

# IDAHO ADMINISTRATIVE BULLETIN

April 2, 2014 -- Volume 14-4

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The Idaho Administrative Bulletin is published monthly by the Office of Administrative Rules, Department of Administration, Statehouse Mail, Boise, Idaho 83720-0306, pursuant to Title 67, Chapter 52, Idaho Code.

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# IDAHO ADMINISTRATIVE BULLETIN

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# Preface

The Idaho Administrative Bulletin is an electronic-only, online monthly publication of the Office of the Administrative Rules Coordinator, 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**

<b>Vol. No.</b>	<b>Monthly Issue of Bulletin</b>	<b>Closing Date for Agency Filing</b>	<b>Publication Date</b>	<b>21-day Comment Period End Date</b>
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**

<b>Vol. No.</b>	<b>Monthly Issue of Bulletin</b>	<b>Closing Date for Agency Filing</b>	<b>Publication Date</b>	<b>21-day Comment Period End Date</b>
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
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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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<b>ALPHABETICAL INDEX OF STATE AGENCIES AND CORRESPONDING IDAPA NUMBERS</b>	
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**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 1:00 p.m. (Local)</b>	<b>Thursday, April 17, 2014 1:00 p.m. (Local)</b>	<b>Thursday, April 24, 2014 1:00 p.m. (Local)</b>
<b>Hilton Garden Inn Boise Spectrum 7699 W Spectrum Street Garden East Room Boise, ID</b>	<b>Hampton Inn 1500 Riverstone Drive Riverstone South Room Coeur d'Alene, ID</b>	<b>Red Lion Inn 1555 Pocatello Creek Road Executive Room 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) 334-5500; fax: (208) 334-6558  
e-mail: [dhwrules@dhw.idaho.gov](mailto:dhwrules@dhw.idaho.gov)

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

**16.03.17 - MEDICARE/MEDICAID COORDINATED PLAN BENEFITS**

**DOCKET NO. 16-0317-1401**

**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 56-202(b), 56-251(2)(c), and 56-255(4), Idaho Code, the Medicare Prescription Drug Improvement and Modernization Act of 2003, P.L. 108-173, Section 231, and Section 1937 of the Social Security Act.

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

**Monday, April 14, 2014  
10:00 a.m. MDT (9:00 a.m. PDT)**

**3232 Elder Street  
Conference Room D East and West  
Boise, ID 83705**

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

1. Attend the negotiated rulemaking meeting and participate in the negotiation process;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meeting;
3. Participate via conference call:  
Call: **1-888-706-6468**  
Enter the Participant Code: **8674539#**
4. Submit written recommendations and comments to the following address or FAX:

Stephanie Perry, Alternative Care Coordinator  
Idaho Department of Health and Welfare  
Division of Medicaid  
PO Box 83720  
Boise, ID 83720-0009  
FAX: (208) 332-7286

Hand Deliver to:  
3232 Elder Street  
Boise, ID 83705

**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 Medicare-Medicaid Coordinated Plan (MMCP), as described in IDAPA 16.03.17, is being expanded to include additional benefits. This rulemaking will update the list of services covered by a Medicaid Advantage Organization (MAO) and the Medicaid-only services benefits to include Aged and Disabled Waiver services and targeted service coordination for persons with developmental disabilities.

**CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS:** For assistance on technical questions concerning this negotiated rulemaking, contact Stephanie Perry at (208) 364-1878. All written comments on the negotiated rules must be directed to the contact person above and must be delivered on or before April 23, 2014.

DATED this 25th day of March, 2014.

Tamara Prisock  
DHW - Administrative Rules Unit  
450 W. State Street - 10th Floor

P.O. Box 83720, Boise, ID 83720-0036  
phone: (208) 334-5500; fax: (208) 334-6558  
e-mail: [dhwrules@dhw.idaho.gov](mailto:dhwrules@dhw.idaho.gov)

**IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**COW CREEK TOTAL MAXIMUM DAILY LOAD (TMDL) ADDENDUM (HUC ID 17060108)**  
**DOCKET NO. 58-0000-1404**  
**NOTICE OF FINAL DECISION**

**AUTHORITY:** In compliance with Section 39-3611, Idaho Code, notice is hereby given that this agency has issued a final decision on the Cow Creek TMDL Addendum.

**DESCRIPTIVE SUMMARY:** The Department of Environmental Quality (DEQ) hereby gives notice of the final decision on the Cow Creek TMDL Addendum. The final decision may be appealed to the Board of Environmental Quality by initiating a contested case in accordance with Sections 39-107(5), 67-5240 et seq., Idaho Code, and IDAPA 58.01.23, "Rules of Administrative Procedure Before the Board of Environmental Quality." The petition initiating a contested case must be filed with the undersigned hearing coordinator within thirty-five (35) days of the publication date of this notice in the Idaho Administrative Bulletin.

