
IDAHO DEPARTMENT OF
WATER RESOURCES
STRATEGIC PLAN
FISCAL YEARS 2021-2024

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IDAHO DEPARTMENT OF WATER RESOURCES



OUR COMMITMENT

- ◆ *Act in the public interest of Idaho's water resources*
- ◆ *Serve our customers responsively*
- ◆ *Balance competing interests consistent with Idaho law*
- ◆ *Be forward-looking and innovative*
- ◆ *Deliver uncompromising ethical behavior*
- ◆ *Communicate early, honestly, and completely*
- ◆ *Return to the taxpayer an honest day's time and effort*

Our Mission

To serve the citizens of Idaho by ensuring that water is conserved and available to sustain Idaho's economy, ecosystems, and resulting quality of life

Our Vision

To achieve excellence in water management through innovation, efficiency, planning, and communication

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About the Idaho Department of Water Resources

AGENCY HISTORY

In the late 1800s and early 1900s, disputes about water use created the need for recording and regulation of water rights. In response, the 1895 Idaho Legislature created the Office of State Engineer. Water users could file applications to appropriate water with the agency, obtain written authorization to develop a water use, and perfect a recorded water right. The agency was renamed the Department of Reclamation in 1919 and then the Department of Water Administration in 1970. In 1965, the Legislature created the Idaho Water Resource Board (Board) and, in 1974, renamed the Department to the Idaho Department of Water Resources (IDWR or Department).

THE DEPARTMENT TODAY

Consistent with its original legislative purpose, IDWR approves or denies proposals to appropriate water or change existing water rights, archives water right records, recommends and records adjudicated water rights, and oversees the delivery of water in times of shortage. To promote the sustainable development of water resources, the Department gathers information and data about the water supplies of the state. Additional responsibilities include safety of dams, ground water protection (well construction oversight), the regulation of stream channel alterations, and coordination with local communities to comply with the National Flood Insurance Program.

The Board authors and updates a state water plan for the use, protection, and development of water resources in the state. The Board also holds several state monetary accounts in trust for the funding of water projects and improvements within the state.

