

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

Department of Agriculture

(agency name)

Administrative Order No. 1853

(1) I, Mike Schwisow deputy, director of

the Department of Agriculture, WA

Olympia, Washington

(place)

do promulgate and adopt at

the annexed rules relating to:

Chapter 16-304 Seed Testing Fee Charges

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

This action is taken pursuant to Notice No. WSR 85-06-051

filed with the code reviser on 3/6/85. These rules shall take effect:

- [X] thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).
[] at a later date, such date being

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

I, find that an emergency exists and that this 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 the emergency is:

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

(3) Pursuant to the requirements of RCW 34.04.026 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 15.49 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 the agency has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

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

APPROVED AND ADOPTED April 30, 1985

By [Signature]

Deputy Director

Title

[Form CR-7: Rev. 7/23/82]

STATE OF WASHINGTON FILED MAY 2 1985 CODE REVISER'S OFFICE WSR 85-11-003

AMENDATORY SECTION (Amending Order 1832, filed 6/15/84)

WAC 16-304-040 SCHEDULE OF CHARGES. (1) Testing fees shall be as f

	SAMPLE MIN. SIZE	PURITY (a)	NOXIOUS ONLY
(Bentgrass	2 oz.	\$26.00	\$13.00
Bluegrass	4 oz.	18.00	11.00
Bromegrass	6 oz.	19.00	11.00
Fescue	4 oz.	18.00	11.00
Orchardgrass	4 oz.	21.00	13.00
Ryegrass	4 oz.	18.00	11.00
Crested			
-Wheatgrass	4 oz.	21.50	13.00
Other			
-Wheatgrasses	6 oz.	31.00	19.00
Other grasses	4 oz.	15.00	9.50
Beans and peas	1 1/4 lb.	11.00	6.50
Cereals	1 1/4 lb.	11.50	8.00
Other crops	4 oz.	11.50	8.00
Mixture (for each -additional-kind)		9.50	
Beets		12.00	7.50
Bentgrass	2 oz.	\$30.00	\$15.00
Bluegrass	4 oz.	21.00	13.00
Bromegrass	6 oz.	22.00	13.00
Fescue	4 oz.	21.00	13.00
Orchardgrass	4 oz.	24.00	15.00
Ryegrass	4 oz.	21.00	13.00
Crested			
Wheatgrass	4 oz.	24.50	15.00
Other			
Wheatgrasses	6 oz.	36.00	22.00
Other grasses	4 oz.	17.00	10.50
Beans and peas	1 1/4 lb.	13.00	7.50
Cereals	1 1/4 lb.	13.50	9.00
Other crops	4 oz.	13.50	9.00
Mixture (for each additional kind)		10.50	
Beets		18.00	8.50

(a) Purity - analysis to determine percent pure, other crop, inert, and weeds based on working sample as prescribed by Federal Seed Act (example: One gram - bluegrass; five grams - alfalfa; and one hundred grams - wheat) and examined for Washington state noxious weeds based on minimum sample size as prescribed by Federal Seed Act (example: Ten grams - bluegrass; fifty grams - alfalfa; five hundred grams - wheat).

(b) Germination - test prescribed by Federal Seed Act to determine percent germination of seed sample based on four hundred seeds.

(c) Purity and germination - includes both (a) and (b). This combination of tests provides information needed to label seed under state and federal acts.

(d) Tetrazolium test - a chemical test that measures viability and germination potential. (A germination test should also be obtained.)

ollows:

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-----			040;8	10
GERM	PURITY	TETRA-	12	10
(b)	AND	ZOLIUM	12	10
	GERM	200	12	10
	(c)	Seeds	12	10
-----			12	10
-----			12	10
		(d)		

