

SENATE CONCURRENT RESOLUTION NO. 108

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

IN THE SENATE
SENATE CONCURRENT RESOLUTION NO. 108
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE
AND REJECTING A CERTAIN RULE OF THE STATE TAX COMMISSION
RELATING TO SALES AND USE TAX ADMINISTRATIVE 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 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 State Tax Commission relating to Sales and Use Tax Administrative Rules 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-fifth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 35.01.02, Sales and Use Tax Administrative Rules, Section 106., Subsection 05.b., adopted as a pending rule under Docket Number **35-0102-1803**, only, 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 RS27051

This legislation rejects certain sections of rule of the Idaho State Tax Commission relating to sales and use tax administrative rules in Docket No. 35-0102-1803, Section 106, Subsection 05.b.

FISCAL NOTE

There is no impact to the General Fund because parts of the rule will not go into effect.

Contact:
Senator Jim Rice
(208) 332-1000

Adopted: March 26, 2019.