

# SENATE CONCURRENT RESOLUTION NO. 120

Sixty-sixth Legislature

LEGISLATURE OF THE STATE OF IDAHO

Second Regular Session – 2022

IN THE SENATE  
SENATE CONCURRENT RESOLUTION NO. 120  
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION  
STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF  
THE DEPARTMENT OF HEALTH AND WELFARE RELATING TO MEDICAID BASIC  
PLAN BENEFITS AND DEVELOPMENTAL DISABILITIES AGENCIES.

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 Health and Welfare relating to Medicaid Basic Plan Benefits and Developmental Disabilities Agencies 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-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 16.03.09, relating to Medicaid Basic Plan Benefits, Section 772., Subsection 01.c.; and IDAPA 16.03.21, relating to Developmental Disabilities Agencies, Section 101., Subsection 04.q.; Section 302., Subsection 01.; and Section 407., adopted as pending rules under [Docket Number 16-0000-2100](#), only, 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 RS29598 / SCR120

This bill rejects the pending rules contained in IDAPA 16.03.09, relating to Medicaid Basic Plan Benefits, Section 772., Subsection 01.c.; and IDAPA 16.03.21, relating to Developmental Disabilities Agencies, Section 101., Subsection 04.q.; Section 302., Subsection 01.; and Section 407., adopted as pending rules under [Docket Number 16-0000-2100](#).

### FISCAL NOTE

This is a rule rejection and has no fiscal impact.

#### Contact:

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Adopted: March 17, 2022.