

IDAPA 13 – IDAHO DEPARTMENT OF FISH AND GAME

13.01.04 – RULES GOVERNING LICENSING

DOCKET NO. 13-0104-2401

NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION (ZBR) 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 and input prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section(s) 36-104, 36-301, 36-401, 36-402, 36-403, 36-404, 36-405, 36-406, 36-406a, 36-407, 36-408, 36-409, 36-409a, 36-410, 36-411, 36-412, 36-413, and 36-1101, Idaho Code.

MEETING SCHEDULE: A negotiated rulemaking meeting will be held as follows:

<p>*PUBLIC MEETING* Wednesday, May 29, 2024, at 12:00 p.m. to 1:00 p.m. MDT (11:00 a.m. to 12:00 p.m. PDT)</p>
<p>In Person: IDFG Headquarters 600 South Walnut Street Boise, ID 83712</p>
<p>Virtual Meeting Link: https://us06web.zoom.us/j/83077793532</p>

The meeting site(s) will be accessible to persons with disabilities, if needed. Requests for accommodation must be made not later than five (5) days prior to the meeting to the agency address below. Further information will be available for access by phone on the Department website at: idfg.idaho.gov/about/rulemaking.

METHOD OF PARTICIPATION: Persons wishing to participate in the negotiated rulemaking must do the following:

Interested parties must either attend the scheduled meeting(s) or identify themselves to the Department via the below phone number, email, or mailing address in advance of the scheduled meeting.

Should a reasonable number of persons respond to this notice, additional negotiated meetings may be scheduled, and all scheduled meetings will be posted and made accessible on the agency website at: <https://idfg.idaho.gov/about/rulemaking>.

A lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In any event, the agency has sole discretion in determining the feasibility of scheduling and conducting informal negotiated rulemaking and may proceed directly to formal rulemaking if proceeding with negotiated rulemaking is deemed infeasible.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

This rulemaking concerns the comprehensive review of current chapter IDAPA 13.01.04, “Rules Governing Licensing,” in compliance with [Executive Order 2021.01](#). The agency has identified the current chapter contains terms or language that may be duplicated in other chapters of IDAPA 13, contains language that is either obsolete or outdated, or is more appropriately located in a different chapter of IDAPA 13. This rulemaking will also consider moving certain provisions of IDAPA 13.01.04 to IDAPA 13.01.08, Rules Governing the Taking of Big Game, where it is more appropriately incorporated as it specifically addresses Big Game and will leave IDAPA 13.01.04 covering rules around general licensing topics. The intent is to conduct rulemaking for the two chapters in tandem with one another.

The Department will also explore opportunities to improve on the non-resident sales component identified in IDAPA 13.01.04 and 13.01.08 by evaluating areas that need modified, consolidated, and updated.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text (if available), contact Amber Worthington at (208) 334-3771. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Department of Fish and Game website at the following web address: idfg.idaho.gov/about/rulemaking.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before May 31, 2024.

DATED this 4th day of April, 2024.

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