

IDAHO ADMINISTRATIVE BULLETIN

February 6, 2013 -- Volume 13-2

Idaho Department of Administration
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IDAHO ADMINISTRATIVE BULLETIN

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Preface

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

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

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

CITATION TO THE IDAHO ADMINISTRATIVE BULLETIN

The Bulletin is identified by the calendar year and issue number. For example, Bulletin **11-1** refers to the first Bulletin issued in calendar year **2011**; Bulletin **12-1** refers to the first Bulletin issued in calendar year **2012**. Volume numbers, which proceed from 1 to 12 in a given year, correspond to the months of publication, i.e.; Volume No. **12-1** refers to January 2012; Volume No. **12-2** refers to February 2012; and so forth. Example: The Bulletin published in January 2011 is cited as Volume **11-1**. The December 2011 Bulletin is cited as Volume **11-12**.

RELATIONSHIP TO THE IDAHO ADMINISTRATIVE CODE

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

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

THE DIFFERENT RULES PUBLISHED IN THE ADMINISTRATIVE BULLETIN

Idaho’s administrative rulemaking process, governed by the Administrative Procedure Act, Title 67, Chapter 52, Idaho Code, comprises distinct rulemaking actions: negotiated, proposed, temporary, pending and final rulemaking. Not all rulemakings incorporate or require all of these actions. At a minimum, a rulemaking includes proposed, pending and final rulemaking. Many rules are adopted as temporary rules when they meet the required statutory criteria and agencies 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 the 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 consensus on the content of a rule. Agencies are encouraged, and in some cases required, to engage in this rulemaking activity whenever it is feasible to do so. Publication of a “Notice of Intent to Promulgate - Negotiated Rulemaking” in the Administrative Bulletin by the agency is optional. This process normally results in the formulation of a proposed rule and the initiation of formal rulemaking procedures. One result, however, may also be that formal rulemaking is not initiated and no further action is taken by the agency. The rulemaking effectively stops before it gets started.

PROPOSED RULEMAKING

A proposed rulemaking is an action by an agency wherein the agency is proposing to amend or repeal an existing rule or to adopt a new rule. Prior to the adoption, amendment, or repeal of a rule, the agency must publish a “Notice of Rulemaking - Proposed Rule” in the Bulletin. This notice must include:

- a) the specific statutory authority (from Idaho Code) 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) a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year when the pending rule will become effective; provided, however, that notwithstanding Section 67-5231, Idaho Code, the absence or accuracy of a fiscal impact statement provided pursuant to this subsection shall not affect the validity or enforceability of the rule.
- d) the text of the proposed rule prepared in legislative format;
- e) the location, date, and time of any public hearings the agency intends to hold on the proposed rule;
- f) 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;
- g) the manner in which persons may request an opportunity for an oral presentation as provided in Section 67-5222, Idaho Code; and
- h) the deadline for public (written) comments on the proposed rule.

Any proposed rulemaking that is submitted for publication in the Bulletin that would impose a fee or charge must be accompanied by a cost/benefit analysis that is prepared by the agency. This cost/benefit analysis must estimate, as reasonably as possible, the costs to the agency to implement the rule and the estimated costs that would be borne by citizens or the private sector. This analysis is filed with the Director of Legislative Services Office who then forwards it to the appropriate germane joint subcommittee assigned to review the promulgating agency’s proposed rules.

When incorporating by reference, the notice of proposed rulemaking must include a brief synopsis detailing the need to incorporate by reference any additional materials into the rule. The agency must also provide information regarding access to the incorporated materials. At a minimum, and when available, the agency must provide an electronic link to the documents that can be accessed on a website or post this information on its own website, or both. This link can be placed into the rule and activated once it is posted on the Coordinator’s website.

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 adopt the pending rule. Because a proposed rule is not enforceable, it has no effective date, even when published in conjunction with a temporary rule that is of full force and effect. An agency may vacate (terminate) a rulemaking after the publication of a proposed rule if it decides, for whatever reason, not to proceed further to finalize the rulemaking. The publication of a “Notice of Vacation of Proposed Rulemaking” in the Bulletin officially stops the formal rulemaking process.

TEMPORARY RULEMAKING

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

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

If a rulemaking meets one or more of the above legal criteria and the governor determines that it is necessary that a rule become effective prior to receiving legislative authorization and without allowing for any public input, the agency may proceed and adopt a temporary rule. The law allows an agency to make a temporary rule immediately effective upon adoption. However, a temporary rule that imposes a fee or charge may be adopted only if the governor finds that the fee or charge is necessary to avoid an immediate danger which justifies the imposition of the fee or charge.

A temporary rule expires at the conclusion of the next succeeding regular legislative session unless the rule is extended by concurrent resolution, is replaced by a final rule, or expires under its own terms.

The statute that regulates rulemaking in Idaho requires that the text of all proposed rulemakings publish in the Bulletin in order for the rulemaking to be valid. This is true for all temporary rules as well. In most cases, the agency wants the temporary rule to also become a final rule and in most of these cases, the temporary rule and the proposed rule text is identical. In this event, both rulemakings may be promulgated concurrently yet they remain separate rulemaking actions. The rulemaking is published in the Bulletin as a temporary/proposed rule. Combining the rulemaking allows for a single publication of the text in the Bulletin.

An agency may, at any time, rescind a temporary rule that has been adopted and is in effect. The agency must publish a notice of rescission to effectively rescind the temporary rule. If the temporary rule is being replaced by a new temporary rule or if it has been published concurrently with a proposed rule that is being vacated, the agency, in most instances, will rescind the temporary rule.

PENDING RULEMAKING

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

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

- a) a statement giving 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 a statement that the pending rule may be rejected, amended or modified by concurrent resolution of the legislature;
- d) an identification of any portion of the rule imposing or increasing a fee or charge and a statement that this portion of the rule shall not become final and effective unless affirmatively approved by concurrent resolution of the legislature;
- e) the specific statutory authority for the rulemaking including a citation to the specific section of the Idaho Code that has occasioned the rulemaking, or the federal statute or regulation if that is the basis of authority or requirement for the rulemaking; and

- (f) a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year when the pending rule will become effective; provided however, that notwithstanding section 67-5231, Idaho Code, the absence or accuracy of a fiscal impact statement provided pursuant to this subsection shall not affect the validity or the enforceability of the rule.

Agencies are required to republish the text of the pending rule when substantive changes have been made to the proposed rule. An agency may adopt a pending rule that varies in content from that which was originally proposed if the subject matter of the rule remains the same, the pending rule change is a logical outgrowth of the proposed rule, and the original notice was written so as to assure that members of the public were reasonably notified of the subject. It is not always necessary to republish all the text of the pending rule. With the permission of the Rules Coordinator, only the sections or their subparts 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 Rulemaking - Adoption of Pending Rule" is published.

FINAL RULEMAKING

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

No pending rule adopted by an agency becomes final and effective until it has been submitted to the legislature for review and approval. Where the legislature finds that an agency has violated the legislative intent of the authorizing statute, a concurrent resolution may be adopted to reject the rulemaking in whole or in part. A "Notice of Rulemaking - Final Rule" and the final codified text must be published in the Bulletin for any rule that is wholly or partially rejected by concurrent resolution of the legislature. Unless rejected by concurrent resolution, a pending rule that is reviewed by the legislature becomes final and effective at the end of the session in which it is reviewed without any further legislative action. All pending rules that are approved by concurrent resolution become final and effective upon adoption of the concurrent resolution unless otherwise stated. In no event can a pending rule 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 that is final and effective may be applied retroactively, as provided in the rule.

AVAILABILITY OF THE ADMINISTRATIVE CODE AND BULLETIN

Internet Access - The Administrative Code and Administrative Bulletin are available on the Internet at the following address: adminrules.idaho.gov

SUBSCRIPTIONS AND DISTRIBUTION

For subscription information and costs, 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 Idaho Administrative Code - annual subscription on CD-ROM. The Code is an annual compilation of all final administrative rules and all enforceable temporary rules and also includes all executive orders of the Governor that have published in the Bulletin, all legislative documents affecting rules, a table of contents, reference guides, and a subject index.

The Idaho Administrative Bulletin - annual subscription available on individual CD-ROM sent out monthly. The Bulletin is an official monthly publication of the State of Idaho and is available for purchase on CD-ROM only. Yearly subscriptions or individual CD-ROM's are available for purchase.

Internet Access - The Administrative Code and Administrative Bulletin, and many other rules-related documents are available on the Internet at the following address: adminrules.idaho.gov

HOW TO USE THE IDAHO ADMINISTRATIVE BULLETIN

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

IDAPA 38.05.01.200.02.c.ii.

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

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

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

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

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

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

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

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

DOCKET NUMBERING SYSTEM

Internally, the Bulletin is organized sequentially using a rule docketing system. Each rulemaking that is filed with the Coordinator is assigned a “DOCKET NUMBER.” The docket number is a series of numbers separated by a hyphen “-”, (**38-0501-1201**). Rulemaking dockets are published sequentially by IDAPA number (the two-digit agency code) in the Bulletin. The following example is a breakdown of a typical rule docket number:

“DOCKET NO. 38-0501-1201”

“**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**).

“**1201**” denotes the year and sequential order of the docket being published; in this case the numbers refer to the first rulemaking action published in **calendar year 2012**. A subsequent rulemaking on this same rule chapter in calendar year 2012 would be designated as “**1202**”. The docket number in this scenario would be 38-0501-**1202**.

