

**IDAHO STATE DEPARTMENT OF AGRICULTURE ("ISDA")  
PETITION TO INITIATE RULEMAKING**

All rulemaking petitions must substantially comply with IDAPA 04.11.01.820, which addresses petitions to initiate rulemaking as described by Section 67-5230, Idaho Code. The requirements have been laid out below. ISDA will consider all petitions and act to either initiate or deny rulemaking in accordance with I.C. § 67-5230(1) and IDAPA 04.11.01.821.

Please note that ISDA may only conduct rulemaking within the authority provided it by statute in order to govern the department's jurisdiction. See I.C. § 22-101(3). Prior to petitioning ISDA, please verify and change is outside of ISDA's legal authority, it will be denied.

Name of petitioner(s): Paul Allen

Address of petitioner: 7961 W. Pocatello Creek Rd., Pocatello, Id. 83201

Phone number of petitioner: 208 241-5265

Email address of petitioner: potyallen@hotmail.com

Petitioner's interest in matter:

Invasive species dominating & crowding out native plants & altering ecological landscapes

Describe the nature of the rule or amendment to the rule and the petitioner's suggested rule or amendment: Invasive Plant Species

Euphorbia myrsinites is an escaped landscaping ornamental which is seriously disrupting native plant communities in eastern Idaho. It can dominate local landscapes to the exclusion of other plants. It also can be a significant skin & eye irritant to humans. It should urgently be added to Idaho's noxious weed list.

Name of the statute, order, rule or other controlling law:

Idaho Code 22:24

Factual allegations upon which the petitioner relies to support the proposed rulemaking:

Still localized but invasive of native landscapes in southern Idaho - (see distribution on iNaturalist link below) Bannock County has serious emerging problem. (Personal observations)

The infestations remain localized (for a few years) making it amenable to eradication if addressed promptly.

Citations of cases and/or statutory provisions that apply (optional):

Listed as noxious weed in Colorado & Washington States (& Oregon)

<https://www.nwcb.wa.gov/weeds/myrtle-spurge>

[https://www.inaturalist.org/observations?place\\_id=224&subview=map&taxon-id=82511](https://www.inaturalist.org/observations?place_id=224&subview=map&taxon-id=82511)

<https://www.weeds.org/pdf/MyrtleSpurge.pdf>