

# IDAHO ADMINISTRATIVE BULLETIN

March 6, 2019 – Vol. 19-3

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# IDAHO ADMINISTRATIVE BULLETIN

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# PREFACE

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

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

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

## CITATION TO THE IDAHO ADMINISTRATIVE BULLETIN

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

## THE DIFFERENT RULES PUBLISHED IN THE ADMINISTRATIVE BULLETIN

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

## **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 2018**

<b>Vol. No.</b>	<b>Monthly Issue of Bulletin</b>	<b>Closing Date for Agency Filing</b>	<b>Publication Date</b>	<b>21-day Comment Period End Date</b>
18-1	January 2018	<b>*November 24, 2017</b>	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	<b>**August 31, 2018</b>	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

**BULLETIN PUBLICATION SCHEDULE FOR CALENDAR YEAR 2019**

<b>Vol. No.</b>	<b>Monthly Issue of Bulletin</b>	<b>Closing Date for Agency Filing</b>	<b>Publication Date</b>	<b>21-day Comment Period End Date</b>
19-1	January 2019	<b>*November 30, 2018</b>	January 2, 2019	January 23, 2019
19-2	February 2019	January 4, 2019	February 6, 2019	February 27, 2019
19-3	March 2019	February 8, 2019	March 6, 2019	March 27, 2019
19-4	April 2019	March 8, 2019	April 3, 2019	April 24, 2019
19-5	May 2019	April 5, 2019	May 1, 2019	May 22, 2019
19-6	June 2019	May 3, 2019	June 5, 2019	June 26, 2019
19-7	July 2019	June 7, 2019	July 3, 2019	July 24, 2019
19-8	August 2019	July 5, 2019	August 7, 2019	August 28, 2019
19-9	September 2019	August 2, 2019	September 4, 2019	September 25, 2019
19-10	October 2019	<b>**August 30, 2019</b>	October 2, 2019	October 23, 2019
19-11	November 2019	October 4, 2019	November 6, 2019	November 27, 2019
19-12	December 2019	November 1, 2019	December 4, 2019	December 25, 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.***

<b>ALPHABETICAL INDEX OF STATE AGENCIES AND CORRESPONDING IDAPA NUMBERS</b>	
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<b>IDAPA 38</b>	<b>Administration</b> , Department of
<b>IDAPA 44</b>	<b>Administrative Rules Coordinator</b> , Office of the
<b>IDAPA 02</b>	<b>Agriculture</b> , Idaho Department of
<b>IDAPA 40</b>	<b>Arts</b> , Idaho Commission on the
<b>IDAPA 03</b>	<b>Athletic Commission</b>
<b>IDAPA 04</b>	<b>Attorney General</b> , Office of the
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<b>IDAPA 51</b>	<b>Beef Council</b> , Idaho
<b>IDAPA 07</b>	<b>Building Safety</b> , Division of Electrical Board (07.01) Plumbing Board (07.02) Building Codes & Manufactured Homes (07.03) Building Code Advisory Board (07.03.01) Public Works Contractors License Board (07.05) Uniform School Building Safety (07.06) HVAC Board (07.07)
<b>IDAPA 43</b>	<b>Canola and Rapeseed Commission</b> , Idaho
<b>IDAPA 55</b>	<b>Career-Technical Education</b> , Division of
<b>IDAPA 28</b>	<b>Commerce</b> , Idaho Department of
<b>IDAPA 06</b>	<b>Correction</b> , Board of
<b>IDAPA 19</b>	<b>Dentistry</b> , Board of
<b>IDAPA 08</b>	<b>Education</b> , State Board of and State Department of
<b>IDAPA 10</b>	<b>Engineers and Land Surveyors</b> , Board of Professional
<b>IDAPA 58</b>	<b>Environmental Quality</b> , Department of
<b>IDAPA 12</b>	<b>Finance</b> , Department of
<b>IDAPA 13</b>	<b>Fish and Game</b> , Department of
<b>IDAPA 14</b>	<b>Geologists</b> , Board of Registration for Professional

<b>ALPHABETICAL INDEX OF STATE AGENCIES AND CORRESPONDING IDAPA NUMBERS</b>	
<b>IDAPA 15</b>	<b>Governor, Office of the</b> Idaho Commission on Aging (15.01) Idaho Commission for the Blind and Visually Impaired (15.02) Idaho Forest Products Commission (15.03) Division of Human Resources and Personnel Commission 15.04) Idaho Liquor Division (15.10) Idaho Military Division (Division of Homeland Security) (15.06)
<b>IDAPA 48</b>	<b>Grape Growers and Wine Producers Commission, Idaho</b>
<b>IDAPA 16</b>	<b>Health and Welfare, Department of</b>
<b>IDAPA 41</b>	<b>Health Districts, Public</b>
<b>IDAPA 45</b>	<b>Human Rights Commission</b>
<b>IDAPA 17</b>	<b>Industrial Commission</b>
<b>IDAPA 18</b>	<b>Insurance, Department of</b>
<b>IDAPA 05</b>	<b>Juvenile Corrections, Department of</b>
<b>IDAPA 09</b>	<b>Labor, Idaho Department of</b>
<b>IDAPA 20</b>	<b>Lands, Department of</b>
<b>IDAPA 30</b>	<b>Libraries, Commission for</b>
<b>IDAPA 52</b>	<b>Lottery Commission, Idaho State</b>
<b>IDAPA 22</b>	<b>Medicine, Board of</b>
<b>IDAPA 23</b>	<b>Nursing, Board of</b>

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

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<b>IDAPA 25</b>	<b>Outfitters and Guides Licensing Board</b>
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<b>IDAPA 26</b>	<b>Parks and Recreation, Department of</b>
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<b>IDAPA 57</b>	<b>Sexual Offender Management Board</b>
<b>IDAPA 49</b>	<b>Shorthand Reporters Board, Idaho Certified</b>
<b>IDAPA 60</b>	<b>Soil and Water Conservation Commission, Idaho State</b>

<b>ALPHABETICAL INDEX OF STATE AGENCIES AND CORRESPONDING IDAPA NUMBERS</b>	
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<b>IDAPA 35</b>	<b>Tax Commission, State</b>
<b>IDAPA 39</b>	<b>Transportation Department, Idaho</b>
<b>IDAPA 54</b>	<b>Treasurer, Office of the State</b>
<b>IDAPA 21</b>	<b>Veterans Services, Division of</b>
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<b>IDAPA 37</b>	<b>Water Resources, Department of</b>
<b>IDAPA 42</b>	<b>Wheat Commission</b>

# **IDAPA 08 – STATE BOARD OF AND STATE DEPARTMENT OF EDUCATION**

## **08.02.02 – RULES GOVERNING UNIFORMITY**

### **DOCKET NO. 08-0202-1901**

#### **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 Sections 33-105 and 33-136, 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 March 27, 2019.

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:

Section 33-136, Idaho Code, directs the State Board of Education to adopt rules supporting suicide awareness and prevention training for public school personnel. A new section of IDAPA 08.02.02 will detail the critical components that must be included in any suicide awareness and prevention training offered to public school personnel.

**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 Matt McCarter, Director of Student Engagement/Career & Technical Readiness, at (208) 332-6961, or [mamccarter@sde.idaho.gov](mailto:mamccarter@sde.idaho.gov). Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Department of Education web site at the following web address: <http://www.sde.idaho.gov/topics/admin-rules/>.

Dated this 8th day of February, 2019.

Sherri Ybarra  
Superintendent of Public Instruction  
650 W. State Street, 2nd Floor  
P.O. Box 83720  
Boise ID 83720-0027  
Office: (208) 332-6800  
Fax: (208) 334-2228

# **IDAPA 08 – STATE BOARD OF AND STATE DEPARTMENT OF EDUCATION**

## **08.02.02 – RULES GOVERNING UNIFORMITY**

### **DOCKET NO. 08-0202-1902**

#### **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 Sections 33-105, 33-1254, and 33-1258, 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 March 27, 2019.

