

**IDAPA 13
TITLE 01
CHAPTER 04**

13.01.04 - RULES GOVERNING LICENSING

IDAHO FISH AND GAME COMMISSION

000. LEGAL AUTHORITY.

001. TITLE AND SCOPE.

002. WRITTEN INTERPRETATIONS.

003. ADMINISTRATIVE APPEALS.

004. INCORPORATION BY REFERENCE.

005. OFFICE—OFFICE HOURS—MAILING ADDRESS AND STREET ADDRESS.

The principal place of business of the Department of Fish and Game is in Boise, Idaho. The office is located at 600 South Walnut, Boise, Idaho and is open from 8 a.m. to 5 p.m., except Saturday, Sunday and legal holidays. The mailing address is: P.O. Box 25, Boise, Idaho 83707. (3-30-01)

006. -- 009. (RESERVED).

010. DEFINITIONS.

These definitions will provide clarity and consistency in enforcement of these rules.

02. Blind Person. A blind person is one who has a medically documented loss or impairment of his or her vision and includes any person whose visual acuity with correcting lens does not exceed twenty/two hundred (20/200) in the better eye, or whose vision in the better eye is restricted to a field which subtends an angle of not greater than twenty (20) degrees. (7-1-93)

04. Disabled. A person is disabled if they are deemed disabled by one or more, but not necessarily all of the following: the railroad retirement board pursuant to title 45 of the United States Code, or certified as eligible for federal supplemental security income (SSI); or social security disability income (SSDI); or a nonservice-connected veterans pension; or a service-connected veterans disability benefit with forty percent (40%) or more disability; or if a physician has certified any of the following – that a person has lost the use of one (1) or both lower extremities or both hands, or is unable to walk two hundred (200) feet or more unassisted by another person, or is unable to walk two hundred (200) feet or more without the aid of a walker, cane, crutches, braces, prosthetic device or a wheelchair, or is unable to walk two hundred (200) feet or more without great difficulty or discomfort due to the following impairments - neurological, orthopedic, respiratory, cardiac, arthritic disorder, blindness, or the loss of function or absence of a limb. (AMENDED)

08. Permanent Disability. Permanent disability is defined as a medically determinable physical impairment, which a physician has certified that the condition has no expectation for a fundamental or marked change at any time in the future. (AMENDED)

011. -- 099. (RESERVED).

100. RESIDENT LIFETIME COMBINATION, HUNTING AND FISHING LICENSE CERTIFICATES.

101. -- 199. (RESERVED).

207. -- 249. (RESERVED).

250. TAGS AND PERMITS ISSUED BY POINT-OF-SALE VALIDATION.

251. -- 259. (RESERVED).

263. -- 301. (RESERVED).

302. (NEW SECTION) DISABILITY LICENSES (DISABLED COMBINATION HUNTING/FISHING, DISABLED FISHING, DISABLED AMERICAN VETERANS COMBINATION HUNTING AND FISHING LICENSE AND DISABLED AMERICAN VETERANS FISHING LICENSE)

01. Applicants for Disability Licenses must attest to the disability requirements. It is a violation for any person to misrepresent any information to obtain a disability license.

02. Required Documentation must be submitted in person or by mail to the Department of Fish and Game set forth in 13.01.04.005. Applications must be supported by the documentation noted in either 13.01.04.302.02.a. or b as follows.

a. License buyer must present, to an Idaho Department of Fish and Game office or select vendor one of the following:

1. A current year's award statement in the individual's name showing that he or she is receiving SSI or SSDI benefits for the current year;
2. A letter from the Railroad Retirement board verifying disability status and being dated within three years preceding the application for a disabled license;
3. A letter from the Veterans Affairs office showing a percentage of disability of 40 percent (40%) or greater;
4. A letter from the Veterans Affairs office showing an individual is receiving a nonservice-connected pension.

b. License buyer must initially present to an Idaho Fish and Game office a form, prescribed by the Department, showing physician certification of permanent disability, defined in 13.01.04.010.04 and 13.01.04.010.08 or an individual may present their valid Idaho driver's license in lieu of the prescribed department form if the individual meets the disability requirements of Section 49-117(7)(b), Idaho Code, and the driver's license is appropriately marked as disabled. Physician certification will not be required for subsequent disability license application.

c. Individuals using the department form for a physician's permanent disability certification must complete and sign the application form. Each application submitted on the department form shall be accompanied by certification from the applicant's physician, physician assistant, or nurse practitioner stating which of the criteria set forth in 13.01.04.010.04 qualifies the applicant and why. The physician, physician assistant, or nurse practitioner shall also certify that the applicant is capable of holding, or holding and firing, without assistance from other persons, legal hunting and fishing equipment. If the physician, physician assistant, or nurse practitioner is not licensed to practice in Idaho, a photo copy of the physician, physician assistant, or nurse practitioner's medical license must accompany the application. Physicians, physician assistants, or nurse practitioners must check the appropriate box for a permanent disability on the application.