

IN THE HOUSE OF REPRESENTATIVES

HOUSE CONCURRENT RESOLUTION NO. 52

BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION

1
2 STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE DE-
3 PARTMENT OF FISH AND GAME RELATING TO PUBLIC USE OF THE LANDS OWNED OR
4 CONTROLLED BY THE DEPARTMENT OF FISH AND GAME.

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

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

10 WHEREAS, it is the finding of the Legislature that certain rules of the
11 Department of Fish and Game relating to Public Use of the Lands Owned or Con-
12 trolled by the Department of Fish and Game are not consistent with legisla-
13 tive intent and should be rejected.

14 NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Ses-
15 sion of the Sixtieth Idaho Legislature, the House of Representatives and the
16 Senate concurring therein, that IDAPA 13.01.03, Rules Governing Public Use
17 of the Lands Owned or Controlled by the Department of Fish and Game, Section
18 010, Definitions, new Subsection 04, Designated Roads and Trails, and Sec-
19 tion 100, Public Use Restrictions, Subsection 100.01.c, Activities Prohib-
20 ited Without Director Authorization, only, Rules of the Department of Fish
21 and Game, adopted as a pending rule under Docket Number 13-0103-0901, be, and
22 the same are hereby rejected and declared null, void and of no force and ef-
23 fect.