



RULE-MAKING ORDER
(RCW 34.05.360)

CR-103 (10/1/89)

Agency: Department of Agriculture Permanent Rule
 Emergency Rule

(1) Date of adoption: May 10, 1993

(2) Purpose: To amend rule recognizing two distinct sub-districts within rapeseed production district 6 to clarify production and non-production areas and specifying dominant types of rapeseed production in Washington State.

(3) Citation of existing rules affected by this order:
Repealed:
Amended: Chapter 16-570 WAC Rapeseed Production and Establishment of Districts.
Suspended:

(4) Authority for adoption:
Statute: Chapters 15.65 and 15.66 RCW
Other Authority:

(5.1) **PERMANENT RULE ONLY**
Pursuant to notice filed as WSR 93-07-085 on March 18, 1993 (date).
Describe any changes other than editing from proposed to adopted version:

(5.2) **EMERGENCY RULE ONLY**
Pursuant to RCW 34.05.350 the agency for good cause finds:
 (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
 (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?
 Yes No If yes, explain:

(6) Effective date of rule:
Permanent Rules **Emergency Rules**
 31 days after filing Immediately
 Other (specify) _____ * Later (specify) _____
*(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

NAME (TYPE OR PRINT) Peter J. Goldmark
SIGNATURE
TITLE Director DATE 5/10/93

CODE REVISER USE ONLY
CODE REVISER'S OFFICE
STATE OF WASHINGTON
FILED
MAY 10 1993
TIME: 3:37
WSR 93-11-032

AMENDATORY SECTION (Amending Order 2029, filed 3/13/90, effective 4/13/90)

WAC 16-570-040 Rules of rapeseed production districts. (1) Established production districts. Duly established rapeseed production districts within the state of Washington, under procedures outlined in WAC 16-570-020, include Districts 3, 4, 5, 6, 8, 9, 10, 11, and 12. Districts 1, 2, and 7 are not currently organized, and production of rapeseed is prohibited in accordance with WAC 16-570-020(1).

(2) Dominant type rapeseed. The dominant type of rapeseed for duly established production Districts 3, 4, 5, 6 subdistrict B, 8, 9, 10, 11, and 12 shall be canola, low erucic acid rapeseed - low glucosinolates (lear-1g): *Provided*, That off-type rapeseed production may be allowed if conditions outlined in WAC 16-570-030 (1)(f) are met. Production of rapeseed in Districts 1, 2, and 7 by any person for any purpose is prohibited as per WAC 16-570-020.

(3) District 6 shall be divided into two subdistricts. Subdistrict A shall consist of all lands within Kittitas County, and production of all types of rapeseed shall be prohibited. Subdistrict B shall consist of all the remaining lands within District 6 within the defined areas of Yakima County and Benton County as defined in WAC 16-570-020(2), District 6. Production of all types of rapeseed shall be authorized in accordance with subsection (2) of this section.