

LEGAL NOTICES

tures, books, equipment, or staffing patterns that drug outlets must have; addresses issue of public safety by broadening offsite pharmacy service rules; clarifies which drug outlets must have a person-in-charge; removes certain technology standards; emergency refill authorizations for non-controlled substances are specified; and removes requirement that all employment changes must be reported by the PIC.

***27-0104-1701, Rules Governing Pharmacist Prescriptive Authority.** (PH) Specifies the products pharmacists may prescribe. This chapter implements House Bill 191, which passed in the 2017 Idaho Legislature. House Bill 191 amended Section 54-1704, Idaho Code, and provided the Board of Pharmacy with rulemaking authority to designate drugs, drug categories, and devices that pharmacists may prescribe, provided certain conditions are met. In addition, existing rules related to collaborative pharmacy practice and statewide protocol agreements are organized into this chapter.

***27-0105-1701, Rules Governing Drug Compounding.** (PH) Establishes rules related to drug compounding, sterile product preparation, hazardous drug preparation, outsourcing facilities, and labeling of distributed compounded drug products.

***27-0106-1701, Rules Governing DME, Manufacturing, and Distribution.** (PH) Regulates durable medical equipment (DME), manufacturing, and distribution; removes the transaction restriction on non-prescription drugs, which coincides with the removal of registration of non-pharmacy retail outlets; and amends the restriction on delivering drugs only to "the premises listed on the authorized receiving person's license or registration" to "the registered address" to reflect recent changes in what is on a state license and registration.

IDAPA 31 – IDAHO PUBLIC UTILITIES COMMISSION
PO Box 83720,
Boise, ID 83720-0074
31-1101-1701, Safety and Accident Reporting Rules for Utilities Regulated by the Idaho Public Utilities Commission. Updates the incorporation by reference of the Federal Natural Gas Safety Regulations to the 2017 version.

IDAPA 35 – IDAHO STATE TAX COMMISSION
PO Box 36, Boise, ID 83722-0410
35.01.03 – Property Tax Administrative Rules.
35-0103-1701, Defines "abstract" as a document summarizing taxable (net taxable value) and market value for assessment purposes (full market value) by secondary categories. Also, outlines the signature requirements. Changes deal with partial ownerships; instructs to count the community property interest as 50% interest in the property rather than 66 2/3%.
35-0103-1707, Sets out methods to value park model recreational vehicles as defined in HB156. Confirms the requirement to value park model recreational vehicles using any available standard indices of retail value. If an index is not available the procedures outline in Rule 217 must be used.
35-0103-1708, Updates the incorporation by reference of the Official Railroad Equipment Register to the 2018 edition; adds a flotation cost factor of 0.2% to the discount rate; removes obsolete link.

35-0103-1704, Addresses the use of aerial photographs and other digital imaging technology tools; deletes the Idaho Supreme Court Brandon Bay case cross reference concerning section 42 properties.

35-0103-1706, Changes deal with partial ownerships; instructs to count the community property interest as 50% interest in the property rather than 66 2/3%.

35-0103-1707, Sets out methods to value park model recreational vehicles as defined in HB156. Confirms the requirement to value park model recreational vehicles using any available standard indices of retail value. If an index is not available the procedures outline in Rule 217 must be used.

35-0103-1708, Updates the incorporation by reference of the Official Railroad Equipment Register to the 2018 edition; adds a flotation cost factor of 0.2% to the discount rate; removes obsolete link.

35-0105-1701, Idaho Motor Fuels Tax Administrative Rules. Clarifies documents required to be kept to support refund claims; clarifies the procedures used when calculating refund claims when using tax-paid special fuels in intrastate motor vehicles, auxiliary equipment and power take-off

equipment.

35-0106-1702, Hotel/Motel Room and Campground Sales Tax Administrative Rules. Subjects lodging operators and short-term rental marketplaces to the sales tax and any local government taxes that apply to this type of rental.

