

# IDAHO ADMINISTRATIVE BULLETIN

November 5, 2014 -- Volume 14-11

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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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<b>IDAPA 48</b>	<b>Grape Growers and Wine Producers Commission, Idaho</b>
<b>IDAPA 16</b>	<b>Health and Welfare, Department of</b>
<b>IDAPA 41</b>	<b>Health Districts, Public</b>
<b>IDAPA 45</b>	<b>Human Rights Commission</b>
<b>IDAPA 17</b>	<b>Industrial Commission</b>
<b>IDAPA 18</b>	<b>Insurance, Department of</b>
<b>IDAPA 05</b>	<b>Juvenile Corrections, Department of</b>
<b>IDAPA 09</b>	<b>Labor, Idaho Department of</b>
<b>IDAPA 20</b>	<b>Lands, Department of</b>
<b>IDAPA 30</b>	<b>Libraries, Commission for</b>
<b>IDAPA 52</b>	<b>Lottery Commission, Idaho State</b>
<b>IDAPA 22</b>	<b>Medicine, Board of</b>
<b>IDAPA 23</b>	<b>Nursing, Board of</b>

**ALPHABETICAL INDEX OF STATE AGENCIES  
AND CORRESPONDING IDAPA NUMBERS**

<b>IDAPA 24</b>	<b>Occupational Licenses, Board of (24.20)</b> Acupuncture, Board of (24.17) Architectural Examiners, Board of (24.01) Barber Examiners, Board of (24.02) Chiropractic Physicians, Board of (24.03) Contractors Board, Idaho (24.21) Cosmetology, Board of (24.04) Counselors and Marriage and Family Therapists, Licensing Board of Professional (24.15) Dentistry, Board of (24.16) Drinking Water and Wastewater Professionals, Board of (24.05) Driving Businesses Licensure Board, Idaho (24.25) Landscape Architects, Board of (24.07) Liquefied Petroleum Gas Safety Board, Idaho State (24.22) Midwifery, Idaho Board of (24.26) Morticians, State Board of (24.08) Nursing Home Administrators, Board of Examiners of (24.09) Occupational Therapy Licensure Board (24.06) Optometry, State Board of (24.10) Physical Therapy Licensure Board (24.13) Podiatry, State Board of (24.11) Psychologist Examiners, Idaho State Board of (24.12) Real Estate Appraiser Board (24.18) Residential Care Facility Administrators, Board of Examiners of (24.19) Social Work Examiners, State Board of (24.14) Speech and Hearing Services Licensure Board (24.23)
<b>IDAPA 25</b>	<b>Outfitters and Guides Licensing Board</b>
<b>IDAPA 50</b>	<b>Pardons and Parole, Commission for</b>
<b>IDAPA 26</b>	<b>Parks and Recreation, Department of</b>
<b>IDAPA 27</b>	<b>Pharmacy, Board of</b>
<b>IDAPA 11</b>	<b>Police, Idaho State</b>
<b>IDAPA 29</b>	<b>Potato Commission, Idaho</b>
<b>IDAPA 55</b>	<b>Professional-Technical Education, Division of</b>
<b>IDAPA 59</b>	<b>Public Employee Retirement System of Idaho (PERSI)</b>
<b>IDAPA 31</b>	<b>Public Utilities Commission</b>
<b>IDAPA 56</b>	<b>Rangeland Resources Commission, Idaho</b>
<b>IDAPA 33</b>	<b>Real Estate Commission, Idaho</b>
<b>IDAPA 34</b>	<b>Secretary of State, Office of the</b>
<b>IDAPA 57</b>	<b>Sexual Offender Management Board</b>
<b>IDAPA 49</b>	<b>Shorthand Reporters Board, Idaho Certified</b>
<b>IDAPA 60</b>	<b>Soil and Water Conservation Commission, Idaho State</b>

<b>ALPHABETICAL INDEX OF STATE AGENCIES AND CORRESPONDING IDAPA NUMBERS</b>	
<b>IDAPA 36</b>	<b>Tax Appeals, Board of</b>
<b>IDAPA 35</b>	<b>Tax Commission, State</b>
<b>IDAPA 39</b>	<b>Transportation Department, Idaho</b>
<b>IDAPA 54</b>	<b>Treasurer, Office of the State</b>
<b>IDAPA 21</b>	<b>Veterans Services, Division of</b>
<b>IDAPA 46</b>	<b>Veterinary Medical Examiners, Board of</b>
<b>IDAPA 47</b>	<b>Vocational Rehabilitation, Division of</b>
<b>IDAPA 37</b>	<b>Water Resources, Department of</b>
<b>IDAPA 42</b>	<b>Wheat Commission</b>

**THE OFFICE OF THE GOVERNOR**

**EXECUTIVE DEPARTMENT  
STATE OF IDAHO  
BOISE**

**EXECUTIVE ORDER NO. 2014-05**

**GOVERNOR'S ROADLESS RULE IMPLEMENTATION COMMISSION**

---

*WHEREAS, Idaho's 250 inventoried roadless areas comprise approximately 9.3 million acres in 12 national forests across Idaho; and*

*WHEREAS, Idaho has more inventoried roadless acres than any other state in the coterminous forty-eight; and*

*WHEREAS, Idaho's inventoried roadless areas provide pristine habitat for protected species and a significant benefit to Idaho's economy; and*

*WHEREAS, Idaho roadless areas provide excellent recreational opportunities for hunters, fishermen and outdoor enthusiasts, as well as a significant source for drinking and irrigation water throughout the Northwest; and*

*WHEREAS; Idaho counties, communities and interested parties provided input during the drafting of management recommendations for inventoried roadless areas in Idaho; and*

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

1. The creation of the Governor's Roadless Rule Implementation Commission (Commission).
2. The members of the Commission shall be appointed by and serve at the pleasure of the Governor.
  - i. The Commission shall be composed of 15 members, representing the various geographic areas of the State.
  - ii. Commission members shall be appointed from the following three categories:
    1. Five individuals who:
      - a. Participated as a member of the Roadless Area Conservation National Advisory Committee (RACNAC); or
      - b. Represent developed outdoor recreation, off highway vehicle users, or commercial recreation activities; or
      - c. Represent energy or mineral development interests; or
      - d. Represent the commercial timber industry; or
      - e. Hold federal a grazing permit or other federal land use permits.
    2. Five individuals representing:
      - a. A nationally, regionally or locally recognized environmental organization; or
      - b. Dispersed recreational activities; or
      - c. Archaeological and historical interest; or
      - d. Nationally or regionally recognized wildlife or sportsmen's interest groups.
    3. Five individuals who:
      - a. Hold State elected office or their designee; or
      - b. Hold county or local elected office; or

- c. Represent an American Indian Tribe within the State of Idaho; or
  - d. Represent the public at large.
- iii. The Chair and Vice Chair of the Commission shall be selected by a majority vote of the members. The chair and vice chair shall serve at the pleasure of the Governor. Vacancies in the chair or vice chair shall be filled by a majority vote of the commission at the next meeting.
3. The Commission shall, in partnership with the U.S. Forest Service, Department of Agriculture and Tribes of Idaho ensure the implementation of the Inventoried Roadless Area Rule for Idaho.
4. *The IHFA may appoint an advisory council with representatives of small businesses, banking institutions, economic development organizations, the Idaho Department of Commerce and the Idaho Department of Finance to provide advice and assistance for the SSBCI Program.*



*IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho in Boise on this 15th day of May in the year of our Lord two thousand and fourteen, and of the Independence of the United States of America the two hundred thirty-eight and of the Statehood of Idaho the one hundred twenty-fourth.*

A handwritten signature in blue ink, reading 'C.L. Butch Otter', is written over a horizontal line. The signature is stylized and cursive.

C.L. "BUTCH" OTTER  
GOVERNOR

A handwritten signature in black ink, reading 'Ben Ysursa', is written over a horizontal line. The signature is cursive and somewhat stylized.

BEN YSURSA  
SECRETARY OF STATE

**THE OFFICE OF THE GOVERNOR**

**EXECUTIVE DEPARTMENT  
STATE OF IDAHO  
BOISE**

**EXECUTIVE ORDER NO. 2014-06**

**ESTABLISHING THE IDAHO TAX COMMISSION STUDY TASK FORCE**

---

*WHEREAS, an open and transparent government is fundamental to the perpetual success of a republic; and*

*WHEREAS, regular review of the organization and process of agencies such as the Idaho Tax Commission is necessary to ensure maximum performance; and*

*WHEREAS, the Idaho Tax Commission's core functions include revenue collection and enforcement; collaboration with assessors, accountants, businesses and taxpayers; distribution of information, policy advocacy, and administrative rulemaking processes; and*

*WHEREAS, the Idaho Tax Commission must provide comprehensive and fair service to the public; and*

*WHEREAS, in the Governor's ongoing effort to improve service to taxpayers and business, better align resources, and make sensible structural enhancements, the Office of the Governor sees the potential for new or different organizational models for the Idaho Tax Commission;*

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

- 1. Creation of the Idaho Tax Commission Study Task Force (Task Force).*
- 2. The Task Force shall include eight members, led by Dennis Lake, former chairman of the Idaho House Revenue and Taxation Committee; and including Dolores Crow, also a former House Revenue and Taxation Committee chair; Idaho Tax Commission Chairman Richard Jackson, Tax Commissioner David Langhorst; Alex LaBeau, president of the Idaho Association of Commerce and Industry; Ben Davenport, president of the Associated Taxpayers of Idaho; Dan John, retired tax policy supervisor for the Tax Commission; and Thomas Wilford, former CEO of J.A. and Kathryn Albertson Foundation.*
- 3. The Task Force shall examine the Tax Commission's mission to ensure maximum performance, including determinations about whether operations would benefit from restructuring and how the Commission's rulemaking process can be improved.*
- 4. The Task Force shall produce recommendations to the Governor for fostering improvement of service, communication, management, and execution of the Commission structure*
- 5. The Task Force shall produce a public report of its final recommendations.*
- 6. Meetings of the Task Force shall be determined by the members, with final recommendations submitted by October 22, 2014.*



*IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho in Boise on this 15th day of May in the year of our Lord two thousand and fourteen, and of the Independence of the United States of America the two hundred thirty-eight and of the Statehood of Idaho the one hundred twenty-fourth.*

A handwritten signature in blue ink, reading "C.L. 'Butch' Otter".

C.L. "BUTCH" OTTER  
GOVERNOR

A handwritten signature in black ink, reading "Ben Ysursa".

BEN YSURSA  
SECRETARY OF STATE

**THE OFFICE OF THE GOVERNOR**

**EXECUTIVE DEPARTMENT  
STATE OF IDAHO  
BOISE**

**EXECUTIVE ORDER NO. 2014-07**

**ASSIGNMENTS OF ALL-HAZARD PREVENTION, PROTECTION, MITIGATION, RESPONSE AND RECOVERY FUNCTIONS TO STATE AGENCIES IN SUPPORT OF LOCAL AND STATE GOVERNMENT RELATING TO EMERGENCIES AND DISASTERS**

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*WHEREAS, widespread property damage, personal injury and loss of life from manmade and natural disasters is an ever present possibility in Idaho; and*

*WHEREAS, Chapter 10, Title 46, Idaho Code requires the protection of lives and property in any type of natural or manmade disaster emergency or threat that might conceivably confront the State; and*

*WHEREAS, local government is the principal provider of emergency services in Idaho; and*

*WHEREAS, the role of State government is to support and enhance local community emergency management and homeland security efforts including focusing state agency activities on supporting regional and community needs throughout Idaho; and*

*WHEREAS, the Legislature has directed the development of such state disaster prevention, protection, mitigation, response and recovery plans; and*

*WHEREAS, effective State protection, prevention, mitigation, response and recovery planning requires proactively identifying functions that would be performed during such emergencies and the assignment of responsibility for developing the capability to implement these plans;*

*NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the powers and authority vested in me by the Constitution and laws of this State, do hereby assign emergency prevention, protection, mitigation, response and recovery functions to the various agencies.*

*Each department and agency with essential functions, whether expressly identified in this Order or not, shall:*

**I. COORDINATING INSTRUCTION**

**A. Office of the Adjutant General,**

- 1. Coordinate emergency management activities of all State agencies on behalf of the Governor (Section 46- 1006, Idaho Code).*
- 2. Provide executive supervision and policy guidance to the Chief, Bureau of Homeland Security.*

**B. Bureau of Homeland Security**

- 1. Draw upon subject matter experts, state agencies and existing advisory committees, commissions and councils to form a Homeland Security Advisory Committee in order to exchange information, validate preparedness efforts, and enhance capabilities statewide in the five homeland security mission areas of prevention, protection, mitigation, response and recovery.*

2. *Coordinate State and federal emergency response, recovery and mitigation operations during emergencies and disasters. Provide technical support to local jurisdictions involved in local emergencies and disasters that do not require state resources.*
3. *Establish and maintain the Idaho Emergency Operations Center for directing the coordination of emergency and disaster operations and information management activities.*
4. *Develop and coordinate the preparation and implementation of plans and programs for prevention, protection and mitigation to reduce the harmful consequences of disasters.*
5. *Ensure state and local prevention, protection, mitigation, response and recovery plans are consistent with national plans and programs. Ensure state agency plans are consistent with the State's emergency management goals and procedures.*
6. *Coordinate collaborative emergency management and homeland security efforts with other State governments and federal agencies and private-sector entities.*
7. *Coordinate all requests from State and local governments for disaster emergency assistance.*
8. *Coordinate the use of State emergency communications and warning systems. Develop and integrate the state Amateur Radio Emergency Services (ARES), Radio Amateur Civil Emergency Services (RACES), and other volunteer communications programs and organizations into a state system or network in accordance with Section 46-1013, Idaho Code and CFR Title 47, Part 97, FCC Rules of the use of Amateur Radio. Develop, maintain and exercise a communications plan within the Idaho Emergency Operations Plan (IEOP). Continue to enhance the communications capabilities and capacity of the Idaho Emergency Operations Center with current and new technologies.*
9. *In coordination with the Governor's Press Secretary and/or Communications Director, coordinate and administer the Public Information Emergency Response (PIER) Team program in support of State and local emergency and disaster public information prevention, protection, mitigation, response and recovery objectives.*
10. *Function as the State Administering Agency for federal emergency management and homeland security grant programs.*

## **II. GENERAL ASSIGNMENTS**

*Each state agency will:*

- A. *Prepare for and respond to emergencies or disasters within the State of Idaho in a manner consistent with the National Incident Management System (NIMS). Agency employees expected to respond to emergencies or disasters within Idaho will have NIMS training commensurate with their expected roles in response to such emergencies or disasters.*
- B. *Designate a NIMS compliant agency emergency coordinator to train, exercise and participate in the State Emergency Management Program to facilitate emergency support and logistics in response to emergencies and disasters. Larger departments will, by necessity, need to appoint subdivision emergency coordinators to report to the agency emergency coordinator. Provide the names and contact information of agency emergency coordinators to the Bureau of Homeland Security.*

