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**IDAPA 02
TITLE 02
CHAPTER 16**

**02.02.16 - IDAHO STATE DEPARTMENT OF AGRICULTURE
RULES GOVERNING ORGANIC LIVESTOCK**

000. LEGAL AUTHORITY.

This chapter is adopted under the legal authority of section 22-1103, (11), Idaho Code. (4-1-00)T

001. TITLE AND SCOPE.

01. Title. The title of this chapter is IDAPA 02.02.16, "Idaho State Department of Agriculture Rules Governing Organic Livestock". (4-1-00)T

02. Scope. To provide minimum standards and certification requirements for producers and handlers of organic animal products including meat, dairy and eggs pursuant to Title 22, Chapter 11, Idaho Code. (4-1-00)T

002. WRITTEN INTERPRETATIONS.

There are no written interpretations. (4-1-00)T

003. ADMINISTRATIVE APPEAL.

Section 22-1108, Idaho Code, provides for an appeal process pursuant to Title 67, Chapter 52, Idaho Code. (4-1-00)T

004. DEFINITIONS.

01. Adequate Mobility. Means an animal shall have enough room to get up, lie down, turn around, groom, and stretch its limbs. (4-1-00)T

02. Approved. Means any material or practice that meets the required criteria or standards for use in the production of organic animal products. (4-1-00)T

03. Aquaculture. Means husbandry of fish and aquatic animals. (4-1-00)T

04. Department. Means the Idaho State Department of Agriculture (ISDA). (4-1-00)T

05. Director. Means the director of the Idaho State Department of Agriculture or the director's designee. (4-1-00)T

06. Feed. Means all edible materials that are consumed by livestock, poultry, fish and aquatic animals including but not limited to concentrates, (grains, oilseed meals, fats and oils, vitamins and minerals) and forages, (hay, straw, stover, silage, cobs, husks, hulls, pasture plants). The term "feed" encompasses all edible agricultural commodities, including crops in pasture that are ingested by livestock for nutritional purposes. (4-1-00)T

07. Feed Additives. Means a substance or combination of substances added to feed or offered on free-choice basis for consumption by livestock to fulfill specific nutritional or physiological needs, (e.g. minerals, amino acids and vitamins). (4-1-00)T

08. Fertile. Means any poultry product that is a product of an animal that is in a flock of at least one (1) rooster per twenty (20) hens, and that incubating the eggs at a hatchery results in at least eighty percent (80%) of the eggs being fertile. (4-1-00)T

09. Food Product. Means all agricultural, horticultural, viticultural and vegetable products of the soil, apiary and apiary products, poultry and poultry products, livestock and livestock products, milk and dairy products and aquaculture products. (4-1-00)T

10. Handler. Means any person or organization who processes, packages, transports or stores organic or nonorganic animal product. (4-1-00)T