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:

This negotiated rulemaking will result in a revised adoption date of Idaho Standards for the Initial Certification of Professional School Personnel, a document incorporated by reference. Certification and endorsement language revisions are recommended to Exceptional Child Generalist, Blind and Visually Impaired, Deaf/Hard of Hearing, Blended Early Childhood Education/Early Childhood Special Education, School Psychologist, School Counselor, and School Social Worker, to increase clarity and to reflect best practices and current vocabulary. Possible revisions to rule sections for Alternative Authorization to Endorsement and Alternate Routes to Certification may occur, to ensure clarity and reflect best practices. Additional revisions to specified sections as a result of the negotiation, to clarify language or to correct numeric order, alphabetic order, spelling, or grammar, may occur.

**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 Lisa Colón Durham, Director of Certification and Professional Standards, at (208) 332-6886 or [lcolondurham@sde.idaho.gov](mailto:lcolondurham@sde.idaho.gov). Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the State Department of Education web site at the following web address: <http://www.sde.idaho.gov/topics/admin-rules/>.

Dated this 8th day of February, 2019.

Sherri Ybarra  
Superintendent of Public Instruction  
650 W. State Street, 2nd Floor  
P.O. Box 83720  
Boise ID 83720-0027  
Office: (208) 332-6800  
Fax: (208) 334-2228

**IDAPA 09 – IDAHO DEPARTMENT OF LABOR**  
**09.01.30 – UNEMPLOYMENT INSURANCE BENEFITS ADMINISTRATION RULES**  
**DOCKET NO. 09-0130-1901**  
**NOTICE OF RULEMAKING – ADOPTION OF TEMPORARY RULE**

**EFFECTIVE DATE:** The effective date of the temporary rule is March 6, 2019.

**AUTHORITY:** In compliance with Section 67-5226, Idaho Code, notice is hereby given this agency has adopted a temporary rule, authorized pursuant to Section 72-1333(2), Idaho Code.

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

The Idaho Department of Labor (Department) would like to assure its meeting federal conformity requirements so workers receiving training outside of their local labor market are treated the same as those receiving training locally. This temporary rule allows the Department time to create a final rule and / or a statutory change for the 2020 Legislative Session that, with the director's approval, allows unemployment insurance claimants to attend training out of the area under specific circumstances.

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

Compliance with deadlines in amendments to governing law or federal programs.

**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 Joshua McKenna at (208) 332 3577 x3919.

Dated this 8th day of February, 2019.

Joshua McKenna  
UI Benefits Bureau Chief  
Idaho Department of Labor  
Unemployment Insurance Division  
317 Main Street  
Boise, ID 83735  
Phone: (208) 332 3577 x3919  
Fax: (208) 332 6400

**THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 09-0130-1901**  
**(Only Those Sections With Amendments Are Shown.)**

**This rule has been adopted as a temporary rule and is effective March 6, 2019.**

**175. AVAILABLE FOR WORK.**

The phrase “available for work” is defined as a state of mind which involves a readiness and willingness to work, and a desire to find a job, including the possibility of marketing one’s services in the claimant’s area of availability. There must remain a reasonable possibility of a claimant finding and obtaining, or being referred and hired for, suitable work. Ref. Sec. 72-1366(4), Idaho Code. (3-19-99)

**01. Alternate Permanent Work.** A claimant laid off from regular employment for a short period and who expects to be called back at any moment does not need to be available for alternate permanent work to be eligible for benefits. (3-19-99)

**02. Availability Requirements.** The type of work for which the claimant is available must exist in the claimant’s area to the extent that a normal unemployed person would generally find work within a reasonable period of time. (3-19-99)

**03. Child Care.** Child care must be arranged so as not to restrict a claimant’s availability for work or for seeking work. (3-19-99)

**04. Compelling Personal Circumstances.** A claimant must be available for the whole of the workweek for which he claims benefits except if he is unavailable due to compelling personal circumstances, his unavailability does not exceed a minor portion of his workweek, and during which time he does not refuse or miss suitable work that would have provided wages greater than one half (1/2) of his weekly benefit amount. For the purposes of this rule, compelling personal circumstances are defined as: (4-11-06)

- a.** A situation in which the claimant required the assistance of emergency response personnel; (4-11-06)
- b.** The serious illness or death or funeral of an immediate family member; or (4-11-06)
- c.** The wedding of the claimant or an immediate family member. (4-11-06)
- d.** For the purposes of this rule, “immediate family member” is defined as a claimant's spouse, child, foster child, parent, brother, sister, grandparent, grandchild, or the same relation by marriage. (4-11-06)

**05. Conscientious Objection.** No person shall be held to be unavailable for work solely because of religious convictions not permitting work on a certain day. (3-19-99)

**06. Contract Obligation.** A person who is bound by a contract which prevents him from accepting other employment shall not be eligible for benefits. (3-19-99)

**07. Distance to Work.** A claimant seeking work must be willing to travel the distance normally traveled by other workers in his area and occupation. (3-19-99)

**08. Domestic Circumstances.** A claimant is not eligible for benefits if domestic circumstances take precedence over the claimant’s availability for work or for seeking work. (3-19-99)

**09. Equipment.** Claimants will be required to provide necessary tools or equipment in certain occupations. The lack of these tools or equipment will directly affect a claimant’s availability for work, unless he will

accept other work. (3-19-99)

**10. Evidence.** A claimant is responsible for providing proof of his availability for work and for seeking work if his availability is questioned or proof is required by these rules. (3-19-99)

**11. Experience or Training.** A claimant is expected to be available for work consistent with his past experience or training, provided there is no change in his ability to perform that work. (3-19-99)

**12. Full-Time/Part-Time Work.** To be eligible for benefits, a claimant must be available for a full workweek and a full, normal workday unless the claimant establishes that a majority of the weeks worked in his base period were for less than full-time work or the claimant establishes eligibility under the Americans with Disabilities Act. An individual who restricts his availability to part-time work pursuant to Section 72-1366(4)(c), Idaho Code, will be considered fully employed and ineligible to receive benefits if the individual works hours comparable to his part-time work experience in his base period. (3-29-10)

**13. Incarceration/Work Release.** A claimant who is incarcerated for any part of the claimant's normal workweek is not eligible for benefits for that week, unless the claimant can establish he has work release privileges which would provide him a reasonable opportunity to meet his work search requirements and obtain full-time employment. (3-19-99)

**14. Jury Duty/Subpoenas.** A claimant serving on jury duty or subpoenaed is excused from the availability and work-seeking requirements of the law for that time period. A claimant is not ineligible if he must refuse work because of the jury duty or subpoena. (3-19-99)

**15. Licensing or Government Restrictions.** A claimant prohibited by law from engaging in certain work must be available for other employment to be eligible for benefits. (3-19-99)

**16. Moving to Remote Area.** A claimant who moves to a remote locality where there is very little possibility of obtaining work will be ineligible for benefits. (3-19-99)

**17. Prospects for Work.** A claimant who is unemployed for a long period of time is expected to lower his expectations for employment and become available for work which may not have been previously considered suitable. (3-19-99)

**18. Public Official.** A public official who receives pay and performs "full-time" service is not unemployed or eligible for benefits. Part-time officials, even though receiving pay, may be considered available for work the same as any other individual employed on a part-time basis. Ref. Sec. 72-1312(1). (3-19-99)

**19. Public Service.** Performing public service, including voluntary non-remunerated service, does not disqualify an individual for benefits as long as he is meeting the availability and work-seeking requirements. (3-19-99)

**20. Questionable Availability.** A claimant must be notified of his questionable availability status and given an opportunity to provide proof of his availability before a determination is made on the issue. (3-19-99)

**21. Restricting Work to Within the Home.** A claimant who restricts his availability to only work done within the home which severely limits the work available to him is ineligible for benefits. (3-19-99)

**22. School Attendance or a Training Course.** A person who is attending school or a training course may be eligible for benefits if the attendance does not conflict in any way with that person's availability for work or for seeking work and if he will discontinue attendance upon receipt of an offer of employment if there is a conflict between employment and the schooling or training. (3-19-99)

**23. Temporary Absence from Local Labor Market to Seek Work.** All claimants, regardless of their attachment to an industry or employer, must meet the same standard of remaining within their local labor market area during the workweek in order to be considered available for work, unless the primary purpose of a temporary absence is to seek work in another labor market; provided, however, claimants otherwise eligible to receive benefits while

participating in an approved training program or course shall not be deemed ineligible when the training or course occurs outside of their local labor market due to the unavailability of similar programs or courses within their local labor market. ~~(3-19-99)~~(3-6-19)T