- C. *Develop and maintain an agency emergency operations plan (EOP) to carry out the agency's response and recovery support functions consistent with the National Response Framework and the National Recovery Framework. Agency plans will assign emergency management duties to all subdivisions and personnel and will support the Idaho Emergency Operation Center (IDEOC), and agency specific Emergency Support Functions (ESF), as required by the Idaho Emergency Operation Plan and the National Preparedness System. Such support includes:*
- 1.Supporting the state EOP assigned ESF role as a coordinating agency, a primary agency or a supporting agency.*
  - 2.Supporting the Idaho Emergency Operations Center (IDEOC) processes and standard operating procedures. Providing situation reports, incident action plans, resource status, financial status, geospatial data, and organization/staffing/contact information to the IDEOC and its situational awareness platforms;*
  - 3.Providing ESF personnel and resources commensurate with IDEOC assigned roles and responsibilities; and*
  - 4.Providing resources and capabilities when mission assigned by the IDEOC. This may include personnel, direct agency assistance or subject matter expertise in response to a request for assistance.*
- D. *Develop and maintain a Continuity of Operations Plan (COOP) to (a) address how the agency will continue to perform essential functions in the event of compromised facilities or leadership, and (b) return the agency to normal operations. A copy of the current COOP plan will be kept on file at the Bureau of Homeland Security.*
- E. *Agencies will notify the Bureau of Homeland Security of any significant event, incident, emergency or disaster that requires activation of their COOP plan or otherwise impacts the ability of government to provide public services within the State of Idaho. The Adjutant General or Chief of the Bureau of Homeland Security will notify the Governor's Office.*
- F. *Grant and/or use waivers in accordance with the applicable provisions of Idaho Code for necessary disaster emergency response and recovery operations.*
- G. *Train personnel to meet State emergency prevention, protection, mitigation, response and recovery objectives as coordinated by the Bureau of Homeland Security.*
- H. *Coordinate emergency management and homeland security training with the Idaho Bureau of Homeland Security.*
- I. *Coordinate any agreement or memorandum of understanding that incorporates emergency or disaster prevention, protection, mitigation, response and recovery functions with the Bureau of Homeland Security. Such agreements or understandings will be integrated as part of the Idaho Emergency Operations Plan.*
- J. *Participate in the state Public Information Emergency Response (PIER) program. Public Information Officers of each State agency are collaterally assigned to the State's PIER Team Program during emergencies and disasters. PIER Team members provide a level of public information expertise not otherwise available to state and local jurisdictions. Public Information Officers will train and exercise in coordination with the Bureau of Homeland*

*Security. When emergencies and disasters occur, PIER Teams will be deployed, when necessary, to the IDEOC, Joint Information Centers, field support offices and/or local jurisdictions.*

- K. Participate in the Idaho Homeland Security Advisory Committee, as requested, to exchange information, validate preparedness efforts and enhance capabilities statewide in the five homeland security mission areas of prevention, protection, mitigation, respond and recover.*
- L. Participate in long-term recovery planning, as requested, for the economic and community recovery of impacted areas.*

### **III. SPECIFIC ASSIGNMENTS**

#### **A. OFFICE OF THE ATTORNEY GENERAL**

- 1. Provide consumer protection advice and assistance in response and recovery phases of a disaster.*

#### **B. DEPARTMENT OF ADMINISTRATION**

- 1. Promote and develop mitigation strategies to prevent or reduce damage as a result of disasters for State- owned or leased buildings and structures in coordination with the Bureau of Homeland Security, the Idaho Department of Transportation, and the Division of Building Safety.*
- 2. Provide personnel for damage assessment and damage survey teams in cooperation with the Idaho Transportation Department and Division of Building Safety.*
- 3. Assist in meeting agency needs relative to losses of state properties and or liability coverage, assignment of adjusters and submission of claims. Submit copies of claims against the State of Idaho as a result of a disaster to the Bureau of Homeland Security.*

#### **C. DEPARTMENT OF AGRICULTURE**

- 1. Provide primary support for prevention, protection, mitigation, response and recovery activities pertaining to agricultural issues.*
- 2. Coordinate with local officials for the evacuation of domestic livestock and other animals, and the establishment of an evacuation reception area for appropriate animal care.*
- 3. Coordinate feeding requirements and care arrangements for livestock and other animals evacuated, lost or abandoned as a result of disaster; coordinate dead animal removal when necessary.*
- 4. Assist with incident response and recovery activities when chemicals -- including pesticides, chemical agents and biological agents -- are suspected or involved.*
- 5. Provide technical assistance concerning livestock health, disease control and preventive medicine.*
- 6. Facilitate the distribution of medical supplies, and inspect feed for livestock and other animals in the event of an actual or potential animal disease outbreak.*

7. *Provide toxicological and other technical data on pesticides, fertilizers, plant and soil amendments and other chemicals to response personnel and the public.*
  8. *Assist with the disposal of unusable pesticides, fertilizers and plant or soil amendments and help coordinate the transportation of these materials.*
  9. *Provide personnel for damage assessments of agriculture facilities.*
  10. *Provide trained personnel for agricultural and conservation damage survey teams.*
  11. *Serve as the primary point of contact for the federal United States Department of Agriculture (USDA) and Farm Services Agency (FSA) for USDA/FSA specific disaster/emergency assistance.*
- D. STATE CONTROLLER**
1. *Initiate the warrant payment process in order to fulfill fiscal obligations resulting from goods and services supplied by State agencies during emergency response and recovery operations.*
- E. DEPARTMENT OF COMMERCE**
1. *Provide primary support for activities related to economic injury/losses as a result of disasters.*
  2. *Provide an economic impact analysis of the effects of disasters or emergencies when requested by the Bureau of Homeland Security or other state agencies.*
  3. *Serve as the primary point of contact with the federal Small Business Administration (SBA) for SBA specific disaster and emergency assistance.*
- F. DEPARTMENT OF LABOR**
1. *Report the number of unemployed individuals as a result of a disaster emergency to the Bureau of Homeland Security.*
  2. *Provide unemployment insurance claims and re-employment assistance service for disaster victims, within the scope of eligible programs.*
  3. *Provide personnel to support Disaster Recovery Centers with information on disaster unemployment services.*
- G. DEPARTMENT OF CORRECTION**
1. *Provide personnel (inmates/permanent staff) for emergency response and recovery assistance.*
- H. STATE BOARD OF EDUCATION**
1. *State Department of Education*
    - a. *Assist local school districts and other qualifying agencies to develop a policy for the use of buses in an emergency.*



3. *Assess environmental impact of proposed emergency operations and suggest alternative methods or actions to minimize environmental damage.*
4. *Provide personnel for damage assessment and damage survey teams.*
5. *Provide emergency communications capability support.*

**J. DEPARTMENT OF HEALTH AND WELFARE**

1. *Coordinate emergency medical and health services throughout the State. Such responsibilities include development of general plans for public health and sanitation, emergency medical assistance, identification and mortuary services, mass care and feeding management, crisis counseling, emergency social services, evacuation of sick and injured, use of hospitals and other medical facilities, and coordination with the regional health districts.*
2. *Support implementation of the State's Individual Assistance, Crisis Counseling and Community Relations programs during a disaster declared by the President in coordination with the Bureau of Homeland Security, including the provision of available disaster welfare services.*
3. *Provide damage assessment and survey team personnel for Health and Welfare-related functional activities.*
4. *Provide staff personnel to work in Disaster Recovery Centers and Disaster Field Offices during federally declared disasters.*
5. *Assist in supporting citizen inquiries, increasing public awareness and disseminating disaster and emergency information via the 2-1-1 CareLine.*
6. *Assist in coordination, warning and notification processes through the State Communications Center in response to and during the recovery from disasters.*

**K. DEPARTMENT OF ENVIRONMENTAL QUALITY**

1. *Assess supplies of potable water and coordinate potable water resources with other State agencies and health districts.*
2. *Assess environmental impact of proposed emergency operations and suggest alternative methods or actions to minimize environmental damage.*
3. *Idaho National Laboratory-Oversight Program (INL-OP)*
  - a. *Provide overall technical support for mitigation, preparedness, response, and recovery activities pertaining to radiological/nuclear health and safety issues.*
  - b. *Provide radiation protection guidance, and information in support of State and local emergency responders.*
  - c. *Conduct radiological monitoring and coordinate radiological sample analysis with Idaho State University.*

- d. *Maintain the INL Fixed Nuclear Facility Emergency Response Plan as an Annex to the Idaho Emergency Operations Plan.*

**L. DEPARTMENT OF INSURANCE**

1. *Provide insurance counseling services for disaster victims.*
2. *Prepare required insurance certifications for federal disaster assistance.*
3. *Provide personnel to Disaster Recovery Centers to assist disaster survivors in obtaining insurance related information.*

**M. DIVISION OF BUILDING SAFETY**

1. *Provide personnel for damage assessment and damage survey teams.*
2. *Promote and develop mitigation activities in conjunction with the Department of Administration, the Department of Education, and the Bureau of Homeland Security.*

**N. DEPARTMENT OF LANDS**

1. *Cooperate with federal, State and local governments in developing plans for and directing activities relating to the prevention and control of wildland and urban/wildland interface fires.*
2. *Provide emergency communications assistance.*
3. *Provide personnel for damage assessment and damage survey teams.*

**O. IDAHO STATE POLICE**

1. *Operate a statewide emergency communication system, which may be designated as a primary system during emergencies and disasters.*
2. *In coordination with the Bureau of Homeland Security and Idaho Criminal Intelligence Center, alert State agencies and local governments of potential or impending threats.*

**P. DEPARTMENT OF PARKS AND RECREATION**

1. *Provide lands and facilities for mass care and feeding centers during emergencies and disasters.*
2. *Provide personnel for damage assessment and damage survey teams.*

**Q. STATE TAX COMMISSION**

1. *Provide tax-counseling and support services for disaster victims as coordinated by the Bureau of Homeland Security.*

**R. IDAHO TRANSPORTATION DEPARTMENT**

1. *Provide engineering support to the Bureau of Homeland Security for emergency planning and mitigation for disasters.*

2. *Coordinate the use of State aviation assets and aviation activities and assist the Bureau of Homeland Security with the coordination of requests for restricted air space over emergency and disaster areas.*
3. *Provide aviation resources for evacuation, search-and-rescue operations and aerial radiological monitoring as coordinated by the Bureau of Homeland Security.*
4. *Serve as primary point of contact with the Federal Highway Administration and the Emergency Relief for Federally Owned Roads (ERFO) program for FHA and ERFO assistance during disasters and emergencies.*
5. *Provide specialized heavy construction and transport equipment with operators as coordinated by the Bureau of Homeland Security.*

**S. DEPARTMENT OF WATER RESOURCES**

1. *Develop mitigation, preparedness and response programs for flood, drought and energy shortages in concert with the Bureau of Homeland Security.*
2. *Advise the Bureau of Homeland Security of impending emergency conditions such as imminent failure or other conditions involving dam safety.*
3. *Coordinate operation of water structures to minimize flood damage. Ensure emergency maintenance and repairs are performed to protect life and property during impending or actual occurrence of a disaster.*
4. *Establish procedures to grant stream channel protection waivers to entities involved in emergency flood situations and when channel work is necessary on an emergency basis to protect life and property.*
5. *Assist agencies and individuals in obtaining emergency authorization from the U.S. Army Corps of Engineers, under Public Law 92-500, to conduct flood control activities in waterways and participate in the U.S. Army Corps of Engineers Silver Jackets program*
6. *Provide personnel for damage assessment and damage survey teams.*
7. *Assist the Department of Environmental Quality in assuring adequate supplies of potable water are available.*
8. *Provide emergency communications as coordinated by the Bureau of Homeland Security.*

**T. PUBLIC UTILITIES COMMISSION**

1. *Assist with energy shortage and disruption reporting and restoration.*

**U. DIVISION OF FINANCIAL MANAGEMENT**

1. *Coordinate and develop a fiscal impact analysis on the effects of a disaster emergency upon request by the Bureau of Homeland Security.*

2. *Expedite funding of the Disaster Emergency Account as part of the Governor's Proclamation of Disaster Emergency.*

**V. IDAHO GEOLOGICAL SURVEY**

1. *Formulate and direct the State's geologic hazard reduction effort by providing hazard identification, analysis and mapping of the geologic threats.*
2. *Provide representatives for damage assessment, damage survey and hazard mitigation teams for events that involve geologic hazards.*

**W. MILITARY DIVISION**

**1. Idaho Military Division**

- a. *Prepare communication and warning studies to improve emergency communications and assist in the development and implementation of disaster emergency plans for use of all non-military communications and warning systems within the state.*
- b. *Assist other State and local agencies in procuring communications and warning equipment required to fulfill emergency responsibilities. Maintain an inventory and coordinate the availability of mobile and portable radios between State agencies.*

**1. National Guard**

- a. *Provide military support to civil authorities during a disaster emergency in accordance with federal and State laws and regulations.*
- b. *Provide specific guidance as required for emergency preparedness planning and programming for State military forces.*
- c. *During emergencies, maintain communications between the Idaho Emergency Operations Center and National Guard Joint Operations Center.*
- d. *Develop radio communications capability between the State military forces and civilian agencies.*
- e. *Provide logistical assistance to State damage assessment and damage survey teams, as well as Joint Field Office operations.*

**2. Bureau of Homeland Security**

- a. *Assist local governments with the development of all-hazard mitigation, preparedness, response, and recovery plans, training and exercises.*
- b. *Administer federal programs for disaster emergency planning and assistance pertinent to State and local governments.*
- c. *Provide ongoing validity assessment of the Idaho Emergency Operations Plan and National Response Plan. Provide training for State agency personnel in the prevention, protection, mitigation, response and recovery mission areas.*

- d. *Support administration of the State's Emergency Alert System (EAS) in accordance with Section 46- 1013, Idaho Code. Facilitate a viable and effective statewide alert system for impending natural or manmade disasters.*
- e. *Maintain the State Emergency Communications Using Radio Effectively (SECURE) network for emergencies and disasters communications.*
- f. *Regularly review and revise the Idaho Hazardous Materials Incident Command and Response Support Plan used by State agencies to ensure compliance with the Idaho Hazardous Substance Response Act in the provision of State assistance for hazardous materials/WMD emergencies in Idaho.*
- g. *Coordinate State and federal emergency response efforts for hazardous materials incidents.*
- h. *Provide technical assistance to emergency response agencies in recovering hazardous materials emergency response costs under State and federal statute.*
- i. *Administer and coordinate the State-sponsored hazardous materials regional response teams.*



*IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho in Boise on this 22nd day of July in the year of our Lord two thousand and fourteen, and of the Independence of the United States of America the two hundred thirty-eight and of the Statehood of Idaho the one hundred twenty-fourth.*

C.L. "BUTCH" OTTER  
GOVERNOR

BEN YSURSA  
SECRETARY OF STATE

**THE OFFICE OF THE GOVERNOR**

**EXECUTIVE DEPARTMENT  
STATE OF IDAHO  
BOISE**

**EXECUTIVE ORDER NO. 2014-08**

**ESTABLISHING THE IDAHO COUNCIL ON SUICIDE PREVENTION  
REPEALING AND REPLACING EXECUTIVE ORDER NO. 2010-12**

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*Whereas, Idaho's suicide rate is consistently higher than that of the United States as a whole; and*

*WHEREAS, in 2013, suicide was the second leading cause of death for Idahoans aged 10-34 and for males aged 10-34 and for females aged 15-24; and*

*WHEREAS, in 2013, 308 people completed suicide in Idaho, a 3-percent increase over 2012, and an 8.5-percent increase over 2011; and*

*WHEREAS, suicide is particularly devastating, especially in the rural areas of Idaho;*

*NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the powers and authority vested in me by the Constitution and laws of this state, do hereby establish the Idaho Council on Suicide Prevention.*

- I. The Council's responsibilities shall be:
  - A. To oversee the implementation of the Idaho Suicide Prevention Plan;*
  - B. To ensure the continued relevance of the Plan by evaluating implementation and developing changes and new priorities to update the Plan;*
  - C. To be a proponent for suicide prevention in Idaho; and*
  - D. To prepare an annual report on Plan Implementation for the Governor and Legislature.**
- II. The Governor shall appoint all members of the Council with state regional representation in mind. The Council shall include representatives from:
  - A. The Office of the Governor;*
  - B. The Idaho State Legislature;*
  - C. The Department of Health and Welfare;*
  - D. The Department of Education or School Districts;*
  - E. Juvenile justice;*
  - F. Adult corrections;*
  - G. SPAN Idaho;*
  - H. The mental health profession;*
  - I. The National Alliance for the Mentally Ill or another mental health advocacy group;*
  - J. Suicide bereavement and attempt survivors;*
  - K. An Idaho tribe;*
  - L. Idaho youth;*
  - M. The Commission on Aging or Aging Services;*
  - N. The military, a veteran or the Division of Veterans Services;*
  - O. Organizations engaged in suicide prevention and awareness activities; and*
  - P. Various regions of Idaho.**

III. Council member shall:

- A. Serve for a term of three (3) years;
- B. The Governor shall appoint the Chair of the Council;
- C. The Council shall meet in person annually; and
- D. Council shall not exceed twenty (20) members.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho in Boise on this 2nd day of September in the year of our Lord two thousand and fourteen, and of the Independence of the United States of America the two hundred thirty-eight and of the Statehood of Idaho the one hundred twenty-fourth.

