

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 356

BY AGRICULTURAL AFFAIRS COMMITTEE

AN ACT

RELATING TO BEEF CATTLE; AMENDING SECTION 22-4906, IDAHO CODE, TO PROVIDE THAT OPERATIONS ELECTING TO UTILIZE CERTAIN NUTRIENT MANAGEMENT PLANNERS ARE CONSENTING TO ALLOW SUCH PLANS TO BE HOUSED WITH THE IDAHO STATE DEPARTMENT OF AGRICULTURE AND TO PROVIDE THAT CERTAIN INFORMATION SHALL BE EXEMPT FROM DISCLOSURE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 22-4906, Idaho Code, be, and the same is hereby amended to read as follows:

22-4906. NUTRIENT MANAGEMENT PLAN. Each beef cattle animal feeding operation shall submit a nutrient management plan to the director for approval. Beef cattle animal feeding operations that are operating on or before July 1, 2000, shall submit a nutrient management plan to the director for approval no later than January 1, 2005. Any new operation commencing operations after July 1, 2000, shall not operate prior to the director's approval of a nutrient management plan. An approved nutrient management plan shall be implemented and considered a best management practice. Following department review and approval, the plan, and all copies of the plan, shall be returned to the operation and maintained on site. Such plans shall be available to the administrator on request. Operations that elect to utilize a web-based nutrient management planner, housed with the Idaho state department of agriculture, are consenting to allow the plan to be housed on file with the Idaho state department of agriculture. The nutrient management plan, information provided and generated in utilization of a web-based nutrient management planner, and all information generated by the beef cattle animal feeding operation as a result of a plan shall be deemed to be trade secrets, production records, or other proprietary information, shall be kept confidential, and shall be exempt from disclosure pursuant to section 74-107, Idaho Code.