

# IDAHO ADMINISTRATIVE BULLETIN

March 5, 2014 -- Volume 14-3

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

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

## CITATION TO THE IDAHO ADMINISTRATIVE BULLETIN

The Bulletin is identified by the calendar year and issue number. For example, Bulletin **13-1** refers to the first Bulletin issued in calendar year **2013**; Bulletin **14-1** refers to the first Bulletin issued in calendar year **2014**. Volume numbers, which proceed from 1 to 12 in a given year, correspond to the months of publication, i.e.; Volume No. **13-1** refers to January 2013; Volume No. **13-2** refers to February 2013; and so forth. Example: The Bulletin published in January 2014 is cited as Volume **14-1**. The December 2014 Bulletin is cited as Volume **14-12**.

## 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 until approved as final.

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

## THE DIFFERENT RULES PUBLISHED IN THE ADMINISTRATIVE BULLETIN

Idaho’s administrative rulemaking process, governed by the Administrative Procedure Act, Title 67, Chapter 52, Idaho Code, comprises distinct rulemaking actions: negotiated, proposed, temporary, pending and final rulemaking. Not all rulemakings incorporate or require all of these actions. At a minimum, a rulemaking includes proposed, pending and final rulemaking. Many rules are adopted as temporary rules when they meet the required statutory criteria and agencies must, when feasible, engage in negotiated rulemaking at the beginning of the process to facilitate consensus building. In the majority of cases, the process begins with proposed rulemaking and ends with the final rulemaking. The following is a brief explanation of each type of rule.

## NEGOTIATED RULEMAKING

Negotiated rulemaking is a process in which all interested persons and the agency seek consensus on the content of a rule through dialogue. Agencies are required to conduct negotiated rulemaking whenever it is feasible to do so.

The agency files a “Notice of Intent to Promulgate - Negotiated Rulemaking” for publication in the Administrative Bulletin inviting interested persons to contact the agency if interested in discussing the agency’s intentions regarding the rule changes. This process is intended to result in the formulation of a proposed rule and the initiation of regular rulemaking procedures. One result, however, may also be that regular (proposed) rulemaking is not initiated and no further action is taken by the agency.

### **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 for or is occasioning 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) if any document is incorporated by reference in the proposed rule, a brief written synopsis of why the incorporation is needed must be included in the notice of proposed rulemaking, along with a link to the electronic version of the incorporated material or information on how it can be obtained.
- e) the text of the proposed rule prepared in legislative format;
- f) the location, date, and time of any public hearings the agency intends to hold on the proposed rule;
- g) 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;
- h) the manner in which persons may request an opportunity for an oral presentation as provided in Section 67-5222, Idaho Code; and
- i) 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 web site or post this information on its own web site, or both. This link can be placed into the rule and activated once it is posted on the Coordinator’s web site.

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 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, however, 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 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](http://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](http://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 “-”, (**38-0501-1401**). Rulemaking dockets are published sequentially by IDAPA number (the two-digit agency code) in the Bulletin. The following example is a breakdown of a typical rule docket number:

### **“DOCKET NO. 38-0501-1401”**

“**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**).

“**1401**” 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 2014**. A subsequent rulemaking on this same rule chapter in calendar year 2014 would be designated as “**1402**”. The docket number in this scenario would be 38-0501-**1402**.

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 2014**

| Vol. No. | Monthly Issue of Bulletin | Closing Date for Agency Filing | Publication Date  | 21-day Comment Period End Date |
|----------|---------------------------|--------------------------------|-------------------|--------------------------------|
| 14-1     | January 2014              | <b>*November 29, 2013</b>      | January 1, 2014   | January 22, 2014               |
| 14-2     | February 2014             | January 10, 2014               | February 5, 2014  | February 26, 2014              |
| 14-3     | March 2014                | February 7, 2014               | March 5, 2014     | March 26, 2014                 |
| 14-4     | April 2014                | March 7, 2014                  | April 2, 2014     | April 23, 2014                 |
| 14-5     | May 2014                  | April 4, 2014                  | May 7, 2014       | May 28, 2014                   |
| 14-6     | June 2014                 | May 9, 2014                    | June 4, 2014      | June 25, 2014                  |
| 14-7     | July 2014                 | June 6, 2014                   | July 2, 2014      | July 23, 2014                  |
| 14-8     | August 2014               | July 11, 2014                  | August 6, 2014    | August 27, 2014                |
| 14-9     | September 2014            | August 8, 2014                 | September 3, 2014 | September 24, 2014             |
| 14-10    | October 2014              | <b>**August 29, 2014</b>       | October 1, 2014   | October 22, 2014               |
| 14-11    | November 2014             | October 10, 2014               | November 5, 2014  | November 26, 2014              |
| 14-12    | December 2014             | November 7, 2014               | December 3, 2014  | December 24, 2014              |

**BULLETIN PUBLICATION SCHEDULE FOR CALENDAR YEAR 2015**

| Vol. No. | Monthly Issue of Bulletin | Closing Date for Agency Filing | Publication Date  | 21-day Comment Period End Date |
|----------|---------------------------|--------------------------------|-------------------|--------------------------------|
| 15-1     | January 2015              | <b>*November 28, 2014</b>      | January 7, 2015   | January 28, 2015               |
| 15-2     | February 2015             | January 9, 2015                | February 4, 2015  | February 25, 2015              |
| 15-3     | March 2015                | February 6, 2015               | March 4, 2015     | March 25, 2015                 |
| 15-4     | April 2015                | March 6, 2015                  | April 1, 2015     | April 22, 2015                 |
| 15-5     | May 2015                  | April 3, 2015                  | May 6, 2015       | May 27, 2015                   |
| 15-6     | June 2015                 | May 8, 2015                    | June 3, 2015      | June 24, 2015                  |
| 15-7     | July 2015                 | June 5, 2015                   | July 1, 2015      | July 22, 2015                  |
| 15-8     | August 2015               | July 10, 2015                  | August 5, 2015    | August 26, 2015                |
| 15-9     | September 2015            | August 7, 2015                 | September 2, 2015 | September 23, 2015             |
| 15-10    | October 2015              | <b>**August 28, 2015</b>       | October 7, 2015   | October 28, 2015               |
| 15-11    | November 2015             | October 9, 2015                | November 4, 2015  | November 25, 2015              |
| 15-12    | December 2015             | November 6, 2015               | December 2, 2015  | December 23, 2015              |

***\*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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## IDAPA 02 - DEPARTMENT OF AGRICULTURE

### 02.06.27 - RULES CONCERNING BACTERIAL RING ROT CAUSED BY (*CLAVIBACTER MICHIGANENSIS* SUBSP. *SEPEDONICUS*) OF POTATO

DOCKET NO. 02-0627-1401 (NEW CHAPTER)

#### NOTICE OF RULEMAKING - ADOPTION OF TEMPORARY RULE

**EFFECTIVE DATE:** The effective date of the temporary rule is February 26, 2014.

**AUTHORITY:** In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted a temporary rule. The action is authorized pursuant to Sections 22-103, 22-505, 22-1907 and 22-2006, Idaho Code.

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

Bacterial Ring Rot (BRR) is a serious disease of potato and can dramatically affect the quality of the potato during production and particularly during storage. It can survive in infected potatoes and potato residue and can be easily transmitted by potato seed and contaminated equipment. Bacterial Ring Rot has become an increasingly difficult disease to control in and cleanse from the Idaho potato production system. Industry has appealed to the Idaho State Department of Agriculture (ISDA) for help in getting control of this disease prior to and in conjunction with the upcoming 2014 growing season.

ISDA received a resolution from the Idaho Potato Commission, requesting that ISDA conduct rulemaking regarding BRR.

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

This temporary rule is necessary to confer a benefit to the Idaho potato industry. Bacterial Ring Rot is a serious disease of potato and can dramatically affect the quality of the potato during production and particularly during storage. The disease can manifest itself (causing the potatoes to rot) during winter storage, only becoming evident when the potatoes are removed from storage for processing, at which point the economic losses can be staggering. Bacterial Ring Rot poses a real threat to the health of the Idaho potato crop and to the industry's ability to ensure that certified seed potatoes exported from Idaho are free from the disease.

Inspection and sample analysis of potatoes currently in storage needs to be facilitated immediately because seed potatoes will be moved from storage to growers for planting. Finding and eliminating seed potatoes infected with BRR is a priority as it will protect markets receiving Idaho potatoes. Mandatory reporting and trace back are essential components of an effective overall disease management program.

