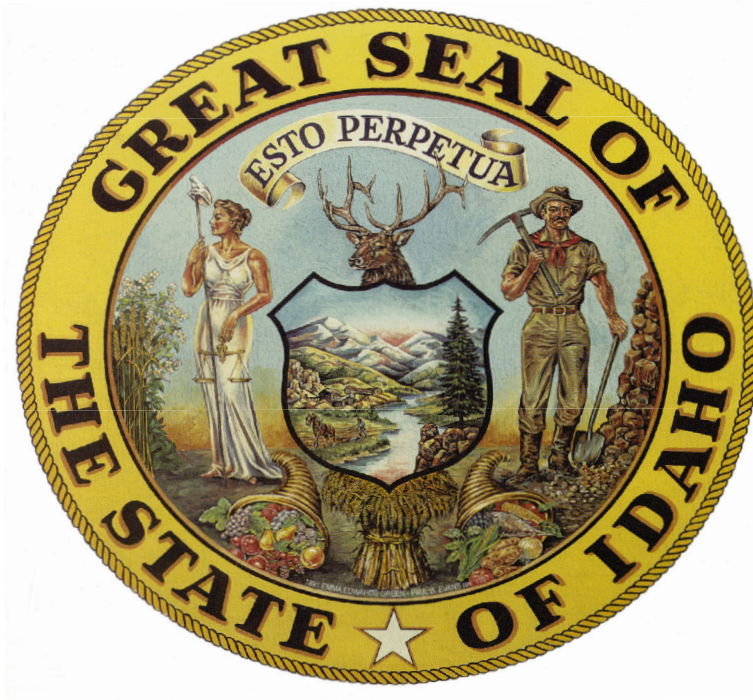


IDAHO ADMINISTRATIVE BULLETIN

March 5, 2025 – Vol. 25-3

Office of the Governor
Division of Financial Management
Office of the Administrative Rules Coordinator



The Idaho Administrative Bulletin is published monthly by the Office of the Administrative Rules Coordinator, Division of Financial Management, Office of the Governor, pursuant to Title 67, Chapter 52, Idaho Code.

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PREFACE

The Idaho Administrative Bulletin is an electronic-only, online monthly publication of the Office of the Administrative Rules Coordinator, Division of Financial Management, 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 22-1 refers to the first Bulletin issued in calendar year 2022; Bulletin 24-1 refers to the first Bulletin issued in calendar year 2024. Volume numbers, which proceed from 1 to 12 in a given year, correspond to the months of publication, i.e.; Volume No. 22-1 refers to January 2022; Volume No. 24-2 refers to February 2024; and so forth. Example: The Bulletin published in January 2022 is cited as Volume 22-1. The December 2022 Bulletin is cited as Volume 22-12.

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 Bulletin publication. All pending rules that have been approved by the legislature during the legislative session as final rules and any temporary rules that are extended supplement the Administrative Code. These rules are codified into the Administrative Code upon becoming effective. Because proposed and pending rules are not enforceable, they are published in the Administrative Bulletin only and cannot be codified into the Administrative Code until approved as final.

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

THE DIFFERENT RULES PUBLISHED IN THE ADMINISTRATIVE BULLETIN

Idaho’s administrative rulemaking process, governed by the Idaho 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. For a rule to become final, at a minimum, a rulemaking includes proposed, pending, and final rulemaking. Some rules may be adopted as temporary rules when they meet the required statutory criteria. Agencies must, when feasible, engage in negotiated rulemaking at the beginning of the process to facilitate consensus building. In some cases, the process may begin with proposed rulemaking and end 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) reducing a regulatory burden that would otherwise impact individuals or businesses.

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 sections 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 38.05.01.041.02.c.ii.

“**IDAPA**” refers to Administrative Rules in general that are subject to the Administrative Procedures Act and are required by this act to be published in the Idaho Administrative Code and the Idaho Administrative Bulletin.

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

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

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

“**041.**” refers to Major Section **041**, “Acquisition Procedures”

“**02.**” refers to Subsection 041.02.

“**c.**” refers to Subsection 041.02.c.

“**ii.**” refers to Subsection 041.02.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 “-”, (**38-0501-2201**). 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. 38-0501-2201”

“**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**).

“**2201**” 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 2022**. A subsequent rulemaking on this same rule chapter in calendar year 2022 would be designated as “**2202**”. The docket number in this scenario would be 38-0501-**2202**.

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 YEAR 2024

Vol. No.	Monthly Issue of Bulletin	ARRF Due to DFM	Closing Date for Agency Filing	Bulletin Publication Date	21-day Comment Period End Date
24-2	February 2024	December 22, 2023	January 5, 2024	February 7, 2024	February 28, 2024
24-3	March 2024	January 26, 2024	February 9, 2024	March 6, 2024	March 27, 2024
24-4	April 2024	February 23, 2024	March 8, 2024	April 3, 2024	April 24, 2024
24-5	May 2024	March 22, 2024	April 5, 2024	May 1, 2024	May 22, 2024
24-6	June 2024	April 19, 2024	May 3, 2024	June 5, 2024	June 26, 2024
24-7	July 2024	May 24, 2024	June 7, 2024	July 3, 2024	July 24, 2024
24-8	August 2024	June 21, 2024	July 5, 2024	August 7, 2024	August 28, 2024
24-9	September 2024	July 19, 2024	August 2, 2024	September 4, 2024	September 25, 2024
24-10	October 2024	August 16, 2024	*August 30, 2024	October 2, 2024	October 23, 2024
24-11	November 2024	September 20, 2024	October 4, 2024	November 6, 2024	November 27, 2024
24-12	December 2024	October 25, 2024	November 8, 2024	December 4, 2024	December 25, 2024
25-1	January 2025	November 15, 2024	**November 29, 2024	January 1, 2025	January 22, 2025

BULLETIN PUBLICATION SCHEDULE FOR YEAR 2025

Vol. No.	Monthly Issue of Bulletin	ARRF Due to DFM	Closing Date for Agency Filing	Bulletin Publication Date	21-day Comment Period End Date
25-2	February 2025	December 20, 2024	January 3, 2025	February 5, 2025	February 26, 2025
25-3	March 2025	January 24, 2025	February 7, 2025	March 5, 2025	March 26, 2025
25-4	April 2025	February 21, 2025	March 7, 2025	April 2, 2025	April 23, 2025
25-5	May 2025	March 21, 2025	April 4, 2025	May 7, 2025	May 28, 2025
25-6	June 2025	April 18, 2025	May 2, 2025	June 4, 2025	June 25, 2025
25-7	July 2025	May 23, 2025	June 6, 2025	July 2, 2025	July 23, 2025
25-8	August 2025	June 20, 2025	July 3, 2025	August 6, 2025	August 27, 2025
25-9	September 2025	July 18, 2025	August 1, 2025	September 3, 2025	September 24, 2025
25-10	October 2025	August 15, 2025	*August 29, 2025	October 1, 2025	October 22, 2025
25-11	November 2025	September 19, 2025	October 3, 2025	November 5, 2025	November 26, 2025
25-12	December 2025	October 24, 2025	November 7, 2025	December 3, 2025	December 24, 2025
26-1	January 2026	November 21, 2025	**December 5, 2025	January 7, 2026	January 28, 2026

***Last day to submit a proposed rule for the rulemaking to remain on course for review by the upcoming legislature.**

****Last day to submit a pending rule to be reviewed by the upcoming legislature.**

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IDAPA 02	Agriculture , Idaho State Department of Idaho Honey Commission (02.06.16) Idaho Hop Grower’s Commission (02.07) Idaho Sheep and Goat Health Board (02.08)
IDAPA 40	Arts , Idaho Commission on the
IDAPA 04	Attorney General , Office of the
IDAPA 53	Barley Commission , Idaho
IDAPA 51	Beef Council , Idaho
IDAPA 55	Career Technical Education , Division of
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IDAPA 06	Correction , Idaho Department of
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IDAPA 42	Wheat Commission, Idaho

THE OFFICE OF THE GOVERNOR

**EXECUTIVE DEPARTMENT
STATE OF IDAHO
BOISE**

EXECUTIVE ORDER NO. 2024-12

**CONTINUING A SYSTEM FOR ALLOCATING VOLUME CAP IN THE STATE
CONSISTENT WITH PROVISIONS OF TITLE 50, CHAPTER 28, IDAHO CODE,
AND THE U.S. INTERNAL REVENUE CODE OF 1986**

WHEREAS, Section 146 of the U.S. Internal Revenue Code of 1986 (“Code”) subjects certain private activity and non-private activity bonds to volume limitations or “volume cap” (“Volume Cap”); and

WHEREAS, as required by Section 146 of the Code, the Idaho Legislature did adopt the provisions of Title 50, Chapter 28, Idaho Code (“State Law”), to provide a permanent allocation formula for Volume Cap in the State; and