The area covered by the Cow Creek TMDL Addendum (Hydrologic Unit Code 17060108) addresses two assessment unit (AU)/pollutant combinations listed as impaired on Idaho's 2010 Section 303(d) list. DEQ completed one temperature TMDL for one AU/pollutant combination deemed water quality impaired and recommended delisting one AU/pollutant combination as unassessed. DEQ has submitted this TMDL document to the U.S. Environmental Protection Agency for approval under the Clean Water Act.

**AVAILABILITY OF THE TMDL:** Electronic copy of the TMDL can be obtained at [www.deq.idaho.gov/cow-creek-subbasin](http://www.deq.idaho.gov/cow-creek-subbasin) or by contacting Ms. Marti Bridges, TMDL Program Manager, 208-373-0382, [marti.bridges@deq.idaho.gov](mailto:marti.bridges@deq.idaho.gov).

Dated this 28th day of February, 2014.

Paula J. Wilson  
Hearing Coordinator  
Department of Environmental Quality  
1410 N. Hilton  
Boise, Idaho 83706-1255  
(208)373-0418/Fax No. (208)373-0481  
[paula.wilson@deq.idaho.gov](mailto:paula.wilson@deq.idaho.gov)

**IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY**

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

**DOCKET NO. 58-0101-1401**

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

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

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the meeting at one of the following locations. The meeting locations will be connected by telephone and web conferencing. For those who cannot participate by attending the meeting, information for submitting written comments is provided at the end of this notice.

**MEETING SCHEDULE:** The negotiated rulemaking meeting will be held as follows. Additional meetings may be scheduled if necessary. For information regarding individual participation by telephone and web conferencing or scheduling of additional meetings, contact the undersigned. Individual requests to participate by telephone and web conferencing must be made by May 9, 2014.

<b>Wednesday, May 14, 2014, 9:00 a.m. to 12:30 p.m. Mountain Time</b>	
<b>Department of Environmental Quality Conference Room A 1410 N. Hilton Boise, Idaho</b>	<b>Department of Environmental Quality 444 Hospital Way #300 Pocatello, Idaho</b>
<b>Department of Environmental Quality 2110 Ironwood Parkway Coeur d'Alene, Idaho</b>	<b>Department of Environmental Quality 650 Addison Ave. W. Ste. 110 Twin Falls, Idaho</b>

**PRELIMINARY DRAFT:** By April 9, 2014, a preliminary draft of the rule can be obtained at [www.deq.idaho.gov/58-0101-1401](http://www.deq.idaho.gov/58-0101-1401) or by contacting Paula Wilson at [Paula.Wilson@deq.idaho.gov](mailto:Paula.Wilson@deq.idaho.gov), (208)373-0418.

**DESCRIPTIVE SUMMARY:** The purpose of this rulemaking is to negotiate the application of fugitive dust rules to agricultural activities. The text of the rule will be drafted by DEQ in conjunction with a negotiating committee made up of persons having an interest in the development of this rule. Members of the regulated community who may be subject to Idaho's air quality rules as well as special interest groups, public officials, and members of the public who have an interest in the regulation of air emissions from sources in Idaho may be interested in participating in this rulemaking.

Upon conclusion of negotiations, DEQ intends to publish a proposed rule for public comment in the summer of 2014 and then present the final proposal to the Idaho Board of Environmental Quality for adoption of a pending rule in the fall of 2014. If adopted by the Board, the rule will be reviewed by the 2015 Idaho Legislature.

**ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS:** For assistance on questions concerning this rulemaking, contact Tiffany Floyd at [tiffany.floyd@deq.idaho.gov](mailto:tiffany.floyd@deq.idaho.gov) or (208) 373-0440.

For those who cannot participate by attending the scheduled meeting, written comments may be submitted by mail, fax, or email at the address below. Written comments on the preliminary draft rule must be received by May 23, 2014. For information regarding submission of written comments on subsequent drafts of the negotiated rule, to receive copies of submitted written comments, and to receive the most recent version of the draft negotiated rule, contact the undersigned.

Dated this 28th day of February, 2014.

Paula J. Wilson  
Hearing Coordinator  
Department of Environmental Quality  
1410 N. Hilton, Boise, Idaho 83706-1255  
(208)373-0418/Fax No. (208)373-0481  
[paula.wilson@deq.idaho.gov](mailto:paula.wilson@deq.idaho.gov)

# IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY

## 58.01.02 - WATER QUALITY STANDARDS

DOCKET NO. 58-0102-1401

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

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, and IDAPA 58.01.23, "Rules of Administrative Procedure Before the Board of Environmental Quality," Sections 810 through 815, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This rulemaking action is authorized by Sections 39-105, 39-107, and 39-3601 et seq., Idaho Code.

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the meetings at one of the following locations. The meeting locations will be connected by telephone and web conferencing. For those who cannot participate by attending the meetings, information for submitting written comments is provided at the end of this notice.

**MEETING SCHEDULE:** The negotiated rulemaking meetings will be held as follows. Additional meetings may be scheduled if necessary. For information regarding individual participation by telephone and web conferencing or scheduling of additional meetings, contact the undersigned. Individuals interested in participating by telephone and web conferencing should contact the undersigned by the dates provided in the table below.