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

(BREAK IN CONTINUITY OF SECTIONS)

BULLETIN PUBLICATION SCHEDULE FOR CALENDAR YEAR 2012

Vol. No.	Monthly Issue of Bulletin	Closing Date for Agency Filing	Publication Date	21-day Comment Period End Date
12-1	January 2012	*November 25, 2011	January 4, 2012	January 25, 2012
12-2	February 2012	January 13, 2012	February 1, 2012	February 22, 2012
12-3	March 2012	February 10, 2012	March 7, 2012	March 28, 2012
12-4	April 2012	March 9, 2012	April 4, 2012	April 25, 2012
12-5	May 2012	April 6, 2012	May 2, 2012	May 23, 2012
12-6	June 2012	May 4, 2012	June 6, 2012	June 27, 2012
12-7	July 2012	June 8, 2012	July 4, 2012	July 25, 2012
12-8	August 2012	July 6, 2012	August 1, 2012	August 22, 2012
12-9	September 2012	August 3, 2012	September 5, 2012	September 26, 2012
12-10	October 2012	**August 31, 2012	October 3, 2012	October 24, 2012
12-11	November 2012	October 5, 2012	November 7, 2012	November 28, 2012
12-12	December 2012	November 2, 2012	December 5, 2012	December 26, 2012

BULLETIN PUBLICATION SCHEDULE FOR CALENDAR YEAR 2013

Vol. No.	Monthly Issue of Bulletin	Closing Date for Agency Filing	Publication Date	21-day Comment Period End Date
13-1	January 2013	*November 30, 2012	January 2, 2013	January 23, 2013
13-2	February 2013	January 11, 2013	February 6, 2013	February 27, 2013
13-3	March 2013	February 8, 2013	March 6, 2013	March 27, 2013
13-4	April 2013	March 8, 2013	April 3, 2013	April 24, 2013
13-5	May 2013	April 5, 2013	May 1, 2013	May 22, 2013
13-6	June 2013	May 10, 2013	June 5, 2013	June 26, 2013
13-7	July 2013	June 7, 2013	July 3, 2013	July 24, 2013
13-8	August 2013	July 5, 2013	August 7, 2013	August 28, 2013
13-9	September 2013	August 2, 2013	September 4, 2013	September 25, 2013
13-10	October 2013	**August 30, 2013	October 2, 2013	October 23, 2013
13-11	November 2013	October 4, 2013	November 6, 2013	November 27, 2013
13-12	December 2013	November 8, 2013	December 4, 2013	December 25, 2013

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

*****Last day to submit a proposed rule in order to have the rulemaking completed and submitted for review by legislature.***

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THE OFFICE OF THE GOVERNOR

**EXECUTIVE DEPARTMENT
STATE OF IDAHO
BOISE**

EXECUTIVE ORDER NO. 2012-08

**CONTINUING THE OFFICE OF ENERGY RESOURCES WITHIN THE OFFICE OF THE GOVERNOR
REPEALING AND REPLACING EXECUTIVE ORDER 2011-14**

WHEREAS, energy production, generation, transmission and conservation are vital to Idaho; and

WHEREAS, stable, reliable, and cost competitive long-term energy supplies are critical to the well-being and future of Idaho; and

WHEREAS, it is the responsibility of state government to coordinate energy planning and policy development for Idaho;

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by the authority vested in me by the Constitution and laws of the State of Idaho do hereby order:

1. *Continuation of the "Office of Energy Resources" within the Office of the Governor.*
2. *The term "energy" as used in this Executive Order shall include, but is not limited to, electricity, oil, natural gas, bio-energy, nuclear energy, renewable energy, and transportation fuels.*
3. *The Governor shall appoint an administrator (hereafter "Administrator") to lead the Office of Energy Resources (Office). The Administrator shall serve at the pleasure of the Governor and shall be subject to confirmation by the Idaho Senate. The Administrator shall be the official in Idaho designated to oversee energy planning, policy and coordination, and to fulfill the duties provided in this Executive Order.*
4. *Employees of the Office shall be non-classified for the purposes of Chapter 53, Title 67 of the Idaho Code.*
5. *The duties, powers and authorities of the Office of Energy Resources shall include*
 - a) *Advising the Governor, the Legislature and other public officials of the State's energy requirements, supply, transmission, management, conservation, and efficiency efforts;*
 - b) *Serve as Idaho's clearing house and first point of contact for energy information, including addressing energy policy inquiries, and providing information regarding energy issues;*
 - c) *Coordinating the State's energy planning and policy development efforts;*
 - d) *Coordinating and cooperating with federal and state agencies, departments and divisions, and local governments on issues concerning the State's energy requirements, supply, transmission, management, conservation and efficiency efforts;*
 - e) *Pursuing and accepting federal delegation of responsibility and authority for matters that affect the energy supply, transmission, management, consumption and conservation by the citizens of Idaho other than energy codes and standards for buildings and those matters under the jurisdiction of the Idaho Public Utilities Commission;*
 - f) *Coordinating, supporting and overseeing the Idaho Strategic Energy Alliance;*
 - g) *Assisting state agencies, departments, divisions and local governments to secure funding*

- where available for energy conservation projects and renewable energy resource opportunities;
- h) *Administering low-interest energy loan programs and other forms of financial assistance for eligible projects to further promote energy efficiency efforts and overall reduced energy consumption in Idaho;*
 - i) *Entering into other agreements or contracts and do that which is necessary to carry out the provisions of this Executive Order and in the performance of other duties as may be directed by the Governor;*
- 6. *The Office of Energy Resources may accept private contributions, state or federal funds, funds from other public agencies or any other source. The moneys shall be expended solely for the purposes provided in this Executive Order and accounted for as provided by law.*
 - 7. *All orders, regulations, contracts and licenses which are in effect at the time this Executive Order is signed shall continue in effect according to their terms until modified or terminated.*
 - 8. *The duties, responsibilities and authority of this Executive Order shall not alter any existing responsibilities, jurisdiction or planning functions of state agencies established by state or federal law; nothing in this Executive Order shall be construed to provide or imply any regulatory authority by the Office of Energy Resources over public utilities that are subject to the jurisdiction of the Idaho Public Utilities Commission.*

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 this 18th day of October in the year of our Lord two thousand and twelve and of the Independence of the United States of America the two hundred thirty-seventh and of the Statehood of Idaho the one hundred twenty-third.

C.L. "BUTCH" OTTER
GOVERNOR

BEN YSURSA
SECRETARY OF STATE

THE OFFICE OF THE GOVERNOR

**EXECUTIVE DEPARTMENT
STATE OF IDAHO
BOISE**

EXECUTIVE ORDER NO. 2012-09

**ALLOCATING VOLUME CAP FOR QUALIFIED ENERGY CONSERVATION BONDS IN IDAHO
CONSISTENT WITH THE PROVISIONS OF THE U.S. INTERNAL REVENUE CODE, AS AMENDED**

WHEREAS, Sections 54D and 54A of the Internal Revenue Code of 1986, as amended by the Tax Extenders and Alternate Minimum Tax Relief Act of 2008 and by the American Recovery and Reinvestment Act of 2009 (the "Code"), permit States and large local governments to issue Qualified Energy Conservation Bonds ("QECBs"). The Code also provides that the State shall initially allocate volume cap for QECBs to the Large Local Governments as outlined below.

WHEREAS, the Code, as amended, provides a formula for allocations of such Volume Cap, and in order to facilitate the implementation and administration of the formula for allocation of the Volume Cap throughout the State and its issuing authorities, it is necessary and desirable to issue this Executive Order.

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by the power vested in me by the Constitution and laws of the State of Idaho, do hereby order and proclaim:

Section 1.

- (1) "Allocation Dollars" means the dollar amount of the Volume Cap expressed in terms of dollars. Each allotment dollar equals one dollar of Volume Cap that may be allocated under this Executive Order.
- (2) "Bonds" means the Qualified Energy Conservation Bonds for which an allocation of the Volume Cap is required by the Code.
- (3) "Code" means the Internal Revenue Code as 1986, as amended, including amendment by the Tax Extenders and Alternative Minimum Tax Relief Act of 2008 and the American Recovery and Reinvestment Act of 2009, and any related regulations including without limitation the Notice, all as may be amended or supplemented.
- (4) "Department" means the State of Idaho Department of Commerce.
- (5) "Director" means the director of the Department or such other official or officials of the Department as the director shall designate to carry out the duties of the director set forth in this Executive Order.
- (6) "Form 8038" means Department of the Treasury tax form 8038 (OMB NO. 1545-0720) or any other similar federal tax form or other method of reporting required by the Department of the Treasury under Section 149(e) of the Code.
- (7) "Initial Allocation" means one of the initial allocations established under Section 4(1) hereof.
- (8) "Issuing Authority" means any of the following, which must have the authority under State law to issue the Bonds:
 - (a) Any county, city or port district;
 - (b) Any public corporation created pursuant to Section 50-2703 of the Idaho Code, or other entity acting on behalf of one or more counties, cities, or both;
 - (c) The Idaho Housing and Finance Association;
 - (d) The State; or
 - (e) Any other entity authorized to issue Bonds in the State.
- (9) "Large Local Government" means any municipality or county in the State that has a population of 100,000 or more and any Indian Tribal government in the State.
- (10) "Large Local Government Initial Allocation" means that amounts set forth in Section 12 hereof for certain Counties and for the City of Boise for Large Local Governments.

- (11) "Notice" means IRS Notice 2009-29, as amended, revised or supplemented.
- (12) "Program" means the program to be financed in whole or in part with the proceeds of the sale of Bonds.
- (13) "Project" means the facility to be financed in whole or in part with the proceeds of sale of Bonds.
- (14) "Qualified Energy Conservation Bonds" means any bond that meets the requirement of Sections 54A and 54D of the Code, as amended.
- (15) "State" means the State of Idaho, any of its agencies, instrumentalities, institutions and divisions authorized to issue Bonds under State law.
- (16) "State Allocation" means the amount of allocation to the State for subsequent allocation by the State as set forth in Section 12 hereof.
- (17) "Subsequent State Allocation" means an allocation of Volume Cap by the Department acting for the State of all or a portion of Initial Allocations returned or deemed returned to the State under this Executive Order consistent with the Code and Notice by a Large Local Government.
- (18) "Ultimate Beneficiary" means the ultimate beneficiary of the Volume Cap as provided in the Code and Notice.
- (19) "Volume Cap" means the volume cap for Qualified Energy Conservation Bonds for the State as computed in Section 54D(e) of the Code, the Notice and related regulations.

Section 2.

The Volume Cap is allocated in accordance with the procedures set forth in this Executive Order to the State and to Large Local Governments. An Initial Allocation of the Volume Cap, which has been reallocated and returned to the State in accordance with the Code and/or Notice, may be obtained by submitting an application to the Director in accordance with Section 3, as appropriate.

The Director shall evidence a grant of an allocation of the Volume Cap by issuing a certificate of such allocation in accordance with Section 4, as appropriate. The Department may seek and obtain reallocation of Initial Allocations from Large Local Governments that delegate their own allocations under the Code and Notice to the Department to make Subsequent State Allocations hereunder. Such reallocations may include conditions regarding the Subsequent State Allocations.

All allocations by the State and by Large Local Governments must be made such that not less than 70 percent of the allocation to the State or to each Large Local Government will be used for Bonds which are not private activity bonds as provided in the Code and the Notice. Bonds issued to finance capital expenditures to implement "green community programs" shall not be treated as private activity bonds for this purpose.