WHEREAS, Section 50-2804, Idaho Code, authorizes and directs the Governor of the State of Idaho to provide for the implementation and administration of the allocation formula established under Section 50-2803, Idaho Code, by executive order, and the Governor did issue Executive Order No. 2018-05 providing therefore; and

WHEREAS, in order to renew the provisions contained in said Executive Order No. 2018-05, to amend the allocation formula in order to meet the requirements of said amendments to the State Law and to continue to provide for the implementation and administration of the formula for allocation of the Volume Cap among the state and its issuing authorities under the State Law, it is necessary and desirable to issue this Executive Order;

NOW THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me under the Constitution and laws of the State of Idaho do hereby order the following:

Section 1: *As used in this Executive Order:*

1. *“Allocation Dollars” means the dollar amount of the Volume Cap expressed in terms of dollars. Each allotment dollar equals one dollar of Volume Cap that may be allocated under this Executive Order and the State Law;*
2. *“Bonds” means any obligations for which an allocation of the Volume Cap is required by the Code and the State Law including, without limitation, mortgage credit certificates described in Section 25 of the Code. With respect to any allocation of Allotment Dollars for the purpose of issuing certificates, certificates will be deemed “issued” when the mortgage credit certificate program for which the allocation is made is implemented;*
3. *“Code” means the Internal Revenue Code of 1954, as amended by the Reform Act of 1986 and renamed the Internal Code of 1986, and any related regulations;*
4. *“Department” means the Department of Commerce of the State.*
5. *“Director” means the director of the Department or such other official or officials of the Department as the director shall designate to carry out the duties of the director set forth in this Executive Order.*
6. *“Form 8038” means U.S. Department of the Treasury tax form 8038 (OMB NO. 1545- 0720) or any other federal tax form or other method of reporting required by the Department of the Treasury under Section 149(e) of the Code.*
7. *“Issuing Authority” means*
 - a. *any county, city or port district;*
 - b. *any public corporation created pursuant to Section 50-2703 of the Idaho Code, or other entity acting on behalf of one or more counties, cities, or both;*
 - c. *the State; or*
 - d. *any other entity authorized to issue Bonds in the State.*
8. *“Priority Set Aside” means one of the priority set asides established under Section 4(1) hereof.*

9. "Program" means the program to be financed in whole or in part with the proceeds of the sale of Bonds or to be implemented through the issuance of mortgage credit certificates under Section 25 of the Code.
10. "Project" means the facility to be financed in whole or in part with the proceeds of sale of Bonds.
11. "Qualifying Carryforward Project or Program" means a Project or Program qualifying for carryforward under Section 146(f) of the Code.
12. "State" means the State of Idaho, any of its agencies, instrumentalities, institutions and divisions authorized to issue Bonds under State law.
13. "State Law" means Title 50, Chapter 28, Idaho Code, as amended.
14. "Volume Cap" means the volume cap for the State as computed under Section 146 of the Code.
15. "Year" means each calendar year beginning January 1.

Section 2: The Volume Cap for each Year is allocated to Issuing Authorities in accordance with the procedures set forth in this Executive Order. An allocation of the Volume Cap may be obtained by submitting an application to the Director in accordance with Section 3 or Section 5, as appropriate. The Director shall evidence a grant of an allocation of the Volume Cap by issuing a certificate of allocation in accordance with Section 4 or Section 5, as appropriate.

Section 3:

1. Any Issuing Authority proposing to issue Bonds shall, prior to the issuance of such Bonds, submit an application to the Director which contains the following information and attachments:
 - a. The name of the issuing authority;
 - b. the mailing address of the issuing authority;
 - c. the tax identification number of the issuing authority;
 - d. the name, title and office telephone number of the official of the issuing authority to whom notices should be sent and from whom information can be obtained;
 - e. the principal amount of Bonds proposed to be issued for which an application for an allocation of the Volume Cap is requested;
 - f. the nature, the purpose and the specific location of the project or the type of program;
 - g. the initial owner or user of the project or program, if other than the issuing authority;
 - h. a copy of a valid and fully executed resolution or similar official action of the issuing authority evidencing its intention to issue bonds for the project or program;
 - i. with respect to bonds, the anticipated date(s) on which the Bonds are expected to be sold and the anticipated date(s) on which the closing or final transaction with respect to the issuance and sale of the Bonds is expected to occur and, with respect to mortgage credit certificates under Section 25 of the Code, the anticipated date(s) on which such mortgage credit certificates are expected to be issued;
 - j. the name, address, and telephone number of all parties to the transaction;
 - k. the applicable provisions of the Code under which the Bonds are expected to be issued;
 - l. such information as the applicant may wish to submit in order to demonstrate the need for, and economic impact of, its program or project in the State, together with any information which demonstrates how its program or project will effectively utilize and efficiently distribute resources throughout the State; and
 - m. any other information or attachments reasonably required by the Director.
2. The Director shall:
 - a. establish the form of application for requests for allocations of the Volume Cap, which form shall contain the information required by Section 3(1); and
 - b. make such forms available to the public upon request.
3. The Director shall be under no obligation to process any application that is incomplete. Any application submitted by an issuing authority that the Director does not process shall be returned by the Director on or before the fifteenth (15th) business day after receipt thereof with a brief explanation as to why the application was not processed.

Section 4:

1. *Each Year the Director shall set aside Volume Cap for allocation to Issuing Authorities according to the following priority set asides:*
 - a. *qualified small-issue manufacturing projects under Section 144(a) of the Code, in an amount between 0% and 13% of the total allocation dollars available for the Year as determined by the Director;*
 - b. *single-family housing financing through the Idaho Housing and Finance Association under Section 143 of the Code, in an amount between 45% and 80% of the total allocation dollars available for the Year as determined by the Director;*
 - c. *multifamily housing, as qualified residential rental projects or programs under Section 142(a)(7) of the Code, in an amount between 15% and 45% of the total allocation dollars available for the Year as determined by the Director;*
 - d. *exempt facilities under Section 142(a) of the Code, other than qualified residential rental projects, in an amount between 0% and 32% of the total allocation dollars available for the year as determined by the Director;*
 - e. *any qualified uses for Volume Cap not identified above are eligible for allocations in accordance with Section 4(4) below;*
 - f. *not later than January 31 of each Year, subject to the provisions of Section 4(9) hereof, the Director shall determine the amount of allocation dollars within each priority set aside, based on the need for and economic impact of the program or project to be financed under each application and how such expected program or project will effectively utilize and efficiently distribute resources throughout the State; and*
 - g. *the above priority set asides shall be in effect through August 31 of each Year. Thereafter, allocations shall be made in accordance with Section 4(4) and (5) below. All other potential uses of Volume Cap under the Code, other than those listed in the priority set asides above, may also be allocated on or after September 1 of each Year upon application to the Director as provided in Section 4(4) and (5) below.*
2. *The initial deadline for the submission of applications to the Director for an allocation of the Volume Cap shall be February 15 of each Year, and the secondary deadline for the submission of applications to the Director for an allocation of the Volume Cap shall be August 31 of each Year. Except as otherwise provided in this Executive Order, on or before the fifteenth (15th) business day after the initial and secondary deadlines for submission, and if the Director determines that the application demonstrates the need for and economic impact of, the particular program or project in the State and will effectively utilize and efficiently distribute resources throughout the State, the Director shall make an allocation in the amount determined by the Director, if available under the applicable priority set aside in Section 4(1) above, and certify to the issuing authority applying for the allocation that an allocation has been made, the amount of such allocation. Certificates of allocation evidencing the granting of an allocation by the Director in accordance with the preceding sentence, shall be issued by the Director in the order of priority determined by the Director and within the applicable priority set aside in Section 4(1) above. No Issuing Authority issuing bonds or certificates is entitled to any allocation of the Volume Cap with respect to such bonds or certificates unless it has first received the aforementioned certificate of allocation from the Director evidencing the granting of an allocation for such bonds or certificates.*
3. *Every allocation of the Volume Cap granted under this Executive Order by the Director for which bonds or certificates have not been issued with respect to such allocation, except those grants made pursuant to Section 5, shall remain effective until, and including, the earlier of:*
 - a. *a date to be determined by the Director but not to exceed 180 calendar days after the date on which such allocation was made or any date until December 15 as determined by the Director if the program is being allocated Volume Cap under a priority set aside which sets aside allocation dollars for a specific Issuing Authority under Sections 4(1)(b) and 4(1)(c) above and such Issuing Authority has a Program for Bond issuance to be carried out throughout the Year;*
 - b. *12:00 o'clock midnight on December 15 of the Year in which such allocation was made; or*
 - c. *the date upon which the Director receives a written notification from any such Issuing Authority pursuant to Section 7(2). Any allocation for which bonds or certificates are issued on or prior to the applicable date specified in this subsection shall be irrevocably allocated to such bonds or certificates.*

