



Proposed/Temporary Administrative Rules Form

Section 1 (To be Completed by Agency)

Agency Name: Idaho State Department of Agriculture		STARS Agency Code: 210	Fax Number: 208-334-4062	Date: 6/2/14
Contact Person: Scott Leibsle	Title: Deputy State Veterinarian; Animal Health Bureau Chief	Phone: 208-332-8614	Email: scott.leibsle@agri.idaho.gov	
Person Authorizing Rule: Brian Oakey	Title: Deputy Director	Phone: 208-332-8500	Email: brian.oakey@agri.idaho.gov	

Statutory Authority for the rule making (Idaho Code, Federal Statute or Regulation):
Idaho Code § 25-203

Title, Chapter, and Possible Docket (IDAPA) Number:
IDAPA 02.04.28, Rules Governing Livestock Dealers, Buying Stations and Livestock Trader Lots

This rule is: Proposed Temporary **Effective Date:**

If this is a temporary rule:

- Necessary to protect the public health, safety, or welfare; or
- Compliance with deadlines in amendments to governing law or federal programs; or
- Conferring a benefit.

Please explain:

If this is a temporary rule which imposes a fee or charge, provide justification as described in Idaho Code 67-5226(2):

Agency has determined according to Idaho Code 67-5220(1):

This rule is to be negotiated Negotiation of this rule is not feasible

If rule is negotiated:
Agency certifies that the rule has been or will be negotiated with interested persons as outlined in Idaho Code 67-5220(3). *(indicate which)*

If rule negotiation is not feasible, the agency has determined:

- Rule is temporary; or
- Lack of identifiable representatives of affected interests; or
- Rule is simple in nature; or
- Affected interests are not likely to reach consensus; or
- Other.

Please explain:

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:
ISDA does not anticipate any fiscal impact from the changes to be made to the Rule during this rulemaking.

Provide a short explanation for the need for this rule:
The Idaho Livestock Auction Association has petitioned ISDA to change the portion of the rule that holds trader lots to a different standard for the release of cattle, compared to the requirements that are set forth upon livestock markets in IDAPA 02.04.26.

Provide a short summary of the changes this rule makes:
IDAPA 02.04.28.540 – The rule change will require that all livestock leaving an approved livestock trader lot shall require an accredited veterinarian to inspect the animals and issue an official certificate of veterinary inspection (CVI) prior to release.

Provide a list of those persons or interest group(s) affected by this rule:
Cattle producers, Livestock Markets, Buying Station and Trader Lot owners.

Section 2 (To be Completed by DFM)

DFM Analyst Comments:

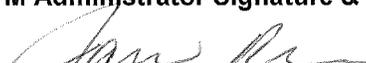
DFM Analyst Fiscal Impact Review:

DFM Analyst Signature & Date: Anita Hamann, June 4, 2014	Recommend: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
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Gov Special Assistant Signature & Date: Cally Younger June 13, 2014	Recommend: <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 Adminjstrator Signature & Date:
 6/18/2014

Section 3 (To Be Completed By DFM if Required)

DFM/Analyst Signature & Date:	Recommend: <input type="checkbox"/> Yes <input type="checkbox"/> No
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DFM Administrator Signature & Date:	Approved: <input type="checkbox"/> Yes <input type="checkbox"/> No
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PARF No. 2014-210-23