

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 September 15, 2021, unless otherwise posted.
The proposed rule written comment submission deadline is September 22, 2021, unless otherwise posted.
(Temp & Prop) indicates the rulemaking is both Temporary and Proposed.
(*PH) indicates that a public hearing has been scheduled.*

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

**18-0201-2101, Insurance Rates and Credit Rating.* (*PH) New Zero Based Regulation (ZBR) Chapter prohibits insurers from using a customer's credit history or rating to determine premium rates or whether to issue, cancel, or nonrenew a property or casualty policy or coverage.

**18-0305-2101, Credit Life and Credit Disability Insurance.* (*PH) New ZBR Chapter provides a system of rate, policy form, and operating standards for the transaction of credit life and credit disability insurance.

**18-0401-2101, Health Carrier External Review.* (*PH) New ZBR Chapter sets forth requirements for health carriers and independent review organizations when implementing external review procedures in accordance with statutory provisions.

**18-0402-2101, Complications of Pregnancy, Newborn, and Adopted Children Coverage.* (*PH) New ZBR Chapter defines coverage requirements in health plans for newborn and newly adopted children and involuntary complications of pregnancy.

**18-0407-2101, Restrictions on Discretionary Clauses in Health Insurance Contracts.* (*PH) New ZBR Chapter restricts use of discretionary clauses by carriers in health insurance contracts – a contract for group coverage offered by an employer is not applicable under this rule.

**18-0410-2101, Medicare Supplement Insurance Standards.* (*PH) New ZBR Chapter implements the NAIC Medicare Supplement Insurance Minimum Standards Model Act.

**18-0604-2101, Continuing Education.* (*PH) New ZBR Chapter details qualifying programs, subjects, standards, and reporting requirements pertaining to continuing education for insurance licensees.

IDAPA 20 – IDAHO DEPARTMENT OF LANDS PO Box 83720, Boise, ID 83720-0050

Forestry and Fire Division / Board of Scaling Practices – 3284 W Industrial Loop, Coeur d'Alene, Idaho 83815
**20-0201-2101, Rules Pertaining to the Idaho Forest Practices Act.* (*PH) New ZBR Chapter describes administrative procedures necessary to implement minimum standards for the conduct of forest practices on forest land in the state of Idaho.

20-0309-2101, Easements on State-Owned Submerged Lands and Formerly Submerged Lands. New ZBR Chapter applies to issuance of easements for all uses associated with navigable waterways, including dams regardless of purpose, with exceptions for Small Water Delivery Structures, uses authorized by lease, and short term uses with revocable temporary permits.

***20-0601-2101, Rules of the Idaho Board of Scaling Practices.** (*PH) New ZBR Chapter governs assessments, payment for logging and hauling, licensing standards and renewals, method of scaling forest products for commercial purposes, and check scaling operations.

**IDAPA 37 – IDAHO DEPARTMENT OF WATER RESOURCES / IDAHO WATER RESOURCE BOARD
PO Box 83720, Boise, ID 83720-0098**

37-0307-2101, Stream Channel Alteration Rules. New ZBR Chapter provides minimum standards to process applications for alterations which do not impose environmental hazards to stream channels or adjacent property.

**IDAPA 61 – IDAHO STATE PUBLIC DEFENSE COMMISSION
816 W Bannock, Ste 201, Boise, ID 83702**

***61-0101-2101, General Provisions and Definitions.** (*PH) Amends definition of Vertical Representation due to stakeholder input.

***61-0102-2101, Requirements and Procedures for Representing Indigent Persons.** (*PH) As a result of stakeholder input, changes regard: Defending Attorney Roster engagement, requirements, and continuing eligibility; selection recommendation committee and independence working group; independent contract negotiation; compensation; workload inquiry; appointment eligibility and qualifications; vertical representation; entry of not guilty plea; case abilities and competence; CLE conditions; and situation for and appeal of emergency removal.

Please refer to the Idaho Administrative Bulletin [September 1, 2021, Volume 21-9](#), 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.

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

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