



Tracking #: A210-2019-4
Status: DFM Analyst: Recommended 04/22/19
 Gov's Office: Recommended
 DFM Regulatory: Recommended 05/01/19
 DFM Admin:

Administrative Rules Request Form

Agency Name: Agriculture, Department of	Submitted on: 04/17/2019
Primary Contact: Jared Stuart Phone: 208-332-8620	Email: Jared.Stuart@isda.idaho.gov
Secondary Contact: Phone:	Email:
Person Authorizing Rule: Brian Oakey Phone: 208-332-8500	Email: Brian.Oakey@ISDA.Idaho.gov
State or Federal Statute that Authorizes this Rule: Idaho Code Section 25-2710	
IDAPA, Title, Chapter, and Section Number(s) (e.g. - 35.01.02.028): 02.06.02.004	
Administrative Bulletin for Publication: June 2019	
This rule is: <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Temporary	
Under the Red Tape Reduction Act (Executive Order 2019-02), this rulemaking (select all that apply):	
<input type="checkbox"/> Increases regulatory requirements <input type="checkbox"/> Decreases regulatory requirements <input checked="" type="checkbox"/> Neither Increases nor decreases regulatory requirements <input checked="" type="checkbox"/> Qualifies for an exemption <ul style="list-style-type: none"> <input type="checkbox"/> This rule is required to comply with a new <ul style="list-style-type: none"> <input type="checkbox"/> federal law <input type="checkbox"/> state law <input type="checkbox"/> court order <input checked="" type="checkbox"/> Incorporates by reference only (does not include exceptions outlined in rule) <input type="checkbox"/> Elimination or simplification of existing agency rules is not possible 	
Agency has determined, according to Idaho Code 67-5220(1), that	
<input checked="" type="checkbox"/> This rule will be negotiated with interested persons as outlined in Idaho Code 67-5220(3) <input type="checkbox"/> Negotiation of this rule is not feasible	
Provide a short summary of the changes this rule makes:	
Changes to the rule will update the incorporated by referenced AAFCO Official Publication and the Merck Index to reference the most current edition and will update the rule to remove duplicate language between the rule text and the incorporated by reference publications to comply with Gov. Little's Executive Order 2019-02, Red Tape Reduction Act..	
Why is this rule needed? What prompted this request?	
IDAPA 02.06.02 incorporates by reference the AAFCO Official Publication and the Merck Index. The changes to the rule will change the references from the previous editions to the most current editions and will update standards, ingredients and definitions to make them congruent with the new publications. Changes will also be made to the rule to remove duplicate language in the rule where the language already exists in the publications incorporated by reference.	
List any affected parties and potential concerns they may have with this rule. How will the agency involve these parties in the negotiated rulemaking process?	
The parties of interest to this rule include members of the commercial feed industry. The ISDA will hold negotiated rulemaking meetings with a scheduled location and time to allow for party participation and will reach out to all contacts with registered feed products in Idaho as well as industry groups and representatives notifying them of the meeting time and place. The ISDA will also publish notice of these meetings with email and phone contact information made available in order to receive input from interested parties who may not be able to attend the scheduled meeting in person.	

Provide the projected fiscal impact for all programs affected, including both positive and negative impacts to all fund sources (General, dedicated and federal):

The ISDA does not anticipate any fiscal impact to either general fund or dedicated funds.

What impact will this rule have on the competitiveness of businesses and individuals?

The changes to this rule will provide updated terms, definitions and standards to ensure producers and distributors do not encounter changing standards from state to state when producing and distributing product in Idaho and nationwide.

DFM Analyst: Amber Christofferson Recommended Not Recommended **Date:** 04/22/2019

Comments:

This rule incorporates by reference The Association of American Feed Control Officials Official Publication and The Merck Index.

Fiscal Impact Comments:

This rule will be subject to standard rulemaking expenditures.

Final Draft Review Analyst Recommendation: Recommended Not Recommended **Date:**

Governor's Office: Recommended Not Recommended **Date:**

Comments:

This is an update to references and removes duplication.

DFM Regulatory Review: Colby Cameron Recommended Not Recommended **Date:** 05/01/2019

Comments:

Description says a review to remove redundant language will be performed while the references are updated. Just a reminder to be reviewing current rules, and to draft all proposed rules to be clear and concise.

DFM Administrator Action: Alex Adams

Negotiation of proposed rule: Authorized to begin negotiated rulemaking Not Approved **Date:** 05/01/2019

Final Approval: Approved Not Approved **Date:**

Comments:

Are the projected fiscal impact and business impact statements still accurate? Yes No