11. **Lamb.** Means a young sheep that has not reached one (1) year of age. (4-1-00)T
12. **Livestock.** Means the following animals: cattle, swine, sheep, goats, ratites, domestic cervidae, bison, poultry and aquatic animals. (4-1-00)T
13. **Material.** Means any substance or mixture of substances that is used internally or externally in the production of animals or animal products. (4-1-00)T
14. **Organic Animal Product.** Means livestock products that meet or exceed the organic standards and certification requirements contained in this rule and are labeled and offered for sale with the word organic or any derivative of organic. (4-1-00)T
15. **Organic Feed.** Means feed grown, produced, processed and handled in accordance with the Organic Food Products Act, Title 22, Chapter 11, Idaho Code, or other recognized organic certification agencies. Approved feed additives may be added to organic feed. (4-1-00)T
16. **Organic Livestock Producer.** Means any person, firm or organization that produces, processes, handles or imports, with the purpose of subsequently marketing agricultural products referred to as organic or organically grown. (4-1-00)T
17. **Organic Pasture Or Range.** Means ground covered with vegetation that is suitable for grazing and has been managed in accordance with the Organic Food Products Act, Title 22, Chapter 11, Idaho Code, for at least thirty-six (36) months. (4-1-00)T
18. **Preferred.** Means to choose one (1) above another. The ISDA recommends that organic producers use certified organic products when available. (4-1-00)T
19. **Prohibited.** Means any material or practice that is disallowed by this rule for the production of organic livestock products. (4-1-00)T
- 005. -- 049. (RESERVED).**
- 050. MINIMUM STANDARDS.**
The minimum standards qualifying livestock and livestock products, poultry and poultry products, milk and dairy products, and aquaculture products to be labeled as organic are listed in Section 051 through 061. (4-1-00)T
- 051. ORGANIC FEED REQUIREMENTS.**
01. **Slaughter Stock.** One hundred percent (100%) organic from birth to slaughter. (4-1-00)T
02. **Breeder Stock.** One hundred percent (100%) organic from the time it arrives on the organic farm, no less than last third of gestation. (4-1-00)T
03. **Replacement Dairy Stock.** Shall be fed one hundred percent (100%) organic feed from the time it arrives on an organic farm. A replacement cow shall maintain an organic status for a minimum of twelve (12) months prior to the milk being sold as organic. (4-1-00)T
04. **Poultry Stock.** Shall be fed one hundred percent (100%) organic feed after one-day old for either meat or egg production. (4-1-00)T
05. **Aquaculture.** Shall be fed organic feed from the time the aquatic animal is brought onto an organic operation. (4-1-00)T
06. **Fish.** Shall be fed organic feed for a minimum of six (6) months. (4-1-00)T
07. **Fiber Stock.** Shall be fed one hundred percent (100%) organic feed for at least twelve (12) months prior to shearing. (4-1-00)T

052. ORGANIC FEED EXCEPTIONS.

- 01. Whole Milk.** Approved for young animals, organic preferred. (4-1-00)T
- 02. Colostrum.** Approved for young animals, organic preferred. (4-1-00)T
- 03. Milk Replacer.** Non-medicated, organic preferred for young animals. (4-1-00)T
- 04. Additional Exceptions.** Are addressed in the Emergency Feed Section 054. (4-1-00)T.

053. FEED ADDITIVES.

- 01. Natural Additives.** Are allowed unless specifically prohibited in the most recent Organic Material Review Institute (OMRI) publication. (4-1-00)T
- 02. Synthetic Additives.** Are allowed if on the National Organic Standard Board (NOSB) list of allowed synthetics. (4-1-00)T
- 03. Hormones.** Are prohibited. (4-1-00)T
- 04. Antibiotics.** Are prohibited. (4-1-00)T
- 05. Growth Promoters.** Are prohibited. (4-1-00)T
- 06. Plastic Pellets.** Are prohibited. (4-1-00)T
- 07. Manure Re-Feeding.** Is prohibited. (4-1-00)T
- 08. Animal By-Products.** Are prohibited except for organic by-products used in aquaculture. (4-1-00)T
- 09. Fish And Fish By-Products.** Are allowed. (4-1-00)T
- 10. Urea.** Is prohibited. (4-1-00)T
- 11. Synthetic Vitamins And Minerals.** Shall be allowed, but natural sources preferred. (4-1-00)T
- 12. Genetically Modified Products.** Are prohibited. (4-1-00)T
- 13. Solvent Extracted Meals.** Are prohibited. (4-1-00)T
- 14. Certified Organic Fats, Oils, Minerals, And Micronutrients.** Are allowed. (4-1-00)T

054. EMERGENCY FEED.

In organic feed shortages which result from weather conditions, road closures, crop failures or other emergency conditions, the organic livestock producer may feed non-organic feed to livestock for a limited period, provided that the organic feed shortage is temporary and unforeseen due to emergency conditions beyond the producer's control and: (4-1-00)T

