

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 October 21, 2015 unless otherwise noted.

Public hearing request deadline is October 28, 2015 unless otherwise noted.

(Temp & Prop) indicates the rule is both Temporary and Proposed.

*(*PH) indicates that a public hearing has been scheduled.*

IDAPA 07 - DIVISION OF BUILDING SAFETY

PO Box 83720, Meridian, ID 83642

07-0203-1501, Rules Governing Permit Fee Schedule. Increases the inspection fee for a separate water or sewer inspection to the standard DBS base inspection rate of \$65.

07.03.01 - Rules of Building Safety

07-0301-1501, Increases the threshold to 50 occupants before a manual fire alarm system is required in Group E; clarifies the methods for constructing fire-resistive wall systems between townhome units to negate the need for fire sprinkler systems; corrects code references; removes obsolete language; exempts buildings or rooms that are heated or cooled only to maintain the required operating temperature of industrial, electronic, or manufacturing equipment.

07-0301-1502, Allows a state agency or organization that regularly employs qualified trade person(s) to secure an annual permit from DBS to perform minor alterations in buildings and structures or on the premises or campus owned or operated by the applicant in lieu of obtaining individual permits for each alteration; requires entity to keep records of alterations; defines a "minor alteration" that would require a permit and establishes a fee for inspecting such work.

IDAPA 08 - BOARD OF AND DEPARTMENT OF EDUCATION

PO Box 83720, Boise, ID 83720-0037

08-0109-1501, Rules Governing the GEAR UP Idaho Scholarship Program. Allows applications to be submitted after March 1 and specifies that applications received after that date may not receive an award until the following year; expands the scholarship award renewal period to 10 continuous semesters; reduces number of days prior to the first day of the academic term for students who have an interruption in their enrollment; clarifies the initial application process, the selection of recipients, and continuing eligibility requirements.

08-0113-1501, Rules Governing the Opportunity Scholarship Program. Clarifies eligibility and application requirements; specifies that grade point average used is the cumulative, unweighted GPA; authorizes the Board's Director to establish the application form; clarifies that after the initial awards are made, additional funds available may be awarded; allows Director to approve extensions of the award for certain students; amends credit hour requirements to 24 credits in an academic year rather than 12 credits in each semester.

08-0201-1501, Rules Governing Administration. Specifies that the High School Equivalency Certificate requests go to the Division of Professional Technical Education; removes the "cut scores" allowing the scoring rubric and passing requirement established by the GED Testing Service to be used for the high school equivalency certificate; addresses how test takers obtain records or copies of transcripts to show successful completion.

08.02.02 - Rules Governing Uniformity

08-0202-1501, Reorganizes certain sections by subject matter for clarity; amends alternate route certification for the

content specialist; adds the renewal requirement for administrator certification pursuant to Idaho Code; clarifies that approved alternate authorization programs must be aligned with the Idaho Standards for Initial Certification and be reviewed under the same timeline as approved postsecondary teacher preparation programs.

**08-0202-1504*, (*PH) Revises the following endorsements for the Idaho Standards for Initial Certification of Professional School Personnel: Blended Early Childhood Education, Blind and Visually Impaired, Communication Arts Foundation, Deaf/Hard of Hearing, Economics, Geography, Government/Civics, Health, History, Journalism, Physical Education, School Psychologist, School Social Worker, Social Studies Foundation, and Speech and Debate.

08.02.03 - Rules Governing Thoroughness

08-0203-1505, Redefines “Advanced Opportunities” to align it with Idaho public postsecondary institution program offerings and include replacing “Tech Prep” with “Technical Competency Credit.”

**08-0203-1508*, (Temp & Prop) (*PH) Limits to 60 days the total timeline for determination of eligibility for special education and related services from the date of receipt of written parental consent for an initial evaluation, with certain exceptions, unless all parties agree to an extension.

**08-0203-1509*, (*PH) Revises standards by expanding the fine arts to include media arts and by allowing Idaho schools to select best-suited science standards as per local control.

