



Tracking #: A210-2018-3
Status: DFM Analyst: Recommended 04/13/18
 Gov's Office: Recommended 04/24/18
 DFM Admin: Approved 04/24/18

Administrative Rules Request Form

Agency Name: Agriculture, Department of Primary Contact: Kevin Merritt Phone: 208-332-8690 Secondary Contact: Phone: Person Authorizing Rule: Brian Oakey Phone: 208-332-8500	Submitted on: 04/12/2018 Email: Kevin.Merritt@ISDA.Idaho.gov Email: Email: Brian.Oakey@ISDA.Idaho.gov
Statutory Authority for the rule making (Idaho Code, Federal Statute or Regulation): Section 71-111, Idaho Code	
Title, Chapter, and Possible Docket (IDAPA) Number: 02.02.14	
This rule is: <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Temporary <input type="checkbox"/> Proposed/Temporary	
Effective Date:	
Agency has determined according to Idaho Code 67-5220(1): <input type="checkbox"/> This rule is to be negotiated Agency certifies that the rule : <input type="checkbox"/> has been <input type="checkbox"/> will be negotiated with interested persons as outlined in Idaho Code 67-5220(3). <input checked="" type="checkbox"/> Negotiation of this rule is not feasible <input type="checkbox"/> Rule is temporary; or <input type="checkbox"/> Lack of identifiable representatives of affected interests; or <input checked="" type="checkbox"/> Rule is simple in nature; or <input type="checkbox"/> Affected interests are not likely to reach consensus; or <input type="checkbox"/> Other.	
Please explain:	
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 Rules during this rule-making.	
Provide a short explanation of the need for this rule: Incorporate by reference the 2019 edition of the National Institute of Standards and Technology (NIST) Handbook 44. The NIST Handbook 44 provides specifications, tolerances and other technical requirements recommended by the National Conference on Weights and Measures (NCWM) for official promulgation by states in exercising control of weighing and measuring devices used in commerce. Idaho is a voting member of the NCWM. NIST documents are available on-line at http://www.nist.gov/pml/weights-and-measures/publications . Updating this reference document promotes uniformity by keeping codes current with new technology and in-line with surrounding states that also adopt this reference handbook.	
Does this rule adopt amendments to materials previously incorporated by reference? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Filename: A210-2018-3.docx	
Provide a short summary of the changes this rule makes: The final draft of changes will not be available until after the National Conference meets in July.	
Provide a list of those persons or interested group(s) affected by the rule: Weights and Measures officials and any entity operating, installing or repairing commercially used weighing or measuring devices.	
DFM Analyst: Amber Christofferson Recommendation: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> Pending Date: 04/13/2018	
Comments: This rule incorporates by reference the Handbook No. 44 of the National Institute of Standards and Technology.	
Fiscal Impact Comments: There is not fiscal impact to the State.	

Special Assistant: Katrine Franks

Recommendation: Recommended Not Recommended

Date: 04/24/2018

Comments:

Incorporates the 2019 handbook of the National Institute of Standards and Technology. House keeping. Proceed.

DFM Administrator Action: 04/24/2018

Authorized to Advance to Rulemaking Process, DFM to review draft rule prior to publication

Approved Not Approved