

State of Washington

Department of Agriculture

(agency name)

Administrative Order No. 1562

(1) I, Bob J. Mickelson, director of the Department of Agriculture

do promulgate and adopt at Olympia, Washington (place)

the annexed rules relating to:

WAC 16-316-525 and 16-316-530 of Chapter 16-316, Title 16 relating to eligible varieties and application and fees for small grain seed certification.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules. & 2/21/78

This action is taken pursuant to Notice No. 7971 and 78-03-045 filed with the code reviser on 12/30/77. Such rules shall take effect:

XX pursuant to RCW 34.04.040(2). at a later date, such date being April 1, 1978

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

I, find that an emergency exists and that the foregoing 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 such emergency is:

Such 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. (1977 c 19 § 2) 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 15.49 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 he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

(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 ORDERED March 1 1978

STATE OF WASHINGTON FILED

MAR 1 1978

By Bob J. Mickelson Director of Agriculture

Title

CODE REVISER'S OFFICE WSR 78-03-113

file 30

AMENDATORY SECTION (Order 1493, filed 3/31/77)

WAC 16-316-525 ELIGIBLE VARIETY AND STOCK SEED.

KIND, TYPE	VARIETY
Barley, spring	Belford, Blazer ((Gem ₅)) Klages, Larker, ((Pir ₀ line ₅)) Steptoe, Unitan, Vale 70, Vanguard, Kombar (P), Stepford (P), Woodvale
Barley, winter	Boyer, Kamiak
Oat, spring	Cayuse, Park, Victory
Rye, winter	((Tetra-Petkus)) Puma, Rymin
Wheat, spring	Borah, Fielder, ((Henry ₅ -Idaed-59 ₅)) Marfed, Peak 72, Prodx (P), Profit 75 (P), Prospur (P), Springfield, Twin, Urquie, Wandell, Wared, WS-1 (P), ((WS-3-(P) ₅)) WS-6 (P), WS-25 (P), Kitt, RF-75 (P), Wampum
Wheat, winter	Barbee, Daws, Faro, Gaines, Hyslop, Luke, McCall, McDermid, Moro, Nugaines, Paha, Sprague, Wanser, Yamhill, Jacmar (P), Stephens

(P) means Proprietary

The eligibility of other varieties may be approved by the certifying agency.

Foundation seed is eligible to produce registered seed or certified seed.

Registered seed is eligible to produce certified seed.

Certified seed is not eligible for recertification.

AMENDATORY SECTION (Order 1459, filed 5/13/76)

WAC 16-316-530 APPLICATION AND FEES. (1) An application for seed certification with application fee, field inspection fee, and late application fee (if due) for each field must be filed by or for each grower with Washington State Crop Improvement Association, Inc., the certifying agency for small grain seed.

(2) Due Dates:

(a) June 1 for winter varieties; however, acceptable for service after due date with late application fee.

(b) July 1 for spring varieties; however, acceptable for service after due date with late application fee.

(3) Fees:

(a) Application fee per variety per grower.....\$10.00

(b) Field inspection fee per acre.....\$ 0.70

(c) Late application fee.....\$10.00

(d) Reinspection fee.....(~~\$10.00~~)\$20.00

minimum for each field which did not pass field inspection plus \$ 0.20 each acre over 25. The reinspection fee for isolation requirements only for a

field of any size is \$20.00.

(e) Final certification fee.....\$ 0.10
per cwt. of clean seed sampled, which shall be charged to processing plant.

(f) Sampling fee.....\$ 0.10
per cwt. of clean seed sampled, with minimum charge of \$10.00 per sample,
which shall be charged to processing plant in lieu of mechanical sampling.

(4) A field may be withdrawn upon notification by the applicant before field inspection. In such case, the field inspection fee shall be refunded upon request until June 30 of the year following harvest.

(5) Harvest before field inspection causes forfeiture of both the application and field inspection fees, and completion of certification.



STATE OF
WASHINGTON

Dixy Lee Ray
Governor

DEPARTMENT OF AGRICULTURE

406 General Administration Building, Olympia, Washington 98504

For the purposes of legislative review of agency rules, the following statement is submitted:

1. Rules pertaining to eligible variety, application and fees for small grain seed certification. (Statutory authority 15.49 RCW)
2. Amendments add and delete varieties eligible, raise reinspection fee to \$20 minimum.
3. Art Losey
406 General Administration Bldg.
Olympia, Washington 98504
753-5064
Bob Eschbach
2015 S. 1st Street
Yakima, Washington 98903
575-2750
4. Proponents: Department of Agriculture
Washington State Crop Improvement Association
Opponents: None
5. No agency comments.