Source of Law

The Idaho Administrative Code is a compilation of agency rules promulgated and adopted pursuant to the Idaho Administrative Procedure Act (IDAPA). The code, referred to as the IDAPA, is published each year upon the conclusion of the legislative session.

Scope of the Act

The IDAPA definition of agency excludes the legislative and judicial branches, state militia and the State Board of Corrections. There are exemptions for some matters for the Idaho Fish and Game Department, State Board of Education and the Board of Regents of the University of Idaho.

Finding the Rules

Print: The IDAPA was published in print from October, 1994 through 2009.
   2. Check catalog for print issues through 2009 at other libraries.
Online: The IDAPA is only available online after 2009.
   1. By year from 2000
      http://adm.idaho.gov/adminrules/agyindex_archive.html
   2. Searchable database of the current code and rules
      http://adm.idaho.gov/adminrules/search.htm
   3. Browse current rules by agency
      http://adm.idaho.gov/adminrules/agyindex.htm
   4. Cumulative rulemaking index of IDAPA from 1993
      http://adm.idaho.gov/adminrules/bulletin/cumindex.htm
Online: Westlaw (from 2002) and Lexis (current)

The Idaho Administrative Bulletin

Since regulations can be promulgated, amended or repealed at any time of year it is necessary to update them with the monthly publication of the Idaho Administrative Bulletin (Bulletin). The Bulletin provides a cumulative list of changes to the code and proposed agency rules.
Finding the Bulletin

Check catalog for print issued through 2010 at other libraries.
Online: The Bulletin is only available online after December, 2009.
2. By year from November, 1995
   http://adm.idaho.gov/adminrules/bulletin_archive.html
3. Searchable database of the current rules and code
   http://adm.idaho.gov/adminrules/search.htm
4. Index of proposed rules
Online: Westlaw and Lexis

Historical Research

Idaho did not publish a collection of rules in a single publication until July 1, 1993. Before then, each agency was required to compile, index, and publish all effective rules adopted. The compilations maintained by the agency at its central office and the set maintained at the State Law Library constituted the official rules of the agency.

The University of Idaho Law Library in Boise has the regulations in effect on June 30, 1993 and some earlier superseded regulations. The agency may have the text of earlier regulations. The State Law Library has each update, therefore, it is possible to reconstruct the regulations using that material. To locate prior regulation citation information use the 1983 agency rules index (Law Library Cage KFI35.5 IDAPA 00 1983). No subsequent index was published.

Administrative Decisions

1. Administrative Agency Decisions
   Phone: Call agency if decisions not found. Idaho agency phone directory
   at http://idaho.gov/government/gov_phone.html
   Find contact information for each agency under Executive.

2. Idaho Administrative Procedure Act
   Print: Annotations are provided as part of the Idaho Code 67-5201, et. seq.
The Uniform Laws Annotated
Annotated version of the 1961 Model State Administrative Procedure Act. Comments” section following the provisions of the model act discusses state-by-state variations in enactments and cases interpreting those provisions.

http://www.legislature.idaho.gov/idstat/Title67/T67CH52.htm

Online: Westlaw and Lexis

3. Idaho Attorney General’s Opinions and Annual Report
Opinions provided to legislature, governor, secretary of state, treasurer, auditor and trustees or commissioners of state institutions. “Informal guidelines” provided to state legislators, administrative agency personnel and county officials.

Print: 1905-2003 Law Library Cage KFI440.5.R4
Print: Most recent on Reserve KFI440.5.R4
Online: 1975-current www.state.id.us/ag
Online: Westlaw (from 1977) and Lexis (1970)
Online: 1909-1975 through catalog LLMC Digital

3. Idaho Worker’s Compensation Decisions of the Idaho Industrial Commission
CD-ROM: 1984-current Reserve KFI342.A15.I4
Online: decisions from 2007 at www.state.id.us/iic
Online: Westlaw and Lexis

4. Idaho Public Utilities Commission Decisions
Print: 1916-1991 Public Utility Reports (all states)
Online: Westlaw and Lexis

5. Idaho Board of Tax Appeals Decisions
1993-1999 Idaho Board of Tax Appeals
Law Library Cage KFI471.5.A554 (arranged by docket number)
Print: CCH State Tax Reporter Idaho Reserve KFI470.A6I2
Online: from 2008 http://www.bta.idaho.gov/decisions.html
Online: Westlaw and Lexis

6. Idaho Unemployment Compensation
Print: from 1994 CCH Unemployment Insurance Reporter
Ref KF3673.4.U5 (Idaho Vol. 3)

Updated December 2011