

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

Department of Agriculture

(agency name)

Administrative Order No. 1901

(1) I, C. Alan Pettibone, director of The Washington State Department of Agriculture

do promulgate and adopt at Olympia, Washington (place)

the annexed rules relating to:

WAC 16-154 Rules pertaining to sale of organic foods.

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

This action is taken pursuant to Notice No. 86-17-031 filed with the code reviser on 6-10-86. 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 15.86 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.

STATE OF WASHINGTON APPROVED AND ADOPTED August 29 19 86

By Deputy Director Title

AUG 29 1986 CODE REVISER'S OFFICE WSR 86-18-040

## Chapter 16-154 WAC

### RULES PERTAINING TO SALE OF ORGANIC FOODS

#### WAC

- 16-154-010 Fertilization, soil amendment, weed and pest control.  
16-154-020 Records.

#### NEW SECTION

WAC 16-154-010 FERTILIZATION, SOIL AMENDMENT, WEED AND PEST CONTROL. Producers of food marketed as "Organic", may use the following substances in the production of that food. (1) Fertilization and soil amendment:

- (a) micro-organisms;
- (b) micro-biological products;
- (c) materials consisting of or derived or extracted solely from plants, animals, or mineral bearing rocks and not otherwise adulterated;
- (d) gypsum;
- (e) natural or amino acid chelated trace elements for known deficiencies as determined by soil and/or tissue testing;
- (f) soluble aquatic plant products;
- (g) unadulterated fish fertilizers;
- (h) treated sludge (provided that it falls within EPA guidelines).

(2) Weed, pest, and disease control, in addition to the above:

- (a) botanicals;
- (b) predatory and parasitic insects;
- (c) host specific bacterial and viral pesticides;
- (d) Bordeaux mixture;
- (e) lime sulphur;
- (f) dormant oils;
- (g) summer oils;
- (h) soap and detergents;
- (i) lures and traps.

(3) Veterinary medicines for the treatment of specific livestock or poultry diseases or maladies in no event administered within ninety days of slaughter.

(4) The application of aromatic petroleum solvents, nicotine sprays, diesel, and other petroleum fractions used as weed or carrot oil is prohibited.

#### NEW SECTION

WAC 16-154-020 RECORDS. All producers who sell farm products identified as organic shall keep accurate records of the location of the acreage used for growing such products and the additions, excluding water, made to the soil or applied to the plants or added to irrigation water. Such records shall be retained for two years after date of such sale.