

TRANSMITTAL OF RULES ADOPTED

FROM: Department of Agriculture
(Name of Agency)

TO: CODE REVISER
LEGISLATIVE BLDG (Southwest Corner, Ground Floor)
Olympia 98501

The enclosed Permanent rules , being order No. 1127
Emergency rules
relating to (Name of rules or description of subject matter)

RESTRICTIONS ON LINDANE PRODUCTS

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. 2469 ^① filed with the code reviser
on 11/17/69 ^② were regularly adopted as permanent rules of this
(date)
agency at Olympia on 11/28/69 and are herewith
(place) (date)
filed in the office of the code reviser pursuant to chapter 34.04
RCW. The effective date of such rules shall be 12/31/69 ^③

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding that the immediate adoption of
these rules 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 the public interest,
were regularly adopted as emergency rules of this agency at
on and are herewith filed in
(place) (date)
the office of the code reviser pursuant to chapter 34.04 RCW.

Dated this 28th day of November 1969.

STATE OF WASHINGTON

FILED

NOV 28 1969

CODE REVISER'S OFFICE

LET # 2469 FILE # 12

Department of Agriculture

(AGENCY)

By DONALD W. MOOS

Director

Title

- ① NOTICE NUMBER AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY REVISER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE NO. OF LAST NOTICE)
- ② STAMPED DATE AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY REVISER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE DATE OF LAST NOTICE)
- ③ UNLESS A LATER DATE IS SPECIFIED IN THIS ORDER OR IS PRESCRIBED IN ANOTHER STATUTE, RULES ARE EFFECTIVE 30 DAYS AFTER FILING: 34.04.040. LEAVE THIS SPACE BLANK EXCEPT IN SUCH SPECIAL CASES.

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

ORDER NO. 1127
Effective December 31, 1969

NEW WAC 16-221-001 PROMULGATION. (This promulgation relates only to WAC 16-221-010, 020, 030, and 040).

I, Donald W. Moos, director of agriculture, by virtue of the authority vested in me under chapters 15.57 and 17.21 RCW, after due notice as provided under chapters 34.04 and 42.32 RCW, and a public hearing held in Olympia, Washington, on November 12, 1969, do promulgate the following regulations related to the use of Lindane products intended for use for vaporization.

NEW WAC 16-221-010 DEFINITION. Lindane (Gamma isomer of benzene hexachloride) is hereinafter referred to as Lindane.

NEW WAC 16-221-020 DECLARATION. Lindane products intended for use for vaporization are hereby declared to be "highly toxic" and "restricted use" pesticides in the state of Washington as provided for in the Washington Pesticide Act, Chapter 15.57 RCW, Sections 15.57.020 (27), (29), and 15.57.060 (1)(a) and (2)(b).

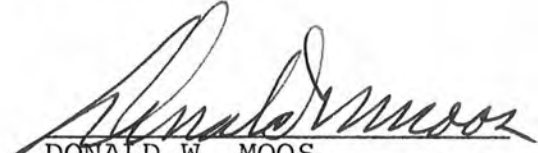
NEW WAC 16-221-030 REGISTRATION REQUIREMENTS. (1) Such Lindane products will not under any circumstances be registered for sale or distribution in this state without the following use precautions included in the precautionary labeling:

- (a) Do Not Use:
 - (i) In homes or any sleeping quarters.
 - (ii) Where food or feed is stored, processed, or served or in any area where food or feed may be contaminated.
 - (iii) Where human exposure to Lindane vapors will exceed eight hours in any one day.
 - (iv) In vaporizing unit unless unit is mounted above head height and three feet or more from the ceiling.
- (b) The label shall contain no direction that will result in the release of Lindane at a rate to exceed one gram per 15,000 cubic feet per 24 hours.

(c) Label registrations for 1970, of Lindane products intended for vaporization that do not meet the above new labeling requirements may be renewed. Such renewals will be effective until June 30, 1970 only, to provide for the orderly removal of these labeled products from the shelves, PROVIDED, THAT no new shipments of products so labeled shall be made to sales outlets within this state after January 1, 1970. After June 30, 1970, all Lindane products so labeled will be subject to stop sale.

NEW WAC 16-221-040 DISTRIBUTION REQUIREMENTS. After July 1, 1970 all Lindane products intended for use for vaporization shall be sold only through outlets licensed as pesticide dealers as provided for in the Washington Pesticide Act, Chapter 15.57 RCW, Section 15.57.090.

I hereby certify that the foregoing is a true and correct copy of the regulations promulgated.



DONALD W. MOOS
Director of Agriculture
State of Washington

Signed at Olympia, Washington

Date: 11/28/69