- 01. Prioritization To Locate Organically Grown Feed.** The organic livestock producer shall make every reasonable effort and maintain a record of such effort to locate organically grown feed, using the following prioritization: (4-1-00)T
 - a. Certified organic feed. (4-1-00)T
 - b. Feed from farms under transition to organic status for less than three (3) years but more than one (1)

- year. (4-1-00)T
- c. Feed from farms under transition to organic status for one (1) year or less. (4-1-00)T
 - d. Non-certified organic feed. (4-1-00)T
 - e. Conventional feed. (4-1-00)T
- 02. Notification.** The organic livestock producer shall notify the ISDA before using the non-organic feed. (4-1-00)T
- 03. Verification.** The ISDA shall verify the emergency conditions. (4-1-00)T
- 04. Review By ISDA.** The ISDA shall review to determine a maximum time period during which second year transitional organic feed, first year transitional organic feed or conventional feed may be used. (4-1-00)T
- 05. Nonrepresentation.** The livestock producer shall not represent meat, egg, and dairy products as organic animal products during the period the animals are not fed certified organic feed plus an extended period of ninety (90) days. (4-1-00)T
- 055. USE OF ORGANIC CERTIFIED FIELDS.**
Livestock or animal products shall not be labeled “organic” until the farm’s pastures have been managed, using organic methods for at least thirty-six (36) months prior to the production of the animal products and to which organic certification has been granted. (4-1-00)T
- 056. SOURCE OF LIVESTOCK.**
- 01. Slaughter Stock.** Shall be from a certified organic breeder. (4-1-00)T
 - 02. Breeder Stock.** Shall be from any source but shall be organic the last third of gestation period. To sell such stock as organic, the stock shall meet organic standards for a minimum of one (1) year. (4-1-00)T
 - 03. Dairy Stock.** Dairy animals brought into organic dairy operations shall be managed using organic practices as soon as they are brought into an organic production system. ISDA makes a one-time exception to this requirement to allow producers who are transitioning their existing dairy herd to organic practices to continue to feed non-organic grain during a portion of the transition period. See Subsection 056.03.b. (4-1-00)T
 - a. Bringing non-organic replacement stock into existing organic dairies. Milk sold as “organically produced” shall be from animals which have been under organic production methods for not less than the twelve (12) month period immediately preceding the sale of the milk from such stock. (4-1-00)T
 - b. Bringing a non-organic start-up herd into organic production as part of the transition of the entire dairy operation to organic methods. In recognition of the financial difficulties associated with the increased expense of feeding organic grain during the transition period when producers are not yet receiving the premium price for organic milk, ISDA allows producers who are transitioning their start-up herds to continue to feed non-organic grain for a portion of the transition period of the dairy operation. For start-up herds, milk sold as “organically produced” must be from animals which have been under organic production methods for not less than the twelve (12) month period immediately preceding the sale of the milk from such stock. The single exception to the requirement for the use of organic production methods relates to the animals’ feed. During the first nine (9) months of this period, only eighty percent (80%) of the start-up herd’s daily ration must be from organic sources. During the last three (3) months before the sale of organic milk, the animals must receive one hundred percent (100%) organic feed. (4-1-00)T
 - 04. Poultry Stock.** Any one (1) day old stock. Organic preferred. (4-1-00)T
 - 05. Aquaculture.** Any source at youngest stage available. Organic preferred. (4-1-00)T

