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**IDAPA 52
TITLE 01
CHAPTER 01**

IDAPA 52 – IDAHO STATE LOTTERY COMMISSION

**52.01.01 – RULES OF PRACTICE AND PROCEDURE OF THE
IDAHO STATE LOTTERY COMMISSION**

000. LEGAL AUTHORITY (RULE 0).

These rules are adopted under the general legal authority of Title 67, Chapter 74, Idaho Code, and the specific legal authority of Sections 67-7401, 67-7404, 67-7406, 67-7408, and 67-7411, Idaho Code, and under the general legal authority of Title 67, Chapter 77, Idaho Code, and the specific legal authority of Sections, 67-7705, 67-7708, 67-7712, 67-7714, Idaho Code, and any other sections of these chapters referring to rules, rulemaking or contested cases. (4-2-08)

001. TITLE AND SCOPE (RULE 1).

01. Title. The title of these rules are IDAPA 52.01.01, “Rules of Practice and Procedure of the Idaho State Lottery Commission.” (4-2-08)

02. Scope. The scope of these rules is to govern all contested case proceedings before the Idaho State Lottery and all rulemaking before the Idaho State Lottery. (4-2-08)

002. WRITTEN INTERPRETATIONS (RULE 2).

All written interpretations of these rules are available for public inspection and copying at the offices of the Idaho State Lottery, 1199 Shoreline Lane, Boise, Idaho. (4-2-08)

003. ADMINISTRATIVE APPEALS (RULE 3).

These rules provide the procedures for administrative appeals of contested cases before the Idaho State Lottery under Title 67, Chapter 77, Idaho Code. There are no contested cases under Title 67, Chapter 74, Idaho Code. (4-2-08)

004. INCORPORATION BY REFERENCE (RULE 4).

These rules incorporate by reference IDAPA 04.11.01, “Idaho Rules of Administrative Procedure of the Attorney General.” (4-2-08)

005. OFFICE – OFFICE HOURS – MAILING ADDRESS AND STREET ADDRESS (RULE 5).

01. Street Address. The Idaho State Lottery is located at 1199 Shoreline Lane, Boise, Idaho 83702, which is the street address for purposes of in-person delivery of documents in contested cases or rulemaking or the address at which persons may in person request copies of documents in contested cases or rulemaking. (4-2-08)

02. Mail Address. The Idaho State Lottery’s mailing address for purposes of filing documents by mail in contested cases or rulemaking is P.O. Box 6537, Boise, Idaho 83707-6537. (4-2-08)

03. Office Hours. The office hours of the Idaho State Lottery for purposes of filing documents in a contested case or a rulemaking are 8 a.m. through 5 p.m. (4-2-08)

04. Contested Case Files. Any documents intended to be part of the file in a contested case or a rulemaking must list the case caption or rulemaking docket caption on the front page and include the case number or the rulemaking docket number on the front page. Cover letters to filings in contested cases or rulemaking should be sent to the attention of the Director of the Idaho State Lottery. (4-2-08)

006. PUBLIC RECORDS ACT COMPLIANCE (RULE 6).

These rules have been promulgated in accordance with the Administrative Procedure Act, Title 67, Chapter 52, Idaho Code, and are a public record. (4-2-08)

007. DEFINITIONS (RULE 7).

IDAPA 04.11.01, "Idaho Rules of Administrative Procedure of the Attorney General," which are hereby incorporated by reference, govern all practice and procedure before the Lottery Commission in contested case proceedings and in rulemaking. As they pertain to this chapter of rules, the following terms used in IDAPA 04.11.01 shall mean:

(4-2-08)

01. Agency. Whenever the term "agency" is used, that term shall mean the Idaho State Lottery.

(4-2-08)

02. Agency Head. Whenever the term "agency head" is used, that term means the Lottery Commission if the term refers to the body with ultimate contested case or rulemaking authority. If the term "agency head" is used to refer to the officer in charge of day-to-day administrative authority for the agency, that term means the Director of the Idaho Lottery.

(4-2-08)

008. -- 999. (RESERVED)

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