



RULE-MAKING ORDER

R-103 (June 2004) (Implements RCW 34.05.360)

Agency: Department of Agriculture

Permanent Rule
 Emergency Rule

Effective date of rule:

Permanent Rules

31 days after filing.
 Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Effective date of rule:

Emergency Rules

Immediately upon filing.
 Later (specify) _____

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

Yes No If Yes, explain:

Purpose: The purpose of this rule making order is to repeal chapter 16-448 WAC (Standards for Potatoes) because it is outdated and no longer followed by industry. It has been supplanted by USDA grades and standards for potatoes and is, therefore, redundant. The repeal of chapter 16-448 WAC is a result of the department's ongoing rule review effort under Executive Order 97-02.

Citation of existing rules affected by this order:

Repealed: WAC 16-448-130 through WAC 16-448-200
Amended: None
Suspended: None

Statutory authority for adoption: Chapter 15.17 RCW and Chapter 34.05 RCW

Other authority :

PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR 05-06-099 on March 2, 2005.
Describe any changes other than editing from proposed to adopted version: None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: _____ phone () _____
Address: _____ fax () _____
e-mail _____

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- 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.
- 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:

Date adopted: May 4, 2005

NAME (TYPE OR PRINT)

Valoria H. Loveland

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

CODE REVISER'S OFFICE
STATE OF WASHINGTON

TIME 801 AM
WSR 05-10-09D PM

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	0	Amended	0	Repealed	0
Federal rules or standards:	New	0	Amended	0	Repealed	0
Recently enacted state statutes:	New	0	Amended	0	Repealed	0

The number of sections adopted at the request of a nongovernmental entity:

	New	0	Amended	0	Repealed	0
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The number of sections adopted in the agency's own initiative:

	New	0	Amended	0	Repealed	15
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

	New	0	Amended	0	Repealed	15
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The number of sections adopted using:

Negotiated rule making:	New	0	Amended	0	Repealed	0
Pilot rule making:	New	0	Amended	0	Repealed	0
Other alternative rule making:	New	0	Amended	0	Repealed	15

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 16-448-130	Promulgation.
WAC 16-448-135	Applicability.
WAC 16-448-140	Washington No. 1 grade.
WAC 16-448-145	Washington commercial.
WAC 16-448-150	Washington No. 2.
WAC 16-448-155	Culls.
WAC 16-448-160	Size.
WAC 16-448-165	Tolerances.
WAC 16-448-170	Application of tolerances.
WAC 16-448-175	Samples for grade and size determination.
WAC 16-448-180	Skinning.
WAC 16-448-185	Definitions.
WAC 16-448-190	Marking requirements.
WAC 16-448-195	Forbidden practices.
WAC 16-448-200	Effective date.