



Terri Kondeff
Director

Legislative Services Office Idaho State Legislature

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MEMORANDUM

TO: Senators PATRICK, Souza, Ward-Engelking and,
Representatives HOLTZCLAW, Syme, Chew

FROM: Matt Drake - Senior Legislative Drafting Attorney

DATE: November 03, 2022

SUBJECT: Temporary Rule

IDAPA 15.04.01 - Rules of the Division of Human Resources and Idaho Personnel Commission -
Adoption of Temporary Rule - Docket No. 15-0401-2202

We are forwarding this temporary rule to you for your information only. No analysis was done by LSO. This rule is posted on our web site. If you have any questions, please call Matt Drake at the Legislative Services Office at (208) 334-4845. Thank you.

Attachment: Temporary Rule

**IDAPA 15 – OFFICE OF THE GOVERNOR
DIVISION OF HUMAN RESOURCES AND PERSONNEL COMMISSION**

**15.04.01 – RULES OF THE DIVISION OF HUMAN RESOURCES
AND IDAHO PERSONNEL COMMISSION**

DOCKET NO. 15-0401-2202

NOTICE OF RULEMAKING – ADOPTION OF TEMPORARY RULE

EFFECTIVE DATE: The effective date of the temporary rule is November 1, 2022.

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 67-5308, Idaho Code.

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

The Division of Human Resources and Idaho Personnel Commission is promulgating this rule to clarify the authority of the Administrator to implement changes to the current organization of state human resource staff and the administration of the state's personnel system. The Division of Human Resources currently has the authority to administer the personnel system and only delegates authority to agencies when it deems appropriate. To ensure consistency in application of personnel law and rules, HR staff will remain in agencies but report through DHR to ensure alignment with state personnel policies.

TEMPORARY RULE JUSTIFICATION: Pursuant to Sections 67-5226(1), Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons:

This rule is being adopted pursuant to Section 67-5226(1), Idaho Code, and to comply with and implement Section 67-5308, Idaho Code.

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:

There is no fee being imposed or increased.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning the temporary rule, contact Michelle Peugh, 208.854.3073.

DATED this 27th Day of October, 2022.

Lori Wolff
Administrator
Division of Human Resources
304 N 8th street
Boise, ID 83720-0006
(208) 334-2263

THE FOLLOWING IS THE TEXT OF THE TEMPORARY RULE FOR DOCKET NO. 15-0401-2202
(Only Those Sections With Amendments Are Shown.)

000. LEGAL AUTHORITY.

The rules of the Division of Human Resources and Idaho Personnel Commission are adopted pursuant to Section 67-5309, Idaho Code. The Administrator shall have authority to determine the organization of state human resource staff to administer the state Personnel System. The Division has authority to determine the policies of the Idaho Personnel System and make such rules as are necessary for the administration of the Personnel System. The administrator of the Division is appointed by the Governor, subject to confirmation by the Senate, and serves at the pleasure of the Governor pursuant to Section 67-5308(2), Idaho Code. ~~(3-31-22)~~(11-1-22)T