. Hunt Area 60. All of Unit 60. (4-3-95)
74. Hunt Areas 60A-1 and 60A-2. That portion of Unit 60A south and east of the North Fork (Henry's Fork) of the Snake River, and that portion within one mile north and west of the North Fork of the Snake River. (4-3-95)
75. Hunt Area 61-1. That portion of Unit 61 west of East Dry Creek and Yale-Kilgore Roads. (4-3-95)
76. Hunt Area 61-2. That portion of Unit 61 east of East Dry Creek and Yale-Kilgore Roads and west of U.S. 191-20 and south and west of State Highway 87. (4-3-95)
77. Hunt Area 61-3. That portion of Unit 61 north of State Highway 87 and that portion east of U.S. Highway 191-20 EXCEPT that portion enclosed by the Big Springs Loop Road and U.S. Highway 191-20. (4-3-95)
78. Hunt Area 62. All of Unit 62. (4-3-95)
79. Hunt Area 62A. All of Unit 62A. (4-3-95)
80. Hunt Areas 63A-1 and 63A-2. All of Unit 63A. (4-3-95)
81. Hunt Area 64-1, ~~and 64-2~~. All of Unit 64. (~~4-3-95~~)(3-21-97)T
82. Hunt Area 64-2. All of Units 64 and 65. (3-21-97)T
- ~~82~~83. Hunt Area 65. All of Unit 65. (4-3-95)
- ~~83~~84. Hunt Area 66-1. That portion of Unit 66 north of main Bear Creek EXCEPT the Pritchard and Garden Creek drainages. (4-3-95)
- ~~84~~85. Hunt Area 66-2. That portion of Unit 66 south of main Bear Creek. (4-3-95)
- ~~85~~86. Hunt Areas 66A-1 and 66A-2. All of Unit 66A. (4-3-95)
- ~~86~~87. Hunt Area 67-1. That portion of Unit 67 north and west of State Highway 31. (4-3-95)
- ~~87~~88. Hunt Area 67-2. That portion of Unit 67 south and east of State Highway 31. (4-3-95)
- ~~88~~89. Hunt Area 69-1. That portion of Unit 69 west of the Grays Lake-Long Valley-Bone-Iona Road. (4-3-95)
- ~~89~~90. Hunt Area 69-2. That portion of Unit 69 east of the Grays Lake-Long Valley-Bone-Iona Road EXCEPT the Antelope and Granite Creek drainages. (4-3-95)
- ~~90~~91. Hunt Area 69-3. That portion of Unit 69 within the Antelope and Granite Creek drainages, and that portion of Unit 66 within the Pritchard and Garden Creek drainages. (4-3-95)
- ~~91~~92. Hunt Area 69-4. All of Unit 69. (4-3-95)

- ~~9293.~~ Hunt Area 70. All of Unit 70. (4-3-95)
- ~~9394.~~ Hunt Area 71-1. That portion of Unit 71 located in Bannock and Bingham counties. (4-3-95)
- ~~9495.~~ Hunt Area 71-2. That portion of Unit 71 located in Caribou County. (4-3-95)
- ~~9596.~~ Hunt Area 72. All of Unit 72. (4-3-95)
- ~~9697.~~ Hunt Area 74. All of Unit 74. (4-3-95)
- ~~9798.~~ Hunt Area 75. All of Unit 75. (4-3-95)
- ~~9899.~~ Hunt Areas 76-1 and 76-2. That portion of Unit 76 within the following boundary: Beginning at Soda Springs on State Highway 34, then northeast to the Lanes Creek Road at Wayan, then south along the Lanes Creek-Diamond Creek Road to Timber Creek Road, then northeast along Timber Creek-Smoky Canyon-Stump Creek Road to the Idaho-Wyoming state line, then south along the state line to the Crow Creek Road, then southwest along Crow Creek-Wells Canyon-Georgetown Canyon Road to U.S. 30, then north along U.S. 30 to Soda Springs, the point of beginning. (4-3-95)
- ~~99100.~~ Hunt Areas 76-3 and 76-4. That portion of Unit 76 south of the Georgetown-Wells Canyon-Crow Creek Road. (4-3-95)
- ~~100101.~~ Hunt Areas 76-5 and 76-6. That portion of Unit 76 north and east of the following boundary: Beginning at the Idaho-Wyoming state line, then west along the Stump Creek-Smoky Canyon-Timber Creek Road to the Diamond Creek Road, then north along the Diamond Creek-Lanes Creek Road to State Highway 34 at Wayan. (4-3-95)
- ~~101102.~~ Hunt Area 77. All of Unit 77. (4-3-95)
- ~~102103.~~ Hunt Area 78. All of Unit 78. (4-3-95)

703. CONTROLLED HUNT AREA DESCRIPTIONS - ANTELOPE.

01. Hunt Area 21A. All of Unit 21A. (10-26-94)
02. Hunt Areas 29-1. That portion of Unit 29 downstream from and including the Hayden Creek drainage on the west side of the Lemhi River and those drainages on the east side of the main Salmon River upstream from the mouth of the Lemhi River to, but excluding, the Poison Creek drainage. (3-20-97)
03. Hunt Area 29-2. That portion of Unit 29 upstream from, but excluding, the Hayden Creek drainage on the west side of the Lemhi River. (3-20-97)
04. Hunt Area 30~~4~~. All of Unit 30. (~~3-20-97~~)(3-21-97)T
05. Hunt Area 30A~~4~~. All of Unit 30A. (~~3-20-97~~)(3-21-97)T
06. Hunt Area 36A-1. That portion of Unit 36A west of the East Fork of the Salmon River. (10-26-94)
07. Hunt Area 36A-2. That portion of Unit 36A east of the East Fork of the Salmon River. (10-26-94)
08. Hunt Area 36A-3. That portion of Unit 36A north of the Spar Canyon Road within the Warm Springs Creek drainage and north from and including the Bradbury Gulch drainage within the Salmon River drainage. (10-26-94)
09. Hunt Area 36B. All of Unit 36B, and that portion of Unit 28 upstream from and including the Iron Creek drainage. (3-20-97)

10. Hunt Areas 37-1 and 37-3. That portion of Unit 37 south of the Doublespring Pass-Goldburg Road. (10-26-94)
11. Hunt Areas 37-2 and 37-4. That portion of Unit 37 north of the Doublespring Pass-Goldburg Road. (10-26-94)
12. Hunt Area 37A-1. That portion of Unit 37A east of the (Little) Morgan Creek Road and the north fork of (Little) Morgan Creek. (10-26-94)
13. Hunt Area 37A-2. That portion of Unit 37A west of the (Little) Morgan Creek Road and the north fork of (Little) Morgan Creek, and that portion of Unit 29 in the Poison Creek drainage. (10-26-94)
14. Hunt Area 39. All of Unit 39. (3-20-97)
15. Hunt Area 40. All of Unit 40. (10-26-94)
16. Hunt Area 41. That portion of Unit 41 east of State Highway 51. (10-26-94)
17. Hunt Area 42. That portion of Unit 41 west of State Highway 51 and all of Unit 42. (10-26-94)
18. Hunt Area 44. All of Unit 44 and that portion of Unit 45 within the Camas Creek drainage. (10-26-94)
19. Hunt Areas 46-1 and 46-2. All of Unit 46. (10-26-94)
20. Hunt Area 47. All of Unit 47. (10-26-94)
21. ~~Hunt Area 49-1. That portion of Unit 49 west of the Fish Creek Road and east of the Little Wood River. All of Unit 49 and that portion of Unit 50 in the Copper Creek and Cottonwood Creek drainages west of the Craters of the Moon National Monument.~~ (10-26-94)(3-21-97)T
- ~~22. Hunt Area 49-2. That portion of Unit 49 east of the Fish Creek Road and that portion of Unit 50 in the Copper Creek and Cottonwood Creek drainages west of the Craters of the Moon National Monument.~~ (10-26-94)
- ~~23. Hunt Area 49-3. That portion of Unit 49 west of the Little Wood River.~~ (10-26-94)
- ~~24~~22. Hunt Area 50-1. That portion of Unit 50 north of Antelope Creek and west of U.S. 93. (10-26-94)
- ~~25~~23. Hunt Area 50-2. That portion of Unit 50 southeast of Antelope and Pass Creeks but EXCLUDING the Copper Creek and Cottonwood Creek drainages west of Craters of the Moon National Monument. (10-26-94)
- ~~26~~24. Hunt Area 50-3. That portion of Unit 50 north of Pass Creek and east of U.S. 93. (10-26-94)
- ~~27~~25. Hunt Area 51-1. That portion of Unit 51 north of Badger Creek Road and north of the Wet Creek-Pass Creek Road. (10-26-94)
- ~~28~~26. Hunt Areas 51-2 and 51-3. That portion of Unit 51 south of Badger Creek Road and south of the Wet Creek-Pass Creek Road and that portion of Unit 63 within Butte County including that portion of this hunt area within one-half mile of the north and west boundary of the Idaho National Engineering Laboratory (INEL) adjacent to agricultural lands. (10-26-94)(3-21-97)T
- ~~29~~27. Hunt Area 53. All of Unit 53. (10-26-94)
- ~~30~~28. Hunt Area 54. All of Unit 54. (3-13-96)
- ~~31~~29. Hunt Area 57. All of Unit 57 and that portion of Unit 56 west of Interstate 84. (3-13-96)T

- ~~3230.~~ Hunt Area 58. All of Unit 58 outside the Idaho National Engineering Laboratory boundary. (3-20-96)
- ~~3331.~~ Hunt Area 59. All of Units 59 and 59A. (3-20-96)
- ~~3432.~~ Hunt Area 60A. All of Units 60 and 60A, and that portion of Unit 61 west of Hotel Creek. (3-20-96)
- ~~3533.~~ Hunt Area 61. That portion of Unit 61 east of Hotel Creek. (10-26-94)
- ~~3634.~~ Hunt Area 63-1. That portion of Unit 63 south of State Highway 33 and including that portion of this hunt area within one-half mile inside the east boundary of the Idaho National Engineering Laboratory and which is adjacent to agricultural lands. (10-26-94)
- ~~3735.~~ Hunt Area 63-2. That portion of Unit 63 north of State Highway 33, and including that portion of this hunt area within one-half mile inside the east boundary of the Idaho National Engineering Laboratory and which is adjacent to agricultural lands, EXCLUDING the Camas National Wildlife Refuge which is CLOSED. (10-26-94)
- ~~3836.~~ Hunt Area 68. All of Unit 68. (10-26-94)

704. CONTROLLED HUNT AREA DESCRIPTIONS - ROCKY MOUNTAIN BIGHORN SHEEP.

- ~~01.~~ ~~Hunt Area 511. That portion of Unit 11 which drains into the Snake River downstream from, but excluding, the Corral Creek drainage to, but excluding, the Redbird Creek drainage.~~ (7-1-93)
- ~~0201.~~ Hunt Area 519. That portion of Unit 19 west of the Crooked Creek Trail (Forest Service Trails 215 and 204), and those portions of Units 14 and 19 within the Wind River drainage. (7-1-93)(3-21-97)T
- ~~0302.~~ Hunt Area 520-1. That portion of Unit 20 upstream from Sabe Creek, that portion of Unit 21 downstream from the Horse Creek Trail (Forest Service Trail 159) and Reynolds Creek Trail (Forest Service Trail 067) and that portion of Unit 17 upstream from the Witter Ridge Trail (Forest Service Trail 75) and the Thompson Flat-Wood Hump-Surprise Creek Trail (Forest Service Trail 031). (7-1-93)(3-21-97)T
- ~~0403.~~ Hunt Area 520-2. That portion of Unit 20 downstream from the Nez Perce-Bitterroot Forest boundary along Sabe Creek to the Red River Ranger Station-White Water Ranch Road. (7-1-93)(3-21-97)T
- ~~05.~~ ~~Hunt Area 520-3. Those portions of Units 19 and 20 from the Red River Ranger Station-White Water Ranch Road downstream to and including those drainages east of the Crooked Creek Trail (Forest Service Trails 215 and 204).~~ (7-1-93)
- ~~06.~~ ~~Hunt Area 520A-1. Those portions of Units 19A and 20A as follows: The east side of the South Fork of the Salmon River from and including the Porphyry Creek drainage downstream to the mouth of the South Fork of the Salmon River, the south side of the main Salmon River from the mouth of the South Fork of the Salmon River upstream to and including the Lemhi Creek drainage, and the west side of the South Fork of the Salmon River from, but excluding, the Smith Creek drainage downstream to the mouth of the South Fork of the Salmon River.~~ (7-1-93)
- ~~0704.~~ Hunt Area 520A-2. Those portions of Unit 20A upstream from and including the Butts Creek drainage to the Middle Fork of the Salmon River, and within the Middle Fork of the Salmon River drainage upstream to Papoose Creek-Papoose Lake-Coyote Springs. (7-1-93)(3-21-97)T
- ~~0805.~~ Hunt Area 521. That portion of Unit 21 downstream from the Spring Creek Road (Forest Service Road 038) to the Horse Creek Trail (Forest Service Trail 159) and Reynolds Creek Trail (Forest Service Trail 067). (7-1-93)(3-21-97)T
06. Hunt Area 26. All of Unit 26 and that portion of Unit 20A within the Middle Fork of the Salmon

River drainage upstream from Papoose Creek-Papoose Lake-Coyote Springs and that portion of Unit 27 on the west side of the Middle Fork of the Salmon River from Big Creek upstream to and including the Brush Creek drainage.

(3-21-97)T

~~09. Hunt Area 526-1. That portion of Unit 20A within the Middle Fork of the Salmon River drainage upstream from Papoose Creek-Papoose Lake-Coyote Springs and that portion of Unit 26 on the north side of Big Creek upstream from the Middle Fork of the Salmon River to Cave Creek Trail (Forest Service Trail 047), West Fork Trail (Forest Service Trail 047) and Cold Mountain Ridge Trail (Forest Service Trail 046).~~

(7-1-93)

~~10. Hunt Area 526-2. That portion of Unit 26 on the south side of Big Creek upstream from the Middle Fork of the Salmon River to Monumental Creek and to and including the Mule Creek drainage, and that portion of Unit 27 on the west side of the Middle Fork of the Salmon River from Big Creek upstream to and including the Brush Creek drainage.~~

(7-1-93)

~~11. Hunt Area 527-1. That portion of Unit 27 west of the Middle Fork of the Salmon River upstream from but excluding the Brush Creek drainage to and including the Indian Creek drainage.~~

(7-1-93)(3-21-97)T

~~12. Hunt Area 527-2. That portion of Unit 27 east of the Middle Fork of the Salmon River upstream from its mouth to the Waterfall Creek Trail (Forest Service Trail 045).~~

(7-1-93)(3-21-97)T

~~13. Hunt Area 527-3. That portion of Unit 27 east of the Middle Fork of the Salmon River upstream from the Waterfall Creek Trail (Forest Service Trail 045) to and including the Camas Creek drainage on the north side of Camas Creek, and that portion of Unit 28 within the Camas Creek drainage north of Camas Creek and west of the Silver Creek-Meyers Cove Road (Forest Service Road 108).~~

(7-1-93)(3-21-97)T

~~14. Hunt Area 527-4. That portion of Unit 27 east of the Middle Fork of the Salmon River, south of Camas Creek, northwest of Fly Creek Trail (Forest Service Trail 124) and Mahoney Creek Trail (Forest Service Trail 121), north of Warm Springs Creek and north of Loon Creek.~~

(7-1-93)(3-21-97)T

~~15. Hunt Area 528-1. That portion of Unit 28 on the west side of Panther Creek downstream from and including the Big Deer Creek drainage, and the south side of the main Salmon River from Panther Creek downstream to, but excluding, the Middle Fork of the Salmon River drainage.~~

(7-1-93)(3-21-97)T

~~16. Hunt Area 528-2. That portion of Unit 28 on the east side of Panther Creek from and including the Big Jureano Creek drainage downstream to the mouth of Panther Creek, and the south side of the main Salmon River downstream from, and including, the Pine Creek drainage to the mouth of Panther Creek.~~

(7-1-93)(3-21-97)T

~~17. Hunt Area 536A. That portion of Unit 36A west of the East Fork of the Salmon River, and that portion of Unit 36 within the Warm Springs Creek drainage.~~

(7-1-93)

~~18. Hunt Area 536B-1. That portion of Unit 36B north of the Challis Creek-Twin Peaks Road and south of the Morgan Creek-Panther Creek Road, that portion of Unit 28 west of the Panther Creek Road and south of the Silver Creek-Meyers Cove Road, and that portion of Unit 27 southeast of Fly Creek Trail (Forest Service Trail 124) and Mahoney Creek Trail (Forest Service Trail 121) and northeast of Warm Springs Creek and the South Fork of Warm Springs Creek.~~

(7-1-93)

~~19. Hunt Area 536B-2. Those portions of Units 28 and 36B from and including the Hat Creek drainage south to the Morgan Creek (Forest Service Road 55).~~

(7-1-93)

~~20. Hunt Area 536B-3. That portion of Unit 36B south of the Challis Creek-Twin Peaks road.~~

(7-1-93)

13. Hunt Area 36B. All of Unit 36B; that portion of Unit 28 south of and including the Hat Creek drainage; that portion of Unit 28 west of the Panther Creek Road and south of the Silver Creek-Meyers Cove Road; and that portion of Unit 27 southeast of Fly Creek Trail (Forest Service Trail 124) and Mahoney Creek Trail (Forest Service Trail 121), and northeast of Warm Springs Creek and the South Fork of Warm Springs Creek.

(3-21-97)T

14. Hunt Area 37. All of Unit 37. That portion of Unit 50 east of U.S. Highway 93 and that portion of

Unit 51 west of the Howe-Goldburg Road. (3-21-97)T

~~21.~~ Hunt Area 537. That portion of Unit 50 east of U.S. Highway 93 and north of the Doublespring Pass Road and that portion of Unit 37 north of the Doublespring Pass Road. (7-1-93)

~~22.~~ Hunt Area 550. All of Unit 50 east of U.S. Highway 93 south of the Doublespring Pass Road, that portion of Unit 51 west of the Howe-Goldburg Road, and that portion of Unit 37 south of the Doublespring Pass Road. (7-1-93)

~~23~~15. Hunt Area 526-L. All of Unit 26. (7-1-93)(3-21-97)T

16. Hunt Area 27-L. That portion of Unit 20A within the Middle Fork of the Salmon River drainage, and that portion of Unit 27 on the west side of the Middle Fork of the Salmon River downstream from, but excluding, the Pistol Creek drainage and the east side of the Middle Fork of the Salmon River downstream from, but excluding, the Camas Creek drainage. (3-21-97)T

~~24.~~ Hunt Area 527-L. That portion of Unit 20A within the Middle Fork of the Salmon River drainage, and that portion of Unit 27 on the west side of the Middle Fork of the Salmon River downstream from but excluding the Pistol Creek drainage and the east side of the Middle Fork of the Salmon River downstream from but excluding the Camas Creek drainage. (7-1-93)

705. CONTROLLED HUNT AREA DESCRIPTIONS - MOUNTAIN GOAT.

~~01.~~ Hunt Area 1. That portion of Unit 1 within the Lightning Creek and the West Fork of Blue Creek drainages, which are both tributaries of the Clark Fork River, and all drainages of the Clark Fork River upstream from the mouth of Lightning Creek to the Montana border. (4-3-95)

~~02~~01. Hunt Area 10-1. That portion of Unit 10 within the Isabella Creek drainage. (4-3-95)

~~03~~02. Hunt Area 10-2. That portion of Unit 10 within the Collins Creek drainage. (4-3-95)

~~04.~~ Hunt Area 12. Those portions of Units 10 and 12 as follows: the Lochsa and North Fork Clearwater River drainages north of U.S. 12 from Lolo Pass southwest to Forest Service Road 569, north to Forest Service Road 500, west on Forest Service Road 500 to Cayuse Junction, east and north of Toboggan Ridge Road (Forest Service Road 581) to Rapid Creek Trail (Forest Service Trails 565 and 563), and east of Rapid Creek Trail and south of Kelly Creek Trail (Forest Service Trail 503) from Rapid Creek to the Idaho-Montana state line. (4-3-95)

~~05~~03. Hunt Area 18. ~~That portion~~ Those portions of Units 18 and 22 within the Snake River drainage from and including Granite Brush Creek drainage downstream to and including the Sheep Creek drainage, and that portion of Unit 23 within the Rapid River drainage. (4-3-95)(3-21-97)T

