

IN THE SENATE

SENATE CONCURRENT RESOLUTION NO. 124

BY JUDICIARY AND RULES COMMITTEE

A CONCURRENT RESOLUTION

1
2 STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE DE-
3 PARTMENT OF AGRICULTURE RELATING TO RULES OF THE DEPARTMENT OF AGRICUL-
4 TURE GOVERNING RETAIL RAW MILK.

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
9 legislative intent; and

10 WHEREAS, it is the finding of the Legislature that certain rules of the
11 Department of Agriculture relating to Rules of the Department of Agricul-
12 ture Governing Retail Raw Milk are not consistent with legislative intent
13 and should be rejected.

14 NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Ses-
15 sion of the Sixtieth Idaho Legislature, the Senate and the House of Repre-
16 sentatives concurring therein, that IDAPA 02.04.13, Rules of the Department
17 of Agriculture Governing Retail Raw Milk, Rules of the Department of Agri-
18 culture, adopted as pending rules under Docket Number 02-0413-0901 (Chapter
19 Repeal) and Docket Number 02-0413-0902 (Chapter Rewrite), the entire rule-
20 making dockets, be, and the same are hereby rejected and declared null, void
21 and of no force and effect.