A handwritten signature in blue ink, reading "C.L. 'Butch' Otter".

A handwritten signature in black ink, reading "Ben Ysursa".

C.L. "BUTCH" OTTER  
GOVERNOR

BEN YSURSA  
SECRETARY OF STATE

## IDAPA 02 - IDAHO STATE DEPARTMENT OF AGRICULTURE

### 02.01.05 - RULES GOVERNING CERTIFICATES OF FREE SALE

DOCKET NO. 02-0105-1401

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved, rejected, amended or modified by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved, amended or modified by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 22-112, Idaho Code.

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

No changes have been made to the pending rule from the proposed rule. The amendment published in the proposed rule removes the requirement that payment for Certificates of Free Sale be made within thirty (30) days.

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the August 6, 2014 Idaho Administrative Bulletin, [Vol. 14-8, page 16 and 17](#).

**IDAHO CODE SECTION 22-101A STATEMENT:** This rule does regulate an activity not regulated by the federal government. The federal government does not regulate Certificates of Free Sale.

**FISCAL IMPACT:** The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year: None.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Laura Johnson, Bureau Chief at (208) 332-8533.

DATED this 6th day of October, 2014.

Brian J. Oakey, Deputy Director  
Idaho State Department of Agriculture  
2270 Old Penitentiary Rd.  
Boise, ID 83712  
P.O. Box 790, Boise, ID 83701-0790  
Phone: (208) 332-8500  
Fax: (208) 334-7120

## IDAHA 02 - IDAHO STATE DEPARTMENT OF AGRICULTURE

### 02.02.14 - RULES FOR WEIGHTS AND MEASURES

DOCKET NO. 02-0214-1403

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING FEE RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. Pursuant to Section 67-5224 and 67-5291, Idaho Code, this pending rule will not become final and effective until it has been approved by concurrent resolution of the legislature because of the fee being imposed or increased through this rulemaking. The pending fee rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution unless the rule is rejected.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending fee rule. The action is authorized pursuant to Section 71-111, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3rd, 2014 Idaho Administrative Bulletin, [Vol. 14-9, pages 19 and 20](#).

**IDAHO CODE SECTION 22-101A STATEMENT:** This rule does regulate an activity not regulated by the federal government. The federal government does not regulate the licensing of commercial weighing devices.

**FEE SUMMARY:** The following is a specific description of the fee or charge imposed or increased:

IDAHA 02.02.14.014 requires that a device license be prorated based on when a device is placed into service. The proposed change is to remove this language. This change will require new businesses or existing customers who add a device during the license period to pay the full license fee when a device is placed into service in lieu of prorating the license fee.

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

There will be no fiscal impact to the General Fund. ISDA anticipates a positive impact of approximately five hundred dollars (\$500.00) in annual revenue to the Weights and Measures dedicated fund.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending fee rule, contact Stacie Ybarra, Program Specialist at (208) 332-8692.

DATED this 6th day of October, 2014.

Brian J. Oakey, Deputy Director  
Idaho State Department of Agriculture  
2270 Old Penitentiary Road  
Boise, ID 83712  
P.O. Box 790, Boise, ID 83701-0790  
Phone: (208) 332-8500  
Fax: (208) 334-7120

## IDAPA 02 - IDAHO STATE DEPARTMENT OF AGRICULTURE

### 02.03.03 - IDAHO DEPARTMENT OF AGRICULTURE RULES GOVERNING PESTICIDE AND CHEMIGATION USE AND APPLICATION

DOCKET NO. 02-0303-1401

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved, rejected, amended or modified by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved, amended or modified by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 22-3421, Idaho Code.

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

There are no changes being made to the pending rule. IDAPA 02.03.03, "Rules Governing Pesticide and Chemigation Use and Application," Subsection 500.02 was amended in the proposed rule to eliminate the specific names of low volatile liquid ester formulations and the date restriction of May 1st to October 1st. The "Rules Governing Pesticide and Chemigation Use and Application" have an older restriction that prohibits the use of liquid ester herbicides around any home or garden after May 1st. The industry has informed us that this date is not needed because many parts of the state do not reach the eighty (80) degree threshold until June or July, if at all, and has requested the removal of the date. The temperature restriction is a much better cut-off mechanism to reduce the likelihood of possible damage throughout the different parts of the state. Also, the newer low volatile ester herbicides being used around homes and gardens in Idaho are safer, more stable, are more effective than older ester herbicides, and have adequate restrictions on the label to protect against volatilization. Since there are other formulations of liquid ester herbicides not listed in the current rule, the industry also recommended that we remove the specific names of the herbicides. This proposed rule change was recommended by the Pesticide Licensing Advisory Committee.

The pending rule is being adopted as proposed. The complete text of the proposed rule was published in the August 6th, 2014 Idaho Administrative Bulletin, [Vol. 14-8, pages 18-19](#).

**IDAHO CODE SECTION 22-101A STATEMENT:** This rule does not regulate an activity not already regulated by the federal government, nor is it broader in scope or more stringent than the federal regulations.

**FISCAL IMPACT:** The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year: None.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Ben Miller, Bureau Chief at (208) 332-8593.

DATED this 6th day of October, 2014.

Brian J. Oakey, Deputy Director  
Idaho State Department of Agriculture  
2270 Old Penitentiary Rd.  
Boise, ID 83712  
P.O. Box 790, Boise, ID 83701-0790  
Phone: (208) 332-8500  
Fax: (208) 334-7120

**IDAPA 02 - IDAHO STATE DEPARTMENT OF AGRICULTURE**  
**02.04.05 - RULES OF THE DEPARTMENT OF AGRICULTURE GOVERNING**  
**MANUFACTURE GRADE MILK**

**DOCKET NO. 02-0405-1401**

**NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved, rejected, amended or modified by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is acted on by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 37-303, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3rd, 2014, Idaho Administrative Bulletin, [Vol. 14-9, pages 21 through 47](#).

**IDAHO CODE SECTION 22-101A STATEMENT:** This rule does not regulate an activity not already regulated by the federal government, nor is it broader in scope or more stringent than federal regulations.

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

ISDA does not anticipate any fiscal impact to the general fund as a result of this rulemaking.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact John Bilderback at (208) 332-8541.

DATED this 6th day of October, 2014.

Brian J. Oakey, Deputy Director  
Idaho State Department of Agriculture  
2270 Old Penitentiary Rd.  
Boise, ID 83712  
P.O. Box 790, Boise, ID 83701-0790  
Phone: (208) 332-8500  
Fax: (208) 334-7120

## IDAPA 02 - IDAHO STATE DEPARTMENT OF AGRICULTURE

### 02.04.19 - RULES GOVERNING DOMESTIC CERVIDAE

DOCKET NO. 02-0419-1401

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING FEE RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. Pursuant to Section 67-5224(5)(c), Idaho Code, this pending rule will not become final and effective until it has been approved by concurrent resolution of the legislature because of the fee being imposed or increased through this rulemaking. The pending fee rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution unless the rule is rejected.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending fee rule. The action is authorized pursuant to Section 25-3704, Idaho Code.

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

There are no changes to the pending fee rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3rd, 2014, Idaho Administrative Bulletin, [Vol. 14-9, pages 48 through 55](#).

The amendments made in the proposed rule make the Domestic Cervidae Program fiscally solvent by allowing for an increased fee schedule and a reduction in facility inspection frequency which will increase program revenue and decrease program management expenses. Furthermore, the burden of the increased fee schedule to the domestic cervidae producers will be offset by a reduction in required CWD surveillance and will result in an overall net reduction in operational expenses to the majority of producers.

**IDAHO CODE SECTION 22-101A STATEMENT:** This rule does not regulate an activity not already regulated by the federal government, nor is it broader in scope or more stringent than federal regulations.

**FEE SUMMARY:** The following is a specific description of the fee or charge imposed or increased. This fee or charge is being imposed pursuant to Section 25-3708, Idaho Code:

The annual assessment fee for domestic elk will be increased from five dollars (\$5) per head per year, to ten dollars (\$10) per head per year. These funds are used to cover the cost of administering the program, as described in IDAPA 02.04.19.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the pending fee rule, contact Dr. Scott Leibsle, Deputy Administrator at (208) 332-8614.

DATED this 6th day of October, 2014.

Brian J. Oakey, Deputy Director  
Idaho State Department of Agriculture  
2270 Old Penitentiary Rd. Boise, ID 83712  
P.O. Box 790, Boise, ID 83701-0790  
Phone: (208) 332-8500  
Fax: (208) 334-7120

## IDAPA 02 - IDAHO STATE DEPARTMENT OF AGRICULTURE

### 02.04.21 - RULES GOVERNING THE IMPORTATION OF ANIMALS

DOCKET NO. 02-0421-1401

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session unless the rule is approved or rejected in part by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 25-203, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3rd, 2014 Idaho Administrative Bulletin, [Vol.14-9 pages 56 through 58](#).

The amendments made in the proposed rule remove the restriction that prohibits importing domestic cervidae from regions endemic with meningeal worm, *P. tenuis*, while simultaneously implementing import requirements that will mitigate the risk of disease exposure. Specifically, the amendment will require a deworming treatment specific to *P. tenuis* to be administered to all cervidae prior to import as well as a statement on the certificate of veterinary inspection (CVI), signed by an accredited veterinarian, verifying none of the cervids in the shipment have been diagnosed or exposed to the meningeal worm, *P. tenuis*.

**IDAHO CODE SECTION 22-101A STATEMENT:** This rule does not regulate an activity not already regulated by the federal government, nor is it broader in scope or more stringent than federal regulations.

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

There is no fiscal impact to the general fund as a result of this rulemaking.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Dr. Scott Leibsle, Deputy Administrator at (208) 332-8614.

DATED this 6th day of October, 2014.

Brian J. Oakey, Deputy Director  
Idaho State Department of Agriculture  
2270 Old Penitentiary Rd.  
Boise, ID 83712  
P.O. Box 790, Boise, ID 83701-0790  
Phone: (208) 332-8500  
Fax: (208) 334-7120

## IDAPA 02 - IDAHO STATE DEPARTMENT OF AGRICULTURE

### 02.04.21 - RULES GOVERNING THE IMPORTATION OF ANIMALS

DOCKET NO. 02-0421-1402

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session unless the rule is approved or rejected in part by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 25-203, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3rd, 2014 Idaho Administrative Bulletin, [Vol. 14-9 pages 59 through 61](#).

The amendments made in the proposed rule remove the requirement that prohibits importing livestock originating from within a ten (10) mile radius of a confirmed case of vesicular stomatitis (VS). It is not necessary to restrict the movement of animals within a ten (10) mile radius as the current standard accepted within the industry is to only restrict importation of animals from the affected premises. The amendment also allows cattle of dairy breeds to be granted a tuberculosis testing exemption when imported if consigned directly to feedlots approved for finish feeding.

**IDAHO CODE SECTION 22-101A STATEMENT:** This rule does not regulate an activity not already regulated by the federal government, nor is it broader in scope or more stringent than federal regulations.

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

There is no fiscal impact to the general fund as a result of this rulemaking.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Dr. Scott Leibsle, Deputy Administrator at (208) 332-8614.

DATED this 6th day of October, 2014.

Brian J. Oakey, Deputy Director  
Idaho State Department of Agriculture  
2270 Old Penitentiary Rd.  
Boise, ID 83712  
P.O. Box 790, Boise, ID 83701-0790  
Phone: (208) 332-8500  
Fax: (208) 334-7120

## IDAPA 02 - IDAHO STATE DEPARTMENT OF AGRICULTURE

### 02.04.24 - RULES GOVERNING TUBERCULOSIS

DOCKET NO. 02-0424-1401

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session unless the rule is approved or rejected in part by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 25-203, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3rd, 2014 Idaho Administrative Bulletin, [Vol. 14-9 pages 62 through 65](#).

The amendment made in the proposed rule adoption expands the existing approved feedlot program to include criteria for cattle of unknown tuberculosis testing status to be fed to slaughter in feedlots approved for finish feeding.

**IDAHO CODE SECTION 22-101A STATEMENT:** This rule does not regulate an activity not already regulated by the federal government, nor is it broader in scope or more stringent than federal regulations.

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

There is no fiscal impact to the general fund as a result of this rulemaking.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Dr. Scott Leibsle, Deputy Administrator at (208) 332-8614.

DATED this 6th day of October, 2014.

Brian J. Oakey, Deputy Director  
Idaho State Department of Agriculture  
2270 Old Penitentiary Rd.  
Boise, ID 83712  
P.O. Box 790, Boise, ID 83701-0790  
Phone: (208) 332-8500  
Fax: (208) 334-7120

**IDAPA 02 - IDAHO STATE DEPARTMENT OF AGRICULTURE**  
**02.04.28 - RULES GOVERNING LIVESTOCK DEALERS, BUYING STATIONS,**  
**AND LIVESTOCK TRADER LOTS**

**DOCKET NO. 02-0428-1401**

**NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session unless the rule is approved or rejected in part by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 25-203, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3rd, 2014 Idaho Administrative Bulletin, [Vol. 14-9, pages 66-67](#).

The amendment made in the proposed rule requires all livestock leaving an approved livestock trader lot to be inspected by an accredited veterinarian and be issued an official certificate of veterinary inspection (CVI) prior to release. The amendment ensures that all livestock leaving an approved trader lot will be deemed healthy by a veterinarian.

**IDAHO CODE SECTION 22-101A STATEMENT:** This rule does not regulate an activity not already regulated by the federal government, nor is it broader in scope or more stringent than federal regulations.

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

There is no fiscal impact to the general fund as a result of this rulemaking.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Dr. Scott Leibsle, Deputy Administrator at (208) 332-8614.

DATED this 6th day of October, 2014.

Brian J. Oakey, Deputy Director  
Idaho State Department of Agriculture  
2270 Old Penitentiary Rd.  
Boise, ID 83712  
P.O. Box 790, Boise, ID 83701-0790  
Phone: (208) 332-8500  
Fax: (208) 334-7120

## IDAPA 02 - IDAHO STATE DEPARTMENT OF AGRICULTURE

### 02.08.01 - SHEEP AND GOAT RULES OF THE IDAHO SHEEP AND GOAT HEALTH BOARD

DOCKET NO. 02-0801-1401

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING FEE RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. Pursuant to Section 67-5224(5)(c), Idaho Code, this pending rule will not become final and effective until it has been approved by concurrent resolution of the legislature because of the fee being imposed or increased through this rulemaking. The pending fee rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution unless the rule is rejected.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending fee rule. The action is authorized pursuant to Section 25-129, Idaho Code.

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

There are no changes to the pending fee rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3, 2014, Idaho Administrative Bulletin, [Vol. 14-9, pages 73 through 79](#).

**FEE SUMMARY:** The following is a specific description of the fee or charge imposed or increased. This fee or charge is being imposed pursuant to Section 25-131, Idaho Code.

The pending rule reflects the changes mandated by legislation requiring an eighty cent (\$.80) per head assessment on goats and an increase from eight (\$.08) to ten cents (\$.10) per pound on wool. A total of twenty cents (\$.20) per head on goats and two cents (\$.02) per pound of wool will go to the newly created Wolf Depredation Control Board's Wolf Control Fund.

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

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending fee rule, contact Stanley T. Boyd, Executive Secretary, Idaho Sheep and Goat health Board, P.O. Box 2596, Boise, ID 83701 or (208) 334-3115.

DATED this 15th day of October, 2014.