**08-0203-1510*, (*PH) Adds physical education to subject area of curricular materials reviewed for adoption as part of the scheduled curriculum review.

**08-0203-1511*, (*PH) Removes obsolete standards and updates the Idaho English Language Assessment achievement standards; changes achievement standards terminology to Level 1 through Level 5 on the IELA.

08-0501-1501, **Rules Governing Seed and Plant Certification**. Incorporates by reference recently revised standards of the Idaho Crop Improvement Association, Inc. for seed certification.

IDAPA 11 - IDAHO STATE POLICE 700 S Stratford Drive, Meridian, ID 83642

ISP - IDAHO STATE RACING COMMISSION

11-0411-1502, **Rules Governing Equine Veterinary Practices, Permitted Medications, Banned Substances and Drug Testing of Horses**. Defines “Board Approved Primary Laboratory,” “Primary Laboratory” and “Referee Laboratory”; clarifies the exact process for split sample testing and allows for additional time for samples to be sent to a referee laboratory.

ISP - ALCOHOL BEVERAGE CONTROL BUREAU

11-0501-1501, **Rules Governing Alcohol Beverage Control**. (Temp & Prop) Creates a “growler” endorsement for retail alcohol licenses; defines “growler” and provides the procedures for the sale and transportation of “growlers” within the state of Idaho and a tamper-proof tape seal to be affixed to the growler at the time of refill purchase. The tamper-proof tape is provided by ISP to retailers for \$20 per box.

ISP - PUBLIC SAFETY AND SECURITY INFORMATION BUREAU

11-1003-1501, **Rules Governing the Sex Offender Registry**. (Temp & Prop) Provides a mechanism for Idaho State Police to determine what convictions in other jurisdictions are “substantially equivalent” to an Idaho conviction that require a person to be registered as a sex offender in Idaho. This determination will be made before a person moves to, begins working in or becomes a student in Idaho.

ISP - POST

11-1101-1501, **Rules of the Idaho Peace Officer Standards and Training Council**. Defines “POST Certified Instructor”; makes all academies open campus; deletes language regarding class attendance; updates fingerprint requirements; deletes the Physical Readiness Testing from challenge requirement; addresses reactivating certification; adds decertification investigation language; changes “Vo-tech” to “college” programs; revamps the instructor and school certification rules to decrease regulation and increase support offered by POST to improve training.

11-1104-1501, **Rules of the Idaho Peace Officer Standards and Training Council for Correction Officers and Adult Probation and Parole Officers**. Updates fingerprint requirements to reflect current Bureau of Criminal Identification requirements; amends language pertaining to reactivating a certification; deletes the Physical Agility Testing from the challenge requirements; adds firearms qualification to correction officer challenge requirements; adds decertification investigation language to align with other similar sections.

ISP - MOTOR VEHICLE BUREAU

11-1301-1501, *The Motor Carrier Rules.* (Temp & Prop) Updates the incorporation by reference of the Federal Motor Carrier Safety Regulations.

IDAPA 12 - DEPARTMENT OF FINANCE

PO Box 83720, Boise, ID 83720-0031

12-0110-1501, *Rules Pursuant to the Idaho Residential Mortgage Practices Act.* Updates references to incorporated federal laws and regulations; eliminates duplicative disclosure requirements and unnecessary paperwork for mortgage brokers/lenders.

IDAPA 13 - IDAHO FISH AND GAME COMMISSION

PO Box 25, Boise, ID 83707

13-0102-1501, *Rules Governing Hunter Education and Mentored Hunting.* Clarifies the limits of the Hunting Passport for 8 year old children.

13.01.08 - Rules Governing the Taking of Big Game Animals in the State of Idaho

13-0108-1501, (Temp & Prop) Clarifies which disabled hunters are eligible for designated hunter companion exceptions; and clarifies which senior and disabled hunters are eligible to purchase leftover youth controlled hunt tags.

