

IDAHO ADMINISTRATIVE BULLETIN

May 3, 2017 - Vol. 17-5

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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 2015 Bulletin is cited as Volume **15-12**.

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.

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.

1. 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.

2. 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 very specific information regarding the rulemaking including all relevant state or federal statutory authority occasioning the rulemaking, a non-technical description of the changes being made, any associated costs, guidance on how to participate through submission of written comments and requests for public hearings, and the text of the proposed rule in legislative format.

3. 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 these criteria, and with the Governor’s approval, the agency may adopt and make a temporary rule effective prior to receiving legislative authorization and without allowing for any public input. The law allows an agency to make a temporary rule immediately effective upon adoption. 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.

4. 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 statement giving the reasons for adopting the rule, a statement regarding when the rule becomes effective, a description of how it differs from the proposed rule, and identification of any fees being imposed or changed.

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.

5. 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.

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.

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

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

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

“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 2017

Vol. No.	Monthly Issue of Bulletin	Closing Date for Agency Filing	Publication Date	21-day Comment Period End Date
17-1	January 2017	*November 25, 2016	January 4, 2017	January 25, 2017
17-2	February 2017	January 6, 2017	February 1, 2017	February 22, 2017
17-3	March 2017	February 3, 2017	March 1, 2017	March 22, 2017
17-4	April 2017	March 3, 2017	April 5, 2017	April 26, 2017
17-5	May 2017	April 7, 2017	May 3, 2017	May 24, 2017
17-6	June 2017	May 5, 2017	June 7, 2017	June 28, 2017
17-7	July 2017	June 9, 2017	July 5, 2017	July 26, 2017
17-8	August 2017	July 7, 2017	August 2, 2017	August 23, 2017
17-9	September 2017	August 4, 2017	September 6, 2017	September 27, 2017
17-10	October 2017	**September 1, 2017	October 4, 2017	October 25, 2017
17-11	November 2017	October 6, 2017	November 1, 2017	November 22, 2017
17-12	December 2017	November 3, 2017	December 6, 2017	December 27, 2017

BULLETIN PUBLICATION SCHEDULE FOR CALENDAR YEAR 2018

Vol. No.	Monthly Issue of Bulletin	Closing Date for Agency Filing	Publication Date	21-day Comment Period End Date
18-1	January 2018	*November 24, 2017	January 3, 2018	January 24, 2018
18-2	February 2018	January 5, 2018	February 7, 2018	February 28, 2018
18-3	March 2018	February 2, 2018	March 7, 2018	March 28, 2018
18-4	April 2018	March 2, 2018	April 4, 2018	April 25, 2018
18-5	May 2018	April 6, 2018	May 2, 2018	May 23, 2018
18-6	June 2018	May 4, 2018	June 6, 2018	June 27, 2018
18-7	July 2018	June 8, 2018	July 4, 2018	July 25, 2018
18-8	August 2018	July 6, 2018	August 1, 2018	August 22, 2018
18-9	September 2018	August 3, 2018	September 5, 2018	September 26, 2018
18-10	October 2018	**August 31, 2018	October 3, 2018	October 24, 2018
18-11	November 2018	October 5, 2018	November 7, 2018	November 28, 2018
18-12	December 2018	November 2, 2018	December 5, 2018	December 26, 2018

****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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**OFFICE OF THE ADMINISTRATIVE RULES COORDINATOR
IDAHO DEPARTMENT OF ADMINISTRATION**

**ADMINISTRATIVE RULES REVIEWED BY THE SIXTY-FOURTH LEGISLATURE
OF THE STATE OF IDAHO, FIRST REGULAR SESSION – 2017**

**OMNIBUS NOTICE OF LEGISLATIVE ACTION – SUMMARY OF ACTION TAKEN
ON PENDING, PENDING FEE, TEMPORARY, AND FINAL RULES**

AUTHORITY: In compliance with Sections 67-5224(5), 67-5224(7), 67-5226(3), and 67-5291, Idaho Code, the Administrative Rules Coordinator hereby gives notice that the standing committees of the Sixty-Fourth Legislature in the First Regular Session, 2017, completed the review of certain administrative rules of the state agencies of the executive branch. Additionally, in compliance with Section 67-5291, Idaho Code, this notice also serves as official notice of final rulemaking for those state agencies whose rules have been approved as final or rejected in whole or in part by concurrent resolution. The following is a brief explanation of the action taken by the legislature:

It has reviewed the pending rules submitted for review and final approval and has rejected, by concurrent resolution, all or parts of any pending rules that do not meet legislative intent; it has reviewed and approved, by concurrent resolution, pending fees rules, with exceptions; and it has reviewed and approved for extension, by concurrent resolution, certain temporary rules that continue to be of full force and effect.

DESCRIPTIVE SUMMARY: The following tables list those rules that were reviewed as pending, pending fee, and temporary rules during the First Regular Session of the Sixty-Fourth Legislature of the state of Idaho, 2017.

All pending rules reviewed by the legislature that were not rejected in whole or in part have been approved and are now final and of full force and effect, unless otherwise specified in the rule. Any pending rule that was rejected in whole or in part is listed in this notice with the corresponding house or senate concurrent resolution affecting it. Pending rule dockets that were rejected in whole or any parts of any pending rule that were rejected, are null, void and of no force and effect. Those pending rules that were partially rejected by concurrent resolution are being promulgated as final rules and are reprinted in this Bulletin in their final, codified version. Those rules that were acted on by concurrent resolution became final and of full force and effect upon adoption of the concurrent resolution by both houses of the legislature, unless otherwise specified in the rule. The concurrent resolutions affecting the rules that were reviewed during the 2017 legislative session are also printed in this Bulletin.

In accordance with Section 67-5224(5)(c), Idaho Code, all pending rules imposing or changing a fee or charge that were approved by **Senate Concurrent Resolution (SCR) No. 120** are now final rules and are of full force and effect pursuant to the adoption of the concurrent resolution, unless another effective date has been specified in the pending rule and the concurrent resolution. Pursuant to SCR 120 those pending fee rules that were rejected in their entirety, and those parts of any pending fee rule that were rejected, are null, void and of no force and effect.

In accordance with Section 67-5226(3), Idaho Code, all temporary rules that were submitted for extension have been reviewed and approved by **Senate Concurrent Resolution (SCR) No. 121**, with exceptions. As specified in the concurrent resolution, all temporary rules that were reviewed and extended will continue to be of full force and effect until the end of the next legislative session, unless they expire under their own terms or other provision of law or are rescinded, and any part of a temporary rule that was rejected is declared null, void and of no force and effect.

TEMPORARY, PENDING, AND PENDING FEE RULES: The following tables list all temporary, pending and pending fee rulemakings that were submitted for legislative review for the 2017 legislative session. The list includes the docket number of each pending fee, pending, and temporary rulemaking, the volume number of the Bulletin in which the proposed, pending, and temporary rule notices and text were published, the final effective dates of all approved pending fee and pending rules, the effective dates of any temporary rules, and the number of the senate or house concurrent resolution, if applicable, affecting the rulemaking. These tables provide final status of all pending, pending fee and temporary rules submitted for legislative review.

TEMPORARY RULES AFFECTED BY SENATE CONCURRENT RESOLUTION 121				
Temporary Rule Docket Number	Bulletin Vol. No.	Temporary Effective Date	Rejected Rule	Action Taken in SCR 121
08-0203-1612	16-12	(10-20-16)T		Approved
08-0203-1701	17-2	(12-15-16)T	004.01.h. SDE IBR Standards: (ESS-MS ESS-MS-5; ESS3-MS ESS3.C; LS2-HS LS4.D; LS4-HS LS4.D; and ESS3-HS ESS2.D)	Partial Rejection of Standards that are Incorporated by Reference
16-0210-1701	17-1	(1-1-17)T		Approved
24-1801-1601	16-5	(4-1-16)T		Approved
35-0103-1606	16-11	(10-1-16)T		Approved
50-0101-1602	16-10	(8-8-16)T		Approved

PENDING FEE RULES AFFECTED BY SENATE CONCURRENT RESOLUTION 120				
Fee Rule Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Effective Date	Action Taken in SCR 120
07-0202-1601	16-12	16-10	(3-24-17)	Fee Approved
07-0701-1602	16-12	16-10	(3-24-17)	Fee Approved
07-1001-1601	17-1	16-11	(3-24-17)	Fee Approved
11-0403-1601	17-1	16-10	(3-24-17)	Fee Approved
13-0102-1601	17-1	16-10	(3-24-17)	Fee Approved
16-0506-1601	17-1	16-7	(3-24-17)	Fee Approved
16-0506-1602	17-1	16-9	(7-1-17)	Fee Approved
20-0316-1601	17-1	16-10	(3-24-17)	Fee Approved
23-0101-1601	16-12	16-10	(3-24-17)	Fee Approved
24-0301-1601	16-12	16-10	(3-24-17)	Fee Approved
24-1001-1601	17-1	16-10	(3-24-17)	Fee Approved
24-1801-1602	17-1	16-10	(3-24-17)	Fee Approved
24-1901-1601	16-12	16-10	(3-24-17)	Fee Approved
24-2301-1601	16-12	16-10	(3-24-17)	Fee Approved

PENDING FEE RULES				
AFFECTED BY SENATE CONCURRENT RESOLUTION 120				
Fee Rule Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Effective Date	Action Taken in SCR 120
24-2701-1601	17-1	16-10	(3-24-17)	Fee Approved
46-0101-1603	16-11	16-9	(2-15-17) <i>Fee rule rejected by SCR 102</i>	Partial Rejection <i>014.02.f.</i>
57-0101-1601	17-1	16-10	(3-24-17)	Partial Rejection <i>150.02, 150.04</i>
58-0107-1601	16-11	16-8	(3-24-17)	Fee Approved

PENDING RULES					
REVIEWED BY THE 2017 IDAHO LEGISLATURE					
Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Action Taken and Rejected Rule	Concurrent Resolution Number
01-0101-1601	16-12	16-9	(3-29-17)	Approved	
02-0214-1601	16-9	16-7	(3-29-17)	Approved	
02-0408-1601	16-10	16-7	(3-29-17)	Approved	
02-0414-1601	16-12	16-10	(3-29-17)	Approved	
02-0415-1601	16-12	16-10	(3-29-17)	Approved	
02-0416-1601	16-12	16-10	(3-29-17)	Approved	
02-0419-1601	16-12	16-10	(3-29-17)	Approved	
02-0421-1601	16-12	16-10	(3-29-17)	Approved	
02-0432-1601	16-12	16-10	(3-29-17)	Approved	
02-0602-1601	16-9	16-7	(3-29-17)	Approved	
02-0612-1601	16-9	16-7	(3-29-17)	Approved	
02-0622-1601	16-11	16-9	(3-29-17)	Approved	
02-0631-1602	16-11	16-9	(3-29-17)	Approved	
02-0641-1601	16-9	16-7	(3-29-17)	Approved	
05-0103-1601	17-1	16-9	(3-29-17)	Approved	
06-0102-1601	16-9	16-9	(10-7-16)	Approved	Proclamation
07-0106-1601	16-12	16-10	(3-29-17)	Approved	
07-0205-1601	16-12	16-9	(3-29-17)	Approved	

PENDING RULES					
REVIEWED BY THE 2017 IDAHO LEGISLATURE					
Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Action Taken and Rejected Rule	Concurrent Resolution Number
07-0206-1601	16-12	16-10	(3-29-17)	Approved	
07-0207-1601	16-12	16-9	(3-29-17)	Approved	
07-0301-1601	16-12	16-10	(3-29-17)	Approved	
07-0501-1601	16-12	16-10	Rejected	Rejected All	SCR 112
07-0701-1601	16-12	16-10	(3-29-17)	Approved	
07-0801-1601	16-12	16-10	(3-29-17)	Approved	
07-0802-1601	16-12	16-10	(3-29-17)	Approved	
07-0803-1601	16-12	16-10	(3-29-17)	Approved	
07-0804-1601	16-12	16-10	(3-29-17)	Approved	
07-0805-1601	16-12	16-10	(3-29-17)	Approved	
07-0806-1601	16-12	16-10	(3-29-17)	Approved	
07-0807-1601	16-12	16-10	(3-29-17)	Approved	
07-0808-1601	16-12	16-10	(3-29-17)	Approved	
07-0809-1601	16-12	16-10	(3-29-17)	Approved	
07-0810-1601	16-12	16-10	(3-29-17)	Approved	
07-0811-1601	16-12	16-10	(3-29-17)	Approved	
07-0812-1601	16-12	16-10	(3-29-17)	Approved	
07-0813-1601	16-12	16-10	(3-29-17)	Approved	
07-0814-1601	16-12	16-10	(3-29-17)	Approved	
07-0815-1601	16-12	16-10	(3-29-17)	Approved	
07-0816-1601	16-12	16-10	(3-29-17)	Approved	
08-0102-1601	17-1	16-10	(3-29-17)	Approved	
08-0104-1601	17-1	16-10	(3-29-17)	Approved	
08-0109-1601	17-1	16-10	(3-29-17)	Approved	
08-0201-1602	17-1	16-10	(3-22-17)	Partial Rejection: 801.05.a., 05.b., 06.a.i., 06.a.ii., 06.a.iii., 06.a.iv., 06.c.i., & 06.c.iii.	HCR 27
08-0201-1603	17-1	16-10	(3-29-17)	Approved	
08-0201-1604	17-1	16-10	(3-29-17)	Approved	
08-0202-1602	17-1	16-8	(3-29-17)	Approved	

PENDING RULES					
REVIEWED BY THE 2017 IDAHO LEGISLATURE					
Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Action Taken and Rejected Rule	Concurrent Resolution Number
08-0202-1603	17-1	16-8	(3-29-17)	Approved	
08-0202-1604	17-1	16-8	(3-29-17)	Approved	
08-0202-1605	17-1	16-8	Rejected	Rejected All	SCR 118
08-0202-1607	17-1	16-10	(3-29-17)	Approved	
08-0203-1601	17-1	16-10	(3-24-17)	Partial Rejection: 105.01.g.	SCR 119
08-0203-1603	17-1	16-10	(3-29-17)	Approved	
08-0203-1604	17-1	16-8	(3-29-17)	Approved	
08-0203-1605	17-1	16-8	(3-29-17)	Approved	
08-0203-1606	17-1	16-6	(3-29-17)	Approved	
08-0203-1608	17-1	16-10	(3-29-17)	Approved	
08-0203-1609	17-1	16-10	(3-29-17)	Approved	
08-0203-1610	17-1	16-10	(3-29-17)	Approved	
08-0203-1611	17-1	16-10	(3-29-17)	Approved	
08-0205-1601	17-1	16-10	(3-29-17)	Approved	
08-0501-1601	17-1	16-10	(3-29-17)	Approved	
09-0130-1601	16-11	16-9	(3-29-17)	Approved	
09-0135-1601	16-11	16-9	(3-29-17)	Approved	
10-0101-1601	16-10	16-8	(3-29-17)	Approved	
10-0101-1602	16-10	16-8	(3-29-17)	Approved	
10-0102-1601	16-10	16-8	(3-29-17)	Approved	
11-1101-1601	17-1	16-10	(3-29-17)	Approved	
11-1101-1602	17-1	16-10	(3-29-17)	Approved	
11-1102-1601	17-1	16-10	(3-29-17)	Approved	
11-1104-1601	17-1	16-10	(3-29-17)	Approved	
11-1301-1601	17-1	16-10	(3-29-17)	Approved	
11-1301-1602	17-1	16-10	(3-29-17)	Approved	
11-1301-1603	17-1	16-10	(3-29-17)	Approved	
12-0108-1601	16-10	16-8	(3-29-17)	Approved	
12-0110-1601	16-12	16-10	(3-29-17)	Approved	
13-0108-1601	17-1	16-10	(3-29-17)	Approved	

PENDING RULES					
REVIEWED BY THE 2017 IDAHO LEGISLATURE					
Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Action Taken and Rejected Rule	Concurrent Resolution Number
13-0109-1601	17-1	16-10	(3-29-17)	Approved	
13-0109-1602	17-1	16-10	(3-29-17)	Approved	
13-0111-1601	17-1	16-10	(3-29-17)	Approved	
13-0117-1601	17-1	16-10	(3-29-17)	Approved	
15-0401-1601	17-1	16-10	(3-29-17)	Approved	
15-0601-1601	16-10	16-8	(3-29-17)	Approved	
15-0602-1601	16-10	16-8	(3-29-17)	Approved	
15-0602-1602	16-10	16-8	(3-29-17)	Approved	
15-0606-1601	16-12	16-10	(3-29-17)	Approved	
16-0102-1601	17-1	16-9	(7-1-17)	Approved	
16-0103-1601	17-1	16-9	(7-1-17)	Approved	
16-0103-1602	17-1	16-9	(3-29-17)	Approved	
16-0106-1601	17-1	16-9	(7-1-17)	Approved	
16-0107-1601	17-1	16-9	(3-29-17)	Approved	
16-0201-1601	17-1	16-10	(7-1-17)	Approved	
16-0202-1601	17-1	16-10	(7-1-17)	Approved	
16-0219-1601	17-1	16-9	(3-29-17)	Approved	
16-0303-1601	16-12	16-10	(3-29-17)	Approved	
16-0304-1601	16-12	16-10	(3-29-17)	Approved	
16-0305-1601	16-12	16-10	(3-29-17)	Approved	
16-0308-1601	16-12	16-10	(3-29-17)	Approved	
16-0309-1601	17-1	16-10	(7-1-17)	Approved	
16-0309-1602	17-1	16-10	(4-1-17)	Approved	
16-0310-1601	16-12	16-6	(3-29-17)	Approved	
16-0318-1601	16-12	16-6	(3-29-17)	Approved	
16-0319-1601	17-1	16-9	(7-1-17)	Approved	
16-0507-1601	17-1	16-7	(3-29-17)	Approved	
16-0601-1601	17-1	16-9	(3-29-17)	Approved	
16-0612-1601	16-12	16-9	(3-2-17)	Partial Rejection: 750.10	HCR 8
16-0719-1601	17-1	16-10	(3-29-17)	Approved	

PENDING RULES					
REVIEWED BY THE 2017 IDAHO LEGISLATURE					
Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Action Taken and Rejected Rule	Concurrent Resolution Number
16-0737-1601	17-1	16-10	(7-1-17)	Approved	
18-0110-1601	16-11	16-9	(3-29-17)	Approved	
18-0148-1601	16-12	16-10	(3-29-17)	Approved	
18-0150-1601	16-11	16-9	(3-29-17)	Approved	
18-0154-1601	16-11	16-9	(3-29-17)	Approved	
18-0156-1601	16-12	16-10	(3-29-17)	Approved	
19-0101-1601	16-12	16-9	(3-29-17)	Approved	
20-0214-1601	17-1	16-8	(3-29-17)	Approved	
20-0701-1601	16-11	16-8	(3-29-17)	Approved	
20-0702-1601	17-1	16-10	Rejected	Rejected All	HCR 5
22-0103-1601	16-12	16-10	(3-29-17)	Approved	
23-0101-1602	16-12	16-10	(3-29-17)	Approved	
24-0101-1601	16-12	16-10	(3-29-17)	Approved	
24-0801-1601	16-12	16-9	(3-29-17)	Approved	
24-1201-1601	17-1	16-10	(3-29-17)	Approved	
24-1601-1601	16-12	16-10	(3-29-17)	Approved	
24-1701-1601	16-12	16-10	(3-29-17)	Approved	
24-2201-1601	16-12	16-10	(3-29-17)	Approved	
24-2501-1601	16-12	16-10	(3-29-17)	Approved	
26-0120-1601	17-1	16-11	(3-29-17)	Approved	
27-0101-1601	16-12	16-9	(3-29-17)	Approved	
27-0101-1602	16-12	16-9	(3-29-17)	Approved	
27-0101-1603	16-12	16-9	(3-29-17)	Approved	
27-0101-1604	16-12	16-9	(3-29-17)	Approved	
27-0101-1606	16-12	16-10	(3-29-17)	Approved	
28-0207-1601	17-1	16-10	(3-29-17)	Approved	
31-4602-1602	16-12	16-9	(3-29-17)	Approved	
35-0101-1602	16-12	16-10	(3-29-17)	Approved	
35-0102-1601	16-12	16-10	(3-29-17)	Approved	
35-0102-1602	16-12	16-10	(3-29-17)	Approved	
35-0102-1603	16-12	16-10	(3-29-17)	Approved	

PENDING RULES					
REVIEWED BY THE 2017 IDAHO LEGISLATURE					
Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Action Taken and Rejected Rule	Concurrent Resolution Number
35-0103-1601	16-12	16-9	(3-29-17)	Approved	
35-0103-1602	16-12	16-9	(3-29-17)	Approved	
35-0103-1603	16-12	16-9	(3-29-17)	Approved	
35-0103-1605	16-12	16-9	(1-1-17)	Approved	
35-0105-1601	16-12	16-5	(3-29-17)	Approved	
35-0105-1602	16-12	16-7	(3-29-17)	Approved	
35-0110-1601	16-12	16-10	(3-29-17)	Approved	
35-0201-1601	16-12	16-10	(3-29-17)	Approved	
38-0501-1601	16-12	16-10	(3-29-17)	Approved	
39-0306-1601	16-12	16-9	(3-29-17)	Approved	
39-0311-1601	17-1	16-9	(3-29-17)	Approved	
39-0312-1601	16-12	16-9	(3-29-17)	Approved	
39-0315-1601	17-1	16-10	(3-29-17)	Approved	
39-0322-1601	16-12	16-9	(3-29-17)	Approved	
39-0323-1601	16-12	16-9	(3-29-17)	Approved	
42-0101-1601	17-1	16-11	Rejected	Rejected All	HCR 16
42-0101-1602	17-1	16-11	Rejected	Rejected All	HCR 15
46-0101-1601	16-11	16-9	(3-29-17)	Approved	
47-0101-1601	17-1	16-10	(3-29-17)	Approved	
47-0102-1601	17-1	16-10	(3-29-17)	Approved	
48-0101-1601	16-12	16-9	(3-29-17)	Approved	
58-0101-1602	16-11	16-8	(3-29-17)	Approved	
58-0101-1603	16-11	16-8	(3-29-17)	Approved	
58-0103-1501	16-6	16-1	(7-1-17)	Approved	
58-0105-1601	16-11	16-8	(3-29-17)	Approved	
59-0201-1601	16-4	16-1	(7-1-17)	Approved	
59-0201-1602	16-11	16-5	(3-29-17)	Approved	
61-0101-1601	17-1	16-8	(3-29-17)	Approved	
61-0107-1601	17-1	16-10	(5-1-17)	Approved	

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on questions concerning this notice, contact Dennis Stevenson (208) 332-1820.

DATED this 20th day of April, 2017.

Dennis Stevenson
Administrative Rules Coordinator
Office of the Administrative Rules Coordinator
Department of Administration
P.O. Box 83720, Boise, ID 83720-0306
Phone: (208) 332-1820

**OFFICE OF THE ADMINISTRATIVE RULES COORDINATOR
IDAHO DEPARTMENT OF ADMINISTRATION**

**HISTORY NOTES INDEX OF ADMINISTRATIVE RULES REVIEWED AND APPROVED
FOR FINAL ADOPTION DURING THE 2017 FIRST REGULAR SESSION
OF THE SIXTY-FOURTH LEGISLATURE OF THE STATE OF IDAHO**

The following table lists all pending rulemakings that were reviewed during the 2017 legislative session and shows the individual rule sections that were affected by these rulemakings. The table includes the docket number of affected chapters, the amended section numbers, the Bulletin publication volumes, and the final effective date of the rule.

If the rule was affected (approved or rejected) by concurrent resolution, the resolution number is listed. If a section or subsection of the pending rule or a final rule was rejected by concurrent resolution, the affected section(s) is listed as rejected. The rejection of an amended section (pending rule) means the previously codified rule remains unchanged.

Effective dates for the pending rules reviewed and approved by the 2017 Idaho Legislature are as follows:

Pending Rules (non-fee): effective date – March 29, 2017 (3-29-17), unless otherwise specified in the pending rule.

Pending Fee Rules approved or partially rejected by [SCR 120](#): effective date – March 24, 2017 (3-24-17).

Pending Rules that were partially rejected by Concurrent Resolution are effective upon adoption of the Concurrent Resolution by the Legislature or as specified in the Pending Rule. All pending rules rejected by Concurrent Resolution are null and void and of no force and effect.

