

DECISION MEMORANDUM

TO: COMMISSIONER KJELLANDER
COMMISSIONER RAPER
COMMISSIONER ANDERSON
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: EDWARD J. JEWELL
DEPUTY ATTORNEY GENERAL

DATE: OCTOBER 25, 2018

SUBJECT: UPDATING THE (1) UTILITY SAFETY AND ACCIDENT REPORTING RULES, AND (2) RAILROAD SAFETY AND ACCIDENT REPORTING RULES; CASE NOS. RUL-U-18-01 AND RUL-R-18-01


On October 3, 2018, the Commission caused to be published in the Idaho Administrative Bulletin a Notice of Proposed Rulemaking for the purpose of updating section 101 of the Utility Safety and Accident Reporting Rules (IDAPA 31.11.01.101). The Commission proposed to update its Safety and Accident Reporting Rules by incorporating the 2017 National Electric Safety Code.

On October 3, 2018, the Commission caused to be published in the Idaho Administrative Bulletin a Notice of Proposed Rulemaking for the purpose of updating section 102 of the Railroad Safety & Accident Reporting Rules (IDAPA 31.71.03.102). The Commission proposed to update its Railroad Safety and Accident Reporting Rules by explicitly including commercially bottled water as an acceptable source of drinking water for railroad employees.

The Notices for these proposed rules required that interested persons file written comments no later than October 24, 2018. The Commission received no written comments. Staff recommends the Commission adopt its proposed rules as pending rules and submit them for legislative review.

COMMISSION DECISION

Does the Commission wish to adopt the proposed rules as pending rules? Does the Commission wish to publish Notices of Pending Rules in the December 5, 2018 Administrative Bulletin?



Edward J. Jewell
Deputy Attorney General

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