

# IDAHO ADMINISTRATIVE BULLETIN

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# Preface

*The Idaho Administrative Bulletin is published once each month by the Department of Administration, Office of the Administrative Rules Coordinator, pursuant to Section 67-5203, Idaho Code. The Bulletin is a compilation of all administrative rulemaking documents in Idaho. The Bulletin publishes the official text notice and full text of such actions.*

*State agencies are required to provide public notice of rulemaking activity and invite public input. The public receives notice of a rulemaking activity through the Idaho Administrative Bulletin and the Legal Notice published monthly in local newspapers. The Legal Notice provides reasonable opportunity for public input, either oral or written, which may be presented to the agency within the time and manner specified in the Legal Notice. After the comment period closes, the agency considers fully all information submitted in regard to the rule. Comment periods are not provided in temporary or final rulemaking activities.*

## **CITATION TO THE IDAHO ADMINISTRATIVE BULLETIN**

*The Bulletin is cited by year and issue number. For example, Bulletin 00-1 refers to the first Bulletin issued in calendar year 2000, Bulletin 01-1 refers to the first Bulletin issued in calendar year 2001, etc. Volume numbers, which proceed from 1 to 12 in a given year, correspond to the months of publication, i.e.; Volume No. 1 refers to January; Volume No. 2 refers to February; and so forth. Example: The Bulletin published in January of 2001 is cited as Volume 01-1, the December 1999 Bulletin is cited as Volume 99-12. The March 2000 Bulletin is cited as Volume 00-3.*

## **RELATIONSHIP TO THE IDAHO ADMINISTRATIVE CODE**

*The **Idaho Administrative Code** is published once a year and is a compilation or supplemental compilation of all final and enforceable administrative rules in effect in Idaho. In an effort to provide the reader with current, enforceable rules, temporary rules are also published in the Administrative Code. Temporary rules and final rules that have been adopted and approved by the legislature during the legislative session, and published in the monthly Idaho Administrative Bulletin, supplement the Administrative Code. Negotiated, proposed, and pending rules are **not** printed in the Administrative Code and are published only in the Bulletin.*

*To determine if a particular rule remains in effect, or to determine if a change has occurred, the reader should refer to the **Cumulative Index of Administrative Rulemaking**, printed in each Bulletin.*

## **TYPES OF RULEMAKINGS PUBLISHED IN THE ADMINISTRATIVE BULLETIN**

*The state of Idaho administrative rulemaking process comprises five distinct activities; Negotiated, Proposed, Temporary, Pending, and Final rulemaking. Not all rulemakings consist of all five. At a minimum a rulemaking includes proposed, pending, and final rulemaking. Many rules are adopted as temporary rules when meeting required statutory criteria and agencies often engage in negotiated rulemaking at the beginning of the process to facilitate consensus building in controversial or complex rulemakings. In the majority of cases, the process begins with proposed rulemaking and ends with final rulemaking. The following is a brief explanation of each type of administrative rule.*

### **NEGOTIATED RULEMAKING**

*Negotiated rulemaking is a process in which all interested parties and the agency seek a consensus on the content of the rule. Agencies are encouraged to proceed through this informal rulemaking whenever it is feasible to do so. Publication of the text in the Administrative Bulletin by the agency is optional. This process should lead the rulemaking to the temporary and/or proposed rule stage.*

### **PROPOSED RULEMAKING**

*A proposed rulemaking is an action by an agency in which the agency is proposing to amend or repeal an existing rule or to adopt a new rule. Prior to the adoption, amendment, or repeal of a rule, the agency must publish a notice of proposed rulemaking in the Bulletin. The notice of proposed rulemaking must include:*

- a) the specific statutory authority for the rulemaking including a citation to a specific federal statute or regulation if that is the basis of authority or requirement for the rulemaking;*
- b) a statement in nontechnical language of the substance of the proposed rule, including a specific description of any fee or charge imposed or increased;*
- c) the text of the proposed rule prepared in legislative format;*
- d) the location, date, and time of any public hearings the agency intends to hold on the proposed rule;*
- e) the manner in which persons may make written comments on the proposed rule, including the name and address of a person in the agency to whom comments on the proposal may be sent;*
- f) the manner in which persons may request an opportunity for an oral presentation; and*
- g) the deadline for public (written) comments on the proposed rule.*

*As stated, the text of the proposed rule must be published in the Bulletin. After meeting the statutory rulemaking criteria for a proposed rule, the agency may proceed to the pending rule stage. A proposed rule does not have an assigned effective date unless published in conjunction with a temporary rule docket. An agency may vacate a proposed rulemaking if it decides not to proceed further with the promulgation process.*

### **TEMPORARY RULEMAKING**

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

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

*If a rulemaking meets any one or all of the above requirements, a rule may become effective before it has been submitted to the legislature for review and the agency may proceed and adopt a temporary rule.*

*A temporary rule expires at the conclusion of the next succeeding regular session of the legislature unless the rule is approved, amended, or modified by concurrent resolution or when the rule has been replaced by a final rule.*

*In cases where the text of the temporary rule is the same as that of the proposed rule, the rulemaking can be done concurrently as a temporary/proposed rule. State law requires that the text of a proposed or temporary rule be published in the Administrative Bulletin. Combining the rulemaking allows for a single publication of the text.*

*An agency may rescind a temporary rule that has been adopted and is in effect if the rule is being replaced by a new temporary rule or has been published concurrently with a proposed rulemaking that is being vacated.*

### **PENDING RULEMAKING**

*A pending rule is a rule that has been adopted by an agency under the regular rulemaking process and remains subject to legislative review before it becomes a final, enforceable rule.*

*When a pending rule is published in the Bulletin, the agency is required to include certain information in the Notice of Pending Rule. This includes:*