<i>History Notes of Sections Affected – Legislative Session 2017</i>				
<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
IDAPA 01 – Idaho Board of Accountancy				
01.01.01 – Idaho Accountancy Rules				
01-0101-1601	511	16-9	16-12	(3-29-17)
IDAPA 02 – Department of Agriculture				
02.02.14 – Rules for Weights and Measures				
02-0214-1601	004	16-7	16-9	(3-29-17)
02.04.08 – Rules Governing Grade A Milk and Milk Products				
02-0408-1601	004	16-7	16-10	(3-29-17)
02.04.14 – Rules Governing Dairy Waste				
02-0414-1601	000, 001, 007-061	16-10	16-12	(3-29-17)
02.04.15 – Rules Governing Beef Cattle Animal Feeding Operations				
02-0415-1601	001, 004, 010, 011, 050, 052, 053	16-10	16-12	(3-29-17)
02.04.16 – Rules Governing Agriculture Odor Management				
02-0416-1601	010, 100-200	16-10	16-12	(3-29-17)

History Notes of Sections Affected – Legislative Session 2017

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
02.04.19 – Rules Governing Domestic Cervidae				
02-0419-1601	004, 201, 205, 206, 208, 250, 450-501	16-10	16-12	(3-29-17)
02.04.21 – Rules Governing the Importation of Animals				
02-0421-1601	004, 011, 200-203, 240, 300, 400, 600, 601	16-10	16-12	(3-29-17)
02.04.32 – Rules Governing Poultry Operations				
02-0432-1601	010, 011	16-10	16-12	(3-29-17)
02.06.02 – Rules Pertaining to the Idaho Commercial Feed Law				
02-0602-1601	004	16-7	16-9	(3-29-17)
02.06.12 – Rules Pertaining to the Idaho Fertilizer Law				
02-0612-1601	004	16-7	16-9	(3-29-17)
02.06.22 – Noxious Weed Rules				
02-0622-1601	010, 100	16-9	16-11	(3-29-17)
02.06.31 – Noxious Weed Free Forage and Straw Certification Rules				
02-0631-1602	010-150, 250	16-9	16-11	(3-29-17)
02.06.41 – Rules Pertaining to the Idaho Soil and Plant Amendment Act of 2001				
02-0641-1601	004	16-7	16-9	(3-29-17)

IDAPA 05 – Department of Juvenile Corrections

05.01.03 – Rules of the Custody Review Board

05-0103-1601	000, 010-101, 201, 202, 400	16-9	17-1	(3-29-17)
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IDAPA 06 – Board of Correction / Correctional Industries

06.01.02 – Rules of Correctional Industries

06-0102-1601	013	16-9	16-9	(10-7-16)
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IDAPA 07 – Division of Building Safety

07.01.06 – Rules Governing the Use of National Electrical Code

07-0106-1601	011	16-10	16-12	(3-29-17)
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07.02.02 – Rules Governing Plumbing Permits

07-0202-1601	011 (Fee approved by SCR 120)	16-10	16-12	(3-24-17)
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History Notes of Sections Affected – Legislative Session 2017

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
07.02.05 – Rules Governing Plumbing Safety Licensing				
07-0205-1601	012	16-9	16-12	(3-29-17)
07.02.06 – Rules Concerning Idaho State Plumbing Code				
07-0206-1601	002, 011	16-10	16-12	(3-29-17)
07.02.07 – Rules Governing Civil Penalties				
07-0207-1601	011	16-9	16-12	(3-29-17)
07.03.01 – Rules of Building Safety				
07-0301-1601	004	16-10	16-12	(3-29-17)
07.05.01 – Rules of the Public Works Contractors License Board				
07-0501-1601	200 (Pending rule rejected by SCR 112)	16-10	16-12	Null & Void
07.07.01 – Rules Governing Installation of Heating, Ventilation, and Air Conditioning Systems, Division of Building Safety				
07-0701-1601	002, 004	16-10	16-12	(3-29-17)
07-0701-1602	023, 050 (Fee approved by SCR 120)	16-10	16-12	(3-24-17)
07.08.01 – Idaho Minimum Safety Standards and Practices for Logging -- General Provisions				
07-0801-1601	000, 003-010	16-10	16-12	(3-29-17)
07.08.02 – Idaho Minimum Safety Standards and Practices for Logging -- Health, Safety, and Sanitation				
07-0802-1601	000, 003-013	16-10	16-12	(3-29-17)
07.08.03 – Idaho Minimum Safety Standards and Practices for Logging -- Explosives and Blasting				
07-0803-1601	Chapter Repeal (000-999)	16-10	16-12	(3-29-17)
07.08.04 – Idaho Minimum Safety Standards and Practices for Logging -- Garages, Machine Shops, and Related Work Areas				
07-0804-1601	000, 003-010	16-10	16-12	(3-29-17)
07.08.05 – Idaho Minimum Safety Standards and Practices for Logging -- Signals and Signal Systems				
07-0805-1601	000, 003-013	16-10	16-12	(3-29-17)
07.08.06 – Idaho Minimum Safety Standards and Practices for Logging -- Truck Road Standards				
07-0806-1601	000, 003-010	16-10	16-12	(3-29-17)
07.08.07 – Idaho Minimum Safety Standards and Practices for Logging -- Transportation of Employees				
07-0807-1601	000, 003-010	16-10	16-12	(3-29-17)
07.08.08 – Idaho Minimum Safety Standards and Practices for Logging -- Falling and Bucking				
07-0808-1601	000, 003-012	16-10	16-12	(3-29-17)

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07.08.09 – Idaho Minimum Safety Standards and Practices for Logging -- Rigging, Lines, Blocks, and Shackles				
07-0809-1601	000, 003-013	16-10	16-12	(3-29-17)
07.08.10 – Idaho Minimum Safety Standards and Practices for Logging -- Canopy and Canopy Construction for Logging Equipment				
07-0810-1601	000, 003-011	16-10	16-12	(3-29-17)
07.08.11 – Idaho Minimum Safety Standards and Practices for Logging -- Skidding and Yarding				
07-0811-1601	000, 003-015	16-10	16-12	(3-29-17)
07.08.12 – Idaho Minimum Safety Standards and Practices for Logging -- Road Transportation				
07-0812-1601	000, 003-012	16-10	16-12	(3-29-17)
07.08.13 – Idaho Minimum Safety Standards and Practices for Logging -- Log Dumps, Landing, Log Handling Equipment, Loading and Unloading Booms, Log Ponds, Rafting, Towing, Stiff Booms, Boom Sticks and Foot Logs, Pond Boats and Tow Boats and Trailer Loading Hoists				
07-0813-1601	000, 003-010	16-10	16-12	(3-29-17)
07.08.14 – Idaho Minimum Safety Standards and Practices for Logging -- Helicopter Logging				
07-0814-1601	000, 003-011	16-10	16-12	(3-29-17)
07.08.15 – Idaho Minimum Safety Standards and Practices for Logging -- Commonly Used Logging Terms				
07-0815-1601	000, 003-010	16-10	16-12	(3-29-17)
07.08.16 – Idaho Minimum Safety Standards and Practices for Logging -- Recommended Safety Program				
07-0816-1601	000, 003-011	16-10	16-12	(3-29-17)
07.10.01 – Rules Governing the Damage Prevention Board, Division of Building Safety				
07-1001-1601	New Chapter (000-999) (Fee approved by SCR 120)	16-11	17-1	(3-24-17)

IDAPA 08 – State Board of Education / State Department of Education

08.01.02 – Rules Governing the Postsecondary Credit Scholarship Program				
08-0102-1601	New Chapter (000-999)	16-10	17-1	(3-29-17)
08.01.04 – Residency				
08-0104-1601	001, 003-105	16-10	17-1	(3-29-17)
08.01.09 – Rules Governing the GEAR UP Idaho Scholarship Program				
08-0109-1601	Chapter Repeal (000-999)	16-10	17-1	(3-29-17)
08.02.01 – Rules Governing Administration				
08-0201-1602	801 (Pending Rule Subsection 801.05.a., 05.b., 06.a.i., 06.a.ii., 06.a.iii., 06.a.iv., 06.c.i., & 06.c.iii.rejected by HCR 27)	16-10	17-1	(3-22-17)

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08.02.01 – Rules Governing Administration				
08-0201-1603	802	16-10	17-1	(3-29-17)
08-0201-1604	803	16-10	17-1	(3-29-17)
08.02.02 – Rules Governing Uniformity				
08-0202-1602	111	16-8	17-1	(3-29-17)
08-0202-1603	004	16-8	17-1	(3-29-17)
08-0202-1604	004	16-8	17-1	(3-29-17)
08-0202-1605	004 (Pending rule rejected by SCR 118)	16-8	17-1	Null & Void
08-0202-1607	007, 014-16, 021-060, 120, 121	16-10	17-1	(3-29-17)
08.02.03 – Rules Governing Thoroughness				
08-0203-1601	004, 008, 105 (Pending Rule Subsection 105.01.g. rejected by SCR 119)	16-10	17-1	(3-24-17)
08-0203-1603	106, 117	16-10	17-1	(3-29-17)
08-0203-1604	004, 109	16-8	17-1	(3-29-17)
08-0203-1605	110	16-8	17-1	(3-29-17)
08-0203-1606	004	16-6	17-1	(3-29-17)
08-0203-1608	004, 007, 008, 111-114	16-10	17-1	(3-29-17)
08-0203-1609	105	16-10	17-1	(3-29-17)
08-0203-1610	004	16-10	17-1	(3-29-17)
08-0203-1611	105	16-10	17-1	(3-29-17)
08.02.05 – Rules Governing Pay for Success Contracting				
08-0205-1601	New Chapter (000-999)	16-10	17-1	(3-29-17)
08.05.01 – Rules Governing Seed and Plant Certification				
08-0501-1601	004	16-10	17-1	(3-29-17)

IDAPA 09 – Department of Labor

09.01.30 – Unemployment Insurance Benefits Administration Rules				
09-0130-1601	010-100, 425, 575	16-9	16-11	(3-29-17)
09.01.35 – Unemployment Insurance Tax Administration Rules				
09-0135-1601	061	16-9	16-11	(3-29-17)

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IDAPA 10 – Board of Professional Engineers and Land Surveyors				
10.01.01 – Rules of Procedure				
10-0101-1601	017, 019	16-8	16-10	(3-29-17)
10-0101-1602	023	16-8	16-10	(3-29-17)
10.01.02 – Rules of Professional Responsibility				
10-0102-1601	007	16-8	16-10	(3-29-17)

IDAPA 11 – Idaho State Police				
11.04.03 – Rules Governing Licensing and Fees				
11-0403-1601	050 (Fee approved by SCR 120)	16-10	17-1	(3-24-17)
11.11.01 – Rules of the Idaho Peace Officer Standards and Training Council				
11-1101-1601	010, 055, 058, 081	16-10	17-1	(3-29-17)
11-1101-1602	059	16-10	17-1	(3-29-17)
11.11.02 – Rules of the Idaho Peace Officer Standards and Training Council for Juvenile Detention Officers				
11-1102-1601	034	16-10	17-1	(3-29-17)
11.11.04 – Rules of the Idaho Peace Officer Standards and Training Council for Correction Officers and Adult Probation and Parole Officers				
11-1104-1601	031-044, 052, 053	16-10	17-1	(3-29-17)
11.13.01 – The Motor Carrier Rules				
11-1301-1601	004	16-10	17-1	(3-29-17)
11-1301-1602	004, 019	16-10	17-1	(3-29-17)
11-1301-1603	004	16-10	17-1	(3-29-17)

IDAPA 12 – Department of Finance				
12.01.08 – Rules Pursuant to the Uniform Securities Act (2004)				
12-0108-1601	005-010, 047, 052, 053, 056-059, 062, 078-080, 083, 086, 089, 090, 092-097, 101, 103-105	16-8	16-10	(3-29-17)
12.01.10 – Rules Pursuant to the Idaho Residential Mortgage Practices Act				
12-0110-1601	005	16-10	16-12	(3-29-17)

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IDAPA 13 – Department of Fish and Game				
13.01.02 – Rules Governing Hunter Education and Mentored Hunting				
13-0102-1601	000, 001, 100, 102 (Fee approved by SCR 120)	16-10	17-1	(3-24-17)
13.01.08 – Rules Governing the Taking of Big Game Animals in the State of Idaho				
13-0108-1601	010, 260, 300-350, 420, 422-500	16-10	17-1	(3-29-17)
13.01.09 – Rules Governing the Taking of Game Birds in the State of Idaho				
13-0109-1601	400	16-10	17-1	(3-29-17)
13-0109-1602	100, 600, 900	16-10	17-1	(3-29-17)
13.01.11 – Rules Governing Fish				
13-0111-1601	505	16-10	17-1	(3-29-17)
13.01.17 – Rules Governing the Use of Bait and Trapping for Taking Big Game Animals				
13-0117-1601	100	16-10	17-1	(3-29-17)

IDAPA 15 – Office of the Governor				
Division of Human Resources & Personnel Commission				
15.04.01 – Rules of the Division of Human Resources and Idaho Personnel Commission				
15-0401-1601	010, 074, 086, 089, 120, 122, 151, 152, 200, 220, 241, 250	16-10	17-1	(3-29-17)
Public Safety Communications Commission				
15.06.01 – Rules Governing the Idaho Public Safety Communications Commission				
15-0601-1601	000-002, 005, 011	16-8	16-10	(3-29-17)
15.06.02 – Rules Governing the Idaho Emergency Communications Commission Grants				
15-0602-1601	001, 005, 016, 026, 041	16-8	16-10	(3-29-17)
15-0602-1602	000-002, 005, 011	16-8	16-10	(3-29-17)
Military Division				
15.06.06 – Rules Governing Use of Disaster Emergency Account Funds				
15-0606-1601	New Chapter (000-999)	16-10	16-12	(3-29-17)

IDAPA 16 – Department of Health and Welfare				
16.01.02 – Emergency Medical Services (EMS) -- Rule Definitions				
16-0102-1601	001, 010-013	16-9	17-1	(7-1-17)

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16.01.03 – Emergency Medical Services (EMS) -- Agency Licensing Requirements				
16-0103-1601	535	16-9	17-1	(7-1-17)
16-0103-1602	004, 201-204, 211, 302	16-9	17-1	(3-29-17)
16.01.06 – Emergency Medical Services (EMS) -- Data Collection and Submission Requirements				
16-0106-1601	New Chapter (000-999)	16-9	17-1	(7-1-17)
16.01.07 – Emergency Medical Services (EMS) -- Personnel Licensing Requirements				
16-0107-1601	103, 115-118, 131	16-9	17-1	(3-29-17)
16.02.01 – Rules of the Idaho Time Sensitive Emergency System Council				
16-0201-1601	004	16-10	17-1	(7-1-17)
16.02.02 – Rules of the Idaho Emergency Medical Services (EMS) Physician Commission				
16-0202-1601	004	16-10	17-1	(7-1-17)
16.02.19 – Food Safety and Sanitation Standards for Food Establishments (The Idaho Food Code)				
16-0219-1601	110, 841-845	16-9	17-1	(3-29-17)
16.03.03 – Rules Governing Child Support Services				
16-0303-1601	603	16-10	16-12	(3-29-17)
16.03.04 – Rules Governing the Food Stamp Program in Idaho				
16-0304-1601	251, 630	16-10	16-12	(3-29-17)
16.03.05 – Rules Governing Eligibility for Aid to the Aged, Blind and Disabled (AABD)				
16-0305-1601	402, 403, 720, 838	16-10	16-12	(3-29-17)
16.03.08 – Rules Governing the Temporary Assistance for Families in Idaho (TAFI) Program				
16-0308-1601	010, 125, 126, 238, 239	16-10	16-12	(3-29-17)
16.03.09 – Medicaid Basic Plan Benefits				
16-0309-1601	004, 010, 011, 200, 399, 455, 522-525, 546, 720, 723, 725, 732, 733, 742, 751-755	16-10	17-1	(7-1-17)
16-0309-1602	665	16-10	17-1	(4-1-17)
16.03.10 – Medicaid Enhanced Plan Benefits				
16-0310-1601	456	16-6	16-12	(3-29-17)
16.03.18 – Medicaid Cost-Sharing				
16-0318-1601	400	16-6	16-12	(3-29-17)
16.03.19 – Rules Governing Certified Family Homes				
16-0319-1601	001, 200, 260	16-9	17-1	(7-1-17)

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16.05.06 – Criminal History and Background Checks				
16-0506-1601	100 (Fee approved by SCR 120)	16-7	17-1	(3-24-17)
16-0506-1602	000, 001, 010-050, 061, 120-126, 140, 180, 190-210, 300 (Fee approved by SCR 120)	16-9	17-1	(7-1-17)
16.05.07 – The Investigation and Enforcement of Fraud, Abuse, and Misconduct				
16-0507-1601	235-237	16-7	17-1	(3-29-17)
16.06.01 – Child and Family Services				
16-0601-1601	011, 030	16-9	17-1	(3-29-17)
16.06.12 – Rules Governing the Idaho Child Care Program (ICCP)				
16-0612-1601	003, 009-011, 070, 072-078, 103-105, 200, 202, 401, 500-600, 602, 701, 750, 751, 801-805, 807-809 (Pending Rule Subsection 750.10 rejected by HCR 8)	16-9	16-12	(3-2-17)
16.07.19 – Behavioral Health Certification of Peer Support Specialists and Family Support Partners				
16-0719-1601	New Chapter (000-999)	16-10	17-1	(3-29-17)
16.07.37 – Children's Mental Health Services				
16-0737-1601	003, 004, 010-801	16-10	17-1	(7-1-17)

IDAPA 18 – Department of Insurance

18.01.10 – Producers Handling of Fiduciary Funds				
18-0110-1601	000, 001, 010-015, 019, 022	16-9	16-11	(3-29-17)
18.01.48 – Rule to Implement the Privacy of Consumer Financial Information				
18-0148-1601	150	16-10	16-12	(3-29-17)
18.01.50 – Adoption of the International Fire Code				
18-0150-1601	004, 019-027, 052	16-9	16-11	(3-29-17)
18.01.54 – Rule to Implement the NAIC Medicare Supplement Insurance Minimum Standards Model Act				
18-0154-1601	026, 027, 029, 030	16-9	16-11	(3-29-17)
18.01.56 – Rebates and Illegal Inducements to Obtaining Title Insurance Business Rules				
18-0156-1601	012-014, 017	16-10	16-12	(3-29-17)

IDAPA 19 – Board of Dentistry

19.01.01 – Rules of the Idaho State Board of Dentistry				
19-0101-1601	004, 010, 014, 015, 018, 030, 035, 040-042, 046, 050, 051, 055, 058-061	16-9	16-12	(3-29-17)

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IDAPA 20 – Department of Lands				
20.02.14 – Rules for Selling Forest Products on State-Owned Endowment Lands				
20-0214-1601	010, 011, 020-025, 026-031	16-8	17-1	(3-29-17)
20.03.16 – Rules Governing Oil and Gas Leasing on Idaho State Lands				
20-0316-1601	000-010, 016-045, 050, 051, 056-058, 065, 071, 085, 103, 120 (Fee approved by SCR 120)	16-10	17-1	(3-24-17)
20.07.01 – Rules of Practice and Procedure Before the Idaho Oil and Gas Conservation Commission				
20-0701-1601	Chapter Repeal (000-999)	16-8	16-11	(3-29-17)
20.07.02 – Rules Governing Conservation of Oil and Natural Gas in the State of Idaho				
20-0702-1601	003-015, 030, 040, 100-301, 310, 314, 315, 330-401, 403, 404, 410, 420-500, 502-510 (Pending rule rejected by HCR 5)	16-10	17-1	Null & Void

IDAPA 22 – Board of Medicine				
22.01.03 – Rules for the Licensure of Physician Assistants				
22-0103-1601	007, 010, 020, 021, 028-030, 036, 037, 042, 051	16-10	16-12	(3-29-17)

IDAPA 23 – Board of Nursing				
23.01.01 – Rules of the Idaho Board of Nursing				
23-0101-1601	008, 060, 132, 133, 315, 641, 900, 901 (Fee approved by SCR 120)	16-10	16-12	(3-24-17)
23-0101-1602	010, 640	16-10	16-12	(3-29-17)

IDAPA 24 – Bureau of Occupational Licenses				
24.01.01 – Rules of the Board of Architectural Examiners				
24-0101-1601	004, 010-100, 250-350, 375, 450, 600, 800	16-10	16-12	(3-29-17)
24.03.01 – Rules of the State Board of Chiropractic Physicians				
24-0301-1601	150, 600 (Fee approved by SCR 120)	16-10	16-12	(3-24-17)
24.08.01 – Rules of the State Board of Morticians				
24-0801-1601	250	16-9	16-12	(3-29-17)
24.10.01 – Rules of the State Board of Optometry				
24-1001-1601	250, 300, 575 (Fee approved by SCR 120)	16-10	17-1	(3-24-17)

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24.12.01 – Rules of the Idaho State Board of Psychologist Examiners				
24-1201-1601	402-450, 601	16-10	17-1	(3-29-17)
24.16.01 – Rules of the State Board of Dentistry				
24-1601-1601	100-200, 300-315, 450-475	16-10	16-12	(3-29-17)
24.17.01 – Rules of the State Board of Acupuncture				
24-1701-1601	500	16-10	16-12	(3-29-17)
24.18.01 – Rules of the Real Estate Appraiser Board				
24-1801-1602	010, 150, 200-225, 275-400, 600-800 (Fee approved by SCR 120)	16-10	17-1	(3-24-17)
24.19.01 – Rules of the Board of Examiners of Residential Care Facility Administrators				
24-1901-1601	401, 500-600 (Fee approved by SCR 120)	16-10	16-12	(3-24-17)
24.22.01 – Rules of the Idaho State Liquefied Petroleum Gas Safety Board				
24-2201-1601	004	16-10	16-12	(3-29-17)
24.23.01 – Rules of the Speech and Hearing Services Licensure Board				
24-2301-1601	010, 175, 211, 450, 700 (Fee approved by SCR 120)	16-10	16-12	(3-24-17)
24.25.01 – Rules of the Idaho Driving Businesses Licensure Board				
24-2501-1601	225, 227, 250	16-10	16-12	(3-29-17)
24.27.01 – Rules of the Idaho State Board of Massage Therapy				
24-2701-1601	250-305, 320-330 (Fee approved by SCR 120)	16-10	17-1	(3-24-17)

IDAPA 26 – Department of Parks & Recreation

26.01.20 – Rules Governing the Administration of Park and Recreation Areas and Facilities				
26-0120-1601	010	16-11	17-1	(3-29-17)

IDAPA 27 – Board of Pharmacy

27.01.01 – Rules of the Idaho State Board of Pharmacy				
27-0101-1601	011, 140, 204, 265, 633, 635	16-9	16-12	(3-29-17)
27-0101-1602	071, 710-712	16-9	16-12	(3-29-17)
27-0101-1603	115, 321-330, 360-410, 607	16-9	16-12	(3-29-17)
27-0101-1604	011, 032, 033, 116, 142, 143, 200, 262, 300, 503, 603, 605, 637, 650	16-9	16-12	(3-29-17)

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27.01.01 – Rules of the Idaho State Board of Pharmacy				
27-0101-1606	114	16-10	16-12	(3-29-17)

IDAPA 28 – Department of Commerce

28.02.07 – Rules Governing the Administration of the IGEM Grant Program				
28-0207-1601	010, 200, 301-500	16-10	17-1	(3-29-17)

IDAPA 31 – Public Utilities Commission

31.46.02 – Rules for Telecommunications Relay Services (TRS)				
31-4602-1602	005, 101, 103-106, 202, 205	16-9	16-12	(3-29-17)

IDAPA 35 – State Tax Commission

35.01.01 – Income Tax Administrative Rules				
35-0101-1602	006, 075, 263, 771, 872, 874	16-10	16-12	(3-29-17)
35.01.02 – Idaho Sales and Use Tax Administrative Rules				
35-0102-1601	079-083, 096, 100, 102, 107	16-10	16-12	(3-29-17)
35-0102-1602	037	16-10	16-12	(3-29-17)
35-0102-1603	041	16-10	16-12	(3-29-17)
35.01.03 – Property Tax Administrative Rules				
35-0103-1601	625, 631	16-9	16-12	(3-29-17)
35-0103-1602	114, 317, 609, 802-805	16-9	16-12	(3-29-17)
35-0103-1603	020	16-9	16-12	(3-29-17)
35-0103-1605	006, 809	16-9	16-12	(1-1-17)
35.01.05 – Idaho Motor Fuels Tax Administrative Rules				
35-0105-1601	003, 004, 140, 311, 400	16-5	16-12	(3-29-17)
35-0105-1602	130	16-7	16-12	(3-29-17)
35.01.10 – Idaho Cigarette and Tobacco Products Tax Administrative Rules				
35-0110-1601	017	16-10	16-12	(3-29-17)
35.02.01 – Tax Commission Administration and Enforcement Rules				
35-0201-1601	310, 702	16-10	16-12	(3-29-17)

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IDAPA 38 – Department of Administration				
38.05.01 – Rules of the Division of Purchasing				
38-0501-1601	011-034, 042-053, 070, 072-092, 102-111, 113	16-10	16-12	(3-29-17)

IDAPA 39 – Idaho Transportation Department				
39.03.06 – Rules Governing Allowable Vehicle Size				
39-0306-1601	300	16-9	16-12	(3-29-17)
39.03.11 – Rules Governing Overlegal Permittee Responsibility and Travel Restrictions				
39-0311-1601	200	16-9	17-1	(3-29-17)
39.03.12 – Rules Governing Safety Requirements of Overlegal Permits				
39-0312-1601	001, 050-060	16-9	16-12	(3-29-17)
39.03.15 – Rules Governing Excess Weight Permits for Reducible Loads				
39-0315-1601	001, 100	16-10	17-1	(3-29-17)
39.03.22 – Rules Governing Overlegal Permits for Extra-Length, Excess Weight, and Up to 129,000 Pound Vehicle Combinations				
39-0322-1601	200-300	16-9	16-12	(3-29-17)
39.03.23 – Rules Governing Revocation of Overlegal Permits				
39-0323-1601	100	16-9	16-12	(3-29-17)

IDAPA 42 – Idaho Wheat Commission				
42.01.01 – Rules of the Idaho Wheat Commission				
42-0101-1601	300 (Pending rule rejected by HCR 16)	16-11	17-1	Null & Void
42-0101-1602	300 (Pending rule rejected by HCR 15)	16-11	17-1	Null & Void

IDAPA 46 – Board of Veterinary Medicine				
46.01.01 – Rules of the State of Idaho Board of Veterinary Medicine				
46-0101-1601	004, 102, 200	16-9	16-11	(3-29-17)
46-0101-1603	014, 104 (Fee approved, partial rejection of Subsection 014.02.f. by SCR 102 & SCR 120)	16-9	16-11	(2-15-17)

History Notes of Sections Affected – Legislative Session 2017

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
IDAPA 47 – Division of Vocational Rehabilitation				
47.01.01 – Rules of the Idaho Division of Vocational Rehabilitation				
47-0101-1601	001, 004-100, 200-300	16-10	17-1	(3-29-17)
47.01.02 – Rules and Minimum Standards Governing Extended Employment Services				
47-0102-1601	000, 001, 005, 010-600, 800-900	16-10	17-1	(3-29-17)
IDAPA 48 – Grape Growers & Wine Producers Commission				
48.01.01 – Rules of the Idaho Grape Growers and Wine Producers Commission				
48-0101-1601	020	16-9	16-12	(3-29-17)
IDAPA 57 – Sexual Offender Management Board				
57.01.01 – Rules of the Sexual Offender Management Board				
57-0101-1601	004, 010, 011, 041, 081, 150, 151, 201-300, 332, 333, 350 (Fee approved, partial rejection of Subsections 150.02 & 150.04 by SCR 120)	16-10	17-1	(3-24-17)
IDAPA 58 – Department of Environmental Quality				
58.01.01 – Rules for the Control of Air Pollution in Idaho				
58-0101-1602	582	16-8	16-11	(3-29-17)
58-0101-1603	107	16-8	16-11	(3-29-17)
58.01.03 – Individual/Subsurface Sewage Disposal Rules				
58-0103-1501	003, 006, 009	16-1	16-6	(7-1-17)
58.01.05 – Rules and Standards for Hazardous Waste				
58-0105-1601	002, 004-018	16-8	16-11	(3-29-17)
58.01.07 – Rules Regulating Underground Storage Tank Systems				
58-0107-1601	004, 010, 100-400, 601 (Fee approved by SCR 120)	16-8	16-11	(3-24-17)
IDAPA 59 – Public Employees Retirement System (PERSI)				
59.02.01 – Rules for the Judges' Retirement Fund				
59-0201-1601	300, 301	16-1	16-4	(7-1-17)
59-0201-1602	101	16-5	16-11	(3-29-17)

History Notes of Sections Affected – Legislative Session 2017

<i>Chapter and Docket Number</i>	<i>Sections Affected</i>	<i>Bulletin Vol. Proposed Rule</i>	<i>Bulletin Vol. Pending Rule</i>	<i>Final Effective Date</i>
IDAPA 61 – State Public Defense Commission				
61.01.01 – Rules Governing Training Requirements for Defending Attorneys and the Administration of Training Funds				
61-0101-1601	New Chapter (000-999)	16-8	17-1	(3-29-17)
61.01.07 – Rules Governing Standards for Defending Attorneys That Utilize Idaho’s Principles of an Indigent Defense Delivery System				
61-0107-1601	New Chapter (000-999)	16-10	17-1	(5-1-17)

IDAPA 02 – DEPARTMENT OF AGRICULTURE

02.06.17 – RULES GOVERNING THE DISPOSAL OF CULL ONIONS AND POTATOES

DOCKET NO. 02-0617-1701

NOTICE OF RULEMAKING – RESCISSION OF TEMPORARY RULE

EFFECTIVE DATE OF RECISSION: The effective date of the rescission of this temporary rule is April 17, 2017.