- 24. Time.** (3-19-99)
- a.** Time Restrictions. A claimant shall not impose restrictions on his time, including either hours of the day or days of the week, which will limit his availability to seek or accept suitable work. (3-19-99)
- b.** Shift Restrictions. A claimant who restricts his availability to a single shift may not be fully available for work if the restriction significantly reduces his chances of becoming employed. (3-19-99)
- 25. Transportation Difficulties.** Lack of transportation is not a bona fide reason for a claimant to fail to be available for or to seek work. Transportation is the responsibility of the claimant. (3-19-99)
- 26. Unreasonable Restrictions on Working Conditions.** A claimant who places unreasonable restrictions on working conditions so as to seriously hinder his availability and search for work is ineligible for benefits. (3-19-99)
- 27. Vacation.** A person on a vacation approved by his employer during time when work is available is not considered available for work nor eligible for benefits. (3-19-99)
- 28. Wages.** A claimant shall not be ineligible for benefits if the wages or other conditions of available work are substantially less favorable to the claimant than those prevailing for similar work in the local area. Ref. Sec. 72-1366(7)(b), Idaho Code. (3-19-99)
- a.** Demanding Higher Wages. A claimant shall be ineligible for benefits if he unduly restricts his availability for work by insisting on a wage rate that is higher than the prevailing wage for similar work in that area. (3-19-99)
- b.** Prior Earnings. The claimant's prior earnings and past experience shall be considered in determining whether he is available for suitable work. (3-19-99)
- 29. Waiver of One-Year Training Limitation.** For purposes of approving a waiver of the one (1) year limitation on school or training courses, specified by Idaho Code Section 72-1366(8)(c)(ii), for claimants who lack skills to compete in the labor market, the following criteria must be met: (3-19-99)
- a.** Financial Plan. The claimant must demonstrate a workable financial plan for completing the school or training course after his benefits have been exhausted. (3-19-99)
- b.** Demand for Occupation. The claimant must establish there is a demand for the occupation in which the claimant will be trained. A "demand occupation" is one in which work opportunities are available and there is not a surplus of qualified applicants. (3-19-99)
- c.** Duration of Training. At the time that the claimant applies for the waiver, the duration of the school or training course is no longer than two (2) years to completion. (3-19-99)
- d.** Denial. No claimant shall be denied a waiver of the one (1) year limitation on school or training because the claimant is already enrolled or participating in the school or training at the time he requests the waiver. (3-19-99)

**IDAPA 11 – IDAHO STATE POLICE**  
**11.06.01 – RULES GOVERNING CIVIL ASSET FORFEITURE REPORTING**  
**DOCKET NO. 11-0601-1901 (NEW CHAPTER)**  
**NOTICE OF RULEMAKING – ADOPTION OF TEMPORARY RULE**

**EFFECTIVE DATE:** The effective date of the temporary rule is February 7, 2019.

**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 Section 67-2901, Idaho Code.

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

During the 2018 Session, House Bill #477 was approved requiring on or before March 31, 2019, and by March 31 of each year thereafter, each state or local law enforcement agency in this state that has seized or forfeited property pursuant to this section shall retain the following information from the previous calendar year: List 1-12 of required information. Local law enforcement agencies shall submit the information required by this subsection to the county prosecutor for its jurisdiction on a form as promulgated in rule by the Idaho state police, and such prosecutor shall retain the form for a period of seven (7) years.

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

The statutory deadline of March 31, 2019, for law enforcement officers to use the form mandated to be promulgated by the Idaho state police sufficient time does not exist for ISP to engage in negotiated rulemaking prior to that deadline. Please see Section 37-2744(j), Idaho code.

**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 Amy Jordan, (208) 884-7100.

Dated this 7th day of February, 2019.

Colonel Kedrick R. Wills  
Director  
Idaho State Police  
700 S. Stratford Dr.  
Meridian, ID 83642  
Phone: (208) 884-7003  
Fax: (208) 884-7290

**THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 11-0601-1901**

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

**This rule has been adopted as a temporary rule and is effective February 7, 2019.**

**IDAPA 11**  
**TITLE 06**  
**CHAPTER 01**

**11.06.01 – RULES GOVERNING CIVIL ASSET FORFEITURE REPORTING**

**000. LEGAL AUTHORITY.**

**01. General.** The Director of the Idaho State Police has general rulemaking authority to prescribe rules and regulations for civil asset forfeiture reporting, pursuant to Section 67-2901, Idaho Code. (2-7-19)T

**02. Specific.** In accordance with Section 37-2744 (Chapter 27, Article V), Idaho Code, the Idaho State Police shall promulgate such rules and forms it deems necessary to carry out the provisions and mandate of said Section 37-2744, Idaho Code. (2-7-19)T

**03. Temporary Rule.** Pursuant to Section 67-5226, Idaho Code, the Governor has found that compliance with the March 31, 2019, initial reporting deadline set forth for state and law enforcement agencies in Section 37-2744 (Chapter 27, Article V), Idaho Code, as amended by 2018 Session Laws, Chapter 221, Section 1, p. 494, requires that these rules to become effective during or after the conclusion of the 2019 legislative session and thus before it will be submitted to the legislature for review. (2-7-19)T

**001. TITLE AND SCOPE.**

**01. Title.** These rules shall be cited as IDAPA 11.06.01, “Rules Governing Civil Asset Forfeiture Reporting,” IDAPA 11, Title 06, Chapter 01. (2-7-19)T

**02. Scope.** These rules concern the creation, maintenance, and accessibility of a civil asset forfeiture reporting form that the Idaho State Police is charged with promulgating pursuant to Section 37-2744, Idaho Code. Per Section 37-2744 (Chapter 27, Article V), Idaho Code, each local law enforcement agency is required to use such form to submit certain information regarding individual civil asset forfeitures to their local prosecuting attorneys. (2-7-19)T

**002. WRITTEN INTERPRETATIONS.**

There are no written interpretations of these rules. (2-7-19)T

**003. ADMINISTRATIVE APPEALS.**

Administrative appeals under this chapter are governed by the rules of administrative procedure of the Attorney General, IDAPA 04.11.01, “Idaho Rules of Administrative Procedure of the Attorney General.” (2-7-19)T

**004. INCORPORATION BY REFERENCE.**

The following is incorporated by reference in this chapter of rules: (2-7-19)T

**01. Idaho Civil Asset Forfeiture Reporting Form (as adopted February 7, 2019).** This document is available on the Internet at <https://www.isp.idaho.gov>. (2-7-19)T

**005. PUBLIC RECORDS ACT COMPLIANCE.**

The rules contained herein and referenced form have been promulgated according to the provisions of Title 67, Chapter 52, Idaho Code, and are public records. (2-7-19)T

**006. – 009. (RESERVED)**

**010. DEFINITIONS.**

**01. Civil Asset Forfeiture Reporting Form.** A form promulgated by the Idaho State Police, to be used by each state and local law enforcement agency. (2-7-19)T

**011. CONTENTS OF CIVIL ASSET FORFEITURE REPORTING FORM.**

**01. Asset Forfeiture Reporting Form.** The Asset Forfeiture Reporting Form shall contain fields for entry of the following information: (2-7-19)T

- a.** The name of the law enforcement agency that seized the property; (2-7-19)T
- b.** The date of seizure; (2-7-19)T
- c.** The type and description of property seized, including make, model, year, and serial number, if applicable; (2-7-19)T
- d.** The crime(s), if any, for which the suspect has been charged, including whether such crime is a violation of state or federal law; (2-7-19)T
- e.** The criminal case number, if any; (2-7-19)T
- f.** The outcome, if any, of the suspect's case; (2-7-19)T
- g.** If the forfeiture was not processed under state law, the reason for the federal transfer, if known; (2-7-19)T
- h.** The forfeiture case number; (2-7-19)T
- i.** The date of the forfeiture decision; (2-7-19)T
- j.** Whether there was a forfeiture settlement; (2-7-19)T
- k.** The date and outcome of property disposition as described by one (1) or more of the following: returned to owner; partially returned to owner; sold; destroyed; or retained by law enforcement; and (2-7-19)T
- l.** The value of the property forfeited based on the value realized, if sold, or a reasonable good faith estimate of the value, if possible. (2-7-19)T