04. Hunt Area 27-2. That portion of Unit 27 south of Forest Service Road 172 from Loon Creek summit to Loon Creek guard station, Pinyon Peak, and Feltman Creek Point, and that portion of Unit 36 from Forest Service Road 172 west to the Pioneer Creek-West Fork Yankee Fork Trail (Forest Service Trail 113-155.) (3-21-97)T

~~06~~05. Hunt Area 27-3. That portion of Unit 27 east of the Middle Fork of the Salmon River, south of Camas Creek, northwest of Fly Creek Trail (Forest Service Trail 124) and Mahoney Creek Trail (Forest Service Trail 121), north of Warm Springs Creek and north of Loon Creek. (4-3-95)

~~07~~06. Hunt Area 30. Those portions of Units 21A and 30 south of and including the Freeman Creek drainage to the Agency Creek-Lemhi Pass Road. (4-3-95)

~~08~~07. Hunt Area 36A-1. That portion of Unit 36A south and east of the East Fork of the Salmon River from and including the Herd Creek drainage upstream to and including the West Pass Creek drainage. (4-3-95)

~~09~~08. Hunt Area 36A-2. That portion of Unit 36A, including all headwaters of the East Fork of the

Salmon River upstream from, but excluding, the Germania Creek drainage on the west and upstream from, but excluding, the West Pass Creek drainage on the east. (4-3-95)

~~409.~~ Hunt Area 36A-3. That portion of Unit 36A, north and west of the East Fork of the Salmon River downstream from, but excluding, the Germania Creek drainage, and that portion of Unit 36 on the south and east sides of the main Salmon River downstream from, but excluding, the Fourth of July Creek drainage above Stanley. (4-3-95)

~~410.~~ Hunt Area 36A-4. That portion of Unit 36A within the Germania Creek drainage, and that portion of Unit 36 within the Salmon River drainage east of State Highway 75 from and including the Fourth of July Creek drainage upstream to and including the Pole Creek drainage. (4-3-95)

~~411.~~ Hunt Area 36B. That portion of Unit 36B south of and including the Challis Creek drainage; that portion of Unit 36 east of the Yankee Fork-Mill Creek Summit Road. (4-3-95)

~~412.~~ Hunt Area 48. That portion of Unit 48 north and east of State Highway 75 and that portion south and west of State Highway 75 upstream from and including the Baker Creek drainage. (4-3-95)

~~413.~~ Hunt Area 50. That portion of Unit 50 south and east of the Trail Creek Road and south and west of U.S. Highway 93. (4-3-95)

~~414.~~ Hunt Area 51. That portion of Unit 29 south of and excluding the Big Timber Creek drainage, that portion of Unit 51 east of the Howe-Goldburg Road and that portion of Unit 58 west of State Highway 28. (4-3-95)

~~415.~~ Hunt Area 59A. All of Unit 59A and that portion of Unit 58 east of State Highway 28, and south of, but excluding, the Willow Creek drainage. (4-3-95)(3-21-97)T

~~416.~~ Hunt Area 67-1. That portion of Unit 67 south of Palisades Creek. (4-3-95)

~~417.~~ Hunt Area 67-2. That portion of Unit 67 north of Palisades Creek and south of State Highway 31. (4-3-95)

706. CONTROLLED HUNT AREA DESCRIPTIONS - CALIFORNIA BIGHORN SHEEP.

01. Hunt Areas 41-1 and 41-2. That portion of Unit 41 within the Little Jacks Creek and Shoofly Creek drainages. (4-3-95)

02. Hunt Area 41-4. That portion of Unit 41 within the Big Jacks Creek Drainage. (4-3-95)

03. Hunt Areas 42-1, and 42-2. That portion of Units 41 and 42 within the drainage of the East Fork of the Owyhee River outside the Duck Valley Indian Reservation boundary (EXCLUDING the South Fork of the Owyhee River drainage). (4-3-95)

04. Hunt Areas 42-3 and 42-4. That portion of Unit 42 within the South Fork of the Owyhee River drainage. (3-21-97)T

~~0405.~~ Hunt Area 46. Those portions of Units 41 and 46 within the Bruneau and Jarbidge River drainages upstream from Indian Hotsprings not including Sheep Creek drainage. (4-3-95)

(BREAK IN CONTINUITY OF SECTIONS)

800. EMERGENCY DEPREDATION HUNTS.

01. Eligibility. (7-1-93)
- a. Only Idaho residents with a valid Idaho hunting or combination license are eligible to apply to participate in emergency depredation hunts. (7-1-93)
- b. Persons submitting applications for emergency depredation hunts are eligible to apply for controlled hunts or may hunt in the general season. (7-1-93)
02. Applications. (7-1-93)
- a. Applicants must submit a depredation hunt application and mail it to the regional office of the Idaho Department of Fish and Game in the area(s) they are willing to hunt. Applicants may apply to different areas for deer, elk and antelope. (7-1-93)
- b. Applicants may submit only one application per year for each species. An individual or a group may apply on an application. A group is defined as two hunters applying for the same depredation hunt on the same application. On a group application both hunters must comply with all regulations, complete the application properly, and abide by the same depredation hunt choice. If an individual submits application for more than one species, he does not have to be in the same group for each application. Separate applications may be submitted for deer, elk and antelope. (7-1-93)
- c. Application can be made in only one region for deer, one for elk, and one for antelope. (7-1-93)
- d. Any form not properly completed will be ineligible for selection. (7-1-93)
- e. Any holder of an antlerless or doe/fawn controlled hunt permit/tag will be considered an applicant for any depredation hunt for that species which is: (7-1-93)
- i. Held prior to the antlerless or doe/fawn controlled hunt; and (7-1-93)
- ii. Is in the same area as the depredation. (7-1-93)
- f. Any holder of an antlerless or doe/fawn controlled hunt permit/tag may also apply for a depredation hunt in any region. (7-1-93)
- g. A list of depredation hunt applications received will be maintained for the time period July 1 to June 30. Applications are valid only for the time period for which they are submitted. (7-1-93)
03. Selection of Participants. The Department shall place all applications (individual or group) for each depredation hunt received by June 30 in random order. All applications received after June 30 shall be placed at the end of the list in the order received. The Department shall select participants for a hunt in the order in which applicants appear on the list EXCEPT for those hunts which precede, or at the discretion of the Regional Supervisor, follow a controlled hunt for doe/fawn or antlerless animals. If a depredation hunt is scheduled before or at the discretion of the Regional Supervisor a doe/fawn or antlerless hunt in the same unit, the holders of the doe/fawn or antlerless permit/tags will be given the option to hunt in the depredation hunt. If no doe/fawn or antlerless hunts are scheduled in that unit, or if some depredation hunt permits are not taken by controlled hunt permittees, participants will be selected from applicants for that depredation hunt. If a group application is selected, both hunters will be offered depredation hunt permits. (~~7-1-93~~)(3-21-97)T

IDAPA 13 - DEPARTMENT OF FISH AND GAME
13.01.09 - RULES GOVERNING THE TAKING OF GAME BIRDS
DOCKET NO. 13-0109-9701

NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary and proposed rules are effective May 1, 1997.

AUTHORITY: In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted temporary rules. The action is authorized pursuant to Section(s) 36-104(b).

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of the supporting reasons for temporary rule-making:

Changes Rule 100 (Tags, Stamps, and Permits) to reflect: the Federal Migratory Game Bird Harvest Information Program Validation mandated by Federal Regulations; changes in state upland game permit (stamp) and waterfowl stamp procedures which require a validation and not the purchase of the actual permit/stamp; and other minor changes for consistency and clarity.

TEMPORARY RULE JUSTIFICATION: Pursuant to Sections 67-5226(1)(b) and 67-5226(1)(c), Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons: Confers a benefit.

ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary and proposed rule, contact Gary Will, (208) 334-2920.

Anyone may submit written comments regarding this temporary and proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before June 25, 1997.

DATED this 22nd day of April 1997.

W. Dallas Burkhalter
Deputy Attorney General
600 South Walnut
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TEXT OF DOCKET NO. 13-0109-9701

100. TAGS, STAMPS, ~~AND~~ PERMITS, AND VALIDATIONS.

01. Pheasant, Quail, or Partridge. No person, seventeen (17) years of age or older, shall hunt pheasant, quail or partridge anywhere within the state, except licensed shooting preserves, without having in his or her possession the appropriate hunting license that has been validated for upland game, and a valid upland game bird permit signed in ink across its face by the hunter possessing it. The upland game permit shall be valid The validation shall be valid from January 1 through December 31 of each year. (7-1-93)(5-1-97)T

02. Ducks, Geese, or Brant. No person, seventeen (17) years of age or older, shall hunt ducks, geese, or brant anywhere within the state, without having in his or her possession the appropriate hunting license that has been validated for waterfowl. The validation shall be valid and a valid Idaho migratory waterfowl stamp signed in ink across its face by the hunter possessing it. The migratory waterfowl stamp shall be valid from July 1 through June 30 of each year from January 1 through December 31 of each year. (7-1-93)(5-1-97)T

03. Migratory Game Birds. No person shall hunt ducks, geese, brant, coots, common snipe, or mourning doves anywhere within the state, without having in his or her possession the appropriate hunting license that has been validated for the Federal Migratory Game Bird Harvest Information Program. The validation shall be valid from January 1 through December 21 of each year. (5-1-97)T

0304. Wild Turkey. No person shall hunt wild turkey without having in his possession the appropriate hunting license, tag, and controlled hunt permit. Persons obtaining and using tags, stamps and permits must comply with the following requirements: (7-1-93)

- a. Tags issued for wild turkey are valid for any general season hunt. (7-1-93)
- b. Permits for Controlled Hunts: Any person who receives a controlled hunt permit for wild turkey is prohibited from hunting in any other wild turkey hunt. (7-1-93)
- c. Nonresident permit limitations: On controlled hunts with ten (10) or fewer permits, not more than one (1) permit will be issued to a nonresident. On controlled hunts with more than ten (10) permits, not more than ten percent (10%) of the permits may be issued to nonresidents. (7-1-93)
- d. Eligibility: The holders of valid hunting licenses are eligible to apply for controlled hunts subject to the following restrictions: (7-1-93)
 - i. Holders of a Type 208 Nongame Hunting License may not apply for any controlled hunt. (7-1-93)
 - ii. In the event a permit is issued based on erroneous information, the permit will be invalidated and the person will remain on the drawn list. (7-1-93)
- e. Applications: Applications for controlled hunts shall be made on a form prescribed by the Department and must be received at the Headquarters Office of the Idaho Department of Fish and Game or postmarked not later than February 15, annually. Applications must comply with the following requirements: (2-7-95)
 - i. Holders of a Duplicate License (Type 501) must use their original license number to apply for a controlled hunt. Duplicate license numbers will not be accepted. (7-1-93)
 - ii. Only one (1) application card per person or group will be accepted. Additional application cards will result in all applicants being declared ineligible. (7-1-93)
 - iii. Fees: Applicants for controlled hunts must submit a five dollar (\$5) non-refundable application fee with their application. The fee is five dollar (\$5) for each applicant; one dollar (\$1) of this fee may be donated to the Citizens Against Poaching Program. If you are successful, you will be issued a permit that entitles you to purchase the appropriate controlled hunt tag, beginning April 1, at any license vendor or Fish and Game office by presenting your hunting license and controlled hunt permit. (2-7-95)
 - iv. A single payment (either cashier's check, money order, certified check, or personal check) may be submitted to cover fees for all applications in the same envelope. If a check or money order is insufficient to cover the fees, all applications will be voided and returned. (2-7-95)
 - v. A "group application" is defined as two (2) hunters applying for the same controlled hunt on the same application. (2-7-95)
 - vi. Hunting license and tag fees will NOT be refunded to unsuccessful applicants. (7-1-93)
- f. Drawing information: Single or group applications which are not drawn for the first choice hunt will automatically be entered into a second choice drawing provided the second choice hunt applied for has not been filled. (7-1-93)
- g. Tag validation and attachment: Immediately after any wild turkey is killed, the turkey tag must be

validated and securely attached to the wild turkey. (7-1-93)

h. To validate the tag, the hunter must cut out and completely remove two triangles on the border of the tag, one for the month and one for the day of the kill. (7-1-93)

i. The tag must remain attached so long as the turkey is in transit or storage. (7-1-93)

~~0405.~~ Early September Canada Goose Hunts. (7-31-96)T

a. General Hunts: No person shall hunt Canada geese during the general, early September season (September 1-15) without having in his possession the appropriate hunt permit. Persons obtaining and using general hunt permits must comply with the following requirements: (7-31-96)T

i. Applications: Applications for general hunt permits shall be made on a form prescribed by the Department. They may be submitted to the Department's Headquarters Office or any Regional or Subregional office. Applications will be accepted until all permits are issued or the season ends, whichever comes first. (7-31-96)T

ii. Fees: Permits for general hunts are free. Permits will be issued on a first-come, first-served basis until all are issued. (The Idaho Migratory Waterfowl Stamp and the Federal Migratory Bird Stamp are required by any person 17 and 16 years of age and older, respectively (Idaho Code 36-414; Title 50 Code of Federal Regulations, Part 20)). (7-31-96)T

iii. Landowner Preference Permits: Landowner Preference Permits shall be the same as IDAPA 13.01.04.400.01 through 06. ~~(7-31-96)T~~(5-1-97)T

iv. The following rules previously established for wild turkey also apply to general, early September Canada goose hunts: Subsections 100.03.c., d., e.ii., and e.v. (7-31-96)T

b. Controlled Hunts: No person shall hunt Canada geese during controlled, early September seasons (September 1-15) without having in his possession the appropriate hunting license and controlled hunt permit. Persons obtaining and using controlled hunt permits must comply with the following requirements: (7-31-96)T

i. Applications: Applications for controlled hunts shall be made on a form prescribed by the Department and must be received at the Headquarters Office of the Idaho Department of Fish and Game or postmarked not later than August 1, annually. Applications must comply with the following requirements: (7-31-96)T

ii. Fees: Applicants for controlled hunts must submit a five dollar (\$5) nonrefundable application fee with their application. The fee is five dollars (\$5) for each applicant; one dollar (\$1) of this fee may be donated to the Citizens Against Poaching Program. Successful applicants will be issued a permit that entitles them to hunt. (The Idaho Migratory Waterfowl Stamp and the Federal Migratory Bird Stamp are required by any person 17 and 16 years of age and older, respectively (Idaho Code 36-414; Title 50 Code of Federal Regulations, Part 20)). (7-31-96)T

iii. Landowner Preference Permits: Landowner Preference Permits shall be the same as IDAPA 13.01.04.400.01 through 06. (7-31-96)T

iv. The following rules previously established for wild turkey also apply to early September Canada goose hunts: Subsections 100.03.b., c., d., e.ii., e.iv. through e.vi., and f. (7-31-96)T

v. Any controlled hunt permits for Canada geese that remain unsold after the controlled hunt drawing may be sold by the Department on a first-come, first-served basis. Applications for leftover controlled hunt permits will be accepted at the Department's Headquarters office and Regional and Subregional offices from August 15 through the end of the early September goose hunting seasons. (7-31-96)T

IDAPA 13 - DEPARTMENT OF FISH AND GAME
13.01.09 - RULES GOVERNING THE TAKING OF GAME BIRDS
DOCKET NO. 13-0109-9702
NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary and proposed rules are effective December 16, 1996.

AUTHORITY: In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted temporary rules. The action is authorized pursuant to Section(s) 36-104(b).

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of the supporting reasons for temporary rule-making:

Establishes seasons, bag, and possession limits for youth hunt for turkey.

TEMPORARY RULE JUSTIFICATION: Pursuant to Sections 67-5226(1)(b) and 67-5226(1)(c), Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons: Confers a benefit.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning the temporary rule, contact Tom Hemker, (208) 334-2920.

DATED this 4th day of April 1997.

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TEXT OF DOCKET NO. 13-0109-9702

607. WILD TURKEY SEASONS, BAG AND POSSESSION LIMITS.

The following seasons, bag and possession limits shall apply: (10-26-94)

01. General Seasons: (2-7-95)

a. General Season: ~~That portion of Game Management Units 1 and 2, within Boundary County and Game Management Unit 2 (Except Farragut State Park and Farragut WMA) and Game Management Units 3, 4, 5, and 6~~ (see Section 700 for descriptions): Begins the third Monday after the second Monday of April and lasts fourteen (14) days, annually. (~~12-12-95~~)(12-16-96)T

b. General season: Game Management Units 8, 8A, 10A, 11, 11A, 12, 13, 14, 15, 16, 18, 22, 31, 32, 32A, ~~and 39, and 43~~ (see Section 700 for descriptions): Begins second Monday of April, and lasts twenty-eight (28) days, annually. (~~3-20-97~~)(12-16-96)T

02. Controlled Hunts: There will be ~~four~~ five hundred and ~~eighty~~ twenty-eight (~~480~~) (528) permits available annually for the following controlled hunts: (~~3-20-97~~)(12-16-96)T

a. Starting the Saturday after the second Monday of April and lasting seven (7) days: Hunts 9001,

~~9003, 9006, 9008, 9010, 9013, 9016, 9020, and 9023~~ 9005 and 9008. (~~3-20-97~~)(12-16-96)T

b. Starting the second Saturday after the second Monday of April and lasting nine (9) days: Hunts ~~9002, 9004, 9007, 9009, 9011, 9014, 9017, 9021, and 9024~~ 9006 and 9009. (~~3-20-97~~)(12-16-96)T

c. Starting the third Monday after the second Monday of April and lasting fourteen (14) days: Hunts ~~9005, 9012, 9015, 9018, 9022, and 9025~~ 9007 and 9010. (~~3-20-97~~)(12-16-96)T

d. Starting the second Monday of April and lasting twenty-eight (28) days: Hunt ~~9019~~ 9003. (~~3-20-97~~)(12-16-96)T

e. Starting the Saturday after the second Monday of April and lasting nine (9) days: Hunt 9004. (12-16-96)T

03. Bag and Possession Limits--Statewide: No person may take more than one (1) ~~male or~~ bearded wild turkey in any hunting season. (~~10-26-94~~)(12-16-96)T

04. Youth Hunts: There will be special youth hunts for hunters aged not more than fourteen (14) on January 1 of the calendar year that the hunt occurs. Participants of these hunts will be required to attend orientation meetings and use department-sponsored mentors as stipulated by the director. The following hunt will be a youth hunt: Hunt 9004. (12-16-96)T

~~0405.~~ Controlled Hunt Areas and Number of Permits Issued Are as Follows:

Hunt	Controlled Hunt Area	Number of Permits
9001	901-1	30 <u>125</u>
9002	901-2	Unlimited <u>325</u>
9003	901-3	5
9004	901-4	10
9005	901-5	10
9006	902-1	25
9007	902-2	50
9008	903-1	35
9009	903-2	70
9010	904-1	10
9011	904-2	20
9012	904-3	20
9013	905-1	20
9014	905-2	40
9015	905-3	40
9016	906-1	10
9017	906-2	20
9018	906-3	20
9019 <u>903</u>	938-1	15

Hunt	Controlled Hunt Area	Number of Permits
9004	954-1	3
902005	968A-1	510
902106	968A-2	510
902207	968A-3	510
902308	977-1	510
902409	977-2	510
902510	977-3	510
		480 528

(3-20-97)(12-16-96)T

(BREAK IN CONTINUITY OF SECTIONS)

800. WILD TURKEY CONTROLLED HUNT AREA DESCRIPTIONS.

01. ~~Hunt Area 901-1. That portion of Game Management Unit 1 within Boundary County.~~ All of Game Management Units 1, 2, 3, 4, 5, and 6. (3-20-97)(12-16-96)T

02. ~~Hunt Area 901-2. That portion of Game Management Unit 1 within Boundary County.~~ All of Game Management Units 1, 2, 3, 4, 5, and 6. (3-20-97)(12-16-96)T

03. ~~Hunt Area 901-3 938-1. That portion of Game Management Unit 1 within Bonner County.~~ All of Game Management Unit 38. (3-20-97)(12-16-96)T

04. ~~Hunt Area 901-4 954-1. That portion of Game Management Unit 1 within Bonner County.~~ All of Game Management Unit 54. (3-20-97)(12-16-96)T

05. ~~Hunt Area 901-5 968A-1. That portion of Game Management Unit 1 within Bonner County.~~ All of Game Management Unit 68A. (3-20-97)(12-16-96)T

06. ~~Hunt Area 902-1 968A-2. All of Game Management Unit 2 EXCEPT Farragut State Park and Farragut WMA is closed.~~ All of Game Management Unit 68A. (3-20-97)(12-16-96)T

07. ~~Hunt Area 902-2 968A-3. All of Game Management Unit 2 EXCEPT Farragut State Park and Farragut WMA is closed.~~ All of Game Management Unit 68A. (3-20-97)(12-16-96)T

08. ~~Hunt Area 902-3 977-1. All of Game Management Unit 2 EXCEPT Farragut State Park and Farragut WMA is closed.~~ Those portions of Game Management Units 73, 74, and 77 within Franklin County. (3-20-97)(12-16-96)T

09. ~~Hunt Area 903-1 977-2. All of Game Management Unit 3.~~ Those portions of Game Management Units 73, 74, and 77 within Franklin County. (3-20-97)(12-16-96)T

10. ~~Hunt Area 903-2 977-3. All of Game Management Unit 3.~~ Those portions of Game Management Units 73, 74, and 77 within Franklin County. (3-20-97)(12-16-96)T

11. Hunt Area 903-3. That portion of Game Management Unit 3 south of Interstate 90. (3-20-97)

12. Hunt Area 903-4. That portion of Game Management Unit 3 north of Interstate 90. (3-20-97)
13. Hunt Area 903-5. That portion of Game Management Unit 3 north of Interstate 90. (3-20-97)
14. Hunt Area 903-6. That portion of Game Management Unit 3 north of Interstate 90. (3-20-97)
15. Hunt Area 904-1. All of Game Management Unit 4. (3-20-97)
16. Hunt Area 904-2. All of Game Management Unit 4. (3-20-97)
17. Hunt Area 904-3. All of Game Management Unit 4. (3-20-97)
18. Hunt Area 905-1. All of Game Management Unit 5. (3-20-97)
19. Hunt Area 905-2. All of Game Management Unit 5. (3-20-97)
20. Hunt Area 905-3. All of Game Management Unit 5. (3-20-97)
21. Hunt Area 906-1. All of Game Management Unit 6. (3-20-97)
22. Hunt Area 906-2. All of Game Management Unit 6. (3-20-97)
23. Hunt Area 906-3. All of Game Management Unit 6. (3-20-97)
24. Hunt Area 938-1. All of Game Management Unit 38. (3-20-97)
25. Hunt Area 968A-1. All of Game Management Unit 68A. (3-20-97)
26. Hunt Area 968A-2. All of Game Management Unit 68A. (3-20-97)
27. Hunt Area 968A-3. All of Game Management Unit 68A. (3-20-97)
28. Hunt Area 977-1. Those portions of Units 73, 74, and 77 within Franklin County. (3-20-97)
29. Hunt Area 977-2. Those portions of Units 73, 74, and 77 within Franklin County. (3-20-97)
30. Hunt Area 977-3. Those portions of Units 73, 74, and 77 within Franklin County. (3-20-97)

IDAPA 13 - DEPARTMENT OF FISH AND GAME
13.01.10 - RULES GOVERNING IMPORTATION, POSSESSION,
RELEASE, SALE OR SALVAGE OF WILDLIFE

DOCKET NO. 13-0110-9701

NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary and proposed rules are effective March 31, 1997.

