

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 413

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO ADMINISTRATIVE RULES; AMENDING SECTION 67-5203, IDAHO CODE,
2 TO PROVIDE FOR THE ELECTRONIC PUBLICATION OF THE IDAHO ADMINISTRATIVE
3 BULLETIN, TO PROVIDE THAT ALL DOCUMENTS PUBLISHED ELECTRONICALLY IN THE
4 BULLETIN SHALL BE THE OFFICIAL TEXT, TO PROVIDE FOR JUDICIAL NOTICE, TO
5 REMOVE LANGUAGE PROVIDING THAT THE COORDINATOR SHALL PROVIDE FOR ACCESS
6 TO THE BULLETIN AND THE ADMINISTRATIVE CODE BY ELECTRONIC MEANS AND TO
7 MAKE TECHNICAL CORRECTIONS.
8

9 Be It Enacted by the Legislature of the State of Idaho:

10 SECTION 1. That Section 67-5203, Idaho Code, be, and the same is hereby
11 amended to read as follows:

12 67-5203. PUBLICATION OF ADMINISTRATIVE BULLETIN. (1) All documents
13 required or authorized in this chapter or by other provision of law to be
14 published shall initially be published electronically in the bulletin.
15 The bulletin shall be published electronically by the administrative rules
16 coordinator not less frequently than the first Wednesday of each calendar
17 month, but not more frequently than every other week.

18 (2) The bulletin shall contain all previously unpublished documents
19 filed with the coordinator in compliance with a publication schedule
20 established by the coordinator.

21 (3) Each issue of the bulletin shall contain a table of contents. A
22 cumulative index shall be published at least every three (3) months.

23 (4) The following documents, if not required to be otherwise published,
24 shall be published in the bulletin:

25 (a) ~~a~~All executive orders of the governor;

26 (b) ~~a~~Agency notices of intent to promulgate rules, notices of proposed
27 rules, and the text of all proposed and pending rules, together with any
28 explanatory material supplied by the agency;

29 (c) ~~a~~All agency documents required by law to be published in the
30 bulletin; and

31 (d) ~~a~~Any legislative documents affecting a final agency rule.

32 (5) The text of all documents published electronically in the bulletin
33 shall be the official text of that document until the document has been
34 published in the administrative code. Judicial notice shall be taken of all
35 documents published electronically in the bulletin.

36 ~~(6) The coordinator shall provide a process for access to the contents
37 of the bulletin and to the administrative code by electronic means.~~