13-0108-1502, Clarifies the eligibility requirements for controlled hunt tags designated to a child or grandchild.

13.01.09 - Rules Governing the Taking of Game Birds in the State of Idaho

13-0109-1501, (Temp & Prop) Increases goose hunting opportunities in the Hagerman Valley by partially rescinding the goose hunting closure in Gooding and Twin Falls Counties. The rescission would not affect the Hagerman Wildlife Management Area Waterfowl Closure.

13-0109-1502, Allows a new method of take (crossbow) for forest grouse, which is already an approved method of take for certain other big game species in general hunts so the weapon allowance does not represent new weaponry or new technology.

13.01.11 - Rules Governing Fish

13-0111-1501, Establishes specific conditions to allow the removal of the heads and tails of trout, bass, and tiger muskie for transit or while in the field.

13-0111-1502, (Temp & Prop) Allows for a Coho salmon fishing season and harvest and amends the rule to allow take and possession of Coho salmon with an intact adipose fin in the Clearwater drainage.

13-0116-1501, *The Trapping of Predatory and Unprotected Wildlife and the Taking of Furbearing Animals.* Establishes a mandatory trapper education class, the class length, required subject matter to be covered and a course fee.

13-0117-1501, *Rules Governing the Use of Bait and Trapping for Taking Big Game Animals.* Clarifies the term “established roadway” as part of the location criteria for placing bait for black bear.

IDAPA 14 - BOARD OF REGISTRATION FOR PROFESSIONAL GEOLOGISTS

PO Box 83720, Boise, ID 83720-0063

14.01.01 - Rules of Procedure of the Board of Registration for Professional Geologists

14-0101-1501, Allows applicants to take one of the required examinations while still in college; clarifies the examination, re-examination, and examination scores.

14-0101-1502, Removes the reinstatement fee from rule because the fee is in statute.

**IDAPA 15 - OFFICE OF THE GOVERNOR
COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED**

PO Box 83720, Boise, ID 83720-0012

15-0202-1501, *Vocational Rehabilitation Services.* Increases ICBVI's contribution of goods and services to VR clients; updates terminology in the VR Policy Manual to be consistent with Rehabilitation Services Administration regulations.

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE

PO Box 83720, Boise, ID 83720-0036

16-0202-1501, Rules of the Idaho Emergency Medical Services (EMS) Physician Commission. Updates the incorporated by reference of the EMS Standards Manual to the latest edition.

16-0301-1501, Eligibility for Health Care Assistance for Families and Children. Under the Medicare Access and CHIP Reauthorization Act of 2015, changes are being made to align this chapter of rules with federal regulations approved in that act. Transitional Medicaid (TM) previously thought to have a sunset clause was extended, and is being added. A change for eligibility for “authorized employment” is being removed to ensure eligibility determinations are correctly determined. Language is being removed that is not necessary for eligible institutions.

16-0304-1501, Rules Governing the Food Stamp Program in Idaho. Reduces the food stamp applicant resource limit from \$5,000 to \$2,250, or \$3,250 for certain households, and clarifies the description of such households.

16.03.05 - Rules Governing Eligibility for Aid to the Aged, Blind and Disabled (AABD)

16-0305-1501, (Temp & Prop) Updates and aligns rule with the current State Plan approved by CMS in January 2015; adds additional types of allowable pre-existing medical expenses towards a participant's liability.

16-0305-1502, Aligns rules with the federal requirements for eligibility and the Department's current business practice for determining countable self-employment income; removes authorized employment and the self-employment standard deduction provisions from rule.

16.03.09 - Medicaid Basic Plan Benefits

***16-0309-1501, (*PH)** Clarifies gaps that have been identified in these rules and aligns rules to changes in current Medicaid practice regarding school-based services and therapy services; eases requirements to make compliance easier for providers.

***16-0309-1502, (*PH)** Revisions provide for the services and service provider changes need to support outcome-based health care initiatives.