**INCORPORATION BY REFERENCE:** Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule:

The Idaho Crop Improvement Association (ICIA) Rules of Certification for Seed Potatoes in Idaho currently represent the accepted statewide standards for the testing of seed potatoes for Bacterial Ring Rot and the certification of seed potatoes as Bacterial Ring Rot free.

It is ISDA's understanding that the ICIA, under legal authority vested by the University of Idaho for the certification of seed in Idaho, is currently in the process of promulgating rules pursuant to 22-1505, Idaho Code, and in compliance with Title 67, Chapter 52, Idaho Code, related to, among other things, potato seed certification and Bacterial Ring Rot testing. ISDA will incorporate by reference those rules, if and when they are approved by the Idaho legislature, into this temporary rule and/or any resulting proposed rule.

**FEE SUMMARY:** Pursuant to Section 67-5226(2), the Governor has found that the fee or charge being imposed or increased is justified and necessary to avoid immediate danger and the fee is described herein:

Fees for laboratory testing samples for Bacterial Ring Rot will be those normally charged by the approved laboratory that is performing the testing.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the temporary rule, contact Michael E. Cooper, Phone (208) 332-8620.

DATED this 26th day of February, 2014.

Celia R. Gould, Director  
Idaho State Department of Agriculture  
2270 Old Penitentiary Road  
P.O. Box 790  
Boise, ID 83701  
Phone: (208) 332-8500  
Fax: (208) 334-2170

**THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 02-0627-1401**

**IDAPA 02**  
**TITLE 06**  
**CHAPTER 27**

**02.06.27 - RULES GOVERNING BACTERIAL RING ROT CAUSED BY  
(*CLAVIBACTER MICHIGANENSIS* SUBSP. *SEPEDONICUS*) OF POTATO**

**000. LEGAL AUTHORITY.**

This chapter is adopted under the legal authority of Title 22, Chapters 1, 5, 19 and 20 Idaho Code. (2-26-14)T

**001. TITLE, SCOPE, AND INVESTIGATIONS.**

**01. Title.** The title of this chapter is IDAPA 02.06.27, "Rules Governing Bacterial Ring Rot Caused By (*Clavibacter michiganensis* subsp. *sepedonicus*) of Potato." (2-26-14)T

**02. Scope.** These rules are to prevent the introduction and/or spread of *Cms* and subsequently bacterial ring rot into and through Idaho and the United States. These rules govern mandatory reporting, mandatory testing, trace back, inspection, investigation, sampling and laboratory analysis of samples. Further, these rules will help ensure that, along with all other Idaho agricultural commodities, commercial potatoes grown in and exported from Idaho and, in particular, that seed potatoes being grown for planting in, exported from or imported into Idaho are of the highest quality. The official citation of this Chapter is IDAPA 02.06.27.000 et seq. For example, this section's citation is IDAPA 02.06.27.001. (2-26-14)T

**03. Trace Back Investigations.** The public disclosure of information obtained during an investigation conducted under this rule shall be subject to disclosure to the public only insofar as it is allowed by Title 9, Chapter 3, Idaho Code. (2-26-14)T

**002. WRITTEN INTERPRETATIONS.**

There are no written interpretations of these rules. (2-26-14)T

**003. ADMINISTRATIVE APPEAL.**

There is no provision for administrative appeal before the Idaho State Department of Agriculture under this chapter. Persons may be entitled to appeal agency actions authorized under these rules pursuant to Title 67, Chapter 52, Idaho Code. (2-26-14)T

**004. INCORPORATION BY REFERENCE.**

Copies of the following document may be viewed at the Idaho State Department of Agriculture, 2270 Old Penitentiary Road, PO Box 790, Boise, Idaho 83701. IDAPA 02.06.27 incorporates by reference: (2-26-14)T

**01. The Idaho Crop Improvement Association, Inc. (ICIA) Rules of Certification for Seed Potatoes in Idaho (2013 Edition).** A copy of which may be accessed online from the ICIA website at: <http://www.idahocrop.com/StandardDocs/2013%20Potato-R&R.pdf>. (2-26-14)T

**005. ADDRESS, OFFICE HOURS, TELEPHONE, AND FAX NUMBERS.**

**01. Physical Address.** The central office of the Idaho State Department of Agriculture is located at 2270 Old Penitentiary Road, Boise, Idaho 83712-8266. (2-26-14)T

**02. Office Hours.** Office hours are 8 a.m. to 5 p.m., Mountain Time, Monday through Friday, except holidays designated by the state of Idaho. (2-26-14)T

**03. Mailing Address.** The mailing address for the central office is Idaho State Department of Agriculture, P.O. Box 790, Boise, Idaho 83701-0790. (2-26-14)T

**04. Telephone Number.** The telephone number of the central office is (208) 332-8500. (2-26-14)T

**05. Fax Number.** The fax number of the central office is (208) 334-2170. (2-26-14)T

**006. PUBLIC RECORDS ACT COMPLIANCE.**

These rules are public records and are available for inspection and copying at the Idaho State Department of Agriculture central office. (2-26-14)T

**007. -- 009. (RESERVED)**

**010. DEFINITIONS.**

In addition to the definitions in Sections 22-1904 and 22-2005, Idaho Code, the following definitions shall apply in the interpretation and the enforcement of this rule: (2-26-14)T

**01. Bacterial Ring Rot.** Caused by a bacterium, *Clavibacter michiganensis* subsp. *sepedonicus*. (2-26-14)T

**02. Cutting Operation.** Any person in the regular business of providing seed potato cutting and/or treatment services to the public for a fee. (2-26-14)T

**03. Contact Lot.** A seed lot produced on a farming operation using common production and handling equipment and/or storage facilities. (2-26-14)T

**04. Department.** The Idaho State Department of Agriculture. (2-26-14)T

**05. Director.** The Director of the Idaho State Department of Agriculture. (2-26-14)T

**06. Idaho Crop Improvement Association, Inc.** A grower association of certified seed producers and conditioners. In 1959, the Regents of the University of Idaho appointed the Idaho Crop Improvement Association, Inc. as its duly authorized agent to administer and conduct seed certification in Idaho. (2-26-14)T

**07. Person.** An individual, partnership, corporation, firm, association, agent, grower, processor, shipper or inspector. (2-26-14)T

**08. Seed Lot.** A field or a group of fields producing seed potatoes or the potatoes (tubers) harvested from a seed potato field, identified with a certification number and a North American Plant Health Certificate, enabling identity preservation and tracking. (2-26-14)T

**09. Seed Stock.** Seed potatoes intended for use as a planting source for certification that are "Identity Preserved" with a certification number and a North American Plant Health Certificate. (2-26-14)T

**10. Sister Lot.** Seed lots originating from the same lot of seed stock. (2-26-14)T

**011. ABBREVIATIONS.**

**01. BRR.** Bacterial Ring Rot. (2-26-14)T

**02. Cms.** *Clavibacter michiganensis* subsp. *sepedonicus*. (2-26-14)T

**03. ISDA.** Idaho State Department of Agriculture. (2-26-14)T

**04. ICIA.** Idaho Crop Improvement Association. (2-26-14)T

**012. APPLICABILITY.**

These rules apply to the reporting, trace back, investigation, inspection, sampling, lab analysis and testing related to *Cms* and *Cms*-caused BRR in Idaho. (2-26-14)T

**013. -- 019. (RESERVED)**

**020. REGULATED PEST - BACTERIAL RING ROT.**

Caused by a bacterium, *Clavibacter michiganensis* subsp. *sepedonicus*. (2-26-14)T

**021. -- 100. (RESERVED)**

**101. MANDATORY REPORTING OF BRR.**

**01. Mandatory Reporting.** Any person, including but not limited to a grower, processor, shipper, laboratory staff member, field inspector and/or shipping point inspector, who discovers *Cms* or observes BRR within the state, or who discovers potato plants or tubers that are confirmed to be infested with *Cms* causing BRR, shall immediately report the discovery to the Department. The responsibility for reporting the results of *Cms* testing completed by laboratories outside of the state of Idaho resides with the person submitting the samples. This reporting requirement is mandatory. (2-26-14)T

