

**OFFICE OF THE ADMINISTRATIVE RULES COORDINATOR**

**IDAHO DEPARTMENT OF ADMINISTRATION**

**ADMINISTRATIVE RULES REVIEWED BY THE SIXTY-FIRST  
LEGISLATURE OF THE STATE OF IDAHO  
SECOND REGULAR SESSION - 2012**

**OMNIBUS RULEMAKING NOTICE OF FINAL LEGISLATIVE ACTION  
ON PENDING RULES AND TEMPORARY RULES**

**AUTHORITY:** In compliance with Sections 67-5224(5), 67-5224(7), 67-5226(3), and 67-5291, Idaho Code, notice is hereby given by the Office of the Administrative Rules Coordinator that the Sixty-First Legislature in the Second Regular Session - 2012, reviewed all pending rules, has approved them as final or rejected them in whole or in part, and has extended temporary rules or rejected same in whole or in part. The docket numbers of the affected rulemakings and their final effective dates are listed here in this notice.

**DESCRIPTIVE SUMMARY:** The following lists of fee rules, temporary rules, and final rules include those rules that were reviewed as pending and temporary rules during the Second Regular Session of the Sixty-First Legislature of the state of Idaho, 2012.

All pending rules reviewed by the legislature that were not rejected in whole or in part have been approved and are now final and effective rules, unless otherwise specified. Any pending rule that was rejected in whole or in part is listed in this notice with the corresponding House or Senate concurrent resolution that affected it. The concurrent resolutions affecting the rules that were reviewed during the 2012 legislative session are also printed in this Bulletin. Rulemakings that were rejected in whole, and those parts of a rulemaking that were rejected in part, are null, void and of no force and effect. Rulemakings affected by concurrent resolution are being reprinted in this Bulletin as final rules. Rulemakings that have been affected by a concurrent resolution became final and effective upon final adoption of the concurrent resolution.

Pursuant to Section 67-5224, Idaho Code, all pending rules imposing or changing a fee or charge were approved or rejected in part as specified in [Senate Concurrent Resolution No. 128](#) and are now final rules. Rulemakings that were entirely rejected in whole and those parts of any rulemaking that was partially rejected are null, void and of no force and effect.

Pursuant to Section 67-5226, Idaho Code, all temporary rules that were submitted for review have been acted on by [Senate Concurrent Resolution No. 129](#). As specified in the concurrent resolution all temporary rules reviewed have been extended unless specifically rejected in whole or in part. Those that were extended will remain in effect until the end of the next legislative session unless they expire under their own terms or are rescinded. Any temporary rule that has been rejected in whole or in part is null, void and of no force and effect.

The following tables list all rulemakings that were submitted for legislative review for the 2012 legislative session. The list includes the docket number of each rulemaking, the volume number of the Bulletin in which the proposed, pending, and temporary rule text was published, the effective date of the rule, and the number of the Senate or House concurrent resolution, if applicable, affecting the rulemaking. These tables provide final status of all pending fee rules, temporary rules and pending rules submitted for legislative review.

<b>SENATE CONCURRENT RESOLUTION 128 AFFECTING ALL PENDING FEE RULES</b>				
<b>Fee Rule Docket Number</b>	<b>Bulletin Vol. No. Pending</b>	<b>Bulletin Vol. No. Proposed</b>	<b>Final Rule Effective Date</b>	<b>Results of SCR 128</b>
02-0409-1101	11-12	11-10	(3-21-12)	Approved
02-0426-1101	11-12	11-10	(3-21-12)	Approved
02-0432-1101	11-12	11-10	(3-21-12)	Approved