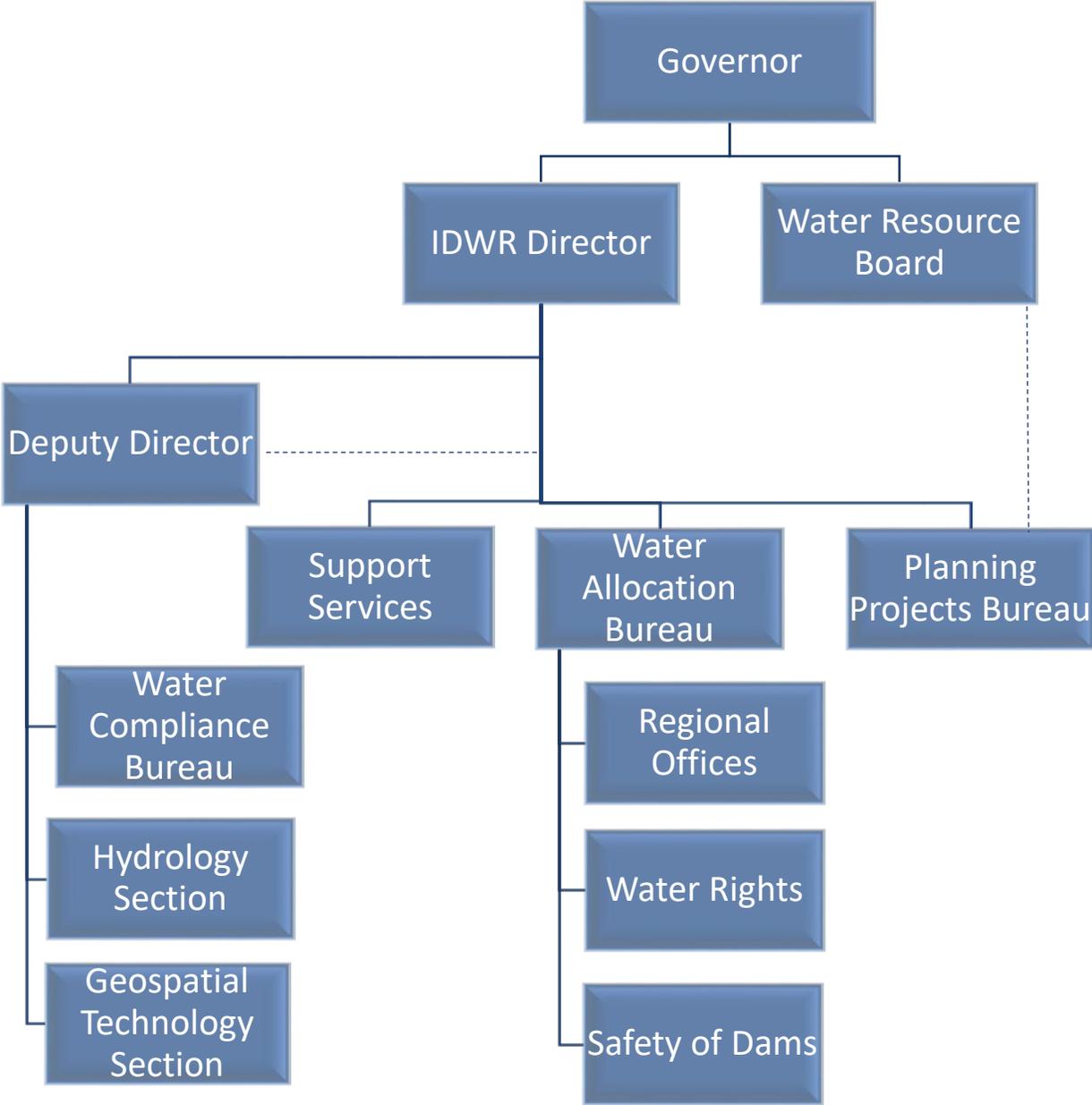
IDWR and the Board interact in a level working relationship. The Board establishes long-term vision and policy and implements water projects on behalf of the state. IDWR administers water rights and performs other regulatory functions.

There are three bureaus within IDWR: the Water Allocation Bureau, the Water Compliance Bureau, and the Water Planning Bureau. IDWR also has a stand-alone Hydrology Section and Geospatial Technology Section (GTS). The Purchasing, Financial, and Human Resources groups support the staff of the Department. (See organizational chart on page 7.) IDWR's Information Technology Services Bureau was consolidated under the State's Office of Information Technology Services on July 1, 2020.

LOOKING FORWARD

Greater demand on a finite supply of water has changed the focus of IDWR and the Board in recent years. To protect senior priority water rights, IDWR has limited appropriations of water in many areas of the state and has regulated the use of water in times of water shortage. The Board has exerted significant efforts to enhance water supplies to address shortages and future needs. These efforts will intensify as the demands for water from prospective water users' increase. The challenge for IDWR and the Board is to fulfill the sometimes conflicting directives of promoting the sustainable development of Idaho's water resources for the benefit of its citizens while, at the same time, protecting senior water right holders.

IDWR Organizational Structure



About This Plan

STATUTORY REQUIREMENT

Idaho law requires state agencies to develop a strategic plan that is the foundation for performance commitments and assessing progress toward agency goals (Idaho Code § 67-1903). Strategic plans are based on the state fiscal year (July 1 through June 30); cover a 4-year period, including the year in which they are developed; and are updated annually.

GOALS AND OBJECTIVES

This plan contains four goals. Each goal relates to one of four essential Department functions: managing water resources, administering water rights, financing projects, and supporting staff. Specific objectives will lead the Department to meet these goals. Performance measures, or benchmarks, associated with those objectives, inform the Department of its progress.

