

# LEGAL NOTICE

## Summary of Proposed Rulemakings

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

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

*The written comment submission deadline is July 28, 2010 unless otherwise listed.  
(Temp & Prop) indicates the rule is both temporary and proposed.*

#### **IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE PO Box 83720, Boise, ID 83720-0036**

**16-0202-1001, Rules of the Emergency Medical Services (EMS) Physician Commission.** Incorporates by reference the most current edition of the EMS Physician Commission Standards Manual.

**16-0301-1001, Eligibility for Health Care Assistance for Families and Children.** Adds eligibility criteria for and defines a "financially deprived child."

**16-0324-1001, The Medically Indigent Program - Request for Medicaid Eligibility Determination.** (Temp & Prop) New rule chapter provides the requirements necessary for a hospital or county to submit applications and requests to the Department to determine Medicaid eligibility for an applicant who may be medically indigent.

#### **16.05.06 - Criminal History and Background Checks**

**16-0506-1001,** (Temp & Prop) Clarifies which Department rules require an individual to have a criminal history and background check; updates the list of disqualifying crimes and unconditional denials that prevent a person from receiving a CHC clearance; provides that individuals listed on the Nurse Aide and Child Protection Central registries will receive unconditional denials; and adds additional crimes to the 5-year disqualifying crimes list.

**16-0506-1002,** (Temp & Prop) Provides the guidelines for establishing an Idaho Child Protection Central Registry Check and adds a fee to cover the cost of providing requested background checks.

#### **16.06.02 - Rules Governing Standards for Child Care Licensing**

**16-0602-1001,** (Temp & Prop) Provides requirements and clarification for areas related to daycare licensing that include safety and health standards, licensure requirements, and the suspension, denial, and revocation of licenses.

**16-0602-1002,** (Temp & Prop) Provides requirements for licensing and inspections fees for daycare licensure.

#### **IDAPA 17 - INDUSTRIAL COMMISSION P.O. Box 83720, Boise, ID 83720-0041**

**17-0205-1001, Administrative Rules of the Industrial Commission Under the Workers' Compensation Law -- Industrial Commission.** (Temp & Prop) Conforms to statutory changes that reduce the redundancy of reporting information to the Commission of costs and fees associated with attorneys hired by injured workers.

**17-0501-1001, Rules Under the Crime Victims Compensation Act.** (Temp & Prop) This rulemaking implements new statutory authority for adopting a medical fee schedule for benefit payments under the Crime Victims Compensation Act.

#### **IDAPA 24 - BUREAU OF OCCUPATIONAL LICENSES 1109 Main St. Ste. 220, Boise, ID 83702**

**24-0201-1001, Rules of the Idaho State Board of Midwifery.** (Temp & Prop) Allows the Board to establish standards of conduct for licensure, renewal and reinstatement of midwives.

**IDAPA 31 - PUBLIC UTILITIES COMMISSION  
PO Box 36, Boise, ID 83722-0410**

**31-0101-1001, Rules of Procedure of the Idaho Public Utilities Commission.** Amends the testimony and transcript Rules 231 and 286 to conform to the Supreme Court's Appellate Rules; amends Rule 43 to conform to recent Supreme Court opinions regarding the representation of partnerships, corporations and other entities in Commission proceedings; adds Rule 20 to make it easier to determine when telephone companies are no longer conducting business in Idaho; and defines "utility."

**RULES ADOPTED AS TEMPORARY ONLY:**

**Dept. of Health and Welfare**

**16-0304-1001**, Rules Governing the Food Stamp Program in Idaho

**SCHEDULED NEGOTIATED RULEMAKING MEETINGS:**

**Dept. of Agriculture**

02-0104-1001, Rules Governing the Idaho Preferred® Promotion Program

**Dept. of Health and Welfare**

**16-0310-1002**, Medicaid Enhanced Plan Benefits

**16-0313-1002**, Consumer-Directed Services

**16-0411-1001**, Developmental Disabilities Agencies (DDA)

**Dept. of Water Resources**

**37-0310-1001**, Well Driller Licensing Rules

**SCHEDULED PUBLIC HEARINGS**

**16-0310-1001**, Medicaid Enhanced Plan Benefits (Written Comment Period Extended)

Please refer to the Idaho Administrative Bulletin, **July 7, 2010, Volume 10-7**, for notices and text of all rulemakings, public hearings and negotiated meeting schedules, Governor's executive orders, and agency contact information.

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

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