

From: [Williams, Dedra](#)
To: [Rule Making](#)
Cc: [Benjamin Davenport](#); [Lusty, Lori](#)
Subject: Simplot Clarification on New Docket Number 20-0302-2001
Date: Wednesday, July 15, 2020 01:49:32 PM
Attachments: [20200715--Ltr-to IDL New Docket No-20-0302-2001 Clarification.pdf](#)

Mr. Thomas,

The attached letter is on behalf of the J.R. Simplot Company regarding clarification to Rulemaking for new docket number: 20-0302-2001.

Thank you,

Dedra

Dedra Williams

Environmental & Regulatory Affairs
Environmental Coordinator
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J.R. Simplot Company
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July 15, 2020

Sent VIA EMAIL TO: rulemaking@idl.idaho.gov

Mr. Mick Thomas
Division Administrator
Minerals, Public Trust, Oil and Gas
Idaho Department of Lands
300 N. 6th Street, Suite 103
Boise, ID 83702

Re: Rulemaking for new docket number 20-0302-2001 - Clarification

Dear Mr. Thomas:

The J.R. Simplot Company provided comments to the Department of Lands on Draft No. 7 of the rulemaking implementing changes to the rules governing mined land reclamation. This letter is to provide clarification to one of the comments in the Simplot letter.

Lands has proposed changing the definition of "Best Management Practices." The definition proposed in Draft No. 7 is consistent with the statute language in Idaho Code 39-602(3). However, the statute is likely outdated in referencing a "state water quality management plan." The rule as it currently exists references the Water Quality Rule adapted by the Idaho Department of Environmental Quality. This is an appropriate reference as it provides the proper regulatory framework for Best Management Practices that would be applied by the mining industry. Please let me know if you have any questions.

Simplot appreciates the opportunity to submit these comments. Please contact me at (208) 7809-7365 if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Alan L. Prouty".

Alan L. Prouty
Vice President, Environmental & Regulatory Affairs

cc: Ben Davenport, Idaho Mining Association
Lori Lusty, J.R. Simplot Company