SENATE CONCURRENT RESOLUTION 128 AFFECTING ALL PENDING FEE RULES				
Fee Rule Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Results of SCR 128
03-0101-1101	11-12	11-10	(3-21-12)	Approved
<b>07-0107-1101</b>	<b>11-12</b>	<b>11-10</b>	<b>Null &amp; Void</b>	<b>Rejected</b>
<b>07-0205-1101</b>	<b>11-12</b>	<b>11-10</b>	<b>Null &amp; Void</b>	<b>Rejected</b>
07-0501-1101	11-12	11-10	(3-21-12)	Approved
11-1002-1101	12-1	11-10	(3-21-12)	Approved
16-0107-1102	12-1	11-7	(3-21-12)	Approved
16-0225-1101	11-12	11-8	(3-21-12)	Approved
16-0318-1101	12-1	11-10	(3-21-12)	Approved
16-0319-1101	12-1	11-7	(3-21-12)	Approved
16-0601-1102	21-1	11-9	(3-21-12)	Approved
16-0602-1101	12-1	11-7	(3-21-12)	Approved
20-0315-1102	12-1	11-10	(3-21-12)	Approved
24-0401-1101	11-12	11-8	(3-21-12)	Approved
24-1101-1101	11-12	11-10	(3-21-12)	Approved
24-1601-1101	11-12	11-8	(3-21-12)	Approved
24-1701-1101	11-12	11-10	(3-21-12)	Approved
24-1801-1101	11-12	11-10	(3-21-12)	Approved
<b>24-2501-1101</b>	<b>11-12</b>	<b>11-8</b>	<b>Null &amp; Void</b>	<b>Rejected</b>
27-0101-1102	12-1	11-10	(3-21-12)	Approved
39-0321-1101	11-12	11-9	(3-21-12)	Approved
46-0101-1102	11-12	11-10	(3-21-12)	Approved

SENATE CONCURRENT RESOLUTION 129 AFFECTING TEMPORARY RULES				
Temporary Rule Docket Number	Bulletin Vol. No. Temporary	Effective Date	Rejected Sections	Results of SCR 129
11-0301-1201	12-1	(12-28-11)T		Approved
11-0501-1101	11-7	(7-6-11)T		Approved
16-0309-1101	11-12	(9-28-11)T		Approved
<b>16-0309-1201*</b>	<b>12-2</b>	<b>Null &amp; Void</b>	<b>Entire Docket</b>	<b>Rejected</b>
16-0612-1201	12-1	(12-1-11)T		Approved
<b>26-0136-1101*</b>	<b>11-11</b>	<b>Null &amp; Void</b>	<b>Entire Docket</b>	<b>Rejected</b>

SENATE CONCURRENT RESOLUTION 129 AFFECTING TEMPORARY RULES				
Temporary Rule Docket Number	Bulletin Vol. No. Temporary	Effective Date	Rejected Sections	Results of SCR 129
35-0103-1103	11-9	(7-1-11)T		Approved
59-0103-1201	12-3	(12-6-11)T		Approved
<i>*When a temporary rule is rejected and nullified, the previously codified rule again becomes effective.</i>				

PENDING RULES REVIEWED FOR FINAL APPROVAL BY THE 2012 IDAHO LEGISLATURE					
Pending Rule Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Rejected Sections	Action Taken by Concurrent Resolution
02-0104-1101	11-12	11-10	(3-29-12)		
02-0214-1101	11-12	11-8	(3-29-12)		
02-0303-1101	11-12	11-8	(3-29-12)		
02-0418-1101	11-12	11-10	(3-29-12)		
02-0420-1101	11-12	11-6	(3-29-12)		
<b>02.04.21</b>	<b>Final Rule</b>		<b>(3-21-12)</b>	<b>600.02</b>	<b>Partial Rejection SCR 117</b>
02-0430-1101	11-12	11-10	(3-29-12)		
02-0602-1101	11-12	11-10	(3-29-12)		
02-0612-1101	11-12	11-10	(3-29-12)		
02-0620-1101	11-12	11-10	(3-29-12)		
02-0630-1101	11-12	11-10	(3-29-12)		
02-0633-1101	11-12	11-9	(3-29-12)		
02-0641-1101	11-12	11-10	(3-29-12)		
05-0102-1101	12-1	11-10	(3-29-12)		
06-0101-1101	N/A	11-10	(11-4-11)		
06-0101-1201	N/A	12-2	(1-11-12)		
07-0103-1101	11-12	11-10	(3-29-12)		
07-0104-1101	11-12	11-10	(3-29-12)		
07-0104-1102	11-12	11-10	(3-29-12)		
07-0105-1101	11-12	11-10	(3-29-12)		

