

TRANSMITTAL OF RULES ADOPTED

FROM: AGRICULTURE  
(Name of Agency)

TO: CODE REVISER  
LEGISLATIVE BLDG (Southwest Corner, Ground Floor)  
Olympia 98501

The enclosed Permanent rules  , being order No. 1136  
Emergency rules

relating to (Name of rules or description of subject matter)

REGULATIONS RELATING TO THE REGISTRATION,  
DISTRIBUTION, AND USE OF DDT AND DDD.

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. \_\_\_\_\_<sup>①</sup> filed with the code reviser  
on \_\_\_\_\_<sup>②</sup> were regularly adopted as permanent rules of this  
(date)  
agency at \_\_\_\_\_ on \_\_\_\_\_ and are herewith  
(place) (date)  
filed in the office of the code reviser pursuant to chapter 34.04  
RCW. The effective date of such rules shall be \_\_\_\_\_<sup>③</sup>

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding that the immediate adoption of  
these rules is necessary for the preservation of the public  
health, safety, or general welfare and that observance of the  
requirements of notice and opportunity to present views on  
the proposed action would be contrary to the public interest,  
were regularly adopted as emergency rules of this agency at  
Olympia, Washington on 12/29/69 and are herewith filed in  
(place) (date)  
the office of the code reviser pursuant to chapter 34.04 RCW.

Dated this 29th day of December 1969.

STATE OF WASHINGTON  
**FILED**  
DEC 29 1969  
CODE REVISER'S OFFICE  
KET 2739 FILE # 22

AGRICULTURE  
(AGENCY)  
By [Signature]  
DIRECTOR  
Title

① NOTICE NUMBER AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY RE-  
VISER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE NO. OF LAST NOTICE)  
② STAMPED DATE AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY REVIS-  
ER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE DATE OF LAST NOTICE)  
③ UNLESS A LATER DATE IS SPECIFIED IN THIS ORDER OR IS PRESCRIBED  
IN ANOTHER STATUTE, RULES ARE EFFECTIVE 30 DAYS AFTER FILING:  
34.04.040. LEAVE THIS SPACE BLANK EXCEPT IN SUCH SPECIAL CASES.

Chapter 16-223

REGISTRATION, DISTRIBUTION, AND USE OF DDT AND DDD

STATE OF WASHINGTON  
**FILED**  
DEC 29 1969  
CODE REVISER'S OFFICE  
KET FILE #

The adoption of this Emergency Order, No. 1136, WAC 16-223-010 through 070 relating to the registration, distribution and use of DDT and DDD in this state is necessary for the immediate preservation of the public health, safety, and general welfare. It is necessary that this order become effective immediately in order that the Director may provide proper protection to the public in the sale and use of DDT and DDD in this state.

STATE OF WASHINGTON  
DEPARTMENT OF AGRICULTURE  
OLYMPIA  
EMERGENCY ORDER NO. 1136  
Effective December 29, 1969

NEW                    WAC 16-223-001 PROMULGATION. (This promulgation relates only to WAC 16-223-010 through 070).

I, Donald W. Moos, director of agriculture of the state of Washington, by virtue of the authority vested in me under Chapters 15.57 and 17.21 RCW, and due notice as provided under Chapters 34.04 and 42.32 RCW, and a public hearing held in Seattle, Washington, on October 14, 15, and 16, 1969, do hereby promulgate the following regulations relating to the registration, distribution, and use of DDT and DDD in this state.

NEW                    WAC 16-223-010 DEFINITION. Dichlorodiphenyltrichloroethane is hereinafter referred to as DDT. Dichlorodiphenyl-dichloroethane is hereinafter referred to as DDD.

NEW                    WAC 16-223-020 DECLARATION. Any pesticide formulations containing DDT or DDD are hereby declared to be "restricted use pesticides" in the state of Washington because of their persistent characteristics, as provided for in the Washington Pesticide Act, Chapter 15.57 RCW, Section 15.57.020 (29) and the Washington Pesticide Application Act, Chapter 17.21 RCW, Section 17.21.020 (21).

NEW                    WAC 16-223-030 RENEWAL OF 1969 REGISTRATIONS. (1) Current 1969 registrations of DDT and DDD labels may be renewed subject to the following conditions:

(a) To provide for the orderly removal of products from the shelves, current 1969 registrations of DDT and DDD dust labels, home and garden use labels, and labels containing directions for use on shade trees and in aquatic environments and adjacent areas may be renewed. Such renewals will be effective until June 30, 1970 only. After June 30, 1970, all DDT and DDD products so labeled will be subject to "Stop Sale" orders.

(b) Those 1969 registrations of DDT and DDD labels not affected by WAC 16-223-030 (1) (a) may be renewed for the 1970 annual registration period.

NEW                    WAC 16-223-040 REGISTRATION REQUIREMENTS. (1) No new registrations of DDT and DDD dust labels, home and garden use labels, and labels containing directions for use on shade trees and in aquatic environments and adjacent areas will be accepted for 1970. Any of these unregistered products found being offered for sale in this state will be subject to "Stop Sale" orders.

(2) All registrations for DDT and DDD not cancelled by WAC 16-223-030 (1) (a) and WAC 16-223-040 (1), shall be cancelled December 31, 1970; PROVIDED, That registered uses officially determined by June 30, 1970 to be essential uses may be extended on an annual basis.

NEW

WAC 16-223-050 DISTRIBUTION REQUIREMENTS. After June 30, 1970, all DDT and DDD products shall be sold only through outlets licensed as pesticide dealers, as provided for in the Washington Pesticide Act, Chapter 15.57 RCW, Sections 15.57.060 (1) (a), (2) (d), and 15.57.090.


NEW

WAC 16-223-060 PROHIBITING USE AND APPLICATION. The use or application of DDT and DDD shall be limited to those uses registered for use in the state of Washington; PROVIDED, That uses in aquatic environments and adjacent areas may be permitted when determined by public health officials to be essential for the control of disease vectors.

NEW

WAC 16-223-070 DISPOSAL OF RESTRICTED USE PESTICIDES AND THEIR CONTAINERS. The restricted use pesticides, DDT and DDD, or their emptied containers shall not be dumped or abandoned where they may present a hazard to persons, animals, or crops or where they may contaminate water or the environment.

I hereby certify that the foregoing is a true and correct copy of the regulations promulgated.

  
DONALD W. MOOS  
Director of Agriculture  
State of Washington

Signed at Olympia, Washington

Date 12/29/69