4. *On and after September 1 of each Year, allocations of Volume Cap shall be made to applicants submitting applications by such date for project(s) or Program(s) that best demonstrate effective utilization, need, economic impact and efficient distribution of resources throughout the State. The Director and the Department may elect not to allocate Volume Cap if an application does not demonstrate a need for and economic impact of the particular Program or project in the State and how the Program or project will effectively utilize and efficiently distribute resources throughout the State. If qualified applications have not been received by the Department for all remaining allocation dollars by September 1 of such Year, then the Department shall continue to receive additional applications until the first of each succeeding month and make allocations on the same basis until all allocation dollars have been allocated.*
5. *Until and including December 15 of each Year, any allocation of allocation dollars made in such year, except allocations made pursuant to Section 5, for which bonds or certificates are not issued on or prior to the applicable date specified in Section 4(3) shall be available for reallocation to applying Issuing Authorities. On December 28 of each Year, any allocation of allocation dollars made in such Year for which bonds or certificates are not issued on or prior to the applicable date specified in Section 4(3) and any allocation dollars for such year or any allocation dollars not allocated under Section 4(4) above shall become available for reallocation only for qualifying carryforward projects or Programs. In either case, such reallocations shall be made in the same manner as for allocations of allocation dollars as provided in Section 4(4) above.*
6. *No application submitted by an Issuing Authority to the Director pursuant to this section shall be processed if the amount of allocation of the Volume Cap requested in such application is in excess of the amount of Volume Cap remaining available for allocation. Any application not processed for the reason stated in this subsection may be resubmitted to the Director, with or without a change in the amount of allocation requested. Any application resubmitted to the Director pursuant to this subsection shall be treated as a new application. Should an allocation not be granted for the reasons stated in this subsection, the Director shall continue to process other applications in the chronological order in which received, granting allocations pursuant to the provisions of this Executive Order.*
7. *The expiration date of an allocation of Volume Cap under this Executive Order may be extended upon prior written approval of the Director, provided there are no pending applications for Volume Cap within the same priority set aside, or if there are other such applications pending, that the application for the allocation being extended best demonstrates the need for and economic impact of the Program or project in the State and how the Program or project will effectively utilize and efficiently distribute resources throughout the State, and provided further that all other provisions of this Executive Order are complied with.*
8. *In the event that the Director is uncertain whether an application meets the requirements set forth in 4(2) or 4(4) above, the Director may defer action on such application until the Director has received another application(s) and then determine which application best meets such criteria.*
9. *In the case of an application filed prior to the date when the Director makes an allocation under 4(1)(f) above for an allocation from a Priority Set Aside which provides for a minimum percent of allocation dollars and sets forth a specific Issuing authority to receive the Priority Set Aside [specifically, Priority Set Asides 4(1)(b), 4(1)(c) and 4(1)(d)], the Director may, at the request of the Issuing Authority, make an allocation of that Year's allocation dollars in an amount not to exceed the minimum percentage stated for the Priority Set Aside prior to the date the Director has set for determination of allocations under 4(1)(f) but in no event later than fifteen (15) business days after the date such application is filed.*

Section 5:

1. *Issuing authorities with Qualifying Carryforward Projects or Programs may apply for an allocation of allotment dollars for such Qualifying Carryforward Projects or Programs by submitting an application to the Director which shall contain:*
 - a. *the carryforward purpose for the Bonds under Section 146(f) of the Code;*
 - b. *any other information required by Section 146(f) of the Code;*
 - c. *a certification signed by both an official of the Issuing Authority responsible for the supervision of the issuance of the Bonds and, if applicable, a representative of the person or entity constructing, acquiring, or rehabilitating the project or administering the Program, stating that the Issuing Authority and, if applicable, such person or entity, will proceed with diligence to ensure the issuance of the Bonds within the carryforward period provided by Section 146(f) of the Code;*

- d. *a preliminary opinion from the bond counsel that the project or program qualifies for carryforward under Section 146(f) of the Code, if applicable;*
 - e. *if applying for an allocation of allotment dollars for the purpose of issuing mortgage credit certificates under Section 25 of the Code, the amount of qualified mortgage bonds defined in Section 143 of the Code which the Issuing Authority elects not to issue under the Code; and*
 - f. *other such information and attachments as are set forth in Section 3(1).*
2. *No application submitted by an issuing authority to the Director pursuant to this section shall be processed if at the time such application is considered the amount of allocation of the Volume Cap requested in such application is in excess of the amount of the Volume Cap remaining available for allocation. Any application not processed for the reason stated in this subsection may be resubmitted to the Director, with or without a change in the amount of allocation requested. Any application resubmitted to the Director pursuant to this subsection shall be treated as a new application. Should an allocation not be granted for the reasons stated in this subsection, the Director shall continue to process other applications in accordance with the provisions of Section 4(4), granting allocations pursuant to the provisions of this Executive Order.*
 3. *Allocations of the Volume Cap for Qualifying Carryforward Projects or Programs shall be granted by the Director in the amount requested by the applying Issuing Authority, if available, on or after December 1, but no later than December 31, of the Year in which an application in satisfactory order is submitted to the Director for an allocation of the Volume Cap for a Qualifying Carryforward Project or Program in accordance with the provisions of Section 4(5). The Director shall issue certificates of allocation evidencing the granting of an allocation within the time period specified in the preceding sentence to each issuing authority which applied to the Director and which received an allocation of the Volume Cap for a Qualifying Carryforward Project or Program of such Issuing Authority, such certificates of allocation to be similar to the certificates of allocation described in Section 4, stating the amount of allotment dollars which have been allocated to such Issuing Authority, specifying the Qualifying Carryforward Project or Program for which the allocation has been made and specifying the expiration date of the allocation, as provided by Section 146(f) of the Code.*

Section 6: No application submitted to the Director may be amended without the consent of the Director; provided, however, that no such consent shall be required for an Issuing Authority to submit a new application in order to replace a previously submitted application if such new application is submitted before an allocation is made on the basis of the original application; provided further, that the consent of the Director shall not be required for an Issuing Authority to withdraw a previously submitted application. For purposes of receiving an allocation of the Volume Cap, any application that has been amended shall be treated as though such application was submitted on the date that the amendment was made, rather than on the date of the original submission of such application.

Section 7:

1. *After the effective date of this Executive Order, any Issuing Authority issuing Bonds without a certificate or allocation of the Director issued pursuant to Section 4 or Section 5, as appropriate, evidencing the granting of an allocation for such Bonds or certificates, or any Issuing authority issuing Bonds or certificates after the expiration of an allocation under Section 4 or Section 5, as appropriate, is not entitled to any allocation of the Volume Cap for such Bonds or certificates, and any Issuing Authority issuing Bonds or certificates in excess of the allocation set forth in the certificate of allocation is not entitled to any allocation of the Volume Cap for such excess.*
2. *Each Issuing Authority shall:*
 - a. *advise the Director on or before the earlier of the sixtieth (60th) calendar day after the issuance of any Bonds or certificates or December 27 of each Year, of the principal amount of Bonds or certificates issued under the allocation set forth in each certificate of allocation issued by the Director evidencing the granting of an allocation for such Bonds or certificates by delivering to the Director a copy of the Form 8038 which was delivered to the Internal Revenue Service in connection with such Bonds or certificates, or, if no such form was required to be delivered to the Internal Revenue Service, a completed copy of a Form 8038 prepared for the Director with respect to such Bonds or certificates; or*
 - b. *if all or a stated portion of such Bonds or certificates will not be issued, shall advise the Director in writing, on or before the earlier of*

- i. the fifteenth (15th) business day after the earlier of
 - A. the final decision not to issue or a stated portion of such Bonds or certificates, or
 - B. the expiration of the allocation, or
 - ii. December 15 of the year in which the allocation of such Bonds or certificates was made.
3. Each Issuing Authority shall cooperate with the Director in furnishing any information the Director reasonably requires. If an Issuing Authority obtains an allocation of a portion of the Volume Cap for a particular project or Program from the Director as provided in Section 4 or Section 5, as appropriate, but does not issue its Bonds or certificates within the prescribed time limit, or issues a lesser amount of Bonds or certificates within the prescribed time limit, such Issuing Authority may again submit an application with respect to the proposed Bonds or certificates or portion of such Bonds or certificates not issued for such project or Program as provided in Section 4 or Section 5, as appropriate. Such application shall be treated as a new application.