Goals:

- 1) Manage and allocate water resources as required by statute to optimize economic activity and protect public safety
- 2) Administer and regulate water rights, protect senior water rights, and conserve Idaho's water for future use
- 3) Promote and finance projects that will ensure the sustainability of water sources into the foreseeable future, and that will optimize the use of water of the State of Idaho
- 4) Enhance the capability of the Department to manage and protect the water resources of the state and serve the public

EXTERNAL FACTORS

Several factors outside of the Department's control could affect this plan and the Department's pursuit and achievement of the stated goals:

- Availability of funding
- Federal and State regulatory actions and mandates
- Weather patterns, droughts, natural disasters, and other environmental factors
- Litigation and court decisions

PLAN DEVELOPMENT AND APPROVAL

The IDWR Strategic Plan, developed by the Director's Executive Team, establishes the agency's near and long-term priorities and establishes tangible objectives. By evaluating productivity with performance measures, the Department and the public can assess IDWR's progress and success in implementing and achieving these goals. IDWR welcomes any input from staff and will publish the plan for all IDWR employee's reference.

The Director's Executive Team consists of the following: Gary Spackman, Director; Mat Weaver, Deputy Director; Tim Luke, Compliance Bureau Chief; Brian Patton, Planning & Projects Bureau Chief; Shelley Keen, Water Allocation Bureau Chief; Sean Vincent, Hydrology Section Manager; Linda Davis, Geospatial Technology Section Manager; Sascha Marston, Fiscal Officer; and Holly Wimer, Human Resources Officer.

GOAL 1:

MANAGE AND ALLOCATE WATER RESOURCES AS REQUIRED BY STATUTE TO OPTIMIZE ECONOMIC ACTIVITY AND PROTECT PUBLIC SAFETY

The Department manages and allocates the state's water resources. The orderly administration of the finite water resources within the state begins with an accurate determination of existing water rights through court adjudications. Efficient processes to appropriate water for new uses and to change existing water rights are also necessary to sustain economic activity and growth. The Department protects the public safety by enforcing minimum design criteria and construction standards for the construction of wells, stream channel alterations, and the construction of dams and mine tailings impoundment structures. These tasks all require accurate and accessible hydrologic data to support decisions.

Goal 1, Objective 1: Reduce processing delays for major water right processes: applications for permit, water right licensing, applications for transfer, water supply bank leases and rentals, and ownership changes. (Water Allocation)

PERFORMANCE MEASURE	FY21 BENCHMARK	FY22 BENCHMARK	FY23 BENCHMARK	FY24 BENCHMARK
Size of the pending water right licensing workload (licensing backlog) no more than:	550	450	350	300
Number of unprotected applications for permit not subject to a moratorium no more than:	200	175	150	125
Number of protested applications for permit not subject to a moratorium no more than:	180	160	140	120
Number of pending transfer applications (transfer backlog) no more than:	100	100	100	100
Number of pending ownership changes no more than:	200	200	200	200
Median number of days to receive, process, and recommend water supply bank leases and rentals no more than:	30	30	30	30

Goal 1, Objective 2: Determine the validity (or elements) of each claim to a water right filed in the general adjudications commenced in Idaho and submit Director’s Reports for recommendation to the court. (Water Allocation)

- Director’s Report for the Palouse River Basin Adjudication completed **by October 31, 2021**.
- Begin taking claims in the Clark Fork Pend Oreille Adjudication **by October 31, 2021**.
- Complete a detailed plan for funding, commencing, and conducting the Bear River Basin Adjudication **by December 1, 2020**.

Goal 1, Objective 3: Streamline hydrologic data collection and processing. (Hydrology)

- Deploy at least 25 new pressure transducers into existing monitoring wells each year **by June 30**.
- Implement ground water data management system **by September 30, 2020**.
- Integrate the use of Survey 1-2-3 automated data acquisition into hydrologic data collection programs as opportunities present themselves.

Goal 1, Objective 4: Modernize record retention processes in the water rights program to reduce labor costs, enhance accessibility, and limit paper use.

(Water Allocation)

- Complete a Document Retention Schedule **by December 31, 2021.**
- Begin implementation of the Document Retention Schedule **by June 30, 2022.**

Goal 1, Objective 5: Recruit, develop, and maintain an experienced and trained group of core hearing officers to resolve contested case applications promptly.