***16-0310-1501, Medicaid Enhanced Plan Benefits. (*PH)** Aligns rules to federal regulations for Idaho's Home and Community Based Services (HCBS) to ensure that participants receiving HCBS live in and receive services in settings that comply with required qualities of settings, service delivery methods, and person-centered planning processes.

***16-0313-1501, Consumer-Directed Services. (*PH)** Aligns rules to federal regulations for Idaho's Home and Community Based Services (HCBS) to enhance participants' opportunities to receive services in the most appropriate integrated settings, and to increase their opportunities for choice and access to the benefits of community living.

16-0402-1501, Idaho Telecommunication Service Assistance Program Rules. Aligns rules with state policies and the Department's current business practices for contracting with qualified entities to provide services as needed for the Telecommunication Service Assistance Program in Idaho by removing outdated information and updating definitions to reflect current practices.

16-0413-1501, Rules Governing the Emergency Food Assistance Program. Aligns rules with the state policies and the Department's current business practices for contracting with qualified entities to provide services as needed for the Emergency Food Assistance Program by removing outdated information and updating definitions and references to reflect current practices.

16-0414-1501, Rules Governing the Low Income Home Energy Assistance Program. Aligns rules with the state policies and the Department's current business practices for contracting with qualified entities to provide services as needed for the Low Income Home Energy Assistance Program by removing outdated information and updating definitions and references to reflect current practices.

16-0416-1501, Weatherization Assistance Program in Idaho. Align rules with the state policies and the Department's current business practices for contracting with qualified entities to provide services as needed for the Weatherization Assistance Program in Idaho by removing outdated information and updating definitions and references to reflect current practices.

**IDAPA 17 - IDAHO INDUSTRIAL COMMISSION
PO Box 83720, Boise, ID 83720-0041**

17-0206-1501, Employer's Reports. Allows all relative worker's compensation claims information to be reported electronically to the Commission through a new secure EDI Claims Release 3.0 interchange system.

17-0207-1501, Procedures to Obtain Compensation. Incorporates by reference current International Association of Industrial Accident Boards and Commission ("IAIABC") EDI Claims Release 3.0 which sets forth the requirements that sureties provide information in accordance with EDI reporting standards.

17-0208-1501, Miscellaneous Provisions. Allows all relative worker's compensation claims information to be reported electronically to the Commission through a new secure EDI Claims Release 3.0 interchange system.

17-0209-1502, Medical Fees. Clarifies how outpatient hospital procedures are to be paid in the presence or absence of Comprehensive Ambulatory Payment Classification codes to include status indicator J1; the standard for reimbursement of rehabilitation hospitals will be changed to the same as other non-Critical Access Hospitals (CAH).

17-0210-1501, Administrative Rules of the Industrial Commission Under the Workers' Compensation Law -- Security for Compensation -- Insurance Carriers. Allows all relative worker's compensation claims information to be reported electronically to the Commission through a new secure EDI Claims Release 3.0 interchange system.

17-0211-1501, Administrative Rules of the Industrial Commission Under the Workers' Compensation Law -- Security for Compensation -- Self-Insured Employers. Allows all relative worker's compensation claims information to be reported electronically to the Commission through a new secure EDI Claims Release 3.0 interchange system.

**IDAPA 23 - IDAHO BOARD OF NURSING
PO Box 83720, Boise, ID 83720-0061****23.01.01 - Rules of the Idaho Board of Nursing**

23-0101-1501, Establishes the standards and criteria to evaluate the continued competency of licensed nurses and provides several methods for nurses to comply with this obligation.

23-0101-1503, Updates and clarifies provisions regarding registered nurses functioning in a specialty area of nursing.

**IDAPA 24 - BUREAU OF OCCUPATIONAL LICENSES
PO Box 83720, Boise, ID 83720-0063**

24-0001-1500, Omnibus Rulemaking Notice Affecting Certain Licensing Boards Served by the Bureau of Occupational Licenses. Conforms 8 different board rules to HB 117 by simplifying and standardizing the license renewal process for licensing boards served by the Bureau and aligns the rules with the Bureau's statute; standardizes the license reinstatement fee which increases the fee for 5 boards, decreases the fee for 2 boards and leaves one unchanged.