Section 8: In addition to the duties otherwise specifically set forth in this Executive Order, the Director shall:

1. determine the amount of allotment dollars available on December 28 of each Year for allocation for Qualifying Carryforward Projects or Programs and allocate the allotment dollars available for Qualifying Carry-forward Projects or Programs as provided in this Executive Order;
2. maintain a record of all applications filed by Issuing Authorities under Section 3 and Section 5 and all certificates of allocation issued under Section 4 and Section 5 and may accept information from Issuing Authorities updating or correcting such record;
3. maintain a record of all Bonds or certificates issued by Issuing Authorities during each Year and may accept information from Issuing Authorities updating or correcting such record;
4. maintain a record of all information filed by Issuing Authorities under this Executive Order;
5. make available upon reasonable request a certified copy of all or any part of the records maintained by the Department under this Executive Order or a summary thereof including information regarding the volume Cap for each Year and any amounts available or at any time remaining available, for allocation under this Executive Order;
6. the Director shall serve as the State official designated under State Law to make any certifications required to be made under the Code including, without limitation, the certification required by Section 149(e)(2)(F) of the Code; and
7. promulgate reasonable rules not inconsistent with this Executive Order deemed necessary or expedient to allocate the Volume Cap hereunder.

Section 9: If any provision of this Executive Order shall be held to be, or shall, in fact, be invalid, inoperative or unconstitutional, the defect of the provision shall not affect any other provision of this Executive Order or render it invalid, inoperative, or unenforceable. To the extent this Executive Order shall be held or shall, in fact, be invalid, inoperative, or unconstitutional, all allocations of the Volume Cap previously made under this Executive Order shall be treated as allocations made by the Governor of the State in accordance with provisions of the State Law.

Section 10: This Executive Order replaces Executive Order No. 2018-05, which is now hereby repealed, provided that such replacement shall not affect any allocations in the State made prior to the effective date hereof pursuant to any other Executive Orders or laws of the State.

Section 11: The State pledges and agrees with the owners of any Bonds or certificates to which an allocation of the Volume Cap has been granted under this Executive Order that the State will not retroactively alter the allocation of the Volume Cap to such Bonds or certificates.

Section 12: No action taken pursuant to this Executive Order shall be deemed to create an obligation, debt or liability of the State or be deemed to constitute an approval of any obligation issued or to be issued hereunder.

Section 13: The purpose of this Executive Order is to maximize the benefits of financing and development through the use of Bonds and certificates providing a system for the implementation and administration of the formula specified in the State Law for allocating the Volume Cap within the meaning of Section 146 of the Code.

Section 14: This Executive Order shall be effective immediately and shall continue in effect until such time as it may be repealed or superseded by operation of State or federal law. Notwithstanding the foregoing, allocations for qualifying carry forward projects or programs pursuant to Section 5 hereof shall remain effective for the term of such allocation provided for in Section 146 of the Code.



PHIL MCGRANE
SECRETARY OF STATE

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on this 12th day of December 2024, in the year of our Lord two thousand and twenty-four and of the Independence of the United States of America the two hundred forty-ninth and of the Statehood of Idaho the one hundred thirty-fifth.

BRAD LITTLE
GOVERNOR

THE OFFICE OF THE GOVERNOR

**EXECUTIVE DEPARTMENT
STATE OF IDAHO
BOISE**

EXECUTIVE ORDER NO. 2025-03

BORDER SECURITY AND IMMIGRATION ENFORCEMENT ACT

WHEREAS, with their votes electing Donald J. Trump to be the 47th President of our great nation, the American people and the people of Idaho clearly communicated their strong desire to create a safer country through increased border security and stronger immigration policies; and

WHEREAS, Section 5, Article IV of the Idaho Constitution charges the Governor with ensuring that laws are faithfully executed; and

WHEREAS, Idahoans across the state have been negatively impacted by the open border policies of the prior administration and the resulting increase of deadly drugs in our communities; and

WHEREAS, while the federal government is ultimately responsible for the enforcement of our nation's immigration laws, states and local governments have a critical role to play in upholding the rule of law, fighting illegal immigration, and protecting the safety of our citizens.

WHEREAS, President Trump issued the following executive orders on January 20, 2025: Protecting the American People Against Invasion, Securing Our Borders, and Declaring a National Emergency at the Southern Border of the United States, which continues his promises to protect our southern border and ensure immigration laws are followed and enforced.

NOW THEREFORE, I, Brad Little, Governor of the State of Idaho, pursuant to the Constitution and laws of Idaho, do hereby order:

- 1. All state departments and agencies must review their rules, policies, and practices to ensure full compliance with federal immigration laws and directives, as permitted by law.*
- 2. The Idaho State Police shall, in accordance with Idaho Code § 67-2906:
 - a. Continue to cooperate with investigative efforts of the U.S. Department of Homeland Security, the U.S. Department of Justice, and subsidiary agencies in the enforcement of existing federal immigration laws; and*
 - b. Maintain communication with the U.S. Department of Homeland Security, the U.S. Department of Justice, and subsidiary agencies should the result of any ongoing criminal investigation result in the apprehension of individuals, where a reasonable suspicion exists that federal immigration laws have been violated.**
- 3. The Idaho Department of Correction shall:
 - a. Continue to collaborate with law enforcement agencies with related jurisdictions to properly confirm an individual's immigration status prior to their full term release date; and*
 - b. Collaborate with the Idaho Commission on Pardons and Parole to identify individuals who may, when in the best interest of justice and appropriate, warrant consideration for paroling to the custody of federal authorities for the purpose of deportation.**
- 4. The Idaho Commission of Pardons and Parole shall:
 - a. Continue to collaborate with law enforcement agencies with related jurisdiction to properly confirm an individual's immigration status prior to their parole release; and*
 - b. Continue to parole incarcerated individuals with ICE detainers to receiving detention centers.**

5. *To the maximum extent permitted by law, state agencies shall continue collaborating with U.S. Immigration and Customs Enforcement's Criminal Apprehension Program and National Fugitive Operations Program, which focus on undocumented noncitizens with criminal records who pose a threat to public safety.*
6. *To the fullest extent of the law, all State agencies with law enforcement or adult incarceration authority must consider formal procedures and agreements to assist the federal government in the enforcement of immigration law, including agreements under Section 287(g) of the Immigration and Nationality Act, 8 U.S.C. § 1357 (g).*
7. *If any provision of this Order, or the application of any provision to any individual or circumstance, is held to be invalid, the remainder of this Order and the application of its other provisions to any other individuals or circumstances shall not be affected thereby.*



PHIL MCGRANE
SECRETARY OF STATE

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on this 18th day of February in the year of our Lord two thousand and twenty-five.

BRAD LITTLE
GOVERNOR

IDAPA 20 – IDAHO DEPARTMENT OF LANDS

20.03.08 – EASEMENTS ON STATE-OWNED LANDS

DOCKET NO. 20-0308-2501

**NOTICE OF INTENT TO PROMULGATE RULES –
ZERO-BASED REGULATION (ZBR) NEGOTIATED RULEMAKING**

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment and input prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 58-104(6) and 58-105, Idaho Code, and Title 58 Chapter 6, Idaho Code.

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

Thursday, March 20, 2025 1:00 p.m. to 3:00 p.m. (PT)
Idaho Department of Lands - Coeur d'Alene Staff - Sundance Conference Room 3284 W. Industrial Loop Coeur d'Alene, ID 83815
To attend by Teams: Click here to join the meeting Meeting ID: 281 497 269 796 Passcode: Cx2T4R4s
To attend by telephone call: +1 469-998-7393,,323360617# United States, Dallas Find a local number Phone conference ID: 323 360 617#

Tuesday, March 25, 2025 1:00 p.m. to 3:00 p.m. (MT)
Idaho Department of Lands - Eastern Area Office – Idaho Falls Office Conference Room 3563 Ririe Highway Idaho Falls, ID 83401
To attend by Teams: Click here to join the meeting Meeting ID: 281 497 269 796 Passcode: Cx2T4R4s
To attend by telephone call: +1 469-998-7393,,323360617# United States, Dallas Find a local number Phone conference ID: 323 360 617#

**Thursday, April 10, 2025
1:00 p.m. to 3:00 p.m. (MT)**

**Idaho Department of Lands - Boise Staff Office – Garnet Conference room
300 N 6th Street, Suite 103,
Boise, ID 83702**

**To attend by Teams:
[Click here to join the meeting](#)
Meeting ID: 281 497 269 796
Passcode: Cx2T4R4s
To attend by telephone call:
+1 469-998-7393,,323360617# United States, Dallas
[Find a local number](#)
Phone conference ID: 323 360 617#**

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

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

Those interested in participating in the negotiated rulemaking process are encouraged to attend scheduled meetings in person, via Teams at the link provided, or by conference call using the number listed in this notice. Those interested may also submit written comments within the comment period by sending them to the address below or by email to rulemaking@idl.idaho.gov.

