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IDAPA 02
TITLE 06
CHAPTER 30

02.06.30 - RULES UNDER THE IDAHO BEE INSPECTION LAW

000. LEGAL AUTHORITY.
This chapter is adopted under the legal authority of Title 22, Chapter 25, Idaho Code. (3-29-12)

001. TITLE AND SCOPE.

01. Title. The title of this chapter is IDAPA 02.06.30, "Rules Under the Idaho Bee Inspection Law." (3-29-12)

02. Scope. This chapter has the following scope: These rules are to prevent the introduction or further dissemination of certain bee diseases into the state of Idaho. To provide authority to enter, inspect, and control bee pests and levy penalties. The official citation for this chapter is IDAPA 02.06.20.000 et seq. For example, this section's citation is IDAPA 02.06.20.001. (3-29-12)

002. WRITTEN INTERPRETATIONS.
There are no written interpretations of these rules. (3-29-12)

003. ADMINISTRATIVE APPEAL.
Hearing and appeal rights are set forth in Title 67, Chapter 52, Idaho Code. (3-29-12)

004. INCORPORATION BY REFERENCE.
There are no documents incorporated by reference in this chapter. (3-29-12)

005. OFFICE -- OFFICE HOURS -- MAILING ADDRESS AND STREET ADDRESS.

01. Office Hours. Office hours are 8 a.m. to 5 p.m. Mountain Time, Monday through Friday, except holidays designated by the State of Idaho. (3-29-12)

02. Mailing Address. The mailing address for the central office is Idaho State Department of Agriculture, P.O. Box 790, Boise, Idaho 83701. (3-29-12)

03. Street Address. The central office is located at 2270 Old Penitentiary Road, Boise, Idaho 83712. (3-29-12)

006. PUBLIC RECORDS ACT COMPLIANCE.
These rules are public records available for inspection and copying at the Department and the State Law Library. (3-29-12)

007. -- 009. (RESERVED)

010. DEFINITIONS.
The Department adopts the definitions set forth in Section 22-2502, Idaho Code. (3-29-12)

011. -- 014. (RESERVED)

015. REGULATED BEE DISEASES.
Specifically, American foulbrood, European foulbrood, sac brood and bee paralysis, Varroa mite, tracheal mite, or any other disease or abnormal condition of egg, larval, pupal, or adult stages of honey bees, hereinafter is referred to as bee diseases. (3-29-12)

016. -- 049. (RESERVED)

050. REGULATED PRODUCTS AND RELATED EQUIPMENT.

These rules concern any stage of the common honey bee, Apis mellifera L., all equipment used in handling and manipulation of bees, wax, and hives, and shall also include any containers for honey and wax which may be used in any apiary or in transporting bees and their products and apiary supplies, which are located within the state of Idaho. (11-21-91)

051. -- 099. (RESERVED)

100. REGISTRATION AND COLLECTION OF FEES.
On or before July 1 of each year any person engaging in the activities of apiculture shall file with the Idaho Department of Agriculture a "Registration" form provided by the Idaho Department of Agriculture specifying the name, residence, place of apiaries, number of hives or colonies of bees owned or controlled, and such other information as may be required. The registration form shall be accompanied by the applicable registration fee. (11-21-91)

101. -- 149. (RESERVED)

150. INSPECTION PROCEDURES.

01. Request for Inspection. All beekeepers requiring an apiary inspection shall complete the "Request for Inspection" form provided by the Department of Agriculture. Information shall include name, address, telephone number of the applicant, number of colonies to be inspected and the state(s) to which entry is desired. The applicant agrees to pay the costs of the inspection according to the fee schedule in Section 300. The request for inspection must be returned to the Department of Agriculture no later than August 15 of each year. Late requests will be accepted through August 31, after which no requests for inspection will be accepted. No inspections will be conducted after November 15 of each year. Apiaries found free of disease will be entitled to receive a health certificate valid for one (1) year from date of issuance permitting access to those states which require and recognize Idaho certification. (3-29-12)

02. Disease Inspection. The apiary inspector shall inspect for all diseases and pests cited in Section 015, specifically for American foulbrood and Varroa mite or other bee diseases as specified by the importing state regulatory agency. (3-29-12)

03. Posting of Registration. All apiaries located within the state of Idaho shall be conspicuously posted with the name, address and telephone number and state registration number of the owner. (11-21-91)

04. Necessary Precautions. The apiary inspector shall take all necessary precautions to properly disinfect all tools and any other thing which may have come into contact with diseased bees or equipment to prevent spread of the disease. (11-21-91)

151. -- 199. (RESERVED)

200. DUTY OF OWNER OF BEES.

01. Compliance With Rules. It shall be the duty of the owner of any bees, within the state of Idaho, to comply with these rules. Upon receipt of disease notification, the owner shall control the disease through the use of registered and approved agents in accordance with label directions or eradicate the disease by burning, then burying under not less than eighteen (18) inches of soil, the contaminated bees and equipment. (11-21-91)

02. Quarantined Apiary. Bees shall not be removed from an infested or quarantined apiary without permission, in writing, from the Director or his agents. (11-21-91)

201. -- 299. (RESERVED)

300. FEES AND CHARGES.

01. Inspection, Sampling and Other Field Work: (11-21-91)

a. Inspection time: fifteen dollars ($15) per hour. (11-21-91)

b. Travel costs: mileage, meals and lodging shall be charged according to established state rates. (11-21-91)

02. **Laboratory Examination**. Twenty-five dollars ($25) per worker hour. (11-21-91)

301. -- 349. (RESERVED)

350. VIOLATION.
Violation of any of the provisions of the Idaho Bee Inspection Law, Title 22, Chapter 25, Idaho Code, or rules promulgated thereunder is a misdemeanor. A civil penalty may also be assessed pursuant to Idaho Code, Section 22-2512. (3-29-12)

351. -- 999. (RESERVED)

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