(Director)

- Seek funding, hire, and train one full-time Hearing Officer Coordinator **by June 30, 2022.**
- Send at least one hearing officer per year to training through the National Judicial College beginning **July 1, 2021.**
- Continually work to replace outgoing hearing officers by offering learning experiences to current IDWR staff **beginning July 1, 2021.**
- Each trained hearing officer shall preside over, and resolve, a minimum of two contested cases per fiscal year **beginning July 1, 2020.**

Goal 1, Objective 6: Timely issue Stream Channel Alteration (SCA) permits that balance the protection of private property, public safety, and stream channels.

(Water Compliance)

PERFORMANCE MEASURE	FY21 BENCHMARK	FY 22 BENCHMARK	FY23 BENCHMARK	FY24 BENCHMARK
Percentage of SCA applications processed within 60 days of receipt (minimum standard projects only)	75%	75%	75%	75%
Percent of permitted SCA activities receiving pre or post-inspection	10%	15%	20%	25%

Goal 1, Objective 7: Ensure up-to-date Operation/Emergency Plans exist for all high hazard dams. *(Water Allocation)*

PERFORMANCE MEASURE	FY21 BENCHMARK	FY22 BENCHMARK	FY23 BENCHMARK	FY24 BENCHMARK
Percent of high hazard dams that have an up-to-date Operation/Emergency Plan	75%	90%	95%	95%

Goal 1, Objective 8: Inspect wells during construction, modification, or decommissioning to ensure well construction activities do not harm the public or waste or contaminate a water resource. (Water Compliance)

PERFORMANCE MEASURE	FY21 BENCHMARK	FY22 BENCHMARK	FY23 BENCHMARK	FY24 BENCHMARK
Percentage of wells inspected during construction, modification, or decommissioning. ¹	25%	28%	30%	30%

Goal 1, Objective 9: Educate and engage with regulated industry, landowners, and communities regarding resource protection laws, rules, and policies. (Water Compliance)

PERFORMANCE MEASURE	FY21 BENCHMARK	FY22 BENCHMARK	FY23 BENCHMARK	FY24 BENCHMARK
Percentage of IGWA well driller association workshops supported by IDWR ²	100%	100%	100%	100%
Number of NFIP ³ Community Assistance Visits(CAV)	8-10	8-10	8-10	8-10
Number of NFIP Community Assistance Contacts (CAC) initiated	25	25	25	25

¹ Of newly constructed well inspections, IDWR will target 5-10% during placement of well seals. The remaining inspections will take place during other phases of construction.

² This annual benchmark is consistent with the agreement between IDWR and IGWA.

³ Annual benchmarks are consistent with FEMA contract goals.

GOAL 2:

ADMINISTER AND REGULATE WATER RIGHTS, PROTECT SENIOR WATER RIGHTS, AND CONSERVE IDAHO'S WATER FOR FUTURE USE

Idaho law tasks the Director of IDWR to “direct and control” the distribution of natural water sources within the state. To orderly distribute water, the Department creates water districts. Watermasters distribute water within the water districts. The water users within a district elect watermasters. Watermasters measure water diversion and use, control and curtail diversions of water by priority date, and curtail unauthorized uses. Administration includes the development and enforcement of water measurement standards to support accuracy and fairness. In addition, administration requires the development of tools to account for water diversions and use, assess the hydrologic impact from water diversions, and predict future water supplies.

Goal 2, Objective 1: Create or modify water districts within the Snake River Basin.
(Water Compliance)

Priority areas/sources include the Upper Salmon River and tributaries downstream of Salmon (Administrative Basin 75), some periphery areas of the Eastern Snake Plain Ground Water Management Area not currently included in water districts, and adding ground water sources to water districts within the Portneuf River drainage (Administrative Basin 29).

