

193—5.11(17A) Interim rulings.

5.11(1) The board chair, or vice chair, if the chair is unavailable, may rule on a petition for waiver if (a) the petition was not filed in a contested case, (b) the ruling would not be timely if made at the next regularly scheduled board meeting, and (c) the ruling can be based on board precedent or a reasonable extension of prior board action on similar requests.

5.11(2) The board chair or vice chair may call a special telephonic meeting of the board if a ruling cannot be made under subrule 5.11(1) and the practical result of waiting until the next regularly scheduled board meeting would be denial of the request due to timing issues.

5.11(3) Interim rulings are effective when made, but they shall also be placed on the agenda at the next regularly scheduled board meeting and recorded in the minutes.

[ARC 2754C, IAB 10/12/16, effective 11/16/16; ARC 5573C, IAB 4/21/21, effective 5/26/21]