Section 3.

- (1) In the event an Initial Allocation is waived or returned to the State in accordance with the Code and/or Notice and for any State Allocation, any Issuing Authority or Ultimate Beneficiary shall, prior to the issuance of such Bonds, submit an application to the Director which contains the following information and attachments:
 - (a) The name of the Issuing Authority or Ultimate Beneficiary;
 - (b) The mailing address of the Issuing Authority or Ultimate Beneficiary;
 - (c) The tax identification number of the Issuing Authority or Ultimate Beneficiary;
 - (d) The name, title and office telephone number of the official of the Issuing Authority or Ultimate Beneficiary to whom notices should be sent and from whom information can be obtained;
 - (e) The principal amount of Bonds proposed to be issued for which an application for an allocation of the Volume Cap is requested;
 - (f) The nature, the purpose and the specific location of the Project or the type of Program;
 - (g) The initial owner or user of the Project, if other than the Issuing Authority or Ultimate Beneficiary;
 - (h) A copy of a valid and fully executed resolution or similar official action of the Issuing Authority evidencing its intention to issue Bonds for the Project;

- (i) *With respect to Bonds, the anticipated date on which the Bonds are expected to be sold and the anticipated date on which the closing or final transaction with respect to the issuance and sale of the Bonds is expected to occur;*
 - (j) *The name, address, and telephone number of all parties to the transaction;*
 - (k) *That the Bonds are expected to be issued under the Code and Notice;*
 - (l) *That the Project or Program is located in a Recovery Zone and that the Project will be accomplished in accordance with the Code and Notice;*
 - (m) *Such information as the applicant may wish to submit in order to demonstrate the need for, and economic impact of, its Program or Project in the State, together with any information which demonstrates how its Program or Project will effectively utilize and efficiently distribute resources throughout the State; and*
 - (n) *Any other information or attachments reasonably required by the Director.*
- (2) *The Director shall:*
- (a) *Establish the form of application for requests for allocations of the Volume Cap, which form shall contain the information required by Section 3(1); and*
 - (b) *Make such forms available to the public upon request.*
- (3) *The Director shall be under no obligation to process any application that is incomplete. Any application submitted by an Issuing Authority or Ultimate Beneficiary that the Director does not process shall be returned by the Director on or before the fifteenth day after receipt thereof with a brief explanation as to why the application was not processed.*

Section 4.

- (1) *Allocations of Volume Cap are hereby initially made to the State and Large Local Governments in the amounts as set forth section 12 below, which are the amounts determined by the Internal Revenue Service consistent with the Code and the Notice (collectively, the "Initial Allocations") to be further allocated by said entities as provided in the Code and Notice. Such Initial Allocation shall be permanent unless such Initial Allocation is reallocated or deemed reallocated to the State by the Large Local Government as provided herein and permitted in the Code and Notice:*
- (a) *In accordance with the Code and Notice, the State's national allocation of Volume Cap Allocation Dollars is hereby allocated to Large Local Governments and the State, as Initial Allocations as provided in section 12 hereto;*
 - (b) *The above Initial Allocations shall be in effect until the same are reallocated or deemed reallocated to the State Department of Commerce in accordance with the Code and Notice. Thereafter, Subsequent State Allocations shall be made based first on need, economic impact and efficient distribution of resources as determined by the Department and within that determination, and then in the chronological order in which they are received as provided in Section 3, subject to any conditions which may be set forth in a waiver by the applicable county or municipality of an Initial Allocation; and*
 - (c) *Initial Allocations may be reallocated or deemed reallocated to the State Department of Commerce on or after July 1, 2013 if the Initial Allocation has not been used and is needed for an eligible Project or eligible Program in another area of the State, including a state wide Program. Prior to such reallocation, the State Department of Commerce shall obtain an opinion of counsel that the reallocation is not prohibited under the Code and the Notice, and then shall notify the jurisdiction holding the Initial Allocation and such jurisdiction shall have 30 days to demonstrate that the allocation is needed in the jurisdiction for an eligible Project or Program.*
- (2) *Except as otherwise provided in this Executive Order, on or before the fifteenth day after receipt by the Director of an application for an allocation of the Volume Cap under Section 3 above, the Director shall, if the application is in satisfactory order, the Director will make the requested allocation in the amount so requested, and certify to the Issuing Authority applying for the*

allocation that an allocation has been made, the amount of such allocation. Certificates of allocation evidencing the granting of an allocation by the Director in accordance with the preceding sentence, shall be issued by the Director, first based on a determination of need, economic impact and efficient use of resources as determined by the Department, and then in the chronological order in which completed applications are received subject to any conditions which may be set forth in the waiver of Initial Allocation executed by the applicable county or municipality.

- (3) Every allocation of the Volume Cap by application under Section 3 shall remain effective until, and including, the earlier of:
 - (a) A date to be determined by the Director but not to exceed 180 days after the date on which such allocation was made; or
 - (b) The date upon which the Director receives a written notification from any such Issuing Authority pursuant to Section 6(2). Any allocation for which Bonds are issued on or prior to the applicable date specified in this subsection shall be irrevocably allocated to such Bonds.
- (4) No application submitted by an Issuing Authority or Ultimate Beneficiary to the Director pursuant to this section shall be processed if the amount of allocation of the Volume Cap requested in such application is in excess of the amount of Volume Cap remaining available for allocation. Any application not processed for the reason stated in this subsection may be resubmitted to the Director, with or without a change in the amount of allocation requested. Any application resubmitted to the Director pursuant to this subsection shall be treated as a new application. Should an allocation not be granted for the reasons stated in this subsection, the Director may continue to process other applications in the first based on need, economic impact and efficient use of resources as determined by the Department and then in chronological order in which received, granting allocations pursuant to the provisions of this Executive Order.
- (5) The expiration date of an allocation of Volume Cap under this Executive Order may be extended upon prior written approval of the Director.
- (6) In the event that the Director is uncertain whether an application meets the requirements set forth in this Executive Order or the Code and/or Notice above, he may defer action on such application until he has received another application(s) and then determine which application best meets such criteria.

Section 5.

No application submitted to the Director may be amended without the consent of the Director; provided, however, that no such consent shall be required for an Issuing Authority or Ultimate Beneficiary to submit a new application in order to replace a previously submitted application if such new application is submitted before an allocation is made on the basis of the original application; provided further, that the consent of the Director shall not be required for an Issuing Authority or Ultimate Beneficiary to withdraw a previously submitted application. For purposes of receiving an allocation of the Volume Cap, any application that has been amended shall be treated as though such application was submitted on the date that the amendment was made, rather than on the date of the original submission of such application.

Section 6.

- (1) After the effective date of this Executive Order, any Issuing Authority issuing Bonds under a State Allocation or a Subsequent State Allocation without a certificate or allocation of the Director required to be applied for pursuant to Section 3, or any Issuing Authority issuing Bonds under a State Allocation or to any State Allocation or Subsequent State Allocation after the expiration of an allocation under Section 4, as appropriate, is not entitled to any Subsequent State Allocation of the Volume Cap for such Bonds, and any Issuing Authority issuing Bonds in excess of the State Allocation or a Subsequent State Allocation set forth in the certificate of allocation is not entitled to any State Allocation or a Subsequent State Allocation of the Volume Cap for such excess.
- (2) Each Issuing Authority shall:

- (a) Advise the Director on or before the earlier of the fifteenth day after the issuance of any Bonds or the fifteenth day after December 31 of each calendar year hereafter during which Volume Cap has been allocated, of the principal amount of Bonds issued under the State Allocation or a Subsequent State Allocation set forth in each certificate of allocation issued by the Director evidencing the granting of an allocation for such Bonds by delivering to the Director a copy of the Form 8038 which was delivered to the Internal Revenue Service in connection with such Bonds, or, if no such form was required to be delivered to the Internal Revenue Service, a completed copy of a Form 8038 prepared for the Director with respect to such Bonds; or
- (b) If all or a stated portion of such Bonds will not be issued, shall advise the Director in writing, on or before the earlier of:
 - (i) The fifteenth day after the earlier of: (A) the final decision not to issue all or a stated portion of such Bonds; or (B) the expiration of the State Allocation or a Subsequent State Allocation.
- (3) Each Issuing Authority and Ultimate Beneficiary shall cooperate with the Director in furnishing any information the Director reasonably requires. If an Issuing Authority or Ultimate Beneficiary obtains a State Allocation or a Subsequent State Allocation of a portion of the Volume Cap for a particular Project or Program from the Director under Section 3, but does not issue its Bonds within the prescribed time limit, or issues a lesser amount of Bonds within the prescribed time limit, such Issuing Authority or Ultimate Beneficiary may again submit an application with respect to the proposed Bonds or portion of such Bonds not issued for such Project or Program as provided in Section 3, as appropriate. Such application shall be treated as a new application.

Section 7.

In addition to the duties otherwise specifically set forth in this Executive Order, the Director shall:

- (1) *Maintain a record of all applications filed by Issuing Authorities or Ultimate Beneficiaries under Section 3 and all certificates of allocation issued;*
- (2) *Maintain a record of all Bonds issued by Issuing Authorities;*
- (3) *Maintain a record of all information filed by Issuing Authorities or Ultimate Beneficiaries under this Executive Order;*
- (4) *Make available upon reasonable request a certified copy of all or any part of the records maintained by the Department under this Executive Order or a summary thereof including information regarding the Volume Cap allocated and any amounts available or at any time remaining available, for allocation under this Executive Order;*
- (5) *The Director shall serve as the State official designated under State law to make any allocation including without limitation any State Allocation or Subsequent State Allocations or certifications required to be made under the Code; and*
- (6) *Promulgate reasonable rules not inconsistent with this Executive Order deemed necessary or expedient to allocate the Volume Cap hereunder.*

Section 8.

If any provision of this Executive Order shall be held to be, or shall, in fact, be invalid, inoperative or unconstitutional, the defect of the provision shall not affect any other provision of this Executive Order or render it invalid, inoperative, or unenforceable. To the extent this Executive Order shall be held or shall, in fact, be invalid inoperative, or unconstitutional, all allocations of the Volume Cap previously made under this Executive Order shall be treated as allocations made by the Governor of the State in accordance with this Executive Order.

Section 9.

The State pledges and agrees with the owners of any Bonds to which an allocation of the Volume Cap has been granted under this Executive Order that the State will not retroactively alter the allocation of the Volume Cap to such Bonds.

