

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 38

BY AGRICULTURAL AFFAIRS COMMITTEE

AN ACT

RELATING TO ORGANIC FOOD PRODUCTS; AMENDING SECTION 22-1103, IDAHO CODE,  
TO DELETE A CERTIFICATE ISSUANCE RESTRICTION RELATING TO EDUCATION RE-  
QUIREMENTS.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 22-1103, Idaho Code, be, and the same is hereby  
amended to read as follows:

22-1103. ADMINISTRATION AND ENFORCEMENT -- RULES -- ANNUAL LIST DIS-  
TRIBUTION. (1) The administration and enforcement of the provisions of this  
chapter shall be under the director. The director is authorized, in confor-  
mance with chapter 52, title 67, Idaho Code, to promulgate rules concerning,  
but not limited to:

(a) Standards for agricultural crops and livestock produced for sale as  
organically grown food products.

(b) Records required of organically grown food products producers.

(c) The number of on-site inspections, announced and unannounced.

(d) Chemical residue analysis of organically grown food products and  
fees for conducting such analysis.

(e) Certification of private laboratories to conduct chemical residue  
analyses.

(f) Standards that a producer must meet to be recognized as a producer  
under the provisions of this chapter.

(g) Development and distribution of the organic certification seal and  
standards for its application for use on Idaho organically grown food  
products.

(h) Development and implementation of labeling standards.

(i) Rules establishing organic standards for poultry and poultry prod-  
ucts, livestock and livestock products, milk and dairy products or  
aquaculture products, which will be promulgated in consultation with  
the appropriate agricultural or commodity organizations as determined  
by the director. No pending or temporary rule adopted by the department  
shall become final and effective before the conclusion of the regular or  
special legislative session at which the rule was submitted for review  
pursuant to sections 67-5224 and 67-5291, Idaho Code.

~~(j) Education. The director may not issue a certificate under the pro-  
visions of this chapter unless the applicant has met the requirements  
imposed by the director to ensure the applicant has the knowledge neces-  
sary to comply with the requirements of this chapter.~~

~~(k) Standards for health care and medical treatment for livestock qual-  
ifying as organically grown food products and for the prevention and  
control of infections or communicable diseases among such livestock.~~

1           (1k) Standards for prohibitions against denial of health care for or  
2           medical treatment of livestock in order to obtain or retain organic cer-  
3           tification.

4           (2) An annual list of all certified organic producers, handlers and  
5           vendors shall be distributed to state regulatory authorities, and to other  
6           persons upon request.