

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 proposed rule public hearing request deadline is August 16, 2017, unless otherwise posted.
The proposed rule written comment submission deadline is August 23, 2017, unless otherwise posted.
(Temp & Prop) indicates the rulemaking is both Temporary and Proposed.
(*PH) indicates that a public hearing has been scheduled.*

IDAPA 08 - IDAHO STATE BOARD AND STATE DEPARTMENT OF EDUCATION PO Box 83720, Boise, ID 83720-0036

08.02.03, Rules Governing Thoroughness

08-0203-1702, Allows students who took the Compass exam before the final November 2016 test administration to use it to meet college entrance exam graduation requirement; updates college entrance exam requirement for students on an Individualized Learning Plan; provides another option for students unable to participate in the ACT or statewide test day SAT.

08-0203-1711, Amends the Idaho Alternate Assessment Achievement Standards to comply with the Individuals with Disabilities Education Act and the Elementary and Secondary Education Act.

IDAPA 10 – BOARD OF PROFESSIONAL ENGINEERS AND PROFESSIONAL LAND SURVEYORS 1510 E. Watertower Street, Meridian, ID 83642

***10-0101-1701, Rules of Procedure. (*PH)** Adds a new provision to clarify that the Board's website is used for informational and legal purposes; removes the Washington Accord from the list of unconditionally approved international engineering education accrediting organizations.

***10-0104-1701, Rules of Continuing Professional Development. (*PH)** Deletes the rule that exempts engineers and land surveyors residing in other countries from the requirements of completing continuing professional development.

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

16-0309-1701, Medicaid Basic Plan Benefits. (Temp & Prop) Amendments allow schools to bill for services identified as needed retroactively, up to 30 days, once a recommendation or referral for a Medicaid reimbursable service delivered in a school setting is received.

16-0310-1701, Medicaid Enhanced Plan Benefits. (Temp & Prop) Amendments will increase the number of Behavioral Care Units by shortening the cost-reporting period for a care unit entering the market from a full year to a minimum 60 calendar days.

16.04.17 – Rules Governing Residential Habilitation Agencies

16-0417-1701, Chapter repeal.

16-0417-1702, Chapter rewrite updates and revises terms and definitions and the residential rehabilitation agency certification requirements, and provides for enforcement remedies.

**IDAPA 18 – DEPARTMENT OF INSURANCE
PO Box 83720, Boise, ID 83720-0043**

18-0175-1701, Credit for Reinsurance Rules. Includes the current NAIC Credit for Reinsurance Model Regulation #786 provisions supporting the modernization of reinsurance regulation; sets forth rules and procedural requirements necessary to carry out the provisions of Section 41-515, Idaho Code, as amended in 2017 by H0101.

18-0181-1701, Corporate Governance Annual Disclosure. New chapter will provide insurers with more detailed procedures for submitting the required CGAD filing and includes the contents deemed necessary by the Director of Insurance to carry out the provisions of Title 41, Chapter 64, Idaho Code.

**IDAPA 35 – IDAHO STATE TAX COMMISSION
PO Box 36, Boise, ID 83722-0410**

35-0102-1701, Sales and Use Tax Administrative Rules. Clarifies that data cabling that is installed in a building will be presumed to be an improvement to real property.

**IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY
1410 N. Hilton, Boise, ID 83706-1255**

58-0101-1702, Rules for the Control of Air Pollution in Idaho. Updates federal regulations incorporated by reference revised as of July 1, 2017 to ensure compliance with federal regulations and the Clean Air Act.

58-0102-1702, Water Quality Standards. Streamlines and reorganizes the table that contains criteria for protection of aquatic life and human health from toxic substances.

58-0105-1701, Rules and Standards for Hazardous Waste. Updates federal regulations incorporated by reference to include those revised as of July 1, 2017 to comply with federal regulations implementing the Resource Conservation and Recovery Act (RCRA).

58-0125-1701, Rules Regulating the Idaho Pollutant Discharge Elimination System Program. Updates federal regulations incorporated by reference effective July 1, 2017 to comply with the Clean Water Act.

NOTICE OF ADOPTION OF TEMPORAY RULE

IDAPA 35 – Idaho State Tax Commission
35-0103-1708, Property Tax Administrative Rules (eff. 7-1-17)T

NOTICE OF INTENT TO PROMULGATE - NEGOTIATED RULEMAKING**IDAPA 02 – Department of Agriculture**

02-0801-1701, Sheep and Goat Rules of the Idaho Sheep and Goat Health Board (to participate respond by 8/18/17)

IDAPA 22 – Idaho State Board of Medicine

22-0113-1701, Rules for the Licensure of Dietitians (meeting scheduled)

IDAPA 27 – Board of Pharmacy

27-0101-1701, Rules of the Idaho State Board of Pharmacy (2nd Notice - meeting scheduled)

IDAPA 35 – Idaho State Tax Commission

35-0106-1702, Hotel/Motel Room and Campground Sales Tax Administrative Rules (meeting scheduled)

35-0109-1702, Idaho County Option Kitchen and Table Wine Tax Administrative Rules (to participate respond by 8/23/17)

35-0112-1702, Idaho Beer Tax Administrative Rules (to participate respond by 8/23/17)

Please refer to the Idaho Administrative Bulletin, **August 2, 2017, Volume 17-8**, 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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