



Welcome to Rulemaking

IDAPA 20.03.04

Rules Governing the Regulation
of Beds, Waters, and Airspace
over Navigable Lakes in the
State of Idaho

Agenda

- Introduction
- Single/two-family dock permit & water intake line fees
- Permit assignment fees
- Neighbor notifications
- Next Steps

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IDAHO CONSTITUTION

LEGISLATIVE STATUTES (IDAHO CODE)

STATE AGENCY RULES (ADMINISTRATIVE CODE)

POLICIES

PROCEDURES

GUIDELINES AND OTHER WRITTEN INTERPRETATIONS

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Public Participation

- Press Release
- Rulemaking Website:
<http://www.idl.idaho.gov/rulemaking/20.03.02-2019/index.html>
- Comment email address: rulemaking@idl.idaho.gov
- Email notification list
- Public meetings

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Guidelines for Success

- Stay on topic
- Be respectful of others (raise hands, take turns, etc.)
- Keep comments brief and relevant
- Offer specific wording suggestions
- Read updates on website

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Scope of Rulemaking

IDAPA 20.03.04

- Rule 020.07(g) – permit fees for single-family docks, two-family docks, & water intake lines
- Rule 025.02 and .03 – neighbor notifications for single-family and two-family navigational encroachments within line of navigability
- Rule 065.02 – permit assignment fee

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Single & Two-Family Dock & Water Intake Line Permit Fee

	Single/Two-Family Dock	Water Intake Line
Current Fee	\$300	\$300
Cost to Process	\$423	\$423
Statutory Max	\$500	\$3,500
Recommendation	\$425	\$425

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Permit Assignment Fee

	Assignment
Current Fee	\$150
Cost to Process	\$275
Statutory Max	N/A
Recommendation	\$300

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Neighbor Notifications

I.C. § 58-1305(b) states:

If the plans of the proposed encroachment indicate such infringement will or may occur, the board shall require that the applicant secure the consent of such adjacent owner or that he be given notice of the application by personal service or by certified or registered mail, return receipt requested, directed to him at his usual place of address, which, if not otherwise known, shall be the address shown on the records of the county treasurer or assessor, and such adjacent owner shall have ten (10) days from the date of personal service or receipt of certified or registered mail to file objection with the board. The application itself shall be deemed sufficient notice if the adjacent owner is the state of Idaho.

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Draft Schedule

- June 5 Notice of negotiated rule making posted in The Bulletin
- June 12 – 20 Public meetings in Pocatello, Sandpoint, Coeur d'Alene, McCall, and Boise
- July 12 Public's deadline to submit comments to IDL
- July 19 IDL's deadline to submit proposed rule to DFM
- August 2 IDL's deadline to submit Notice of Proposed Rule to OAR for publication
- September 4 Proposed Rule is published in The Bulletin
- September 16 Public Hearing for Proposed Rule
- September 25 Public's Deadline to submit comments to IDL on proposed rule
- October 15 Present pending rule to Land Board
- November 1 Submit Notice of Pending Rule to OAR for publication and review during 2020 legislative session

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