**012. FORMS FOR RECORD USE.**

All forms used or referred to in these rules are available upon request from: Headquarters Management Assistant, Idaho State Police, 700 S. Stratford Dr., Meridian, ID 83642-6202, by telephone at (208) 884-7100, or from the Idaho State Police website at <https://www.isp.idaho.gov>. (2-7-19)T

**013. – 999. (RESERVED)**

**IDAPA 11 – IDAHO STATE POLICE  
BUREAU OF CRIMINAL IDENTIFICATION**

**11.10.02 – RULES GOVERNING STATE CRIMINAL HISTORY RECORDS AND CRIME INFORMATION**

**DOCKET NO. 11-1002-1901**

**NOTICE OF RULEMAKING – ADOPTION OF TEMPORARY RULE**

**EFFECTIVE DATE:** The effective date of the temporary rule is February 5, 2019.

**AUTHORITY:** In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted a temporary rule. The action is authorized pursuant to Sections 67-3001, 67-3003, 67-3007, and 67-3010, Idaho Code.

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

This rule is necessary to conform to an amendment to Section 7-3003(10), Idaho Code, passed in the 2018 legislative session. This law allows dismissals to be eligible for expungement from a person's criminal history record.

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

This rule is necessary to conform to an amendment to Section 67-3003(10), Idaho Code, during the 2018 legislative session.

**FEE SUMMARY:** Pursuant to Section 67-5226(2), Idaho Code, 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 fee associated with this rule.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the temporary rule, contact Leila McNeill, (208) 884-7136 or [leila.mcneill@isp.idaho.gov](mailto:leila.mcneill@isp.idaho.gov).

Dated this 5th day of February, 2019.

Colonel Kedrick R. Wills  
Director  
Idaho State Police  
700 S. Stratford Dr.  
Meridian, ID 83642  
Phone: (208) 884-7003  
Fax: (208) 884-7290

**THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 11-1002-1901  
(Only Those Sections With Amendments Are Shown.)**

**This rule has been adopted as a temporary rule and is effective February 5, 2019.**

**010. DEFINITIONS.**

Except as otherwise specifically provided, the terms defined in Section 67-3001, Idaho Code, shall have the same meaning in these rules. Any other terms defined in Section 67-3001 shall be given their ordinary and commonly understood meaning. (3-20-14)

- 01. Acquittal.** The legal certification by a jury or judge that a person is not guilty of the crime charged. (3-20-14)
- 02. Criminal Summons.** Shall include any summons, information or indictment issued in a criminal proceeding or action. (3-20-14)
- 03. Dismissal.** Termination of a criminal action without further hearing, ~~especially before the~~ or trial of ~~the issues involved~~ in the interest of justice. ~~(3-20-14)~~ (2-5-19)T
- 04. Expunge.** To erase or destroy, to declare null and void outside the record, so that it is noted in the original record as expunged, and redacted from all future copies. (3-20-14)
- 05. Serious Misdemeanor.** A crime, that if convicted, could be punishable by imprisonment in a county jail. (3-20-14)

**(BREAK IN CONTINUITY OF SECTIONS)**

**021. EXPUNGEMENT PROCEDURE.**

The procedure for any criminal history record expungement shall be as follows: (3-20-14)

- 01. Application.** A person seeking to expunge their criminal history record must submit the proper application to the Bureau of Criminal Identification as provided by the Bureau. (3-20-14)
- 02. Required Information Included.** The applicant must also include a copy of one of the following to the Bureau of Criminal Identification: (3-20-14)
- a.** Criminal citation; or (3-20-14)
  - b.** Criminal Summons, Complaint, and Affidavit of Service by the county sheriff's office; or (3-20-14)
  - c.** Indictment; or (3-20-14)
  - d.** Information. (3-20-14)
- 03. Certified Copy of Order of Acquittal or Order of Dismissal.** (2-5-19)T
- a.** The applicant must also include a certified copy of the court's order of acquittal finding the applicant was not guilty of the crime charged: ~~or~~ (3-20-14) (2-5-19)T
  - b.** A certified copy of the dismissal order, showing that all charges related to that arrest were dismissed. (2-5-19)T
- 04. Return of Incomplete Application.** The Bureau of Criminal Identification shall return an application to the applicant, if the application is incomplete or if the required documents are not provided. (3-20-14)

**IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY**

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

**DOCKET NO. 58-0101-1901**

**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 and 39-107, Idaho Code.

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process are encouraged to attend the meeting at one of the following locations. The 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 meeting will be held as follows. Additional meetings will be scheduled if necessary.

<b>*ORIGINATING LOCATION – LIVE MEETING*</b> <b>DEQ State Office Conference Center 1410 N. Hilton, Boise, Idaho</b>	
<b>Tuesday, April 9, 2019 - 9:00 a.m. to 12:30 p.m. (MDT)</b> <b>Contact the undersigned by <i>April 2, 2019</i> to make arrangements for participation by telephone and web conferencing.</b>	
<b>*TELEPHONE AND WEB CONFERENCE LOCATIONS*</b>	
<b>DEQ Coeur d’Alene Regional Office 2110 Ironwood Parkway Coeur d’Alene, Idaho</b>	<b>DEQ Lewiston Regional Office 1118 F Street Lewiston, Idaho</b>
<b>DEQ Twin Falls Regional Office 650 Addison Avenue West, Suite 110 Twin Falls, Idaho</b>	<b>DEQ Pocatello Regional Office 444 Hospital Way #300 Pocatello, Idaho</b>

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

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:** DEQ did not draft a preliminary draft rule for public review prior to the first meeting. The first meeting has been scheduled for the purpose of discussing the current state of smoke management

in Idaho, an overview of the ecology of fire, and the future of prescribed fire activity. More information regarding this rule docket is available at [www.deq.idaho.gov/58-0101-1901](http://www.deq.idaho.gov/58-0101-1901).

**DESCRIPTIVE SUMMARY:** Prescribed fire has long been used as a forest management tool in Idaho, and its use is expected to increase due to large wildfires becoming more frequent in the Western U.S. However, if not managed properly, smoke from prescribed burning may endanger human health. DEQ's air quality rules include prescribed burning as an allowable form of open burning when smoke emissions are managed. The prescribed burning rules have two goals: protect public health and provide flexibility to land managers to use prescribed fire as a management tool.

DEQ initiated this rulemaking to update the rules applicable to prescribed burning to ensure that smoke from this type of burning is properly managed and public health is protected. With the increase in the use of prescribed fire, the management of smoke from it is becoming more important.

The text of the rule will be drafted by DEQ in conjunction with a negotiating committee made up of persons having an interest in the development of this rule. Members of the Montana/Idaho Airshed Group, Idaho Department of Lands, Associated Logging Contractors, agricultural community, federal and state land managers, forest products industry, conservation and environmental groups, fire departments, health care providers, local governments, and members of the public may be interested in participating in this rulemaking. Upon conclusion of negotiations, DEQ intends to publish a proposed rule for public comment.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on questions concerning this rulemaking, contact Mark Boyle at [mark.boyle@deq.idaho.gov](mailto:mark.boyle@deq.idaho.gov) or (208) 666-4607.

**SUBMISSION OF WRITTEN COMMENTS:** Written comments may be submitted by mail, fax or email at the address below. Information regarding public comment opportunities provided throughout the negotiated rulemaking process will be available at [www.deq.idaho.gov/58-0101-1901](http://www.deq.idaho.gov/58-0101-1901) or by contacting the undersigned.

Dated this 6th day of March, 2019.

