



**Terri Kondeff**  
**Director**

# Legislative Services Office Idaho State Legislature

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## MEMORANDUM

**TO:** Senators VANORDEN, Bjerke, Wintrow and,  
Representatives VANDER WOUDE, Erickson, Rubel

**FROM:** Matt Drake - Division Manager

**DATE:** January 06, 2025

**SUBJECT:** Temporary Rule

IDAPA 24.34.01 - Rules of the Idaho Board of Nursing - Adoption of Temporary Rule - Docket No. 24-3401-2501

We are forwarding this temporary rule to you for your information only. No analysis was done by LSO. This rule is posted on our web site. If you have any questions, please call Matt Drake at the Legislative Services Office at (208) 334-4845. Thank you.

Attachment: Temporary Rule

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Paul Headlee, Deputy Director   Matt Drake, Manager   Keith Bybee, Manager   April Renfro, Manager   Norma Clark, Manager  
Legislative Services Office   Research & Legislation   Budget & Policy Analysis   Legislative Audits   Information Technology

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# IDAPA 24 – DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES

## 24.34.01 – RULES OF THE IDAHO BOARD OF NURSING

DOCKET NO. 24-3401-2501

### NOTICE OF RULEMAKING – ADOPTION OF TEMPORARY RULE

**EFFECTIVE DATE:** The effective date of the temporary rule is January 1, 2025.

**AUTHORITY:** In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted a temporary rule. The action is authorized pursuant to Section 67-2604, Idaho Code, as well as Sections 54-1406A, 54-1407, 54-1408, 54-1409, 54-1410, 54-1410A, and 54-1411, Idaho Code.

**DESCRIPTIVE SUMMARY:** The following is the required finding and concise statement of its supporting reasons for adopting a temporary rule:

This temporary rule is in response to intent language found in the Division of Occupational and Professional Licenses' FY2025 appropriation bill (Senate Bill 1442) directing the Division and Boards to address cash balances that are lower than thirty five percent (35%) and higher than one hundred and twenty five percent (125%) of the five-year rolling average of expenditures. The amendment to the fee table found in Rule 400 will allow the Board to quickly adjust fees downwards to address the currently high cash balance, while reducing the cost of licensure for licensees.

**TEMPORARY RULE JUSTIFICATION:** Pursuant to Section 67-5226(1)(c), Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons:

Decreasing fees for all licensees under the Board of Nursing reduces a barrier to licensure specifically for health care workers seeking to enter the workforce. Reducing the cost of obtaining and maintaining a license in Idaho will ensure Idaho patients have options for their health care throughout the state.

**FEE SUMMARY:** Pursuant to Section 67-5226(2), Idaho Code, the Governor has found that the fee or charge being imposed or increased is justified and necessary to avoid immediate danger and the fee is described herein:

Fees can be found in Rule 400 pursuant to Sections 54-1406A, 54-1407, 54-1408, 54-1409, 54-1410, 54-1410A, and 54-1411, Idaho Code. There are no newly imposed or increased fees in this temporary rule. Instead "Not more than" language was added to all items on the fee table, capping fees at their current level while allowing the Board greater flexibility in reducing fees.

**ASSISTANCE ON TECHNICAL QUESTIONS:** For assistance on technical questions concerning the temporary rule, contact Krissy Veseth, Bureau Chief, at (208) 577-2491.

DATED this 29th day of November, 2024.

Krissy Veseth  
Bureau Chief  
11341 W. Chinden Blvd., Bldg. #4  
Boise, ID 83714  
Phone: (208) 577-2491  
Email: [krissy.veseth@dopl.idaho.gov](mailto:krissy.veseth@dopl.idaho.gov)

**THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 24-3401-2501**  
**(Only Those Sections With Amendments Are Shown.)**

**24.34.01 – RULES OF THE IDAHO BOARD OF NURSING**

**400. INITIAL LICENSE, RENEWAL AND REINSTATEMENT FEES.**

**01. Assessed Fees.** Fees will be assessed for issuance, renewal of licensure or for reinstatement of a lapsed, disciplined, limited, or emeritus license. Fees are due at the time of submission. Any person submitting the renewal application and fee dated later than August 31 is considered delinquent, and the license lapsed and therefore invalid:

Initial Licensure, Renewal & Reinstatement Fees				
	Registered Nurse	Practical Nurse	Advanced Practice Nurse	Medication Assistant - Certified
Temporary License Fee	<u>Not more than \$25</u>	<u>Not more than \$25</u>	<u>Not more than \$25</u>	
Initial Application Fee			<u>Not more than \$90</u>	
License by Exam Fee	<u>Not more than \$90</u>	<u>Not more than \$75</u>	<u>Not more than \$90</u>	
License by Endorsement	<u>Not more than \$110</u>	<u>Not more than \$110</u>		
License Renewal	<u>Not more than \$90</u>	<u>Not more than \$90</u>	<u>Not more than \$90</u>	<u>Not more than \$35</u>
Expiration Date	Aug 31-odd years	Aug 31-even years	Aug 31-odd years	Aug 31-even years

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**02. Reinstatement Fee.** Nurses requesting reinstatement of a lapsed, disciplined, or restricted license, or reinstatement of an emeritus license to active status, will be assessed the ~~records verification and renewal fees~~ thirty-five dollar (\$35) reinstatement fee provided for in Section 67-2614(9), Idaho Code, in addition to renewal fees.

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**03. Other Fees:**

Records Verification Fee	\$35
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