

IDAPA 02.06.10 Rules Governing Growing of Potatoes

Minutes of May 31, 2023, 1:30 pm

Meeting held via Microsoft Teams Conference

Host/Facilitators: Lloyd Knight – Idaho State Department of Agriculture  
Andrea Thompson – Idaho State Department of Agriculture

Stakeholders: Braden Jensen – Idaho Farm Bureau Federation  
Kathy Stewart-Williams – Idaho Crop Improvement Association  
Elizabeth Criner – Veritas Advisors LLP  
Alan Westra – Idaho Crop Improvement Association  
Travis Blacker – Idaho Potato Commission  
Sam Eaton – Idaho Potato Commission  
Laura Pickard – Guest  
Rep. Stephanie Mickleleson  
Alisha Nelson -Guest  
Alyssa Romero – Lobby Idaho

Department Staff: Tina Eiman – Idaho State Department of Agriculture  
Jared Stuart – Idaho State Department of Agriculture  
Dallas Burkhalter – Deputy Attorney General

Lloyd Knight opened the meeting at 1:32 pm and outlined the rulemaking process and meeting expectations. Focus on discussion points from prior meeting.

Andrea Thompson reviewed:

- Subchapter B – Seed Potatoes Crop Management.  
Proposed change to section 230 removes all regulated articles except potatoes and section 260-261 marked for removal.  
Ms. Pickard advised keeping all regulated articles.  
Mr. Knight asked what the industry expectation of implementation is when the department is not actively enforcing. Further explained there are some opinions that the department has too broad, heavy authority.  
Ms. Pickard noted there is a rare incidence but maintains the need and ability of department to respond with this language being kept there.  
Mr. Westra noted many of the regulated articles are not enforceable because some pests fly into the regulated areas.  
Ms. Pickard responded it is broad for a reason and leaving that language allows for control when necessary. Suggested addition of language to Section 240 to clarify when department action will be taken.  
Mr. Blacker stated that some tools to mitigate pests might be lost in future.  
Mr. Westra noted there is a lot of duplication under certification versus the rule language and differences in certification tolerance. Further, all certification rejections must be reported.

Mr. Knight noted the need for written comments and input from industry for the department to proceed with clear direction.

- Subchapter C – Bacterial Ring Rot.  
No substantial changes proposed, only changes to names and abbreviation. Section 330 Mandatory Reporting. Open for discussion.
- Subchapter D- Planting Seed Potatoes.  
Discussion on year-out testing for uncertified seed being allowed PVY that exceeds the ICIA standard, all other diseases within standard, planting only on farm where produced and outside SPCMA.

No other comments were offered by stakeholders.

Mr. Knight advised this is the second of three meetings, next rulemaking meeting June 29, 2023, at 1:00 p.m. Meeting adjourned at 2:38 pm.