

**IDAPA 20 – IDAHO DEPARTMENT OF LANDS**

**20.03.14 – RULES GOVERNING GRAZING, FARMING, CONSERVATION,  
NONCOMMERCIAL RECREATION, AND COMMUNICATION SITE LEASES**

**DOCKET NO. 20-0314-2401**

**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 prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 58-104 of Idaho Code.

**MEETING SCHEDULE:** Public meetings on the negotiated rulemaking will be held as follows:

<b>Wednesday, March 27, 2024 5:00 p.m. (MT)</b>
<b>Idaho Department of Lands Boise Staff Office Garnet Conference Room 300 N. 6th Street, Suite 103 Boise, ID 83702</b>  <b>To attend by Zoom:</b> <a href="https://idl.zoom.us/j/89942905704?pwd=ZS96cUpUSnlueGp3MUt5SGExZGdOUT09">https://idl.zoom.us/j/89942905704?pwd=ZS96cUpUSnlueGp3MUt5SGExZGdOUT09</a> <b>To attend by telephone call: 1 (253) 215-8782</b> <b>Meeting ID: 899 4290 5704 Passcode: 023854</b>
<b>Thursday, April 4, 2024 1:00 p.m. (MT)</b>
<b>Idaho Department of Lands - Idaho Falls IDL Conference Room 3563 E Ririe Hwy Idaho Falls, ID 83401</b>  <b>To attend by Zoom:</b> <a href="https://idl.zoom.us/j/89942905704?pwd=ZS96cUpUSnlueGp3MUt5SGExZGdOUT09">https://idl.zoom.us/j/89942905704?pwd=ZS96cUpUSnlueGp3MUt5SGExZGdOUT09</a> <b>To attend by telephone call: 1 (253) 215-8782</b> <b>Meeting ID: 899 4290 5704 Passcode: 023854</b>

If additional meetings are scheduled, the dates, times, and locations will be posted on the Idaho Department of Lands website at: <https://www.idl.idaho.gov/rulemaking/docket-20-0314-2401/>.

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.

**METHOD OF PARTICIPATION:** Those interested in participating in the negotiated rulemaking process are encouraged to attend scheduled meetings in person, via Zoom at the link provided. Those interested may also submit written comments within the comment period by sending them to the address below or by email to [rulemaking@idl.idaho.gov](mailto:rulemaking@idl.idaho.gov).

Upon 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, and the summary will 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:

IDAPA 20.03.14 provides guidance for grazing, farming, conservation, noncommercial recreation, and communication site leasing on state lands. The rules include guidance regarding administrative appeals, the application process, valuation of improvements, and conflict auctions. Of particular importance are the rules regarding conflict auctions, which are typically not outlined in a lease. These rules ensure a smooth and transparent auction process and eliminate time consuming improvement valuation disputes and ensure committed parties participate at auction. Many of these rules were developed in close conjunction with, and at the request of the livestock industry. The proposed changes seek to comply with [Executive Order 2020-01](#).

**ASSISTANCE ON TECHNICAL QUESTIONS, OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text, contact Addie Faust at (208) 334-0275 or [afaust@idl.idaho.gov](mailto:afaust@idl.idaho.gov). Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the agency website at the following web address: <https://www.idl.idaho.gov/rulemaking/docket-20-0314-2401>.

**SUBMISSION OF WRITTEN COMMENTS:** 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 April 17, 2024.

Any additional public comment opportunities will be posted on the agency website at <https://www.idl.idaho.gov/rulemaking/docket-20-0314-2401>.

DATED this day of February 9, 2024.

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