---\$14.00	---\$40.00	---\$18.00	14	12
---12.00	---30.00	---18.00	16	14
---10.00	---30.00	---18.00	18	16
---10.00	---20.00	---18.00	20	18
---11.00	---32.00	---18.00	22	20
---9.50	---27.50	---18.00	24	22
			25	23
---11.00	---32.50	---18.00	27	25
			28	26
---11.00	---40.00	---18.00	30	28
---9.50	---24.50	---18.00	32	30
---10.00	---21.00	---18.00	34	32
---10.00	---21.50	---18.00	36	34
---10.00	---21.50	---18.00	38	36
			39	37
---11.00		---18.00	41	39
---15.00	---27.00)		42	40
\$16.00	\$46.00	\$21.00	44	42
14.00	35.00	21.00	46	44
11.50	33.50	21.00	48	46
11.50	32.50	21.00	50	48
13.00	37.00	21.00	52	50
10.50	31.50	21.00	54	52
			55	53
13.00	37.50	21.00	57	55
			58	56
13.00	49.00	21.00	60	58
10.50	27.50	21.00	62	60
11.50	24.50	21.00	64	62
11.50	25.00	21.00	66	64
11.50	25.00	21.00	68	66
			69	67
13.00		21.00	71	69
17.00	35.00		72	70
-----			73	71
			74	72
			75	73
			77	75
			77	75
			79	77
			79	77
			80	78
			81	79
			82	80
			83	81
			83	81
			84	82
			86	84
			86	84
			87	85
			89	87
			89	87

(2) Special tests: (Standard noxious exam size unless otherwise specified).

(a) Crop and/or weed exam..... Noxious only fee plus \$ 3.50 (or hourly rate when applicable).

All crop seeds and/or all weed seeds are listed as number per pound.

(b) Poa annua check for bentgrass and bluegrass - each five grams..... \$ ((44.00)) 16.00
 Poa annua check for other grasses - each 10 grams..... \$ ((44.00)) 16.00

(c) Sod seed analysis -

Bluegrass..... \$ ((49.00)) 56.00
 Fescue..... \$ ((35.00)) 40.00
 Ryegrass..... \$ ((28.00)) 32.00

(A special test of turf grasses - for those who need a detailed examination of seed before purchase and/or use.)

Bluegrass test includes purity, twenty-five gram all weed/all crop, except ten gram Poa annua exam. Ryegrass and Fescue test includes purity, one hundred gram all weed/all crop. (Fluorescent required on ryegrass; germ and fluorescent test additional fee.)

(d) Fluorescent test - (four hundred seed test).. \$ ((44.00)) 13.00

(e) Pest and disease, soil exam or similar..... \$ ((44.00)) 16.00

(Reported on seed analysis certificate.) A visual examination of a representative sample.

(f) Sod analysis check - fifty gram exam to evaluate if a lot appears to be sod quality (phone report only)..... \$ ((43.00)) 15.00

(g) Variety separation of Kentucky bluegrass..... \$ ((46.00)) 18.00

If separated at time of purity analysis..... \$ ((8.00)) 9.00

(3) Inventory testing for germination: A service to provide opportunity to have carry-over seed stocks except mixtures tested at lowest possible charge. Not an official germination test.

(a) Reports ((will)) may not be mailed until all tests are completed.

(b) Samples ((must)) shall be plainly labeled "inventory samples."

(c) Samples ((will)) shall be reported according to the sender's designation. The laboratory ((will)) shall assume no responsibility for correct identification. These samples and tests ((will)) shall not become a part of our permanent record.

(d) The fee for this service ((will)) shall be one-half the regular germination fee.

(e) Inventory testing for germination will be run as germination space is available, with the understanding that regular service samples have priority.

(4) Miscellaneous laboratory fees:

(a) Rush samples (including phone report if requested at time sample is submitted)..... \$ ((8.00)) 3.00

(b) Phone reports on test result, per call..... \$ ((2.50)) 3.00

(c) Preliminary report on germination (phone report only)..... \$ ((7.00)) 3.00

(d) Morphological test..... \$ ((7.00)) 3.00

(alfalfa or clover examined under magnification for combine damage.)

(e) Additional mailing of report (each destination)..... \$ 1.50

(f) Recopies of reports (minimum fee)..... \$ 2.50 (or hourly fee when applicable)

(g) ISTA test - purity and germination fee plus fifty percent

(h) Seed count..... \$ ((44.00)) 16.00

(i) Extra charge for samples requiring special preparation for germination, i.e., New Zealand spinach, pelleted seeds, spinach, chard, etc..... \$16.00

(j) Hourly fee for miscellaneous services..... \$16.00

(k) Service charge for submitted federal phytosanitary
certificates, per certificate..... \$ 5.00

(l) All states noxious weed examination..... \$12.00