

IN THE SENATE

SENATE CONCURRENT RESOLUTION NO. 118

BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

1
2 STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE DE-
3 PARTMENT OF ADMINISTRATION RELATING TO RULES GOVERNING USE OF THE EXTE-
4 RIOR OF STATE PROPERTY IN THE CAPITOL MALL AND OTHER STATE FACILITIES.

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 Administration relating to Rules Governing Use of the Exterior
12 of State Property in the Capitol Mall and Other State Facilities are not con-
13 sistent with legislative intent and should be rejected.

14 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular
15 Session of the Sixty-second Idaho Legislature, the Senate and the House of
16 Representatives concurring therein, that IDAPA 38.04.06, Department of
17 Administration, Rules Governing Use of the Exterior of State Property in
18 the Capitol Mall and Other State Facilities, Section 201, Section 302, Sub-
19 sections 01., 02. and 03. and Section 313, only, adopted as pending rules
20 under Docket Number 38-0406-1202, be, and the same are hereby rejected and
21 declared null, void and of no force and effect.