

Temporary Rulemaking Notice

IDAPA 50 – COMMISSION OF PARDONS AND PAROLE

50.01.01 - RULES GOVERNING IDAHO COMMISSION OF PARDONS AND PAROLE...

DOCKET NO. 50-0101-2101

NOTICE OF RULEMAKING - ADOPTION OF TEMPORARY RULE

EFFECTIVE DATE: The effective date of the temporary rule is 11-19-20

AUTHORITY: In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted a temporary rule. The action is authorized pursuant to Section(s) 20-223;20-210A(3) Section 20-223(1)-(5); Section 20-224(2); Section 20-240A(4); section 20-240B(5), Idaho Code.

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of its supporting reasons for adopting a temporary rule:

This is to revise language to be consistent with a recent Supreme Court ruling. Persons convicted of vehicular manslaughter or driving under the influence will be required to wait 15 years after pleading guilty or being found guilty to apply for a pardon.

TEMPORARY RULE JUSTIFICATION: Pursuant to Section(s) 67-5226(1) (*include appropriate section(s) a, b, and/or c*), Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons:

This will revise language to be consistent with a recent Supreme Court Ruling. This temporary rule will require persons convicted of vehicular manslaughter or driving under the influence to wait 15 years after pleading guilty or being found guilty to apply for a pardon

FEE SUMMARY: Pursuant to Section 67-5226(2), the Governor has found that the fee or charge being imposed or increased is justified and necessary to avoid immediate danger and the fee is described herein:

N/A

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning the temporary rule, contact Mary Schoeler 208-334-2520..

DATED this 2nd Day of December 2020.

Ashley Dowell
Executive Director
Commission of Pardons and Parole
3056 Elder St.
Boise, ID 83705
Ph: (208) 334-2520