Stanley T. Boyd, Executive Secretary  
Idaho Sheep and Goat Health Board  
802 W. Bannock St., Suite 205  
P.O. Box 2596  
Boise, ID 83701  
Tel: (208) 334-3115  
Fax: (208) 336-9447

**IDAPA 11 - IDAHO STATE POLICE  
ISP FORENSIC SERVICES**

**11.03.01 - RULES GOVERNING ALCOHOL TESTING**

**DOCKET NO. 11-0301-1401**

**NOTICE OF PUBLIC HEARING AND EXTENSION OF WRITTEN COMMENT PERIOD**

**AUTHORITY:** In compliance with Sections 67-5221(1) and 67-5222, Idaho Code, notice is hereby given that this agency has scheduled a public hearing and extended the period of public comment. The action is authorized pursuant to Section 67-2901, Idaho Code.

**PUBLIC HEARING SCHEDULE:** A public hearing concerning this rulemaking will be held as follows:

**Thursday, November 13, 2014 - 1:00 p.m.**

**Idaho State Capitol  
700 W. Jefferson  
Boise, Idaho 83720  
Room WW55**

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

**DESCRIPTIVE SUMMARY:** The summary of this action is found in Idaho Administrative Bulletin [Vol. 14-10, pages 171 through 178](#), published October 1, 2014.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this rulemaking, contact Matthew Gamette, Director of Forensic Services at (208) 884-7217.

**SUBMISSION OF WRITTEN COMMENTS:** The comment period for this rulemaking has been extended. Anyone may submit written comments regarding this rulemaking during this comment period or a written comment may be submitted at the public hearing in lieu of giving an oral presentation. Any written comments submitted at a public hearing carry the same weight as oral testimony and will be considered as such.

All written comments must be directed to the undersigned and must be delivered on or before November 13, 2014.

DATED this 9th day of October, 2014.

Colonel Ralph W. Powell, Director  
Idaho State Police  
700 S. Stratford Dr.  
Meridian, ID 83642  
Tel: (208) 884-7003  
Fax: (208) 884-7090

**IDAPA 15 - OFFICE OF THE GOVERNOR  
IDAHO COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED**

**15.02.02 - VOCATIONAL REHABILITATION SERVICES**

**DOCKET NO. 15-0202-1401**

**NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved or rejected in part by concurrent resolution in accordance with Sections 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 67-5407, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3, 2014 Idaho Administrative Bulletin, **Vol. 14-9, pages 181 through 186.**

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

These rules will have no effect on the state general fund. There is a negative fiscal impact, but the changes will be federally funded.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Bruce Christopherson, Rehabilitation Services Chief, at (208) 334-3220 ext. 110 or at [bchristopherson@icbvi.idaho.gov](mailto:bchristopherson@icbvi.idaho.gov).

DATED this 25th day of September, 2014.

Bruce Christopherson  
Rehabilitation Services Chief  
Idaho Commission for the Blind and Visually Impaired  
341 W. Washington St.  
P. O. Box 83720  
Boise, ID 83720-0012  
Phone: (208) 334-3220 ext. 110  
Fax: (208) 334-2963

## IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE

### 16.03.10 - MEDICAID ENHANCED PLAN BENEFITS

DOCKET NO. 16-0310-1401

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved, rejected, amended or modified by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is acted on by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Sections 56-202(b), 56-203(7) & (9), 56-250 through 56-257, and 56-264, Idaho Code; also HB 395 (2014) which specifically amends 56-255(5)(c), Idaho Code, and HB 476 (2014) which specifically amends 56-255(3)(e), Idaho Code.

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

The pending rules for these Medicaid benefits are being adopted as originally proposed. Medicaid benefits for dental services that reflect evidence-based practice for adults with disabilities and special health needs were restored, and developmental disability budget modifications for community-supported employment are being allowed. The complete text of the proposed rule was published in the July 2, 2014, Idaho Administrative Bulletin, [Vol.14-7, pages 48 through 73](#). These rules were also adopted as temporary rules effective July 1st, 2014.

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

The fiscal impact for HB 395 for dental services is \$1,418,100 to the State General Fund for SFY 2015. The fiscal impact for HB 476 for community-supported employment is \$235,000 to the State General Fund for SFY 2015.

The above fiscal impacts are the State's matching funds for these services and are covered with the Department's Medicaid Division budget for SFY 2015 under SB 1424.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Stephanie Perry at (208) 364-1878.

DATED this 8th day of October, 2014.

Tamara Prisock  
DHW - Administrative Rules Unit  
450 W. State Street - 10th Floor  
P.O. Box 83720  
Boise, ID 83720-0036  
Tel: (208) 334-5500  
Fax: (208) 334-6558  
Email: [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 RULEMAKING - ADOPTION OF PENDING RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session unless the rule is approved, rejected, amended, or modified by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is acted on by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Sections 56-202(b), 56-251(2)(c), 56-255(4), and 56-263, Idaho Code; Medicare Prescription Drug Improvement and Modernization Act of 2003, P.L. 108-173, Section 231; and Section 1937 of the Social Security Act.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the temporary and proposed rule was published in the June 4, 2014, Idaho Administrative Bulletin, [Vol. 14-6, pages 61 through 66](#).

The proposed rulemaking would implement a voluntary managed care plan for adult participants who are eligible for both Medicaid and Medicare, in accordance with the intent of House Bill 260 (2011), now codified under Section 56-263, Idaho Code. The changes in the proposed rulemaking updated the list of Medicaid-only services benefits to include Aged and Disabled Waiver services, prescribed drugs and home and community based services, self-directed community supports, and targeted service coordination for persons with developmental disabilities.

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

Since the services are shifting from a fee-for-services to a capitation payment model, these rule changes are intended to be budget-neutral. Therefore, there is no anticipated fiscal impact to the state general fund.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Alexandra Fernandez at (208) 287-1156.

DATED this 16th day of September, 2014.

Tamara Prisock  
DHW - Administrative Rules Unit  
450 W. State Street - 10th Floor  
P.O. Box 83720  
Boise, ID 83720-0036  
Tel: (208) 334-5500  
Fax: (208) 334-6558  
Email: [dhwrules@dhw.idaho.gov](mailto:dhwrules@dhw.idaho.gov)

**IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE**  
**16.06.12 - RULES GOVERNING THE IDAHO CHILD CARE PROGRAM (ICCP)**

**DOCKET NO. 16-0612-1401**

**NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved, rejected, amended or modified by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is acted on by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 56-202, Idaho Code.

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

The ICCP pending rule amending the structure of co-pays is being adopted as originally proposed. The complete text of the proposed rule was published in the May 7, 2014, Idaho Administrative Bulletin, [Vol. 14-5, pages 66-67](#). The rule was published as temporary in the January 1, 2014, Idaho Administrative Bulletin, [Vol. 14-1, pages 116-117](#).

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

The fiscal impact to both state and federal funds for this rule change is expected to be cost-neutral.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Ericka Rupp at (208) 334-5641.

DATED this 8th day of October, 2014.

Tamara Prisock  
DHW - Administrative Rules Unit  
450 W. State Street - 10th Floor  
P.O. Box 83720  
Boise, ID 83720-0036  
Tel: (208) 334-5500  
Fax: (208) 334-6558  
Email: [dhwrules@dhw.idaho.gov](mailto:dhwrules@dhw.idaho.gov)

## **IDAPA 17 - INDUSTRIAL COMMISSION**

**17.02.09 - MEDICAL FEES**

**DOCKET NO. 17-0209-1401**

### **NOTICE OF PUBLIC HEARING AND EXTENSION OF WRITTEN COMMENT PERIOD**

**AUTHORITY:** In compliance with Sections 67-5221(1) and 67-5222, Idaho Code, notice is hereby given that this agency has scheduled a public hearing and extended the period of public comment. The action is authorized pursuant to Sections 72-508, 72-720, 72-721, 72-722, 72-723 and 72-803, Idaho Code.

**PUBLIC HEARING SCHEDULE:** A public hearing concerning this rulemaking will be held as follows:

**Thursday, November 13th, 2014 - 10:00 a.m. – Noon**

**Industrial Commission  
700 So. Clearwater Ln.  
Boise, Idaho 83720-0041**

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

**DESCRIPTIVE SUMMARY:** The summary of this action is found in the October 1st, 2014 Idaho Administrative Bulletin [Vol. 14-10, pages 293 through 299](#).

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this rulemaking, contact Patti Vaughn, Medical Fee Schedule Analyst, (208) 334-6084.

**SUBMISSION OF WRITTEN COMMENTS:** The comment period for this rulemaking has been extended. Anyone may submit written comments regarding this rulemaking during this comment period or a written comment may be submitted at the public hearing in lieu of giving an oral presentation. Any written comments submitted at a public hearing carry the same weight as oral testimony and will be considered as such.

All written comments must be directed to the undersigned and must be delivered on or before November 13th, 2014.

DATED this 10th day of October, 2014.

Beth Kilian, Commission Secretary  
Industrial Commission  
700 S. Clearwater Lane  
PO Box 83270  
Boise, Idaho 83720-0041  
Tel: (208) 334-6000  
Fax: (208) 334-2321

## IDAPA 18 - DEPARTMENT OF INSURANCE

### 18.01.44 - SCHEDULE OF FEES, LICENSES, AND MISCELLANEOUS CHARGES

#### DOCKET NO. 18-0144-1401

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING FEE RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. Pursuant to Section 67-5224(5)(c), Idaho Code, this pending rule will not become final and effective until it has been approved by concurrent resolution of the legislature because of the fee being imposed or increased through this rulemaking. The pending fee rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution unless the rule is rejected.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending fee rule. The action is authorized pursuant to Sections 41-211, 41-401, 41-1025, 41-4020, and 41-5820, Idaho Code, in addition to sections referenced below.

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

The proposed rule is being adopted as a pending rule, with a minor change noted below. Title 41, Chapter 40 was amended in 2013 to provide that post-secondary educational institutions could provide students self-funded health care plans in Idaho. Previously, registration of such plans was limited to employee plans. The rulemaking will seek to clarify the language that the registration fee is paid by all self-funded plans registering with the department.

Title 41, Chapter 58, Idaho Code, permits the department to license public adjusters. The rulemaking provides that public adjusters pay the same licensing and examination fees as producers and adjusters.

The department contracts with a private contractor to administer insurance producer, adjuster and public adjuster examinations. The examination fee is currently established per rule at \$60. The rulemaking will seek to revise language concerning the fee for producer, adjuster and public adjuster examinations to allow an amount not to exceed \$80. Additional language is added in the pending rule to clarify that the examination is administered by and the associated fee is received by a third party and not the Department of Insurance.

Technical corrections are also made.

The text of the pending rule has been amended in accordance with Section 67-5227, Idaho Code. Only the section that has changes that differ from the proposed text is printed in this bulletin. The complete text of the proposed rule was published in the September 3, 2014, Idaho Administrative Bulletin, [Vol. 14-9, pages 267 through 271](#).

**FEE SUMMARY:** The following is a specific description of the fee or charge imposed or increased:

The fee amount of \$500 for self-funded health plans applying to register and filing their annual statements with the department is not changing, but current language referring to “self-funded employee health care plans” will be revised consistent with recent legislation so the rule is not improperly read to limit the fee to employee plans but will also apply to post-secondary student plans. Idaho Code Sections 41-401, 41-4005(4) and 41-4011(4) authorize the fees.

Producers and adjusters pay an initial application fee and a biennial license renewal fee of \$80 (or \$60 if renewed electronically). This rule will apply the same application and renewal fee to public adjusters. Idaho Code Sections 41-401 and 41-5806(1)(g) authorize the fees.

The current fee to take an examination to be licensed as a producer, adjuster, or public adjuster (the latter license category will be expressly added in this rulemaking) is \$60. The department contracts with a vendor to administer the testing. The department seeks to increase the fee to an amount “not to exceed \$80.” Idaho Code Sections 41-401, 41-1006(2), 41-1007(1)(d), 41-1108, 41-5806(1)(g) and 41-5807(2) and (3) authorize the fees.

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

The fiscal impact of the changes is expected to be revenue neutral.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending fee rule, contact Thomas A. Donovan, [tom.donovan@doi.idaho.gov](mailto:tom.donovan@doi.idaho.gov), (208) 334-4214.

DATED this 10th day of October, 2014.

William W. Deal, Director  
Idaho Department of Insurance  
700 W. State St - 3rd Floor  
P.O. Box 83720  
Boise, ID 83720-0043  
Tel: (208) 334-4250  
Fax: (208) 334-4398

**DOCKET NO. 18-0144-1401 - ADOPTION OF PENDING FEE RULE**

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

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

The text of the proposed rule was published in the Idaho Administrative Bulletin, [Volume 14-9, September 3, 2014, pages 267 through 271](#)

This rule has been adopted as a pending rule by the Agency and is now awaiting review and final approval by the 2015 Idaho State Legislature.

**THE FOLLOWING IS THE AMENDED PENDING TEXT OF FEE DOCKET NO. 18-0144-1401**  
**(Only those Sections being amended are shown.)**

**030. PRODUCER AND MISCELLANEOUS LICENSING FEES.**

**[Subsection 030.02]**

**02. Examination Fees.** The following fees are due and must be paid in order to take examinations for the following licenses. The fees for these examinations are collected and retained by a third party vendor, not the Department of Insurance: (3-13-02)( )

## IDAPA 18 - DEPARTMENT OF INSURANCE

### 18.01.46 - RECOGNITION OF NEW ANNUITY MORTALITY TABLES FOR USE IN DETERMINING RESERVE LIABILITIES FOR ANNUITIES AND PURE ENDOWMENT CONTRACTS

DOCKET NO. 18-0146-1401

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

**EFFECTIVE DATE:** The effective date of the temporary rule is January 1, 2015. The pending rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved or rejected in part by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Sections 67-5224 and 67-5226, Idaho Code, notice is hereby given that this agency has adopted a pending rule and is also adopting a temporary rule. The action is authorized pursuant to Sections 41-211 and 41-612, Idaho Code.

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

The rulemaking amends Rule 46 to adopt the NAIC 2012 individual annuity reserve table (2012 IAR), consistent with NAIC Model Regulation 821, for annuities issued January 1, 2015, and later. There is a nationwide effort to have the table apply effective January 1, 2015, thus resulting in consistent reserve standards.

In accordance with Section 67-5226, Idaho Code, the full text of the temporary rule is being published in this Bulletin following this notice and includes changes made to the pending rule. The text of the pending rule has been modified in accordance with Section 67-5227, Idaho Code. In addition to the temporary rule, the changes made from the proposed rule to the pending rule follow receipt of a comment letter and are intended to clarify applicable subsections. The original text of the proposed rule was published in the September 3, 2014, Idaho Administrative Bulletin, [Vol. 14-9, pages 272 through 278](#).

**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 reason(s):

There is a benefit to life insurers to have this change made at the same time in as many states as possible, and there are nationwide efforts to have the table apply effective January 1, 2015, since it will require higher reserving.

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

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the pending rule or temporary rule, contact Thomas A. Donovan, [tom.donovan@doi.idaho.gov](mailto:tom.donovan@doi.idaho.gov), (208) 334-4214.

DATED this 9th day of October, 2014.

William W. Deal, Director  
Idaho Department of Insurance  
700 W. State St - 3rd Floor  
P.O. Box 83720  
Boise, ID 83720-0043  
Tel: (208) 334-4250  
Fax: (208) 334-4398

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

The text of the proposed rule was published in the Idaho Administrative Bulletin,  
Volume 14-9, September 3, 2014, pages 272 through 278.

This rule has been adopted as a pending rule by the Agency and is now awaiting  
review and final approval by the 2015 Idaho State Legislature.

Additionally, this rule has been adopted as a temporary rule and is effective January 1, 2015.

Pursuant to Section 67-5226, Idaho Code, the full text of  
the temporary rule is being published in this Bulletin.

