# HOUSE CONCURRENT RESOLUTION NO. 40

LEGISLATURE OF THE STATE OF IDAHO
Sixty-Third Legislature, Second Regular Session - 2016

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 40
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

A CONCURRENT RESOLUTION STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE DOCKET OF THE IDAHO STATE POLICE RELATING TO RULES GOVERNING ALCOHOL BEVERAGE CONTROL.

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 a certain rule docket of the Idaho State Police relating to Rules Governing Alcohol Beverage Control is 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-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 11.05.01, Rules of the Idaho State Police, Rules Governing Alcohol Beverage Control, adopted as a pending rule under Docket Number **11-0501-1401**, the entire rulemaking docket, 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**
**RS24512**

Members of the Second Regular Session of the Sixty-third Idaho Legislature, the House of Representatives concurring therein, that IDAPA 11.05.01, the Idaho State Police, Rules Governing Alcohol Beverage Control, adopted as a pending rule under Docket Number 11-0501-1401, the entire rulemaking docket, be, and the same is hereby rejected and declared null, void and of no force and effect.

**FISCAL NOTE**

There is no fiscal impact to the General Fund.

**Contact:**
Representative Thomas Dayley
(208) 332-1000

Adopted: March 08, 2016.