- a) the reasons for adopting the rule;*
- b) a statement of any change between the text of the proposed rule and the pending rule with an explanation of the reasons for any changes;*
- c) the date the pending rule will become final and effective; and*
- d) an identification of any portion of the rule imposing or increasing a fee or charge.*

*Agencies are required to republish the text of the rule when substantive changes have been made to the proposed rule. An agency may adopt a pending rule that varies in content from that which was originally proposed if the subject matter of the rule remains the same, the pending rule is a logical outgrowth of the proposed rule, and the original notice was written so as to assure that members of the public were reasonably notified of the subject. It is not always necessary to republish all the text of the pending rule. With the permission of the Rules Coordinator, only the Section(s) that have changed from the proposed text are republished. If no changes have been made to the previously published text, it is not required to republish the text again and only the Notice of Pending Rule is published.*

### **FINAL RULEMAKING**

*A final rule is a rule that has been adopted by an agency under the regular rulemaking process and is in effect.*

*No pending rule adopted by an agency will become final and effective until it has been submitted to the legislature for review. Where the legislature finds that the agency has violated the legislative intent of the statute under which the rule was made, a concurrent resolution will be adopted rejecting, amending, or modifying the rule or any part thereof. A Notice of Final Rule must be published in the Idaho Administrative Bulletin for any rule that is rejected, amended, or modified by the legislature showing the changes made. A rule that has been reviewed by the legislature and has not been rejected, amended, or modified will become final with no further legislative action. No rule shall become final and effective before the conclusion of the regular or special legislative session at which the rule was submitted for review. However, a rule which is final and effective may be applied retroactively, as provided in the rule.*

### **AVAILABILITY OF THE ADMINISTRATIVE CODE AND BULLETIN**

*The Idaho Administrative Code and all monthly Bulletins are available for viewing and use by the public in all 44 county law libraries, state university and college and community college libraries, the state law library, the state library, the Public Libraries in Boise, Pocatello, Idaho Falls and Twin Falls, the Lewiston City Library, East Bonner County Library, Eastern Idaho Technical College Library, Ricks College Library, and Northwest Nazarene College Library.*

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## SUBSCRIPTIONS AND DISTRIBUTION

For subscription information and costs of publications, please contact the Department of Administration, Office of the Administrative Rules Coordinator, 650 W. State Street, Room 100, Boise, Idaho 83720-0306, telephone (208) 332-1820.

*The Administrative Bulletin* is an official monthly publication of the State of Idaho. Yearly subscriptions or individual copies are available for purchase.

*The Administrative Code*, is an annual compilation or supplemental compilation of all final and enforceable temporary administrative rules and includes tables of contents, reference guides, and a subject index.

*Individual Rule Chapters* and *Individual Rulemaking Dockets*, are specific portions of the Bulletin and Administrative Code produced on demand.

**Internet Access** - The Administrative Code and Administrative Bulletin, individual chapters and dockets, are available on the Internet at the following address: <http://www2.state.id.us/adm/adminrules/>

**EDITOR'S NOTE:** All rules are subject to frequent change. Users should reference all current issues of the Administrative Bulletin for negotiated, temporary, proposed, pending, and final changes to all rules, or call the Office of the Administrative Rules at (208) 332-1820.

## HOW TO USE THE IDAHO ADMINISTRATIVE BULLETIN

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

### **IDAPA 38.05.01.060.02.c.ii.**

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

"IDAPA 38." refers to the Idaho Department of Administration.

"05." refers to Title 05 which is the Department of Administration's Division of Purchasing.

"01." refers to Chapter 01 of Title 05, "Rules of the Division of Purchasing".

"060." refers to Major Section 060, "Content of the Invitation to Bid".

"02." refers to Subsection 060.02.

"c." refers to Paragraph 060.02.c.

"ii." refers to Subparagraph 060.02.c.ii.

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## DOCKET NUMBERING SYSTEM

Internally, the Bulletin is organized sequentially using a rule docketing system. All rulemaking actions (documents) are assigned a "DOCKET NUMBER". The "Docket Number" is a series of numbers separated by a hyphen "-", (38-0501-0101). The docket numbers are published sequentially by IDAPA designation (e.g. the two-digit agency code). The following example is a breakdown of a typical rule docket:

### "DOCKET NO. 38-0501-0101"

"38-" denotes the agency's IDAPA number; in this case the Department of Administration.

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

"0101" denotes the year and sequential order of the docket submitted and published during the year; in this case the first rulemaking action of the chapter published in calendar year 2001.

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

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

## INTERNAL AND EXTERNAL CITATIONS TO ADMINISTRATIVE RULES IN THE CODE AND BULLETIN

When making a citation to another Section or Subsection that is part of the same rule, a typical internal citation may appear as follows:

**"...as found in Section 201 of this rule." OR "...in accordance with Subsection 201.06.c. of this rule."**

It may also be cited to include the IDAPA, Title, and Chapter number also, as follows:

**"...in accordance with IDAPA 38.05.01.201."**

"38" denotes the IDAPA number of the agency.

"05" denotes the TITLE number of the agency rule.

"01" denotes the Chapter number of the agency rule.

"201" references the main Section number of the rule that is being cited.

