

Darrell G. Bolz, Chair  
*Juvenile Justice Commission*

Eric Fredericksen, Vice-Chair  
*State Appellate Public Defender*

Angela Barkell  
*Idaho Assoc. of Counties*

David Cannon  
*House of Representatives*

Comm. Dan Dinning  
*Idaho Assoc. of Counties*

Jonathan Loschi  
*Defending Attorney*

Linda Copple Trout  
*Idaho Court System*

Sean Walsh  
*Defending Attorney*

Jim Woodward  
*Senate*

Kathleen J. Elliott  
*Executive Director*

May 27, 2021

Lauren Bramwell  
ACLU of Idaho Policy Strategist  
Email: [lbramwell@acluidaho.org](mailto:lbramwell@acluidaho.org)

RE: PDC 2021 Negotiated Rulemaking

We are writing in response to the letter you sent the PDC via email on May 18, 2021 and your May 26, 2021 email. The Commission is committed to engaging with interested persons who desire to participate in the rulemaking process and affording them a reasonable opportunity to submit their comments. The Commission is also committed to doing negotiated rulemaking, which is voluntary and not something agencies are required to do under Idaho law.

The PDC will make 2021 rulemaking information including schedules, comments and related materials available on its website. The PDC will also continue emailing rulemaking schedule information and other updates to you. The ACLU can access this for its information and for distribution to “all *Tucker* class members” who are interested in receiving such information. The PDC does not have names and contact information for “all *Tucker* class members” who you define as “any indigent person who is now or who will be under formal charge before a state court in Idaho of having committed any offense, the penalty for which includes the possibility of confinement, incarceration, imprisonment, or detention in a correction facility (regardless of whether actually imposed) and who is unable to provide for the full payment of an attorney and all other necessary expenses of representation in defending against the charge”.

The 2021 rulemaking comments are uploaded to the PDC website at <https://pdc.idaho.gov/negotiated-rulemaking-2021/>. If you have questions about 2021 rulemaking information, please let us know.

Sincerely,

  
Kathleen J. Elliott