

IDAPA 13 – DEPARTMENT OF FISH AND GAME

13.01.08 - RULES GOVERNING THE TAKING OF BIG GAME ANIMALS IN THE STATE OF IDAHO

13.01.17 - RULES GOVERNING THE USE OF BAIT AND TRAPPING FOR TAKING BIG GAME ANIMALS

DOCKET NO. XX-XXXX-XXXX (OARC will assign)

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5220, 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(s) 36-104, Idaho Code.

METHOD OF PARTICIPATION: Interested persons wishing to participate in the negotiated rulemaking must respond to this notice by contacting the undersigned either in writing, or by calling the phone number listed below, or by submitting comment to the agency website at the address listed below. To participate, responses must be received by July 26, 2017.

Should a reasonable number of persons respond to this notice, negotiated meetings may be scheduled and all scheduled meetings shall be posted and made accessible on the agency website at the address listed below.

Failure of interested persons to respond to this notice of intent or the lack of a sufficient number of responses to this notice of intent may result in the discontinuation of further informal proceedings. In either event, the agency shall have 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 the conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions 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: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

The purpose of this rulemaking is to consider changes to the allowed use of bait for hunting gray wolf. Currently gray wolf may be taken incidentally to permitted black bear baits, where hunting seasons are open for both black bear and wolf, but big game rules do not allow use of bait specific to hunting wolf. The Commission allows or prohibits use of bait for black bear on a game management unit basis in big game season proclamations. There may be management circumstances for which the Commission may want to allow use of bait for hunting wolf at times and places where bait use is not allowed or seasons are not open for black bear, such as winter hibernation time, or to otherwise adjust use of bait specific to hunting gray wolf. The rulemaking may consider the elements defined in IDAPA 13.01.17.100-200 for use of bait for hunting black bear, such as timing, placement, type of bait, and marking of site location, as well as other elements.

ASSISTANCE ON TECHNICAL QUESTIONS, MEETING ACCOMMODATIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking, requests for special meeting accommodations or accessibility contact Jon Rachael (208-334-2920). Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Department of Fish and Game website at the following address: <https://idfg.idaho.gov/comment>. Submission of written comments regarding this negotiated rulemaking should be directed to the undersigned or to the Department of Fish and Game website and must be delivered on or before July 26, 2017.

DATED this 7th day of June, 2017.

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