

IN THE SENATE

SENATE CONCURRENT RESOLUTION NO. 126

BY STATE AFFAIRS COMMITTEE

1 A CONCURRENT RESOLUTION  
2 STATING LEGISLATIVE FINDINGS AND APPROVING AND EXTENDING TEMPORARY RULES  
3 REVIEWED BY THE LEGISLATURE.

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

5 WHEREAS, the Legislature by statute must approve temporary rules by  
6 adoption of a concurrent resolution approving the rule if the temporary rule  
7 is to remain in effect beyond the end of the current legislative session; and  
8 WHEREAS, the expiration of temporary rules would occasion additional  
9 expense to state agencies in readopting and republishing temporary rules  
10 needed to conduct state business; and

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

13 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Ses-  
14 sion of the Sixty-second Idaho Legislature, the Senate and the House of Rep-  
15 resentatives concurring therein, that all temporary rules adopted by state  
16 agencies pursuant to the Administrative Procedure Act and submitted to the  
17 Legislature at the Legislature's request through the Office of the Adminis-  
18 trative Rules Coordinator for review during the 2013 legislative session,  
19 be, and the same are approved.

20 BE IT FURTHER RESOLVED that a temporary rule or partial temporary rule  
21 approved by this concurrent resolution shall remain in effect until it ex-  
22 pires by its own terms or by operation of law or until it is replaced by a fi-  
23 nal rule, but in no event shall a temporary rule remain in effect beyond the  
24 conclusion of the Second Regular Session of the Sixty-second Idaho Legis-  
25 lature unless it is further extended by adoption of a concurrent resolution  
26 by both houses of the Legislature. Temporary rules or sections of temporary  
27 rules which were not submitted to the Legislature for review during the 2013  
28 legislative session shall expire by operation of statute upon adjournment of  
29 the First Regular Session of the Sixty-second Idaho Legislature, unless ap-  
30 proved by adoption of a separate concurrent resolution by both houses of the  
31 Legislature.