24-0301-1501, Rules of the State Board of Chiropractic Physicians. Clarifies that clinical nutritional methods cannot exceed the scope of practice set forth in 54-704(2), Idaho Code.

24-0501-1501, Rules of the Board of Drinking Water and Wastewater Professionals. Clarifies the experience required for Class III and Class IV operator licenses; establishes a Code of Ethics and Standards of Conduct for Back Flow Assembly Testers.

24-0601-1501, Rules for the Licensure of Occupational Therapists and Occupational Therapy Assistants. Deletes references to Professional Development Units; clarifies when continuing education is required for licensure renewal; decreases the number of supervised clinical hours for deep thermal and electrotherapeutic modalities and wound care from 160 to 40 hours.

24-0801-1501, Rules of the State Board of Morticians. Allows an application to be terminated upon written notice when there has been no activity for 12 months; requires a walk-through inspection to be arranged and completed within 6 months of the Board's application review.

24-1201-1501, Rules of the Idaho State Board of Psychologist Examiners. Updates the incorporation by reference of the Ethical Principle of Psychologists and Code of Conduct; decreases several application and licensure renewal

fees; changes the endorsement qualification to allow 5 years of experience to be within the last 7 years; clarifies the continuing education required for reinstatement of an expired license.

24-1501-1501, Rules of the Idaho Licensing Board of Professional Counselors and Marriage and Family Therapists. Updates the incorporation by reference of the AAMFT Code of Ethics; limits approvals of counselor supervisor registration requirements to 5 years and creates a renewal process; clarifies requirements for licensure of clinical professional counselors; clarifies registration requirements for marriage and family therapists supervisors and creates a registration renewal process.

24-1701-1501, Rules of the State Board of Acupuncture. Clarifies the continuing education required to reinstate an expired license; provides continuing education credit for licensee, with limitations, for teaching Board-approved courses.

24-1801-1501, Rules of the Real Estate Appraiser Board. Excludes from the Uniform Standards of Professional Appraisal Practice, incorporated by reference, those standards that do not apply to real estate appraisals; deletes definition of "Specialized Appraisal Services."

24-2101-1501, Rules of the Idaho State Contractors Board. Increases application and licensure fees to meet funding requirements.

24-2401-1501, Rules of the Genetic Counselors Licensing Board. New rules regulate the profession of genetic counseling and establish an application process and requirements for licensure, fees for licensure, continuing education requirements, and a code of ethics.

24-2501-1501, Rules of the Idaho Driving Businesses Licensure Board. Extends to 2 years preceding the application the time allowed for an applicant for an instructor's license who has a medical condition to obtain the required medical certificate before providing in-vehicle instruction.

IDAPA 25 - OUTFITTERS AND GUIDES LICENSING BOARD

1365 N. Orchard Street, Suite 172, Boise, ID 83706

25-0101-1501, Rules of the Idaho Outfitters and Guides Licensing Board. Clarifies individual use areas and conforms state licensed outfitter boating limits on four river sections in Eastern Idaho with federal requirements.

IDAPA 26 - IDAHO DEPARTMENT OF PARKS AND RECREATION

PO Box 83720, Boise, ID 83720-0065

26-0106-1501, Rules Governing Cooperator Recognition and Sale of Advertising. New chapter establishes and documents appropriate recognition for cooperators that provide financial assistance to the Department; and sets appropriate criteria for the sale of advertising.

IDAPA 27 - IDAHO STATE BOARD OF PHARMACY

PO Box 83720, Boise, ID 83720-0067

27.01.01 - Rules of the Idaho State Board of Pharmacy

27-0101-1501, Changes retail storage registration or annual renewal fee to a flat fee of \$35 regardless of the number of drug items in stock; amends licensure requirements for foreign pharmacy graduates to increase experiential hours; amends registration requirements for certified pharmacy technicians and sets forth penalties for failure to maintain necessary certification; clarifies the amount of experiential hours required by a certified pharmacy technician to work in a remote dispensing site; and amends storage requirements for controlled substances for prevention of theft or diversion.