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

# Sections Affected Index

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*09.01.30 – Unemployment Insurance Benefits Administration Rules*

**Docket No. 09-0130-1901**

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## **IDAPA 11 – IDAHO STATE POLICE**

*11.06.01 – Rules Governing Civil Asset Forfeiture Reporting*

**Docket No. 11-0601-1901 (New Chapter)**

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**Docket No. 11-1002-1901**

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# LEGAL NOTICE

## Summary of Proposed Rulemakings

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

***THERE ARE NO PROPOSED RULES PUBLISHED  
IN THE MARCH 6, 2019, IDAHO ADMINISTRATIVE BULLETIN, VOL. 19-3.***

Please refer to the Idaho Administrative Bulletin, [March 6, 2019, Volume 19-3](#), for the notices and text of all rulemakings, public hearings schedules, information on negotiated rulemakings, executive orders of the Governor, and agency contact information.

*Issues of the Idaho Administrative Bulletin can be viewed at [adminrules.idaho.gov](http://adminrules.idaho.gov).*

Office of the Administrative Rules Coordinator, Dept. of Administration, P.O. Box 83720, Boise, ID 83720-0306  
Phone: 208-332-1820; Email: [rulescoordinator@adm.idaho.gov](mailto: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.

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

**(Index of Current and Active Rulemakings)**

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

*March 28, 2018 – March 6, 2019*

*(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***

- 01-0101-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 01-0101-1802** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 01-0101-1801** Proposed Rulemaking, Bulletin Vol. 18-9
- 01-0101-1802** Proposed Rulemaking, Bulletin Vol. 18-9
- 01-0101-1801** Adoption of Pending Rule, Bulletin Vol. 18-12 (PLR 2019)
- 01-0101-1802** Adoption of Pending Rule, Bulletin Vol. 18-12 (PLR 2019)

***IDAPA 02 – IDAHO DEPARTMENT OF AGRICULTURE***

***02.01.04, Rules Governing the Idaho Preferred<sup>®</sup> Promotion Program***

- 02-0104-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6

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

- 02-0214-1801** Proposed Rulemaking, Bulletin Vol. 18-6
- 02-0214-1801** Adoption of Pending Rule, Bulletin Vol. 18-9 (PLR 2019)

***02.04.08, Rules Governing Grade A Milk and Milk Products***

- 02-0408-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 02-0408-1801** Proposed Rulemaking, Bulletin Vol. 18-9
- 02-0408-1801** Adoption of Pending Rule, Bulletin Vol. 18-11 (PLR 2019)

***02.04.09, Rules Governing Milk and Cream Procurement and Testing***

- 02-0409-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
- 02-0409-1801** Proposed Rulemaking, Bulletin Vol. 18-9
- 02-0409-1801** Adoption of Pending Rule, Bulletin Vol. 18-11 (PLR 2019)

***02.04.13, Rules Governing Raw Milk***

- 02-0413-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 02-0413-1801** Proposed Rulemaking, Bulletin Vol. 18-9
- 02-0413-1801** Adoption of Pending Rule, Bulletin Vol. 18-11 (PLR 2019)

***02.04.14, Rules Governing Dairy Byproduct***

- 02-0414-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
- 02-0414-1801** 2nd Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-10

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- 02-0429-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 02-0429-1801** Proposed Rulemaking, Bulletin Vol. 18-9
- 02-0429-1801** Adoption of Pending Rule, Bulletin Vol. 18-11 (PLR 2019)

***02.05.01, Rules Governing Produce Safety***

- 02-0501-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking (New Chapter), Bulletin Vol. 18-5
- 02-0501-1801** Proposed Rulemaking (New Chapter), Bulletin Vol. 18-7
- 02-0501-1801** Adoption of Pending Rule (New Chapter), Bulletin Vol. 18-9 (PLR 2019)

***02.06.01, Rules Governing the Pure Seed Law***

- 02-0601-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 02-0601-1801** Proposed Rulemaking (Fee Rule), Bulletin Vol. 18-9
- 02-0601-1801** Adoption of Pending Fee Rule, Bulletin Vol. 18-11 (PLR 2019)

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- 02-0602-1801 Proposed Rulemaking, Bulletin Vol. 18-9
- 02-0602-1801 Adoption of Pending Rule, Bulletin Vol. 18-11 (PLR 2019)

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- 02-0612-1801 Proposed Rulemaking, Bulletin Vol. 18-9
- 02-0612-1801 Adoption of Pending Rule, Bulletin Vol. 18-11 (PLR 2019)

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

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- 02-0641-1801 Proposed Rulemaking, Bulletin Vol. 18-9
- 02-0641-1801 Adoption of Pending Rule, Bulletin Vol. 18-11 (PLR 2019)

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- 02-0801-1801 Proposed Rulemaking, Bulletin Vol. 18-11
- 02-0801-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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- 07-0102-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 07-0102-1801 Proposed Rulemaking (Fee Rule), Bulletin Vol. 18-9
- 07-0102-1801 Adoption of Pending Fee Rule, Bulletin Vol. 18-11 (PLR 2019)

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- 07-0103-1802 Proposed Rulemaking, Bulletin Vol. 18-9
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- 07-0103-1802 Adoption of Pending Rule, Bulletin Vol. 18-11 (PLR 2019)

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- 07-0105-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 07-0105-1801 Proposed Rulemaking, Bulletin Vol. 18-9
- 07-0105-1801 Adoption of Pending Rule, Bulletin Vol. 18-11 (PLR 2019)

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- 07-0106-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 07-0106-1801 Proposed Rulemaking, Bulletin Vol. 18-9
- 07-0106-1801 Adoption of Pending Rule, Bulletin Vol. 18-11 (PLR 2019)

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**07-0107-1801** Proposed Rulemaking, Bulletin Vol. 18-9

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***07.01.08, Rules Governing Electrical Inspection Tag Appeals***

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**07-0108-1801** Proposed Rulemaking, Bulletin Vol. 18-9

**07-0108-1801** Adoption of Pending Rule, Bulletin Vol. 18-11 (PLR 2019)

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**07-0111-1801** Proposed Rulemaking, Bulletin Vol. 18-9

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**07-0206-1702** Proposed Rulemaking, Bulletin Vol. 18-8

**07-0206-1702** Adoption of Pending Rule, Bulletin Vol. 18-10 (eff. PLR 2019)

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**07-0301-1801** Proposed Rulemaking, Bulletin Vol. 18-10

**07-0301-1801** Adoption of Pending Rule, Bulletin Vol. 18-12 (PLR 2019)

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**07-0501-1801** Proposed Rulemaking, Bulletin Vol. 18-8

**07-0501-1801** Adoption of Pending Rule, Bulletin Vol. 18-10 (eff. PLR 2019)

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**07-0701-1703** 2nd (Second) Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-2

**07-0701-1703** Proposed Rulemaking, Bulletin Vol. 18-8

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- 08-0104-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 08-0104-1801 Proposed Rulemaking, Bulletin Vol. 18-10
- 08-0104-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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

- 08-0113-1801 Adoption of Temporary Rule, Bulletin Vol. 18-6 (eff. 4-19-18)T
- 08-0113-1802\* Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
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- 08-0202-1805\* Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
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- 08-0203-1803 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
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- 08-0501-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 08-0501-1801 Proposed Rulemaking, Bulletin Vol. 18-10
- 08-0501-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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- 10-0101-1802** Adoption of Temporary Rule, Bulletin Vol. 18-7 (eff. 7-1-18)T
- 10-0101-1801** Proposed Rulemaking, Bulletin Vol. 18-8
- 10-0101-1801** Adoption of Pending Rule, Bulletin Vol. 18-10 (eff. PLR 2019)

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- 10-0102-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
- 10-0102-1801** Proposed Rulemaking, Bulletin Vol. 18-8
- 10-0102-1801** Adoption of Pending Rule, Bulletin Vol. 18-10 (eff. PLR 2019)

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- 11-0201-1701** OARC Omnibus Notice of Legislative Action-Extension of Temporary Rule by SCR 150, Bulletin Vol. 18-5 (eff. 10-2-17)T
- 11-0201-1701** Notice of Vacation of Proposed Rulemaking, Bulletin Vol. 18-6
- 11-0201-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
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- 11-0301-1801** Adoption of Temporary Rule, Bulletin Vol. 18-1 (eff. 12-14-17)T
- 11-0301-1801** OARC Omnibus Notice of Legislative Action-Extension of Temporary Rule by SCR150, Bulletin Vol. 18-5 (eff. 12-14-17)T