**THE FOLLOWING IS THE TEXT OF THE AMENDED PENDING RULE  
AND TEMPORARY RULE FOR DOCKET NO. 18-0146-1401**

**001. TITLE AND SCOPE.**

**01. Title.** This rule shall be cited as IDAPA 18.01.46, "Recognition of New Annuity Mortality Tables for Use in Determining Reserve Liabilities for Annuities and Pure Endowment Contracts." (3-29-12)

**02. Scope.** The purpose of this rule is to recognize the following mortality tables for use in determining the minimum standard valuation for annuity and pure endowment contracts: the 1983 Table 'a,' the 1983 Group Annuity Mortality (1983 GAM) Table, the 1994 Group Annuity Reserving (1994 GAR) Table, ~~and~~ the Annuity 2000 Mortality Table, and the 2012 Individual Annuity Reserve (2012 IAR) Table. (~~3-29-12~~)(1-1-15)T

**(BREAK IN CONTINUITY OF SECTIONS)**

**010. DEFINITIONS.**

**01. 1983 Table 'a'.** As used in this rule "1983 Table 'a'" means that mortality table developed by the Society of Actuaries Committee to Recommend a New Mortality Basis for Individual Annuity Valuation and shown on page 708 of Volume 33 of the Transactions of Society of Actuaries 1981 and adopted as a recognized mortality table for annuities in June 1982 by the National Association of Insurance Commissioners. (3-29-12)

**02. 1983 GAM Table.** As used in this rule "1983 GAM Table" means that mortality table developed by the Society of Actuaries Committee on Annuities and shown on pages 880-881 of Volume 35 of the Transactions of Society of Actuaries 1983 and adopted as a recognized mortality table for annuities in December 1983 by the National Association of Insurance Commissioners. (3-29-12)

**03. 1994 GAR Table.** As used in this rule "1994 GAR Table" means that mortality table developed by the Society of Actuaries Group Annuity Valuation Table Task Force and shown on pages 866-867 of Volume 47 of the Transactions of Society of Actuaries 1995. (3-29-12)

**04. 2012 Individual Annuity Mortality Period Life (2012 IAM Period) Table.** As used in this rule, the "2012 Individual Annuity Mortality Period Life Table" or the "2012 IAM Period" means the Period table

containing loaded mortality rates for calendar year 2012. This table contains rates,  $q_x^{2012}$ , developed by the Society of Actuaries Committee on Life Insurance Research and is shown in Appendices 1 and 2. (1-1-15)T

**05. 2012 Individual Annuity Reserving (2012 IAR) Table.** As used in this rule, the “2012 Individual Annuity Reserving Table” or the “2012 IAR” means the generational mortality table developed by the Society of Actuaries Committee on Life Insurance Research and containing rates,  $q_x^{2012+n}$  derived from a combination of the 2012 IAM Period table and Projection Scale G2, using the methodology stated in Section 014. (1-1-15)T

**046. Annuity 2000 Mortality Table.** As used in this rule “Annuity 2000 Mortality Table” means that mortality table developed by the Society of Actuaries Committee on Life Insurance Research and shown on page 266 of Volume 47 of the Transactions of Society of Actuaries 1995 – 96 Reports. (3-29-12)

**07. Generational Mortality Table.** As used in this rule, “generational mortality table” means a mortality table containing a set of mortality rates that decrease for a given age from one year to the next based on a combination of a period table and a projection scale containing rates of mortality improvement. (1-1-15)T

**08. Period Table.** As used in this rule, “period table” means a table of mortality rates applicable to a given calendar year (the Period). (1-1-15)T

**09. Projection Scale G2 (Scale G2).** As used in this rule, “projection scale G2” is a table of annual rates,  $G2_x$ , of mortality improvement by age for projecting future mortality rates beyond calendar year 2012. This table was developed by the Society of Actuaries Committee on Life Insurance Research and is shown in Appendices 3 and 4. (1-1-15)T

**(BREAK IN CONTINUITY OF SECTIONS)**

**011. INDIVIDUAL ANNUITY OR PURE ENDOWMENT CONTRACTS.**

**01. Individual Annuity Mortality Table.** Except as provided in Subsections 011.02 and 011.03, of this rule, the 1983 Table ‘a’ is recognized and approved as an individual annuity mortality table for valuation and, at the option of the company, may be used for purposes of determining the minimum standard of valuation for any individual annuity or pure endowment contract issued on or after July 1, 1982. (3-29-12)

**02. Minimum Standard for Valuation.** Except as provided in Subsection 011.03 of this rule, either the 1983 Table ‘a’ or the Annuity 2000 Mortality Table shall be used for determining the minimum standard of valuation for any individual annuity or pure endowment contract issued on or after January 1, 1987. (3-29-12)

**03. The Annuity 2000 Mortality Table.** Except as provided in Subsection 011.04 of this rule, the Annuity 2000 Mortality Table shall be used for determining the minimum standard of valuation for any individual annuity or pure endowment contract issued on or after ~~the effective date of Subsections 011.03 and 011.04~~ March 29, 2012. (3-29-12)(1-1-15)T

**04. The 2012 IAR Mortality Table.** Except as provided in Subsection 011.05 of this rule, the 2012 IAR Mortality Table shall be used for determining the minimum standard of valuation for any individual annuity or pure endowment contract issued on or after January 1, 2015. (1-1-15)T

**045. The 1983 Table ‘a.’** The 1983 Table ‘a’ without projection is to be used for determining the minimum standards of valuation for an individual annuity or pure endowment contract issued on or after ~~the effective date of Subsections 011.03 and 011.04 of this rule~~ March 29, 2012, solely when the contract is based on life contingencies and issued to fund periodic benefits arising from: (3-29-12)(1-1-15)T

**a.** Settlements of various forms of claims pertaining to court settlements or out of court settlements from tort actions; (3-29-12)

**b.** Settlements involving similar actions such as workers’ compensation claims; or (3-29-12)

c. Settlements of long term disability claims where a temporary or life annuity has been used in lieu of continuing disability payments. (3-29-12)

**(BREAK IN CONTINUITY OF SECTIONS)**

**014. APPLICATION OF THE 2012 IAR MORTALITY TABLE.**

**01. Mortality Rate Formula.** In using the 2012 IAR Mortality Table, the mortality rate for a person age  $x$  in year  $(2012 + n)$  is calculated as follows: (1-1-15)T

a.  $q_x^{2012+n} = q_x^{2012} (1 - G_{2-x})^n$  (1-1-15)T

b. The resulting  $q_x^{2012+n}$  shall be rounded to three (3) decimal places per one thousand (1,000), e.g., 0.741 deaths per one thousand (1,000). The rounding shall occur according to the formula above, starting at the 2012 period table rate. (1-1-15)T

**02. Mortality Rate Formula Example.** For a male age 30,  $q_x^{2012} = 0.741$ : (1-1-15)T

a.  $q_x^{2013} = 0.741 * (1 - 0.010)^1 = 0.73359$ , which is rounded to 0.734. (1-1-15)T

b.  $q_x^{2014} = 0.741 * (1 - 0.010)^2 = 0.7262541$ , which is rounded to 0.726. (1-1-15)T

c. A method leading to incorrect rounding would be to calculate  $q_x^{2014}$  as  $q_x^{2013} * (1 - 0.010)$ , or  $0.734 * 0.99 = 0.727$ . It is incorrect to use the already rounded  $q_x^{2013}$  to calculate  $q_x^{2014}$ . (1-1-15)T

**0145. SEVERABILITY.**

If any provision of this rule or the application thereof to any person or circumstances is for any reason held to be invalid, the remainder of the rule and the application of such provision to other persons or circumstances shall not be affected thereby. (7-1-93)

**0146. -- 999. (RESERVED)**

<b>APPENDIX 1</b>							
<b>2012 IAM Period Table</b>							
<b>Female, Age Nearest Birthday</b>							
<b>AGE</b>	<b>1000 - <math>q_x^{2012}</math></b>	<b>AGE</b>	<b>1000 - <math>q_x^{2012}</math></b>	<b>AGE</b>	<b>1000 - <math>q_x^{2012}</math></b>	<b>AGE</b>	<b>1000 - <math>q_x^{2012}</math></b>
<u>0</u>	<u>1.621</u>	<u>30</u>	<u>0.300</u>	<u>60</u>	<u>3.460</u>	<u>90</u>	<u>88.377</u>
<u>1</u>	<u>0.405</u>	<u>31</u>	<u>0.321</u>	<u>61</u>	<u>3.916</u>	<u>91</u>	<u>97.491</u>
<u>2</u>	<u>0.259</u>	<u>32</u>	<u>0.338</u>	<u>62</u>	<u>4.409</u>	<u>92</u>	<u>107.269</u>
<u>3</u>	<u>0.179</u>	<u>33</u>	<u>0.351</u>	<u>63</u>	<u>4.933</u>	<u>93</u>	<u>118.201</u>
<u>4</u>	<u>0.137</u>	<u>34</u>	<u>0.365</u>	<u>64</u>	<u>5.507</u>	<u>94</u>	<u>130.969</u>
<u>5</u>	<u>0.125</u>	<u>35</u>	<u>0.381</u>	<u>65</u>	<u>6.146</u>	<u>95</u>	<u>146.449</u>
<u>6</u>	<u>0.117</u>	<u>36</u>	<u>0.402</u>	<u>66</u>	<u>6.551</u>	<u>96</u>	<u>163.908</u>
<u>7</u>	<u>0.110</u>	<u>37</u>	<u>0.429</u>	<u>67</u>	<u>7.039</u>	<u>97</u>	<u>179.695</u>
<u>8</u>	<u>0.095</u>	<u>38</u>	<u>0.463</u>	<u>68</u>	<u>7.628</u>	<u>98</u>	<u>196.151</u>
<u>9</u>	<u>0.088</u>	<u>39</u>	<u>0.504</u>	<u>69</u>	<u>8.311</u>	<u>99</u>	<u>213.150</u>

APPENDIX 1 2012 IAM Period Table Female, Age Nearest Birthday							
AGE	$1000 - q_x^{2012}$	AGE	$1000 - q_x^{2012}$	AGE	$1000 - q_x^{2012}$	AGE	$1000 - q_x^{2012}$
<u>10</u>	<u>0.085</u>	<u>40</u>	<u>0.552</u>	<u>70</u>	<u>9.074</u>	<u>100</u>	<u>230.722</u>
<u>11</u>	<u>0.086</u>	<u>41</u>	<u>0.600</u>	<u>71</u>	<u>9.910</u>	<u>101</u>	<u>251.505</u>
<u>12</u>	<u>0.094</u>	<u>42</u>	<u>0.650</u>	<u>72</u>	<u>10.827</u>	<u>102</u>	<u>273.007</u>
<u>13</u>	<u>0.108</u>	<u>43</u>	<u>0.697</u>	<u>73</u>	<u>11.839</u>	<u>103</u>	<u>295.086</u>
<u>14</u>	<u>0.131</u>	<u>44</u>	<u>0.740</u>	<u>74</u>	<u>12.974</u>	<u>104</u>	<u>317.591</u>
<u>15</u>	<u>0.156</u>	<u>45</u>	<u>0.780</u>	<u>75</u>	<u>14.282</u>	<u>105</u>	<u>340.362</u>
<u>16</u>	<u>0.179</u>	<u>46</u>	<u>0.825</u>	<u>76</u>	<u>15.799</u>	<u>106</u>	<u>362.371</u>
<u>17</u>	<u>0.198</u>	<u>47</u>	<u>0.885</u>	<u>77</u>	<u>17.550</u>	<u>107</u>	<u>384.113</u>
<u>18</u>	<u>0.211</u>	<u>48</u>	<u>0.964</u>	<u>78</u>	<u>19.582</u>	<u>108</u>	<u>400.000</u>
<u>19</u>	<u>0.221</u>	<u>49</u>	<u>1.051</u>	<u>79</u>	<u>21.970</u>	<u>109</u>	<u>400.000</u>
<u>20</u>	<u>0.228</u>	<u>50</u>	<u>1.161</u>	<u>80</u>	<u>24.821</u>	<u>110</u>	<u>400.000</u>
<u>21</u>	<u>0.234</u>	<u>51</u>	<u>1.308</u>	<u>81</u>	<u>28.351</u>	<u>111</u>	<u>400.000</u>
<u>22</u>	<u>0.240</u>	<u>52</u>	<u>1.460</u>	<u>82</u>	<u>32.509</u>	<u>112</u>	<u>400.000</u>
<u>23</u>	<u>0.245</u>	<u>53</u>	<u>1.613</u>	<u>83</u>	<u>37.329</u>	<u>113</u>	<u>400.000</u>
<u>24</u>	<u>0.247</u>	<u>54</u>	<u>1.774</u>	<u>84</u>	<u>42.830</u>	<u>114</u>	<u>400.000</u>
<u>25</u>	<u>0.250</u>	<u>55</u>	<u>1.950</u>	<u>85</u>	<u>48.997</u>	<u>115</u>	<u>400.000</u>
<u>26</u>	<u>0.256</u>	<u>56</u>	<u>2.154</u>	<u>86</u>	<u>55.774</u>	<u>116</u>	<u>400.000</u>
<u>27</u>	<u>0.261</u>	<u>57</u>	<u>2.399</u>	<u>87</u>	<u>63.140</u>	<u>117</u>	<u>400.000</u>
<u>28</u>	<u>0.270</u>	<u>58</u>	<u>2.700</u>	<u>88</u>	<u>71.066</u>	<u>118</u>	<u>400.000</u>
<u>29</u>	<u>0.281</u>	<u>59</u>	<u>3.054</u>	<u>89</u>	<u>79.502</u>	<u>119</u>	<u>400.000</u>
						<u>120</u>	<u>1000.000</u>

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APPENDIX 2 2012 IAM Period Table Male, Age Nearest Birthday							
AGE	$1000 - q_x^{2012}$	AGE	$1000 - q_x^{2012}$	AGE	$1000 - q_x^{2012}$	AGE	$1000 - q_x^{2012}$
<u>0</u>	<u>1.605</u>	<u>30</u>	<u>0.741</u>	<u>60</u>	<u>5.096</u>	<u>90</u>	<u>109.993</u>
<u>1</u>	<u>0.401</u>	<u>31</u>	<u>0.751</u>	<u>61</u>	<u>5.614</u>	<u>91</u>	<u>123.119</u>
<u>2</u>	<u>0.275</u>	<u>32</u>	<u>0.754</u>	<u>62</u>	<u>6.169</u>	<u>92</u>	<u>137.168</u>
<u>3</u>	<u>0.229</u>	<u>33</u>	<u>0.756</u>	<u>63</u>	<u>6.759</u>	<u>93</u>	<u>152.171</u>
<u>4</u>	<u>0.174</u>	<u>34</u>	<u>0.756</u>	<u>64</u>	<u>7.398</u>	<u>94</u>	<u>168.194</u>
<u>5</u>	<u>0.168</u>	<u>35</u>	<u>0.756</u>	<u>65</u>	<u>8.106</u>	<u>95</u>	<u>185.260</u>
<u>6</u>	<u>0.165</u>	<u>36</u>	<u>0.756</u>	<u>66</u>	<u>8.548</u>	<u>96</u>	<u>197.322</u>
<u>7</u>	<u>0.159</u>	<u>37</u>	<u>0.756</u>	<u>67</u>	<u>9.076</u>	<u>97</u>	<u>214.751</u>
<u>8</u>	<u>0.143</u>	<u>38</u>	<u>0.756</u>	<u>68</u>	<u>9.708</u>	<u>98</u>	<u>232.507</u>
<u>9</u>	<u>0.129</u>	<u>39</u>	<u>0.800</u>	<u>69</u>	<u>10.463</u>	<u>99</u>	<u>250.397</u>
<u>10</u>	<u>0.113</u>	<u>40</u>	<u>0.859</u>	<u>70</u>	<u>11.357</u>	<u>100</u>	<u>268.607</u>
<u>11</u>	<u>0.111</u>	<u>41</u>	<u>0.926</u>	<u>71</u>	<u>12.418</u>	<u>101</u>	<u>290.016</u>

