

HOUSE CONCURRENT RESOLUTION NO. 13

Sixty-seventh Legislature

LEGISLATURE OF THE STATE OF IDAHO

First Regular Session – 2023

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 13
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION
STATING LEGISLATIVE FINDINGS AND APPROVING FEE RULES OF THE DIVISION OF
OCCUPATIONAL AND PROFESSIONAL LICENSES REVIEWED BY THE HOUSE BUSINESS
COMMITTEE AND THE SENATE COMMERCE AND HUMAN RESOURCES COMMITTEE WITH
EXCEPTIONS.

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

WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

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, the House Business Committee and the Senate Commerce and Human Resources Committee reviewed rules that impose a fee or charge adopted by the Division of Occupational and Professional Licenses; and

WHEREAS, it is the finding of the Legislature that rules of the Division of Occupational and Professional Licenses, Rules of the Idaho Electrical Board, are not consistent with legislative intent; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that pending fee rules adopted by the Division of Occupational and Professional Licenses, pursuant to the Administrative Procedure Act and submitted through the Office of the Administrative Rules Coordinator to the Legislature for review during the 2023 legislative session and reviewed by the House Business Committee and the Senate Commerce and Human Resources Committee, be, and the same are hereby approved, with the exception of the following enumerated pending fee rule.

BE IT FURTHER RESOLVED that Division of Occupational and Professional Licenses, Rules of the Idaho Electrical Board, IDAPA 24.39.10, Docket No. 24-3910-2201, Section 100., Subsection 05.; Section 200., Subsection 34 03.c.; Section 200., Subsection 03.c.i.; and Section 600., only, are hereby rejected and not approved, and thereby pursuant to Sections 67-5291 and 67-5224, Idaho Code, are declared null, void, and of no force and effect.

Statement of Purpose / Fiscal Impact:

STATEMENT OF PURPOSE RS30692 / HCR013

This House Concurrent Resolution is to adopt the fee and non-fee rules (excluding Department of Insurance rules from a previous resolution) before the House Business Committee during the 2023 Legislative Session.

FISCAL NOTE

This legislation causes no additional expenditure of funds at the state or local level of government, nor does it cause an increase or decrease in revenue for state or local government. Therefore, the legislation has no fiscal impact.

Contact:

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Adopted: March 28, 2023.