

**Meeting Date: May 13-14, 2009**

**Agenda Item No. 14**

**Agenda Item: 14**

**Bureau Chief Approval: \_\_\_\_\_**

**Prepared by: W. Dallas Burkhalter**

**Background:** The Commission's Rules of Practice and Procedure, IDAPA 13.01.01, have not been updated for a number of years. There are several items which need to be addressed to clarify and update the rules.

New rules are proposed to define the duties of the Commission Chairman and Vice-Chairman, and address annual election. Specific required months for quarterly meetings are deleted to comply with statute. The rule on telephone conference call meetings is deleted as this is now covered by the Open Meeting Law. The rule requiring an Order of Business is deleted since the Commission now handles this with an Agenda. The 'voting by proxy' rule is deleted. Proxy voting is not being used, and does not appear needed in light of telephone conference call meetings. Finally, the 'suspension of rules' rule is deleted. This rule has not been used or updated since the number of Commissioners was increased to seven, and it appears to be in conflict with the Administrative Procedures Act.

**Statutory Authority and/or Policy issues:** Idaho Code Sections 36-104 and 67-5206.

**Public Involvement Process:** The rules will be open for public comment under the Administrative Procedures Act.

**Staff Recommendation:** Adopt the proposed rule amendments.

**Justification:** To clarify and update the Commission's Rules of Practice and Procedure.