AUTHORITY: In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted temporary rules. The action is authorized pursuant to Section(s) 36-104(b).

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of the supporting reasons for temporary rule-making:

Extends seasons for antler pick up.

TEMPORARY RULE JUSTIFICATION: Pursuant to Sections 67-5226(1)(b) and 67-5226(1)(c), Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons: Confers a benefit.

ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary rule, contact Lonk Kuck (elk, deer, and antelope) or John Beecham (moose, sheep, and goat), (208) 334-2920.

Anyone may submit written comments regarding this temporary and proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before June 25, 1997.

DATED this 4th day of April 1997.

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TEXT OF DOCKET NO. 13-0110-9701

300. RECOVERY, POSSESSION AND SALE OF WILDLIFE PARTS.

- 01. Wildlife Legally Killed. (3-23-94)
 - a. The possession, sale and purchase of wildlife or parts of wildlife that have been legally killed is lawful except as provided below and as provided in Chapter 5, Title 36, Idaho Code. (3-23-94)
 - i. The edible flesh of wildlife classified as big game animals, upland game animals, game birds or migratory birds taken from the wild may not be purchased, bartered or sold. (3-23-94)
 - ii. The edible flesh of wildlife classified as game fish or crustacea that are taken from the wild may not be purchased, bartered or sold except as provided in Idaho Code Sections 36-501 and 36-801 through 36-805 and rules promulgated pursuant thereto. (3-23-94)
 - b. A written statement showing the taker's name, address, license and tag numbers, date and location

of kill, signed by the taker, must be provided to the buyer of any black bear or mountain lion head, hide or parts (except tanned hides finished into rugs or mounts). A copy of the sales statement must be forwarded by the buyer to the Idaho Department of Fish and Game within ten (10) days after such sale. (3-23-94)

02. Animals Found Dead. Protected species of wildlife that have died naturally or accidentally remain in public trust to be disposed of by the Department of Fish and Game. However, a person may recover, possess, sell or purchase the wildlife parts as specified below, but ONLY under the conditions specified and ONLY if the wildlife has NOT been unlawfully killed. Natural causes shall not include any man-caused mortality. ~~(3-23-94)~~(3-21-97)T

a. Horns of Bighorn Sheep. (7-1-93)

i. Bighorn sheep horns of animals that have died of natural causes may be recovered and possessed but may not be sold, bartered or purchased and may not be transferred to another person without a permit issued by the Director. All such pickup horns must be presented to an Idaho Department of Fish and Game regional or subregional office for marking by placement of a permanent metal pin in the horn within thirty (30) days of recovery. The insertion of a pin does not in itself certify that the animal was legally taken or possessed. The pin only identifies the horn(s) and indicates that mandatory check and report requirements were complied with. (3-23-94)

ii. No person shall alter, deface or remove a pin placed in a bighorn sheep horn by the Idaho Department of Fish and Game. No person shall possess the horn(s) of a bighorn sheep that bears an altered, defaced or counterfeit Idaho pin or from which the Idaho pin has been removed. (3-23-94)

b. Antlers and horns of deer, elk, moose, pronghorn antelope and mountain goat, and parts of bear and mountain lion and elk teeth of animals that have died of natural causes may be recovered, possessed, purchased, bartered or sold. (3-23-94)

c. Antlers of deer, elk and moose that have been naturally shed in Idaho may be recovered, possessed, purchased or sold year around, EXCEPT in units 60, 60A, 66, 67, 69, 71, 72, 76 and 78 antlers may be picked up in the field only from May 1 through December 31. ~~(3-23-94)~~(3-21-97)T

03. Wildlife Taken in Other States. Wildlife or parts thereof that have been legally taken outside of Idaho, may be possessed or sold in Idaho if such sale is not prohibited in Idaho or the state, province or country where taken, or by federal law or regulation; (3-23-94)

IDAPA 13 - DEPARTMENT OF FISH AND GAME
13.01.19 - RULES GOVERNING OPERATING, DISCONTINUING, AND SUSPENDING VENDORS
DOCKET NO. 13-0119-9701

NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary and proposed rules are effective March 31, 1997.

AUTHORITY: In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted temporary rules. The action is authorized pursuant to Section(s) 36-104(b).

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of the supporting reasons for temporary rule-making:

Amends rules for vendors failing to remit money or account for license stock and establishes rules for telecommunication reimbursements to vendors. Both pursuant to Legislative request.

TEMPORARY RULE JUSTIFICATION: Pursuant to Sections 67-5226(1)(b) and 67-5226(1)(c), Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons: Confers a benefit.

ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary rule, contact Steve Barton, (208) 334-3781.

Anyone may submit written comments regarding this temporary and proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before June 25, 1997.

DATED this 4th day of April 1997.

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TEXT OF DOCKET NO. 13-0119-9701

122. TERMINATION OR SUSPENSION OF VENDOR.

01. Suspension Grounds. The Department may terminate or suspend a license vendor on the following grounds:
(3-20-97)

a. The vendor fails to submit any canceled or voided licenses weekly. (3-20-97)

b. The vendor submits canceled or voided licenses late three (3) times during any twelve (12) month period.
(3-20-97)

c. The vendor fails to have sufficient funds for the electronic funds transfer (EFT) to the department more than once during any twelve (12) month period. (3-20-97)

d. The vendor fails to make good any funds deficiency to the department within three (3) days of notification.
(3-20-97)

e. The vendor fails to follow any procedures specified by the department for selling or reporting sales.
(3-20-97)

f. A vendor will be suspended for up to twelve (12) months following a third contract agreement violation within any twelve (12) month period. (3-20-97)

g. The vendor fails to comply with any other terms of the agreement or fails to maintain the original criteria used in determining eligibility to become ~~an~~ a vendor. ~~(3-20-97)~~(3-21-97)T

h. The department discovers any fraud or deception in the application of the license vendor. (3-20-97)

i. A vendorship will be suspended immediately and may be terminated upon discovering that any license was altered by that vendorship. (3-20-97)

j. A vendorship will be immediately suspended and may be terminated upon failure to comply with the provisions of the contract agreement. (3-20-97)

k. A vendorship will be terminated immediately upon conviction of any of the following: (3-20-97)

i. Violation of Fish and Game laws and/or rules. (3-20-97)

ii. Violation in the issuance of a license or in performance as a vendor. (3-20-97)

l. A vendorship will be terminated immediately upon notice from the bonding company that the vendor's bond has been canceled. (3-20-97)

m. Vendorships that have been inactive for a year will be terminated. Inactive vendors who have been terminated may reapply to become vendors, and the vendorship application will be processed in the regular manner. The application must meet all requirements for approval. (3-20-97)

n. A vendor will be terminated immediately upon receiving two suspensions in any three (3) year period.
(3-20-97)

02. Notice. If the department determines that any of the grounds listed above for termination exist and decides termination or suspension is necessary, the department shall provide a fifteen (15) day written notice to the vendor of its intention to terminate or suspend the agreement, except where the department determines that an emergency or a risk to the public is created by the vendor's conduct or where the vendor has failed to pay for any fund deficiency within the prescribed time, in which case the department may terminate the vendor's agreement immediately.
(3-20-97)

03. Reapplication. A person whose vendorship is terminated for ~~cause~~ nonpayment of license fees may not reapply to become a license vendor until all outstanding fees, including interest charged at the legal rate for judgments, has been paid in full. ~~(3-20-97)~~(3-21-97)T

04. Terminations-Minimum Sales. (3-20-97)

a. Incorporated city. When a vendor located within an incorporated city fails to sell at least three hundred (300) licenses during the first year of operation, or sell at least six hundred twenty-five (625) licenses during the second and subsequent years, termination will be at the end of the calendar year. A vendorship not selling the minimum number of licenses will not be terminated if the Chief, Bureau of Administration determines the service is necessary for the function of the department. (3-20-97)

b. All other areas. All other vendors who fail to sell at least one hundred twenty-five (125) licenses during the first year of operation, or at least two hundred twenty-five (250) licenses during the second and subsequent year, will be terminated at the end of the calendar year. A vendorship not selling the minimum number of licenses will

not be terminated if the Chief, Bureau of Administration determines the service necessary for the function of the department.
(3-20-97)

(BREAK IN CONTINUITY OF SECTIONS)

123. VENDORS FAILING TO REMIT MONIES OR ACCOUNT FOR LICENSE STOCK-CRIMINAL VIOLATION.

~~Any vendor who shall refuse or neglect to turn over any monies collected and due to the department, or who shall fail, neglect, or refuse to turn over and deliver all unused license stock and all mutilated, voided, and unsold licenses shall be guilty of a felony, and shall be terminated immediately. Idaho Code Section 36-310. The department shall make reasonable efforts to work with the a vendor to obtain payment. If the vendor fails nonetheless to make payment, the department shall actively pursue prosecution under applicable state laws.~~ (3-20-97)(3-21-97)T

(BREAK IN CONTINUITY OF SECTIONS)

159. TELECOMMUNICATION REIMBURSEMENTS TO VENDORS.

Each vendor must have a phone line available for the computerized license system. The department shall prescribe the type of phone line service that is required by each vendor. If a data quality phone line is required for the computerized license system, vendors will reimburse the department for one-half (1/2), not to exceed two hundred dollars (\$200), of phone line installation costs, not to exceed two hundred dollars (\$200) for the phone line necessary for the computerized license system. The director is authorized to waive any or all of a vendor's phone line reimbursement if the director finds that a waiver is necessary to provide the public reasonable opportunity to obtain licenses within a twenty-five (25) mile radius of the proposed vendor location. (3-20-97)(3-21-97)T

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE
16.03.10 - RULES GOVERNING PROVIDER REIMBURSEMENT

DOCKET NO. 16-0310-9701

NOTICE OF PUBLIC HEARING

AUTHORITY: In compliance with Section 67-5220(1), Idaho Code, notice is hereby given that this agency has scheduled a public hearing and extended the period of public comment. The action is authorized pursuant to Sections 56-202(b) and 56-203(g), Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearings concerning this rulemaking will be held as follows:

June 12, 1997, 7:00 p.m.

**Boise State University
1910 University Drive
Hatch D Ballroom
Boise, Idaho**

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

DESCRIPTIVE SUMMARY: The summary of this action is found in the Idaho Administrative Bulletin Volume 97-5, dated May 7, 1997, pages 139-140.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Judith Shipley at (208) 334-0607.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before June 16, 1997.

DATED this 4th day of June, 1997.

Staci Welsh
Administrative Procedures Coordinator
DHW - Division of Legal Services
450 West State Street, 10th Floor
P.O. Box 83720
Boise, Idaho 83720-0036
(208) 334-5564 phone, (208) 334-5548 fax

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE
16.06.09 - RULES GOVERNING THE FAMILY SELF SUPPORT PROGRAM
FOR IDAHO RECIPIENTS OF AID TO FAMILIES WITH DEPENDENT CHILDREN
AND RECIPIENTS OF FOOD STAMPS

DOCKET NO. 16-0609-9701

NOTICE OF VACATION OF RULEMAKING

AUTHORITY: In compliance with Section 67-5221, Idaho Code, notice is hereby given that this agency has vacated the rulemaking previously initiated under this docket. The action is authorized pursuant to Sections 39-106(1), 56-202(b), and 56-209, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for the vacation:

Docket No. 16-0609-9701 is vacated effective July 1, 1997. The chapter is being repealed under docket no. 16-0609-9703 and rewritten under Docket No. 16-0609-9704.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this vacation, contact Patti Campbell at (208) 334-5819.

DATED this 4th day of June, 1997.

Staci Welsh
Administrative Procedures Coordinator
DHW - Division of Legal Services
450 West State Street, 10th Floor
P.O. Box 83720
Boise, Idaho 83720-0036
(208) 334-5564 phone, (208) 334-5548 fax

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE
16.06.09 - RULES GOVERNING THE FAMILY SELF SUPPORT PROGRAM
FOR IDAHO RECIPIENTS OF AID TO FAMILIES WITH
DEPENDENT CHILDREN AND RECIPIENTS OF FOOD STAMPS

DOCKET NO. 16-0609-9702

NOTICE OF VACATION OF RULEMAKING

AUTHORITY: In compliance with Section 67-5221, Idaho Code, notice is hereby given that this agency has vacated the rulemaking previously initiated under this docket. The action is authorized pursuant to Sections 39-106(1), 56-202(b), and 56-209, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for the vacation:

Docket No. 16-0609-9702 is vacated effective July 1, 1997. The chapter is being repealed under Docket No. 16-0609-9703 and rewritten under docket no. 16-0609-9704.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this vacation, contact Patti Campbell at (208) 334-5819.

DATED this 4th day of June, 1997.

Staci Welsh
Administrative Procedures Coordinator
DHW - Division of Legal Services
450 West State Street, 10th Floor
P.O. Box 83720
Boise, Idaho 83720-0036
(208) 334-5564 phone, (208) 334-5548 fax

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE
16.06.09 - RULES GOVERNING THE FAMILY SELF SUPPORT PROGRAM
FOR IDAHO RECIPIENTS OF AID TO FAMILIES WITH DEPENDENT CHILDREN
AND RECIPIENTS OF FOOD STAMPS

DOCKET NO. 16-0609-9703

NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary rules are effective July 1, 1997.

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted temporary rules, and proposed regular rulemaking procedures have been initiated. The action is authorized pursuant to Sections 39-106(1), 56-202(b), and 56-209, Idaho Code.

PUBLIC HEARING SCHEDULE: Pursuant to Section 67-5222(2), Idaho Code, public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than June 18, 1997.

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

DESCRIPTIVE SUMMARY: The Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (public law 104-193) abolishes the Job Opportunity and Basic Skills Program which is written under this chapter. This docket proposes to repeal the entire chapter. The chapter will be rewritten under docket number 16-0609-9704.

TEMPORARY RULE JUSTIFICATION: Temporary rules have been adopted in accordance with Section 67-5226, Idaho Code and are necessary in order to comply with deadlines in amendments to governing law or federal programs.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary or proposed rule, contact Penny Robbe at (208) 334-5714.

Anyone can submit written comments regarding this rule. All written comments and data concerning the rule must be directed to the undersigned and must be postmarked on or before June 25, 1997.

DATED this 4th day of June, 1997.

STACI WELSH
Administrative Procedures Coordinator
DHW - Division of Legal Services
450 West State Street, 10th Floor
P.O. Box 83720
Boise, Idaho 83720-0036
(208) 334-5564 phone, (208) 334-5548 fax

THIS CHAPTER IS REPEALED IN ITS ENTIRETY

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE
16.06.09 - RULES GOVERNING THE EMPLOYMENT AND TRAINING PROGRAM
FOR IDAHO RECIPIENTS OF FOOD STAMPS

DOCKET NO. 16-0609-9704

NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary rules are effective July 1, 1997.

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted temporary rules, and proposed regular rulemaking procedures have been initiated. The action is authorized pursuant to Sections 39-106(1), 56-202(b), and 56-209, Idaho Code.

PUBLIC HEARING SCHEDULE: Pursuant to Section 67-5222(2), Idaho Code, public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than June 18, 1997.

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

DESCRIPTIVE SUMMARY: Rules governing both the Job Opportunities and Basic Skills (JOBS) Program and the Job Search Assistance Program (JSAP) have been contained in Title 06, Chapter 09. The Job Opportunities and Basic Skills program is being terminated by the implementation of the Temporary Assistance for Families in Idaho (TAFI) Program required by Public Law 104-193. The rules governing the Job Opportunities and Basic Skills are being repealed under docket number 16-0609-9703.

Job Search Assistance Program continues to be a required program. This docket rewrites IDAPA 16, Title 06, Chapter 09 to include only the rules governing the Job Search Assistance Program. There are no substantial changes to the existing rules governing the Job Search Assistance Program.

The proposed rules include:

A definition of the area of the State to be served by the Job Search Assistance Program.

Requirement that non-exempt recipients of Food Stamps must participate.

A definition of the activities which will meet the participation requirement and limitations on the number of hours of participation which can be required of selected participant groups. The rules prohibit displacement of regular employees by participants who are assigned to unpaid work activities.

The rules define how sanctions for failure to participate will be applied, that good cause for such failure may be determined, and how a participant may correct a failure to participate.

The rules define that child care and other supportive services will be provided to allow participation in required activities. The rules define the limitations of child care and supportive services. The rules define the conditions under which participants may be required to repay improperly expended funds.

TEMPORARY RULE JUSTIFICATION: Temporary rules have been adopted in accordance with Section 67-5226, Idaho Code and are necessary in order to comply with deadline in amendments to governing law or federal programs.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary or proposed rule, contact Patti Campbell at (208) 334-4951.

Anyone can submit written comments regarding this rule. All written comments and data concerning the rule must be directed to the undersigned and must be postmarked on or before June 25, 1997.

DATED this 4th day of June, 1997.

STACI WELSH
Administrative Procedures Coordinator
DHW - Division of Legal Services
450 West State Street, 10th Floor
P.O. Box 83720
Boise, Idaho 83720-0036
(208) 334-5564 phone, (208) 334-5548 fax

TEXT OF DOCKET NO. 16-0609-9704

IDAPA 16
TITLE 06
Chapter 09

**16.06.09 - RULES GOVERNING THE EMPLOYMENT AND TRAINING
PROGRAM FOR IDAHO RECIPIENTS OF FOOD STAMPS**

000. LEGAL AUTHORITY.

Pursuant to Sections 39-106(1), 56-202(b) and 56-209, Idaho Code, the Idaho Legislature has delegated to the Director of the Department of Health and Welfare the responsibility to establish and enforce such rules as may be necessary or proper to administer the education, training and employment programs available to recipients of public assistance. (7-1-97)T

001. TITLE AND SCOPE.

01. Title. These rules shall be cited as Idaho Department of Health and Welfare Rules, IDAPA 16, Title 06, Chapter 09, "Rules Governing the Employment and Training Program for Idaho Recipients of Food Stamps." (7-1-97)T

02. Scope. These rules govern implementation of education, training, and employment requirements of the Hunger Prevention Act of 1988 (Public Law 100-435) and The Food Security Act of 1985 (Public Law 99-198) through the "Job Search Assistance Program (JSAP)"; and the child care and supportive services programs necessary for client participation. (7-1-97)T

002. (RESERVED).

