



Idaho State Department of Agriculture  
P.O. Box 7249 • Boise, Idaho 83707  
P: 208.332.8500 • F: 208.334.2170  
[www.agri.idaho.gov](http://www.agri.idaho.gov)

**BRAD LITTLE**, GOVERNOR  
**CELIA GOULD**, DIRECTOR

## Weights & Measures Rule Q&A

### JFAC & Budget

Director Gould spoke about Weights and Measures in her JFAC presentation only to note that last year ISDA's appropriation removed General Funds from an FTP and shifted costs to dedicated funds.

#### ISDA FY2020 Budget

- ISDA was appropriated a new Weights & Measures (W&M) FTP with some onetime General Fund and some dedicated funds
- ISDA was instructed to raise programs fees because General Fund would be pulled from position the next year

#### ISDA FY2021 Budget

- Appropriation removed General Funds from W&M position – shifted entire cost to program's dedicated fund

#### ISDA FY2022 Budget

- No W&M request or new funding
- LSO's estimate of the Weights & Measures Program free fund balance: \$2,300

### Workload

- ISDA inspects around 30,000 devices per year with about nine inspectors.
- Weighing and measuring devices include everything from large livestock sales to gas pumps to grocery store scales.

## Pesticide & Chemigation Rule Q&A

### Pending Rule & Idaho Code

Idaho Code gives ISDA authority to promulgate related to pesticides. We asked ISDA's Lead Deputy Attorney General about ISDA's authority related to the pending pesticide rules and Idaho Code. The DAG did not find an instance where the pending rules conflicted with or exceeded the statutory rulemaking authority.

Attached is a document that correlates sections of the pending rule with Title 22, Chapter 34.

### Enforcement

Prohibited acts are described in Idaho Code. For example, prohibited acts include:

- Operating a faulty or unsafe pesticide spray apparatus, aircraft, or other application device or equipment.
- Applying pesticides in a faulty, careless, or negligent manner.