06. **Fiber Stock.** Any source. Organic preferred. (4-1-00)T
- 057. BREEDING PRACTICES.**
01. **Natural Service And Artificial Insemination.** Is allowed. (4-1-00)T
02. **Embryo Transplants.** Are prohibited. (4-1-00)T
03. **Genetically Modified Breeds.** Are prohibited. (4-1-00)T
- 058. MINIMUM AGE AT WEANING.**
01. **Beef Calves.** Three (3) months. (4-1-00)T
02. **Dairy Calves.** Twelve (12) to twenty-four (24) hours with whole milk or non-medicated milk replacer for three (3) months. (4-1-00)T
03. **Lambs/kids.** Two (2) months or forty (40) pounds. (4-1-00)T
04. **Piglet.** Four (4) weeks. (4-1-00)T
- 059. HEALTH CARE.**
01. **Withholding Treatment.** Withholding treatment which could cause unnecessary suffering to an animal in order to maintain organic certification shall be grounds for de-certification of the entire operation. (4-1-00)T
02. **Vaccinations.** Are allowed. (4-1-00)T
03. **Growth Promoters.** Are prohibited. (4-1-00)T
04. **Hormones.** Are prohibited. (4-1-00)T
05. **Antibiotics.** Are prohibited. (4-1-00)T
06. **Parasiticides.** Natural pest control materials are allowed. Synthetic parasiticides are restricted and routine use of internal parasiticides is prohibited. (4-1-00)T
07. **Synthetic Medication.** Aspirin allowed to reduce inflammation. Iodine allowed. (4-1-00)T
08. **Forced Molting.** Is prohibited. (4-1-00)T
09. **De-Horning.** Is allowed. (4-1-00)T
10. **Castration.** Is allowed. (4-1-00)T
11. **Hoof Trimming.** Is allowed. (4-1-00)T
12. **Tail Docking.** Is allowed for sheep only. (4-1-00)T
13. **Branding.** Is allowed. (4-1-00)T
14. **Poultry.** Wing clipping allowed; caponization and de-beaking is prohibited. (4-1-00)T
15. **Petroleum Oils For Pest Control.** Are prohibited. (4-1-00)T

060. LIVING CONDITIONS.

- 01. Prohibited Practices.** Organic livestock producers are prohibited from practices that are contrary to humane treatment guidelines, good sanitation practices, and good animal health programs. (4-1-00)T
- 02. Fresh Air And Daylight.** Pasture, corral, runway, or other exercise areas are required. (4-1-00)T
- 03. Adequate Mobility.** Is required. (4-1-00)T
- 04. Clean Water.** Is required. (4-1-00)T
- 05. Clean, Dry Bedding.** Is required; organic preferred. (4-1-00)T
- 06. Sanitation, Cleaning.** Is required but no prohibited sanitation or cleaning materials allowed. (4-1-00)T
- 07. Manure And Waste Water Management.** Is required. Applicable state or federal laws shall be adhered to. (4-1-00)T
- 08. Limited Confinement For:** (4-1-00)T
- a. Farrowing is allowed when appropriate in the production system. (4-1-00)T
 - b. Breeding is allowed when appropriate in the production system. (4-1-00)T
 - c. Health treatment is allowed when appropriate in the production system. (4-1-00)T
 - d. Temporary feeding is allowed when appropriate in the production system. (4-1-00)T
 - e. Stacked or battery cages are prohibited. (4-1-00)T
 - f. Farrowing crates or boxes are allowed when appropriate in the production system. (4-1-00)T
 - g. Chaining is prohibited. (4-1-00)T
 - h. Water (aquaculture) must meet current Environmental Protection Agency (EPA) and Division of Environmental Quality (DEQ) standards for aquaculture and testing requirements. (4-1-00)T

061. RECORD KEEPING.

- All records shall be maintained for five (5) years. (4-1-00)T
- 01. Source Of Stock.** Is required. (4-1-00)T
- 02. Certification Records.** Are required. (4-1-00)T
- 03. Identification System.** Is required. (4-1-00)T
- 04. Sales Records Including Weight.** Shall include weight when appropriate. (4-1-00)T
- 05. Feed Sources, Certification.** Are required. (4-1-00)T
- 06. Health Care Applications.** (4-1-00)T
- a. Sources, labels are required. (4-1-00)T
 - b. Dates and rates applied are required. (4-1-00)T

