



# RULE-MAKING ORDER

(RCW 34.05.360)

CR-103 (7/22/01)

<b>Agency:</b> Department of Agriculture	<input type="checkbox"/> Permanent Rule
<b>(1) Date of adoption:</b> February 19, 2003	<input type="checkbox"/> Emergency Rule
	<input checked="" type="checkbox"/> Expedited Rule Making

**(2) Purpose:** Chapter 16-465 WAC - Rules and Regulations for the Official Determination of Bacterial Ring Rot in Seed Potatoes. This rule specifies the sampling procedure, determination of bacterial ring rot, and disposition of infected planting stock. This proposal repeals WAC 16-465-001 (Promulgation) and WAC 16-465-060 (Effective date). Neither section is necessary and reflects an outdated approach to writing regulations.

**(3) Citation of existing rules affected by this order:**  
 Repealed: WAC 16-465-001 and WAC 16-465-060  
 Amended:  
 Suspended:

**(4) Statutory authority for adoption:** Chapters 15.08, 17.24, 15.14, 15.17, and 34.05 RCW  
 Other Authority:

**PERMANENT RULE ONLY (Including Expedited Rule Making)**  
 Adopted under notice filed as WSR 03-01-126 on January 2, 2003 (date).  
 Describe any changes other than editing from proposed to adopted version: None  
*December 19 2002*

**EMERGENCY RULE ONLY**  
 Under 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:

<b>(6) Effective date of rule:</b>	
<b>Permanent Rules</b>	<b>Emergency Rules</b>
<input checked="" type="checkbox"/> 31 days after filing	<input type="checkbox"/> Immediately
<input type="checkbox"/> Other (specify) _____*	<input type="checkbox"/> 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) Valoria H. Loveland	
Signature <i>Valoria Loveland</i>	
Title Director	Date 2/19/03

**CODE REVISER USE ONLY**

CODE REVISER USE ONLY  
STATE OF WASHINGTON  
FILE

FEB 19 2003

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TIME \_\_\_\_\_ (AS) \_\_\_\_\_ PM

WSR 03-05-079

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.

**The number of sections adopted in order to comply with:**

<b>Federal statute:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
<b>Federal rules or standards:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
<b>Recently enacted state statutes:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>

**The number of sections adopted at the request of a nongovernmental entity:**

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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**The number of sections adopted in the agency's own initiative:**

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>2</u>
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
<b>Pilot rule making:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
<b>Other alternative rule making:</b>	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>2</u>

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 16-465-001  
WAC 16-465-060

Promulgation.  
Effective date.