**02. Contents.** The report shall, to the best of the reporter's ability, contain the following information: (2-26-14)T

**a.** The field, facility or other location at which *Cms* was found; (2-26-14)T

**b.** The date of discovery; (2-26-14)T

**c.** The location at which the suspect potatoes were grown; (2-26-14)T

**d.** The variety and generation of the suspect potatoes; (2-26-14)T

**e.** The laboratory submission report and test results; (2-26-14)T

**f.** The certification tags and origin of the seed potatoes used to produce the suspect crop; (2-26-14)T

**g.** North American Plant Health Certificate. (2-26-14)T

**04. Methods of Reporting.** The report shall be made by phone, in person or in writing (which may

include electronic mail sent to [BRR@agri.idaho.gov](mailto:BRR@agri.idaho.gov)). Full Department headquarters contact information is listed in Section 005 of this rule. (2-26-14)T

**102. HOLD HARMLESS.**

Reporting parties and those parties participating in and cooperating with the Department's trace back investigation of any alleged *Cms* contaminated potatoes will be held harmless from any civil penalties the Department has authority to issue under Section 500 of these Rules. (2-26-14)T

**103. TRACE BACK INVESTIGATION, SAMPLING, AND TESTING.**

The department shall, upon receiving a report of *Cms* infected potatoes, investigate the origin and destination of such potatoes. Trace back and investigation activities may include, but not be limited to: a review of all inspection, certification, shipping and production records held by any person for the potatoes in question; inspection and sampling at the reporting operation as well as points for origin, storage and destination related to that operation; and laboratory testing records of any samples. The Department and the Idaho Crop Improvement Association shall mutually cooperate with each other in trace back investigations where appropriate. (2-26-14)T

**104. RESTRICTION ON THE USE OF INFECTED POTATOES.**

Those potatoes found to be infected with *Cms* may not be utilized for planting as seed. (2-26-14)T

**105. -- 149. (RESERVED)**

**150. TESTING FOR BRR.**

**01. Compliance With Certification Standards.** Seed potato tubers for planting for commercial production or for seed certification in Idaho or being imported into Idaho as seed potatoes for commercial production or certification as seed for planting must comply with the ICIA Rules of Certification for Seed Potatoes in Idaho as they relate to *Cms*, as incorporated in Section 004 of this rule. (2-26-14)T

**02. Seed Potatoes to Be Exported Tested.** Seed Potato tubers being exported from Idaho to a foreign country as seed potatoes for planting must be tested at a laboratory approved by the Idaho State Department of Agriculture for the presence of *Cms* at a rate, depending on lot size, of a maximum, of 400 randomly selected tubers per shipment being exported. All cost for sampling, transport and testing shall be borne by the exporter. (2-26-14)T

**151. -- 299. (RESERVED)**

**300. CUTTING OPERATIONS.**

**01. Records Kept and Maintained.** All cutting operations shall keep and maintain records of any and all cutting undertaken by the operation. The records must include, at a minimum: (2-26-14)T

- a. The origin of all seed lots cut by the operation; (2-26-14)T
- b. The cutting sequence employed by the operation; (2-26-14)T
- c. The sanitation schedule and methodology employed by the operation; (2-26-14)T
- d. Documents demonstrating that the operation has complied with the sanitation schedule and methodology; and (2-26-14)T
- e. A North American plant health certificate for each seed lot. (2-26-14)T

**301. -- 399. (RESERVED)**

**400. HOLD ORDERS.**

The Director may authorize Hold Orders restricting the movement of infested or suspect potatoes until investigation, trace back, and sample analysis are complete. Hold Orders may require verification that said potatoes will not be utilized for any purposes not authorized in writing by the Department. (2-26-14)T

**401. -- 449. (RESERVED)**

**450. FEES.**

Fees for samples for laboratory testing for *Cms* shall be those normally charged by the approved laboratory doing the testing. (2-26-14)T

**451. -- 499. (RESERVED)**

**500. VIOLATIONS.**

Any person violating any provisions of these rules or not cooperating with investigations conducted under the authority of this rule shall be subject to the provisions of Section 22-504, 22-1913 and 22-2020, Idaho Code. (2-26-14)T

**501. -- 999. (RESERVED)**

**IDAPA 07 - DIVISION OF BUILDING SAFETY**

**07.02.06 - RULES CONCERNING IDAHO STATE PLUMBING CODE**

**DOCKET NO. 07-0206-1401**

**NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 54-2601 and 54-2605, Idaho Code.

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

|  |   |
|--|---|
| <b>*ORIGINATING LOCATION -- LIVE MEETINGS*</b><br>Thursday, May 22, 2014 -- 9:30 a.m. MDT (8:30 a.m. PDT)<br>Wednesday, July 23, 2014 -- 9:30 a.m. MDT (8:30 a.m. PDT) |   |
| Idaho Plumbing Board<br>Idaho Division of Building Safety<br>1090 E. Watertower, Suite 150<br>Meridian, Idaho 83642  |   |
| <b>*VIDEO CONFERENCE LOCATIONS*</b>  |   |
| 1250 Ironwood Drive<br>Suite 220<br>Coeur d'Alene, Idaho 83814   | 2055 Garrett Way<br>Building 1, Suite 4<br>Pocatello, Idaho 83201 |

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

Interested members of the public who wish to participate must submit any written comments, questions, recommendations, or ideas to the Idaho Plumbing Board on designated forms available at the Division of Building Safety website <http://dbs.idaho.gov/> and at the DBS offices in Meridian, Coeur d'Alene, and Pocatello, Idaho. Individuals may also attend the public meetings to be conducted at the above dates during which the Idaho Plumbing Board will allow oral comments or presentations to be made.

**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:

Pursuant to Section 54-2601, Idaho Code, the Idaho Plumbing Board has the authority through the promulgation of rules to adopt and amend the Idaho State Plumbing Code. The Plumbing Board desires to amend provisions of this code as it determines necessary through the negotiated rulemaking process. The Board seeks the participation of the affected industry, enforcement jurisdictions, and the public at large in this rulemaking process to ensure that due consideration is given to the varying views about the adoption of amendments to this code for application in Idaho.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING COPIES:** For assistance on technical questions concerning this negotiated rulemaking or to obtain a copy of the preliminary draft of the text of the proposed rule, contact Steve Keys, Deputy Administrator - Operations, (208) 332-8986.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments, questions, recommendations, or ideas must be directed to the undersigned and must be submitted on the appropriate form to the

Division of Building Safety or the Idaho Plumbing Board on or before May 2, 2014. Forms may be submitted via email to [neg.rules@dbs.idaho.gov](mailto:neg.rules@dbs.idaho.gov).

DATED this 7th day of February 2014.

Steve Keys, Deputy Administrator - Operations  
Division of Building Safety  
1090 E. Watertower St., Ste. 150  
P. O. Box 83720  
Meridian, ID 83542  
Phone: (208) 332-8986  
Fax: (877) 810-2840

**IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE**

**16.02.19 - FOOD SAFETY AND SANITATION STANDARDS FOR FOOD ESTABLISHMENTS  
(THE IDAHO FOOD CODE)**

**DOCKET NO. 16-0219-1401**

**NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 37-121 and 39-1603, Idaho Code.

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

| <b>Tuesday, April 15, 2014<br/>1:00 p.m. (Local)</b>  | <b>Thursday, April 17, 2014<br/>1:00 p.m. (Local)</b>  | <b>Thursday, April 24, 2014<br/>1:00 p.m. (Local)</b>                                  |
|---|--|--|
| <b>Hilton Garden Inn Boise Spectrum<br/>7699 W Spectrum Street<br/>Garden East Room<br/>Boise, ID</b> | <b>Hampton Inn<br/>1500 Riverstone Drive<br/>Riverstone South Room<br/>Coeur d'Alene, ID</b> | <b>Red Lion Inn<br/>1555 Pocatello Creek Road<br/>Executive Room<br/>Pocatello, ID</b> |

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

1. Attend the negotiated rulemaking meetings and participate in the negotiation process;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meetings; or
3. Submit written recommendations and comments to this address on or before May 30, 2014:

Patrick Guzzle, Food Protection Program Manager  
Idaho Department of Health and Welfare  
450 W. State Street - 4th Floor  
P.O. Box 83720  
Boise, ID 83720-0036

**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:

The rules that govern food safety standards in Idaho are currently based on the 2001 FDA Food Code. The Department intends to update those rules to be based on the 2013 FDA Food Code.

Current industry practices, especially within retail food establishments, closely reflect the changes in the 2013 FDA Food Code. The Department intends to negotiate rules regarding the standards for management level staff and their knowledge of food safety practices, communicable disease prevention and control within food establishments, specific standards for mobile and temporary food establishments, the allowance of donated game meat to charitable organizations, and the 2013 FDA Code.

**CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS:** For assistance on technical questions concerning this negotiated rulemaking, contact Patrick Guzzle at (208) 334-5938. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Department's web site at the following web address: [www.foodsafety.idaho.gov](http://www.foodsafety.idaho.gov).