- c. Medical records are required. (4-1-00)T
- 07. Weight Records.** Are required, when appropriate. (4-1-00)T
- 08. Parallel Production.** Mixed production is discouraged on an ongoing basis because of the potential for confusion in the separation of categories. However, for an operation in transition to an organic status, accurate records shall be maintained to differentiate between the conventional and organic status. (4-1-00)T
- 09. Dairy Records.** (4-1-00)T
 - a. Milk production records are required. (4-1-00)T
 - b. Date began organic feed is required. (4-1-00)T
 - c. Date bred-calved are required. (4-1-00)T
 - d. Begin/end of lactation is required. (4-1-00)T
 - e. Dairy sanitation and milk quality records are required. (4-1-00)T
 - f. Well water test is required. (4-1-00)T
- 062. NOTARIZED STATEMENT.**
The applicant for certification shall prove a notarized statement on forms prescribed by the director attesting to the truth of information furnished and adherence to the Idaho Organic Livestock Rules. (4-1-00)T
- 063. -- 150. (RESERVED).**
- 151. LABELING STANDARDS.**
 - 01. Identification.** The name and address of the producer or handler shall be on the organic product label. (4-1-00)T
 - 02. Producer Number.** Organic livestock producers and transitional to organic livestock producers who make application to the certification program shall be assigned a producer/grower identification number by the ISDA. All sales from the producer to the first handler shall include the grower number on the invoice or other sales document. (4-1-00)T
- 152. INSPECTIONS.**
There shall be an annual, announced, on-site inspection by the ISDA or its designee, including an examination of the facility and all records pertinent to the organic production enterprise. Additional announced or unannounced inspections may be conducted as deemed necessary by the ISDA. (4-1-00)T
- 153. APPLICATION FOR CERTIFICATION – FEE SCHEDULE.**
All “Organic” livestock producers, “Transitional to Organic” livestock producers and “Organic” livestock handlers, shall register and apply for certification with the ISDA. The application for certification and fees shall be forwarded to the ISDA on forms furnished by the ISDA. (4-1-00)T
 - 01. Certification Procedures.** Producers and handlers may be certified annually as “Organic” if they meet all applicable standards. (4-1-00)T
 - 02. Fees.** Annual Registration Fees: (4-1-00)T
 - a. Certified producer - One hundred dollars (\$100). (4-1-00)T
 - b. Certified handler - One hundred dollars (\$100). (4-1-00)T

- c. Certified producer/handler - One hundred dollars (\$100). (4-1-00)T
- d. Transitional to organic producer - Twenty-five dollars (\$25). (4-1-00)T
- e. Transitional to organic producer/handler - Twenty-five dollars (\$25). (4-1-00)T
- f. To participate as a Certified “Organic” Producer, “Transitional to Organic” Producer or Certified Handler, the annual registration application shall be filed with the accompanying fee. A person who produces and handles their own organic livestock products shall pay only one (1) registration fee of one hundred dollars (\$100). (4-1-00)T

03. Inspection Fees. (4-1-00)T

a. The hourly rate is twenty-five dollars (\$25). Minimum charge of twenty-five dollars (\$25). Travel time from an inspector's normal duty station to the inspection site and return to normal duty station will be compensable time charged to the applicant. (4-1-00)T

b. A mileage rate as approved by the Board of Examiners will also be assessed. (4-1-00)T

04. Laboratory Fees. Fees assessed for residue analysis will be borne by the applicant and will include administrative charges. (4-1-00)T

05. Graduated Gross Sales Fee Schedule. (4-1-00)T

a. In addition to the fees prescribed above, all producers and handlers shall remit with their application an amount based on their annual gross organic sales during the last calendar year, or in the case of a first-time registrant, a projected gross dollar amount for the upcoming calendar year, with a minimum fee of ten dollars (\$10). The graduated gross organic sales fee structure is as follows:

