

Idaho Outfitters and Guides Licensing Board

	Rule #	Rule Text	Action/New Wording	Rationale
1	002.08.	Hazardous Desert or Mountain Excursions. Outfitted or guided activities conducted in a desert or mountainous environment that may constitute a potential danger to the health, safety, or welfare of participants involved and are known to involve inherent risk. These activities include day or overnight trailrides, backpacking, technical mountaineering/rock climbing, cross-country skiing, backcountry alpine skiing, animal pack trips, snowmobiling, ATV, paragliding, motored and non-motored cycling, wagon rides, sleigh rides, and dog sled rides.	"Hazards. Potential dangers to the health, safety, or welfare of the outfitted public which are known risks inherent to an outfitted or guided activity."	Retitled and removed language duplicative of Section 36-2102(r), Idaho Code.
2	100.03.	Examinations. All new applicants applying for an outfitter or designated agent license must successfully pass a Board-approved examination on the Act, the rules, and general outfitting procedures germane to the license applied for. An applicant who fails the test may retake it after a five (5) day waiting period.	Deleted.	Deleted since Section 67-9409(4), Idaho Code supersedes the Rule and does not allow for jurisprudence examinations.
3	103.02.b.i.	Three (3) complete float boat trips on each of the classified rivers applied for under the supervision of an outfitter or guide licensed for that river. Allowances may be made for experience gained as a commercial boat operator on selected whitewater rivers with characteristics similar to Idaho's classified rivers, provided the applicant has logged at least five hundred (500) miles as a commercial float boat operator on one (1) or more of these rivers.	"Three (3) complete float boat trips on each of the classified rivers applied for under the supervision of an outfitter or guide licensed for that river."	Deleted language clarified in new Rule 103.02.b.iii.
4	103.02.b.ii.	To document this experience, a statement signed by the applicant under oath or affirmation be recorded on a Board-approved form that includes precise put in and take out points, miles logged for each trip, and the names and addresses of the boat operators who have employed them.	"Guides with six (6) or more documented float boat trips on any other classified river section, under the supervision of a licensed outfitter or guide for that river, shall be deemed qualified once they complete one additional float boat trip under the supervision of a licensed outfitter or guide on the classified river section for which licensure is sought."	Clarification added after feedback from the industry.
5	103.02.b.iii.	N/A	Add "One (1) documented float boat trip on a classified section of river, under the supervision of an outfitter or guide licensed for that river, for an applicant able to demonstrate a log	Clarification added after feedback from the industry.

			of at least 500 miles operating as a commercial float boat operator on select whitewater rivers with characteristics similar to Idaho's classified rivers. To document this experience, a statement signed by the applicant under oath or affirmation should be recorded on a Board-approved form that includes precise put-in and take-out points, miles logged for each trip, and the names and addresses of the boat operators who have employed them."	
6	103.05.	Renewal. A license must be renewed before it expires by submitting a complete application for renewal on Board-approved forms together with the renewal fee. A license expires biennially on the license holder's birth date. Licenses not timely renewed will be immediately canceled in accordance with Section 67-2614, Idaho Code.	"A license expires annually or biennially on the license holder's birthdate in accordance with Section 36-2108, Idaho Code. A license not renewed on or before the license holder's birthdate will be immediately canceled in accordance with Section 67-2614(a), Idaho Code. No reinstatement fee will be charged."	Bring the Rule in line with statute and adds no reinstatement fees. Because guides are transitory and seasonal, it makes more sense for them not to be charged reinstatement fees.
7	205.04	Application Period and Consideration. Anyone wishing to apply for the opportunity must submit a complete application or amendment, including all applicable fees , by the date specified in the notice. The Board will consider the qualifications of all applicants and in its discretion select the best qualified applicant.	"Anyone wishing to apply for the opportunity must submit a complete application or amendment by the date specified in the notice. The Board will consider the qualifications of all applicants and in its discretion select the best qualified applicant."	Deleted "including all applicable fees". Fees will be collected when the applicant is selected for the opportunity.
8	257.09.b.	Beginning April 20 preceding the hunt or next business day, an allocated tag will be designated from the pool on a first-come, first-served basis to an outfitting operation without any designated allocated tags or which has utilized all of its designated allocated tags, using a waiting list when necessary. A maximum of two (2) allocated tags will be designated to each requesting outfitting operation until all other requesting outfitting operations have been served, then a requesting outfitting operation is eligible to receive a maximum of two (2) additional allocated tags from the pool, repeated until all requesting outfitting operations are served or until no tags remain.	"Beginning April 20th preceding the hunt, or the next business day thereafter, until July 16th, allocated tags will be designated from the pool on a first-come, first-served basis to an outfitting operation without any designated allocated tags or which has utilized all of its designated allocated tags, with a maximum of two tags per operation per round until all tags are designated."	Clarification of the Rule.
9	257.09.d.	N/A	"After July 16th, tags will be designated on a first-come, first-	Clarification of the Rule.