AUTHORITY: In compliance with Section 67-5226, Idaho Code, notice is hereby given that this agency has rescinded the temporary rule previously adopted under this docket. The action is authorized pursuant to Sections 103(21) and 22-2006, Idaho Code.

DESCRIPTIVE SUMMARY: The following is a concise explanatory statement of the reasons for rescinding the temporary rule.

The temporary rule extended the cull onion disposal deadline because of severe weather and heavy snowfall in Washington, Owyhee, Canyon, and Payette counties, and the need to accommodate the challenges facing packing sheds and growers. The situation has been dealt with and the temporary rule deadline extension is no longer needed.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning the rescission of this temporary rule, contact Lloyd Knight, Plant Industries, (208) 332-8664.

DATED this April 17, 2017.

Brian Oakey
Deputy Director
Idaho Department of Agriculture
2270 Old Penitentiary Road
P.O. Box 790
Boise, Idaho 83701-8552
Phone: (208) 332-8552
Fax: (208) 334-2710

IDAPA 02 – DEPARTMENT OF AGRICULTURE

02.06.22 – NOXIOUS WEED RULES

DOCKET NO. 02-0622-1701

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 22-2403, Idaho Code.

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

Tuesday, May 16, 2017 at 1:30 – 3:30 pm

**Idaho State Department of Agriculture
2270 Old Penitentiary Road
Boise, ID 83712**

Additional meetings may be scheduled, check the ISDA web site (www.agri.idaho.gov) for information.

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

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

Interested members of the public who wish to participate must submit any written comments, questions, recommendations, or ideas to the Idaho State Department of Agriculture addressed to Lloyd Knight, Administrator, Plant Industries Division. Individuals may also attend the public meeting to be conducted on the above date during which the Idaho State Department of Agriculture will allow oral comments or presentations to be made.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and a conclusion reached during the negotiated rulemaking will be addressed in a written summary and made available on the agency website.

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

ISDA received petitions for rulemaking that propose to establish rules governing the sale, distribution, and possession of certain yew species in Idaho.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking or to obtain a copy of the preliminary draft of the text of the proposed rule, contact Lloyd Knight, Administrator – Plant Industries Division at (208) 332-8620. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the ISDA web site (www.agri.idaho.gov).

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before July 15, 2017.

DATED this 21st day of April, 2017

Brian J. Oakey, Deputy Director
Idaho State Department of Agriculture
2270 Old Penitentiary Rd
P.O. Box 790, Boise, Idaho 83701
Phone: (208) 332-8503 / Fax: (208) 334-2170

IDAPA 08 – STATE BOARD OF EDUCATION

08.01.11 – REGISTRATION OF POST-SECONDARY EDUCATIONAL INSTITUTIONS AND PROPRIETARY SCHOOLS

DOCKET NO. 08-0111-1701

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and under Sections 33-105, 33-107, 33-2402 and 33-2403, Idaho Code. Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

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

Proposed amendments would make technical corrections and provide clarification to the process for the review of proprietary school/institution standards for registration purposes.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017.

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street
P.O. Box 83720
Boise, Idaho 83720-0037
Tel: (208) 332-1582
Fax: (208) 334-2632

IDAPA 08 – STATE BOARD OF EDUCATION

08.01.13 – RULES GOVERNING THE OPPORTUNITY SCHOLARSHIP PROGRAM

DOCKET NO. 08-0113-1701

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and under Section(s) 33-105, 33-107, and 33-4303, Idaho Code. Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

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

Proposed amendments would make technical corrections and provide clarification regarding the verification of a student's expected family contribution and update the college entrance exam requirements scores. College entrance exam score amendments are due to the recent changes in the Scholastic Aptitude Test (SAT) scoring.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017.

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street
P.O. Box 83720
Boise, Idaho 83720-0037
Tel: (208) 332-1582
Fax: (208) 334-2632

IDAPA 08 – STATE BOARD OF EDUCATION

08.02.01 – RULES GOVERNING ADMINISTRATION

DOCKET NO. 08-0201-1602

NOTICE OF FINAL RULE – AGENCY FILING

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending rule promulgated under Docket No. 08-0201-1602. Only that section of the rule effected by House Concurrent Resolution (HCR) 27 is being reprinted here as a final rule.

DESCRIPTIVE SUMMARY: The following is a concise explanatory statement regarding the partial rejection:

Pursuant to [HCR 27](#), IDAPA 08.02.01, the State Board of Education, “Rules Governing Administration,” the amendments to Section 801, Subsections 05.a., 05.b., 06.a.i., 06.a.ii., 06.a.iii., 06.a.iv., 06.c.i., and 06.c.iii., only, adopted as a pending rule under Docket Number [08-0201-1602](#), are not consistent with legislative intent and are rejected and declared null, void and of no force and effect. Only Section 801 is reprinted here as affected by HCR 27 following this notice.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this notice, contact Dennis Stevenson, Administrative Rules Coordinator, at (208) 332-1820.

DATED this 20th day of April, 2017.

Dennis Stevenson
Administrative Rules Coordinator
Office of the Administrative Rules Coordinator
Department of Administration
P. O. Box 83720, Boise, ID 83720-0306
email: rulescoordinator@adm.idaho.gov

**The pending rule adopted under this docket was partially rejected by HCR 27.
The following rule text is the codified final rule and includes the rejected
pending rule text shown here as underscored and stricken.**

801. CONTINUOUS IMPROVEMENT PLANNING AND TRAINING.

In accordance with Section 33-320, Idaho Code, every local education agency (LEA) shall develop and maintain a strategic plan that includes a continuous improvement process focused on improving student performance of the LEA. (3-25-16)

01. Definitions. (4-11-15)

a. Administrator. As used in this section administrator means the superintendent of the school district or administrator of a charter school. (4-11-15)

b. Board. Board means the Idaho State Board of Education. (4-11-15)

c. Executive Director. Executive Director means the Executive Director of the Idaho State Board of Education. (4-11-15)

d. Local Education Agency Board. As used in this section local education agency or LEA Board means the board of trustees of a school district or board of directors of a charter school. (4-11-15)

e. Local Education Agency. As used in this section local education agency (LEA) means public school district or charter school.. (4-11-15)

f. Continuous Improvement Plan. As used in this section, a continuous improvement plan focuses on annual measurable outcomes and the analysis of data to assess and prioritize needs and measure outcomes. (3-25-16)

02. Reimbursement Eligibility. LEA's may request reimbursement for training conducted pursuant to Section 33-320, Idaho Code. To be eligible for reimbursement the training and trainer must meet the following criteria: (4-11-15)

a. Training. The training must cover one (1) or more the follow subjects: (4-11-15)

i. Continuous improvement planning training. Continuous improvement planning training must include, but is not limited to, training on continuous process improvement, use and analysis of data, and methods for setting measurable targets based on student outcomes; (3-25-16)

ii. School finance; (4-11-15)

iii. Administrator evaluations, including, but not limited to, specifics on the Idaho state evaluation requirements and framework; (4-11-15)

iv. Ethics; or (4-11-15)

v. Governance. (4-11-15)

b. Documentation of Training. Training records shall be kept by the LEA showing: (4-11-15)

i. The length of the training in hours; (4-11-15)

ii. The subject(s) covered by the training; (4-11-15)

iii. The participants included in the training or validation of attendance of specific participants as applicable; and (4-11-15)

iv. The curriculum, agenda, or other documentation detailing the content of the training. (4-11-15)

c. Training Format. A majority of the LEA board and the administrator must collaborate on the continuous improvement plan and engage students, parents, educators and the community, as applicable to the training subject and format. The training facilitator must be physically present or have the ability to interact directly with all training participants. Sufficient time must be provided during the sessions to give the participants an opportunity to discuss issues specific to the LEA. (3-25-16)

d. Trainer Qualifications. The trainer must meet the following qualifications: (4-11-15)

i. May not be a current employee of the LEA; (4-11-15)

ii. Must have two (2) years of documented training experience in the area of training being provided for the LEA; and (4-11-15)

iii. Must provide at least three (3) recommendations from individuals who participated in past training sessions conducted by the trainer. These recommendations must be included with the application to determine the trainer's qualifications. (4-11-15)

e. Qualified Trainers. Trainer qualifications will be determined by the Office of the State Board of

Education. The State Board of Education will maintain a list of qualified trainers and the subject areas in which they are qualified. (4-11-15)

i. An individual or company may submit an application for consideration to be placed on the list of qualified trainers or the LEA may submit the application on behalf of the individual or company. (4-11-15)

ii. Applications must be submitted to the Executive Director in a format established by the Executive Director. (4-11-15)

iii. Trainer qualifications must be determined prior to the LEA's request for reimbursement of training costs. (4-11-15)

03. Audit. If requested, LEA's must provide training documentation or other information to verify eligibility prior to reimbursement. (4-11-15)

04. Statewide Continuous Improvement Measures. Multiple measures must be used to fully determine student readiness and improvement. At a minimum each continuous improvement plan shall include the following statewide student readiness and improvement metrics. The benchmark for each metric shall be set by the LEA. (3-22-17)

a. The college and career readiness metric shall be the number and percentage of students meeting the college ready benchmark in mathematics and English Language Arts on a state recognized college entrance exam. Improvement shall be measured by year over year growth in the percentage of students meeting the college readiness benchmark. This measure may be broken out by students pursuing a career technical track and non-career technical track students. Career technical track student's readiness will be measured based on students receiving an industry recognized certification or passage of a Division of Career Technical Education recognized workplace readiness assessment. (3-22-17)

b. The high school readiness metric shall be the number and percentage of students meeting proficient or advanced on the grade eight (8) Idaho standards achievement test in mathematics and English language usage. Improvement shall be measured by year over year growth in the percentage of students scoring proficient or advanced. (3-22-17)

c. The grade seven (7) readiness metric shall be the number and percentage of students meeting proficient or advanced on the grade six (6) Idaho standards achievement test in mathematics and English language usage. Improvement shall be measured by year over year growth in the percentage of students scoring proficient or advanced. (3-22-17)

d. The grade four (4) reading readiness metric shall be the number and percentage of students reading at grade level on the spring grade three (3) statewide reading assessment. Improvement shall be measured by year over year growth in the percentage of students scoring at grade level. (3-22-17)

e. The grade three (3) reading readiness metric shall be the number and percentage of students reading at grade level on the spring grade two (2) statewide reading assessment. Improvement shall be measured by year over year growth in the percentage of students scoring at grade level. (3-22-17)

f. The grade two (2) reading readiness metric shall be the number and percentage of students reading at grade level on the spring grade one (1) statewide reading assessment. Improvement shall be measured by year over year growth in the percentage of students scoring at grade level. (3-22-17)

g. The grade one (1) reading readiness metric shall be the number and percentage of students reading at grade level on the spring kindergarten statewide reading assessment. Improvement shall be measured by year over year growth in the percentage of students scoring at grade level. (3-22-17)

05. Annual Literacy Intervention Plan. Annually each LEA will report on the effectiveness of the LEA's literacy intervention plan. Plans and reports are due by October 1 of each year. Plans shall include at a minimum: (3-22-17)

- ~~ii. Summary of literacy interventions used at each grade level: ()~~
- ~~b. Previous year literacy intervention expenditures: ()~~
- a. Projected literacy plan budget for the current school year; (3-22-17)
- b. Metrics chosen by the LEA to determine effectiveness of the literacy plan and annual performance benchmarks; and (3-22-17)
- c. Performance on metrics chosen to show program effectiveness for at a minimum the previous academic year. (3-22-17)
- 06. College and Career Advising and Mentoring Plans.** Annually each LEA shall submit their college and career advising and mentoring plan to the State Board of Education by October 1. (3-22-17)
- a. Plans shall include required metrics and at least one (1) or more additional metrics chosen by the LEA to determine effectiveness of the college and career advising and mentoring plan, baseline data and annual benchmarks. (3-22-17)
- ~~i. Description of the college and career advising or mentoring model used by the LEA, including how parents and students will be notified, the resources available to parents and students, and how they may be accessed: ()~~
- ~~ii. Summary of college and career advising and mentoring used at each grade level, grade eight (8) through grade twelve (12), as applicable to the grade ranges enrolled at the LEA: ()~~
- ~~iii. Previous year college and career advising and mentoring plan expenditures. College and career advising and mentoring plans submitted for the 2016-2017 school year must show how the additional funds received will be used to expand previous college and career advising and mentoring in the schools. New funding shall not be used to supplant current efforts: ()~~
- ~~iv. Projected college and career advising and mentoring plan budget for current school year; and ()~~
- b. Performance on all effectiveness metrics shall be reported annually in the LEA's Continuous Improvement Plan annual report. (3-22-17)
- c. At a minimum effectiveness metrics must include: (3-22-17)
- ~~i. Percent of learning plans developed during grade eight (8): ()~~
- i. Percent of learning plans reviewed annually by grade level, in grade nine (9) through grade twelve (12); (3-22-17)
- ~~iii. Number of students receiving college and career advising or mentoring services annually by grade level: ()~~
- ii. Number and percent of students who go on to some form of postsecondary education one (1) and two (2) years after graduation; and (3-22-17)
- iii. Number of students graduating high school with a career technical certificate or an associate degree. (3-22-17)

IDAPA 08 – STATE BOARD OF EDUCATION

08.02.01 – RULES GOVERNING ADMINISTRATION

DOCKET NO. 08-0201-1701

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and under Section(s) 33-105, 33-107, 33-116, and 33-1612, Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

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

Proposed changes would provide a requirement that school districts provide information on their websites or through their district office on how parents or guardians of students provide input to the local school board or request to address the Board. The purpose of these amendments is to provide information in an easily accessible place to patrons of the district and is not to require any specific process be used.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street
P.O. Box 83720
Boise, Idaho 83720-0037
Tel: (208) 332-1582
Fax: (208) 334-2632

IDAPA 08 – STATE BOARD OF EDUCATION

08.02.02 – RULES GOVERNING UNIFORMITY

DOCKET NO. 08-0202-1703

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and under Sections 33-105, 33-107, 33-116, and 33-119, Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

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

Proposed changes will make technical corrections and clarify existing elementary and secondary accreditation requirements. Proposed changes include, but may not be limited to, additional language regarding the recognized standards and the entity that evaluates those standards, including the specification that Northwest Accreditation Commission is a subsidiary of AdvancED, as well as who is responsible for submitting the annual accreditation report and inspection requirement for accredited residential schools. Additional technical changes identified during the negotiated rulemaking process may be incorporated.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017.

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street
P.O. Box 83720
Boise, Idaho 83720-0037
Tel: (208) 332-1582
Fax: (208) 334-2632

IDAPA 08 – STATE BOARD OF EDUCATION

08.02.02 – RULES GOVERNING UNIFORMITY

DOCKET NO. 08-0202-1704

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and under Sections 33-105, 33-107, 33-116, 33-1201, 33-1201A, 33-1204, and 33-1612, Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

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

The purpose of this negotiated rulemaking is to discuss preliminary proposals identified by the State Board of Education's Educator Pipeline Workgroup that could incentivize teachers to work in hard to fill positions and rural areas of the state as well as an accelerated path to certification for eligible paraprofessionals employed by school districts and/or charter schools. Proposed amendments would incorporate certification requirements or amendments identified during the negotiated rulemaking that would help districts and charter schools to hire qualified teachers into hard to fill positions.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017.

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street
P.O. Box 83720
Boise, Idaho 83720-0037
Tel: (208) 332-1582
Fax: (208) 334-2632

IDAPA 08 – STATE BOARD OF EDUCATION

08.02.02 – RULES GOVERNING UNIFORMITY

DOCKET NO. 08-0202-1705

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and under Sections 33-105, 33-107, 33-116, and 33-1004B, 33-1201, 33-1201A, 33-1204, and 33-1612, Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

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

Proposed changes would make technical corrections to the existing definition of an institutional recommendation to differentiate between the institutional recommendations that is required for instructional staff and the one required for administrators and change existing references to professional development plans and professional learning plans to a single term for consistency. Additional changes will amend educator evaluation requirements to provide clarification to the existing requirements including, but not limited to, documentation requirements and school district policy requirements. Proposed evaluation amendments will be based on areas identified during the annual evaluation review process. Additional technical corrections identified during the negotiated rulemaking process may be included.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street

P.O. Box 83720
Boise, Idaho 83720-0037
Tel: (208) 332-1582
Fax: (208) 334-2632

IDAPA 08 – STATE BOARD OF EDUCATION

08.02.02 – RULES GOVERNING UNIFORMITY

DOCKET NO. 08-0202-1706

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and under Sections 33-105, 33-107, 33-116, 33-1204, 33-1612 and 33-4701, Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

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

HB70 (2017) requires the State Board of Education to award STEM school and STEM program designation annually to those public schools and public school programs that meet standards established by the State Board of Education. The proposed rule would create STEM School and Program standards that will be used for making STEM school or program designations.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017.

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street
P.O. Box 83720
Boise, Idaho 83720-0037
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IDAPA 08 – STATE BOARD OF AND STATE DEPARTMENT OF EDUCATION

08.02.03 – RULES GOVERNING THOROUGHNESS

DOCKET NO. 08-0203-1601

NOTICE OF FINAL RULE – AGENCY FILING

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending rule promulgated under Docket No. 08-0203-1601. Only that section of the rule effected by Senate Concurrent Resolution (SCR) 119 is being reprinted here as a final rule.

DESCRIPTIVE SUMMARY: The following is a concise explanatory statement regarding the partial rejection:

Pursuant to **SCR 119**, IDAPA 08.02.03, the State Department of Education, “Rules Governing Thoroughness,” the amendment to Section 105, Subsection 01.g., only, adopted as a pending rule under Docket Number **08-0203-1601**, is not consistent with legislative intent and is rejected and declared null, void and of no force and effect. Only Section 105 is reprinted here as affected by SCR 119 following this notice.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this notice, contact Dennis Stevenson, Administrative Rules Coordinator, at (208) 332-1820.

DATED this 20th day of April, 2017.

Dennis Stevenson
Administrative Rules Coordinator
Office of the Administrative Rules Coordinator
Department of Administration
P. O. Box 83720, Boise, ID 83720-0306
email: rulescoordinator@adm.idaho.gov

**The pending rule adopted under this docket was partially rejected by SCR 119.
The following rule text is the codified final rule and includes the rejected
pending rule text shown here as underscored and stricken.**

105. HIGH SCHOOL GRADUATION REQUIREMENTS.

A student must meet all of the requirements identified in this section before the student will be eligible to graduate from an Idaho high school. The local school district or LEA may establish graduation requirements beyond the state minimum. (5-8-09)

01. Credit Requirements. The State minimum graduation requirement for all Idaho public high schools is forty-six (46) credits and must include twenty-nine (29) credits in core subjects as identified in Paragraphs 105.01.c. through 105.01.i. (3-12-14)

a. Credits. (Effective for all students who enter the ninth grade in the fall of 2010 or later.) One (1) credit shall equal sixty (60) hours of total instruction. School districts or LEA’s may request a waiver from this provision by submitting a letter to the State Department of Education for approval, signed by the superintendent and chair of the board of trustees of the district or LEA. The waiver request shall provide information and documentation that substantiates the school district or LEA’s reason for not requiring sixty (60) hours of total instruction per credit. (3-29-10)

b. Mastery. Notwithstanding the credit definition of Subsection 105.01.a., a student may also achieve credits by demonstrating mastery of a subject's content standards as defined and approved by the local school district or LEA. (3-29-17)

c. Secondary Language Arts and Communication. Nine (9) credits are required. Eight (8) credits of instruction in Language Arts. Each year of Language Arts shall consist of language study, composition, and literature and be aligned to the Idaho Content Standards for the appropriate grade level. One (1) credit of instruction in communications consisting of oral communication and technological applications that includes a course in speech, a course in debate, or a sequence of instructional activities that meet the Idaho Speech Content Standards requirements. (3-29-10)

d. Mathematics. Six (6) credits are required. Secondary mathematics includes Applied Mathematics, Business Mathematics, Algebra, Geometry, Trigonometry, Fundamentals of Calculus, Probability and Statistics, Discrete Mathematics, and courses in mathematical problem solving and reasoning. AP Computer Science, Dual Credit Computer Science, and Dual Credit Engineering courses may also be counted as a mathematics credit if the student has completed Algebra II standards. Students who choose to take AP Computer Science, Dual Credit Computer Science, and Dual Credit Engineering may not concurrently count such courses as both a math and science credit. (3-12-14)

i. Students must complete secondary mathematics in the following areas: (3-12-14)

(1) Two (2) credits of Algebra I or courses that meet the Idaho Algebra I Content Standards as approved by the State Department of Education; (3-29-10)

(2) Two (2) credits of Geometry or courses that meet the Idaho Geometry Content Standards as approved by the State Department of Education; and (3-29-10)

(3) Two (2) credits of mathematics of the student's choice. (3-29-10)

ii. Two (2) credits of the required six (6) credits of mathematics must be taken in the last year of high school in which the student intends to graduate. For the purposes of this subsection, the last year of high school shall include the summer preceding the fall start of classes. Students who return to school during the summer or the following fall of the next year for less than a full schedule of courses due to failing to pass a course other than math are not required to retake a math course as long as they have earned six (6) credits of high school level mathematics. (3-12-14)

iii. Students who have completed six (6) credits of math prior to the fall of their last year of high school, including at least two (2) semesters of an Advanced Placement or dual credit calculus or higher level course, are exempt from taking math during their last year of high school. High School math credits completed in middle school shall count for the purposes of this section. (3-12-14)

e. Science. Six (6) credits are required, four (4) of which will be laboratory based. Secondary sciences include instruction in applied sciences, earth and space sciences, physical sciences, and life sciences. Up to two (2) credits in AP Computer Science, Dual Credit Computer Science, and Dual Credit Engineering may be used as science credits. Students who choose to take AP Computer Science, Dual Credit Computer Science, and Dual Credit Engineering may not concurrently count such courses as both a math and science credit. (3-12-14)

i. Secondary sciences include instruction in the following areas: biology, physical science or chemistry, and earth, space, environment, or approved applied science. Four (4) credits of these courses must be laboratory based. (3-29-10)

f. Social Studies. Five (5) credits are required, including government (two (2) credits), United States history (two (2) credits), and economics (one (1) credit). Courses such as geography, sociology, psychology, and world history may be offered as electives, but are not to be counted as a social studies requirement. (3-29-10)

g. Arts and Humanities. Two (2) credits are required. Arts and Humanities courses include instruction in visual arts, music, theatre, dance, media arts or world language aligned to the Idaho content standards for those

subjects. Other courses such as literature, history, philosophy, architecture, or comparative world religions A course in Interdisciplinary Humanities may satisfy the humanities standards graduation requirements if the course is aligned to the Idaho Interdisciplinary Humanities Content Standards. (3-29-10)(~~_____~~)

h. Health/Wellness. One (1) credit is required. Course must be aligned to the Idaho Health Content Standards. Effective for all public school students who enter grade nine (9) in Fall 2015 or later, each student shall receive a minimum of one (1) class period on psychomotor cardiopulmonary resuscitation (CPR) training as outlined in the American Heart Association (AHA) Guidelines for CPR to include the proper utilization of an automatic external defibrillator (AED) as part of the Health/Wellness course. (3-12-14)

i. Students participating in one (1) season in any sport recognized by the Idaho High School Activities Association or club sport recognized by the local school district, or eighteen (18) weeks of a sport recognized by the local school district may choose to substitute participation up to one (1) credit of physical education. Students must show mastery of the content standards for Physical Education in a format provided by the school district. (4-1-15)