APPENDIX 2 2012 IAM Period Table Male, Age Nearest Birthday							
AGE	$1000 - q_x^{2012}$	AGE	$1000 - q_x^{2012}$	AGE	$1000 - q_x^{2012}$	AGE	$1000 - q_x^{2012}$
<u>12</u>	<u>0.132</u>	<u>42</u>	<u>0.999</u>	<u>72</u>	<u>13.675</u>	<u>102</u>	<u>311.849</u>
<u>13</u>	<u>0.169</u>	<u>43</u>	<u>1.069</u>	<u>73</u>	<u>15.150</u>	<u>103</u>	<u>333.962</u>
<u>14</u>	<u>0.213</u>	<u>44</u>	<u>1.142</u>	<u>74</u>	<u>16.860</u>	<u>104</u>	<u>356.207</u>
<u>15</u>	<u>0.254</u>	<u>45</u>	<u>1.219</u>	<u>75</u>	<u>18.815</u>	<u>105</u>	<u>380.000</u>
<u>16</u>	<u>0.293</u>	<u>46</u>	<u>1.318</u>	<u>76</u>	<u>21.031</u>	<u>106</u>	<u>400.000</u>
<u>17</u>	<u>0.328</u>	<u>47</u>	<u>1.454</u>	<u>77</u>	<u>23.540</u>	<u>107</u>	<u>400.000</u>
<u>18</u>	<u>0.359</u>	<u>48</u>	<u>1.627</u>	<u>78</u>	<u>26.375</u>	<u>108</u>	<u>400.000</u>
<u>19</u>	<u>0.387</u>	<u>49</u>	<u>1.829</u>	<u>79</u>	<u>29.572</u>	<u>109</u>	<u>400.000</u>
<u>20</u>	<u>0.414</u>	<u>50</u>	<u>2.057</u>	<u>80</u>	<u>33.234</u>	<u>110</u>	<u>400.000</u>
<u>21</u>	<u>0.443</u>	<u>51</u>	<u>2.302</u>	<u>81</u>	<u>37.533</u>	<u>111</u>	<u>400.000</u>
<u>22</u>	<u>0.473</u>	<u>52</u>	<u>2.545</u>	<u>82</u>	<u>42.261</u>	<u>112</u>	<u>400.000</u>
<u>23</u>	<u>0.513</u>	<u>53</u>	<u>2.779</u>	<u>83</u>	<u>47.441</u>	<u>113</u>	<u>400.000</u>
<u>24</u>	<u>0.554</u>	<u>54</u>	<u>3.011</u>	<u>84</u>	<u>53.233</u>	<u>114</u>	<u>400.000</u>
<u>25</u>	<u>0.602</u>	<u>55</u>	<u>3.254</u>	<u>85</u>	<u>59.855</u>	<u>115</u>	<u>400.000</u>
<u>26</u>	<u>0.655</u>	<u>56</u>	<u>3.529</u>	<u>86</u>	<u>67.514</u>	<u>116</u>	<u>400.000</u>
<u>27</u>	<u>0.688</u>	<u>57</u>	<u>3.845</u>	<u>87</u>	<u>76.340</u>	<u>117</u>	<u>400.000</u>
<u>28</u>	<u>0.710</u>	<u>58</u>	<u>4.213</u>	<u>88</u>	<u>86.388</u>	<u>118</u>	<u>400.000</u>
<u>29</u>	<u>0.727</u>	<u>59</u>	<u>4.631</u>	<u>89</u>	<u>97.634</u>	<u>119</u>	<u>400.000</u>
						<u>120</u>	<u>1000.000</u>

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APPENDIX 3 Projection Scale G2 Female, Age Nearest Birthday							
AGE	$G2_x$	AGE	$G2_x$	AGE	$G2_x$	AGE	$G2_x$
<u>0</u>	<u>0.010</u>	<u>30</u>	<u>0.010</u>	<u>60</u>	<u>0.013</u>	<u>90</u>	<u>0.006</u>
<u>1</u>	<u>0.010</u>	<u>31</u>	<u>0.010</u>	<u>61</u>	<u>0.013</u>	<u>91</u>	<u>0.006</u>
<u>2</u>	<u>0.010</u>	<u>32</u>	<u>0.010</u>	<u>62</u>	<u>0.013</u>	<u>92</u>	<u>0.005</u>
<u>3</u>	<u>0.010</u>	<u>33</u>	<u>0.010</u>	<u>63</u>	<u>0.013</u>	<u>93</u>	<u>0.005</u>
<u>4</u>	<u>0.010</u>	<u>34</u>	<u>0.010</u>	<u>64</u>	<u>0.013</u>	<u>94</u>	<u>0.004</u>
<u>5</u>	<u>0.010</u>	<u>35</u>	<u>0.010</u>	<u>65</u>	<u>0.013</u>	<u>95</u>	<u>0.004</u>
<u>6</u>	<u>0.010</u>	<u>36</u>	<u>0.010</u>	<u>66</u>	<u>0.013</u>	<u>96</u>	<u>0.004</u>
<u>7</u>	<u>0.010</u>	<u>37</u>	<u>0.010</u>	<u>67</u>	<u>0.013</u>	<u>97</u>	<u>0.003</u>
<u>8</u>	<u>0.010</u>	<u>38</u>	<u>0.010</u>	<u>68</u>	<u>0.013</u>	<u>98</u>	<u>0.003</u>
<u>9</u>	<u>0.010</u>	<u>39</u>	<u>0.010</u>	<u>69</u>	<u>0.013</u>	<u>99</u>	<u>0.002</u>
<u>10</u>	<u>0.010</u>	<u>40</u>	<u>0.010</u>	<u>70</u>	<u>0.013</u>	<u>100</u>	<u>0.002</u>
<u>11</u>	<u>0.010</u>	<u>41</u>	<u>0.010</u>	<u>71</u>	<u>0.013</u>	<u>101</u>	<u>0.002</u>
<u>12</u>	<u>0.010</u>	<u>42</u>	<u>0.010</u>	<u>72</u>	<u>0.013</u>	<u>102</u>	<u>0.001</u>
<u>13</u>	<u>0.010</u>	<u>43</u>	<u>0.010</u>	<u>73</u>	<u>0.013</u>	<u>103</u>	<u>0.001</u>

APPENDIX 3 Projection Scale G2 Female, Age Nearest Birthday							
AGE	G <sub>2x</sub>	AGE	G <sub>2x</sub>	AGE	G <sub>2x</sub>	AGE	G <sub>2x</sub>
<u>14</u>	<u>0.010</u>	<u>44</u>	<u>0.010</u>	<u>74</u>	<u>0.013</u>	<u>104</u>	<u>0.000</u>
<u>15</u>	<u>0.010</u>	<u>45</u>	<u>0.010</u>	<u>75</u>	<u>0.013</u>	<u>105</u>	<u>0.000</u>
<u>16</u>	<u>0.010</u>	<u>46</u>	<u>0.010</u>	<u>76</u>	<u>0.013</u>	<u>106</u>	<u>0.000</u>
<u>17</u>	<u>0.010</u>	<u>47</u>	<u>0.010</u>	<u>77</u>	<u>0.013</u>	<u>107</u>	<u>0.000</u>
<u>18</u>	<u>0.010</u>	<u>48</u>	<u>0.010</u>	<u>78</u>	<u>0.013</u>	<u>108</u>	<u>0.000</u>
<u>19</u>	<u>0.010</u>	<u>49</u>	<u>0.010</u>	<u>79</u>	<u>0.013</u>	<u>109</u>	<u>0.000</u>
<u>20</u>	<u>0.010</u>	<u>50</u>	<u>0.010</u>	<u>80</u>	<u>0.013</u>	<u>110</u>	<u>0.000</u>
<u>21</u>	<u>0.010</u>	<u>51</u>	<u>0.010</u>	<u>81</u>	<u>0.012</u>	<u>111</u>	<u>0.000</u>
<u>22</u>	<u>0.010</u>	<u>52</u>	<u>0.011</u>	<u>82</u>	<u>0.012</u>	<u>112</u>	<u>0.000</u>
<u>23</u>	<u>0.010</u>	<u>53</u>	<u>0.011</u>	<u>83</u>	<u>0.011</u>	<u>113</u>	<u>0.000</u>
<u>24</u>	<u>0.010</u>	<u>54</u>	<u>0.011</u>	<u>84</u>	<u>0.010</u>	<u>114</u>	<u>0.000</u>
<u>25</u>	<u>0.010</u>	<u>55</u>	<u>0.012</u>	<u>85</u>	<u>0.010</u>	<u>115</u>	<u>0.000</u>
<u>26</u>	<u>0.010</u>	<u>56</u>	<u>0.012</u>	<u>86</u>	<u>0.009</u>	<u>116</u>	<u>0.000</u>
<u>27</u>	<u>0.010</u>	<u>57</u>	<u>0.012</u>	<u>87</u>	<u>0.008</u>	<u>117</u>	<u>0.000</u>
<u>28</u>	<u>0.010</u>	<u>58</u>	<u>0.012</u>	<u>88</u>	<u>0.007</u>	<u>118</u>	<u>0.000</u>
<u>29</u>	<u>0.010</u>	<u>59</u>	<u>0.013</u>	<u>89</u>	<u>0.007</u>	<u>119</u>	<u>0.000</u>
						<u>120</u>	<u>0.000</u>

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APPENDIX 4 Projection Scale G2 Male, Age Nearest Birthday							
AGE	G <sub>2x</sub>	AGE	G <sub>2x</sub>	AGE	G <sub>2x</sub>	AGE	G <sub>2x</sub>
<u>0</u>	<u>0.010</u>	<u>30</u>	<u>0.010</u>	<u>60</u>	<u>0.015</u>	<u>90</u>	<u>0.007</u>
<u>1</u>	<u>0.010</u>	<u>31</u>	<u>0.010</u>	<u>61</u>	<u>0.015</u>	<u>91</u>	<u>0.007</u>
<u>2</u>	<u>0.010</u>	<u>32</u>	<u>0.010</u>	<u>62</u>	<u>0.015</u>	<u>92</u>	<u>0.006</u>
<u>3</u>	<u>0.010</u>	<u>33</u>	<u>0.010</u>	<u>63</u>	<u>0.015</u>	<u>93</u>	<u>0.005</u>
<u>4</u>	<u>0.010</u>	<u>34</u>	<u>0.010</u>	<u>64</u>	<u>0.015</u>	<u>94</u>	<u>0.005</u>
<u>5</u>	<u>0.010</u>	<u>35</u>	<u>0.010</u>	<u>65</u>	<u>0.015</u>	<u>95</u>	<u>0.004</u>
<u>6</u>	<u>0.010</u>	<u>36</u>	<u>0.010</u>	<u>66</u>	<u>0.015</u>	<u>96</u>	<u>0.004</u>
<u>7</u>	<u>0.010</u>	<u>37</u>	<u>0.010</u>	<u>67</u>	<u>0.015</u>	<u>97</u>	<u>0.003</u>
<u>8</u>	<u>0.010</u>	<u>38</u>	<u>0.010</u>	<u>68</u>	<u>0.015</u>	<u>98</u>	<u>0.003</u>
<u>9</u>	<u>0.010</u>	<u>39</u>	<u>0.010</u>	<u>69</u>	<u>0.015</u>	<u>99</u>	<u>0.002</u>
<u>10</u>	<u>0.010</u>	<u>40</u>	<u>0.010</u>	<u>70</u>	<u>0.015</u>	<u>100</u>	<u>0.002</u>
<u>11</u>	<u>0.010</u>	<u>41</u>	<u>0.010</u>	<u>71</u>	<u>0.015</u>	<u>101</u>	<u>0.002</u>
<u>12</u>	<u>0.010</u>	<u>42</u>	<u>0.010</u>	<u>72</u>	<u>0.015</u>	<u>102</u>	<u>0.001</u>
<u>13</u>	<u>0.010</u>	<u>43</u>	<u>0.010</u>	<u>73</u>	<u>0.015</u>	<u>103</u>	<u>0.001</u>
<u>14</u>	<u>0.010</u>	<u>44</u>	<u>0.010</u>	<u>74</u>	<u>0.015</u>	<u>104</u>	<u>0.000</u>
<u>15</u>	<u>0.010</u>	<u>45</u>	<u>0.010</u>	<u>75</u>	<u>0.015</u>	<u>105</u>	<u>0.000</u>

<b>APPENDIX 4</b>							
<b>Projection Scale G2</b>							
<b>Male, Age Nearest Birthday</b>							
<b>AGE</b>	<b>G<sub>2x</sub></b>	<b>AGE</b>	<b>G<sub>2x</sub></b>	<b>AGE</b>	<b>G<sub>2x</sub></b>	<b>AGE</b>	<b>G<sub>2x</sub></b>
<u>16</u>	<u>0.010</u>	<u>46</u>	<u>0.010</u>	<u>76</u>	<u>0.015</u>	<u>106</u>	<u>0.000</u>
<u>17</u>	<u>0.010</u>	<u>47</u>	<u>0.010</u>	<u>77</u>	<u>0.015</u>	<u>107</u>	<u>0.000</u>
<u>18</u>	<u>0.010</u>	<u>48</u>	<u>0.010</u>	<u>78</u>	<u>0.015</u>	<u>108</u>	<u>0.000</u>
<u>19</u>	<u>0.010</u>	<u>49</u>	<u>0.010</u>	<u>79</u>	<u>0.015</u>	<u>109</u>	<u>0.000</u>
<u>20</u>	<u>0.010</u>	<u>50</u>	<u>0.010</u>	<u>80</u>	<u>0.015</u>	<u>110</u>	<u>0.000</u>
<u>21</u>	<u>0.010</u>	<u>51</u>	<u>0.011</u>	<u>81</u>	<u>0.014</u>	<u>111</u>	<u>0.000</u>
<u>22</u>	<u>0.010</u>	<u>52</u>	<u>0.011</u>	<u>82</u>	<u>0.013</u>	<u>112</u>	<u>0.000</u>
<u>23</u>	<u>0.010</u>	<u>53</u>	<u>0.012</u>	<u>83</u>	<u>0.013</u>	<u>113</u>	<u>0.000</u>
<u>24</u>	<u>0.010</u>	<u>54</u>	<u>0.012</u>	<u>84</u>	<u>0.012</u>	<u>114</u>	<u>0.000</u>
<u>25</u>	<u>0.010</u>	<u>55</u>	<u>0.013</u>	<u>85</u>	<u>0.011</u>	<u>115</u>	<u>0.000</u>
<u>26</u>	<u>0.010</u>	<u>56</u>	<u>0.013</u>	<u>86</u>	<u>0.010</u>	<u>116</u>	<u>0.000</u>
<u>27</u>	<u>0.010</u>	<u>57</u>	<u>0.014</u>	<u>87</u>	<u>0.009</u>	<u>117</u>	<u>0.000</u>
<u>28</u>	<u>0.010</u>	<u>58</u>	<u>0.014</u>	<u>88</u>	<u>0.009</u>	<u>118</u>	<u>0.000</u>
<u>29</u>	<u>0.010</u>	<u>59</u>	<u>0.015</u>	<u>89</u>	<u>0.008</u>	<u>119</u>	<u>0.000</u>
						<u>120</u>	<u>0.000</u>

(1-1-15)T

## IDAPA 18 - DEPARTMENT OF INSURANCE

### 18.01.53 - CONTINUING EDUCATION

DOCKET NO. 18-0153-1401

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved or rejected in part by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Sections 41-211, 41-1013, 41-1108, 41-5813, and 41-5820, Idaho Code.

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

There are no changes to the pending rule, and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3, 2014, Idaho Administrative Bulletin, [Vol. 14-9, pages 279 through 282](#).

The proposed rulemaking expressly provides that resident adjusters and public adjusters are required to meet continuing education requirements, and that the specifics of this chapter (Rule 53), such as the approval of courses by the CE Committee, will apply. The revised rule also adds required rule sections.

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

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact: Thomas A. Donovan, [tom.donovan@doi.idaho.gov](mailto:tom.donovan@doi.idaho.gov), (208) 334-4214.

DATED this 9th day of October, 2014.

