

STATEMENT OF PURPOSE

RS30796 / H0461

Since 1992 when the definition of contested case was added to IDAPA, the proceedings of the Idaho Personnel Commission and driver's license suspension contested case hearings at ITD had been contested cases under I.C. § 67-5240. With the passage of H.B. 629 (2022) which created the Office of Administrative Hearings, it appears there was a desire to exempt the Idaho Personnel Commission and driver's license suspension contested case hearings at ITD from the Office of Administrative Hearings. In reality, H.B. 629 (2022) exempted these hearings from IDAPA entirely.

This bill reverses the change made in 2022 to the definition of contested case and instead exempts them from the required use of the Office of Administrative Hearings.

The Idaho Personnel Commission and ITD were consulted on this bill and do not oppose it.

FISCAL NOTE

This legislation will have no impact on the state's General fund or any dedicated fund or federal fund because it is not anticipated to impact the caseload currently handled by OAH, as OAH already handles permissive matters from ITD and IPC.

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DISCLAIMER: This statement of purpose and fiscal note are a mere attachment to this bill and prepared by a proponent of the bill. It is neither intended as an expression of legislative intent nor intended for any use outside of the legislative process, including judicial review (Joint Rule 18).