Citations made within a rule to a different rule chapter (external citation) should also include the name of the Department and the name of the rule chapter being referenced, as well as the IDAPA, Title, and Chapter numbers. The following is a typical example of an external citation to another rule chapter:

**"...as outlined in the Rules of the Department of Administration, IDAPA 38.04.04, 'Rules Governing Capitol Mall Parking.'"**

## BULLETIN PUBLICATION SCHEDULE FOR CALENDAR YEAR 2002

Volume No.	Monthly Issue of Bulletin	Closing Date for Agency Filing	Publication Date	21-day Comment Period End Date
02-1	January, 2002	<b>*November 14, 2001</b>	January 2, 2002	January 23, 2002
02-2	February, 2002	December 19, 2001	February 6, 2002	February 27, 2002
02-3	March, 2002	January 23, 2002	March 6, 2002	March 27, 2002
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02-8	August, 2002	June 19, 2002	August 7, 2002	August 28, 2002
02-9	September, 2002	July 24, 2002	September 4, 2002	September 25, 2002
02-10	October, 2002	<b>**August 21, 2002</b>	October 2, 2002	October 23, 2002
02-11	November, 2002	September 25, 2002	November 6, 2002	November 27, 2002
02-12	December, 2002	October 23, 2002	December 4, 2002	December 25, 2002

## BULLETIN PUBLICATION SCHEDULE FOR CALENDAR YEAR 2002

Volume No.	Monthly Issue of Bulletin	Closing Date for Agency Filing	Publication Date	21-day Comment Period End Date
03-1	January, 2003	<b>*November 13, 2002</b>	January 1, 2003	January 22, 2003
03-2	February, 2003	December 18, 2002	February 5, 2003	February 26, 2003
03-3	March, 2003	January 22, 2003	March 5, 2003	March 26, 2003
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03-8	August, 2003	June 25, 2003	August 6, 2003	August 27, 2003
03-9	September, 2003	July 23, 2003	September 3, 2003	September 24, 2003
03-10	October, 2003	<b>**August 20, 2003</b>	October 1, 2003	October 22, 2003
03-11	November, 2003	September 24, 2003	November 5, 2003	November 26, 2003
03-12	December, 2003	October 22, 2003	December 3, 2003	December 24, 2003

***\*Last day to submit proposed rulemaking before moratorium begins and last day to submit pending rules to be reviewed by the legislature.***

***\*\*Last day to submit proposed rules in order to complete rulemaking for review by legislature.***

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**IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE**  
**16.03.09 - RULES GOVERNING THE MEDICAL ASSISTANCE PROGRAM**

**DOCKET NO. 16-0309-0103**

**NOTICE OF AMENDMENT TO TEMPORARY RULE**

**EFFECTIVE DATE:** These temporary rules are effective May 1, 2002.

**AUTHORITY:** In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has amended that previously adopted temporary rule. The action is authorized pursuant to Section(s) 56-202(b); 56-203(g), (i), (j); 56-1003(l); 56-1004(l) (a), (e); and 56-1005(8), Idaho Code.

**DESCRIPTIVE SUMMARY:** These pilot rules have been extended through June 30, 2002 to allow for a better transition when implementing utilization management across the state.

**TEMPORARY RULE JUSTIFICATION:** Pursuant to Sections 67-5226(l)(b) and 67-5226(l)(c), Idaho Code, the Governor has found that temporary adoption of the rules is appropriate for the following reasons: For the protection of the public health, safety, welfare and to confer a benefit.

**NEGOTIATED RULEMAKING:** Pursuant to IDAPA 04.11.01.811, negotiated rulemaking was conducted prior to publishing the temporary rule which published in the September 5, 2001, Idaho Administrative Bulletin, Volume 01-9, pages 107 through 115 and a Notice of Negotiated Rulemaking was published in the April 4, 2001, Idaho Administrative Bulletin, Volume 01-4, on page 29. Per legislative intent, Quality Improvement Committees consisting of consumer/families, advocates, providers and State staff were involved. There have been many opportunities for review of draft rules by the Quality Improvement Committees through mailings and regularly scheduled meetings.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this rule, contact Jean Christensen at (208) 364-1828.

DATED this 15th day of February, 2002.

Sherri Kovach  
Administrative Procedures Coordinator  
DHW - Division of Legal Services  
450 West State Street, 10th Floor  
P.O. Box 83720  
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kovachs@idhw.state.id.us, e-mail

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**THE FOLLOWING IS THE AMENDED TEXT OF DOCKET NO. 16-0309-0103**

**824. UTILIZATION MANAGEMENT - PILOT PROJECT.**

The following temporary utilization management rules shall apply to a pilot project in Clearwater, Idaho, Latah, Nez Perce, and Lewis counties from October 1, 2001 through ~~April~~ June 30, 2002, for adults who are developing initial or annual plans for developmental disabilities services. Further implementation is subject to approval by the Legislature.  
~~(10-1-01)T(5-1-02)T~~

**IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE**  
**16.03.09 - RULES GOVERNING THE MEDICAL ASSISTANCE PROGRAM**

**DOCKET NO. 16-0309-0201**

**NOTICE OF RULEMAKING - PENDING RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2003 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved, rejected, amended or modified by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved, amended or modified by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Sections 67-5224, Idaho Code, notice is hereby given that this agency has adopted pending rule. The action is authorized pursuant to Section(s) 56-202(b) and 56-203(g), Idaho Code.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement of the reasons for adopting the pending rule and a statement of any change between the text of the proposed rule and the text of the pending rule with an explanation of the reasons for the change.

The pending rule is being adopted as proposed. The original text of the proposed rule was published in the January 2, 2002 Administrative Bulletin, Volume 02-01, page(s) 136 through 138.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Christine Cuellar at (208) 364-1891.

DATED this 7th day of February, 2002.

