

STATEMENT OF PURPOSE

RS30318C2 / H0197

The volume and complexity of administrative rules has become unwieldy, and legislative responsibility in this regard must be addressed sooner rather than later. Recent practice is that the Legislature approves the entirety of the Idaho administrative rules structure every year. The purpose of this legislation is to put all administrative rules on an eight-year expiration cycle. This will have the benefit of ensuring that each rule is periodically reviewed for continued relevance and applicability. Beginning July 1, 2026, the eight-year cycle will enable agencies, the Division of Financial Management, and the Legislature to spread this work out over time, rather than the current practice of the Legislature approving annually every administrative rule in existence at once. This legislation also requires every proposed administrative rule to be approved by a concurrent resolution of the Legislature in order to be in effect after the Legislature adjourns each year, sine die. In addition, the legislation requires agencies to allow oral public testimony on their administrative rule proposals, by video conference or phone, improving opportunities for public input, especially for those Idahoans living outside the Boise area. It also requires the agency to post the recording of the public hearing on the agency's website for at least three years, improving public transparency.

FISCAL NOTE

No fiscal impact is expected to any public funds. However, by spreading the review of administrative rules over an eight-year cycle, it is expected that this legislation will require fewer hours of employee time for rules review and promulgation than has been the case in recent years, when the totality of the state's administrative rules structure was subject to promulgation and review.

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DISCLAIMER: This statement of purpose and fiscal note are a mere attachment to this bill and prepared by a proponent of the bill. It is neither intended as an expression of legislative intent nor intended for any use outside of the legislative process, including judicial review (Joint Rule 18).