

Dear Senators PATRICK, Martin, Schmidt, and
Representatives BARBIERI, Clow, Smith:

The Legislative Services Office, Research and Legislation, has received the enclosed rules of
the Idaho Certified Shorthand Reporters Board:

IDAPA 49.01.01 - Rules of Procedure of the Idaho Certified Shorthand Reporters Board - Fee Rule,
Proposed Rule (Docket No. 49-0101-1501).

Pursuant to Section 67-454, Idaho Code, a meeting on the enclosed rules may be called by the
cochairmen or by two (2) or more members of the subcommittee giving oral or written notice to Research
and Legislation no later than fourteen (14) days after receipt of the rules' analysis from Legislative
Services. The final date to call a meeting on the enclosed rules is no later than 10/26/2015. If a meeting is
called, the subcommittee must hold the meeting within forty-two (42) days of receipt of the rules' analysis
from Legislative Services. The final date to hold a meeting on the enclosed rules is 11/24/2015.

The germane joint subcommittee may request a statement of economic impact with respect to a
proposed rule by notifying Research and Legislation. There is no time limit on requesting this statement,
and it may be requested whether or not a meeting on the proposed rule is called or after a meeting has
been held.

To notify Research and Legislation, call 334-4834, or send a written request to the address on the
memorandum attached below.



Eric Milstead
Director

Legislative Services Office

Idaho State Legislature

Serving Idaho's Citizen Legislature

MEMORANDUM

TO: Rules Review Subcommittee of the Senate Commerce & Human Resources Committee and the House Business Committee

FROM: Principal Legislative Research Analyst - Ryan Bush

DATE: October 6, 2015

SUBJECT: Idaho Certified Shorthand Reporters Board

IDAPA 49.01.01 - Rules of Procedure of the Idaho Certified Shorthand Reporters Board - Fee Rule, Proposed Rule (Docket No. 49-0101-1501)

The Idaho Certified Shorthand Reporters Board submits notice of proposed rulemaking at IDAPA 49.01.01 - Rules of Procedure of the Idaho Certified Shorthand Reporters Board - Fee Rule, Proposed Rule. This proposed rulemaking increases the reinstatement fee for a shorthand reporter's certificate from \$25 to \$35 in accordance with Section 67-2614, Idaho Code. The Board states that it has decided to amend its rules to align with the statute of the Bureau of Occupational Licenses rather than its own individual licensing requirements.

The Board states that negotiated rulemaking was not conducted because this proposed change was discussed at open meetings to which interested parties were welcome to attend. There is no expected impact to the general fund with this rulemaking.

The proposed rule appears to be within the statutory authority granted to the Board in Sections 54-3107 and 67-2614, Idaho Code.

cc: Idaho Certified Shorthand Reporters Board
Tana Cory

IDAPA 49 - CERTIFIED SHORTHAND REPORTERS BOARD

49.01.01 - RULES OF PROCEDURE OF THE IDAHO CERTIFIED SHORTHAND REPORTERS BOARD

DOCKET NO. 49-0101-1501 (FEE RULE)

NOTICE OF RULEMAKING - PROPOSED RULE

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section 67-2614 (Bureau of Occupational Licenses), and 54-3107, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than October 21, 2015.

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

DESCRIPTIVE SUMMARY:

The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

During the 2015 regular legislative session the Legislature passed House Bill (HB) 117. The bill amended Section 67-2614, Idaho Code, the Idaho Bureau of Occupational License's (IBOL) section on renewal or reinstatement of licenses or registrations. HB 117 simplified and standardized the license renewal process for licensing boards served by the Bureau. While boards have the option of maintaining their individual licensing requirements, this Board has decided to amend its rules to align them with the Bureau's statute. Other boards are in the process of amending their statutes to allow them to align their rules, and the statutes and rules of other boards are already in synch with the Bureau's statute. The changes contained in this rule were discussed and decided upon by the Board at a properly noticed open Board meeting.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased: The Board operates solely on dedicated funds derived primarily from licensing and registration fees.

This rule will increase the reinstatement fee from \$25 to \$35. The number of annual renewal fees collected will be capped at just one (1) rather than one (1) for each year that a license is expired. It is expected that the higher reinstatement fee will be offset by the fact that multiple renewal fees will no longer be collected. The statute authorizing the reinstatement fee is Section 67-2614, Idaho Code.

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year resulting from this rulemaking:

There will be no fiscal impact to the state general fund since licensing and registration fees collected are dedicated funds.

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220(2), Idaho Code, negotiated rulemaking was not conducted because the Board discussed and decided to propose this rule at properly noticed open meetings to which interested parties were welcome to attend. Additionally, licensees and registrants who will allow their licenses/registrations to lapse in the future and later seek reinstatement cannot be identified.

INCORPORATION BY REFERENCE: Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule: NA

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Cherie Simpson at (208) 577-2584.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before October 28, 2015.

DATED this 17th Day of September, 2015.

Tana Cory, Bureau Chief
Bureau of Occupational Licenses
700 W State St.
P O Box 83720
Boise, ID 83720-0063
(208) 334-3233 ph / (208) 334-3945 fax

THE FOLLOWING IS THE PROPOSED TEXT OF FEE DOCKET NO. 49-0101-1501
(Only Those Sections With Amendments Are Shown.)

125. FEES (RULE 125).

Fees are established in accordance with Section 54-3110, Idaho Code as follows: (4-9-09)

- 01. Application Fee.** Application Fee (Certificate/Temporary Permit) -- Fifty dollars (\$50). (4-9-09)
- 02. Examination Fee.** Examination-Reexamination Fee -- Fifty dollars (\$50). (4-9-09)
- 03. Annual Renewal Fee.** Renewal Fee (Certificate/Temporary Permit) -- Seventy-Five dollars (\$75). (4-9-09)
- 04. Reinstatement Fee.** Reinstatement ~~Fee -- Twenty-Five dollars (\$25)~~ is as provided in Section 67-2614, Idaho Code. (4-9-09)()
- 05. Examination Preparation Materials.** Examination Preparation Materials -- Twenty dollars (\$20) (4-9-09)
- 06. Refund of Fees.** No refund of fees shall be made to any person who has paid such fees for application, examination or reinstatement of a license. (4-9-09)

PROPOSED RULE COST/BENEFIT ANALYSIS

Section 67-5223(3), Idaho Code, requires the preparation of an economic impact statement for all proposed rules imposing or increasing fees or charges. This cost/benefit analysis, which must be filed with the proposed rule, must include the reasonably estimated costs to the agency to implement the rule and the reasonably estimated costs to be borne by citizens, or the private sector, or both.

Department or Agency: BUREAU OF OCCUPATIONAL LICENSES

Agency Contact: Cherie Simpson Phone: 208 334-3233

Date: September 30, 2015

IDAPA, Chapter and Title Number and Chapter Name:

49.01.01 – RULES OF PROCEDURE OF THE IDAHO CERTIFIED SHORTHAND REPORTERS BOARD

Fee Rule Status: Proposed Temporary

Rulemaking Docket Number: 49-0101-1501

STATEMENT OF ECONOMIC IMPACT:

This rule will increase the reinstatement fee from \$25 to \$35. The number of annual renewal fees collected will be capped at just one (1) rather than one (1) for each year that a license is expired. It is expected that the higher reinstatement fees will be offset by the lower reinstatement fees and the fact that multiple renewal fees will no longer be collected.