

Order # 5092



RULE-MAKING ORDER (RCW 34.05.360)

CR-103 (10/1/89)

Agency: Department of Agriculture Permanent Rule
 Emergency Rule

(1) Date of adoption: 2/5/96

(2) Purpose: Addition of white cockle and bladder campion to the list of Prohibited Noxious Weed Seed in timothy only.

(3) Citation of existing rules affected by this order: WAC 16-300-010
Repealed:
Amended: X
Suspended:

(4) Authority for adoption:
Statute: RCW 15.49.011 and 15.49.051
Other Authority:

(5.1) PERMANENT RULE ONLY
Pursuant to notice filed as WSR 95-23-070 on 11/17/95 (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:

(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.)

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FEB 06 1996

TIME: 3:52
WSR 96-04-058 AM
PM

Name (Type or Print)
Jim Jesernig

Signature

Title Director **Date** 2/5/96

AMENDATORY SECTION (Amending Order 4017, filed 12/14/92, effective 1/14/93)

WAC 16-300-010 Prohibited noxious weed seeds. (1) Prohibited (primary) noxious weed seeds are the seeds of weeds which when established are highly destructive, competitive and/or difficult to control 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 prohibited noxious weed seeds listed below. For the purpose of seed certification, see WAC 16-316-160 for the list of prohibited noxious weeds.

ENGLISH OR COMMON NAME	BOTANICAL OR SCIENTIFIC NAME
Austrian fieldcress	Rorippa austriaca (Crantz) Bess.
Field bindweed	Convolvulus arvensis L.
Hedge bindweed	Convolvulus sepium L.
<u>Bladder campion</u> (only in timothy- Phleum pratense)	<u>Silene cucubalus</u>
Camelthorn	Alhagi camelorum Fisch.
Canada thistle	Cirsium arvense (L.) Scop.
Hairy whitetop	Cardaria pubescens (C.A. Mey.)
Hoary cress	Cardaria draba (L.) Desv.
Jointed goatgrass (only in small grain)	Aegilops cylindrica
Knapweed complex (including bighead, Vochin, black, brown, diffuse, meadow, Russian, and spotted knapweeds, and purple starthistle)	Centaurea macrocephala, Centaurea nigrescens, Centaurea nigra, Centaurea jacea, Centaurea diffusa, Centaurea jacea x nigra, Centaurea repens, Centaurea maculosa, Centaurea calcitrapa
Leafy spurge	Euphorbia esula L.
Lepyroclis	Lepyroclis holsteoides
Perennial pepperweed	Lepidium latifolium L.
Perennial sowthistle	Sonchus arvensis L.
Quackgrass	Agropyron repens (L.) Beauv.
Serrated tussock	Nassella trichotoma
Silverleaf nightshade	Solanum elaeagnifolium Cav.
Sorghum perennial such as, but not limited to, johnsongrass, sorghum alnum, and perennial sweet sudangrass	Sorghum spp.
Tansy ragwort	Senecio jacobaea L.
Velvetleaf	Abutilon theophrasti
<u>White cockle</u> (only in timothy- Phleum pratense)	<u>Lychnis alba</u>
Yellow-flowering skeleton weed	Chondrilla juncea L.