

SENATE CONCURRENT RESOLUTION NO. 113

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fifth Legislature, First Regular Session – 2019

IN THE SENATE
SENATE CONCURRENT RESOLUTION NO. 113
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING LEGISLATIVE FINDINGS AND APPROVING
AND EXTENDING TEMPORARY RULES REVIEWED BY THE LEGISLATURE, WITH EXCEPTIONS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature by statute must approve temporary rules by adoption of a concurrent resolution approving the rule if the temporary rule is to remain in effect beyond the end of the current legislative session; and

WHEREAS, the expiration of temporary rules would occasion additional expense to state agencies in readopting and republishing temporary rules needed to conduct state business; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-fifth Idaho Legislature, the Senate and the House of Representatives concurring therein, that all temporary rules adopted by state agencies pursuant to the Administrative Procedure Act and submitted to the Legislature at the Legislature's request through the Office of the Administrative Rules Coordinator for review during the 2019 legislative session, be, and the same are approved, with the exception of the following enumerated temporary rules:

IDAPA 25.01.01, the Idaho Outfitters and Guides Licensing Board, concerning Rules of the Idaho Outfitters and Guides Licensing Board, adopted as temporary rules under Docket Number 25-0101-1802, the entire rulemaking docket.

IDAPA 29.01.03, the Idaho Potato Commission, concerning Rules Governing Nominations for Appointment as a Commissioner to the Idaho Potato Commission, adopted as temporary rules under Docket Number 29-0103-1802, the entire rulemaking docket.

BE IT FURTHER RESOLVED that a temporary rule or partial temporary rule approved by this concurrent resolution shall remain in effect until it expires by its own terms or by operation of law or until it is replaced by a final rule, but in no event shall a temporary rule remain in effect beyond the conclusion of the Second Regular Session of the Sixty-fifth Idaho Legislature unless it is further extended by adoption of a concurrent resolution by both houses of the Legislature. Temporary rules or sections of temporary rules which are excepted from approval hereunder or which were not submitted to the Legislature for review during the 2019 legislative session shall expire by operation of statute upon adjournment of the First Regular Session of the Sixty-fifth Idaho Legislature, unless approved by adoption of a separate concurrent resolution by both houses of the Legislature.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS27126

This concurrent resolution approves all temporary rules adopted by state agencies and submitted to the Legislature for review during the 2019 legislative session, with the exception of the following dockets: for IDAPA 25.01.01, The Idaho Outfitters and Guides Licensing Board, Docket Number 25-0101-1802 in its entirety; and IDAPA 29.01.03, The Idaho Potato Commission concerning Rules Governing Nominations for Appointment as a Commissioner to the Idaho Potato Commission, Docket Number 29-0103-1802 in its entirety.

FISCAL NOTE

This legislation accepts the temporary rules and rejects certain temporary rule dockets and will not require funding from the General Fund or local entities.

Contact:
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Adopted: April 1, 2019.