

FROM: Department of Agriculture
(Name of Agency)

TO: CODE REVISER
LEGISLATIVE BLDG (Southwest Corner, Ground Floor)
Olympia 98501

The enclosed Permanent rules , being order No. 1327
Emergency rules

relating to (Name of rules or description of subject matter)

Fresh Fruit of Blueberry Quarantine

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. 4259 ^① filed with the code reviser
on 9/13/73 ^② were regularly adopted as permanent rules of this
(date)
agency at Olympia, Washington on 10/10/73 and are herewith
(place) (date)
filed in the office of the code reviser pursuant to chapter 34.04
RCW. The effective date of such rules shall be 11/9/73 ^③

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding that the immediate adoption of
these rules 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 the public interest,
were regularly adopted as emergency rules of this agency at
_____ on _____ and are herewith filed in
(place) (date)
the office of the code reviser pursuant to chapter 34.04 RCW.

The undersigned hereby certifies that the requirements of chapter
34.04 RCW and of the Open Public Meetings Act of 1971, chapter
42.30 RCW (1971 ex.s. c 250) have been fulfilled.

Dated this _____ tenth _____ day of _____ October _____ 1973.

STATE OF WASHINGTON
FILED
OCT 10 1973
CODE REVISER'S OFFICE
DOCKET #257 FILE #24

Department of Agriculture
(AGENCY)
Stewart Bledsoe
By Stewart Bledsoe
Director of Agriculture
Title

① NOTICE NUMBER AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY RE-
VISER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE NO. OF LAST NOTICE)
② STAMPED DATE AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY REVIS-
ER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE DATE OF LAST NOTICE)
③ UNLESS A LATER DATE IS SPECIFIED IN THIS ORDER OR IS PRESCRIBED
IN ANOTHER STATUTE, RULES ARE EFFECTIVE 30 DAYS AFTER FILING:
RCW 34.04.040. LEAVE THIS SPACE BLANK EXCEPT IN SUCH SPECIAL CASES.



STATE OF WASHINGTON

OFFICE OF THE GOVERNOR

OLYMPIA

DANIEL J. EVANS
GOVERNOR

A PROCLAMATION BY THE GOVERNOR

WHEREAS, Blueberry maggot (*Rhagoletis mendax*), is known to infest blueberries in the various states situated in the eastern part of the United States; and

WHEREAS, Blueberries produced in this state are susceptible to infestation by blueberry maggot (*Rhagoletis mendax*); and

Whereas, the shipment or the receipt of blueberries from such eastern states which may be infested with blueberry maggots will constitute a direct threat and hazard to the blueberry production in this state.

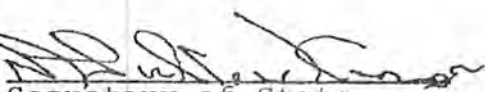
NOW, THEREFORE, I, Daniel J. Evans, Governor of the State of Washington hereby proclaim and establish a quarantine to become effective November 9, 1973, setting forth the rules for the fresh fruit of blueberry quarantine.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the State of Washington to be affixed at Olympia, this tenth day of October, A.D., nineteen hundred and seventy-three.


Governor of the State of Washington

BY THE GOVERNOR:


Secretary of State

Chapter 16-488

Fresh Fruit of Blueberry Quarantine

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA
ORDER NO. 1327
Effective November 9, 1973
FRESH FRUIT OF BLUEBERRY QUARANTINE

WAC 16-488-001 PROMULGATION. ESTABLISHING QUARANTINE.

(1) Whereas, Blueberry maggot (*Rhagoletis mendax*), is known to infest blueberries in the various states situated in the eastern part of the United States; and

(2) Whereas, Blueberries produced in this state are susceptible to infestation by blueberry maggot (*Rhagoletis mendax*); and

(3) Whereas, the shipment or the receipt of blueberries from such eastern states which may be infested with blueberry maggots will constitute a direct threat and hazard to the blueberry production in this state.

(4) Now, therefore, I, Stewart Bledsoe, director of the department of agriculture of the state of Washington, by virtue of the authority vested in me by Chapter 17.24 RCW relating to insect pests and plant diseases, after public hearing held in Olympia, Washington, on October 5, 1973, pursuant to Chapter 34.04 and 42.32 RCW do hereby proclaim and establish a quarantine to become effective November 9, 1973, setting forth the name of the insect pest for which the quarantine is established, the areas under quarantine and the noninfested areas, prohibiting the shipment or movement into the state of Washington of all fresh fruit of blueberry from the areas under quarantine.

WAC 16-488-005 PEST. Blueberry Maggot (*Rhagoletis mendax*).

WAC 16-488-010 COMMODITY COVERED. All fresh fruit of blueberry.

WAC 16-488-015 AREAS UNDER QUARANTINE. All states and districts of the United States east of and including the states of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas.

WAC 16-488-020 AREAS NOT INFESTED. All states of the United States west of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas.

WAC 16-488-025 EXEMPTIONS. (1) No restrictions are placed by this regulation on the entry into this state of fruits which upon arrival are frozen solid and which are under refrigeration to assure their solid frozen state.

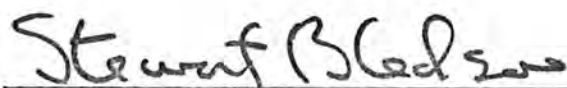
(2) Commodities covered which are held in cold storage for continuous period forty (40) days or more, during which period the temperature within the storage room is maintained at thirty-two degrees fahrenheit (32°F) or less, may be admitted provided a lot or shipment is accompanied by an official certificate evidencing compliance with the minimum requirements of this section.

WAC 16-488-030 DISPOSITION OF MATERIAL SHIPPED IN VIOLATION OF THIS QUARANTINE. Regulated commodities not meeting the requirements of this quarantine shall be returned to the point of origin, or destroyed at the option and expense of the owner or owners, his or their responsible agent or agents.

WAC 16-488-035 VIOLATION AND PENALTY. All violations of this order shall be dealt with according to the provisions of RCW 17.24.100.

WAC 16-488-040 EFFECTIVE DATE. This order shall take effect on and after November 9, 1973.

I hereby certify that the foregoing is a true and correct copy of the regulations promulgated.



STEWART BLEDSOE
Director of Agriculture
State of Washington

APPROVED:


DANIEL J. EVANS, GOVERNOR

Signed at Olympia, Washington

Date October 10, 1973