Section 10.

No action taken pursuant to this Executive Order shall be deemed to create an obligation, debt or liability of the State or be deemed to constitute an approval of any obligation issued or to be issued hereunder.

Section 11.

The purpose of this Executive Order is to maximize the benefits of financing and development through the use of Bonds providing a system for the implementation and administration of the formula provided under the Code for allocating the Volume Cap.

Section 12.

Volume Cap Initial Allocation Amounts:

Area	Qualified Energy Conservation Bond (Initial Allocation)
Boise City	\$2,007,742
Ada County	\$1,960,316
Bonneville County	\$1,043,394
Canyon County	\$1,912,889
Kootenai County	\$1,391,192
Coeur d'Alene Reservation	\$69,054
Duck Valley Reservation	11,541
Fort Hall Reservation	55,458
Kootenai Reservation	981
Nez Perce Reservation	179,147
Sub Total	\$8,631,714
State Allocation	\$7,177,286
Total	\$15,809,000



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 19th day of November in the year of our Lord two thousand and twelve and of the Independence of the United States of America the two hundred thirty-seventh and of the Statehood of Idaho the one hundred twenty-third.

C.L. "BUTCH" OTTER
GOVERNOR

BEN YSURSA
SECRETARY OF STATE

THE OFFICE OF THE GOVERNOR

**EXECUTIVE DEPARTMENT
STATE OF IDAHO
BOISE**

EXECUTIVE ORDER NO. 2013-01

**CONTINUING THE IDAHO STRATEGIC ENERGY ALLIANCE
REPEALING AND REPLACING EXECUTIVE ORDER 2009-05**

WHEREAS, it is the policy of the State of Idaho to promote the development of the state's nonrenewable and renewable energy sources to increase energy supply in an economically efficient manner while maintaining the integrity of Idaho's natural resources;

WHEREAS, the presence of an affordable, reliable and abundant energy supply is critical for our state and national economy;

WHEREAS, the development of the state's nonrenewable and renewable energy sources would benefit from creating diverse and sustainable forms of energy as well as developing new job opportunities for Idahoans;

WHEREAS, Idaho's energy resources can help Idaho and the nation reduce dependence on international energy sources; and

WHEREAS, to the extent practicable, Idaho's energy needs should be provided through Idaho-based energy sources.

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by the authority vested in me under the Constitution and the laws of the State of Idaho, do hereby order the following:

- 1. The continuation of the Idaho Strategic Energy Alliance as an effort between the State of Idaho and interested stakeholders to facilitate the discussion of a sound energy portfolio for Idaho. The State's energy portfolio should emphasize the importance of an affordable, reliable and secure energy supply. Idaho's energy portfolio should include diverse energy resources and production methods, provide the highest value to the citizens of Idaho, and maintain the integrity of the state's natural resources.*
- 2. The responsibilities of the Alliance shall be to provide information and policy analysis to elected officials, stakeholders, and the public through a Board of Directors. The focus of this analysis and information will be to:*
 - A. Increase Idaho's production of affordable, reliable and sustainable energy;*
 - B. Increase cost-effective energy efficiency and conservation within Idaho;*
 - C. Improve cooperation, collaboration and communication among public and private-sector entities in the areas of energy efficiency, conservation, and affordable and sustainable energy development; and*
 - D. Seek new and innovative means to increase energy production in Idaho.*
- 3. Membership of the Board of Directors shall include, but not be limited to, stakeholder representatives and the following representatives of State entities or their designee:*
 - A. Administrator of the Office of Energy Resources;*

- B. President of the Public Utilities Commission;*
 - C. Director of the Department of Lands;*
 - D. Director of the Department of Commerce;*
 - E. Administrator of the Division of Building Safety; and*
 - F. Director of the Department of Water Resources.*
- 4. Members of the Board of Directors, including the Chairman and Vice Chairman, shall be designated by and serve at the pleasure of the Office of the Governor. Terms for Board members will be two years. The Board shall be governed by an Executive Committee consisting of the Chairman, Vice Chairman, and the Administrator of the Office of Energy Resources.*
 - 5. When necessary, the Board of Directors may engage representatives of the federal government, local government organizations, Idaho universities, private entities and not-for-profit organizations who can bring the expertise and resources necessary to contribute to the success of the Alliance.*
 - 6. The Board of Directors shall report on its activities to the Governor annually.*



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 8th day of January in the year of our Lord two thousand and thirteen and of the Independence of the United States of America the two hundred thirty-seventh and of the Statehood of Idaho the one hundred twenty-third.

C.L. "BUTCH" OTTER
GOVERNOR

BEN YSURSA
SECRETARY OF STATE

IDAPA 08 - STATE BOARD OF AND STATE DEPARTMENT OF EDUCATION

08.02.02 - RULES GOVERNING UNIFORMITY

DOCKET NO. 08-0202-1204

NOTICE OF RULEMAKING - CORRECTION TO PENDING RULE

RULES COORDINATOR'S NOTE: This notice corrects an error that occurred during the publication of the pending rule being promulgated under Docket No. 08-0202-1204 that published in the October 3, 2012, Idaho Administrative Bulletin, **Vol. 12-10, pages 130 through 139**. The previously published pending rule did not include all of the changes that were approved by the State Board. Therefore, the pending rule is being republished in its entirety and as approved by the State Board of Education.

EFFECTIVE DATE: This rule has been adopted by the agency and is now pending review by the 2013 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 Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Sections 33-1511(2), 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:

At the request of the State Board of Education, the definition of Teacher Leader was added to ensure clarity as the state moves into a new era of supporting and acknowledging teacher leadership through earned endorsements, IDAPA 08.02.02.007.10.

Public comments were received requesting clarification on the proposed amendment to IDAPA 08.02.02.016.03, "Idaho Educator Credential Renewal Requirement – Comprehensive Literacy." The pending rule has been revised to more clearly align with other credential renewal requirements and to more clearly reflect the intent of the requirement.

The text of the pending rule has been amended in accordance with Section 67-5227, Idaho Code. Only those sections that have changes that differ from the proposed text are printed in this bulletin. The complete text of the proposed rule was published in the October 3, 2012, Idaho Administrative Bulletin, **Vol. 12-10, pages 130 through 139**.

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

These changes result in no fiscal impact.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this pending rule, contact: Christina Linder by email at cplinder@sde.idaho.gov, or by phone at 208-332-6886, or at the address listed below.

DATED this 19th day of November, 2012.

Tom Luna
Idaho Superintendent of Public Instruction
State Department of Education
650 West State Street
P.O. Box 83720, Boise, Idaho 83720-0027
Phone: 208-332-6800 / Fax: 208-334-2228

DOCKET NO. 08-0202-1204 - ADOPTION OF PENDING RULE

Substantive changes have been made to the pending rule.
Italicized red text that is *double underscored* is new text that has been added to the pending rule.

Only those sections or subsections 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 12-10, October 3, 2012, pages 130 through 139.

This rule has been adopted as a pending rule by the Agency and is now awaiting review and approval by the 2013 Idaho State Legislature for final adoption.

THE FOLLOWING IS THE CORRECTED TEXT OF THE PENDING RULE AS APPROVED BY THE STATE BOARD OF EDUCATION FOR DOCKET NO. 08-0202-1204.
(Only those Sections that differ from the Proposed Rule are reprinted here.)

007. DEFINITIONS.

01. **Active Teacher.** K-12 teacher with a valid Idaho certificate who is currently teaching in an Idaho K-12 classroom/school. (3-16-04)

02. **Alternative Routes.** Routes to teacher certification designed for candidates who want to enter the teaching profession from non-education professions or the para-educator profession, or for teachers lacking certification in a specific area defined as an emergency district need. (3-16-04)

03. **Credential.** The general term used to denote the document on which all of a person's educational certificates and endorsements are listed. The holder is entitled to provide educational services in any and/or all areas listed on the credential. (3-16-04)

04. **Endorsement.** Term used to refer to the content area or specific area of expertise in which a holder is granted permission to provide services. (3-16-04)

05. **Idaho Student Achievement Standards.** Standards of achievement for Idaho's K-12 students. See IDAPA 08.02.03, "Rules Governing Thoroughness." (3-16-04)

06. **Institutional Recommendation.** Signed form or written verification from an accredited institution with an approved teacher preparation program stating that an individual has completed the program and is now being recommended for state certification. (3-16-04)

07. **Orientation.** School district/school process used to acquaint teachers new to district/school on its policies, procedures and processes. (3-16-04)

08. **Para-Educator.** Aides and assistants employed by school districts to supplement instruction and provide additional assistance to students. (3-16-04)

09. **Pedagogy.** Teaching knowledge and skills. (3-16-04)

10. **Teacher Leader.** A master teacher who facilitates the design and implementation of sustained, intensive, and job-embedded professional learning based on identified student and teacher needs. ()

016. IDAHO EDUCATOR CREDENTIAL.

The State Board of Education authorizes the State Department of Education to issue certificates and endorsements to those individuals meeting the specific requirements for each area provided herein. (Section 33-1201, Idaho Code) (3-16-04)

[Subsection 016.02 through new Subsection 016.04]

02. Out-of-State Applicants - Mathematical Thinking for Instruction. Out-of-state applicants shall take the state approved mathematics instruction course titled “Mathematical Thinking for Instruction” as a certification requirement. The “Mathematical Thinking for Instruction” course consists of three (3) credits (or forty-five (45) contact hours of in-service training). ~~(3-29-10)~~ ()

03. Renewal Requirement - Idaho Comprehensive Literacy Course. In order to recertify, a state approved Idaho Comprehensive Literacy Course shall be required. Successful completion of a state approved Idaho Comprehensive Literacy course shall be a one-time requirement for renewal of certification for those currently employed in an Idaho school district and shall be included within current requirements for continuing education for renewal. The following individuals listed in Subsection 016.03.a. through 016.03.c. shall successfully complete an Idaho Comprehensive Literacy course in order to recertify: ()

a. Each teacher holding an Early Childhood/Early Childhood Special Education Blended Certificate (Birth - Grade 3) who is employed in an elementary classroom (multi-subject classroom, K-8); ()

b. Each teacher holding a Standard Elementary Certificate (K-8); and ()

c. Each teacher holding a Standard Exceptional Child Certificate (K-12). ()

04. Out-of-State Applicants - Idaho Comprehensive Literacy Course. Out-of-state applicants shall take a state approved Idaho Comprehensive Literacy Course as a certification requirement. ()

