

IDAPA 02 – DEPARTMENT OF AGRICULTURE

02.06.14 – RULES GOVERNING ANNUAL BLUEGRASS (poa annua)

DOCKET NO. 02-0614-1202

NOTICE OF RULEMAKING - PROPOSED RULE

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section 22-2006, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than October 17, 2012.

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is a non-technical explanation of the substance and purpose of the proposed rulemaking:

Amending Section 200. *Rules Governing the Planting of Regulated Articles*, to change the section title and allow for the use of a certificate of analysis in lieu of tags.

Amending Section 300. *Application for Nursery Inspections*, to allow for inspection by the Idaho Crop Improvement Association.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased: N/A

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year: ISDA does not anticipate any fiscal impact as a result of this rule change.

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220(1), Idaho Code, negotiated rulemaking was conducted. The Notice of Intent to Promulgate Rules - Negotiated Rulemaking was published in the July 4, 2012 Idaho Administrative Bulletin, Vol. 12-7, Page 24. A negotiated rulemaking meeting was held at the Idaho State Department of Agriculture on July 17, 2012 and there were no visitors in attendance at the meeting nor did the department receive comments.

INCORPORATION BY REFERENCE: Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule: N/A

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Michael E. Cooper, Bureau Chief, 208-332-8620.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to Michael E. Cooper and must be delivered on or before October 24, 2012. Comments can be delivered via email to Mike.Cooper@agri.idaho.gov or via regular mail to Michael E. Cooper's attention at the address listed below.

DATED this 31st day of August, 2012.

Brian J. Oakey, Deputy Director
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