All written comments on the negotiated rules must be directed to the contact person above and must be delivered on or before May 30, 2014.

DATED this 29th day of January, 2014.

Tamara Prisock  
DHW - Administrative Rules Unit  
450 W. State Street - 10th Floor  
P.O. Box 83720  
Boise, ID 83720-0036  
phone: (208) 334-5564; fax: (208) 334-6558  
e-mail: [dhwrules@dhw.idaho.gov](mailto:dhwrules@dhw.idaho.gov)

# Sections Affected Index

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## **IDAPA 02 - DEPARTMENT OF AGRICULTURE**

*02.06.27 - Rules Concerning Bacterial Ring Rot Caused By  
(Clavibacter michiganensis subsp. sepedonicus) of Potato*

**Docket No. 02-0627-1401 (New Chapter)**

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# LEGAL NOTICE

## Summary of Proposed Rulemakings

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

The following agencies of the state of Idaho have published the complete text and all related, pertinent information concerning their intent to change or make the following rules in the 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, [March 5, 2014, Volume 14-3](#), 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](http://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](mailto: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.*

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# **ABRIDGED RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES**

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

*April 4, 2013 -- March 5, 2014*

*(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 April 4, 2013 that have not been  
adopted as final rules and all rulemakings being promulgated after April 4, 2013 - Sine Die.)*

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

- 02-0214-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-6
- 02-0214-1302** Proposed Rulemaking, Bulletin Vol. 13-7
- 02-0214-1301** Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-9
- 02-0214-1302** Adoption of Pending Rule, Bulletin Vol. 13-9 (eff. \*PLR 2014)
- 02-0214-1301** Adoption of Pending Fee Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

**02.03.03, Idaho Department of Agriculture Rules Governing Pesticide and Chemigation Use and Application**

- 02-0303-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-6
- 02-0303-1302** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-6
- 02-0303-1301** Proposed Rulemaking, Bulletin Vol. 13-9
- 02-0303-1302** Proposed Rulemaking, Bulletin Vol. 13-9
- 02-0303-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)
- 02-0303-1302** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

**02.04.19, Rules Governing Domestic Cervidae**

- 02-0419-1301** Proposed Rulemaking, Bulletin Vol. 13-7
- 02-0419-1301** Adoption of Pending Rule, Bulletin Vol. 13-9 (eff. \*PLR 2014)

**02.04.20, Rules Governing Brucellosis**

- 02-0420-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7
- 02-0420-1301** Proposed Rulemaking, Bulletin Vol. 13-9
- 02-0420-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

**02.04.21, Rules Governing the Importation of Animals**

- 02-0421-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-6
- 02-0421-1301** Proposed Rulemaking, Bulletin Vol. 13-9
- 02-0421-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

**02.04.27, Rules Governing Deleterious Exotic Animals**

- 02-0427-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7 (Rulemaking discontinued)

**02.06.02, Rules Pertaining to the Idaho Commercial Feed Law**

- 02-0602-1301** Proposed Rulemaking, Bulletin Vol. 13-6
- 02-0602-1301** Adoption of Pending Rule, Bulletin Vol. 13-9 (eff. \*PLR 2014)

**02.06.09, Rules Governing Invasive Species**

- 02-0609-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-6
- 02-0609-1301** Proposed Rulemaking, Bulletin Vol. 13-8
- 02-0609-1301** Public Hearing, Bulletin Vol. 13-10
- 02-0609-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

**02.06.12, Rules Pertaining to the Idaho Fertilizer Law**

- 02-0612-1301** Proposed Rulemaking, Bulletin Vol. 13-6
- 02-0612-1301** Adoption of Pending Rule, Bulletin Vol. 13-9 (eff. \*PLR 2014)

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

- 02-0613-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7
- 02-0613-1301** Proposed Rulemaking, Bulletin Vol. 13-9
- 02-0613-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

**02.06.22, Noxious Weed Rules**

- 02-0622-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-6
- 02-0622-1301** Proposed Rulemaking, Bulletin Vol. 13-8
- 02-0622-1301** Adoption of Pending Rule, Bulletin Vol. 13-10 (eff. \*PLR 2014)

**02.06.23, Noxious Weed Free Gravel and Rock Products Rules**

- 02-0623-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-6
- 02-0623-1301** Proposed Rulemaking (New Chapter), Bulletin Vol. 13-8
- 02-0623-1301** Adoption of Pending Rule, Bulletin Vol. 13-10 (eff. \*PLR 2014)

**02.06.25, Rules Governing the Planting of Beans, other than Phaseolus Species, in Idaho**

- 02-0625-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (New Chapter), Bulletin Vol. 13-7
- 02-0625-1301** Proposed Rulemaking (New Chapter - Fee Rule), Bulletin Vol. 13-10
- 02-0625-1301** Adoption of Pending Fee Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

**02.06.27, Rules Governing Bacterial Ring Rot Caused By (*Clavibacter michiganensis subsp. sepedonicus*) of Potato**

- 02-0627-1401** Temporary Rulemaking (New Chapter), Bulletin Vol. 14-3 (eff. 2-26-14)T

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

- 02-0641-1301** Proposed Rulemaking, Bulletin Vol. 13-6
- 02-0641-1301** Adoption of Pending Rule, Bulletin Vol. 13-9 (eff. \*PLR 2014)

**IDAPA 05 -- DEPARTMENT OF JUVENILE CORRECTIONS****05.01.02, Rules and Standards for Secure Juvenile Detention Centers**

- 05-0102-1301** Proposed Rulemaking, Bulletin Vol. 13-10
- 05-0102-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

**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 (Rulemaking discontinued by agency)
- 07-0106-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-5
- 07-0106-1301** Proposed Rulemaking, Bulletin Vol. 13-10
- 07-0106-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

**07.01.10, Rules Governing Certification and Approval of Electrical Products and Materials**

- 07-0110-1301** Proposed Rulemaking, Bulletin Vol. 13-10
- 07-0110-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

**07.02.06, Rules Concerning Uniform Plumbing Code**

- 07-0206-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-3

**07.03.01, Rules of Building Safety**

- 07-0301-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-5
- 07-0301-1301** Proposed Rulemaking, Bulletin Vol. 13-9
- 07-0301-1302** Proposed Rulemaking, Bulletin Vol. 13-9
- 07-0301-1303** Proposed Rulemaking, Bulletin Vol. 13-9
- 07-0301-1304** Proposed Rulemaking, Bulletin Vol. 13-9
- 07-0301-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)
- 07-0301-1302** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)
- 07-0301-1303** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)
- 07-0301-1304** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

***07.03.11, Rules Governing Manufactured/Mobile Home Industry Licensing***

- 07-0311-1301** Proposed Rulemaking, Bulletin Vol. 13-9  
**07-0311-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

***07.05.01, Rules of the Public Works Contractors License Board***

- 07-0501-1301** Proposed Rulemaking, Bulletin Vol. 13-10  
**07-0501-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

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

- 07-0701-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-5  
**07-0701-1301** Proposed Rulemaking, Bulletin Vol. 13-10  
**07-0701-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***IDA PA 08 -- IDAHO STATE BOARD OF EDUCATION  
AND STATE DEPARTMENT OF EDUCATION***

***08.01.05, Idaho Promise Scholarship Program***

- 08-0105-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7  
**08-0105-1301** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 13-8  
**08-0105-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***08.01.06, Leveraging Educational Assistance Partnership Program***

- 08-0106-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7  
**08-0106-1301** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 13-8  
**08-0106-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***08.01.09, Rules Governing the GEAR UP Idaho Scholarship Program***

- 08-0109-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7  
**08-0109-1301** Proposed Rulemaking, Bulletin Vol. 13-8  
**08-0109-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***08.01.11, Registration of Postsecondary Educational Institutions and Proprietary Schools***

- 08-0111-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7

***08.01.12, Idaho Minority and "At-Risk" Student Scholarship Program***

- 08-0112-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7  
**08-0112-1301** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 13-8  
**08-0112-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***08.01.13, Rules Governing the Idaho Opportunity Scholarship Program***

- 08-0113-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7  
**08-0113-1301** Proposed Rulemaking, Bulletin Vol. 13-8  
**08-0113-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***08.02.01, Rules Governing Administration***