<b>*ORIGINATING LOCATION -- LIVE MEETING*</b>	
<b>DEQ State Office Conference Rooms A and B 1410 N. Hilton, Boise, Idaho</b>	
<b>Thursday, May 1, 2014 9 a.m. to 12:30 p.m. Mountain Time Contact Paula Wilson by April 24, 2014 to make arrangements for participation by telephone and web conferencing</b>	<b>Thursday, June 12, 2014 9 a.m. to 12:30 p.m. Mountain Time Contact Paula Wilson by June 6, 2014 to make arrangements for participation by telephone and web conferencing</b>
<b>*TELEPHONE AND WEB CONFERENCE LOCATIONS*</b>	
<b>DEQ Pocatello Regional Office 444 Hospital Way #300 Pocatello, Idaho</b>	<b>DEQ Coeur d'Alene Regional Office 2110 Ironwood Parkway Coeur d'Alene, Idaho</b>

**PRELIMINARY DRAFT:** By April 9, 2014, a preliminary draft of the rule can be obtained at [www.deq.idaho.gov/58-0102-1401](http://www.deq.idaho.gov/58-0102-1401) or by contacting Paula Wilson at [paula.wilson@deq.idaho.gov](mailto:paula.wilson@deq.idaho.gov), (208)373-0418.

**DESCRIPTIVE SUMMARY:** A mixing zone is defined as "an area or volume of the receiving water surrounding or adjacent to a wastewater discharge where the receiving water, as a result of the discharge, may not meet all applicable water quality criteria or standards" (IDAPA 58.01.02.010.61). Mixing zones are granted to NPDES dischargers to calculate the "reasonable potential to exceed" (RPTE) water quality criteria, which serve as the basis for effluent limits in discharge permits. If a mixing zone is not granted by DEQ, the discharger receives end-of-pipe limits. End-of-pipe limits are much more stringent and typically require facilities to undertake technology upgrades, which can be very resource intensive. Mixing zones are used as a tool to help meet the goals of the Clean Water Act (CWA) while also giving the regulated community reprieve from meeting more stringent, and often very costly, effluent limits. Use of mixing zones is recognition that usually it is not necessary to meet ambient water quality everywhere in the receiving water in order to support beneficial uses.

DEQ's current Mixing Zone Policy (IDAPA 58.01.02.060) was adopted over 20 years ago (1991) and contains language that is outdated and/or is no longer relevant. Since the inception of DEQ's Mixing Zone Policy in 1991, numerous updates to Idaho's water quality standards have been made. DEQ recognizes that some parts of the current rule need to be revised in order to meet the intent of related policies. DEQ has also determined from working with dischargers that the current mixing zone rule is ambiguous and does not clearly articulate mixing zone requirements.

In recent years, there has been an increasing interest in, and investigation of, the agency's methods for establishing mixing zones. As technology and information availability have expanded and improved, the methods for establishing mixing zones have also changed. It is clear that changes to the rule are needed in order to be reflective of current procedures and tools used to appraise the biological, chemical, and physical properties of the receiving water, and the proposed discharge, in order to best establish mixing zones.

The text of the rule will be drafted by DEQ in conjunction with a negotiating committee made up of persons having an interest in the development of this rule. Idahoans that recreate in, drink from, or fish Idaho's surface waters and all who discharge pollutants to those same waters may be interested in participating in this rulemaking.

Upon conclusion of negotiations, DEQ intends to publish a proposed rule for public comment in the summer of 2014 and then present the final proposal to the Idaho Board of Environmental Quality for adoption of a pending rule in the fall of 2014. If adopted by the Board, the rule will be reviewed by the 2015 Idaho Legislature.

**ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS:** For assistance on questions concerning this rulemaking, contact Mary Anne Nelson at [mary.anne.nelson@deq.idaho.gov](mailto:mary.anne.nelson@deq.idaho.gov), (208)373-0173.

For those who cannot participate by attending the scheduled meetings, written comments may be submitted by mail, fax or email at the address below. Written comments on the preliminary draft rule must be received by May 15, 2014. For information regarding submission of written comments on subsequent drafts of the negotiated rule, to receive copies of submitted written comments, and to receive the most recent version of the draft negotiated rule, contact the undersigned.

Dated this 28th day of February, 2014.

Paula J. Wilson, Hearing Coordinator  
Department of Environmental Quality  
1410 N. Hilton, Boise, Idaho 83706-1255  
(208)373-0418/Fax No. (208)373-0481  
[paula.wilson@deq.idaho.gov](mailto:paula.wilson@deq.idaho.gov)

# Sections Affected Index

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*There are no sections affected in this edition of the Idaho Administrative Bulletin.*

# 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, [April 2, 2014, Volume 14-4](#), 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 -- April 2, 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  
**16-0219-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-4

**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)

***16.03.17, Medicare/Medicaid Coordinated Plan Benefits***

- 16-0317-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-4

***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)

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- 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)

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