02. Content Standards. Each student shall meet locally established subject area standards (using state content standards as minimum requirements) demonstrated through various measures of accountability including examinations or other measures. (3-29-10)

03. College Entrance Examination. (Effective for all public school students who enter grade nine (9) in Fall 2012 or later.) (3-12-14)

a. A student must take one (1) of the following college entrance examinations before the end of the student's eleventh grade year: SAT or ACT. Students graduating prior to 2017 may also use the Compass to meet this requirement. A student who misses the statewide administration of the college exam during the student's grade eleven (11) for one (1) of the following reasons, may take the examination during their grade twelve (12) to meet this requirement: (3-25-16)

- i.** Transferred to an Idaho school district during grade eleven (11); (3-12-14)
- ii.** Was homeschooled during grade eleven (11); or (3-12-14)
- iii.** Missed the spring statewide administration of the college entrance exam dates for documented medical reasons. (3-12-14)

b. A student may elect an exemption in grade eleven (11) from the college entrance exam requirement if the student is: (3-12-14)

- i.** Enrolled in a special education program and has an Individual Education Plan (IEP) that specifies accommodations not allowed for a reportable score on the approved tests; (3-12-14)
- ii.** Enrolled in a Limited English Proficient (LEP) program for three (3) academic years or less; or (3-12-14)
- iii.** Enrolled for the first time in grade twelve (12) at an Idaho high school after the fall statewide administration of the college entrance exam. (4-1-15)

04. Senior Project. A student must complete a senior project by the end of grade twelve (12). The project must include a written report and an oral presentation. Additional requirements for a senior project are at the discretion of the local school district or LEA. (3-12-14)

05. Civics and Government Proficiency. Pursuant to Section 33-1602, Idaho Code, each LEA may establish an alternate path for determining if a student has met the state civics and government content standards. Alternate paths are open to all students in grades seven (7) through twelve (12.) Any student who has been determined proficient in the state civics and government content standards either through the completion of the civics test or an alternate path shall have it noted on the student's high school transcript. (3-29-17)

06. Middle School. A student will have met the high school content and credit area requirement for any high school course if the requirements outlined in Subsections 105.05.a. through 105.05.c. of this rule are met. (3-25-16)

a. The student completes such course with a grade of C or higher before entering grade nine (9); (3-12-14)

b. The course meets the same content standards that are required in high school for the same course; and (3-25-16)

c. The course is taught by a teacher properly certified to teach high school content and who meets the federal definition of highly qualified for the course being taught. (3-25-16)

d. The student shall be given a grade for the successful completion of that course and such grade and the number of credit hours assigned to the course shall be transferred to the student's high school transcript. Notwithstanding this requirement, the student's parent or guardian shall be notified in advance when credits are going to be transcribed and may elect to not have the credits and grade transferred to the student's high school transcript. Courses taken in middle school appearing in the student's high school transcript, pursuant to this subsection, shall count for the purpose of high school graduation. However, the student must complete the required number of credits in all high school core subjects as identified in Subsections 105.01.c. through 105.01.h. except as provided in 105.01.d.iii. The transcribing high school is required to verify the course meets the requirements specified in Subsections 105.05.a. through 105.05.b. of this rule. (3-25-16)

07. Special Education Students. A student who is eligible for special education services under the Individuals With Disabilities Education Improvement Act must, with the assistance of the student's Individualized Education Program (IEP) team, refer to the current Idaho Special Education Manual for guidance in addressing graduation requirements. (4-11-06)

08. Foreign Exchange Students. A foreign exchange student may be eligible for graduation by completing a comparable program as approved by the school district or LEA. (4-11-06)

IDAPA 08 – STATE BOARD OF EDUCATION

08.02.03 – RULES GOVERNING THOROUGHNESS

DOCKET NO. 08-0203-1706

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and under Sections 33-105, 33-107, 33-116, 33-118 and 33-1612, Idaho Code. Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

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

Proposed changes would provide clarification to existing areas of the state public schools accountability system that are set by the State Board of Education. These areas include, but may not be limited to, setting interim and long-term goals for progress and school improvement, trajectory growth toward proficiency model specifications, targets for graduation rates and other measures of school quality and student achievement, accountability measures and timelines for schools who fail to meet annual measurable progress.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017.

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street
P.O. Box 83720
Boise, Idaho 83720-0037
Tel: (208) 332-1582
Fax: (208) 334-2632

IDAPA 08 – STATE BOARD OF EDUCATION

08.02.03 – RULES GOVERNING THOROUGHNESS

DOCKET NO. 08-0203-1707

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and under Sections 33-105, 33-107, 33-116, 33-118 and 33-1612, Idaho Code. Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

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

Proposed changes would provide a definition for the term diploma as it relates to students meeting the state and school district graduation requirements. Currently, the term is used throughout administrative rule in addition to the term “graduation,” however it has not been formally defined. The proposed definition would also provide clarification around a school district's ability to determine the format of the diploma issued by the school district.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017.

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street
P.O. Box 83720
Boise, Idaho 83720-0037
Tel: (208) 332-1582
Fax: (208) 334-2632

IDAPA 08 – STATE BOARD OF EDUCATION

08.02.04 – RULES GOVERNING PUBLIC CHARTER SCHOOLS

DOCKET NO. 08-0204-1701

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and under Section(s) 33-105, 33-107, 33-1612, and 33-5203, 33-5205 and 33-5210, Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

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

HB 279 (2017) amended the provision regarding the petitioning process for charter schools. Proposed amendments would bring the existing rules regarding charter school petitions into alignment with the new provision adopted by the legislature in 2017 and make any necessary technical corrections.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street
P.O. Box 83720
Boise, Idaho 83720-0037
Tel: (208) 332-1582
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IDAPA 08 – STATE BOARD OF EDUCATION

08.03.01 – RULES OF THE PUBLIC CHARTER SCHOOL COMMISSION

DOCKET NO. 08-0301-1701

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Article IX, Section 2 of the Idaho Constitution and under Section(s) 33-105, 33-107, 33-1612, and 33-5203, 33-5205 and 33-5210, Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

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

HB 279 (2017) amended the provision regarding the petitioning process for charter schools. Proposed amendments would bring the existing rules regarding charter school petitions into alignment with the new provision adopted by the legislature in 2017 and make any necessary technical corrections.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street
P.O. Box 83720
Boise, Idaho 83720-0037
Tel: (208) 332-1582
Fax: (208) 334-2632

IDAPA 13 – IDAHO FISH AND GAME COMISSION

13.01.08 – RULES GOVERNING THE TAKING OF BIG GAME ANIMALS IN THE STATE OF IDAHO

DOCKET NO. 13-0108-1701P

NOTICE OF PROCLAMATION

AUTHORITY: In compliance with Section 36-105(3), Idaho Code, notice is hereby given that this agency has adopted by proclamation the 2017 - 2018 Big Game Seasons establishing seasons and limits for deer, elk, pronghorn, bear, mountain lion, and wolves, in Idaho.

PUBLIC HEARING SCHEDULE: A number of public hearings and open houses have already occurred. The next public hearing before the Fish and Game Commission will be held as follows:

Tuesday, May 16, 2017 - 7:00 pm (approximate)
Fish and Game Regional Office
99 Hwy 93 North
Salmon, ID 83467

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this proclamation, contact James Stoll at 208-334-3715.

Individuals with disabilities may request meeting accommodations by contacting the Director's office at the Idaho Department of Fish and Game directly at 208-334-5159 or through the Idaho Relay Service at 1-800-377-2529 (TDD).

IDAPA 13 – IDAHO FISH AND GAME COMISSION

13.01.09 – RULES GOVERNING THE TAKING OF GAME BIRDS IN THE STATE OF IDAHO

DOCKET NO. 13-0109-1702P

NOTICE OF PROCLAMATION

AUTHORITY: In compliance with Section 36-105(3), Idaho Code, notice is hereby given that this agency has adopted by proclamation the 2017 – 2018 Migratory Game Bird Seasons establishing seasons and limits for hunting Doves, Sandhill Cranes, Snipe, and Waterfowl in Idaho.

PUBLIC HEARING SCHEDULE: A number of public hearings and open houses have already occurred. The next public hearing before the Fish and Game Commission will be held as follows:

Tuesday, May 16, 2017 - 7:00 pm (approximate)
Fish and Game Regional Office
99 Hwy 93 North
Salmon, ID 83467

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this proclamation, contact James Stoll at 208-334-3715.

Individuals with disabilities may request meeting accommodations by contacting the Director's office at the Idaho Department of Fish and Game directly at 208-334-5159 or through the Idaho Relay Service at 1-800-377-2529 (TDD).

IDAPA 13 – IDAHO FISH AND GAME COMISSION

13.01.11 – RULES GOVERNING FISH

DOCKET NO. 13-0111-1701P

NOTICE OF PROCLAMATION

AUTHORITY: In compliance with Section 36-105(3), Idaho Code, notice is hereby given that this agency has adopted by proclamation the 2017 Chinook Spring Fishing Season, establishing seasons and limits for fishing in Idaho.

PUBLIC HEARING SCHEDULE: A number of public hearings and open houses have already occurred. The next public hearing before the Fish and Game Commission will be held as follows:

Tuesday, May 16, 2017 - 7:00 pm (approximate)
Fish and Game Regional Office
99 Hwy 93 North
Salmon, ID 83467

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this proclamation, contact James Stoll at 208-334-3715.

Individuals with disabilities may request meeting accommodations by contacting the Director's office at the Idaho Department of Fish and Game directly at 208-334-5159 or through the Idaho Relay Service at 1-800-377-2529 (TDD).

IDAPA 13 – IDAHO FISH AND GAME COMISSION

13.01.13 – RULES GOVERNING THE TAKING OF AMERICAN CROW IN THE STATE OF IDAHO

DOCKET NO. 13-0113-1701P

NOTICE OF PROCLAMATION

AUTHORITY: In compliance with Section 36-105(3), Idaho Code, notice is hereby given that this agency has adopted by proclamation the 2017 – 2018 American Crow Seasons establishing seasons and limits for hunting in Idaho.

PUBLIC HEARING SCHEDULE: A number of public hearings and open houses have already occurred. The next public hearing before the Fish and Game Commission will be held as follows:

Tuesday, May 16, 2017 - 7:00 pm (approximate)
Fish and Game Regional Office
99 Hwy 93 North
Salmon, ID 83467

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this proclamation, contact James Stoll at 208-334-3715.

Individuals with disabilities may request meeting accommodations by contacting the Director's office at the Idaho Department of Fish and Game directly at 208-334-5159 or through the Idaho Relay Service at 1-800-377-2529 (TDD).

IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE

16.02.04 – RULES GOVERNING EMERGENCY MEDICAL SERVICES ACCOUNT III GRANTS

DOCKET NO. 16-0204-1701

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 56-1011 through 56-1023, Idaho Code.

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

ALL MEETINGS BEGIN AT 7:00 PM LOCAL TIME *UNLESS OTHERWISE NOTED*

Thursday, May 4, 2017	Tuesday, May 9, 2017 6:00 pm*	Thursday, May 11, 2017
Kootenai County EMS Training Room 4381 W. Seltice Way Coeur d'Alene, ID	BSU Student Union Bldg. Alexander Room 1700 University Dr. Boise, ID	Magic Valley Paramedics Station 1 285 Martin Street Twin Falls, ID
Tuesday, May 16, 2017	Wednesday, May 17, 2017	Tuesday, May 23, 2017
East Idaho Public Health 1250 Hollipark Drive Idaho Falls, ID	Southeastern Idaho Public Health 1901 Alvin Ricken Dr. Pocatello, ID	Lewiston Fire Dept. - Station 1 300 13th Street Lewiston, ID
Tuesday, June 6, 2017	Monday, June 12, 2017 7:30 p.m.*	Tuesday, June 13, 2017 6:00 pm*
McCall Fire Dept. 201 Deinhard Lane McCall, ID	Lemhi County Emergency Mgmt./LEPC 200 Fulton, Suite 102 Salmon, ID	North Custer Hospital Dist. Training Room 605 Clinic Road, Challis, ID

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

1. Attend the negotiated rulemaking meetings and participants in negotiated process;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meetings;
3. Submit written recommendations and comments to this address on or before June 20, 2017:

John Cramer
Idaho Department of Health & Welfare
Bureau of Emergency Medical Services & Preparedness
P.O. Box 83720
Boise, ID 83720-0036

Hand Deliver to:
2224 E. Old Penitentiary Rd.
Boise, ID 83712-8249

DESCRIPTIVE SUMMARY: The following is a statement in nontechnical language of the substance and purpose

of the intended negotiated rulemaking and the principle issues involved:

This chapter of rule has not been updated for several years and the Department is soliciting input on the EMS Grant rules to update and bring them current with new technology. These negotiated meetings are being held to ensure input from stakeholders throughout the state. These rules will have obsolete language removed, may amend or adjust grant criteria, and will also be moved to the Department's Emergency Medical Services rules under IDAPA 16.01.04.

CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning this negotiated rulemaking, contact John Cramer, at (208) 334-4000. Materials pertaining to the negotiated rulemaking under Docket No. 16-0204-1701, including any available preliminary rule drafts, can be found on the Department's web site at the following web address: www.healthandwelfare.idaho.gov

All written comments on the negotiated rules must be directed to the contact person above and delivered on or before June 20, 2017.

DATED this 3rd day of May, 2017.

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

IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE

16.03.09 – MEDICAID BASIC PLAN BENEFITS

DOCKET NO. 16-0309-1701

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 56-202, 56-203, 56-250 through 56-257, and 56-260 through 56-266, Idaho Code.

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

**Tuesday, May 23, 2017
Live Meeting in Boise Only
Pocatello & Coeur d’Alene - Video Conference Only**

2:30 pm to 4:00 pm (Local)	2:30 pm to 4:00 pm (Local)	1:30 pm to 3:00 pm (Local)
DHW Office Central - Region 4 3232 Elder Street Conf. Room D-East Boise, ID 83705	DHW Office - Region 6 1070 Hiline Rd. (Brown Brick Bldg.) 2nd Floor Conf. Room 230 Pocatello, ID 83201	DHW Office - Region 1 1120 Ironwood Drive, Ste. 102 Lower Level - Conf. Room 118 Coeur d’Alene, ID 83814

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

1. Attend the negotiated rulemaking meetings as scheduled above;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meetings;
3. Submit written recommendations and comments to this address on or before June 6, 2017:

Angie Williams
Alternative Care Coordinator, School Based Services
Division of Medicaid

Idaho Department of Health and Welfare
3232 Elder Street
Boise, ID 83705

DESCRIPTIVE SUMMARY: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principle issues involved: The Department is holding negotiated rulemaking in this chapter regarding School-Based Services. Input is being solicited regarding the timing of recommendations and referrals by a physician or other practitioner of the healing arts for services for which school districts or charter schools are seeking Medicaid reimbursement.

CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning this negotiated rulemaking, contact Angie Williams at (208) 287-1169. Materials pertaining to the negotiated rulemaking under Docket 16-0309-1701, including any available preliminary rule drafts, can be found on the at the following web address: <http://healthandwelfare.idaho.gov/Medical/Medicaid/SchoolBasedServices/tabid/1587/Default.aspx>

All written comments on the negotiated rules must be directed to the contact person above and must be delivered on or before June 6, 2017.

DATED this 21st day of April, 2017.

Tamara Prisock, DHW - Administrative Rules Unit
Tel: (208) 334-5500 / Fax: (208) 334-6558
E-mail: dhwrules@dhw.idaho.gov

450 W. State Street - 10th Floor
P.O. Box 83720
Boise, ID 83720-00

IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE

16.03.10 – MEDICAID ENHANCED PLAN BENEFITS

DOCKET NO. 16-0310-1701

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 56-202, 56-203, 56-250 through 56-257, and 56-260 through 56-266, Idaho Code.

MEETING SCHEDULE: A public meeting for negotiated rulemaking will be held as follows.

Monday, May 15, 2017 - 1:00 pm (Local)

**Medicaid Central Office
3232 W. Elder Street
Conference Room D -- East
Boise, ID 83705**

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

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

1. Attend the negotiated rulemaking meetings and participate in the negotiation process;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meetings;
3. Submit written recommendations and comments to the following, on or before May 22, 2017.

Medicaid Central Office
Idaho Department of Health and Welfare
Attn: KayLee Leavitt
P.O. Box 83720
Boise, ID 83720-0036
Fax: (208) 334-7286

Hand Deliver to:
3232 W. Elder Street
Boise, ID 83705

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the rulemaking:

The negotiated rulemaking meeting listed above will allow stakeholders to provide their input concerning the proposed changes to rate methodology for Behavioral Care Units.

CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning this negotiated rulemaking, contact KayLee Leavitt at (208) 287-1175 or email at KayLee.Leavitt@dhw.idaho.gov.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the contact person named above and must be delivered on or before May 22, 2017.

DATED this 7th day of April, 2017.

Tamara Prisock, DHW - Administrative Rules Unit
450 W. State Street - 10th Floor
P.O. Box 83720
Boise, ID 83720-0036

Phone: (208) 334-5500
Fax: (208) 334-6558
E-mail: dhwrules@dhw.idaho.gov

IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE

16.03.19 – RULES GOVERNING CERTIFIED FAMILY HOMES

DOCKET NO. 16-0319-1701

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 39-3505, and 56-1005, Idaho Code.

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

ALL TIMES LISTED ARE LOCAL TIME

Monday, May 22, 2017 11:00 am - 1:00 pm	Friday, May 26, 2017 9:00 - 11:00 am	Friday, May 26, 2017 2:00 - 4:00 pm
DHW Office - Region 5 823 Harrison Conf. Room 116 Twin Falls, ID 83301	DHW Office - Region 7 50 Shoup Ave. 2nd Floor Large Conf. Room Idaho Falls, ID 83402	DHW Office - Region 6 1070 Hilina Rd. 2nd Floor Conf. Room 230 Pocatello, ID 83201
Tuesday, May 30, 2017 12:00 noon - 2:00 pm	Wednesday, May 31, 2017 10:00 am - 12:00 pm	Tuesday, June 6, 2017 11:00 am - 1:00 pm
DHW Office - Region 3 3402 Franklin Rd. W. Sawtooth/E.Grand Teton Caldwell, ID 83607	DHW Office Central - Region 4 3232 Elder Street Conf. Room D (East & West) Boise, ID 83705	DHW Office - Region 2 1118 "F" Street 3rd Floor Conf. Room Lewiston, ID 83501
	Wednesday, June 7, 2017 10:00 am - 12:00 pm	
	DHW Office - Region 1 1120 Ironwood Cr., Ste 102 Conf. Rm. 118 Coeur d'Alene, ID 83814	

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

1. Attend the negotiated rulemaking meetings as scheduled above;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meetings;
3. Submit written recommendations and comments to this address on or before June 9, 2017:

Steve Millward
Phone: (208) 334-0706

Idaho Department of Health and Welfare
P. O. Box 83720
Boise, ID 83720-0009

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

The Department is holding negotiated rulemaking meetings on this chapter to update and revise certification requirements for Certified Family Homes operating in Idaho. Topics include, but are not limited to, the following: admission process; adult hourly care; assessments; certification limitations; changes in location; definitions; elements of care; enforcement actions; eviction process; fire and life safety standards; medication policy; ongoing training requirements; physical home standards; plan of service; reporting and investigation of incidents and accidents; resident funds and finances; resident records; resident rights; variances and waivers; and voluntary home closures.

CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning this negotiated rulemaking, contact Steve Millward at (208) 334-0706. Materials pertaining to the negotiated rulemaking under Docket No. 16-0319-1701, including any available preliminary rule drafts, can be found on the Department's web site at the following web address: www.healthandwelfare.idaho.gov

All written comments on the negotiated rules must be directed to the contact person above and must be delivered on or before June 9, 2017.

DATED this 7th day of April, 2017.

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

IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE
16.06.12 – RULES GOVERNING THE IDAHO CHILD CARE PROGRAM (ICCP)
DOCKET NO. 16-0612-1601
NOTICE OF FINAL RULE – AGENCY FILING

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending rule promulgated under Docket No. 16-0612-1601. Only that section of the rule effected by House Concurrent Resolution (HCR) 8 is being reprinted here as a final rule.

DESCRIPTIVE SUMMARY: The following is a concise explanatory statement regarding the partial rejection:

Pursuant to **HCR 8**, IDAPA 16.06.12, the Department of Health and Welfare, “Rules Governing the Idaho Child Care Program (ICCP),” the amendment to Section 750, Subsection 10, only, adopted as a pending rule under Docket Number **16-0612-1601**, is not consistent with legislative intent and is rejected and declared null, void and of no force and effect. Only Section 750 is reprinted here as affected by HCR 8 following this notice.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this notice, contact Dennis Stevenson, Administrative Rules Coordinator, at (208) 332-1820.

DATED this 20th day of April, 2017.

Dennis Stevenson
Administrative Rules Coordinator
Office of the Administrative Rules Coordinator
Department of Administration
P. O. Box 83720, Boise, ID 83720-0306
E-mail: rulescoordinator@adm.idaho.gov

**The pending rule adopted under this docket was partially rejected by HCR 8.
The following rule text is the codified final rule and includes the rejected
pending rule text shown here as underscored and stricken.**

750. TERMINATION OF PROVIDER STATUS.

Under Section 56-209h, Idaho Code, the Department may terminate the provider agreement of, or otherwise deny provider status for a period up to five (5) years from the date the Department's action becomes final to any individual or entity providing ICCP. (7-1-09)

- 01. Submits an Incorrect Claim.** Submits a claim with knowledge that the claim is incorrect. (7-1-09)
- 02. Fraudulent Claim.** Submits a fraudulent claim. (7-1-09)
- 03. Knowingly Makes a False Statement.** Knowingly makes a false statement or representation of material facts in any document required to be maintained or submitted to the Department. (7-1-09)
- 04. Immediate Access to Documentation.** Fails to provide, upon written request by the Department, immediate access to documentation required to be maintained. (7-1-09)
- 05. Non-Compliance With Rules and Regulations.** Fails repeatedly or substantially to comply with

the rules and regulations governing Idaho child care payments. (7-1-09)

06. Violation of Material Term or Condition. Knowingly violates any material term or condition of the provider agreement. (7-1-09)

07. Failure to Repay. Has failed to repay, or was a managing employee or had an ownership or control interest in any entity that has failed to repay, any overpayments or claims previously found to have been obtained contrary to statute, rule, regulation, or provider agreement. (7-1-09)

08. Fraudulent or Abusive Conduct. Has been found, or was a managing employee in any entity which has been found, to have engaged in fraudulent conduct or abusive conduct. (3-2-17)

09. Failure to Meet Qualifications. Fails to meet the qualifications specifically required by rule or by any applicable licensing entity. (7-1-09)

~~**10. Committed an Offense or Act Not in Best Interest of Child Care Participants.** The provider has committed an offense or act which the Department determines is inconsistent with the best interests of ICCP participants. ()~~

IDAPA 17 – IDAHO INDUSTRIAL COMMISSION

17.02.07 – PROCEDURES TO OBTAIN COMPENSATION

DOCKET NO. 17-0207-1701

NOTICE OF RULEMAKING - ADOPTION OF TEMPORARY RULE

EFFECTIVE DATE: The effective date of the temporary rule is March 1, 2017.

AUTHORITY: In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted a temporary rule. The action is authorized pursuant to Section(s) 72-432; 72-448; 72-508; 72-602, 72-701; and 67-5229, Idaho Code.

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

The rule is necessary to extend the implementation date for EDI Claims Release 3.0 an additional four months, from July 1, 2017 to November 4, 2017, to allow trading partners the amount of time necessary for testing and development of their reporting systems to adapt to the new reporting requirements.

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

Adoption of this temporary rule moves the implementation date from July 1, 2017 to November 4, 2017 and will allow trading partners the additional time to develop and test their systems to the new standard for reporting of worker's compensation claims data to the Industrial Commission under EDI Claims Release 3.0.

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

There is no negative fiscal impact to the general fund or to the Commission's dedicated fund in changing the implementation date.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning the temporary rule, contact Patti Vaughn, Benefits Administration Manager, (208) 334-6063.

DATED this 3rd day of April, 2017.