003. ADMINISTRATIVE PROVISIONS.

Contested case appeals shall be governed by Idaho Department of Health and Welfare Rules, IDAPA 16, Title 05, Chapter 03, "Rules Governing Contested Case Proceedings and Declaratory Rulings." (7-1-97)T

004. CONFIDENTIALITY.

The rights of a participant to confidentiality are contained in Idaho Department of Health and Welfare Rules, IDAPA 16, Title 05, Chapter 01, "Rules Governing Protection and Disclosure of Department Records." (7-1-97)T

005. DEFINITIONS.

01. Corrective Action. Client activity designed to demonstrate that failure to comply with program requirements for participation has ceased. (7-1-97)T

02. Department. The Idaho Department of Health and Welfare. (7-1-97)T

03. Displacement. Loss of employment or reduction in hours, wages or benefits for an employee in the regular community work place caused by assigned activities of a participant in JSAP. (7-1-97)T

05. Good Cause. A documented reason for an individual's inability to meet the participation requirements of the Job Search Assistance Program when the individual is not otherwise exempt in accordance with Idaho Department of Health and Welfare Rules, Title 03, Chapter 04, "Rules Governing the Food Stamp Program in Idaho." (7-1-97)T

06. Grievance Procedure. A structured process to investigate and resolve issues of displacement alleged to have resulted from activities of JSAP participants. (7-1-97)T

07. Hunger Prevention Act of 1988 (Public Law 100-435). Establishes the Food Stamp Employment and Training Program (Job Search Assistance Program in Idaho). (7-1-97)T

08. Job Search Assistance Program (JSAP). Education, training and employment program established for food stamp recipients by the Hunger Prevention Act of 1988 and provided in accordance with these rules. (7-1-97)T

09. Mandatory (Nonexempt). A Food Stamp recipient who must be referred for participation in the Job Search Assistance Program. The determination of exemption status and referral is made by medical and financial assistance staff in accordance with Idaho Department of Health and Welfare Rules, Title 03, Chapter 04, "Rules Governing the Food Stamp Program in Idaho." (7-1-97)T

10. Noncompliance. Failure to meet the participation requirements of the Job Search Assistance Program without good cause. (7-1-97)T

11. Participant. A Food Stamp recipient who has been referred to JSAP; or an individual who is closed but who continues to complete an OJT placement or while in a period of transitional support. (7-1-97)T

12. Recipient. An individual who has been determined eligible for Food Stamps by medical and financial assistance staff. (7-1-97)T

13. Sanction. A penalty imposed because of failure to comply with the requirements of the Job Search Assistance Program or Child Support Enforcement. (7-1-97)T

006. (RESERVED).

007. PROGRAM MANAGEMENT.

01. Geographic Availability. JSAP will serve participants in four (4) counties - Ada, Bannock, Canyon and Kootenai. (7-1-97)T

02. Services Only to Recipients. JSAP will not serve food stamp applicants. (7-1-97)T

008. PARTICIPANT RIGHTS.

01. Anti-Discrimination. No person participating in JSAP shall be denied services or be subjected to discrimination on the basis of race, color, national origin, religion, age, gender, or physical or mental disability. Disputes regarding discrimination will be referred to the Department's civil rights/affirmative action officer or may be referred to the Secretary of the Department of Agriculture. (7-1-97)T

02. Access to Hearing. Recipients who are denied or sanctioned shall have access to the Department's established process for fair hearings. The right to a hearing is outlined in accordance with Idaho Department of Health and Welfare Rules, IDAPA 16, Title 03, Chapter 04, Sections 540 through 561, "Rules Governing the Food Stamp Program in Idaho." JSAP participants have ninety (90) days to request a hearing. Unless the hearing is requested to address a noncompliance issue, the client must continue his JSAP assignment pending the hearing. The

hearing officer's decision about participation issues or participants' complaints may be appealed to District Court. The hearing officer's decision about working conditions or worker's compensation can be appealed within twenty (20) days of the receipt of the decision to the Office of Administrative Law Judges, U. S. Department of Labor. The fair hearing process may also be used to resolve participation disputes or complaints and for concerns about work place safety and worker's compensation. (7-1-97)T

009. -- 219. (RESERVED).

220. HOURS OF PARTICIPATION.

The hours of participation for an individual will not include time spent commuting to and from a assigned activity or from a child care provider. (7-1-97)T

221. -- 400. (RESERVED).

401. ASSIGNMENT TO COMPONENT.

JSAP participants shall receive notification in writing of their assignment to component(s) which will fulfill participation requirements. The notification must include an employment goal, a description of the assigned activities, the time frame for completion of the activities and hours scheduled per week for each assigned activity, and a description of any child care or supportive services which will be provided. (7-1-97)T

402. JSAP PROGRAM COMPONENTS.

Components are program activities designed to provide a participant with the education, training and experience necessary to find and maintain employment. A participant may be assigned to more than one (1) component. The following are JSAP components: (7-1-97)T

01. Educational Activity. Educational activities below the post-secondary level include, but are not limited to, high school education or an equivalency certificate program, basic and remedial education, or education in English proficiency for an individual who does not have the oral or written English language skills to permit realization of the employment goal. (7-1-97)T

02. Job Skills Training. Job skills training includes vocational training, or equivalent knowledge and abilities in a specific occupational area. (7-1-97)T

03. Job Readiness. Job readiness activities help prepare a participant for work by assuring that the individual is familiar with general work place expectations, and exhibits work behavior and attitudes necessary to successfully compete in the labor market. (7-1-97)T

04. Group and Individual Job Search. Individual job search includes provision of job-seeking skills training, information and referral, and support and counseling on a one-to-one basis. Group job search includes provision of counseling and training in a group setting where recipients are taught job-seeking skills. Participants must be actively looking for employment. JSAP participants must register for work with the Department of Labor as part of job search activity. (7-1-97)T

05. On-the-job Training (OJT). OJT provides "hands on" training which is expected to result in retention of the participant as a regular employee at the training site. OJT is not provided directly by JSAP. (7-1-97)T

06. Unpaid Work Opportunities. Unpaid work opportunity positions, developed with private or public employers, allow participants to become familiar with the practical expectations and demands of employment and to improve technical skills. Participants are not employed by the placement site but are assigned to positions under the work opportunity agreements. Food Stamp benefits are not compensation for participation in Work Opportunities. Paid employment will have priority over participation in work opportunities. JSAP participants cannot be required to participate in a Work Opportunity position for any hours which exceed the monthly benefit amount divided by the federal minimum wage, but may volunteer for additional work opportunity hours. The work opportunity assignment must be reviewed at thirteen (13) weeks, at six (6) months and at the conclusion of the assignment. (7-1-97)T

07. Idaho Work Experience Program - Paid. Participants are assigned to paid work experience placements to become familiar with the practical expectations and demands of employment and to improve technical

skills. Paid work experience is provided by other employment and training programs and is not provided directly by JSAP. The work experience assignment must be reviewed at thirteen (13) weeks, at six (6) months and at the conclusion of the assignment. (7-1-97)T

403. COMMUNITY WORK FORCE PROTECTION.

Assignments OJT, work opportunity positions or work experience activities must not negatively impact employees in the regular community work force. (7-1-97)T

01. Displacement. Assignment of a JSAP participant must not result in loss or reduction of employment for a regular employee; impairment of existing contracts or collective bargaining agreements; or infringement of promotional opportunities of regular employees. (7-1-97)T

02. Grievance Procedure. The Department will investigate a grievance alleging displacement made by a regular employee in the community work force. If the grievance is not resolved to the satisfaction of the grievant, the grievant may appeal. (7-1-97)T

404. -- 504. (RESERVED).

505. NONCOMPLIANCE.

The Department must determine when a participant failed to comply with participation requirements and whether the participant has good cause for that failure. (7-1-97)T

506. DETERMINING GOOD CAUSE FOR FAILURE TO PARTICIPATE IN JSAP.

A participant with a valid reason for being unable to meet program requirements is said to have "good cause" for not participating. The participant must supply documentation needed for a determination of good cause. (7-1-97)T

507. JSAP INDIVIDUAL/PERSONAL EXEMPTION.

A mandatory participant may receive a deferral from JSAP participation requirements when good cause exists. (7-1-97)T

508. CORRECTIVE ACTION.

In order for a mandatory recipient to requalify for Food Stamp benefits following sanction, the individual must demonstrate that failure to comply has ceased. The client must contact the Department and request an opportunity to comply. The Department may require the client to attend an assigned activity for a two (2) week time period to demonstrate a willingness to participate prior to certifying that failure to comply has ceased. The sanction shall last until the later of the required sanction period or the completion of the assigned corrective action activity. (7-1-97)T

509. -- 599. (RESERVED).

600. CHILD CARE AND OTHER SUPPORTIVE SERVICES.

No payment or reimbursement for child care or for a support service will be made without prior approval. Supportive services will be purchased by vendor payment. (7-1-97)T

601. CHILD CARE AND SUPPORTIVE SERVICES.

Participants are eligible for child care and supportive services necessary to participate in JSAP or to complete corrective action if these services are not otherwise available to the participant without cost. (7-1-97)T

01. Child Care. Child care shall be governed by the rules set forth in Idaho Department of Health and Welfare Rules, IDAPA 16, Title 06, Chapter 12, "Rules Governing the Idaho Child Care Program." (7-1-97)T

02. Supportive Services. The Department may provide, pay for, or reimburse work-related expenses which it determines are necessary to participate in assigned JSAP activities if these services are not otherwise available. JSAP participants are eligible for a maximum monthly expenditure of twenty-five dollars (\$25). (7-1-97)T

602. -- 624. (RESERVED).

625. OVERPAYMENTS - SUPPORTIVE SERVICES.

01. Required Overpayment Recovery. Overpayment recovery must be attempted in all cases involving fraud. Overpayment will be attempted when caused by the failure of the participant to provide information to the Department as required. Recovery may be waived if the costs of the recovery exceed the amount to be recovered.
(7-1-97)T

02. Conditions of Recovery. Recovery may be made by withholding the amount from future expenditures for the same service.
(7-1-97)T

626. -- 999. (RESERVED).

IDAPA 17 - INDUSTRIAL COMMISSION
17.02.02 - RULES GOVERNING SCOPE, COVERAGE, LIABILITY
DOCKET NO. 17-0202-9701

NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary rules are effective July 1, 1997.

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted temporary rules, and proposed regular rule-making procedures have been initiated. The action is authorized pursuant to Section(s) 72-508 and 72-212, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rule-making will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than June 18, 1997.

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

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

This rule sets forth the procedure and form by which employees can exempt themselves from workers' compensation coverage under Section 72-212, Idaho Code. It also provides a mechanism for revocation of the exemption.

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

Compliance with amendments to governing law, and conferring a benefit.

NEGOTIATED RULEMAKING: Pursuant to IDAPA 04.11.01.811, negotiated rule-making was not conducted because the legislature amended Section 72-212, Idaho Code, during the 1997 session, with amendments effective July 1, 1997. Negotiated rulemaking was not feasible because of the amendments to the statute and their effective date.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary and proposed rule, contact Christi Simon, Employer Compliance Manager, Industrial Commission, (208) 334-6000.

Anyone may submit written comments regarding this temporary and proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before July 1, 1997.

DATED this 21st day of April 1997.

Patricia S. Ramey, Commission Secretary
Industrial Commission
317 Main Street
P. O. Box 83720
Boise, Idaho 83720-0041

IDAPA 17
TITLE 02
Chapter 02

17.02.02 - SCOPE, COVERAGE, LIABILITY

000. LEGAL AUTHORITY.

These rules are adopted and promulgated by the Industrial Commission pursuant to the provisions of Sections 72-508 and 72-212, Idaho Code. (7-1-97)T

001. TITLE AND SCOPE.

These rules shall be cited as IDAPA 17.02.02, Scope, Coverage, Liability. (7-1-97)T

002. WRITTEN INTERPRETATIONS.

No written interpretations of these rules exist. (7-1-97)T

003. ADMINISTRATIVE APPEALS.

There is no administrative appeal from decisions of the Industrial Commission in workers' compensation matters, as the Commission is exempted from contested-case provisions of the Administrative Procedure Act. (7-1-97)T

004. -- 009. (RESERVED).

010. DEFINITIONS.

The following definitions shall be used for this rule: (7-1-97)T

01. Adoption. Means the legal process pursuant to state law by which a child's legal rights toward the natural parents are terminated and similar rights are substituted toward the adoptive parent(s). (7-1-97)T

02. Blood. Means the relationship between persons with a common ancestor. (7-1-97)T

03. First Degree of Consanguinity. Means the relationship between parents and their children, regardless of whether the children are related by blood or affinity. For the purposes of this rule, the relationship includes the parents and children of a sole proprietor employer. For the purposes of this rule, adopted children and their adoptive parents are deemed to be within the first degree of consanguinity. (7-1-97)T

04. Marriage. Means the legal union of a man and woman as husband and wife, and includes common-law marriages recognized under Idaho law. (7-1-97)T

05. Stepchildren. Means the children of one (1) of the spouses only. Such children are related to the other spouse by affinity. (7-1-97)T

011. RULES GOVERNING PROCEDURE FOR FILING ELECTION FOR EXEMPTION OR REVOCATION OF EXEMPTION.

01. Authority. Pursuant to Section 72-212, Idaho Code, the Industrial Commission hereby promulgates a rule, including a form designated as IC53 Employee's Election for Exemption or Revocation of Exemption (Appendix A), to establish a procedure by which a family member employee of a sole proprietorship who is related to the sole proprietor employer within the first degree of consanguinity, and who is not residing in the household of the sole proprietor employer, may elect exemption from workers' compensation insurance coverage. It also sets forth the manner in which employees may revoke a previous exemption. (7-1-97)T

02. Filing Requirements.

a. Each person who elects to exempt himself/herself from coverage under Section 72-212(5) of the Idaho Workers' Compensation Law must file a written declaration of such exemption with the Industrial Commission. (7-1-97)T

b. The validity of the election is subject to approval by the Commission. The Commission reserves the right to require verification of all information submitted in the election for exemption form (Appendix A). Fraud or

misrepresentation in the information provided will void the election. (7-1-97)T

c. In order to revoke an election for exemption, a revocation of exemption form must be filed with the Industrial Commission. (7-1-97)T

d. The form for filing an election for exemption or revocation of exemption shall be an IC53 Employee's Election for Exemption or Revocation of Exemption (Appendix A). The form shall be submitted to the Commission on eight and one half by eleven inch (8 1/2" x 11") paper in a format substantially the same as that shown in Appendix A. The form is designated as either an election for exemption or revocation of exemption by checking the appropriate box at the bottom of the form. (7-1-97)T

e. The IC53 Election for Exemption and Revocation of Exemption form must be signed by both the employee and the employer. An original and one (1) copy of the IC53 Election for Exemption and Revocation of Exemption shall be filed with the Commission. Upon approval by the Commission, the copy will be returned to the employee filing for an exemption or revocation of an exemption. (7-1-97)T

f. If the employer is insured, it is the responsibility of the employer to file a copy of the IC53 Election for Exemption or Revocation of Exemption form with the employer's insurance company. (7-1-97)T

g. The effective date of the exemption or revocation of exemption shall be the date the properly completed form is received by the Commission. (7-1-97)T

h. A revocation of exemption is filed with the Commission, or, termination of employment with the designated employer, or, upon the death of the employee, whichever occurs first. (7-1-97)T

012. -- 999. (RESERVED).

IDAPA 17 - INDUSTRIAL COMMISSION

**17.08.16 - IDAHO MINIMUM SAFETY STANDARDS AND PRACTICES FOR LOGGING --
RECOMMENDED SAFETY PROGRAM**

DOCKET NO. 17-0816-9601

NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this agency has adopted a final rule. The action is authorized pursuant to Sections 72-508 and 72-702, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 111, Section 17.08.16.011.19 of this docket was rejected. To view the proposed portion of the rule, refer to Idaho Administrative Bulletin 96-10, pages 280 through 285. The remainder of the docket will become final on July 1, 1997.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.01 - GENERAL SAFETY AND HEALTH STANDARDS - GENERAL PROVISIONS
DOCKET NO. 17-1001-9601
NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 261 through 266. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1001-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 261 through 266.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.01 - SAFETY AND HEALTH RULES FOR PLACES OF PUBLIC EMPLOYMENT
DOCKET NO.17-1001-9701

NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary rules are effective July 1, 1997.

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted temporary rules, and proposed regular rule-making procedures have been initiated. The action is authorized pursuant to Section(s) 72-508, and 72-720, 721, 722, and 723, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rule-making will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than June 18, 1997.

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

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

The Industrial Commission, in cooperation with the Division of Building Safety, proposes adoption of rules to replace IDAPA 17.04.01, General Safety and Health Standards Code 1, which has been repealed in its entirety effective July 1, 1997. IDAPA 17, Title 10, Chapters 1-30, proposed for adoption in 1996 were rejected by the 1997 legislature in SCR 112. IDAPA 17, Title 10, Chapter 01, is proposed for adoption under Docket 17-1001-9701 which immediately follows this notice.

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

Protection of the public health, safety, or welfare.

NEGOTIATED RULEMAKING: Pursuant to IDAPA 04.11.01.811, negotiated rule-making was not conducted because the rules originated in a committee of safety experts from the public and private sectors who spent more than a year revising the 1983 general safety code and developing updated standards and guidelines for public employers to use in providing a safe and healthful workplace for public employees. Senate rejection of the proposed rules in their entirety rendered further negotiated rulemaking unfeasible.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary and proposed rule, contact Mike Poulin, Division of Building Safety, (208) 334-3950. Anyone may submit written comments regarding this temporary and proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before July 1, 1997.

DATED this 21st day of April 1997.

Patricia S. Ramey, Commission Secretary
Industrial Commission
317 Main Street
P. O. Box 83720
Boise, Idaho 83720-0041

TEXT OF DOCKET NO. 17-1001-9701

IDAPA 17
TITLE 10
Chapter 01

17.10.01 - SAFETY AND HEALTH RULES FOR PLACES OF PUBLIC EMPLOYMENT

000. LEGAL AUTHORITY.

These rules are promulgated pursuant to the authority granted the Industrial Commission by Sections 72-508, 72-720, 72-721, 72-722, and 72-723, Idaho Code. (7-1-97)T

001. TITLE AND SCOPE.

01. Title. These rules shall be cited as IDAPA 17, Title 10, Chapter 1, Safety and Health Rules for Places of Public Employment. (7-1-97)T

02. Scope. These rules shall be applicable to places of public employment as defined in Sections 72-205 and 72-207, Idaho Code. (7-1-97)T

002. WRITTEN INTERPRETATIONS.

There are no written statements which pertain to the interpretation of these rules. (7-1-97)T

003. ADMINISTRATIVE APPEALS.

There are no provisions for administrative appeal of these rules. The procedures for appeals in industrial safety matters are prescribed by Sections 72-222 and 72-714 through 72-718, Idaho Code. (7-1-97)T

004. REQUIREMENTS.

01. Safe Workplace. Every employer shall furnish a place of employment free from recognized hazards which may cause serious injury or death to employees. Recognized hazards are those identified by state adopted and nationally recognized codes and standards. (7-1-97)T

02. Safety Devices. Every employer shall furnish and use safety devices and safeguards and shall adopt and use practices, means, methods, operations, and processes which are adequate to render the place of employment safe and free of occupational health hazards. (7-1-97)T

03. Posted Warnings. Every employer shall post warning signs in areas where employees are exposed to injury hazards and shall insure that employees comply with the posted warnings. (7-1-97)T

04. Training and Equipment. No employer shall require an employee to go or be in any place of employment which is unsafe unless that employee has the appropriate training, is properly equipped, and is authorized to go or be in such place. (7-1-97)T

05. Minimum Construction Standards. No employer, owner, or lessee of any real property shall construct or cause to be constructed any place of employment which does not meet the minimum safety requirements of state adopted and nationally recognized codes and standards. (7-1-97)T

06. Training. (7-1-97)T

a. It shall be the responsibility of the employer to establish and ensure a safe and healthful working environment, to establish an accident-prevention program and training program to improve the skill and competency of all employees in the area of safety and occupational health. (7-1-97)T

b. Such training shall include on-the-job instruction in the safe use of powered materials-handling equipment, machine tool operations, use of hazardous/toxic materials, and operation of utility systems prior to assignment to jobs involving such exposures. (7-1-97)T

005. EXTENSION OF TIME.

01. Extensions. An extension of time may be granted by the enforcing agency upon good cause shown. (7-1-97)T
02. 60-Day Limit. An extension of time to comply with the safety and health requirements of these rules and any amendments that may be added from time to time may be granted up to sixty (60) days. (7-1-97)T
03. Limit and Revocation. Such extension of time shall be limited to the particular case or cases covered in the letter of extension and may be revoked for cause. (7-1-97)T
04. Requests. All requests for extension of time shall be made in writing to the Administrator of the Division of Building Safety, P. O. Box 83720, Boise, Idaho 83720-0049. (7-1-97)T

006. SAFETY STANDARDS.

01. Joint Publication. The Idaho Industrial Commission and the Idaho Division of Building Safety, together with safety experts from the public and private sector, have developed and published general safety guidelines for places of public employment. (7-1-97)T
02. Compilation of Standards. These guidelines have been compiled with the purpose of providing employers a resource that consolidates all pertinent safety and occupational health standards into one resource book. These guidelines shall be referred to as the Idaho General Safety and Health Standards (IGSHS). (7-1-97)T

007. ADMINISTRATION.

01. Annual Inspections. All safety inspections of places of public employment carried out pursuant to these rules shall be done according the general guidelines set forth in the Idaho General Safety and Health Standards by personnel of the Division of Building Safety, Industrial Safety Section, on an annual basis. (7-1-97)T
02. Employer Responses. An employer shall respond within twenty (20) days of receipt of any inspection report containing findings. The response shall be made to the Division of Building Safety, Industrial Safety Section, P. O. Box 83720, Boise, Idaho 83720-0049. (7-1-97)T

008. -- 999. (RESERVED).

