

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 611

BY WAYS AND MEANS COMMITTEE

AN ACT

1 RELATING TO WATER; AMENDING CHAPTER 18, TITLE 42, IDAHO CODE, BY THE ADDITION
2 OF A NEW SECTION 42-1805A, IDAHO CODE, TO PROVIDE CONDITIONS FOR THE IS-
3 SUANCE OF ORDERS ESTABLISHING OR REVISING THE BASELINE METHODOLOGY FOR
4 DETERMINING MATERIAL INJURY AND TO PROVIDE FOR PREPARATION OF SUCH OR-
5 DERS AT ANY TIME OF THE YEAR; AND DECLARING AN EMERGENCY AND PROVIDING AN
6 EFFECTIVE DATE.
7

8 Be It Enacted by the Legislature of the State of Idaho:

9 SECTION 1. That Chapter 18, Title 42, Idaho Code, be, and the same is
10 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
11 ignated as Section 42-1805A, Idaho Code, and to read as follows:

12 42-1805A. ORDERS ESTABLISHING OR REVISING THE BASELINE METHODOLOGY
13 FOR DETERMINING MATERIAL INJURY. The director of the department of water
14 resources shall not issue an order establishing or revising the baseline
15 methodology for determining material injury from December 1 through Septem-
16 ber 30 of the following year unless authorized by the governor. Preparation
17 of an order establishing or revising the baseline methodology for determin-
18 ing material injury may occur at any time of the year.

19 SECTION 2. An emergency existing therefor, which emergency is hereby
20 declared to exist, this act shall be in full force and effect on and after
21 July 1, 2024.