

IDAPA 26 – DEPARTMENT OF PARKS AND RECREATION
26.01.37 – RULES GOVERNING TEST PROCEDURES AND INSTRUMENTS
FOR NOISE ABATEMENT OF OFF HIGHWAY VEHICLES
DOCKET NO. 26-0137-2401 (ZBR CHAPTER REWRITE)
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 and input prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 67-4223 and 67-4249 Idaho Code.

MEETING SCHEDULE: A negotiated rulemaking meeting will be held as follows:

Wednesday, August 28, 2024 10:00 a.m. to 11:00 a.m. (MT)
Meeting held via video conference: Click here to join the meeting Meeting ID: 278 670 955 26 Passcode: 33iC2y Download Teams Join on the web
Join with a video conferencing device idahogov@m.webex.com Video Conference ID: 116 974 952 7 Alternate VTC instructions
Or call in (audio only) +1 208-985-2810 Phone Conference ID: 819 411 148# Find a local number Reset PIN

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: Persons wishing to participate in the negotiated rulemaking must do the following:

Those interested in participating in the negotiated rulemaking process are encouraged to attend the scheduled meeting via telephone and/or web conferencing. Individuals interested in participating can visit townhall.idaho.gov for specific meeting information, including web links for participation. For those who cannot participate in this way, information for submitting written comments is provided below.

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion 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 or, if the agency chooses, the summary may 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:

The Idaho Department of Parks and Recreations is proposing to repeal this chapter and place it in Idaho statute.

These rules are being presented for authorization as part of the Idaho Department of Parks and Recreation’s plan to review each rule every 5 years. The goal is to perform a comprehensive review of and update, streamline, and modernize these rules consistent with the Governor’s [Executive Order 2020-01: Zero-Based Regulation](#). The Idaho Department of Parks and Recreation intends to carefully consider all changes presented by the public and may propose certain changes so long as they are consistent with the rules’ statutory authority and the Governor’s Executive Order.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES: For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text (if available), contact Seth Hobbs, (208) 514-2427, seth.hobbs@idpr.idaho.gov. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Department of Parks and Recreation website at the following web address: <https://parksandrecreation.idaho.gov/>.

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 August 28th, 2024.

DATED this 18th day of July, 2024.

Seth Hobbs
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