

IN THE SENATE

SENATE CONCURRENT RESOLUTION NO. 142

BY JUDICIARY AND RULES COMMITTEE

A CONCURRENT RESOLUTION

1 STATING FINDINGS OF THE LEGISLATURE AND PROVIDING FOR THE AMENDMENT OF JOINT  
2 RULE 18 OF THE JOINT RULES OF THE SENATE AND THE HOUSE OF REPRESENTA-  
3 TIVES OF THE STATE OF IDAHO TO REVISE PROVISIONS RELATING TO STATEMENTS  
4 OF PURPOSE AND FISCAL NOTES.  
5

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

7 WHEREAS, the Senate and the House of Representatives deem it necessary  
8 and desirable to amend Joint Rule 18 of the Joint Rules of the Senate and the  
9 House of Representatives.

10 NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Ses-  
11 sion of the Sixty-third Idaho Legislature, the Senate and the House of Rep-  
12 resentatives concurring therein, that the Joint Rule 18 of the Senate and the  
13 House of Representatives shall be amended to read as follows:

14 JOINT RULE 18

15 ~~Statement of Purpose and Fiscal Notes. -- No bill shall be introduced~~  
16 ~~in either house unless it shall have attached thereto a concise statement of~~  
17 ~~purpose and fiscal note. The contact person for the statement of purpose and~~  
18 ~~fiscal note shall be identified on the document. A statement of purpose or~~  
19 ~~fiscal note is not a statement of legislative intent nor intended for any use~~  
20 ~~outside of the legislative process. The statement of purpose and fiscal note~~  
21 ~~applies only to a bill as introduced, and does not necessarily reflect any~~  
22 ~~amendment to the bill that may be adopted. No bill making an appropriation,~~  
23 ~~increasing or decreasing existing appropriations, or requiring a future ap-~~  
24 ~~propriation, or increasing or decreasing revenues of the state or any unit~~  
25 ~~of local government, or requiring a significant expenditure of funds by the~~  
26 ~~state or a unit of local government, shall be introduced unless it shall have~~  
27 ~~attached thereto a fiscal note. This note shall contain an estimate of the~~  
28 ~~amount of such appropriation, expenditure, or change under the bill. The~~  
29 ~~fiscal note shall identify a full fiscal year's impact of the legislation.~~  
30 ~~Statements of purpose and fiscal notes may be combined in the same statement.~~  
31 ~~All statements of purpose and fiscal notes shall be reviewed for compliance~~  
32 ~~with this rule by the committee to which the bill is assigned. A member may~~  
33 ~~challenge the sufficiency of a statement of purpose or fiscal note at any~~  
34 ~~time prior to passage, except upon introduction. Nothing in this rule shall~~  
35 ~~prohibit a statement of purpose or fiscal note from being revised.~~

36 Statement of Purpose and Fiscal Notes -- General Provisions. -- No bill  
37 shall be introduced in either house unless it shall have attached thereto a  
38 concise statement of purpose and fiscal note. The contact person for the  
39 statement of purpose and fiscal note shall be identified on the document.  
40 Statements of purpose and fiscal notes may be combined in the same statement.

1        Statement of Purpose. -- (a) The statement of purpose applies only to  
2 a bill as introduced, and does not necessarily reflect any amendment to the  
3 bill that may be adopted. All statements of purpose shall be reviewed for  
4 compliance with this rule by the committee to which the bill is assigned, ex-  
5 cepting that any review is subject to Joint Rule 18 (e).

6        Fiscal Notes. -- (b) The fiscal note applies only to a bill as intro-  
7 duced, and does not necessarily reflect any amendment to the bill that may  
8 be adopted. The fiscal note shall reasonably contain the proponent's full  
9 fiscal year projected increase or decrease in existing or future appropri-  
10 ations, and/or the increase or decrease in revenues by the state or unit(s)  
11 of local government. The bill's proponent bears the responsibility to pro-  
12 vide an accurate fiscal note. If the fiscal note states there is no projected  
13 fiscal impact, then the fiscal note must contain a statement of the reasons  
14 that no fiscal impact is projected. All fiscal notes shall be reviewed for  
15 compliance with this rule by the committee to which the bill is assigned, ex-  
16 cepting that any compliance review is subject to Joint Rule 18 (e). A member  
17 of the committee may challenge the sufficiency of a fiscal note at any time  
18 prior to the committee's final action on the bill. In addition, prior to fi-  
19 nal committee action on the bill, if one-third or more of its appointed mem-  
20 bers notify the chair of the committee that they reasonably believe the fis-  
21 cal note does not comply with this rule, the chair may appoint a subcommittee  
22 to review the fiscal note. The subcommittee must report its review, if any,  
23 at the next scheduled committee meeting or at a time designated by the chair.

24        Debate. -- (c) Any member of either house may debate the sufficiency  
25 of a statement of purpose or fiscal note at the time of consideration of the  
26 bill.

27        May be Revised. -- (d) Either house may revise the statement of purpose  
28 or fiscal note at any time before that house's final action on the bill.

29        Not a Statement of Legislative Intent. -- (e) Statements of purpose  
30 and fiscal notes are mere attachments to the bill and are not voted on. The  
31 statement of purpose and fiscal note are not expressions or statements of  
32 legislative intent, and are not intended for any use outside of the legisla-  
33 tive process, including judicial review.

34        Notice to Others. -- (f) Each statement of purpose and fiscal note shall  
35 contain this notice: "This statement of purpose and fiscal note are a mere  
36 attachment to this bill and prepared by a proponent of the bill. It is nei-  
37 ther intended as an expression of legislative intent nor intended for any use  
38 outside of the legislative process, including judicial review (Joint Rule  
39 18)."