

IDAPA 16 – DEPARTMENT OF HEALTH AND WELFARE

16.06.01 – CHILD AND FAMILY SERVICES

DOCKET NO. 16-0601-2601

NOTICE OF RULEMAKING – PROPOSED RULE

AUTHORITY: In compliance with Section [67-5221\(1\)](#), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Sections [16-1601](#), [16-1629](#), [16-1623](#), [16-2001](#), [16-2102](#), [16-2406](#), and [16-2423](#), [39-1209](#) through [1211](#), [39-7501](#), [56-202\(b\)](#), [56-204A](#), [56-204B](#), [56-803](#), [56-1003](#), [56-1004](#), [56-1004A](#), [56-2703](#), and [56-1007](#), Idaho Code.

PUBLIC HEARING SCHEDULE: A public hearing concerning this rulemaking will be held as follows:

Wednesday, October 14, 2026 1:00 p.m. (MT)
In Person: 450 W. State Street, 10th Floor Boise ID 83720 Conference Rm 10B Virtual: Meeting link: https://teams.microsoft.com/meet/26808110472827?p=zQTQL8UUyqjJEsCuvS Meeting ID: 268 081 104 728 27 Passcode: R2xv77QJ Dial in by phone 1 972-454-4077 United States, Dallas Boise 1-208-609-5034 Phone conference ID: 853 083 164#

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

Chapter 16.06.01 is being updated to align with statute due to legislation passed during the 2026 legislative session pursuant to [SB 1257](#), [HB 245](#) (2025), and [HB 558](#). The rulemaking updates sections affected by enacted legislation such as the age of eligible young adults to access extended foster care, visitation between parents and children placed in foster care, the usage of death benefits for children in foster care, and general non-substantive language cleanup.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased:

There is no changes to fees.

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year as a result of this rulemaking:

There is no negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year as a result of this rulemaking.

NEGOTIATED RULEMAKING: Pursuant to Section [67-5220\(1\)](#), Idaho Code, negotiated rulemaking was conducted. The Notice of Intent to Promulgate Rules - Negotiated Rulemaking was published in the July 1, 2026, Idaho Administrative Bulletin, [Vol. 26-7 page 75](#).

INCORPORATION BY REFERENCE: Pursuant to Section [67-5229\(2\)\(a\)](#), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule: N/A.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Estela Cabrera at DHWRules@dhw.idaho.gov or (208) 334-5500.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before October 28, 2026.

DATED this 7th day of October, 2026.

Jared Larsen
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