

**IDAPA 39 – IDAHO TRANSPORTATION DEPARTMENT**

**39.02.75 – RULES GOVERNING NAMES ON DRIVER’S LICENSES AND IDENTIFICATION CARDS**

**DOCKET NO. 39-0275-1901**

**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 Sections 40-312 & 49-201, Idaho Code.

**MEETING SCHEDULE:** A public meeting on the negotiated rulemaking will be held as follows in the information below.

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:

Participation in-person is available in-person or via the following methods:

<b>Wednesday, July 24, 2019 – 1:30 pm to 3:00 pm (MDT)</b>
<b>LIVE MEETING</b>
<b>ITD Headquarters 3311 W. State Street Boise, ID 83703</b>
<b><a href="#">Join Webex Meeting</a></b>
<b>Meeting Number (Access Code): 801 948 211 Event Password: 12345</b>
<b>Join by Phone at:</b>
<b>1-844-740-1264 USA Toll Free 1-415-655-0003 US Toll</b>

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.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions 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:

This rule was previously established to provide regulations on name change options and required documentation. The rule is outdated and has caused confusion regarding married and divorced applicant name options. Under the Governor’s **Red Tape Reduction Act**, this rule change will decrease regulations and restrictions on Idaho residents. The modifications to the language in this rule will simplify name structure in cases of marriage and divorce and remove a specific requirement for the order of a hyphenated last name for the purpose of issuing driver licenses and identification cards.

**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 (if available), please contact Brendan Floyd, DMV Program Specialist, at (208)

334-8474. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Transportation Department's website at the following web address: <https://itd.idaho.gov/rulemaking/>.

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 Monday, July 29, 2019.

Dated this 7th day of June 2019.

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