

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 required information concerning their intent to change or make new the following rules in the latest publication of the state Administrative Bulletin.

*The proposed rule public hearing request deadline is August 16, 2023, unless otherwise posted.
The proposed rule written comment submission deadline is August 23, 2023, unless otherwise posted.
(Temp & Prop) indicates the rulemaking is both Temporary and Proposed.
(*PH) indicates that a public hearing has been scheduled.*

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

- *16-0102-2301, **Emergency Medical Services (EMS) – Rule Definitions.** (*PH) Changes to EMS definitions align with companion rewrite docket.
- *16-0103-2301, **Emergency Medical Services (EMS) – Agency Licensing Requirements.** (*PH) Zero-Based Rulemaking (ZBR) Chapter Rewrite administers emergency medical services in the state to include agency licensure, personnel, and vehicle requirements and air medical services.
- 16-0206-2301, **Quality Assurance for Clinical Laboratories.** ZBR Rewrite sets registration, personnel, and testing standards for Idaho laboratories.
- *16-0224-2301, **Clandestine Drug Laboratory Cleanup.** (*PH) ZBR Rewrite outlines cleanup standards and reporting requirements for listing and delisting of contaminated property.
- *16-0602-2301, **Foster Care Licensing.** (*PH) ZBR Rewrite establishes licensing standards and safety, evaluation, and reporting requirements for foster homes in Idaho. Moves necessary provisions for childcare licensing to companion docket.
- *16-0603-2301, **Daycare Licensing.** (*PH) Per legislative request, licensing standards for daycare facilities have been separated out and moved from companion docket into this New Chapter.
- *16-0719-2301, **Certification of Peer Support Specialists and Family Support Partners.** (*PH) ZBR Rewrite details certification for Peer Support Specialists and Family Support Partners to further the state's behavioral health services and administration of mental health programs.
- *16-0725-2301, **Prevention of Minors' Access to Tobacco or Electronic Smoking Device Products.** (*PH) ZBR Rewrite outlines employment practices, effective training, and compliance checks for retailers of tobacco or electronic smoking devices to deter illegal access to minors.

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

- 20-0101-2301, **Rules of Practice and Procedure Before the State Board of Land Commissioners.** ZBR Rewrite streamlines rules for contested case proceedings brought before the Board and the Idaho Department of Lands.

IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES 11341 W Chinden Blvd, Bldg 4, Boise, ID 83714

- *24-0101-2301, **Rules of the Board of Architects and Landscape Architects.** (*PH) ZBR Rewrite combines Boards and simplifies rules for the practice of architecture and landscape architecture in Idaho to include fees, licensure, and practice standards.
- *24-0501-2301, **Rules of the Board of Drinking Water and Wastewater Professionals.** (*PH) ZBR Rewrite governs licensure classification, practice standards, and fees for drinking water and wastewater operators and backflow assembly testers.

***24-0601-2301, Rules for the Licensure of Occupational Therapists and Occupational Therapy Assistants.** (*PH) ZBR Rewrite oversees the practice of occupational therapy in Idaho to include licensure and education requirements, practice standards, discipline, and fees.

***24-1101-2301, Rules of the State Board of Podiatry.** (*PH) ZBR Rewrite details education, residency, and examination paths for licensure; practice standards; licensing fees; and incorporates by reference a Code of Ethics for the practice of podiatry in the state.

***24-1301-2301, Rules Governing the Physical Therapy Licensure Board.** (*PH) ZBR Rewrite applies to physical therapists and supervision of their assistants and lays out examination and continuing education licensure requirements, civil fines, application fees, and practice standards.

***24-1501-2301, Rules of the Idaho Licensing Board of Professional Counselors and Marriage and Family Therapists.** (*PH) ZBR Rewrite outlines types of fees, standards of practice, licensure classification, and examination standards for professional counselors and family therapists.

***24-1601-2301, Rules of the State Board of Dentistry.** (*PH) ZBR Rewrite establishes: a fee structure; disciplinary actions; examination, continuing education, and internship provisions; and facility and records standards for the practice of dentistry in Idaho.

***24-2701-2301, Rules of the Idaho State Board of Massage Therapy.** (*PH) ZBR Rewrite regulates licensing and renewal fees, student performance supervision, and educational programs for the profession of massage therapy.

***24-2801-2301, Rules of the Barber and Cosmetology Services Licensing Board.** (*PH) ZBR Rewrite defines terms; establishes fee types and amounts; classifies licenses; outlines safety and disinfection practices for schools and establishments; sets educational standards for schools and apprenticeship programs; requires inspections; and establishes types of unprofessional conduct for barbers and cosmetologists.

IDAPA 26 – DEPARTMENT OF PARKS AND RECREATION

5657 Warm Springs Ave, Boise, ID 83716

26-0134-2201, Idaho Protection Against Invasive Species Sticker Rules. (Temp & Prop) ZBR Chapter Repeal due to regulations moved to statute.

IDAPA 35 – IDAHO STATE TAX COMMISSION

11321 W Chinden Blvd, Bldg 2, Boise, ID 83714

35-0101-2301, Income Tax Administrative Rules. Proposed changes clarify credit for taxes paid to another state by an affected business entity.

35-0108-2301, Mine License Tax Administrative Rules. ZBR Rewrite aligns rule with statute and the state of Idaho's authority to impose a mine license tax for the extraction of ore and payments of royalties.

IDAPA 58 – DEPARTMENT OF ENVIRONMENTAL QUALITY

1410 N Hilton St, Boise, Idaho 83706

58-0107-2301, Rules Regulating Underground Storage Tank Systems. ZBR Rewrite reduces overall regulatory burden for owners and operators of Underground Storage Tanks while protecting the state's groundwater and public's health, safety, and welfare required for state program approval. Comment by 09-01-2023

NOTICES OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

(Please see the Administrative Bulletin for dates and times of meetings and other participant information)

IDAPA 12 – IDAHO DEPARTMENT OF FINANCE

12-ZBRR-2301, Agency Omnibus ZBR Negotiated Rulemaking promulgates Title 01, Chapters 04, 08, 10

IDAPA 15 – OFFICE OF THE GOVERNOR \ DIVISION OF HUMAN RESOURCES AND PERSONNEL COMMISSION

15-0401-2301, Rules of the Division of Human Resources and Idaho Personnel Commission

IDAPA 26 – DEPARTMENT OF PARKS AND RECREATION

26-0110-2301, Rules Governing the Administration of Temporary Permits on Lands Owned by the Idaho Department of Parks and Recreation

26-0120-2301, Rules Governing the Administration of Park and Recreation Areas and Facilities

IDAPA 32 – ENDOWMENT FUND INVESTMENT BOARD

32-0101-2301, Rules Governing the Credit Enhancement Program for School Districts

IDAPA 36 – IDAHO STATE BOARD OF TAX APPEALS

36-0101-2301, Rules Governing the Idaho State Board of Tax Appeals

Please refer to the Idaho Administrative Bulletin **August 2, 2023, Volume 23-8**, 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.

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

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