



PHIL McGRANE
IDAHO SECRETARY OF STATE

DEPT. OF LANDS
APR 01 2024
BOISE, IDAHO

March 29, 2024

Idaho Department of Lands
Attention: Agency Rules Coordinator
STATEHOUSE MAIL

Dear Agency Rules Coordinator:

Pursuant to the provisions of 67-5291, Idaho Code, please find enclosed a copy of SCR 126, recently adopted by the 67th Legislature, Second Regular Session.

Sincerely,

A handwritten signature in blue ink that reads "Lisa Mason".

Lisa Mason, Director
Executive and Legislative Affairs

Enclosure

THIS SENATE CONCURRENT RESOLUTION WAS ADOPTED BY THE SENATE ON THE 25th DAY OF March, 2024, AT 9:27 A.M. O'CLOCK.


PRESIDENT OF THE SENATE

THIS SENATE CONCURRENT RESOLUTION WAS ADOPTED BY THE HOUSE OF REPRESENTATIVES ON THE 26th DAY OF March, 2024, AT 11:31 A.M. O'CLOCK.


SPEAKER OF THE HOUSE OF REPRESENTATIVES

I HEREBY CERTIFY THAT THE WITHIN SENATE CONCURRENT RESOLUTION NO. 126 ORIGINATED IN THE SENATE DURING THE SECOND REGULAR SESSION OF THE SIXTY-SEVENTH LEGISLATURE OF THE STATE OF IDAHO.


JENNIFER L. NOVAK, SECRETARY OF THE SENATE
RECEIVED & FILED
March 28, 2024 10:24am
n/a

Chapter No.
PHIL McGRANE
Secretary of State



Sixty-seventh Legislature

LEGISLATURE OF THE STATE OF IDAHO



Second Regular Session - 2024

IN THE SENATE

SENATE CONCURRENT RESOLUTION NO. 126

BY JUDICIARY AND RULES COMMITTEE

ORIGINAL

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND APPROVING PENDING RULES OF THE IDAHO DEPARTMENT OF FISH AND GAME, THE IDAHO DEPARTMENT OF LANDS, THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES, THE DEPARTMENT OF PARKS AND RECREATION, AND THE IDAHO DEPARTMENT OF WATER RESOURCES REVIEWED BY THE SENATE RESOURCES AND ENVIRONMENT COMMITTEE AND THE HOUSE RESOURCES AND CONSERVATION COMMITTEE WITH EXCEPTIONS.

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

WHEREAS, pursuant to Section 67-5291, Idaho Code, the Legislature must approve pending administrative rules by adoption of a concurrent resolution; and

WHEREAS, pursuant to the provisions of Section 67-5291, Idaho Code, any pending rule that is not approved by adoption of a concurrent resolution shall expire upon adjournment sine die of the legislative session during which the agency submits the pending rule to the Legislature for review; and

WHEREAS, the Senate Resources and Environment Committee and the House Resources and Conservation Committee reviewed pending rules adopted by the Idaho Department of Fish and Game, the Idaho Department of Lands, the Division of Occupational and Professional Licenses, the Department of Parks and Recreation, and the Idaho Department of Water Resources; and

WHEREAS, it is the finding of the Legislature that certain rules of the Department of Parks and Recreation, Rules Governing the Administration of Park and Recreation Areas and Facilities, are not consistent with legislative intent; and

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

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-seventh Idaho Legislature, the Senate and the House of Representatives concurring therein, that the following pending rules adopted by the Idaho Department of Lands, pursuant to the Administrative Procedure Act and submitted through the Office of the Administrative Rules Coordinator to the Legislature for review during the 2024 legislative session and reviewed by the Senate Resources and Environment Committee and the House Resources and Conservation Committee, be, and the same are hereby approved:

(1) 20.01.01, Rules of Practice and Procedure Before the State Board of Land Commissioners, Docket No. 20-0101-2301;

(2) 20.03.03, Rules Governing Administration of the Reclamation Fund, Docket No. 20.0303-2301;

(3) 20.03.05, Navigable Waterways Mineral Leasing in Idaho, Docket No. 20-0305-2301; and

(4) 20.05.01, Rules Pertaining to the Recreational Use of Endowment Land, Docket No. 20-0501-2301.

B0892-1508 03/28/2024 10:24 AM Received by Office of the Idaho Secretary of State

1 BE IT FURTHER RESOLVED that pending rules adopted by the Idaho De-
2 partment of Fish and Game, the Division of Occupational and Professional
3 Licenses, the Department of Parks and Recreation, and the Idaho Department
4 of Water Resources, pursuant to the Administrative Procedure Act and sub-
5 mitted through the Office of the Administrative Rules Coordinator to the
6 Legislature for review during the 2024 legislative session and reviewed by
7 the Senate Resources and Environment Committee and the House Resources and
8 Conservation Committee, be, and the same are hereby approved, with the ex-
9 ception of, Rules Governing the Administration of Park and Recreation Areas
10 and Facilities, IDAPA 26.01.20, Docket No. 26-0120-2301, Section 225., Sub-
11 section 07., and Sections 245., 247., 250., 254., 256., and 276., only, are
12 hereby rejected and not approved, and thereby pursuant to Section 67-5291,
13 Idaho Code, shall expire upon adjournment sine die of the legislative ses-
14 sion and be null, void, and of no force and effect.

B0892-1509 03/28/2024 10:24 AM Received by Office of the Idaho Secretary of State

B0892-1510 03/28/2021 10:26 AM Received by Office of the Idaho Secretary of State

STATEMENT OF PURPOSE

RS31634 / SCR126

This legislation approves Idaho Department of Fish and Game, Idaho Department of Lands, Division of Occupational and Professional Licenses, Idaho Department of Parks and Recreation, and Idaho Department of Water Resources Administrative Rules reviewed by the Senate Resources and Environment Committee and the House Resources and Conservation Committee with exceptions. This legislation does not include approval of Department of Lands Docket No. 20-0301-2301, and excludes approval of Idaho Department of Parks and Recreation Docket No. 26-0120-2301, Sections 225., subsection 07., 245., 247., 250., 254., 256., 276.

FISCAL NOTE

This legislation causes no additional expenditure of funds at the state or local level of government nor does it cause an increase or decrease in revenue for state or local government, therefore the legislation has no fiscal impact.

Contact:

Senator Van T. Burtenshaw
(208) 332-1000

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).