

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 174

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO THE ADMINISTRATIVE PROCEDURE ACT; AMENDING CHAPTER 52, TITLE 67,
2 IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5207A, IDAHO CODE, TO
3 PROVIDE THAT AGENCY POLICY STATEMENTS AND GUIDANCE DOCUMENTS SHALL NOT
4 HAVE THE FORCE AND EFFECT OF LAW; AND DECLARING AN EMERGENCY AND PROVID-
5 ING AN EFFECTIVE DATE.
6

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

8 SECTION 1. That Chapter 52, Title 67, Idaho Code, be, and the same is
9 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
10 ignated as Section 67-5207A, Idaho Code, and to read as follows:

11 67-5207A. POLICY STATEMENTS -- GUIDANCE DOCUMENTS. Agency policy
12 statements and guidance documents, unlike administrative rules, shall not
13 have the force and effect of law.

14 SECTION 2. An emergency existing therefor, which emergency is hereby
15 declared to exist, this act shall be in full force and effect on and after
16 July 1, 2023.