022. ENDORSEMENTS A - D.

01. Agriculture Science and Technology (6-12). (3-16-04)

[Proposed changes to Paragraph 022.01.a. have been removed and the text remains as currently codified.]

a. Forty-five (45) semester credit hours including course work in each of the following areas: agriculture education; agriculture mechanics; agriculture business management; soil science; animal science; and plant science. (3-16-04)

[Subsection 022.04 - proposed text omitted]

04. Bilingual Education (K-12). Twenty (20) semester credit hours leading toward competency as defined by Idaho Standards for Bilingual Education Teachers to include ~~six (6)~~ all of the following: at least nine (9) upper division semester credits* hours in one (1) Modern Language* other than English, including writing and literature, and advanced proficiency according to the American Council on the Teaching of Foreign Languages

~~(ACTFL) guidelines; cultural diversity; three (3) semester credit hours in cross-cultural or multi-cultural course work; three (3) semester credit hours in ENL/Bilingual Methods; three (3) semester credit hours in Linguistics; three (3) semester credit hours in second language acquisition theory and practice; Foundations of ENL/Bilingual Education, Federal and State Law, Theory; Testing/identification of Limited English Proficient Students; one (1) at least two (2) semester credit hours in Bilingual Practicum; and one (1) three (3) semester credit hours in a Bilingual Field Experience Education related elective (ex: linguistics, critical pedagogy, parent involvement). (3-30-07)()~~

06. Business Technology Education (6-12). (3-16-04)

[Paragraph 022.06.a. - proposed text omitted]

a. Twenty (20) semester credit hours to include course work in each of the following areas: ~~Intermediate or Advanced Keyboarding; Accounting; and Business/Office Procedures computer and technical applications in business; economics; methods of teaching business education; Professional-Technical Student Organization (PTSO) leadership; business communication/writing; and office procedures. Additional competencies may be satisfied through the following: entrepreneurship; finance; marketing; business law; and/or career guidance.~~ (3-16-04)()

023. ENDORSEMENTS E - L.

[Subsection 023.04 - proposed text omitted]

04. English as a New Language (ENL) (K-12). Twenty (20) semester credit hours leading toward competency as defined by Idaho Standards for ENL Teachers to include all of the following: at least four (4) semester credit hours in a modern language other than English; ~~three (3) semester credit hours in~~ Cultural Diversity; ~~three (3) semester credit hours in~~ ENL Methods; ~~three (3) semester credits in~~ Linguistics; ~~three (3) semester credit hours in~~ second language acquisition theory and practice; Foundations of ENL/Bilingual Education, Federal and State Law, ~~Theory~~; Testing/Identification of Limited English Proficient Students; and at least one (1) semester credit in ENL Practicum or Field Experience; ~~and three (3) semester credit hours in an ENL related elective.~~ (3-29-12)()

05. Family and Consumer Sciences (6-12). (3-16-04)()

[Paragraph 023.05.a. - proposed text omitted]

a. Thirty (30) semester credit hours to include coursework in each of the following areas: Child/Human Development; Human/Family Relations; Directed Laboratory Experience in Childcare; ~~Clothing Apparel~~ and Textiles, Cultural Dress, Fashion Merchandising, or Design; Nutrition; Food Preparation, Food Production, or Culinary Arts; Housing, Interior Design, Home Management, or Equipment; Consumer Economics or Family Resource Management; Introduction to Family Consumer Sciences; Professional-Technical Student Organization (PTSO) leadership; and Integration of Family Consumer Sciences or Family Consumer Science Methods. (3-16-04)()

024. ENDORSEMENTS M - Z.

01. Marketing Technology Education (6-12). (3-16-04)

[Paragraph 024.01.a. - proposed text omitted]

a. Twenty (20) semester credit hours to include course work in each of the following areas: Marketing; Management; Economics; Coordination of Cooperative Programs; Merchandising/Retailing; ~~and Curriculum and Materials Marketing~~ Methods of Teaching Marketing Education; and Professional-Technical Student Organization (PTSO) Leadership, with remaining credit hours in ~~the field of business~~ Entrepreneurship; Hospitality

and Tourism; Finance; or Accounting.

~~(3-16-04)~~()

14. Technology Education (6-12).

(3-16-04)

[Paragraph 024.14.a. - proposed text omitted]

a. Twenty (20) semester credit hours to include course work in each of the following areas: Communication Technology; Computer Applications; Construction Technology; Electronics Technology; Manufacturing Technology; Power, Energy and Transportation and other relevant emerging technologies; and Principles of ~~Technology~~ Engineering Design. ~~(3-16-04)~~()

[Subsection 024.15 - proposed text omitted]

15. World Language (6-12 or K-12). Twenty (20) semester credit hours to include a minimum of twelve (12) upper division credits in a specific world language taken within the last ten (10) years leading to a proficiency level as defined by a state-approved exam (for example, a passing grade on the Praxis or an Advanced level as defined by the American Council on the Teaching of Foreign Languages (ACTFL)). Course work must include two (2) or more of the following areas: Grammar, Conversation, Composition, Culture, and Literature; and course work in Foreign Language Methods. To obtain an endorsement in a specific foreign language (K-12), applicants holding a Secondary Certificate must complete an elementary methods course. ()

IDAPA 27 - BOARD OF PHARMACY

27.01.01 - RULES OF THE IDAHO BOARD OF PHARMACY

DOCKET NO. 27-0101-1207

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 54-1717, Idaho Code.

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

Thursday - April 4, 2013 - 8:00 a.m.

*This meeting will be held in Pocatello, Idaho.
The meeting site will be announced in the
Notice of Intent to Promulgate that will publish
in the March 6, 2013 Administrative Bulletin.*

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

For those planning to attend the open, public meeting, written and oral comments will be accepted by and/or presented before the Board. For all others not planning to attend the meeting, written comments will be accepted by the Executive Director on or before March 19, 2013.

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

Common Carrier Law including, but not limited to, the use of rooms that are located outside of the secured area of the pharmacy intended to store prescription items in anticipation of delivery driver pick-up or alternatively delivery driver drop-off, in the absence of a pharmacist.

Compounding Law including, but not limited to, the proposed "Verifying Authority and Legality in Drug Compounding Act of 2012," which can be found at <http://markey.house.gov/sites/markey.house.gov/files/documents/VALID%20Act%20legislation.pdf>.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING COPIES: For assistance on technical questions concerning this negotiated rulemaking, contact Mark Johnston, Executive Director, at (208) 334-2356 or at mark.johnston@bop.idaho.gov.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before March 19, 2013. Written comments may also be submitted in person on the day at the location listed above.

DATED this 28th day of January, 2013.

Mark Johnston, R.Ph.
Executive Director
Board of Pharmacy
1199 W. Shoreline Ln., Ste. 303

P. O. Box 83720
Boise, ID 83720-0067
Telephone: (208) 334-2356
FAX: (208) 334-3536

Sections Affected Index

IDAPA 08 - STATE BOARD OF AND STATE DEPARTMENT OF EDUCATION

08.02.02 - Rules Governing Uniformity

Docket No. ***08-0202-1204***

007. Definitions.	24
016. Idaho Educator Credential.	25
022. Endorsements A - D.	25
023. Endorsements E - L.	26
024. Endorsements M - Z.	26

LEGAL NOTICE

Summary of Proposed Rulemakings

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

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

There are no proposed rules being promulgated or published in this month's Bulletin.

Please refer to the Idaho Administrative Bulletin, [February 6, 2013, Volume 13-2](#), for the notices and text of all rulemakings, public hearings schedules, information on negotiated rulemakings, executive orders of the Governor, and agency contact information.

Issues of the Idaho Administrative Bulletin can be viewed at adminrules.idaho.gov.

Office of the Administrative Rules Coordinator, Dept. of Administration, PO Box 83720, Boise, ID 83720-0306
Phone: 208-332-1820; Fax: 332-1896; Email: rulescoordinator@adm.idaho.gov

CUMULATIVE RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES

*Idaho Department of Administration
Office of the Administrative Rules Coordinator*

July 1, 1993 -- Present

CUMULATIVE RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES

*This online index provides a history of all agency rulemakings from 1993 to the present.
It tracks all rulemaking activities on each chapter of rules and includes negotiated,
temporary, proposed, pending and final rules, public hearing notices,
vacated rulemaking notices, and executive orders of the Governor.*

ABRIDGED RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES

*Idaho Department of Administration
Office of the Administrative Rules Coordinator*

March 29, 2012 -- February 6, 2013

*(eff. *PLR) - Final Rule Adoption Date Pending Legislative Review And Approval*

(eff. date)L - Denotes Adoption by Legislative Action

(eff. date)T - Temporary Rule Effective Date

SCR # - denotes the number of a Senate Concurrent Resolution (Legislative Action)

HCR # - denotes the number of a House Concurrent Resolution (Legislative Action)

*(This Abridged Index includes rules promulgated before March 29, 2012 that have not been
adopted as final rules and all rulemakings being promulgated after March 29, 2012 - Sine Die.)*

IDAPA 01 -- IDAHO BOARD OF ACCOUNTANCY***01.01.01, Idaho Accountancy Rules***

- 01-0101-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 01-0101-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

IDAPA 02 -- DEPARTMENT OF AGRICULTURE***02.02.14, Rules for Weights and Measures***

- 02-0214-1201** Proposed Rulemaking, Bulletin Vol. 12-7
- 02-0214-1201** Adoption of Pending Rule, Bulletin Vol. 12-10 (eff. *PLR 2013)

02.03.03, Rules Governing Pesticide and Chemigation Use and Application

- 02-0303-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
- 02-0303-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 02-0303-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

02.04.08, Rules Governing Grade A Milk and Milk Products

- 02-0408-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-5 (eff. 6-1-12)T
- 02-0408-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

02.04.14, Rules Governing Dairy Waste

- 02-0414-0902** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 09-10

02.04.19, Rules Governing Domestic Cervidae

- 02-0419-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-8
- 02-0419-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 02-0419-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

02.04.21, Rules Governing the Importation of Animals

- 02-0421-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-8
- 02-0421-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 02-0421-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

02.06.02, Rules Pertaining to the Idaho Commercial Feed Law

- 02-0602-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-6
- 02-0602-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7 - Second Notice
- 02-0602-1201** Temporary and Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-9 (eff. 9-5-12)T
- 02-0602-1201** Notice of Public Hearing, Bulletin Vol. 12-11
- 02-0602-1201** Adoption of Pending Fee Rule and Amendment to Temporary Rule, Bulletin Vol. 13-1 (eff. *PLR 2013) (eff. 11-29-12)T

