

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 13.01.11 - Rules Governing Fish - Notice of Amended Proclamation (Docket No.  
13-0111-1802);

IDAPA 13.01.11 - Rules Governing Fish - Notice of Proclamation (Docket No. 13-0111-1803).

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 07/31/2018. 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 08/28/2018.

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 334-4834, or send a written request to the address on the  
memorandum attached below.



Eric Milstead  
Director

# Legislative Services Office

## Idaho State Legislature

*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:** July 11, 2018

**SUBJECT:** Department of Fish and Game

IDAPA 13.01.11 - Rules Governing Fish - Notice of Amended Proclamation (Docket No. 13-0111-1802)

IDAPA 13.01.11 - Rules Governing Fish - Notice of Proclamation (Docket No. 13-0111-1803)

#### **1. IDAPA 13.01.11 - Rules Governing Fish - Notice of Amended Proclamation**

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

The department's proclamation relates to the amendment of the 2018 Chinook Salmon Spring Fishing Season, establishing seasons and limits for fishing in Idaho.

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

Not applicable. A public hearing, however, will be held on July 25, 2018 in Idaho Falls.

##### **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.

#### **2. IDAPA 13.01.11 - Rules Governing Fish - Notice of Proclamation**

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

The department's proclamation relates to the 2018 Chinook Salmon Summer Fishing Season, establishing seasons and limits for fishing in Idaho.

Kristin Ford, Manager  
Research & Legislation

Paul Headlee, Manager  
Budget & Policy Analysis

April Renfro, Manager  
Legislative Audits

Glenn Harris, Manager  
Information Technology

## **Negotiated Rulemaking / Fiscal Impact**

Not applicable. A public hearing, however, will be held on July 25, 2018 in Idaho Falls.

## **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

### 13.01.11 – RULES GOVERNING FISH

#### DOCKET NO. 13-0111-1802P

#### NOTICE OF AMENDED PROCLAMATION

**AUTHORITY:** In compliance with Section 36-105(3), Idaho Code, notice is hereby given that this agency has adopted by amended proclamation the 2018 Chinook Salmon Spring Fishing Season, establishing seasons and limits for fishing in Idaho, as follows:

I. Seasons. - Chinook Salmon. Previously approved Chinook Salmon Seasons and rules are unaffected by the current proclamation unless noted below.

- A. Fishing Areas. The following areas will close to Chinook Salmon fishing at the end of fishing on June 8, 2018:
  - Lower Salmon River from Rice Creek bridge upstream to the southernmost of the Twin Bridges that cross the Salmon River;
  - From the mouth of Short's Creek upstream to the boat ramp at Vinegar Creek.
- B. Fishing Days. Starting on June 9, 2018, fishing for Chinook Salmon in the Lower Salmon and Little Salmon rivers will be allowed four (4) days per week, Thursday, Friday, Saturday and Sunday.
- C. Closing Dates. Areas will be closed by Closure Order signed by the Director of the Idaho Department of Fish and Game.

II. Limits.

- A. Bag and Possession Limits for the Lower Salmon and Little Salmon rivers:
  - Daily: Four (4) Chinook Salmon, only one (1) of which may be an adult.
  - Possession: Twelve (12) Chinook Salmon, only three (3) of which may be adults.
- B. Season Limit, statewide. No person may take more than twenty (20) adult Chinook Salmon statewide during 2018 salmon seasons occurring prior to August 13, 2018.
- C. Definitions Pertaining to Limits. Areas will be closed by Closure Order signed by the Director of the Idaho Department of Fish and Game.
  - Adult: Adult Chinook Salmon are defined as any Chinook Salmon greater than or equal to 24 inches in length.
  - Jack: Jack Chinook Salmon are defined as any Chinook Salmon less than 24 inches in length.

**PUBLIC HEARING SCHEDULE:** The next public hearing before the Fish and Game Commission will be on July 25, 2018, at approximately 7 p.m. at the Upper Snake Regional Office, 4279 Commerce Circle, Idaho Falls, ID 83401.

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

Individuals with disabilities may request meeting accommodations by contacting the Director's office at the Idaho Department of Fish and Game directly at (208) 334-5159 or through the Idaho Relay Service at 1(800) 377-2529 (TDD).

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

**13.01.11 – RULES GOVERNING FISH**

**DOCKET NO. 13-0111-1803P**

**NOTICE OF PROCLAMATION**

**AUTHORITY:** In compliance with Section 36-105(3), Idaho Code, notice is hereby given that the agency has adopted by proclamation the 2018 Chinook Salmon Summer Fishing Season, establishing seasons and limits for fishing in Idaho.

**PUBLIC HEARING SCHEDULE:** The next public hearing before the Fish and Game Commission will be:

**Wednesday, July 25, 2018  
Approximately 7:00 p.m. (MDT)**

**Upper Snake River Regional Office  
4279 Commerce Circle  
Idaho Falls, ID 83401**

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

Individuals with disabilities may request meeting accommodations by contacting the Director's office at the Idaho Department of Fish and Game directly at (208) 334-5159 or through the Idaho Relay Service at 1(800) 377-2529 (TDD).