



Terri Kondeff
Director

Legislative Services Office

Idaho State Legislature

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MEMORANDUM

TO: Rules Review Subcommittee of the Senate Resources & Environment Committee and the House Resources & Conservation Committee
FROM: Deputy Division Manager - Katharine Gerrity
DATE: September 14, 2021
SUBJECT: Idaho Department of Lands

IDAPA 20.06.01 - Rules of the Idaho Board of Scaling Practices (New Chapter, Fee Rule) - Proposed Rule (Docket No. 20-0601-2101)

Summary and Stated Reasons for the Rule

The Idaho Department of Lands submits notice of proposed rule at IDAPA 20.06.01 - Rules of the Idaho Board of Scaling Practices. According to the department, the board is proposing adoption of a new cubic log scaling manual to give another option as to how logs are scaled. This is an alternative to the current "Idaho Log Scaling Manual" and is not meant as a replacement. The department states that current rules allow for cubic log scaling but the board does not have a manual that establishes the rules and procedures for cubic log scaling. The department adds that the rule is needed to maintain a consistent cubic scale volume anywhere within the state should parties elect to scale in cubic volume. The department also states that the rulemaking does not change any of the fees currently imposed and the fees noted are the previously approved and codified fees.

Negotiated Rulemaking / Fiscal Impact

Negotiated rulemaking was conducted. The department notes that the rules will have no impact on the general fund.

Statutory Authority

The rulemaking appears to be authorized pursuant to Sections 38-1208 and 38-1220, Idaho Code.

cc: Idaho Department of Lands
Amy Johnson
Russ Hogan

*** PLEASE NOTE ***

Per the Idaho Constitution, all administrative rules may 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.

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PROPOSED RULE COST/BENEFIT ANALYSIS

Section 67-5223(3), Idaho Code, requires the preparation of an economic impact statement for all proposed rules imposing or increasing fees or charges. This cost/benefit analysis, which must be filed with the proposed rule, must include the reasonably estimated costs to the agency to implement the rule and the reasonably estimated costs to be borne by citizens, or the private sector, or both.

Department or Agency: Idaho Board of Scaling Practices

Agency Contact: Russ Hogan **Phone:** (208) 769-1445

Date: July 16, 2021

IDAPA, Chapter and Title Number and Chapter Name:

IDAPA 20.06.01 Rules of the Board of Scaling Practices

Fee Rule Status: **Proposed** **Temporary**

Rulemaking Docket Number: 20-0601-2101

STATEMENT OF ECONOMIC IMPACT:

This will not have a negative fiscal impact on the State General Fund, as we are dedicated funds. An estimated \$226,000 will be generated by the Idaho Board of Scaling Practices.