

IN THE SENATE

SENATE CONCURRENT RESOLUTION NO. 103

BY HEALTH AND WELFARE COMMITTEE

1 A CONCURRENT RESOLUTION
2 STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULEMAK-
3 ING DOCKET OF THE DEPARTMENT OF ENVIRONMENTAL QUALITY RELAT-
4 ING TO INDIVIDUAL/SUBSURFACE SEWAGE DISPOSAL RULES.

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

6 WHEREAS, the Legislature is vested with authority to reject executive agency rules un-
7 der the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that
8 the rules are not consistent with legislative intent; and

9 WHEREAS, it is the finding of the Legislature that a certain rulemaking docket of the
10 Department of Environmental Quality relating to Individual/Subsurface Sewage Disposal Rules
11 is not consistent with legislative intent and should be rejected.

12 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of
13 the Sixtieth Idaho Legislature, the Senate and the House of Representatives concurring therein,
14 that IDAPA 58.01.03, rules governing Individual/Subsurface Sewage Disposal Rules, Rules of
15 the Department of Environmental Quality, adopted as a pending rule under Docket Number
16 58-0103-0801, the entire rulemaking docket, be, and the same is hereby rejected and declared
17 null, void and of no force and effect.