



PROPOSED RULE MAKING

CR-102 (June 2012)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Agriculture

- Preproposal Statement of Inquiry was filed as WSR 15-04-126 ; or
- Expedited Rule Making--Proposed notice was filed as WSR _____; or
- Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).

- Original Notice
- Supplemental Notice to WSR _____
- Continuance of WSR _____

Title of rule and other identifying information: (Describe Subject) WAC 16-301-235, Phytosanitary field inspection requirements for beans; WAC 16-301-365 through 440, Bean seed quarantine.

Hearing location(s):
Department of Agriculture
Conference Room 238
21 North First Ave.
Yakima, WA 98902

Date: July 7, 2015 Time: 11:00 a.m.

Date of intended adoption: July 21, 2015
(Note: This is **NOT** the **effective** date)

Submit written comments to:

Name: Teresa Norman
Address: P.O. Box 42560
Olympia, WA 98504
e-mail WSDARulesComments@agr.wa.gov
fax (360)902-2043 by 5:00 p.m. 7/7/2015

Assistance for persons with disabilities: Contact

The Agency Receptionist by calling

TTY 1-800-833-6388 or (711) no later than 6/23/15

Purpose of the proposal and its anticipated effects, including any changes in existing rules In 2014, halo blight was identified in a seed crop in Washington state. In order to curtail the presence of halo blight in Washington state, the Department is proposing to modify the bean seed quarantine under chapter 16-301 WAC either to require two field inspections for fields not under sprinkler irrigation and to add a third inspection for fields under sprinkler irrigation or require a laboratory pathology test of seed for halo blight prior to planting. The proposal also requires a fourth inspection for plantings in a trial ground.

Reasons supporting proposal: Current quarantine requirements are not providing enough safeguards to prevent introduction and/or detection of bean diseases. Strengthening the quarantine and updating reporting requirements for quarantine compliance will help curtail disease and result in bean seed lots that are free from detrimental diseases.

Statutory authority for adoption: RCW 15.49.005 and 17.24.041 and chapter 34.05 RCW

Statute being implemented: Chapter 15.49 RCW Seeds

Is rule necessary because of a:

- Federal Law? Yes No
 - Federal Court Decision? Yes No
 - State Court Decision? Yes No
- If yes, CITATION:

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: May 29, 2015

TIME: 8:48 AM

WSR 15-12-064

DATE
May 29, 2015

NAME (type or print)
Brad Avey

SIGNATURE

TITLE
Assistant Director

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None.

Name of proponent: (person or organization) Washington bean seed industry

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Victor Shaul	Yakima	(509) 249-6950
Implementation.... Victor Shaul	Yakima	(509) 249-6950
Enforcement..... Victor Shaul	Yakima	(509) 249-6950

Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?

Yes. Attach copy of small business economic impact statement or school district fiscal impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No. Explain why no statement was prepared.

A small business economic impact statement was not prepared as this proposal will not create significant additional costs to industry.

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No: Please explain: The Washington State Department of Agriculture is not a listed agency in RCW 34.05.328(5)(a)(i).