

IN THE SENATE

SENATE CONCURRENT RESOLUTION NO. 108

BY STATE AFFAIRS COMMITTEE

1 A CONCURRENT RESOLUTION
2 STATING LEGISLATIVE FINDINGS AND APPROVING AND EXTENDING TEMPORARY
3 RULES 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 adoption of a
6 concurrent resolution approving the rule if the temporary rule is to remain in effect beyond the
7 end of the current legislative session; and

8 WHEREAS, the expiration of temporary rules would occasion additional expense to state
9 agencies in readopting and republishing temporary rules needed to conduct state business; and

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

11 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of
12 the Sixtieth Idaho Legislature, the Senate and the House of Representatives concurring therein,
13 that all temporary rules adopted by state agencies pursuant to the Administrative Procedure
14 Act and submitted to the Legislature at the Legislature's request through the Office of Rules
15 Coordinator for review during the 2009 legislative session, and all temporary rules previously
16 approved and extended by concurrent resolution adopted in a prior regular session of the Idaho
17 Legislature, be, and the same are approved.

18 BE IT FURTHER RESOLVED that a temporary rule or partial temporary rule approved
19 by this concurrent resolution shall remain in effect until it expires by its own terms or by op-
20 eration of law or until it is replaced by a final rule, but in no event shall a temporary rule
21 remain in effect beyond the conclusion of the Second Regular Session of the Sixtieth Idaho
22 Legislature unless it is further extended by adoption of a concurrent resolution by both houses
23 of the Legislature. Temporary rules or sections of temporary rules which were not submitted
24 to the Legislature for review during the 2009 legislative session shall expire by operation of
25 statute upon adjournment of the First Regular Session of the Sixtieth Idaho Legislature, unless
26 approved by adoption of a separate concurrent resolution by both houses of the Legislature.