35-0109-1702, Idaho County Option Kitchen and Table Wine Tax Administrative Rules. Describes when dispositions of wine are subject to the wine tax; authorizes the issuing of a wine tax permit to allow cancellation of inactive permits.

35-0112-1702, Idaho Beer Tax Administrative Rules. Describes when dispositions of beer are subject to the beer tax; authorizes the issuing of a beer tax permit to allow cancellation of inactive permits.

35-02.01 – Tax Commission Administration and Enforcement Rules
35-0201-1701, Provides guidance on the appeals process; establishes definitions; provides restrictions, exceptions, permitted communications and procedures for a taxpayer to participate in communications between the appeals unit and the originating division and others during the redetermination process.
35-0201-1703, Adds the interest rate for calendar year 2018 and the Revenue Ruling where the federal rate for the calculation can be found.

IDAPA 42 – IDAHO WHEAT COMMISSION
PO Box 83720,
Boise, ID 83720-0099
42-0101-1701, Rules of the Idaho Wheat Commission. Clarifies that the first purchaser of wheat completes and returns the Report of Tax, or equivalent, to the Commission office at the end of each production year (July 1 - June 30). The report shall include the name and address of the grower and seller.

IDAPA 47 – DIVISION OF VOCATIONAL REHABILITATION
PO Box 83720,
Boise, ID 83720-0037
47-0101-1701, Rules of the Idaho Division of Vocational Rehabilitation. Updates the Division's Field Services Policy Manual to the 2017 edition that is incorporated by reference.

IDAPA 55 – DIVISION OF CAREER TECHNICAL EDUCATION
PO Box 83720,
Boise, ID 83720-0037
55-0103-1701, Rules of Career Technical Schools. Updates the definition section; clarifies the career technical school program requirements and career technical school added cost unit funding eligibility requirements; changes attendance reporting and other accountability requirements.

55-0104-1701, Rules Governing Idaho Quality Program Standards Incentive Grants and Agricultural Education Program Start-Up Grants.

IDAPA 57 – SEXUAL OFFENDER MANAGEMENT BOARD
1299 N Orchard St. Ste. 110,
Boise, ID 83706

57-0101-1701, Rules of the Sexual Offender Management Board. Removes documents that are incorporated by reference; removes references to ATSA; adds statement to the Notice and Consent forms for adult and juvenile Psychosexual Evaluations to provide authorization for release of psychosexual evaluations to the SOMB for quality assurance purposes.

IDAPA 61 – STATE PUBLIC DEFENSE COMMISSION
816 West Bannock St., Suite 201,
Boise, ID 83702

61-0105-1701, Rules Governing Procedures for the Oversight, Implementation, Enforcement and Modification of Indigent Defense Standard. Establishes procedures for the oversight, implementation, enforcement and modification of indigent defense standards.

61-0107-1701, Rules Governing Standards for Defending Attorneys that Utilize Idaho's Principles of an Indigent Defense Delivery System. Establishes standards for defending attorneys who represent indigent

defendants in capital cases and standards related to investigation and the use of experts.

NOTICE OF INTENT TO PROMULGATE - NEGOTIATED RULEMAKING IDAPA 07 – DIVISION OF BUILDING SAFETY

07-0206-1701, Rules Concerning Idaho State Plumbing Code (see Bulletin for scheduled meeting dates)
07-0701-1703, Rules Governing Installation of Heating, Ventilation, Air Conditioning Systems (see Bulletin for scheduled meeting dates)

IDAPA 20 – IDAHO DEPARTMENT OF LANDS
20-0401-1701, Rules Pertaining to Forest Fire Protection (see Bulletin for meeting schedule information)

IDAPA 26 – IDAHO DEPARTMENT OF PARKS AND RECREATION
26-0110-1701 Rules Governing the Administration of Temporary Permits on Lands Owned by the Idaho Department of Parks and Recreation
26-0120-1701, Rules Governing the Administration of Park and Recreation Areas and Facilities
26-0123-1701, Rules Governing Filming Within Idaho State Parks

NOTICE OF PROCLAMATION
IDAPA 13 – IDAHO FISH AND GAME COMMISSION
13-0109-1704P, Rules Governing the Taking of Game Birds in the State of Idaho

Please refer to the Idaho Administrative Bulletin October 4, 2017, Volume 17-10, for the notices and text of all rulemakings, proclamations, negotiated rulemaking and public hearing information and schedules, executive orders of the Governor, and contact information.

