

IDAPA 02- DEPARTMENT OF AGRICULTURE

02.03.03 RULES GOVERNING PESTICIDE AND CHEMIGATION USE AND APPLICATION

DOCKET NO.

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 Section 22-3421, Idaho Code.

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

- Wednesday, July 10, 2013, 2:30 to 3:30 p.m. (MST) Idaho State Department of Agriculture Meeting Rooms A&B, 2270 Old Penitentiary Road Boise, Idaho 83712.

A draft of the proposed rule change, as recommended by the Pesticide Licensing Advisory Committee, is available on the ISDA web site at http://www.agri.idaho.gov/Categories/LawsRules/sub_rules/Rulemaking.php. Comments must be received by ISDA on or before July 25, 2013.

METHOD OF PARTICIPATION: Persons wishing to participate in the negotiated rulemaking must do the following: All written comments must be directed to Ben Miller and must be delivered on or before July 25, 2013. Comments can be sent via email to ben.miller@agri.idaho.gov or via mail to: Ben Miller, Idaho State Department of Agriculture, P.O. Box 790, Boise, Idaho 83701. Interested parties may also attend the negotiated rulemaking meeting at the Idaho State Department of Agriculture on July 10, 2013.

DESCRIPTIVE SUMMARY: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principle issues involved: It has been ISDA's policy that pesticide licensing exam scores and recertification credits are valid for one (1) year. This policy has never been included in rule and the Pesticide Advisory Committee has recommended that it be added. Changes to Sections 02.03.03.100.02 and 02.03.03.100.03 will allow for a one (1) year time period for new or renewing licensees to obtain an applicator license without penalty. The rule revisions will also provide a cut-off time for inactive licensees to renew their licenses before they would be required to retest.

CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning this negotiated rulemaking, contact Ben Miller at (208) 332-8593, or via email at ben.miller@agri.idaho.gov. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho State Department of Agriculture web site at the following web address: http://www.agri.idaho.gov/Categories/LawsRules/sub_rules/Rulemaking.php.

All written comments must be delivered on or before July 25, 2013.

DATED this 17th day of May, 2013

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