Mindy Montgomery, Director
Industrial Commission
700 S. Clearwater Lane
PO Box 83720
Boise, Idaho 83720-0041
Phone: (208) 334-6000
Fax: (208) 334-2321

**THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 17-0207-1701
(Only Those Sections With Amendments Are Shown.)**

012. SUBMISSION OF FIRST REPORTS OF INJURY AND CLAIMS FOR COMPENSATION TO THE INDUSTRIAL COMMISSION.

01. Purpose. The Industrial Commission seeks to develop a form for reporting work-related injuries and occupational diseases that is compatible with emerging standards for electronic submission of data. This will allow for more timely entry of information into the database system from which statistical reports are generated by the Commission, reduce the paper that the Commission currently receives, and is expected to reduce the cost of reporting for insurance carriers, employers and the Commission. (3-25-16)

02. Procedure for Submitting Claims. (3-25-16)

a. FROI Reporting Prior to EDI Mandate. Prior to ~~July 1~~ **November 4**, 2017, all FROI information shall be submitted to the Commission on single-sided eight and one-half inch (8½" x 11") white paper in a format substantially similar to Form 1A-1. Form 1A-1 is available from the Benefits Bureau of the Industrial Commission or on the Commission's website at www.iic.idaho.gov. At the Commission's discretion, claims may be submitted electronically in accordance with EDI Release 1.0 standards and any additional requirements of the Commission. ~~(3-25-16)~~(3-1-17)T

b. FROI & SROI EDI Reporting. The Commission will require electronic submission of a First Report of Injury (FROI), effective ~~July 1~~ **November 4**, 2017, and a Supplemental or Subsequent Report of Injury (SROI), effective ~~July 1~~ **November 4**, 2017, in accordance with IAIABC EDI Release 3.0 and the Commission's EDI Guides and Tables, for insurance carriers, in-state Claims Administrators, and self-insured employers, as those entities are not otherwise exempted by these rules. ~~(3-25-16)~~(3-1-17)T

c. Trading Partner Agreements. Before commencing electronic reporting, self-insured employers and insurance carriers shall sign a Trading Partner Agreement with the Commission, which must be approved by the Commission prior to initial data submission. This agreement will provide the effective date to send and receive electronic reports, which may be earlier but not later than the date above in Paragraph 012.02.b., the acceptable data to be sent and received, the method of transmission to be used, and other pertinent elements. To ensure the accuracy of reported data, the Commission may make periodic audits of insurance carrier and self-insured employer files. In the event that a Trading Partner Agreement is entered into by a claims administrator, notice to the Trading Partner of a FROI shall be deemed to be notice to the underlying insurance carrier or self-insured employer. (3-25-16)

d. FROI. Each electronic First Report of Injury (FROI) must comply with the formatting requirements of the IAIABC EDI Claims Release 3.0 Implementation Guide and Idaho Industrial Commission Claims EDI Implementation Guide & Tables, and must contain the information identified as mandatory or mandatory conditional, as applicable. (3-25-16)

e. SROI. Each electronic Supplemental or Subsequent Report of Injury (SROI) must comply with the formatting requirements of the IAIABC EDI Claims Release 3.0 Implementation Guide and the Idaho Industrial Commission Claims EDI Implementation Guide & Tables, and must contain the information identified as mandatory or mandatory conditional, as applicable. (3-25-16)

f. Report Form and Content for Parties Exempt from EDI Requirements: (3-25-16)

i. Individual injured workers, injured workers' legal counsel, and employers that are not insured are not required to comply with IAIABC EDI requirements for filing of the FROI and SROI. SROIs filed on legacy claims will not be accepted via IAIABC EDI Release 3.0 standards. (3-25-16)

ii. Employers that are not insured, individual injured workers, and injured workers' legal counsel shall submit all FROI to the Commission on single-sided eight and one-half inch by eleven inch (8½" X 11") white paper in a format substantially similar to Form 1A-1. Form 1A-1 is available from the Benefits Bureau of the Industrial Commission or on the Commission's website at www.iic.idaho.gov. (3-25-16)

iii. Employers that are not insured, individual injured workers, and injured workers' legal counsel, shall submit all SROI to the Commission on single-sided eight and one-half inch by eleven inch (8½" X 11") white

paper in a format substantially similar to Form SROI-1. Form SROI-1 is available from the Benefits Bureau of the Industrial Commission or on the Commission's website at www.iic.idaho.gov. (3-25-16)

03. Retaining Claims Files. All insurance carriers and their claims administrators shall maintain their respective claim files in accordance with IDAPA 17.02.10, "Administrative Rules of the Industrial Commission Under the Workers' Compensation Law -- Security for Compensation -- Insurance Carriers," Section 051. IDAPA 17.02.11, "Administrative Rules of the Industrial Commission Under the Workers' Compensation Law -- Security for Compensation -- Self-Insured Employers," Section 051. Upon request of the Commission, insurance carriers, claims administrators, or employers shall provide to the Commission, in whole or in part according to the request, a copy of the claim file at no cost to the Commission. (3-25-16)

a. All insurance carriers, claims administrators, or employers shall retain complete copies of claims files for the life of the claim or a minimum of five (5) years from the date of closure, whichever is shorter. (3-25-16)

b. For time-loss claims, closure will be the date upon which the insurance carrier, claims administrator, or employer files the final summary of payments, either as an appropriate EDI transaction, or as a hardcopy document for legacy claims. The Commission recommends that an insurance carrier, claims administrator, or employer retain a closed claim file for a minimum of five (5) years. (3-25-16)

04. Filing Not an Admission. Filing a claim is not an admission of liability and is not conclusive evidence of any fact stated therein. If a claim is submitted electronically, no signatures are required. (7-1-97)

05. Filing Considered Authorization. Filing of a claim shall be considered an authorization for the release of medical records that are relevant to or bearing upon the particular injury or occupational disease for which the claimant is seeking compensation. (7-1-97)

06. Timely Response Requirement. When the Commission requests additional information in order to process the Claim, the claimant or employer shall provide the requested information promptly. The Commission request may be either in writing or telephonic. (7-1-97)

IDAPA 35 – IDAHO STATE TAX COMMISSION

35.01.02 – IDAHO SALES AND USE TAX ADMINISTRATIVE RULES

DOCKET NO. 35-0102-1701

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 63-105(2), 63-3624(a), 63-3635, and 63-3039, Idaho Code.

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

Tuesday, May 16, 2017 - 1:30 pm (MDT)

**Idaho State Tax Commission
Room 1CR5 - 1st Floor
Boise, ID 83712-7742**

It is likely that this rule will require further discussion in follow up meetings that will also be open to the public. Notification of any additional meetings will be posted on the Tax Commission's website at <http://tax.idaho.gov/i-1141.cfm?com=s> at least one week prior to the date of the meeting. All meeting agendas are also posted on the website which will contain specific information on the rules that will be discussed at a particular meeting. There is no guarantee that a particular rule will be discussed beyond the meeting noted above, so please plan accordingly.

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

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

Attend the scheduled meeting and participate in the discussion for any of the rules on the agenda. You may join the meeting by phone if you wish, however, notice must be given in advance so accommodations can be arranged.

Submit a written comment addressing one or more of the rules to be negotiated. All written comments must be received by July 31, 2017, or they may not receive consideration in the negotiated rulemaking process.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion reached during the negotiated rulemaking will be addressed in a written summary and made available on the agency website.

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

Rule 067 – REAL PROPERTY, this rule is being reviewed to determine whether Subsection 067.07, Abandoned Cable, is correct in describing cable as personal property because of relying on the National Electrical Code or whether there should be other tests used to determine when cable is real property and when it could be personal property.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking contact Tom Shaner at (208) 334-7518. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the agency's web site at the following web address: <http://tax.idaho.gov/i-1141.cfm?com=s>.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed

to the undersigned and must be delivered on or before July 31, 2017. Comments may be submitted via e-mail to sherry.briscoe@tax.idaho.gov.

Dated this 26th day of April, 2017

Tom Shaner
Tax Policy Specialist
Idaho State Tax Commission
800 Park Blvd, Plaza IV
P.O. Box 36
Boise, ID 83722-0410
Phone: (208) 334-7518
Fax: (208) 334-7846

IDAPA 35 – IDAHO STATE TAX COMMISSION

35.01.03 – PROPERTY TAX ADMINISTRATIVE RULES

DOCKET NO. 35-0103-1702

NOTICE OF RULEMAKING – ADOPTION OF TEMPORARY RULE

EFFECTIVE DATE: The effective date of the temporary rule is January 1, 2017.

AUTHORITY: In compliance with Section 67-5226, Idaho Code, notice is hereby given this agency has adopted a temporary rule. The action is authorized pursuant to Sections 67-5224 and 67-5291, Idaho Code.

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

Rules 406 - Rules Pertaining to Market Value of Operating Property of Rate Regulated Electric Utility Companies: House Bill 30 amended Section 63-205B, Idaho Code to require that a flotation cost component of twenty hundredths of one percent (0.20%) be added to the market discount rate determined when valuing rate-regulated electric utility companies. Because House Bill 30 is effective retroactive to January 1, 2017 requiring this cost component to be added when appraising rate-regulated electric utility companies for the 2017 assessment, the provisions of property tax Rule 406 need to be changed to reflect the provisions of Paragraph 63-205B(1)(c), Idaho Code, as amended.

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

Compliance with deadlines in amendments to governing law or federal programs, and confers a benefit to taxpayers.

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

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning the temporary rule, contact Alan Dornfest (208) 334-7742.

DATED this 19th Day of April 2017.

Alan Dornfest
Tax Policy Supervisor
Idaho State Tax Commission
800 Park Blvd., Plaza IV
P.O. Box 36
Boise, ID 83722-0410
(208) 334-7742

**THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 35-0103-1702
(Only Those Sections With Amendments Are Shown.)**

406. RULES PERTAINING TO MARKET VALUE OF OPERATING PROPERTY OF RATE REGULATED ELECTRIC UTILITY COMPANIES (RULE 406).

Section 63-105(2) and Section 63-205(1), Idaho Code

01. Valuation of Operating Property of Rate Regulated Electric Utility Companies. The market value for assessment purposes of operating property of rate regulated electric utility companies shall be determined by the State Tax Commission using statute, these rules as referenced in Rule 001 of these rules, any other applicable law, and the following: (3-20-14)

a. Depending on the weighting placed on the income approach, as described in Subsection 406.01.d. of this rule, no more than twenty percent (20%) weight will be placed on the cost indicator when utilizing the Historic Cost Less Depreciation (HCLD) method in the system value correlation. (3-20-14)

b. In the income approach, income to be capitalized will be normalized, utilizing the Gross Domestic Product Implicit Price Deflator found in Table 1.1.9 from the United States Department of Commerce, Bureau of Economic Analysis ~~www.bea.gov/national/txt/dgpa.txt last accessed August 12, 2013~~, by using an average of at least the previous four (4) years' net operating incomes and by adjusting each year's net operating income for unusual non-recurring items. ~~(3-20-14)~~ (1-1-17)T

c. In the income approach, a market discount rate will be determined ~~and will include to which~~ a flotation cost component ~~supported by nationally recognized sources~~ of twenty hundredths of one percent (0.20%) will be added. ~~(3-20-14)~~ (1-1-17)T

d. A weighting between eighty percent (80%) and one hundred percent (100%) will be placed on the income approach in the system value correlation. (3-20-14)

e. Within the market approach, as prescribed in Rule 405 of these rules, a sales comparison approach may be used if reliable data is available and appropriate comparison adjustments can be made. No weight will be placed on a stock and debt approach in the system value correlation. (3-20-14)

f. For rate regulated electric utility companies, the weightings prescribed in this rule shall supersede any weightings in the system correlation prescribed in Subsection 405.08 of this rule. (3-20-14)

02. Accounting For Obsolescence. Subsection 406.01.a. of this rule shall be construed to mean that the use of no more than twenty percent (20%) weight placed on the cost indicator, when utilizing HCLD method to calculate the cost approach, accounts for any and all forms of depreciation, including any and all forms of obsolescence, and the appraiser shall not consider any further obsolescence as provided for in Subsection 405.05 of these rules. (3-20-14)

IDAPA 46 – BOARD OF VETERINARY MEDICINE

46.01.01 – RULES OF THE STATE OF IDAHO BOARD OF VETERINARY MEDICINE

DOCKET NO. 46-0101-1603

NOTICE OF FINAL RULE – AGENCY FILING

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending fee rule promulgated under Docket No. 46-0101-1603. Only that section of the rule effected by Senate Concurrent Resolution (SCR)102 is being reprinted here as a final rule.

DESCRIPTIVE SUMMARY: The following is a concise explanatory statement regarding the partial rejection:

Pursuant to **SCR 102**, IDAPA 46.01.01, the Board of Veterinary Medicine, “Rules of the State of Idaho Board of Veterinary Medicine,” the amendment to Section 014, Subsection 02.f., only, adopted as a pending fee rule under Docket Number **46-0101-1603**, is not consistent with legislative intent and is rejected and declared null, void and of no force and effect. Only Section 014 is reprinted here as affected by SCR 102 following this notice.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this notice, contact Dennis Stevenson, Administrative Rules Coordinator, at (208) 332-1820.

DATED this 20th day of April, 2017.

Dennis Stevenson
Administrative Rules Coordinator
Office of the Administrative Rules Coordinator
Department of Administration
P. O. Box 83720, Boise, ID 83720-0306
E-mail: rulescoordinator@adm.idaho.gov

**The pending rule adopted under this docket was partially rejected by SCR 102.
The following rule text is the codified final rule and includes the rejected
pending rule text shown here as underscored and stricken.**

014. FEES.

Fees are established as authorized under Title 54, Chapter 21, Idaho Code, by action of the Board as follows:

- | | | |
|------------|---|-----------|
| | | (7-1-97) |
| 01. | Veterinarian: | (3-18-99) |
| a. | Application and Original License Fee -- Two hundred seventy-five dollars (\$275). | (2-15-17) |
| b. | Annual Renewal Fee. | (2-15-17) |
| i. | Active License -- One hundred seventy-five dollars (\$175); | (3-21-12) |
| ii. | Inactive License -- Fifty dollars (\$50). | (3-18-99) |
| c. | License Without Clinical Competency Test Fee: | (2-15-17) |

- i. Application and Original License Fee -- Two hundred seventy-five dollars (\$275); (3-21-12)
- ii. Annual Renewal Fee: (3-30-01)
- (1) Active License -- One hundred seventy-five dollars (\$175); (3-21-12)
- (2) Inactive License -- Fifty dollars (\$50). (3-30-01)
- d. Reinstatement/Late Fee -- Two hundred dollars (\$200). (2-15-17)
- e. Reactivation Fee (restore inactive license to active status) -- One hundred fifty dollars (\$150); (3-21-12)
- f. Temporary Permit Fee -- One hundred fifty dollars (\$150). (2-15-17)
- g. License Verifications -- Twenty dollars (\$20). (2-15-17)
- 02. Veterinary Technician Certification Fee.** (2-15-17)
- a. Application and Original Certification Fee -- One hundred twenty-five dollars (\$125). (3-21-12)
- b. Annual Renewal Fee. (2-15-17)
- i. Active Certificate -- Seventy-five dollars (\$75); (2-15-17)
- ii. Inactive Certificate -- Twenty-five dollars (\$25). (2-15-17)
- c. Reinstatement/Late Fee -- Fifty dollars (\$50). (3-21-12)
- d. Reactivation Fee (restore inactive certificate to active status) -- Fifty dollars (\$50). (2-15-17)
- e. Temporary Permit Fee -- Fifty dollars (\$50). (3-18-99)
- ~~f. Certificate Verifications -- Twenty dollars (\$20). ()~~
- 03. Certified Euthanasia Agency Certification Fee.** (2-15-17)
- a. Application and Original Certification Fee -- One hundred dollars (\$100). (3-30-01)
- b. Annual Renewal Fee -- Two hundred dollars (\$200). (3-21-12)
- c. Reinstatement/Late Fee -- Fifty dollars (\$50). (3-21-12)
- 04. Certified Euthanasia Technician Certification Fee.** (2-15-17)
- a. Training and Certification Fee -- One hundred dollars (\$100). (3-30-01)
- b. Annual Renewal Fee -- One hundred dollars (\$100). (3-21-12)
- c. Reinstatement/Late Fee -- Fifty dollars (\$50). (3-21-12)
- 05. Duplicate License and Certificate Fee -- Twenty-Five Dollars (\$25).** When a new license, wall certificate or certification is issued for the purpose of changing the license or certificate holder's name, the request for name change must be accompanied by a copy of the court order or marriage license authorizing the name change and the current license, certification or original wall certificate shall be returned to the Board office. (3-30-01)

IDAPA 47 – DIVISION OF VOCATIONAL REHABILITATION

47.01.01 – RULES OF THE IDAHO DIVISION OF VOCATIONAL REHABILITATION

DOCKET NO. 47-0101-1701

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section(s) 33-2211 and 33-2303, Idaho Code, and the Rehabilitation Act of 1973 and all subsequent amendments and the Workforce Innovation and Opportunity Act.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, by email, or by calling the phone number listed below. To participate, responses must be received by May 15, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings will be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

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

Proposed amendments would make technical changes and improvements to IDAPA 47.01.01 Rules of the Idaho Division of Vocational Rehabilitation and changes to the Division's Field Services Policy Manual, incorporated by reference, to further align the program's policies with the Rehabilitation Act of 1973, P.L. 93-112, as amended by the Workforce Innovation and Opportunity Act (WIOA) of 2014, P.L. 113-128. Furthermore, the Division is proposing substantive changes specifically to the Supported Employment and Transition Services policies to be in alignment with WIOA. WIOA requires Vocational Rehabilitation to provide pre-employment transition services to students and youth with disabilities as well as extended services to youth with disabilities who do not immediately have funding for such services, up to a specified period of time.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility, or to obtain a preliminary draft copy of the rule text (if available), contact Tracie Bent at (208) 332-1582 or tracie.bent@osbe.idaho.gov.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Board of Education web site at the following web address: www.boardofed.idaho.gov, when they become available.

DATED this 7th day of April, 2017

Tracie Bent
Chief Planning & Policy Officer
State Board of Education
650 W. State Street
P.O. Box 83720, Boise, Idaho 83720-0037
Tel: (208) 332-1582 / Fax: (208) 334-2632

IDAPA 57 – SEXUAL OFFENDER MANAGEMENT BOARD
57.01.01 – RULES OF THE SEXUAL OFFENDER MANAGEMENT BOARD
DOCKET NO. 57-0101-1601
NOTICE OF FINAL RULE – AGENCY FILING

AUTHORITY: In compliance with Sections 67-5224 and 67-5291, Idaho Code, notice is hereby given that the legislature has taken action by concurrent resolution on the pending rule promulgated under Docket No. 57-0101-1601. Only that section of the rule effected by Senate Concurrent Resolution (SCR) 120 is being reprinted here as a final rule.

DESCRIPTIVE SUMMARY: The following is a concise explanatory statement regarding the partial rejection:

Pursuant to **SCR 120**, IDAPA 57.01.01, the Sexual Offender Management Board, “Rules of the Sexual Offender Management Board,” the amendments to Section 150, Subsections 02 and 04, only, adopted as a pending fee rule under Docket Number **57-0101-1601**, are not consistent with legislative intent and are rejected and declared null, void and of no force and effect. Only Section 150 is reprinted here as affected by SCR 120 following this notice.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this notice, contact Dennis Stevenson, Administrative Rules Coordinator, at (208) 332-1820.

DATED this 20th day of April, 2017.

Dennis Stevenson
Administrative Rules Coordinator
Office of the Administrative Rules Coordinator
Department of Administration
P. O. Box 83720, Boise, ID 83720-0306
E-mail: rulescoordinator@adm.idaho.gov

**The pending rule adopted under this docket was partially rejected by SCR 120.
The following rule text is the codified final rule and includes the rejected
pending rule text shown here as underscored and stricken.**

150. REQUEST FOR CONDITIONAL WAIVER.

01. Conditional Waiver. The Board may consider an applicant’s request for a time limited conditional waiver for deficiencies in experience and specialized training qualifications as set forth in the established standards issued by the Board. (3-24-17)

02. Duration. A conditional waiver is limited to a period of two (2) years. Conditional waivers may not be extended or renewed after the third year for one (1) year upon a finding of good cause. (3-20-14)(~~_____~~)

03. Frequency. A conditional waiver request shall only be considered one (1) time each for: (3-24-17)

a. An initial certification application for psychosexual evaluator and sexual offender treatment provider applicants at the senior/approved or associate/supervised level; (3-24-17)

b. A renewal certification application for psychosexual evaluator and sexual offender treatment provider applicants at the senior/approved or associate/supervised level; (3-24-17)

c. A renewal certification application for post conviction sexual offender polygraph examiner applicants at the senior/approved level; and (3-24-17)

d. A person certified as an associate/supervised post conviction sexual offender polygraph examiner who, after the two-year (2) time limitation at this status has expired, does not meet qualifications for advancement to post conviction sexual offender polygraph examiner certification at the senior/approved level. (3-24-17)

~~**04. Good Cause. Good cause may include the certificate holder experiencing a period of physical disability, serious illness, hardship, or other extenuating circumstances accepted by the Board.** ()~~

IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY

58.01.01 – RULES FOR THE CONTROL OF AIR POLLUTION IN IDAHO

DOCKET NO. 58-0101-1601

NOTICE OF RULEMAKING – ADOPTION OF TEMPORARY AND PENDING RULE

EFFECTIVE DATE: This rule has been adopted by the Board of Environmental Quality (Board) as a temporary and pending rule. The temporary rule will become effective on February 28, 2018. The pending rule will become final and effective immediately upon the adjournment sine die of the Second Regular Session of the Sixty-fourth Idaho Legislature unless prior to that date the Legislature specifies by concurrent resolution a different effective date, or rejects the rule in whole or in part by concurrent resolution in accordance with Idaho Code Sections 67-5224 and 67-5291. In no case shall the temporary or pending rule become effective before the date EPA approves the State Implementation Plan submittal that changes the percent of the ozone NAAQS, upon which no crop residue burning is allowed, from 75% to 90%, as promulgated under Docket No. 58-0101-1601.

AUTHORITY: In compliance with Sections 67-5224 and 67-5226, Idaho Code, notice is hereby given that the Board has adopted a temporary and pending rule. This action is authorized by Sections 39-105, 39-107, and 39-114, Idaho Code (S1009).

DESCRIPTIVE SUMMARY: A detailed summary of the reason for adopting this rule is set forth in the initial proposal published in the Idaho Administrative Bulletin, September 7, 2016, [Vol. 16-9, pages 288 through 291](#). After consideration of public comments, the rule has been adopted as initially proposed. The Rulemaking and Public Comment Summary can be obtained at www.deq.idaho.gov/58-0101-1601 or by contacting the undersigned.

TEMPORARY RULE JUSTIFICATION: Pursuant to Idaho Code § 67-5226(1)(c), the Governor has found that adoption of a temporary rule is appropriate as it will provide greater flexibility to farmers using the tool of crop residue burning while still following good smoke management best practices.

IDAHO CODE SECTION 39-107D STATEMENT: This rule does not regulate an activity not regulated by the federal government, nor is it more stringent than federal regulations.

In January 2007, the Ninth Circuit Court of Appeals held that Idaho's crop residue burning rules were illegal because there was not an adequate demonstration that the rules were compliant with the federal Clean Air Act. As a result, Governor Otter called for growers and activists to join with state regulators to negotiate a statute and implementing rules that would allow crop residue burning to resume under the Clean Air Act. The statute, Idaho Code § 39-114, and rules, IDAPA 58.01.01.618 through 624, together with an air quality demonstration that open burning when ambient air quality is at or below 75% of any NAAQS does not cause or significantly contribute to a violation of the NAAQS, were then submitted to EPA for approval as part of Idaho's SIP. EPA approved the SIP submittal as compliant with the Clean Air Act on August 1, 2008.

As noted, Idaho Code § 39-114 includes the requirement to review all NAAQS prior to approving a crop residue burn. Consequently, that is what is now required by state law and federal law in the federally approved SIP. The prohibition of crop residue burning if particulate matter is at, or expected to reach, 75% of the NAAQS mirrors EPA Region 10's Federal Air Rules for Reservations (FARR).

This rule is consistent with the revisions to Idaho Code § 39-114 enacted by the 2017 Legislature (S1009). Because the Interim Rule and 90% Ozone Rule require a review of all NAAQS prior to allowing a crop residue burn, while the FARR requires EPA and/or the Tribes to review the particulate matter NAAQS, one could argue the rules and statute are broader in scope than federal regulations. However, because the 2008 statute and rules are in the federally approved SIP, they are now considered federal law. The Interim Rule maintains the status quo while the 90% Ozone Rule will be submitted to EPA for approval as a SIP revision. To obtain EPA approval, DEQ will provide the best available peer reviewed science and supporting information to demonstrate that loosening the ozone burn approval criteria from 75% to 90% of the ozone NAAQS will not cause or significantly contribute to a violation of the ozone NAAQS.

FISCAL IMPACT STATEMENT: 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 rulemaking, contact Mary Anderson at mary.anderson@deq.idaho.gov or (208) 373-0202.

Dated this 3rd day of May, 2017.

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

DOCKET NO. 58-0101-1601 - ADOPTION OF PENDING AND TEMPORARY RULE
THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 58-0101-1604
(Only Those Sections With Amendments Are Shown.)

Note: This rule was promulgated under Docket No. 58-0101-1601 (90% ozone NAAQS rule) and will become effective on February 28, 2018. Until the date this rule becomes effective, the interim rule promulgated under Docket No. 58-0101-1604 will remain in effect and is available at www.deq.idaho.gov/58-0101-1604.

