

IN THE SENATE

SENATE CONCURRENT RESOLUTION NO. 114

BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION

1
2 STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE DE-
3 PARTMENT OF HEALTH AND WELFARE RELATING TO MEDICAID ENHANCED PLAN BENE-
4 FITS.

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 leg-
9 islative intent; and

10 WHEREAS, it is the finding of the Legislature that certain rules of the
11 Department of Health and Welfare relating to Medicaid Enhanced Plan Benefits
12 are not consistent with legislative intent and should be rejected.

13 NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Ses-
14 sion of the Sixty-first Idaho Legislature, the Senate and the House of Rep-
15 resentatives concurring therein, that IDAPA 16.03.10, Department of Health
16 and Welfare, Rules Governing Medicaid Enhanced Plan Benefits, Section 119,
17 Subsections 02.b and 03, Section 140, Subsections 08.b and 09, Section 659,
18 Subsections 01.b and 02, Section 706, Subsections 04 and 05, and Section 736,
19 Subsections 09 and 10, only, adopted as pending rules under Docket Number
20 16-0310-1104, be, and the same are hereby rejected and declared null, void
21 and of no force and effect.