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

Descriptive Summary

The suggested rule amendments focus on aligning administrative processes for rights-of-way (ROW) applications with current industry practices and improving operational efficiency. Key revisions include:

- Aligning the Limit of Director’s Discretion (20.03.08.020.07) with delegated authority levels approved by the Land Board, ensuring consistency and clarity in decision-making.
- Updating and modernizing definitions to reflect current terminology, such as replacing "easement application" with "right-of-way application," and allowing for digital submission of materials to improve accessibility and efficiency.
- Reducing the administrative burden by streamlining the contents required within IDAPA for easement applications, eliminating unnecessary or outdated requirements.
- Adjusting the duration of temporary ROW permits to align with long-term rights-of-way activities, reducing the frequency of reissuance, lowering costs, and enhancing customer service.

- Revising the “Consideration” table to ensure valuation and pricing remain consistent with market standards. These updates are in compliance with [Executive Order 2020-01: Zero-Based Regulation](#) and aim to enhance efficiency, reduce costs, and create a more user-friendly process for both Idaho Department of Lands (IDL) staff and its rights-of-way customers.

Statement of Purpose

The purpose of these rule amendments is to modernize and streamline the administration of rights-of-way applications under IDAPA. By aligning delegated authority levels, updating terminology, reducing unnecessary administrative requirements, and extending temporary permit durations, these changes will increase efficiency, improve customer service, and align with market-consistent practices. Additionally, these revisions support compliance with [Executive Order 2020-01: Zero-Based Regulation](#). This rule is scheduled to be repealed and replaced in 2025 for review during the 2026 legislative session.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text, contact Lawson Tate at 208-263-5104.

Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Department of Lands website at the following web address: <https://www.idl.idaho.gov/rulemaking/docket-20-0308-2501/>.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before April 16, 2025.

Any additional public comment opportunities will be posted on the agency website at <https://www.idl.idaho.gov/rulemaking/docket-20-0308-2501>.

DATED this day of February 7, 2025.

Lawson Tate, Right-of-Way Program Manager
Idaho Department of Lands
300 N 6th Street, Suite 103
PO Box 83720
Boise, ID 83720-0050
Phone: 208-334-0256 fax: 208-334-3698
rulemaking@idl.idaho.gov

IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY

58.01.06 – SOLID WASTE MANAGEMENT RULES

DOCKET NO. 58-0106-2501

NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION (ZBR) NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This rulemaking action is authorized by Sections 39-105, 39-107, and 39-7408C, Idaho Code.

METHOD OF PARTICIPATION: Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting. For those who cannot participate by attending the meeting, information for submission of written comments is provided at the end of this notice.

MEETING SCHEDULE: A negotiated rulemaking meeting has been scheduled. Any additional meeting dates will be posted at: <https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/solid-waste-management-docket-no-58-0106-2501/>.

Wednesday, March 12, 2025, 9:30 a.m. MT

ATTEND IN PERSON OR VIA MICROSOFT TEAMS

DEQ State Office
Conference Room A
1410 N. Hilton
Boise, ID 83706

The Teams meeting link is available at:

<https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/solid-waste-management-docket-no-58-0106-2501/>

The meeting location will be accessible to persons with disabilities, and language translators will be made available upon request. Requests must be made no later than five (5) business days prior to the meeting date. For arrangements contact the undersigned.

DESCRIPTIVE SUMMARY: DEQ initiated this rulemaking in compliance with [Executive Order No. 2020-01, Zero-Based Regulation \(EO 2020-01\)](#), issued by Governor Little on January 16, 2020. Pursuant to EO 2020-01, each rule chapter effective on June 30, 2020, shall be reviewed by the agency that promulgated the rule. The review will be conducted according to a schedule established by the Division of Financial Management, Office of the Governor (DFM), posted at https://adminrules.idaho.gov/forms_menu.html. This is one of the DEQ rule chapters up for review in 2025. The goal of the rulemaking is to perform a critical and comprehensive review of the entire chapter to reduce overall regulatory burden, streamline various provisions, and increase clarity and ease of use.

PRELIMINARY DRAFT RULE: The preliminary draft rule is available at: <https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/solid-waste-management-docket-no-58-0106-2501/>. DEQ will facilitate negotiation of this rule in conjunction with a committee made up of stakeholders having an interest in the development of the rule. 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 Amanda Henderson amanda.henderson@deq.idaho.gov, (208) 528-2620, or Matt Beeter at matthew.beeter@deq.idaho.gov, (208) 373-0121.

SUBMISSION OF WRITTEN COMMENTS: Information regarding public comment opportunities provided throughout the rulemaking process will be available at: <https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/solid-waste-management-docket-no-58-0106-2501/>.

Dated this 5th day of March, 2025.

Diane Cutler, Rules and Planning Analyst
Department of Environmental Quality
1410 N. Hilton Street
Boise, Idaho 83706
208-373-0165
diane.cutler@deq.idaho.gov

IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY

58.01.11 – GROUND WATER QUALITY RULE

DOCKET NO. 58-0111-2501

NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION (ZBR) NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, notice is hereby given that this agency intends to promulgate a rule and desires public participation before publishing a proposed rule. This rulemaking action is authorized by Sections 39-105, 39-107, 39-120, and 39-126, Idaho Code.

METHOD OF PARTICIPATION: Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting. For those who cannot participate by attending the meeting, information for submission of written comments is provided at the end of this notice.

MEETING SCHEDULE: A negotiated rulemaking meeting has been scheduled. Any additional meeting dates will be posted at: <https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/groundwater-quality-docket-no-58-0111-2501/>.

Friday, March 14, 2025, 9:00 a.m. MT

ATTEND IN PERSON OR VIA MICROSOFT TEAMS

**DEQ State Office
Conference Room A
1410 N. Hilton
Boise, ID 83706**

The Teams meeting link is available at:

<https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/groundwater-quality-docket-no-58-0111-2501/>

The meeting location will be accessible to persons with disabilities, and language translators will be made available upon request. Requests must be made no later than five (5) business days prior to the meeting date. For arrangements contact the undersigned.

DESCRIPTIVE SUMMARY: DEQ initiated this rulemaking in compliance with [Executive Order No. 2020-01, Zero-Based Regulation \(EO 2020-01\)](#), issued by Governor Little on January 16, 2020. Pursuant to EO 2020-01, each rule chapter effective on June 30, 2020, shall be reviewed by the agency that promulgated the rule. The review will be conducted according to a schedule established by the Division of Financial Management, Office of the Governor (DFM), posted at https://adminrules.idaho.gov/forms_menu.html. This is one of the DEQ rule chapters up for review in 2025. The goal of the rulemaking is to perform a critical and comprehensive review of the entire chapter in an attempt to reduce overall regulatory burden, streamline various provisions, and increase clarity and ease of use.

PRELIMINARY DRAFT RULE: The preliminary draft rule is available at: <https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/groundwater-quality-docket-no-58-0111-2501/>. DEQ will facilitate negotiation of this rule in conjunction with a committee made up of stakeholders having an interest in the development of the rule. 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 Scott Short at scott.short@deq.idaho.gov, (208) 373-0191.

SUBMISSION OF WRITTEN COMMENTS: Information regarding public comment opportunities provided throughout the rulemaking process will be available at: <https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/groundwater-quality-docket-no-58-0111-2501/>.

Dated this 5th day of March, 2025.

Diane Cutler
Rules and Planning Analyst
Department of Environmental Quality
1410 N. Hilton Street
Boise, Idaho 83706
208-373-0165
Diane.Cutler@deq.idaho.gov

IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY

58.01.16 – WASTEWATER RULES

DOCKET NO. 58-0116-2501

NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION (ZBR) NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, Idaho Code, 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 Chapters 1 and 36, Title 39, Idaho Code.

METHOD OF PARTICIPATION: Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting. For those who cannot participate by attending the meeting, information for submission of written comments is provided at the end of this notice.

MEETING SCHEDULE: A negotiated rulemaking meeting has been scheduled. Any additional meeting dates will be posted at: <https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/wastewater-docket-no-58-0116-2501/>.

Tuesday, April 1, 2025, 9:30 a.m. MT

ATTEND IN PERSON OR VIA MICROSOFT TEAMS

**DEQ State Office
Conference Room A
1410 N. Hilton
Boise, ID 83706**

The Teams meeting link is available at:

<https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/wastewater-docket-no-58-0116-2501/>

The meeting location will be accessible to persons with disabilities, and language translators will be made available upon request. Requests must be made no later than five (5) business days prior to the meeting date. For arrangements contact the undersigned.

