

**From:** [Roger Batt](#)  
**To:** [Lloyd Knight](#); [Jared Stuart](#)  
**Cc:** [Gina Lohnes TVS](#); [Gina Lohnes](#); "[Don Tolmie TVS](#)"; [Andi Woolf-Weibye](#); [Janis Perry](#); [Pamela L. Juker](#); [Brian Oakey](#)  
**Subject:** {External}Re: {External}Bean Rules Comments  
**Date:** Tuesday, July 09, 2019 7:06:17 PM

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Thank you very much, Lloyd. I will pass this information along to Nick as well.

Take care

Roger

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**From:** Lloyd Knight <Lloyd.Knight@ISDA.IDAHO.GOV>  
**Sent:** Tuesday, July 9, 2019 6:12:40 PM  
**To:** Roger Batt; Jared Stuart  
**Cc:** Gina Lohnes TVS; Gina Lohnes; 'Don Tolmie TVS'; Andi Woolf-Weibye; Janis Perry; Pamela L. Juker; Brian Oakey  
**Subject:** RE: {External}Bean Rules Comments

Roger –

We had a chance to look over the comments and wanted to provide some brief thoughts in reply:

- The notes that you sent – also attached here – are on an earlier version and not the final version that was published. The link to that final version is here:  
<https://adminrules.idaho.gov/rules/current/02/020606.pdf>.
- In comparing the version with comments and what was published, it appears we have included most of what Nick had provided in his comments.
- Some specific notes:
  - On Page 2, the definitions for the Yellow Tags, there were a couple of comments about matching language between Phaseolus and Non-Phaseolus. As a reminder, when we combined the two rules we wanted to keep the language for the two classifications true to how they were originally written since we were not going through a traditional negotiated rulemaking process. In the future, if the industry wants to see further consolidation of language, we would certainly entertain a petition. At this point, we think its best to keep language true to how it was originally published.
  - On the same page, a comment was included in the yellow tag language for non-phaseolus regarding the use of the word “certified” in the second sentence. That was language original to the non-phaseolus rule and is something we can review when the rule is open for negotiation in the future.
  - On Page 3, there are two definitions for Seed Borne and Seed Transmitted. Both were in the Non-Phaseolus rule and moved over to this rule when the two were combined. We can look at combining when the rule is open for negotiation in the future.

- We have included a new definition for Pre-Harvest Inspection. In addition, we have added pre-harvest language in the Inspection sections.
- In Section 151, regarding ICIA for Inspections, we talked with ICIA and it was agreed that we would not add them to the rule for these inspections until they were certified to do so.
- In Section 200, regarding “what tests?”, this refers to any tests necessary to verify regulated pests as defined in Section 012 and 200.03, and anywhere else regulated pests are referenced. So basically, “tests” implies any of the regulated pests referenced elsewhere in the rule or as required for phytosanitary certification.
- There is now an Edible Exemption in 051.
- In Section 201, regarding planting requirements for non-phaseolus beans, this section is a simple rollover from the original non-phaseolus rule.
- In Section 250.02.b, Introduction Plots, please review the language in the final rule. We did discuss this with your group on the phone and we think we captured those discussions in this language.
- Finally, on Page 11, we rolled language on analysis and fees over from the non-phaseolus rule or kept language already in the phaseolus rule.

Let us know if there are any other comments or concerns that need addressed, or if we need to meet to discuss anything further.

Thanks.

Lloyd B. Knight  
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**From:** Roger Batt <Roger@amgidaho.com>  
**Sent:** Thursday, June 27, 2019 10:31 AM  
**To:** Lloyd Knight <Lloyd.Knight@ISDA.IDAHO.GOV>; Jared Stuart <Jared.Stuart@ISDA.IDAHO.GOV>  
**Cc:** Gina Lohnes TVS <GLohnes@tvseed.com>; Gina Lohnes <glohnesh@trinidadbenham.com>; 'Don Tolmie TVS' <DTolmie@tvseed.com>; Andi Woolf-Weibye <Andi.Woolf-Weibye@bean.idaho.gov>  
**Subject:** {External}Bean Rules Comments

Lloyd and Jared,

Attached are some comments written next to some of the bean Rules changes by Nick Bredeweg from ADM.

Thank you and have a great rest of your week.

Roger

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