

State of Washington

WASHINGTON TREE FRUIT RESEARCH COMMISSION

(name of governing body)

(agency name, if applicable)

Resolution No. 6

Administrative Order No. 6

(1) Be it resolved by the Washington Tree Fruit Research Commission

acting at Yakima, Washington

(place)

that it does promulgate and adopted the annexed rules relating to:

amending WAC 16-560-06001 to add an assessment of two dollars per ton for cherries.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. 80-02-159 filed with the code reviser on February 6, 1980. Such rules shall take effect:

- [x] pursuant to RCW 34.04.040(2).
[] at a later date, such date being

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

We, find that an emergency exists and that the foregoing order 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 public interest. A statement of the facts constituting such emergency is:

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04. (1977 c 19 § 2) that "every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules" (fill in statement (a), (b), or (c) as appropriate):

[x] (a) This rule is promulgated pursuant to RCW 15.26.140 and is intended to administratively implement that statute.

[] (b) This rule is promulgated pursuant to RCW which directs that the

(agency)

has authority to implement the provisions of

(name of act or RCW citation)

[] (c) This rule is promulgated under the general rule-making authority of the

(agency)

as authorized in RCW

(4) The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

STATE OF WASHINGTON

(5) This order after being first recorded in the order register of this governing body is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED March 26, 1980

MAY 1 1980

CODE REVISER'S OFFICE

WSR 80-05-091

By

George Ing Chairman

Title

WASHINGTON TREE FRUIT RESEARCH COMMISSION
YAKIMA, WASHINGTON

This statement relates to Order No. 6 of the Washington Tree Fruit Research Commission and is filed pursuant to Chapter 84, Laws of 1977, 1st Extraordinary Session.

- A. 1. Re: AMD WAC 16-560-06001
2. Purpose of the rule or rule change is to add an assessment of two dollars per ton for cherries.
3. Statutory authority for this action is found in RCW 15.26.140.

B. Summary of the rule or rule change:

This rule amends WAC 16-560-06001 to increase the Washington Tree Fruit Research Commission's assessment on cherries to generate funds for cherry research.

C. Person responsible for drafting the rule:

1. Name: Roger L. Roberts
2. Title: Special Programs Administrator
3. Office: Agricultural Development Division
- Phone: 3-5046
- Mail Stop: AX-41

4. Inquiries regarding implementation and enforcement of the rule or rules should be addressed to:
- Same as above.

D. 1. Persons or organizations known to be proponents of the rule or rules are:

Washington Tree Fruit Research Commission and Washington Cherry Institute.

2. Persons or organizations known to be opponents of the rule or rules are:

The only opponents were those who voted against this amendment in the referendum.

E. Agency comments or recommendations, if any, regarding statutory language, implementation, enforcement, and fiscal matters pertaining to the rule:

None.

AMENDATORY SECTION (Amending Order 5, filed 3/8/74)

WAC 16-560-06001 ASSESSMENT RATES. There is hereby levied on all commercial tree fruit produced in this state or held out as being produced in this state for fresh or processing use, an assessment of twenty-five cents per ton on all such tree fruit (~~(7-except--that--such assessment--for--apples-for-fresh-shipment-shall-be-at-the-rate-of-one and-one-quarter-cents-per-hundred-pounds-gross-billing-weight)~~): PROVIDED, That such assessment for cherries shall be two dollars per ton: PROVIDED FURTHER, That such assessment for apples for fresh shipment shall be at the rate of one and one-quarter cents per hundred pounds gross billing weight.