- 08-0201-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-1 (eff. 12-13-12)T  
**08-0201-1301** OAR Omnibus Rulemaking Notice - Extension of Temporary Rule by SCR 126, Bulletin Vol. 13-5  
**08-0201-1301** Adoption of Pending Rule, Bulletin Vol. 13-6 (eff. \*PLR 2014)  
**08-0201-1302** Proposed Rulemaking, Bulletin Vol. 13-10  
**08-0201-1302** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***08.02.02, Rules Governing Uniformity***

- 08-0202-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-6 (eff. 4-18-13)T  
**08-0202-1302** Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 6-20-13)T

- 08-0202-1303 Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 6-20-13)T
- 08-0202-1304 Proposed Rulemaking, Bulletin Vol. 13-8
- 08-0202-1305 Proposed Rulemaking, Bulletin Vol. 13-8
- 08-0202-1301 Adoption of Pending Rule and Amendment to Temporary Rule, Bulletin Vol. 13-10 (eff. 8-16-13)T - (eff. \*PLR 2014)
- 08-0202-1306 Proposed Rulemaking, Bulletin Vol. 13-10
- 08-0202-1307 Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 8-26-13)T
- 08-0202-1308 Proposed Rulemaking, Bulletin Vol. 13-10
- 08-0202-1302 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 08-0202-1303 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 08-0202-1304 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 08-0202-1305 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 08-0202-1306 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 08-0202-1307 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 08-0202-1308 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

#### ***08.02.03, Rules Governing Thoroughness***

- 08-0203-1301 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7
- 08-0203-1302 Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 6-20-13)T
- 08-0203-1303 Proposed Rulemaking, Bulletin Vol. 13-8
- 08-0203-1304 Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-8
- 08-0203-1301 Proposed Rulemaking, Bulletin Vol. 13-10
- 08-0203-1302 Rescission of Temporary Rule and Vacation of Proposed Rulemaking, Bulletin Vol. 13-10
- 08-0203-1305 Temporary Rulemaking, Bulletin Vol. 13-10 (eff. 8-26-13)T
- 08-0203-1306 Proposed Rulemaking, Bulletin Vol. 13-10
- 08-0203-1307 Proposed Rulemaking, Bulletin Vol. 13-10
- 08-0203-1301 Adoption of Pending and Temporary Rule, Bulletin Vol. 13-12 (eff. (10-17-13)T \*PLR 2014)
- 08-0203-1303 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 08-0203-1304 Adoption of Pending Fee Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 08-0203-1305 Amendment to Temporary Rule, Bulletin Vol. 13-12 (eff. 11-1-13)T
- 08-0203-1306 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 08-0203-1307 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

#### ***08.02.04, Rules Governing Public Charter Schools***

- 08-0204-1301 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7
- 08-0204-1301 Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 6-20-13)T
- 08-0204-1301 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

#### ***08.03.01, Rules of the Public Charter School Commission***

- 08-0301-1301 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7
- 08-0301-1301 Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 6-20-13)T
- 08-0301-1301 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### ***IDAPA 09 -- IDAHO DEPARTMENT OF LABOR***

#### ***09.01.30, Unemployment Insurance Benefits Administration Rules***

- 09-0130-1301 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7
- 09-0130-1301 Proposed Rulemaking, Bulletin Vol. 13-9
- 09-0130-1301 Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

#### ***09.01.35, Unemployment Insurance Tax Administration Rules***

- 09-0135-1301 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7
- 09-0135-1301 Proposed Rulemaking, Bulletin Vol. 13-9
- 09-0135-1301 Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

***IDAPA 10 -- IDAHO BOARD OF LICENSURE OF PROFESSIONAL ENGINEERS  
AND PROFESSIONAL LAND SURVEYORS***

***10.01.01, Rules of Procedure***

- 10-0101-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-5
- 10-0101-1301** Notice of Proposed Rule, Bulletin Vol. 13-7
- 10-0101-1301** Adoption of Pending Rule, Bulletin Vol. 13-9 (eff. \*PLR 2014)

***10.01.02, Rules of Professional Responsibility***

- 10-0102-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-5
- 10-0102-1301** Notice of Proposed Rule, Bulletin Vol. 13-7
- 10-0102-1301** Adoption of Pending Rule, Bulletin Vol. 13-9 (eff. \*PLR 2014)

***10.01.04, Rules of Continuing Professional Development***

- 10-0104-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-5
- 10-0104-1301** Notice of Proposed Rule, Bulletin Vol. 13-7
- 10-0104-1301** Adoption of Pending Rule, Bulletin Vol. 13-9 (eff. \*PLR 2014)

***IDAPA 11 -- IDAHO STATE POLICE***

***11.04.02, Rules Governing Simulcasting***

- 11-0402-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 7-1-13)T
- 11-0402-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***11.04.11, Rules Governing Equine Veterinary Practices, Permitted Medications, Banned Substances  
and Drug Testing of Horses***

- 11-0411-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 7-1-13)T
- 11-0411-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***11.10.01, Rules Governing Idaho Public Safety and Security Information System***

- 11-1001-1301** Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-10
- 11-1001-1301** Adoption of Pending Fee Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***11.10.02, Rules Establishing Fees for Services - Idaho Criminal Justice Information System***

- 11-1002-1301\*** Proposed Rulemaking, Bulletin Vol. 13-10
- 11-1002-1301\*** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

\* Rulemaking changes chapter name from: "Rules Establishing Fees for Services - Idaho Criminal Justice Information System"  
to: "Rules Governing State Criminal History Records and Crime Information"

***Peace Officer Standards and Training (POST) Council***

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

- 11-1101-1301** Notice of Proposed Rule, Bulletin Vol. 13-9
- 11-1101-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

***IDAPA 13 -- IDAHO FISH AND GAME COMMISSION***

***13.01.04, Rules Governing Licensing***

- 13-0104-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-1

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

- 13-0108-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7
- 13-0108-1302** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7

- 13-0108-1302** Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 8-26-13)T
- 13-0108-1303** Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 8-26-13)T
- 13-0108-1302** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)
- 13-0108-1303** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)
- 13-0108-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-1

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

- 13-0109-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 8-26-13)T
- 13-0109-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)
- 13-0109-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-2

**13.01.11, Rules Governing Fish**

- 13-0111-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 8-26-13)T
- 13-0111-1302** Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 8-26-13)T
- 13-0111-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)
- 13-0111-1302** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

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

- 13-0117-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-1

**IDAPA 14 -- BOARD OF REGISTRATION OF PROFESSIONAL GEOLOGISTS****14.01.01, Rules of Procedure of the Board of Registration for Professional Geologists**

- 14-0101-1301** Proposed Rulemaking, Bulletin Vol. 13-10
- 14-0101-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

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

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|---|---|
| Executive Order No. <b>2014-01</b> Bulletin Vol. 14-2 | Executive Order No. <b>2013-07</b> Bulletin Vol. 14-2 |
| Executive Order No. <b>2013-05</b> Bulletin Vol. 14-2 | Executive Order No. <b>2013-06</b> Bulletin Vol. 14-2 |
| Executive Order No. <b>2013-03</b> Bulletin Vol. 13-5 | Executive Order No. <b>2013-04</b> Bulletin Vol. 13-5 |
| Executive Order No. <b>2013-01</b> Bulletin Vol. 13-2 | Executive Order No. <b>2013-02</b> Bulletin Vol. 13-5 |

**Division of Human Resources and Personnel Commission****15.04.01, Rules of the Division of Human Resources and Idaho Personnel Commission**

- 15-0401-1301** Temporary Rulemaking, Bulletin Vol. 13-6 (eff. 7-1-13)T
- 15-0401-1302** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-6
- 15-0401-1302** Proposed Rulemaking, Bulletin Vol. 13-9
- 15-0401-1302** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**Military Division - Bureau of Homeland Security****15.06.03, Public Safety Communications Rules**

- 15-0603-1301\*** Proposed Rulemaking, Bulletin Vol. 13-10
  - 15-0603-1301\*** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- \*Rulemaking changes chapter name from: "Public Safety Communications Rules"  
to: "Public Safety Communications Systems Installation and Maintenance Fee Rules"*

**15.06.04, Rules Governing the Idaho Youth Challenge Program**

- 15-0604-1301** Proposed Rulemaking (New Chapter), Bulletin Vol. 13-10
- 15-0604-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***15.06.05, Hazardous Substance Response Rules***

- 15-0605-1300L** Notice of Legislative Action - Previously Codified IDAPA 15.13.02 has been redesignated as IDAPA 15.06.05, "Hazardous Substance Response Rules," Bulletin Vol. 13-10