			served basis to an outfitting operation who has submitted a request for allocated tags from the pool. Any remaining tags will be distributed among all requesting operations with a maximum of two (2) tags per operation per round until all requested tags have been allocated.”	
10	259.01.	(CF2) Clark Fork River - Entire river upstream of a straight line extending north of county boat dock (near mouth of Johnson Creek) to Bear Paw Point (southwest tip of Denton Slough) (boating limited to the Friday preceding Memorial Day through December 31)	“(CF2) Clark Fork River - Entire river upstream of a straight line extending north of county boat dock (near mouth of Johnson Creek) to Bear Paw Point (southwest tip of Denton Slough) (boating limited to the Friday preceding Memorial Day through November 30)”	December 31 was an oversight during last year’s proposed changes. November 30 coincides with IDFG’s recommendations to not allow outfitted fishing during the catch-and-release rainbow trout season which begins on December 1 st .
11	259.02.	N/A	“(LS1) Little Salmon River – From Highway 95 bridge at Hazard Creek to confluence of the Main Salmon River. Annually, prior to May 15, portage of the amphitheater rapid on river right is required when anglers are present in the hole below the rapid. Closed for operating below mouth of the Rapid River in May and June through July when the salmon fishing season is open. No fishing. Maximum No. Power – None. Maximum No Float – 2”	Request from the industry to add the Little Salmon River to licensable waters. Idaho Fish & Game provided recommended edits to the proposed language aimed at reducing the likelihood of crowding issues and the potential for conflict between outfitters and non-commercial users when Steelhead and Salmon fisheries are running. The proposed language was incorporated into this proposed rule.
12	259.04.	Lake Coeur d’Alene – Maximum No Boats per Operator per Lake or Reservoir: 4 Lake Pend Oreille – Maximum No Boats per Operator per Lake or Reservoir: 4 Priest Lake – Maximum No Boats per Operator per Lake or Reservoir: 4	Lake Coeur d’Alene – Maximum No Boats per Operator per Lake or Reservoir: 2 Lake Pend Oreille – Maximum No Boats per Operator per Lake or Reservoir: 2 Priest Lake – Maximum No Boats per Operator per Lake or Reservoir: 2	Request from the industry to add additional boats. Idaho Fish & Game provided comments regarding these proposed changes. They opined that the impact the additional boats may have on fish populations was likely to be low. They did express concern for potential conflict between guided and unguided anglers but found it difficult to assess the impact or predict an outcome.

13	259.05.	Other Lakes and Reservoirs. All other Idaho lakes and reservoirs are limited to two (2) outfitters with a maximum of two (2) boats (float or power) per outfitter.	"All other Idaho lakes and reservoirs are limited to two (2) fishing outfitters with a maximum of two (2) boats (float or power) per outfitter."	Added the word "fishing" for clarification.
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