



## Proposed/Temporary Administrative Rules Form

### Section 1 (To be Completed by Agency)

<b>Agency Name:</b> Idaho State Department of Agriculture		<b>STARS Agency Code:</b> 210	<b>Fax Number:</b> 208-334-4062	<b>Date:</b> 5/28/14
<b>Contact Person:</b> Scott Leibsle	<b>Title:</b> Deputy State Veterinarian; Animal Health Bureau Chief	<b>Phone:</b> 208-332-8614	<b>Email:</b> <a href="mailto:scott.leibsle@agri.idaho.gov">scott.leibsle@agri.idaho.gov</a>	
<b>Person Authorizing Rule:</b> Brian Oakey	<b>Title:</b> Deputy Director	<b>Phone:</b> 208-332-8500	<b>Email:</b> <a href="mailto:brian.oakey@agri.idaho.gov">brian.oakey@agri.idaho.gov</a>	
<b>Statutory Authority for the rule making (Idaho Code, Federal Statute or Regulation):</b> Idaho Code § 25-203				
<b>Title, Chapter, and Possible Docket (IDAPA) Number:</b> IDAPA 02.04.21, Rules Governing the Importation of Animals				
<b>This rule is:</b> <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Temporary		<b>Effective Date:</b>		
<p><b>If this is a temporary rule:</b></p> <p><input type="checkbox"/> Necessary to protect the public health, safety, or welfare; or</p> <p><input type="checkbox"/> Compliance with deadlines in amendments to governing law or federal programs; or</p> <p><input type="checkbox"/> Conferring a benefit.</p> <p><b>Please explain:</b></p>				
<b>If this is a temporary rule which imposes a fee or charge, provide justification as described in Idaho Code 67-5226(2):</b>				
<b>Agency has determined according to Idaho Code 67-5220(1):</b>				
<input checked="" type="checkbox"/> This rule is to be negotiated		<input type="checkbox"/> Negotiation of this rule is not feasible		
<b>If rule is negotiated:</b>				
Agency certifies that the rule <input type="checkbox"/> has been or <input checked="" type="checkbox"/> will be negotiated with interested persons as outlined in Idaho Code 67-5220(3). <i>(indicate which)</i>				
<b>If rule negotiation is not feasible, the agency has determined:</b>				
<input type="checkbox"/> Rule is temporary; or		<input type="checkbox"/> Lack of identifiable representatives of affected interests; or		
<input type="checkbox"/> Rule is simple in nature; or		<input type="checkbox"/> Affected interests are not likely to reach consensus; or		
<input type="checkbox"/> Other.				
<b>Please explain:</b>				
<b>Provide a fiscal impact statement for all programs affected. Be sure to reflect both positive and negative impacts and to include all fund sources including both the General Fund and dedicated funds:</b> ISDA does not anticipate any fiscal impact from the changes to be made to the Rule during this rulemaking.				
<b>Provide a short explanation for the need for this rule:</b>				
Currently, only steers, spayed heifers and intact heifers of beef breeds that are consigned directly to feedlots approved for finish feeding are exempt from the tuberculosis testing requirement for imports. The Idaho Cattle Association has petitioned ISDA to broaden the exemption to include dairy breeds that are being consigned directly to feedlots approved for finish feeding. Additionally, ISDA will be amending section .109 to address import requirements relative to vesicular stomatitis (VS) exposure.				

<b>Provide a short summary of the changes this rule makes:</b> IDAPA 02.04.21.240.03 – The rule change would allow dairy breeds of cattle to also be granted a tuberculosis testing exemption when consigned directly to feedlots approved for finish feeding. IDAPA 02.04.21.109 – The rule change would remove the requirement that prohibits importing livestock that originate from within a 10-mile radius of a confirmed case of VS.	
<b>Provide a list of those persons or interest group(s) affected by this rule:</b> Cattle producers, Approved Feedlot owners	
<b>Section 2 (To be Completed by DFM)</b>	
DFM Analyst Comments:	
DFM Analyst Fiscal Impact Review:	
DFM Analyst Signature & Date: Anita Hamann, May 30, 2014	Recommend: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Gov Special Assistant Signature & Date: Cally Younger, May 30, 2014	Recommend: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
DFM Administrator Action: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Authorized to Advance Rulemaking Process, DFM to review draft rule prior to publication (See Section 3) <input type="checkbox"/> Not Approved	
DFM Administrator Signature & Date:  5/30/2014	
<b>Section 3 ( To Be Completed By DFM if Required)</b>	
DFM Analyst Signature & Date:	Recommend: <input type="checkbox"/> Yes <input type="checkbox"/> No
DFM Administrator Signature & Date:	Approved: <input type="checkbox"/> Yes <input type="checkbox"/> No

PARF No. 2014-210-19 (1)