

From: Paula Wilson
To: ["Jann Higdem"](#)
Cc: [Tiffany Floyd](#); [Mary Anderson](#); [Lisa Carlson](#)
Subject: RE: Docket No. 58-0101-1601 - Negotiated Rulemaking
Date: Tuesday, May 24, 2016 10:05:00 AM

Dear Jann,

DEQ provided a 21 day comment period on the preliminary draft rule (draft no. 1) – May 4th through May 25th. Draft no. 1 has been available for review and comment since May 4th, the day the notice of negotiated rulemaking was published in the Idaho Administrative Bulletin. The bulletin notice includes a link to draft no. 1 posted on the DEQ website. Draft no. 1 was discussed at the first meeting held on May 18th, which is one week prior to the May 25th comment deadline. Idaho Code § 67-5220 does not specifically state how many days an agency shall provide for written comments on draft rules, so DEQ uses Idaho Code § 67-5222 as a guide. Idaho Code § 67-5222 requires that an agency provide a minimum of 21 days for the public to submit written comments on a proposed rule.

The May 25th comment deadline is one of many opportunities for the public to provide comments on this rule docket. The public will have an opportunity to comment on every negotiated rule draft and then again when the proposed rule is published later this fall. If DEQ makes revisions to the rule after consideration of comments made during the May 18th meeting discussion and written comments received, draft no. 2 will be posted on the website and distributed to the group approximately 1 week before the June 23rd meeting. A written comment deadline on draft no. 2 (which will be discussed on June 23rd) will be provided. If further revisions are made due to comments on draft no.2, draft no. 3 will be posted on the website and distributed to the group with another opportunity to provide written comments before publication of the proposed rule.

For the reasons stated above, DEQ will not extend the May 25th comment deadline. Once each comment period closes, the comments received will be posted on the web and distributed to the rulemaking group. I will add you to that email list.

Paula Wilson
DEQ Rulemaking Coordinator
373-0418

From: Jann Higdem [mailto:jhigdem57@gmail.com]
Sent: Friday, May 20, 2016 9:03 PM
To: Mary Anderson
Cc: Paula Wilson
Subject: Docket No. 58-0101-1601 - Negotiated Rulemaking

Ms Anderson and Ms Wilson,
I have attached my comments regarding the above referenced docket. They are being sent & received before the May 25th deadline.

My first comment requests an extension of the commenting deadline. The reason is explained.

Thank you for the opportunity to comment on this issue.

Respectfully,
Jann Higdem