***Emergency Response Commission******15.13.01, Rules of the Idaho Emergency Response Commission***

- 15-1301-1301** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 13-10  
**15-1301-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***IDAPA 16 -- DEPARTMENT OF HEALTH AND WELFARE******16.01.01, Emergency Medical Services (EMS) -- Advisory Committee (EMSAC)***

- 16-0101-1301** Proposed Rulemaking, Bulletin Vol. 13-8  
**16-0101-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***16.01.02, Emergency Medical Services (EMS) - Rule Definitions***

- 16-0102-1301** Proposed Rulemaking (New Chapter), Bulletin Vol. 13-8  
**16-0102-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***16.01.03, Emergency Medical Services (EMS) -- Agency Licensing Requirements***

- 16-0103-1301** Proposed Rulemaking (New Chapter), Bulletin Vol. 13-8  
**16-0103-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***16.01.07, Emergency Medical Services (EMS) -- Personnel Licensing Requirements***

- 16-0107-1301** Proposed Rulemaking, Bulletin Vol. 13-8  
**16-0107-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***16.01.12, Emergency Medical Services (EMS) -- Complaints, Investigations, and Disciplinary Actions***

- 16-0112-1301** Proposed Rulemaking, Bulletin Vol. 13-8  
**16-0112-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***16.02.02, Rules of the Idaho Emergency Medical Services (EMS) Physician Commission***

- 16-0202-1301** Proposed Rulemaking, Bulletin Vol. 13-7  
**16-0202-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***16.02.03, Emergency Medical Services***

- 16-0203-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-4  
**16-0203-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Second Notice), Bulletin Vol. 13-5  
**16-0203-1301** Proposed Rulemaking, Bulletin Vol. 13-8  
**16-0203-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***16.02.19, Food Safety and Sanitation Standards for Food Establishments (The Idaho Food Code)***

- 16-0219-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-3

***16.03.01, Eligibility for Health Care Assistance for Families and Children***

- 16-0301-1301** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 13-10  
**16-0301-1302** Proposed Rulemaking (Chapter Rewrite), Bulletin Vol. 13-10  
**16-0301-1301** Adoption of Pending and Temporary Rule, Bulletin Vol. 14-1 (eff. (1-1-14)T - \*PLR 2014)  
**16-0301-1302** Adoption of Pending and Temporary Rule, Bulletin Vol. 14-1 (eff. (1-1-14)T - \*PLR 2014)

***16.03.04, Rules Governing the Food Stamp Program in Idaho***

- 16-0304-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 11-1-13)T

**16-0304-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

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

**16-0305-1301** Proposed Rulemaking, Bulletin Vol. 13-10

**16-0305-1301** Adoption of Pending and Temporary Rule, Bulletin Vol. 14-1 (eff. (1-1-14)T - \*PLR 2014)

**16.03.06, Refugee Medical Assistance**

**16-0306-1301** Proposed Rulemaking, Bulletin Vol. 13-10

**16-0306-1301** Adoption of Pending and Temporary Rule, Bulletin Vol. 14-1 (eff. (1-1-14)T - \*PLR 2014)

**16.03.09, Medicaid Basic Plan Benefits**

**16-0309-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 9-1-13)T

**16-0309-1302** Proposed Rulemaking, Bulletin Vol. 13-10

**16-0309-1303** Proposed Rulemaking, Bulletin Vol. 13-10

**16-0309-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

**16-0309-1302** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**16-0309-1303** Adoption of Pending and Temporary Rule, Bulletin Vol. 14-1 (eff. (1-1-14)T - \*PLR 2014)

**16.03.10, Medicaid Enhanced Plan Benefits**

**16-0310-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 9-1-13)T

**16-0310-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

**16.03.15, Rules and Minimum Standards for Semi-Independent Group Residential Facilities  
for the Developmentally Disabled or Mentally Ill**

**16-0315-1301** Proposed Rule (Chapter Repeal), Bulletin Vol. 13-6

**16-0315-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**16.04.02, Idaho Telecommunication Service Assistance Program Rules**

**16-0402-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-7 (eff. 9-1-13)T

**16-0402-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

**16.05.01, Use and Disclosure of Department Records**

**16-0501-1301** Proposed Rulemaking, Bulletin Vol. 13-9

**16-0501-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**16.05.04, Rules of the Idaho Council on Domestic Violence and Victim Assistance Grant Funding**

**16-0504-1301** Proposed Rulemaking, Bulletin Vol. 13-10

**16-0504-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**16.05.06, Criminal History and Background Checks**

**16-0506-1301** Temporary and Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-8 (eff. 7-1-13)T

**16-0506-1302** Proposed Rulemaking, Bulletin Vol. 13-9

**16-0506-1303** Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-9

**16-0506-1301** Adoption of Pending Fee Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

**16-0506-1302** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**16-0506-1303** Vacation of Proposed Rule, Bulletin Vol. 14-1

**16.05.07, The Investigation and Enforcement of Fraud, Abuse, and Misconduct**

**16-0507-1301** Proposed Rulemaking, Bulletin Vol. 13-10

**16-0507-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**16.06.01, Child and Family Services**

**16-0601-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-6 (eff. 7-1-13)T

**16-0601-1302** Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-9

**16-0601-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

**16-0601-1302** Adoption of Pending Fee Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

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

**16-0612-1301** Proposed Rulemaking, Bulletin Vol. 13-10  
**16-0612-1302** Temporary and Proposed Rulemaking, Bulletin Vol. 13-11 (eff. 10-1-13)T  
**16-0612-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)  
**16-0612-1302** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)  
**16-0612-1401** Temporary Rulemaking, Bulletin Vol. 14-1 (eff. 11-1-13)T

***16.07.17, Alcohol and Substance Use Disorders Services***

**16-0717-1301** Proposed Rulemaking, Bulletin Vol. 13-9  
**16-0717-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

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

**16-0720-1301** Proposed Rulemaking, Bulletin Vol. 13-9  
**16-0720-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***16.07.30, Behavioral Health Community Crisis Centers***

**16-0730-1301** Proposed Rulemaking (New Chapter), Bulletin Vol. 13-10  
**16-0730-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***16.07.33, Adult Mental Health Services***

**16-0733-1301** Proposed Rulemaking, Bulletin Vol. 13-9  
**16-0733-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. (7-1-14) \*PLR 2014)

***IDAPA 17 -- INDUSTRIAL COMMISSION***

***17.02.09, Medical Fees***

**17-0209-1301** Temporary Rulemaking, Bulletin Vol. 13-7 (eff. 7-1-13)T  
**17-0209-1301** Proposed Rulemaking, Bulletin Vol. 13-10  
**17-0209-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***17.02.10, Administrative Rules of the Industrial Commission Under the Workers' Compensation Law -- Security for Compensation -- Insurance Carriers***

**17-0210-1301** Proposed Rulemaking, Bulletin Vol. 13-10  
**17-0210-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***17.02.11, Administrative Rules of the Industrial Commission Under the Workers' Compensation Law -- Security for Compensation -- Self-Insured Employers***

**17-0211-1301** Proposed Rulemaking, Bulletin Vol. 13-10  
**17-0211-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***IDAPA 18 -- DEPARTMENT OF INSURANCE***

***18.01.04, Rules Pertaining to Bail Agents***

**18-0104-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7  
**18-0104-1301** Proposed Rulemaking, Bulletin Vol. 13-9  
**18-0104-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

***18.01.23, Rules Pertaining to the Idaho Insurance Holding Company System Regulatory Act***

**18-0123-1301\*** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7  
**18-0123-1301\*** Proposed Rulemaking, Bulletin Vol. 13-10

**18-0123-1301\*** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

\* Rulemaking changes chapter name from: "Rules Pertaining to the Idaho Insurance Holding Company System Regulatory Act"  
to: "Rules Pertaining to Idaho Acquisitions of Control and Insurance Holding Company Systems"

**18.01.30, Individual Disability and Group Supplemental Disability Insurance Minimum Standards Rule**

**18-0130-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7

**18.01.50, Adoption of the International Fire Code**

**18-0150-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7

**18-0150-1301** Proposed Rulemaking, Bulletin Vol. 13-10

**18-0150-1301** Adoption of Pending and Temporary Rule, Bulletin Vol. 13-12 (eff. (1-1-14)T \*PLR 2014)

### **IDAPA 19 -- BOARD OF DENTISTRY**

**19.01.01, Rules of the Idaho State Board of Dentistry**

**19-0101-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7

**19-0101-1301** Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-10

**19-0101-1301** Adoption of Pending Fee Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### **IDAPA 20 -- DEPARTMENT OF LANDS**

