

IN THE HOUSE OF REPRESENTATIVES

HOUSE CONCURRENT RESOLUTION NO. 45

BY EDUCATION COMMITTEE

A CONCURRENT RESOLUTION

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2 STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE STATE
3 BOARD OF EDUCATION RELATING TO RULES GOVERNING ADMINISTRATION, RULES
4 GOVERNING UNIFORMITY, AND RULES GOVERNING THOROUGHNESS.

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 State Board of Education relating to Rules Governing Administration, Rules
12 Governing Uniformity, and Rules Governing Thoroughness are not consistent
13 with legislative intent and should be rejected.

14 NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Ses-
15 sion of the Sixty-sixth Idaho Legislature, the House of Representatives and
16 the Senate concurring therein, that IDAPA 08, Chapter 08.02.01, Rules Gov-
17 erning Administration, Section 801., Subsection 02.f.; Chapter 08.02.02,
18 Rules Governing Uniformity, Section 004., Subsection 01.; and Chapter
19 08.02.03, Rules Governing Thoroughness, Section 105., Subsection 01.d.ii.,
20 iii., and iv., and Section 112., Subsection 03.a.ii. and b.ii., adopted as
21 pending rules under Docket Number 08-0000-2100, only, be, and the same are
22 hereby rejected and declared null, void, and of no force and effect.