

IDAPA 13 – IDAHO DEPARTMENT OF FISH AND GAME

13.01.18 – RULES GOVERNING FEEDING OF PRONGHORN, ELK, AND DEER

DOCKET NO. 13-0118-2201

NOTICE OF INTENT TO PROMULGATE RULES – ZERO-BASED REGULATION 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 by Sections 36-104, 36-104, and 36-111, Idaho Code. This action is consistent with [Executive Order 2020-01](#), Zero-Based Regulation, which directs agencies to review all administrative rules over the five-year period of 2021-2025 (completing review no later than sine die 2026).

MEETING SCHEDULE: One or more meetings to conduct negotiated rulemaking will be scheduled and posted on the agency website at <https://idfg.idaho.gov/about/rulemaking> should a reasonable number of persons respond to this notice.

METHOD OF PARTICIPATION: Those interested in participating in the negotiated rulemaking process must identify themselves to the agency via the below phone number, email or mailing address by April 27, 2022. Upon conclusion of 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 on the agency website and to interested persons who contact the agency.

The agency may end informal proceedings if there is insufficient participation. 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.

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:

This rulemaking relates to criteria for determining a feeding emergency, and rules governing feeding operations and prohibiting private feeding within a designated CWD management zone. Agency review indicates renewal of current rules is appropriate, with some editing and reorganization to improve clarity and reduce duplication. Additionally, the negotiated rulemaking will consider incorporation of Idaho State Department of Agriculture Rules Governing Private Feeding of Big Game Animals (IDAPA 02.04.25) into IDAPA 13.01.18 to improve clarity and reduce duplication.

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, or to obtain a preliminary draft copy of the rule text (if available), contact Jim Fredericks at (208) 334-3771. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the agency web site at the following web address: <https://idfg.idaho.gov/>.

DATED this 28th day of March, 2022.

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