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***11.04.03, Rules Governing Licensing and Fees***

- 11-0403-1801** Adoption of Temporary Rule, Bulletin Vol. 18-11 (eff. 9-17-18)T

***11.04.11, Rules Governing Equine Veterinary Practices, Permitted Medications, Banned Substances  
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- 11-0411-1801** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 18-3
- 11-0411-1802** Adoption of Temporary Rule, Bulletin Vol. 18-11 (eff. 9-17-18)T

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- 12-0108-1801** Adoption of Pending Rule, Bulletin Vol. 18-11 (eff. PLR 2019)

***12.01.09, Idaho Credit Code Rules of the Idaho Department of Finance***

- 12-0109-1801** Proposed Rulemaking, Bulletin Vol. 18-9
- 12-0109-1801** Adoption of Pending Rule, Bulletin Vol. 18-11 (eff. PLR 2019)

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

- 12-0110-1801** Proposed Rulemaking, Bulletin Vol. 18-9
- 12-0110-1801** Adoption of Pending Rule, Bulletin Vol. 18-11 (eff. PLR 2019)

***12.01.11, Rules Pursuant to the Idaho Collection Agency Act***

- 12-0111-1801** Proposed Rulemaking (New Chapter), Bulletin Vol. 18-9
- 12-0111-1801** Adoption of Pending Rule, Bulletin Vol. 18-11 (eff. PLR 2019)

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- 13-0102-1801** Proposed Rulemaking, Bulletin Vol. 18-7
- 13-0102-1801** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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- 13-0107-1801P** Notice of Proclamation of Rulemaking, Bulletin Vol. 18-3
- 13-0107-1801AP** Notice of Amended Proclamation of Rulemaking, Bulletin Vol. 18-10

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- 13-0108-1701P\*** Notice of Proposed Proclamation, Bulletin Vol. 17-5
- 13-0108-1701AP\*** Notice of Amended Proclamation of Rulemaking, Bulletin Vol. 18-5
- 13-0108-1801P** Notice of Proclamation of Rulemaking, Bulletin Vol. 18-5
- 13-0108-1802** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
- 13-0108-1803** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
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- 13-0108-1701AAP\*** Notice of Amended Amended Proclamation of Rulemaking, Bulletin Vol. 18-9
- 13-0108-1802** Proposed Rulemaking, Bulletin Vol. 18-10
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- 13-0108-1804** Proposed Rulemaking, Bulletin Vol. 18-10
- 13-0108-1805** Temporary and Proposed Rulemaking, Bulletin Vol. 18-10 (eff. 12-1-18)T
- 13-0108-1802** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)
- 13-0108-1803** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)
- 13-0108-1804** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)
- 13-0108-1805** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)
- 13-0108-1901P** Notice of Proclamation of Rulemaking, Bulletin Vol. 19-2

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- 13-0109-1801P** Notice of Proclamation of Rulemaking, Bulletin Vol. 18-3
- 13-0109-1802P** Notice of Proclamation of Rulemaking, Bulletin Vol. 18-5
- 13-0109-1803** Temporary and Proposed Rulemaking, Bulletin Vol. 18-7 (eff. 5-10-18)T
- 13-0109-1804P** Notice of Proclamation of Rulemaking, Bulletin Vol. 18-10
- 13-0109-1805** Proposed Rulemaking, Bulletin Vol. 18-10
- 13-0109-1803** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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**13-0110-1801** Proposed Rulemaking, Bulletin Vol. 18-9  
**13-0110-1802** Temporary and Proposed Rulemaking, Bulletin Vol. 18-10 (eff. 7-26-18)T  
**13-0110-1801** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)  
**13-0110-1802** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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**13-0111-1801P** Notice of Proclamation of Rulemaking, Bulletin Vol. 18-2  
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**13-0111-1801AP\*** Notice of Amended Proclamation, Bulletin Vol. 19-1  
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**13-0116-1801P** Notice of Proclamation of Rulemaking, Bulletin Vol. 18-3  
**13-0116-1802** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6  
**13-0116-1803** Temporary and Proposed Rulemaking, Bulletin Vol. 18-7 (eff. 5-10-18)T  
**13-0116-1802** Proposed Rulemaking, Bulletin Vol. 18-10  
**13-0116-1802** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)  
**13-0116-1803** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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**13-0117-1802** Temporary and Proposed Rulemaking, Bulletin Vol. 18-9 (eff. 7-26-18)T  
**13-0117-1801** Proposed Rulemaking, Bulletin Vol. 18-10  
**13-0117-1801** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)  
**13-0117-1802** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

### ***13.01.18, Rules Governing Emergency Feeding of Antelope, Elk, and Deer***

**13-0118-1801** Proposed Rulemaking, Bulletin Vol. 18-9  
**13-0118-1801** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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**Office of Information Technology Services**

*(Rule moved and reindexed from IDAPA 38.06.01 – eff. 7-1-18)*

**15.07.01, Rules Governing Billing Procedures of the Office of Information Technology Services**

- 15-0701-1800 Notice of Legislative Action Creating the Office of Information Technology Services (ITS) and Transferring Rulemaking Authority from the Department of Administration's Office of the Chief Information Officer to ITS - House Bill 607, Bulletin Vol. 18-6 (eff. 7-1-18)

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

- 16-0102-1801 Temporary and Proposed Rulemaking, Bulletin Vol. 18-7 (eff. 7-1-18)T
- 16-0102-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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

- 16-0103-1801 Temporary and Proposed Rulemaking, Bulletin Vol. 18-7 (eff. 7-1-18)T
- 16-0103-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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

- 16-0107-1801 Temporary and Proposed Rulemaking, Bulletin Vol. 18-7 (eff. 7-1-18)T
- 16-0107-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

**16.02.01, Rules of the Idaho Time Sensitive Emergency System Council**

- 16-0201-1801 Proposed Rulemaking, Bulletin Vol. 18-10
- 16-0201-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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

- 16-0202-1801 Proposed Rulemaking, Bulletin Vol. 18-10
- 16-0202-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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- 24-0000-1800** OAR Omnibus Notice of Legislative Action - Abolishing the Board of Barber Examiners and the Board of Cosmetology and Establishing the Barber and Cosmetology Services Licensing Board (IDAPA 24.28.01)  
– Senate Bill No. 1324, Bulletin Vol. 18-8 (eff. 7-1-18)

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- 24-0000-1800** OAR Omnibus Notice of Legislative Action - Abolishing the Board of Barber Examiners and the Board of Cosmetology and Establishing the Barber and Cosmetology Services Licensing Board (IDAPA 24.28.01)  
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- 24-2301-1801 Adoption of Pending Rule, Bulletin Vol. 18-12 (PLR 2019)

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***24.28.01, Rules of the Barber and Cosmetology Services Licensing Board***

- 24-2801-1801 Notice of Adoption of Temporary Rule (New Chapter), Bulletin Vol. 18-8 (eff. 7-2-18)T
- 24-2801-1802 Proposed Rulemaking (New Chapter, Fee Rule), Bulletin Vol. 18-10
- 24-2801-1802 Adoption of Pending Fee Rule (New Chapter), Bulletin Vol. 18-12 (PLR 2019)

***IDAPA 25 – OUTFITTERS AND GUIDES LICENSING BOARD***

***25.01.01, Rules of the Outfitters and Guides Licensing Board***

- 25-0101-1801 Notice of Intent to Promulgate a Rule, Bulletin Vol. 18-6
- 25-0101-1802 Notice of Adoption of Temporary Rule, Bulletin Vol. 18-6 (eff. 3-28-18)T
- 25-0101-1802 Amendment to Temporary Rule, Bulletin Vol. 19-1 (eff. 12-10-18)AT

***IDAPA 26 – DEPARTMENT OF PARKS AND RECREATION***

***26.01.10, Rules Governing the Administration of Temporary Permits on Lands Owned by the Idaho Department of Parks and Recreation***

- 26-0110-1701 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 17-10
- 26-0110-1701 Proposed Rulemaking (Fee Rule), Bulletin Vol. 18-7
- 26-0110-1701 Adoption of Pending Fee Rule, Bulletin Vol. 18-10 (eff. PLR 2019)

