

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

Department of Agriculture
(agency name)

Administrative Order No. 1604

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

do promulgate and adopt at Olympia, WA (place)
the annexed rules relating to:

Noxious weed seeds in WAC 16-300-003 and WAC 16-300-020.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.
This action is taken pursuant to Notice No. WSR 79-03-053 filed with the code reviser
on March 6, 1979. Such rules shall take effect:
[X] 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):

[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.

STATE OF WASHINGTON
APPROVED AND ADOPTED
FILED

April 30 19 79.

APR 30 1979

By [Signature]
Deputy Director

Title

CODE REVISER'S OFFICE
79-03-066

AMENDATORY SECTION (Amending Order 1554, filed 3/1/78)

WAC 16-300-020 RESTRICTED NOXIOUS WEED SEEDS. (1) Restricted (secondary) noxious weed seeds are the seeds of weeds which are objectionable in fields, lawns, and gardens of this state, but which can be controlled by cultural or chemical practices.

(2) It shall be unlawful for any person to distribute mislabeled seed. Seed shall be deemed to be mislabeled if it consists of or contains any of the restricted noxious weed seeds listed below in excess of the number declared on the label.

English or Common Name	Botanical or Scientific Name
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Bermudagrass	<i>Cynodon dactylon</i> (L.) Pers.
Blue lettuce	<i>Lactuca pulchella</i> (Pursh.) DC.
Docks and Sorrel	<i>Rumex</i> spp.
Dodder	<i>Cuscuta</i> spp.
Field pennycress (fanweed)	<i>Thlaspi arvense</i>
Field sandbur	<i>Cenchrus pauciflorus</i> Benth.
Gromwell (only in small grain)	<i>Lithospermum arvense</i>
Halogeton	<i>Halogeton glomeratus</i> (( <del>M.-Bieb.</del> )) C.A. Mey.
<u>Jointed goatgrass (only in small grain)</u>	<u><i>Aegilops Cylindrica</i></u>
Medusahead	<i>Elymus caput-medusae</i> L. or <i>Taeniatherum asperum</i> (Sim.) Nevski
Pacific Meadow-foxtail	<i>Alopecurus myosuroides</i> Huds. Fl. Angl.
Plantains	<i>Plantago</i> spp.
Poverty weed	<i>Iva axillaris</i> Pursh.
Puncturevine	<i>Tribulus terrestris</i> L.
Rye (only in other small grain)	<i>Secale cereale</i>
St. Johnswort	<i>Hypericum perforatum</i> L.
Dalmation toadflax	<i>Linaria dalmatica</i> (L.) Mill.
Yellow toadflax	<i>Linaria vulgaris</i> Hill.
Western ragweed	<i>Ambrosia psilostachya</i> DC.
Wild mustard	<i>Brassica kaber</i> (DC.) L.C. Wheeler Var.
Wild oat	<i>Avena fatua</i> L.
Yellow starthistle	<i>Centaurea solstitialis</i> L.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 16-300-003 PROMULGATION.



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, admendments 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