621. BURN DETERMINATION.

01. Burn Approval Criteria. The Department shall develop a Crop Residue Operating Guide to use in assisting in the determination of burn approvals. The permittee shall obtain initial approval from the Department for the proposed burn at least twelve (12) hours in advance of the burn. The permittee shall confirm, with the Department, the approval the morning of the proposed burn. The Department may shorten this time frame if meteorological or other applicable conditions change that will impact the air quality during the proposed burn period. To approve a permittee's request to burn, the Department must determine that ambient air quality levels do not exceed ninety percent (90%) of the ozone national ambient air quality standard (NAAQS) and seventy-five percent (75%) of the level of any ~~national ambient air quality standards~~ other NAAQS on any day and are not projected to exceed such level over the next twenty-four (24) hours, and ambient air quality levels have not reached, and are not forecasted to reach and persist at, eighty percent (80%) of the one (1) hour action criteria for particulate matter under Section 556 of these rules. In making this determination, the Department shall consider the following: ~~(5-8-09)~~(2-28-18)T

- a. Expected Emissions. Expected emissions from all burns proposed for the same dates; (5-8-09)
- b. Proximity of Other Burns. The proximity of other burns and other potential emission sources within the area to be affected by the proposed burn; (5-8-09)
- c. Moisture Content. Moisture content of the material to be burned; (5-8-09)
- d. Acreage, Crop Type, and Fuel Characteristics. Acreage, crop type, and fuel characteristics to be burned; (5-8-09)
- e. Meteorological Conditions. Meteorological conditions; (5-8-09)

f. Proximity to Institutions with Sensitive Populations. The proximity of the burn to institutions with sensitive populations, including public schools while in session; hospitals; residential health care facilities for children, the elderly or infirm; and other institutions with sensitive populations as approved by the Department. The Department shall not authorize a burn if conditions are such that institutions with sensitive populations will be adversely impacted or when the plume is predicted to impact such institutions; (5-8-09)

g. Proximity to Public Roadways. Proximity to public roadways; (5-8-09)

h. Proximity to Airports. Proximity to airports; and (5-8-09)

i. Other Relevant Factors. Any other factors relevant to preventing exceedances of the air quality concentrations of Section 621. (5-8-09)

02. Notification of Approval. If the Department approves the burn, then it will post on its website written notification of the approval and any specific conditions under which the burn is approved. Special conditions may include, but are not limited to: (5-8-09)

a. Conditions for burns near institutions with sensitive populations; (5-8-09)

b. The requirement to withhold additional material such that the fire burns down if the Department determines pollutant concentrations reach the levels in Subsection 621.01 of this rule; (5-8-09)

c. Conditions to ensure the burn does not create a hazard for travel on a public roadway; and (5-8-09)

d. The requirement to consult with the Department to determine actions to be taken if conditions at the burn site fail to satisfy the conditions specified in the notice of approval to burn. (5-8-09)

IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY

58.01.01 – RULES FOR THE CONTROL OF AIR POLLUTION IN IDAHO

DOCKET NO. 58-0101-1604

NOTICE OF VACATION OF PROPOSED RULEMAKING

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has vacated the proposed rulemaking previously initiated under this docket. The proposed rulemaking action is authorized by Sections 39-105, 39-107, and 39-114, Idaho Code.

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

In September 2016, DEQ published a proposed rule under Docket No. 58-0101-1604, Idaho Administrative Bulletin, September 7, 2016, **Vol. 16-9, pages 292 through 295**. On March 16, 2017, DEQ presented the proposed rule to the Board of Environmental Quality (Board) for adoption of a temporary rule. This proposed rulemaking is vacated because DEQ does not intend to present the proposed rule to the Board for adoption of a pending rule; therefore, the rule will not become a final rule. The temporary rule, being promulgated in this Bulletin following this notice, will expire without adoption of a pending rule to take its place.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning this vacation of proposed rulemaking, contact the undersigned.

Dated this 3rd day of May, 2017

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

IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY

58.01.01 – RULES FOR THE CONTROL OF AIR POLLUTION IN IDAHO

DOCKET NO. 58-0101-1604

NOTICE OF RULEMAKING – ADOPTION OF TEMPORARY RULE

EFFECTIVE DATE: This temporary rule was adopted by the Board of Environmental Quality (Board) on March 16, 2017. The temporary rule shall be effective on March 17, 2017, and shall remain in effect until February 28, 2018. In the event that EPA does not approve by February 28, 2018, the State Implementation Plan (SIP) submittal that changes the percent of the ozone NAAQS, upon which no crop residue burning is allowed, from 75% to 90%, as promulgated under Docket No. 58-0101-1601, the temporary rule will remain in effect until the adjournment sine die of the Second Regular Session of the Sixty-fourth Idaho Legislature unless prior to that date the rule is extended by concurrent resolution. In no case shall the temporary rule remain in effect beyond the date EPA approves the SIP submittal.

AUTHORITY: In compliance with Section and 67-5226, Idaho Code, notice is hereby given that the Board has adopted a temporary rule. This action is authorized by Sections 39-105, 39-107, and 39-114, Idaho Code (S1009).

DESCRIPTIVE SUMMARY: A detailed summary of the reason for adopting this rule is set forth in the initial proposal published in the Idaho Administrative Bulletin, September 7, 2016, [Vol. 16-9, pages 292 through 295](#). The rule was not revised in response to public comments but was revised for consistency with Idaho Code § 39-114 as amended by the 2017 Legislature in S1009. The Rulemaking and Public Comment Summary can be obtained at www.deq.idaho.gov/58-0101-1604 or by contacting the undersigned.

TEMPORARY RULE JUSTIFICATION: Pursuant to Idaho Code § 67-5226(1)(c), the Governor has found that adoption of a temporary rule is appropriate as it will provide greater flexibility to farmers using the tool of crop residue burning while still following good smoke management best practices.

IDAHO CODE SECTION 39-107D STATEMENT: This rule does not regulate an activity not regulated by the federal government, nor is it more stringent than federal regulations.

In January 2007, the Ninth Circuit Court of Appeals held that Idaho's crop residue burning rules were illegal because there was not an adequate demonstration that the rules were compliant with the federal Clean Air Act. As a result, Governor Otter called for growers and activists to join with state regulators to negotiate a statute and implementing rules that would allow crop residue burning to resume under the Clean Air Act. The statute, Idaho Code § 39-114, and rules, IDAPA 58.01.01.618 through 624, together with an air quality demonstration that open burning when ambient air quality is at or below 75% of any NAAQS does not cause or significantly contribute to a violation of the NAAQS, were then submitted to EPA for approval as part of Idaho's SIP. EPA approved the SIP submittal as compliant with the Clean Air Act on August 1, 2008.

As noted, Idaho Code § 39-114 includes the requirement to review all NAAQS prior to approving a crop residue burn. Consequently, that is what is now required by state law and federal law in the federally approved SIP. The prohibition of crop residue burning if particulate matter is at, or expected to reach, 75% of the NAAQS mirrors EPA Region 10's Federal Air Rules for Reservations (FARR).

This rule is consistent with the revisions to Idaho Code § 39-114 enacted by the 2017 Legislature (S1009). Because the Interim Rule and 90% Ozone Rule require a review of all NAAQS prior to allowing a crop residue burn, while the FARR requires EPA and/or the Tribes to review the particulate matter NAAQS, one could argue the rules and statute are broader in scope than federal regulations. However, because the 2008 statute and rules are in the federally approved SIP, they are now considered federal law. The Interim Rule maintains the status quo while the 90% Ozone Rule will be submitted to EPA for approval as a SIP revision. To obtain EPA approval, DEQ will provide the best available peer reviewed science and supporting information to demonstrate that loosening the ozone burn approval criteria from 75% to 90% of the ozone NAAQS will not cause or significantly contribute to a violation of the ozone NAAQS.

FISCAL IMPACT STATEMENT: 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 rulemaking, contact Mary Anderson at mary.anderson@deq.idaho.gov or (208) 373-0202.

Dated this 3rd day of May, 2017

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

THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 58-0101-1604
(Only Those Sections With Amendments Are Shown.)

Note: This rule was promulgated under Docket No. 58-0101-1604 (interim rule) and will be effective on March 17, 2017 until February 28, 2018. On February 28, 2018, the rule promulgated under Docket No. 58-0101-1601 (90% ozone NAAQS rule) will become effective and is available at www.deq.idaho.gov/58-0101-1601.

621. BURN DETERMINATION.

01. Burn Approval Criteria. The Department shall develop a Crop Residue Operating Guide to use in assisting in the determination of burn approvals. The permittee shall obtain initial approval from the Department for the proposed burn at least twelve (12) hours in advance of the burn. The permittee shall confirm, with the Department, the approval the morning of the proposed burn. The Department may shorten this time frame if meteorological or other applicable conditions change that will impact the air quality during the proposed burn period. To approve a permittee's request to burn, the Department must determine that ambient air quality levels do not exceed seventy-five percent (75%) of the level of any national ambient air quality standards ~~(NAAQS)~~ (NAAQS) on any day, provided however, for purposes of the ozone NAAQS, the 2008 standard of point zero seven five (.075) parts per million, 73 Fed. Reg. 16435, 16511 (March 27, 2008) shall apply, and are not projected to exceed such level over the next twenty-four (24) hours, and ambient air quality levels have not reached, and are not forecasted to reach and persist at, eighty percent (80%) of the one (1) hour action criteria for particulate matter under Section 556 of these rules. In making this determination, the Department shall consider the following: ~~(5-8-09)~~ (3-17-17)T

- a. Expected Emissions. Expected emissions from all burns proposed for the same dates; (5-8-09)
- b. Proximity of Other Burns. The proximity of other burns and other potential emission sources within the area to be affected by the proposed burn; (5-8-09)
- c. Moisture Content. Moisture content of the material to be burned; (5-8-09)
- d. Acreage, Crop Type, and Fuel Characteristics. Acreage, crop type, and fuel characteristics to be burned; (5-8-09)
- e. Meteorological Conditions. Meteorological conditions; (5-8-09)

f. Proximity to Institutions with Sensitive Populations. The proximity of the burn to institutions with sensitive populations, including public schools while in session; hospitals; residential health care facilities for children, the elderly or infirm; and other institutions with sensitive populations as approved by the Department. The Department shall not authorize a burn if conditions are such that institutions with sensitive populations will be adversely impacted or when the plume is predicted to impact such institutions; (5-8-09)

g. Proximity to Public Roadways. Proximity to public roadways; (5-8-09)

h. Proximity to Airports. Proximity to airports; and (5-8-09)

i. Other Relevant Factors. Any other factors relevant to preventing exceedances of the air quality concentrations of Section 621. (5-8-09)

02. Notification of Approval. If the Department approves the burn, then it will post on its website written notification of the approval and any specific conditions under which the burn is approved. Special conditions may include, but are not limited to: (5-8-09)

a. Conditions for burns near institutions with sensitive populations; (5-8-09)

b. The requirement to withhold additional material such that the fire burns down if the Department determines pollutant concentrations reach the levels in Subsection 621.01 of this rule; (5-8-09)

c. Conditions to ensure the burn does not create a hazard for travel on a public roadway; and (5-8-09)

d. The requirement to consult with the Department to determine actions to be taken if conditions at the burn site fail to satisfy the conditions specified in the notice of approval to burn. (5-8-09)

IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY

**58.01.25 – RULES REGULATING THE IDAHO POLLUTANT DISCHARGE
ELIMINATION SYSTEM PROGRAM**

DOCKET NO. 58-0125-1701

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 meeting at one of the following locations. The public may participate by telephone and web conferencing at any of the meeting locations or with individual connections. Individuals interested in participating by telephone and web conferencing should contact the undersigned by the date provided in the table below. For those who cannot participate by attending the meeting, information for submitting written comments is provided at the end of this notice.

MEETING SCHEDULE: The negotiated rulemaking meetings will be held as follows. Additional meetings will be scheduled if necessary.

ORIGINATING LOCATION -- LIVE MEETING

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

**Thursday, May 25, 2017
9:00 am to 12:30 pm (MDT)**

TELEPHONE AND WEB CONFERENCE LOCATIONS

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

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

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

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

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

Contact the undersigned by **May 18, 2017** to make arrangements for participation by telephone and web conferencing

The meeting locations will be accessible to persons with disabilities, and language translators will be made available upon request. Requests for these accommodations must be made no later than five (5) days prior to the

meeting date. For arrangements, contact the undersigned.

PRELIMINARY DRAFT RULE: By May 10, 2017, the preliminary draft rule can be obtained at www.deq.idaho.gov/58-0125-1701 or by contacting Paula Wilson at paula.wilson@deq.idaho.gov, (208) 373-0418.

DESCRIPTIVE SUMMARY: The purpose of this rulemaking is to ensure that the Rules Regulating the Idaho Pollutant Discharge Elimination System Program (IPDES), IDAPA 58.01.25, remain consistent with federal regulations. This IPDES rulemaking will negotiate changes to the current rules to provide a smoother transition for the regulated community when DEQ becomes the permitting authority. The federal regulations incorporated by reference will be updated with the July 1, 2017 Code of Federal Regulation (CFR) effective date. The July 1, 2017 CFR is a codification of federal regulations published in the Federal Register as of July 1, 2017. Because this rulemaking has been initiated prior to July 1, 2017, applicable federal regulations published in the Federal Register and codified between now and July 1, 2017 may be identified as necessary for incorporation by reference before the conclusion of this rulemaking.

In addition to updating the incorporated by reference date, this rulemaking proposes changes to the IPDES rules based on the following federal rulemakings.

In December 2015, EPA's rule on electronic reporting (aka eReporting Rule) became effective for NPDES permitting authorities. This rule requires commensurate changes to portions of the IPDES rules with regard to updating electronic reporting requirements for the state and for facilities permitted under the program. DEQ is proposing to update those portions of the IPDES rules affected by this federal rulemaking by including the electronic reporting requirements found in 40 CFR Part 127.

On January 9, 2017, EPA's small Municipal Separate Storm Sewer System (MS4) remand rule became effective. Changes to these regulations are in response to the remand from the US Court of Appeals for the Ninth Circuit. These changes allow for the state to select an approach for permitting these discharges and establishing the method for permittees to meet the maximum extent practicable standards established by the Clean Water Act.

Additional changes to the federal regulations that Idaho must comply with include updates to effluent limitation guidelines for steam electric generating point sources, oil and gas point sources, and approved test methods for analysis of parameters in effluent discharges. The IPDES rules will also be updated to delete references to the vessel general permit. The agency will not be taking over responsibility for this element of the NPDES program. No state has implemented the vessel general permit portion of the NPDES program. These permits primarily regulate commercial vessels in the Snake River and large lakes.

DEQ also proposes to include nonsubstantive revisions to make typographical corrections, provide clarity, and maintain consistency with state and federal law.

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 dischargers; industrial dischargers; facilities, organizations and individuals seeking coverage under a general permit; facilities that 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 in the summer of 2017 and then present the final proposal to the Idaho Board of Environmental Quality (Board) in the fall of 2017 for adoption of a pending rule. If adopted by the Board, the rule will be reviewed by the 2018 Idaho Legislature.

INCORPORATION BY REFERENCE: Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the incorporation by reference is necessary:

Incorporating the federal regulations by reference benefits the agency and simplifies the overall rule chapter by incorporating those sections of the federal regulations that must be adhered to in the course of developing an IPDES program. The alternative to incorporating the federal regulations by reference is to restate the federal regulations in the IPDES rules. Incorporation by reference saves the agency the administrative costs associated with maintaining rules. Incorporation by reference is estimated to reduce the number of rule pages by 1,219 and results in an

administrative rule publication cost savings of \$61,000 annually.

In compliance with Idaho Code 67-5223(4), DEQ prepared a brief synopsis detailing the latest revised edition or version of the incorporated material being proposed for incorporation by reference. The Overview of Incorporations by Reference is available at www.deq.idaho.gov/58-0125-1701 or by contacting the undersigned.

ASSISTANCE ON TECHNICAL QUESTIONS AND SUBMISSION OF WRITTEN COMMENTS: For assistance on questions concerning this rulemaking, contact Mary Anne Nelson at mary.anne.nelson@deq.idaho.gov or (208) 373-0291.

For those who cannot participate by attending the scheduled meeting, written comments may be submitted by mail, fax or email at the address below. Written comments on the preliminary draft rule must be received by June 2, 2017. For information regarding submission of written comments on subsequent drafts of the negotiated rule, to receive copies of submitted written comments, and to receive the most recent version of the draft negotiated rule, contact the undersigned.

Dated this 3rd day of May, 2017

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

IDAPA 59 – PUBLIC EMPLOYEES RETIREMENT SYSTEM OF IDAHO

59.01.03 – PERSI CONTRIBUTION RULES

DOCKET NO. 59-0103-1701

NOTICE OF RULEMAKING – RESCISSION OF TEMPORARY RULE

AUTHORITY: In compliance with Section 67-5226, Idaho Code, notice is hereby given that this agency has rescinded the temporary rule previously adopted under this docket. The action is authorized pursuant to Section 59-1314(1).

DESCRIPTIVE SUMMARY: The following is a concise explanatory statement of the reasons for rescinding the temporary rule.

An error was discovered in the text of the published temporary rule and a rule was inadvertently excluded. Rescinding this rule and republishing a new temporary and proposed rule will rectify the error and omission of the previously published rule.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning the rescission of this temporary rule, contact Cheryl George, (208) 287-9231.

DATED this 18th day of April, 2017.

Don Drum
Executive Director
Public Employee Retirement System of Idaho
607 N. 8th Street, Boise, ID 83702
P.O. Box 83720, Boise, ID 83720-0078
Phone: (208) 287-9230
Fax: (208) 334-3408

IDAPA 59 – PUBLIC EMPLOYEES RETIREMENT SYSTEM OF IDAHO

59.01.03 – PERSI CONTRIBUTION RULES

DOCKET NO. 59-0103-1702

NOTICE OF RULEMAKING – TEMPORARY AND PROPOSED RULE

EFFECTIVE DATE: The effective date of the temporary rule is February 1, 2017.

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted a temporary rule, and proposed rulemaking procedures have been initiated. The action is authorized pursuant to Section 59-1314(1).

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later May 17, 2017.

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 following is the required finding and concise statement of its supporting reasons for adopting a temporary rule and a nontechnical explanation of the substance and purpose of the proposed rulemaking:

This rule applies to the PERSI Employee General Member and Class II Member Contribution Rates. The actuarial valuation for the period ending June 30, 2016 reflected that the amortization period is above the maximum 25 year amortization period contained in Idaho Code section 59-1322. The PERSI Board has acted to adopt the rate increase as it is required to do to bring the amortization period to 25 years or less as required by Idaho Code section 59-1322. The rate increase becomes effective July 1, 2018.

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

The rate increase is required to bring the amortization period to 25 years or less as required by section 59-1322, Idaho Code.

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

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:

Employer contribution rates will increase by 0.62% of salaries, beginning July 1, 2018. This will affect the general fund to the extent the contributions required of the employer (State of Idaho and political subdivisions and government entities electing to participate in the system) are made from general fund dollars.

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220(2), Idaho Code, negotiated rulemaking was not conducted because negotiated rulemaking is not feasible because it would be inconsistent with the PERSI Board's need to bring the amortization rate to 25 years or less and with the Board's exclusive fiduciary responsibility for plan operations.

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

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary and proposed rule, contact Cheryl George, (208) 287-9231.

Anyone may submit written comments regarding the proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before May 24, 2017.

DATED this 18th day of April, 2017.

Don Drum
Executive Director
Public Employee Retirement System of Idaho
607 N. 8th Street, Boise, ID 83702
P.O. Box 83720, Boise, ID 83720-0078
Phone: (208) 287-9230
Fax: (208) 334-3408

**THE FOLLOWING IS THE TEMPORARY RULE AND THE PROPOSED TEXT
OF DOCKET NO. 59-0103-1702
(Only Those Sections With Amendments Are Shown.)**

026. PERSI EMPLOYER GENERAL MEMBER CONTRIBUTION RATE (RULE 26).

The PERSI employer contribution rate as provided in Section 59-1322, Idaho Code, shall be nine point seventy-seven percent (9.77%) of payroll through June 30, 2004. Beginning July 1, 2004, the rate shall be ten point thirty-nine percent (10.39%) of payroll through June 30, 2013. Beginning July 1, 2013, the rate shall be eleven point thirty-two percent (11.32%) of payroll until June 30, 2018. Beginning July 1, 2018, the rate shall be eleven point ninety-four percent (11.94%) until next determined by the Board.

Statutory Reference: Sections 59-1302(16), 59-1391, 59-1394, and 59-1397, Idaho Code. Cross References: (Amended 10-1-94) (Amended 10-1-97) (Amended 10-1-98) (Amended 10-1-99) (Amended 7-1-00) (Amended 3-30-01) (Amended 3-20-04) ~~(10-21-14)~~(2-1-17)T

027. FIREFIGHTER RETIREMENT FUND EMPLOYER RATE (RULE 27).

The Firefighter Retirement Fund employer rate shall be: (10-1-94)

01. Option I and II Firefighters. For option I and II firefighters hired before October 1, 1980, as follows:

Option I And II Firefighters	
PERSI Employer Contribution Rate:	Ten point eleven percent (10.11%) of payroll through June 30, 2004. Beginning July 1, 2004, the rate shall be ten point seventy three percent (10.73%) of payroll through June 30, 2013. Beginning July 1, 2013, the rate shall be eleven point sixty six percent (11.66%) of payroll until next determined by the Board <u>The employer contribution rate as provided in Rule 28.</u>
Additional Employer Rate:	One percent (1%)
Social Security Rate:	Seven point sixty-five percent (7.65%)
Excess Merger Costs Rate:	Seventeen point twenty-four percent (17.24%) through December 31, 2014. Beginning January 1, 2015, five percent (5%) until next determined by the Board.

Option I And II Firefighters	
TOTAL Contribution Rate:	The total contribution rate is the sum of the PERSI employer contribution rate, the additional employer rate, the social security rate and the excess merger costs rate.

~~(10-21-14)~~(2-1-17)T

02. Class D Firefighters. For class D firefighters (firefighters employed on or after October 1, 1980, by a city or fire district that employs paid firefighters who are participating in the Firefighters' Retirement Fund), as follows:

Class D Firefighters	
PERSI Employer Contribution Rate:	Ten point eleven percent (10.11%) of payroll through June 30, 2004. Beginning July 1, 2004, the rate shall be ten point seventy-three percent (10.73%) of payroll through June 30, 2013. Beginning July 1, 2013, the rate shall be eleven point sixty-six percent (11.66%) of payroll until next determined by the Board <u>The employer contribution rate as provided in Rule 28.</u>
Excess Merger Costs Rate:	Seventeen point twenty-four percent (17.24%) through December 31, 2014. Beginning January 1, 2015, five percent (5%) until next determined by the Board.
TOTAL Contribution Rate:	The total contribution rate is the sum of the PERSI employer contribution rate and the excess merger costs rate.

Statutory References: Sections 59-1302(16), 59-1391, 59-1394, 59-1397, 72-1403, and 72-1434, Idaho Code. Cross References: (Amended 10-1-94) (Amended 10-1-97) (Amended 10-1-98) (Amended 10-1-99) (Amended 7-1-00) (Amended 3-30-01) (Amended 7-1-03) (Amended 3-20-04) ~~(10-21-14)~~(2-1-17)T

03. Class E Members. For class E members (general members who meet the definition of paid firefighter under Section 59-1391(f), Idaho Code, but are not firefighters as defined in Section 59-1302(16), Idaho Code) the employer general member contribution rate as provided in Rule 26, plus the excess merger costs specified in Subsection 027.01. (3-20-04)

028. PERSI EMPLOYER CLASS II CONTRIBUTION RATE (RULE 28).

The PERSI employer contribution rate as provided in Section 59-1322, Idaho Code, for an employee classified as a police officer member excluding those listed in Rule 29 of this chapter when applicable, and firefighters excluding those listed in Rule 27 of this chapter, shall be ten point eleven percent (10.11%) of payroll through June 30, 2004. Beginning July 1, 2004, the rate shall be ten point seventy-three percent (10.73%) of payroll through June 30, 2013. Beginning July 1, 2013, the rate shall be eleven point sixty-six percent (11.66%) of payroll June 30, 2018. Beginning July 1, 2018, the rate shall be twelve point twenty-eight percent (12.28%) until next determined by the Board.

Statutory References: Cross Reference: (Amended 10-1-94) (Amended 10-1-97) (Amended 10-1-98) (Amended 10-1-99) (Amended 7-1-00) (Amended 3-30-01) (Amended 7-1-03) (Amended 3-20-04) ~~(10-21-14)~~(2-1-17)T

(BREAK IN CONTINUITY OF SECTIONS)

100. PERSI EMPLOYEE GENERAL MEMBER CONTRIBUTION RATE (RULE 100).

The PERSI employee contribution rate as provided in Section 59-1333, Idaho Code, for all members not classified as police members or firefighters, shall be five point eighty-six percent (5.86%) of salary through June 30, 2004. Beginning July 1, 2004, the rate shall be six point twenty-three percent (6.23%) of salary through June 30, 2013. Beginning July 1, 2013, the rate shall be six point seventy-nine percent (6.79%) through June 30, 2018. Beginning July 1, 2018, the rate shall be seven point sixteen percent (7.16%) of salary until next determined by the Board.

Statutory References: Cross Reference: (Amended 10-1-94) (Amended 10-1-97) (Amended 10-1-98) (Amended 10-1-99) (Amended 7-1-00) (Amended 3-30-01) (Amended 3-20-04) ~~(10-21-14)~~(2-1-17)T

101. PERSI EMPLOYEE CLASS II CONTRIBUTION RATE (RULE 101).

The employee contribution rate as provided in Section 59-1334, Idaho Code, for an employee classified as a police officer member is seven point twenty-one percent (7.21%) of salary through June 30, 2004. Beginning July 1, 2004, the rate shall be seven point sixty-five percent (7.65%) of salary through June 30, 2013. Beginning July 1, 2013, the rate shall be eight point thirty-two percent (8.32%) of salary through June 30, 2018. Beginning July 1, 2018, the rate shall be eight point seventy-seven percent (8.77%) of salary until next determined by the Board.