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.03 - GENERAL SAFETY AND HEALTH STANDARDS - SAFE PLACE STANDARDS
DOCKET NO. 17-1003-9601
NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 267 through 272. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1003-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 267 through 272.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.04 - GENERAL SAFETY AND HEALTH STANDARDS - EGRESS STANDARDS
DOCKET NO. 17-1004-9601
NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 273 through 315. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1004-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 273 through 315.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.05 - GENERAL SAFETY AND HEALTH STANDARDS - PERSONAL PROTECTION
DOCKET NO. 17-1005-9601
NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 316 through 331. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1005-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 316 through 331.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.08 - GENERAL SAFETY AND HEALTH STANDARDS - FIRE SAFETY

DOCKET NO. 17-1008-9601

NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 332 through 358. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1008-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 332 through 358.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.10 - GENERAL SAFETY AND HEALTH STANDARDS - WORK PLACE STANDARDS
DOCKET NO. 17-1010-9601
NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 359 through 461. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1010-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 359 through 461.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.12 - GENERAL SAFETY AND HEALTH STANDARDS
- SANITATION, VENTILATION, AND ILLUMINATION

DOCKET NO. 17-1012-9601

NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 462 through 488. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1012-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 462 through 488.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.15 - GENERAL SAFETY AND HEALTH STANDARDS - OCCUPANCIES

DOCKET NO. 17-1015-9601

NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 489 through 541. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1015-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 489 through 541.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.17 - GENERAL SAFETY AND HEALTH STANDARDS - ELECTRICAL SAFETY
DOCKET NO. 17-1017-9601
NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 542 through 560. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1017-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 542 through 560.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION

17.10.20 - GENERAL SAFETY AND HEALTH STANDARDS - OCCUPATIONAL NOISE EXPOSURE

DOCKET NO. 17-1020-9601

NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 561 through 571. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1020-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 561 through 571.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION

17.10.22 - GENERAL SAFETY AND HEALTH STANDARDS - SAFETY MARKING STANDARDS

DOCKET NO. 17-1022-9601

NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 572 through 585. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1022-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 572 through 585.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.24 - GENERAL SAFETY AND HEALTH STANDARDS - RADIATION SAFETY
DOCKET NO. 17-1024-9601
NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 586 through 597. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1024-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 586 through 597.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.25 - GENERAL SAFETY AND HEALTH STANDARDS - MATERIALS SAFETY
DOCKET NO. 17-1025-9601
NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 598 through 701. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1025-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 598 through 701.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.27 - GENERAL SAFETY AND HEALTH STANDARDS - EQUIPMENT SAFETY
DOCKET NO. 17-1027-9601
NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 702 through 848. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1027-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 702 through 848.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 17 - INDUSTRIAL COMMISSION
17.10.30 - GENERAL SAFETY AND HEALTH STANDARDS
- TOXIC AND HAZARDOUS SUBSTANCES

DOCKET NO. 17-1030-9601

NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule was rejected on March 19, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that this rule has been adopted as a final rule by the Legislature. The action is authorized pursuant to Sections 72-508 and 72-720, 72-721, 72-722, and 72-723, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to Senate Concurrent Resolution No. 112, the 1997 Legislature rejected this docket. To view the proposed rule, see the Idaho Administrative Bulletin, Volume 96-8, pages 849 through 916. The rules for general safety and health in the public sector are now contained in IDAPA 17.10.01, Safety and Health Rules for Places of Public Employment, being promulgated in Docket No. 17-1001-9701, in this volume of the Bulletin.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this final rule, contact Mike Poulin, Division of Building Safety, Industrial Safety Section, (208) 334-3950.

DATED this 15th day of April, 1997

Patricia Ramey
Commission Secretary
P.O. Box 83720
Boise, ID 83720-0041

**Docket No. 17-1030-9601 Was Rejected
by Senate Concurrent Resolution No. 112.**

**The Proposed Text of this Docket Published in the
Idaho Administrative Bulletin, August 7, 1996,
Volume 96-8, Pages 849 through 916.**

**See Docket No. 17-1001-9701 in this Volume
for Rules Governing General Safety and Health
in the Public Sector.**

IDAPA 28 - PERSONNEL COMMISSION
28.01.01 - RULES OF THE IDAHO PERSONNEL COMMISSION
DOCKET NO. 28-0101-9701

NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary rules are effective July 1, 1997.

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted temporary rules, and proposed regular rule-making procedures have been initiated. The action is authorized pursuant to Section 67-5309, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rule-making will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than June 18, 1997.

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

DESCRIPTIVE SUMMARY: The following is a statement in nontechnical language of the substance of the proposed rule:

The substantive amendments in this rule-making are necessitated by the passage of House Bills 216 and 217 (1997). Rule 093 is amended to reflect that if ten (10) or fewer applications are received for a class, then the examination may be waived by the state personnel director. Rule 111 is amended to reflect that ten (10) eligibles shall be certified to departments for hiring, but that a register with at least five (5) eligibles shall be sufficient. Rule 200 is amended to reflect that the grievance procedure has been changed to a two-track process. One track, the Problem-Solving Track, is for nondisciplinary matters, and it is a chain-of-command process requiring meetings with the immediate supervisor, up to two additional levels of management, and a decision from the appointing authority. The other track, the Due Process Track, is for disciplinary matters (dismissals, suspensions without pay, demotions, and involuntary transfers), and it requires the employee receive notice and an opportunity to respond before a decision is made. The new two-track process also eliminates the impartial review requirement, and adds an optional mediation step if both sides agree. Rule 220 is amended to reflect that when a state employee seeks a transfer to another department or agency, the hiring department or agency may inspect the employee's service record maintained by the Personnel Commission. Rule 250 is amended to reflect that employees who serve as mediators during problem-solving or due process proceedings are placed on paid leave. The amendments to Rule 072 are purely technical corrections of outdated citations.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning this rule, contact Deputy Attorney General Thorpe P. Orton, at (208) 334-3596.

Anyone may submit written comments regarding this rule. All written comments and data concerning the rule must be directed to the undersigned and must be postmarked or delivered on or before June 25, 1997.

Dated this 22nd day of April, 1996.

Idaho Personnel Commission
700 West State Street
P.O. Box 83720
Boise, ID 83720-0066
(208) 334-2263
FAX (208) 334-3182

TEXT OF DOCKET NO. 28-0101-9701

072. OPERATION OF COMPENSATION PLAN.

01. Authorized Pay Rate. No employee in the state classified service shall be paid at a rate less than the minimum nor greater than the maximum rate of the pay grade assigned to the class, except as provided in Rules 046, 072.07, and Section 67-5309C(~~ba~~)(~~iii~~), Idaho Code. (~~6-18-95~~)(7-1-97)T

02. Entrance Salary. The entrance salary for a new appointee shall be the minimum rate of the pay grade allocated to the employee's class except when necessary to hire a particularly qualified individual. (Ref. Section 67-5309C(~~ea~~)(i), Idaho Code). (~~7-1-94~~)(7-1-97)T

03. Salary After Reappointment from Layoff. An employee appointed from a layoff register (Rules 101.01. and 145) shall be paid at the current pay grade for the classification to which reappointed and at the same payrate he or she received immediately preceding layoff. (7-1-94)

04. Salary Upon Transfer. (7-10-88)

a. A transfer between departments (Rule 126) in the same class or one of equal pay grade shall have no effect on the employee's salary unless a lower rate is negotiated between the employee and the appointing authority. (7-1-94)

b. If the transfer is to a class of lower pay grade (demotion), the employee's salary is negotiable between the employee and appointing authority up to the employee's current salary immediately preceding transfer not to exceed the maximum rate for the lower pay grade. (7-1-94)

c. When necessary to transfer a particularly qualified individual, the appointing authority may make the transfer at a higher pay rate within the assigned pay grade. (7-1-94)

05. Salary Upon Reinstatement. (7-10-88)

a. Except as otherwise provided in the following rule, the salary of a reinstated employee (Rule 125) is negotiable between the employee and appointing authority in the current pay grade for the class in which the employee has reinstatement privileges up to the pay rate the employee last received while in that class. The negotiated amount cannot exceed the maximum rate of the pay grade for the class to which the employee is reinstated. If reinstatement would cause a current employee to lose salary, his or her salary may be protected to its current level not to exceed the maximum pay rate of the assigned pay grade. (7-1-94)

b. When necessary to reinstate a particularly qualified individual, the appointing authority may make the reinstatement at a higher pay rate within the assigned pay grade. (7-1-94)

06. Salary Upon Upward Reallocation. When a class is reallocated upward, employees shall receive their current hourly rates or the lowest rate of their assigned pay grade, whichever is greater. (7-1-94)

07. Salary Upon Downward Reallocation. When a class is reallocated downward the employee's salary shall be protected and shall be "frozen" above the highest rate of the pay grade to which the classification is assigned, if necessary. (7-1-94)

08. Salary Upon Return from Military Duty. An employee who returns to state service from active military duty in accordance with the provisions of Sections 65-511 or 65-512, Idaho Code, shall be paid at the same rate in the current pay grade for the classification to which he or she was assigned prior to leaving for military service. (7-1-94)

(BREAK IN CONTINUITY OF SECTIONS)

093. CONDUCT AND RATING OF EXAMINATIONS INCLUDING VETERANS' PREFERENCE POINTS.

01. Designation of Examiners. The examinations shall be conducted and rated by persons designated by the state personnel director. (8-1-81)

02. Scoring of Examinations. Each examination shall be rated for final scores on the basis of one hundred (100) point maximum. The passing point for final scores shall be seventy (70). The Personnel Commission staff shall use appropriate statistical and professional techniques and procedures in determining passing points and final scores. (4-5-85)

03. Veterans' Preference. (4-5-85)

a. Veterans' and disabled veterans' points, when applicable under state law, shall be added to the final score achieved in the examinations, notwithstanding the fact that the augmented final score may exceed one hundred (100) points. Veterans' preference points are only applicable when the applicant is a resident of Idaho. (Ref. Sections 65-502 and 67-5309(e), Idaho Code) (4-5-85)

b. Veterans' and disabled veterans' preference points shall not be added to the raw score in order to achieve a passing score. (4-5-85)

04. Failing Score. Failure in any part of the examination may disqualify the applicant in the entire examination and from having his or her name placed on the register. Final scores shall be computed in accordance with weights assigned the individual factors in the total examination. (4-5-85)

05. Use of Alternate Announcement. An examination may be rated for another class under current announcement at the discretion of the state personnel director. (4-5-85)

06. Waiver of Examination. Notwithstanding other provisions in these rules, when ~~five (5)~~ ten (10) or fewer applications are received for a class and there is no existing register, the announced examination may be waived by the state personnel director. Applicants meeting minimum qualifications shall be eligible for appointment and their placement on the register shall take into account veterans' preference. When using registers developed in this manner, appointing authorities shall provide the opportunity for placement interviews for each applicant on the register. (~~7-1-93~~)(7-1-97)T

07. Examination Upon Reclassification. An employee occupying a position which is reclassified (Rule 067.01) may be required at the discretion of the state personnel director to pass an examination for the class to which reclassified. (4-5-85)

(BREAK IN CONTINUITY OF SECTIONS)

111. NUMBER OF NAMES ON REGISTER.

The Personnel Commission staff shall certify from the eligibility register, in the order of their scores, a sufficient number of names so that the appointing authority shall be able to select for appointment from among ~~five (5)~~ ten (10) eligibles successively for each position to be filled. If an appointment is to be made to one (1) position only, the top ~~five (5)~~ ten (10) available eligibles shall be certified. If appointments are to be made to more than one (1) position, one (1) additional name shall be added for each vacancy so that the appointing authority shall have ~~five (5)~~ ten (10) names to consider for each vacancy. The names of all eligibles with scores identical to the ~~fifth~~ tenth ranking eligible on the register shall be arranged in alphabetical order and certified as a single eligible for selection purposes. A register with at least five (5) eligibles shall be adequate. (~~4-5-85~~)(7-1-97)T

(BREAK IN CONTINUITY OF SECTIONS)

200. GRIEVANCES-PROBLEM-SOLVING AND DUE PROCESS PROCEDURES.

01. Overview of Procedures. The problem-solving and due process procedures are different procedures. The problem-solving procedure deals with nondisciplinary matters. Nondisciplinary matters are job-related matters other than dismissals, suspensions without pay, demotions, and involuntary transfers. The problem-solving procedure is a chain-of-command procedure, generally requiring the employee to meet with the immediate supervisor, file for problem-solving, meet with up to two (2) additional levels of management, and receive a final decision from the department head. The due process procedure deals with the disciplinary matters set forth in Idaho Code Section 67-5315(2), dismissals, suspensions without pay, demotions, and involuntary transfers. The due process procedure generally requires the employee receive notice and an opportunity to respond before a disciplinary decision is made by the department. (7-1-97)T

02. Establishment of Departmental Grievance Problem-Solving and Due Process Procedures. Establishment of Procedure. Each participating department shall maintain a written employee grievance problem-solving and due process procedures, which have been approved by the Idaho Personnel Commission state personnel director for conformity to law and this section. The procedure shall contain statements encouraging employees to use the procedure for any work-related problems, and encouraging resolution of the grievance at the lowest management level possible within the organization. Two or more employees may file a single grievance. Retaliation for filing a grievance, for participating as a witness, representative or impartial reviewer shall be expressly prohibited. (2-6-92)(7-1-97)T

03. Eligibility and Time for Filing of Grievance Under Problem-Solving Procedure. Any classified employee with permanent, provisional or entrance probationary status may file a grievance under the problem-solving procedure as defined by Section 67-5315(1), Idaho Code. An employee shall file a grievance under the problem-solving procedure in writing not later than five (5) working days after being notified of a grievable action or becoming aware of a grievable nondisciplinary matter which may be handled through the problem-solving procedure; however, if the grievance filing alleges an ongoing pattern of harassment or illegal discrimination, the grievance it shall be considered timely if filed within five (5) working days after the last allegedly offensive action. The time limit for filing the grievance shall be extended due to the employee's illness or other approved leave, up to five (5) days after return to the job. The department may accept a grievance filing that is or appears to be filed late, though the employee waives the any right of review by the Commission by not complying with the time limit for filing the grievance (ref. Section 67-5315(3), Idaho Code). Department policies may provide for waiver of time elements or any intermediate step of the grievance problem-solving procedure upon mutual agreement of the employee and appointing authority. (7-1-87)(7-1-97)T

04. Elements of the Problem-Solving Procedure. The procedure shall contain a statement from the department head encouraging employees to use the procedure for any nondisciplinary, job-related matters, and encouraging the employee, supervisors, and upper-level managers and administrators to resolve the matter at the lowest management level possible within the organization. The statement shall also provide a means whereby department representatives can obtain timely authority, if needed, to resolve the matter. Each department grievance The procedure shall encourage require the employee to make a reasonable attempt to discuss a grievable the issue with the immediate supervisor before the filing of the grievance. After a written filing is received, The procedure may provide for the use of a mediator after the grievance is filed, upon agreement of the agency and employee. The procedure shall also provide that, after the grievance is filed, there shall be for no more than two (2) steps meetings with such additional levels of management as are appropriate in the department, and impartial review by a single reviewer or a panel of three. In the event the employee and the department cannot agree on the number of reviewers, the employee's preference shall be honored. Impartial reviewers shall not be employees of the grievant's department and shall be chosen from lists maintained by the Personnel Commission. Unless the parties agree otherwise, the Commission shall provide the names of two more reviewers than are needed and each party shall strike one name. The procedure shall also provide for the use of an impartial mediator upon agreement by the employee and department. Timelines shall not exceed five (5) working days between each step. The procedure shall also inform the employee that he or she is entitled to be represented by a person of the employee's own choosing at each step of the procedure, except the initial informal discussion with the immediate supervisor. Two (2) or more employees may join

in a single filing under the problem-solving procedure. Retaliation for filing under the problem-solving procedure, for participating as a witness, or representative shall be expressly prohibited. This procedure shall not apply to unsatisfactory performance during entrance or promotional probation (ref. Sections 67-5309(j), 67-5315(1), Idaho Code; IDAPA 28.01.01.150 through 154). (7-1-93)(7-1-97)T

~~04. Grievances Involving Confidential Information. If the department maintains files or records that are required to remain confidential by law, the department's policy may provide that the impartial reviewer(s) shall be department employee(s) chosen from lists maintained by the Personnel Commission if the grievance involves the review of confidential information.~~ (7-10-88)

~~05. Grievances Filings Alleging Sexual Harassment or Other Illegal Discrimination. Each department's grievance policy problem-solving procedure shall provide an optional alternative procedure for an employee to file grievances that allege allegations of sexual harassment or discrimination based on race, color, sex, national origin, religion, age, or handicap disability. The procedure shall expressly prohibit sexual harassment and discrimination. Employees shall be informed of their right to file complaints with the Idaho Human Rights Commission. The alternative procedure shall designate a specific person or persons to receive and investigate such grievances filings, and shall require that the investigation and resolution of them be conducted with maximum regard for confidentiality.~~ (6-11-89)(7-1-97)T

~~06. Responsibilities of Impartial Reviewer(s). The reviewer(s) shall consolidate and consider all the grievances filed by an employee that are ready for impartial review. The impartial reviewer(s) shall determine the procedure for the impartial review, taking into account the desires of the grievant and department, and shall determine whether information is relevant to the grievance. The impartial reviewer(s) shall attempt to mediate a solution to the grievance, if possible. The impartial reviewer(s) may question the grievant, department representative, or witness. In grievances involving discipline, questioning shall be done in the presence of both parties unless both the grievant and the department agree that one or more individuals may be questioned by the impartial reviewer(s) alone. If there is a private interview by the impartial reviewer(s), a summary of the information obtained shall be provided to the grievant and department, with an opportunity to respond. At the conclusion of the review, the impartial reviewer(s) shall issue a decision to the director and the grievant explaining the issue involved in the grievance, the facts believed to be true by the reviewer(s), an analysis, and recommendations for the final department response to the grievance. Elements of Due Process Procedure. A department must provide notice and an opportunity to respond before making a decision to impose any disciplinary sanction set forth in Idaho Code Section 67-5315(2). With respect to notice, a department must provide notice of the contemplated action, the basis for the contemplated action, and an explanation of the evidence supporting the contemplated action. The notice shall be provided to the employee and state personnel director concurrently. With respect to the opportunity to respond, the employee must be given the opportunity to respond to the notice and present reasons why the contemplated action should not be taken. The opportunity to respond shall not occur later than ten (10) working days after the employee has received notice, unless both the employee and department agree otherwise in writing. After the employee has responded, or after the period to respond has expired or has been waived in writing by the employee, whichever occurs first, the appointing authority, or designee, shall make and implement the department's decision not later than three (3) working days thereafter. The procedure shall inform the employee of his or her right to be represented by a person of the employee's own choosing during the opportunity to respond. The procedure shall also provide for the use of an impartial mediator upon agreement by the employee and department. The procedure does not apply to unsatisfactory performance during entrance and promotional probation (ref. Sections 67-5309(j), 67-5315(2), Idaho Code; IDAPA 28.01.01.150 through 154). The due process procedure is complete when the appointing authority, or designee, mails or delivers a decision to the affected employee. The decision shall also be sent to the state personnel director concurrently.~~