PERFORMANCE MEASURE	FY21 BENCHMARK	FY22 BENCHMARK	FY23 BENCHMARK	FY24 BENCHMARK
Number of water districts created or modified within the Snake River Basin	1 – 2	1 - 2	1 - 2	1-2

Goal 2, Objective 2: Improve the administration of water rights and regulation of water use in water districts throughout the state. (Water Compliance)

PERFORMANCE MEASURE	FY21 BENCHMARK	FY22 BENCHMARK	FY23 BENCHMARK	FY24 BENCHMARK
Integrate the use of Survey 1-2-3 automated data acquisition applications in new Water Districts.	2-3	2-3	2-3	2-3
Annually conduct and host training workshops or individual watermaster training courses.	3	3	3	3

- Revise Watermaster Handbook **by June 30, 2021.**

Goal 2, Objective 3: Maintain and enhance a timely, fair, transparent, and consistent enforcement program. (Water Compliance)

- Complete a minimum of one area-wide irrigation audit with GIS based tools and methods annually, **beginning July 1, 2020**
- Complete an annual Enforcement Statistics Report summarizing IDWR compliance program results, and publish to the IDWR website by January 15 of each year, **beginning January 15, 2020**

Goal 2, Objective 4: Develop and improve tools to administer surface and ground water resources. (Hydrology)

- Document special calculations for Water Districts 01, 63, and 65 storage programs **by June 30, 2020.**
- Construct and calibrate a transient ground water flow model for the Treasure Valley aquifer system, and publish a final report **by December 31, 2021.**

- Complete the *Big Lost Basin Hydrologic Characterization Project*, including drilling 19 monitoring wells, installing an Agrimet station, conducting geophysical surveys, conducting spring and fall seepage runs, and completing a basin water budget and hydrogeologic framework **by October 1, 2021**.

Goal 2, Objective 5: Analyze water level monitoring data and prepare technical reports summarizing aquifer conditions for priority water resources. (Hydrology)

- Prepare peer reviewed technical summary reports of water level data, water level trends, and aquifer conditions for every Ground Water Management Area (twelve GWMA currently designated) on a five year frequency. To meet the publication goal for twelve reports every five years, 2-3 GWMA reports must be completed per year, **on-going**.
- Prepare peer reviewed technical summary reports of water level data, water level trends, and aquifer conditions for every Critical Ground Water Area (eight CGWAs currently designated) on a five year frequency. To meet the publication goal of eight reports every five years, 1-2 CGWA reports must be completed per year, **on-going**.
- Prepare a peer reviewed technical report characterizing and summarizing the surface and ground water hydrology of the Big Lost River Basin, **by December 31, 2021**.
- Prepare a peer reviewed technical report summarizing water level data, water level trends, and aquifer conditions for Marsh Creek tributary to the Portneuf River, **by December 31, 2021**.
- Prepare a peer reviewed technical report characterizing and summarizing the surface and ground water hydrology of the Raft River Basin, **by December 31, 2023**.

GOAL 3:

PROMOTE AND FINANCE PROJECTS THAT WILL ENSURE THE SUSTAINABILITY OF WATER INTO THE FORESEEABLE FUTURE AND THAT WILL OPTIMIZE THE USE OF WATER OF THE STATE OF IDAHO

The 2016 Legislature passed Senate Concurrent Resolution 137 (SCR137), instructing the Board to identify and implement water projects to stabilize aquifers and enhance ground water supplies throughout Idaho. Ground water levels have been declining, and in some areas, aquifers cannot sustain all surface and ground water uses. Reduced water supplies often result in contentious, costly, and time-consuming litigation. To prevent negative economic impacts on the state and local regions, SCR137 encouraged the Board to proactively implement water projects to reverse ground water level declines and stabilize aquifers across the state. The 2017 addition of Policy 8A to the State Water Plan strengthened SCR137, and reads: "Sustainability of the active stewardship of Idaho's water resources to satisfy current uses and assure future uses of this renewable resource in accordance with State law and policy."

