

# SENATE CONCURRENT RESOLUTION NO. 119

LEGISLATURE OF THE STATE OF IDAHO  
Sixty-Second Legislature, First Regular Session - 2013

IN THE SENATE  
SENATE CONCURRENT RESOLUTION NO. 119  
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE DEPARTMENT OF ADMINISTRATION RELATING TO RULES GOVERNING USE OF IDAHO STATE CAPITOL EXTERIOR

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 67-5291, 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 certain rules of the Department of Administration relating to Rules Governing Use of Idaho State Capitol Exterior are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-second Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 38.04.08, Department of Administration, Rules Governing Use of Idaho State Capitol Exterior, Section 201, Section 302, Subsections 01.a, 01.b., 01.c. and 01.d. and 02. and Section 313, only, adopted as pending rules under Docket Number [38-0408-1202](#), be, and the same are hereby rejected and declared null, void and of no force and effect.

## Statement of Purpose / Fiscal Impact:

### STATEMENT OF PURPOSE RS22042

A Senate Concurrent Resolution rejecting certain Department of Administration rules governing the use of the Idaho State Capitol exterior.

### FISCAL NOTE

There is no fiscal impact.

Contact: Senator Curt McKenzie  
(208) 332-1000

Adopted: March 27, 2013.