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Director

Legislative Services Office

Idaho State Legislature

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MEMORANDUM

TO: Rules Review Subcommittee of the Senate Agricultural Affairs Committee and the House Agricultural Affairs Committee

FROM: Principal Legislative Research Analyst - Katharine Gerrity

DATE: July 08, 2015

SUBJECT: Idaho State Department of Agriculture

IDAPA 02.02.14 - Rules For Weights and Measures - Proposed Rule (Docket No. 02-0214-1501)

IDAPA 02.06.02 - Rules Pertaining to the Idaho Commercial Feed Law - Proposed Rule (Docket No. 02-0602-1501)

IDAPA 02.06.12 - Rules Pertaining to the Idaho Fertilizer Law - Proposed Rule (Docket No. 02-0612-1501)

IDAPA 02.06.41 - Rules Pertaining to the Idaho Soil and Plant Amendment Act of 2001 - Proposed Rule (Docket No. 02-0641-1501)

1. IDAPA 02.02.14 - Rules For Weights and Measures

The Idaho State Department of Agriculture submits notice of proposed rule at IDAPA 02.02.14 - Rules For Weights and Measures. According to the department, the purpose of the rule is to incorporate by reference the 2016 edition of the National Institute of Standard and Technology Handbook 44, "Specifications, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices." The department notes that negotiated rulemaking was not conducted due to the simple nature of the proposed amendment. The rulemaking appears to be authorized pursuant to Section 71-111, Idaho Code.

2. IDAPA 02.06.02 - Rules Pertaining to the Idaho Commercial Feed Law

The Idaho State Department of Agriculture submits notice of proposed rule at IDAPA 02.06.02 - Rules Pertaining to the Idaho Commercial Feed Law. According to the department, the purpose of the rule is to incorporate by reference information and updates contained in the 2016 Official Publication of the Association of American Feed Control Officials (AAFCO) as they pertain to the methodology and practice of conducting regulatory commercial feed registration and label review. The department states that negotiated rulemaking was not conducted due to the simple nature of the amendment. The rulemaking appears to be authorized pursuant to Section 25-2710, Idaho Code.

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3. IDAPA 02.06.12 - Rules Pertaining to the Idaho Fertilizer Law

The Idaho State Department of Agriculture submits notice of proposed rule at IDAPA 02.06.12 - Rules Pertaining to the Idaho Fertilizer Law. According to the department, the purpose of the rule is to incorporate by reference information and updates contained in the 2016 Official Publication of the Association of American Plant Food Control Officials (AAPFCO) as they pertain to the methodology and practice of conducting regulatory fertilizer registration and label review. The department states that negotiated rulemaking was not conducted due to the simple nature of the amendment. The rulemaking appears to be authorized pursuant to Section 22-604, Idaho Code.

4. IDAPA 02.06.41 - Rules Pertaining to the Idaho Soil and Plant Amendment Act of 2001

The Idaho State Department of Agriculture submits notice of proposed rule at IDAPA 02.06.41 - Rules Pertaining to the Idaho Soil and Plant Amendment Act of 2001. According to the department, the purpose of the rule is to incorporate by reference information and updates contained in the 2016 Official Publication of the Association of American Plant Food Control Officials (AAPFCO) as they pertain to the methodology and practice of conducting regulatory soil and plant amendment registration and label review. The department states that negotiated rulemaking was not conducted due to the simple nature of the amendment. The rulemaking appears to be authorized pursuant to Section 22-2204, Idaho Code.

cc: Department of Agriculture
Brian J. Oakey