



Proposed/Temporary Administrative Rules Form

Section 1 (To be Completed by Agency)

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|--|--|----------------------------------|---|-------------------------|
| Agency Name: Idaho State Department of Agriculture | | STARS Agency Code: 210 | Fax Number: 208-334-4062 | Date: 4/22/14 |
| Contact Person: Scott Leibsle | Title: Deputy State Veterinarian; Animal Health Bureau Chief | Phone: 208-332-8614 | Email: scott.leibsle@agri.idaho.gov | |
| Person Authorizing Rule: Brian Oakey | Title: Deputy Director | Phone: 208-332-8500 | Email: brian.oakey@agri.idaho.gov | |

Statutory Authority for the rule making (Idaho Code, Federal Statute or Regulation):
Idaho Code § 25-203

Title, Chapter, and Possible Docket (IDAPA) Number:
IDAPA 02.04.29 Rules Governing Trichomoniasis

This rule is: Proposed Temporary **Effective Date:**

If this is a temporary rule:

- Necessary to protect the public health, safety, or welfare; or
- Compliance with deadlines in amendments to governing law or federal programs; or
- Conferring a benefit.

Please explain:

If this is a temporary rule which imposes a fee or charge, provide justification as described in Idaho Code 67-5226(2):

Agency has determined according to Idaho Code 67-5220(1):

- This rule is to be negotiated
- Negotiation of this rule is not feasible

If rule is negotiated:

Agency certifies that the rule has been or will be negotiated with interested persons as outlined in Idaho Code 67-5220(3). *(indicate which)*

If rule negotiation is not feasible, the agency has determined:

- Rule is temporary; or
- Rule is simple in nature; or
- Lack of identifiable representatives of affected interests; or
- Affected interests are not likely to reach consensus; or
- Other.

Please explain:

This rule amendment is required to bring certain Trichomoniasis testing requirements stated in rule in line with statutory changes made during the 2014 Idaho legislative session, specifically, the addition of I.C. § 25-207C by Senate Bill No. 1268.

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: ISDA does not anticipate any fiscal impact from the changes to be made to the Rule during this rulemaking.

Provide a short explanation of the need for this rule:

An amendment to Idaho Code Title 25 Chapter 2 was passed by the 2014 Idaho Legislature. This negotiated rulemaking will make 02.04.29 consistent with the changes implemented to Idaho Code § 25-207.

Provide a short summary of the changes this rule makes:

IDAPA 02.04.29.100.05 – Remove this portion of the rule, to coincide with the 2014 statutory amendment, which requires all Idaho non-virgin beef bulls to test for Trich annually, thereby removing the Trich testing exemption for Idaho located north of the Salmon River.

Provide a list of those persons or interest group(s) affected by this rule:

Domestic cattle/bison producers.

Section 2 (To be Completed by DFM)

DFM Analyst Comments:

This rule is necessary do to the changes made to Idaho Code during the 2014 session.

DFM Analyst Fiscal Impact Review:

NA

DFM Analyst Signature & Date:

Anita Hamann, May 5, 2014

Recommend:

Yes No

Gov Special Assistant Signature & Date:

Cally Younger, May 8, 2014

Recommend:

Yes No

DFM Administrator Action:

- Approved
- Authorized to Advance Rulemaking Process, DFM to review draft rule prior to publication (See Section 3)
- Not Approved

DFM Administrator Signature & Date:

 5/9/2014

Section 3 (To Be Completed By DFM if Required)

DFM Analyst Signature & Date:

Recommend:

Yes No

DFM Administrator Signature & Date:

Approved:

Yes No

PARF No. 2014-210-13