02.06.12, Rules Pertaining to the Idaho Fertilizer Law

- 02-0612-1201** Proposed Rulemaking, Bulletin Vol. 12-7
- 02-0612-1201** Adoption of Pending Rule, Bulletin Vol. 12-10 (eff. *PLR 2013)

02.06.13, Rules Relating to Rapeseed Production and Establishment of Rapeseed Districts in the State of Idaho

- 02-0613-0801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 08-9
- 02-0613-0801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 08-10
- 02-0613-0801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 08-11
- 02-0613-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
- 02-0613-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Second Notice, Bulletin Vol. 12-8
- 02-0613-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 02-0613-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

02.06.14, Rules Pertaining to Annual Bluegrass (*Poa annua*)

- 02-0614-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
- 02-0614-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 02-0614-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

02.06.16, Rules Governing Honey Standards

- 02-0616-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
- 02-0616-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Second Notice, Bulletin Vol. 12-8
- 02-0616-1201** Proposed Rulemaking (New Chapter), Bulletin Vol. 12-10
- 02-0616-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

02.06.31, Noxious Weed Free Forage and Straw Certification Rules

- 02-0631-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
- 02-0631-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 02-0631-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

02.06.33, Organic Food Products Rules

- 02-0633-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
- 02-0633-1201** Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-10
- 02-0633-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

02.06.35, Rules Concerning Rough Bluegrass (*Poa trivialis*)

- 02-0635-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
- 02-0635-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 02-0635-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

02.06.41, Rules Pertaining to the Idaho Soil and Plant Amendment Act of 2001

- 02-0641-1201** Proposed Rulemaking, Bulletin Vol. 12-7
- 02-0641-1201** Adoption of Pending Rule, Bulletin Vol. 12-10 (eff. *PLR 2013)

IDAPA 03 -- STATE ATHLETIC COMMISSION**03.01.01, Rules of the State Athletic Commission**

- 03-0101-1201** Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-10
- 03-0101-1201** Adoption of Pending Fee Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

IDAPA 06 -- STATE BOARD OF CORRECTION**06.01.01, Rules of the Board of Correction**

- 06-0101-1201** OAR Omnibus Rulemaking Notice - Approval of Final Rule, Bulletin Vol. 12-5 (eff. 1-11-12)
- 06-0101-1202** Notice of Proclamation of Rulemaking, Bulletin Vol. 12-10 (eff. 11-1-12)

IDAPA 07 -- DIVISION OF BUILDING SAFETY**07.01.06, Rules Governing the Use of National Electrical Code**

- 07-0106-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-4

07.02.03, Rules Governing Permit Fee Schedule

- 07-0203-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 07-0203-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

07.02.04, Rules Governing Plumbing Safety Inspections

- 07-0204-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 07-0204-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

07.02.06, Rules Concerning Uniform Plumbing Code

- 07-0206-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-5
- 07-0206-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 07-0206-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

07.03.01, Rules of Building Safety

- 07-0301-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-3
- 07-0301-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-6 (Second Notice)
- 07-0301-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 07-0301-1202** Proposed Rulemaking, Bulletin Vol. 12-10
- 07-0301-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)
- 07-0301-1202** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

07.03.12, Rules Governing Manufactured or Mobile Home Installations

- 07-0312-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-4
- 07-0312-1201** Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-10
- 07-0312-1201** Adoption of Pending Fee Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

07.05.01, Rules of the Public Works Contractors License Board

- 07-0501-1201** Temporary and Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-9 (eff. 7-1-12)T
- 07-0501-1202** Proposed Rulemaking, Bulletin Vol. 12-9
- 07-0501-1201** Adoption of Pending Fee Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)
- 07-0501-1202** Adoption of Pending Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)

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

- 07-0701-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-5
- 07-0701-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 9-1-12)T
- 07-0701-1202** Proposed Rulemaking, Bulletin Vol. 12-10
- 07-0701-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)
- 07-0701-1202** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

**IDAHA 08 -- IDAHO STATE BOARD OF EDUCATION
AND STATE DEPARTMENT OF EDUCATION**

08.01.10, Idaho College Work Study Program

- 08-0110-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 08-0110-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

08.01.11, Registration of Postsecondary Educational Institutions and Proprietary Schools

- 08-0111-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
- 08-0111-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 08-0111-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

08.01.14, Idaho Rural Physician Incentive Program

- 08-0114-1201** Temporary and Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 12-10 (eff. 8-16-12)T
- 08-0114-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

08.02.01, Rules Governing Administration

- 08-0201-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-8 (eff. 6-21-12)T
- 08-0201-1201** Rescission of Temporary Rule and Vacation of Proposed Rulemaking, Bulletin Vol. 13-1

08-0201-1301 Temporary and Proposed Rulemaking, Bulletin Vol. 13-1 (eff. 12-13-12)T

08.02.02, Rules Governing Uniformity

08-0202-1201 Proposed Rulemaking, Bulletin Vol. 12-7
08-0202-1202 Proposed Rulemaking, Bulletin Vol. 12-8
08-0202-1203 Proposed Rulemaking, Bulletin Vol. 12-10
08-0202-1204 Proposed Rulemaking, Bulletin Vol. 12-10
08-0202-1205 Proposed Rulemaking, Bulletin Vol. 12-10
08-0202-1206 Proposed Rulemaking, Bulletin Vol. 12-10
08-0202-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
08-0202-1202 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
08-0202-1203 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
08-0202-1204 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
08-0202-1205 Vacation of Proposed Rulemaking, Bulletin Vol. 13-1
08-0202-1206 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
08-0202-1204 Correction to Pending Rule, Bulletin Vol. 13-2 (eff. *PLR 2013)

08.02.03, Rules Governing Thoroughness

08-0203-1201 Temporary and Proposed Rulemaking, Bulletin Vol. 12-6 (eff. 4-19-12)T
08-0203-1202 Proposed Rulemaking, Bulletin Vol. 12-8
08-0203-1203 Temporary and Proposed Rulemaking, Bulletin Vol. 12-8 (eff. 6-21-12)T
08-0203-1204 Temporary and Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-8 (eff. 6-21-12)T
08-0203-1205 Proposed Rulemaking, Bulletin Vol. 12-10
08-0203-1206 Proposed Rulemaking, Bulletin Vol. 12-10
08-0203-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
08-0203-1202 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
08-0203-1203 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
08-0203-1204 Adoption of Pending Fee Rule and Amendment to Temporary Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
08-0203-1205 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
08-0203-1206 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

08.02.04, Rules Governing Public Charter Schools

08-0204-1201 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
08-0204-1201 Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 8-16-12)T
08-0204-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

08.03.01, Rules of the Public Charter School Commission

08-0301-1201 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
08-0301-1201 Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 8-16-12)T
08-0301-1201 Adoption of Pending Rule and Amendment to Temporary Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

IDAPA 09 -- IDAHO DEPARTMENT OF LABOR

09.01.04, Unemployment Insurance Benefit Fraud and Overpayment Rules

09-0104-1201 Proposed Rulemaking, Bulletin Vol. 12-8
09-0104-1201 Adoption of Pending Rule, Bulletin Vol. 12-10 (eff. *PLR 2013)

09.01.30, Unemployment Insurance Benefits Administration Rules

09-0130-1201 Proposed Rulemaking, Bulletin Vol. 12-8
09-0130-1201 Adoption of Pending Rule, Bulletin Vol. 12-10 (eff. *PLR 2013)

09.01.35, Unemployment Insurance Tax Administration Rules

09-0135-1201 Proposed Rulemaking, Bulletin Vol. 12-8
09-0135-1201 Adoption of Pending Rule, Bulletin Vol. 12-10 (eff. *PLR 2013)

**IDAHA 10 -- IDAHO BOARD OF LICENSURE OF PROFESSIONAL ENGINEERS
AND PROFESSIONAL LAND SURVEYORS****10.01.01, Rules of Procedure**

- 10-0101-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-5 (eff. 7-1-12)T
- 10-0101-1201** Adoption of Pending Rule, Bulletin Vol. 12-7 (eff. *PLR 2013)

10.01.04, Rules of Continuing Professional Development

- 10-0104-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-5 (eff. 7-1-12)T
- 10-0104-1201** Adoption of Pending Rule, Bulletin Vol. 12-7 (eff. *PLR 2013)

IDAHA 11 -- IDAHO STATE POLICE**11.02.01, Rules of the Idaho State Brand Board**

- 11-0201-1201** Temporary Rulemaking (Fee Rule), Bulletin Vol. 12-3 (eff. 2-1-12)T
- 11-0201-1201** Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-11
- 11-0201-1201** Adoption of Pending Fee Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

11.02.02, Idaho Livestock Dealer Licensing

- 11-0202-1201** Temporary Rulemaking (Fee Rule), Bulletin Vol. 12-3 (eff. 2-1-12)T
- 11-0202-1201** Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-11
- 11-0202-1201** Adoption of Pending Fee Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

11.03.01, Rules Governing Alcohol Testing, Idaho State Forensic Laboratory

- 11-0301-1201** Temporary Rulemaking, Bulletin Vol. 12-1 (eff. 11-1-11)T
- 11-0301-1201** OAR Omnibus Rulemaking Notice - Extension of Temporary Rule by SCR 129, Bulletin Vol. 12-5
- 11-0301-1201** Proposed Rulemaking, Bulletin Vol. 12-11
- 11-0301-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

11.05.01, Rules Governing Alcohol Beverage Control

- 11-0501-1101** Temporary Rulemaking, Bulletin Vol. 11-7 (eff. 7-6-11)T
- 11-0501-1201** OAR Omnibus Rulemaking Notice - Extension of Temporary Rule by SCR 129, Bulletin Vol. 12-5
- 11-0501-1201** Proposed Rulemaking, Bulletin Vol. 12-11
- 11-0501-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

11.11.01, Rules of the Idaho Peace Officer Standards and Training Council

- 11-1101-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-8 (eff. 7-1-12)T
- 11-1101-1201** Adoption of Pending Rule, Bulletin Vol. 12-10 (eff. *PLR 2013)
- 11-1101-1202** Proposed Rulemaking, Bulletin Vol. 12-10
- 11-1101-1202** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

11.11.02, Rules of the Idaho Peace Officer Standards and Training Council for Juvenile Detention Officers