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

Office of the Administrative Rules Coordinator, Dept. of Administration
PO Box 83720, Boise, ID 83720-0306;
Phone: 208-332-1820; Email: rulescoordinator@adm.idaho.gov

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IDAHO MOUNTAIN EXPRESS
OCT. 4, 2017

INVITATION TO BID

RECEIPT OF BIDS:

Sealed bids for one (1) 2018 Pisten-Bully 100 Nordic equipped with:

- 253 HP Cummins QSB 6.7 Tier 4F Turbo diesel engine
- Infinitely variable Rexroth hydrostatic transmission
- Steering Wheel drive control
- 1120 mm (44") Kombi tracks
- 3.8m All Way Blade
- 3.8m Tiller with triple track setters and hydraulic slide finishers
- Solid Tires
- Standard features such as: Heated Wipers, LED Driving lights, Bluetooth Stereo, Sunroof, Hydraulic Track Tension, Fire Extinguisher, First-Aid Kit, and Tool Kit
- Full warranty, delivery, set-up, and training.

Sealed bids shall be addressed to "Blaine County Recreation District c/o Eric Rector-Trails Director" and will be received until 10:00 AM, local time, on Friday, Oct. 13, 2017, and then publicly opened and read aloud at:

Blaine County Recreation District
1050 Fox Acres Road, Rm. 107
Hailey, Idaho 83333

Proposal forms are available on request at the office of the BCRD.

No bid will be considered unless sealed and filed with the BCRD before the stated bid.

No bid may be withdrawn for a period of forty-five (45) calendar days after bids are opened. The Board reserves the right to reject any or all bids and to waive irregularities and formalities in order to award the contract in the best interests of the Blaine County Recreation District.

Jim Keating, Executive Director
Blaine County Recreation District
1050 Fox Acres Road, Room #107
Hailey, Idaho 83333
208-578-2273

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IDAHO MOUNTAIN EXPRESS
OCT. 4 & 11, 2017

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE MAGISTRATE DIVISION

IN THE MATTER OF THE ESTATE OF PHILIP F. PUCHNER, Deceased.

Case No. CV-2017-448
NOTICE TO CREDITORS
(I.C. § 15-3-801)

NOTICE IS HEREBY GIVEN that Christopher C. Puchner has been appointed Personal Representative of the above-named decedent, Philip F. Puchner. All persons having claims against the decedent or his estate are required to present their claims within four (4) months after the date of the first publication of this Notice to Creditors, or said claims will be forever barred.

Claims must be presented to the undersigned at the address indicated and filed with the clerk of the court, Blaine County Court Clerk, 201 2nd Ave. South, Suite 106, Hailey, ID 83333.

/s/ Fritz X. Haemmerle
Haemmerle Law, PLLC
P.O. Box 1800
Hailey, ID 83333
Tel. 208-578-0520
Attorneys for Christopher C. Puchner
Personal Representative

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IDAHO MOUNTAIN EXPRESS
OCT. 4, 11 & 18, 2017

LEGAL NOTICE
BLAINE COUNTY BOARD OF COUNTY COMMISSIONERS
October 24, 2017

On Tuesday, October 24, 2017, the Blaine County Board of County Commissioners will hold a public meeting upstairs in the Old County Courthouse located at 206 First Ave. So., in Hailey. Items on their agenda include the following:

1:30 p.m. 90 Cooper Drive – Plat Amendment. Public hearing and consideration of an application by Misty Moon Pie Ranch LLC, proposes to amend Lot 13, Block 2, Griffin Ranch PUD Subdivision Phase 3, by enlarging the building envelope. The property is zoned R-5, with areas of Avalanche Hazard Overlay District, and is located within Section 17, T1N, R17E, BM, Blaine County.

