



RULE-MAKING ORDER

CR-103P (May 2009)
(Implements RCW 34.05.360)

Agency: Department of Agriculture

Permanent Rule Only

Effective date of rule:

Permanent Rules

- 31 days after filing.
- Other (specify) October 1, 2016 (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose: In response to a petition for rule-making, the department has amended the crucifer quarantine rules in Chapter 16-301 WAC to:

- Remove the exemption for experiments or trial grounds of universities and USDA;
- Lift the requirement for seed dormancy testing in the eastern Washington regulated area;
- Require regulated articles to be tested and treated before transport into a regulated area;
- Modify the due dates for trial ground inspection applications;
- Require trial grounds to meet the standards set in the publication *Isolating Seed Fields in the Columbia Basin of Washington*;
- Require that phytosanitary field inspection application identify the method by which volunteers will be controlled in the following year and specifying that the department will conduct at least one inspection to ensure control was effective;
- Require that trial grounds be monitored at least twice monthly and records maintained of the monitoring;
- Require notification to the department within 24 hours when a regulated disease is identified in a trial ground;
- Require infected plant residue to be promptly destroyed by chopping and incorporating it into the soil or by other means approved by the department.

In addition, the department made other amendments to improve clarity and readability.

Citation of existing rules affected by this order:

Repealed: 16-301-510 and 533
 Amended: 16-301-490, 495, 505, 515, 525, 530, 531, 540, 545, 550, 555, 560, 570, 575, and 580
 Suspended:

Statutory authority for adoption: RCW 15.49.005, 17.24.041.

Other authority : Chapter 34.05 RCW

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 16-10-103 on 5-4-16.
 Describe any changes other than editing from proposed to adopted version: None.

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: _____ phone () _____
 Address: _____ fax () _____
 e-mail _____

Date adopted:

July 1, 2016

NAME (TYPE OR PRINT)

Derek I. Sandison

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
 STATE OF WASHINGTON
 FILED

DATE: July 01, 2016

TIME: 8:27 AM

WSR 16-14-068

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Federal rules or standards:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Recently enacted state statutes:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>

The number of sections adopted at the request of a nongovernmental entity:

	New	<u>2</u>	Amended	<u>15</u>	Repealed	<u>2</u>
--	-----	----------	---------	-----------	----------	----------

The number of sections adopted in the agency's own initiative:

	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
--	-----	----------	---------	----------	----------	----------

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
--	-----	----------	---------	----------	----------	----------

The number of sections adopted using:

Negotiated rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Pilot rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Other alternative rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>