

IDAPA 02 – DEPARTMENT OF AGRICULTURE

02.06.01 – RULES GOVERNING THE PURE SEED LAW

DOCKET NO. 02-0601-1801

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 Title 22, Chapter 4, Idaho Code.

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

PUBLIC MEETING
Monday, July 23, 2018 – 1:30 pm to 3:30 pm (MDT)

Idaho State Dept. of Agriculture
2270 Old Penitentiary Road
Boise, ID 83712

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

METHOD OF PARTICIPATION: Persons wishing to participate in the negotiated rulemaking must do the following: interested members of the public who wish to participate must submit any written comments, questions, recommendations, or ideas to the Idaho State Department of Agriculture addressed to Dan Salmi, Laboratory Bureau Chief, Bureau of Laboratories. Individuals may also attend the public meeting to be conducted on the above date during which the Idaho State Department of Agriculture will allow oral comments or presentation to be made.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted 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 principal issues involved:

IDAPA 02.06.01.500-502 lists the different services and fees for seed testing. It was last updated in 2006. Over the last 12 years, the types of services offered by the lab have changed. Based on customer demand, some services are no longer offered and some new services have been added. For this reason, we would like to update this service/fee schedule. We are not increasing any prices for any currently offered service; however charging for new services will make this a fee rule. The following changes will be made to the list of services/fees:

1. Deleting tests that we no longer perform. For example, Ammonia Test and Hay Pellet Germination.
2. Adding tests that are now performed. For example, Round-Up-Ready Test, Certified Purity Tests, and Sand Germination Test.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text (if available), Dan Salmi, (208) 332-8526. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the ISDA web site at the following web address: www.agri.idaho.gov

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 July 25, 2018.

DATED this 6th day of June, 2018.

Brian Oakey
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