DESCRIPTIVE SUMMARY: DEQ initiated this rulemaking in compliance with [Executive Order No. 2020-01, Zero-Based Regulation \(EO 2020-01\)](#), issued by Governor Little on January 16, 2020. Pursuant to EO 2020-01, each rule chapter effective on June 30, 2020, shall be reviewed by the agency that promulgated the rule. The review will be conducted according to a schedule established by the Division of Financial Management, Office of the Governor (DFM), posted at https://adminrules.idaho.gov/forms_menu.html. This is one of the DEQ rule chapters up for review in 2025. The goal of the rulemaking is to perform a critical and comprehensive review of the entire chapter in an attempt to reduce overall regulatory burden, streamline various provisions, and increase clarity and ease of use.

DEQ is proposing updates to improve clarity, streamline compliance, and align wastewater rules with best practices in public health and environmental protection. The changes include revisions to operator requirements, such as licensure, and demonstrating technical, financial, and managerial capacity. Updated standards, including U.S. Environmental Protection Agency guidelines and engineering best practices, will ensure consistency with state and national expectations.

Definitions of key terms will be clarified, and facility planning and design standards will be updated to address municipal wastewater systems, pipelines, and treatment facilities, focusing on efficiency and environmental protection. The revisions also propose to improve rules for system operations and maintenance, including emergency

preparedness and record-keeping, while simplifying the process for reviewing and approving plans and reports for both municipal and nonmunicipal systems.

PRELIMINARY DRAFT RULE: The preliminary draft rule is available at: <https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/wastewater-docket-no-58-0116-2501/>. DEQ will facilitate negotiation of this rule in conjunction with a committee made up of stakeholders having an interest in the development of the rule. Upon conclusion of negotiations, DEQ intends to publish a proposed rule for public comment.

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

SUBMISSION OF WRITTEN COMMENTS: Information regarding public comment opportunities provided throughout the rulemaking process will be available at: <https://www.deq.idaho.gov/public-information/laws-guidance-and-orders/rulemaking/wastewater-docket-no-58-0116-2501/>.

Dated this 5th day of March, 2025.

Diane Cutler, Rules and Planning Analyst
Department of Environmental Quality
1410 N. Hilton Street
Boise, Idaho 83706
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Sections Affected Index

**There are no sections of administrative rules affected in the
March 5, 2025, Vol. 25-3, Idaho Administrative Bulletin.**

LEGAL NOTICE

Summary of Proposed Rulemakings

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

*THERE ARE NO PROPOSED RULES PUBLISHED IN
THE MARCH 5, 2025, IDAHO ADMINISTRATIVE BULLETIN, VOL. 25-3*

Please refer to the Idaho Administrative Bulletin [March 5, 2025, Volume 25-3](#), for the notices and text of all rulemakings, proclamations, negotiated rulemaking and public hearing information and schedules, executive orders of the Governor, and agency contact information.

Electronic issues of the Idaho Administrative Bulletin can be viewed at www.adminrules.idaho.gov/

Office of the Administrative Rules Coordinator, Division of Financial Management
P.O. Box 83720, Boise, ID 83720-0032
Phone: 208-334-3900; Email: adminrules@dfm.idaho.gov

CUMULATIVE RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES

*Office of the Administrative Rules Coordinator
Division of Financial Management
Office of the Governor*

July 1, 1993 – Present

CUMULATIVE RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES

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

ABRIDGED RULEMAKING INDEX OF IDAHO ADMINISTRATIVE RULES

(Index of Current and Active Rulemakings)

*Office of the Administrative Rules Coordinator
Division of Financial Management*

April 10, 2024 – March 5, 2025

(PLR 2025) – Final Effective Date Is Pending Legislative Review in 2025

(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)

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02.02.12, Bonded Warehouse Rules

02-0212-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 25-1 (PLR 2025)

02-0212-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-10

02-0212-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-7

02.02.14, Rules for Weights and Measures

02-0214-2401 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)

02-0214-2401 Notice of Proposed Rulemaking, Bulletin Vol. 24-10

02.03.01, Rules Governing Pesticide Management Plans for Ground Water Protection

02-0301-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 25-1 (PLR 2025)

02-0301-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-10

02-0301-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-7

02.03.03, Rules Governing Pesticide and Chemigation Use and Application

02-0303-2402 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)

02-0303-2402 Notice of Temporary and Proposed Rule, Bulletin Vol. 24-7 (eff. 7-1-24)T

02-0303-2401 *Adoption of Temporary Rule, Bulletin Vol. 24-5 (eff. 4-22-24)T [expires 7-1-24]*

02.04.03, Rules Governing Animal Industry

02-0403-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 25-1 (PLR 2025)

02-0403-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-10

02-0403-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-7

02.04.05, Rules Governing Grade A Milk and Manufacture Grade Milk

02-0405-2401 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)

02-0405-2401 Notice of Proposed Rulemaking, Bulletin Vol. 24-10

02.04.15, Rules Governing Beef Cattle Animal Feeding Operations

02-0415-2401 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)

02-0415-2401 Notice of Proposed Rulemaking, Bulletin Vol. 24-10

02-0415-2401 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 24-7

02.04.19, Rules Governing Domestic Cervidae

02-0419-2401 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)

02-0419-2401 Notice of Proposed Rulemaking, Bulletin Vol. 24-10

02-0419-2401 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 24-7

02.05.01, Rules Governing Produce Safety

02-0501-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 25-1 (PLR 2025)

02-0501-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-10

02-0501-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-7

02.06.02, Rules Governing Registrations and Licenses

02-0602-2401 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)

02-0602-2401 Notice of Proposed Rulemaking, Bulletin Vol. 24-10

02.06.09, Rules Governing Invasive Species and Noxious Weeds

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02-0609-2405 *Adoption of Temporary Rule, Bulletin Vol. 24-11 (eff. 10-7-24)T [superseded]*

02-0609-2404 *Adoption of Temporary Rule, Bulletin Vol. 24-10 (eff. 9-26-24)T [superseded]*

02-0609-2403 Adoption of Temporary Rule, Bulletin Vol. 24-8 (eff. 6-28-24)T [superseded]

02-0609-2402 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)

02-0609-2402 Notice of Proposed Rulemaking, Bulletin Vol. 24-10

02-0609-2402 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 24-7

02-0609-2401 Adoption of Temporary Rule, Bulletin Vol. 24-4 (eff. sine die 2024)T [superseded]

02.06.33, Organic Food Products Rules

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08.01.15, Rules Governing the Firearms Safety Grant Program

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08-0202-2401 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)

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08-0203-2402 Adoption of Temporary Rule, Bulletin Vol. 24-7 (eff. 7-1-24)T

08-0203-2401 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)

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- 09-0101-2401** Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-10
- 09-0101-2401** Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-7

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- 11-0301-2401** Notice of Public Hearing and Extension of Written Comment Period, Bulletin Vol. 24-11
- 11-0301-2401** Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-10
- 11-0301-2401** Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-8

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- 44-0000-2400** Notice of Omnibus Rulemaking – Revocation of Final Rule – Certain provisions rendered null and void pertaining to IDAPA 11.04.01 – Bulletin Vol. 24-7

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- 11-0501-2403** Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-7

- 11-0501-2402** Adoption of Temporary Rule, Bulletin Vol. 24-7 (eff. 7-1-24)T

- 11-0501-2401** Adoption of Temporary Rule, Bulletin Vol. 24-4 (eff. sine die 2024)T [expires 7-1-24]

11.10.01, Rules Governing Idaho Public Safety and Security Information System

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

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11.13.01, The Motor Carrier Rules

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13.01.11, Rules Governing Fish

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13.01.16, Trapping of Wildlife and Taking of Furbearing Animals

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13.01.17, Rules Governing Use of Bait for Hunting Big Game Animals

13-0117-2402 Adoption of Temporary Rule, Bulletin Vol. 24-10 (eff. 9-1-24)T [expires sine die 2025]

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15.06.05, Hazardous Substance Response Rules

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16.01.02, Emergency Medical Services (EMS) – Rule Definitions

16-0102-2401 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 24-11 (PLR 2025)

16-0102-2401 Notice of Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 24-9

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

16-0103-2401 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 24-11 (PLR 2025)

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16.03.14, Hospitals

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- 16-0314-2401 Notice of Proposed Rulemaking (ZBR Chapter Repeal), Bulletin Vol. 24-9
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16.04.18, Children’s Agencies and Residential Licensing

- 16-0418-2401 Adoption of Pending Rule, Bulletin Vol. 24-9 (PLR 2025)
- 16-0418-2401 Notice of Temporary and Proposed Rule, Bulletin Vol. 24-7 (eff. 7-1-24)T

16.05.01, Use and Disclosure of Department Records

- 16-0501-2401 Adoption of Pending Rule, Bulletin Vol. 24-11 (PLR 2025)
- 16-0501-2401 Notice of Temporary and Proposed Rule, Bulletin Vol. 24-9 (eff. 8-6-24)T