(2-6-92)(7-1-97)T

~~07. Director's Decision. The grievance procedure shall be complete when the director has received the recommendations of the impartial reviewer(s) or investigator (ref. 200.05) and mails or delivers a decision to the grievant.~~ (7-1-87)

~~0807. Notification. A copy of the approved grievance problem-solving and due process procedures shall be furnished and explained to each employee with permanent, provisional or entrance probationary status in the department concerned.~~ (7-1-87)(7-1-97)T

~~0908. Assistance to Departments. The state personnel director shall assist departments whenever~~

requested in the development or revision of their departmental ~~grievance~~ problem-solving and due process procedures.
~~(7-1-87)~~(7-1-97)T

(BREAK IN CONTINUITY OF SECTIONS)

220. RECORDS.

01. Employee Service Records. (7-1-93)

a. For each employee in classified service, the Personnel Commission staff shall maintain a service record which shall include a copy of all personnel transactions pertinent to the employee's employment history. (4-5-85)

b. Service records or a microfilmed facsimile thereof for classified employees shall be maintained permanently by the state personnel director. (4-5-85)

c. Any employee may at all reasonable times during business hours review his or her service record maintained in the Idaho Personnel Commission in Boise or maintained in any department. Except for material used to screen and test for employment, all information maintained in an employee's service record shall be made available to the employee or designated representative upon request. File contents may be corrected if found in error according to the procedure contained in Section 9-342, Idaho Code. (12-10-90)

02. Administrative Records. The state personnel director shall permanently maintain a record or a microfilm facsimile of the proceedings of the Personnel Commission and a record of all hearings of appeals.(4-5-85)

03. Employee Personnel Action Documents. The appointing authority shall furnish each employee with a copy of every personnel action affecting the employee's status, pay, tenure, or other terms and conditions of employment, including performance evaluations. (4-5-85)

04. Transfers Between Departments. When an employee seeks a transfer between departments or agencies, the appointing authority of the hiring department or agency shall be entitled to examine the employee's service record before the hiring decision is made. (7-1-97)T

(BREAK IN CONTINUITY OF SECTIONS)

250. SPECIAL LEAVES.

01. Leave of Absence Without Pay. (7-1-93)

a. Approval. An employee may, at the discretion of the appointing authority, be granted leave without pay for a specified length of time when such leave would not have an adverse effect upon the department. The request for leave must be in writing and must establish reasonable justification for approval. (4-5-85)

b. Reemployment. The appointing authority approving the leave of absence assumes full responsibility for returning the employee to the same position or to another position in a classification allocated to the same pay grade for which the employee meets minimum qualifications. (7-1-87)

c. Exhaustion of Accrued Leave. Whether the employee is required to exhaust accrued vacation leave, earned administrative leave or compensatory time off for overtime before commencing leave is the appointing authority's option. (7-1-87)

d. Resignation. If vacation leave, earned administrative leave and compensatory time off for overtime

are not exhausted and the employee resigns from state service while on leave, he or she shall be paid for such accruals in accordance with Sections 67-5337 and 67-5329(3), Idaho Code. (7-1-87)

02. Leave of Absence to Assume a Nonclassified Position. (7-1-93)

a. Approval. A leave of absence without pay may be granted to a classified employee to assume a nonclassified position in state service. Such leave of absence shall not extend beyond the time the employee would be eligible for reinstatement to classified service. (Ref. Rule 125.01.a.). (7-1-87)

b. Credited State Service. An employee returning from a leave of absence granted to assume a nonclassified position shall be allowed classified credited state service for the leave in the class from which he or she was granted the leave of absence. Credit shall not exceed time limits established above. (4-5-85)

03. Leave Defaults. When an employee does not have accrued sick or vacation leave to cover an entire absence that is attributed to sick or vacation leave, respectively, the following leave types shall be used to the extent necessary to avoid leave without pay: accrued compensatory time; earned administrative leave; vacation. (7-1-87)

04. Military Leave with Pay. Employees who are members of the national guard or reservists in the armed forces of the United States who are directed by proper military authority to participate in ordered and authorized field training under the National Defense Act shall receive military leave with pay for a maximum fifteen (15) working days in any one (1) calendar year. Such leave is exclusive of vacation and sick leave and compensatory time off for overtime. (Ref. Section 46-216, Idaho Code). (4-5-85)

05. Military Leave Without Pay. An employee whose employment is reasonably expected to continue indefinitely, and who leaves his or her position either voluntarily or involuntarily in order to perform active military duty, has reemployment rights as defined in Rule 125.04. The employee shall either be separated from state service or placed in "inactive" status, at the option of the appointing authority. (12-10-90)

06. Administrative Leave with Pay. At the discretion of the appointing authority, an employee may be granted administrative leave with pay when such leave is in the best interest of the department. (4-5-85)

07. Earned Administrative Leave. (7-1-93)

a. Authority for Use. In any week that an employee would be compensated an amount greater than forty (40) hours times the employee's regular rate of pay, an appointing authority may allow the employee to accumulate earned administrative leave to the extent necessary to reduce the cash compensation to forty (40) hours. An appointing authority may allow a part-time employee to accumulate earned administrative leave for the hours worked between the regularly-scheduled hours and forty (40) hours. (7-1-87)

b. Ineligible Employees. Employees who are ineligible for cash compensation and compensatory time for overtime work are ineligible for earned administrative leave. (Ref. Section 67-5329(1), Idaho Code). (12-10-90)

c. Payment and Credited State Service. Earned administrative leave balances shall be paid upon transfer or separation. When taken, hours of EAL shall accrue credited state service, as well as sick and vacation leave. (7-1-87)

08. Court and Jury Services and ~~Grievance~~ Problem-Solving and Due Process Leave. ~~(7-1-93)~~(7-1-97)T

a. Connected with Official State Duty. When an employee is subpoenaed or required to appear as a witness in any judicial or administrative proceeding in any capacity connected with official state duty, he or she shall not be considered absent from duty. The employee shall not be entitled to receive compensation from the court. Expenses (mileage, lodging, meals, and miscellaneous expenses) incurred by the employee shall be reimbursed by his or her respective department in accordance with state travel regulations. (12-10-90)

b. Private Proceedings. When an employee is required to appear as a witness or a party in any proceeding not connected with official state duty, the employee shall be permitted to attend. Department policy shall

determine whether the employee is required to use accrued leave or leave without pay. (12-10-90)

c. Jury Service. When an employee is summoned by proper judicial authority to serve on a jury, he or she shall be granted a leave of absence with pay for the time which otherwise the employee would have worked. The employee shall be entitled to keep fees and mileage reimbursement paid by the court in addition to salary. Expenses in connection with this duty are not subject to reimbursement by the state. (7-1-87)

d. ~~Grievance Proceedings~~ Problem-solving and due process procedures. Any employee who has been requested to serve ~~on a grievance panel as a mediator~~ as provided by a departmental ~~grievance~~ problem-solving or due process procedure or to appear as a witness or representative ~~before such a panel~~ during such a proceeding shall be granted leave with pay, without charge to vacation leave or compensatory time off for overtime, to perform those duties. (4-5-85)(7-1-97)T

e. Notification. An employee summoned for court and jury service or requested to serve as a grievance panelist, witness, or representative shall notify his or her supervisor as soon as possible to obtain authorization for leave of absence. (7-1-87)

09. Election Leave. When requested by an employee, an appointing authority shall grant leave with pay, without charge to vacation leave or compensatory time off for overtime, for voting in primary, general, municipal, school, or special elections in those instances where the employee's work would interfere with his or her being able to vote. (4-5-85)

10. Religious Leave. Appointing authorities shall make reasonable accommodations to an employee's need for leave for religious observances. Such leave shall be charged to the employee's accrued vacation leave or compensatory time off for overtime. (4-5-85)

11. Leave During Facility Closure or Inaccessibility. (7-1-93)

a. Authorization. When a state facility is closed or declared inaccessible because of severe weather, civil disturbances, loss of utilities or other disruptions, affected employees shall be authorized administrative leave with pay (ref. Rule 250.06) to cover their scheduled hours of work during the closure or inaccessibility. (4-5-85)

b. Compensation for Extra Hours Worked. An employee who works at a state facility during declared closure or inaccessibility shall be, in addition to regular salary, granted time off equal to the number of hours worked. If overtime is involved, it shall be compensated as provided by Section 67-5329, Idaho Code. (4-5-85)

c. Early Release. When a severe storm occurs during the day, and the appointing authority or designated representative authorizes early release of employees, the resulting time off shall be charged to administrative leave with pay (ref. Rule 250.06). (4-5-85)

IDAPA 33 - IDAHO REAL ESTATE COMMISSION
33.01.01 - RULES THE IDAHO REAL ESTATE COMMISSION
DOCKET NO. 33-0101-9701
NOTICE OF PROPOSED RULES

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has proposed rule-making. The action is authorized pursuant to Section(s) 54-2027, 54-2029 and 54-2036, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rule-making will be held as follows:

Thursday, July 17, 1997 at 2:00 p.m.
The Idaho Real Estate Commission Office
633 N. 4th, Boise, Idaho

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

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rule-making:

Proposed rules will increase real estate license fees from \$180 (which includes the twenty dollar (\$20) fee prescribed in Sections 54-2035A, Idaho Code), to \$200 (which also includes the twenty dollar (\$20) statutory fee). The proposed fee increase is to offset increased costs to the agency. Another proposed rule will make a technical amendment to improve mailing of certain notices to licensees regarding errors and omissions insurance compliance.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased:

Proposed rules would increase license fees for all active and inactive brokers, associate brokers and salespersons from \$180 (which includes the twenty dollar (\$20) fee prescribed in Sections 54-2035A, Idaho Code), to \$200 (which also includes the twenty dollar (\$20) statutory fee). Sections 54-2029 and 54-2036, Idaho Code, authorize biennial license fees which do not exceed \$200, exclusive of the \$20 fee prescribed by Section 54-2035A. This proposed rule still is below the fee ceiling set by the legislature.

NEGOTIATED RULE-MAKING: Pursuant to IDAPA 04.11.01.811, negotiated rule-making was not conducted because the subject matter is more appropriate for proposed rule-making and will decrease costs to the Commission.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Jeri Pyeatt, Executive Director, of the Idaho Real Estate Commission at (208) 334-3285.

Anyone may submit written comments regarding this proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before July 17, 1997.

DATED this Wednesday, April 23, 1997.

Jeri Pyeatt, Executive Director
Idaho Real Estate Commission
633 North Fourth Street
Boise, ID 83702-0077
(208) 334-3285, TRS 1 800 377-3529,
FAX (208) 334-2050

TEXT OF DOCKET NO. 33-0101-9701

101. APPLICATION FOR SALESMAN LICENSURE.

An initial salesman's license shall be issued to an applicant upon meeting all of the requirements. (Previously Rule 2,2,0). (7-1-93)

01. Application Deadline. The applicant shall have a period of three (3) months after the date of taking and passing the examination in which to initiate the license by making proper application, meeting the education requirements and all other license requirements and paying the license fee. Failure to apply for the initial license within this three (3) month period will require the applicant to submit another examination application and fee and pass the examination again. (Previously Rule 2,2,1). (3-20-97)

02. High School Graduation or Equivalency Certificate. Proof of graduation from an accredited high school or a High School Equivalency Certificate must be submitted with the license application. (Previously Rule 2,2,2). (7-1-93)

03. Prelicense Education. The salesman license applicant shall successfully complete Commission approved courses in "Essentials of Real Estate," plus "Real Estate Practices" prior to applying for a license. Such courses need not be completed prior to taking the written license examination. Proof of successful completion of the required education shall be submitted with the license application. Commission approved courses, commonly known as "Essentials of Real Estate" and "Practices of Real Estate," must have been successfully completed within a five (5) year period immediately preceding the receipt date of the application. Each course must consist of at least forty-five (45) classroom hours, for a total of ninety (90) classroom hours, in subjects outlined in Section 54-2029, Idaho Code. The Commission may in its discretion waive such five (5) year period. Courses consisting of the same number of classroom hours as Idaho courses in "Essentials" and "Practices" which are completed out of state, may be approved for salesman applicants providing the subjects outlined in Section 54-2029, Idaho Code, are included. Study of the provisions of the law and rules pertaining to the state in which the course is taken may be accepted in lieu of a study of the provisions of this act and rules. (Previously Rule 2,2,3). (7-1-93)

04. Fee. The fee for an initial salesman license shall be ~~one hundred eighty dollars (\$180)~~ two hundred dollars (\$200) which includes the twenty dollars (\$20) prescribed in Section 54-2035A, Idaho Code. (Previously Rule 2,2,4). (7-1-93)()

05. Limited to One Broker. A sales associate may be licensed under and associated with only one broker at a time. (Previously Rule 2,2,5). (7-1-93)

06. Supervision, Effective Date, Incomplete Application. A broker shall not allow any person to act as a sales associate representing said broker unless that person and the designated broker have first received final approval of the sales associate's application for licensure from the Commission. A broker is required to make application to the Commission on the proper form when licensing a sales associate. The effective date of the newly issued license shall be the date the properly completed forms and fees are received at and approved by the Commission. The newly issued license will be mailed to the broker's office. Any incomplete forms or lack of proper fees shall result in the documents being returned to the applicant for correction and no license will be issued until properly submitted. All licenses, original, changed and renewed must be signed by the licensee to be valid. (3-20-97)

07. Fingerprints. Effective August 1, 1992, every applicant for a real estate salesperson license shall be fingerprinted by a duly authorized law enforcement agency and said fingerprints shall be filed with the Idaho Real Estate Commission for the purpose of determining whether the qualifications as set forth in Idaho Code are fulfilled. These fingerprints may be forwarded to the Federal Bureau of Investigation, Identification Division, and/or the Department of Law Enforcement of the state of Idaho for processing. The fee charged for these services must be paid by the applicant. (Previously Rule 2,2,7). (3-20-97)

08. Errors and Omissions Insurance. Effective December 31, 1993, every applicant for a real estate salesman's license shall, as a condition of licensure, carry errors and omissions insurance in accordance with Section 54-2029A, Idaho Code, and with these rules. (12-31-93)

102. APPLICATION FOR BROKER LICENSURE.

An initial broker's license shall be issued to an applicant upon meeting all of the following requirements. (Previously Rule 2,3,0). (7-1-93)

01. Application Deadline. The applicant shall have a period of three (3) months after the date of taking and passing the examination in which to initiate the license by making proper application, meeting the education requirements, and paying the license fee. Failure to apply for the initial license within this three (3) month period will require the applicant to submit another examination application and fee and pass the examination again. (Previously Rule 2,3,1). (7-1-93)

02. High School Graduation or Equivalency Certificate. Proof of graduation from an accredited high school or a High School Equivalency Certificate must be submitted with the license application. (Previously Rule 2,3,2). (7-1-93)

03. Prelicense Education. Proof that the required education in real estate courses has been successfully completed by the applicant must be submitted with the license application. Broker applicants shall provide proof of successful completion of a minimum of four (4) courses consisting of a total of at least ninety (90) classroom hours of approved real estate courses in addition to the "Essentials" and "Practices" courses required for a salesman's license. Note: A broker applicant who has maintained a salesman's license, originally issued prior to January 1, 1989, is exempt from the salesman's prelicense "Practices" course. All courses must have been completed within a five (5) year period immediately preceding the receipt date of the application. The Commission may in its discretion waive such five (5) year period. Approved courses must be comprised of twenty (20) or more classroom hours each. A list of certified courses will be available from the Commission office. (Previously Rule 2,3,3). (7-1-93)

04. Experience and Experience Waivers. The broker license applicant must have active license experience as a salesman for at least two (2) years within five (5) years prior to the application date, except, the Commission may waive all or part of the two (2) year requirement based on education and/or experience in a related industry, as prescribed in subsection B(2) of Section 54-2029, Idaho Code. (Previously Rule 2,3,4). (7-1-93)

05. Report of Listings and Sales. The broker license applicant may be required to furnish a report of listings and sales accomplished by the applicant during at least two (2) within the last five (5) years of licensure immediately prior to the application date. This list is to be certified correct by the broker or brokers with whom the applicant has been associated. (Previously Rule 2,3,5). (3-20-97)

06. Fee. The fee for an initial broker's or associate broker's license (effective January 1, 1993) is ~~one hundred eighty dollars (\$180)~~ two hundred dollars (\$200), which includes the twenty dollars (\$20) prescribed in Section 54-2035A, Idaho Code. (Previously Rule 2,3,6). (7-1-93)()

07. Business Name. A broker shall not conduct business under any name other than the one in which the license is issued. Current licenses of the broker and all associates licensed with the broker shall be prominently displayed in the office designated as the place of business on the application or change of address form, whichever is latest. No other location may be used as an office until proper notice is acknowledged by the Commission. An individual may not be licensed as designated broker for more than one (1) corporation unless all corporations conduct business from the same main office location. (Previously Rule 2,3,7). (3-20-97)

08. Same Address as Other Broker. More than one individually licensed broker may operate an office at the same address. Each broker shall operate under a business name which clearly identifies the broker as an individual within the group of brokers. (Previously Rule 2,3,8). (7-1-93)

09. Fingerprints. Effective August 1, 1992, every applicant for a real estate broker license shall be fingerprinted by a duly authorized law enforcement agency and said fingerprints shall be filed with the Commission for the purpose of determining whether the qualifications as set forth in Idaho Code are fulfilled. These fingerprints may be forwarded to the Federal Bureau of Investigation, Identification Division, and/or the Department of Law Enforcement of the state of Idaho for processing. The fee charged for these services must be paid by the applicant. (Previously Rule 2,3,9). (3-20-97)

10. Errors and Omissions Insurance. Effective December 31, 1993, every applicant for a real estate

broker's license shall, as a condition of licensure, carry errors and omissions insurance in accordance with Section 54-2029A, Idaho Code, and with these rules. (12-31-93)

(BREAK IN CONTINUITY OF SECTIONS)

106. LICENSE TERM AND APPLICATION FOR LICENSE RENEWAL.

Any license issued shall be valid up to and including the second consecutive birthmonth of the licensee, but not for more than the license term as established by law. (Previously Rule 2,7,0). (7-1-93)

01. Renewal Date. The license shall be renewed on or before the first day of the month following the birthmonth of the licensee or the license will expire. (Previously Rule 2,7,1). (7-1-93)

02. Fee. The fee for renewal (effective January 1, 1993) is ~~one hundred eighty dollars (\$180)~~ two hundred dollars (\$200) which includes the twenty dollars (\$20) prescribed in Section 54-2035A, Idaho Code. (Previously Rule 2,7,2). (7-1-93)()

03. Application Form. License renewal application shall be made on a form prescribed by the Commission. (Previously Rule 2,7,3). (7-1-93)

04. Evidence of Continuing Education (CE). Active license renewal applicants shall provide evidence of having successfully met the continuing education requirements or its equivalent as prescribed in subsections G., H., I., and J. of Section 54-2029, Idaho Code. (Previously Rule 2,7,4) (7-1-93)

05. Continuing Education Challenge Examination. An exemption from the continuing education requirement may be obtained by submitting evidence with the renewal application showing that the applicant successfully completed an approved written challenge examination administered by an approved entity. Any such examination must be approved in advance by the Commission. (Previously Rule 2,7,5). (7-1-93)

06. Continuing Education Extension. A ninety (90) day extension of time for completing the continuing education requirements may be obtained by submitting evidence as prescribed in subsection I. of Section 54-2029, Idaho Code, together with the regular renewal application. The Commission may extend an otherwise expired license if the applicant has met the other renewal requirements and can reasonably be expected to be able to meet the continuing education requirements within the extended period. (Previously Rule 2,7,6). (7-1-93)

07. Failure to Meet Continuing Education Extension. The Commission will not extend any active license beyond ninety (90) days from its specified expiration date until compliance with the continuing education requirements has been met. Failure to satisfy the continuing education requirements within the ninety (90) day extension period shall result in the automatic inactivation of the license. (Previously Rule 2,7,7). (7-1-93)

08. Continuing Education Extension and License Expiration Date. Any license issued after such an extension has been granted shall be dated effective as of the prior license expiration date. (Previously Rule 2,7,8). (7-1-93)

09. Late Renewal and Fee. The Commission may accept a request for a late renewal which shall not exceed one (1) year from the renewal date of the license, in which case, a late fee in the amount of fifteen dollars (\$15) shall be charged. Any person who fails to renew a license shall not practice as a licensee until properly relicensed. (Previously Rule 2,7,9). (7-1-93)

10. Errors and Omissions Insurance. Effective December 31, 1993, every applicant for license renewal on active status shall, as a condition of renewal, carry errors and omissions insurance in accordance with Section 54-2029A, Idaho Code and these rules. (12-31-93)

(BREAK IN CONTINUITY OF SECTIONS)

121. FAILURE TO MAINTAIN INSURANCE.

Failure of a licensee to obtain and maintain insurance through the Group Plan or failure to file the certificate of independently obtained coverage required by Subsection 117.02, shall result in inactivation or expiration of any active license issued pursuant to Idaho Real Estate License Law or denial of any application for issuance or renewal of an active license. Failure to maintain insurance as required herein shall be deemed insufficient application for licensure under Section 67-5254, Idaho Code. (12-31-93)

01. Notice of Noncompliance. Within five (5) working days of the date the Commission is notified that a licensee does not have required coverage, the Commission shall notify the affected licensee of noncompliance. Notice shall be sent by certified mail to the licensee's business or residence address, as reflected in the Commission's records, and a copy of the notice shall be sent to the licensee's broker, if any. The notice shall provide that the licensee has ten (10) days in which to comply with the law and these rules regarding errors and omissions insurance. Failure to comply at the end of ten (10) days shall result in the license being automatically inactivated. (~~12-31-93~~)(____)

02. Reactivation. Any licensee whose license has been inactivated for failure to comply with these rules shall be entitled to activate said license, relating back to and including the date of inactivation, provided that, within thirty (30) days of the date of inactivation, the licensee or Group Plan Administrator files with the Commission a certificate of coverage showing that such coverage has been and is currently in effect on and from the date of inactivation, with no lapse in coverage. Further, the licensee must submit required documents and fees to activate said license. In the event the certificate of coverage shows an effective date later than the date of inactivation, said license shall be activated as of the effective date of said insurance, as reflected in the certificate of coverage, and upon submission of any required documents and fees. (12-31-93)

03. Failure to Maintain Insurance. Failure of a licensee to maintain errors and omissions insurance or failure of a licensee to submit or cause to be submitted a certificate of coverage as required by Section 54-2029A, Idaho Code, and in accordance with these rules and while engaging in the business of real estate, as defined in Section 54-2022, Idaho Code, shall constitute a violation of Section 54-2040(h), Idaho Code, and shall subject said licensee to disciplinary action before the Commission, including but not limited to civil fines. (12-31-93)

IDAPA 35 - STATE TAX COMMISSION
35.01.03 - RULES GOVERNING PROPERTY TAXATION
DOCKET NO. 35-0103-9701
NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: This temporary rule is effective January 1, 1998.