<b>PENDING RULES REVIEWED FOR FINAL APPROVAL BY THE 2012 IDAHO LEGISLATURE</b>					
<b>Pending Rule Docket Number</b>	<b>Bulletin Vol. No. Pending</b>	<b>Bulletin Vol. No. Proposed</b>	<b>Final Rule Effective Date</b>	<b>Rejected Sections</b>	<b>Action Taken by Concurrent Resolution</b>
<i>07-0106-1101</i>	<i>11-12</i>	<i>11-10</i>	<i>Null &amp; Void</i>	<i>Entire Docket</i>	<i>Rejected SCR 118</i>
07-0205-1102	11-12	11-10	(3-29-12)		
07-0205-1103	11-12	11-10	(3-29-12)		
07-0207-1101	11-12	11-10	(3-29-12)		
07-0402-1101	11-12	11-10	(3-29-12)		
07-0701-1101	11-12	11-10	(3-29-12)		
07-0701-1102	11-12	11-10	(3-29-12)		
08-0104-1101	12-1	11-10	(3-29-12)		
08-0109-1101	12-1	11-10	(3-29-12)		
08-0111-1102	12-1	11-10	(3-29-12)		
08-0114-1101	12-1	11-10	(6-24-11)		
08-0201-1101	12-1	11-10	(3-29-12)		
08-0202-1101	12-1	11-8	(3-29-12)		
08-0202-1102	12-1	11-10	(3-29-12)		
08-0202-1103	12-1	11-10	(3-29-12)		
08-0202-1104	12-1	11-10	(3-29-12)		
08-0202-1105	12-1	11-10	(3-29-12)		
08-0202-1106	12-1	11-10	(3-29-12)		
08-0203-1101	12-1	11-7	(3-29-12)		
08-0203-1102	12-1	11-10	(3-29-12)		
08-0203-1103	12-1	11-10	(3-29-12)		
08-0203-1104	12-1	11-10	(3-29-12)		
09-0130-1101	11-10	11-8	(3-29-12)		
09-0135-1101	11-10	11-8	(3-29-12)		
10-0101-1101	11-9	11-7	(3-29-12)		
10-0102-1101	11-11	11-7	(3-29-12)		
10-0104-1101	11-9	11-7	(3-29-12)		
11-1003-1101	12-1	11-11	(3-29-12)		
11-1101-1101	12-1	11-10	(3-29-12)		

<b>PENDING RULES REVIEWED FOR FINAL APPROVAL BY THE 2012 IDAHO LEGISLATURE</b>					
<b>Pending Rule Docket Number</b>	<b>Bulletin Vol. No. Pending</b>	<b>Bulletin Vol. No. Proposed</b>	<b>Final Rule Effective Date</b>	<b>Rejected Sections</b>	<b>Action Taken by Concurrent Resolution</b>
<b>11-1101-1102</b>	<b>12-1</b>	<b>11-10</b>	<b>(3-21-12)</b>	<b>Sections 091 and 092</b>	<b>Partial Rejection SCR 122</b>
11-1101-1103	12-1	11-10	(3-29-12)		
11-1102-1101	12-1	11-10	(3-29-12)		
11-1106-1101	12-1	11-10	(3-29-12)		
12-0110-1101	12-1	11-10	(3-29-12)		
13-0102-1101	12-1	11-10	(3-29-12)		
13-0104-1101	12-1	11-10	(3-29-12)		
<b>13-0104-1102</b>	<b>12-1</b>	<b>11-10</b>	<b>Null &amp; Void</b>	<b>Entire Docket</b>	<b>Rejected SCR 121</b>
13-0105-1101	12-1	11-10	(3-29-12)		
13-0106-1101	12-1	11-10	(3-29-12)		
13-0108-1101	12-1	11-10	(3-29-12)		
13-0109-1101	12-1	11-10	(3-29-12)		
13-0110-1101	12-1	11-10	(3-29-12)		
13-0111-1101	12-1	11-10	(3-29-12)		
13-0112-1101	12-1	11-10	(3-29-12)		
13-0116-1101	12-1	11-10	(3-29-12)		
15-0202-1101	11-12	11-10	(3-29-12)		
15-0401-1101	12-1	11-10	(3-29-12)		
15-1001-1101	11-12	11-10	(3-29-12)		
16-0101-1101	12-1	11-7	(3-29-12)		
16-0107-1101	12-1	11-7	(3-29-12)		
16-0112-1101	12-1	11-7	(3-29-12)		
16-0202-1101	11-12	11-8	(3-29-12)		
16-0203-1101	12-1	11-7	(3-29-12)		
16-0301-1003	11-5	10-12	(3-29-12)		
16-0301-1101	12-1	11-10	(3-29-12)		
16-0303-1001	11-5	10-12	(3-29-12)		
16-0304-1004	11-5	10-12	(3-29-12)		
16-0304-1101	12-1	11-10	(3-29-12)		

