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Idaho State Legislature

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MEMORANDUM

TO: Rules Review Subcommittee of the Senate Education Committee and the House Education Committee

FROM: Principal Legislative Drafting Attorney - Elizabeth Bowen

DATE: November 16, 2018

SUBJECT: State Board of and State Department of Education

IDAPA 08.05.01 - Rules Governing Seed and Plant Certification - Proposed Rule (Docket No. 08-0501-1801)

Summary and Stated Reasons for the Rule

This rule incorporates by reference the most recent version of the Idaho Potato Certification Standards. The Standards were revised as part of an effort to standardize terminology nationwide.

Negotiated Rulemaking / Fiscal Impact

Negotiated rulemaking was conducted, and there is no anticipated negative fiscal impact on the state general fund.

Statutory Authority

I.C. 22-1504.

cc: State Board of and State Department of Education
Tracie Bent

*** PLEASE NOTE ***

Per the Idaho Constitution, all administrative rules must be reviewed by the Legislature during the next legislative session. The Legislature has 3 options with this rulemaking docket: **1)** Approve the docket in its entirety; **2)** Reject the docket in its entirety; or **3)** Reject the docket in part.

INCORPORATION BY REFERENCE SYNOPSIS

In compliance with Section 67-5223(4), Idaho Code, the following is a synopsis of the differences between the materials previously incorporated by reference in this rule that are currently of full force and effect and newly revised or amended versions of these same materials that are being proposed for incorporation by reference under this rulemaking.

The following agency of the state of Idaho has prepared this synopsis as part of the proposed rulemaking for the chapter cited here under the docket number specified:

State Board of Education
IDAPA 08.05.01 - Rules Governing Seed and Plant Certification
Proposed Rulemaking - Docket No. 08-0501-1801

Variation in terminology between states has prompted the need for an equivalency table just to keep track of the differences. It is believed that a "Field Year" system would be less confusing to growers and seed buyers. The recommended standards revisions would change the terminology used from generation to field year. The nomenclature would be changed to the following:

Generation would be Field Year (FY)

Nuclear would be FY1

Gen 1 would be FY2

Gen 2 would be FY3

Gen 3 would be FY4

Gen 4 would be FY5

Gen 5 would be FY6

Gen 6 would be FY7"