

IN THE HOUSE OF REPRESENTATIVES

HOUSE CONCURRENT RESOLUTION NO. 56

BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION

1
2 STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE STATE
3 PUBLIC DEFENSE COMMISSION RELATING TO RULES GOVERNING STANDARDS FOR
4 DEFENDING ATTORNEYS THAT UTILIZE IDAHO'S PRINCIPLES OF AN INDIGENT DE-
5 FENSE DELIVERY SYSTEM.

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

7 WHEREAS, the Legislature is vested with authority to reject executive
8 agency rules under the provisions of Section 67-5291, Idaho Code, in the
9 event that the Legislature finds that the rules are not consistent with leg-
10 islative intent; and

11 WHEREAS, it is the finding of the Legislature that certain rules of the
12 State Public Defense Commission relating to Rules Governing Standards for
13 Defending Attorneys that Utilize Idaho's Principles of an Indigent Defense
14 Delivery System are not consistent with legislative intent and should be re-
15 jected.

16 NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Ses-
17 sion of the Sixty-fourth Idaho Legislature, the House of Representatives and
18 the Senate concurring therein, that IDAPA 61.01.07, Rules Governing Stan-
19 dards for Defending Attorneys that Utilize Idaho's Principles of an Indigent
20 Defense Delivery System, Section 020., Subsection 01.d., adopted as a pend-
21 ing rule under Docket Number 61-0107-1701, only, be, and the same is hereby
22 rejected and declared null, void and of no force and effect.