

HOUSE CONCURRENT RESOLUTION NO. 44

LEGISLATURE OF THE STATE OF IDAHO
Sixty-Second Legislature, Second Regular Session - 2014

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 44
BY State Affairs Committee

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE AND REJECTING
CERTAIN RULES OF THE IDAHO TRANSPORTATION DEPARTMENT RELATING TO RULES
GOVERNING SAFETY REST AREAS.

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 Idaho Transportation Department relating to Rules Governing Safety Rest Areas are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-second Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 39.03.50, Idaho Transportation Department, Rules Governing Safety Rest Areas, final rule Section 200, Subsection 05., only, and Section 200, Subsections 04., 05. and 06., only, adopted as pending rules under Docket Number [39-0350-1301](#), 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 RS22876

This Concurrent Resolution affirms that the House Transportation and Defense Committee and the Senate Transportation Committee have both rejected identical sections of the Idaho Transportation Department's Administrative Rule Docket No. [39-0350-1301](#) Rules Governing Safety Rest Areas. The described sections of this Administrative Rule found within the body of this Concurrent Resolution are hereby rejected, declared null and void, and have no force or effect.

FISCAL NOTE

There is no fiscal impact.

Contact:
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Adopted: March 6, 2014.