



RULE-MAKING ORDER  
(RCW 34.05.360)

#5037

CR-103 (10/1/89)

Agency: Agriculture

- Permanent Rule
- Emergency Rule

(1) Date of adoption: March 31, 1994

(2) Purpose: Rules on ethyl parathion on canola/rape plants to protect honey bees from parathion poisoning.

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

Repealed:  
Amended: n/a  
Suspended:

(4) Authority for adoption:

Statute: RCW 15.58.040 and RCW 17.21.030  
Other Authority:

(5.1) PERMANENT RULE ONLY

Pursuant to notice filed as WSR 94-05-061 on February 11, 1994 (date).  
Describe any changes other than editing from proposed to adopted version:  
none

(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:

(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

- 31 days after filing                       Immediately
- Other (specify) \_\_\_\_\_ \*                       Later (specify) \_\_\_\_\_

\* (If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

CODE REVISER USE ONLY

NAME (TYPE OR PRINT)

Jim Jesernig

SIGNATURE

TITLE

Director

DATE

3/31/94

MAR 31 1994  
8:27  
M 08-055

## NEW SECTION

### **WAC 16-219-100 Ethyl parathion--Restricted use pesticide--Definitions.** (1)

The insecticide ethyl parathion is hereby declared to be a restricted use pesticide in all counties of the state of Washington.

(2) The following definitions shall apply to WAC 16-219-105:

(a) The term "blossoming rape and canola" shall mean when there are five or more blooms per square yard on the average in a given field.

(b) The term "registered hives of bees" shall mean hives of bees registered with the department by their owner in accordance with RCW 15.60.050.

## NEW SECTION

**WAC 16-219-105 Ethyl parathion--Application restrictions.** (1) Application of ethyl parathion to blossoming rape and canola is allowed only under the following conditions:

(a) Bloom shall be completed on the bottom two thirds of the canola/rape plants with no more than twenty five percent bloom remaining on the top one third of the plants.

(b) The application shall only be made in the evening from two hours before sunset to midnight, and only if bees are not foraging in the area to be treated.

(c) The area to be treated shall be inspected prior to application to ensure bees are not foraging at time of application.

(2) The requirements of subsection (1) of this section need not be met if there are no registered hives of bees within two miles of the field to be treated; or when the owner of the bees agrees to cover the hives during application; and all restrictions on the federally registered label are followed.