

IDAPA 02 - DEPARTMENT OF AGRICULTURE
02.04.30 - RULES GOVERNING NUTRIENT MANAGEMENT

DOCKET NO. 02-0430-1101

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, 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 22-110(1), Idaho Code.

MEETING SCHEDULE: A public meeting on the negotiated rulemaking will be held as follows:

Thursday, July 14, 2011, at 9 a.m.

**Idaho State Department of Agriculture
2270 Old Penitentiary Road, Boise, Idaho**

Additional public meetings are not anticipated. Please contact the Idaho State Department of Agriculture ("ISDA") at 208-332-8550 to be included on the distribution list for the meeting announcements and materials.

The meeting site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

METHOD OF PARTICIPATION: Persons wishing to participate in the informal negotiated rulemaking must do the following:

1. A person may attend the negotiated rule making meeting(s).
2. A person may deliver written comments via U.S. Postal Mail, email to the undersigned, or facsimile on or before August 15, 2011.

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

2011 House Bill No. 206 was passed with an emergency clause and became effective April 6, 2011. The bill established the Poultry Environmental Act, Title 25, Chapter 40, Idaho Code. The statutory change necessitated amendments to IDAPA 02.04.30, Rules Governing Nutrient Management, including adding the definition of "poultry concentrated animal feeding operations" and revising the rule to incorporate the most current publication (June 2007) by the United States Department of Agriculture Idaho Natural Resources Conservation Service Conservation Practice Standard, Nutrient Management Code 590 as the nutrient management standard for poultry concentrated animal feeding operations.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the negotiated rulemaking, contact Hilary Collinsworth, Nutrient Management Program Manager, 208-332-8550 or hilary.collinsworth@agri.idaho.gov.

Anyone may deliver written comments regarding the negotiated rulemaking on or before August 15, 2011.

Signed this 9th Day of June, 2011.

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