

**Overview of Changes, IDAPA 37.03.06, Safety of Dam Rules**

1. Addition of Rule 3 Administrative Appeals,
2. Amendments to the dam size classifications (Rule 20),
3. Amendments to the definition (Rule 10) and regulation of hazard classification (Rule 25),
4. Changes to design report, drawings, and specification requirements (Rule 35),
5. Changes to seismic analyses requirements for new and existing dams (Rule 50 and 60),
6. Changes to emergency action plan requirements (Rule 45),
7. Changes to construction requirements for new dams (Rule 50 and 60), and
8. Removal of Rule 65 Dams Storing Tailings and Water.

**Overview of Changes, IDAPA 37.03.06, Safety of Dams Rules**

**000. (Rule 0) Legal Authority**

Language unchanged.

**001. (Rule 1) Title and Scope**

No change in existing language; reformatted to match the text to the referenced subject heading.

**003. (Rule 3) Administrative Appeal**

No change in existing language.

**004. --- 009.**

**Reserved**

**010. (Rule 10) Definitions**

Expanded from 27 to 38 subjects, the language of the pre-existing 27 terms remains unchanged.

**011. --- 014.**

**Reserved**

**015. (Rule 15) Authority of Representative**

No change in existing language; however, this topic was moved from its previous Rule 30 position.

**016. --- 019.**

**Reserved**

**020. (Rule 20) Dam Size Classification**

Category previously contained in Rule 25. Language changed for consistency with I.C. (2016 revision).

**021. --- 024.**

**Reserved**

**025. (Rule 25) Hazard Classification**

This category was added to maintain consistency with I.C. (2016 revision).

**026. --- 029**

**Reserved**

**030. (Rule 30) Forms**

Language simplified to remove reference to specific enumerated forms, now generalized to reference all required forms; this topic was previously contained in Rule 35.

**031. --- 034.**

**Reserved**

**035. (Rule 35) Design Reports, Drawings, and Specifications**

Revised language that outlines design procedure and required professional engineering submittals. The name of this rule is restated to provide clarification for the engineering community and to assist agency staff during review prior to approval to construct. This topic was previously included in Rule 40.

**036. --- 044.**

**Reserved**

**045. (Rule 45) Emergency Action and Operation Plans**

Revised language places emphasis on High hazard dams and simplifies prior distinctions between potential varieties of dams based on size. This topic was named Rule 45 in the previous version, too.

**046. --- 049.**

**Reserved**

**050. (Rule 50) New Dams and Reservoirs**

Revised language places emphasis on all new construction and removes obsolete or overly prescriptive regulation from the previous rule. Due to 2016 legislative changes to Idaho Code that now require professionally engineered designs for all regulated dams, some criteria were eliminated to avoid conflict with engineering best practices and current industry standards of care.

**051. --- 059.**

**Reserved**

**060. (Rule 60) Existing Dams and Reservoirs**

Revisions make distinctions between requirements for new design and construction versus examination, repair, rehabilitation, or removal of existing structures.

**061. --- 999.**

**Reserved**