

HOUSE CONCURRENT RESOLUTION NO. 49

LEGISLATURE OF THE STATE OF IDAHO
Sixtieth Legislature Second Regular Session 2010

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 49
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE OFFICE OF THE GOVERNOR, MILITARY DIVISION BUREAU OF HOMELAND SECURITY RELATING TO HAZARDOUS SUBSTANCE RESPONSE RULES

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

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 675291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule of the Office of the Governor, Military Division Bureau of Homeland Security relating to Hazardous Substance Response Rules is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixtieth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 15.13.02, Rules Governing Hazardous Substance Response Rules, Section 100, Regional Response Teams, Designation, Location, Jurisdiction, Activation, Liability, Subsection 05, Liability for Response Costs, only, Rules of the Office of the Governor, Military Division Bureau of Homeland Security, adopted as a pending rule under Docket Number 15-1302-0901, be, and the same is hereby rejected and declared null, void and of no force and effect.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS19624

This concurrent resolution would reject a subsection of a pending rule of the Office of the Governor, Military Division, Bureau of Homeland Security relating to the Hazardous Substance Response Rules as being not consistent with Legislative intent. The effect of this resolution, if adopted by both houses, would be to prevent the amended language in the subsection from going into effect.

FISCAL NOTE

This concurrent resolution has no fiscal impact.

Adopted: March 23, 2010.

Contact:
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