Goal 3, Objective 1: Develop a 250,000 acre-foot average annual managed recharge program for the Eastern Snake Plain Aquifer to stabilize and recover the aquifer.
(Planning & Projects)

PERFORMANCE MEASURE	FY21 BENCHMARK	FY22 BENCHMARK	FY23 BENCHMARK	FY24 BENCHMARK
Annual volume of water recharged into the Eastern Snake Plain Aquifer by the Board. ⁴	250,000 acre-feet	250,000 acre-feet	250,000 acre-feet	250,000 acre-feet

Goal 3, Objective 2: Complete the Mountain Home Air Force Base (Base) Water Supply Project to deliver a sustainable surface water supply to the Base and relieve demands on the over-drafted Mountain Home Aquifer. *(Planning & Projects)*

- Before **January 2021**, exercise option in Simplot Water Rights purchase agreement allowing the Board to extend the project completion date from 2021 to 2026.
- Work with US Congressional delegation and the US Air Force to secure federal funding for the water treatment plant in **FY2022** Federal Budget.
- Work with the Governor and Legislature to determine if legislatively appropriated large water infrastructure funds can fund the pump station and pipeline **by January 2021**.
- Develop and execute a water service contract with the US Air Force **by June 30, 2021**.
- Commence construction as soon as funding is secured, and a water service contract is executed to complete the project **by December 31, 2026**.

Goal 3, Objective 3: Anderson Ranch Dam Raise for additional water storage.
(Planning & Projects)

- Complete Boise River Feasibility Study and associated Environmental Compliance Studies to determine the feasibility of the Anderson Ranch Dam **by January 2021**.
- Coordinate with Treasure Valley water users and the US Bureau of Reclamation (Reclamation) to identify and contract for the use of additional storage **by June 30, 2022**.
- If the dam raise is determined feasible, work with the US Congressional delegation, Governor Little, the Idaho Legislature, and Reclamation, to secure federal funding through the Water Infrastructure Improvements for the Nation Act (WIIN Act, PL 114-322) **by June 30, 2022**.
- Ensure State and local funds for the project are in place **by June 30, 2022**.
- Commence construction as soon as funding is secured and contracts between the Board and Reclamation executed. **(FY2023)**

⁴ This annual benchmark is directed by the 2016 Idaho Legislature, SCR 136, which directs the recharge of 250,000 acre-feet on an average annual basis by 2024, and is included in the State Water Plan.

Goal 3, Objective 4: Complete the Lemhi Basin Framework Program, which includes maintaining 35/25 cfs at the L6 Gage and completing 10 Lemhi River tributary re-connects by 2024. (Planning & Projects)

- As directed by the Idaho Legislature through 2020 Senate Concurrent Resolution 137, initiate efforts to resolve issues related to the use of high flows on the Lemhi River in cooperation with IDWR and the local water users
- Ensure 16.83 cfs of flow established through existing permanent agreements are delivered past the L-6 diversion and quantified at the USGS gage site 13305310 LEMHI RIVER BELOW L-5 DIVERSION.
- Ensure 15.4 cfs of flow established through short-term agreements are delivered past the L-6 diversion and quantified at the USGS gage site 13305310 LEMHI RIVER BELOW L-5 DIVERSION.
- Implement source switch (e.g., relocation of diversion from tributary to main stem) at L-6 on Lemhi River to support anadromous fish passage by establishing 6.4 cfs of additional flow, **by June 30, 2022.**
- Ensure nine existing tributary re-connect projects are operated consistent with the Lemhi Basin Framework.
- Plan and complete one new tributary re-connect project **by December 31, 2024.**

Goal 3, Objective 5: Complete Upper Salmon Basin projects to support anadromous fish recovery basin-wide. (Planning & Projects)

- Implement Morgan Creek Flow Agreements by **June 30, 2022.**
- Identify and plan for one additional project to support fish recovery efforts outside of the Lemhi Basin each year, **on-going.**

Goal 3, Objective 6: Develop and implement water sustainability projects statewide. (Planning & Projects)

