

IDAPA 50 – IDAHO COMMISSION OF PARDONS AND PAROLE

50.01.01 – RULES OF THE COMMISSION OF PARDONS AND PAROLE

DOCKET NO. 50-0101-1701

NOTICE OF INTENT TO PROMULGATE RULES – NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 20-223, Idaho Code.

MEETING SCHEDULE: A public meeting on the negotiated rulemaking will be held as follows:

PUBLIC MEETING
Wednesday, September 13th, 2017
1:00 pm to 2:00 pm

3056 W. Elder Street
Boise, ID 83705

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

METHOD OF PARTICIPATION: Persons wishing to participate in the negotiated rulemaking must do the following: Submit questions in writing relating to proposed changes only prior to hearing.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

The Commission of Pardons and Parole is updating its administrative rules to reflect current operating processes and legislation passed in the 2016- 2017 session amending IC20-210, 20-213A, IC20-223 and IC20-229B. The rules will be updated to:

- a) reflect statutory language regarding expansion of the commission to seven members, increase commissioner compensation, the number of commissioners required for violation hearings;
- b) create a procedure to be used with firearm restoration applications, including the use of an executive session for deliberation;
- c) update language regarding parole decisions;
- d) implement statutory changes regarding sanctions;
- e) address technical advancements used in the hearing process;
- f) define the term commissioner as well as terms used in the SIPR process; and
- g) clarify victims services.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text contact Mary Schoeler, 3056 Elder St. Boise, Idaho 83705. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the commission web site at the following web address: <https://parole.idaho.gov>.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before September 13, 2017.

DATED this 25th day of August, 2017.

Mary Schoeler, Legal Assistant
Phone: (208) 334-2520

3056 Elder Street
Boise, Idaho 83705