Sherri Kovach  
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) 332-7347 fax

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**IDAPA 16, TITLE 03, Chapter 09**

**RULES GOVERNING THE MEDICAL ASSISTANCE PROGRAM**

**There are no substantive changes from the proposed rule text.**

**The complete text of the proposed rule was published in the Idaho Administrative Bulletin, [Volume 02-1, January 2, 2002, pages 136 through 138.](#)**

**This rule has been adopted as a pending rule by the Agency and is now pending review and approval by the 2003 Idaho State Legislature as a final rule.**

**IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE**  
**16.03.11 - RULES GOVERNING INTERMEDIATE CARE FACILITIES**  
**FOR THE MENTALLY RETARDED (ICF/MR)**

**DOCKET NO. 16-0311-0101**

**NOTICE OF AMENDMENT TO TEMPORARY RULE**

**EFFECTIVE DATE:** The amendment to the temporary rule is effective July 1, 2000. The amendment to the temporary rule has been adopted by the agency in compliance with Section 67-5226, Idaho Code.

**AUTHORITY:** In compliance with Section 67-5226, Idaho Code, notice is hereby given that this agency has adopted amendments to the previously adopted temporary rule. The action is authorized pursuant to Section(s) 39-1303a, 39-1307 and 67-6532, Idaho Code.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement of the reasons for adopting the pending rule and a statement of any change between the text of the proposed rule and the text of the pending rule with an explanation of the reasons for the change.

In Subsection 310.05 a typographical error will be corrected. The correction was made in the sentence stating that, "The total number of licensed and Medicaid Certified ICF/MR beds shall not exceed four hundred eighty-six (486), not (468), at any given time". The correction is made pursuant to Section 67-5227, Idaho Code.

The original text of the proposed rules was published in the January 3, 2001 Administrative Bulletin, Volume 01-1, pages 123 and 124.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the amendment to temporary rule, contact Sylvia Creswell at (208) 364-1863.

DATED this 4th day of February, 2002.

Sherri Kovach  
Administrative Procedures Coordinator  
DHW - Legal Services Division  
450 West State Street - 10th Floor  
P.O. Box 83720  
Boise, Idaho 83720-0036  
(208) 334-5564 phone; (208) 332-7347 fax  
kovachs@idhw.state.id.us

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**THE FOLLOWING IS THE AMENDED TEXT OF DOCKET NO. 16-0311-0101**

***SUBSECTION 310.05***

**310. APPLICATION FOR INITIAL LICENSE.**

Application for an initial license to operate an ICF/MR facility will be governed by the following rules: (7-1-80)

**05. Total Number Of Licensed And Medicaid Certified ICF/MR Beds.** The total number of licensed and Medicaid Certified ICF/MR beds shall not exceed four hundred eighty-six (~~468~~86) at any given time. To accommodate the needs of ICF/MR eligible consumers, twelve (12) of the total beds within this limitation shall be reserved for time-limited emergency use as specified in Subsection 320.02 of this chapter. (~~7-1-00~~)(7-1-00)T

**IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE**  
**16.06.12 - RULES GOVERNING THE IDAHO CHILD CARE PROGRAM (ICCP)**  
**DOCKET NO. 16-0612-0101**  
**NOTICE OF PENDING RULE AND AMENDMENT TO TEMPORARY RULE**

**EFFECTIVE DATE:** The amendments to the temporary rule are effective November 1, 2001. These rules have been adopted by the agency and are now pending review by the 2003 Idaho State Legislature for final approval. The pending rule becomes final and effective upon adjournment of the legislature, unless the rule is approved, rejected, amended or modified by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved, amended or modified by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224 and 67-5226, Idaho Code, notice is hereby given that this agency has adopted a pending rule and amended a previously adopted temporary rule. The action is authorized pursuant to Section(s) 56-201 through 56-233, Idaho Code.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement of the reasons for adopting the pending rule and a statement of any change between the text of the proposed rule and the text of the pending rule with an explanation of the reasons for the change.

Subsection 203.02.b. has been amended to read the "cost of business inventory" rather than "cost of stock". The proposed rules have been amended in response to public comment, and are being amended pursuant to Section 67-5227, Idaho Code.

Only the sections that have changes are printed in this bulletin. The original text of the proposed rules was published in the December 5, 2001 Idaho Administrative Bulletin, Volume 01-12, pages 70 through 82.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the pending rule, contact Patti Campbell at (208) 334-5818.

DATED this 18th day of January, 2002.

Sherri Kovach  
Administrative Procedures Coordinator  
DHW - Legal Services Division  
450 West State Street - 10th Floor  
P.O. Box 83720  
Boise, Idaho 83720-0036  
(208) 334-5564 phone  
(208) 332-7347 fax  
kovachs@idhw.state.id.us

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**IDAPA 16, TITLE 06, Chapter 12**

**RULES GOVERNING THE IDAHO CHILD CARE PROGRAM (ICCP)**

**There are substantive changes from the proposed rule text.**

Only those sections that have changed from the original proposed text are printed in this Bulletin following this notice.

The text of the proposed rule was published in the Idaho Administrative Bulletin, Volume 01-12, December 5, 2001, pages 70 through 82.

This rule has been adopted as a pending rule by the Agency and is now pending review and approval by the 2003 Idaho State Legislature as a final rule.

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THE FOLLOWING IS THE AMENDED TEXT OF DOCKET NO. 16-0612-0101

***SUBSECTION 203.02.b.***

**203. SELF-EMPLOYMENT INCOME.**

Income from self-employment is earned income. The family may choose one (1) of the calculation methods in Subsections 203.01 and 203.02 of these rules to determine income. Annualize the income if the participant has been self-employed for more than one (1) year. Average the income over the period of time the business has been operating, if the participant has been self-employed for less than one (1) year. (11-1-01)T

**02. Net Self-Employment Income.** Net self-employment income is calculated from gross income. Subtract these allowable expenses: (11-1-01)T

- b. The cost of ~~stock~~ business inventory. ~~(11-1-01)T~~(11-1-01)T

**IDAPA 35 - STATE TAX COMMISSION**

**35.01.02 - IDAHO SALES AND USE TAX ADMINISTRATIVE RULES**

**DOCKET NO. 35-0102-0102**

**NOTICE OF RULEMAKING - FINAL RULE**

**EFFECTIVE DATE:** Proposed rulemaking under this docket was rejected by House Concurrent Resolution No. 41 effective February 18, 2002.