William W. Deal, Director  
Idaho Department of Insurance  
700 W. State St - 3rd Floor  
P.O. Box 83720  
Boise, ID 83720-0043  
Tel: (208) 334-4250  
Fax: (208) 334-4398

## IDAPA 23 - BOARD OF NURSING

### 23.01.01 - RULES OF THE IDAHO BOARD OF NURSING

#### DOCKET NO. 23-0101-1401

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved or rejected in part by concurrent resolution in accordance with Sections 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 54-1404, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3, 2014 Idaho Administrative Bulletin, [Vol. 14-9, pages 339 through 342](#).

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

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Sandra Evans, M.A. Ed., R.N., Executive Director, (208) 334-3110 ext. 2476.

DATED this 25th day of September, 2014.

Sandra Evans, M.A. Ed., R.N., Executive Director  
Board of Nursing  
280 N. 8th St. (8th & Bannock), Ste. 210  
P. O. Box 83720  
Boise, ID 83720-0061  
Phone: (208) 334-3110 ext. 2476  
Fax: (208) 334-3262

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

### **23.01.01 - RULES OF THE IDAHO BOARD OF NURSING**

**DOCKET NO. 23-0101-1402**

#### **NOTICE OF RULEMAKING - VACATION OF PROPOSED RULEMAKING**

**AUTHORITY:** In compliance with Section 67-5221, Idaho Code, notice is hereby given that this agency is vacating the rulemaking previously initiated under this docket. The action is authorized pursuant to Section 54-1404, Idaho Code.

**DESCRIPTIVE SUMMARY:** The following is a summary of the reasons for vacating this rulemaking:

The Board received numerous written and oral comments in response to the proposed rulemaking published in the September 3, 2014 Idaho Administrative Bulletin, [Vol. 14-9, pages 343 through 347](#). The Board has determined to vacate this rulemaking to allow for further discussion and amendments before ultimately promulgating these rule changes.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this vacation of rulemaking, contact Sandra Evans, M.A. Ed., R.N., Executive Director, (208) 334-3110 ext. 2476.

DATED this 16th day of October, 2014.

Sandra Evans, M.A. Ed., R.N., Executive Director  
Board of Nursing  
280 N. 8th St. (8th & Bannock), Ste. 210  
P. O. Box 83720  
Boise, ID 83720-0061  
Tel: (208) 334-3110 ext. 2476  
Fax: (208) 334-3262

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

### **24.02.01 - RULES OF THE BOARD OF BARBER EXAMINERS**

**DOCKET NO. 24-0201-1401**

### **NOTICE OF PUBLIC HEARING**

**AUTHORITY:** In compliance with Sections 67-5221(1) and 67-5222, Idaho Code, notice is hereby given that this agency has scheduled a public hearing. The action is authorized pursuant to Section 54-521, Idaho Code.

**PUBLIC HEARING SCHEDULE:** A public hearing concerning this rulemaking will be held as follows:

**Monday, November 10, 2014 - 10:00 a.m.**

**Bureau of Occupational Licenses  
700 W. State Street., Main level  
Boise, ID 83702**

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

**DESCRIPTIVE SUMMARY:** The summary of this action is found in Idaho Administrative Bulletin [Vol. 14-10, pages 306 through 310](#), published October 1, 2014.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this rulemaking or the hearing schedule, contact Cherie Simpson at (208) 334-3233.

Anyone may submit written comments at the public hearing regarding this rulemaking. Any written comments submitted at a public hearing carry the same weight as oral testimony.

DATED this 15th day October, 2014.

Tana Cory, Bureau Chief  
Bureau of Occupational Licenses  
700 W. State Street  
P.O. Box 83720  
Boise, ID 83720-0063  
Tel: (208) 334-3233 / Fax: (208) 334-394

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

### **24.10.01 - RULES OF THE STATE BOARD OF OPTOMETRY**

**DOCKET NO. 24-1001-1401**

#### **NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved or rejected in part by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 54-1509, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the August 6th, 2014 Idaho Administrative Bulletin, [Vol. 14-8, pages 77 through 79](#).

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

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Cherie Simpson at (208) 334-3233.

DATED this 10th day of October, 2014.

Tana Cory, Bureau Chief  
Bureau of Occupational Licenses  
700 W. State Street  
P.O. Box 83720  
Boise, ID 83720-0063  
Tel: (208) 334-3233  
Fax: (208) 334-3945

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

### **24.11.01 - RULES OF THE STATE BOARD OF PODIATRY**

#### **DOCKET NO. 24-1101-1401**

#### **NOTICE OF RULEMAKING - ADOPTION OF PENDING FEE RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. Pursuant to Section 67-5224(5)(c), Idaho Code, this pending rule will not become final and effective until it has been approved by concurrent resolution of the legislature because of the fee being imposed or increased through this rulemaking. The pending fee rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution unless the rule is rejected.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending fee rule. The action is authorized pursuant to Section 54-605, Idaho Code.

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

There are no changes to the pending fee rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3rd, 2014 Idaho Administrative Bulletin, [Vol. 14-9, pages 348-349](#).

**FEE SUMMARY:** The following is a specific description of the fee or charge imposed or increased. This fee or charge is being imposed pursuant to Section 54-605, Idaho Code.

Rule 300 is being amended to add a renewal fee of two hundred fifty dollars (\$250) for an inactive license.

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

This rulemaking will have no impact on general funds. The impact on the dedicated fund will depend on the number of licensees who choose to convert active licenses to inactive licenses or choose an inactive license instead of not renewing.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending fee rule, contact Cherie Simpson at (208) 334-3233.

DATED this 10th day of October, 2014.

Tana Cory, Bureau Chief  
Bureau of Occupational Licenses  
700 W. State Street  
P.O. Box 83720  
Boise, ID 83720-0063  
Tel: (208) 334-3233  
Fax: (208) 334-3945

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

### **24.17.01 - RULES OF THE STATE BOARD OF ACUPUNCTURE**

#### **DOCKET NO. 24-1701-1401**

#### **NOTICE OF RULEMAKING - ADOPTION OF PENDING FEE RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. Pursuant to Section 67-5224(5)(c), Idaho Code, this pending rule will not become final and effective until it has been approved by concurrent resolution of the legislature because of the fee being imposed or increased through this rulemaking. The pending fee rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution unless the rule is rejected.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending fee rule. The action is authorized pursuant to Sections 54-4705 and 54-4710, Idaho Code.

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

There are no changes to the pending fee rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the August 6th, 2014 Idaho Administrative Bulletin, [Vol. 14-8, pages 80-81](#).

**FEE SUMMARY:** The following is a specific description of the fee or charge imposed or increased. This fee or charge is being imposed pursuant to Section 54-4710, Idaho Code.

Rule 300 is being amended to decrease the application fee from one hundred dollars (\$100) to fifty dollars (\$50); original license fee and original fee for certification from two hundred dollars (\$200) to (one hundred fifty dollars (\$150)); annual renewal fee for licensure and certification from one hundred twenty-five dollars (\$125) to seventy-five dollars (\$75); and annual renewal fee for technician certification or acupuncture trainee permit from seventy-five dollars (\$75) to fifty dollars (\$50).

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

This rulemaking is anticipated to reduce the amount of dedicated fund fees collected by the Board of Acupuncture by approximately seven thousand eight hundred fifty dollars (\$7,850) based on one hundred forty-nine (149) licensees and four (4) applications received last year.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending fee rule, contact Cherie Simpson at (208) 334-3233.

DATED this 10th day of October, 2014.

Tana Cory, Bureau Chief  
Bureau of Occupational Licenses  
700 W. State Street  
P.O. Box 83720  
Boise, ID 83720-0063  
Tel: (208) 334-3233  
Fax: (208) 334-3945

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

### **24.19.01 - RULES OF THE BOARD OF EXAMINERS OF RESIDENTIAL CARE FACILITY ADMINISTRATORS**

**DOCKET NO. 24-1901-1401**

#### **NOTICE OF RULEMAKING - ADOPTION OF PENDING FEE RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. Pursuant to Section 67-5224(5)(c), Idaho Code, this pending rule will not become final and effective until it has been approved by concurrent resolution of the legislature because of the fee being imposed or increased through this rulemaking. The pending fee rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution unless the rule is rejected.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending fee rule. The action is authorized pursuant to Section 54-4205, Idaho Code.

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

There are no changes to the pending fee rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3rd, 2014 Idaho Administrative Bulletin, [Vol. 14-9, pages 350-351](#).

**FEE SUMMARY:** The following is a specific description of the fee or charge imposed or increased. This fee or charge is being imposed pursuant to Section 54-4205, Idaho Code.

Rule 600 is being amended to increase the application fee from one hundred dollars (\$100) to one hundred fifty dollars (\$150); the annual renewal fee from one hundred dollars (\$100) to one hundred fifty dollars (\$150); and the provisional/temporary permit fee from one hundred dollars (\$100) to one hundred fifty dollars (\$150).

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

This rulemaking will have no impact on general funds. The rule change will result in an annual increase of approximately twenty-four thousand fifty dollars (\$24,050) in the Board's dedicated fund based on the current number of licensees and an estimated number of nineteen (19) applications received last year.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending fee rule, contact Cherie Simpson at (208) 334-3233.

DATED this 10th day of October, 2014.

Tana Cory, Bureau Chief  
Bureau of Occupational Licenses  
700 W. State Street  
P.O. Box 83720  
Boise, ID 83720-0063  
Tel: (208) 334-3233 / Fax: (208) 334-3945

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

### **24.23.01 - RULES OF THE SPEECH AND HEARING SERVICES LICENSURE BOARD**

**DOCKET NO. 24-2301-1401**

#### **NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective July 17, 2014, unless the rule is approved or rejected in part by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 54-2909, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3rd, 2014 Idaho Administrative Bulletin, [Vol. 14-9, pages 352-353](#).

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

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Cherie Simpson at (208) 334-3233.

DATED this 10th day of October, 2014.

Tana Cory, Bureau Chief  
Bureau of Occupational Licenses  
700 W. State Street  
P.O. Box 83720  
Boise, ID 83720-0063  
Tel: (208) 334-3233  
Fax: (208) 334-3945

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

### **24.26.01 - RULES OF THE IDAHO BOARD OF MIDWIFERY**

**DOCKET NO. 24-2601-1401**

#### **NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective July 1, 2014, unless the rule is approved or rejected in part by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 54-5504, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the July 2nd, 2014 Idaho Administrative Bulletin, [Vol. 14-7, pages 92 through 100](#).

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

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Cherie Simpson at (208) 334-3233.

DATED this 10th day October, 2014.

Tana Cory, Bureau Chief  
Bureau of Occupational Licenses  
700 W. State Street  
P.O. Box 83720  
Boise, ID 83720-0063  
Tel: (208) 334-3233  
Fax: (208) 334-3945

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

### **24.27.01 - RULES OF THE IDAHO STATE BOARD OF MASSAGE THERAPY**

**DOCKET NO. 24-2701-1401**

#### **NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE**

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved or rejected in part by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Section 54-4007, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the August 6th, 2014 Idaho Administrative Bulletin, [Vol. 14-8, pages 82-83](#).

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

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Cherie Simpson at (208) 334-3233.

DATED this 10th day of October, 2014.

Tana Cory, Bureau Chief  
Bureau of Occupational Licenses  
700 W. State Street  
P.O. Box 83720  
Boise, ID 83720-0063  
Tel: (208) 334-3233  
Fax: (208) 334-3945

## IDAPA 31 - IDAHO PUBLIC UTILITIES COMMISSION

### 31.02.01 - PUBLIC RECORDS ACT RULES OF THE IDAHO PUBLIC UTILITIES COMMISSION

#### DOCKET NO. 31-0201-1401 (CHAPTER REPEAL)

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE

**EFFECTIVE DATE:** This rule has been adopted by the Public Utilities Commission and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved, rejected, amended or modified by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved, amended or modified by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Sections 9-347 and 61-601, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the September 3rd, 2014 Idaho Administrative Bulletin, [Vol. 14-9, page 358](#).

**FISCAL IMPACT:** There is no fiscal impact on the state general fund.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning this pending rule, contact Donald L. Howell, II, Deputy Attorney General, at (208) 334-0312.

DATED this 6th day of October 2014.

Barbara Barrows  
Assistant Commission Secretary  
Idaho Public Utilities Commission  
PO Box 83720  
Boise, ID 83720-0074  
Telephone: (208) 334-0338  
Facsimile: (208) 334-3762

Street address for express delivery:

472 W. Washington  
Boise, ID 83702-5918

## IDAPA 39 - IDAHO TRANSPORTATION DEPARTMENT

### 39.03.16 - RULES GOVERNING OVERSIZE PERMITS FOR NON-REDUCIBLE VEHICLES AND/OR LOADS

DOCKET NO. 39-0316-1401

#### NOTICE OF RULEMAKING - ADOPTION OF PENDING RULE

**EFFECTIVE DATE:** This rule has been adopted by the agency and is now pending review by the 2015 Idaho State Legislature for final approval. The pending rule becomes final and effective at the conclusion of the legislative session, unless the rule is approved or rejected in part by concurrent resolution in accordance with Section 67-5224 and 67-5291, Idaho Code. If the pending rule is approved or rejected in part by concurrent resolution, the rule becomes final and effective upon adoption of the concurrent resolution or upon the date specified in the concurrent resolution.

**AUTHORITY:** In compliance with Section 67-5224, Idaho Code, notice is hereby given that this agency has adopted a pending rule. The action is authorized pursuant to Sections 67-5221 (1) and 67-5226, Idaho Code.

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

There are no changes to the pending rule and it is being adopted as originally proposed. The complete text of the proposed rule was published in the June 4th, 2014 Idaho Administrative Bulletin, [Vol. 14-6, pages 99-100](#).

The proposed rule amended the maximum sizes allowed by overlegal permit. The amended maximum sizes do not apply to the transport of oversize Manufactured Homes or Office Trailers (see IDAPA 39.03.17, Rules Governing Permits for Manufactured Homes Modular Buildings, and Office Trailers).

The proposed rule institutes a new permit to allow the transportation of kiln lumber stacks on a half mile section of State Highway 3 at a width in excess of 8 feet 6 inches. This will allow industry to haul, under an annual overlegal permit, kiln lumber stacks on the specified section of State Highway 3 that are in excess of the allowed 8 feet 6 inches but that cannot exceed 9 feet 3 inches under an annual overlegal permit.

**FISCAL IMPACT:** The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year: There is no fiscal impact to the state general fund.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the pending rule, contact Regina Phipps, Vehicle Size and Weight Specialist, (208) 334-8418.

DATED this 1st day of October, 2014.

Lori Garza, Program Specialist  
Idaho Transportation Department  
Office of Governmental Affairs  
3311 W State Street  
PO Box 7129  
Boise ID 83707-1129  
[Lori.garza@itd.idaho.gov](mailto:Lori.garza@itd.idaho.gov)

**IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY**

**58.01.25 - RULES REGULATING IDAHO POLLUTANT DISCHARGE  
ELIMINATION SYSTEM PROGRAM**

**DOCKET NO. 58-0125-1401 (NEW CHAPTER)**

**NOTICE OF NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Section 67-5220, Idaho Code, and IDAPA 58.01.23, Rules of Administrative Procedure Before the Board of Environmental Quality, Sections 810 through 815, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This rulemaking action is authorized by Sections 39-105, 39-107, and 39-175C., 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. 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 will be scheduled as 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 date provided in the table below.