0 - 2,000	\$ 10
2,001 - 5,000	\$ 25
5,001 - 10,000	\$ 50
10,001 - 15,000	\$ 75
15,001 - 20,000	\$ 100
20,001 - 25,000	\$ 125
25,001 - 30,000	\$ 150
30,001 - 35,000	\$ 175
35,001 - 50,000	\$ 250
50,001 - 75,000	\$ 375
75,001 - 100,000	\$ 500
100,001 - 150,000	\$ 690
150,001 - 200,000	\$ 835
200,001 - 280,000	\$1,050
280,001 - 375,000	\$1,250
375,001 - 500,000	\$1,460
500,001 and up	\$2,000

(4-1-00)T

- b. Registration and application fees are non-refundable. (4-1-00)T

154. -- 600. (RESERVED).

601. MEAT FROM LIVESTOCK.

Organic meat products produced from bovine animals, swine, lamb, sheep, goats and domestic cervidae shall meet the following criteria for at least twelve (12) months prior to slaughter or, when slaughtered in less than twelve (12) months from birth, from birth to slaughter. In addition, when animals are slaughtered in less than twelve (12) months from birth, the animal's mother shall meet the following criteria during the last third of gestation and while the slaughter animal is nursing. (4-1-00)T

01. Organically Grown Feed. Animals shall be raised on one hundred percent (100%) organically grown feed. (4-1-00)T

02. Hormones, Antibiotics Or Parasiticides. Animals shall not be administered hormones, antibiotics or synthetic parasiticides. (4-1-00)T

03. Fresh Air, Daylight And Access. Animals shall have fresh air, daylight and access to organic pasture or organic range. (4-1-00)T

04. Prior To Slaughter. Animals may be kept in a feedlot prior to slaughter as long as the animals have access to fresh air, daylight, water and are fed one hundred percent (100%) organic feed. (4-1-00)T

602. POULTRY AND POULTRY PRODUCTS.

Organic poultry products shall be from birds that meet the following criteria: (4-1-00)T

01. Feed. Birds shall be raised on one hundred percent (100%) organically grown feed from the time the animals are one (1) day old. (4-1-00)T

02. Birds Shall Be Raised In Either:

a. A moveable pen management system which is moved on a daily basis and provides access to organic pasture or organic range; or (4-1-00)T

b. A living space that provides a minimum of four (4) square feet space per bird, (including both inside and outside areas) and access to the outside areas. Inside areas shall provide a minimum of one-and-one-half (1 ½) square feet per bird and be sufficient to avoid stress such as cannibalism, nervousness and self-destructive behaviors such as feather picking, self-mutilation and limb harrowing. Outside areas shall provide a minimum of one-and-one-half (1 ½) square feet per bird. Minimum living space requirements are calculated for the size of an adult chicken with a mature body weight of five (5) pounds and requirements for other poultry animals are calculated proportionately according to the size of the species. (4-1-00)T

03. Shade And Dusting Wallows. Birds shall be provided shade and dusting wallows and laying birds shall also be provided nest boxes and perches. (4-1-00)T

04. Hormones, Antibiotics Or Synthetic Parasiticides. Birds shall not be administered hormones, antibiotics or synthetic parasiticides from one (1) day old to slaughter. (4-1-00)T

05. Organic Eggs. Are not required to be fertile. (4-1-00)T

603. DAIRY PRODUCTS.

Organic animal products produced from dairy animals shall meet the following criteria: (4-1-00)T

01. Feed. Dairy animals shall be raised on one hundred percent (100%) organic feed for ninety (90)

days. (4-1-00)T

02. Synthetic Parasiticides And Hormones. Dairy animals shall not be administered synthetic parasiticides nor hormones for one (1) year prior to organic milk production. (4-1-00)T

03. Regulatory Requirements. All regulatory requirements including sanitary and quality standards and standards for somatic cell and bacteria count shall be observed. (4-1-00)T