PROJECTS	FY21 BENCHMARK	FY22 BENCHMARK	FY23 BENCHMARK	FY24 BENCHMARK
Complete Priest Lake Water Management Project	Begin Project Construction	Construct Project	Complete Project Construction	N/A
Bear River, Bear Lake Operations	Identify and evaluate changes in operation that will result in additional water for storage and power generation.	Implement actions to optimize Bear Lake operations.	Implement action to optimize Bear Lake operations.	Operate Bear Lake in an optimized manner
Cooperative Cloud Seeding Program	Coordinate cloud seeding operations, build-out improvements, and other activities with stakeholders in Basins 01, 37, and 63.	Coordinate cloud seeding operations, build-out improvements, and other activities with stakeholders in Basins 01, 37, and 63.	Coordinate cloud seeding activities with stakeholders in Basins 01, 37, and 63.	Coordinate cloud seeding activities with stakeholders in Basins 01, 37, and 63.
Cooperative Cloud Seeding Program	N/A	Complete high-level analysis of water user benefits from cloud seeding programs in Basins 01, 37, and 63.	Complete In cooperation with stakeholders initiate comprehensive forecasting and monitoring tool to analyze water user benefits from cloud seeding programs in Basins 01, 37, and 63.	Complete comprehensive forecasting and monitoring tool to analyze water user benefits from cloud seeding programs in Basins 01, 37, and 63.
Treasure Valley Ground Water Recharge Study	Determine if further actions are needed	If needed, pursue funding and authority	Implement any actions deemed necessary from FY21.	Operate model as needed

GOAL 4:

ENHANCE THE CAPABILITY OF THE DEPARTMENT TO MANAGE AND PROTECT THE WATER RESOURCES OF THE STATE AND SERVE THE PUBLIC

The Department cannot accomplish its responsibilities without traditional “back office” support, including Human Resources, Finance, Purchasing, and Information Technology Services (ITS). These support functions are vital to the success of Department employees and IDWR as a whole. Objectives in this area focus on employee development, offering support and tools to meet employee needs, and working with the Governor’s Office of Information Technology Services (OITS) to build and implement up-to-date and secure technology solutions to increase the efficiency of the Department.

Goal 4, Objective 1: Develop a framework to document and prioritize the development, implementation, enhancement, and modification of OITS related projects. (Agency-wide)

- Create an OITS Project Policy that defines the decision making authority and process for prioritizing software development projects **by December 31, 2020**

Goal 4, Objective 2: Establish and implement uniform standards for, GTS, user interface, and web systems. (GTS)

- Develop and implement service-orientated architecture services that can be referenced by multiple applications to eliminate redundant application code and application maintenance **by June 30, 2021.**

Goal 4, Objective 3: Evaluate and modify enterprise content management systems (ECM) to upgrade or replace the current document management system, support web form creation/submission, reduce costs, improve customer service, and support transition to paperless records. (Agency-wide)

- Evaluate and recommend changes to ECM to OITS, **by August 30, 2020.**
- Assist OITS in pursuing funding and approval for new ECM **beginning June 1, 2021.**
- Implement a new web form system **by June 30, 2023.**

Goal 4, Objective 4: Document the design and creation of workflow software by OITS to assign and track the water rights workload across all IDWR offices, measure and report individual and program performance, and adjust workload distribution to meet current needs. (Water Rights)

- Phase 1: Document the requirements (functionality, input/output, security, audit trail, interfaces, etc.) and expectations of the project by **March 31, 2021.**
- Phase 2: Submit a proposal to OITS for the development of the application by **June 30, 2021.**

Goal 4, Objective 5: Expand and improve GTS support of IDWR businesses (GTS)

- Develop an application that utilizes spatial, image, and NDVI analysis to automate the identification of water use violations to assist staff in enforcement actions, **by June 30, 2021.**

Goal 4, Objective 6: Implement processes and procedures to successfully recover IDWR’s business operations if the State Office becomes inaccessible or inoperable (Agency-wide)

PERFORMANCE MEASURE	FY21 BENCHMARK	FY22 BENCHMARK	FY23 BENCHMARK	FY24 BENCHMARK
Review the IDWR Continuity of Operations Plan (COOP) and Disaster Recovery Plan (DRP) and update personnel contact lists and emergency contact procedures	October 31, 2020	N/A	October 31, 2022	N/A
Review and update the IDWR Continuity of Operations Plan (COOP) and Disaster Recovery Plan (DRP) to meet Recovery Time Objectives (RTO) and Recovery Point Objectives (RPO).	October 31, 2020	N/A	October 31, 2022	N/A

