



## Proposed/Temporary Administrative Rules Form

### Section 1 (To be Completed by Agency)

<b>Agency Name:</b> Agriculture		<b>STARS Agency Code:</b> 210	<b>Fax Number:</b> (208) 334-2283	<b>Date:</b> 05/10/2013
<b>Contact Person:</b> Kathryn Mink	<b>Title:</b> Section Manager	<b>Phone:</b> (208) 332-8654	<b>Email:</b> kathryn.mink@agri.idaho.gov	
<b>Person Authorizing Rule:</b> Brian Oakey	<b>Title:</b> Deputy Director	<b>Phone:</b> (208) 332-8500	<b>Email:</b> brian.oakey@agri.idaho.gov	
<b>Statutory Authority for the rule making (Idaho Code, Federal Statute or Regulation):</b> Idaho Code § 22-604				
<b>Title, Chapter, and Possible Docket (IDAPA) Number:</b> 02.06.12, Rules Pertaining to the Idaho Fertilizer Law				
<b>This rule is:</b> <input checked="" type="checkbox"/> Proposed <input type="checkbox"/> Temporary			<b>Effective Date:</b>	
<p><b>If this is a temporary rule:</b></p> <p><input type="checkbox"/> Necessary to protect the public health, safety, or welfare; or</p> <p><input type="checkbox"/> Compliance with deadlines in amendments to governing law or federal programs; or</p> <p><input type="checkbox"/> Conferring a benefit.</p> <p><b>Please explain:</b></p>				
<b>If this is a temporary rule which imposes a fee or charge, provide justification as described in Idaho Code 67-5226(2):</b>				
<b>Agency has determined according to Idaho Code 67-5220(1):</b>				
<input type="checkbox"/> This rule is to be negotiated		<input checked="" type="checkbox"/> Negotiation of this rule is not feasible		
<b>If rule is negotiated:</b>				
Agency certifies that the rule <input type="checkbox"/> has been or <input type="checkbox"/> will be negotiated with interested persons as outlined in Idaho Code 67-5220(3). <i>(indicate which)</i>				
<b>If rule negotiation is not feasible, the agency has determined:</b>				
<input type="checkbox"/> Rule is temporary; or		<input type="checkbox"/> Lack of identifiable representatives of affected interests; or		
<input checked="" type="checkbox"/> Rule is simple in nature; or		<input type="checkbox"/> Affected interests are not likely to reach consensus; or		
<input type="checkbox"/> Other.				
<b>Please explain:</b>				
The proposed changes to the existing rule are a simple change in the date of publication of the Official Publication of the Association of American Plant Food Control Officials (AAPFCO) which is incorporated by reference in the Rule.				
<b>Provide a fiscal impact statement for all programs affected. Be sure to reflect both positive and negative impacts and to include all fund sources including both the General Fund and dedicated funds:</b>				
ISDA does not anticipate any fiscal impact from the changes to be made to the Rule during this rulemaking.				
<b>Provide a short explanation of the need for this rule:</b>				
AAPFCO updates their Official Publication annually. The IDAPA rule is updated each year to correspond with the current publication. Keeping our rule updated with the most recent publication ensures that Idaho is consistent in using the definitions, terms, and policies that are used nationwide by commercial fertilizer manufacturers.				
<b>Provide a short summary of the changes this rule makes:</b>				

The change updates the date to the most recent AAPFCO Official Publication which is incorporated by reference for 2013 to 2014.

**Provide a list of those persons or interest group(s) affected by this rule:**  
Those manufacturing or distributing commercial fertilizer in Idaho.

**Section 2 (To be Completed by DFM)**

**DFM Analyst Comments:**  
This rule is to just change the date of the publication to keep it current.

**DFM Analyst Fiscal Impact Review:**

<b>DFM Analyst Signature &amp; Date:</b> Anita Hamann, May 13, 2013	<b>Recommend:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
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<b>Gov Special Assistant Signature &amp; Date:</b> Bonnie Butler May 14, 2013	<b>Recommend:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
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**DFM Administrator Action:**

- Approved
- Authorized to Advance Rulemaking Process, DFM to review draft rule prior to publication (See Section 3)
- Not Approved

**DFM Administrator Signature & Date:**

 

**Section 3 ( To Be Completed By DFM if Required)**

<b>DFM Analyst Signature &amp; Date:</b>	<b>Recommend:</b> <input type="checkbox"/> Yes <input type="checkbox"/> No
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<b>DFM Administrator Signature &amp; Date:</b>	<b>Approved:</b> <input type="checkbox"/> Yes <input type="checkbox"/> No
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Return via email to: [info@dfm.idaho.gov](mailto:info@dfm.idaho.gov)