16.05.03, Contested Cases Proceedings and Declaratory Rulings

- 44-0000-2400 Notice of Omnibus Rulemaking – Revocation of Final Rule – Certain provisions rendered null and void pertaining to IDAPA 16.05.03 – Bulletin Vol. 24-7

(MOVED AND REDESIGNATED) 16.05.04, Domestic Violence Council Grants

- 16-0504-2400 IDAPA 16.05 – IDAHO COUNCIL ON DOMESTIC VIOLENCE AND VICTIM ASSISTANCE – Notice of Assignment of New IDAPA Designation Number – Redesignated from IDAPA 16, Title 05, Chapter 04 to IDAPA 63, Title 05, Chapter 04 – Bulletin Vol. 24-6 (eff. 7-1-24)

16.06.01, Child and Family Services

- 16-0601-2405 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 25-1 (PLR 2025)
- 16-0601-2405 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-12

- 16-0601-2404 Adoption of Temporary Rule, Bulletin Vol. 24-9 (eff. 8-6-24)T

- 16-0601-2403 Adoption of Temporary Rule, Bulletin Vol. 24-7 (eff. 6-5-24)T

- 16-0601-2402 Notice of Vacation of Proposed Rulemaking, Bulletin Vol. 24-9
- 16-0601-2402 Notice of Temporary and Proposed Rule, Bulletin Vol. 24-6 (eff. 4-17-24)T

- 16-0601-2401 Vacation of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-12
- 16-0601-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-11 (PLR 2025)
- 16-0601-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-9
- 16-0601-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-4

16.06.02, Foster Care Licensing

- 16-0602-2403 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)
- 16-0602-2403 Notice of Temporary and Proposed Rule, Bulletin Vol. 24-9 (eff. 8-15-24)T

- 16-0602-2402 Adoption of Pending Rule (Chapter Rewrite), Bulletin Vol. 24-9 (PLR 2025)
- 16-0602-2402 Notice of Temporary and Proposed Rule (Chapter Rewrite), Bulletin Vol. 24-7 (eff. 7-1-24)T

- 16-0602-2401 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 24-9 (PLR 2025)
- 16-0602-2401 Notice of Temporary and Proposed Rule (Chapter Repeal), Bulletin Vol. 24-7 (eff. 7-1-24)T

16.06.03, Daycare Licensing

- 16-0603-2401 Adoption of Temporary Rule, Bulletin Vol. 24-7 (eff. 7-1-24)T [expires sine die 2025]

16.06.05, Alleged Medical Neglect of Handicapped Infants

- 16-0605-2401 Adoption of Pending Rule (Chapter Repeal), Bulletin Vol. 24-11 (PLR 2025)
- 16-0605-2401 Notice of Proposed Rulemaking (Chapter Repeal), Bulletin Vol. 24-9

16.07.17, Substance Use Disorders Services

- 16-0717-2401 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)
- 16-0717-2401 Notice of Proposed Rulemaking, Bulletin Vol. 24-11

16.07.33, Adult Mental Health Services

- 16-0733-2401 Adoption of Pending Rule, Bulletin Vol. 25-1 (PLR 2025)
- 16-0733-2401 Notice of Proposed Rulemaking, Bulletin Vol. 24-11

16.07.37, Children’s Mental Health Services

- 16-0737-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-11 (PLR 2025)
- 16-0737-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-9
- 16-0737-2401 (Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-3
- 16-0737-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-2

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- 17-0101-2401** Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 25-1 (PLR 2025)
- 17-0101-2401** Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-10
- 17-0101-2301** (Second) Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-5
- 17-0101-2301** Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-11

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- 18-ZBRR-2401** *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 01, Chapter 01; Title 03, Chapters 02-04; Title 04, Chapter 03; Title 05, Chapter 01; Title 06, Chapter 06; and Title 07, Chapters 04, 05 – Bulletin Vol. 24-7

18.01.01, Rule to Implement the Privacy of Consumer Financial Information

- 18-0101-2401** *Notice of Vacation of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-11*
- 18-0101-2401** *Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-9*
- 18-ZBRR-2401** *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 01, Chapter 01 – Bulletin Vol. 24-7

18.03.02, Life Settlements

- 18-0302-2401** Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-11 (PLR 2025)
- 18-0302-2401** Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-9
- 18-ZBRR-2401** *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 03, Chapter 02 – Bulletin Vol. 24-7

18.03.03, Variable Contracts

- 18-ZBRR-2401** *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 03, Chapter 03 – Bulletin Vol. 24-7

18.03.04, Replacement of Life Insurance and Annuities

- 18-ZBRR-2401** *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 03, Chapter 04 – Bulletin Vol. 24-7

18.04.03, Advertisement of Disability (Accident and Sickness) Insurance

- 18-ZBRR-2401** *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 04, Chapter 03 – Bulletin Vol. 24-7

18.04.15, Rules Governing Short-Term Health Insurance Coverage

- 18-0415-2401** Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 24-7

18.05.01, Rules for Title Insurance Regulation

- 18-0501-2401** Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-11 (PLR 2025)
- 18-0501-2401** Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-9
- 18-ZBRR-2401** *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 05, Chapter 01 – Bulletin Vol. 24-7

18.06.06, Surplus Lines Rules

- 18-0606-2401** Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-11 (PLR 2025)
- 18-0606-2401** Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-9
- 18-ZBRR-2401** *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 06, Chapter 06 – Bulletin Vol. 24-7

18.07.04, Annual Financial Reporting

- 18-ZBRR-2401** *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 07, Chapter 04 – Bulletin Vol. 24-7

18.07.05, Director's Authority for Companies Deemed to be in Hazardous Financial Condition

- 18-ZBRR-2401** *Rules of the Idaho Department of Insurance* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 07, Chapter 05 – Bulletin Vol. 24-7

18.08.01, Adoption of the International Fire Code

- 18-0801-2401 Adoption of Pending Rule, Bulletin Vol. 24-12 (PLR 2025)
- 18-0801-2401 Notice of Proposed Rulemaking, Bulletin Vol. 24-9
- 18-0801-2401 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 24-7

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- 44-0000-2400 Notice of Omnibus Rulemaking – Revocation of Final Rule – Certain provisions rendered null and void pertaining to IDAPA 20.01.01 – Bulletin Vol. 24-7

20.03.02, Rules Governing Mined Land Reclamation

- 20-0302-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-4

20.03.04, Rules Governing the Regulation of Beds, Waters, and Airspace Over Navigable Lakes in the State of Idaho

- 20-0304-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-4

20.03.08, Easements on State Owned Lands

- 20-0308-2501 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 25-3

20.03.13, Administration of Cottage Site Leases on State Lands

- 20-0313-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-10 (PLR 2025)
- 20-0313-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7
- 20-0313-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-3

20.03.14, Rules Governing Grazing, Farming, and Conservation Leases

- 20-0314-2401* Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-10 (PLR 2025)
*Changes chapter name from: “Rules Governing Grazing, Farming, Conservation, Noncommercial Recreation, and Communication Site Leases”
- 20-0314-2401* Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7
- 20-0314-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-3

20.03.15, Rules Governing Geothermal Leasing on Idaho State Lands

- 20-0315-2401 Adoption of Pending Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-10 (PLR 2025)
- 20-0315-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-7
- 20-0315-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-3

20.03.16, Rules Governing Oil and Gas Leasing on Idaho State Lands

- 20-0316-2401 Adoption of Pending Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-10 (PLR 2025)
- 20-0316-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-7
- 20-0316-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-3

20.04.01, Rules Pertaining to Forest Fire Protection

- 20-0401-2301 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-12 (PLR 2025)
- 20-0401-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7
- 20-0401-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-10

20.04.02, Rules Pertaining to the Idaho Forestry Act and Fire Hazard Reduction Laws

- 20-0402-2301 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-12 (PLR 2025)
- 20-0402-2301 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7
- 20-0402-2301 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 23-10

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- 20-0702-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-12 (PLR 2025)
- 20-0702-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-8
- 20-0702-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-4

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21.01.01, Rules Governing Admission, Residency, and Maintenance Charges in Idaho State Veterans Homes and Division of Veterans Services Administrative Procedure

- 44-0000-2400** Notice of Omnibus Rulemaking – Revocation of Final Rule – Certain provisions rendered null and void pertaining to IDAPA 21.01.01 – Bulletin Vol. 24-7