**\*ORIGINATING LOCATION -- LIVE MEETING\***

**DEQ State Office  
Conference Rooms A and B  
1410 N. Hilton, Boise, Idaho**

**Tuesday, Dec 2, 2014**

**9 a.m. to 12:30 p.m. Mountain Time**

*To make arrangements for individual participation  
by telephone and web conferencing, contact Paula Wilson at  
[paula.wilson@deq.idaho.gov](mailto:paula.wilson@deq.idaho.gov), (208) 373-0418, by November 21, 2014*

**\*TELEPHONE AND WEB CONFERENCE LOCATIONS\***

**DEQ Pocatello Regional Office  
444 Hospital Way #300  
Pocatello, Idaho**

**DEQ Coeur d'Alene Regional Office  
2110 Ironwood Parkway  
Coeur d'Alene, Idaho**

**DEQ Lewiston Regional Office  
1118 F Street  
Lewiston, Idaho**

**DEQ Idaho Falls Regional Office  
900 N. Skyline, Suite B  
Idaho Falls, Idaho**

**DEQ Twin Falls Regional Office  
650 Addison Avenue West, Suite 110  
Twin Falls, Idaho**

**PRELIMINARY DRAFT:** DEQ did not draft a preliminary draft rule for public review prior to the first meeting. The first meeting has been scheduled for the purpose of presenting information specific to the development of an Idaho Pollutant Discharge Elimination System (IPDES) program and application for authorization of an IPDES program, legislation likely needed to support the program, DEQ's strategy for completing the application by the September 2016 deadline, and setting a path forward for the negotiations. The website for this rule docket is located at [www.deq.idaho.gov/58-0125-1401](http://www.deq.idaho.gov/58-0125-1401).

**DESCRIPTIVE SUMMARY:** This rulemaking has been initiated to implement Idaho Code § 39-175C, which directed DEQ to seek approval of a National Pollutant Discharge Elimination System (NPDES) program. In order to gain approval of the program, DEQ must have rules in place that meet the requirements of the Clean Water Act and 40 CFR 123. These rules will establish procedures for the writing and issuing of IPDES permits, permit application and appeals, fee structures, developing general permits, and other required components of an NPDES program. These rules will be promulgated under a new DEQ rule chapter, "Rules Regulating the Idaho Pollutant Discharge Elimination System Program," IDAPA 58.01.25.

DEQ proposes that some of the proposed rule language may be incorporated by reference from 40 CFR 122, 124, 125 and 133 with respect to required NPDES program components such as technology based effluent limits, transfer and termination of permits, confidentiality, and other components identified as being applicable to state programs. Incorporating the federal regulations by reference will benefit the agency and simplify the overall rule chapter by incorporating those sections of the federal regulation that must be adhered to in the course of developing an IPDES program. This reduces the overall costs of the rule and will allow the agency to adhere to the legally mandated deadline of submitting a complete application to EPA by September of 2016. The alternative to incorporating the federal regulations by reference is to restate the federal regulations in the new IPDES rules. This approach allows for the regulated public to have the entire rule set in one location rather than having to search out 40 CFR chapters. The downside is additional rulemaking pages and the associated annual rule administrative costs.

DEQ proposes to negotiate certain elements of the IPDES program including the permit application process, the appeals process, the fee structure, and compliance enforcement with IPDES permits.

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. Major and minor municipal discharges; industrial dischargers; facilities, organizations and individuals seeking coverage under a general permit; facilities that currently have or will have a pretreatment permit to a wastewater facility; and other groups interested in point source discharges to Idaho's surface waters may be interested in participating in this rulemaking. Upon conclusion of negotiations, DEQ intends to publish a proposed rule for public comment.

**ASSISTANCE ON TECHNICAL QUESTIONS:** 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) 373-0291.

**SUBMISSION OF WRITTEN COMMENTS:** DEQ is not seeking written comments at this time. Throughout this negotiated rulemaking process, DEQ will provide opportunities to submit written comments on various issues and draft rule language. Those comments may be submitted by mail, fax or e-mail to the undersigned at the address provided below.

Dated this 15th day of October, 2014.

Paula J. Wilson, Hearing Coordinator  
Department of Environmental Quality  
1410 N. Hilton Street  
Boise, Idaho 83706-1255  
Tel: (208) 373-0418  
Fax: (208) 373-0481  
[paula.wilson@deq.idaho.gov](mailto:paula.wilson@deq.idaho.gov)

# Sections Affected Index

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

### *18.01.44 - Schedule of Fees, Licenses, and Miscellaneous Charges*

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### *18.01.46 - Recognition of New Annuity Mortality Tables for Use in Determining Reserve Liabilities for Annuities and Pure Endowment Contracts*

#### Docket No. **18-0146-1401**

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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, **November 5, 2014, Volume 14-11**, 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 (Index of Current Rulemakings)**

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

*March 20, 2014 -- November 5, 2014*

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

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

*(eff. date)T - Temporary Rule Effective Date*

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

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

*(This Abridged Index includes rules promulgated before March 20, 2014 that are still in process  
and all current rulemakings promulgated after March 20, 2014 - Sine Die.)*

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

- 01-0101-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-8
- 01-0101-1401** Proposed Rulemaking, Bulletin Vol. 14-10
- 01-0101-1402** Proposed Rulemaking, Bulletin Vol. 14-10

***IDAPA 02 -- DEPARTMENT OF AGRICULTURE******02.01.05, Rules Governing Certificates of Free Sale***

- 02-0105-1401** Proposed Rulemaking, Bulletin Vol. 14-8
- 02-0105-1401** Adoption of Pending Rule, Bulletin Vol. 14-11 (eff. PLR 2015)

***02.02.14, Rules for Weights and Measures***

- 02-0214-1401** Proposed Rulemaking, Bulletin Vol. 14-7
- 02-0214-1402** Proposed Rulemaking, Bulletin Vol. 14-7
- 02-0214-1403** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-7
- 02-0214-1401** Adoption of Pending Rule, Bulletin Vol. 14-9 (eff. PLR 2015)
- 02-0214-1402** Adoption of Pending Rule, Bulletin Vol. 14-9 (eff. PLR 2015)
- 02-0214-1403** Proposed Rulemaking (Fee Rule), Bulletin Vol. 14-9
- 02-0214-1403** Adoption of Pending Rule, Bulletin Vol. 14-11 (eff. PLR 2015)

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

- 02-0303-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-6
- 02-0303-1401** Proposed Rulemaking, Bulletin Vol. 14-8
- 02-0303-1401** Adoption of Pending Rule, Bulletin Vol. 14-11 (eff. PLR 2015)

***02.04.05, Rules of the Idaho Department of Agriculture Governing Manufacture Grade Milk***

- 02-0405-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-6
- 02-0405-1401** Proposed Rulemaking, Bulletin Vol. 14-9
- 02-0405-1401** Adoption of Pending Rule, Bulletin Vol. 14-11 (eff. PLR 2015)

***02.04.06, Requirements for Licensed Dairy Plants***

- 02-0406-1401** Proposed Rulemaking, Bulletin Vol. 14-6
- 02-0406-1401** Adoption of Pending Rule, Bulletin Vol. 14-8 (eff. PLR 2015)

***02.04.14, Rules Governing Dairy Waste***

- 02-0414-1401** Proposed Rulemaking, Bulletin Vol. 14-6
- 02-0414-1401** Adoption of Pending Rule, Bulletin Vol. 14-8 (eff. PLR 2015)

***02.04.19, Rules Governing Domestic Cervidae***

- 02-0419-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-6
- 02-0419-1401** Temporary and Proposed Rulemaking, Bulletin Vol. 14-9 (eff. 9-1-14)T
- 02-0419-1401** Adoption of Pending Rule, Bulletin Vol. 14-11 (eff. PLR 2015)

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

- 02-0421-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-6
- 02-0421-1402** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-7
- 02-0421-1401** Proposed Rulemaking, Bulletin Vol. 14-9
- 02-0421-1402** Proposed Rulemaking, Bulletin Vol. 14-9
- 02-0421-1401** Adoption of Pending Rule, Bulletin Vol. 14-11 (eff. PLR 2015)
- 02-0421-1402** Adoption of Pending Rule, Bulletin Vol. 14-11 (eff. PLR 2015)

**02.04.24, Rules Governing Tuberculosis**

- 02-0424-1401 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-7
- 02-0424-1401 Proposed Rulemaking, Bulletin Vol. 14-9
- 02-0424-1401 Adoption of Pending Rule, Bulletin Vol. 14-11 (eff. PLR 2015)

**02.04.28, Rules Governing Livestock Dealers, Buying Stations, and Livestock Trader Lots**

- 02-0428-1401 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-7
- 02-0428-1401 Proposed Rulemaking, Bulletin Vol. 14-9
- 02-0428-1401 Adoption of Pending Rule, Bulletin Vol. 14-11 (eff. PLR 2015)

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- 02-0429-1401 Proposed Rulemaking, Bulletin Vol. 14-6
- 02-0429-1401 Adoption of Pending Rule, Bulletin Vol. 14-9 (eff. PLR 2015)

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- 02-0602-1401 Proposed Rulemaking, Bulletin Vol. 14-6
- 02-0602-1401 Adoption of Pending Rule, Bulletin Vol. 14-9 (eff. PLR 2015)

**02.06.05, Rules Governing the Disease of Hops (*Humulus Lupulus*)**

- 02-0605-1401 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-6
- 02-0605-1401 Temporary and Proposed Rulemaking (Fee Rule), Bulletin Vol. 14-10 (eff. 9-1-14)T

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

- 02-0612-1401 Proposed Rulemaking, Bulletin Vol. 14-6
- 02-0612-1401 Adoption of Pending Rule, Bulletin Vol. 14-9 (eff. PLR 2015)

**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
- 02-0627-1402 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-6
- 02-0627-1402\* Notice of Intent to Promulgate Rules (\*2nd Notice) - Negotiated Rulemaking, Bulletin Vol. 14-7
- 02-0627-1401 Notice of Amendment to Temporary Rule, Bulletin Vol. 14-10
- 02-0627-1402 Proposed Rulemaking (Fee Rule) (New Chapter), Bulletin Vol. 14-10

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- 02-0633-1401 Proposed Rulemaking, Bulletin Vol. 14-6
- 02-0633-1401 Adoption of Pending Rule, Bulletin Vol. 14-9 (eff. PLR 2015)

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- 02-0641-1401 Proposed Rulemaking, Bulletin Vol. 14-6
- 02-0641-1401 Adoption of Pending Rule, Bulletin Vol. 14-9 (eff. PLR 2015)

**02.08.01, Sheep and Goat Rules of the Idaho Board of Sheep Commissioners**

- 02-0801-1401 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-7
- 02-0801-1401 Proposed Rulemaking, Bulletin Vol. 14-9
- 02-0801-1401 Adoption of Pending Rule, Bulletin Vol. 14-11 (eff. PLR 2015)

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- 05-0101-1401 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-7
- 05-0101-1401 Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 14-9

**05.01.05, Rules for Reintegration Providers**

- 05-0105-1401 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-7

**05-0105-1401** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 14-9

***05.02.01, Rules for Residential Treatment Providers***

**05-0201-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (New Chapter), Bulletin Vol. 14-7

**05-0201-1401** Proposed Rulemaking, Bulletin Vol. 14-9

***05.02.02, Rules for Staff Secure Providers***

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**05-0202-1401** Proposed Rulemaking, Bulletin Vol. 14-9

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**05-0203-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (New Chapter), Bulletin Vol. 14-7

**05-0203-1401** Proposed Rulemaking, Bulletin Vol. 14-9

***05.02.04, Rules for Supported Living Providers***

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**05-0204-1401** Proposed Rulemaking, Bulletin Vol. 14-9

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***06.01.02, Rules of Correctional Industries***

**06-0102-1401** Notice of Proclamation of Rulemaking (New Chapter), Bulletin Vol. 14-6 (eff. 7-4-14)

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**07-0103-1401** Proposed Rulemaking, Bulletin Vol. 14-10

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**07-0107-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-5

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**07-0111-1401** Proposed Rulemaking, Bulletin Vol. 14-10

***07.02.04, Rules Governing Plumbing Safety Inspections***

**07-0204-1401** Proposed Rulemaking, Bulletin Vol. 14-10

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**07-0301-1401** Proposed Rulemaking, Bulletin Vol. 14-10

**07-0301-1402** Temporary and Proposed Rulemaking, Bulletin Vol. 14-10 (eff. 10-1-14)T

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

**07-0501-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-5

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**08-0111-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-8

**08-0111-1401** Proposed Rulemaking, Bulletin Vol. 14-10

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**08-0201-1402** Temporary and Proposed Rulemaking, Bulletin Vol. 14-10 (eff. 8-14-14)T

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**08-0202-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-8

**08-0202-1401** Proposed Rulemaking, Bulletin Vol. 14-10

**08-0202-1402** Proposed Rulemaking, Bulletin Vol. 14-10

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**08-0202-1405** Notice of Adoption of Temporary Rule, Bulletin Vol. 14-10 (8-14-14)T

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**08-0203-1401** Proposed Rulemaking, Bulletin Vol. 14-10

**08-0203-1402** Temporary and Proposed Rulemaking, Bulletin Vol. 14-10 (eff. 8-14-14)T

**08-0203-1403** Temporary and Proposed Rulemaking, Bulletin Vol. 14-10 (eff. 8-14-14)T

**08-0203-1404** Temporary and Proposed Rulemaking, Bulletin Vol. 14-10 (eff. 8-14-14)T

**08-0203-1405** Adoption of Temporary Rule, Bulletin Vol. 14-10 (eff. 8-14-14)T

**08-0203-1406** Temporary and Proposed Rulemaking, Bulletin Vol. 14-10 (eff. 8-14-14)T

**08.05.01, Rules Governing Seed and Plant Certification - Regents of the University of Idaho**

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**09.01.04, Unemployment Insurance Benefit Fraud and Overpayment Rules**

**09-0104-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-7

**09-0104-1401** Proposed Rulemaking, Bulletin Vol. 14-9

**09.01.06, Rules of the Appeals Bureau**

**09-0106-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-7

**09-0106-1401** Proposed Rulemaking, Bulletin Vol. 14-9

**09.01.30, Unemployment Insurance Benefits Administration Rules**

**09-0130-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-7

**09-0130-1401** Proposed Rulemaking, Bulletin Vol. 14-9

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AND PROFESSIONAL LAND SURVEYORS**

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- 10-0101-1401** Proposed Rulemaking, Bulletin Vol. 14-8
- 10-0101-1401** Adoption of Pending Rule, Bulletin Vol. 14-10 (eff. PLR 2015)

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- 10-0102-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-5
- 10-0102-1401** Proposed Rulemaking, Bulletin Vol. 14-8
- 10-0102-1401** Adoption of Pending Rule, Bulletin Vol. 14-10 (eff. PLR 2015)

***10.01.03, Rules for Corner Perpetuation and Filing***

- 10-0103-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-8
- 10-0103-1401** Proposed Rulemaking, Bulletin Vol. 14-10

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- 11-0301-1401** Notice of Public Hearing and Extension of Comment Period, Bulletin Vol. 14-11

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- 11-0402-1401** Temporary and Proposed Rulemaking, Bulletin Vol. 14-9 (eff. 9-1-14)T

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- 11-0409-1401** Proposed Rulemaking, Bulletin Vol. 14-10

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- 11-0501-1401** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 14-10

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- 11-1101-1402** Proposed Rulemaking, Bulletin Vol. 14-8
- 11-1101-1401** Adoption of Pending Rule, Bulletin Vol. 14-10 (eff. PLR 2015)
- 11-1101-1402** Adoption of Pending Rule, Bulletin Vol. 14-10 (eff. PLR 2015)
- 11-1101-1403** Proposed Rulemaking, Bulletin Vol. 14-10

***11.11.04, Rules of the Idaho POST Council for Correctional Officers and Adult Probation and Parole Officers***

- 11-1104-1401** Proposed Rulemaking, Bulletin Vol. 14-10

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- 11-1301-1401** Proposed Rulemaking, Bulletin Vol. 14-10

11-1301-1402 Proposed Rulemaking, Bulletin Vol. 14-10

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#### ***12.01.10, Rules Pursuant to the Idaho Residential Mortgage Practices Act***

12-0110-1401 Proposed Rulemaking, Bulletin Vol. 14-10

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

#### ***13.01.02, Rules Governing Hunter Education and Mentored Hunting***

13-0102-1401 Temporary and Proposed Rulemaking, Bulletin Vol. 14-10 (eff. 8-1-14)T

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