

LEGAL NOTICE

Summary of Proposed Rulemakings

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

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

*The written comment submission deadline is July 25, 2012 unless otherwise listed.
(Temp & Prop) indicates the rule is both Temporary and Proposed.
(*PH) indicates that a public hearing has been scheduled.*

IDAPA 02 - IDAHO DEPARTMENT OF AGRICULTURE PO Box 790, Boise, ID 83701

02-0214-1201, Rules for Weights and Measures. Incorporates by reference the 2013 edition of the National Institute of Standards and Technology Handbook 44, Specifications, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices.

02-0612-1201, Rules Pertaining to the Idaho Fertilizer Law. Incorporates by reference the 2013 Official Publication of the Association of American Plant Food Control Officials (AAPFCO) as they pertain to the methodology and practice of conducting regulatory fertilizer registration and label review.

02-0641-1201, Rules Pertaining to the Idaho Soil and Plant Amendment Act of 2001. Incorporates by reference the 2013 Official Publication of the Association of American Plant Food Control Officials (AAPFCO) as they pertain to the methodology and practice of conducting regulatory fertilizer registration and label review.

IDAPA 08 - STATE BOARD OF EDUCATION P.O. Box 83720, Boise, ID 83720-0037

08-0202-1201, Rules Governing Uniformity. Requires candidates seeking only the K-12 option to take methods courses for Health and Physical Education endorsements; requires a minimum 3 years of classroom experience working with special needs students to obtain a Director of Special Education and Related Services endorsement; a generalist endorsement for an exceptional child certificate includes completion of an internship and student teaching in a special education setting.

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

16-0202-1201, Rules of the Idaho Emergency Medical Services (EMS) Physician Commission. Incorporates by reference the Idaho Emergency Medical Services (EMS) Physician Commission Standards Manual, edition 2013-1.

16-0309-1203, Medicaid Basic Plan Benefits. (Temp & Prop) Aligns rule with federal law that allows for coverage of tobacco cessation products for pregnant women and children when their physician determines that the products are necessary and safe for the health of the participant and the baby. Failure to align rule with federal law may result in loss of federal matching funds. Additional change eliminates the reference to the unit dose fee for the dispensing of prescription medications to align rule with Medicaid State Plan and Medicaid reimbursement methodology.

16-0310-1204, Medicaid Enhanced Plan Benefits. (Temp & Prop) Conforms rule to state law changes by providing dental benefits to participants on the aged and disabled (A&D) waiver and the developmental disability (DD) waiver per state law.

16-0325-1201, Idaho Medicaid Electronic Health Record (EHR) Incentive Program. (Temp & Prop) New chapter establishes procedures and criteria for disbursement of incentive payments to Medicaid providers that adopt, implement, or upgrade to a certified electronic health record system in accordance with the American Recovery and Reinvestment Act of 2009.

16-0506-1201, Criminal History and Background Checks. (Temp & Prop) Increases cost for a Department fingerprint-based criminal history and background check by \$15 to cover the increased cost for these services that are provided by the Idaho State Police. Increase will be phased in over time and will only increase when ISP increases its fees.

NOTICES OF NEGOTIATED RULEMAKING

Department of Agriculture

02-0303-1201, Rules Governing Pesticide and Chemigation Use and Application

02-0602-1201, Rules Pertaining to the Idaho Commercial Feed Law (2nd Notice)

02-0613-1201, Rules Relating to Rapeseed Production and Establishment of Rapeseed Districts in the State of Idaho

02-0614-1201, Rules Governing Annual Bluegrass (*Poa Annua*)

02-0616-1201, Rules Governing Honey Standards

02-0631-1201, Rules Governing Noxious Weed Free Forage and Straw

02-0633-1201, Organic Food Product Rules

02-0635-1201, Rules Governing Rough Bluegrass (*Poa Trivialis*)

State Board and Department of Education

08-0111-1201, Registration of Postsecondary Educational Institutions and Proprietary Schools

08-0204-1201, Rules Governing Public Charter Schools

08-0301-1201, Rules of the Public Charter School Commission

Department of Insurance

18-0109-1201, Consumer Protection in Annuity Transactions

18-0119-1201, Insurance Rates and Credit Rating

18-0144-1201, Schedule of Fees, Licenses and Miscellaneous Charges

18-0156-1201, Rebates and Illegal Inducements to Obtaining Title Insurance Business

Department of Lands

20-0201-1201, Rules Pertaining to the Idaho Forest Practices Act (2nd Notice)

20-0314-1201, Rules Governing Grazing, Farming, Conservation, Noncommercial Recreation, and Communication Site Leases (2nd Notice)

20-0315-1201, The Issuance of Geothermal Resource Leases

State Tax Commission

35-0103-1204, Property Tax Administrative Rules

Please refer to the Idaho Administrative Bulletin, **July 4, 2012, Volume 12-7**, for the notices and text of all rulemakings, public hearings schedules, information on negotiated rulemakings, executive orders of the Governor, and agency contact information.

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

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