27-0101-1502, Clarifies to whom an institutional facility may dispense drugs and devices.

27-0101-1503, Adds definition for "hazardous drug," "USP 795" and "USP 797"; clarifies the components of a prescription drug order to include the prescriber phone number; allows certain product preparations to not be considered compounded if combined according to the manufacturer's labeling.

27-0101-1504, Allows a pharmacist to perform drug therapy management and other patient care services per established statewide protocols in the event of a federal or state declared emergency; waves requirements for those engaged in the scope of practice for which they are licensed in another state; allows for temporary pharmacies and mobile pharmacies; allows a pharmacist to refill prescriptions essential to a patient's health or continuation of therapy.

27-0101-1505, Amends definition of "Pharmaceutical Care Services" to include the ability to order and interpret

laboratory tests; defines “reconstitution” to provide clarity between compounding a drug and reconstitution of a drug.

IDAPA 28 - IDAHO DEPARTMENT OF COMMERCE

PO Box 83720, Boise, ID 83720-0093

28-0201-1501, Idaho Community Development Block Grant Program (ICDBG). Align program with its Consolidated Plan and federal regulations; better defines program eligible activities; expands the Senior and Community Center set-aside to include public parks; updates terminology.

28-0207-1501, Rules Governing the Administration of the IGEM Grant Program. Provides for industry to apply for an IGEM grant in partnership with one of the three eligible Universities; clarifies application and commercialization of revenue processes.

IDAPA 31 - IDAHO PUBLIC UTILITIES COMMISSION

PO Box 83720, Boise, ID 83720-0074

31-1101-1501, Safety and Accident Reporting Rules for Utilities Regulated by the Idaho Public Utilities Commission. Updates the incorporation by reference the Federal Gas Safety Regulations, the International Gas Code, and the International Mechanical Code.

31-7103-1501, Railroad Safety and Accident Reporting Rules. Adopts the 2014 version of the federal regulations incorporated by reference.

IDAPA 34 - OFFICE OF THE SECRETARY OF STATE

PO Box 83720, Boise, ID 83720-0080

34-0201-1501, Presidential Primary. Because write-in candidates are not allowed during a presidential primary, this rule is unnecessary and is being repealed.

IDAPA 35 - IDAHO STATE TAX COMMISSION

PO Box 36, Boise, ID 83722-0410

35.01.02 - Idaho Sales and Use Tax Administrative Rules

35-0102-1501, Conforms rule to statute by redefining digital products (music, books, videos, games) as tangible personal property only if the purchaser has a permanent right to use them; removes digital photographs from the definition of tangible personal property eligible for the production exemption unless the photographs are delivered on disc; adds utility-type vehicles (UTVs) and specialty off-highway vehicles to the exemption available to nonresidents purchasing certain vehicles and boats in Idaho.

35-0102-1502, Defines prepared food and prepared beverages; clarifies that hand tools with a unit cost of less than \$100 now qualify for the production exemption; updates several descriptions of exemption certificates to reflect the current version of the form.

35-0102-1504, Clarifies that hand tools with a unit cost of less than \$100 now qualify for the production exemption; changes references to an exemption certificate to reflect the current version of the form.

35-0201-1501, Idaho Sales and Use Tax Administrative Rules. Adds the interest rate for calendar year 2016 and the Revenue Ruling where the federal rate for the calculation can be found; clarifies the penalty computation for substantial understatement; conforms to HB 236 to allow the Tax Commission to exchange information with the Departments of Correction and Health and Welfare regarding incarcerated persons and food stamp recipients claiming the food tax credit.

