

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

Department of Agriculture

(agency name)

Administrative Order No. 1878

(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 16-108-010, Shell Egg Seal Fees

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

This action is taken pursuant to Notice No. 86-01-075 filed with the code reviser on 12/18/85. 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 69.25.250 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 January 28 19 86

FILED

JAN 29 1986

By Deputy Director

Deputy Director Title

CODE REVISER'S OFFICE

WSR 86-04-027



STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE

1000 Columbia Building, Olympia, Washington 98501

DATE: January 28, 1986

TO: C. Alan Pettibone, Director

FROM: *JW* James E. Wommack, Asst. Director, Dairy and Food Div

RE: Hearing to Adopt Amendment to WAC 16-108-010 to Increase Egg Assessment from Two Mills per Dozen to Two and One Half Mills per Dozen Eggs

I opened this public rule-making hearing on January 22, 1986 with three persons present from the egg industry. Namely, James Dynes, Dynes Farms, Inc., Burlington, Washington, Gerald Wigren, Farbest Eggs, Inc., Stanwood, Washington, and Fred Schaefer, Carnation Co. - Egg Division, Rochester, Washington.

The three members of the egg industry present and representing the industry as a whole were proponents for the rule change to increase the assessment rate from \$2.00 per 1,000 dozen to \$2.50 per 1,000 dozen which is the statutory maximum.

I therefore strongly recommend that this rule be adopted as written. The appropriate documents are attached for your final approval and signature.

JEW/jc

attachments

AMENDATORY SECTION (Amending Order 1824 filed 5/11/84)

WAC 16-108-010 RATE. A fee of two and one half mills per dozen eggs is hereby established for Washington State egg seals and facsimile type Washington State egg seals imprinted on egg containers.