

Dear Senators ANDREASON, McKague, Stennett, and  
Representatives BLACK, Henderson, and Elaine Smith:

The Legislative Services Office, Research and Legislation, has received the enclosed rules of the Bureau of Occupational Licenses, Idaho State Liquefied Petroleum Gas Safety Board:  
IDAPA 24.22.01 - Rules of the Idaho State Liquefied Petroleum Gas Safety Board (Docket No. 24-2201-1101).

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 08/22/2011. 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 09/16/2011.

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 334-4845, or send a written request to the address or FAX number indicated on the memorandum enclosed.



Jeff Youtz  
Director

# Legislative Services Office Idaho State Legislature

---

*Serving Idaho's Citizen Legislature*

## MEMORANDUM

**TO:** Rules Review Subcommittee of the Senate Commerce & Human Resources Committee and the House Business Committee  
**FROM:** Principal Legislative Research Analyst - Brooke Murdoch  
**DATE:** August 03, 2011  
**SUBJECT:** Idaho State Liquefied Petroleum Gas Safety Board

IDAPA 24.22.01 - Rules of the Idaho State Liquefied Petroleum Gas Safety Board (Docket No. 24-2201-1101)

The Bureau of Occupational Licenses submits notice of proposed rulemaking at IDAPA 24.22.01 - Rules of the Idaho State Liquefied Petroleum Gas Safety Board. According to the Board, the proposed rule updates the edition of a document incorporated by reference entitled "Liquefied Petroleum Gas Code."

Negotiated rulemaking was not conducted because the rule changes were discussed in a noticed open meeting.

The proposed rule is within the authority granted to the Board in Section 54-5310, Idaho Code.

cc: Idaho State Liquefied Petroleum Gas Safety Board  
Tana Cory & Cherie Simpson

## IDAPA 24 - BUREAU OF OCCUPATIONAL LICENSES

### 24.22.01 - RULES OF THE IDAHO STATE LIQUEFIED PETROLEUM GAS SAFETY BOARD

DOCKET NO. 24-2201-1101

#### NOTICE OF RULEMAKING - PROPOSED RULE

**AUTHORITY:** In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section 54-5310, Idaho Code.

**PUBLIC HEARING SCHEDULE:** Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than August 17, 2011.

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

**DESCRIPTIVE SUMMARY:** The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

The Liquefied Petroleum Gas Safety Board is updating the edition of the document incorporated by reference entitled "Liquefied Petroleum Gas Code." Adopting the 2011 edition will ensure current safety standards in the dispensing and storage of propane.

**FEE SUMMARY:** The following is a specific description of the fee or charge imposed or increased: None.

**FISCAL IMPACT:** The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year resulting from this rulemaking: N/A

**NEGOTIATED RULEMAKING:** Pursuant to Section 67-5220(2), Idaho Code, negotiated rulemaking was not conducted because the rule changes were discussed in a noticed open meeting.

**INCORPORATION BY REFERENCE:** Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule:

The Board is adopting the 2011 edition of the Liquefied Petroleum Gas Code published by the National Fire Protection Association (NFPA) to ensure current safety standards in the dispensing and storage of propane.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS:** For assistance on technical questions concerning the proposed rule, contact Cherie Simpson at (208) 334-3233.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before August 24, 2011.

DATED this 7th day of July, 2011.

Tana Cory  
Bureau Chief  
Bureau of Occupational Licenses  
700 W State St.  
PO Box 83720  
Boise, ID 83720-0063  
Phone: (208) 334-3233  
Fax: (208) 334-3945

**THE FOLLOWING IS THE PROPOSED TEXT OF DOCKET NO. 24-2201-1101**

**004. INCORPORATION BY REFERENCE (RULE 4).**

The document titled ~~National Fire Protection Association Code 58~~ Liquefied Petroleum Gas Code, 2004~~11~~ Edition, commonly known as NFPA 58, published by National Fire Protection Association (NFPA), is herein incorporated by reference and is available for public inspection at the Board's office. Copies of the 2011 Liquefied Petroleum Gas Code are available for purchase from the National Fire Protection Association, 11 Tracy Drive, Avon, MA 02322.  
(4-2-08)( )