**AUTHORITY:** In compliance with Sections 67-5224, Idaho Code, notice is hereby given that the 2002 Legislature has taken action by concurrent resolution on proposed rulemaking under the above docket.

**DESCRIPTIVE SUMMARY:** The following is a nontechnical explanation of the substance and purpose of the final rule.

Pursuant to House Concurrent Resolution No. 41, IDAPA 35.01.02, Section 131, "Prizes Won In Contests, Drawings, And Raffles," is not consistent with legislative intent and therefore will not take effect. Because Section 131 was a proposed rule only, it will remain a "Reserved" Section, as it was prior to the rulemaking. The text of the proposed rule was published in the October 3, 2001 Idaho Administrative Bulletin, Volume 01-10, pages 750 through 759.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the final rule, contact Jim Husted at (208) 334-7530.

DATED this 20th day of February, 2002.

Jim Husted, Tax Policy Specialist  
State Tax Commission  
800 Park Blvd. Plaza IV  
P.O. Box 36  
Boise, Idaho 83722  
(208) 334-7530 phone  
(208) 334-7844 fax

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**THE FOLLOWING IS THE AMENDED TEXT OF DOCKET NO. 35-0102-0102**

**131. -- 999. (RESERVED).**

# IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY

## 58.01.01 - RULES FOR THE CONTROL OF AIR POLLUTION IN IDAHO

### DOCKET NO. 58-0101-0202

#### NOTICE OF NEGOTIATED RULEMAKING

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, and IDAPA 58.01.23, "Rules of Administrative Procedure Before the Board of Environmental Quality," Sections 810 through 815, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This negotiated rulemaking action is authorized by Section 39-105, Idaho Code. The formal rulemaking action is authorized by Sections 39-105 and 39-107, Idaho Code.

**MEETING SCHEDULE:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the following meeting. Additional meetings may be scheduled if necessary. For information regarding additional meetings, contact Phyllis Heitman at (208)373-0502 or pheitman@deq.state.id.us.

**April 23, 2002, 9:00 a.m.**  
**Department of Environmental Quality, Conference Room C**  
**1410 N. Hilton, Boise, Idaho**

**PRELIMINARY DRAFT:** By April 15, 2002, a preliminary draft of the rule can be obtained at [www2.state.id.us/deq/rules/58-0101-0202.htm](http://www2.state.id.us/deq/rules/58-0101-0202.htm) or by contacting Phyllis Heitman at (208) 373-0502 or pheitman@deq.state.id.us.

**DESCRIPTIVE SUMMARY:** The purpose of this proposed negotiated rulemaking is to evaluate potential options for clarifying and streamlining the process to design a more efficient and effective program for permitting stationary sources of air pollution in Idaho. This rulemaking will consider a number of proposed changes to the permitting program, including: (a) transition from permits to construct to permits to operate; (b) clarification of permit requirements prior to construction and prior to operation; (c) integration of permit to construct and Tier II operating permit requirements into Tier I permits; (d) expiration, renewal, and modification of operating permits; and (e) clarification of toxic air pollutant requirements for permitting. In addition, the proposed changes will correct typographical errors, and fix awkward or ambiguous phrasing and organization.

Representatives of stationary sources of air pollution which have or are required to obtain construction or operating permits may be interested in this rulemaking. Special interest groups or members of the public who wish to contribute to a more effective permitting process may also wish to participate.

The Department of Environmental Quality intends to conclude the negotiations by June 28, 2002 and publish a proposed rule for public comment in the August 2002 issue of the Idaho Administrative Bulletin. Using and taking into consideration public comment, DEQ intends to present the rule to the Board of Environmental Quality for adoption of a pending rule in November 2002.

**GENERAL INFORMATION:** For more information about DEQ's programs and activities, visit DEQ's web site at [www.state.id.us/deq](http://www.state.id.us/deq).

**ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS:** For assistance on questions concerning the negotiated rulemaking, contact Phyllis Heitman at (208) 373-0502 or pheitman@deq.state.id.us.

Anyone may submit written comments on the preliminary draft by mail, fax or e-mail at the address below. DEQ will consider all written comments received by the undersigned on or before May 6, 2002.

Dated this 8th day of March, 2002.

Paula J. Gradwohl  
Environmental Quality Section  
Attorney General's Office  
1410 N. Hilton, Boise, Idaho 83706-1255  
(208)373-0418/Fax No. (208)373-0481  
pgradwoh@deq.state.id.us

# IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY

## 58.01.01 - RULES FOR THE CONTROL OF AIR POLLUTION IN IDAHO

DOCKET NO. 58-0101-0203

### NOTICE OF NEGOTIATED RULEMAKING

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, and IDAPA 58.01.23, "Rules of Administrative Procedure Before the Board of Environmental Quality," Sections 810 through 815, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This negotiated rulemaking action is authorized by Section 39-105, Idaho Code. The formal rulemaking action is authorized by Sections 39-105 and 39-107, Idaho Code. Pursuant to 40 CFR 70.9, the State of Idaho cannot maintain primacy for the Title V program unless it collects fees sufficient to cover all reasonable direct and indirect costs required to develop and implement the program. The Idaho Legislature has directed the Department of Environmental Quality (DEQ) to maintain this program.

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process are encouraged to contact Phyllis Heitman at (208)373-0502 or [pheitman@deq.state.id.us](mailto:pheitman@deq.state.id.us).