IDAHO TRANSPORTATION DEPARTMENT

PO Box 7129, Boise ID 83707-1129

39-0222-1501, Rules Governing Registration and Permit Fee Administration. Clarifies the quarterly reporting of road use fees; provides flexibility to refund money for trip permits if eligible; eliminates delinquent billing processes to match payment requirements; eliminates fee account billing processes; clarifies that unpaid amounts owed to the Department may be sent to a collection agency.

39-0313-1501, Rules Governing Overweight Permits. Clarifies the criteria used to determine when a bridge analysis is required for use by overweight vehicles or loads and whether the analysis is done by ITD or a third party that performs and pays for the analysis.

39-0317-1501, Rules Governing Permits for Manufactured Homes, Modular Buildings, and Office Trailers. (Temp & Prop) Allows for the use of an annual permit for loads up to 16 feet wide rather than the single trip permit that is currently required.

39-0321-1501, Rules Governing Overlegal Permit Fees. Eliminates the fee account process for permit payment; allows a carrier the option of establishing an escrow account using the new cash drawer system for permit payments.

**IDAPA 49 - CERTIFIED SHORTHAND REPORTERS BOARD
PO Box 83720, Boise, ID 83720-0063**

49-0101-1501, Rules of Procedure of the Idaho Certified Shorthand Reporters Board. Removes the reinstatement fee from rule.

**IDAPA 50 - IDAHO COMMISSION OF PARDONS AND PAROLE
3506 Elder St., Boise, Id 83705**

50-0101-1501, Rules of the Commission of Pardons and Parole. Implements violation hearing officers' authority to impose sanctions; provides guidelines and application process for firearm restoration; makes additions to confidential evaluations of substance abuse; clarifies executive director's authority to recall a decision; clarifies conditions of parole contract; removes ambiguous terms; authorizes Violation Hearing Officers to implement 90/180 day sanctions without appearing before the commission; clarifies that hearing officer reports and interviews are confidential and exempt from public records requests; provides for transfer of foreign nationals; removes institutional and instructional parole.

**IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY
PO Box 83720, Boise, ID 83720-0078**

***58-0102-1201, Water Quality Standards.** (*PH) Updates and revises Idaho's human health criteria for water quality for 104 toxic substances, 9 of them new; there are 207 revised or new criteria consisting of 93 revised and 11 new criteria based on exposure to toxic substances from the consumption of fish and ingestion of water, plus 93 revised and 10 new criteria based on exposure to toxic substances from the consumption of fish alone.

**NOTICE OF PROCLAMATION OF RULEMAKING
IDAPA 06 - BOARD OF CORRECTION**

06-0102-1502, Rules of Correctional Industries. Revises definitions of "agricultural employer" and replaces language related to obligations to act. (Eff. 11-6-15)

**NOTICE OF ADOPTION OF TEMPORARY RULE
IDAPA 07 - DIVISION OF BUILDING SAFETY**

07-0501-1501, Rules of the Public Works Contractors License Board (Eff. 9-1-15)T

**IDAPA 08 - STATE BOARD AND DEPARTMENT OF EDUCATION
08-0203-1512, Rules Governing Thoroughness** (Eff. 9-3-15)T

**IDAPA 50 - IDAHO COMMISSION OF PARDONS AND PAROLE
50-0101-1502, Rules of the Commission of Pardons and Parole** (Eff. 10-1-15)T

NOTICE OF PUBLIC HEARING

**IDAPA 08 - STATE BOARD AND DEPARTMENT OF EDUCATION
08-0203-1506, Rules Governing Thoroughness** (Multiple dates and locations)

NOTICE OF INTENT TO PROMULGATE - NEGOTIATED RULEMAKING

**IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY
58-0102-1502, Water Quality Standards** (Multiple meeting dates and locations)
58-0103-1501, Individual/Subsurface Sewage Disposal Rules (Meeting 10-22-15 / multiple locations)

Please refer to the Idaho Administrative Bulletin, [October 7, 2015, Volume 15-10](#), 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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