21.01.04, Rules Governing Idaho State Veterans Cemeteries

- 21-0104-2402** Adoption of Pending Rule (Fee Rule), Bulletin Vol. 25-1 (PLR 2025)
21-0104-2402 Notice of Proposed Rulemaking (Fee Rule), Bulletin Vol. 24-6
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- 24-ZBRR-2401** *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 02, Chapter 01; Title 03, Chapter 01; Title 08, Chapter 01; Title 09, Chapter 01; Title 19, Chapter 01; Title 24, Chapter 01; Title 29, Chapter 01; Title 33, Chapters 01-07; and Title 36, Chapter 01 – Bulletin Vol. 24-4

24.02.01, Rules of the State Athletic Commission

- 24-0201-2402** Adoption of Pending Rule (ZBR New Chapter, Fee Rule), Bulletin Vol. 24-11 (PLR 2025)
24-0201-2402 Notice of Proposed Rulemaking (ZBR New Chapter), Bulletin Vol. 24-8
24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 02, Chapter 01 – Bulletin Vol. 24-4
24-0201-2401 Adoption of Temporary Rule (New Chapter, Fee Rule), Bulletin Vol. 24-6 (eff. 6-1-24)T

24.03.01, Rules of the State Board of Chiropractic Physicians

- 24-0301-2401** Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-10 (PLR 2025)
24-0301-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7
24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 03, Chapter 01 – Bulletin Vol. 24-4

24.04.01, Rules of the Board of Registration for Professionals Geologists

- 24-0401-2401** Adoption of Pending Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-12 (PLR 2025)
24-0401-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-10
24-0401-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-6

24.08.01, Rules of the State Board of Morticians

- 24-0801-2401** Adoption of Pending Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-11 (PLR 2025)
24-0801-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-9
24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 08, Chapter 01 – Bulletin Vol. 24-4

24.09.01, Rules of the Board of Examiners of Nursing Home Administrators

- 24-0901-2401** Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-10 (PLR 2025)
24-0901-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7
24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 09, Chapter 01 – Bulletin Vol. 24-4

24.19.01, Rules of the Board of Examiners of Residential Care Facility Administrators

- 24-1901-2401** Adoption of Pending Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-10 (PLR 2025)
24-1901-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-7
24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 19, Chapter 01 – Bulletin Vol. 24-4

24.21.01, Rules of the Idaho State Contractors Board

- 24-2101-2401** Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-12 (PLR 2025)
24-2101-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-10
24-2101-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-6

24.22.01, Rules of the Idaho State Liquefied Petroleum Gas Safety Board

- 24-2201-2401** Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-12 (PLR 2025)
24-2201-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-9

24-2201-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-7

24.24.01, Rules of the Genetic Counselors Licensing Board

24-2401-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-10 (PLR 2025)

24-2401-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7

24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 24, Chapter 01 – Bulletin Vol. 24-4

24.26.01, Rules of the Idaho Board of Midwifery

24-2601-2501 Adoption of Temporary Rule, Bulletin Vol. 25-1 (eff. 1-1-25)T

24.29.01, Rules of Procedure of the Idaho Certified Shorthand Reporters Board

24-2901-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-11 (PLR 2025)

24-2901-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-8

24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 29, Chapter 01 – Bulletin Vol. 24-4

24.30.01, Idaho Accountancy Rules

24-3001-2401 Adoption of Pending Rule, Bulletin Vol. 24-12 (PLR 2025)

24-3001-2401 Notice of Proposed Rulemaking, Bulletin Vol. 24-9

24-3001-2401 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 24-6

24.31.01, Rules of the Idaho State Board of Dentistry

24-3101-2501 Adoption of Temporary Rule, Bulletin Vol. 25-1 (eff. 1-1-25)T

24.32.01, Rules of the Idaho Board of Licensure of Professional Engineers and Professional Land Surveyors

24-3201-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-11 (PLR 2025)

24-3201-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-9

24-3201-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-6

24.33.01, Rules of the Board of Medicine for the Practice of Medicine and Osteopathic Medicine in Idaho

24-3301-2401* Adoption of Pending Rule (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-10 (PLR 2025)

*Changes chapter name from: “Rules of the Board of Medicine for the Licensure to Practice Medicine and Osteopathic Medicine in Idaho”

24-3301-2401* Notice of Proposed Rulemaking (ZBR Chapter Rewrite, Fee Rule), Bulletin Vol. 24-7

24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 33, Chapter 01 – Bulletin Vol. 24-4

24.33.02, Rules for the Licensure of Physician Assistants

24-3302-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-10 (PLR 2025)

24-3302-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7

24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 33, Chapter 02 – Bulletin Vol. 24-4

24.33.03, General Provisions of the Board of Medicine

24-3303-2401 Adoption of Pending Rule (ZBR Chapter Repeal), Bulletin Vol. 24-10 (PLR 2025)

24-3303-2401 Notice of Proposed Rulemaking (ZBR Chapter Repeal), Bulletin Vol. 24-7

24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 33, Chapter 03 – Bulletin Vol. 24-4

24.33.04, Rules for the Licensure of Naturopathic Medical Doctors

24-3304-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-10 (PLR 2025)

24-3304-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7

24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 33, Chapter 04 – Bulletin Vol. 24-4

24.33.05, Rules for the Licensure of Athletic Trainers to Practice in Idaho

24-3305-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-10 (PLR 2025)

24-3305-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7

24-ZBRR-2401 *Rules of the Division of Occupational and Professional Licenses* – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 33, Chapter 05 – Bulletin Vol. 24-4

24.33.06, Rules for Licensure of Respiratory Therapists and Permitting of Polysomnographers in Idaho

- 24-3306-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-10 (PLR 2025)
- 24-3306-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7
- 24-ZBRR-2401 **Rules of the Division of Occupational and Professional Licenses** – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 33, Chapter 06 – Bulletin Vol. 24-4

24.33.07, Rules for the Licensure of Dietitians

- 24-3307-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-10 (PLR 2025)
- 24-3307-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-7
- 24-ZBRR-2401 **Rules of the Division of Occupational and Professional Licenses** – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 33, Chapter 07 – Bulletin Vol. 24-4

24.34.01, Rules of the Idaho Board of Nursing

- 24-3401-2501 Adoption of Temporary Rule, Bulletin Vol. 25-1 (eff. 1-1-25)T

24.35.01, Rules of the Outfitters and Guides Licensing Board

- 24-3501-2401 Adoption of Pending Rule, Bulletin Vol. 24-11 (PLR 2025)
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- 24-3501-2401 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 24-6

24.36.01, Rules of the Idaho State Board of Pharmacy

- 24-3601-2402 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-11 (PLR 2025)
- 24-3601-2402 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-8
- 24-ZBRR-2401 **Rules of the Division of Occupational and Professional Licenses** – Omnibus Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking – Negotiates Title 36, Chapter 01 – Bulletin Vol. 24-4

- 24-3601-2401 Adoption of Temporary Rule, Bulletin Vol. 24-4 (eff. 7-1-24)T

24.37.01, Rules of the Idaho Real Estate Commission

- 24-3701-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 24-11 (PLR 2025)
- 24-3701-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-9
- 24-3701-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-6

24.38.01, Rules of the State of Idaho Board of Veterinary Medicine

- 24-3801-2501 Adoption of Temporary Rule, Bulletin Vol. 25-1 (eff. 1-1-25)T

24.39.10, Rules of the Idaho Electrical Board

- 24-3910-2402 Adoption of Pending Rule, Bulletin Vol. 24-12 (PLR 2025)
- 24-3910-2402 Notice of Proposed Rulemaking, Bulletin Vol. 24-10
- 24-3910-2402 Notice of Intent to Promulgate Rules – Negotiated Rulemaking, Bulletin Vol. 24-7

- 24-3910-2401 Adoption of Temporary Rule, Bulletin Vol. 24-5 (eff. 4-19-24)T

24.39.30, Rules of Building Safety (Building Code Rules)

- 24-3930-2501 Adoption of Temporary Rule, Bulletin Vol. 25-1 (eff. 1-1-25)T

24.39.31, Rules for Factory Built Structures

- 24-3931-2501 Adoption of Temporary Rule, Bulletin Vol. 25-1 (eff. 1-1-25)T

24.39.40, Safety Rules for Elevators, Escalators, and Moving Walks

- 24-3940-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 25-1 (PLR 2025)
- 24-3940-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-11
- 24-3940-2401 Notice of Intent to Promulgate Rules – Zero-Based Regulation (ZBR) Negotiated Rulemaking, Bulletin Vol. 24-7

24.39.50, Rules of the Public Works Contractors License Board

- 24-3950-2501 Adoption of Temporary Rule, Bulletin Vol. 25-1 (eff. 1-1-25)T

24.39.60, Rules Governing Uniform School Building Safety

- 24-3960-2401 Adoption of Pending Rule (ZBR Chapter Rewrite), Bulletin Vol. 25-1 (PLR 2025)
- 24-3960-2401 Notice of Proposed Rulemaking (ZBR Chapter Rewrite), Bulletin Vol. 24-11
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