Statutory References: Cross Reference: (Amended 10-1-94) (Amended 10-1-97) (Amended 10-1-98) (Amended 10-1-99) (Amended 7-1-00) (Amended 3-30-01) (Amended 3-20-04) ~~(10-21-14)~~(2-1-17)T

HOUSE CONCURRENT RESOLUTION NO. 5

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature, First Regular Session – 2017

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 5
BY RESOURCES AND CONSERVATION COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE
AND REJECTING A CERTAIN RULE OF THE IDAHO DEPARTMENT OF LANDS RELATING TO
RULES GOVERNING CONSERVATION OF OIL AND NATURAL GAS IN THE STATE OF IDAHO.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Idaho Department of Lands relating to Rules Governing Conservation of Oil and Natural Gas in the State of Idaho are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fourth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 20.07.02, Rules Governing Conservation of Oil and Natural Gas in the State of Idaho, Rules of the Idaho Department of Lands, adopted as a pending rule under Docket Number [20-0702-1601](#), the entire rulemaking docket, be, and the same is hereby rejected and declared null, void and of no force and effect.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS25136

The purpose of this resolution is to remove rules governing oil and gas.

FISCAL NOTE

No fiscal impact is anticipated because the proposed rule was rejected in full so no changes will occur to Idaho Department of Lands current operations.

Contact:

Representative Terry Gestrin
(208) 332-1124

Adopted: March 02, 2017.

HOUSE CONCURRENT RESOLUTION NO. 8

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature, First Regular Session – 2017

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 8
BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE
AND REJECTING A CERTAIN RULE OF THE DEPARTMENT OF HEALTH AND WELFARE
RELATING TO RULES GOVERNING THE IDAHO CHILD CARE PROGRAM.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Department of Health and Welfare relating to Rules Governing the Idaho Child Care Program are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fourth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 16.06.12, Department of Health and Welfare, Rules Governing the Idaho Child Care Program, Section 750., Subsection 10., only, adopted as a pending rule under Docket Number **16-0612-1601**, be, and the same is hereby rejected and declared null, void and of no force and effect.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS25300

This is a Concurrent Resolution to reject Section 750., Subsection 10., only, of IDAPA 16.06.12, Department of Health and Welfare, Rules Governing the Idaho Child Care Program.

FISCAL NOTE

There is no fiscal impact to the General Fund because this is a rejection of a portion of a Pending Rule.

Contact:

Representative Kelley Packer
(208) 332-1000

Adopted: March 02, 2017.

HOUSE CONCURRENT RESOLUTION NO. 15

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature, First Regular Session – 2017

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 15
BY AGRICULTURAL AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE
AND REJECTING A CERTAIN RULE OF THE IDAHO WHEAT COMMISSION
RELATING TO RULES OF THE IDAHO WHEAT COMMISSION.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Idaho Wheat Commission relating to Rules of the Idaho Wheat Commission are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fourth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 42.01.01, Idaho Wheat Commission, Rules of the Idaho Wheat Commission, adopted as a pending rule under Docket Number **42-0101-1602**, the entire rulemaking docket, be, and the same is hereby rejected and declared null, void and of no force and effect.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS25285

This bill rejects a proposed Idaho Wheat Commission Rule. The Idaho Wheat Commission requested to withdraw the specific rule in Docket No. 42-0101-1602 and this bill accomplishes the rejection of that specific withdrawal.

FISCAL NOTE

There is no fiscal impact because the proposed rule never goes into effect.

Contact:

Representative Thomas Dayley
(208) 332-1000

Adopted: March 06, 2017.

HOUSE CONCURRENT RESOLUTION NO. 16

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature, First Regular Session – 2017

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 16
BY AGRICULTURAL AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE
AND REJECTING A CERTAIN RULE OF THE IDAHO WHEAT COMMISSION
RELATING TO RULES OF THE IDAHO WHEAT COMMISSION.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Idaho Wheat Commission relating to Rules of the Idaho Wheat Commission are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fourth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 42.01.01, Idaho Wheat Commission, Rules of the Idaho Wheat Commission, adopted as a pending rule under Docket Number **42-0101-1601**, the entire rulemaking docket, be, and the same is hereby rejected and declared null, void and of no force and effect.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS25286

This bill rejects a proposed Idaho Wheat Commission Rule. The Idaho Wheat Commission requested to withdraw the specific rule in Docket No. 42-0101-1601 and this bill accomplishes the rejection of that specific withdrawal.

FISCAL NOTE

There is no fiscal impact because the proposed rule never goes into effect.

Contact:

Representative Thomas Dayley
(208) 332-1000

Adopted: March 06, 2017.

HOUSE CONCURRENT RESOLUTION NO. 27

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature, First Regular Session – 2017

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 27
BY EDUCATION COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE
AND REJECTING A CERTAIN RULE OF THE STATE BOARD OF EDUCATION
RELATING TO RULES GOVERNING ADMINISTRATION.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the State Board of Education relating to Rules Governing Administration are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fourth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 08.02.01, Rules Governing Administration, Section 801., Subsections 05.a., 05.b., 06.a.i., 06.a.ii., 06.a.iii., 06.a.iv., 06.c.i., and 06.c.iii., only, adopted as a pending rule under Docket Number **08-0201-1602**, be, and the same is hereby rejected and declared null, void and of no force and effect.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS25471

This bill rejects certain sections of rules of the State Board of Education: IDAPA 08.02.01 Rules Governing Administration, Section 801., Subsections 05.a., 05.b., 06.a.i., 06.a.ii., 06.a.iii., 06.a.v., 06.c.i., and 06.c.iii., only adopted as a pending rule under Docket Number 08-0201-1602 and is hereby rejected.

FISCAL NOTE

There is no fiscal impact because the subsections are rejected.

Contact:

Representative Julie VanOrden
(208) 332-1000

Adopted: March 22, 2017.

SENATE CONCURRENT RESOLUTION NO. 102

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature, First Regular Session – 2017

IN THE SENATE
SENATE CONCURRENT RESOLUTION NO. 102
BY AGRICULTURAL AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE
AND REJECTING A CERTAIN RULE OF THE BOARD OF VETERINARY MEDICINE
RELATING TO RULES OF THE STATE OF IDAHO BOARD OF VETERINARY MEDICINE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Board of Veterinary Medicine relating to Rules of the State of Idaho Board of Veterinary Medicine are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fourth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 46.01.01, Board of Veterinary Medicine, Rules of the State of Idaho Board of Veterinary Medicine, Section 014., Subsection 02.f., only, adopted as a pending fee rule under Docket Number **46-0101-1603**, be, and the same is hereby rejected and declared null, void and of no force and effect.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS25103

This bill rejects a new fee proposal by the Board of Veterinary Medicine. The Board of Veterinary Medicine requested to withdraw the specific fee in Docket No. 46-0101-1603, 014.02.f. Certificate Verifications \$20.00 from the Board of Veterinary Medicine proposed rule and this bill accomplishes the rejection of that specific fee withdrawal.

FISCAL NOTE

There is no fiscal impact because the proposed fee never goes into affect.

Contact:

Senator Jim Rice
(208) 332-1423

Adopted: February 15, 2017.

SENATE CONCURRENT RESOLUTION NO. 112

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature, First Regular Session – 2017

IN THE SENATE
SENATE CONCURRENT RESOLUTION NO. 112
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE
AND REJECTING A CERTAIN RULE OF THE DIVISION OF BUILDING SAFETY
RELATING TO RULES OF THE PUBLIC WORKS CONTRACTORS LICENSE BOARD.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Division of Building Safety relating to Rules of the Public Works Contractors License Board are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fourth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 07.05.01, Division of Building Safety, Rules of the Public Works Contractors License Board, adopted as a pending rule under Docket Number **07-0501-1601**, the entire rulemaking docket, be, and the same is hereby rejected and declared null, void and of no force and effect.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS25299

This bill rejects a certain rule of the Division of Building Safety, Docket No. 07-0501-1601, relating to rules of the Public Works Contractors License Board.

FISCAL NOTE

There is no fiscal impact because the rule does not go into affect.

Contact:

Senator Jim L. Patrick
(208) 332-1318

Adopted: March 24, 2017.

SENATE CONCURRENT RESOLUTION NO. 118

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature, First Regular Session – 2017

IN THE SENATE
SENATE CONCURRENT RESOLUTION NO. 118
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE
AND REJECTING A CERTAIN RULE OF THE STATE BOARD OF AND STATE DEPARTMENT OF
EDUCATION RELATING TO RULES GOVERNING UNIFORMITY.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the State Board of and State Department of Education relating to Rules Governing Uniformity are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fourth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 08.02.02, State Board of and State Department of Education, Rules Governing Uniformity, adopted as a pending rule under Docket Number [08-0202-1605](#), the entire rulemaking docket, be, and the same is hereby rejected and declared null, void and of no force and effect.

Statement of Purpose / Fiscal Impact:

**STATEMENT OF PURPOSE
RS25202**

This bill rejects a rule proposed by the State Board of Education related to the Standards for Idaho School Buses and Operations in Docket No. 08.0202.1605.

FISCAL NOTE

There is no impact to the General Fund because the rule will not go into effect.

Contact:

Senator Lori Den Hartog
(208) 332-1137

Adopted: March 24, 2017.

SENATE CONCURRENT RESOLUTION NO. 119

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature, First Regular Session – 2017

IN THE SENATE
SENATE CONCURRENT RESOLUTION NO. 119
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE
AND REJECTING A CERTAIN RULE OF THE STATE BOARD OF AND STATE DEPARTMENT OF
EDUCATION RELATING TO RULES GOVERNING THOROUGHNESS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the State Board of and State Department of Education relating to Rules Governing Thoroughness are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fourth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 08.02.03, Rules Governing Thoroughness, Section 105., Subsection 01.g., only, adopted as a pending rule under Docket Number **08-0203-1601**, be, and the same is hereby rejected and declared null, void and of no force and effect.

Statement of Purpose / Fiscal Impact:

**STATEMENT OF PURPOSE
RS25463**

This bill rejects a portion of a rule proposed by the State Department of Education related to the Rules Governing Thoroughness High School Graduation Requirements in Docket 08.0203.1601 Section 105., Subsection .01.g.

FISCAL NOTE

There is no impact to the General Fund because the rule will not go into effect.

Contact:
Senator Steven P. Thayn
(208) 332-1344

Adopted: March 24, 2017.

SENATE CONCURRENT RESOLUTION NO. 120

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature, First Regular Session – 2017

IN THE SENATE
SENATE CONCURRENT RESOLUTION NO. 120
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS AND APPROVING
ADMINISTRATIVE RULES THAT IMPOSE A FEE OR CHARGE, WITH EXCEPTIONS,
AND REJECTING CERTAIN AGENCY RULE DOCKETS THAT ARE NOT APPROVED.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain Rules of the Board of Veterinary Medicine governing Rules of the State of Idaho Board of Veterinary Medicine are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain Rules of the Sexual Offender Management Board governing Rules of the Sexual Offender Management Board are not consistent with legislative intent; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fourth Idaho Legislature, the Senate and the House of Representatives concurring therein, that all pending administrative rules or portions of pending administrative rules adopted by state agencies pursuant to the Administrative Procedure Act during the prior calendar year, and submitted through the Office of the Administrative Rules Coordinator to the Legislature for review during the 2017 legislative session, which impose a fee or charge, be, and the same are approved, with the exception of the following enumerated pending fee rules:

IDAPA 46.01.01, Rules of the State of Idaho Board of Veterinary Medicine, Section 014., Subsection 02.f., only, adopted as pending fee rules under Docket Number **46-0101-1603**.

IDAPA 57.01.01, Rules of the Sexual Offender Management Board, Section 150., Subsections 02. and 04., only, adopted as pending fee rules under Docket Number **57-0101-1601**.

BE IT FURTHER RESOLVED that IDAPA 46.01.01, Rules of the State of Idaho Board of Veterinary Medicine, Section 014., Subsection 02.f., only, adopted as pending fee rules under Docket Number **46-0101-1603**, and IDAPA 57.01.01, Rules of the Sexual Offender Management Board, Section 150., Subsections 02. and 04., only, adopted as pending fee rules under Docket Number **57-0101-1601**, are hereby rejected and not approved, and thereby pursuant to Section 67-5291 and Section 67-5224, Idaho Code, are declared null, void and of no force and effect.

BE IT FURTHER RESOLVED that rule provisions imposing fees or charges that were not submitted through the Office of Rules Coordinator for legislative review or that otherwise are not included and approved in this concurrent resolution shall be null, void and of no force and effect unless approved by adoption of a separate concurrent resolution by both houses of the Legislature as provided in Section 67-5224, Idaho Code.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE
RS25472C1

By statute, state agency rules promulgated under the Idaho Administrative Procedures Act that impose a fee or charge do not go into effect unless approved by concurrent resolution of the Legislature. This concurrent resolution approves agency rules imposing a fee or charge that were adopted during the prior calendar year and were submitted through the Office of Administrative Rules Coordinator to the Legislature for review during the 2017 legislative session, with two exceptions listed below, which shall be in full force and effect upon the adoption of this concurrent resolution or upon the date specified in the administrative rule.

Rules Rejected:

1. IDAPA 46.01.01, Rules of the State of Idaho Board of Veterinary Medicine, Section 014., Subsection 02.f., only, adopted as pending fee rules under Docket Number 46-0101-1603.
2. IDAPA 57.01.01, Rules of the Sexual Offender Management Board, adopted as pending fee rules under Docket Number 57-0101-1601 was approved with the exception of sections 150.02 and 150.04 only.

FISCAL NOTE

Adoption of this concurrent resolution, in and of itself, could have no fiscal impact upon any state or local government funds or accounts beyond the scope or impact of the individual fee rules themselves.

Contact:

Dennis Stevenson, Administrative Rules Coordinator
Office of the Administrative Rules Coordinator
(208) 332-1822

Adopted: March 24, 2017.

SENATE CONCURRENT RESOLUTION NO. 121

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fourth Legislature, First Regular Session – 2017

IN THE SENATE
SENATE CONCURRENT RESOLUTION NO. 121
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING LEGISLATIVE FINDINGS AND APPROVING
AND EXTENDING TEMPORARY RULES REVIEWED BY THE LEGISLATURE, WITH AN EXCEPTION.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature by statute must approve temporary rules by adoption of a concurrent resolution approving the rule if the temporary rule is to remain in effect beyond the end of the current legislative session; and

WHEREAS, the expiration of temporary rules would occasion additional expense to state agencies in readopting and republishing temporary rules needed to conduct state business; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fourth Idaho Legislature, the Senate and the House of Representatives concurring therein, that all temporary rules adopted by state agencies pursuant to the Administrative Procedure Act and submitted to the Legislature at the Legislature's request through the Office of the Administrative Rules Coordinator for review during the 2017 legislative session, be, and the same are approved, with the exception of the following enumerated temporary rules:

IDAPA 08.02.03, Rules of the State Board of and State Department of Education, concerning Rules Governing Thoroughness, Idaho Science Standards Incorporated by Reference, Subsections ESS-MS ESS-MS-5, ESS3-MS ESS3.C, LS2-HS LS4.D, LS4-HS LS4.D, and ESS3-HS ESS2.D, only, adopted as temporary rules under Docket Number **08-0203-1701**.

BE IT FURTHER RESOLVED that a temporary rule or partial temporary rule approved by this concurrent resolution shall remain in effect until it expires by its own terms or by operation of law or until it is replaced by a final rule, but in no event shall a temporary rule remain in effect beyond the conclusion of the Second Regular Session of the Sixty-fourth Idaho Legislature unless it is further extended by adoption of a concurrent resolution by both houses of the Legislature. Temporary rules or sections of temporary rules which are excepted from approval hereunder or which were not submitted to the Legislature for review during the 2017 legislative session shall expire by operation of statute upon adjournment of the First Regular Session of the Sixty-fourth Idaho Legislature, unless approved by adoption of a separate concurrent resolution by both houses of the Legislature.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS25473

By statute, temporary rules promulgated by state agencies under the Idaho Administrative Procedures Act expire at the end of the 2017 legislative session. This concurrent resolution approves and extends state agency temporary rules beyond the current legislative session with the exception of the following enumerated rules:

Rules Rejected:

Rule IDAPA 08.02.03, Rules of the State Board of and State Department of Education, concerning Rules Governing Thoroughness, Idaho Science Standards Incorporated by Reference, Subsections ESS-MS ESS-MS-5, ESS3-MS ESS3.C, LS2-HS LS4.D, LS4-HS LS4.D, and ESS3-HS ESS2.D, only, adopted as temporary rules under Docket Number 08-0203-1701.

FISCAL NOTE

Adoption of this concurrent resolution, in and of itself, could have no fiscal impact upon any state or local government funds or accounts beyond the scope or impact of the individual rules themselves.

Contact:

Dennis Stevenson, Administrative Rules Coordinator
Office of the Administrative Rules Coordinator
(208) 332-1822

Adopted: March 24, 2017.

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LEGAL NOTICE

Summary of Proposed Rulemakings

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

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

IDAPA 59 – PUBLIC EMPLOYEE RETIREMENT SYSTEM OF IDAHO PO Box 83720, Boise, ID 83720-0078

59-0103-1702, PERSI Contribution Rates. (Temporary and Proposed) The rate increase is required to bring the amortization period to 25 years or less as required by section 59-1322, Idaho Code. Comment by: 5/24/2017

NOTICES OF ADOPTION OF TEMPORARY RULE

IDAPA 17 – Idaho Industrial Commission

17-0207-1701, Procedures to Obtain Compensation (eff. 3-1-17)T

IDAPA 35 – Idaho State Tax Commission

35-0103-1701, Property Tax Administrative Rules (eff. 1-1-17)T

IDAPA 58 – Department of Environmental Quality

58-0101-1601 and 58-0101-1604, Rules for the Control of Air Pollution in Idaho (both eff. 2-28-18)T

NOTICES OF PROPOSED PROCLAMATION OF THE FISH AND GAME COMMISSION

IDAPA 13 – Idaho Department of Fish and Game

13-0108-1701P – Rules Governing the Taking of Big Game Animals in the State of Idaho

13-0109-1702P – Rules Governing the Taking of Game Birds in the State of Idaho

13-0111-1701P – Rules Governing Fish

13-0113-1701P – Rule Governing the Taking of American Crow in the State of Idaho

NOTICE OF INTENT TO PROMULGATE - NEGOTIATED RULEMAKING

IDAPA 02 – Department of Agriculture

02-0622-1701, Noxious Weed Rules (Meetings scheduled)

IDAPA 08 – State Board of Education/Department of Education

08-0111-1701, Registration of Post-Secondary Educational Institutions and Proprietary Schools
(To participate respond by 5/15/17)

08-0113-0701, Rules Governing the Opportunity Scholarship Program (To participate respond by 5/15/17)

08-0201-1701, Rules Governing Administration (To participate respond by 5/15/17)

08-0202-1703, 08-0202-1704, 08-0202-1705, and 08-0202-1706, Rules Governing Uniformity
(To participate respond by 5/15/17)

08-0203-1706 and 08-0203-1707, Rules Governing Thoroughness (To participate respond by 5/15/17)

08-0204-1701, Rules Governing Public Charter Schools (To participate respond by 5/15/17)

08-0301-1701, Rules of the Public Charter School Commission (To participate respond by 5/15/17)

IDAPA 16 – Department of Health and Welfare

16-0204-1701, Rules Governing Emergency Medical Services Account III Grants (meetings scheduled)

16-0309-1701, Medicaid Basic Plan Benefits (meetings scheduled)

16-0310-1701, Medicaid Enhanced Plan Benefits (meetings scheduled)

16-0319-1701, Rules Governing Certified Family Homes (meetings scheduled)

IDAPA 47 – Division of Vocational Rehabilitation

47-0101-1701, Rules of the Division of Vocational Rehabilitation (To participate respond by 5/15/17)

IDAPA 58 – Department of Environmental Quality

58-0125-1701, Rules Regulating the Idaho Pollutant Discharge Elimination System Program (meetings scheduled)

Please refer to the Idaho Administrative Bulletin **May 3, 2017, Volume 17-5**, for the notices and text of all rulemakings, proclamations, negotiated rulemaking and public hearing information and schedules, executive orders of the Governor, and contact information.

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

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

CUMULATIVE RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES

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

July 1, 1993 -- Present

[CUMULATIVE RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES](#)

This online index provides a history of all agency rulemakings beginning with the first Administrative Bulletin in July 1993 to the most recent Bulletin publication. It tracks all rulemaking activities on each chapter of rules by the rulemaking docket numbers and includes negotiated, temporary, proposed, pending and final rules, public hearing notices, vacated rulemaking notices, notice of legislative actions taken on rules, and executive orders of the Governor.

ABRIDGED RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES

(Index of Current and Active Rulemakings)

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

March 25, 2016 -- May 3, 2017

(eff. PLR) - Final Effective Date Is Pending Legislative Review

(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 all active rulemakings.)

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

- 01-0101-1601** Proposed Rulemaking, Bulletin Vol. 16-9
- 01-0101-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 01-0101-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

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

- 02-0214-1601** Proposed Rulemaking, Bulletin Vol. 16-7
- 02-0214-1601** Adoption of Pending Rule, Bulletin Vol. 16-9 (eff. PLR 2017)
- 02-0214-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

02.04.08, Rules Governing Grade A Milk and Milk Products

- 02-0408-1601** Proposed Rulemaking, Bulletin Vol. 16-7
- 02-0408-1601** Adoption of Pending Rule, Bulletin Vol. 16-10 (eff. PLR 2017)
- 02-0408-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

02.04.14, Rules Governing Dairy Waste

- 02-0414-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 02-0414-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 02-0414-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 02-0414-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

02.04.15, Rules Governing Beef Cattle Animal Feeding Operations

- 02-0415-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
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- 02-0415-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 02-0415-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

02.04.16, Rules Governing Agriculture Odor Management

- 02-0416-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 02-0416-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 02-0416-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 02-0416-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

02.04.18, Rules Governing CAFO Site Advisory Team

- 02-0418-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7

02.04.19, Rules Governing Domestic Cervidae

- 02-0419-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 02-0419-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 02-0419-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 02-0419-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

02.04.21, Rules Governing the Importation of Animals

- 02-0421-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 02-0421-1602** Adoption of Temporary Rule, Bulletin Vol. 16-8 (Eff. 7-1-16)T
- 02-0421-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 02-0421-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 02-0421-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

02.04.30, Rules Governing Nutrient Management

02-0430-1601 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7

02.04.31, Rules Governing the Stockpiling of Agricultural Waste

02-0431-1601 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7

02.04.32, Rules Governing Poultry Operations

02-0432-1601 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7

02-0432-1601 Proposed Rulemaking, Bulletin Vol. 16-10

02-0432-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

02-0432-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

02.06.02, Rules Pertaining to the Idaho Commercial Feed Law

02-0602-1601 Proposed Rulemaking, Bulletin Vol. 16-7

02-0602-1601 Adoption of Pending Rule, Bulletin Vol. 16-9 (PLR 2017)

02-0602-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

02.06.12, Rules Pertaining to the Idaho Fertilizer Law

02-0612-1601 Proposed Rulemaking, Bulletin Vol. 16-7

02-0612-1601 Adoption of Pending Rule, Bulletin Vol. 16-9 (PLR 2017)

02-0612-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

02.06.17, Rules Governing the Disposal of Cull Onions and Potatoes

02-0617-1701 Adoption of Temporary Rule, Bulletin Vol. 17-3 (eff. 2-8-17)T

02-0617-1701 Notice of Rescission of Temporary Rule, Bulletin Vol. 17-5 (rescission effective 4-17-17)

02.06.21, Rules for Voluntary Public Services of the Idaho Department of Agriculture Laboratories

02-0621-1601 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7

02.06.22, Noxious Weed Rules

02-0622-1601 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7

02-0622-1601 Proposed Rulemaking, Bulletin Vol. 16-9

02-0622-1601 Adoption of Pending Rule, Bulletin Vol. 16-11 (PLR 2017)

02-0622-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

02-0622-1701 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 17-5

02.06.31, Noxious Weed Free Forage and Straw Certification Rules

02-0631-1601 Adoption of Temporary Rule, Bulletin Vol. 16-7 (Eff. 6-1-16)T

02-0631-1602 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7

02-0631-1602 Proposed Rulemaking, Bulletin Vol. 16-9

02-0631-1601 Adoption of Pending Rule, Bulletin Vol. 16-11 (PLR 2017)

02-0631-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

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

02-0641-1601 Proposed Rulemaking, Bulletin Vol. 16-7

02-0641-1601 Adoption of Pending Rule, Bulletin Vol. 16-9 (PLR 2017)

02-0641-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

IDAPA 05 -- DEPARTMENT OF JUVENILE CORRECTIONS**05.01.03, Rules of the Custody Review Board**

05-0103-1601 Proposed Rulemaking, Bulletin Vol. 16-9

05-0103-1601 Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)

05-0103-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

IDAPA 06 -- STATE BOARD OF CORRECTION***06.01.02, Rules of Correctional Industries***

- 06-0102-1601** Notice of Proclamation of Rulemaking, Bulletin Vol. 16-9 (eff. 10-7-16)
06-0102-1601 OAR Omnibus Notice of Legislative Action - Approval of Final Rule, Bulletin Vol. 17-5 (eff. 10-7-16)

IDAPA 07 -- DIVISION OF BUILDING SAFETY

- 07-0800-1501** Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
(Rulemaking affects all Chapters under Title 08 - "Idaho Minimum Safety Standards and Practices for Logging")

07.01.06, Rules Governing the Use of National Electrical Code

- 07-0106-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-5
07-0106-1601 Proposed Rulemaking, Bulletin Vol. 16-10
07-0106-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

07.02.02, Rules Governing Plumbing Permits

- 07-0202-1601** Proposed Rulemaking (Fee Rule), Bulletin Vol. 16-10
07-0202-1601 Adoption of Pending Fee Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
07-0202-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)