Goal 4, Objective 7: Review current hardware and software and ensure IDWR personnel have all the necessary IT resources to do their jobs efficiently in various locations in and away from the office. (Agency-wide with OITS)

PERFORMANCE MEASURE	FY21 BENCHMARK	FY22 BENCHMARK	FY23 BENCHMARK	FY24 BENCHMARK
4+-year-old workstations and 3+-year-old laptops replaced agency-wide	June 30, 2021	June 30, 2022	June 20, 2023	June 20, 2024

- Evaluate transition from desktop computer work stations to laptop workstations for all employees, **by June 30, 2021.**
- Acquire permanent VPN and RDP licensing to support agency-wide remote working capabilities, **by June 30, 2021.**
- Acquire and maintain tools and licensing to support agency-wide virtual meetings and teleconferencing, **by June 30, 2021.**

ADDENDUM:

ADOPTION OF THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY (NIST) CYBERSECURITY FRAMEWORK AND IMPLEMENTATION OF CENTER FOR INTERNET SECURITY (CIS) CRITICAL SECURITY CONTROLS 1 – 5.

As a technology customer of the Office of Information Technology Services (OITS) in the Governor's Office, IDWR is using the cybersecurity systems and technical expertise in OITS to fulfill requirements related to Executive Order 2017-02. Staff from OITS were briefed on the NIST Core Framework, CIS Controls 1-5, and their plan for adoption of the NIST Cybersecurity Framework. IDWR participates in DHR and OITS administered cybersecurity training, as awareness is a critical component of an effective cybersecurity program. As briefed by OITS staff, implementation of the CIS Controls 1-5 will be their responsibility for the systems they operate and, as technological tools applied to the computer systems, largely invisible to us as a customer. OITS, working through the multi-agency Incident Response Task Force, has developed an Incident Response Program in support of our agency.

ADDENDUM:

EFFORTS TO MEET THE REQUIREMENTS AND INTENT OF THE GOVERNOR'S RED TAPE REDUCTION ACT OF 2019

The Red Tape Reduction Act (Executive Order 2019-02) requires state agencies to comprehensively review their administrative rules to identify costly, ineffective, or outdated regulations. To meet the requirements of Executive Order 2019-02, the IWRB and IDWR are working toward repealing or significantly simplifying at least two existing rules for each new rule proposed. On July 19, 2019, the IWRB and IDWR reauthorized 16 of the existing 17 chapters under IDAPA Title 37 as temporary and proposed rules. Of the 16 chapters, IDWR eliminated unnecessary, out dated, or unlawful rules from eight chapters. In total, the IWRB and IDWR eliminated one whole chapter (IDAPA 37.02.02, Funding Program Rules), 27,123 words, and 474 restrictive words from its administrative rules. In further fulfillment of Executive Order 2019-02, the IWRB and IDWR plan to initiate negotiated rulemaking in 2019 and 2020 to further revise its Administrative Rules.

Objective 1: Before the end of FY 2021, designate a Rules Review Officer and conduct an extensive review of the agency rules to identify and eliminate costly, inefficient, and outdated rules that may impede business in Idaho.

- Designate a rules review officer – completed March 2019 – Mat Weaver
- Conduct preliminary review of Rules for reauthorization by 2020 Legislature – completed July 2019.
- Present first phase of reauthorized and revised rules to Legislature – completed April 2020.
- Republish temporary rules because of legislature's failure to authorize rules – Summer 2020
- Initiate negotiated rulemaking for Recreational Dredge Mining Rules, IDWR Procedural Rules, and Safety of Dams Rules – spring 2021.
- Present results of negotiated rulemaking to Legislature by April 2022.
- Evaluate additional rules and determine need for additional negotiated rule making by June 30, 2022.