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted temporary rules, and proposed regular rule-making procedures have been initiated. The action is authorized pursuant to Section(s) 63-105A and 63-3624, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rule-making will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than June 18, 1997.

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

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

Rule 180: This rule relates to "circuit breaker" property tax relief available to elderly and disabled, low income homeowners. Idaho Code Section 64-705, requires the State Tax Commission to annually adopt rules indexing the income levels of qualification for property tax relief to reflect cost of living changes. As amended in 1997, the section, also, requires that the maximum income for qualification be increased.

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

Statutory timing of the program requires the rule be adopted as a temporary rule.

NEGOTIATED RULE-MAKING: Pursuant to IDAPA 04.11.01.811, negotiated rule-making was not conducted because changes to the amounts of circuit breaker are the result of mathematical calculations that are not amenable to negotiation.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary and proposed rule, contact Alan Dornfest, at (208) 334-7530.

Anyone may submit written comments regarding this temporary and proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before June 25, 1997.

DATED this 23rd day of April, 1997.

Alan Dornfest, Tax Policy Specialist
State Tax Commission
800 Park, Plaza IV, P.O. Box 36
Boise, ID 83722
(208) 334-7530 FAX (208) 334-7844

TEXT OF DOCKET NO. 35-0103-9701

180. AMOUNT OF TAX REDUCTION.

01. Adjustment. The adjustment effective January 1, ~~1996~~1997, is two and ~~six~~nine tenths percent (2.~~69~~9%).
~~(7-1-97)~~(1-1-98)T

02. Effective Date. Effective January 1, ~~1997~~1998, the brackets in Section 63-705, Idaho Code, are adjusted as follows:
~~(7-1-97)~~(1-1-98)T

income is \$7410 or under	\$1,000, or actual taxes, whichever is less
\$7,411 but not more than \$7,710	\$980, or actual taxes, whichever is less;
\$7,711, but not more than \$8,030	\$950, or actual taxes, whichever is less;
\$8,031, but not more than \$8,350	\$930, or actual taxes, whichever is less;
\$8,351, but not more than \$8,650	\$900, or actual taxes, whichever is less
\$8,651, but not more than \$8,970	\$880, or actual taxes, whichever is less
\$8,971, but not more than \$9,290	\$850, or actual taxes, whichever is less
\$9,291, but not more than \$9,590	\$830, or actual taxes, whichever is less
\$9,591, but not more than \$9,910	\$800, or actual taxes, whichever is less
\$9,911, but not more than \$10,230	\$780, or actual taxes, whichever is less
\$10,231 but not more than \$10,540	\$750, or actual taxes, whichever is less
\$10,541, but not more than \$10,860	\$730, or actual taxes, whichever is less
\$10,861, but not more than \$11,170	\$710, or actual taxes, whichever is less
\$11,171, but not more than \$11,480	\$690, or actual taxes, whichever is less
\$11,481, but not more than \$11,800	\$660, or actual taxes, whichever is less
\$11,801, but not more than \$12,110	\$640, or actual taxes, whichever is less
\$12,111, but not more than \$12,420	\$610, or actual taxes, whichever is less
\$12,421, but not more than \$12,730	\$590, or actual taxes, whichever is less
\$12,731, but not more than \$13,050	\$560, or actual taxes, whichever is less
\$13,051, but not more than \$13,370	\$540, or actual taxes, whichever is less
\$13,371, but not more than \$13,680	\$510, or actual taxes, whichever is less
\$13,681, but not more than \$13,980	\$490, or actual taxes, whichever is less
\$13,981, but not more than \$14,310	\$460, or actual taxes, whichever is less
\$14,311, but not more than \$14,620	\$440, or actual taxes, whichever is less
\$14,621, but not more than \$14,930	\$420, or actual taxes, whichever is less
\$14,931, but not more than \$15,260	\$400, or actual taxes, whichever is less
\$15,261, but not more than \$15,560	\$370, or actual taxes, whichever is less
\$15,561, but not more than \$15,880	\$350, or actual taxes, whichever is less
\$15,881, but not more than \$15,190	\$320, or actual taxes, whichever is less
\$16,191, but not more than \$16,500	\$300, or actual taxes, whichever is less
\$16,501, but not more than \$16,820	\$270, or actual taxes, whichever is less

\$16,821, but not more than \$17,130	\$250, or actual taxes, whichever is less
\$17,131, but not more than \$17,450	\$220, or actual taxes, whichever is less
\$17,451, but not more than \$17,750	\$200, or actual taxes, whichever is less
\$17,751, but not more than \$18,070	\$170, or actual taxes, whichever is less
\$18,071 but not more than \$18,380	\$150, or actual taxes, whichever is less

<u>income is \$7.620 or under</u>	<u>\$1,100, or actual taxes, whichever is less</u>
<u>\$7.621 but not more than \$7,940</u>	<u>\$1,070, or actual taxes, whichever is less;</u>
<u>\$7,941, but not more than \$8,260</u>	<u>\$1,040, or actual taxes, whichever is less;</u>
<u>\$8,261, but not more than \$8,600</u>	<u>\$1,020, or actual taxes, whichever is less;</u>
<u>\$8,601, but not more than \$8,900</u>	<u>\$990, or actual taxes, whichever is less</u>
<u>\$8,901, but not more than \$9,230</u>	<u>\$960, or actual taxes, whichever is less</u>
<u>\$9,231, but not more than \$9,560</u>	<u>\$940, or actual taxes, whichever is less</u>
<u>\$9,561, but not more than \$9,870</u>	<u>\$910, or actual taxes, whichever is less</u>
<u>\$9,871, but not more than \$10,190</u>	<u>\$880, or actual taxes, whichever is less</u>
<u>\$10,191, but not more than \$10,530</u>	<u>\$860, or actual taxes, whichever is less</u>
<u>\$10,531 but not more than \$10,850</u>	<u>\$830, or actual taxes, whichever is less</u>
<u>\$10,851, but not more than \$11,170</u>	<u>\$800, or actual taxes, whichever is less</u>
<u>\$11,171, but not more than \$11,500</u>	<u>\$780, or actual taxes, whichever is less</u>
<u>\$11,501, but not more than \$11,810</u>	<u>\$750, or actual taxes, whichever is less</u>
<u>\$11,811, but not more than \$12,140</u>	<u>\$720, or actual taxes, whichever is less</u>
<u>\$12,141, but not more than \$12,460</u>	<u>\$700, or actual taxes, whichever is less</u>
<u>\$12,461, but not more than \$12,780</u>	<u>\$670, or actual taxes, whichever is less</u>
<u>\$12,781, but not more than \$13,100</u>	<u>\$640, or actual taxes, whichever is less</u>
<u>\$13,101, but not more than \$13,430</u>	<u>\$620, or actual taxes, whichever is less</u>
<u>\$13, 431, but not more than \$13,760</u>	<u>\$590, or actual taxes, whichever is less</u>
<u>\$13,761, but not more than \$14,080</u>	<u>\$560, or actual taxes, whichever is less</u>
<u>\$14,081, but not more than \$14,380</u>	<u>\$540, or actual taxes, whichever is less</u>
<u>\$14,381, but not more than \$14,720</u>	<u>\$510, or actual taxes, whichever is less</u>
<u>\$14,721, but not more than \$15,050</u>	<u>\$480, or actual taxes, whichever is less</u>
<u>\$15,051, but not more than \$15,360</u>	<u>\$460, or actual taxes, whichever is less</u>
<u>\$15,361, but not more than \$15,700</u>	<u>\$430, or actual taxes, whichever is less</u>
<u>\$15,701, but not more than \$16,020</u>	<u>\$400, or actual taxes, whichever is less</u>
<u>\$16,021, but not more than \$16,330</u>	<u>\$380, or actual taxes, whichever is less</u>

<u>\$16,331, but not more than \$16,670</u>	<u>\$350, or actual taxes, whichever is less</u>
<u>\$16,671, but not more than \$16,970</u>	<u>\$320, or actual taxes, whichever is less</u>
<u>\$16,971, but not more than \$17,310</u>	<u>\$300, or actual taxes, whichever is less</u>
<u>\$17,311, but not more than \$17,630</u>	<u>\$270, or actual taxes, whichever is less</u>
<u>\$17,631, but not more than \$17,950</u>	<u>\$240, or actual taxes, whichever is less</u>
<u>\$17,951, but not more than \$18,270</u>	<u>\$210, or actual taxes, whichever is less</u>
<u>\$18,271, but not more than \$18,580</u>	<u>\$180, or actual taxes, whichever is less</u>
<u>\$18,581 but not more than \$18,920</u>	<u>\$150, or actual taxes, whichever is less</u>

~~(7-1-97)(1-1-98)T~~

IDAPA 35 - STATE TAX COMMISSION
35.01.03 - RULES GOVERNING PROPERTY TAXATION
DOCKET NO. 35-0103-9702
NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: This temporary rule is effective April 23, 1997.

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted temporary rules, and proposed regular rule-making procedures have been initiated. The action is authorized pursuant to Section(s) 63-105A and 63-3624, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rule-making will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than June 18, 1997.

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

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rule-making:

Rule 351: House Bill 126 has given the State Tax Commission and the board(s) of county commissioners authority to provide an extension of time for payments of various taxes of individual or entities residing in counties affected by a disaster. The State Tax Commission sets a procedure and definition for the affected county official to delay statutory deadlines in the property tax laws.

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

H.B. 126, which is to be implemented by this rule, was emergency legislation. Because natural disasters are unpredictable and because the rule confers a benefit available under the statute, a temporary rule is appropriate.

NEGOTIATED RULE-MAKING: Negotiated rule-making is not feasible because it is impossible to determine what specific groups or entities may be effected by future natural disasters, therefore, would benefit from the rule. Further, the rule provides the maximum benefit available under the statute, making negotiation moot.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary and proposed rule, contact Alan Dornfest, at (208) 334-7530.

Anyone may submit written comments regarding this temporary and proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before June 25, 1997.

DATED this day the 23rd day of April, 1997.

Alan Dornfest, Tax Policy Specialist
State Tax Commission
800 Park, Plaza IV
P.O. Box 36
Boise, ID 83722
(208) 334-7530 FAX (208) 334-7844

TEXT OF DOCKET NO. 35-0103-9702

351. EXTENSIONS OF STATUTORY DEADLINES FOR DISASTER RELIEF.

01. Application by County Officials. A county official who, because of any extension of time authorized by Section 63-220, Idaho Code, is unable to comply with a statutory deadline imposed in Title 63, Idaho Code, may apply to the State Tax Commission for a reasonable delay, not to exceed sixty (60) days, of any such act. (4-23-97)T

02. Contents of Application. The application shall be submitted prior to the statutory deadline in regard to which the approval of delay is sought and shall include: (4-23-97)T

a. A description of the nature of the relief granted, or expected to be granted, to taxpayers pursuant to Section 63-220(a), Idaho Code, by the Board of County Commissions; and (4-23-97)T

b. Identification of any statutory deadline in regard to which the delay is sought; and (4-23-97)T

c. The date by which the official making the application expects to accomplish the action in regard to which the delay is sought; and (4-23-97)T

d. A request that the State Tax Commission approve the delay sought. (4-23-97)T

03. Procedure. Within five (5) working days of receipt of the request the State Tax Commission shall respond in writing to the official requesting the delay. The Commission shall approve any request for extension that complies with Subsection 351.01 and 02 of this rule. (4-23-97)T

~~351.352.~~ -- 368. (RESERVED).

IDAPA 35 -STATE TAX COMMISSION
35.01.03 - RULES GOVERNING PROPERTY TAX
DOCKET NO. 35-0103-9703
NOTICE OF PROPOSED RULES

AUTHORITY: In compliance with Section 67-5220(1), Idaho Code, notice is hereby given that this agency proposed rule-making. The action is authorized pursuant to Section(s) 63-105-A and 63-3624, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rule-making will be held as follows:

Pursuant to Section 67-5222(2), Idaho Code, public hearings will be held if requested in writing by twenty-five (25) persons, a political subdivision, or any agency, not later than June 18, 1997.

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

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rule-making:

Rule 300: Many County Assessors have expressed interest during the last year in changing the Continuing Education requirements for appraisers into a more flexible program. This would improve operational flexibility and, in most cases, be more cost effective for local governments. The proposed rule change would not change the minimum amount of continuing education over a long-term, but would allow greater flexibility in how the current 32-hour requirement is met.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased:

Not Applicable.

NEGOTIATED RULE-MAKING: Pursuant to IDAPA 04.11.01.811, negotiated rule-making was not conducted because the proposed rule originated with the parties effected by the rule.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Alan Dornfest, at (208) 334-7530.

Anyone may submit written comments regarding this proposed rule-making. All written comments must be directed to the undersigned and must be delivered on or before June 25, 1997.

DATED this 23rd day of April, 1997.

Alan Dornfest, Tax Policy Specialist
State Tax Commission
800 Park, Plaza IV
P.O. Box 36
Boise, ID 83722
(208) 334-7530 FAX (208) 334-7844

TEXT OF DOCKET NO. 35-0103-9703

300. PROGRAM OF EDUCATION.

01. Administration. The education program shall be the responsibility of the State Tax Commission

~~(Commission) through its education director. The structure of the annual appraisal school shall be planned with the education committee of the Idaho Association of County Assessors. The assessors' education committee and the Commission's education director shall structure schools and seminars, so that each student may plan an annual schedule to set the curriculum of classes for the annual education program. This curriculum shall include all courses classes important to providing training to appraise appraising property for assessment purposes. (7-1-93)()~~

02. Education and Certification Requirements. An applicant for certification must ~~satisfactorily complete~~ have passed Commission Course No. 1, IAAO Course No. 2, or equivalent courses, and must have a minimum of twelve (12) months experience appraising for tax assessment purposes in Idaho or equivalent property tax appraisal experience approved by the examination committee. These requirements must be completed in the five (5) year period immediately preceding application. (7-1-93)()

~~b.a.~~ Equivalency for Course No. 1 and No. 2 shall be established by the Commission and approved by the examination committee. (7-1-93)

~~ab.~~ Beginning January 1, 1998 and on or before each January 1 thereafter, to maintain certification, each "certified property tax appraiser," who became certified on or before December 31, 1995, shall have be required to completed thirty-two (32) hours of appraisal education during each the previous two (2) years period following certification as described in Subsection 300.02.d. of this rule. Beginning January 1, 1998, to maintain certification, each "certified property tax appraiser," who became certified during the two (2) year period prior to each January, shall have completed sixteen (16) hours of appraisal education during the calendar year following the year of certification. By January 1 of each year thereafter, said "certified property tax appraiser" shall have completed thirty-two (32) hours of appraisal education during the previous two (2) years as described in IDAPA 35.01.03.300.02.d. (7-1-93)()

c. The examination committee shall ~~determine~~ decide which ~~courses, seminars, or workshops~~ classes meet the requirements for maintaining certification maintenance and the hours of ~~credit~~ appraisal education awarded for each. ~~To receive credit, each course must be completed with a passing grade. For Commission administered classes, the Commission's staff will monitor attendance and hours of appraisal education to be awarded to each "certified property tax appraiser" in attendance. For these classes, the education director shall provide certificates of attendance showing the number of hours of appraisal education to be awarded. For those not administered by the Commission, the "certified property tax appraiser" has the responsibility to report education hours completed. The report shall be on a form provided by the Commission and shall be submitted to the education director. To receive education hours for any classes not administered by the Commission, a copy of a record verifying attendance must be submitted with the report of education hours completed.~~ (7-1-93)()

d. The Commission shall maintain ~~such reports~~ records to show the number of hours completed during the current year and each the previous two (2) years period. By June and November each year, the education director shall send an appraisal certification status report to each county assessor. This report will list each "certified property tax appraiser," who is employed by or under contract with said assessor, and show the number of hours of appraisal education completed during the previous and current years. (7-1-93)()

e. For Commission developed classes in which a test is given, the education director will notify the appropriate county assessor of the grades achieved on the test. ()

~~df.~~ Any "certified property tax appraiser" failing to meet the continuing education requirements shall be placed on six (6) month probation by the examination committee. Any "certified property tax appraiser" failing to meet the continuing education requirements within the probationary period shall forfeit certification or may, on a one (1) time only basis, submit a written petition in writing to the examination committee for a six (6) month extension of probation. This petition must be made at least thirty (30) days prior to the expiration date of the first probationary period. Each "certified property tax appraiser," who has not been employed by or under contract with the Commission or any county assessor for longer than one (1) continuous year shall forfeit certification. (7-1-93)()

~~eg.~~ For recertification, the appraiser an applicant must apply to the examination committee within five (5) years of the date certification was canceled. An applicant for recertification must satisfactorily complete a written examination approved by the committee. The time and place of the examination is are to be determined decided by the committee. If more than five (5) years have lapsed since certification was canceled, recertification shall not be

granted. After the five (5) year period, an applicant must apply for certification under the same conditions as required for initial certification. (7-1-93)(____)

~~fh.~~ The county shall reimburse ~~the appraiser for its employees'~~ expenses necessary for registration, tuition, fees, texts, travel, food, and lodging required to comply with these rules. (7-1-93)(____)

~~gi.~~ Any independent appraisers working under contracting with state or county governments to appraise for tax assessment purposes must be a "certified property tax appraiser." (7-1-93)(____)

~~hj.~~ Each persons, except the county assessor, members of the county board of equalization and State Tax Commissioners, making decisions regarding final values for assessment purposes shall be a "certified property tax appraiser." (7-1-93)(____)

03. Examination Committee -- Establishment and Procedures. The examination committee shall be composed of three assessors, one member of the Idaho Association of Assessment Personnel, and the Commission's education director. Committee appointments shall be made by the Commission. The committee will operate by majority rule. (7-1-93)(____)

a. Terms. The term of the Commission's education director shall be continuous. The other members shall serve four (4) year terms. The education director shall maintain records of dates of appointments. (7-1-93)

b. If any member fails to serve the full appointed term, the Commission shall appoint another person for the remainder of the unexpired term. The appointee shall be from the same category as the one who failed to serve. (7-1-93)

c. The committee shall elect a chairman each year. (7-1-93)

~~d. The committee shall administer and grade the courses required for certification. (7-1-93)~~

~~e. The committee shall: notify applicants of time, place, and the order in which examinations will be given; and outline a uniform method of grading and notification. (7-1-93)~~

~~fd.~~ Any applicant may appeal to a review board any complaints concerning matters involving examination structure, grading, or grievances concerning the committee. The review board shall consist of four (4) persons: the president of the Idaho Assessors' Association; a person appointed by the president of the Idaho Assessors' Association; a person appointed by the examination committee; and a person appointed by the Commission. No board member may be an assessor of the examinee's applicant's county; or a member of the examination committee. (7-1-93)(____)

~~ge.~~ The applicant may request, in writing to the Commission's education director, permission to take the examination for Commission Course No. 1. The director shall set the time and place for the examination. (7-1-93)

04. Incentives for Certification. The legislature and Commission recommend that counties offer pay incentives to encourage appraisers employees to obtain prompt certification. These pay incentives should include at least three parts: state certification; successful completion of additional professional appraisal courses or seminars; and designation from a recognized professional appraisal organization. (7-1-93)(____)

IDAPA 45 - IDAHO HUMAN RIGHTS COMMISSION
45.01.01- RULES GOVERNING THE HUMAN RIGHTS COMMISSION
DOCKET NO. 45-0101-9601
NOTICE OF FINAL RULE

EFFECTIVE DATE: This rule became final on March 18, 1997, upon signature of the concurrent resolution.