604. HANDLER STANDARDS.

01. Organically Processed. To be organically processed, food, feed, and fiber products shall be prepared by biological, physical, or mechanical methods. These include cooking, baking, heating, drying, mixing, grinding, churning, separating, extracting, fermenting, slaughtering, cutting, eviscerating, preserving, dehydrating, chilling, freezing, drying, sewing, or otherwise manufacturing, including packaging, canning, jarring, or otherwise enclosing in a container. (4-1-00)T

02. Handler Prohibited Material Use. The handler has not used or added any prohibited material during the production, composition, processing, manufacturing, packaging, transporting or storage of an organic food product. Microorganisms, microbiological products and materials consisting of, or derived or extracted solely from plant, animal or mineral-bearing rock substances may be applied by the handler unless prohibited. Handlers shall not sell any Idaho certified organic product until they have registered with the ISDA and paid the appropriate fee. (4-1-00)T

03. Cleanliness. Necessary precautions shall be taken to protect against contamination of food, food-contact surfaces, or food-packaging materials. (4-1-00)T

04. Sanitation Of Food Contact Surfaces. In organic handling operations, treatment of food contact surfaces, including utensils and food-contact surfaces of equipment, with cleaning compounds and sanitizers shall be done in such a way as to prevent the loss of organic integrity. Extra rinses, flushes, purges and/or analyses may be required prior to the production of organic products. Records shall be maintained to verify protection of organic integrity. (4-1-00)T

05. Prevention Of Commingling And Contact With Prohibited Substances. All certified organic handling operations, and handling operations that are exempt or excluded from certification, shall establish adequate safeguards during the handling, storage and transportation of organically produced products in order to: (4-1-00)T

a. Prevent the commingling of organic and non-organic products; and (4-1-00)T

b. Assure that organic products and certified facilities are protected from contact with prohibited substances. (4-1-00)T

c. If the handling operation handles both organic and non-organic products, separation by space or time or both space and time shall be provided between the handling of non-organic products and the handling of organic products. (4-1-00)T

06. Packaging Materials. Use of any packaging materials, storage containers or bins that contain synthetic fungicides, preservatives or fumigants; or that have previously been in contact with any substance in such a manner as to compromise the organic quality of such product is prohibited. (4-1-00)T

07. Audit Trails. Audit trail and inventory control procedures shall be adequate to trace all ingredients and products from the supplies(s) through the entire production system, including packaging and storage, and on through distribution, sales and transport, using lot numbers, date codes, or a similar product tracking system. Certification shall be denied or revoked for intentionally falsifying or refusing to supply adequate records. Certification shall be suspended until the ISDA is provided adequate records. (4-1-00)T

a. Handlers shall provide detailed written information on all ingredients, additives and processing aids used in the production of products intended to be sold or labeled as organic or made with organic ingredients.

(4-1-00)T

b. Records shall be maintained to verify that organic products do not come into contact with non-organic ingredients and/or prohibited substances including, but not limited to, detergents, sanitizers and pesticides. (4-1-00)T

605. PENALTY FOR VIOLATIONS.

As set forth in Section 22-1104, Idaho Code, any person violating a rule may be assessed a civil penalty by the ISDA or its duly authorized agent of not more than three thousand dollars (\$3,000) for each offense and shall be liable for reasonable attorney fees. (4-1-00)T

606. DIRECTOR'S DISCRETIONARY ACTION.

Nothing in this rule shall be construed to require the director or his authorized representative to report for prosecution or for the institution of civil action a violation of the provisions of this rule when he believes that the public interest will best be served by a suitable warning. (4-1-00)T

607. FINDINGS.

It is necessary to have the rules in place for the 2000 growing season to assure the state's organic livestock producers will have a certification program in place that will allow them to market organic livestock and livestock products in Idaho and the national and international markets. (4-1-00)T

608. -- 999. (RESERVED).

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