**DESCRIPTIVE SUMMARY:** The purpose of the proposed rulemaking is to establish a Title V fee rate that provides sufficient funding for the implementation of DEQ's Title V operating permit program. Payment of the Title V permit program costs by a fee imposed on the facilities regulated is mandated by the federal Clean Air Act. Under the existing Title V operating permit fee structure, DEQ projections show that the Title V operating permit fund is not self-supporting. Adoption of a rule adjusting the amount of fees paid by the regulated community will ensure sufficient funding and continued compliance with the federal requirement.

Representatives of sources of air pollution that fall within the scope, or may fall within the scope, of Title V of the federal Clean Air Act may be interested in this rulemaking. Special interest groups, public officials, or members of the public who have an interest in the regulation of air emissions from sources in Idaho may also wish to participate in this rulemaking effort and may consider themselves affected by it.

DEQ intends to conclude the negotiations by June 28, 2002 and publish a proposed rule for public comment in the August 2002 issue of the Idaho Administrative Bulletin. Using and taking into consideration public comment, DEQ intends to present the rule to the Board of Environmental Quality (Board) for adoption of a pending rule in November 2002.

**GENERAL INFORMATION:** For more information about DEQ's programs and activities, visit DEQ's web site at [www.state.id.us/deq](http://www.state.id.us/deq).

**ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS:** For assistance on questions concerning the negotiated rulemaking, contact Phyllis Heitman at (208)373-0502 or [pheitman@deq.state.id.us](mailto:pheitman@deq.state.id.us).

Anyone may submit written comments by mail, fax or e-mail at the address below. DEQ will consider all written comments received by the undersigned on or before May 6, 2002.

Dated this 11th day of March, 2002.

Paula J. Gradwohl  
Environmental Quality Section  
Attorney General's Office  
1410 N. Hilton  
Boise, Idaho 83706-1255  
(208)373-0418/Fax No. (208)373-0481  
[pgradwoh@deq.state.id.us](mailto:pgradwoh@deq.state.id.us)

**IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY**

**58.01.02 - WATER QUALITY STANDARDS AND WASTEWATER TREATMENT REQUIREMENTS**

**DOCKET NOS. 58-0102-0102 AND 58-0102-0103**

**NOTICE OF CORRECTION TO PENDING RULES**

**CORRECTION:** This notice corrects transcriptional errors that occurred during the publication of the pending rule. This correction is being done in conjunction with the Office of the Administrative Rules Coordinator.

**EFFECTIVE DATE:** These rules have been adopted by the agency and reviewed and approved by the 2002 Idaho State Legislature. The pending rule becomes final and effective at the conclusion of the legislative session.

**AUTHORITY:** In compliance with Section 67-5228, Idaho Code, notice is hereby given that this agency is correcting transcriptional errors in conjunction with the Office of the Administrative Rules Coordinator. The action is authorized by Sections 39-105, 39-107, and 39-3601 et seq., Idaho Code.

**DESCRIPTIVE SUMMARY:** The following is a concise explanatory statement of the nature of the correction being made to the pending rules of both dockets.

The contractor developing the South Fork Coeur d'Alene Subbasin criteria discovered a test result had been typed into the lead criteria dataset incorrectly. This discovery made it necessary to correct the equations that were adopted as pending rules on November 9, 2001. While the corrections are nonsubstantive in nature, it is necessary to correct these equations in order to follow the required mathematical procedures criteria. These corrections were submitted at the pending rule stage but, due to this transcriptional error, were published incorrectly. Because the correction is the same for both dockets, it is being published under this single correction notice.

The pending rules of these two dockets were published in the January 2, 2002 Idaho Administrative Bulletin, Volume 02-1, pages 210 through 224. The original text of the proposed rules was published in the August 1, 2001 Idaho Administrative Bulletin, Volume 01-8, page 132 through 167.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this correction to pending rule, contact Chris Mebane at 373-0502.

DATED this 7th day of March, 2002.

Paula J. Gradwohl  
Environmental Quality Section  
Attorney General's Office  
1410 N. Hilton, Boise, Idaho 83706-1255  
(208)373-0418/Fax No. (208)373-0481  
pgradwoh@deq.state.id.us

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**THE FOLLOWING IS THE TEXT OF CORRECTED DOCKETS 58-0102-0102 and 58-0102-0103**

***SUBSECTION 284.02.a. and 284.02.b.***

**284. SOUTH FORK COEUR D'ALENE SUBBASIN, SUBSECTION 110.09, HUC 17010302, AQUATIC LIFE CRITERIA FOR CADMIUM, LEAD AND ZINC.**

- |            |  |   |     |
|------------|--|---|-----|
| <b>02.</b> | <b>Lead.</b>   |   | ( ) |
| a.         | <del><math>CMC = e^{f(0.9371 \times \ln(\text{hardness})) + 1.1924}</math></del> | $CMC = e^{[(0.9402 \times \ln(\text{hardness})) + 1.1834]}$ | ( ) |
| b.         | <del><math>CCC = e^{f(0.9371 \times \ln(\text{hardness})) - 0.9784}</math></del> | $CCC = e^{[(0.9402 \times \ln(\text{hardness})) - 0.9875]}$ | ( ) |

## IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY

### 58.01.04 - RULES FOR ADMINISTRATION OF WASTEWATER TREATMENT FACILITY GRANTS

DOCKET NO. 58-0104-0201

#### NOTICE OF NEGOTIATED RULEMAKING

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, and IDAPA 58.01.23, "Rules of Administrative Procedure Before the Board of Environmental Quality," Sections 810 through 815, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This action is authorized by Chapters 1 and 36, Title 39, Idaho Code.