**20.02.01, Rules Pertaining to the Idaho Forest Practices Act**

**20-0201-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-6

**20-0201-1301** Proposed Rulemaking, Bulletin Vol. 13-9

**20-0201-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

### **IDAPA 21 -- DIVISION OF VETERANS SERVICES**

**21.01.02, Rules Governing Emergency Relief for Veterans**

**21-0102-1301** Proposed Rulemaking, Bulletin Vol. 13-10

**21-0102-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

**21.01.08, Rules Governing Veterans Recognition Fund Grant Program**

**21-0108-1301** Proposed Rulemaking (New Chapter), Bulletin Vol. 13-10

**21-0108-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### **IDAPA 22 -- BOARD OF MEDICINE**

**22.01.03, Rules for the Licensure of Physician Assistants**

**22-0103-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 8-28-13)T

**22-0103-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

**22.01.13, Rules for the Licensure of Dietitians**

**22-0113-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 8-28-13)T

**22-0113-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### **IDAPA 23 -- BOARD OF NURSING**

**23.01.01, Rules of the Idaho Board of Nursing**

**23-0101-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7

- 23-0101-1301 Proposed Rulemaking, Bulletin Vol. 13-9
- 23-0101-1302 Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 7-1-13)T
- 23-0101-1301 Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)
- 23-0101-1302 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

## ***IDAPA 24 -- BUREAU OF OCCUPATIONAL LICENSES***

### ***24.02.01, Rules of the Board of Barber Examiners***

- 24-0201-1301 Proposed Rulemaking, Bulletin Vol. 13-10
- 24-0201-1301 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### ***24.04.01, Rules of the Idaho Board of Cosmetology***

- 24-0401-1301 Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-10
- 24-0401-1301 Adoption of Pending Fee Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

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

- 24-0501-1301 Temporary Rulemaking (Fee Rule), Bulletin Vol. 13-7 (eff. 5-8-13)T
- 24-0501-1302 Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-10
- 24-0501-1302 Adoption of Pending Fee Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

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

- (Moved From IDAPA 22)* (This rule was moved, re-indexed, and renumbered from IDAPA 22.01.09 - Board of Medicine)
- 24-0601-1301 Temporary and Proposed Rulemaking, Bulletin Vol. 13-9 (eff. 7-1-13)T
  - 24-0601-1301 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### ***24.07.01, Rules of the Idaho State Board of Landscape Architects***

- 24-0701-1301 Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-9
- 24-0701-1301 Adoption of Pending Fee Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### ***24.08.01, Rules of the State Board of Morticians***

- 24-0801-1301 Proposed Rulemaking, Bulletin Vol. 13-9
- 24-0801-1301 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### ***24.11.01, Rules of the State Board of Podiatry***

- 24-1101-1301 Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-10
- 24-1101-1301 Adoption of Pending Fee Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### ***24.13.01, Rules Governing the Physical Therapy Licensure Board***

- 24-1301-1301 Proposed Rulemaking, Bulletin Vol. 13-8
- 24-1301-1302 Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-8
- 24-1301-1301 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 24-1301-1302 Adoption of Pending Fee Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### ***24.14.01, Rules of the State Board of Social Work Examiners***

- 24-1401-1301 Temporary and Proposed Rulemaking, Bulletin Vol. 13-9 (eff. 6-19-13)T
- 24-1401-1301 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### ***24.18.01, Rules of the Real Estate Appraiser Board***

- 24-1801-1301 Proposed Rulemaking, Bulletin Vol. 13-10
- 24-1801-1301 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

### ***24.25.01, Rules of the Idaho Driving Businesses Licensure Board***

- 24-2501-1301 Temporary and Proposed Rulemaking, Bulletin Vol. 13-7 (eff. 5-3-13)T
- 24-2501-1301 Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***24.26.01, Rules of the Idaho Board of Midwifery***

- 24-2601-1301** Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-10
- 24-2601-1301** Adoption of Pending Fee Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***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
- 25-0101-1201** Notice of Public Hearing and Extension of Written Comment Period, Bulletin Vol. 12-11
- 25-0101-1201** Second Notice of Public Hearing/Extension of Comment Period, Bulletin Vol. 12-12
- 25-0101-1201** Proposed Rulemaking, Bulletin Vol. 13-10
- 25-0101-1201** Notice of Public Hearing, Bulletin Vol. 13-11
- 25-0101-1201** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

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

- 26-0120-1301** Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-10
- 26-0120-1302** Proposed Rulemaking (Fee Rule), Bulletin Vol. 13-10
- 26-0120-1301** Adoption of Pending Fee Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)
- 26-0120-1302** Adoption of Pending Fee Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

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

- 27-0101-1207** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-12
- 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
- 27-0101-1207** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-3
- 27-0101-1207** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-5
- 27-0101-1207** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7
- 27-0101-1207** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-8
- 27-0101-1207** Proposed Rulemaking, Bulletin Vol. 13-10
- 27-0101-1301** Proposed Rulemaking, Bulletin Vol. 13-10
- 27-0101-1302** Proposed Rulemaking, Bulletin Vol. 13-10
- 27-0101-1207** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 27-0101-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)
- 27-0101-1302** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***IDAPA 28 -- DEPARTMENT OF COMMERCE******28.02.07, Rules Governing the Administration of the IGEN Grant Program***

- 28-0207-1301** Temporary Rulemaking (New Chapter), Bulletin Vol. 13-4 (eff. 4-30-13)T
- 28-0207-1301** Proposed Rulemaking (New Chapter, Bulletin Vol. 13-10
- 28-0207-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***28.03.01, Rules of the Idaho Opportunity Fund***

- 28-0301-1301** Temporary and Proposed Rulemaking (New Chapter), Bulletin Vol. 13-9 (eff. 8-1-13)T
- 28-0301-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**28.03.04, Rules of the Business and Jobs Development Grant Fund**

- 28-0304-1301** Temporary and Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 13-9 (eff. 8-1-13)T  
**28-0304-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**IDAPA 31 -- PUBLIC UTILITIES COMMISSION****31.01.01, Rules of Procedure of the Idaho Public Utilities Commission**

- 31-0101-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-8  
**31-0101-1301** Proposed Rulemaking, Bulletin Vol. 13-10  
**31-0101-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. 2-15-13 \*PLR 2014)

**31.71.03, Railroad Safety and Accident Reporting Rules**

- 31-7103-1301** Proposed Rulemaking, Bulletin Vol. 13-10  
**31-7103-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

**IDAPA 33 -- REAL ESTATE COMMISSION****33.01.01, Rules of the Idaho Real Estate Commission**

- 33-0101-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 6-13-13)T  
**33-0101-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

**IDAPA 34 -- SECRETARY OF STATE****34.06.01, Rules Governing the Electronic Recording of Real Property**

- 34-0601-1301** Temporary and Proposed Rulemaking (New Chapter), Bulletin Vol. 13-7 (eff. 5-21-13)T  
**34-0601-1301** Adoption of Pending Rule, Bulletin Vol. 13-9 (eff. \*PLR 2014)

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

- 35-0101-1300L** Legislative Action - Final Rule, Bulletin Vol. 13-5  
**35-0101-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-5  
**35-0101-1301** Proposed Rulemaking, Bulletin Vol. 13-10  
**35-0101-1302** Proposed Rulemaking, Bulletin Vol. 13-10  
**35-0101-1303** Temporary and Proposed Rulemaking, Bulletin Vol. 13-11 (eff. 1-1-13)T  
**35-0101-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)  
**35-0101-1302** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)  
**35-0101-1303** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**35.01.02, Idaho Sales and Use Tax Administrative Rules**

- 35-0102-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-1 (*Rulemaking Discontinued*)  
**35-0102-1302** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7  
**35-0102-1302** Proposed Rulemaking, Bulletin Vol. 13-10  
**35-0102-1302** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**35.01.03, Property Tax Administrative Rules**

- 35-0103-1301** Temporary Rulemaking, Bulletin Vol. 13-5  
**35-0103-1302** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-9  
**35-0103-1303** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-9  
**35-0103-1302** Proposed Rulemaking, Bulletin Vol. 13-10  
**35-0103-1302** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**35.01.05, Motor Fuels Tax Administrative Rules**

- 35-0105-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-5
- 35-0105-1301** Proposed Rulemaking, Bulletin Vol. 13-9
- 35-0105-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

**35.01.06, Hotel/Motel Room and Campground Sales Tax Administrative Rules**

- 35-0106-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7

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

- 35-0109-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7
- 35-0109-1301** Proposed Rulemaking, Bulletin Vol. 13-10
- 35-0109-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**35.01.10, Idaho Cigarette and Tobacco Products Tax Administrative Rules**