AUTHORITY: In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a final rule. The action is authorized pursuant to Section 67-5906, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a summary of the reasons for adopting the final rule and any amendments to the initial proposed text:

Pursuant to House Concurrent Resolution 15, the 1997 Legislature rejected section 300.03 of this docket. The remaining sections were adopted as final. To view these Sections, see the Administrative Code Bulletin, Volume 96-11, pages 166 through 175. The changes to Section 300.03 were rejected and, at the recommendation of the Legislature, is being repromulgated in docket number 45-0101-9701 immediately following this notice.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning this final rule, contact Daniel L. Steckel at (208) 334-2873.

DATED this 22nd day of April, 1997

DANIEL L. STECKEL
Deputy Attorney General
Idaho Human Rights Commission
P.O. Box 83720
Boise, Idaho 83720-0040
(208) 334-2873 phone; (208) 334-2664 fax

IDAPA 45 - IDAHO HUMAN RIGHTS COMMISSION
45.01.01 - RULES GOVERNING THE HUMAN RIGHTS COMMISSION
DOCKET NO. 45-0101-9701

NOTICE OF TEMPORARY AND PROPOSED RULES

EFFECTIVE DATE: These temporary rules are effective April 22, 1997.

AUTHORITY: In compliance with Sections 67-5221 and 67-5226, Idaho Code, notice is hereby given that this agency has adopted temporary rules, and proposed regular rule-making procedures have been initiated. The action is authorized pursuant to Section 67-5906, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than June 18, 1997.

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

DESCRIPTIVE SUMMARY: The following is a statement in nontechnical language of the substance of the proposed rules:

The changes to these rules include a number of "housekeeping" matters including the clarification of definitions.

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

Compliance with deadlines in amendments to governing law.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning these rules, contact Daniel L. Steckel at (208) 334-2873.

Anyone can submit written comments regarding these rules. All written comments and data concerning the rule must be directed to the undersigned and delivered on or before June 25, 1997.

DATED this 22nd day of April, 1997

DANIEL L. STECKEL
Deputy Attorney General
Idaho Human Rights Commission
P.O. Box 83720
Boise, Idaho 83720-0040
(208) 334-2873 phone; (208) 334-2664 fax

TEXT OF DOCKET NO. 45-0101-9701

010. DEFINITIONS.

01. Commission. The Idaho Human Rights Commission as created by the Human Rights Act. (7-1-93)
02. Commissioner. A duly appointed member of the Idaho Human Rights Commission. (7-1-93)

03. Complainant. Any person who files a complaint with the Commission pursuant to the Human Rights Act. (7-1-93)

04. Complaint. A statement filed with the Commission pursuant to these Rules alleging an unlawful practice within the meaning of the Human Rights Act. The complaint may be in the form of a letter but, whenever timely possible, should be written on a complaint form provided by the Commission or on the complaint form used by the Equal Employment Opportunity Commission, and signed by the Complainant or their legal representative. (7-1-97)

05. Conciliation Agreement. A written agreement settling the issues raised by the complaint and signed by the parties after a determination on the merits of the complaint by the Commission. (7-1-93)

06. Covered Entity. Those persons and organizations within the jurisdiction of the Human Rights Act, as set forth in Idaho Code, Sections 65-5901 and 67-5902. (4-22-97)T

~~0607.~~ Discriminatory Wage Act. The Act set forth in Idaho Code, Title 44, Chapter 17, "Discriminatory Wage Rates Based Upon Sex." (7-1-93)

~~0708.~~ E.E.O.C.TheUnitedStatesEqualEmploymentOpportunityCommissionanditsdesignatedrepresentatives. (7-1-93)

~~0809.~~ Federal Civil Rights Act Terms. Religion shall have the meaning set forth in the Civil Rights Act of 1964, as codified in 42 U.S.C.A. 2000e(j). The term "because of sex" shall have the meaning set forth in the Civil Rights Act of 1964, as codified in 42 U.S.C.A. 2000e(k). The term "substantially limits" shall have the meaning set forth in the Americans With Disabilities Act, as codified in 29 CFR 1630.2. (7-1-93)(4-22-97)T

~~0910.~~ Human Rights Act. As used herein, the term "Human Rights Act" shall mean the Human Rights Commission Act of 1969, as amended and codified as Idaho Code, Title 67, Chapter 59. (7-1-93)

~~1011.~~ Mental Condition. Any mental or psychological disorder, such as mental retardation, organic brain syndrome, emotional or mental illness, and learning disabilities. (7-1-93)

~~1112.~~ Party or Parties. The Complainant, the Respondent, the Commission, and any other person authorized by the Commission to intervene in any proceeding. (7-1-93)

~~1213.~~ Physical Condition. Any physiological disorder, condition, cosmetic disfigurement, anatomical loss, or abnormality affecting one or more of the following body systems: neurological, musculoskeletal, special sense organs, respiratory, speech organs, cardiovascular, reproductive, digestive, genito-urinary, hemic and lymphatic, skin and endocrine. (7-1-93)

~~1314.~~ Record of Such a Disability. A person may have "a record of such a disability" when he/she has a history of or has been misclassified as having a physical or mental condition that substantially limits one or more major life activities. (7-1-97)

~~1415.~~ Regarded as Having Such a Disability. A person may be "regarded as having such a disability" when he/she: (7-1-97)

a. Has a physical or mental impairment that does not substantially limit a major life activity but is treated by others as a covered entity as constituting such a limitation; (7-1-93)(4-22-97)T

b. Has a physical or mental impairment that substantially limits a major life activity only as a result of the attitudes of others towards such an impairment; or (7-1-93)

c. Has none of the impairments listed above but is treated by others as a covered entity as having such an impairment. (7-1-93)(4-22-97)T

~~1516.~~ Respondent. Any person against whom a complaint is filed in accordance with the Human Rights

Act and these Rules. (7-1-93)

~~16~~17. Settlement Agreement. A written agreement settling the issues raised by the complaint and signed by the parties prior to the Commission's making a determination on the merits of the complaint. (7-1-93)

~~17~~18. Staff Director. The Staff Director appointed by the Commission pursuant to the Human Rights Act. (7-1-93)

~~18~~19. Substantial Disability. A physical or mental condition constitutes a "substantial disability" when it interferes with or affects, over a significant period of time, one or more of a person's major life activities, such as caring for oneself, performing manual tasks, walking, seeing, hearing, speaking, breathing, learning, and working. (7-1-93)

(BREAK IN CONTINUITY OF SECTIONS)

300. COMPLAINTS.

01. Who May File. A complaint may be filed by any of the following: (7-1-93)

a. Any person for himself/herself or also on behalf of himself/herself and other similarly situated individuals claiming to be aggrieved by an alleged unlawful discriminatory practice as defined in the Act; (7-1-97)

b. A Commissioner or Staff Director requesting the Commission to initiate a complaint, provided he/she has sufficient reason to believe that an unlawful discriminatory practice as defined in the Act has occurred or is occurring. Upon such request the Commission shall review the reasons provided by the initiating Commissioner or Staff Director and may initiate a complaint if satisfied that there is reason to believe that an unlawful discriminatory practice as defined in the Act has occurred or is occurring; (7-1-97)

c. Any person claiming that he/she has been discharged, expelled, or otherwise discriminated against by an employer, labor organization, or employment agency because he/she opposed practices forbidden under the Human Rights Act, or because he/she has filed a complaint, testified, assisted or participated in any manner in an investigation, hearing or other procedure before the Commission. (7-1-97)

02. Commission Assistance. Assistance in filing complaints shall be available to any Complainant by a Commissioner, the Staff Director, or staff member. The Commission reserves the right to refuse to accept a complaint for filing if, in the opinion of the Staff Director, there is no reason to suspect that illegal discrimination may have occurred, or if the action is barred by the terms of Subsection 300.06.a. (7-1-97)

03. Contents of Complaint. A complaint should contain the following: (7-1-93)

a. The full name, mailing address, and telephone number (if any) of the Complainant or Complainants; (7-1-93)

b. The full name, mailing address, and telephone number (if any and if known) of the Respondent or Respondents; (7-1-93)

c. A brief written statement of the facts which give rise to the alleged unlawful discriminatory practice or practices sufficiently clear to identify the practices and to describe generally the action or practice alleged to be unlawful; (7-1-93)(4-22-97)T

d. The date or dates on which the alleged unlawful discriminatory practices occurred and, if the alleged unlawful practice is of a continuous nature, the dates between which said continuing practices are alleged to have occurred; (7-1-93)

e. A statement as to any other action which has been instituted in any other forum or agency based on the same grievance as is alleged in the complaint. (7-1-93)

04. Medical Documentation. Persons filing disability discrimination complaints may be required to furnish the Commission with opinions or records from duly licensed health professionals regarding (a) the nature of their disabilities, and (b) any limitations, including work restrictions, caused by the disability. Medical reports from the following sources will be accepted: physicians and osteopathic physicians, nurse practitioners, counselors, psychologists, occupational therapists, clinical social workers, dentists, audiologists, speech pathologists, podiatrists, optometrists, chiropractors, physical therapists, and substance abuse treatment providers, insofar as any opinion or evaluation within the scope of the relevant license applies to the individual's physical or mental impairment. Failure to provide medical reports within a reasonable period of time may be cause for dismissal of a complaint. (7-1-97)

05. Method of Filing. A complaint may be filed: by personal delivery, mail, or facsimile delivered to the Commission office in Boise. (7-1-97)

06. Time for Filing. The following time limitations apply to the filing of complaints with the Commission: (7-1-93)

a. A complaint must be filed within one (1) year after the alleged unlawful practice occurs. If the alleged unlawful practice is of a continuing nature, the date of the occurrence of said unlawful practice shall be deemed to be any date subsequent to the commencement of the unlawful practice up to and including the date on which the complaint shall have been filed if the alleged unlawful practice continues. (7-1-93)

b. Upon receipt of a complaint at the Commission's office, the date of such receipt shall be noted thereon. For purposes of compliance with Idaho Code 67-5908(4), the date of notation shall be the date of filing. (7-1-93)

c. Notwithstanding any other provisions of these rules, a complaint shall be deemed to have met the timelines requirement of Subsection 300.06.a. when the Commission receives, in any manner described in Subsection 300.05.a., a written statement sufficiently precise to identify the practices and to describe generally the action or practice alleged to be unlawful. (7-1-97)

07. Complaints Deferred by E.E.O.C. Any complaint deferred to the Commission by the E.E.O.C. shall be treated, for purposes of filing requirements, according to the rules as stated above. (7-1-93)

08. Amended Complaints. A complaint may be amended, before the determination by the Commission and at the discretion of the Staff Director, to cure technical defects or omissions, or to clarify and/or amplify allegations by the Complainant. (7-1-97)

09. Supplemental Complaint. The Complainant may file a supplemental complaint setting forth actions which have allegedly occurred subsequent to the date of the original or amended complaint, and said supplemental complaint, if timely filed, will be considered together in the same proceeding with the original or amended complaint whenever practicable. (7-1-93)

10. Withdrawal of Complaint. Upon the request of the Complainant, on a form provided by the Staff Director stating the reasons for such request, a complaint, or any part thereof, may be withdrawn upon the written consent of the Staff Director. If a complaint is withdrawn pursuant to the provision of these Rules, the Staff Director shall close the case and notify the parties. (7-1-93)

11. Initial Actions. Upon the filing of a complaint, said complaint shall be docketed, assigned a complaint number, and assigned to the staff for settlement or investigation and conciliation. (7-1-93)

12. Service on Respondent. As promptly as possible, the Commission shall cause a copy of said complaint to be personally delivered, or sent by certified mail to the Respondent. (7-1-93)

13. Mediation. Upon the filing of a complaint, the Commission or its delegated staff member shall endeavor to resolve the matter by informal means. Such informal means may include, at the discretion of the

Commission staff, the holding of a mediation conference at a time and place acceptable to all participants. If held, a mediation conference shall be for the purposes of clarifying the positions of the parties to the complaint and of exploring any bases for no-fault settlement. A mediation conference is not, and shall not be considered for any purposes to be, a contested case hearing under Idaho Code 67-5209. (7-1-97)

14. Settlement. If terms of settlement are agreed to by the parties at any time prior to a determination by the Commission as to the merits of the charge, said terms shall be reduced to writing in a Settlement Agreement. Upon the signing of a Settlement Agreement by all parties, the Staff Director will cause the case to be closed. (7-1-93)

15. Answers. The Respondent shall answer or otherwise respond to the complaint in writing within thirty (30) days of receiving it. A copy of said answer, including any attachments thereto, will be sent by the Commission staff to the Complainant. Upon application, the Commission may for good cause shown extend the time within which the answer may be filed. The answer shall be fully responsive to each allegation contained in the complaint. Any allegation in the complaint which is not denied or admitted in the answer shall be deemed admitted unless the Respondent shall state in the answer he/she is without knowledge or information sufficient to form a belief. If the Respondent fails to answer or otherwise respond to the complaint within thirty (30) days of receipt or such time as may be extended by the Commission, the Commission may act on the complaint based on the information provided by the Complainant. Upon application, the Commission may for good cause shown permit the Respondent to amend its answer to the complaint. Any amendments to the complaint, or any supplemental complaint, shall be served upon the Respondent as promptly as possible. Answers to amended or supplemental complaints, if necessary, shall be submitted within ten (10) working days. Time for submitting such answers may be extended by the Commission to thirty (30) days for good cause shown. (7-1-97)

16. Interrogatories. At any time after the filing of a complaint the Commission staff may issue to either the Complainant or the Respondent interrogatories regarding any matter, not privileged, which is relevant to the subject matter involved. It is not ground for objection that the information sought will be inadmissible in court if the information sought appears reasonably calculated to lead to the discovery of admissible evidence. (7-1-93)

17. Interrogatory Answers Returned. Answers to the interrogatories shall be returned to the Commission office within thirty (30) days from the date of service of said interrogatories. (7-1-93)

18. Extension. Upon application by a party, for good cause shown, the Staff Director may grant one extension of time for filing answers to interrogatories, said extension not to exceed an additional fifteen (15) days. (7-1-93)

19. Orders. In the event that a party objects to certain interrogatories, and after an attempt has been made to resolve any difference between the Commission and the party, the Commission may issue an order compelling the party to answer the interrogatories. This order must be signed by at least two (2) Commissioners. An order issued under this rule shall be enforceable by application to the District Court. (7-1-93)

20. Narrative Statement. The Commission staff may, in specific cases, seek from a party a narrative statement of response in addition to or rather than answers to interrogatories. In such cases, the narrative statement should include all information which the party desires considered by the Commission, in determining whether to credit the allegations of the complaint. (7-1-93)

21. File Briefs. Any party to a complaint filed with the Commission may file briefs or other written memoranda setting out his or her position or interpretation of the law. (7-1-97)

22. Summary of Investigation. At the completion of the investigation, the staff member to whom the case is assigned shall prepare a report containing a summary of the investigation and submit it to the Staff Director to review. (7-1-93)

23. Administrative Closure. At any point during the handling of a particular case the Commission, or a designated panel of at least three (3) Commissioners, may close the case for administrative reasons. Such reasons shall include, but are not limited to: (7-1-93)

- a. Failure of the Complainant to accept a full relief settlement offer; (7-1-93)
 - b. Failure of the Complainant to cooperate with the Commission in the processing of the case, including failure to answer interrogatories or failure to provide medical information as requested; (7-1-93)
 - c. Inability to locate the Complainant; (7-1-93)
 - d. It appearing upon investigation that the case is not jurisdictional with the Commission; (7-1-93)
 - e. The Complainant's filing of a suit in either state or federal court alleging the same unlawful practices as complained of to the Commission. (7-1-93)
24. Notification of Closure. The Staff Director shall notify the parties of such administrative closure, including the grounds therefor, as promptly as possible. (7-1-93)
25. Decision on the Merits. At the completion of the investigation and approval of the summary by the Staff Director, the Commission or a designated panel of at least three (3) Commissioners shall determine whether there is probable cause to believe that the Respondent has been or continues to be engaged in any unlawful discriminatory practices defined in the Act. (7-1-93)
26. No Probable Cause. If the Commission or designated panel finds no probable cause to credit the allegations of the complaint, a statement of no probable cause and order of dismissal will be issued for the Commission by the Staff Director. The summary of investigation, statement, and order shall be sent to Complainant and Respondent by certified mail, thereby closing the case. (7-1-97)
27. Probable Cause. If the Commission or designated panel finds probable cause to credit the allegations of the complaint, a statement of probable cause shall be issued. The summary of investigation and statement shall be sent to the Complainant and the Respondent by certified mail. (7-1-97)
28. Conciliation. If the Commission finds probable cause to credit the allegations of the complaint, the Commission staff shall endeavor through conference with the parties to redress and eliminate the possible unlawful discriminatory practice by conciliation. (7-1-93)
29. Conciliation Agreement. If the Commission staff shall succeed in endeavors to conciliate, a written Conciliation Agreement shall be prepared which shall set forth all measures to be taken by any party, and if appropriate, compliance provisions. The Conciliation Agreement shall be signed by the parties, and the Staff Director shall cause the case to be closed. (7-1-93)
30. Failure of Agreement. In the event of failure to reach terms of conciliation agreeable to all parties, the Staff Director shall so certify and assign the case to the Commission's legal counsel. The Commission, after review by its legal counsel, shall determine whether or not to pursue the case in the District Court. (7-1-93)
31. No Action. If the Commission determines not to pursue the case in District Court, the Staff Director shall so notify Complainant and Respondent, close the case, and advise Complainant of his or her right to pursue the case through a private cause of action. (7-1-93)
32. Action. If the Commission decides to pursue a case, it shall direct its legal counsel to file an action in District Court in the name of the Commission for the use of the person or persons alleging discrimination. (7-1-93)
33. Confidentiality of Records. In order to protect the interests of all parties in reaching successful settlements of discrimination charges without resorting to court action, the Commission and its employees will not reveal information about a case to nonparties except as may be necessary to conduct a full and fair investigation or to cooperate with other government law enforcement agencies. (7-1-93)
34. Federal Compliance. In the interest of consistency and to avoid confusion on the part of persons governed by both the State and Federal anti discrimination laws, the Commission will generally follow the interpretations of the Federal anti discrimination laws in examining the merits of a complaint filed with it under this

Act. If a person files a complaint under Title 67, Chapter 59, Idaho Code, and Title 44, Chapter 17, Idaho Code, the Commission will attempt to avoid duplication in investigation and settlement efforts, whenever possible. (7-1-97)

35. Document Destruction. The Commission will retain closed investigatory files for three (3) years from the date of closure at which time these documents may be destroyed at the discretion of the Staff Director. (7-1-97)

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