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Pending Rule Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Rejected Sections	Action Taken by Concurrent Resolution
16-0305-1003	11-5	10-12	(3-29-12)		
16-0305-1102	12-1	11-10	(3-29-12)		
16-0308-1002	11-5	10-12	(3-29-12)		
16-0308-1101	12-1	11-10	(7-1-12)		
16-0309-1102	11-11	11-8	(3-29-12)		
16-0309-1103	11-11	11-8	(3-29-12)		
16-0309-1104	11-12	11-8	(3-29-12)		
16-0309-1106	12-1	11-10	(3-29-12)		
16-0309-1107	12-1	11-10	(3-29-12)		
16-0309-1108	12-1	11-10	(3-29-12)		
16-0310-1005	11-6	10-11	(3-29-12)		
16-0310-1103	11-11	11-8	(3-29-12)		
<b>16-0310-1104</b>	<b>11-12</b>	<b>11-8</b>	<b>(3-21-12)</b>	<b>119.02.b., 119.03, 140.08.b., 140.09, 659.01.b., 659.02, 706.04, 706.05, 736.09, 736.10</b>	<b>Partial Rejection SCR 114</b>
16-0310-1105	11-12	11-8	(3-29-12)		
16-0313-1101	11-12	11-8	(3-29-12)		
16-0414-1101	12-1	11-10	(3-29-12)		
16-0417-1101	12-1	11-9	(3-29-12)		
16-0501-1101	12-1	11-9	(3-29-12)		
16-0504-1101	12-1	11-7	(3-29-12)		
16-0506-1101	12-1	11-9	(7-1-12)		
16-0601-1101	12-1	11-9	(3-29-12)		
16-0612-1003	11-5	10-12	(3-29-12)		
17-0209-1102	11-12	11-10	(7-1-12)		
17-0211-1101	11-12	11-10	(3-29-12)		
18-0105-1101	11-11	11-9	(3-29-12)		

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<b>Pending Rule Docket Number</b>	<b>Bulletin Vol. No. Pending</b>	<b>Bulletin Vol. No. Proposed</b>	<b>Final Rule Effective Date</b>	<b>Rejected Sections</b>	<b>Action Taken by Concurrent Resolution</b>
18-0146-1101	11-12	11-10	(3-29-12)		
18-0150-1101	11-12	11-10	(3-29-12)		
19-0101-1101	11-12	11-8	(3-29-12)		
19-0101-1102	11-12	11-8	(3-29-12)		
20-0702-1102	12-1	11-10	(3-29-12)		
21-0107-1101	11-12	11-10	(3-29-12)		
23-0101-1002	11-12	11-10	(3-29-12)		
24-0101-1101	11-12	11-10	(3-29-12)		
<b>24-0501-1101</b>	<b>11-12</b>	<b>11-10</b>	<b>(3-21-12)</b>	<b>375.02.c.</b>	<b>Partial Rejection SCR 115</b>
24-1001-1101	11-12	11-8	(3-29-12)		
24-1301-1101	11-12	11-10	(3-29-12)		
24-1401-1101	11-12	11-10	(3-29-12)		
24-1501-1101	11-12	11-10	(3-29-12)		
24-1901-1101	11-12	11-8	(3-29-12)		
24-2201-1101	11-12	11-8	(3-29-12)		
24-2301-1101	11-12	11-8	(3-29-12)		
27-0101-1101	12-1	11-10	(3-29-12)		
30-0101-1101	11-8	11-6	(3-29-12)		
31-1101-1101	11-12	11-10	(3-29-12)		
31-7103-1101	11-12	11-10	(3-29-12)		
34-0402-1101	12-1	11-11	(3-29-12)		
34-0501-1101	11-8	11-6	(3-29-12)		
35-0101-1101	12-1	11-6	(3-29-12)		
<b>35-0101-1102</b>	<b>12-1</b>	<b>11-10</b>	<b>(2-27-12)</b>	<b>263.04</b>	<b>Partial Rejection HCR 33</b>
35-0102-1101	12-1	11-10	(3-29-12)		
35-0103-1101	12-1	11-6	(3-29-12)		
35-0103-1104	12-1	11-9	(3-29-12)		
35-0105-1101	12-1	11-10	(3-29-12)		
35-0107-1101	12-1	11-10	(3-29-12)		