**MEETING SCHEDULE:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the following meeting. Additional meetings may be scheduled if necessary. For information regarding additional meetings, contact Bill Jerrel at (208)373-0502 or [wjerrel@deq.state.id.us](mailto:wjerrel@deq.state.id.us).

**May 8, 2002, 10 a.m.**  
**Department of Environmental Quality, Conference Room B**  
**1410 N. Hilton, Boise, Idaho**

**PRELIMINARY DRAFT:** By May 1, 2002, a preliminary draft of the rule can be obtained at [www2.state.id.us/deq/rules/58-0104-0201.htm](http://www2.state.id.us/deq/rules/58-0104-0201.htm) or by contacting Lorie Duran at (208)373-0502 or [lduran@deq.state.id.us](mailto:lduran@deq.state.id.us).

**DESCRIPTIVE SUMMARY:** The rules will be amended to address review and approval of contracts for consulting engineers and determining eligible costs. The amended rules will clearly state the types of contracts that will be allowed, what costs contained in the contracts will be allowed and how the contracts are reviewed and approved. Cities, counties, districts and associations that own and operate wastewater facilities and public drinking water systems may be interested in this rulemaking.

Upon conclusion of the negotiated rulemaking process, DEQ intends to publish a proposed rule for public comment. Using and taking into consideration public comment, DEQ will then present the rule to the Board of Environmental Quality for adoption of a pending rule in the fall of 2002.

**GENERAL INFORMATION:** For more information about DEQ's programs and activities, visit DEQ's web site at [www.state.id.us/deq](http://www.state.id.us/deq).

**ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS:** For assistance on questions concerning this rulemaking, contact Bill Jerrel at (208) 373-0502 or [wjerrel@deq.state.id.us](mailto:wjerrel@deq.state.id.us).

Anyone may submit written comments on the preliminary draft by mail, fax or e-mail to the address below. DEQ will consider all written comments received by the undersigned on or before May 22, 2002.

Dated this 8th day of March, 2001.

Paula J. Gradwohl  
Environmental Quality Section  
Attorney General's Office  
1410 N. Hilton  
Boise, Idaho 83706-1255  
(208) 373-0418/Fax No. (208) 373-0481  
[pgradwoh@deq.state.id.us](mailto:pgradwoh@deq.state.id.us)

## IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY

### 58.01.12 - RULES FOR ADMINISTRATION OF WATER POLLUTION CONTROL LOANS

DOCKET NO. 58-0112-0201

#### NOTICE OF NEGOTIATED RULEMAKING

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, and IDAPA 58.01.23, "Rules of Administrative Procedure Before the Board of Environmental Quality," Sections 810 through 815, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This action is authorized by Chapters 1 and 36, Title 39, Idaho Code.

**MEETING SCHEDULE:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the following meeting. Additional meetings may be scheduled if necessary. For information regarding additional meetings, contact Bill Jerrel at (208)373-0502 or [wjerrel@deq.state.id.us](mailto:wjerrel@deq.state.id.us).

**May 8, 2002, 10 a.m.**  
**Department of Environmental Quality, Conference Room B**  
**1410 N. Hilton, Boise, Idaho**

**PRELIMINARY DRAFT:** By May 1, 2002, a preliminary draft of the rule can be obtained at [www2.state.id.us/deq/rules/58-0112-0201.htm](http://www2.state.id.us/deq/rules/58-0112-0201.htm) or by contacting Lorie Duran at (208)373-0502 or [lduran@deq.state.id.us](mailto:lduran@deq.state.id.us).

**DESCRIPTIVE SUMMARY:** The rules will be amended to address review and approval of contracts for consulting engineers and determining eligible costs. The amended rules will clearly state the types of contracts that will be allowed, what costs contained in the contracts will be allowed and how the contracts are reviewed and approved. Cities, counties, districts and associations that own and operate wastewater facilities and public drinking water systems may be interested in this rulemaking.

Upon conclusion of the negotiated rulemaking process, DEQ intends to publish a proposed rule for public comment. Using and taking into consideration public comment, DEQ will then present the rule to the Board of Environmental Quality for adoption of a pending rule in the fall of 2002.

**GENERAL INFORMATION:** For more information about DEQ's programs and activities, visit DEQ's web site at [www.state.id.us/deq](http://www.state.id.us/deq).

**ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS:** For assistance on questions concerning this rulemaking, contact Bill Jerrel at (208)373-0502 or [wjerrel@deq.state.id.us](mailto:wjerrel@deq.state.id.us).

Anyone may submit written comments on the preliminary draft by mail, fax or e-mail to the address below. DEQ will consider all written comments received by the undersigned on or before May 22, 2002.

Dated this 8th day of March, 2001.

Paula J. Gradwohl  
Environmental Quality Section  
Attorney General's Office  
1410 N. Hilton  
Boise, Idaho 83706-1255  
(208)373-0418/Fax No. (208)373-0481  
[pgradwoh@deq.state.id.us](mailto:pgradwoh@deq.state.id.us)

**IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**58.01.20 - RULES FOR ADMINISTRATION OF DRINKING WATER LOAN ACCOUNTS**

**DOCKET NO. 58-0120-0201**

**NOTICE OF NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, and IDAPA 58.01.23, "Rules of Administrative Procedure Before the Board of Environmental Quality," Sections 810 through 815, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This action is authorized by Chapters 1 and 76, Title 39, Idaho Code.

**MEETING SCHEDULE:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the following meeting. Additional meetings may be scheduled if necessary. For information regarding additional meetings, contact Bill Jerrel at (208)373-0502 or [wjerrel@deq.state.id.us](mailto:wjerrel@deq.state.id.us).