The materials associated with this hearing are available for review at Land Use and Building Services located in the Blaine County Annex at 219 First Avenue South, Suite 208 in Hailey and on the Blaine County web page at www.blainecounty.org. To receive adequate consideration, written comment in excess of one page should be forwarded to Blaine County at least 4 days prior to public hearing by mail, e-mail to pzcounter@co.blaine.id.us, or by fax to (208)788-5576.

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IDAHO MOUNTAIN EXPRESS
OCT. 4, 2017

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81895

PETER TRUST LP, 2300 W SAHARA AVE STE 530, LAS VEGAS, NV 89102, has filed Application No. 81895 for changes to the following water rights within BLAINE County(s): Right No(s) 37-22969, 37-8102, 37-8446, to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes creating a 40.7 acre permissible place of use (PPU) for three

water rights; two Irrigation ground water rights with a total of 0.11 cfs and 18.9 af and Big Wood River irrigation right (1.29 cfs). The three combined rights authorize the irrigation of 34.2 acres. Transfer also proposes correcting the legal description for one ground water right to describe three existing wells used to divert the right; while the other ground water right (0.01 cfs; 1.4 af; 0.4 acres) will be transferred to these same three existing wells from a well on an adjacent property. Points of diversion (PODs) for the Big Wood River right will remain unchanged. PPU and PODs are located approximately 0.8 to 1.1 miles north and 0.4 to 0.8 miles west of the intersection of Bullion St and Hwy 75 in Hailey.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before October 23, 2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

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OCT. 4 & 11, 2017

IN THE DISTRICT COURT FOR THE FIFTH JUDICIAL DISTRICT FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE

IN RE: KELLY K. MICHALEC (ORTIGO)
Legal Name

CASE NO. CV-2017-603
NOTICE OF HEARING ON NAME CHANGE

A Petition to change the name of Kelly Kathleen Michalec (Ortigo), now residing in the City of Bellevue, State of Idaho, has been filed in the District Court in Blaine County, Idaho. The name will change to Kelly Kathleen Michalec.

The reason for the change in name is: divorced.

A hearing on the petition is scheduled for 4:30 p.m. on 11/06/17 at the Blaine County Courthouse. Objections may be filed by any person who can show the court a good reason against the name change.

Dated: 9/28/17

CLERK OF THE DISTRICT COURT
By: /s/ Kate Riley
Deputy Clerk

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OCT. 4, 11, 18 & 25, 2017

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Sun Valley Planning & Zoning Commission will hold a public hearing beginning at 9:00 am on Thursday, October 18, 2017 at City Hall Council Chambers, 81 Elkhorn Road, Sun Valley, Idaho 83353, to hear comments from the public concerning the following:

Design Review (DR) 2017-226 and Conditional Use Permit (CUP) 2017-227: An application by Steven Meyer, Powder River Development on behalf of Sprint to replace 3 new panel antennas and install 3 new RRH units on the existing Dollar Mountain Wireless Tower.

Design Review (DR) 2017-168: Application for the proposed construction of two new dormitory buildings with associated site utilities, parking, and common areas in the Commercial Center (CC) Zoning District. The proposed floor areas of the two dormitories are 45,972 sq ft and 29,808 sq ft. Applicant: Michael Builes, AIA, Russell/Latham/Blanton Architects for Sun Valley Company. Location: Portion of Sun Valley Golf Course/Hillside Gas Stations/Horse Center Sec 7 T4N R18E (adjacent to Horsmen's Center).

Proof of
legal rec'd
10/2/2017

✓ OK DM - E-mail sent to newspaper.