***26.01.20, Rules Governing the Administration of Park and Recreation Areas and Facilities***

- 26-0120-1701 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 17-10
- 26-0120-1701 Proposed Rulemaking, Bulletin Vol. 18-7
- 26-0120-1701 Adoption of Pending Rule, Bulletin Vol. 18-10 (eff. PLR 2019)

***26.01.23, Rules Governing Filming Within Idaho State Parks***

- 26-0123-1701 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 17-10

- 26-0123-1701 Proposed Rulemaking, Bulletin Vol. 18-7  
26-0123-1701 Adoption of Pending Rule, Bulletin Vol. 18-10 (eff. PLR 2019)

### ***IDAPA 27 – BOARD OF PHARMACY***

#### ***27.01.01, General Provisions***

- 27-0101-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7  
27-0101-1801 Proposed Rulemaking, Bulletin Vol. 18-10  
27-0101-1801 Adoption of Pending Rule, Bulletin Vol. 18-12 (PLR 2019)

#### ***27.01.02, Rules Governing Licensure and Registration***

- 27-0102-1801 Adoption of Temporary Fee Rule, Bulletin Vol. 18-4 (eff. 7-1-18)T  
27-0102-1802 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7  
27-0102-1802 Proposed Rulemaking (Fee Rule), Bulletin Vol. 18-10  
27-0102-1802 Adoption of Pending Fee Rule, Bulletin Vol. 18-12 (PLR 2019)

#### ***27.01.03, Rules Governing Pharmacy Practice***

- 27-0103-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7  
27-0103-1801 Proposed Rulemaking, Bulletin Vol. 18-10  
27-0103-1802 Adoption of Temporary Rule, Bulletin Vol. 18-10 (eff. 9-28-18)T  
27-0103-1801 Adoption of Pending Rule, Bulletin Vol. 18-12 (PLR 2019)

#### ***27.01.04, Rules Governing Pharmacist Prescriptive Authority***

- 27-0104-1801 Adoption of Temporary Rule, Bulletin Vol. 18-6 (eff. 7-1-18)T  
27-0104-1802 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7  
27-0104-1802 Proposed Rulemaking, Bulletin Vol. 18-10  
27-0104-1802 Adoption of Pending Rule, Bulletin Vol. 18-12 (PLR 2019)

#### ***27.01.05, Rules Governing Drug Compounding***

- 27-0105-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7  
27-0105-1801 Proposed Rulemaking, Bulletin Vol. 18-10  
27-0105-1801 Adoption of Pending Rule, Bulletin Vol. 18-12 (PLR 2019)

#### ***27.01.06, Rules Governing DME, Manufacturing, and Distribution***

- 27-0106-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7  
27-0106-1801 Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10  
27-0106-1801 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

### ***IDAPA 28 – DEPARTMENT OF COMMERCE***

#### ***28.02.03, Rules of the Idaho Regional Travel and Convention Grant Program***

- 28-0203-1801 Adoption of Temporary Rule, Bulletin Vol. 18-5 (eff. 3-2-18)T  
28-0203-1802 Proposed Rulemaking, Bulletin Vol. 18-10  
28-0203-1802 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

### ***IDAPA 29 – IDAHO POTATO COMMISSION***

#### ***29.01.03, Rules Governing Nominations and Elections for Candidates to Be Selected for Commissioner***

- 29-0103-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking (New Chapter), Bulletin Vol. 18-7  
29-0103-1802 Adoption of Temporary Rule (New Chapter), Bulletin Vol. 18-10 (eff. 8-29-18)T

***IDAPA 30 – IDAHO COMMISSION FOR LIBRARIES***

***30.01.01, Rules of the Idaho Commission for Libraries Governing the Use of Commission Services***

- 30-0101-1801** Proposed Rulemaking, Bulletin Vol. 18-7
- 30-0101-1801** Notice of Adoption of Pending Rule, Bulletin Vol. 18-9 (PLR 2019)

***IDAPA 31 – PUBLIC UTILITIES COMMISSION***

***31.11.01, Safety and Accident Reporting Rules for Utilities Regulated by Idaho Public Utilities Commission***

- 31-1101-1801** Proposed Rulemaking, Bulletin Vol. 18-10
- 31-1101-1801** Adoption of Pending Rule, Bulletin Vol. 18-12 (PLR 2019)

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

- 31-7103-1801** Proposed Rulemaking, Bulletin Vol. 18-10
- 31-7103-1801** Adoption of Pending Rule, Bulletin Vol. 18-12 (PLR 2019)

***IDAPA 34 – SECRETARY OF STATE***

***34.06.02, Rules Governing the Electronic Recording of Plats, Records of Survey, and Corner Records***

- 34-0602-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking (New Chapter), Bulletin Vol. 18-6
- 34-0602-1801** Proposed Rulemaking, Bulletin Vol. 18-8
- 34-0602-1801** Adoption of Pending Rule (New Chapter), Bulletin Vol. 19-1 (PLR 2019)

***IDAPA 35 – STATE TAX COMMISSION***

***35.01.01, Income Tax Administrative Rules***

- 35-0101-1801** Proposed Rulemaking, Bulletin Vol. 18-8
- 35-0101-1802** Notice of Adoption of Temporary Rule, Bulletin Vol. 18-8 (eff. 1-1-18)T
- 35-0101-1803** Notice of Adoption of Temporary Rule, Bulletin Vol. 18-9 (eff. 1-1-18)T
- 35-0101-1804** Proposed Rulemaking, Bulletin Vol. 18-10
- 35-0101-1805** Adoption of Temporary Rule, Bulletin Vol. 18-11 (eff. 1-1-18)T
- 35-0101-1801** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)
- 35-0101-1804** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)
- 35-0101-1901** Adoption of Temporary Rule, Bulletin Vol. 19-2 (eff. 1-4-19)T

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

- 35-0102-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-5
- 35-0102-1802** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
- 35-0102-1803** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 35-0102-1801** Proposed Rulemaking, Bulletin Vol. 18-8
- 35-0102-1802** Proposed Rulemaking, Bulletin Vol. 18-10
- 35-0102-1803** Proposed Rulemaking, Bulletin Vol. 18-10
- 35-0102-1801** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)
- 35-0102-1802** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)
- 35-0102-1803** Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

***35.01.03, Property Tax Administrative Rules***

- 35-0103-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-5
- 35-0103-1802** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
- 35-0103-1803** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 35-0103-1804** Adoption of Temporary Rule, Bulletin Vol. 18-7 (eff. 5-23-18)T
- 35-0103-1805** Adoption of Temporary Rule, Bulletin Vol. 18-7 (eff. 1-1-18)T

- 35-0103-1801 Proposed Rulemaking, Bulletin Vol. 18-9
- 35-0103-1802 Proposed Rulemaking, Bulletin Vol. 18-9
- 35-0103-1803 Proposed Rulemaking, Bulletin Vol. 18-9
- 35-0103-1803 Correction to Notice of Proposed Rulemaking, Bulletin Vol. 18-10
- 35-0103-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)
- 35-0103-1802 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)
- 35-0103-1803 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

**35.01.05, Motor Fuels Tax Administrative Rules**

- 35-0105-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
- 35-0105-1801 Proposed Rulemaking, Bulletin Vol. 18-8
- 35-0105-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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

- 35-0106-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
- 35-0106-1801 Proposed Rulemaking, Bulletin Vol. 18-9
- 35-0106-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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

- 35-0109-1801 Proposed Rulemaking, Bulletin Vol. 18-6
- 35-0109-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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

- 35-0110-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
- 35-0110-1802 Proposed Rulemaking, Bulletin Vol. 18-6
- 35-0110-1801 Proposed Rulemaking, Bulletin Vol. 18-9
- 35-0110-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)
- 35-0110-1802 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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

- 35-0114-1801 Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 35-0114-1801 Proposed Rulemaking, Bulletin Vol. 18-9
- 35-0114-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

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

- 35-0201-1801 Proposed Rulemaking, Bulletin Vol. 18-10
- 35-0201-1801 Adoption of Pending Rule, Bulletin Vol. 19-1 (PLR 2019)

