

Dear Senators BAIR, Siddoway, Stennett, and  
Representatives GIBBS, Gestrin, Erpelding:

The Legislative Services Office, Research and Legislation, has received the enclosed rules of the  
Department of Fish and Game:

IDAPA 13.01.07 - Rules Governing the Taking of Upland Game Animals - Notice of Amended  
Proclamation (Docket No. 13-0107-1801);

IDAPA 13.01.09 - Rules Governing the Taking of Game Birds in the State of Idaho - Notice of  
Proclamation (Docket No. 13-0109-1804).

Pursuant to Section 67-454, Idaho Code, a meeting on the enclosed rules may be called by the  
cochairmen or by two (2) or more members of the subcommittee giving oral or written notice to Research  
and Legislation no later than fourteen (14) days after receipt of the rules' analysis from Legislative  
Services. The final date to call a meeting on the enclosed rules is no later than 10/23/2018. If a meeting is  
called, the subcommittee must hold the meeting within forty-two (42) days of receipt of the rules' analysis  
from Legislative Services. The final date to hold a meeting on the enclosed rules is 11/21/2018.

The germane joint subcommittee may request a statement of economic impact with respect to a  
proposed rule by notifying Research and Legislation. There is no time limit on requesting this statement,  
and it may be requested whether or not a meeting on the proposed rule is called or after a meeting has  
been held.

To notify Research and Legislation, call 334-4854, or send a written request to the address on the  
memorandum attached below.



Eric Milstead  
Director

# Legislative Services Office

## Idaho State Legislature

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*Serving Idaho's Citizen Legislature*

### MEMORANDUM

**TO:** Rules Review Subcommittee of the Senate Resources & Environment Committee and the House Resources & Conservation Committee

**FROM:** Deputy Division Manager - Katharine Gerrity

**DATE:** October 04, 2018

**SUBJECT:** Department of Fish and Game

IDAPA 13.01.07 - Rules Governing the Taking of Upland Game Animals - Notice of Amended Proclamation (Docket No. 13-0107-1801)

IDAPA 13.01.09 - Rules Governing the Taking of Game Birds in the State of Idaho - Notice of Proclamation (Docket No. 13-0109-1804)

#### **1. IDAPA 13.01.07 - Rules Governing the Taking of Upland Game Animals**

##### **Summary and Stated Reasons for the Rule**

The Idaho Department of Fish and Game submits notice of amended proclamation regarding IDAPA 13.01.07 - Rules Governing the Taking of Upland Game Animals. According to the department, the amended proclamation establishes inaugural 2018-2019 hunting seasons and limits in Idaho for red squirrel (pine squirrel). The department notes that previously approved seasons for rabbits and hares are otherwise unaffected.

##### **Negotiated Rulemaking / Fiscal Impact**

Not applicable.

##### **Statutory Authority**

Section 36-105(3), Idaho Code, provides that the Department of Fish and Game shall be excepted from the requirements of rulemaking when adopting, repealing or amending any proclamations relating to the setting of various seasons and limits, provided it publishes notice of such proposed proclamations in the Idaho Administrative Bulletin and provides notice to Legislative Services for review by the germane joint subcommittees as soon as possible after adoption by the commission.

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Kristin Ford, Manager  
Research & Legislation

Paul Headlee, Manager  
Budget & Policy Analysis

April Renfro, Manager  
Legislative Audits

Glenn Harris, Manager  
Information Technology

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## **2. IDAPA 13.01.09 - Rules Governing the Taking of Game Birds in the State of Idaho**

### **Summary and Stated Reasons for the Rule**

The Idaho Department of Fish and Game submits notice of proclamation regarding IDAPA 13.01.09 - Rules Governing the Taking of Game Birds in the State of Idaho. According to the department, the proclamation establishes the 2018 Sage Grouse season and limits for hunting in Idaho.

### **Negotiated Rulemaking / Fiscal Impact**

Not applicable.

### **Statutory Authority**

Section 36-105(3), Idaho Code, provides that the Department of Fish and Game shall be excepted from the requirements of rulemaking when adopting, repealing or amending any proclamations relating to the setting of various seasons and limits, provided it publishes notice of such proposed proclamations in the Idaho Administrative Bulletin and provides notice to Legislative Services for review by the germane joint subcommittees as soon as possible after adoption by the commission.

cc: Department of Fish and Game  
Sharon Kiefer

#### **\*\*\* PLEASE NOTE \*\*\***

Per the Idaho Constitution, all administrative rules must be reviewed by the Legislature during the next legislative session. The Legislature has 3 options with this rulemaking docket: **1)** Approve the docket in its entirety; **2)** Reject the docket in its entirety; or **3)** Reject the docket in part.

**IDAPA 13 – IDAHO FISH AND GAME COMMISSION**

**13.01.07 – RULES GOVERNING THE TAKING OF UPLAND GAME ANIMALS**

**DOCKET NO. 13-0107-1801AP**

**NOTICE OF AMENDED PROCLAMATION**

**AUTHORITY:** In compliance with Section 36-105(3), Idaho Code, notice is hereby given that the agency has adopted by amended proclamation the 2018-2019 Upland Game Seasons, with the amendments establishing inaugural 2018-2019 hunting seasons and limits in Idaho for red squirrel (also known as pine squirrel). Previously approved 2018-2019 Upland Game seasons (rabbits and hares) and rules are otherwise unaffected.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS:** For assistance on technical questions concerning the amended proclamation, contact Owen Moroney at (208) 334-3715.

**IDAPA 13 – IDAHO FISH AND GAME COMMISSION**

**13.01.09 – RULES GOVERNING THE TAKING OF GAME BIRDS IN THE STATE OF IDAHO**

**DOCKET NO. 13-0109-1804P**

**NOTICE OF PROCLAMATION**

**AUTHORITY:** In compliance with Section 36-105(3), Idaho Code, notice is hereby given that this agency has adopted by proclamation the 2018 Sage Grouse Season establishing season and limits for hunting in Idaho.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS:** For assistance on technical questions concerning the proposed proclamation, contact Owen Moroney at (208) 334-3715.