07.02.04, Rules Governing Plumbing Safety Inspections

- 07-0204-1701** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-4

07.02.05, Rules Governing Plumbing Safety Licensing

- 07-0205-1601** Proposed Rulemaking, Bulletin Vol. 16-9
07-0205-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
07-0205-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.02.06, Rules Concerning the Idaho State Plumbing Code

- 07-0206-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
07-0206-1601 Proposed Rulemaking, Bulletin Vol. 16-10
07-0206-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
07-0206-1701 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-4

07.02.07, Rules Governing Civil Penalties

- 07-0207-1601** Proposed Rulemaking, Bulletin Vol. 16-9
07-0207-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
07-0207-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.03.01, Rules of Building Safety

- 07-0301-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-3
07-0301-1601 Proposed Rulemaking, Bulletin Vol. 16-10
07-0301-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
07-0301-1701 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 17-3
07-0301-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.03.11, Rules Governing Manufactured/Mobile Home Industry Licensing

- 07-0311-1701** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-4

07.03.12, Rules Governing Manufactured or Mobile Home Installations

- 07-0312-1701** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-4

07.04.01, Rules Governing Safety Inspections - General

07-0401-1701 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-4

07.04.02, Safety Rules for Elevators, Escalators, and Moving Walks

07-0402-1701 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-4

07.05.01, Rules of the Public Works Contractors License Board

07-0501-1601 Proposed Rulemaking, Bulletin Vol. 16-10

07-0501-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

07-0501-1601 OAR Omnibus Notice of Legislative Action - Rejection of Pending Rule by SCR 112, Bulletin Vol. 17-5 (Null & Void)

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

07-0701-1601 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6

07-0701-1601 Proposed Rulemaking, Bulletin Vol. 16-10

07-0701-1602 Proposed Rulemaking (Fee Rule), Bulletin Vol. 16-10

07-0701-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

07-0701-1602 Adoption of Pending Fee Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

07-0701-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07-0701-1602 OAR Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)

07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12

(Rulemaking affects all Chapters under Title 08 - "Idaho Minimum Safety Standards and Practices for Logging")

07.08.01, Idaho Minimum Safety Standards and Practices for Logging -- General Provisions

07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12

07-0801-1601 Proposed Rulemaking, Bulletin Vol. 16-10

07-0801-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

07-0801-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.02, Idaho Minimum Safety Standards and Practices for Logging -- Health, Safety, and Sanitation

07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12

07-0802-1601 Proposed Rulemaking, Bulletin Vol. 16-10

07-0802-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

07-0802-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.03, Idaho Minimum Safety Standards and Practices for Logging -- Explosives and Blasting

07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12

07-0803-1601 Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 16-10

07-0803-1601 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 16-12 (eff. PLR 2017)

07-0803-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.04, Idaho Minimum Safety Standards and Practices for Logging -- Garages, Machine Shops, and Related Work Areas

07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12

07-0804-1601 Proposed Rulemaking, Bulletin Vol. 16-10

07-0804-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

07-0804-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.05, Idaho Minimum Safety Standards and Practices for Logging -- Signals and Signal Systems

07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12

07-0805-1601 Proposed Rulemaking, Bulletin Vol. 16-10

07-0805-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

07-0805-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.06, Idaho Minimum Safety Standards and Practices for Logging -- Truck Road Standards

- 07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
- 07-0806-1601 Proposed Rulemaking, Bulletin Vol. 16-10
- 07-0806-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 07-0806-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.07, Idaho Minimum Safety Standards and Practices for Logging -- Transportation of Employees

- 07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
- 07-0807-1601 Proposed Rulemaking, Bulletin Vol. 16-10
- 07-0807-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 07-0807-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.08, Idaho Minimum Safety Standards and Practices for Logging -- Falling and Bucking

- 07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
- 07-0808-1601 Proposed Rulemaking, Bulletin Vol. 16-10
- 07-0808-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 07-0808-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.09, Idaho Minimum Safety Standards and Practices for Logging -- Rigging, Lines, Blocks, and Shackles

- 07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
- 07-0809-1601 Proposed Rulemaking, Bulletin Vol. 16-10
- 07-0809-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 07-0809-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.10, Idaho Minimum Safety Standards and Practices for Logging -- Canopy and Canopy Construction for Logging Equipment

- 07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
- 07-0810-1601 Proposed Rulemaking, Bulletin Vol. 16-10
- 07-0810-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 07-0810-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.11, Idaho Minimum Safety Standards and Practices for Logging -- Skidding and Yarding

- 07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
- 07-0811-1601 Proposed Rulemaking, Bulletin Vol. 16-10
- 07-0811-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 07-0811-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.12, Idaho Minimum Safety Standards and Practices for Logging -- Road Transportation

- 07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
- 07-0812-1601 Proposed Rulemaking, Bulletin Vol. 16-10
- 07-0812-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 07-0812-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.13, Idaho Minimum Safety Standards and Practices for Logging -- Log Dumps, Landing, Log Handling Equipment, Loading and Unloading Booms, Log Ponds, Rafting, Towing, Stiff Booms, Boom Sticks and Foot Logs, Pond Boats and Tow Boats and Trailer Loading Hoists

- 07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
- 07-0813-1601 Proposed Rulemaking, Bulletin Vol. 16-10
- 07-0813-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 07-0813-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.14, Idaho Minimum Safety Standards and Practices for Logging -- Helicopter Logging

- 07-0800-1501 Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
- 07-0814-1601 Proposed Rulemaking, Bulletin Vol. 16-10

- 07-0814-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
07-0814-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.15, Idaho Minimum Safety Standards and Practices for Logging -- Commonly Used Logging Terms

- 07-0800-1501** Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
07-0815-1601 Proposed Rulemaking, Bulletin Vol. 16-10
07-0815-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
07-0815-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.16, Idaho Minimum Safety Standards and Practices for Logging -- Recommended Safety Program

- 07-0800-1501** Omnibus Notice of Intent to Promulgate - Negotiated Rulemaking, Bulletin Vol. 15-12
07-0816-1601 Proposed Rulemaking, Bulletin Vol. 16-10
07-0816-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
07-0816-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

07.08.17, Idaho Minimum Safety Standards and Practices for Logging -- Cable Assisted Logging Systems

- 07-0817-1701** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (New Chapter), Bulletin Vol. 17-3

07.09.01, Safety and Health Rules for Places of Public Employment

- 07-0901-1701** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-4

07.10.01, Rules Governing the Damage Prevention Board

- 07-1001-1601** Temporary and Proposed Rulemaking (New Chapter - Fee Rule), Bulletin Vol. 16-11 (eff. 12-1-16)T
07-1001-1601 Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
07-1001-1701 Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 17-3
07-1001-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)

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

08.01.02, Rules Governing Postsecondary Credit Scholarship Program

- 08-0102-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking (New Chapter), Bulletin Vol. 16-7
08-0102-1601 Temporary and Proposed Rulemaking (New Chapter), Bulletin Vol. 16-10 (eff. 8-11-16)T
08-0102-1601 Adoption of Pending Rule (New Chapter), Bulletin Vol. 17-1 (eff. PLR 2017)
08-0102-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

08.01.04, Residency

- 08-0104-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
08-0104-1601 Temporary and Proposed Rulemaking (New Chapter), Bulletin Vol. 16-10 (eff. 8-11-16)T
08-0104-1601 Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
08-0104-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

08.01.09, Rules Governing the GEAR UP Idaho Scholarship Program

- 08-0109-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6
08-0109-1601 Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 16-10
08-0109-1601 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 17-1 (eff. PLR 2017)
08-0109-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule Repeal, Bulletin Vol. 17-5 (eff. 3-29-17)

08.01.11, Registration of Postsecondary Educational Institutions and Proprietary Schools

- 08-0111-1701** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-5

08.01.13, Rules Governing the Idaho Opportunity Scholarship Program

- 08-0113-1701** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-5

08.02.01, Rules Governing Administration

- 08-0201-1601*** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6 (**Rulemaking Terminated*)
- 08-0201-1602** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 08-0201-1603** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 08-0201-1604** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 08-0201-1602** Temporary and Proposed Rulemaking, Bulletin Vol. 16-10 (eff. 8-11-16)T
- 08-0201-1603** Temporary and Proposed Rulemaking, Bulletin Vol. 16-10 (eff. 8-11-16)T
- 08-0201-1604** Temporary and Proposed Rulemaking, Bulletin Vol. 16-10 (eff. 8-11-16)T
- 08-0201-1605** Adoption of Temporary Rule, Bulletin Vol. 16-12 (eff. 10-19-16)T
- 08-0201-1602** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 08-0201-1603** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 08-0201-1604** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 08-0201-1602** OAR Omnibus Notice of Legislative Action-Partial Rejection of Pending Rule by HCR 27, Bulletin Vol. 17-5 (eff. 3-22-17)
- 08-0201-1603** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 08-0201-1604** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 08-0201-1701** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-5

08.02.02, Rules Governing Uniformity

- 08-0202-1601** Adoption of Temporary Rule, Bulletin Vol. 16-4 (eff. 2-18-16)T
- 08-0202-1602** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
- 08-0202-1603** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
- 08-0202-1604** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
- 08-0202-1605** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-5
- 08-0202-1606 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6 (docket pulled prior to publication)*
- 08-0202-1607** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6
- 08-0202-1602** Proposed Rulemaking, Bulletin Vol. 16-8
- 08-0202-1603** Proposed Rulemaking, Bulletin Vol. 16-8
- 08-0202-1604** Proposed Rulemaking, Bulletin Vol. 16-8
- 08-0202-1605** Proposed Rulemaking, Bulletin Vol. 16-8
- 08-0202-1607** Proposed Rulemaking, Bulletin Vol. 16-10
- 08-0202-1602** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 08-0202-1603** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 08-0202-1604** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 08-0202-1605** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 08-0202-1607** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 08-0202-1607** Notice of Correction to Pending Rule, Bulletin Vol. 17-2 (eff. PLR 2017)
- 08-0202-1701** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-4
- 08-0202-1702** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-4
- 08-0202-1602** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 08-0202-1603** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 08-0202-1604** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 08-0202-1605*** *OAR Omnibus Notice of Legislative Action - Rejection of Pending Rule by SCR 118, Bulletin Vol. 17-5 (Null & Void)*
- 08-0202-1607** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 08-0202-1703** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-5
- 08-0202-1704** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-5
- 08-0202-1705** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-5
- 08-0202-1706** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-5

08.02.03, Rules Governing Thoroughness

- 08-0203-1504*** Temporary and Proposed Rulemaking, Bulletin Vol. 15-6 (4-16-15)T (**Temporary rule expires Sine Die 2016*)
- 08-0203-1504** Notice of Vacation of Proposed Rulemaking, Bulletin Vol. 16-10
- 08-0203-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
- 08-0203-1602*** *Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4 (Rulemaking terminated, promulgated incorrectly under wrong chapter, replaced by docket number 08-0202-1605)*
- 08-0203-1603** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
- 08-0203-1604** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
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- [15-0601-1601*](#) Adoption of Pending Rule, Bulletin Vol. 16-10 (eff. PLR 2017)
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16-0310-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
16-0310-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
16-0310-1701 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-5

16.03.18, Medicaid Cost-Sharing

- 16-0318-1601 Temporary and Proposed Rulemaking, Bulletin Vol. 16-6 (eff. 7-1-16)T
16-0318-1601 Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
16-0318-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

16.03.19, Rules Governing Certified Family Homes

- 16-0319-1601 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
16-0319-1601 (Second) Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 16-5
16-0319-1601 Proposed Rulemaking, Bulletin Vol. 16-9
16-0319-1601 Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
16-0319-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 7-1-17)
16-0319-1701 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-5

16.03.22, Residential Care or Assisted Living Facilities in Idaho

- 16-0322-1601 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
16-0322-1601 (Second) Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 16-5

16.04.17, Rules Governing Residential Habilitation Agencies

- 16-0417-1601* Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
16-0417-1601* (Second) Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 16-5 (Rulemaking Terminated)
16-0417-1701 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-12
16-0417-1701 2nd Notice of Intent to Promulgate a Rule (2nd Notice) - Negotiated Rulemaking, Bulletin Vol. 17-1
16-0417-1701 3rd Notice of Intent to Promulgate a Rule (3rd Notice) - Negotiated Rulemaking, Bulletin Vol. 17-2

16.05.06, Criminal History and Background Checks

- 16-0506-1602 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6
16-0506-1601 Temporary and Proposed Rulemaking (Fee Rule), Bulletin Vol. 16-7 (eff. 7-1-16)T
16-0506-1602 Proposed Rulemaking (Fee Rule), Bulletin Vol. 16-9
16-0506-1601 Adoption of Pending Fee Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
16-0506-1602 Adoption of Pending Fee Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
16-0506-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)
16-0506-1602 OAR Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 120, Bulletin Vol. 17-5 (eff. 7-1-17)

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

- 16-0507-1601 Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
16-0507-1601 Temporary and Proposed Rulemaking, Bulletin Vol. 16-7 (eff. 7-1-16)T
16-0507-1601 Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
16-0507-1601 OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

16.06.01, Child and Family Services

- 16-0601-1601** Proposed Rulemaking, Bulletin Vol. 16-9
- 16-0601-1601** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 16-0601-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

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

- 16-0612-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6
- 16-0612-1601** Temporary and Proposed Rulemaking, Bulletin Vol. 16-9 (eff. 10-1-16)T
- 16-0612-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 16-0612-1601** Notice of Final Rule - Agency Filing - Partial Rejection of Pending Rule by HCR 8, Bulletin Vol. 17-5 (eff. 3-2-17)
- 16-0612-1601** OAR Omnibus Notice of Legislative Action - Partial Rejection of Pending Rule by HCR 8, Bulletin Vol. 17-5 (eff. 3-2-17)

16.07.19, Behavioral Health Peer Specialist and Family Support Partner Certification

- 16-0719-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6
- 16-0719-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 16-0719-1601** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 16-0719-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

16.07.37, Children's Mental Health Services

- 16-0737-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 16-0737-1601** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 16-0737-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 7-1-17)

IDAPA 17 -- INDUSTRIAL COMMISSION***17.02.07, Procedures to Obtain Compensation***

- 17-0207-1701** Adoption of Temporary Rule, Bulletin Vol. 17-5 (eff. 3-1-17)T

IDAPA 18 -- DEPARTMENT OF INSURANCE***18.01.10, Producers Handling of Fiduciary Funds***

- 18-0110-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 18-0110-1601** Proposed Rulemaking, Bulletin Vol. 16-9
- 18-0110-1601** Adoption of Pending Rule, Bulletin Vol. 16-11 (eff. PLR 2017)
- 18-0110-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

18.01.29, Restrictions on Discretionary Clauses in Health Insurance Contracts

- 18-0129-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7.

18.01.48, Rule to Implement the Privacy of Consumer Financial Information

- 18-0148-1601** Temporary and Proposed Rulemaking, Bulletin Vol. 16-10 (eff. 9-1-16)T
- 18-0148-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 18-0148-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

18.01.50, Adoption of the International Fire Code

- 18-0150-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 18-0150-1601** Proposed Rulemaking, Bulletin Vol. 16-9
- 18-0150-1601** Adoption of Pending Rule, Bulletin Vol. 16-11 (eff. PLR 2017)
- 18-0150-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

18.01.54, Rule to Implement the NAIC Medicare Supplement Insurance Minimum Standards Model Act

- 18-0154-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7

- 18-0154-1601** Proposed Rulemaking, Bulletin Vol. 16-9
- 18-0154-1601** Adoption of Pending Rule, Bulletin Vol. 16-11 (eff. PLR 2017)
- 18-0154-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

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

- 18-0156-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-8
- 18-0156-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 18-0156-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 18-0156-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

IDAPA 19 -- BOARD OF DENTISTRY***19.01.01, Rules of the Idaho State Board of Dentistry***

- 19-0101-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6
- 19-0101-1601** Proposed Rulemaking, Bulletin Vol. 16-9
- 19-0101-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 19-0101-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

IDAPA 20 -- DEPARTMENT OF LANDS***20.02.14, Rules for Selling Forest Products on State-Owned Endowment Lands***

- 20-0214-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6
- 20-0214-1601** Proposed Rulemaking, Bulletin Vol. 16-8
- 20-0214-1601** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 20-0214-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

20.03.16, Rules Governing Oil and Gas Leasing on Idaho State Lands

- 20-0316-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 20-0316-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 20-0316-1601** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 20-0316-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)

20.07.01, Rules of Practice and Procedure Before the Idaho Oil And Gas Conservation Commission

- 20-0701-1601** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 16-8
- 20-0701-1601** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 16-11 (eff. PLR 2017)
- 20-0701-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

20.07.02, Rules Governing Conservation of Crude Oil and Natural Gas in the State of Idaho

- 20-0702-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-5
- 20-0702-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 20-0702-1601** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 20-0702-1601** OAR Omnibus Notice of Legislative Action - Rejection of Pending Rule by HCR 5, Bulletin Vol. 17-5 (Null & Void)

IDAPA 22 -- BOARD OF MEDICINE***22.01.03, Rules for the Licensure of Physician Assistants***

- 22-0103-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 22-0103-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 22-0103-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

IDAPA 23 -- BOARD OF NURSING

23.01.01, Rules of the Idaho Board of Nursing

- 23-0101-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 23-0101-1601** Proposed Rulemaking (Fee Rule), Bulletin Vol. 16-10
- 23-0101-1602** Temporary and Proposed Rulemaking, Bulletin Vol. 16-10 (eff. 8-1-16)T
- 23-0101-1601** Adoption of Pending Fee Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 23-0101-1602** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 23-0101-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Fee Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)
- 23-0101-1602** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

IDAPA 24 -- BUREAU OF OCCUPATIONAL LICENSES***24.01.01, Rules of the Board of Architectural Examiners***

- 24-0101-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 24-0101-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 24-0101-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 24-1001-1601** OAR Omnibus Notice of Legislative Action - Approval of Fee Pending Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)

24.03.01, Rules of the State Board of Chiropractic Physicians

- 24-0301-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 24-0301-1601** Adoption of Pending Fee Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 24-0301-1601** OAR Omnibus Notice of Legislative Action - Approval of Fee Pending Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)

24.08.01, Rules of the State Board of Morticians

- 24-0801-1601** Temporary and Proposed Rulemaking, Bulletin Vol. 16-9 (eff. 7-12-16)T
- 24-0801-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 24-0801-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

24.10.01, Rules of the State Board of Optometry

- 24-1001-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 24-1001-1601** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)

24.12.01, Rules of the State Board of Psychologist Examiners

- 24-1201-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 24-1201-1601** Adoption of Pending Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 24-1201-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

24.16.01, Rules of the State Board of Dentistry

- 24-1601-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 24-1601-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 24-1601-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

24.17.01, Rules of the State Board of Acupuncture

- 24-1701-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 24-1701-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 24-1701-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

24.18.01, Rules of the Real Estate Appraiser Board

- 24-1801-1601** Adoption of Temporary Rule, Bulletin Vol. 16-5 (eff. 4-1-16)T
- 24-1801-1602** Proposed Rulemaking (Fee Rule), Bulletin Vol. 16-10
- 24-1801-1602** Adoption of Pending Fee Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 24-1801-1601** OAR Omnibus Notice of Legislative Action - Extension of Temporary Rule by SCR 121, Bulletin Vol. 17-5
- 24-1801-1602** OAR Omnibus Notice of Legislative Action - Approval of Fee Pending Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)

24.19.01, Rules of the Board of Residential Care Facility Administrators

- 24-1901-1601** Proposed Rulemaking (Fee Rule), Bulletin Vol. 16-10
- 24-1901-1601** Adoption of Pending Fee Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 24-1901-1601** OAR Omnibus Notice of Legislative Action - Approval of Fee Pending Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)

24.22.01, Rules of the Idaho State Liquefied Petroleum Gas Safety Board

- 24-2201-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 24-2201-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 24-2201-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

24.23.01, Rules of the Speech and Hearing Services Licensure Board

- 24-2301-1601** Proposed Rulemaking (Fee Rule), Bulletin Vol. 16-10
- 24-2301-1601** Adoption of Pending Fee Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 24-2301-1601** OAR Omnibus Notice of Legislative Action - Approval of Fee Pending Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)

24.25.01, Rules of the Idaho Driving Businesses Licensure Board

- 24-2501-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 24-2501-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 24-2501-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

24.27.01, Rules of the Idaho State Board of Massage Therapy

- 24-2701-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 24-2701-1601** Adoption of Pending Fee Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 24-2701-1601** OAR Omnibus Notice of Legislative Action - Approval of Fee Pending Rule by SCR 120, Bulletin Vol. 17-5 (eff. 3-24-17)

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

- 26-0120-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-9
- 26-0120-1601** Proposed Rulemaking, Bulletin Vol. 16-11
- 26-0120-1601** Adoption of Pending Fee Rule, Bulletin Vol. 17-1 (eff. PLR 2017)
- 26-0120-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

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

- 27-0101-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6
- 27-0101-1601** Proposed Rulemaking, Bulletin Vol. 16-9
- 27-0101-1602** Proposed Rulemaking, Bulletin Vol. 16-9
- 27-0101-1603** Proposed Rulemaking, Bulletin Vol. 16-9
- 27-0101-1604** Proposed Rulemaking, Bulletin Vol. 16-9
- 27-0101-1605** Adoption of Temporary Rule, Bulletin Vol. 16-9 (eff. 8-13-16)T
- 27-0101-1606** Proposed Rulemaking, Bulletin Vol. 16-10
- 27-0101-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 27-0101-1602** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 27-0101-1603** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 27-0101-1604** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 27-0101-1606** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 27-0101-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 27-0101-1602** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 27-0101-1603** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 27-0101-1604** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 27-0101-1606** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

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

- 28-0207-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 28-0207-1601** Adoption of Pending Rule, Bulletin Vol. 17-11 (eff. PLR 2017)
- 28-0207-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

IDAPA 31 -- PUBLIC UTILITIES COMMISSION***31.46.02, Rules for Telecommunications Relay Services (TRS)***

- 31-4602-1601** Notice of Adoption of Temporary Rule, Bulletin Vol. 16-7 (eff. 5-1-16)T
- 31-4602-1602** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 31-4602-1602** Proposed Rulemaking, Bulletin Vol. 16-9
- 31-4602-1602** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 31-4602-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

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

- 35-0101-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6
- 35-0101-1602** Proposed Rulemaking, Bulletin Vol. 16-10
- 35-0101-1602** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 35-0101-1602** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)

35.01.02, Idaho Sales and Use Tax Administrative Rules

- 35-0102-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-5
- 35-0102-1602** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 35-0102-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 35-0102-1602** Proposed Rulemaking, Bulletin Vol. 16-10
- 35-0102-1603** Proposed Rulemaking, Bulletin Vol. 16-10
- 35-0102-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 35-0102-1602** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 35-0102-1603** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 35-0102-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 35-0102-1602** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 35-0102-1603** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 35-0102-1701** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 17-5

35.01.03, Property Tax Administrative Rules

- 35-0103-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-4
- 35-0103-1602** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-5
- 35-0103-1603** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-7
- 35-0103-1604** Adoption of Temporary Rule, Bulletin Vol. 16-8 (eff. 7-1-16)T
- 35-0103-1601** Proposed Rulemaking, Bulletin Vol. 16-9
- 35-0103-1602** Proposed Rulemaking, Bulletin Vol. 16-9
- 35-0103-1603** Proposed Rulemaking, Bulletin Vol. 16-9
- 35-0103-1605** Proposed Rulemaking, Bulletin Vol. 16-9
- 35-0103-1606** Adoption of Temporary Rule, Bulletin Vol. 16-11 (eff. 10-1-16)T
- 35-0103-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 35-0103-1602** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 35-0103-1603** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 35-0103-1605** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 35-0103-1605** Notice of Correction to Pending Rule, Bulletin Vol. 17-1

- 35-0103-1701** Notice of Intent to Promulgate Rules - Negotiated Rulemaking, Bulletin Vol. 17-3
- 35-0103-1601** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 35-0103-1602** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 35-0103-1603** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 3-29-17)
- 35-0103-1605** OAR Omnibus Notice of Legislative Action - Approval of Pending Rule, Bulletin Vol. 17-5 (eff. 1-1-17)
- 35-0103-1606** OAR Omnibus Notice of Legislative Action - Extension of Temporary Rule by SCR 121, Bulletin Vol. 17-5
- 35-0103-1702** Adoption of Temporary Rule, Bulletin Vol. 17-5 (eff. 1-1-17)T

35.01.05, Motor Fuels Tax Administrative Rules

- 35-0105-1601** Proposed Rulemaking, Bulletin Vol. 16-5
- 35-0105-1602** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-5
- 35-0105-1602** Proposed Rulemaking, Bulletin Vol. 16-7
- 35-0105-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)
- 35-0105-1602** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

35.01.10, Idaho Cigarette and Tobacco Products Tax Administrative Rules

- 35-0110-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-5
- 35-0110-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 35-0110-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

35.02.01, Tax Commission Administration and Enforcement Rules

- 35-0201-1601** Proposed Rulemaking, Bulletin Vol. 16-10
- 35-0201-1601** Adoption of Pending Rule, Bulletin Vol. 16-12 (eff. PLR 2017)

IDAPA 37 -- DEPARTMENT OF WATER RESOURCES***37.03.13, The Water Management Rules***

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

IDAPA 38 -- IDAHO DEPARTMENT OF ADMINISTRATION***38.05.01, Rules of the Division of Purchasing***

- 38-0501-1601** Notice of Intent to Promulgate a Rule - Negotiated Rulemaking, Bulletin Vol. 16-6
- 38-0501-1601** Proposed Rulemaking, Bulletin Vol. 16-10
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