

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

Department of Agriculture

(agency name)

Administrative Order No. 1907

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

do promulgate and adopt at Olympia, WA (place)

the annexed rules relating to:

Chapter 16-752 Noxious Weed control--Tansy Ragwort in Hay

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

This action is taken pursuant to Notice No. 86-16-073 filed with the code reviser on 8/6/86. 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 17.10.235(2) 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 September 12 19 86

STATE OF WASHINGTON FILED

By C. A. Pettibone Director

SEP 16 1986

Title

CODE REVISER'S OFFICE

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

WSR 86-19-060

Chapter 16-752 WAC
NOXIOUS WEED CONTROL

WAC

16-752-001 DEFINITIONS

16-752-005 NOXIOUS WEED--TANSY RAGWORT IN HAY

16-752-010 TANSY RAGWORT IN HAY--PENALTIES

NEW SECTION

WAC 16-752-001 DEFINITIONS. The definitions set forth in this section shall apply throughout this chapter, unless the context otherwise requires:

(1) "Director" means the director of agriculture of this state, or a duly authorized representative.

(2) "Department" means any individual, partnership, corporation, firm, or any other entity.

(3) "Hay" means the harvested herbage of forage plants, including but not limited to grasses, legumes, sedges and rushes.

NEW SECTION

WAC 16-752-005 NOXIOUS WEED--TANSY RAGWORT IN HAY. The director finds that tansy ragwort, a noxious weed which is poisonous to livestock, is known to infest hay fields in Washington state. Under the authority of RCW 17.10.235, the following applies to the selling of hay in the state of Washington containing tansy ragwort (*Senecio jacobaea*) plants and parts thereof:

No person shall knowingly sell hay containing:

(1) Any viable tansy ragwort seed; or

(2) Greater than one-half of one percent of tansy ragwort by weight: PROVIDED, That this section shall not be construed as establishing a safe level of tansy ragwort in hay for livestock consumption.

NEW SECTION

WAC 16-752-010 TANSY RAGWORT IN HAY--PENALTIES. All violations of WAC 16-752-005 are punishable under RCW 17.10.230.