



Jeff Youtz  
Director

# Legislative Services Office Idaho State Legislature

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## MEMORANDUM

**TO:** Rules Review Subcommittee of the Senate Commerce & Human Resources Committee and the House Commerce & Human Resources Committee  
**FROM:** Principal Legal Analyst - Eric Milstead  
**DATE:** September 18, 2013  
**SUBJECT:** Office of the Governor - Division of Human Resources and Personnel Commission

IDAPA 15.04.01 - Rules Pertaining To The Rules of the Division of Human Resources & Personnel Commission (Docket No. 15-0401-1302)

The Division of Human Resources submits notice of proposed rulemaking at IDAPA 15.04.01 -- Rules of the Division of Human Resources & Personnel Commission. The division notes that several of the changes in the proposed rule are necessary due to the changes in statute stemming from the passage during the 2013 Session of Senate Bill 1045aa. That bill revised the definition of the term "veteran" as it relates to the rights and privileges of veterans as provided for in Title 65, Chapter 5, Idaho Code. Other changes found in the proposed rule clarify certain rules to achieve more consistency across agencies and definitions for a few certain terms were added to merge the rule with Executive Order and an "Agency Guidance Memorandum."

The proposed rule, consequently, provides: a new definition of the term "veteran" and a definition of the term "disabled veteran," as well as revising a number of other definitions. (See Rule Section 010.) The proposed rule revises provisions governing veterans preference (Rule Section 020) and adds provisions governing "salary equity increases". (Rule Section 072.04.) The proposed rule also revises provisions dealing with disabled veterans' preference, the calculation of retention points and performance evaluations. (See, Rule Sections 102.03; 141; and 210)

The division states that negotiated rulemaking was conducted.

The agency's proposed rule appears to be authorized pursuant to section 67-5309, Idaho Code.

cc: Office of the Governor - Division of Human Resources and Personnel Commission  
Vicki Tokita & Michelle Peugh