**May 8, 2002, 10 a.m.**  
**Department of Environmental Quality, Conference Room B**  
**1410 N. Hilton, Boise, Idaho**

**PRELIMINARY DRAFT:** By May 1, 2002, a preliminary draft of the rule can be obtained at [www2.state.id.us/deq/rules/58-0120-0201.htm](http://www2.state.id.us/deq/rules/58-0120-0201.htm) or by contacting Lorie Duran at (208)373-0502 or [lduran@deq.state.id.us](mailto:lduran@deq.state.id.us).

**DESCRIPTIVE SUMMARY:** The rules will be amended to address review and approval of contracts for consulting engineers and determining eligible costs. The amended rules will clearly state the types of contracts that will be allowed, what costs contained in the contracts will be allowed and how the contracts are reviewed and approved. Cities, counties, districts and associations that own and operate wastewater facilities and public drinking water systems may be interested in this rulemaking.

Upon conclusion of the negotiated rulemaking process, DEQ intends to publish a proposed rule for public comment. Using and taking into consideration public comment, DEQ will then present the rule to the Board of Environmental Quality for adoption of a pending rule in the fall of 2002.

**GENERAL INFORMATION:** For more information about DEQ's programs and activities, visit DEQ's web site at [www.state.id.us/deq](http://www.state.id.us/deq).

**ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS:** For assistance on questions concerning this rulemaking, contact Bill Jerrel at (208)373-0502 or [wjerrel@deq.state.id.us](mailto:wjerrel@deq.state.id.us).

Anyone may submit written comments on the preliminary draft by mail, fax or e-mail to the address below. DEQ will consider all written comments received by the undersigned on or before May 22, 2002.

Dated this 8th day of March, 2001.

Paula J. Gradwohl  
Environmental Quality Section  
Attorney General's Office  
1410 N. Hilton  
Boise, Idaho 83706-1255  
(208)373-0418/Fax No. (208)373-0481  
[pgradwoh@deq.state.id.us](mailto:pgradwoh@deq.state.id.us)

**IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY**

**58.01.22 - RULES FOR ADMINISTRATION OF PLANNING GRANTS  
FOR DRINKING WATER FACILITIES**

**DOCKET NO. 58-0122-0201**

**NOTICE OF NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, and IDAPA 58.01.23, "Rules of Administrative Procedure Before the Board of Environmental Quality," Sections 810 through 815, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This action is authorized by Chapters 1 and 36, Title 39, Idaho Code.

**MEETING SCHEDULE:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the following meeting. Additional meetings may be scheduled if necessary. For information regarding additional meetings, contact Bill Jerrel at (208)373-0502 or [wjerrel@deq.state.id.us](mailto:wjerrel@deq.state.id.us).

**May 8, 2002, 10 a.m.**  
**Department of Environmental Quality, Conference Room B**  
**1410 N. Hilton, Boise, Idaho**

**PRELIMINARY DRAFT:** By May 1, 2002, a preliminary draft of the rule can be obtained at [www2.state.id.us/deq/rules/58-0122-0201.htm](http://www2.state.id.us/deq/rules/58-0122-0201.htm) or by contacting Lorie Duran at (208)373-0502 or [lduran@deq.state.id.us](mailto:lduran@deq.state.id.us).

**DESCRIPTIVE SUMMARY:** The rules will be amended to address review and approval of contracts for consulting engineers and determining eligible costs. The amended rules will clearly state the types of contracts that will be allowed, what costs contained in the contracts will be allowed and how the contracts are reviewed and approved. Cities, counties, districts and associations that own and operate wastewater facilities and public drinking water systems may be interested in this rulemaking.

Upon conclusion of the negotiated rulemaking process, DEQ intends to publish a proposed rule for public comment. Using and taking into consideration public comment, DEQ will then present the rule to the Board of Environmental Quality for adoption of a pending rule in the fall of 2002.

**GENERAL INFORMATION:** For more information about DEQ's programs and activities, visit DEQ's web site at [www.state.id.us/deq](http://www.state.id.us/deq).

**ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS:** For assistance on questions concerning this rulemaking, contact Bill Jerrel at (208)373-0502 or [wjerrel@deq.state.id.us](mailto:wjerrel@deq.state.id.us).

Anyone may submit written comments on the preliminary draft by mail, fax or e-mail to the address below. DEQ will consider all written comments received by the undersigned on or before May 22, 2002.

Dated this 8th day of March, 2001.

Paula J. Gradwohl  
Environmental Quality Section  
Attorney General's Office  
1410 N. Hilton  
Boise, Idaho 83706-1255  
(208)373-0418/Fax No. (208)373-0481  
[pgradwoh@deq.state.id.us](mailto:pgradwoh@deq.state.id.us)

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

The following agencies of the state of Idaho have published the complete text and all related, pertinent information concerning their intent to change or make the following rules in the new issue of the state Administrative Bulletin.

**Because of the moratorium on proposed rulemaking during the legislative session, there are no proposed rules being promulgated or published in this month's Bulletin.**

Please refer to the Idaho Administrative Bulletin, **April 3, 2002, Volume 02-4** for notices and text of all rulemakings, public hearing schedules, Governor's executives orders, and agency contact names.

**Citizens of your county can view all issues of the Idaho Administrative Bulletin at the county law libraries.**

Copies of the Administrative Bulletin and other rules publications are available for purchase. For subscription information and ordering call (208) 332-1820 or write the Office of the Administrative Rules Coordinator, Department of Administration, 650 W. State St., Room 100, Boise, Idaho 83720. Visa and Mastercard accepted.

The Idaho Administrative Bulletin and Administrative Code are available on the Internet at the following address:  
**<http://www2.state.id.us/adm/adminrules/>**

**CUMULATIVE RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES**

**This index tracks the history of all agency rulemakings from 1993 to the present.  
It includes all rulemaking activities on each chapter of rules  
and includes negotiated, temporary, proposed, pending  
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