- 11-1102-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 11-1102-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

11.11.03, Rules of the Idaho Peace Officer Standards and Training Council for Juvenile Probation Officers

- 11-1103-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 11-1103-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

**11.11.04, Rules of the Idaho Peace Officer Standards and Training Council for Correctional Officers
and Adult Probation and Parole Officers**

- 11-1104-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 11-1104-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

11.11.06, Rules of the Idaho Peace Officer Standards and Training Council for Misdemeanor Probation Officers

- 11-1106-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 11-1106-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

11.13.01, The Motor Carrier Rules

- 11-1301-1201** Temporary Rulemaking, Bulletin Vol. 12-5 (eff. 3-1-12)T
- 11-1301-1201** Proposed Rulemaking, Bulletin Vol. 12-11
- 11-1301-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

IDAPA 12 -- DEPARTMENT OF FINANCE***12.01.10, Rules Pursuant to the Idaho Residential Mortgage Practices Act***

- 12-0110-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 12-0110-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

IDAPA 13 -- IDAHO FISH AND GAME COMMISSION***13.01.02, Rules Governing Hunter Education and Mentored Hunting***

- 13-0102-1201*** Proposed Rulemaking, Bulletin Vol. 12-10
- 13-0102-1201*** Adoption of Pending Rule and Temporary Rule, Bulletin Vol. 13-1 (eff. 1-1-13)T (eff. *PLR 2013)
**Rulemaking changes chapter name to: "Rules Governing Hunter Education and Mentored Hunting"
from: "Rules Governing Public Safety"*

13.01.04, Rules Governing Licensing

- 13-0104-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 8-27-12)T
- 13-0104-1202** Proposed Rulemaking, Bulletin Vol. 12-10
- 13-0104-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 13-0104-1202** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

13.01.07, Rules Governing the Taking of Upland Game Animals

- 13-0107-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 13-0107-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

13.01.08, Rules Governing the Taking of Big Game Animals in the State of Idaho

- 13-0108-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 7-16-12)T
- 13-0108-1202** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 7-16-12)T
- 13-0108-1203** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 7-16-12)T
- 13-0108-1204** Proposed Rulemaking, Bulletin Vol. 12-10
- 13-0108-1205** Proposed Rulemaking, Bulletin Vol. 12-10
- 13-0108-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 13-0108-1202** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 13-0108-1203** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 13-0108-1204** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 13-0108-1205** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

13.01.09, Rules Governing the Taking of Game Birds in the State of Idaho

- 13-0109-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 7-16-12)T
- 13-0109-1202** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 7-16-12)T
- 13-0109-1203** Proposed Rulemaking, Bulletin Vol. 12-10
- 13-0109-1204** Proposed Rulemaking, Bulletin Vol. 12-10
- 13-0109-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

- 13-0109-1202** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
13-0109-1203 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
13-0109-1204 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

13.01.16, The Trapping of Predatory and Unprotected Wildlife and the Taking of Furbearing Animals

- 13-0116-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 7-16-12)T
13-0116-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

13.01.17, Rules Governing the Use of Bait and Trapping for Taking Big Game Animals

- 13-0117-1201*** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 7-16-12)T
13-0117-1201* Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

*Rulemaking changes chapter name to: "Rules Governing the Use of Bait and Trapping for Taking Big Game Animals"
 from: "Rules Governing the Use of Bait for Taking Big Game Animals"

IDAPA 15 -- OFFICE OF THE GOVERNOR**Executive Orders of the Governor**

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| Executive Order No. 2012-01 Bulletin Vol. 12-3 | Executive Order No. 2012-02 Bulletin Vol. 12-5 |
| Executive Order No. 2012-03 Bulletin Vol. 12-7 | Executive Order No. 2012-04 Bulletin Vol. 12-9 |
| Executive Order No. 2012-05 Bulletin Vol. 12-11 | Executive Order No. 2012-06 Bulletin Vol. 12-11 |
| Executive Order No. 2012-07 Bulletin Vol. 12-11 | Executive Order No. 2012-08 Bulletin Vol. 13-2 |
| Executive Order No. 2012-09 Bulletin Vol. 13-2 | Executive Order No. 2013-01 Bulletin Vol. 13-2 |

Idaho Emergency Communications Commission - Idaho Military Division**15.06.03, Public Safety Communications Rules**

- 15-0603-1201** Proposed Rulemaking (New Chapter - Fee Rule), Bulletin Vol. 12-10
15-0603-1201 Adoption of Pending Fee Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

IDAPA 16 -- DEPARTMENT OF HEALTH AND WELFARE**16.02.02, Rules of the Idaho Emergency Medical Services (EMS) Physician Commission**

- 16-0202-1201** Proposed Rulemaking, Bulletin Vol. 12-7
16-0202-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

16.03.04, Rules Governing the Food Stamp Program in Idaho

- 16-0304-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 10-1-12)T
16-0304-1202 Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 9-1-12)T
16-0304-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
16-0304-1202 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

16.03.05, Rules Governing Eligibility for Aid to the Aged, Blind, and Disabled (AABD)

- 16-0305-1201** Proposed Rulemaking, Bulletin Vol. 12-10
16-0305-1202 Proposed Rulemaking, Bulletin Vol. 12-10
16-0305-1201 Adoption of Pending Rule and Temporary Rule, Bulletin Vol. 13-1 (eff. *PLR 2013) (eff. 1-1-13)T
16-0305-1202 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

16.03.09, Medicaid Basic Plan Benefits

- 16-0309-1101** Temporary and Proposed Rulemaking, Bulletin Vol. 11-12 (eff. 9-28-11)T
16-0309-1101 OAR Omnibus Rulemaking Notice - Extension of Temporary Rule by SCR 129, Bulletin Vol. 12-5
16-0309-1202 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-3
16-0309-1101 Adoption of Pending Rule, Bulletin Vol. 12-6 (eff. *PLR 2013)
16-0309-1204 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-6

- 16-0309-1203 Temporary and Proposed Rulemaking, Bulletin Vol. 12-7 (eff. 9-28-11)T - (3-29-12)T
- 16-0309-1202 Proposed Rulemaking, Bulletin Vol. 12-9
- 16-0309-1204 Proposed Rulemaking, Bulletin Vol. 12-9
- 16-0309-1205 Proposed Rulemaking, Bulletin Vol. 12-10
- 16-0309-1206 Proposed Rulemaking, Bulletin Vol. 12-10
- 16-0309-1203 Adoption of Pending Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)
- 16-0309-1202 Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)
- 16-0309-1204 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 16-0309-1205 Adoption of Pending Rule and Temporary Rule, Bulletin Vol. 13-1 (eff. *PLR 2013) (eff. 1-1-13)T
- 16-0309-1206 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

16.03.10, Medicaid Enhanced Plan Benefits

- 16-0310-1201 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-5
- 16-0310-1202 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-5
- 16-0310-1203 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-6
- 16-0310-1204 Temporary and Proposed Rulemaking, Bulletin Vol. 12-7 (eff. 7-1-12)T
- 16-0310-1201 Proposed Rulemaking, Bulletin Vol. 12-10
- 16-0310-1202 Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 10-1-12)T
- 16-0310-1203 Proposed Rulemaking, Bulletin Vol. 12-10
- 16-0310-1205 Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 10-1-12)T
- 16-0310-1204 Adoption of Pending Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)
- 16-0310-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 16-0310-1202 Adoption of Pending Rule and Amendment to Temporary Rule, Bulletin Vol. 13-1 (eff. *PLR 2013) (eff. 10-1-12)T
- 16-0310-1203 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 16-0310-1205 Adoption of Pending Rule and Amendment to Temporary Rule, Bulletin Vol. 13-1 (eff. *PLR 2013) (eff. 10-1-12)T

16.03.25, Idaho Medicaid Electronic Health Record (EHR) Incentive Program

- 16-0325-1201 Temporary and Proposed Rulemaking (New Chapter), Bulletin Vol. 12-7 (eff. 7-1-12)T
- 16-0325-1201 Adoption of Pending Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)

16.04.02, Idaho Telecommunication Service Assistance Program Rules

- 16-0402-1201 Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 6-1-12)T
- 16-0402-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

16.04.10, Rules Governing the Community Services Block Grant Program

- 16-0410-1201 Temporary and Proposed Rulemaking, Bulletin Vol. 12-8 (eff. 10-1-11)T
- 16-0410-1201 Adoption of Pending Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)

16.05.01, Use and Disclosure of Department Records

- 16-0501-1201 Proposed Rulemaking, Bulletin Vol. 12-9
- 16-0501-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

16.05.06, Criminal History and Background Checks

- 16-0506-1201 Temporary and Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-7 (eff. 7-1-12)T
- 16-0506-1201 Adoption of Pending Fee Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

16.06.01, Child and Family Services

- 16-0601-1201 Temporary and Proposed Rulemaking, Bulletin Vol. 12-8 (eff. 7-1-12)T
- 16-0601-1202 Proposed Rulemaking, Bulletin Vol. 12-9
- 16-0601-1201 Adoption of Pending Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)
- 16-0601-1202 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

16.06.08, Rules and Minimum Standards for DUI Evaluators

- 16-0608-1201 Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 12-9
- 16-0608-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

16.06.12, Rules Governing the Idaho Child Care Program (ICCP)

- 16-0612-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-1 (eff. 12-1-11)T
16-0612-1201 OAR Omnibus Rulemaking Notice - Extension of Temporary Rule by SCR 129, Bulletin Vol. 12-5
16-0612-1201 Adoption of Pending Rule, Bulletin Vol. 12-6 (eff. *PLR 2013)

16.07.01, Behavioral Health Sliding Fee Schedules

- 16-0701-1201** Proposed Rulemaking, Bulletin Vol. 12-9
16-0701-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

16.07.17, Alcohol and Substance Use Disorders Services

- 16-0717-1201** Proposed Rulemaking, Bulletin Vol. 12-9
16-0717-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

16.07.20, Alcohol and Substance Use Disorders Treatment and Recovery Support Services Facilities and Programs

- 16-0720-1201** Proposed Rulemaking, Bulletin Vol. 12-9
16-0720-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

IDAPA 17 -- INDUSTRIAL COMMISSION**17.02.04, Administrative Rules of the Industrial Commission Under the Worker's Compensation Law - Benefits**

- 17-0204-1201** Proposed Rulemaking, Bulletin Vol. 12-8
17-0204-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

