

State of Washington
Department of Agriculture

(agency name)

Administrative Order No. 1599

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

do promulgate and adopt at Olympia, WA (place)

the annexed rules relating to:
Bentgrass seed certifications in WAC 16-316-0401, WAC 16-316-0551
and WAC 16-316-0901.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.
This action is taken pursuant to Notice No. WSR 79-03-048 filed with the code reviser
on March 6, 1979. Such rules shall take effect:
 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 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):

(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.

STATE OF WASHINGTON
FILED

APR 30 1979

CODE REVISER'S OFFICE

WSR 79-05-064

APPROVED AND ADOPTED April 30 19 79
By *[Signature]*
Deputy Director

Title

AMENDATORY SECTION (Amending Order 1451, filed 5/13/76)

WAC 16-316-0401 CERTIFICATION FEES. (1) Seedling Applications: Due within sixty days after planting, however, may be accepted after due date at the discretion of the certifying agency.

- (a) Seedling application fee:
Per variety, per grower..... \$10.00
- (b) Late seedling penalty fee:..... \$10.00

This additional fee shall be charged for each seedling application received more than sixty days after planting.

(2) Renewal Applications: Due May 1, however, may be accepted after due date at the discretion of the certifying agency.

- (a) Renewal application fee:
Per variety, per grower..... \$10.00
- (b) Late renewal penalty fee:..... \$10.00

This additional fee shall be charged per grower for renewal applications received after May 1.

- (3) Reinspection: Other than isolation (each field).. ~~\$(10.00)~~
20.00

If a field is rejected for certification, the grower may apply for reinspection after the cause for rejection is corrected. Only two reinspections are permitted for each field each year.

- (4) ~~((-Sampling-fee--{per-100-lbs-}-----\$-0.25~~
~~----Production-fee---includes-tagging--{per-100-lbs}-----\$-0.25~~

~~The-sampling-and-production-fees-are-billed-at-completion-of-tests-~~
~~If-none-of-the-seed-is-tagged,-40%-of-the-25%-cwt.-production-fee~~
~~charged-is-refundable-))~~ Inspection and final certification fees:

Inspection and final certification fees will be based on pounds sampled and billed upon completion of required tests.

- (a) Inspection and final certification fee:..... \$0.60
per 100 pounds. (If no seed is tagged, 20% of the
final certification fee is refundable upon request.)
- (b) Service fee for out-of-state origin \$0.30
per 100 pounds.
- (c) Blend fee shall be as established by blend regulation, and in
addition to above fees. However, blend fee not applicable to salvage
blends.
- (d) Payment of fees shall be the responsibility of the person
signing the application. However the processor may assume
responsibility.

(5) Fees for services such as O.E.C.D. and sod quality, etc.,
shall be in addition to the fees listed in these standards.

(6) Purity & Germination test ~~((*****))~~ fees as established
by the director of agriculture.

~~((6))~~ (7) Fees for ~~((resampling;))~~ retagging, or services not
listed in this order shall be the most applicable fee established by
the director of agriculture.

~~((7))~~ (8) Fees for reissue of tags shall be \$ 0.05 a tag with
minimum fee of \$5.00.

AMENDATORY SECTION (Amending Order 1451, filed 5/13/76)

WAC 16-316-0551 FIELD TOLERANCES. Field tolerances shall be as follows:

- (1) Maximum other varieties permitted in fields producing:

Foundation: 0%
Registered: 0%
Certified: (0%) 2%

- (2) A trace of redtop is permitted in certified blue tag bent-grass fields.

(3) Prohibited noxious weeds must be controlled to prevent seed formation.

AMENDATORY SECTION (Amending Order 1301, filed 4/24/73)

WAC 16-316-0901 STANDARDS FOR VERIFICATION OF TURF SEED INGREDIENTS. (1) The general rules for seed certification are basic and together with the following specific regulations constitute the rules for certification identity of mixtures of different kinds of certified seed.

(2) A blend data sheet, including proof of certification, verifying the origin and the certifying agency along with the analysis and pounds of each lot must be submitted to the certifying agency for approval.

(3) Each lot of certified seed shall:

(a) Meet standards acceptable to the certifying agency.

(b) Be sampled by a certifying agency representative prior to blending. The sample shall be identified with:

(i) The verification of certification, origin, and certifying agency;

(ii) The kind/variety;

(iii) The analysis and size of lot.

(4) The certifying agency reserves the right to:

(a) Refuse permission to use individual lots;

(b) Approve the equipment to be used and procedure to follow in blending;

(c) Approve the containers and labeling to be used;

(d) Sample the final blend.

(5) The certifying agency will identify each container with an official certification label verifying that the individual lots used were certified seed lots.

(6) For a mixture to be labeled Sod Quality each component shall meet sod quality standards.

(7) Fees for turf seed blending shall be 30¢ per 100 pounds based on the pounds of seed packaged, and 2¢ for each label used.



STATE OF
WASHINGTON

Dixy Lee Ray
Governor

DEPARTMENT OF AGRICULTURE

406 General Administration Building, Olympia, Washington 98504

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

- (a) This rule relates to the seed regulations in Washington state (statutory authority RCW 15.49).
- (b) Revision of regulations concerning production, certification and distribution of seed. These changes include a 15 percent increase in seed testing fees; amendments in seed certification, quarantine, phytosanitary, noxious weed seed programs, clover, alfalfa, grass, bean, pea, lentil, soybean, small grain, tree seed, sod quality, blending, the O.E.C.D. program; and, amendments to restricted noxious weed seed list.
- (c) Department of Agriculture
Grain and Chemical Division
Art G. Losey
406 General Admin. Bldg.
Olympia, WA 98504
753-5062
- Robert Eschbach
2015 So. 1st Street
Yakima, WA 98903
575-2750
- (d) Proponents:
- Department of Agriculture
Ted Dion
Les Clemmons
Jack McGillis
- Duward Massey
Bob Johnson
- Opponents: None
- (e) None