PENDING RULES REVIEWED FOR FINAL APPROVAL BY THE 2012 IDAHO LEGISLATURE					
Pending Rule Docket Number	Bulletin Vol. No. Pending	Bulletin Vol. No. Proposed	Final Rule Effective Date	Rejected Sections	Action Taken by Concurrent Resolution
35-0108-1101	12-1	11-10	(3-29-12)		
35-0201-1101	12-1	11-10	(3-29-12)		
37-0302-1101	12-1	11-10	(3-29-12)		
<b>38-0301-1101</b>	<b>12-1</b>	<b>11-9</b>	<b>(3-21-12)</b>	<b>040.02.a.</b>	<b>Partial Rejection SCR 119</b>
38-0406-1101	12-1	11-9	(3-29-12)		
39-0203-1101	11-10	11-8	(3-29-12)		
39-0247-1101	11-10	11-8	(3-29-12)		
39-0270-1101	11-10	11-7	(3-29-12)		
39-0272-1101	11-10	11-6	(3-29-12)		
39-0275-1101	11-10	11-8	(3-29-12)		
39-0276-1101	11-12	11-10	(3-29-12)		
39-0301-1101	11-10	11-8	(3-29-12)		
39-0316-1101	11-10	11-8	(3-29-12)		
39-0341-1101	11-12	11-9	(3-29-12)		
45-0101-1102	11-12	11-8	(3-29-12)		
<b>46-0101-1101</b>	<b>11-12</b>	<b>11-8</b>	<b>(3-8-12)</b>	<b>100.02.c.</b>	<b>Partial Rejection HCR 37</b>
52-0103-1101	11-11	11-9	(3-29-12)		
54-0101-1101	11-10	11-8	(3-29-12)		
57-0101-1101	11-11	11-8	(3-29-12)		
58-0101-1001	11-11	11-6	(3-29-12)		
58-0101-1003	11-8	11-5	(3-29-12)		
58-0101-1101	11-6	11-1	(3-29-12)		
58-0101-1102	11-11	11-6	(3-29-12)		
58-0101-1103	11-11	11-8	(3-29-12)		
<b>58-0102-1101</b>	<b>11-12</b>	<b>11-8</b>	<b>(3-29-12)</b>		
<b>58-0102-1102</b>	<b>11-12</b>	<b>11-8</b>	<b>(3-29-12)</b>		
<b>58-0102-1103</b>	<b>11-12</b>	<b>11-7</b>	<b>(3-29-12)</b>		
58-0104-1001	11-11	11-6	(3-29-12)		
58-0105-1101	11-12	11-8	(3-29-12)		

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<b>Pending Rule Docket Number</b>	<b>Bulletin Vol. No. Pending</b>	<b>Bulletin Vol. No. Proposed</b>	<b>Final Rule Effective Date</b>	<b>Rejected Sections</b>	<b>Action Taken by Concurrent Resolution</b>
58-0109-1101	11-11	11-7	(3-29-12)		
58-0110-1101	11-12	11-8	(3-29-12)		
58-0112-1001	11-11	11-6	(3-29-12)		
58-0120-1001	11-11	11-6	(3-29-12)		
58-0122-1001	11-11	11-6	(3-29-12)		
58-0124-1101	11-12	11-8	(3-29-12)		
59-0106-1101	11-7	11-5	(2-1-11)		
59-0106-1102	11-7	11-5	(3-1-11)		
60-0504-1101	11-10	11-8	(3-29-12)		

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on questions concerning this notice, contact Dennis Stevenson (208) 332-1820.

DATED this 7th day of April, 2012.

Dennis Stevenson  
Administrative Rules Coordinator  
Office of the Administrative Rules Coordinator  
Department of Administration  
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