17.02.09, Medical Fees

- 17-0209-1201** Proposed Rulemaking, Bulletin Vol. 12-10
17-0209-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

IDAPA 18 -- DEPARTMENT OF INSURANCE**18.01.09, Consumer Protection in Annuity Transactions**

- 18-0109-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
18-0109-1201 Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 12-9
18-0109-1202* Proposed Rulemaking (Chapter Rewrite), Bulletin Vol. 12-9
18-0109-1201 Adoption of Pending Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)
18-0109-1202* Adoption of Pending Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)

(*Rulemaking changes chapter name from: "Consumer Protection in Annuity Transactions"
to: "Suitability in Annuity Transactions")

18.01.19, Insurance Rates and Credit Rating

- 18-0119-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
18-0119-1201 Proposed Rulemaking, Bulletin Vol. 12-9
18-0119-1201 Adoption of Pending Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)

18.01.44, Schedule of Fees, Licenses, and Miscellaneous Charges

- 18-0144-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
18-0144-1201 Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-9
18-0144-1201 Adoption of Pending Fee Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)

18.01.56, Rebates and Illegal Inducements to Obtaining Title Insurance Business Rules

- 18-0156-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
18-0156-1201 Proposed Rulemaking, Bulletin Vol. 12-9
18-0156-1201 Adoption of Pending Rule, Bulletin Vol. 12-11 (eff. *PLR 2013)

IDAPA 20 -- DEPARTMENT OF LANDS***20.02.01, Rules Pertaining to the Idaho Forest Practices Act***

- 20-0201-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-6
- 20-0201-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7 - Second Notice
- 20-0201-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 20-0201-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

20.03.14, Rules Governing Grazing, Farming, Conservation, Noncommercial Recreation, and Communication Site Leases

- 20-0314-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-6
- 20-0314-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7 - Second Notice
- 20-0314-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 20-0314-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

20.03.15, The Issuance of Geothermal Resource Leases

- 20-0315-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
- 20-0315-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 20-0315-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

IDAPA 22 -- BOARD OF MEDICINE***22.01.01, Rules of the Board of Medicine for Licensure to Practice Medicine and Surgery and Osteopathic Medicine and Surgery in Idaho***

- 22-0101-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 22-0101-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

22.01.02, Rules of the Board of Medicine for the Registration of Externs, Interns, and Residents

- 22-0102-1201** Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-10
- 22-0102-1201** Adoption of Pending Fee Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

22.01.03, Rules for the Licensure of Physician Assistants

- 22-0103-1201** Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-10
- 22-0103-1201** Adoption of Pending Fee Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

22.01.11, Rules for the Licensure of Respiratory Therapists and Permitting of Polysomnographers in Idaho

- 22-0111-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 22-0111-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

22.01.12, Rules Relating to Health Care Workers

- 22-0112-1201** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 12-10
- 22-0112-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

22.01.13, Rules for the Licensure of Dietitians

- 22-0113-1201** Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-10
- 22-0113-1201** Adoption of Pending Fee Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

22.01.14, Rules Relating to Complaint Investigation

- 22-0114-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 22-0114-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

IDAPA 23 -- BOARD OF NURSING

23.01.01, Rules of the Idaho Board of Nursing

- 23-0101-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 23-0101-1202** Proposed Rulemaking, Bulletin Vol. 12-10
- 23-0101-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)
- 23-0101-1202** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

IDAPA 24 -- BUREAU OF OCCUPATIONAL LICENSES

24.01.01, Rules of the Board of Architectural Examiners

- 24-0101-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 24-0101-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

24.04.01, Rules of the Idaho Board of Cosmetology

- 24-0401-1201** Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-10
- 24-0401-1201** Adoption of Pending Fee Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

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

- 24-0601-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 24-0601-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

24.10.01, Rules of the State Board of Optometry

- 24-1001-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-2
- 24-1001-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 24-1001-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

24.12.01, Rules of the State Board of Psychologist Examiners

- 24-1201-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 24-1201-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

24.14.01, Rules of the State Board of Social Work Examiners

- 24-1401-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 24-1401-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

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

- 24-1501-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 24-1501-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

24.17.01, Rules of the State Board of Acupuncture

- 24-1701-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 24-1701-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

24.18.01, Rules of the Real Estate Appraiser Board

- 24-1801-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-5 (eff. 3-23-12)T
- 24-1801-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

24.23.01, Rules of the Speech and Hearing Services Licensure Board

- 24-2301-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 24-2301-1201** Adoption of Pending Fee Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

24.25.01, Rules of the Idaho Driving Businesses Licensure Board

- 24-2501-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 24-2501-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

24.27.01, Rules of The Idaho State Board of Massage Therapy

- 24-2701-1201** Proposed Rulemaking (Fee Rule - New Chapter), Bulletin Vol. 12-10
- 24-2701-1201** Adoption of Pending Fee Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

IDAPA 25 -- OUTFITTERS AND GUIDES LICENSING BOARD**25.01.01, Rules of the Outfitters and Guides Licensing Board**

- 25-0101-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-10
- 25-0101-1202** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 9-5-12)T
- 25-0101-1201** Public Hearing/Extension of Comment Period, Bulletin Vol. 12-11
- 25-0101-1201** Second Notice of Public Hearing/Extension of Comment Period, Bulletin Vol. 12-12
- 25-0101-1202** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

IDAPA 26 -- DEPARTMENT OF PARKS AND RECREATION**26.01.20, Rules Governing the Administration of Park and Recreation Areas and Facilities**

- 26-0120-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-8 (eff. 5-9-12)T
- 26-0120-1202** Temporary and Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-9 (eff. 9-1-12)T
- 26-0120-1201** Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)
- 26-0120-1202** Adoption of Pending Fee Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

26.01.36, Rules Governing the Winter Recreational Parking Permit Program

- 26-0136-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-12 (eff. 10-1-12)T

IDAPA 27 -- BOARD OF PHARMACY**27.01.01, Rules of the Idaho State Board of Pharmacy**

- 27-0101-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-5
- 27-0101-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Second Notice, Bulletin Vol. 12-8
- 27-0101-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 27-0101-1202** Proposed Rulemaking, Bulletin Vol. 12-10
- 27-0101-1203** Proposed Rulemaking, Bulletin Vol. 12-10
- 27-0101-1204** Proposed Rulemaking, Bulletin Vol. 12-10
- 27-0101-1205** Proposed Rulemaking (Fee Rule), Bulletin Vol. 12-10
- 27-0101-1206** Temporary Rulemaking, Bulletin Vol. 12-10 (eff. 8-22-12)T
- 27-0101-1207** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-12
- 27-0101-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 27-0101-1202** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 27-0101-1203** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 27-0101-1204** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 27-0101-1205** Adoption of Pending Fee Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 27-0101-1207** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-1
- 27-0101-1207** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-2

IDAPA 28 -- DEPARTMENT OF COMMERCE**28.02.05, Rural Community Block Grant Program (RCBG)**

- 28-0205-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-10 (eff. 6-1-12)T
- 28-0205-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

28.02.06, Idaho Small Business Federal Funding Assistance Act Rules

- 28-0206-1201** Temporary and Proposed Rulemaking (New Chapter), Bulletin Vol. 12-6 (eff. 6-1-12)T
- 28-0206-1201** Adoption of Pending Rule, Bulletin Vol. 12-10 (eff. *PLR 2013)
- 28-0206-1201** Correction to Pending Rule, Bulletin Vol. 13-1

IDAPA 31 -- PUBLIC UTILITIES COMMISSION**31.41.01, Customer Relations Rules for Telephone Corporations Providing Services in Idaho
Subject to Customer Service Regulation by the Idaho Public Utilities Commission**

- 31-4101-1201** Temporary and Proposed Rulemaking, Bulletin Vol. 12-9 (eff. 7-3-12)T
- 31-4101-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

IDAPA 35 -- STATE TAX COMMISSION**35.01.01, Income Tax Administrative Rules**

- 35-0101-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-6
- 35-0101-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 35-0101-1202** Proposed Rulemaking, Bulletin Vol. 12-10
- 35-0101-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 35-0101-1202** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

35.01.02, Idaho Sales and Use Tax Administrative Rules

- 35-0102-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-6
- 35-0102-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 35-0102-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 35-0102-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-1

35.01.03, Property Tax Administrative Rules

- 35-0103-1201** Temporary Rulemaking, Bulletin Vol. 12-5 (eff. 1-1-12)T
- 35-0103-1202** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-5
- 35-0103-1203** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-6
- 35-0103-1204** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-7
- 35-0103-1205** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-8
- 35-0103-1206** Temporary Rulemaking, Bulletin Vol. 12-9 (eff. 1-1-12)T
- 35-0103-1202** Proposed Rulemaking, Bulletin Vol. 12-10
- 35-0103-1203** Proposed Rulemaking, Bulletin Vol. 12-10
- 35-0103-1204** Proposed Rulemaking, Bulletin Vol. 12-10
- 35-0103-1205** Proposed Rulemaking, Bulletin Vol. 12-10
- 35-0103-1207** Proposed Rulemaking, Bulletin Vol. 12-10
- 35-0103-1202** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 35-0103-1203** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 35-0103-1204** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 35-0103-1205** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)
- 35-0103-1207** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

35.01.09, Idaho County Option Kitchen and Table Wine Tax Administrative Rules

- 35-0109-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 35-0109-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

35.01.10, Idaho Cigarette and Tobacco Products Tax Administrative Rules

- 35-0110-1201** Proposed Rulemaking, Bulletin Vol. 12-10
- 35-0110-1201** Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

35.01.12, Idaho Beer Tax Administrative Rules

- 35-0112-1201** Proposed Rulemaking, Bulletin Vol. 12-10
35-0112-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

35.02.01, Tax Commission Administration and Enforcement Rules

- 35-0201-1201** Proposed Rulemaking, Bulletin Vol. 12-10
35-0201-1201 Adoption of Pending Rule, Bulletin Vol. 13-1 (eff. *PLR 2013)

IDAPA 36 -- IDAHO BOARD OF TAX APPEALS***36.01.01, Idaho Board of Tax Appeals Rules***

- 36-0101-1201** Proposed Rulemaking, Bulletin Vol. 12-10
36-0101-1201 Adoption of Pending Rule, Bulletin Vol. 12-12 (eff. *PLR 2013)

IDAPA 37 -- DEPARTMENT OF WATER RESOURCES***37.03.03, Rules and Minimum Standards for the Construction and Use of Injection Wells***

- 37-0303-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-4
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