***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***

**38.04.04, Rules Governing Capitol Mall Parking**

- 38-0404-1801 Notice of Adoption of Temporary Rule, Bulletin Vol. 18-12 (11-7-18)T (*Temporary rule expires 1-4-19*)

**38.04.09, Rules Governing Use of the Chinden Office Complex**

- 38-0409-1801 Adoption of Temporary Rule (New Chapter), Bulletin Vol. 18-2 (eff. 12-21-17)T

- 38-0409-1801** OARC Omnibus Notice of Legislative Action – Extension of Temporary Rule by SCR 150, Bulletin Vol. 18-5 (eff. 12-21-17)T
- 38-0409-1801** Notice of Amendment to Temporary Rule (New Chapter), Bulletin Vol. 18-9 (eff. 9-5-18)AT
- 38-0409-1802** Proposed Rulemaking (New Chapter), Bulletin Vol. 18-9
- 38-0409-1802** Adoption of Pending Rule, Bulletin Vol. 18-11 (eff. PLR 2019)

**38.05.01, Rules of the Division of Purchasing**

- 38-0501-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-6
- 38-0501-1801** Proposed Rulemaking, Bulletin Vol. 18-10
- 38-0501-1801** Adoption of Pending Rule, Bulletin Vol. 18-12 (PLR 2019)

**38.06.01, Rules of the Department of Administration Governing Billing Procedures of the Office of the Chief Information Officer  
(Rule Transferred to IDAPA 15.07.01 – eff. 7-1-18))**

- 38-0601-1800** Notice of Legislative Action Creating the Office of Information Technology Service (ITS) and Transferring Rulemaking Authority from the Department of Administration’s Office of the Chief Information Officer to ITS – House Bill 607 (2018), Bulletin Vol. 18-6 (eff. 7-1-18)

**IDAPA 39 – IDAHO TRANSPORTATION DEPARTMENT****39.02.46, Rules Governing Temporary Motor Vehicle Registration Permit**

- 39-0246-1801** Notice of Intent to Promulgate a Rule – Negotiated Rulemaking, Bulletin Vol. 18-7
- 39-0246-1801** Proposed Rulemaking, Bulletin Vol. 18-9
- 39-0246-1801** Adoption of Pending Rule, Bulletin Vol. 18-11 (eff. PLR 2019)

**39.02.61, Rules Governing License Plates for Governmental Agencies and Taxing Districts**

- 39-0261-1801** Temporary and Proposed Rulemaking, Bulletin Vol. 18-7 (eff. 6-21-18)T
- 39-0261-1801** Adoption of Pending Rule, Bulletin Vol. 18-9 (PLR 2019)

**OMNIBUS RULEMAKING – 39.03.01 through 39.03.25:****Rules that Regulate Vehicles and/or Loads that are Required to Operate Under an Overlegal Permit**

- 39-0300-1801** Notice of Intent to Promulgate Rules – Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5

**39.03.01, Rules Governing Definitions Regarding Overlegal Permits**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0301-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0301-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.01, Rules Governing Definitions Regarding Special Permits (New Chapter)**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0301-1802** Proposed Rulemaking (New Chapter), Bulletin Vol. 18-10
- 39-0301-1802** Adoption of Pending Rule (New Chapter), Bulletin Vol. 18-12 (PLR 2019)

**39.03.02, Rules Governing Movement of Disabled Vehicles (New Chapter)**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0302-1801** Proposed Rulemaking (New Chapter), Bulletin Vol. 18-10
- 39-0302-1801** Adoption of Pending Rule (New Chapter), Bulletin Vol. 18-12 (PLR 2019)

**39.03.03, Rules Governing Special Permits - General Conditions and Requirements (New Chapter)**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0303-1801** Proposed Rulemaking (New Chapter, Fee Rule), Bulletin Vol. 18-10
- 39-0303-1801** Adoption of Pending Fee Rule (New Chapter), Bulletin Vol. 18-12 (PLR 2019)

**39.03.04, Rules Governing Movement of Disabled Vehicles**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0304-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0304-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.04, Rules Governing Special Permits - Overweight Non-Reducible (New Chapter)**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0304-1802** Proposed Rulemaking (New Chapter), Bulletin Vol. 18-10
- 39-0304-1802** Adoption of Pending Rule (New Chapter), Bulletin Vol. 18-12 (PLR 2019)

**39.03.05, Rules Governing Variable Load Suspension Axles**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0305-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0305-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.05, Rules Governing Special Permits - Oversize Non-Reducible (New Chapter)**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0305-1802** Proposed Rulemaking (New Chapter), Bulletin Vol. 18-10
- 39-0305-1802** Adoption of Pending Rule (New Chapter), Bulletin Vol. 18-12 (PLR 2019)

**39.03.06, Rules Governing Allowable Vehicle Size**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0306-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0306-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.06, Rules Governing Special Permits for Extra-Length/Excess Weight, Up to 129,000  
Pound Vehicle Combinations (New Chapter)**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0306-1802** Proposed Rulemaking (New Chapter), Bulletin Vol. 18-10
- 39-0306-1802** Adoption of Pending Rule (New Chapter), Bulletin Vol. 18-12 (PLR 2019)

**39.03.07, Rules Governing Restricted Routes for Semitrailers**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0307-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0307-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.07, Rules Governing Special Permits for Reducible Loads (New Chapter)**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0307-1802** Proposed Rulemaking (New Chapter), Bulletin Vol. 18-10
- 39-0307-1802** Adoption of Pending Rule (New Chapter), Bulletin Vol. 18-12 (PLR 2019)

**39.03.08, Rules Governing Self-Propelled Snowplows (New Chapter)**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0308-1801** Proposed Rulemaking (New Chapter), Bulletin Vol. 18-10
- 39-0308-1801** Adoption of Pending Rule (New Chapter), Bulletin Vol. 18-12 (PLR 2019)

**39.03.09, Rules Governing Overlegal Permits - General Conditions and Requirements**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0309-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0309-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.10, Rules Governing When An Overlegal Permit Is Required**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0310-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0310-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.11, Rules Governing Overlegal Permittee Responsibility and Travel Restrictions**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0311-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0311-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.12, Rules Governing Safety Requirements of Overlegal Permits**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0312-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0312-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.13, Rules Governing Overweight Permits**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0313-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0313-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.14, Rules Governing Policy During Spring Breakup Season**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0314-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0314-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.15, Rules Governing Excess Weight Permits for Reducible Loads**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0315-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0315-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.16, Rules Governing Oversize Permits For Non-Reducible Vehicles And/Or Loads**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0316-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0316-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.17, Rules Governing Permits For Manufactured Homes, Modular Buildings, And Office Trailers**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0317-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0317-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.18, Rules Governing Overlegal Permits for Relocation of Buildings or Houses**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0318-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0318-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.19, Rules Governing Annual Overlegal Permits**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0319-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0319-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.20, Rules Governing Application for Special Permits**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0320-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0320-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

**39.03.21, Rules Governing Overlegal Permit Fees**

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0321-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0321-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

***39.03.22, Rules Governing Overlegal Permits for Extra-Length, Excess Weight, and Up To 129,000 Pound Vehicle Combinations***

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0322-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0322-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

***39.03.23, Rules Governing Revocation of Overlegal Permits***

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0323-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0323-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

***39.03.24, Rules Governing Self-Propelled Snowplows***

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0324-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0324-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

***39.03.25, Rules Governing Lights on Snow Removal Equipment***

- 39-0300-1801** Notice of Intent to Promulgate Rules - Negotiated Rulemaking (Multiple Chapter Rulemaking), Bulletin Vol. 18-5
- 39-0325-1801** Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 18-10
- 39-0325-1801** Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 18-12 (PLR 2019)

***39.03.41, Rules Governing Traffic Control Devices***

- 39-0341-1801** Temporary and Proposed Rulemaking, Bulletin Vol. 18-7 (eff. 6-21-18)T
- 39-0341-1801** Notice of Adoption of Pending Rule, Bulletin Vol. 18-9 (PLR 2019)

***39.03.48, Rules Governing Routes Exempt from Local Plans and Ordinances***

- 39-0348-1801** Proposed Rulemaking, Bulletin Vol. 18-9
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