

IDAPA 02 – DEPARTMENT OF AGRICULTURE

02.04.14 - RULES GOVERNING DAIRY BYPRODUCT

DOCKET NO. 02-xxxx-xxxx (OAR will assign)

(THIRD) NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 37-603 Idaho Code.

MEETING SCHEDULE: Negotiated rulemaking meetings have been scheduled. Additional meetings may be scheduled and will be posted on the ISDA website.

MEETING SET FOR PUBLIC PARTICIPATION VIA TELEPHONE AND WEB CONFERENCING

Monday April 19, 2021 - 2 p.m. to 5 p.m.

Wednesday May 19, 2021 - 2 p.m. to 5 p.m.

Monday June 14, 2021 - 2 p.m. to 5 p.m.

Contact rulesinfo@isda.idaho.gov to make arrangements for participation by telephone and web conferencing.

On March 25, 2020, Governor Little issued a Proclamation declaring an emergency and taking steps to reduce and slow the coronavirus spread. In compliance with the Proclamation and Stages of Reopening, ISDA will hold this meeting via telephone and web conferencing.

METHOD OF PARTICIPATION: Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting via telephone and web conferencing. Individuals interested in participating by telephone and web conferencing should contact rulesinfo@isda.idaho.gov. For those who cannot participate by attending the meeting, information for submitting written comments is provided below.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary and made available on the agency website.

DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principle issues involved:

This negotiated rulemaking is to make this rule conform with the statutory changes to the dairy laws found in Title 37, Chapter 6, Idaho Code. The issues to be negotiated are 1) removal of the sunset clause from the phosphorus threshold management option, pursuant to the amendment to Idaho Code; 2) Update the Nutrient Management Standard to coincide with the requirements of Idaho Code 22-101A 3) Conduct negotiated Zero Based Rulemaking.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES:

For assistance on technical questions concerning this negotiated, contact Dr. Scott Leibsle, Deputy Administrator – Division of Animal Industries at scott.leibsle@isda.idaho.gov or (208) 332-8540. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the ISDA web site (www.agri.idaho.gov/rulemaking).

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before June 20, 2020.

DATED this 3rd day of March, 2021



Lloyd B. Knight
Rules Review Officer
Idaho Department of Agriculture

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