



RULE-MAKING ORDER
(RCW 34.05.360)

CR-103 (10/1/89)

Agency: Agriculture

- Permanent Rule
- Emergency Rule *DM*

(1) Date of adoption: May 24, 1993

(2) Purpose: Identification on hives will enhance communication between growers, beekeepers and pesticide applicators.

(3) Citation of existing rules affected by this order:

- Repealed:
- Amended: 16-602-040
- Suspended:

(4) Authority for adoption:

Statute: Chapter 15.60 RCW, Apiaries

Other Authority:

(5.1) PERMANENT RULE ONLY

Pursuant to notice filed as WSR _____ on _____ (date).
Describe any changes other than editing from proposed to adopted version:

(5.2) EMERGENCY RULE ONLY

Pursuant to 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: *See attachment DM*

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If yes, explain:

(6) Effective date of rule:

- | | |
|---|---|
| Permanent Rules | Emergency Rules |
| <input type="checkbox"/> 31 days after filing | <input checked="" 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)

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COURT CLERK'S OFFICE
STATE OF WASHINGTON

MAY 24 1993

4:12

93-12-039 *O*

NAME (TYPE OR PRINT)
Peter J. Goldmark

SIGNATURE

TITLE
Director

DATE
5/24/93

These rules are adopted on an emergency basis in conjunction with rules in Chapter 16-320 WAC, Additional Restrictions on the Use of Microencapsulated Methyl Parathion, to protect honeybees in the affected areas from damage while foraging. The closeness of the pollination season when bees are present does not allow sufficient time for normal adoption procedures. Rules will assist applicators in identifying apiaries that may potentially be damaged and allow notification of beekeepers.

NEW SECTION

WAC 16-602-040 Apiary Marking. Properly marked honey bee apiaries shall mean apiaries marked in accordance with RCW 15.60 and the rules adopted thereunder.

Each person owning or having bees in their possession shall identify their apiary(ies) by placing a sign so it is visible to passersby. Sign lettering shall be a minimum of two inches in height and shall include the name, apiarist's identification number and telephone number. Signs shall be placed in a manner to make them conspicuous to anyone approaching the apiary location. In lieu of signing, hives may be identified by displaying the assigned apiarist identification number and telephone number in at least two-inch characters on the side and top of some colonies in each apiary. The identification shall be in a color which contrasts with the color of the hive. This identification shall be in a manner to make it conspicuous to anyone approaching the apiary location.

Provided that apiaries located at the bee keepers residence are exempt from the marking requirements.