- 35-0110-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-7
- 35-0110-1301** Proposed Rulemaking, Bulletin Vol. 13-10
- 35-0110-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**35.01.14, Prepaid Wireless E911 Fee Administrative Rules**

- 35-0114-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (New Chapter), Bulletin Vol. 13-7
- 35-0114-1301** Proposed Rulemaking (New Chapter), Bulletin Vol. 13-10
- 35-0114-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**35.02.01, Tax Commission Administration and Enforcement Rules**

- 35-0201-1301** Proposed Rulemaking, Bulletin Vol. 13-10
- 35-0201-1302** Proposed Rulemaking, Bulletin Vol. 13-10
- 35-0201-1303** Temporary and Proposed Rulemaking, Bulletin Vol. 13-11 (eff. 1-1-13)T
- 35-0201-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)
- 35-0201-1302** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)
- 35-0201-1303** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

**IDAPA 37 -- DEPARTMENT OF WATER RESOURCES****37.03.11, Rules for Conjunctive Management of Surface and Ground Water Resources**

- 37-0311-1101** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 11-2

**37.03.13, The Water Management Rules**

- 37-0313-9701** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 97-12
- 37-0313-9701** Proposed Rulemaking, Bulletin Vol. 98-10
- 37-0313-9701** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (2nd Notice), Bulletin Vol. 00-11

**37.03.14, Transfers**

- 37-0314-9801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 98-5

**37.03.15, Water Management Rules - Eastern Snake Plain Aquifer**

- 37-0315-0001** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 00-12

**IDAPA 38 -- IDAHO DEPARTMENT OF ADMINISTRATION****38.04.06, Rules Governing Use of the Exterior of State Property in the Capitol Mall and Other State Facilities**

- 38-0406-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-5 (eff. 4-5-13)T
- 38-0406-1301** Adoption of Pending Rule, Bulletin Vol. 13-7 (eff. \*PLR 2014)

**38.04.08, Rules Governing Use of Idaho State Capitol Exterior****38-0408-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-5 (eff. 4-5-13)T**38-0408-1301** Adoption of Pending Rule, Bulletin Vol. 13-7 (eff. \*PLR 2014)**IDAPA 39 -- IDAHO TRANSPORTATION DEPARTMENT****39.02.60, Rules Governing License Plate Provisions****39-0260-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 7-1-13)T**39-0260-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)**39.02.71, Rules Governing Drivers License Violation Point Count System****39-0271-1301** Proposed Rulemaking, Bulletin Vol. 13-9**39-0271-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)**39.03.12, Rules Governing Safety Requirements of Overlegal Permits****39-0312-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-9**39-0312-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)**39.03.15, Rules Governing Excess Weight Permits for Reducible Loads****39-0315-1301\*** Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 7-1-13)T**39-0315-1301\*** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

*\*Rulemaking changes chapter name to: "Rules Governing Excess Weight Permits for Reducible Loads"  
from: "Rules Governing Interstate Excess Weight Permits"*

**39.03.22, Rules Governing Overlegal Permits for Extra-Length, Excess Weight,  
and Up to 129,000 Pound Vehicle Combinations****39-0322-1301\*** Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 7-1-13)T**39-0322-1302** Proposed Rulemaking, Bulletin Vol. 13-8**39-0322-1301\*** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

*\*Rulemaking changes chapter name to: "Rules Governing Overlegal Permits for Extra-Length, Excess Weight, and Up to  
129,000 Pound Vehicle Combinations" from: "Rules Governing Overlegal Permits for Extra-Length Vehicle Combinations"*

**39-0322-1302** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)**39.03.23, Rules Governing Revocation of Overlegal Permits****39-0323-1301\*** Temporary and Proposed Rulemaking, Bulletin Vol. 13-8 (eff. 7-1-13)T**39-0323-1301\*** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

*\*Rulemaking changes chapter name to: "Rules Governing Revocation of Overlegal Permits"  
from: "Rules Governing Revocation of Special Permits"*

**39.03.50, Rules Governing Safety Rest Areas****39-0350-1301** Proposed Rulemaking, Bulletin Vol. 13-10**39-0350-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)**39.04.02, Rules Governing the Marking of Hazards to Air Flight****39-0402-1301** Temporary and Proposed Rulemaking, Bulletin Vol. 13-10 (eff. 7-1-13)T**39-0402-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)**39.04.04, Rules Governing Idaho Airport Aid Program****39-0404-1301** Proposed Rulemaking, Bulletin Vol. 13-10**39-0404-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)**IDAPA 46 -- BOARD OF VETERINARY MEDICAL EXAMINERS**

***46.01.01, Rules of the State of Idaho Board of Veterinary Medicine***

- 46-0101-1301** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 13-6
- 46-0101-1301** Proposed Rulemaking, Bulletin Vol. 13-9
- 46-0101-1302** Proposed Rulemaking, Bulletin Vol. 13-9
- 46-0101-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)
- 46-0101-1302** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

***IDAPA 52 -- IDAHO STATE LOTTERY COMMISSION******52.01.02, Gaming Rules of the Idaho State Lottery Commission***

- 52-0102-1301** Proposed Rulemaking, Bulletin Vol. 13-10
- 52-0102-1301** Adoption of Pending Rule, Bulletin Vol. 13-12 (eff. \*PLR 2014)

***IDAPA 53 -- IDAHO BARLEY COMMISSION******53.01.01, Rules of the Idaho Barley Commission***

- 53-0101-1301** Proposed Rulemaking, Bulletin Vol. 13-11
- 53-0101-1301** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

***IDAPA 57 -- SEXUAL OFFENDER MANAGEMENT BOARD******57.01.01, Rules of the Sexual Offender Management Board***

- 57-0101-1201** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 12-10
- 57-0101-1201** Temporary and Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 13-10 (eff. 11-1-13)T
- 57-0101-1202** Temporary and Proposed Rulemaking (Chapter Rewrite - Fee Rule), Bulletin Vol. 13-10 (eff. 11-1-13)T
- 57-0101-1201** Adoption of Pending Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)
- 57-0101-1202** Adoption of Pending Fee Rule and Amendment to Temporary Rule, Bulletin Vol. 14-1 (eff. \*PLR 2014)

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

- 58-0000-1301** The Little Salmon River Subbasin TMDL 2013 Addendum (HUC 17060210), Bulletin Vol. 13-4
- 58-0000-1302** Blackfoot River Subbasin TMDL 2013 Addendum (HUC 17040207), Bulletin Vol. 13-6
- 58-0000-1303** Lower North Fork Clearwater River Subbasin Five Year Review and TMDL Addendum (HUC 17060308), Bulletin Vol. 13-6
- 58-0000-1304** Federal Plan Delegation Request for the Control of Air Emissions from Hospital/Medical/Infectious Waste Incinerators, Bulletin Vol. 13-8
- 58-0000-1305** The Upper (North Fork) Coeur d'Alene River Temperature TMDL Addendum (HUC 17010301), Bulletin Vol. 13-9
- 58-0000-1306** The Mid Snake River/Succor Creek Tributaries Sediment TMDL 2013 Addendum (HUC 17050103), Bulletin Vol. 13-11
- 58-0000-1307** The Lower Payette River TMDL 2013 Addendum (HUC 17050122), Bulletin Vol. 13-11
- 58-0000-1308** The Big Wood River Tributaries Temperature TMDL 2013 Addendum (HUC 17040219), Bulletin Vol. 13-11
- 58-0000-1309** The Coeur d'Alene Lake and River SBA and TMDL - 2013 Fernan Lake Addendum (HUC ID 17010303), Bulletin Vol. 13-12
- 58-0000-1401** The Palisades Subbasin Total Maximum Daily Loads (TMDL) 2013 Addendum and Five Year Review (HUC 17040104), Bulletin Vol. 14-1
- 58-0000-1402** The Lake Walcott TMDL 2013 Addendum: Marsh Creek (HUC ID 17040209), Bulletin Vol. 14-1
- 58-0000-1403** Pahsimeroi River Subbasin Total Maximum Daily Loads (TMDL) 2013 Addendum and Five-Year Review (HUC ID 17060202), Bulletin Vol. 14-2

***58.01.01, Rules for the Control of Air Pollution in Idaho***

- 58-0101-1301** Proposed Rulemaking, Bulletin Vol. 13-8
- 58-0101-1301** Adoption of Pending Rule, Bulletin Vol. 13-11 (eff. \*PLR 2014)

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